



Town Hall, Castle Circus,  
Torquay, Devon TQ1 3DR  
Main Switchboard (01803) 201201  
Fax (01803) 207006 DX 59006

Tuesday, 8 May 2012

## Adjourned Annual Meeting of the Council

Dear Member

I am pleased to invite you to attend adjourned annual meeting of Torbay Council which will be held in **Ballroom, Oldway Mansion, Torquay Road, Paignton, TQ3 2TE** on **Wednesday, 16 May 2012** commencing at **5.30 pm**

The items to be discussed at this meeting are attached.

Yours sincerely,

Elizabeth Raikes  
Chief Executive

(All members are summoned to attend the meeting of the Council in accordance with the requirements of the Local Government Act 1972 and Standing Orders A5.)

---

**Working for a healthy, prosperous and happy Bay**

---

For information relating to this meeting or to request a copy in another format or language please contact:

**June Gurry, Town Hall, Castle Circus, Torquay, TQ1 3DR**  
**01803 207012**

Email: [governance.support@torbay.gov.uk](mailto:governance.support@torbay.gov.uk)

(i)  
**THE MJ**  
2010  
Achievement Awards  
COMMENDED

# Meeting of the Council Agenda

## 1. Apologies for absence

## 2. Declarations of interests

- (a) To receive declarations of personal interests in respect of items on this agenda

**For reference:** Having declared their personal interest members and officers may remain in the meeting and speak (and, in the case of Members, vote on the matter in question). If the Member's interest only arises because they have been appointed to an outside body by the Council (or if the interest is as a member of another public body) then the interest need only be declared if the Member wishes to speak and/or vote on the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

- (b) To receive declarations of personal prejudicial interests in respect of items on this agenda

**For reference:** A Member with a personal interest also has a prejudicial interest in that matter if a member of the public (with knowledge of the relevant facts) would reasonably regard the interest as so significant that it is likely to influence their judgement of the public interest. Where a Member has a personal prejudicial interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

**(Please note:** If members and officers wish to seek advice on any potential interests they may have, they should contact Democratic Services or Legal Services prior to the meeting.)

## 3. Communications

To receive any communications or announcements from the Chairman, the Mayor, the Overview and Scrutiny Co-ordinator or the Chief Executive.

#### **4. Petitions**

To receive petitions and any oral representations from the public in accordance with Standing Order A12 as set out below:-

##### **(a) Petition in respect of Town Centre Business Rates**

To receive the following petition and any oral representations from the public in accordance with Standing Order A12 as set out below:-

Petition requesting the council to investigate the current system of Business Rates and look specifically at the cost per square metre of prime sales area in both town centre and out of town retail sites. (approximately 84 signatures).

##### **(b) Petition objecting to the parking charges on Torbay Road next to Torre Abbey Meadows**

Approximately 130 signatures, this petition has been referred to the decision maker (Highways Services Manager, Patrick Carney in consultation with the Executive Lead for Safer Communities and Transport, Councillor Robert Excell).

##### **(c) Petition requesting Installation of pavement bollards in Princes Road, Torquay**

Approximately 40 signatures, this petition has been referred to the decision maker (Highways Services Manager, Patrick Carney in consultation with the Executive Lead for Safer Communities and Transport, Councillor Robert Excell).

##### **(d) Petition requesting traffic calming at the top of Victoria Road, Torquay**

Approximately 76 signatures, this petition has been referred to the decision maker (Highways Services Manager, Patrick Carney in consultation with the Executive Lead for Safer Communities and Transport, Councillor Robert Excell).

#### **5. Members' questions**

To answer the following questions asked under Standing Order A13.

#### **6. Notice of motions**

To consider the following motion, notice of which has been given in accordance with Standing Order A14 by the members indicated:

This Council notes that the Portas Report amongst other recommendations highlights the need for inexpensive parking for shoppers to regenerate town centres. In light of this, this Council instructs officers to identify town centre on street parking, suitable for low cost high turnover parking at the charge of 20p per half hour, with no stays longer than one hour. These initiatives should be enacted in time for the 1st of July 2012.

Submitted by Councillors Darling and Pentney

7. **Composition and Constitution of the Executive and Record of Delegations of Executive Functions** (To Follow)  
 To receive details on the composition and constitution of the Mayor's Executive for 2012/13, together with the record of delegations of Executive functions (in accordance with Standing Order C4).
8. **Appointment of the Overview and Scrutiny Co-ordinator and Scrutiny Lead Members for 2012/13**  
 To consider:
- (a) Appointing the Overview and Scrutiny Co-ordinator for 2012/13; and
  - (b) Appointing the following scrutiny lead members for 2012/13:
    - People
    - Place
    - Business
    - Health
- (Note: Executive Leads shall not be appointed as the Overview and Scrutiny Co-ordinator or Scrutiny Lead Members.)
9. **Appointments to Committees for 2012/13 and Other Bodies** (To Follow)
- (a) To appoint committees and other bodies, agree their terms of reference and to review the allocation of seats to political groups in line with statutory requirements.
  - (b) To request nominations from the group leaders of members to serve on those committees.
10. **Calendar of Meetings for 2012/2013** (Pages 1 - 6)  
 To consider the provisional calendar of meetings for 2012/13.
11. **Scheme of Delegation for Council Functions**  
 To agree the scheme of delegation for Council functions as set out in Part 3 of the Constitution in so far as they relate to Council functions.
12. **Member Development Policy - Mayoral Decision** (Pages 7 - 18)  
 To consider a report on the Torbay Member Development Policy which sets out the framework for the Council's approach to supporting and developing the Mayor and councillors.
13. **Anti-Social Behaviour and the Private Rented Housing Sector - Mayoral Decision** (Pages 19 - 43)  
 To consider the submitted report.
14. **Article 4 Direction restricting permitted development rights to change from Use Class C3 Dwelling to C4 Small Houses in Multiple Occupation (HMO)** (Pages 44 - 50)  
 To consider the submitted report on the above.

15. **Sports Provision in Brixham and Churston** (To Follow)  
To consider the submitted report.
16. **Innovation Centre 3rd Phase** (Pages 51 - 60)  
To consider a report which seeks permission to invest in a major new Innovation Centre at White Rock, Paignton to create at least 220 new jobs, with the support of grant funding.
17. **Chief Executive - Voluntary Redundancy Request** (To Follow)  
To consider the submitted report.
18. **Statutory Officer Appointment**  
To confirm the following statutory officer appointments:  
  
Returning Officer – Caroline Taylor  
Electoral Registration Officer – Caroline Taylor
19. **Overview and Scrutiny Annual Report 2011/2012** (Pages 61 - 64)  
To consider the submitted report.
20. **Report on an Investigation into Complaint No 10 002 564 Against Torbay Council** (Pages 65 - 105)  
To consider a report on the above.