



Minutes of the Policy Development and Decision Group (Joint Operations Team)

23 November 2016

-: Present :-

Haddock (Chairman)

Mayor Oliver and Councillors Excell and King

(Also in attendance: Councillors Brooks, Bye, Darling (S), Doggett, Lewis, Morey, Robson, Tolchard and Tyerman)

12. Apologies

Apologies for absence were received from Councillors Amil, Manning, Mills and Parrott.

13. Minutes

The Minutes of the meeting of the Policy Development and Decision Group (Joint Operations Team) held on 14 September 2016 were confirmed as a correct record and signed by the Chairman.

14. Bylaws Homeless People and Begging and Traffic Regulation Orders Preventing Motor Homes Parking in Residential Areas

The Policy Development and Decision Group (Joint Operations Team) made the following recommendation to the Mayor:

That the Assistant Director of Community and Customer Services be requested to commission a consultation exercise with the public, partners and the voluntary sector to assess opinion with regards to what further action the Council (and partners where appropriate) should take in response to the issues of:

- introducing bylaws or Public Spaces Protection Orders (PSPOs) to address the problem of rough sleeping on the seafront and town centres;
- providing support to, and safeguarding, individuals with a genuine rough sleeping / street homelessness need; and
- the use of motor homes as permanent accommodation in residential areas/public highways.

The Mayor considered the recommendation of the Policy Development and Decision Group (Joint Operations Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

15. Traffic Regulation Orders Preventing Motor Homes Parking in Residential Areas

This item was considered as part of the item in Minute 14 above.

16. Transformation Project - Creation of a Local Lottery

The Policy Development and Decision Group (Joint Operations Team) made the following recommendations to the Mayor:

- (i) that the establishment of a local lottery as outlined in Exempt Appendix 2 to the submitted report be approved;
- (ii) that the preferred option to appoint an External Lottery Management (ELM) be approved and the appointment of Gatherwell Ltd be progressed by the Assistant Director of Corporate and Business Services;
- (iii) that the Assistant Director of Corporate and Business Services and Assistant Director of Community and Customer Services be appointed to hold the licence for the local lottery and submit the necessary application to the Gambling Commission; and
- (iv) that the Assistant Director of Corporate and Business Services and Assistant Director of Community and Customer Services, in consultation with the Deputy Mayor and Executive Lead for Health and Wellbeing and Corporate Services, be authorised to make any necessary changes to the proposed local lottery to meet the requirements of the Gambling Commission and Gatherwell Ltd.

The Mayor considered the recommendations of the Policy Development and Decision Group (Joint Operations Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

17. Potential Helipad and Light Rail System for Torbay

The Policy Development and Decision Group (Joint Operations Team) made the following recommendations to the Mayor:

- (i) that the Assistant Director of Corporate and Business Services be requested to consult the private sector and businesses in the aviation sector for their views on the principle of establishing a helipad facility for Torbay and that this should give the opportunity for the private sector undertaking feasibility work and to put forward proposals;

- (ii) that an informal working group comprising the Mayor and business leaders be established to investigate the economic benefits to Torbay of having a helipad facility;
- (iii) that further discussions be held between the Spatial Planning Department and Devon Air Ambulance in respect of their needs for adequate facilities; and
- (iv) that due to the economic growth in Brixham in the fishing and tourism industry there is a need to improve transport links in and out of Brixham and the surrounding area to cope with this growth and the Assistant Director of Corporate and Business Services be requested to consult with the fishing industry, Brixham Town Council, rail user groups and existing rail owners to establish, in principle, if the formation of a light railway system will benefit the long term economic prospects of Brixham and the surrounding area.

The Mayor considered the recommendations of the Policy Development and Decision Group (Joint Operations Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

18. Modern Slavery Statement

The Policy Development and Decision Group (Joint Operations Team) made the following recommendation to the Mayor:

That the Modern Slavery Statement set out in Appendix 2 to the submitted report be approved.

The Mayor considered the recommendation of the Policy Development and Decision Group (Joint Operations Team) set out above at the meeting and the record of decision, together with further information is attached to these Minutes.

Chairman

Record of Decision

Bylaws Homeless People and Begging and Traffic Regulation Orders Preventing Motor Homes Parking in Residential Areas

Decision Taker

Mayor on 23 November 2016

Decision

That the Assistant Director of Community and Customer Services be requested to commission a consultation exercise with the public, partners and the voluntary sector to assess opinion with regards to what further action the Council (and partners where appropriate) should take in response to the issues of:

- introducing bylaws or Public Spaces Protection Orders (PSPOs) to address the problem of rough sleeping on the seafront and town centres;
- providing support to, and safeguarding, individuals with a genuine rough sleeping / street homelessness need; and
- the use of motor homes as permanent accommodation in residential areas/public highways.

Reason for the Decision

To explore options to address the concerns of Members raised at the meeting.

Implementation

This decision will come into force and may be implemented on Tuesday, 6 December 2016 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The submitted report set out potential sanctions available to address concerns in connection with the increase in the number of rough sleepers, beggars, street drinking and people parking motor homes in residential areas (such as bylaws, Public Spaces Protection Orders (PSPOs) and Traffic Regulation Orders). Fran Hughes, Assistant Director of Community and Customer Services, Dave Parsons, Antisocial Behaviour Manager and Vicky Booty, Community Safety Partnership Lead Manager attended the meeting and presented the submitted report, provided an overview of the work already being undertaken by the Council and Safer Communities Partnership and responded to questions.

Chief Inspector Costin, Inspector Dawe and Sergeant Desborough attended the meeting and outlined the work and operations being carried out by the Police to address issues in connection with rough sleepers, beggars and antisocial behaviour and responded to questions. Inspector Dawe stated that the Police already had sufficient legal powers to deal with the issues raised under current legislation and that bylaws or PSPOs would not solve the problems of rough sleeping, begging and antisocial behaviour unless suitable wrap around support is available to assist the individuals to change their lifestyles.

Steve Bullman (from WBW Solicitors) and Karen Jemmett also made oral representations at the meeting.

The Mayor considered the recommendation of the Policy Development and Decision Group (Joint Operations Team) made on 23 November 2016 and his decision is set out above.

Alternative Options considered and rejected at the time of the decision

Alternative options were discussed at the meeting and set out in the submitted report.

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

28 November 2016

Signed: _____
Mayor of Torbay

Date: 28 November 2016

Record of Decision

Transformation Project - Creation of a Local Lottery

Decision Taker

Mayor on 23 November 2016

Decision

- (i) that the establishment of a local lottery as outlined in Exempt Appendix 2 to the submitted report be approved;
- (ii) that the preferred option to appoint an External Lottery Management (ELM) be approved and the appointment of Gatherwell Ltd be progressed by the Assistant Director of Corporate and Business Services;
- (iii) that the Assistant Director of Corporate and Business Services and Assistant Director of Community and Customer Services be appointed to hold the licence for the local lottery and submit the necessary application to the Gambling Commission; and
- (iv) that the Assistant Director of Corporate and Business Services and Assistant Director of Community and Customer Services, in consultation with the Deputy Mayor and Executive Lead for Health and Wellbeing and Corporate Services, be authorised to make any necessary changes to the proposed local lottery to meet the requirements of the Gambling Commission and Gatherwell Ltd.

Reason for the Decision

To enable the Council to establish a local lottery.

Implementation

This decision will come into force and may be implemented on Tuesday, 6 December 2016, unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The submitted report set out a proposal to establish a local lottery, managed on behalf of the Council by an external lottery management operator, to benefit local community groups and charities that are able to contribute towards the Council's ambitions and targeted actions set out in the Corporate Plan and are likely to be impacted by further reductions in local authority funding.

The Council will be the licence holder and will be responsible for all licence related activities, the structure, form and control of the lottery and good cause membership. Gatherwell Limited, the external lottery management operator, will be responsible for all development and day to day running of the lottery on behalf of the Council, including player management, financial management, website management and ticket sales.

The Mayor considered the recommendations of the Policy Development and Decision Group (Joint Operations Team) made on 23 November 2016 and his decision is set out above.

Alternative Options considered and rejected at the time of the decision

Alternative options were set out in the submitted report but not discussed at the meeting.

Is this a Key Decision?

Yes – Reference Number: I027020

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

28 November 2016

Signed: _____
Mayor of Torbay

Date: 28 November 2016

Record of Decision

Potential Helipad and Light Rail System for Torbay

Decision Taker

Mayor on 23 November 2016

Decision

- (i) that the Assistant Director of Corporate and Business Services be requested to consult the private sector and businesses in the aviation sector for their views on the principle of establishing a helipad facility for Torbay and that this should give the opportunity for the private sector undertaking feasibility work and to put forward proposals;
- (ii) that an informal working group comprising the Mayor and business leaders be established to investigate the economic benefits to Torbay of having a helipad facility;
- (iii) that further discussions be held between the Spatial Planning Department and Devon Air Ambulance in respect of their needs for adequate facilities; and
- (iv) that due to the economic growth in Brixham in the fishing and tourism industry there is a need to improve transport links in and out of Brixham and the surrounding area to cope with this growth and the Assistant Director of Corporate and Business Services be requested to consult with the fishing industry, Brixham Town Council, rail user groups and existing rail owners to establish, in principle, if the formation of a light railway system will benefit the long term economic prospects of Brixham and the surrounding area.

Reason for the Decision

To enable further exploration of options for a potential helipad and light rail system for Brixham.

Implementation

This decision will come into force and may be implemented on Tuesday, 6 December 2016 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The submitted report provided an update in respect of two Mayoral pledges, namely a helipad for Torbay and a light rail system to Brixham. The Council does not have any funding to progress either of these projects and the report proposed that no further work be undertaken by the Council on feasibility studies but that the private sector could undertake feasibility work themselves and put forward their own proposals in the future for a helipad or light rail system to Brixham.

The Mayor considered the recommendations of the Policy Development and Decision Group (Joint Operations Team) made on 23 November 2016 and his decision is set out above.

Alternative Options considered and rejected at the time of the decision

Alternative options were set out in the submitted report and were discussed at the meeting.

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

28 November 2016

Signed: _____
Mayor of Torbay

Date: 28 November 2016

Record of Decision
Modern Slavery Statement

Decision Taker

Mayor on 23 November 2016

Decision

That the Modern Slavery Statement set out in Appendix 2 to the submitted report be approved.

Reason for the Decision

The Council is legally required to publish a statement under the Modern Slavery Act 2015.

Implementation

This decision will come into force and may be implemented on Tuesday, 6 December 2016, unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

The Modern Slavery Act 2015 places a duty and obligation on certain organisations to produce a public statement setting out the steps they have taken to ensure there is no modern slavery in their own business and their supply chains. The submitted report set out the Council's proposed statement.

Organisations are required to comply if they:-

- Are a body corporate or a partnership;
- Carry on a business, or part of a business in the UK;
- Supply goods or services; and
- Have an annual turnover of £36m or more.

The Mayor considered the recommendation of the Policy Development and Decision Group (Joint Operations Team) made on 23 November 2016 and his decision is set out above.

Alternative Options considered and rejected at the time of the decision

None

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

28 November 2016

Signed: _____
Mayor of Torbay

Date: 28 November 2016