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FORWARD PLAN

Compiled on behalf of the Elected Mayor of Torbay

Forward Plan published on 5 January 2018

1 February 2018 to 30 April 2018

For information relating to the Forward Plan or to request a copy in another format or language please contact: Teresa Buckley (01803) 207013

Email: teresa.buckley@torbay.gov.uk

Torbay Council

Forward Plan of Key Decisions

Explanatory Note

Torbay Council is required to publish a Forward Plan of all key decisions to be taken in the following four months. The first Plan became effective on 1 March 2002. It is updated monthly.

Although Government regulations suggest that Key Decisions should only refer to Executive functions, Torbay Council has decided that those Council functions that would have been a Key Decision if they were to have been decided by the Elected Mayor will also be included in the Forward Plan. This will include changes to the Council's Policy Framework and decisions that are not in accordance with the Council's Budgetary Framework.

The Regulations define a key decision as a decision that is likely to:

- (i) result in incurring expenditure or making of savings which are significant; or
- (ii) be significant in terms of its effects on communities living or working in the area.

The Council has produced comprehensive criteria to define "significant" and these are set out on the following page.

The Forward Plan consists of a brief description of the decisions that are to be made, consultation information, key risks and key opportunities.

Copies of the documents referred to in the Forward Plan may be obtained by contacting the Governance Support Team by telephone (01803 207087), email (<u>governance.support@torbay.gov.uk</u>) or post (Town Hall, Castle Circus, Torquay, TQ1 3DR).

The Forward Plan is available free of charge on request from the Governance Support Team of Torbay Council and is available for inspection at the Connections offices in Torquay, Paignton and Brixham. It is also available on the Council's website (<u>http://www.torbay.gov.uk/forward-plan</u>).

Gordon Oliver Elected Mayor of Torbay

Definitions of "significant"

Expenditure and savings

A proposed decision shall be regarded as a Key Decision by way of **"incurring expenditure or making of savings which are significant"** if any one or more of the following apply:

- (1) In the opinion of the Chief Finance Officer, there is likely to be a budget variation (other than one within a Business Unit) of more than £250,000;
- (2) In the opinion of the Chief Finance Officer, it is likely to result in capital expenditure above that provided for in the capital programme and it is likely to involve an additional call on the Council's internal resources of more than £250,000;
- (3) In the opinion of the relevant Director, the decision is likely to have a material effect on Council services, including where:
 - (i) an existing service will be reduced by more than 10 per cent or will cease altogether;
 - (ii) a service which is currently provided in house will be outsourced (or vice versa); or
 - (iii) a partnership will be entered with a third party which is likely to involve a material element of risk transfer to the Council;
- (4) The proposal involves the acquisition or disposal of land having a value estimated by the Chief Finance Officer to be likely to exceed £250,000;
- (5) The proposal involves the disposal of a capital asset (other than land) having a value estimated by the Chief Finance Officer to be likely to exceed £250,000;
- (6) Where in the opinion of the Assistant Director Corporate and Business Services the proposal is likely to result in compulsory redundancies or major changes to the terms and conditions of employment of 100 or more employees across the Council's functions;

Effect of communities

A proposed decision shall be regarded as a Key Decision by way of being "**significant in terms of its effects on communities living or working in the area**" if the relevant Director or Assistant Director, in consultation with the relevant Executive Member, considers that it ought to be included in the Forward Plan having regard to all the circumstances including the following principles:

- (1) A decision may affect a great number of people, or a number of wards, but not significantly and these decisions shall **not** normally be regarded as key;
- (2) A decision that has a significant impact on communities living or working in only one ward will normally be treated as a Key Decision e.g. a school closure or the introduction or amendment of traffic calming measures;
- (3) Where a decision is only likely to have a significant impact on a very small number of people in one ward it will **not** normally be key. But the people affected should be informed of the forthcoming decision in sufficient time for them to exercise their rights to see the relevant papers and make an input into the decision making process;

(4) Consideration should be given to the level of public interest in the decision. The higher the level of interest the more appropriate it is that the decision should be considered to be key.

Torbay Council's ambition is for Torbay to be prosperous and healthy. This will be achieved through the following targeted actions:

- Protecting all children and giving them the best start in life;
- Working towards a more prosperous Torbay;
- Promoting healthy lifestyles across Torbay;
- Ensuring Torbay remains an attractive and safe place to live and visit; and
- Protecting and supporting vulnerable adults.

Forward Plan Contents:

Matter for decision	Expected date of Decision	Decision Maker	Page
Council Tax 2018/2019	22 Feb 2018	Council	1
Creation of a Regional Adoption Agency	1 Feb 2018	Council	2
Domestic Abuse and Sexual Violence Strategy	19 Apr 2018	Council	3
	5 Feb 2018	Elected Mayor	
Joint Supplementary Planning Document (SPD) South Hams Special Area of Conservation (SAC)	21 Jun 2018	Council	4
Land adjacent to 4 Berry Head Road (known as Jubilee Gardens)	1 Feb 2018	Council	6
Licensing of Houses in Multiple Occupation (HMOs)	22 Feb 2018	Council	7
Pay Policy Statement 2018/19 including Gender Pay Gap Report and Pensions Discretions	22 Feb 2018	Council	8
Re-commissioning of Domestic Abuse Services	5 Mar 2018	Elected Mayor	9
Revenue Budget and Capital Plan 2018/2019	8 Feb 2018	Council	11
	23 Oct 2017	Elected Mayor	
Review of Leases to Torbay Coast & Countryside Trust	1 Feb 2018	Council	13
Strategic Agreement between Torbay and South Devon NHS Foundation Trust and Torbay Council/South Devon and Torbay Clinical Commissioning Group	22 Feb 2018	Council	14
Torre Abbey Regeneration Phase 3 Heritage Lottery Fund (HLF) Bid	22 Feb 2018	Council	15
Transformation Project - Torbay Youth Trust Business Plan Proposal	1 Feb 2018	Council	16

Matter for decision	Expected date of Decision	Decision Maker	Page
Transformation Project - Town Centre Regeneration - Victoria Centre / Crossways	1 Feb 2018	Council	17

Council Tax 2018/2019

To approve the Council Tax for 2018/2019.

Wards affected:	All Wards
Consultees:	Overview and Scrutiny Board, Council and key stakeholders.
Means of Consultation:	The Overview and Scrutiny Board will consider the Mayor's budget savings proposals which will form the basis of the Revenue Budget. The Board's final views will be reported to the Mayor to enable him to recommend an appropriate level of Council Tax.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Elected Mayor and Executive Lead for Finance, Regeneration and Corporate Services (The Elected Mayor, Gordon Oliver) Head of Financial Services (Martin Phillips)
Link to targeted actions:	Corporate support
Reason for inclusion in the Forward Plan:	Revenue Budget variation +£250,000
Decision Maker:	Council
Intended Decision Date:	22 Feb 2018
If you want to make representations contact:	Martin Phillips, Torbay Council, Town Hall, Castle Circus, Torquay, TQ1 3DR, telephone: (01803) 207285, fax: (01803) 207319, email: martin.phillips@torbay.gov.uk

Creation of a Regional Adoption Agency

The creation of a Regional Adoption Agency that comprises the adoption services of Devon County Council, Plymouth City Council, Somerset County Council and Torbay Council

Wards affected:	All Wards
Consultees:	All staff impacted by the proposals
Means of Consultation:	Consultation surrounding TUPE and movement towards RAA Dec to March 2018
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Executive Lead for Adults and Children (Councillor Julien Parrott) Director of Children's Services (Andy Dempsey)
Link to targeted actions:	Protecting all children and giving them the best start in life
Reason for inclusion in the Forward Plan:	Partnership involving transfer of Council services or element of risk transfer
Decision Maker:	Council
Intended Decision Date:	1 Feb 2018
If you want to make representations contact:	Anne Osborne, Assistant Director, Children's Services, Tor Hill House, Torquay, telephone 01803 208949, email anne.osborne@torbay.gov.uk

Domestic Abuse and Sexual Violence Strategy

To agree a new Domestic Abuse and Sexual Violence Strategy as part of the Council's Policy Framework.

Wards affected:	All Wards
Consultees:	Partner agencies, service users, the Overview and Scrutiny Board
Means of Consultation:	The draft Strategy will be subject to consultation for a six week period.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Executive Lead for Health and Wellbeing (Councillor Jackie Stockman), Executive Lead for Adults and Children (Councillor Julien Parrott), Executive Lead for Adults and Children (Councillor Julien Parrott), Executive Lead for Health and Wellbeing (Councillor Jackie Stockman) Director of Public Health (Caroline Dimond)
Link to targeted actions:	Promoting healthy lifestyles across Torbay
Reason for inclusion in the Forward Plan:	Policy Framework
Decision Maker:	Elected Mayor Council
Intended Decision Date:	5 Feb 2018 19 Apr 2018
If you want to make representations contact:	Caroline Dimond, Director of Public Health, Town Hall, Castle Circus, Torquay, TQ1 3DR, telephone (01803) 207336, email caroline.dimond@torbay.gcsx.gov.uk

Joint Supplementary Planning Document (SPD) South Hams Special Area of Conservation (SAC)

To adopt a new joint 'Supplementary Planning Document (SPD) South Hams Special Area of Conservation (SAC)' as part of the Council's Policy Framework. The South Hams SAC is a European designation established under the Conservation of Habitats and Species Regulations 2010 (Habitats Regulation) and is unusual in that it is comprised of several separate but linked component Sites of Special Scientific Interest with significant Greater Horseshoe Bat maternity roost importance located over five local planning authority areas.

The joint SPD will apply to all five local planning authority areas which cover the South Hams SAC and the habitat surrounding it and is designed to assist people who are submitting and determining planning applications with the objective to facilitate the appropriate siting/planning/design of development so as to avoid/mitigate significant impact on the favourable conservation status of the SAC.

Wards affected:	All Wards
Consultees:	Statutory, non-statutory and planning database.
Means of Consultation:	Joint consultation led by Teignbridge Council minimum 6 weeks
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Deputy Mayor and Executive Lead for Planning (Councillor Derek Mills) Executive Head Assets and Business Services (Kevin Mowat)
Link to targeted actions:	Ensuring Torbay remains an attractive and safe place to live and visit
Reason for inclusion in the Forward Plan:	Policy Framework
Decision Maker:	Council
Intended Decision Date:	21 Jun 2018

representations contact:	Adam Luscombe, Senior Strategy and Project Delivery Officer, Torbay Council, Town Hall, Castle Circus, Torquay, TQ1 3DR, telephone (01803) 207693, email adam.luscombe@torbay.gov.uk
	adam.luscombe@torbay.gov.uk

Land adjacent to 4 Berry Head Road (known as Jubilee Gardens)

At the Council meeting on 23 February 2017 the Assistant Director of Corporate and Business Services was requested to explore the potential of transferring the land adjacent to 4 Berry Head Road (known as Jubilee Gardens), either as a short or medium term leasehold to Brixham Town Council, on the basis that they will be responsible for maintenance and make recommendations to the Council accordingly. This report will set out the outcome of that work.

Wards affected:	Berry Head with Furzeham
Consultees:	Brixham Town Council Town Clerk and Councillors and Torbay Councillors
Means of Consultation:	Meetings and circulation of papers
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Elected Mayor and Executive Lead for Finance, Regeneration and Corporate Services (The Elected Mayor, Gordon Oliver) Director of Corporate Services and Operations (Anne-Marie Bond)
Link to targeted actions:	Ensuring Torbay remains an attractive and safe place to live and visit
Reason for inclusion in the Forward Plan:	High level of public interest
Decision Maker:	Council
Intended Decision Date:	1 Feb 2018
If you want to make representations contact:	Anne-Marie Bond, Assistant Director - Corporate and Business Services, Town Hall, Castle Circus, Torquay, TQ1 3DR, telephone (01803) 207160, email anne- marie.bond@torbay.gov.uk

Licensing of Houses in Multiple Occupation (HMOs)

To consider a business case on selective and/or additional licensing of HMOs.

Wards affected:	All Wards
Consultees:	The Mayor and Councillors
Means of Consultation:	Meetings and circulation of papers.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Deputy Mayor and Executive Lead for Planning (Councillor Derek Mills) Executive Head Assets and Business Services (Kevin Mowat)
Link to targeted actions:	Ensuring Torbay remains an attractive and safe place to live and visit
Reason for inclusion in the Forward Plan:	High level of public interest
Decision Maker:	Council
Intended Decision Date:	22 Feb 2018
If you want to make representations contact:	Kevin Mowat, Executive Head of Assets & Business Services, telephone: (01803) 292429, email: kevin.mowat@torbay.gov.uk, Torquay Harbour Office, Beacon Quay, Torquay, TQ1 2BG

Pay Policy Statement 2018/19 including Gender Pay Gap Report and Pensions Discretions

It is a requirement of the Localism Act and Transparency Code to publish an annual pay policy statement, the Equality Act 2010 (Specific Duties and Public Authorities) Regulations 2017 to publish Gender Pay Gap information and the Local Government Pension Scheme Regulations 2013 and The Local Government Pension Scheme (Transitional Provisions & Savings) Regulations 2014 to review pensions discretions annually.

Wards affected:	All Wards
Consultees:	Trade Unions, Chief Executive and other senior officers.
Means of Consultation:	Through Joint Consultative Committee meetings with Trade Unions.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Elected Mayor and Executive Lead for Finance, Regeneration and Corporate Services (The Elected Mayor, Gordon Oliver) Director of Corporate Services and Operations (Anne-Marie Bond)
Link to targeted actions:	Working towards a more prosperous Torbay
Reason for inclusion in the Forward Plan:	High level of public interest
Decision Maker:	Council
Intended Decision Date:	22 Feb 2018
If you want to make representations contact:	Anne-Marie Bond, Director - Corporate Services and Operations, Town Hall, Castle Circus, Torquay, TQ1 3DR, telephone (01803) 207160, email anne- marie.bond@torbay.gov.uk

Re-commissioning of Domestic Abuse Services

Options and proposals for re-commissioning domestic abuse services. The current contract ends on 1 September 2018.

Wards affected:	All Wards
Consultees:	Current service provider, service users, Children's Services, Police and other relevant stakeholders including community and voluntary sector agencies. Wider public depending on preferred proposal.
Means of Consultation:	Dependent on preferred proposal. If decision is for significant change in service a full consultation will be required. Meetings and circulation of papers.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Executive Lead for Adults and Children (Councillor Julien Parrott), Executive Lead for Health and Wellbeing (Councillor Jackie Stockman) Director of Adult Services and Housing (Caroline Taylor)
Link to targeted actions:	Promoting healthy lifestyles across Torbay
Reason for inclusion in the Forward Plan:	High level of public interest
Decision Maker:	Elected Mayor
Intended Decision Date:	5 Mar 2018

If you want to make representations contact:	Shirley Beauchamp, Strategic Commissioning Officer, People, Partnership and Housing, Torbay Council, Joint Commissioning Team, Tor Hill House, 2nd Floor North, c/o Town Hall, Torquay TQ1 3DR, telephone (01803) 208727, email shirley.beauchamp@torbay.gov.uk
	Phone: 01803 208727 Email: Shirley.beauchamp@torbay.gov.uk

Revenue Budget and Capital Plan 2018/2019

To approve the Council's Revenue Budget and Capital Plan Budget for 2018/2019 including the setting of fees and charges for Council services, the Council's Corporate Asset Management Strategy and Capital Strategy.

Wards affected:	All Wards
Consultees:	Overview and Scrutiny Board, Council, key stakeholders.
Means of Consultation:	Reports in relation to the final revenue budget will be circulated to the Council's key stakeholders (in accordance with statute).
	The Mayor will set out draft budget savings proposals for consultation.
	The Mayor will request Executive Lead Members and officers to outline the implications for budget savings proposals. The Overview and Scrutiny Board and stakeholders will respond to these proposals. The Mayor will consider these comments before proposing a final budget (including proposals for service change, income generation and efficiencies) which will form part of the revenue budget which will be presented to Council in February 2018.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Elected Mayor and Executive Lead for Finance, Regeneration and Corporate Services (The Elected Mayor, Gordon Oliver)
	Head of Financial Services (Martin Phillips)
Link to targeted actions:	Corporate support
Reason for inclusion in the Forward Plan:	Revenue Budget variation +£250,000
Decision Maker:	Elected Mayor
	Council

Intended Decision Date:	23 Oct 2017
	8 Feb 2018
If you want to make representations contact:	Martin Phillips, Torbay Council, Town Hall, Castle Circus, Torquay, TQ1 3DR, telephone: (01803) 207285, fax: (01803) 207319, email: martin.phillips@torbay.gov.uk

Review of Leases to Torbay Coast & Countryside Trust

Given the financial challenges that face the Torbay Coast & Countryside Trust, as well as the Council, it is appropriate for certain amendments to be agreed to the areas of land leased to the Trust, together with a renegotiation of the existing financial arrangements between both parties.

Wards affected:	All Wards
Consultees:	Torbay Coast & Countryside Trust, Mayor, Mayors Executive Group, Group Leaders, Overview & Scrutiny Board and Senior Leadership Team
Means of Consultation:	Meetings and circulation of papers.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Elected Mayor and Executive Lead for Finance, Regeneration and Corporate Services (The Elected Mayor, Gordon Oliver) Director of Corporate Services and Operations (Anne-Marie Bond)
Link to targeted actions:	Working towards a more prosperous Torbay
Reason for inclusion in the Forward Plan:	Revenue Budget variation +£250,000
Decision Maker:	Council
Intended Decision Date:	1 Feb 2018
If you want to make representations contact:	Kevin Mowat, Executive Head for Business Services, Torquay Harbour Officer, c/o Torbay Council, Town Hall, Castle Circus, Torquay, telephone: (01803) 292429, email: kevin.mowat@torbay.gov.uk

Strategic Agreement between Torbay and South Devon NHS Foundation Trust and Torbay Council/South Devon and Torbay Clinical Commissioning Group

This is the Strategic Agreement with Torbay and South Devon NHS Foundation Trust which provides health and care on behalf of two commissioners - Torbay Council and South Devon and Torbay Clinical Commissioning Group. The Agreement outlines the outcomes which will be delivered within the financial envelope agreed and, specifically for the Council, gives transparency to the delivery of Adult Social Services on behalf of the Council.

Wards affected:	All Wards
Consultees:	Overview and Scrutiny Board
Means of Consultation:	Meetings and circulation of papers.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Executive Lead for Adults and Children (Councillor Julien Parrott) Director of Adult Services and Housing (Caroline Taylor)
Link to targeted actions:	Protecting and supporting vulnerable adults
Reason for inclusion in the Forward Plan:	Policy Framework
Decision Maker:	Council
Intended Decision Date:	22 Feb 2018
If you want to make representations contact:	Caroline Taylor, Director of Adult Services, Torbay Council, 1st Floor South, Tor Hill House, c/o Town Hall, Torquay, TQ1 3DR, telephone (01803) 208949, email caroline.taylor@torbay.gov.uk

Torre Abbey Regeneration Phase 3 Heritage Lottery Fund (HLF) Bid

Having completed 2 phases of a 3 phase regeneration programme to transform the Abbey into a high quality heritage attraction. We now need to submit a 1st Stage Heritage Lottery Fund (HLF) Bid for the 3rd phase of this programme to carry out urgent repairs, improve commercialisation, and position the Abbey as a cultural hub along with improving access and visibility from the sea front.

Wards affected:	All Wards
Consultees:	Council, SLT, Ward Councillors, residents
Means of Consultation:	Press articles, meetings, presentations
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Elected Mayor and Executive Lead for Finance, Regeneration and Corporate Services (The Elected Mayor, Gordon Oliver) Director of Corporate Services and Operations (Anne-Marie Bond)
Link to targeted actions:	Ensuring Torbay remains an attractive and safe place to live and visit
Reason for inclusion in the Forward Plan:	Revenue Budget variation +£250,000
Decision Maker:	Council
Intended Decision Date:	22 Feb 2018
If you want to make representations contact:	Norma Paynton, TDA Programme Manager, TDA, Tor Hill House, Torquay, TQ2 5QW, telephone (01803) 208697, email norma.paynton@tedcltd.com / Kevin Mowat, Executive Head of Assets & Business Services, Torquay Harbour Office, Beacon Quay, Torquay, TQ1 2BGtelephone: (01803) 292429, email: kevin.mowat@torbay.gov.uk

Transformation Project - Torbay Youth Trust Business Plan Proposal

In light of the decision made at Council on 25 February 2016 regarding the relocation of Torbay School, a revised business plan for the Torbay Youth Trust will be presented to Council for approval.

All Wards
Councillors, young people, staff, partners and Government.
Meetings and circulation of papers.
There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Executive Lead for Adults and Children (Councillor Julien Parrott) Director of Children's Services (Andy Dempsey)
Protecting all children and giving them the best start in life
Partnership involving transfer of Council services or element of risk transfer
Council
1 Feb 2018
Andy Dempsey, Director of Children's Services, telephone: (01803) 208401, email: andy.dempsey@torbay.gov.uk, address Torbay Council, 1st Floor (South) Tor Hill House, c/o Town Hall, Torquay, TQ1 3DR

Transformation Project - Town Centre Regeneration - Victoria Centre / Crossways

Review of leases, covenants and development options at Victoria Centre at Paignton.

Wards affected:	All Wards
Consultees:	Business community, Community Partnership, local residents, occupiers/tenants.
Means of Consultation:	Significant consultation has already been undertaken as part of town centre masterplan development and as part of town centre regeneration programme delivery. Further design / pre implementation consultation will be carried out with key organisations, at that right time.
Documents to be considered:	There are currently no documents published. All documents will normally be published at least five clear working days before the meeting. Where documents are not available five clear working days before the meeting, the documents will be published at the same time as they are made available to the decision maker.
Responsible Executive Lead and Officer:	Elected Mayor and Executive Lead for Finance, Regeneration and Corporate Services (The Elected Mayor, Gordon Oliver) Executive Head Assets and Business Services (Kevin Mowat)
Link to targeted actions:	Working towards a more prosperous Torbay
Reason for inclusion in the Forward Plan:	High level of public interest
Decision Maker:	Council
Intended Decision Date:	1 Feb 2018
If you want to make representations contact:	Pat Steward, Regeneration Programme Director, TDA, 3rd Floor Tor Hill, Union Street, Torquay, TQ2 5QW, telephone (01803) 208918/Kevin Mowat, Executive Head of Business Services, Torquay Harbour Office, Beacon Quay, Torquay, TQ1 2BG, telephone (01803) 292429, email kevin.mowat@torbay.gov.uk