

At a Meeting of the **DEVELOPMENT MANAGEMENT & LICENSING COMMITTEE** held via Skype on **TUESDAY** the **1st** day of **SEPTEMBER 2020** at **9.30am**

**Present:** Cllr J Yelland – Chairman  
Cllr T G Pearce – Vice Chairman

Cllr R Cheadle	Cllr P Crozier
Cllr S Hipse	Cllr C Mott
Cllr D E Moyse	Cllr B Ratcliffe
Cllr M Renders	Cllr P Vachon

Head of Development Management Practice (PW)  
Planning Case Officer (OG)  
Solicitor (DF)  
Specialist, Joint Local Plan (PB)  
Senior Case Officer, Democratic Services (KH)

**Other Members also in attendance:**

Cllrs T Southcott and Cllr T Leech

**\*DM&L 9 DECLARATION OF INTEREST**

Members were invited to declare any interests in the items of business to be considered and the following were made:

Cllr T G Pearce declared a personal interest in all applications by virtue of being a Member of the Devon Building Control Partnership. He remained in the meeting and took part in the debate and vote on the item.

**\*DM&L 10 URGENT BUSINESS**

There was no urgent business.

**\*DM&L11 CONFIRMATION OF MINUTES**

The Minutes of the Development Management and Licensing Committee Meeting held on 28 July 2020 were confirmed and signed by the Chairman as a correct record, subject to confirmation that conditions would be included in the signed minutes for the decision on application 1055/19/FUL – Erection of single-storey agricultural storage building using existing access at Field at East Linnacombe Farm, Sourton Down, Okehampton, Devon, EX20 4HR

**\*DM&L12 PLANNING, LISTED BUILDING, TREE PRESERVATION ORDER AND ENFORCEMENT REPORTS**

The Committee proceeded to consider the applications that had been prepared by the Development Management Specialists and considered also the comments of the Town and Parish Councils together with other representations received, which were listed within the presented agenda report and summarised below, and **RESOLVED** that:

(a) **Application No: 1499/20/FUL**

**Ward: Bridestowe**

**Site Address: Foxcombe Farm, Lewdown,  
Okehampton, EX20**

**Conversion of existing cabin into annex for holiday use with associated works.**

Speakers included: Supporter – Helen Spooncer:  
Local Ward Member- Cllr Terry Southcott

During debate Members expressed sympathy with the desire for the applicant's farm business to diversify and acknowledged that recent events had increased demands for tourist accommodation.

A Member suggested that the Joint Local Plan discriminated against tenant farmers in that it encouraged investment in existing buildings which would ultimately benefit landowners so dissuading tenant farmers who would not be compensated from their investment. He suggested that this breached their human rights and Equality Act 2010. Officers advised that the Joint Local Plan had been subject to an equalities impact assessment; that there was no breach of human rights where decisions were taken in accordance with the statutory framework; and that in any event whether the applicant was the owner or a tenant was not a material planning consideration.

In response to questions from Members, Officers explained the context of the Joint Local Plan and the overall spatial strategy that its policies sought to achieve. The Joint Local Plan supported the rural economy and farm diversification, but not all farm diversification was acceptable; it had to be in a sustainable location.

**RECOMMENDATION:** Refusal

The proposal development would result in tourism accommodation in an unsustainable rural location with restricted access to services and amenities reliant on the private car. The proposal is therefore contrary to Policies SPT1, SPT2, TTV1, TTV2 DEV15 and DEV29 of the Plymouth and South West Devon Joint Local Plan 2014-2034; and the National Planning Policy Framework (notably but not limited to paragraph 83).

**COMMITTEE DECISION:** Refusal for the reasons set out in the Officer Recommendation.

### **\*DM&L13 APPEALS UPDATE**

The head of Development Management took members through the appeals update. There were no questions from members.

(The Meeting terminated at 10.58am)

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**Chairman**