

**TONBRIDGE AND MALLING BOROUGH COUNCIL**

**LOCAL ENVIRONMENTAL MANAGEMENT ADVISORY BOARD**

**Thursday, 14th May, 2009**

**Present:** Cllr C Brown (Chairman), Cllr M O Davis (Vice-Chairman), Cllr Mrs S J Boakes, Cllr Mrs F A Kemp and Cllr M R Rhodes.

Councillors Mrs Anderson, Baldock, N Heslop, Thornewell and Worrall were also present pursuant to Council Procedure Rule No 15.21.

Apologies for absence were received from Councillors Chartres, Clements, D Smith and Ms Spence.

**PART 1 - PUBLIC**

**LEM  
09/039      DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**LEM  
09/040      MINUTES**

**RESOLVED:** That the notes of the meeting of the Local Environmental Management Advisory Board held on 2 March 2009 be approved as a correct record and signed by the Chairman.

**MATTERS FOR RECOMMENDATION TO THE CABINET**

**LEM  
09/041      LITTER FROM VEHICLES**

Decision Notice D090054MEM

The joint report of the Director of Health and Housing and the Cabinet Member for Environmental Services considered a possible change to legislation to improve the enforcement of litter emanating from vehicles on the highway.

**RECOMMENDED:** That a letter be sent to DEFRA confirming the Council's support for the changes proposed by the Local Government Association relating to litter legislation as detailed in the report.

**LEM  
09/042      WASTE AND STREET SCENE SERVICES CONTRACT  
PERFORMANCE FOR 2008/09**

Decision Notice D090055MEM

The joint report of the Director of Health and Housing and the Cabinet Member for Environmental Services gave details of performance over

the range of Waste and Street Scene Services' functions and contracts during 2008/09.

**RECOMMENDED:** That the 2008/09 performance information relating to contracts client managed by the Waste and Street Scene Services team be noted.

**LEM  
09/043**

**CLEANER BOROUGH CAMPAIGN UPDATE AND ACTION PLAN  
2009/10**

Decision Notice D090056MEM

The joint report of the Director of Health and Housing and the Cabinet Member for Environmental Services provided details of educational and community initiatives undertaken in 2008/09 and those planned as part of the Cleaner Borough Campaign in 2009/10.

**RECOMMENDED:** That the report be noted and the Cleaner Borough Action Plan for 2009/10 be approved.

**LEM  
09/044**

**FOOD AND SAFETY TEAM PERFORMANCE**

Decision Notice D090057MEM

The report of the Director of Health and Housing set out details of the operational activities of the Council in relation to its statutory function of food safety and food hygiene.

**RECOMMENDED:** That the performance information relating to activities associated with the food safety function in 2008/09 be noted and the service improvements for 2009/10 detailed in paragraph 1.11.1 of the report be endorsed.

**LEM  
09/045**

**ENVIRONMENTAL PROTECTION TEAM PERFORMANCE**

Decision Notice D090058MEM

The report of the Director of Health and Housing set out details of the operational activities of the Council in relation to its statutory function of environmental protection and pollution control.

**RECOMMENDED:** That the performance information relating to activities associated with the environmental protection function in 2008/09 be noted and the actions and service improvements for 2009/10 detailed in paragraph 1.9.1 of the report be endorsed.

## **MATTERS SUBMITTED FOR INFORMATION**

### **LEM 09/046 KENT WASTE PARTNERSHIP - JOINT WASTE MANAGEMENT COMMITTEE 22 JANUARY 2009**

The Minutes of the meeting of the Kent Waste Partnership - Joint Waste Management Committee held on 22 January 2009 were appended to the report of the Director of Health and Housing.

### **LEM 09/047 ENVIRONMENTAL CHAMPIONS**

Further to the item considered by the Advisory Board on 19 January 2009 (Minute LEM 09/011 refers) the report of the Director of Health and Housing provided details of awards given in recognition of the effort made by "Environmental Champions" to improve the local environment.

### **LEM 09/048 VISIT TO CLOSED LOOP RECYCLING PLANT**

Further to the detailed presentation by Mr Chris Dow of 'Closed Loop Recycling' on the recycling of plastic bottles and the subsequent production of 'food-grade' recycled plastic given at the previous meeting, the Director of Health and Housing set out details of a Members' visit to the facility at Dagenham docks on 16 June 2009.

### **LEM 09/049 THE IMPACT OF THE SMOKE FREE LEGISLATION ON LITTER**

The report of the Director of Health and Housing provided details of the negative impact on the quality and cleanliness of the street scene following the introduction of the smoke free legislation and action being taken to improve the local environment.

### **LEM 09/050 PRIMARY AUTHORITY SCHEME**

The Director of Health and Housing's report outlined details of the operational impact of the introduction on 6 April 2009 of the Statutory Authority Scheme under the provisions of Part 2 of the Regulatory Sanctions and Enforcement Act 2008.

### **LEM 09/051 ANNUAL ENVIRONMENTAL MONITORING REPORT**

The report of the Director of Health and Housing summarised environmental monitoring activities undertaken during 2008.

## **MATTERS FOR CONSIDERATION IN PRIVATE**

### **LEM 09/052 EXCLUSION OF PRESS AND PUBLIC**

The Chairman moved, it was seconded and

**RESOLVED:** That as public discussion would disclose exempt information, the following matters be considered in private.

## **PART 2 - PRIVATE**

### **MATTERS FOR RECOMMENDATION TO THE CABINET**

**LEM  
09/053**      **PAPER COLLECTION AT RECYCLING SITES**  
**(Reason: LGA 1972 Sch 12A Para 3 - Financial or business affairs**  
**of any particular person)**

Decision Notice D090059MEM

The joint report of the Director of Health and Housing and the Cabinet Member for Environmental Services recommended continuation of the existing arrangements with Aylesford Newsprint Ltd to collect paper from the Council's recycling 'bring' sites.

**RECOMMENDED:** That

(1) the Director of Health and Housing, in consultation with the Council's legal services, be authorised to approve the wording of the agreement with Aylesford Newsprint Ltd relating to the recycling of paper from the Council's 'bring' sites; and

(2) the continuation of the agreement with Aylesford Newsprint Ltd to collect paper from the Council's recycling 'bring' sites, as detailed in the report, for a period of five years from 1 June 2009 be noted and endorsed.

### **MATTERS SUBMITTED FOR INFORMATION**

**LEM  
09/054**      **SERVICE OF STATUTORY NOTICES**  
**(Reason: LGA 1972 Sch 12A Para 3 - Financial or business affairs**  
**of any particular person)**

Members were advised of the Statutory Notices served since the last meeting of the Advisory Board.

The meeting ended at 2035 hours

**TONBRIDGE & MALLING BOROUGH COUNCIL**

**RECORD OF DECISION**

**Decision Taken By: CABINET MEMBER FOR  
Environmental Services**

**Decision No: D090054MEM**

**Date: 14th May 2009**

**Decision(s) and Reason(s)**

**Litter from Vehicles**

**(Joint Report of Director of Health and Housing and Cabinet  
Member for Environmental Services)**

**The report considered a possible change to legislation to improve  
the enforcement of litter emanating from vehicles on the highway.**

Following consideration by the Local Environmental Management  
Advisory Board, the Cabinet Member for Environmental Services  
resolved that a letter be sent to DEFRA confirming the Council's support  
for the changes proposed by the Local Government Association relating  
to litter legislation as detailed in the report.

Reasons: As set out in the report submitted to the Local Environmental  
Management Advisory Board of 14 May 2009.

Signed Cabinet Member for O Baldock  
Environmental Services:

Signed Leader: M Worrall

Signed Chief Executive: D Hughes

**Date of publication: 15 May 2009**

This decision will come into force and may then be implemented on the expiry of 5  
working days after publication unless it is called in.

**TONBRIDGE & MALLING BOROUGH COUNCIL**

**RECORD OF DECISION**

**Decision Taken By: CABINET MEMBER FOR  
Environmental Services**

**Decision No: D090055MEM**

**Date: 14th May 2009**

**Decision(s) and Reason(s)**

**Waste and Street Scene Services Contract Performance for 2008/09**

**(Joint Report of Director of Health and Housing and Cabinet  
Member for Environmental Services)**

**The report gave details of performance over the range of Waste and  
Street Scene Services' functions and contracts during 2008/09.**

Following consideration by the Local Environmental Management  
Advisory Board, the Cabinet Member for Environmental Services  
resolved that the 2008/09 performance information relating to contracts  
client managed by the Waste and Street Scene Services team be noted.

Reasons: As set out in the report submitted to the Local Environmental  
Management Advisory Board of 14 May 2009.

Signed Cabinet Member for O Baldock  
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**RECORD OF DECISION**

**Decision Taken By: CABINET MEMBER FOR  
Environmental Services**

**Decision No: D090056MEM**

**Date: 14th May 2009**

**Decision(s) and Reason(s)**

**Cleaner Borough Campaign Update and Action Plan 2009/10**

**(Joint Report of Director of Health and Housing and Cabinet  
Member for Environmental Services)  
(Annex 1)**

**The report provided details of educational and community  
initiatives undertaken in 2008/09 and those planned as part of the  
Cleaner Borough Campaign in 2009/10.**

Following consideration by the Local Environmental Management  
Advisory Board, the Cabinet Member for Environmental Services  
resolved that the report be noted and the Cleaner Borough Action Plan  
for 2009/10 be approved.

Reasons: As set out in the report submitted to the Local Environmental  
Management Advisory Board of 14 May 2009.

Signed Cabinet Member for O Baldock  
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## RECORD OF DECISION

**Decision Taken By: CABINET MEMBER FOR  
Environmental Services**

**Decision No: D090057MEM**

**Date: 14th May 2009**

### **Decision(s) and Reason(s)**

#### **Food and Safety Team Performance**

**(Report of Director of Health and Housing)**

**(Annex 1)**

**(Annex 2)**

**(Annex 3)**

**(Annex 4)**

**The report set out details of the operational activities of the Council in relation to its statutory function of food safety and food hygiene.**

Following consideration by the Local Environmental Management Advisory Board, the Cabinet Member for Environmental Services resolved that the performance information relating to activities associated with the food safety function in 2008/09 be noted and the service improvements for 2009/10 detailed in paragraph 1.11.1 of the report be endorsed.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 14 May 2009.

Signed Cabinet Member for O Baldock  
Environmental Services:

Signed Leader: M Worrall

Signed Chief Executive: D Hughes

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**RECORD OF DECISION**

**Decision Taken By: CABINET MEMBER FOR  
Environmental Services**

**Decision No: D090058MEM**

**Date: 14th May 2009**

**Decision(s) and Reason(s)**

**Environmental Protection Team Performance**

**(Report of Director of Health and Housing)  
(Annex 1)  
(Annex 2)**

**The report set out details of the operational activities of the Council in relation to its statutory function of environmental protection and pollution control.**

Following consideration by the Local Environmental Management Advisory Board, the Cabinet Member for Environmental Services resolved that the performance information relating to activities associated with the environmental protection function in 2008/09 be noted and the actions and service improvements for 2009/10 detailed in paragraph 1.9.1 of the report be endorsed.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 14 May 2009.

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**TONBRIDGE & MALLING BOROUGH COUNCIL**

**RECORD OF DECISION**

**Decision Taken By: CABINET MEMBER FOR  
Environmental Services**

**Decision No: D090059MEM**

**Date: 14th May 2009**

**Decision(s) and Reason(s)**

**Paper Collection at Recycling Sites  
(Reason: LGA 1972 Sch 12A Para 3 - Financial or business affairs  
of any particular person)**

**(Joint Report of Director of Health and Housing and Cabinet  
Member for Environmental Services)**

**The report recommended continuation of the existing  
arrangements with Aylesford Newsprint Ltd to collect paper from  
the Council's recycling 'bring' sites.**

Following consideration by the Local Environmental Management  
Advisory Board, the Cabinet Member for Environmental Services  
resolved that:

- 1) the Director of Health and Housing, in consultation with the  
Council's legal services, be authorised to approve the wording of the  
agreement with Aylesford Newsprint Ltd relating to the recycling of paper  
from the Council's 'bring' sites; and
- 2) the continuation of the agreement with Aylesford Newsprint Ltd to  
collect paper from the Council's recycling 'bring' sites, as detailed in the  
report, for a period of five years from 1 June 2009 be noted and  
endorsed.

Reasons: As set out in the report submitted to the Local Environmental  
Management Advisory Board of 14 May 2009 (contains exempt  
information).

Signed Cabinet Member for O Baldock  
Environmental Services:

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