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TONBRIDGE & MALLING
BOROUGH COUNCIL

EXECUTIVE SERVICES

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15 March 2022

Dear Councillor

CABINET - TUESDAY, 15TH MARCH, 2022

I am now able to enclose, for consideration at the Tuesday, 15th March, 2022 meeting of the Cabinet, the following outstanding Notes and recommendations that were unavailable when the agenda was printed.

Agenda No Item

5. **Matters Referred from Advisory Boards (Pages 3 - 6)**

 Planning and Transportation Advisory Board – Notes of 1 March 2022
6. **Matters Referred from Advisory Panels and Other Groups (Pages 7 - 16)**

 Parish Partnership Panel – Notes of 27 February 2022
 Joint Transportation Board – Notes of 7 March 2022
8. **On-Street Parking Fees and Charges (Pages 17 - 18)**

 Item JTB 22/3 referred from Joint Transportation Board of 7 March 2022
10. **Public Toilets (Pages 19 - 20)**

 Item OS 22/12 referred from the Overview and Scrutiny Committee of 10 March 2022
11. **Equality Policy Statements and Objectives (Pages 21 - 22)**

 Item OS 22/13 referred from the Overview and Scrutiny Committee of 10 March 2022

12. **Scrutiny Training (Pages 23 - 24)**

Item OS 22/14 referred from the Overview and Scrutiny Committee of 10 March 2022

14. **Decisions Taken Under Emergency or Urgency Provisions (Pages 25 - 26)**

The decisions taken under emergency or urgent provisions subsequent to the publication of the agenda for this meeting are attached.

Yours sincerely

J E BEILBY
Chief Executive

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TONBRIDGE AND MALLING BOROUGH COUNCIL

PLANNING AND TRANSPORTATION ADVISORY BOARD

MINUTES

Tuesday, 1st March, 2022

Present: Cllr J L Botten (Chairman), Cllr D J Cooper (Vice-Chairman), Cllr T Bishop, Cllr C Brown, Cllr R W Dalton, Cllr D A S Davis, Cllr M O Davis, Cllr M A J Hood, Cllr S A Hudson, Cllr A Kennedy, Cllr D W King, Cllr R V Roud, Cllr M Taylor and Cllr D Thornewell

Councillor B Luker was also present in the Council Chamber pursuant to Council Procedure Rule No 15.21.

Councillors Mrs J A Anderson, Mrs P A Bates, R P Betts, M D Boughton, V M C Branson, A E Clark, M A Coffin, D Harman, F A Hoskins, D Keers, P J Montague, Mrs A S Oakley, M R Rhodes, J L Sergison, N G Stapleton, K B Tanner and Mrs M Tatton participated via MS Teams and joined the discussion when invited to do so in accordance with Council Procedure Rule No 15.21.

An apology for absence was received from Councillor M C Base (substituted by Cllr C Brown).

PE 22/1 DECLARATIONS OF INTEREST

Councillor M Davis declared an Other Significant Interest in the agenda item relating to the Local Plan on the grounds of his status as a partner of Warner's Solicitors. He noted however that he was entitled to remain in the meeting in accordance with the dispensation granted to him under section 33 of the Localism Act 2011 at Minute GP 19/13 (General Purposes Committee of 19 June 2019).

PE 22/2 MINUTES

RESOLVED: That the notes of the meeting of the Planning and Transportation Advisory Board held on 10 November 2021 be approved as a correct record and signed by the Chairman.

MATTERS FOR RECOMMENDATION TO THE CABINET

PE 22/3 LOCAL PLAN UPDATE

The report of the Director of Planning, Housing and Environmental Health provided an update on progress made in preparing a revised Plan following the decision made at Council in July 2021 to withdraw the Local Plan submitted to the Secretary of State on 23 January 2021. The report set out the proposed approach to engaging with Members over

the coming months and sought approval for a revised Local Development Scheme as set out at Annex 2 to the report, setting out the key milestones to adoption. An explanatory note that provided an overview of the methodology used for assessing the development suitability and accessibility of sites within the Borough was set out at Annex 1 to the report.

Councillor Taylor requested that his vote against the recommendation to agree the Local Development Scheme appended at Annex 2 be recorded.

RECOMMENDED: That

- (1) the contents of the report be noted; and
- (2) the Local Development Scheme appended at Annex 2 be agreed.

***Referred to Cabinet**

**PE 22/4 INFRASTRUCTURE DELIVERY PLAN INCLUDING ACTIVE
TRAVEL STRATEGY UPDATE**

(Decision Notice D220030MEM)

The report of the Director of Planning, Housing and Environmental Health provided an update on the Borough Council's Infrastructure Delivery Plan and Active Travel Strategy. The Plan was regularly updated to reflect the Council's progressing Local Plan and the revised business, service and delivery plans of infrastructure and service providers. Consideration was given to a consultation document that outlined the proposals and the full draft Strategy would be informed by the feedback received and presented for Member consideration to adopt/endorse by the Local Authority and Kent County Council through relevant committees later in 2022.

RECOMMENDED: That

- (1) the adoption of the Infrastructure Delivery Plan for development management and economic regeneration purposes be approved;
- (2) the Active Travel (cycle routes) consultation exercise be approved; and
- (3) the consultation would inform the production of an Active Travel Strategy and would be reported to Members later in 2022.

PE 22/5 DEVELOPMENT MANAGEMENT PROTOCOLS

The report of the Director of Planning, Housing and Environmental Health sought Member endorsement for protocols relating to Member briefings on called in applications and officer site visits. It also made recommendations to amend arrangements for public speaking at Planning Committee.

Consideration was given to the proposed protocol for applications subject to Member call-in which would ensure that Members were briefed before an application reached the relevant planning committee to establish whether there were any key issues that required resolution; and to the proposed protocol for officer site visits which set out those occasions when a site visit would be undertaken and the considerations when making an assessment. Members were asked to consider a change to the arrangements to limit public speaking and were provided information on the provisions of neighbouring authorities.

RECOMMENDED: That

- (1) the protocols at Annexes 1 and 2 be adopted for Development Management purposes, subject to the addition of the provision to allow a ward member in an adjacent ward to that which the application site falls to be able to require that the application be determined by the relevant Area Planning Committee in line with the provisions set out in the protocol at Annex 1, with final approval for any changes required to the documents before publication, or any minor changes required to keep the protocols up to date with legislation, be delegated to the Director for Planning, Housing and Environmental Health in consultation with the Cabinet Member for Strategic Planning and Infrastructure; and
- (2) a report on arrangements for public speaking be presented to a future meeting of the Planning and Transportation Advisory Board for further consideration.

***Referred to Cabinet**

MATTERS SUBMITTED FOR INFORMATION

PE 22/6 HOUSING DELIVERY TEST 2021 MEASUREMENT - UPDATE

The report of the Director of Planning, Housing and Environmental Health provided an update on the Government's Housing Delivery Test (HDT) measurement for 2021 and set out what the implications were for planning in terms of plan-making and decision-taking.

PE 22/7 PLANNING APPEALS

The item was deferred pending the availability of up to date planning appeal statistics.

MATTERS FOR CONSIDERATION IN PRIVATE

PE 22/8 EXCLUSION OF PRESS AND PUBLIC

There were no matters considered in private.

The meeting ended at 10.44 pm

TONBRIDGE AND MALLING BOROUGH COUNCIL

PARISH PARTNERSHIP PANEL

MINUTES

Thursday, 27th January, 2022

Present: Cllr R W Dalton (Chairman), Cllr Mrs M Tatton (Vice-Chairman), Cllr Dr T Shelley (Vice-Chairman), Mrs J A Anderson, Cllr R P Betts, Cllr Mrs F A Kemp, Cllr B J Luker, Cllr M R Rhodes, Cllr N G Stapleton and Cllr M Taylor.

Together with representatives from Addington, Birling, Hadlow, Hildenborough, Platt, Shipbourne, Ryarsh, West Malling and West Peckham Parish/Town Councils and County Councillors Mrs T Dean, Mrs S Hohler, S Hudson, A Kennedy and H Rayner.

Councillors A Cope, T Bishop, M D Boughton, D Harman, D Keers, Mrs A S Oakley, W E Palmer, H S Rogers, R Roud and T B Shaw participated via MS teams and joined the discussion when invited to do so in accordance with Council Procedure Rule No 15.21.

Apologies for absence were received from Councillors Mrs S Bell, M A Coffin and P M Hickmott.

PART 1 - PUBLIC

PPP 22/1 MINUTES

RESOLVED: That the Minutes of the meeting held on 4 November 2022 be approved as a correct record and signed by the Chairman.

PPP 22/2 UPDATE ON ACTION IDENTIFIED IN THE LAST MINUTES

The Chairman advised that no updates had been identified in advance of the meeting.

PPP 22/3 APPOINTMENT OF SECOND VICE-CHAIRMAN

The Panel agreed the appointment of Dr Thomas Shelley to the post of Vice Chair (as a representative of the Parish and Town Councils).

RESOLVED: That the appointment of Dr Thomas Shelley to the post of Vice Chair be agreed.

PPP 22/4 REVIEW OF FORWARD PLAN 2022/23

Members of the Panel noted the Forward Plan for 2022/23 and were requested to identify matters of business to be added to Plan. There were no further items identified.

PPP 22/5 PLANNING LAW AND POLICY - GOVERNMENT PROPOSALS

The Leader of the Council provided an update on the Governments proposals to change the planning laws/policy and advised that the position in respect of the Local Authority was difficult due to the high targets and the requirement to submit a Local Plan which met the Governments criteria, and which allowed for the infrastructure to be planned across the borough. The impact of the Governments Planning for the Future White Paper on the Local Authority was unknown, and planning in the borough would continue to be enacted on the current policies with the brown field first policy continuing to be pursued and exceptional circumstances applied to housing development in the green belt. Consideration would be given to the availability of brown field sites and whether they would deliver infrastructure improvements at the next stage of the Planning for the Future consultation. In accordance with Section 18 of the Planning and Compulsory Purchase Act 2004, the Leader explained that local communities and other interested parties would be invited to engage in the consultation of the Local Plan with the Regulation 19 consultation likely taking place in 2023.

The Leader explained that the housing numbers were calculated for all Local Authorities, and he would continue to argue the high number calculated for Tonbridge and Malling. The Housing Delivery test and the method for calculating the result was being questioned, and it was recognised that an action plan would be needed following a reduction in housing delivery since the previous year. The Leader offered to circulate the current 5 year land supply.

PPP 22/6 CLIMATE CHANGE

The Kent Association of Local Councils (on behalf of the parish councils) asked that each planning application be assessed to minimise the impact on climate change. The Leader highlighted the introduction of the Climate Change strategy which aimed for carbon neutrality by 2030, with a focus on sustainable building developments, biodiversity and travel initiatives.

There was general discussion on a range of topics including the Local Plan and the regulation 19 consultation, development in the green belt, the insulation of new and older homes and available modern technology.

In response to questioning, it was explained that the Council worked closely with developers at the pre-application stage to encourage developers to promote sustainability and steered applicants towards

supporting the Council's climate change goals and utility providers would be invited to respond to the Local Plan consultations.

In response to concerns, the Leader of the Council provided reassurance that the Council would follow a brown field first strategy when attempting to meet housing needs to ensure that the green belt land would be protected.

Concern was raised regarding the negative effect that the potential substantial increase in heavy good vehicles in the borough would have on the highway network and its impact on the Council's aim to be carbon neutral. The Panel were advised that the Council would continue to follow the legal processes to determine planning applications.

A response to the whether the Council would be submitting an evidence base for the local plan was requested for the next meeting.

PPP 22/7 LOCAL PLAN - COMMUNICATION AND ENGAGEMENT

An update was requested from West Malling Parish Council in relation to the Local Plan, with particular emphasis on communication and engagement with parish councils.

In response to a suggestion by the Leader of the Council, it was agreed that the Parish Partnership Panel be utilised for strategic discussions in relation to the Local Plan and individual councils would be invited to engage on any site specific concerns.

PPP 22/8 ANY OTHER BUSINESS

There was no other business raised.

The meeting ended at 9.10 pm

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TONBRIDGE AND MALLING BOROUGH COUNCIL

JOINT TRANSPORTATION BOARD

MINUTES

Monday, 7th March, 2022

Present: Cllr P J Montague (Chairman), County Cllr H Rayner (Vice-Chairman), Cllr R P Betts, Cllr V M C Branson, Cllr R I B Cannon, Cllr D A S Davis, Cllr M Taylor, Cllr D Thornewell, County Cllr Mrs S Hohler, County Cllr M Hood, County Cllr S Hudson and County Cllr A Kennedy

Councillors D Harman, R V Roud and K B Tanner were also present pursuant to Council Procedure Rule No. 15.21.

Councillors Mrs J A Anderson, M D Boughton, G C Bridge, C Brown, A E Clark, M A Coffin, F A Hoskins, D Keers, Mrs A S Oakley, M R Rhodes and H S Rogers participated via MS Teams and joined the discussion when invited by the Chairman to do so.

Apologies for absence were received from County Councillors Mrs T Dean, P Stepto and the parish council representative M McKinlay.

PART 1 - PUBLIC

JTB 22/1 DECLARATIONS OF INTEREST

There were no declarations of interest in accordance with the Code of Conduct.

JTB 22/2 MINUTES

RESOLVED: That the Minutes of the meeting of the Joint Transportation Board held on 22 November 2021 be approved as a correct record and signed by the Chairman.

MATTERS FOR THE BOROUGH COUNCIL

JTB 22/3 ON-STREET PARKING FEES AND CHARGES

The joint report of the Director of Street Scene, Leisure and Technical Services and the Director of Finance and Transformation sought approval to progress a formal consultation exercise with regard to on-street parking fees and charges across the Borough.

The actions to be taken to invite comments and/or objections were detailed in the report and it was proposed that formal consultation would

start in March 2022 and be open for a minimum of 21 days. Any responses received would be analysed and reported to the June meeting of the Joint Transportation Board.

Careful consideration was given to the proposed charges as detailed in the Traffic Regulation Order advertisement attached at Annex 1.

RECOMMENDED: That

- (1) the consultation for proposed on-street parking fees and charges be progressed as outlined in the report; and
- (2) the outcomes of the consultation be reported to the next meeting of the Joint Transportation Board

***Referred to Cabinet**

JTB 22/4 KINGS HILL PARKING REVIEW

(Decision Notice D220031MEM)

Members received an update on the outcome of the recent formal consultation on a parking review for Kings Hill. A large number of responses had been received and these were detailed in the report.

Careful consideration was given to the level of need within the community to manage and regulate parking. Members also had regard to the strength of feeling set out in the consultation responses. However, it was recognised that the Borough Council's parking review would be unable to address the historic planning issues in the area. It was also recognised that the proposals were based on the principles of the Highway Code and were intended to maintain access through the estate in a safe manner for residents, public transport providers and emergency services.

Local Members supported the proposals in principle but felt that consideration should be given to the use of yellow lines along Milton Lane and Hazen Road rather than the removal of parking in these locations.

RECOMMENDED: That

- (1) the significant number of formal consultation responses received be noted; and
- (2) in principle, the objections received should be set aside and the proposed changes, as set out in the Traffic Regulation Order (attached at Annex 2), be supported, with implementation delayed to allow further consideration of proposals for yellow lines in relation to Milton Lane and Hazen Road

JTB 22/5 PARKING ACTION PLAN, ACCESS GROUP 6

(Decision Notice D220032MEM)

The report covered the formal consultation on proposals in Access Group 6, a subset of the Parking Action Plan, where the Borough Council had applied a streamline process for the consideration and promotion of minor changes to the Traffic Regulation Order.

A list of all the locations, the issues raised and a recommendation for each was set out in Annex 1.

RECOMMENDED: That the recommendations for each location in Access Group 6, shown in Annex 1, be adopted and where appropriate the proposals be implemented.

JTB 22/6 PARKING ACTION PLAN, PHASE 13

(Decision Notice D220033MEM)

The report covered the investigation and informal consultation stage of the parking restriction proposals contained in Phase 13 of the Parking Action Plan and sought approval to proceed to formal consultation. A list of all the locations, the issues raised and a recommendation for each was set out in Annex 1.

The views of local members were sought on a number of recommendations and where appropriate and/or practical these would be reflected in the final proposals.

RECOMMENDED: That

- (1) the recommendations for locations Ph 13-01 to 13-11, 13-13, 13-15, 13-16, 13-20, 13-22, 13-23, 13-25, 13-26 and 13-30 to 13-33 for Phase 13, as set out in Annex 1 to the report, be adopted and where appropriate the proposals be taken forward to formal consultation; and
- (2) the views of local members having been sought; the following recommendations be adopted:
 - (i) Ph 13-12 (Upper Mill/Mill Street, East Malling) the proposal be amended if practicable to reflect a short extension to double yellow lines in Upper Mill and taken forward to formal consultation;
 - (ii) Ph 13-14 (98 Lunsford Lane, Larkfield) the proposal be taken forward to formal consultation;

- (iii) Ph 13-17 (The Croft, Leybourne) the proposal be taken forward to formal consultation;
- (iv) Ph 13-18 (Ashburnham Road, Tonbridge) the proposals be taken forward to formal consultation;
- (v) Ph 13-19 (Chiltern Way/Cheviot Close, Tonbridge) the proposals be taken forward to formal consultation;
- (vi) Ph 13-21(Priory Road, Tonbridge) the proposals be taken forward to formal consultation;
- (vii) Ph 13-24 (Vale Rise and Woodgate Way, Tonbridge) the proposals be taken forward to formal consultation;
- (viii) Ph 13-27 (44-46 Woodbury Road, Walderslade) the proposals be taken forward to formal consultation;
- (ix) Ph 13-28 (Churchfields, West Malling) the proposal be abandoned; and
- (x) Ph 13-29 (A20 London Road, Wrotham) the proposals be taken forward to formal consultation

MATTERS FOR THE COUNTY COUNCIL

JTB 22/7 PROPOSED SINGLE YELLOW LINE WAITING RESTRICTIONS - PLATINUM WAY, PLATT

The report of the Head of Transportation at Kent County Council gave details of proposed single yellow line waiting restrictions on the A25 Maidstone Road and Platinum Way, Platt. These proposals aimed to reduce the danger to pedestrians and other road users by better management of parking at this junction during school peak times

It was reported that the scheme was being funded and installed by KCC Education on behalf of Platt Church of England School.

A period of formal public consultation had not identified any safety or operational issues with the proposed single yellow line waiting restrictions. This would be in force between 0800 and 1600 hours.

RESOLVED: That the Traffic Regulation Order for Single Yellow Lines be implemented as shown in the plan provided at Appendix D to the report.

JTB 22/8 A26 TONBRIDGE ROAD, WATERINGBURY, PROPOSED 40MPH SPEED LIMIT

The report of the Head of Transportation at Kent County Council gave details of a proposed 40 mph speed limit. The changes proposed on the A26 were located to the west of the village from Pizien Well Road.

The formal public consultation had not identified any safety or operational issues with the proposed 40 mph speed limit on the section on the A26 Tonbridge Road. In addition, there was clear local support from the community of Wateringbury, the village school, the parish council and the local Borough and County Member.

RESOLVED: That the proposed 40 mph speed limit order be accepted and the Traffic Regulation Order made.

JTB 22/9 NEPICAR LAY-BY, A20 LONDON ROAD, WROTHAM - PROPOSED PROHIBITION OF MOTOR VEHICLES

The report of the Head of Transportation at Kent County Council summarised the consultation outcomes in respect of the proposed permanent prohibition of motor vehicles in the Nepicar Lay-by, off the A20 London Road. Details of the temporary arrangements in place since 2020 to prohibit traffic in the lay-by were also provided.

Reference was made to the concerns of local residents, the parish council and the local County Member who had expressed a preference for the lay-by to be closed permanently on the grounds of highway safety and anti-social behaviour. It was also indicated that Wrotham Parish Council would offer to meet reasonable costs incurred by the County Council if the lay-by was permanently closed.

It was, therefore, proposed by County Councillor H Rayner, seconded by Borough Councillor R Betts that the lay-by be permanently closed to vehicular traffic upon cessation of the temporary Traffic Regulation Order on the grounds of highway safety, anti-social behaviour, lack of appropriate facilities and the offer from Wrotham Parish Council to pay reasonable costs associated with the permanent closure.

RESOLVED: That the Nepicar lay-by on the A20 London Road, Wrotham be permanently closed to vehicular traffic for the reasons set out above.

MATTERS SUBMITTED FOR INFORMATION**JTB 22/10 HIGHWAYS FORWARD WORKS PROGRAMME: 2021/22 AND 2022/23**

The report provided an update and summarised schemes that had been programmed for delivery in 2021/22 and 2022/23.

Members made particular reference to Appendix B and expressed concern in respect of drainage and flooding along the A20 London Road and Brookfield Avenue in Larkfield and Pembury Road in Tonbridge.

JTB 22/11 ATTACHMENTS TO STREET LIGHTING ASSETS

The process for applying to place attachments on street lighting columns and the associated fees for administering permits was outlined in the report. It was reported that the fee did not include any load testing that might be required.

There was in-depth discussion around the process for granting permissions in respect of Christmas lights and hanging baskets. In addition, significant concern was expressed about the financial implications for Parish Councils, especially as these charges were incurred annually. It was felt that the County Council should be asked to consider how the financial burden to Parish Councils could be reduced.

MATTERS FOR CONSIDERATION IN PRIVATE**JTB 22/12 EXCLUSION OF PRESS AND PUBLIC**

There were no items considered in private.

The meeting ended at 8.51 pm

ON-STREET PARKING FEES AND CHARGES

Item JTB 22/3 referred from Joint Transportation Board of 7 March 2022

The joint report of the Director of Street Scene, Leisure and Technical Services and the Director of Finance and Transformation sought approval to progress a formal consultation exercise with regard to on-street parking fees and charges across the Borough.

The actions to be taken to invite comments and/or objections were detailed in the report and it was proposed that formal consultation would start in March 2022 and be open for a minimum of 21 days. Any responses received would be analysed and reported to the June meeting of the Joint Transportation Board.

Careful consideration was given to the proposed charges as detailed in the Traffic Regulation Order advertisement attached at Annex 1.

RECOMMENDED: That

- (1) the consultation for proposed on-street parking fees and charges be progressed as outlined in the report; and
- (2) the outcomes of the consultation be reported to the next meeting of the Joint Transportation Board

***Referred to Cabinet**

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PUBLIC TOILETS

Item OS 22/12 referred from Overview and Scrutiny Committee of 10 March 2022

The report of the Director of Street Scene, Leisure and Technical Services provided an update on the current position regarding Borough Council owned public toilets in Hadlow, Snodland and West Malling. A proposed way forward for each was set out in the report.

Careful consideration was given to the written response of West Malling Parish Council which detailed their views in respect of the future of the public toilets in the town centre. Reference was made to the current location of the facilities, the temporary funding arrangements organised by the local County Member and the views of local residents, businesses and visitors. It was felt by the parish council that the permanent closure of the public toilets would have implications for footfall and discourage people from visiting the shops, the Farmers Market and the various events held throughout the year.

The Committee recognised that there was no funding allocated to public toilets in these locations after 2020/21 and this position had been approved when setting the budget for 2022/23. Any changes in arrangements would represent budget growth.

In conclusion the wishes of West Malling Parish Council had to be balanced against the Borough Council's difficult financial position and the views of other parish/town councils to ensure a consistent approach was applied across the Borough.

However, the Borough Council remained open to exploring alternative venues, grant funding streams, outside of the Borough Council, and community toilet schemes with West Malling Parish Council.

RECOMMENDED: That

- (1) it be noted that the future of the toilets in Borough Green, Wrotham, Tonbridge, Larkfield, East Peckham and Aylesford, as set out in 1.1.2 of the report, was resolved;
- (2) the toilets in Hadlow and Snodland remain closed and that a report be taken to a future meeting of the Finance, Innovation and Property Advisory Board to consider alternative uses and/or disposal; and
- (3) in respect of West Malling, the toilets remain open until July 2022, as funded under the current arrangement with the County Member, and a further report be taken to the Finance, Innovation and Property Advisory Board to consider alternative uses and/or disposal.

***Referred to Cabinet**

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EQUALITY POLICY STATEMENTS AND OBJECTIVES

Item OS 22/13 referred from Overview and Scrutiny Committee of 10 March 2022

The report of the Chief Executive presented an updated Equality Policy Statement which set out the organisations objectives and areas of focus and action.

The Borough Council continued to take a proportionate approach to responding to its duties under the Equality Act (2010) reflecting the demographics of its communities.

It was proposed that four equality objectives, detailed in Annex 1, be adopted. These were:

- Training
- Equality of Opportunity
- Employment
- Housing (Temporary Housing Support)

RECOMMENDED: That the updated Equality Policy Statement and Objectives, set out in Annex 1 to the report and summarised above, be approved. 

***Referred to Cabinet**

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SCRUTINY TRAINING

Item OS 22/14 referred from Overview and Scrutiny Committee of 10 March 2022

Consideration was given to a proposal in respect of training for Members of the Overview and Scrutiny Committee as it was recognised that the Borough Councils difficult financial position required effective scrutiny, robust challenge and informed decision making.

It was proposed that a Member development session be held one evening at the Council offices and that all Members of the Overview and Scrutiny Committee would be strongly encouraged to attend. Further details of the proposal were set out in Annex 1.

Reference was made to the financial and value for money considerations and the proposal was considered 'essential spend' given the challenges ahead.

RECOMMENDED: That the approach to training as set out in the report, and detailed in Annex 1, be endorsed. 

***Referred to Cabinet**

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TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

Decision Taken By: Leader of the Council;	Decision No: D220006URG
Decision Type:	Executive
Date of Decision:	9 March 2022
Decision(s) and Reason(s)	
REINSTATEMENT OF GARDEN WASTE SERVICE	
<p>The current garden waste service has been suspended since 26 July 2021. This has impacted on both the 26,700 existing subscribers and the related income received for providing this service. The suspension originally arose from Urbaser being unable to staff the vehicles required due to the Covid pandemic and more particularly the national HGV driver shortage. During the suspension 2 separate 'one off' collections of garden waste have been progressed at no cost to residents.</p> <p>Following detailed discussions with Urbaser, and external legal advisors, a solution to enable a full reinstatement of the garden waste service has been reached which due to the need to act quickly, and associated financial implications, requires a decision to be taken urgently.</p> <p>The maximum cost to this Council will be circa £92,100 spread over a 6 month period and is permitted under Regulation 72(1)(5) of the Public Contracts Regulation concerning low value modifications to public contracts.</p> <p>The cost of the proposal will be met from the Budget Stabilisation reserve.</p>	
RESOLVED: That:	
<p>(1) The proposal for the reinstatement of the garden waste service as outlined in this decision notice be approved.</p>	
Delegated Authority which the decision is taken under	
The Council's executive may take this decision as it falls within the budget and policy framework.	

Details of any alternatives considered:
n/a
Reason(s) why rejected: n/a
Conflicts of Interest/Dispensations Granted:
There were no conflicts of interest declared or dispensations granted by or to any Member who was involved in taking this decision.
Background Papers (if any):
None

Signed Chief Officer: R Styles (Director of Street Scene, Leisure and Technical Services)

Date of publication: 10 March 2022

This decision is not subject to call-in as it is considered urgent and any delay would seriously prejudice the Council's or the public's interests. (Overview and Scrutiny Procedure Rule 15(i)).

The decision to make the payment will **be reported to the next appropriate Council meeting**, in accordance with Paragraph 4(b) of the Budget & Policy Framework Procedure Rules.