

TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

Decision Taken By: Cabinet

Decision No: D160030CAB

Date: 22 March 2016

Decision(s) and Reason(s)

Bulky Household Waste and Fridge/Freezer Collection Charges

(Item HE 16/3 referred from Housing and Environment Services Advisory Board minutes of 22 February 2016)

Consideration of recommendations to the Cabinet from the Housing and Environment Services Advisory Board of 22 February 2016.

The Cabinet resolved that:

The recommendations of the Housing and Environment Services Advisory Board be approved as follows:

The charges outlined in paragraph 1.4.3 of the report be introduced with effect from 1 April 2016 and future charges and service requests be kept under review.

Reasons: As set out in the report submitted to the Housing and Environment Services Advisory Board of 22 February 2016.

Signed Chief Executive: J Beilby

Date of publication: 23 March 2016

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.

Decision Taken By: Cabinet

Decision No: D160031CAB

Date: 22 March 2016

Decision(s) and Reason(s)

Tonbridge and Malling Leisure Trust - Review of Charges 2016/17

(Item COM 16/17 referred from Communities Advisory Board minutes of 1 March 2016)

Consideration of recommendations to the Cabinet from the Communities Advisory Board of 1 March 2016.

The Cabinet resolved that:

The recommendations of the Communities Advisory Board be approved as follows:

- (1) with the exception of the concessionary rates at Poult Wood Golf Centre, the proposed Leisure Trust Core Charges, as outlined at Annex 1 to the report, be approved and implemented from 1 April 2016;
- (2) the proposed concessionary rates at Poult Wood Golf Centre be introduced as a 50/50 split over a two year period; and
- (3) pitch hire charges at Tonbridge Sportsgrounds be increased as outlined at paragraph 1.5 of the report and implemented from 1 April 2016.

Reasons: As set out in the report submitted to the Communities Advisory Board of 1 March 2016.

Signed Chief Executive:

J Beilby

Date of publication: 23 March 2016

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Decision Taken By: Cabinet
Decision No: D160032CAB
Date: 22 March 2016

Decision(s) and Reason(s)

Car Parking Charges in West Malling

(Report of Director of Street Scene, Leisure and Technical Services)

Further to Decision No D160017CAB (4), the report gave details of the outcome of the formal consultation relating to the potential introduction of car parking charges in West Malling. Attention was also drawn to two petitions received on behalf of West Malling Parish Council and traders within the town, the first having been discussed by the full Council on 16 February 2016. A copy of the formal response of the Parish Council was annexed to the report.

A supplementary report circulated in advance of the meeting gave details of further correspondence received including alternative options put forward by West Malling Parish Council and the updated position regarding the petitions.

The Cabinet carefully considered all the information presented, taking account of representations made and the public response. It was concluded that the proposal to introduce charges remained the best means of supporting the local traders by securing a turnover of spaces for shoppers whilst offsetting the costs to the Council of managing the car park. In association with implementing charges it was intended to significantly enhance the level of parking enforcement and undertake a review after 12 months to assess any implications for parking in the surrounding residential areas. A commitment was also given to examine with the West Malling Parking Review Steering Group the issues contained in the Parish Council's email dated 19 March 2016.

The Cabinet resolved that:

The schedule of short stay parking in West Malling, as outlined in the report, be introduced as soon as practicable.

Reasons: As set out in the report and supplementary report of the Director of Street Scene, Leisure and Technical Services.

Signed Chief Executive: J Beilby

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Decision Taken By: Cabinet
Decision No: D160033CAB
Date: 22 March 2016

Decision(s) and Reason(s)

Online Community Lottery

(Report of Director of Central Services and Monitoring Officer)

The report presented a proposal to establish an online lottery to provide discretionary support to local voluntary and community groups in accordance with objectives within the Savings and Transformation Strategy for addressing the financial challenges facing the Council.

Details were given of costs and delivery options including preliminary discussions with external lottery managers which were set out in Annex 1 to the report which contained exempt information.

The Cabinet resolved that:

- (1) an online community lottery be launched as detailed in the report;
- (2) the Director of Central Services be authorised to apply to the Gambling Commission for a licence to operate a remote local authority lottery and to make consequential amendments to any documentation in order to meet the requirements of the Commission;
- (3) Capen Limited be engaged as an External Lottery Manager for the purposes of the lottery, the costs of appointing Capen and the initial marketing costs to be met from the invest to save reserve;
- (4) the draft criteria at Annex 2 to the report be approved for acceptance of good causes into the lottery and the Director of Central Services be authorised to approve or reject applications; and
- (5) authority be delegated to the Director of Central Services to approve the final arrangements for launch of the lottery.

Reasons: As set out in the report of the Director of Central Services (Annex 1 contains exempt information).

Signed Chief Executive:

J Beilby

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Decision Taken By: Cabinet
Decision No: D160034CAB
Date: 22 March 2016

Decision(s) and Reason(s)

Lower Thames Crossing

(Report of Director of Planning, Housing and Environmental Health)

The report outlined a proposed response to the Lower Thames Crossing (LTC) route options consultation launched by Highways England (HE) on 24 January 2016. Whilst expressing general support for a new crossing at HE's preferred location (a bored tunnel east of Gravesend), there were significant concerns about the impact of the proposal on the highway network and some communities in the northern part of the Borough. Particular attention was drawn to the effect on the A229 and A228 following the elimination of the previous 'C Variant' option which included upgrades to the A229 (Bluebell Hill) and related key junctions.

It was therefore considered that the Borough Council should join Kent County Council and others in reiterating the need for HE and the Department for Transport to reconsider the consequent impact of traffic movements, in particular the connection between the M20 and M2, and bring forward investment proposals in parallel with the LTC to address such matters.

The Cabinet resolved that:

- (1) the issues and conclusions raised in the report be endorsed and forwarded to Highways England together with the comments included in Annex 2 to the report as the Council's response to the public consultation; and
- (2) the Director of Planning, Housing and Environmental Health be requested to work with Kent County Council in making a case to the Department for Transport and Highways England for a commitment to investment in the existing highway network referred to in the report.

Reasons: As set out in the report of the Director of Planning, Housing and Environmental Health.

Signed Chief Executive: J Beilby

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Decision Taken By: Cabinet

Decision No: D160035CAB

Date: 22 March 2016

Decision(s) and Reason(s)

Delegations - Property Matters

(LGA 1972 Sch 12A Paragraph 3 – Financial or business affairs of any particular person)

(Report of Director of Central Services)

The report gave details of four property agreements due to be entered into prior to the next meeting of the Finance, Innovation and Property Advisory Board. It was noted that the current delegation to the Director of Central Services to agree terms and complete licences/leases was restricted to those under one year in duration. It was considered appropriate to seek an extension to the delegation to deal with short term property arrangements in the interests of the efficient running of the Council.

The Cabinet resolved that:

- (1) the Council be recommended to authorise the Monitoring Officer to amend Part 3 of the Constitution to give effect to the following change to the Director of Central Services' delegation DCS 105 to read "To approve terms for granting leases and licences of five years or less for land or premises owned by the Council"; and
- (2) the Director of Central Services be authorised to agree and complete the four property matters referred to in the report on the terms outlined therein.

Reasons: As set out in the report of the Director of Central Services (contains exempt information).

Signed Chief Executive:

J Beilby

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Decision Taken By: Cabinet
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Date: 22 March 2016

Decision(s) and Reason(s)

Debts for Write Off

(LGA 1972 Sch 12A Paragraph 2 – Information likely to reveal information about an individual)

(Report of Director of Finance and Transformation)

The report sought approval of the writing-off of debts considered to be irrecoverable. Details were also given of debts under £1,000 which had been written-off in accordance with Financial Procedure Rule 17.2 together with cumulative totals of debts in the current and previous financial years and information on budgeted bad debt provision.

The Cabinet resolved that:

The 39 items shown in the schedule of amounts over £1,000, totalling £98,802.86 be written-off for the reasons stated within the schedule.

Reasons: As set out in the report of the Director of Finance and Transformation (contains exempt information).

Signed Chief Executive: J Beilby

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