

TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

Decision Taken By: Cabinet
Decision No: D170010CAB
Date: 09 February 2017

Decision(s) and Reason(s)

Review of Fees and Charges

(Item SSE 16/11 referred from Street Scene and Environment Services Advisory Board minutes of 7 November 2016)

Consideration of recommendations to the Cabinet from the Street Scene and Environment Services Advisory Board of 7 November 2016.

The Cabinet resolved that:

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

The scale of charges for mandatory condemned food certificates, exported food certificates, contaminated land monitoring, sampling private water supplies, stray dog redemption fees, household bulky refuse and fridge/freezer collection, "missed" refuse collection and car parking charges be approved with effect from 1 April 2017, as detailed in the report to the Advisory Board.

Reasons: As set out in the report submitted to the Street Scene and Environment Services Advisory Board of 7 November 2016.

Signed Chief Executive: J Beilby

Date of publication: 10 February 2017

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: D170011CAB
Date: 09 February 2017

Decision(s) and Reason(s)

Houses in Multiple Occupation (HMO) and Caravan Site Licensing

(Item CH 16/21 referred from Communities and Housing Advisory Board minutes of 14 November 2016)

Consideration of recommendations to the Cabinet from the Communities and Housing Advisory Board of 14 November 2016.

The Cabinet resolved that:

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

The existing charges for the licensing of Houses in Multiple Occupation and Caravan Sites, as detailed in the report, remain unchanged and be agreed with effect from 1 April 2017.

Reasons: As set out in the report submitted to the Communities and Housing Advisory Board of 14 November 2016.

Signed Chief Executive: J Beilby

Date of publication: 10 February 2017

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: D170012CAB
Date: 09 February 2017

Decision(s) and Reason(s)

Review of Cemetery Charges 2017/18

(Item CH 16/22 referred from Communities and Housing Advisory Board minutes of 14 November 2016)

Consideration of recommendations to the Cabinet from the Communities and Housing Advisory Board of 14 November 2016.

The Cabinet resolved that:

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

- (1) the proposed charges for Tonbridge Cemetery, as detailed at Annex 2 to the report, be agreed and implemented with effect from 1 April 2017; and
- (2) a review of the future capacity of grave space at the Cemetery be progressed and reported back to a future meeting of the Communities and Housing Advisory Board.

Reasons: As set out in the report submitted to the Communities and Housing Advisory Board of 14 November 2016.

Signed Chief Executive: J Beilby

Date of publication: 10 February 2017

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: D170013CAB
Date: 09 February 2017

Decision(s) and Reason(s)

Review of Fees and Charges 2017/18

(Item FIP 17/5 referred from Finance, Innovation and Property Advisory Board minutes of 4 January 2017)

Consideration of recommendations to the Cabinet from the Finance, Innovation and Property Advisory Board of 4 January 2017.

The Cabinet resolved that:

The recommendations of the Finance, Innovation and Property Advisory Board be approved as follows:

- (1) in respect of the recovery of legal fees payable by third parties, the Council's fees continue to follow the Supreme Court guideline hourly rates as set out at paragraph 1.2.1 of the report;
- (2) the proposed scale of fees for local land charges searches and enquiries set out in the report be adopted with effect from 1 April 2017, noting that property search fees are to be subject to VAT as shown in the table at Annex 1 to the report from 1 January 2017 unless HMRC confirms that any element shown as Vatable should not be subject to VAT;
- (3) the current photocopying charges of 10p (inclusive of VAT) for each page of the same document or additional copies of the same page plus postage as appropriate be retained;
- (4) the proposed charges for Tonbridge Castle Chamber as set out in Annex 4 to the report be approved for implementation from 1 April 2017;
- (5) the proposed charges for weddings at Tonbridge Castle as outlined in paragraph 1.6.3 of the report be approved for implementation from 1 April 2018;
- (6) the fees schedule for street naming and numbering set out in section 1.8 of the report be adopted with effect from 1 April 2017; and
- (7) the amount of council tax and business rate Court costs recharged remain as set out at paragraph 1.9.2 of the report for the 2017/18 financial year.

[Councillor N Heslop declared an Other Significant Interest in item (4) on the grounds of membership of the Board of the Bridge Trust. He withdrew from the meeting during its consideration and Councillor Coffin took the chair.]

Reasons: As set out in the report submitted to the Finance, Innovation and Property Advisory Board of 4 January 2017.

Signed Chief Executive: J Beilby

Date of publication: 10 February 2017

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: D170014CAB
Date: 09 February 2017

Decision(s) and Reason(s)

Building Regulation Fees

(Item FIP 17/6 referred from Finance, Innovation and Property Advisory Board minutes of 4 January 2017)

Consideration of recommendations to the Cabinet from the Finance, Innovation and Property Advisory Board of 4 January 2017.

The Cabinet resolved that:

The recommendations of the Finance, Innovation and Property Advisory Board be approved as follows:

The revised Building Control Charges, as detailed in Annex 1 to the report, be approved and adopted from 1 April 2017.

Reasons: As set out in the report submitted to the Finance, Innovation and Property Advisory Board of 4 January 2017.

Signed Chief Executive: J Beilby

Date of publication: 10 February 2017

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: D170015CAB
Date: 09 February 2017

Decision(s) and Reason(s)

Review of Pre-Application Planning Charging Regime

(Item FIP 17/7 referred from Finance, Innovation and Property Advisory Board minutes of 4 January 2017)

Consideration of recommendations to the Cabinet from the Finance, Innovation and Property Advisory Board of 4 January 2017.

The Cabinet resolved that:

The recommendations of the Finance, Innovation and Property Advisory Board be approved as follows:

- (1) the updated protocol for providing Pre-Application and Other Technical Planning Advice, as set out at Annex 1 to the report, be adopted; and
- (2) the Pre-Application Charging Schedule for 2017/18, as set out at Annex 2 to the report, be adopted.

Reasons: As set out in the report submitted to the Finance, Innovation and Property Advisory Board of 4 January 2017.

Signed Chief Executive: J Beilby

Date of publication: 10 February 2017

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: D170016CAB
Date: 09 February 2017

Decision(s) and Reason(s)

Tonbridge Town Centre - Strategic Asset Review

(Report of Management Team)

Further to Decision No D150033CAB, the report provided an update on a strategic review of the Council's principal property assets to the west of Tonbridge High Street, the aim of which was to utilise the assets to help add vitality to the town centre whilst optimising their use in terms of service delivery, community benefit and financial return. Approval was sought to proceed with proposals to regenerate the area through (1) the sale of land and buildings within the River Lawn area for the purposes of creating a new medical centre and residential accommodation and (2) the sale of vacant offices/land at River Walk.

(Due to the commercial nature of the proposals, details of the financial considerations and terms of any proposed agreements were set out in private annexes under Schedule 12A to the Local Government Act 1972.)

The Cabinet resolved that:

The Director of Central Services be authorised to

- (1) complete the contract for the sale of freehold land with Assura on terms substantially as set out at Annex 3 to the report, together with all other necessary agreements in order to implement the proposals, including the Car Parking Lease and the Compound Lease, any amendments to the documents at Annex 3 to be agreed in consultation with the Leader and Deputy Leader;
- (2) advertise the intention of the Borough Council to dispose of the River Lawn Land;
- (3) subject to the completion of the agreement(s) with Assura under (1) above and the receipt of no objections in response to (2) above, proceed with the disposal of the River Lawn Land (shown edged in red and marked '3' on the plan at Annex 1 to the report) as set out in paragraph 1.7 of the report, such authority to include (but not be limited to) advertisement of the land, negotiation of terms and completion of any necessary legal agreements; and
- (4) proceed with the disposal of land at River Walk (shown edged in red on the plan at Annex 5 to the report) as set out in paragraph 1.8 of the report, such

authority to include (but not be limited to) advertisement of the land,
negotiation of terms and completion of any necessary legal agreements.

Reasons: As set out in the report of the Management Team (supplementary report and Annexes 2, 3(i) – (iv), 4, 6 and 7 contain exempt information – LGA 1972 Sch 12A Paragraph 3 – Financial or business affairs of any particular person).

Signed Chief Executive: J Beilby

Date of publication: 10 February 2017

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.