



TONBRIDGE & MALLING BOROUGH COUNCIL

EXECUTIVE SERVICES

Chief Executive

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NB - This agenda contains proposals, recommendations and options. These do not represent Council policy or decisions until they have received proper consideration through the full decision making process.

Contact: Democratic Services
committee.services@tmbc.gov.uk

6 February 2023

To: MEMBERS OF THE CABINET
(Copies to all Members of the Council)

Dear Sir/Madam

Your attendance is requested at a meeting of the Cabinet to be held in the Council Chamber, Gibson Drive, Kings Hill on Tuesday, 14th February, 2023 commencing at 7.30 pm.

Members of the Cabinet are required to attend in person. Other Members may attend in person or participate online via MS Teams.

Information on how to observe the meeting will be published on the Council's website.

(NB: Background papers to items referred from Scrutiny Select Committees and Committees have been omitted from printed agenda packs.)

Yours faithfully

JULIE BEILBY

Chief Executive

A G E N D A

1. Guidance for the Conduct of Meetings

7 - 8

PART 1 - PUBLIC

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| 2. | Apologies for absence | 9 - 10 |
| 3. | Declarations of interest | 11 - 12 |

Members are reminded of their obligation under the Council's Code of Conduct to disclose any Disclosable Pecuniary Interests and Other Significant Interests in any matter(s) to be considered or being considered at the meeting. These are explained in the Code of Conduct on the Council's website at [Code of conduct – Tonbridge and Malling Borough Council \(tmbc.gov.uk\)](https://www.tmbc.gov.uk/code-of-conduct).

Members in any doubt about such declarations are advised to contact Legal or Democratic Services in advance of the meeting

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| 4. | Minutes | 13 - 16 |
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To confirm as a correct record the Minutes of the meeting of the Cabinet held on 10 January 2023

Matters for Recommendation to the Council

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| 5. | Setting the Budget 2023-24 | 17 - 108 |
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Further to the meeting of the Overview and Scrutiny Committee earlier in the cycle, this report updates Cabinet on issues relating to the Medium Term Financial Strategy. It also takes Members through the necessary procedures in order to set the Budget for 2023/24.

Members are asked to note that at the time of writing this report, the final settlement has not been received. All figures contained in the report are based on the provisional settlement.

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| 6. | Setting the Council Tax 2023-24 | 109 - 118 |
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This report takes Cabinet through the process of setting the level of Council Tax for the financial year 2023/24 and seeks Cabinet's recommendations.

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| 7. | Local Council Tax Reduction Scheme | 119 - 250 |
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A report providing the proposed Tonbridge & Malling Borough Council Working Age Local Council Tax Reduction Scheme 2023/24, requesting Cabinet Members to approve and recommend the updated Scheme to Full Council.

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| 8. | Capital Plan Review 2022-23 | 251 - 308 |
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Recommendation (OS 23-4) of the Overview and Scrutiny Committee of 26 January 2023

All budgetary matters will be considered in the substantive item on Setting the Budget 2022/23

9. Revenue Estimates 2023/24 309 - 458

Recommendation (OS 23-5) of the Overview and Scrutiny Committee of 26 January 2023

All budgetary matters will be considered in the substantive item on Setting the Budget 2022/23

10. Auditor's Annual Report 459 - 490

Recommendation (AU 23-4) of Audit Committee of 16 January 2023

11. Risk Management 491 - 528

Recommendation (AU 23-5) of Audit Committee of 16 January 2023

12. Treasury Management Update and Treasury Management and Annual Investment Strategy for 2023-24 529 - 580

Recommendation (AU 23-6) of Audit Committee of 16 January 2023

13. Household Recycling and Waste Service 581 - 588

The report outlines opportunities to maintain and improve service provision in relation to the Council's Waste Services Collection Contract, which is provided in Partnership with Tunbridge Wells Borough Council. The report advises on a proposed extension to previously agreed support for a further 5 month period in relation to the recent and ongoing impacts of HGV market conditions and support for a proposed Phase 2 of re-rounding.

Members of the Communities and Environment Scrutiny Select Committee also considered the proposals at a meeting on the 8 February 2023. The recommendations of the Committee or any observations will either be circulated in advance of the meeting of Cabinet or a verbal update will be provided at the meeting.

Decisions to be taken in accordance with Part 3 of the Constitution

Executive Non-Key Decisions

14. Response to DLUHC NPPF Consultation 589 - 686

The report sets out the Borough Council's proposed response to the NPPF consultation, centred around the questions posed.

15. Public Space Protection Orders - Consultation Feedback 687 - 728

The Communities and Environment Scrutiny Select Committee will consider the consultation outcomes at its meeting on 8 February 2023. The recommendations of the Committee will be circulated in advance of the meeting of Cabinet.

Matters submitted for Information

16. Decisions Taken Under Emergency or Urgency Provisions 729 - 730

The decisions taken under emergency and/or urgency provisions since the last meeting of Cabinet are attached.

17. Decisions taken by Cabinet Members 731 - 732

A record of the decisions taken by portfolio holders since the last meeting of Cabinet are attached.

18. Urgent Items 733 - 734

Any other items which the Chairman decides are urgent due to special circumstances and of which notice has been given to the Chief Executive.

Matters for consideration in Private

19. Exclusion of Press and Public 735 - 736

The Chairman to move that the press and public be excluded from the remainder of the meeting during consideration of any items the publication of which would disclose exempt information.

PART 2 - PRIVATE

Matters for Recommendation to Council

20. Agile Project 737 - 744

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

The report updates on the progress of the Agile project, highlights key risks, issues and financial implications to support delivery.

Executive Key Decisions

21. Lease Renewal at 1-5 Martin Square, Larkfield 745 - 748

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

The report sets out proposals for a lease renewal

22. Lease Renewal at 17 Martin Square, Larkfield 749 - 752

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

The report set out proposals for a lease renewal

Any other items which the Chairman decides are urgent due to special circumstances and of which notice has been given to the Chief Executive.

MEMBERSHIP

Councillor M D Boughton, (Leader)
Councillor R P Betts, (Environment and Climate Change)
Councillor V M C Branson, (Economic Regeneration)
Councillor M A Coffin, (Finance, Innovation and Property)
Councillor D A S Davis, (Strategic Planning and Infrastructure)
Councillor D Keers, Community Services
Councillor P J Montague, (Technical and Waste Services)
Councillor K B Tanner, (Housing)

Members of the Council who are not members of the executive may attend meetings of the Cabinet. With the agreement of the Leader, any such Member may address the Cabinet on any item on the agenda but may not vote.