

Joint Transportation Board – 23rd September 2019Joint Report of KCC's Director of Growth, Environment & Transport and
TMBC's Director of Street Scene, Leisure & Technical Services

Subject: Proposed Revision to Joint Transportation Board Agreement

Summary:

Joint Transportation Boards (JTBs) between KCC and the District/Borough Councils were established in 2005 to facilitate discussion and co-operation on local highway and transportation issues. Underpinning the JTBs is a legal agreement signed by KCC and each District/Borough. The current agreement has recently been reviewed and a revised copy is attached.

Recommendation:

The JTB is asked to note the revised Agreement which has been formally endorsed by the KCC Cabinet Member for Planning, Highways and Waste and by the TMBC Cabinet Member for Strategic Planning & Infrastructure.

1. Background

- 1.1 This report sets out for consideration, by the Joint Transportation Board, a revised JTB Agreement. The revised agreement is attached at Appendix A. Under its constitution the revised Agreement will need to be approved by the Borough Council's Planning & Transportation Advisory Board and Cabinet.
- 1.2 Joint Transportation Boards between KCC and the District/Borough Councils were established in 2005 to facilitate discussion and co-operation on local highway and transportation issues. Underpinning the JTBs is a legal agreement signed by KCC and each District/Borough.
- 1.3 The revised Agreement has been shaped by feedback from the JTB Chair (2018), the Leader of TMBC, Members of KCC's Environment and Transport Committee and Kent Secretaries.

2. Proposed changes

- 2.1 Arrangements set out in the 2005 Agreement allow for the Agreement to be revised at the instigation of the Kent and Medway Chief Executives, however there is nothing in the Agreement (or revised Agreement) that precludes amendments to individual Agreements. In the revised Agreement, the review period is set for every four years or sooner at the instigation of both parties, and amended by both parties, if necessary, as a consequence of any review.
- 2.2 The slight changes to Membership clauses at 2.1 and 2.2 are intended to clarify the membership and role of Parish/Town Council representatives.
- 2.3 Also included at paragraph 4.2 are updated arrangements to implement agenda setting meetings and in paragraph 4.7 for formal minutes of the

meeting to be sent to the KCC Cabinet Member for Planning, Transport, Highways and Waste.

- 2.4 A new section for petition discussion has been added (Section 6), however it should be noted that this section does not replace the current governance arrangements regarding petitions at KCC and TMBC.
- 2.5 The revised Agreement no longer includes the 2001 protocol for Overview and Scrutiny – Inter Authority Co-operation as it was the view of the Districts and Boroughs it was no longer necessary.
- 2.6 Other changes such as to paragraphs 3 (Chairman) and section 8.1 (Executive Action) are intended to simplify language used.

3. Financial Implications

- 3.1 There are no financial implications of the proposed amendments.

4. Legal implications

- 4.1 The revised Agreement will need to be signed and ratified between KCC and TMBC. It is therefore necessary that each Council endorses the amendments in accordance with its own governance procedures.
- 4.2 There are no additional direct legal implications from the revised Agreement.

5. Equalities and data protection implications

- 5.1 There are no equalities or data protection implications resulting from the revised Agreement.

6. Recommendation

- 6.1 The JTB is asked to consider the revised Agreement which has been formally endorsed by the KCC Cabinet Member for Planning, Highways and Waste and by the TMBC Cabinet for Planning & Infrastructure.
- 6.2 The revised Agreement, together with any comments from the JTB be reported to TMBC's forthcoming Advisory Board and Cabinet for approval.

7. Appendices

- **Appendix A:** Revised JTB Agreement