

**TONBRIDGE & MALLING BOROUGH COUNCIL**

**RECORD OF DECISION TAKEN UNDER EMERGENCY POWERS**

<b>Decision No:</b>	<b>D200011EM</b>
<b>Decision Taken By:</b>	Leader of the Borough Council
<b>Authority under which Decision Taken:</b>	Emergency provisions for decision making during a period of serious and unexpected disruption under Part 7 of the Constitution.
<b>Decision Type:</b>	Council Decision
<b>Date:</b>	Tuesday 28 July 2020

**Decision(s) and Reason(s)**

**Business and Planning Act 2020 – Granting of Pavement Licences**

Further to Decision Number [D200041CAB](#) agreed by Cabinet on 30 June 2020, as the Business and Planning Act 2020 had progressed through Parliament a late amendment had been added to indicate that responsibilities related to pavement licences should be a function of the Council rather than the Executive. The Act came in to effect from Tuesday 21 July 2020.

As there was insufficient time to organise a meeting of the Licensing and Appeals Committee or Full Council to approve the transfer of functions to enable applications to be processed and determined in a timely fashion, the decision was taken under the Emergency Provisions.

**RESOLVED:** That:

- (1) all functions of the Council to deal with applications for pavement licences be delegated to the Director of Central Services; and
- (2) the fee for applications for pavement licences be set at £100.

Taken in accordance with the Emergency Provisions set out at Part 7 Paragraph 1.3 of the Constitution and in agreement with the Chairman of Overview and Scrutiny Committee.

Signed Leader:

N Heslop

Signed Chairman of Overview and Scrutiny Committee:

J Sergison

Signed Chief Executive:

J Beilby

Date of publication:

28 July 2020