

TONBRIDGE AND MALLING BOROUGH COUNCIL

RECORD OF EXECUTIVE NON-KEY DECISION

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| Decision Taken By: Cabinet Member for Housing. | Decision Number: D220112MEM |
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Date: 05 December 2022

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| Decision(s) and Reason(s) |
| PRIVATE SECTOR HOUSING ENFORCEMENT POLICY – MINOR AMENDMENTS |
| Following consideration of the options, the Cabinet Member for Housing resolved that: (1) the amendments suggested to the Council's Private Sector Housing Enforcement Policy be agreed. |
| Reasons for decision: On 19 November 2022 the Secretary for State for Levelling Up, Housing and Communities issued a Direction under section 3(3) of the Housing Act 2004 that all local housing authorities in carrying out their duty to review housing conditions in their area must have particular regard to high scoring (bands D and E) category 2 damp and mould hazards, as outlined in the guidance 'Housing health and safety rating system (HHSRS) enforcement guidance: housing conditions. This is one of the requirements placed on local housing authorities following the death of a child in Rochdale that is as a direct result of damp and mould. The proposed amendment ensures that the Council is complying with this Direction in making it specifically clear that where a damp and mould Band E Category 2 hazard exists the Council may take enforcement action (Band D category 2 hazards were already covered with the existing policy). There are no alternative options to consider. |

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| Signed Cabinet Member for Housing: | K Tanner |
| Signed Leader: | M Boughton |
| Signed Chief Executive: | J Beilby |
| Date of publication: | 6 December 2022 |

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.