

## **EXECUTIVE CABINET MEMBER FOR ENVIRONMENTAL SERVICES**

A record of decisions made by the Executive Cabinet Member with responsibility for Environmental Services, Highways and Transport, Social Inclusion, Voluntary Sector and Community Services and Skills and Neighbourhood Services, Police and Community Safety :-

**MONDAY, 16<sup>TH</sup> APRIL, 2018**

Following consideration of the matters detailed below in the presence of:-

|                        |  |
|------------------------|--|
| Councillor Peel        | Executive Cabinet Member for Environmental Services                                  |
| Councillor Burrows     | Cabinet Member for Neighbourhood Services, Police and Community Services             |
| Councillor Chadwick    | Cabinet Member for Transport and Highways  |
| Councillor Sherrington | Cabinet Member for Housing and Anti-Poverty  |
| Councillor Watters     | Cabinet Member for Social Inclusion, Voluntary Sector, Community Services and Skills |
| Councillor Critchley   | Major Opposition Spokesperson  |
| Councillor Haslam      | Major Opposition Spokesperson  |

### **Officers**

|                |  |
|----------------|--|
| Mr. G. Brough  | Interim Director of Place  |
| Mr. J. Kelly   | Assistant Director Highways and Engineering                      |
| Ms. K. Hopkins | Interim Assistant Director Neighbourhood and Regulatory Services |

|                      |                                       |
|----------------------|---------------------------------------|
| Mr. D. Shepherd      | Principal Group Accountant            |
| Mr. M. Fazal         | Accommodation Service Group Manager   |
| Mr. I. D. Mulholland | Principal Democratic Services Officer |

## **62. MONITORING OF EXECUTIVE MEMBER DECISIONS**

The Borough Solicitor submitted a report which set out details of the decisions made at previous meetings and the progress on each to date.

**The Executive Cabinet Member NOTED the report.**

## **63. CHORLEY OLD ROAD, OLD KILN LANE, WALKER FOLD ROAD, COLLIERS ROW ROAD, SCOUT ROAD, SMITHILLS DEAN ROAD, BOLTON – PROPOSED 50MPH TRAFFIC REGULATION ORDERS**

The Director of Place submitted a report which set out an objection and representations which had been received to the proposed introduction of a speed limit on Chorley Old Road, Scout Road and other local roads in Bolton.

The proposal was advertised in October / November, 2017 and 19 representations were received. The views and comments of ward members were also included. The report sets out the details of these and the officer response.

The report also explained that the estimated cost of the legal order was £3,106.00 including staff costs and legal fees. The removal and installation of the signs were in addition to this and the cost of the works involved was estimated to be £8,000.00. The scheme would be funded by the Smithills and Horwich North East Area Forums.

**Following a recommendation from the Cabinet Member for Transport and Highways the Executive Cabinet Member, having considered the objections and the views of Ward**

**Members, APPROVED the introduction of the Speed Limit Order as detailed in Appendices 1 and 2 to this report.**

**64. ASTLEY BRIDGE AND SHARPLES (VARIOUS STREETS) – PROPOSED TRAFFIC ORDER WAITING RESTRICTIONS – OBJECTIONS REPORT**

The Director of Place submitted a report on the proposed introduction of waiting restrictions on various streets in the Astley Bridge and Sharples areas of Bolton.

The proposal was advertised in November, 2017 and 14 responses were received to the proposals following consultation. A breakdown of the responses showed 12 were notifications of objection and 2 were notifications of support. The report set out the officers response to the responses.

The cost for the promotion of this order is £3,075. In addition to this there will be some signing and lining required at an estimated cost of £3,400. This will be funded mainly by the Astley Bridge Area Forum with the cost remarking of the school keep clear area being met by High Lawn School.

**Following a recommendation from the Cabinet Member for Transport and Highways the Executive Cabinet Member APPROVED the introduction of the restrictions indicated in this report as amended.**

**65. PROCEDURE FOR MANAGING UNAUTHORISED ENCAMPMENTS**

The Director of Place submitted a report which sought approval for the adoption of a series of revisions to Council procedures for responding to unauthorised encampments on land owned by Bolton Council. Where the land was owned by another party (where known) that landowner shall be notified and general advice provided.

A revised, clear and fit for purpose procedure relating to unauthorised encampments would ensure Bolton Council had a

proportionate and consistent response. This would give assurance to the travelling and settled communities about how unauthorised encampments and residents were engaged and communicated with and ensure lawful action which maintained a balance of the rights of all parties concerned.

A copy of the proposed procedure for dealing with unauthorised encampments was appended to the report.

**Following a recommendation from the Cabinet Member for Housing and Anti-Poverty the Executive Cabinet Member APPROVED that the proposed procedure revisions are adopted and implemented, the detail of which is set out in the report.**

**66. PROPOSAL FOR DELEGATED POWERS TO  
PRINCIPAL OFFICER AND ABOVE TO REFUSE  
PRIVATE HIRE AND HACKNEY CARRIAGE DRIVER  
LICENCES**

The Director of Place submitted a report which set out proposals to delegate powers to Principal Licensing Officers to refuse Private Hire and Hackney Carriage Driver Licences.

The Executive Member will be aware that all licensed Private Hire Vehicles and Hackney Carriage Vehicles must be driven by a person who holds a licence to drive a private hire or hackney carriage vehicle issued by the Council. Such licenses were issued pursuant to the provisions of the Local Government (Miscellaneous Provisions) Act 1976. The legislation placed a responsibility on the Council not to issue a licence to anyone who was not a 'fit and proper person'.

In an effort to streamline the process and at the same time lighten the unsustainable burden on Committee, Elected Members and Officers, it was proposed to delegate some powers to Principal Officer level and above. It was anticipated that this would also significantly speed up the turnaround time for new applicants, and create additional capacity for members of the licensing committees and staff within the licensing team.

It was proposed to delegate powers to Principal Officer level and above to refuse applications where convictions had been declared, and where policy was applied and the conviction date fell within policy. In terms of the proposed process, the deciding Officer would meet with the applicant, so that the circumstances of the offence could be considered. Following discussion the decision would be provided in writing, and the applicant would retain the right to appeal the officer decision to the Magistrates Court if the decision was to refuse the application.

**The Executive Cabinet Member APPROVED the proposal for delegating powers to Officers, as recommended in the report.**