

EXECUTIVE CABINET MEMBER FOR ENVIRONMENTAL SERVICES

A record of decisions made by the Executive Cabinet Member with responsibility for Environment Services, Highways, Transport and Community Services and Neighbourhood Services Police and Community Safety :-

MONDAY, 11th JULY, 2016

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

Councillor Peel	Executive Cabinet Member for Environmental Services
Councillor Watters	Cabinet Member for Social Inclusion, Voluntary Sector and Community Services
Councillor D Burrows	Cabinet Member for Neighbourhood Services Police and Community Safety
Councillor Sherrington	Cabinet Member for Housing, Procurement and Highways
Councillor Chadwick	Cabinet Member for Special Projects, Transport and Skills
Councillor Mrs Fairclough	Major Opposition Spokesperson
Councillor Haslam	Major Opposition Spokesperson

Officers

Mr. J. Kelly	Assistant Director Highways and Engineering
Mr. A. Bolan	Environmental Education and Enforcement Manager
Mr. K. Roberts	Head of Service, Community Services
Ms. M. Horrocks	Unit Manager, Strategic Housing

Mr. G. Gallagher	Accommodation Services Group Manager
Ms. J. Pollard	Head of Strategic Finance and Accountancy
Mr. I. D. Mulholland	Principal Democratic Services Officer

7. 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.

8. UNION ROAD – PROPOSED WAITING RESTRICTIONS, OBJECTIONS

The Director of Place submitted a report which outlined objections which had been received to the proposed introduction of waiting restrictions on roads off Union Road, back Beaconsfield Terrace and Stone Street in the Tonge in the Haulgh Ward in Bolton.

The report explained that the proposal was advertised in November / December, 2015 and four representations were received along with a petition containing 38 signatures. The report went on to set out the reasons given for the representations / petitioners and gave a response to them.

The Executive Cabinet Member was advised that the views of Ward members had been sought.

The estimated cost of the traffic order was £3015 plus VAT which would be funded by the developer.

Following a recommendation from the Cabinet Member for Housing, Procurement and Highways, the Executive Cabinet Member, having considered the objections and the

views of Ward Members, APPROVED the introduction of the proposed restrictions with the amendments indicated in the report to the ones advertised in November/December, 2015.

9. CHORLEY OLD ROAD – REVIEW OF WAITING RESTRICTIONS, OBJECTIONS

The Director of Place submitted a report which outlined objections which had been received to the proposed introduction of waiting and loading restrictions on Chorley Old Road (Crofters Junction to Whitecroft Road), Bolton.

By way of background information, the report explained that the Acting Deputy Chief Executive agreed the promotion of revisions to waiting and loading restrictions on Chorley Old Road (between the Crofters Junction and Whitecroft Road), under the Scheme of Delegation in January, 2016.

The proposal was advertised in February/March, 2016 and four representations were received. The report details the representations and gave a response to them.

The Executive Cabinet Member was advised that the views of Ward members had been sought.

The cost for the legal traffic order and associated road markings was £5,000. The restrictions would be funded through the Chorley Old Road Improvement Scheme.

Following a recommendation from the Cabinet Member for Housing, Procurement and Highways, the Executive Cabinet Member, having considered the objections and the views of Ward Members, APPROVED the introduction of the traffic regulation order, as amended, as detailed in Appendix 1 to the report.

10. STEPHENS STREET – PROPOSED SCHOOL KEEP CLEAR MARKINGS, OBJECTIONS

The Director of Place submitted a report which outlined objections which had been received to the proposed introduction of School Keep Clear Markings on Stephens Street, Breightmet, Bolton.

The report explained that the proposal was advertised in April/May, 2016 and two representations were received. The report set out the reasons given for the representation and also gave a response to them.

The Executive Cabinet Member was advised that the views of Ward members had been sought.

The cost of the legal traffic orders associated with the proposals was £3,015 plus VAT and the physical signing/lining works would cost £1,300 plus VAT. Those would be funded by the applicant.

Following a recommendation from the Cabinet Member for Housing, Procurement and Highways, the Executive Cabinet Member, having considered the objections and the views of Ward Members, APPROVED the proposal as advertised in April/May. 2016.

11. QUARTER 4 MONITORING REPORT : DELIVERY OF THE COUNCIL'S OFFER TO TENANTS, 2015/16

(Councillor Mrs Fairclough declared an interest in the following item as a member of the Bolton at Home Board)

The Director of Place submitted a report which set out details of the progress made by Bolton at Home on the delivery of the offer document promises made by the Council for quarter four of 2015 /16

Following a recommendation from the Cabinet Member for Housing, Procurement and Highways, the Executive

Cabinet Member NOTED the contents of the report.

12. DOMESTIC WASTE ENFORCEMENT POLICY

The Director of Place submitted a report which put forward various options for the enforcement of domestic waste receptacle offences and the process for the issue of Fixed Penalty Notices in the light of amended legislation.

By way of background information, the report advised that the introduction of the Deregulation Act, 2015 had removed the ability of councils to impose criminal sanctions to householders who presented waste collections incorrectly. A range of civil sanctions had been introduced as a replacement.

The report went on to outline the changes to the existing Section 46 requirements which aimed to ensure a fairer system of penalties that respected individual's civil liberties whilst dealing effectively with behaviours that had a negative impact on local neighbourhoods.

The amendments came into force in June, 2015 and meant that local authorities could continue to issue penalties to those householders whose failure to present their waste properly harmed the quality of the local area. The new amendments introduced a form of fixed monetary penalty set at a lower level that was more proportionate with other decriminalised offences such as parking violations.

The report went on to outline the differences between the old process and the new, summarised the powers available to the Council and outlined the enforcement routes available using the new legislation at Appendices 1 and 2, including monetary penalties and options for early repayment. The new enforcement process was lengthy and complex and an essential aspect was that the Council must have demonstrated that it had taken measures to educate customers prior to any legal action.

The Executive Member for Environmental Services NOTED the report and AGREED to adopt the new procedures

regarding the enforcement process and that the fine level be set at £80 with no early repayment option.

13. EXCLUSION OF PRESS AND PUBLIC

Resolved – That, in accordance with Section 100A (4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as specified in paragraph 1 of Part 1 of Schedule 12A to the Act; and that it be deemed that, in all the circumstances of the case, the public interest in their exemption outweighs the public interest in their disclosure.

14. HOUSING SERVICES –CHANGES TO THE MANAGEMENT STRUCTURE OF LEASE MANAGEMENT AND FURNISHED TENANCIES SERVICES

The Director of Place submitted a report which set out the rationale and proposals to establish a new management structure within Housing Services to support the delivery of the Lease Management and Furnished Tenancy services in the context of changing service provision.

The report provided details of the current staffing position and the proposed management realignment which was detailed in the Appendix 2 to the report.

It was also explained that the cost of the new structure could be met within existing budgets.

The relevant Equality Impact Assessment had been undertaken.

Following a recommendation from the Cabinet Member for Housing, Procurement and Highways the Executive Cabinet Member APPROVED –

- (i) The proposals to delete the posts of Senior Lease Management Officer and Senior Furnished Tenancies Officer and create a new post of Principal Landlord Services Officer;**
- (ii) The creation of a Furniture Options Team Leader position and ring fenced selection from the current Assistant Furnished Tenancies officers; and**
- (iii) The re-grading and re-designation of the Management Support Officer role to Project Support Officer.**

15. REVIEW OF SOCIAL NEEDS TRANSPORT PHASE 2 – POST CONSULTATION REPORT

The Director of Place submitted a report which set out the results of the consultation on proposals to achieve savings through a review of Social Needs Transport.

Following a recommendation from the Cabinet Member for Special Projects, Transport and Skills, the Executive Cabinet Member APPROVED the final proposals, as set out in the report, subject to the approval of the Head of Paid Service in consultation with the Leader, delegate implementation of the new structure, including voluntary early retirement / flexible retirement / voluntary severance applications to the Director of Place.