

Record of Cabinet decisions

Tuesday, 9 July 2024

7.00pm to 8.13pm

Date of publication: 11 July 2024

**Subject to call-in these decisions will be effective from 19 July 2024.
The record of decisions is subject to approval at the next meeting of the Cabinet**

Present:	Councillor Vince Maple	Leader of the Council
	Councillor Teresa Murray	Deputy Leader of the Council
	Councillor Tracy Coombs	Portfolio Holder for Education
	Councillor Simon Curry	Portfolio Holder for Climate Change and Strategic Regeneration
	Councillor Nina Gurung	Portfolio Holder for Heritage, Culture and Leisure
	Councillor Harinder Mahil	Portfolio Holder for Heritage, Culture and Leisure
	Councillor Alex Paterson	Portfolio Holder for Community Safety, Highways and Enforcement
	Councillor Louwella Prenter	Portfolio Holder for Housing and Homelessness
	Councillor Adam Price	Portfolio Holder for Children's Services (including statutory responsibility)
	Councillor Zoë Van Dyke	Portfolio Holder for Business Management

In Attendance: Richard Hicks, Chief Executive
Adam Bryan, Director of Place
Vanessa Etheridge, Democratic Services Officer
Lee-Anne Farach, Director of People and Deputy Chief Executive
Bhupinder Gill, Assistant Director, Legal and Governance
David Reynolds, Head of Revenue Accounts
Teri Reynolds, Principal Democratic Services Officer

Apologies for absence

There were none.

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Leader's announcements

The Leader wished his son Ned a Happy 6th Birthday for that day.

The Leader welcomed everyone to the meeting being held at the new Cozenton Park Sports Centre (formerly Splashes) which would officially open on Wednesday 17 July 2024.

The Leader congratulated former Cabinet Members Councillors Edwards, Khan and Osborne on their recent success in the General Election and was proud that they had been given the opportunity to serve their constituents as Members of Parliament and thanked them for their work as Cabinet Members. He also took the opportunity to thank the outgoing MPs for all their work.

The Leader welcomed three new Cabinet Members: Councillor Gurung (Portfolio Holder for Heritage, Culture and Leisure), Councillor Paterson (Portfolio Holder for Community Safety, Highways and Enforcement) and Councillor Louwella Prenter (Portfolio Holder for Housing and Homelessness). He also advised that there had been some changes to some of the Portfolio Holder titles and responsibilities.

Record of decisions

The record of the meeting held on 11 June 2024 was agreed by the Cabinet and signed by the Leader as correct.

Declarations of Disclosable Pecuniary Interests and Other Significant Interests

Disclosable pecuniary interests

There were none.

Other significant interests (OSIs)

There were none.

Other interests

There were none.

Care Experience as a Protected Characteristic

Background:

This report requested Cabinet consider recommending Full Council to adopt care experienced as a protected characteristic.

The duties towards care leavers were defined within the Children Act 1989, the Leaving Care Act 2000, and the Children and Social Work Act 2017, but did not include the more recent terminology of care experienced. Care experienced was used to define people who have been looked after at some point in time by the local

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authority and was recommended as a protected characteristic in the Independent Review of Children's Social Care published in May 2022. To date over 90 Local Authorities had agreed to add Care Experience as a protected characteristic.

The report was previously considered by the Children and Young People Overview and Scrutiny Committee and the Health and Adult Social Care Overview and Scrutiny Committee, the comments of which were set out in sections 8 and 9 of the report. Following Cabinet, the Plan would be presented to Full Council to agree on 18 July 2024.

As part of the debate a video was shown highlighting the positive reasons for the proposed scheme.

Decision number:

Decision:

The Cabinet noted the comments made by the Children and Young People Overview and Scrutiny Committee and the Health and Adult Social Care Overview and Scrutiny Committee, as set out in sections 8 and 9 of the report.

93/2024

The Cabinet recommended to Full Council to agree to adopt care experienced as a protected characteristic at its meeting on 18 July 2024.

Reasons:

Medway Council are aspirational for children in care and care leavers, as such want to go beyond our statutory requirements and ensure that the needs of care experienced people are at the heart of all decision-making.

Medway Council is committed to putting the needs of disadvantaged people at the heart of decision-making through co-production and collaboration.

Medway Council will provide greater authority to employers, businesses, public services, and policy makers to put in place policies and programmes which promote better outcomes for those with care experience.

Medway Council will join the national campaign like other councils, to agree to make being care experienced a protected characteristic in law.

Medway Local Plan Regulation 18 Consultation

Background:

This report set out a consultation document in the preparation of the new Medway Local Plan and sought approval to publish for a period of formal consultation at Regulation 18 in the summer. It also presented an updated version of the Medway Statement of Community Involvement, which guided how the Council consulted on planning matters. The report outlined progress on the Medway Local Plan and presented key options for consultation on managing growth in Medway up to 2041.

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The Cabinet accepted the report as urgent to enable consideration of the matter at the earliest opportunity given that the next scheduled Cabinet meeting would not take place until after the consultation was due to commence and not meeting the consultation start date would have impacted on the entire Local Plan delivery timeline.

Decision number:

Decision:

94/2024

Cabinet approved the publication of the Local Plan Regulation 18 Consultation Document, as set out at Appendix 1, for an eight week period of formal consultation.

95/2024

Cabinet approved the Medway Statement of Community Involvement, as set out at Appendix 2 to the report.

96/2024

Cabinet agreed that decision 94/2024 above was considered urgent and therefore should not be subject to call in.

Reasons:

To progress work on the Medway Local Plan and provide opportunities for consultation prior to finalising the content of the Pre-Submission Draft Local Plan.

Adoption of the Updated Local Flood Risk Management Strategy (LFRMS)

Background:

This report sought approval to the adoption of the Local Flood Risk Management Strategy 2023-2028, which had been out for consultation. The update sought to recognise areas which had increased in flood risk, policy changes at both the national and local level and took account of new development within the borough.

Decision number:

Decision:

97/2024

The Cabinet agreed to adopt the updated Local Flood Risk Management Strategy (LFRMS).

Reasons:

A Local Flood Risk Management Strategy is required under the Flood and Water Management Act 2010 and the current strategy was adopted in 2014. The LFRMS complements and supports the National Strategy published by the Environment Agency, which outlines a national framework for flood and coastal risk management and aims to balance the needs for communities, the economy and the environment.

Safer Healthier Streets Programme - Tranche 2 Moving Traffic Enforcement

Background:

This report provided details of the Moving Traffic Enforcement initiative including the results of the recent informal public consultation and proposed next steps. The report also sought approval to take forward to implementation, the enforcement of the Moving Traffic Offences.

Tranche 2 of the Safer Healthier Streets key initiative was the addition of 17 existing moving traffic restrictions for ANPR Moving Traffic Enforcement, which would enable residents, visitors, and businesses to move around Medway's network safely and with the benefit of improved journey times. The initiative would reduce congestion across the road network by allowing more efficient traffic flows. It was explained that following the changes made to Cabinet portfolios earlier in the day, the recommended delegation should reference the Portfolio Holder for Community Safety, Highways and Enforcement instead.

A Diversity Impact Assessment had been undertaken and was attached at Appendix B to the report.

Decision number:

Decision:

The Cabinet noted the results of the consultation as set out in the report and appendix A to the report.

98/2024

The Cabinet agreed to progress to implementation of the Moving Traffic Enforcement of the 16 locations outlined below and in paragraph 4.5 of this report:

- **Chatham High Street – Access point from Batchelor Street, Chatham**
- **Chatham High Street - Access from Church Street/Whittaker Street, Chatham**
- **Chatham High Street - Access point from Clover Street, Chatham**
- **Gillingham High Street (Green St access point to Gillingham High Street)**
- **Gillingham High Street (Kings Street, access onto Gillingham High Street)**
- **Gillingham High Street (James St access points to Gillingham High Street)**
- **A2 High Street junction with B2002 Station Road, Strood.**
- **Chatham Hill junction with Luton Road, Chatham**
- **Maidstone Road, Chatham, Bus Interchange**
- **A2 Corporation Street junction with Esplanade, Rochester**

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- Station Road junction with Friary Place, Strood
- A2 London Road junction with Gravesend Road, Strood
- A2 High Street, Strood junction with Esplanade, Strood
- A2 Corporation Street junction with Gas House Road, Rochester
- A2 Corporation Street junction with Bardell Terrace
- A2 junction with Castle View Road, Strood

99/2024 **The Cabinet agreed to undertake the required statutory process for the existing No right turn ban from Rochester High Street junction with Star Hill Rochester and delegate authority to the Director of Place, in consultation with the Portfolio Holder for Community Safety, Highways and Enforcement to proceed with necessary infrastructure work and implementation.**

Reasons:

The Moving Traffic Enforcement initiative, within the Safer Healthier Streets Programme, meets several key strategic policies and action plans set out by the Council. The implementation of the recommendations creates a more reliable and safer road network.

Community Safety Partnership Plan 2024 - 2027

Background:

This report set out the proposed Community Safety Partnership Plan 2024 – 2027 which formed part of the Council's Policy Framework.

The report was previously considered by the Regeneration, Culture and Environment Overview and Scrutiny Committee on 13 June 2024, the comments of which were set out at section 7 to the report. Following Cabinet, the Plan would be presented to Full Council to agree on 18 July 2024.

A Diversity Impact Assessment had been undertaken and was attached at Appendix 3 to the report.

Decision number:

Decision:

The Cabinet noted the comments of the Regeneration, Culture and Environment Overview and Scrutiny Committee, as set out at section 7 to the report.

100/2024

The Cabinet recommended Full Council to approve the proposed Community Safety Plan 2024 – 2027, as set out at Appendix 1 to the report, and the draft Community Safety Action Plan 2024 –

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2025, as set out at Appendix 2 to the report, at its meeting on 18 July 2024.

Reasons:

The Community Safety Plan discharges the Council's statutory requirement to produce a plan for community safety.

Garden Waste Review

Background:

This report set out proposals to redesign the weekly organic waste (garden and food) collection service, limiting the quantity of garden waste households could present for free in Medway.

Households who regularly generated more than one brown bin of waste every week would have the option of a new subscription garden-only collection service. Income from the subscription garden-only service would help cover the cost of collections and maintain critical front-line services.

The Cabinet accepted the report as urgent to enable consideration of the matter at the earliest opportunity given that the next scheduled Cabinet meeting would be too late in terms of allowing time for mobilisation and ICT integration to take place.

Decision number:

Decision:

- | | |
|-----------------|--|
| 101/2024 | The Cabinet agreed to introduce a new policy to limit volume of garden waste presented weekly for free for all kerbside properties to a maximum of one 240 litre bin or two brown sacks (no additional bins or bags) with effect from Spring 2025, subject to the caveats set out in paragraph 5.4 of the report. |
| 102/2024 | The Cabinet approved the introduction of a subscription fee for a second garden waste only bin with effect from Spring 2025 subject to the caveats set out in paragraph 5.4 of the report and recommend to Full Council to agree the fee of £40/year, as part of the Council's fees and charges. |
| 103/2024 | The Cabinet agreed to delegate authority to Director of Place, in consultation with the Portfolio Holder for Climate Change and Strategic Regeneration to develop a detailed implementation plan to support the introduction of the new policy on the basis set out in paragraph 6.12 of the report and to make the service change. |

Reasons:

Kerbside garden waste collection is a non-statutory service.
Weekly kerbside collection of food waste is a statutory service.

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The proposed redesigned organic waste collection service retains free weekly household food and garden co-collection for all eligible households and minimises any substantial decrease in Medway's recycling rate.

The new subscription garden-only collection service would be available for households who regularly generate more than one brown bin of waste every week and the income will help offset collection costs.

The proposed redesigned organic waste collection service provides Medway households with an increased capacity for garden waste recycling compared to many other Council's including all Kent authorities.

Delegated Authority – Temporary Accommodation Purchasing

Background:

On 16 January 2024 Cabinet recommended that £41,925,000 be added to the Capital Programme for the purchasing of Temporary Accommodation (TA) as well as taking on leases of properties for use as TA and the set-up of an internal lettings department. This was approved by Full Council on 24 January 2024. This report sought delegated authority for the purchasing of properties for Temporary Accommodation use so that potential purchases could be progressed.

Decision number:

Decision:

104/2024

The Cabinet agreed to delegate authority to the Director of Place, in consultation with the Portfolio Holder for Housing and Homelessness, to purchase properties for the use as Temporary Accommodation, subject to these being made within the existing budget agreed by Full Council on 24 January 2024 (Decision number 2/2024).

Reasons:

This will enable the service to effectively and efficiently purchase property for TA purposes, using the capital addition already agreed by full Council. In addition to the decisions taken in January, providing this delegated authority will further assist the Council in delivering its services to address demand relating to homelessness and temporary accommodation.

Gateway 3 Contract Award: Special Educational Needs and Disabilities (SEND) Transport DPS

Background:

This report provided sought permission to award the procurement of the SEND Transport Contract.

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An updated Exempt Appendix 1 to the report set out financial analysis in relation to the procurement and recommended the provider the contract should be awarded to.

**Decision
number:**

105/2024

Decision:

The Cabinet agreed to award a place on the Dynamic Purchasing System (DPS) to the following bidders named in section 3.2.1 of the updated Exempt Appendix 1 as they have been evaluated as having passed the Council's admittance award criteria.

ASD Transport
24x7 Ltd
abc taxis
HATS Group Ltd
John Reilly Transport
Canada Cabs Ltd
SAS Executive Travel
K Transport
VOKES TAXIS LIMITED

106/2024

The Cabinet agreed that the following suppliers (as set out in 3.4 of the updated Exempt Appendix 1) are awarded the contracts for school transport to the named schools below as they have been evaluated as the most economically advantageous against the mini competition award criteria.

24x7 Transport

- **Abbey Court Primary Community School (North Block)**
- **Abbey Court Primary Community School (South Block)**
- **Abbey Court Secondary Community School (South Block)**
- **All Faiths Childrens Academy**
- **Aspire School**
- **Belle Vue School (North Block)**
- **Belle Vue School (South Block)**
- **Bradfields Academy (South Block)**
- **Delce Academy & the Bridge**
- **Elaine Education Centre**
- **Ifield School**
- **Inspire the Orchards**
- **ISP School**
- **Milestone Academy (Longfield site)**
- **Robert Napier School**
- **The Rowans**

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- **Twydall Primary School**
- **Curly's Farm**
- **Medway Green**
- **DUAL 1 Abbey Court Secondary**
- **DUAL 2 Abbey Court Secondary**
- **Dual 3 Five Acre Woods**

HATS Group

- **Abbey Court Upper**
- **Bradfields Academy (North Block)**
- **Five Acre Woods**
- **Valence School**
- **Abbey Court Secondary**

Canada Cabs

- **ALP Sittingbourne**
- **Blue Skies**
- **Brogdale (Ashford)**
- **BroomHill Bank School (North)**
- **Browns School**
- **Caldecott Foundation School**
- **Canterbury College (North Block)**
- **Canterbury College (South Block)**
- **Catch 22**
- **City of Rochester**
- **Cleeve Meadow School**
- **Cornfields School (South Block)**
- **Elmy Drey School**
- **EPR**
- **Grow 19**
- **Heath Farm School (6 Form)**
- **Hope View Lower School**
- **Hopeview School**
- **Howard School**
- **Kite College**
- **Link 19 College (North Kent College)**
- **Little Acorns School**
- **Meadowfields School**
- **Meadows School**
- **Mid Kent College (Maidstone site)**
- **Milestone Academy (Dartford Satellite Site)**
- **Newingate School**
- **Oak Lodge (weekly boarder)**
- **Oakley School**
- **Orpheus College**
- **Parkwood Hall Academy**
- **Rainham Mark Grammar School**

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- **Rochester Independent College**
- **Rowhill School**
- **Serenity School**
- **Snowfields Academy (Cranbrook)**
- **St John's Catholic Comprehensive School**
- **Supajam (Canterbury Site)**
- **The GFC**
- **The Malling School**
- **The Quest School Primary**
- **The Quest School Secondary**
- **The T3 School**
- **Tidemill Academy**
- **Trinity church of England Primary School**
- **Triple R**
- **Tubbenden Primary School ARP Unit**
- **Victory Academy**
- **Warren Wood (Evergreen Centre) South Block**
- **West Heath School**
- **White Rock Farm College**
- **Respite**
- **The Quest School**
- **Abbey Court Primary**
- **DUAL 4 Abbey Court Upper**
- **DUAL 5 Abbey Court Upper**

SAS Executive Travel

- **Abbey Court Secondary Community School (North Block)**
- **Bemix**
- **Brompton Academy (Eliot Centre) (North Block)**
- **City of Rochester alt site**
- **Cornfields School (North Block)**
- **Grange Park**
- **Infinity School**
- **Snowfields Academy (Bearsted)**
- **The Thomas Aveling School**
- **Abbey Court Primary**

K Transport

- **Alchemy School Tutoring ME10**
- **Bower Grove (North Block)**
- **Bower Grove (South Block)**
- **Byron Primary School**
- **Curly's Farm**
- **Delce Academy & the Bridge**
- **Foreland Fields School**
- **Glebe School**
- **Halling Primary School**

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- **Heath Farm School (Primary)**
- **Milestone Academy (Wilimington Grammar)**
- **Pierview Academy**
- **Riverside School (Orpington)**
- **Strood Academy**
- **Wainscott Primary School**
- **Warren Wood (Evergreen Centre) North Block**
- **Dual 6 Bradfields**
- **Dual 7 Bradfields**
- **DUAL 8 Danecourt School**
- **DUAL 9 Abbey Court Primary School**
- **Abbey Court Primary**

Vokes Taxis

- **Bower Grove (Westborough school satellite location)**
- **Bradstow School**
- **Brogdale (Faversham)**
- **Brogdale (Iwade)**
- **Brogdale (Stourside based at Wyvern School Ashford)**
- **BroomHill Bank School (West) Tonbridge site**
- **Canterbury Academy**
- **Endeavour Academy**
- **Five Acre Woods (Snodland Site)**
- **Greenacre Academy**
- **Hadlow College**
- **Helen Allison School**
- **Helen Allison School (Longfield Site)**
- **Holmesdale School**
- **Inspire Academy**
- **Inspire the Meadows**
- **Inspire the Timbers**
- **K Sports**
- **Maplesden Noakes**
- **Meadowfields School (Six form site)**
- **Nexus School**
- **Orchard School**
- **Rainham School for Girls**
- **Sir Joseph Williamsons Mathematical School**
- **Sports Connect**
- **St John Fisher Catholic School**
- **Supajam**
- **UTC Waterfront**
- **Walderslade Girls**
- **Write Trak**
- **City of Rochester**

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107/2024

The Cabinet agreed to directly award Medway Norse Transport via the Teckal exemption, the routes contained below (as set out within the table in 3.5 of the updated Exempt Appendix 1) as per the rationale contained within the body of paragraph 3.5 of the updated Exempt Appendix 1.

- **Brompton Academy (Eliot Centre) (South Block)**
- **Danecourt School (Bligh Way)**
- **Danecourt School (Featherby School)**
- **Danecourt School Main Site**
- **Hundred of Hoo Academy**
- **Marlborough Centre**
- **Medway Green School**
- **Mid Kent College**
- **Ripplevale School**
- **Rivermead Community School**
- **St Werburgh Centre**

Reasons:

The provision of SEN transport to eligible pupils is a statutory duty and the implementation of the DPS and the award of contracts pursuant to the mini competition process fulfils this requirement in the most cost-effective way.

It is imperative to note, transport requirements for young people are often required to be put into place immediately.

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Leader of the Council

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Date

Vanessa Etheridge, Democratic Services Officer/Jon Pitt, Democratic Services Officer/Teri Reynolds, Principal Democratic Services Officer

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