



ENVIRONMENT, REGENERATION AND STREETSCENE SERVICES CABINET BOARD

IMMEDIATELY FOLLOWING SCRUTINY COMMITTEE

FRIDAY 14 JULY 2023

MULTI-LOCATION MEETING – COUNCIL CHAMBER PORT TALBOT AND MICROSOFT TEAMS

ALL MOBILE TELEPHONES TO BE SWITCHED TO SILENT FOR THE DURATION OF THE MEETING

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<u>Part 1</u>

- 1. Appointment of Chairperson
- 2. Chairpersons Announcement/s
- 3. Declarations of Interest
- 4. Minutes of Previous Meeting (Pages 5 22)
 - 14 April 2023
 - 2 June 2023
- 5. Forward Work Programme (Pages 23 24)
- 6. Public Question Time Questions must be submitted in writing to Democratic Services,

<u>democratic.services@npt.gov.uk</u> no later than noon on the working day prior to the meeting. Questions must relate to items on the agenda. Questions will be dealt with in a 10 minute period.

For Decision:

- 7. List of Approved Contractors (Pages 25 38)
- 8. Village Road, Village Gardens, Pentre Afan and Brooklyn Gardens (Revocation, Prohibition of Waiting, Loading and Unloading at any time, Prohibition of Motor Vehicles Except for Access) Order 2023 (Pages 39 - 58)
- 9. Streetscene Capital Funding 2023/24 (Pages 59 68)

For Monitoring:

- 10. Key Performance Indicators 2022/2023 Quarter 4 (1st April 2022 – 31st March 2023) (*Pages 69 - 92*)
- Urgent Items
 Any urgent items (whether public or exempt) at the discretion of the Chairperson pursuant to Regulation 5(4)(b) of Statutory Instrument 2001 No. 2290 (as amended).
- Access to Meetings Exclusion of the Public (Pages 93 98) To resolve to exclude the public for the following items pursuant to Regulation 4 (3) and (5) of Statutory Instrument 2001 No. 2290 and the relevant exempt paragraphs of Part 4 of Schedule 12A to the Local Government Act 1972.

<u>Part 2</u>

For Decision:

- Commercial Property Grant (CPG), Place Making Grant (PMG), Property Development Fund (PDF) and Valleys and Villages Prosperity Fund (VVPF) - Direct Award for Quantity Surveying (QS) Services (Exempt Under Paragraph 14) (Pages 99 - 112)
- 14. Option Agreement for the Grant of an Easement in Perpetuity for Road Widening and Electrical Apparatus Works in respect of the Proposed Mynydd Fforch Dwm Wind Farm Development in and

around Tonmawr Port Talbot (Exempt Under Paragraph 14) (Pages 113 - 134)

- 15. Proposed Agreement for Lease of Retail Unit 3 within the New Neath Town Centre Leisure and Retail Development to the Cherry Blossom Company Limited (Exempt Under Paragraph 14) (Pages 135 150)
- 16. Proposed Agreement for lease and lease of part of the former Production Area at The Metal Box Neath to Three Sixty Aquaculture Limited (Report to Follow) (Exempt Under Paragraph 14)
- Agreement for Lease, Ground Lease, Licence to Build and Option to Purchase of Land and Buildings known as the former Dairy Site off Cribbs Row Neath - Zoars Limited (Report to Follow) (Exempt Under Paragraph 14)

K.Jones Chief Executive

Civic Centre Port Talbot

Friday, 7 July 2023

Environment, Regeneration and Streetscene Services Cabinet Board Members:

Councillors. J.Hurley, W.F.Griffiths and S.Jones

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Agenda Item 4

EXECUTIVE DECISION RECORD

- 1 -

ENVIRONMENT, REGENERATION AND STREETSCENE SERVICES CABINET BOARD

14 APRIL 2023

Cabinet Members:

Councillors: W.F.Griffiths, S.Jones (Chair) and D.M.Peters

Officers in Attendance:

S.Brennan, D.Griffiths, M.Roberts, J.Stevens, R.Crowhurst, D. Phillips, Rees, C.Roberts and J Davies and C.Plowman

1. APPOINTMENT OF CHAIRPERSON

Agreed that Councillor S.Jones be appointed as Chairperson for the meeting.

2. CHAIRPERSONS ANNOUNCEMENT/S

The Chairperson welcomed everyone to the meeting.

3. DECLARATIONS OF INTEREST

The following Members made a declaration of interest:

Cllr S.Jones	In relation to Agenda Item 18,
	Proposed Disposal of 103
	Hectares of Agricultural Land
	Subject to Tenancy Adjoining
	Hendre Owen Farm at Dyffryn
	Rhondda Port Talbot, as he
	has been appointed to the
	Wildfox Liaison Forum

Cllr M.Peters

In relation to Agenda Item 18

	Proposed Disposal of 103 Hectares of Agricultural Land Subject to Tenancy Adjoining Hendre Owen Farm at Dyffryn Rhondda Port Talbot, as he has been appointed to the Wildfox Liaison Forum
Cllr W.Griffiths	In relation to Agenda Item 19, Modular classroom accommodation at Ysgol Hendrefelin (Bryncoch site), Blaenhonddan and Crymlyn Primary schools, as he is a Governor at Blaenhonddan Primary School and Ysgol Hendrefelin is in his Ward

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4. **PUBLIC QUESTION TIME**

No questions were received.

5. TRAFFIC CAPITAL PROGRAMME 2023-2024: PROPOSED TRAFFIC REGULATION ORDERS. ACTIVE TRAVEL SCHEMES 2023-2024: PROPOSED TRAFFIC REGULATION ORDERS. INDIVIDUAL DISABLED PARKING PLACES (IDPP) 2023-2024: PROPOSED TRAFFIC REGULATION ORDERS. WELSH GOVERNMENT 20 MPH DEFAULT SPEED LIMIT NATIONAL ROLL OUT 2023-2024: PROPOSED TRAFFIC REGULATION ORDERS

Decisions:

That having had due regard to the integrated impact assessment:

- 1. Approval be granted to advertise the following schemes, in accordance with the statutory requirements:
- Traffic Capital Programme 2023-2024 (as detailed in Appendix A to the circulated report)
- Active Travel Programme 2023-2024 (as detailed in Appendix B to the circulated report)
- Individual Disabled Parking Places (IDPP) Programme 2023-2024 (as detailed in Appendix C to the circulated report)

- Welsh Government 20 mph Default Speed Limit national rollout Programme 2023-2024 (as detailed in Appendix D to the circulated report)
- 2. That the schemes be implemented in accordance with the relevant statutory requirements contained within the current Road Traffic Regulations, subject to there being no objections received. In the event of any objections being received in respect of any schemes, these will be reported back to the Environment, Regeneration and Streetscene Services Cabinet Board for a decision.

Reason for Decisions:

The schemes were necessary in the interest of road safety, providing speed reduction, promoting Active Travel, Individual Disabled Parking Places (IDPP), priority on street parking bays and providing adequate parking provision within the Borough.

Implementation of Decisions:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

6. <u>A474 PONTARDAWE ROAD, RHYDYFRO, PONTARDAWE, A474</u> <u>HEOL Y GORS, CWMGORS, A474 HEOL CAE GURWEN, GWAUN</u> <u>CAE GURWEN, A474 GRAIG ROAD, GWAUN CAE GURWEN, A4069</u> <u>BRYNAMMAN ROAD, GWAUN CAE GURWEN AND LOWER</u> <u>BRYNAMMAN, A4069 CANNON STREET, LOWER BRYNAMMAN, A4069 AMMAN, A4069 PARK STREET, LOWER BRYNAMMAN, A4069 AMMAN</u> <u>ROAD, LOWER BRYNAMMAN, A4069 STATION ROAD, LOWER</u> <u>BRYNAMMAN (REVOCATION) AND (30MPH SPEED LIMIT) - ORDER</u> <u>2023</u>

Decisions:

That having had due regard to the integrated impact assessment:

 That the objections be upheld in part to the A474 Pontardawe Road, Rhydyfro, Pontardawe, A474 Heol Y Gors, Cwmgors, A474 Heol Cae Gurwen, Gwaun Cae Gurwen, A474 Graig Road, Gwaun Cae Gurwen, A4069 Brynamman Road, Gwaun Cae Gurwen and Lower Brynamman, A4069 Cannon Street, Lower Brynamman, A4069 Park Street, Lower Brynamman, A4069 Amman Road, Lower Brynamman, A4069 Station Road, Lower Brynamman (Revocation) and (30mph Speed Limit) - Order 2023, (as detailed in Appendix A to the circulated report)

• That a revised scheme is consulted upon (as detailed in Appendix B to the circulated report). If no objections are received, that the proposals be implemented on site as advertised. The objectors to be informed of the decision accordingly.

Reason for Decisions:

The Order was necessary to maintain the existing speed limit of 30mph on A4069 Amman Road, Lower Brynamman within the borough after the Welsh Government had passed legislation to implement a 20mph default speed limit in urban/rural areas nationally throughout Wales in the interest of road safety.

The Council considered that the proposed 30mph speed limit was an appropriate speed limit for this type of road and that the proposed speed limit aligned with the Welsh Government's strategy.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

7. A474 JAMES STREET TO PONTARDAWE ROAD (REVOCATION) AND (30MPH SPEED LIMIT) - ORDER 2023

Decision:

That having had due regard to the integrated impact assessment, the objections be overruled to the A474 James Street to Pontardawe Road (Revocation) and (30mph Speed Limit) - Order 2023, (as detailed in Appendix A to the circulated report) and that the scheme be implemented as advertised. The objectors to be informed of the decision accordingly.

Reason for Decision:

The Order was necessary to maintain the existing speed limit of 30mph on the A474 James Street to Pontardawe Road within the borough after the Welsh Government had passed legislation to implement a 20mph default speed limit in urban areas nationally throughout Wales in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

8. <u>BRYN ROAD, CWMLLYNFELL, COEDFFALDAU ROAD, RHIWFAWR,</u> <u>GWRHYD ROAD, RHIWFAWR AND HEOL Y GOEDLAN, RHIWFAWR</u> (REVOCATION) AND (30MPH SPEED LIMIT) - ORDER 2023

Decision:

That having had due regard to the integrated impact assessment, that the objections be overruled to the Bryn Road, Cwmllynfell, Coedffaldau Road, Rhiwfawr, Gwrhyd Road, Rhiwfawr and Heol Y Goedlan, Rhiwfawr (Revocation) and (30mph Speed Limit) - Order 2023 (as detailed in Appendix A to the circulated report) and that the scheme be implemented as advertised and monitored going forward. The objectors to be informed of the decision accordingly.

Reason for Decision:

The Order was necessary to maintain the existing speed limit of 30mph on the Bryn Road, Cwmllynfell, Coedffaldau Road, Rhiwfawr, Gwrhyd Road, Rhiwfawr and Heol Y Goedlan, Rhiwfawr within the borough after the Welsh Government had passed legislation to implement a 20mph default speed limit in urban areas nationally throughout Wales in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

9. ROAD FROM GOYTRE TO BRYN (REVOCATION) AND (30MPH SPEED LIMIT)

Decision:

That having had due regard to the integrated impact assessment, the objection be up held in part to the Road from Goytre to Bryn (Revocation) and (30mph Speed Limit) – Order 2022 (as detailed in Appendix A to the circulated report) and that a revised scheme be consulted upon (as detailed in Appendix B to the circulated report). If no

objections are received that the proposals be implemented on site as advertised.

Reason for Decision:

The Order was necessary to allow the conversion of the existing speed limit on the Road from Goytre to Bryn to 20mph in order to complement the Welsh Government's legislation to implement a 20mph default speed limit in urban /rural areas nationally throughout Wales in the interest of road safety.

The Council as Local Highway Authority considered that the road did not have street lighting at the regulation spacing and as such it needed to implement a 20mph speed limit.

The Council considered that the proposed 20mph speed limit was an appropriate speed limit for this type of road and that the proposed speed limit aligned with the Welsh Government's strategy.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

10. <u>A474 NEW ROAD, GELLINUDD (REVOCATION) AND (30MPH SPEED</u> <u>LIMIT) - ORDER 2023</u>

Decision:

That having had due regard to the integrated impact assessment, that the objection be overruled to the A474 New Road, Gellinudd (Revocation) and (30mph Speed Limit) - Order 2023 (as detailed in Appendix A to the circulated report) and that the scheme be implemented as advertised. The objector to be informed of the decision accordingly.

Reason for Decision:

The Order was necessary to maintain the existing speed limit of 30mph on the A474 New Road, Gellinudd, Rhos within the borough after the Welsh Government had passed legislation to implement a 20mph default speed limit in urban areas nationally throughout Wales in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

11. LIST OF APPROVED CONTRACTORS

Decision:

That having had due regard to the Integrated Impact Assessment, the List of Approved Contractors be amended as follows:-

Companies to be added to the List of Approved Contractors

The following companies have applied to be included on the list and have passed the required assessments:-

Company	Category
Trident Civil Engineering (T038)	89
W R Lloyd Timber (W043)	101,111
RIS Reactive Integrated Services Ltd (R045)	31,111
Nolan uPVC Ltd (N019)	21,21A,21C,21G
Enava Ltd (E033)	6
SRK Scaffolding Ltd (S0100)	11
Speedy Asset Services Ltd (L032)	2,57,111

Reason for Decision:

To keep the List of Approved Contractors up to date and as far as possible, ensure a competitive procurement process.

These recommendations to be adopted for the purpose of supplying a List of Approved Contractors for invitation to tender within the relevant category.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

12. MEMORIAL SAFETY TESTING POLICY

Decisions:

That having had due regard to the first stage Integrated Impact Assessment:

- The adoption of the revised memorial testing policy as set out in Appendix A, be approved.
- That, funded from the capital programme, the Council undertake remedial works to the memorials that have failed assessment under the former policy, and for consistency reimburse those grave owners who have already undertaken the work.
- Changes to the Council's policy be relayed at open days within the cemeteries and via the cemeteries website, prior to recommencement of testing.

Reason for Decisions:

To ensure the Council fulfilled its Duty of Care with respect to the safety of memorials in its cemeteries, to minimise associated risks to visitors and the Council, and to maintain the Council's cemeteries in good order.

Implementation of Decisions:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

13. WASTE STRATEGY ACTION PLAN

Decisions:

Following the proposal of the Environment, Regeneration and Streetscene Services Scrutiny Committee, held prior to this meeting, Members were supportive of the amendments to the following recommendations, as detailed below:

That having had due regard to the Integrated Impact Assessment:

- Measure 5 be approved with consideration of using the material storage bins for presentation as suggested by the scrutiny committee.
- Measure 11 be approved and notwithstanding the suggestion by Scrutiny to the contrary that there be no deferral of consultations on a potential move to 3 weekly refuse collection, however the consultation be carried out as a phased approach.
- A Communications protocol be developed to secure engagement with the public generally in relation to obtaining feedback on waste services via the work being undertaken through the established

citizens panel and during customer touch points with the service.

Members were supportive of the following recommendations, as detailed in the circulated report:

That having had due regard to the Integrated Impact Assessment:

- That Measures 1, 4, 6, 7 9, 10, 12, 13, 14, 15, 16, 17, and 18, contained within the circulated report, be approved;
- That Measure 2, contained within the circulated report be approved. That emphasis be provided on the importance of education to the public on the potential new measures, and ensuring that leaflets, advertisement and virtual 'how to' videos be provided to the public to ensure engagement and the raising of awareness is achieved'. That emphasis be given to providing information on what happens to recycling once collected;
- That Measure 3, contained within the circulated report, be • approved. That an update on the provision of dog poo bags be provided in the first quarterly performance report available 12 months after the bags are made publically available, to include a schedule of pick-up points across the County Borough;
- That Measure 8, contained within the circulated report be approved. That the Waste and Neighbourhood Services supervisors continue to monitor street cleanliness levels across the County Borough and, along with service managers, apply their best endeavours to ensure consistency of service delivery across the County Borough through the direction of resources available to them:
- That a communications protocol be developed to highlight Council policy on missed collections and ensure consistent messaging;
- That the sum of £350k be used for the purpose of taking forward the action plan, which was identified as part of the 2023/24 revenue budget process for waste and built into the base budget as a one off transfer from reserves;
- That the Head of Streetcare make an application to Cabinet, via the Corporate Programme Steering Group, for the allocation capital funding of £230,000 from capital contingency to take forward the approved measures.

Reason for Decisions:

The primary reason for implementing the action plan was to continue to make progress towards achieving the next statutory recycling target of 70%, whilst at the same time addressing some service issues.

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Implementation of Decisions:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

14. LOCAL AREA ENERGY PLAN (LAEP) PROJECT - NEATH PORT TALBOT COUNCIL

Decision:

That the report be noted.

15. SOUTH WEST WALES REGIONAL CIVIL ENGINEERING CONTRACTORS FRAMEWORK (SWWRCECF)

Decision:

That the report be noted.

16. URGENT ITEMS

There were no urgent items received.

17. ACCESS TO MEETINGS - EXCLUSION OF THE PUBLIC

Decision:

That the public be excluded from the meeting during consideration of the following item of business on the grounds that it involved the likely disclosure of exempt information as set out in Paragraph 14 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 subject to the Public Interest Test (where appropriate) being applied.

18. PROPOSED DISPOSAL OF 103 HECTARES OF AGRICULTURAL LAND SUBJECT TO TENANCY ADJOINING HENDRE OWEN FARM AT DYFFRYN RHONDDA PORT TALBOT

Decision:

That having had due regard to the first stage Integrated Impact Assessment, subject to the obligations identified in the circulated report being met, delegated authority be granted to the Director of Environment and Regeneration (in consultation with the Cabinet Member for Economic and Community Regeneration) to agree and enter into appropriate documentation for the disposal of 103 Hectares or thereabouts of agricultural land (subject to agricultural tenancy) adjoining Hendre Owen Farm, Dyffryn Rhondda, Port Talbot to facilitate use as a Biodiversity Mitigation Compensation Site associated with the Wildfox Resort in the Afan Valley.

Reason for Decision:

To obtain a capital receipt for the sale of land and to facilitate compliance with the S106 agreement between the Council and the developer.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 18 April 2023.

19. MODULAR CLASSROOM ACCOMMODATION AT YSGOL HENDREFELIN (BRYNCOCH SITE), BLAENHONDDAN AND CRYMLYN PRIMARY SCHOOLS

Cllr W.Griffiths re-affirmed his interest and left the meeting

Officers clarified that the wrong 'Integrated Impact Assessment' had been included as part of the circulated agenda pack; and advised that when considering the report, Members should use the 'Integrated Impact Assessment' that had been circulated as a supplement to the agenda.

Decision:

That having had due regard to the integrated impact assessment, the Council's Contract Procedure Rules be excluded in accordance with rule 5 and that the Head of Property and Regeneration be granted delegated authority to directly award a contract to Mc Avoys for £1,793,500.

Reason for Decision:

To allow the Council to meet the needs of pupil in mainstream and specialist provisions by providing additional accommodation which was urgently needed.

Implementation of Decision:

This decision is for immediate implementation, and therefore not subject to the three day call in period

CHAIRPERSON

EXECUTIVE DECISION RECORD

- 1 -

ENVIRONMENT, REGENERATION AND STREETSCENE SERVICES CABINET BOARD

2 JUNE 2023

Cabinet Members:

Councillors: W.F.Griffiths, J.Hurley (Chairperson) and S.Jones

Officers in Attendance:

T.Rees, D.Griffiths, M.Roberts, J.Stevens, J.Woodman-Ralph, A. Collins, C.Morris, S.Cook and M.Jones

Invitees:

Councillors: S.Pursey and T.Bowen

1. APPOINTMENT OF CHAIRPERSON

Agreed that Councillor J.Hurley be appointed as Chairperson for the meeting.

2. CHAIRPERSONS ANNOUNCEMENT/S

The Chairperson welcomed everyone to the meeting.

3. DECLARATIONS OF INTEREST

No declarations of interests were received.

4. MINUTES OF PREVIOUS MEETING

That the minutes of the meeting held on 3 March 2023 be approved as an accurate record.

5. FORWARD WORK PROGRAMME

20623

That the Forward Work Programme be noted.

6. **PUBLIC QUESTION TIME**

No questions were received.

7. LIST OF APPROVED CONTRACTORS

Decision:

Having had due regard to the Integrated Impact Assessment the List of Approved Contractors be amended to include the following companies as they have passed the required assessments:

Company	Category
The Arb Team (T040)	101
NewSpace Containers Ltd (N018)	10
Crushed 2 Rubble (C075)	77,102,111

Reason for Decision:

To keep the List of Approved Contractors up to date and as far as possible, ensure a competitive procurement process.

These recommendations to be adopted for the purpose of supplying a List of Approved Contractors for invitation to tender within the relevant category.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 6 June 2023.

8. <u>B4242 PONTNEATHVAUGHAN ROAD AND HIGH STREET</u> (REVOCATION) (PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANY TIME) AND (PROHIBITION OF WAITING ON FOOTWAY AT ANY TIME) ORDER 2023

Decisions:

• Having had due regard to the integrated impact assessment the objection be overruled in relation to the B4242 Pontneathvaughan

Road and High Street (Revocation) (Prohibition of Waiting, Loading and Unloading At Any Time) and (Prohibition of Waiting on Footway At Any Time) Order 2023.

- That the scheme be implemented, as advertised, and monitored going forward.
- That the objector be informed of the decision accordingly.

Reason for Decision:

The Orders are necessary to prevent indiscriminate parking in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 6 June 2023.

9. TO CONSIDER THE RECOMMENDATIONS OF THE TASK AND FINISH GROUP ON PARKING OPTION REVIEW REPORT 2023

Members considered the proposal received by the Environment, Regeneration and Streetscene Services Scrutiny Committee held previous to this meeting, with the addition to the recommendations 'that that the hours of operation of the pedestrian zone in Neath be reviewed in the future'. They agreed that a response would be prepared and forwarded to the Chair of the Scrutiny Committee.

Decision:

That the report be noted.

10. URGENT ITEMS

There were no urgent items received.

11. ACCESS TO MEETINGS - EXCLUSION OF THE PUBLIC

Decision:

That the public be excluded from the meeting during consideration of the following item of business on the grounds that it involved the likely disclosure of exempt information as set out in Paragraph 14 of Schedule 12A of the Local Government Act 1972 as amended by the Local

Government (Access to Information) (Variation) (Wales) Order 2007 subject to the Public Interest Test (where appropriate) being applied.

12. FOOD WASTE TREATMENT CONTRACT

Decision:

Having due regard to the first stage integrated impact assessment, the exclusion of the Council's CPRs and the direct award of a two year contract to Biogen for food waste treatment as per their quotation of £42 income per tonne be approved.

Reason for Decision:

To secure ongoing treatment of collected food waste at significantly increased income.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 6 June 2023.

13. <u>ACQUISITION OF SOARS CHAPEL, MAES YR HAF, NEATH</u> (EXEMPT UNDER PARAGRAPH 14)

Decision:

Having given due regard to the Integrated Impact Assessment, the proposed acquisition of the Chapel be approved.

Reason for Decision:

To ensure that the Council makes a strategic acquisition, in line with its overall town centre Regeneration proposals.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 6 June 2023.

14. <u>COLLECTION FLEET RELOCATION – APPOINTMENT OF</u> <u>CONSULTANTS (EXEMPT UNDER PARAGRAPH 14)</u>

Decision:

That the direct award of the contract Consultant Advisors for Works in Relation to the Collection Fleet Relocation at Crymlyn Burrows Waste Transfer Station be granted to SLR Consulting Ltd for the 1 year duration of the project for services as set out in the report.

That Officers complete the necessary agreement and associated documents for the public sector EPSO Framework to facilitate same, be approved.

Reason for Decision:

To facilitate the progression of the Collection Fleet Relocation previously agreed by Members and minimising project risk.

Implementation of Decision:

The decision will be implemented after the three day call in period, which ended at 9am, Tuesday 6 June 2023.

CHAIRPERSON

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Environment, Regeneration and Streetscene Services Cabinet Board (Immediately following the Scrutiny Committee starting at 10am)

Meeting Date 2023	Agenda Item and Type	Contact Officer				
6 th October	Select List (Various)	Dave Griffiths				
	Traffic Regulation Orders (Various)	Dave Griffiths				
	Quarter 1 Performance Indicators 2023/2024	Shaun Davies/ Joy Smith				
Pa	Home to School Transport Review	Dave Griffiths				
age 2	Highways Asset Management Plan	Mike Roberts				
23	Flood Risk Management Plan	Mike Roberts				
	Public Space Protection Order	James Davies				
	EV On Street Home Charging Policy	Steve Owen				
	Fleet Review – Ultra Low Emissions Vehicle (ULEV) Strategy	Dave Griffiths				
	Highway Adoptions - Inspection Fees	Justin Griffiths				
	20mph Implementation Update	Joy Smith				

Meeting Date 2023	Agenda Item and Type	Contact Officer				
17 th November	Select List (Various)	Dave Griffiths				
	Traffic Regulation Orders (Various)	Dave Griffiths				
	Quarter 2 Performance Indicators 2023/2024	Shaun Davies/ Joy Smith				
	Regional Transport Plan – Update from CJC meetings	Dave Griffiths/Amanda Phillips				

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NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

Environment, Regeneration and Streetscene Services Cabinet Board

14th July 2023

Report of the Head of Engineering & Transport (David W. Griffiths)

Matter for Decision

Wards Affected: All

List of Approved Contractors

Purpose of the Report:

To seek Members' approval to amend the List of Approved Contractors.

Executive Summary:

To seek approval for Contractors to be included on the List of Approved Contractors and a Contractor to be removed from the List.

Background:

Members will be aware that on previous occasions, reports concerning the List of Approved Contractors have been presented to Cabinet Board.

The process gives local companies an opportunity to provide goods and services to the Council.

The full list of categories is set out in Appendix A for your information.

Financial Impacts:

No implications.

Integrated Impact Assessment:

A first stage Impact Assessment has been undertaken to assist the Council in discharging its legislative duties (under the Equality Act 2010, the Welsh Language Standards (No.1) Regulations 2015, the Well-being of Future Generations (Wales) Act 2015 and the Environment (Wales) Act 2016.

The first stage assessment, attached at Appendix B, has indicated that a more in-depth assessment is not required. A summary is included below:-

The report is seeking approval to add new Contractors.

This does not affect any group of people and or impact the Welsh language, biodiversity or the five ways of working.

Valleys Communities Impacts:

No implications.

Workforce Impacts:

No implications.

Legal Impacts:

No implications.

Risk Management Impacts:

No implications.

Consultation:

There is no requirement for external consultation on this item.

Recommendations:

Having had due regard to the Integrated Impact Assessment it is recommended that:-

The List of Approved Contractors is amended as follows:-

Companies to be added to the List of Approved Contractors

The following companies have applied to be included on the list and have passed the required assessments:-

Company	Category
Afan Treescapes Ltd (A075)	101, 111
Integrex Ltd (I018)	61, 111

Companies to be **removed** from List of Approved Contractors

Removal of the following company is required due to the nature of its business; Arboricultural Consultant. Consultancy work does not fall under the remit of the List of Approved Contractors.

Company	<u>Category</u>
ArbTS (A046)	101

Reasons for Proposed Decision:

To keep the List of Approved Contractors up to date and as far as possible, ensure a competitive procurement process.

These recommendations to be adopted for the purpose of supplying a List of Approved Contractors for invitation to tender within the relevant category.

Implementation of Decision:

The decision is proposed for implementation after the three-day call-in period.

Appendices:

Appendix A - Categories for List of Approved Contractors Appendix B - First Stage IIA

List of Background Papers

None.

Officer Contact

Hasan Hasan, Engineering Manager Tel. No: 01639 686463 Email: <u>h.hasan@npt.gov.uk</u>

Amanda Phillips, Programme & Commissioning Manager Tel. No: 01639 686483 Email: <u>environment@npt.gov.uk</u>

Appendix A

Categories for List of Approved Contractors

General Services

- 1. Signs
- 2. Plant Hire
- 3. Security
- 4. Clinical Waste
- 5. Pest Control
- 6. Re-Cycling
- 7. Waste Disposal (e.g. Car, Computers, Steel)
- 8. Crowd Control
- 9. Traffic Management
- 10. Portable Buildings
- 11. Scaffolding

Building Construction / Maintenance

- 12. Building Construction £50,000 £200,000
- 13. Building Construction £200,000 £1m
- 14. Building Construction over £1m
- 15. Minor Building Works below £50,000
- 16. Works of Adaptation below £5,000
- 17. Re-Roofing
 - a) Felt & Asphalt below £10,000 / above £10,000
 - b) Tiles & Slate below £10,000 / above £10,000
 - c) GRP
 - d) High Performance Coverings
 - e) Sheeting & Cladding
- 18. Supply &Installation of Floor Finishes
 - a) Flexible Sheet, Tiles, Carpets
 - b) Jointless
 - c) Rigid Tiles, Slabs, Mosaics
 - d) Wood
- 19. Plastering
- 20. Painting & Decorating
- 21. Supply & Installation of Windows/Doors (Windows to BS 7412, Doors to PAS 23/1, PAS 24/1 to BS 7950 Kitemark Scheme)
 - a) PVCU (using Aluplast System)
 - b) Timber
 - c) Aluminium

- d) Steel
- e) Roller Shutter
- f) Security Doors
- g) Automatic Doors
- 22. Suspended Ceilings
- 23. Welding / Fabrication below £5,000
- 24. Welding / Fabrication above £5,000
- 25. Stonework Repair / Restoration / Cleaning
- 26. Glazing & Safety Filming
- 27. Wall Tie Replacement
- 28. External Wall Insulation
- 29. Damp Proofing / Dry Rot / Woodworm Treatment
- 30. Cavity Wall and / or Loft Insulation
- 31. Asbestos Handling & Removal, Asbestos Surveys & Asbestos Consultancy Services
- 32. Window Blinds
- 33. Shop Fitters Specialist Joinery
- 34. Refurbishment of Laboratories
- 35. Clearance of Void properties
- 36. Works to Listed Buildings

Mechanical & Electrical Engineering

- 37. Domestic (including Housing) Plumbing & Central Heating below £50,000
- 38. Domestic (including Housing) Plumbing & Central Heating above £50,000
- 39. Commercial Heating & Ventilating below £100,000
- 40. Commercial Heating & Ventilating above £100,000
- 41. Domestic (including Housing) Electrical Installation below £50,000
- 42. Domestic (including Housing) Electrical Installation above £50,000
- 43. Commercial Electrical Installations below £100,000
- 44. Commercial Electrical Installations above £100,000
- 45. Gas Boiler Maintenance
- 46. Maintenance of Building Management Systems for Heating & Ventilation

Mechanical & Electrical Specialist Services

- 47. CCTV
- 48. Intruder Alarms
- 49. Fire Alarms
- 50. Warden Call System
- 51. Lifts
- 52. Swimming Pool Plant Equipment
- 53. Water Systems Cleaning & Chlorination

- 54. Ductwork System Cleaning & Sterilisation
- 55. Domestic & Commercial Kitchen Equipment Maintenance
- 56. Supply & Installation of Specialist Kitchen Equipment / Fittings
- 57. Installation, Testing & Maintenance of Local Exhaust Ventilation (LEV)
- 58. Water Systems Risk Assessment
- 59. Supply & Installation of Pipework & Ductwork Installation
- 60. Supply, Installation and / or Servicing of Automatic Door Systems
- 61. PA Systems / Sound Systems
- 62. Stage Lighting
- 63. Service / Repair of Kilns
- 64. Supply, Installation & Servicing of Leisure Services Equipment
- 65. Specialist Steelwork (stainless Steel & Fabricated Works)
- 66. Lightening Conductors
- 67. Fire Fighting Equipment including Hose Reels
- 68. Smoke / Fire Detectors
- 69. Stage Equipment including Curtains, Gantry, Special Effects etc.
- 70. Computer / Telephone Cabling

Civil Engineering

- 71. Civil Engineering £0 £25,000
- 72. Civil Engineering £25,000 £250,000
- 73. Civil Engineering £250,000 £1m
- 74. Civil Engineering over £1m
- 75. Land Reclamation
- 76. Sewers & Drainage
- 77. Hard & Soft Landscaping
- 78. Ground Investigation
- 79. Demolition
- 80. Surfacing, Carriageway & Footways
- 81. Surface Dressing
- 82. Road Markings & Reflective Road Studs
- 83. Carriageway Slurry Surfacing & Footways
- 84. Fencing
- 85. Gabion & Blockstone
- 86. Steel Fabrication below £25,000
- 87. Steel Fabrication above £25,000
- 88. Bridge Works, New & Maintenance

Civil Engineering Specialists

- 89. Concrete Repairs
- 90. Diving Inspections & Works within Water

- 91. Bridge Deck Expansion Joints
- 92. Bridge Deck Water Proofing
- 93. Soil Nailing
- 94. Sewer Relining
- 95. Sewer Surveys
- 96. Safety Fencing
- 97. Bridge Parapets (Manufacture & Installation)
- 98. Access Plant for Inspection
- 99. Bridge Parapet Painting
- 100. Painting of Structural Steelwork
- 101. Aboriculturalist
- 102. Weed-spraying
- 103. Weather Forecasting
- 104. Playground Equipment
- 105. Specialist Cleaning
- 106. Synthetic Pitches and Sports Facilities
- 107. Bus/Cycle Shelters
- 108. Traffic Signals
- 109. Street Lighting
- 110. Street Furniture
- 111. Specialist Contractor not listed above please specify type of work



Appendix B

Impact Assessment - First Stage

1. Details of the initiative

Initiative description and summary: List of Approved Contractors – Approval to add new Contractors and remove a Contractor.

Service Area: Procurement

Directorate: All

2. Does the initiative affect:

	Yes	No
Service users		x
Staff		x
Wider community		х
Internal administrative process only	✓	

	Yes	No	None/ Negligible	Don't Know	Impact H/M/L	Reasons for your decision (including evidence)/How might it impact?
Age			х			There is no impact. Applications to be included
Disability			х			on the Approved List of Contractors are accepted
Gender Reassignment			X			from all construction companies who meet the criteria.
Marriage/Civil Partnership			X			
Pregnancy/Maternity			X			
Race			X			
Religion/Belief			X			
Sex			X			
Sexual orientation			X			

3. Does the initiative impact on people because of their:

4. Does the initiative impact on:

	Yes	No	None/ Negligible	Don't know	Impact H/M/L	Reasons for your decision (including evidence used) / How might it impact?
People's opportunities to use the Welsh language			x			
Treating the Welsh language no less favourably than English			x			

5. Does the initiative impact on biodiversity:

	Yes	No	None/ Negligible	Don't know	Impact H/M/L	Reasons for your decision (including evidence) / How might it impact?
To maintain and enhance biodiversity			x			N/A
To promote the resilience of ecosystems, i.e. supporting protection of the wider environment, such as air quality, flood alleviation, etc.			x			N/A

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6. Does the initiative embrace the sustainable development principle (5 ways of working):

	Yes	No	Details
Long term - how the initiative supports the long term well-being of people	~		The addition of contractors onto the List of Approved Contractors will enable these companies to be procured in accordance with NPT's Procurement Rules. Contractors who fail to meet the requirements of this List will be given the opportunity to meet NPT's criteria. If this is not met, approval will be sought from Members to remove these contractors.

Integration - how the initiative impacts upon our wellbeing objectives	✓	 Approving additional contractors onto the List of Approved Contractors will enable NPT to procure works with these companies. This will allow the companies to provide employment opportunities, allowing people to take advantage of wealth generated through securing decent work. The List of Approved Contractors gives local companies the opportunity to be contracted by NPT to undertake works.
Involvement - how people have been involved in developing the initiative	~	The companies have been assessed to determine their suitability to be included on the List of Approved Contractors. External financial checks have been undertaken. Various departments have undertaken checks on the companies for Insurances, technical ability, Quality, Environmental and Health & Safety.
Collaboration - how we have worked with other services/organisations to find shared sustainable solutions	*	Several departments have been involved in checking that contractors are suitable to undertake works for the category/ies. Any contractors who fail to comply with the ongoing checks for the List of Approved Contractors will be given the opportunity to meet NPT criteria. If this is not met, approval will be sought from Members to remove these contractors. The List of Approved Contractors is available for use by all departments in the Authority wishing to undertake works.
Prevention - how the initiative will prevent problems occurring or getting worse	~	Contractors who fail to comply with the ongoing checks for the List of Approved Contractors will be given the opportunity to meet NPT criteria. If this is not met, approval will be sought from Members to remove these contractors.

7. Declaration - based on above assessment (tick as appropriate):

A full impact assessment (second stage) is not required

Reasons for this conclusion

This First Stage Impact Assessment has been undertaken to assist the Council in discharging its legislative duties (under the Equality Act 2010, the Welsh Language Standards (No.1) Regulations 2015, the Well-being of Future Generations (Wales) Act 2015 and the Environment (Wales) Act 2016.

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This First Stage Assessment has indicated that a more in-depth assessment is not required. A summary is below:-

The report is seeking approval to add new Contractor(s), add additional Category/ies for approved Contractor(s) and remove approved Contractor(s).

This does not affect any group of people and/or impact the Welsh Language, Biodiversity or the Five Ways of Working.

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A full impact assessment (second stage) is required

Reasons for this conclusion

N/A

	Name	Position	Signature	Date
Completed by:-	Amanda J. Phillips	Programme & Commissioning Manager	AJP	30/6/2023
Signed off by:-	David W. Griffiths	Head of Engineering & Transport	DWG	30/6/2023

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NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

ENVIRONMENT, REGENERATION AND STREETSCENE SERVICES CABINET BOARD

14th July 2023

Report of the Head of Engineering & Transport – D.W.Griffiths

Matter for Decision

Wards Affected: Aberavon

VILLAGE ROAD, VILLAGE GARDENS, PENTRE AFAN AND BROOKLYN GARDENS (REVOCATION, PROHIBITION OF WAITING, LOADING AND UNLOADING AT ANY TIME, PROHIBITION OF MOTOR VEHICLES EXCEPT FOR ACCESS) ORDER 2023

Purpose of the Report:

To consider the support, comments and objections received following the advertisement of the Village Road, Village Gardens, Pentre Afan and Brooklyn Gardens (Revocation, Prohibition of Waiting, Loading and Unloading At Any Time, Prohibition of Motor Vehicles Except for Access) Order 2023, as indicated in Appendix A.

Executive Summary:

The report outlines the proposed traffic regulation orders which were formally advertised resulting in objections being received.

Background:

Ongoing representations over several years have been made to South Wales Police, the Local Members and Engineering Officers from both parents and residents of Village Gardens regarding road safety concerns along Village Road, Village Gardens and Pentre Afan, Aberavon.

The road safety concerns include the inappropriate speed of traffic, difficulty for pedestrians crossing Village Road and the indiscriminate parking practices on Village Road, Village Gardens and Pentre Afan particularly from parents of pupils attending Ysgol Bae Baglan and Bro Dur.

There is an existing footbridge which crosses the A4241 Afan Way connecting to Village Road which provides a designated safe route to pupils of Ysgol Bae Baglan and Bro Dur. This has proved popular with parents and road safety issues have arisen for children from Village Gardens crossing Village Road due to indiscriminate parking by some parents.

Officers from the Engineering and Transport attended a public consultation where they met with the elected members, representatives of the South Wales Police and Ysgol Bae Baglan and Bro Dur. Following the meeting it was agreed by all parties that the proposed raised toucan crossing facility, speed cushions and traffic regulation orders should be introduced to address the aforementioned highlighted concerns.

The traffic regulation orders are required to prevent indiscriminate parking in the interest of road safety.

The proposed scheme is indicated in Appendix A.

Financial Impacts:

The scheme is to be funded by the Welsh Government Active Travel Grant.

Integrated Impact Assessment:

A first stage impact assessment has been undertaken to assist the Council in discharging its legislative duties (under the Equality Act 2010, the Welsh Language Standards (No.1) Regulations 2015, the Well-being of Future Generations (Wales) Act 2015 and the Environment (Wales) Act 2016.

The first stage assessment, attached at Appendix C, has indicated that a more in-depth assessment is not required. A summary is included below: -

A full impact assessment is not required as the proposed traffic regulation orders will provide a safe environment for all highway users.

Valleys Communities Impacts:

There are 'No Implications' associated with this report.

Workforce Impacts:

There are 'No Implications' associated with this report.

Legal Impacts:

The proposal was advertised for a 21 day period in April / May 2023.

Risk Management Impacts:

There are no risk management impacts associated with this report.

Consultation:

This item has been subject to external consultation.

A consultation exercise was undertaken for a period of 21 days in April / May 2023.

There were 368 letters and plans hand delivered to the properties on Village Gardens, Pentre Afan, Brooklyn Gardens and Windsor Village detailing the proposals. Following a three-week consultation exercise, 5 statements of support, 5 comments and 18 statements of objections were received on the proposal.

A summary of the support and the objections received is given below:-

Support: - Any officer observations / comments are illustrated in italics in response to the points raised.

- a) Residents support the proposed traffic calming works along Village Road.
- b) Residents fully support the need for a Toucan crossing on Village Road especially if it makes the route safer for children and pedestrians.

Comments: - Any officer observations / comments are illustrated in italics in response to the points raised.

- a) A resident has requested that the proposals are monitored daily if implemented and that residents are given two permits for visitors to park.
- b) A number of residents called in to ask what the proposals were as they did not understand them.

Objection: - Any officer observations / comments are illustrated in italics in response to the points raised.

a) A resident feels that the proposal does not find a solution for finding parents who drop off their children somewhere to park.

There is some parking still available on Village Road sited away from the controlled crossing location.

b) A resident's feels that there needs to be a safe drop off point and a car park for parents.

There are existing drop off points available closer to the school at Seaway Parade and Sirius Drive.

c) A resident feels that it is easy to say to the parents that they should encourage walking the children to school but unfortunately in 2023 most families work and are in a time limit to be able to drop off for school before work.

The Welsh Government is promoting Active Travel where by cars are not used for short journeys. Children walk and cycle to school. Active Travel is law in Wales and as such Local Authorities are tasked with implementing the Act and Guidance accordingly. The Welsh Government want to see a cultural change in transport modal shift towards walking and cycling especially for the younger generation that will then take this mode forward as part of their everyday lives.

d) A resident would like to know where the parents are supposed to park if the new restrictions were introduced.

The resident can park at the drop off points closer to the school or on the unregulated sections of Village Road away from the controlled crossing point and walk to school. e) Residents feel that Brooklyn Gardens should be included in the proposals as there are already parking problems in the street including driveways being blocked at school pick up times.

This will be included in the scheme under a separate statutory consultation. Refer to Appendix B.

f) Residents feel that the proposed 'Prohibition of Motor Vehicles Except for Access' orders on Village Gardens and Pentre Afan will only displace parking to other locations, Brooklyn Gardens will be an obvious choice to park their vehicles with all the chaos that will bring.

The Council agrees that displaced parking will occur into those areas without current restricted parking regimes. This will be included in the scheme under a separate statutory consultation. Refer to Appendix B.

g) Residents feel that the proposed 'Prohibition of Motor Vehicles Except for Access' orders on Village Gardens and Pentre Afan will only displace parking to other locations, Westland's will be an obvious choice to park their vehicles with all the chaos that will bring.

The Council agrees that displaced parking will occur into those areas without current restricted parking regimes. This will be included in the scheme under a separate statutory consultation. Refer to Appendix B.

h) Emergency vehicles may have problems accessing Brooklyn Gardens and Westland's.

The obstruction of the carriageway and footway is an enforcement matter for South Wales Police.

i) A resident feels that the speed humps are not a good idea and 'give way to traffic coming towards you' system would be better.

The Council are no longer considering Priority Build outs following feedback on driver behaviour at these give way installations.

 A resident feels that the proposed 'Prohibition of Waiting, Loading and Unloading at Any Time' should be extended on Village Road.

This will remove all the available unrestricted parking and as such is not supported at this time.

 k) A resident has stated that the existing 'Prohibition of Motor Vehicles Except for Access' order on Afandale does not work as it is ignored.

This traffic regulation order is enforced by South Wales Police not the Council.

I) A resident has suggested that a new car park for the school is required.

This request falls outside the scope of the consultation on traffic regulation orders and would be a matter for the Education department to consider.

 Residents are concerned that visitors will not be able to access Village Gardens and Pentre Afan if the new 'Prohibition of Motor Vehicles Except for Access' order goes in.

Residents, visitors and deliveries to property are able to access the estate but not vehicles parking and the occupants not visiting property within the estate.

n) Residents feel that the parking problems should have been sorted at the planning stage of building the school.

Parking for the school was considered as part of the statutory planning process and falls outside the scope of the current traffic regulation orders which are being consulted upon. o) A resident feels that the scheme will cause more safety issues than it solves.

The scheme will be monitored going forward.

p) A resident has requested that the 'layby style' junctions be removed along Village Road.

This could be of benefit; however, the area is currently covered by a parking restriction and not technically necessary.

The Local Members have been consulted on the feedback received and support that the objections are upheld in part with the original scheme in Appendix A being implemented and an additional scheme be consulted upon as indicated in Appendix B.

Recommendations:

Having had due regard to the integrated impact assessment it is recommended that the objections are upheld in part to the Village Road, Village Gardens, Pentre Afan and Brooklyn Gardens (Revocation, Prohibition of Waiting, Loading and Unloading At Any Time, Prohibition of Motor Vehicles Except for Access) Order 2023 (as detailed in Appendix A to the circulated report) that the scheme is implemented as advertised and an additional scheme be consulted upon (as detailed in Appendix B to the circulated report).

The objectors will be informed of the decision accordingly.

Reasons for Proposed Decision:

The Orders are necessary to prevent indiscriminate parking in the interest of road safety.

Implementation of Decision:

The decision is proposed for implementation after the three day call in period.

Appendices:

Appendix A – Plan – Village Road, Village Gardens and Pentre Afan, Aberavon – Proposed Traffic Regulation Orders.

Appendix B – Plan – Village Road and Brooklyn Gardens, Aberavon – Proposed Traffic Regulation Orders.

Appendix C – Integrated Impact Assessment.

List of Background Papers:

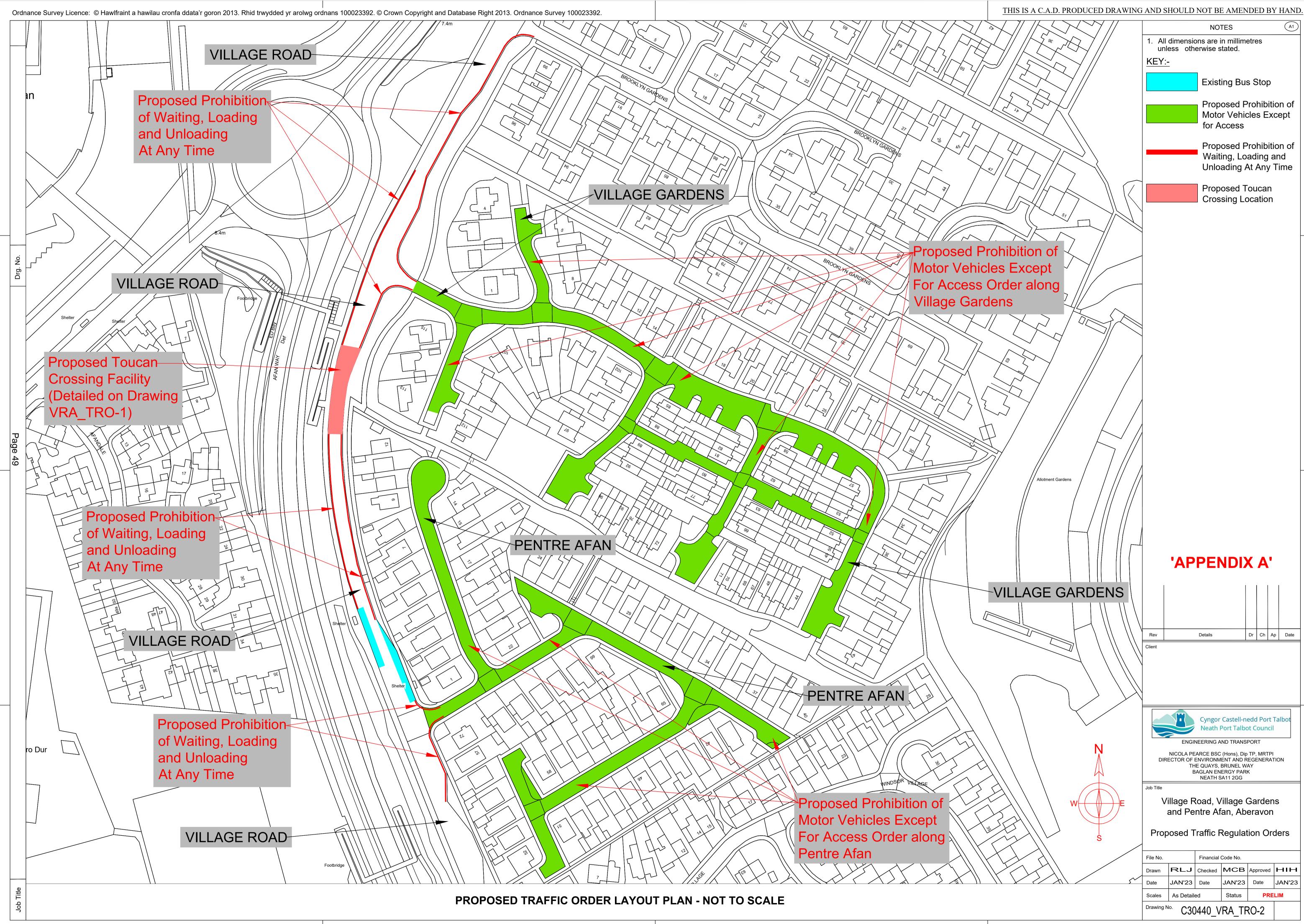
None

Officer Contact:

Mr Hasan Hasan Engineering & Transport Tel. No. 01639 686463 Email <u>h.hasan@npt.gov.uk</u>

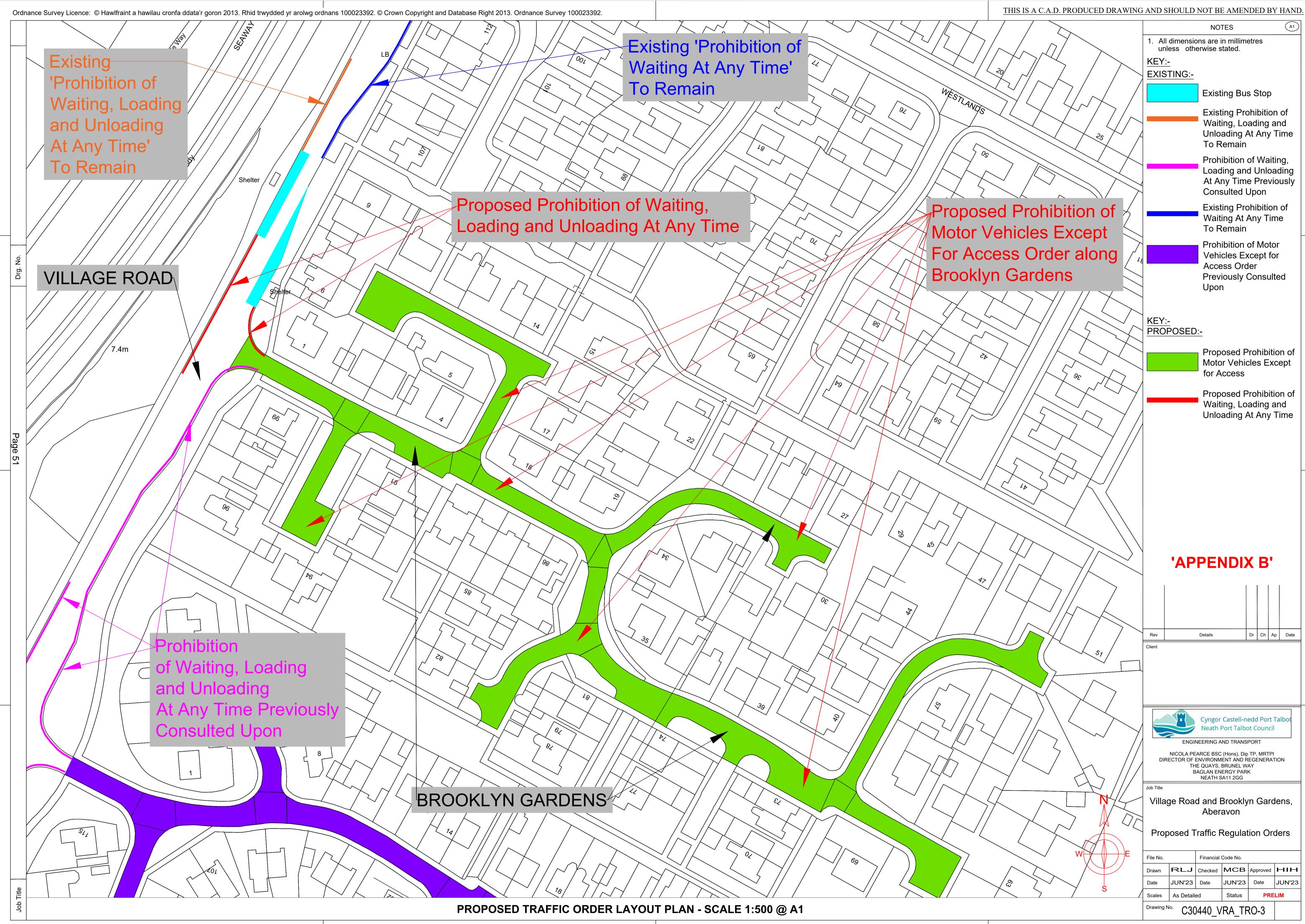
Mr Martin Brumby, Engineering & Transport Tel. No. 01639 686013 Email <u>m.brumby@npt.gov.uk</u>

Mr Ryan L. Jones, Engineering & Transport Tel. No. 01639 686771 Email <u>r.jones15@npt.gov.uk</u> This page is intentionally left blank



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1. Details of the initiative

Initiative description and summary: Village Road, Village Gardens, Pentre Afan and Brooklyn Gardens (Revocation, Prohibition of Waiting, Loading and Unloading At Any Time, Prohibition of Motor Vehicles Except for Access) Order 2023

Service Area: Engineering and Transport

Directorate: Environment and Regeneration

2. Does the initiative affect:

	Yes	No
Service users	Y	
Staff	Y	
Wider community	Y	
Internal administrative process only	Y	

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3. Does the initiative impact on people because of their:

	Yes	No	None/ Negligible	Don't Know	Impact H/M/L	Reasons for your decision (including evidence)/How might it impact?
Age		Ν			L	There is no negative impact as the proposed traffic
Disability		Ν			L	regulation orders will prevent indiscriminate parking in
Gender Reassignment		Ν			L	the interest of road safety, thereby benefiting all highway users.
Marriage/Civil Partnership		Ν			L	
Pregnancy/Maternity		Ν			L	
Race		Ν			L	
Religion/Belief		Ν			L	
Sex		Ν			L	

Sexual orientation	٩	N			L	
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4. Does the initiative impact on:

	Yes	No	None/ Negligible	Don't know	-	Reasons for your decision (including evidence used) / How might it impact?
People's opportunities to use the Welsh language	Y				L	There will be a positive impact as we welcome all correspondence in Welsh and English when dealing with the wider community.
Treating the Welsh language no less favourably than English	Y				L	There will be a positive impact because all permanent highway approved signage and road markings used in the traffic regulation orders are Bilingual (Welsh / English) with Welsh placed above English.

5. Does the initiative impact on biodiversity:

	Yes	No	None/ Negligible	Don't know	Impact H/M/L	Reasons for your decision (including evidence) / How might it impact?
To maintain and enhance biodiversity		N			L	There is no negative impact as the road markings are located on the carriageway, therefore the scheme does not impact the existing Flora, Fauna or Biodiversity.
To promote the resilience of ecosystems, i.e. supporting protection of the wider environment, such as air quality, flood alleviation, etc.		N			L	There is no negative impact as the road markings are located away from the kerb allowing the carriageway and footway drainage to function as at present. The scheme is located within the existing road surface and as such there is no opportunity to provide additional drainage systems such as swales, soakaways etc.

6. Does the initiative embrace the sustainable development principle (5 ways of working):

	Yes	No	Details
Long term - how the initiative supports the long term well-being of people	Y		Within the Neath Port Talbot presently 59.6% of adults are obese or overweight (with 23.6% being obese) it is predicted that by 2025 the number will have risen to 66.5%. A quarter of children in Wales are overweight or obese (including 12.4% that are obese) Wales has a higher percentage of adolescents self-reporting to be overweight or obese compared to England, Scotland and Republic of Ireland, with rates being generally higher in boys than girls. Only 48.4% of adults in Neath Port Talbot are meeting the physical activity guidelines compared to 53.1% in Wales. For most people, the easiest form of physical activity are those that can be built into everyday life such as walking and commuting by active travel. By enabling active travel, the proposal will contribute to improved health benefits for users whilst reducing carbon emissions from vehicles. The Welsh Governments Llwybr Nweydd Wales transport strategy sets out the 20 year ambition and focuses on delivering an accessible, sustainable transport system that is good for people, communities, the environment the economy and Welsh language and culture. The 5 year priorities call for a transport system and infrastructure that plays its part in reducing greenhouse gas emissions whilst increasing active travel and public transport use by providing safe, accessible, sustainable transport systems that people will want to use. The sustainable transport hierarchy places active travel at the forefront of transport and sets out how the strategy will encourage people to change their travel behaviour to use low-carbon sustainable transport, cycling and walking as the preferred transport modes.

		The scheme will help to encourage and maintain Active Travel through maintaining the existing street scene environment, thereby benefiting the community. Furthermore, in September 2023 the Welsh Government National 20 mph speed limit default strategy may be implemented lowering the speed limit over a greater urban area of secondary estate roads within the locality reducing overall emissions and the promotion of Active Travel,
Integration - how the initiative impacts upon our wellbeing objectives	Y	walking and cycling. The scheme through preventing indiscriminate parking will maintain the existing street scene improving the community health through reduced air pollution and people walking to the local facilities, thereby contributing to other organisations goals on improving health for the population of Wales.
Involvement - how people have been involved in developing the initiative	Y	A statutory consultation exercise for the traffic regulation orders was undertaken with 368 letters and plans hand delivered to the adjacent properties detailing the proposals. The traffic regulation order was advertised in the South Wales Evening Post, on the Council's web site and Notices posted on site.
		Eighteen objection were received to the scheme and it is recommend to upheld the objections in part which an additional proposal being consulted on as a result of the feedback.
Collaboration - how we have worked with other services/organisations to find shared sustainable solutions	Y	The various sections within the Council such as Highway Engineering and the Legal section have worked together on this initiative.
Prevention - how the initiative will prevent problems occurring or getting worse	Y	In NPT 25.5% of homes do not have access to a car. Where car ownership levels are low, residents are more likely to be reliant on public transport and active travel for their day to day needs and to access key services and employment. Poor facilities can lead to difficulty in using active travel which can cause to social exclusion and isolation, which subsequently can lead to a range of health and social problems.

Facilitating more journeys by Active Travel will reduce our consumption of natural resources and act to tackle the causes and consequences of congestion, climate change, traffic pollution and noise.
Encouraging people to be more active by providing Active Travel routes will help people to be healthy, to achieve their potential.

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7. Declaration - based on above assessment (tick as appropriate):

A full impact assessment (second stage) is not required

Reasons for this conclusion

After completing the assessment, it has been determined that this proposal does not require a full Impact Assessment (second stage). The traffic regulation orders will have a positive impact on service users, have no adverse impact on people who share protected characteristics or on people's ability to use the Welsh language.

The traffic regulation orders contribute to delivering the Council's Corporate Improvement Plan by improving the wellbeing of people within the community by providing safe passage for all highway users.

A full impact assessment (second stage) is required

Reasons for this conclusion

	Name	Position	Signature	Date
Completed by	Hasan I. Hasan	Engineering Manager	HIH	13/06/2023
Signed off by	D.W.Griffiths	Head of Engineering & Transport	DWG	13/06/2023

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NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

Environment, Regeneration and Streetscene Services Cabinet Board

Date - 14th July 2023

Report of Head of Streetcare – M. Roberts

Matter for Decision

Wards Affected: All Wards

Report Title: Streetscene Capital Funding 2023/24

Purpose of the Report:

To determine the allocation of 'Environment Street Scene Improvements' monies included in the capital budget for 2023/23.

Executive Summary:

£500K is included in the Council's approved capital budget for the current year in respect of 'Environment Street Scene Improvements'. This report set out the proposed allocation of the funding for which approval is sought.

Background:

Since 2021/22, an annual allocation of £500K has been included in the Council's capital programme in respect of 'Environment Street Scene Improvements'. In the first year the monies were allocated via a separate report to then Streetscene and Engineering Cabinet Board in July 2021. However, in 2022/23, the allocation of the funding was incorporated into the Highways and Engineering Works Programme Report. In the current year however, further to personnel changes the monies were not incorporated into the annual works programme report and so separate consideration is again necessary.

Proposed Allocation of spend

It is proposed to allocate spend as follows:

£260,000	Additional funding needed to support the already approved Highways & Engineering Works Programme due to cost increases (See note 1).
£120,000	Surface re-texturing of yorkstone slabs in Neath. (See note 2)
£80,000	Renewal of more high friction grip and coloured warning surfacing around the County Borough (See note 3)
£20,000	Additional funding to complete repainting of black ironwork in Neath Town Centre (See note 4)
£20,000	Paving Repairs, Angel Square, Neath(See note 5)
£500,000	

Notes

1. It has been found that a number of resurfacing schemes in the agreed Highways and Engineering Works Programme are

subject to the presence of Coal Tar in the current surface material which is significantly increasing costs.

- 2. Essential works needed to address safety concerns.
- 3. A lot high friction grip and coloured warning surfacing has been put down around the county borough over the years as part of traffic calming and road safety schemes, and there is not enough revenue money to keep up with ongoing wear and tear.
- 4. Repainting of street ironwork in Neath was previously approved as part of resilience/recovery monies. However the repainting of the black lighting columns was regrettably not included in the cost estimate. The columns, such as on Windsor Road for example, are looking shabby and it would be sensible to complete the work alongside the other ironwork as already approved.
- 5. Works are needed in Angel Square which was overlooked in the highways works programme because it is Estates' land as opposed to adopted highway.

Overall, there proposals are targeted at delivering the agreed Highways and Engineering works programme, about which commitments have already been made, along with essential safety and visual improvement work.

Financial Impacts:

None, proposals relate to an approved funding allocation in the capital programme.

Integrated Impact Assessment:

A first stage impact assessment has been undertaken to assist the Council in discharging its legislative duties (under the Equality Act 2010, the Welsh Language Standards (No.1) Regulations 2015, the Well-being of Future Generations (Wales) Act 2015 and the Environment (Wales) Act 2016.

The first stage assessment, attached at Appendix A, has indicated that a more in-depth assessment is not required. A summary the proposed spend only relates to improvement works.

Valleys Communities Impacts:

The budget will allow schemes now needing additional funding to continue. There will also be some safety and visual impacts relating to renewal of coloured and high friction grip surfacing.

Workforce Impacts:

No implications

Legal Impacts:

No implications

Risk Management Impacts:

The proposed safety related work is necessary to fulfil the Council's obligations as Highway Authority and a landowner of public realm.

Consultation:

There is no requirement for external consultation on this item.

Recommendations:

Having had due regard to the first stage Integrated Impact Assessment, it is recommended that the proposed funding allocations set out in the report be approved.

Reasons for Proposed Decision:

To determine spending proposals with respect to 'Environment Street Scene Improvement' monies included in the capital budget for 2023-24.

Implementation of Decision:

The decision is proposed for implementation after the three day call in period

Appendices:

Appendix A - First stage Integrated Impact Assessment

List of Background Papers:

Streetscene Capital Monies report to S & E Cabinet Board 2nd July 2021 Works Programme Report to S & E Cabinet report 18th March 2022.

Officer Contact:

Name: Aled Jones Designation: Highway Network & Programme Manager Email: a.jones9@npt.gov.uk This page is intentionally left blank

Impact Assessment - First Stage

1. Details of the initiative

Initiative description and summary: Allocation of Street Scene funding 2023/24

Service Area: Streetcare Services

Directorate: Environment & Regeneration

2. Does the initiative affect:

	Yes	No
Service users	Х	
Staff	Х	
Wider community	Х	
Internal administrative process only		Х

3. Does the initiative impact on people because of their:

	Yes	No	None/ Negligible	Don't Know	Impact H/M/L	Reasons for your decision (including evidence)/How might it impact?	
Age		Х				The allocation of 'Environment Street Scene	
Disability		Х				Improvements' monies included in the capital budget for 20223/24, will not have an negative impact on anyone	
Gender Reassignment		Х				with protected characteristics. All road users may enjoy	
Marriage/Civil Partnership		Х				some of the improvements that would flow from the	
Pregnancy/Maternity		Х				funding allocation	
Race		Х					
Religion/Belief		Х					
Sex		Х					
Sexual orientation		Х					

4. Does the initiative impact on:

	Yes	No	None/ Negligible	Don't know	Impact H/M/L	Reasons for your decision (including evidence used) / How might it impact?
People's opportunities to use the Welsh language		X				No impact on the people's opportunity to use the Welsh language
Treating the Welsh language no less favourably than English		Х				No impact on treating welsh language no less favourably than English. Any signage will be bilingual as per policy.

5. Does the initiative impact on biodiversity:

	Yes	No	None/ Negligible	Don't know	Impact H/M/L	Reasons for your decision (including evidence) / How might it impact?
To maintain and enhance biodiversity		x				The allocation of 'Environment Street Scene Improvements' monies included in the capital budget for 2023/24, will not affect biodiversity
To promote the resilience of ecosystems, i.e. supporting protection of the wider environment, such as air quality, flood alleviation, etc.		x				The allocation of 'Environment Street Scene Improvements' monies will not affect ecosystems

6. Does the initiative embrace the sustainable development principle (5 ways of working):

	Yes	No	Details
Long term - how the initiative supports the long term well-being of people	х		The allocation included on the budget, will assist in providing improvements in the county borough.
Integration - how the initiative impacts upon our wellbeing objectives	X		Providing the additional allocation will assist in the well-being objectives by helping maintain a safe environment.
Involvement - how people have been involved in developing the initiative	X		Cost pressure on existing approved schemes and safety issues have largely driven the proposed funding allocations including citizen feedback.
Collaboration - how we have worked with other services/organisations to find shared sustainable solutions	X		The proposals and their delivery involves collaboration between internal sections of the council.
Prevention - how the initiative will prevent problems occurring or getting worse	Х		The allocation recognises the importance of maintaining the built environment which would otherwise lead to environmental degradation and increasing safety issues.

7. Declaration - based on above assessment (tick as appropriate):

A full impact assessment (second stage) is not required	Х
Reasons for this conclusion	
The allocation of the additional monies will have a positive impact on the environment and highway safety.	

A full impact assessment (second stage) is required	Х
Reasons for this conclusion	

	Name	Position	Date
Completed by	A Jones	Network & Programme Manager	02/06/2023
Signed off by	M Roberts	Head of Streetcare	02/06/2023

Agenda Item 10



NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

Environment, Regeneration and Streetscene Services Cabinet Board

14th July 2023

Matter for Monitoring

Wards Affected: All Wards

Report Title: Key Performance Indicators 2022/2023 – Quarter 4 (1st April 2022 – 31st March 2023)

Purpose of the Report:

To report Quarter 4 Performance Management Data (Appendix 1) and Compliments and Complaints (Appendix 2) for the period 1st April 2022 – 31st March 2023 for Environment, Regeneration and Streetscene Services Cabinet Board. This will enable the Environment, Regeneration and Streetscene Services Cabinet Board and Scrutiny Members to discharge their functions in relation to Performance Management.

Executive Summary:

Appendix 1 – Key Performance Indicators (KPI's)

A list of quarter 1 Key Performance Indicators with progress comments on each indicator are attached as Appendix 1.

KPI's that have improved on or achieved target are GREEN status, KPI's that have not achieved ta Regegeus performance is within 5% are

AMBER status and KPI's that are 5% or more below target are RED status.

Where available, KPI's report Quarter 3 target and 3 years of Quarter 3 data for comparison.

The KPI table includes amendments to some Streetcare Performance Indicators further to previous Scrutiny Committee feedback.

Appendix 2 – Compliments & Complaints

A list of Compliments and Complaints data, collected in line with the <u>Council's Comments, Compliments & Complaints Policy</u> for Cabinet and relevant Cabinet Board purviews.

Background:

The Key Performance Indicators (KPI's) in Appendix 1 are all selected from Service Recovery Plans (SRPs).

Where possible, each KPIs will show a link how it contributes to at least one of the council's well-being objectives. If a KPI does not directly link then it has been linked to the Governance and Resource theme.

Financial Impact:

The performance described in the report is being delivered against a challenging financial backdrop.

Integrated Impact Assessment:

There is no requirement to undertake an Integrated Impact Assessment as this report is for monitoring / information purposes.

Valleys Communities Impacts:

No implications.

Workforce Impacts

The progress described in this report was achieved whilst the workforce continued to respond to and continue to recover from the impacts of the pandemic.

Legal Impacts:

This report is prepared under:

- 1) The Local Government (Wales) Measure 2009 and discharges the Council's duties to "make arrangements to secure continuous improvement in the exercise of its functions"
- 2) Well-being of Future Generations (Wales) Act 2015
- The Neath Port Talbot County Borough Council Constitution requires each Cabinet committee to monitor quarterly budgets and performance in securing continuous improvement of all the functions within its purview.

Risk Management Impacts:

Failure to provide a suitable monitoring report within the timescales could lead to non-compliance with our Constitution. Also, failure to have robust performance monitoring arrangements in place could result in poor performance going undetected.

Consultation:

There is no requirement under the Constitution for external consultation on this item.

Recommendations:

For Members to monitor performance contained within this report.

Reasons for Proposed Decision:

Matter for monitoring, no decision is required.

Implementation of Decision:

Matter for monitoring, no decision required.

Appendices:

Appendix 1 – Key Performance Indicators 2022/2023 – Quarter 4 Performance (1st April 2022 – 31st March 2023)

Appendix 2 – Compliments and Complaints information – Quarter 4 2022/2023 (1st April 2022 – 31st March 2023)

Officer Contact:

Joy Smith, Road Safety and Business Performance Manager. Telephone: 01639 686581. E-mail: <u>j.smith@npt.gov.uk</u>







Appendix 1 - Environment & Regeneration Directorate Performance Measures - Quarter 4 (1st April - 31st March) - 2022/23

Performance RAG (Red, Amber Green) key:

- Green: achieved quarter 4 target for 2022/23
- Amber: Within 5% of target
- **Red**: 5% or more below target
- N/a or blank column no comparable data or no target set

Key - ENV - Environment

How will we know we are making a difference (01/04/2022 to 31/03/2023)?

PI Title	Qtr. 4 Actual 20/21	Qtr. 4 Actual 21/22		Target	
1.2.1 Wellbeing Objective 1 - Best start in life					
ENV 1 - Road Safety - PI/548 - Killed or seriously injured: Child casualties (0 -15 years)	0.00	1.00	0.00		
There were no KSI (Killed or Seriously Injured) for Child Casualties during 2022/2023. During 2021/2022 there was on There is no target for this Performance measure.	e. Our full pro	gramme of in	terventions c	ontinues at pa	ace.
ENV 2 - Road Safety - PI/549 - Road Safety - Killed or seriously injured - Pedal cyclist casualties (All Ages)	1.00	0.00	2.00		
Unfortunately we must report 2 KSI (Killed or Seriously Injured) in this vulnerable group. On both occasions it appears and adults continues, with driver awareness campaigns focused on vulnerable road users planned for the forthcomin There is no target for this Performance measure.	-	ere not at fau	ılt. Our Cycle	Training of b	oth children
MNV 3 - Road Safety - PI/550 - Road Safety - Killed or seriously injured - Young Drivers (16 -24 years) D D	1.00	0.00	1.00		
Infortunately we must report one serious KSI (Killed or seriously injured) in the young driver category. Our young dri with more young drivers than in previous years due to the pandemic. There is no target for this Performance measure.	ver interventio	on, Pass Plus	Cymru contin	ues and will b	e engaging

PI Title	Qtr. 4 Actual 20/21		Actual	Target	
1.2.2 Wellbeing Objective 2 - All communities are thriving and sustainable					
ENV 4 - Environmental Health Trading Standards - PI/518 - Percentage of businesses that were either compliant when visited or brought into compliance during the period		80.72	94.75	75.00	
					Green
This is a particularly good performance return demonstrating that the service is effective in responding to breaches. The rectified in the near future. Over the course of the reporting year the service visited 348 businesses with 336 being using this measure to help target problem areas, but it needs reviewing and it may be revised for 2023/24.		-			

				-	
ENV 5 - Environmental Health Trading Standards- PI/520 - Redress obtained for consumers or victims of crime by service actions		184559.00	17373.00		
Of this total figure, £12,000 was awarded in the conviction of a rogue trader who had preyed on a vulnerable consume £250 per month for 3 years. The remaining money has been through compensation from smaller investigations and es There is no target for this Performance measure.					d another at
ENV 6 - Building Control - PI/370 - BCT/007 – The percentage of 'full plan' applications approved first time.	94.94	99.23	99.04	95.00	Green
Near maximum performance demonstrating that we are working efficiently with applicants in order to help them achi 2022/2023.	eve complian	ce. There wer	e a total of 10	3 applicatior	ns for the year
ENV 7 - Building Control - PI/371 - BCT/004 – Percentage of Building Control 'full plan' applications checked within 15 working days during the year.	98.73	100.00	100.00	95.00	Green
Maximum performance demonstrating that we are dealing with applications efficiently and approving applications we checked for the year 2022/2023	ell within legal	time limits se	et. There were	a total of 10	04 applications
ENV 8 - Development Management - PI/280 - Percentage of planning appeals dismissed D D D D D D D D	76.92	43.75	70.00	66.00	Green
A total of 10 Appeals have been determined over the course of the reporting year. Of these, 7 have been dismissed with a validated the recommendations and assessment made by officers in these cases. While the loss of 3 Appeals is dis					
ENV 9 - Development Management - PI/579 - Percentage of all planning applications determined in time	95.40	86.94	93.83	80.00	Green
608 out of 648 (93.8%) applications were determined in time over the reporting year. This exceeds the target of 80% a performance over the year. Stability in staff resources over this period, following a prolonged period of staff turnover improvement. Hopefully, the trend in level of performance will continue.	-	-		-	
ENV 10 - Development Management - PI/833 - The percentage of major planning applications determined during the year within 8 weeks or 16 weeks if Environmental Impact Assessment (EIA)			33.00	40.00	Red
4 out of 12 'Major' applications were determined in time over the reporting year, this has meant we have fallen slightl reflect the complexity of those applications and the level of work involved. We will continue to work collaboratively w including negotiating Planning Performance Agreements to assist in resourcing the planning and related services. This	ith developer	s to meet the	ir own timesca	ales whereve	-

ENV 11 - Development Management - PI/835 - Percentage of enforcement cases; complainants are notified in writing of the outcome within 12 weeks (84 days) of receipt (80% or higher is considered to be 'good' performance)			84.00	80.00	Green
writing of the outcome within 12 weeks (84 days) of receipt (80% or higher is considered to be 'good' performance) Image: Construct of 330 (84%) of all enforcement cases were investigated within 12 weeks. This is a very good achievement and shows consistent performance across the year. 277 out of 330 (84%) of all enforcement cases were investigated within 12 weeks. This is a very good achievement and shows consistent performance across the year. 287 12 - Environmental Health - PI/423 - Percentage of long term problematic empty private properties being brought back into use by direct action 3.28 10.00 21.70 5 The focused action on problematic empty properties by the service uses a range of direct actions including the lengthy legal process of enforced sales. A total of 97 Protroguth back into use over the year. 96.00 96.62 95.27 95 Performance against this target has remained at a good level across the reporting year, and indicates that just over 95% of registered food premises are classed as "Brow which equates to having a Food Hygiene Rating of 3 or 4 or 5 (out of 5). 91.12 12.122 22.22.23 22.12 OF 14 - Environmental Health Trading Standards - PI/430 - Percentage of private water supplies where a risk as been carried out in accordance with drinking water standards 100.00 0.00 50.00 100 OF 14 - Environmental Health Trading Standards - PI/430 - Percentage of private water supplies where a risk as been carried out in accordance with drinking water standards 100.00 0.00 50.00 <t< td=""><td>the year. This</td><td>Performance</td></t<>		the year. This	Performance		
	3.28	10.00	21.70	5.00	Green
	y legal proces	s of enforced	sales. A total	of 97 Propert	ies were
	96.00	96.62	95.27	95.00	Green
	5% of registere	ed food premi	ises are classe	ed as "Broadly	' compliant"
P Title CO O	Actual	Actual	Actual	Qtr. 4 Target 22/23	Perf. RAG
	100.00	0.00	50.00	100.00	Red
is also important to note that the service would have achieved 84% had there not been an ongoing issue with the labor	oratory which	the service is	trying to reso		-
		100.00	93.75	100.00	Red
consequently were not done by the end of the reporting year. Other workloads and long term sickness within the tea	m prevented t		-		
	13.90	9.98	75.37	100.00	Red
Post-Covid recovery is continuing in line with the 'Recovery Plan' agreed between the Food Standards Agency (FSA) ar new businesses, which are not part of this performance measure) and poorest performing premises first, with the mo out-turn indicates a backlog of 100 premises remains, which will be rolled into 2023/24 for recovery during Quarter 1	ore compliant p	oremises curr			

ENV 17 - Planning Policy - PI/424 - Number of new homes delivered which are affordable - LDP Target		0.00	0.00	111.00	
					Red
Within the financial year 2022/23, the Local Development Plan (LDP) target for delivering affordable homes through t however, there have been no affordable homes delivered or commuted sums agreed via this mechanism. Whilst this i Registered Social Landlords (RSLs) through Social Housing Grant (SHG), which continues to be the main mechanism fo	is disappointin	ng, there have	e been afforda	able homes bu	
The low levels of affordable housing through the planning system have been influenced by the low levels of market ho considered as part of the evidence gathering for the Replacement LDP.	ousing delivery	y due to issue	s with viabilit	y and this is b	being
ENV 18 - Road Safety - PI/549 - Road Safety - Killed or seriously injured - Pedal cyclist casualties (All Ages)	1.00	0.00	2.00		
Unfortunately we must report 2 KSI (Killed or Seriously Injured) in this vulnerable group. On both occasions it appears and adults continues, with driver awareness campaigns focused on vulnerable road users planned for the forthcoming There is no target for this Performance measure.	-	ere not at fai	ılt. Our Cycle	Training of b	oth children
ENV 19 - Road Safety - PI/554 - Road Safety - Killed or seriously injured: Older Drivers (75 years and over)	0.00	1.00	0.00		
Bere have been no KSI's (Killed or Seriously Injured) in the older driver category in this period. We continue to work i Anning a mature driver course later this year which will be the first since the pandemic. There is no target for this Performance measure.	in community	settings to ra	ise mature dr	iver awarene	ss and will be
ENV 20 - Road Safety - PI/555 - Road Safety - Killed or seriously injured: Motorcyclists - all Ages	1.00	3.00	5.00		
Regretfully we report that there have been 5 KSI (Killed or Seriously Injured) in this vulnerable category. Our BikeSafe Due to the age profile of the riders, we will be working closely with our partners to develop a more targeted intervent There is no target for this Performance measure.	-			cene courses	continue.
PI Title	Qtr. 4 Actual 20/21			Qtr. 4 Target 22/23	Perf. RAG
1.2.3 Wellbeing Objective 3 – Our local environment, culture and heritage can be enjoyed by fut	ure genera	tions			
ENV 21 - Development Management - PI/579 - Percentage of all planning applications determined in time	95.40	86.94	93.83	80.00	
					Green
608 out of 648 (93.8%) applications were determined in time over the reporting year. This exceeds the target of 80% a performance over the year. Stability in staff resources over this period, following a prolonged period of staff turnover improvement. Hopefully, the trend in level of performance will continue.					

ENV 22 - Engineering - PI/433 - Number of accessible routes increases (by Kilometres) in accordance with the Active Travel Network Map (ATNM) - Cycle routes	3.75	-24.19	0.00		
NPT's Active Travel Network Map shows 4 future Cycling routes. These routes have been assessed and do not meet t existing routes. These routes are classified as medium and long term routes and will be considered in the future.	he criteria in t	he Active Tra	avel Act Guida	nce to be cla	ssified as
An assessment of available cycle storage has been undertaken and cycle storage has been installed in Cymmer and at	Aberavon Sho	opping centro	е.		
A scheme to allow businesses to receive free cycle stands for them to install on their property has been launched with	h financial sup	port from W	G.		
There is no target for this performance measure					
ENV 23 Engineering - PI/432 - Number of accessible routes increases (by Kilometres) in accordance with the Active Travel Network Map (ATNM) - Pedestrian routes	0.00	-14.34.	1.00		
Define majority of routes on NPT's Active Travel Network Map have now been assessed. Some walking routes have met application will be made to Welsh Government to amend our Active Travel Network Map to show these routes as exi CO Feasibility and design work has been undertaken on several routes in 22/23 to allow these to be taken forward for im There is no target for this performance measure.	sting walking r	outes.			e. An
ENV 24 - Environmental Health Trading Standards - CP/078 - Number of PM10 breaches in the Air Quality Management Area (Port Talbot /Taibach)	16.00	27.00	30.00	35.00	Green
Fine particulates (PM10) breaches are recorded at the official monitoring station located in Port Talbot Fire Station - t by Natural Resources Wales (NRW). The number of breaches at present (30) is unverified therefore subject to possibl	•				n is regulated
ENV 25 - Highways & Drainage - PI/563 - Percentage of A roads in poor condition	3.38	2.55	5 2.10	5.00	Green
The current level of 2.1% is within our current target of 5% and is an improvement on the 2021/22 figure of 2.6%. The Authority is responsible for the maintenance of a road network of approximately 858 kilometres in length, with a individual road classification requiring short term maintenance. The network is subject to a comprehensive range of technical surveys and/or inspections each year and the resultant line with the resources available. This process helps to ensure that limited finances are spent to best effect. Consequ	information is	evaluated to	o produce a p	rioritised list o	of schemes in

indicators as being 'in poor overall condition' (based on SCANNeR data) have been included in recent works programmes.

In addition, investment has also been directed towards other sections of the A class network that display different defect characteristics to those reported by SCANNER.

ENV 26 - Highways & Drainage - PI/564 - Percentage of B roads in poor condition	2.09	1.87	1.8	5.00	
					Green

The current level of 1.8% is within our current target of 5% and is an improvement on the 2021/22 figure of 1.9%.

The Authority is responsible for the maintenance of an increasing road network of approximately 858 kilometres in length, with aspirations to move to a service position of no more than 3% of individual road classification requiring maintenance very soon.

The network is subject to a comprehensive range of technical surveys and/or inspections each year and the resultant information is evaluated to produce a prioritised list of schemes in line with the resources available. This process helps to ensure that limited finances are spent to best effect. Consequently, some sections of road identified by the performance indicators as being 'in poor overall condition' (based on SCANNeR data) have been included in recent works programmes.

In addition, investment has also been directed towards other sections of the B class network that display different defect characteristics to those reported by SCANNER.

ENV 27 - Highways & Drainage - PI/565 - Percentage of C roads in poor condition	4.78	4.17	3.6	10.00	
					Green

The current level of 3.6% is within our current target of 5% and is an improvement on the 2021/22 figure of 4.2%.

The Authority is responsible for the maintenance of an increasing road network of approximately 858 kilometres in length, with aspirations to move to a service position of no more than so of individual road classification requiring maintenance very soon.

The network is subject to a comprehensive range of technical surveys and/or inspections each year and the resultant information is evaluated to produce a prioritised list of schemes in with the resources available. This process helps to ensure that limited finances are spent to best effect. Consequently, some sections of road identified by the performance indicators as being 'in poor overall condition' (based on SCANNER data) have been included in recent works programmes.

In addition, investment has also been directed towards other sections of the C class network that display different defect characteristics to those reported by SCANNER.

ENV 28 - ITU Fleet - PI/384 - Reduction in CO2 Emissions - Tonnes	3151.58	3163.24	3005.08		
The reduction in co2 vehicle and plant emissions by 158.16 ton for twelve month period 22/23. It is anticipated that go Fleet transitions to Ultra Low Emission and Zero Emission Vehicles and plant. There is no target for this Performance measure.	bing forward f	urther signifi	cant reductio	ons can be exp	pected as the
ENV 29 - Lighting & Building Services - PI/386 - Percentage of 24 hour emergency jobs completed	78.41	76.29	73.27	80.00	
					Red
Total number of jobs increased by 450 calls in 2022-2023 compared to 2021-2022. Total number of jobs completed 20	92,in 24 hours	s, out of 2855	5 calls.		
Amount of reactive calls coming into the building services section has increased across all areas, with more calls being staffing levels have remained the same.	completed wi	thin the 24H	r time period	l from 2021-2	.022, whilst

ENV 30 - Neighbourhood Services - PI/558 - Percentage of streets that are clean	90.98	92.85	95.70		
As per Street Cleanliness Survey report undertaken by Keep Wales Tidy. The trend is one of improvement There is no target for this performance measure.					
ENV 31 - Neighbourhood Services - PI/905a - No. of fly tipping reports	1639.0	1102.00	886.0		
Quarter 1(April to June) - 245 incidents. Quarter 2 (July to September) - 204 incidents. Quarter 3 (October - December) - 212 incidents. Quarter 4 (January - March) – 225 This is a new performance measure for 2022/2023, no target set.					
ENV 32 - Neighbourhood Services - PI/905b - Average number of days to clear fly-tipping	2.84	4.52	3.51	3.00	Red
A actual cumulative twelve month data is 3.51 days. Which is a significant improvement on last year as service arget. Broken down as follows: Quarter 1 data (Apr-June) is 3.68 days. Quarter 2 data (July to September) is 2.90 days. Quarter 3 data (Oct - Dec) is 3.5 days. Quarter 4 data (Jan - Mar) is 3.96 days. This PI measures the time between a fly tipping report being received and the waste being removed. There are numer work of the waste enforcement team trying to identify the producer or depositor of the waste and the subsequent out waste as fast as possible is not necessarily a good thing if it stops or reduces enforcement which will help stop the prof with the review of the Neighbourhood Services Service Recovery Plan.	ous variables comes associ	which impac ated with a s	t upon that t uccessful ide	ime, most im ntification. R	portantly the emoving
ENV 33 - Neighbourhood Services - PI/905c - Percentage of fly tipping reports subject to prosecutions, fixed penalty notices or restorative action			16.00		
Restorative Justice = 119 Fly Tipping Prosecutions = 8 Fixed Penalty Notices = 13 Total = 140 No. of Reports = 886 This is a new PI for 2022/2023 There is no target for this performance measure.	•				

ENV 34 - Neighbourhood Services - PI/906 - Percentage of successful waste enforcement prosecutions/penalties			100.00		
Fourth Quarter - 4 fixed penalty notices for fly tipping - paid duty of care- paid This is a new PI for 2022/2023					
Annual Figures 5 FPN (fixed Penalty Notices) issued for s33 (Fly Tipping) and Paid. 4 FPN's (Fixed penalty Notices) issued for s34 (Duty of Care) and paid. 3 court prosecutions for s33 1a (Fly tipping) all court prosecutions were successful (Same person but 3 separate occasion 1 court prosecution for s34 (Duty of Care) successful.	ons)				
There is no target for this performance measure.					
ENV 35 - Neighbourhood Services - PI/907a - Number of dog fouling reports			306.00		
Breakdown by Quarters 2022/23 Quarter 1 data (April – June) = 70 Quarter 2 data (July – September) = 79 Quarter 3 data (October – December) = 57 Quarter 4 data (January – March) = 100 Quarter 5 is a new performance measure for 2022/2023, no target set.					
ENV 36 - Neighbourhood Services - PI/907b - Dog fouling FPNs (fixed penalty notices) and prosecutions as a % of reports			2.00		
Total Number of Fixed Penalty Notices - 5 Successful prosecution for non-payment of Fixed Penalty Notices - 1 No. of Reports - = 306 This is a new performance measure for 2022/2023, no target set.					
ENV 37- Neighbourhood Services - PI/908 - Number of other FPNs (fixed penalty notices) and prosecutions other than fly tipping and dog fouling			13.00		
Littering Fixed Penalty Notices - 10 Dog Control Order FPN's (1st May - 30th September Dogs on beach) - 2 Waste Carrier Licence Transfer Documentation Failure - 1 This is a new performance measure for 2022/2023, no target set.					
ENV 38- Planning Policy - PI/431 - Number of improvement projects carried out in the Public Rights of way network	4.00	4.00	4.00	3.00	Green

The PROW (Public Rights of Way) improvement budget for this financial year (22/23) was spent on creating 1 new for smaller improvement projects.	otpath and im	proving 3 exi	sting footpat	hs together w	vith other
Path No: Sarn Helen Community: Aberdulais Description: Surface improvements.					
Path No: Footpath 15 Community: Skewen Description: Small improvement scheme to improve surface and install a small ramp to aid with n	nobility.				
Path No: Footpath 28 Community: Rhigos Description: Install steps and reinstate public footpath.					
rath No: New Footpath off Clare Road Community: Ystalyfera Description: Project to install a newly registered public right of way.					
ENV 39- Planning Policy - PI/828 - Ensure progress of the key stages of the LDP are in accordance with the agreed Delivery Agreement.					
The Replacement Local Development Plan (RLDP) Delivery Agreement (DA) was agreed by the Welsh Government in J DA sets out the timetable for the preparation of the Plan, together with the agreed Community Involvement Scher accordance with the DA, a Call for Candidate Sites was undertaken between 1st March-31st May 2022. Following th andidate Sites Register', which was subject to a period of informal community consultation between 21st July – 22nd The LDP team are currently working on a number of key evidence base documents and establishing the key issues, vision he Preferred Strategy. A 3 week stakeholder consultation was undertaken on the RLDP's Key Issues, Vision and Object eceiving a total of 70 representations which resulted in a number of changes. Candidate sites are also being assessed viability.	me. e close of the J September 2 on, objectives tives, this tool	call, all sites 2022, where : s and growth < place betwe	submitted wo 1,300 comme and spatial st een 1st March	ere published ints were reco trategies that n and 22nd M	l in the eived. : will inform larch 2023
The Preferred Strategy consultation is the first statutory stage of plan preparation and was originally scheduled for Spr tudies which has delayed the development of some elements of the Preferred Strategy. The consultation will now tak Inticipated that the RLDP will be adopted before the current plan expires.					
here is no target for this performance measure.					
NV 40 - SAB & Highways - PI/351 - Percentage of Highway Planning Applications responded to within 21 days	87.07	83.15	75.00	81.60	Red
The start of the year saw Planning applications being less complex, easier to turn around responses quicker, and quant ittle more challenging to achieve, further a management of change exercise was completed and new staff appointed t rained on all disciplines of work now covered within the section and others within the section attend work only 4 days tatutory requirements under SAB, the quantity of SAB applications and the increased quantity of planning application progressed in their working knowledge and skills, the performance has decreased as illustrated towards the end of the	o assist with t a week due in the year ha	the additiona to college an as become m	II workload, h d /or Univers ore demandi	owever staff ity attendanc ng. As staff h	have had to e. The new nave

The section however is still experiencing shortfalls in resources due to a staff member being on maternity leave, the long term sickness of Accountable Manager(circa 5 months), and

additional staff resource shortage.					
ENV 41 - SAB & Highways - PI/352 - Percentage of Drainage Planning Applications responded to within 21 days	85.44	78.10	79.20	80.40	Amber
The start of the year saw Planning applications being less complex, easier to turn around responses quicker, and quan little more challenging to achieve, further a management of change exercise was completed and new staff appointed staff have had to be trained on all disciplines of work now covered within the section. The new statutory requirement quantity of planning application in year has increased become more demanding.	to assist with	the additiona	al workload, h	lowever as ex	plained above
ENV 42 - SAB & Highways - PI/353 - Percentage of Watercourse Consents Applications responded to within 8 weeks statutory period	93.33	80.85	87.50	80.90	Green
The start of the year ordinary watercourse consenting application were less complex, easier to turn around responses workload for other disciplines increased consenting target has more challenging to complete within the timescales. As the year progressed targets become a little more challenging to achieve due to them being part of the new SAB sta Poor design and lack of details/information from some consultants and developers also played a significant role in del	tutory require			ere less. How	ever as the
43 - Transfer Station - PI/851 - % of waste received sent to landfill			3.90		
 Cumulative breakdown for Quarters 509.38T of a total of 6794.46T (7.49%) Q2 - 471.02T of a total of 6662.70T (7.06%) Q3 - 16.13T of a total of 6160.46T (0.26%) Q4 - 0.00T of a total of 5,963.68T (0.00%) - During Jan - March 2023 all residual Waste sent to 'Waste to Energy 'Historic data to be provided when available There is no target for this performance measure. 					
ENV 44 - Transfer Station - PI/853 - Environmental non-compliance			0.00		
There were no environmental non compliances for Quarters 1, 2, 3 and 4. There is no target for this performance measure.					
ENV 45 - Waste Collection Services - CP/067- Percentage of waste, reused, recycled or composted	67.56	66.00	64.73	64.00	Green
The Council's overall recycling performance for the year April 2022 to March 2023 is 64.73% which indicates a reduction councils at the time of writing. The council however has continued to meet the current statutory target of 64% Members have just approved a new Waste Strategy Action Plan (Environment ,Regeneration and Streetscene Service)	·	-			

statutory recycling target of 70% in 2024/25					
ENV 46 - Waste Collection Services - CP/068 - Kilograms of residual waste generated per person	209.70	204.37	195.56		
The figure reported for this year (April to March) is an improvement (195.56kgs/person) on the previous year (204.37k	(gs/person) ar	id suggests a	downward t	rend which is	encouraging.
There is no target for this performance measure.					
ENV 47 - Waste Collection Services - PI/859 - % of household missed collections (refuse)			0.15		
The total number of refuse collections made during the year (April to March) is approximately 1,716,000 and the numl	her of missed	collections re	ecorded is 2 f	540 which is	0 15% of the
total collections.	ber of missed	conections re		-0, which is	0.1570 01 1110
The figures include all calls logged. It is noted some calls, when investigated, are found to be unrelated to council perf parking; excess side waste and refuse presented on the incorrect day or week. These calls are excluded from this indic					on-street
There is no target for this performance measure.	ator in they ca		ery identified	•	
V 48 - Waste Collection Services - PI/860 - % of household missed collections (recycling)			0.09		
Re approximate total number of recycling collections made during the year (April to March) is 3,432,000 and the num	nber of record	ed missed co	llections is 3,	175 which re	presents
0.09% of the total.					
The figures include all calls logged. It is noted some calls when investigated, are found to be unrelated to council perfo	ormance for r	asons such a	as blocked a	ress due to r	n-street
parking; not presented correctly (cardboard presented loose or in single use plastic bags); contaminated recycling and					
from this indicator if they can be separately identified.					
There is no target for this performance measure.					
	01	0			
PI Title	Qtr. 4	Qtr. 4	4 Qtr.	4 Qtr.	4 Perf. RAG

	20/21	21/22	22/23	22/23	
1.2.4 Wellbeing Objective 4 – Jobs and Skills		-			
ENV 49 - Regeneration & Economic Development - PI/457- Number of completed training weeks for apprenticeship, traineeships and work experience	2026.00	2844.00	1867.00		

Overall for 2022/23, contracts delivered excellent outputs and outcomes in relation to providing local people with many employment, training and work experience opportunities. Even though there are no set targets for this KPI, and outputs and outcomes are dependent on number of projects being delivered within the year the resultant numbers are more than satisfactory.

There is no target for this performance measure.					
ENV 50 - Regeneration & Economic Development - PI/462 - Number of business enquires assisted resulting in advice, information or financial support being given to existing companies through Business Services	2242.00	711.00	515.00	500.00	Green
Despite the team closing down programmes of support, including the Council's grant scheme, in preparation for the lau project, demand for services remained high throughout the last quarter. Requests for business advice to support expans evident that local businesses are still feeling the effect of the pandemic and are now having to also deal with new issues	nsion and inve	estment proj	ects continue		
ENV 51 - Regeneration & Economic Development - PI/463 - % of contracts awarded to local companies as a result of delivering community benefit clauses in Council tenders	36.00	32.00	32.00		
In general, the construction is still experiencing, supply chain issues, cost increases and shortages in materials and staff. for local businesses is an excellent achievement for the year. There is no target for this performance measure.	. Despite the	se challenges	s, achieving a	32% contract	award level
ENV 52 - Regeneration & Economic Development - PI/551 - Number of new business start-up enquiries assisted	199.00	244.00	233.00	280.00	Red
Much of this activity has been scaled back in preparation for the launch of the new Shared Prosperity Fund funded Busi approach to supporting new business starts especially within our valley communities. A series of events across the Cour include Business Support drop-ins; start up courses, workshops and training courses, dependent on the needs of busine	nty are plann				-
ENV 53 - Regeneration & Economic Development - PI/577 - Workways + - Number of people helped back to work , training or volunteering	58.00	112.00	66.00	51.00	Green
During Quarter 4 Workways+ have exceeded the target of supporting individuals who are economically inactive and une experience or volunteering. There has been an increase in Paid Work Opportunities. Many of the Paid Work Opportuni been created for the Ukrainian Community, which has benefitted individuals and businesses.		progress inte	o employmen	t, training, wo	vrk
During the year 2022 – 2023 the Workways+ Team have partially returned to the Work Station following Covid, continu participants remotely and face to face, many from the Ukrainian Community. Paid Work Opportunities have risen follow other barriers return to the workplace.		-			
Training has continued during the year with a variety of courses being accessed, including Counterbalance, Food Hygien Licence, Construction Skills Certification Scheme card and Cherry Picker. During 2022/2023	າe, computer	courses, Firs	st Aid, Securit	y Industry Aut	hority:

ENV54 - Regeneration and Economic Development - PI/557 - The number of jobs created/safeguarded as a result of financial support by the local authority	470.00	410.00	309.00	300.00	
					Green
Despite the funding programme being scaled back in preparation for the launch of the new Shared Prosperity Fund funded Business Anchor project in May 2023, the team have processed a high number of quality funding applications in the last quarter, from businesses looking to grow, or invest in their operations. A pipeline of projects are waiting for the release of the new funding programme which will support the creation and/or safeguarding of further employment opportunities.					

PI Title	Qtr. 4 Actual 20/21	Qtr. 4 Actual 21/22	Qtr. 4 Actual 22/23	Qtr. 4 Target 22/23	Perf. RAG			
I.2.5 Governance and Resource (cross-cutting) - including Planning & Performance, Workforce Management, Financial Resources, Democracy, Community Relations, Asset Management and Commissioning & Procurement.								
ENV 55 - Engineering - PI/356 - Number of Principal Bridge Inspections carried out U D D D D	41.00	31.00	30.00	10.00	Green			
xonnual target exceeded and the Engineering department will be aiming to carry out more inspections as the experience of staff increases								
ENV 56 - Highways & Drainage - PI/434 - Number of reported properties flooded	100.00	40.00	46.00					
Due to high rainfall over the final quarter two properties were flooded between December and the end of March 2023, making the total number of properties flooded from April 2022 up to the end of March 2023 equal to 46. It's important to note that 27 properties were flooded in November 2022 in Cryddan Brook was as a consequence of the grid being overwhelmed by debris, during flash floods. Flooding problems were again generally caused due to heavy periods of rain and system capacity issues. Meetings and Investigations with Welsh Water are ongoing.								
ENV 57 - Lighting & Building Services - PI/392 - The number of calendar days to repair all street lamp failures during			2.74					
the year				4.00	Green			
the year Under target days for the year. 926 jobs completed, total days 2536 therefore average completion time = 2536/926 This performance measure is reported from 2022/23.	5 = 2.74 Days.			4.00	Green			
Under target days for the year. 926 jobs completed, total days 2536 therefore average completion time = 2536/926	5 = 2.74 Days.		24218.00	4.00	Green			

ENV 59- Property - PI/668 - Reduction in total useable area of office accommodation (Net Internal Area/ Employee).			10.08				
This performance measure relates to number of staff per m2 of floor space working from Civic buildings as their defined fixed centre. The area has been changed from NIA (net internal area) to GIA (gross internal area) and relates to the position in March 2023. There is no target for this performance measure.							







Appendix 2 - Environment & Regeneration Directorate Performance Measures - Compliments and Complaints - Quarter 4 (1st April - 31st March) - 2022/23

Osycle

Print Date: 11-May-2023

How will we know we are making a difference (01/04/2022 to 31/03/2023)? **PI** Title Qtr. 4 Qtr. 4 Qtr. 4 Qtr. 4 Actual Actual Actual Target 20/21 21/22 22/23 22/23 ENVIRONMENT AND REGENERATION PI/268 - Environment, Regeneration and Streetscene Services - % of closed complaints at Stage 1 that were 9.68 8.82 0.00 upheld/partially upheld in the financial year 11 stage 1 complaints were received Jan – March 2023. None were upheld. During the same quarter last financial year there were 9 stage 1 complaints received and closed, none were upheld. Stage 1 complaints received in Quarter 4 2022/2023 relate to : Parking x 3 Cleaning x1 Refuse /Waste x 2 Highways x 3 Planning x 1 H/TS x 1 his gives a total of 63 Stage 1 complaints received and closed in total for the financial year 2022/23 , none were upheld. This compares to a total of 41 Stage 1 complaints received and Relosed for the year 2021/2022, none were upheld. This total for 2022/2023 is made up in the following way : Hanning x7 EH/TS x 8 Engineering x 5 Highways x 8 Streetcare x 3 Estates x 1 Parking x 11 Waste x 17 Neighbourhood x 2 Cleaning x 1 0.00 PI/269 - Environment, Regeneration and Streetscene Services - % of closed complaints at Stage 2 that were 10.00 0.00 upheld/partially upheld in the financial year 4 Stage 2 Complaints were received Jan – March 2023 none were upheld. Complaints included : Refuse /Recycling x 1 Parking x 2 Planning x 1

Perf. RAG

This gives a total of 10 Stage 2 complaints received for the year 2022/2023, none of which were upheld.

PI/270 - Environment, Regeneration and Streetscene Services - % of closed complaints dealt with by the Public Services Ombudsman that were upheld/partially upheld	0.00	0.00	0.00	
There were four complaints dealt with by the Public Ombudsman Jan – March 2023 these were not upheld. These i Parking x 1 Planning x 1 Architects x 1	nclude:			
Highways x 1				
There were a total of 5 complaints dealt with by the public Ombudsman 2022/23 none were upheld				
PI/271 - Environment, Regeneration and Streetscene Services - number of compliments received from the public	59.00	48.00	58.00	
Compliments received Jan –March 2023 :				
Refuse /recycling x 3				
Highways x 2				
Planning x 1				
Environmental Health /Trading Standards x 2				
Neighbourhood x 6				
Road Safety x 6				
🔽 Jotal compliments for the year 2022/2023 is 58				



Report of the Head of Legal and Democratic Services

Environment, Regeneration and Streetscene Services Cabinet Board <u>14 July 2023</u>

ACCESS TO MEETINGS/EXCLUSION OF THE PUBLIC

Purpose:	To consider whether the Public should be excluded from the following items of business.
Item (s):	Agenda Item 13 - Commercial Property Grant (CPG), Place Making Grant (PMG), Property Development Fund (PDF) and Valleys and Villages Prosperity Fund (VVPF) - Direct Award for Quantity Surveying (QS) Services
	Agenda Item 14 - Option Agreement for the Grant of an Easement in Perpetuity for Road Widening and Electrical Apparatus Works in respect of the Proposed Mynydd Fforch Dwm Wind Farm Development in and around Tonmawr Port Talbot
	Agenda Item 15 - Proposed Agreement for Lease of Retail Unit 3 within the New Neath Town Centre Leisure and Retail Development to the Cherry Blossom Company Limited
	Agenda Item 16 - Proposed Agreement for lease and lease of part of the former Production Area at The Metal Box Neath to Three Sixty Aquaculture Limited

	Agenda Item 17 - Agreement for Lease, Ground Lease, Licence to Build and Option to Purchase of Land and Buildings known as the former Dairy Site off Cribbs Row Neath - Zoars Limited
Recommendation(s):	That the public be excluded from the meeting during consideration of the following item(s) of business on the grounds that it/they involve(s) the likely disclosure of exempt information as set out in the Paragraphs listed below of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 subject to the Public Interest Test (where appropriate) being applied.
Relevant Paragraph(s):	14

1. Purpose of Report

To enable Members to consider whether the public should be excluded from the meeting in relation to the item(s) listed above.

Section 100A (4) of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007, allows a Principal Council to pass a resolution excluding the public from a meeting during an item of business.

Such a resolution is dependant on whether it is likely, in view of the nature of the business to be transacted or the nature of the proceedings that if members of the public were present during that item there would be disclosure to them of exempt information, as defined in section 100I of the Local Government Act 1972.

2. Exclusion of the Public/Public Interest Test

In order to comply with the above mentioned legislation, Members will be requested to exclude the public from the meeting during consideration of the item(s) of business identified in the recommendation(s) to the report on the grounds that it/they involve(s) the likely disclosure of exempt information as set out in the Exclusion Paragraphs of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

Information which falls within paragraphs 12 to 15, 17 and 18 of Schedule 12A of the Local Government Act 1972 as amended is exempt information if and so long as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

The specific Exclusion Paragraphs and the Public Interest Tests to be applied are listed in Appendix A.

Where paragraph 16 of the Schedule 12A applies there is no public interest test. Members are able to consider whether they wish to waive their legal privilege in the information, however, given that this may place the Council in a position of risk, it is not something that should be done as a matter of routine.

3. Financial Implications

Not applicable

4. Integrated Impact Assessment

Not applicable

5. Valleys Communities Impact

Not applicable

6. Workforce Impact

Not applicable.

7. Legal Implications

The legislative provisions are set out in the report.

Members must consider with regard to each item of business the following matters.

(a) Whether in relation to that item of business the information is capable of being exempt information, because it falls into one of the paragraphs set out in Schedule 12A of the Local Government Act 1972 as amended and reproduced in Appendix A to this report.

and either

- (b) If the information does fall within one or more of paragraphs 12 to 15, 17 and 18 of Schedule 12A of the Local Government Act 1972 as amended, the public interest test in maintaining the exemption outweighs the public interest in disclosing the information; or
- (c) if the information falls within the paragraph 16 of Schedule 12A of the Local Government Act 1972 in considering whether to exclude the public members are not required to apply the public interest test by must consider whether they wish to waive their privilege in relation to that item for any reason.

8. Risk Management

To allow Members to consider risk associated with exempt information.

9. <u>Recommendation(s)</u>

As detailed at the start of the report.

10. Reason for Proposed Decision(s):

To ensure that all items are considered in the appropriate manner.

11. Implementation of Decision(s):

The decision(s) will be implemented immediately.

12. List of Background Papers:

Schedule 12A of the Local Government Act 1972

13. Appendices:

Appendix A – List of Exemptions

NO	Relevant Paragraphs in Schedule 12A
12	Information relating to a particular individual
13	Information which is likely to reveal the identity of an individual
14	Information relating to the financial or business affairs of any particular person (including the authority holding that information).
15	Information relating to any consultations or negotiations, or contemplated consultations or negotiations in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority
16	Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
17	Information which reveals that the authority proposes:
	 To give under any enactment a notice under or by virtue of which requirements are imposed on a person, or
	• To make an order or direction under any enactment.
18	Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

Agenda Item 13

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.

Agenda Item 15

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972.