

EXECUTIVE DECISION RECORD
CABINET BOARD - 7 JULY, 2016
ENVIRONMENT AND HIGHWAYS CABINET BOARD

Cabinet Board Members:

Councillors: E.V.Latham (Chairperson) and Mrs.S.Miller

Officer in Attendance:

Mrs.T.Davies

1. **APPOINTMENT OF CHAIRPERSON**

Agreed that Councillor E.V.Latham be appointed Chairperson for the meeting.

2. **MINUTES OF THE PREVIOUS ENVIRONMENT AND HIGHWAYS CABINET BOARD HELD ON 26 MAY, 2016 AND THE SPECIAL MEETING HELD ON 3 JUNE, 2016**

Noted by the Committee.

3. **ENVIRONMENT AND HIGHWAYS PERFORMANCE INDICATORS FOR QUARTER 4 OF 2015/16**

Decision:

That the monitoring report be noted.

4. **ASSET SPONSORSHIP**

Decisions:

1. That rule 2.1 of the Contract Procedure Rules be excluded and that the contract with Immediate Solutions be varied to allow the trial of additional pilot schemes identified in the circulated report;
2. That delegated authority be given to the Head of Planning and Public Protection to determine what additional assets are to be included in the revised contract;
3. That a procurement exercise in parallel be agreed, to obtain a long term partner with any future contract to commence after the current contract term has expired in the summer of 2017.

Reason for Decisions:

To ensure compliance with the Public Contract Regulations 2015; to generate optimum levels of revenue in the short and long term to assist the Council in carrying out its functions; and to continue to provide businesses operating locally the opportunity to promote their identities.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

5. **ENVIRONMENTAL HEALTH AND TRADING STANDARDS -
CHANGES TO OFFICER DELEGATION**

Decisions:

1. That the delegation arrangements in respect of the Environmental Health and Trading Standards Service which are set out in version 14.08.15 of the authority's Constitution [i.e. in Part 3 - Officer of the Council Delegation Arrangements: {c} Environmental Health and Trading Standards - Schedule 1] be amended to:

[a] add the Housing [Wales] Act 2014 to the list of legislation [set out in the above referred to Schedule 1] delegated to the Director of Environment, the Head of Planning and Public Protection and the Environmental Health & Trading Standards Manager;

[b] delegate to those officers in [a] above the authority to authorise individual competent and qualified officers to act under that legislation;

[c] delegate to those officers in [a] above the authority to institute legal proceedings under the provisions contained in the Housing [Wales] Act 2015 in conjunction with the Head of Legal Services [including the signing of any cautions in accordance with Home Office Guidelines] and, where an alleged offender is being held in custody in relation to an offence, to institute proceedings by way of charge;

2. That the Head of Legal Services be authorised to seek amendment of the Constitution by the Council in due course: in order to reflect the above changes to the authority's delegation arrangements.

Reason for Decisions:

To ensure that the Constitution reflects changes that have been made to certain legislation and that identified further legislation has been added.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

6. **AWARD OF CONTRACTS - SUBSIDISED BUS ROUTES**

Decision:

That the report be noted.

7. **BUSINESS IMPROVEMENT DISTRICT**

Members agreed with the recommendation of the Scrutiny Committee that the words 'after 3pm' be added to decision No. 3 (below) in line with decision No. 1, and noted that all decisions were subject to the formal constitution of the Business Improvement District (BID).

Decisions:

1. That free car parking after 3pm on the top floor of the Neath multi-storey car park in partnership with the BID be agreed for a 12 month period;
2. That the scheme be reviewed in 12 months' time and a report be brought back for scrutiny on its benefits/dis-benefits;
3. That the enforcement of the top level of the car park during the 12 month period, after 3pm, be suspended.

Reason for Decisions:

To enhance the vitality of the Town Centre.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

8. **LIST OF APPROVED CONTRACTORS**

Decision:

That Glamorgan White Lining Ltd be included on the Approved List for category 82, as detailed in the circulated report.

Reason for Decision:

To keep the Approved List up to date and as far as possible to ensure a competitive procurement process, as well as for the purpose of supplying a List of Contractors for invitation to tender within the relevant category.

Implementation of Decision:

The decision will be implemented after the three day call in period.

9. **ACCEPTANCE AND USE OF THE NEATH PORT TALBOT SPECIFICATION FOR THE CONSTRUCTIONS OF ROADS FOR ADOPTION**

Decision:

That authority be granted to accept the use of the highway specification standards, as detailed within the circulated report, and to grant delegated powers to the Director of Environment and the Head of Engineering and Transport, to make any future changes to the Neath Port Talbot Specification for the Construction of Roads for Adoption as required.

Reason for Decision:

To ensure that highway elements of a new residential or commercial development are constructed to the current highway standards that will support the health and wellbeing of the residents that live on these streets.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to consultation within the Environment Directorate of the Local Authority.

10. **RECYCLING VEHICLE RENEWAL**

Decision:

That early renewal of 2 vehicles with the purchase of 2 Romaquip short wheel base vehicles via grant money, as detailed within the circulated report, be approved.

Reason for Decision:

To continue making progress with implementing the Council's Waste Strategy, with achieving statutory targets and avoiding financial penalties for non-conformance.

Implementation of Decision:

The decision will be implemented after the three day call in period.

11. **TRAFFIC ORDERS - ABERAVON**

Decision:

That the objection received be overruled and the Traffic Orders (Prohibition of Waiting at any Time on Water Street and Afan Way, Aberavon and Prohibition of Waiting, Loading and Unloading at any Time on Water Street, Aberavon) be implemented as advertised, and the objector informed accordingly.

Reason for Decision:

The scheme is 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.

Consultation:

This item has been subject to external consultation.

12. **TRAFFIC ORDERS - ABERAVON, BAGLAN & PORT TALBOT**

Decision:

That the proposed measures (a 7.5 tonne Weight Restriction Except for Access Order on A48 Pentyla Road, Baglan, a No Entry and One Way Order on Ty-Draw Hill, Port Talbot and a Prohibition of Driving Order on A4241 Seaway Parade - Rutherglen Roundabout) be advertised as detailed on the attached plans (Appendices A, B and C to the circulated report) and the Orders be implemented, subject to there being no objections.

Reason for Decision:

To control vehicular movement on the local highway network in the interest of road safety.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

A consultation exercise will be carried out when the scheme is advertised

13. **TRAFFIC CAPITAL PROGRAMME 2016/2017 - TRAFFIC ORDERS**

Decision:

That the schemes contained within the Traffic Capital Programme 2016/2017 (as detailed within the circulated report) be advertised in accordance with the statutory requirements, and subject to there being no objections received, the schemes be implemented in accordance with the relevant statutory requirements contained within the current Road Traffic Regulations - in the event of any objections being received in respect of any schemes, these will be reported back to the Environment and Highways Cabinet Board for a decision.

Reason for Decision:

The schemes are necessary in the interest of road safety within the County Boundary.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item will be subject to external consultation.

14. **INCORPORATION OF NON-OPERATIONAL COUNCIL LAND INTO THE HIGHWAY**

Decision:

That the area of land within Gwaun Cae Gurwen (as detailed within the circulated report and marked blue on the plan attached there to) be

transferred from Estates ownership to that of highway maintainable at the public expense.

Reason for Decision:

To ensure the land forming the visibility splay is under Highway Authority responsibility.

Implementation of Decision:

The decision will be implemented after the three day call in period.

15. **ALLEGED PUBLIC FOOTPATH - BLAENGWRACH**

Decision:

That a Modification Order be made to include the two lengths of paths (A-B1-C and B1-D between High Street, Empire Avenue and Heol Y Felin in the Community of Blaengwrach) as public footpaths only, and if no objections are received to confirm the same as an unopposed Order.

Reason for Decision:

To recognise the public's right of way on the above-mentioned footpaths in the Community of Blaengwrach.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

16. **ALLEGED PUBLIC FOOTPATH - MARGAM**

Decision:

That a Modification Order be made to recognise the path from Points A-H (from Water Street to Footpath No. 90 in the Community of Margam) as shown on plan no.1 to the circulated report as a public footpath, and if no objections are received, to confirm the same as an unopposed Order.

Reason for Decision:

To recognise the public's right of way on the above-mentioned footpath in the Community of Margam.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

17. **ALLEGED PUBLIC FOOTPATH - PONTARDAWE**

Decision:

That a Modification Order be made to show the paths A-B-C and B-D (from Swansea Road to Footpath No. 42 in the Community of Pontardawe) as public footpaths, and if no objections are received, to confirm the same as an unopposed Order.

Reason for Decision:

To recognise the public's right of way on the above-mentioned footpath in the Community of Pontardawe.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

18. **ALLEGED PUBLIC FOOTPATHS - BRITON FERRY AND NEATH**

Decisions:

1. That no Modification Order be made for the length of path A-C (from Gardeners Lane to Eaglesbush Valley in the Community of Neath) as a public footpath and the application be refused;
2. That no Modification Order be made for the length of path C-B-D-E-F (from Eaglesbush Valley to Ynysmaerdy Road in the Communities of Briton Ferry and Neath) as a public footpath and the application be refused.

Reason for Decisions:

The evidence does not establish that it is reasonable to allege such a public path exists.

Implementation of Decisions:

The decisions will be implemented after the three day call in period.

Consultation:

This item has been subject to external consultation.

19. **FOOT GOLF AT GNOLL COUNTRY PARK**

Members requested that the next meetings of the Environment and Highways Scrutiny Committee and Cabinet Board be held at the Gnoll Country Park.

Decision:

That Foot Golf be trialled within the Gnoll Country Park, and Officers purchase the necessary set-up and subscription, as detailed in the circulated report.

Reason for Decision:

To increase income in line with Forward Financial Plan aspirations and to encourage more visitors to the Gnoll Country Park.

Implementation of Decision:

The decision will be implemented after the three day call in period.

20. **WASTE SERVICES BUSINESS PLAN**

Decision:

That the Waste Services Operational Business Plan for 2016/17, as detailed within the circulated report, be approved.

Reason for Decision:

To implement the Council's Performance Management Framework.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to consultation within the Local Authority.

21. **NEIGHBOURHOOD SERVICES BUSINESS PLAN**

Decision:

That the Neighbourhood Services Operational Business Plan for 2016/17, as detailed within the circulated report, be approved.

Reason for Decision:

To implement the Council's Performance Management Framework.

Implementation of Decision:

The decision will be implemented after the three day call in period.

Consultation:

This item has been subject to consultation within the Local Authority.

22. **FORWARD WORK PROGRAMME 2016/17**

Decision:

That the Forward Work Programme 2016-17, be noted.

CHAIRPERSON