

Tunbridge Wells Borough Council

Decisions taken by the Cabinet on Thursday, 27 July 2023



Item	Topic	Decision
<b>Part 1 – Items considered in public</b>		
9	Property Transaction Report January to June 2023  Subject to call-in: Yes	<b>RESOLVED</b> – That the report be noted.  <b>REASON FOR DECISION:</b> To comply with the constitution
10	Strategic Risk Register  Subject to call-in: Yes	<b>RESOLVED</b> – That the strategic risk register and arrangements for managing strategic risk be noted.  <b>REASON FOR DECISION:</b> To effectively manage strategic risks in accordance with the method advised by the Council’s auditors.
11	Budget Projection and Strategy 2024/25  Subject to call-in: Yes	<b>RESOLVED</b> –  1. That work continues towards reducing the projected budget deficit in line with the Budget Strategy, to report back in October and prior to the public consultation on the draft budget in December be approved.  2. That the emerging Saving Plan be supported.  <b>REASON FOR DECISION:</b> To agree the form of consultation and begin the process of setting the budget for 2024/25.

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12	Dunorlan Parking - Consultation Response  Subject to call-in: Yes	<p><b>RESOLVED –</b></p> <ol style="list-style-type: none"> <li>1. That the responses to the Consultation held in November, and the mitigations in the report be noted.</li> <li>2. That car parking charges be introduced in the Dunorlan Park car parks as detailed in Option A be approved.</li> <li>3. That charges be implemented on 16 October 2023, except for Blue Badge Holders parked in Disabled spaces which will be free of charge, be approved.</li> <li>4. That the Portfolio Holders for Finance and Performance and Economic Development, in conjunction with the Head of Finance, Procurement and Parking be given authority to make minor amendments to the proposal resulting from the comments received during the formal consultation process required to create the Parking Places Order or further operational issues that may arise, be approved.</li> </ol> <p><b>REASON FOR DECISION:</b> To provide an income stream to help protect Council Services, including the maintenance of the park, and to safeguard the Council's finances.</p>
13	Economic Development Strategy  Subject to call-in: Yes	<p><b>RESOLVED –</b></p> <ol style="list-style-type: none"> <li>1. That a 6-week consultation of the Draft Economic Development Strategy for the period 2023-2026, starting in September be approved.</li> <li>2. That a final version of the Strategy be brought back to Cabinet for consideration, approval and adoption be approved.</li> </ol> <p><b>REASON FOR DECISION:</b> To ensure that the key issues relating to economic development are recognised and addressed to help create the right conditions for businesses to flourish in the borough and for inward investment. To provide a basis for bidding for project funding in the future, as opportunities arise.</p>

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14	Tenancy Strategy  Subject to call-in: Yes	<p><b>RESOLVED</b> – That the Tenancy Strategy at Appendix A be approved.</p> <p><b>REASON FOR DECISION:</b> To comply with the Localism Act 2011.</p>
15	Cranbrook and Sissinghurst Neighbourhood Development Plan  Subject to call-in: Yes	<p><b>RESOLVED</b> –</p> <ol style="list-style-type: none"> <li>1. That the independent examiner’s report on the Cranbrook &amp; Sissinghurst Neighbourhood Development Plan (CSNDP) at Appendix A be noted and published.</li> <li>2. That the CSNDP be modified as set out in Appendix B be approved.</li> <li>3. That a decision to progress the CSNDP as set out in Appendix C to referendum, and a Decision Statement as set out at Appendix D be approved.</li> <li>4. That if the referendum result on the CSNDP is positive, the Council formally makes the CSNDP as set out in Appendix C to be subsequently considered at a Full Council meeting, post referendum be approved.</li> </ol> <p><b>REASON FOR DECISION:</b> Approved Neighbourhood Plans become part of the development plan for the Borough and are a key document in the determination of planning applications that allow the local community to take responsibility for land use planning in their area.</p>
16	Paddock Wood Neighbourhood Development Plan  Subject to call-in: Yes	<p><b>RESOLVED</b> –</p> <ol style="list-style-type: none"> <li>1. That the independent examiner’s report on the Paddock Wood Neighbourhood Development Plan (PWNDP) at Appendix A be noted and published.</li> <li>2. That the PWNDP be modified as set out in Appendix B be approved.</li> </ol>

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		<p>3. That a decision to progress the PWNDP as set out in Appendix C to referendum, and a Decision Statement as set out at Appendix D be approved.</p> <p>4. That if the referendum result on the PWNDP is positive, the Council formally makes the PWNDP as set out in Appendix C to be subsequently considered at a Full Council meeting, post referendum be approved.</p> <p><b>REASON FOR DECISION:</b> Approved Neighbourhood Plans become part of the development plan for the Borough and are a key document in the determination of planning applications that allow the local community to take responsibility for land use planning in their area.</p>
17	<p>Pembury Neighbourhood Development Plan (PNDP)</p> <p>Subject to call-in: Yes</p>	<p><b>RESOLVED –</b></p> <p>1. That the independent examiner’s report on the Pembury Neighbourhood Development Plan (PNDP) at Appendix A be noted and published.</p> <p>2. That the PNDP be modified as set out in Appendix B be approved.</p> <p>3. That a decision to progress the PNDP as set out in Appendix C to referendum, and a Decision Statement as set out at Appendix D be approved.</p> <p>4. That if the referendum result on the PNDP is positive, the Council formally makes the PWNDP as set out in Appendix C to be subsequently considered at a Full Council meeting, post referendum be approved.</p> <p><b>REASON FOR DECISION:</b> Approved Neighbourhood Plans become part of the development plan for the Borough and are a key document in the determination of planning applications that allow the local community to take responsibility for land use planning in their area.</p>

**Tunbridge Wells Borough Council**

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<b>Item</b>	<b>Topic</b>	<b>Decision</b>
Decision Notice published: Friday 28 July 2023		

**Please see below for details of the Council's call-in procedure.**

<b>1</b>		
<b>1a</b>		
<b>1b</b>		
<b>2</b>		

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### Call-in Procedure

Call-in is the procedure whereby a decision of the Cabinet, the Leader or a Portfolio Holder, or a member or officer with delegated executive authority (an executive decision), taken but not implemented, may be examined by the Overview and Scrutiny Committee prior to implementation.

This is a power which should only be used in exceptional circumstances and should not be used in respect of day-to-day operational decisions. The procedure will not apply to decisions to which the Call-in and Urgency Procedure is applied (Overview and Scrutiny Procedure Rule 14) or to recommendations to or decisions of Full Council.

An executive decision can be called in by the date specified below (within five clear working days of the publication of the decision) by the Chairman of the Overview and Scrutiny Committee or at least any three (non-Cabinet) members of the Council in accordance with Overview and Scrutiny Procedure Rule 12 of the Constitution.

Any request for call-in must be in writing, bearing the signature(s) of the Council member(s) initiating the call-in, or by email which, if from several persons, shall require a separate email from each of them.

A request for call-in must state the reason(s) and must meet at least one of the following grounds:

- (12.6.1) inadequate consultation with stakeholders prior to decision;
- (12.6.2) the absence of adequate evidence on which to base a decision;
- (12.6.3) the decision would require a departure from or a change to the agreed budget and policy framework;
- (12.6.4) the action decided upon would not be proportionate to the desired outcome;
- (12.6.5) the decision would be open to a human rights challenge;
- (12.6.6) insufficient consideration of legal and financial advice; or
- (12.6.7) the decision is not within the Cabinet's powers or terms of reference or within the portfolio of the Leader or Portfolio Holder or member or Officer with delegated executive powers who took it.

Any request in respect of the above decisions must reach the proper officer by: **5pm on Friday 4 August 2023**

Caroline Britt – Senior Democratic Services Officer  
Tunbridge Wells Borough Council  
Town Hall  
Tunbridge Wells TN1 1RS

Email: [Scrutiny@TunbridgeWells.gov.uk](mailto:Scrutiny@TunbridgeWells.gov.uk)