

From: Simon Jones, Director Highways, Transportation and Waste

To: Mike Whiting, Cabinet Member for Planning, Highways, Transport and Waste

Subject: Proposed Revision to Joint Transportation Board Agreement

Non-Key Decision: 19/00020

Summary: This report sets out proposed changes to the current Joint Transportation Board (JTB) Agreement between KCC and the Districts/Boroughs.

Recommendation:

The Cabinet Member for Planning, Highways, Transport and Waste is asked to agree the proposed decision to adopt a revised JTB Agreement.

1. Background

- 1.1 This report sets out for consideration by a proposed decision to formally amend the current JTB agreement. The proposed revised agreement was discussed at the Environment and Transport Cabinet Committee on 19 March and their views have been incorporated into the draft agreement which is attached at Appendix B.
- 1.2 Joint Transportation Boards between KCC and the District/Borough Councils were established in 2005 to facilitate discussion and co-operation on local highway and transportation issues. Underpinning the JTBs is a legal agreement signed by KCC and each District/Borough.
- 1.3 Current arrangements allow for the agreement to be revised at the instigation of the Kent and Medway Chief Executives, however there is nothing in the current agreement that precludes amendments to individual agreements.
- 1.4 The Cabinet Member has met with JTB chairmen and a number of differences in practice in existing agreements were highlighted. The following section highlights the areas where the current Chairmen (see Appendix C) felt changes to the agreements could bring more clarity and uniformity across the county, which they felt would be advantageous. Guidance has been given by KCC Democratic Services.

2. Proposed changes

- 2.1 The most significant changes are:
 - Inclusion of a formal review period set at four years to ensure agreements retain currency and consistency.
 - More clarity over the membership and role of parish council representatives at JTB
 - New arrangements to implement agenda setting meetings, role of the chair to determine final agenda items, format of the agenda

- Setting out in greater detail on the areas/themes which are within the remit of the JTB for discussion.
- A new section for petition discussions, however it should be noted that this section does not replace current governance arrangements regarding petitions at KCC and Districts/Boroughs.

3. Risks

- 3.1 As there are 12 separate agreements that need to be signed and ratified, there will be timetabling differences as each is taken through the respective governance process and timetable in each District/Borough which will mean that different Agreements will be in place until this process is completed.
- 3.2 Some Districts/Boroughs may not agree all or some of the proposed changes, however by involving the current JTB Chair in the revision of the agreement this should help to ensure this risk is minimised.

4. Financial Implications

- 4.1 There are no financial implications of the proposed amendments.

5. Legal implications

- 5.1 There are no additional direct legal implications from the proposed amendments. However, by formally reviewing the agreement and more clearly setting out their governance arrangements and remit will strengthen any resulting decisions of either KCC or the District/Borough. The Forward Plan will also make it easier to residents to be aware of future discussions which they may find of interest.

6. Equalities and data protection implications

- 6.1 There are no equalities or data protection implications resulting from the proposed amendments.

7. Governance

- 7.1 It is necessary that each council endorses the amendments in accordance with its own governance procedures. This proposed non-key Cabinet Member decision satisfies both statutory and local requirements for KCC to have the amendments agreed through the Environment and Transport Cabinet Committee.

8. Next Steps

- 8.1 Subsequent to the discussions at the Environment and Transport Cabinet Committee, the draft agreement was revised to taken into account views expressed by Members and also shared again with District/Borough Leaders and legal officers with a view to each district/borough taking the final draft through its District/Borough formal governance procedures for sign-off.

9. Recommendation

9.1 The Cabinet Member for Planning, Highways, Transport and Waste is asked to agree the proposed decision to adopt a revised JTB Agreement.

10. Appendices

- **Appendix A:** Record of Decision
- **Appendix B:** Revised JTB Agreement
- **Appendix C:** Current JTB Chairmen (March 2019)

11. Contact details

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