

Cabinet Single-Member Decisions and Responses to Recommendations from PDS Panels

published from 5th March until 12th May 2025

Further details of each decision can be seen on the Council's Single-member Decision Register at <http://democracy.bathnes.gov.uk/mgDelegatedDecisions.aspx?&dm=3>

Somer Valley Enterprise Zone (SVEZ) s.172 Powers

To approve the use of s.172 Housing and Planning Act (HPA) (2016) Powers.

Decision Maker: Cabinet Member for Economic and Cultural Sustainable Development

Decision published: 24/04/2025

Effective from: 02/05/2025

Decision:

(1) To agree to exercise s172 Powers as required for the purpose of undertaking surveys on private land.

(2) To delegate to the Director for Capital and Housing Delivery, the power to authorise the issue and service of notices to landowners, to carry out surveys. This includes the issue of warrants for entry to the land as required.

Wards affected: Paulton

Lead officer: Ellie Wintrup

CRSTS Bath City Centre Phase 2 Handover

Decision to approve the acceptance of project responsibility and grant funding from the Mayoral Combined Authority associated with Phase 2 of the Bath City Centre CRSTS scheme.

Decision Maker: Cabinet Member for Climate Emergency and Sustainable Travel

Decision published: 07/04/2025

Effective from: 15/04/2025

Decision:

To agree that:

(1) The position of responsible body be assumed by B&NES Council for Phase 2 of the Bath City Centre project, to be delivered according to milestones agreed with the Combined Authority.

(2) Approval be delegated to the Executive Director of Sustainable Communities, in consultation with the S151 Officer, to accept the Grant Offer Letter (GOL) from the West of England Mayoral Combined Authority when it is provided.

(3) Capital budget of £711k be approved to develop the Full Business Case (FBC), final Preliminary and Detailed Designs for the scheme. This is entirely funded by CRSTS grant.

(4) The intention for further approval of grant funding acceptance be sought at an appropriate time, following Combined Authority approval of the Full Business Case, for delivery of the works associated with the Bath City Centre Phase 2 project.

Wards affected: All

Lead officer: Ryan Duncan

Adopting the Bath Air Quality Action Plan 2024

The Plan outlines the action we will take to improve air quality in the city of Bath between 2024-2029.

Decision Maker: Cabinet Member for Climate Emergency and Sustainable Travel

Decision published: 02/04/2025

Effective from: 10/04/2025

Decision:

To adopt the Bath Air Quality Action Plan 2024.

Wards affected: Bathwick; Kingsmead; Lambridge; Lansdown; Newbridge; Oldfield Park; Walcot; Westmoreland; Widcombe & Lyncombe

Lead officer: Michelle Tett

Amendment to: Fixed Penalty Notice charging schedule re Public Space Protection Orders (for anti-social behaviour related to alcohol)

Amendment to decision on report 14.12.2024 (Ref: E3592): Fixed Penalty Notice charging schedule re Public Space Protection Orders (for anti-social behaviour related to alcohol).

Decision Maker: Cabinet Member for Neighbourhood Services

Decision published: 01/04/2025

Effective from: 09/04/2025

Decision:

To agree the following amendments:

The Fixed Penalty charge for breach of Public Spaces Protection Orders to be fixed at the following levels:

- The Fixed Penalty Notice must be paid within a maximum of 14 days (updated from 28 days).
- An early payment amount of less than £100 can be offered if paid within a period of less than 14 days (in our case: £75 if paid within 10 days).
- On failure to pay a Fixed Penalty Notice, the maximum penalty on conviction for a section 63 offence is level 2, which is £500.

Wards affected: Bathwick; Combe Down; Kingsmead; Lambridge; Lansdown; Midsomer Norton North; Midsomer Norton Redfield; Moorlands; Newbridge; Odd Down; Oldfield Park; Southdown; Twerton & Whiteway; Walcot; Westmoreland; Weston; Widcombe & Lyncombe

Lead officer: Emily Patterson

Fairfield House and 27 Burleigh Gardens - New Lease

To consider the grant of a short term lease at a less than market rent, prior to and in preparation for a Community Asset Transfer by 28.09.2028.

Decision Maker: Cabinet Member for Adult Services

Decision published: 01/04/2025

Effective from: 09/04/2025

Decision:

To delegate to the Head of Corporate Estates & Development authority to:

(1) Grant a new lease to 28.09.2028, which will be outside of the security of tenure provisions set out in the Landlord and Tenant Act 1954 at an annual rent of £1,200 per annum.

(2) The lease will be predominantly on the basis of the Tenant taking on the responsibilities for the property with a costs transition by way of grants from the Council. Revenue costs to the Council to 31.03.2024 were £54,200 with anticipated for the current financial year to be £47,300 pa, with a similar level for running/revenue costs to the end of the lease. The ultimate aim is for the Tenant to assume full responsibility for the property and to be ready to do so by 28.09.2028 without any council grants or other assistance from the Council.

(3) There are no current delegations or resolutions to allow these transfers to take place at less than best consideration; best consideration being based on market values. The report, therefore, seeks to give such authorisation to the Head of Corporate Estates & Development [in consultation with the Monitoring Officer and s.151 Officer].

(4) During this next lease period the tenant intends to further develop plans to apply for a further Community Asset Transfer (CAT) for a new longer lease [25 years]. The Tenant will during the lease period arrange and develop stand-alone funding, business and any partnership plans in consultation with the Council. The Tenant under the CAT will become responsible for all aspects of the property, including repairs, utilities etc. The lease would enable them to apply for external funding for repairs and other works, subject to any listed building consents.

(5) To note that the Tenant has not managed to obtain funding and develop plans for taking ownership of the property under a longer-term lease and CAT in the last granted lease. This current lease should be regarded as the last opportunity.

(6) An independent valuation confirms that the property is a valuable asset which could be utilised for other council services and programmes including realising capital for other capital requirements/services or paying down debt.

Wards affected: Newbridge
Lead officer: Richard Holden

School Streets - Prioritisation and Funding

Report to enable transfer of £250k Clean Air Zone funding to the School Streets programme and outline work done to date.

Decision Maker: Cabinet Member for Resources
Decision published: 31/03/2025
Effective from: 08/04/2025

Decision:

(1) To fully approve the capital budget of £250,000 funded by CAZ reserves, which are already received and committed for this purpose.

(2) To note the work done to date on the programme.

(3) To approve the initial shortlist of schools that will be subject to further feasibility and design work. These will be subject to further Single Member Decisions to enable delivery at the appropriate time.

Wards affected: All
Lead officer: Jon Legge

Bath Quays North (BQN) Budget Request

The Legal & General development agreement for Bath Quays North expired on 19th July 2024 having not secured a viable or proceedable development. The Council has taken back full control to consider alternative delivery options. Consequently, a new delegation to commit further project expenditure against the budget provision is now required.

Two routes to delivery are being evaluated:

Firstly, through a Memorandum of Understanding with the University of Bath to explore how their occupation of the site could be developed to meet both parties' objectives.

Secondly, to establish occupier interest and explore further market appetite to deliver the scheme.

Costs are funded via approved WECA grant.

Decision Maker: Cabinet Member for Economic and Cultural Sustainable Development

Decision published: 27/03/2025

Effective from: 04/04/2025

Decision:

To provide authority for the team to use the proposed 2025/26 budget in pursuit of the project aims set out in the report.

Wards affected: Kingsmead

Lead officer: Richard Holden

Renewal of Keynsham Community Energy Cooperation Agreement

Decision to renew cooperation agreement with Keynsham Community Energy which was previously in place between 2018-2022.

Decision Maker: Cabinet Member for Climate Emergency and Sustainable Travel

Decision published: 25/03/2025

Effective from: 02/04/2025

Decision:

To agree that the Council enters into a renewed Cooperation Agreement with Keynsham Community Energy for five years, from 2025 to 2030.

Wards affected: Keynsham East, Keynsham North, Keynsham South, Clutton and Farmborough, Publow with Whitchurch, Saltford

Lead officer: Nicola Brain

NDR Discretionary Relief Policy - Amendment 2025/26

To review and amend policy to allow for changes due from 25/26 and to consolidate existing rules.

Decision Maker: Cabinet Member for Resources

Decision published: 18/03/2025

Effective from: 26/03/2025

Decision:

To adopt the new policy in full.

Wards Affected: All

Lead officer: Amanda Dalton-Jones

School Term and Holiday Dates 2026/27 Academic Year

Following consultation to fully approve the school term and holiday dates for the 2026/27 academic year.

Decision Maker: Cabinet Member for Children's Services

Decision published: 18/03/2025

Effective from: 26/03/2025

Decision:

To approve the Council's preferred calendar of school term and holiday dates and to recommend these to all schools for the 2026-27 academic year.

Wards affected: All

Lead officer: Josephine Rees

Environment Act 2021

The Environment Act 2021 introduces new enforcement provisions that applies to buildings that emit smoke from a chimney within a Smoke Control Area. These include new legal notices and financial penalties.

Decision Maker: Cabinet Member for Climate Emergency and Sustainable Travel

Decision published: 10/03/2025

Effective from: 18/03/2025

Decision:

(1) To authorise officers under the Environment Act 2021 to enforce provisions that apply to buildings that emit smoke from a chimney within a Smoke Control Area.

(2) To support the introduction of Financial Penalties set at £175 for a first offence, and £300 for subsequent offences. There will be no reduction in the amount of the fine, if paid early.

(3) To authorise the relevant team manager and/or service manager responsible for the function, to have the discretion to review and vary the amount of the financial penalty upon consideration of objections received to the 'Notice of Intent to issue a financial penalty'.

Wards affected: Bathwick; Combe Down; Kingsmead; Lambridge; Lansdown; Moorlands; Newbridge; Odd Down; Oldfield Park; Southdown; Twerton & Whiteway; Walcot; Westmoreland; Weston; Widcombe & Lyncombe

Lead officer: Michelle Tett

CIL for Bath Advisory Board Recommendations Round Seventeen

This sets out the recommendations of the Advisory Board for the seventieth funding round of Bath Neighbourhood CIL. The Leader is asked to agree the funding allocation of £49,905 for one project.

Decision Maker: Council Leader

Decision published: 04/03/2025

Effective from: 12/03/2025

Decision:

To approve the funding request of £49,905 for Ride to work by Bike, Transition Bath for implementation over a five-year timeframe.

The initiative aims to motivate Bath residents to transition from car commuting to using electric bikes for their daily work journeys. This shift is intended to assist both commuters and local businesses in alleviating traffic congestion, reducing carbon emissions, and improving air quality.

Wards affected: All

Lead officer: Mark Hayward
