

CABINET
11 APRIL 2019

**A2 BEAN AND EBBSFLEET JUNCTION IMPROVEMENTS:
ENVIRONMENTAL IMPACT ASSESSMENT, SIDE ROAD ORDERS,
COMPLUSORY PURCHASE ORDERS AND SLIP ROAD AND
ROUNABOUT ORDERS**

1. Summary

- 1.1 To report to Cabinet, in accordance with the requirements of Standing Order 38(2)(b), the delegated action taken under Standing Order 38(2)(a) by the Managing Director, in consultation with the Cabinet Chairman, in relation to the Council's response to the Highways England consultation on proposed improvements to the A2 Bean and Ebbsfleet junctions.

2. RECOMMENDATIONS

2.1 That Cabinet:

- (i) note the action taken by the Managing Director, in consultation with the Cabinet Chairman, under Standing Order 38(2)(a), in relation to the Council's response to the Highways England consultation on proposed improvements to the A2 Bean and Ebbsfleet junctions;
- (ii) grant delegated authority to the Head of Regeneration and the Development Manager to represent the Council's case with regard to the Public Inquiry into the A2 Bean and Ebbsfleet junction improvements, limited specifically to Highways Act 1980 matters, including agreeing a Statement of Common Ground with Highways England and any ancillary matters arising from the Council's response to the consultation, but excluding matters related to the compulsory purchase of part of Council owned land at Spirits Rest Horse Sanctuary.

- 2.2 That a report be presented to Cabinet in due course, on the compulsory purchase of part of Council owned land at Spirits Rest Horse Sanctuary, dealing specifically with the compensation elements and the relocation of the displaced tenant's animals to alternative grazing land in the Borough.

3. Background and Discussion

- 3.1. Standing Order 38 concerns the delegation of urgent and routine matters. Standing Order 38(2)(a) provides for the delegation to each member of the Management Team the authority to act in respect of any function of the Cabinet, a Committee, Board or Panel which in his/her opinion is either urgent or of a routine nature, subject however to members of the Management Team first consulting with the Chairman or Vice-Chairman of the Cabinet, Committee, Board or Panel responsible for the function in accordance with Terms of Reference. Standing Order 38(2)(b) requires that a report of the action taken, including a note of the circumstances which made it necessary, must be

CABINET
11 APRIL 2019

made to the next meeting of the Cabinet, Committee, Board or Panel responsible for the function in accordance with Terms of Reference.

- 3.2. Cabinet is asked to note the actions of the Managing Director, as specified in Appendix A, taken under delegated authority and in consultation with the Cabinet Chairman, in relation to the Council's response to the Highways England statutory consultation on proposed improvements to the A2 Bean and Ebbsfleet junctions.

4. Delegated Authority

- 4.1 Officers do not have delegated authority to represent the Council's case in a Public Inquiry under the Highways Act 1980 as delegations for Planning Services are limited to representing the Council's case under the Town and Country Planning Act 1990. The first document that will be required is to enter into a Statement of Common Ground with Highways England. Further reports, responses to questions and statements are also likely to be required should the Public Inquiry go ahead. These will be required to be completed at short notice and therefore officer delegation is sought to deal with these matters arising under the Highways Act 1980.

5. Relationship to the Corporate Plan

Not applicable.

6. Financial, legal, staffing and other administrative implications and risk assessments

Financial Implications	None
Legal Implications	None
Staffing Implications	None
Administrative Implications	None
Risk Assessment	No uncertainties and/or constraints

6. Details of Exempt Information Category

Not applicable.

7. Appendices

Appendix A – The report relating to the Council's response to the Highways England consultation on proposed improvements to the A2 Bean and Ebbsfleet junctions.

Appendix B – Delegation of Urgent and Routine Matters Standing Order 38 form.

CABINET
11 APRIL 2019

BACKGROUND PAPERS

<u>Documents consulted</u>	<u>Date / File Ref</u>	<u>Report Author</u>	<u>Section and Directorate</u>	<u>Exempt Information Category</u>
		Sonia Bunn	Regeneration Strategic Director (External Services)	N/A