

Meeting:	Cabinet
Date:	15 May 2008
Subject:	Association of London Government (ALG) TEC 101 Agreement Variation
Key Decision:	No
Responsible Officer:	Andrew Trehern Corporate Director Community and Environment
Portfolio Holder:	Environment
Exempt	No
Enclosures	No

## Section 1- Summary & Recommendations

This report seeks authority to delegate further functions to the Association of London Government Transport and Environment Committee and to confirm that certain functions already undertaken by the Committee are delegated to it.

### **Recommendation:**

Cabinet is requested to agree to the further variation of the Association of London Government Transport and Environment Committee Governing Agreement.

### **Reasons (For Recommendation)**

In so doing, the council will join the other 32 London local authorities in empowering the Committee to discharge certain functions, on behalf of those signatory authorities.

## Section 2- Report

This report seeks authority to delegate further functions to the Association of London Government Transport and Environment Committee and to confirm that certain functions already undertaken by the Committee are delegated to it.

Options considered

Not applicable

Current Situation

- 2.1.1 This Council with a number of London Councils delegates a range of functions to the Association of London Government Transport and Environment Committee (ALGTEC).
- 2.1.2 Some of the functions currently delegated to ALGTEC are the appointment of parking adjudicators and the determination of penalty charges and fees for de-clamping vehicles.
- 2.1.3 ALGTEC is also responsible for the determination of the rate of discount or early payment of penalty charge notices, operation of the taxi card scheme (the scheme established to provide a taxi service for disabled Londoners who find it difficult or impossible to use bus, underground or railway services to travel around London and in the vicinity of London)
- 2.1.4 The operation of the concessionary fares scheme (the scheme where certain eligible London residents are given travel concessions as may be agreed between the London Boroughs and the transport operators. The role of ALGTEC in this regard includes the negotiation of agreements on behalf of the London Councils and the travel operators).
- 2.1.5 An Agreement (the ALGTEC Section 101 Agreement) effecting this arrangement was completed by the London Councils on 13<sup>th</sup> December 2001 and subsequently varied on 1<sup>st</sup> May 2003 and 30<sup>th</sup> November 2006.
- 2.1.6 As the ALGTEC Section 101 Agreement delegates specific Transport and Environment functions to the Committee, variation of the Agreement is required every time a new function is delegated to ALGTEC.
- 2.1.7 It has now been agreed that the ALGTEC Section 101 Agreement be varied for three main reasons as follows:
  - 2.1.7.1 to clarify how apportionments and reimbursements are to be made to eligible residents under Section 240 and 244 of the Greater London Authority Act 1999 and the Concessionary Bus Travel Act 2007
  - 2.1.7.2 to confirm that the Committee may undertake policy actions on behalf of the London Boroughs, publish statutory codes of practice relevant

to the functions the Committee may lawfully discharge and delegate functions to the Committee arising out of the London Local Authorities Act 2007 and

2.1.7.3 to provide a procedure to enable further functions to be delegated to the Committee without the need to prepare a formal variation each time.

2.1.8 The proposed variation will enable the London Boroughs to exercise their various functions expeditiously through ALGTEC.

2.1.9 The proposed variation is intended to be effective on 11 June 2008 when ALGTEC will hold a formal meeting to consider and accept the proposals.

## 2.2 Risks

2.2.1 If the variation is not agreed, certain powers delegated to ALGTEC may not be exercisable.

## 2.3 Financial Implications

2.3.1 There are no identifiable direct costs associated with the proposals.

## 2.4 Legal Implications

2.4.1 Contained within the report.


## 2.5 Performance Issues

There are none

## Section 3 – Statutory Officer Clearance

Name: Sheela Thakrar	<input checked="" type="checkbox"/>	on behalf of the Chief Financial Officer
Date: 13/5/08		
Name: Jessica Farmer	<input checked="" type="checkbox"/>	on behalf of the Monitoring Officer
Date: 8/5/08		

## **Section 4 – Performance Officer Clearance**

Name Tom Whiting		Divisional Director (Strategy and Improvement)
Date: 8/5/08		

## **Section 5 – Contact details and background papers**

Contact: Jessica Farmer – Principal Lawyer on 0208 424 1889

Background Papers: None