

Agenda

Cabinet

Date: **Thursday 3 September 2026**

Time: **2.00 pm**

Place: **Council Chamber**

For any further information please contact:

Democratic Services

committees@gedling.gov.uk

0115 901 3906

Cabinet

Membership

Chair Councillor John Clarke

Vice-Chair

Councillor Kathryn Fox
Councillor Viv McCrossen
Councillor Marje Paling
Councillor Lynda Pearson
Councillor Henry Wheeler
Councillor Kyle Robinson-Payne

WEBCASTING NOTICE

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Responsibility of committee:

Cabinet is the meeting of all executive members. The Executive will carry out all of the local authority's functions which are not the responsibility of any other part of the local authority, whether by law or under the Constitution. Cabinet Portfolios are detailed within Section 6, Part 9 of the Council's Constitution.

AGENDA

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MINUTES CABINET

Thursday 16 July 2026

Councillor John Clarke (Chair)

Present: Councillor Kathryn Fox Councillor Henry Wheeler
Councillor Viv McCrossen Councillor Kyle Robinson-Payne
Councillor Marje Paling

Absent: Councillor Jenny Hollingsworth and Councillor Lynda Pearson

Officers in Attendance: M Hill, F Whyley, M Avery, N Osei, N Wall,
P Whitworth, A Mir and L Squires

126 APOLOGIES FOR ABSENCE.

Apologies for absence were received from Councillor Hollingsworth and Councillor Pearson.

127 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 25.06.26.

RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record.

128 DECLARATION OF INTERESTS.

None.

129 FORWARD PLAN

Consideration was given to a report of the Democratic Services Manager, which had been circulated prior to the meeting, detailing the Executive's draft Forward Plan for the next six month period.

RESOLVED:

- 1) To note the report.

130 HOUSING STRATEGY 2026-2030

The Assistant Director of Housing and Resettlement presented a report, which having been circulated prior to the meeting, to seek Cabinet approval to adopt the Housing Strategy 2026-2030.

RESOLVED:

That Cabinet:

- 1) Noted the representations and comments received during the public consultation, together with the officer responses set out in Appendix 4; and
- 2) Approved the adoption and implementation of the Housing Strategy 2026–2030; and
- 3) Delegated authority to the Director of Place, in consultation with the Portfolio Holder for Communities and Place, to make minor future amendments to the Housing Strategy 2026–2030, including typographical, formatting, imagery and other non-material changes required to keep the documents accurate and up to date.

131

GEDLING BC ASSET MANAGEMENT PLAN 2026-2028

The Property Services Manager presented a report, which having been circulated prior to the meeting, to seek approval to adopt the Councils Asset Management Strategy 2026-2028 as attached at Appendix 1 and note the Asset Management Action Plan (AMAP) at (exempt) appendix 2. This report also sought to delegate authority to the Chief Executive in consultation with the leader of the Council the final list of properties that may be surplus to the Councils requirements for sale identified in the AMAP.

RESOLVED:

THAT Cabinet:

- 1) Agreed to adopt the Asset Management Strategy 2026-2028 at appendix 1.
- 2) Approved the proposals for the Council's assets identified in the Asset Management Action Plan (as shown on the attached plans outlined in red on Appendix 2) for further development.
- 3) Declared surplus to the Councils requirements the land and property identified for disposal in the AMAP at appendix 2.
- 4) Delegated authority to the Chief Executive in consultation with the Leader of the Council and Portfolio Holder responsible for Assets to approve any disposal or demolition of assets within the Asset Management and Action Plan and the method of disposal including the publication of any statutory notices if required.
- 5) Delegated Authority to the Chief Executive in Consultation with the Leader of the Council and Portfolio Holder for Assets to accept the best offer for the Land and property in due course.
- 6) Delegated authority to the Chief Executive in consultation with Legal Services to agree Heads of Terms and Conditions of Sale for the disposals and to secure any necessary consents for demolition.

GEDLING ECONOMIC GROWTH FRAMEWORK

The Assistant Director for Economic Growth & Regeneration presented a report, which having been circulated prior to the meeting, to seek approval of the Economic Growth Framework and Plan for Gedling, which set out an ambitious strategy to accelerate Gedling's local economy, through collaboration with private, public and third sector partners. It outlined a shared vision for economic growth, informed through extensive consultation, analysis of the local economy and strategic goals of Gedling Borough Council and stakeholders and identified actions required to achieve it.

RESOLVED:

That Cabinet:

- 1) Approved the Gedling Economic Growth Framework (2026–2030).
- 2) Noted the findings within the appendices which were considered as part of the Gedling Economic Growth Framework (2026–2030).
- 3) Endorsed the delivery of the Framework through continued partnership working with local, regional and national stakeholders.
- 4) Delegated authority to the Director of Place in consultation with the Deputy Leader and Portfolio Holder for Sustainable Growth and Economy to make minor future amendments to the Economic Growth Framework 2026-2030, including typographical, formatting, imagery and non-material changes required to keep the document accurate and up to date.

THE GEDLING VISITOR ECONOMY DESTINATION MANAGEMENT PLAN

The Assistant Director for Economic Growth & Regeneration presented a report, which having been circulated prior to the meeting, to seek approval of the Gedling Visitor Economy Destination Management Plan (2026–2030), which set out a coordinated approach to developing and promoting the Borough's visitor economy. The Plan outlined a shared vision to enhance Gedling's visitor offer, increase visitor numbers and spend, and strengthen the contribution of tourism, leisure and heritage to the Borough's wider economic growth objectives.

RESOLVED:

That Cabinet:

- 1) Approved the Gedling Visitor Economy Destination Management Plan (2026–2030) at Appendix E

- 2) Noted the findings within the appendices which were considered as part of the development of the Gedling Visitor Economy Destination Management Plan (2026–2030).
- 3) Endorsed the delivery of the Plan through continued partnership working with local, regional and national stakeholders.
- 4) Delegated authority to the Director of Place in consultation with the Deputy Leader and Portfolio Holder for Sustainable Growth and Economy to make future updates to the Visitor Economy Destination Management Plan (2026–2030).

134

ANTI FRAUD AND CORRUPTION STRATEGY 2026

The Deputy Chief Executive and Monitoring Officer presented a report, which having been circulated prior to the meeting, to present the Anti-Fraud and Corruption Strategy and its supporting appendices, including the Whistleblowing Policy Summary, Fraud Response Plan, Anti-Fraud and Corruption Action Plan 2026-27 and Anti-Money Laundering Policy, for approval by Cabinet.

RESOLVED:

That Cabinet:

- 1) Approved the Anti-Fraud and Corruption Strategy and its supporting appendices.
- 2) Noted that the strategy provides an updated corporate framework for preventing, detecting, investigating and responding to fraud, bribery, corruption and wider economic crime.
- 3) Gave authority to the Chief Finance Officer, in consultation with the Monitoring Officer, to make minor amendments to reflect legislative, organisational or operational changes to the documents.

135

ANNUAL COMPLAINTS UPDATE

The Deputy Chief Executive and Monitoring Officer presented a report, which having been circulated prior to the meeting, to inform Members of the receipt of the Annual review letter from the office of the Local Government and Social Care Ombudsman (LGSCO) and the complaints dealt with by the Council through the internal complaint's procedure during the year 2025/26.

To update Members on the review of the Council's Unacceptable Behaviour Policy and to seek approval for amendments to the policy.

RESOLVED:

That Cabinet:

- 1) Noted the details of the Annual Review letter from the Local Government and Social Care Ombudsman and the information in

relation to the number of complaints dealt with by the Council through the internal complaint's procedure in 2025/26.

- 2) Approved the amendments to the Council's Unacceptable Customer Behaviour Policy.

136 CORPORATE RISK STRATEGY

The Deputy Chief Executive and Monitoring Officer presented a report, which having been circulated prior to the meeting, to seek approval of updates to the Risk Management Strategy.

RESOLVED:

That Cabinet:

- 1) Following recommendation from the Audit Committee, approved the adoption of the amended Risk Management Framework at Appendix 1 to this report.

137 ANNUAL REPORT OF THE SENIOR INFORMATION RISK OWNER

The Deputy Chief Executive and Monitoring Officer presented a report, which having been circulated prior to the meeting, to present a report on behalf of the Senior Information Risk Owner providing an annual review of activities in respect of information management and data security.

RESOLVED:

THAT:

- 1) The Annual Report on behalf of the Senior Information Risk Owner 2025/26 be noted.

138 ANNUAL CCTV UPDATE

The Deputy Chief Executive and Monitoring Officer presented a report, which having been circulated prior to the meeting, to update Members on work undertaken and planned, to ensure good governance and compliance with the law in respect of the Council's surveillance systems and to obtain approval to minor amendments to the Councils Surveillance Systems Policy and Code of Practice.

RESOLVED:

THAT Cabinet:

- 1) Noted the work that has been undertaken and continues to be done to ensure lawful compliance, good governance and efficacy in the operation and use of the Council's surveillance systems.

- 2) Approved the amendments to the Councils Surveillance Systems Policy and Code of Practice at Appendix A.

139 ANNUAL UPDATE ON THE APPLICATION OF THE REGULATION OF INVESTIGATORY POWERS ACT 2000

The Deputy Chief Executive and Monitoring Officer presented a report, which having been circulated prior to the meeting, to update Members as to the Council's use of powers under RIPA from 1 April 2025 to 31 March 2026 in line with the Council's RIPA Policy, to inform Members of the outcome the Investigatory Powers Commissioner's Office inspection of the Council in February 2026 and to obtain approval to minor amendments to the Councils RIPA Policy.

RESOLVED:

THAT Cabinet:

- 1) Noted the content of this report.
- 2) Approved the Councils Regulation of Investigatory Powers Act 2000 (RIPA) Policy at Appendix A.

140 WHISTLEBLOWING REPORT 2026

The Deputy Chief Executive and Monitoring Officer presented a report, which having been circulated prior to the meeting, to present the Whistleblowing (Speak Up) Policy and Procedure for approval by Cabinet on recommendation of the Audit Committee.

RESOLVED:

That Cabinet:

- 1) Approved the Whistleblowing (Speak Up) Policy and Procedure.
- 2) Noted that the policy provides an updated framework for raising, assessing, handling and reporting serious public-interest concerns connected to the Council.
- 3) Agreed that authority be delegated to the Deputy Chief Executive and Monitoring Officer, in consultation with the Chief Finance Officer and Section 151 Officer, to make minor amendments to reflect legislative, organisational or operational changes.

141 ANY OTHER ITEMS THE CHAIR CONSIDERS URGENT.

None.

The meeting finished at 3.22 pm

Signed by Chair:
Date:

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Report to Cabinet

Subject: Forward Plan

Date: 3rd September 2026

Author: Democratic Services Manager

Wards Affected

All

Purpose

To present the Executive's draft Forward Plan for the next six month period.

Key Decision

This is not a Key Decision.

Recommendation(s)

THAT:

Cabinet notes the contents of the draft Forward Plan making comments where appropriate.

1 Background

- 1.1 The Council is required by law to give to give notice of key decisions that are scheduled to be taken by the Executive.
- 1.2 A key decision is one which is financially significant, in terms of spending or savings, for the service or function concerned (more than £500,000), or which will have a significant impact on communities, in two or more wards in the Borough.
- 1.3 In the interests of effective coordination and public transparency, the plan includes any item that is likely to require an Executive decision of the Council, Cabinet or Cabinet Member (whether a key decision or not). The Forward Plan covers the following 4 months and must be

updated on a rolling monthly basis. All items have been discussed and approved by the Senior Leadership Team.

2 Proposal

- 2.1 The Forward Plan is ultimately the responsibility of the Leader and Cabinet as it contains Executive business due for decision. The Plan is therefore presented at this meeting to give Cabinet the opportunity to discuss, amend or delete any item that is listed.

3 Alternative Options

- 3.1 Cabinet could decide not agree with any of the items are suggested for inclusion in the plan. This would then be referred back to the Senior Leadership Team.
- 3.2 Cabinet could decide to move the date for consideration of any item.

4 Financial Implications

- 4.1 There are no financial implications directly arising from this report.

5 Legal Implications

- 5.1 There are no legal implications directly arising from this report.

6 Equalities Implications

- 6.1 There are no equalities implications arising from this report.

7 Carbon Reduction/Environmental Sustainability Implications

- 7.1 There are no carbon reduction/sustainability implications arising from this report.

8 Appendices

- 8.1 Appendix 1 – Forward Plan

9 Background Papers

- 9.1 None identified

10 Reasons for Recommendations

- 10.1 To promote the items that are due for decision by Gedling Borough Council's Executive over the following six month period.

Statutory Officer approval**Approved by:**

Chief Financial Officer

Date:

25/8/2026 (report content)

Approved by:

Monitoring Officer

25/8/2026 (report content)

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FORWARD PLAN FOR THE PERIOD 1 SEPTEMBER 2026 TO 31 MARCH 2027

This Forward Plan sets out the details of the key and non-key decisions which the Executive Cabinet expect to take during the next six months.

The current members of the Executive Cabinet are:

Councillor John Clarke – Leader of the Council and Portfolio Holder for Community Protection, Communications and Engagement

Councillor Lynda Pearson - Portfolio Holder for Sustainable Growth and Economy

Councillor Kyle Robinson-Payne – Portfolio Holder for Corporate Resources and Performance

Councillor Kathryn Fox – Portfolio Holder for Life Chances and Vulnerability

Councillor Marje Paling – Portfolio Holder for Environmental Services (Operations)

Councillor Viv McCrossen – Portfolio Holder for Climate Change, Parks and Environmental Health

Councillor Henry Wheeler – Portfolio Holder for Lifestyles, Health and Wellbeing

Anyone wishing to make representations about any of the matters listed below may do so by contacting the relevant officer listed against each key decision, within the time period indicated.

Description of the decision	Date decision is expected to be taken and who will take the decision?	Responsible Officer	Documents to be considered by the decision maker	Cabinet Portfolio	Open / Exempt (and reason if the decision is to be taken in private) Is this a Key Decision?
Budget Outturn and Budget Carry Forwards 2025/26 This report presents the Budget Outturn and Budget Carry Forwards for 2025/26. Cabinet is asked to note the final outturn position for 2025/26 and: a) Approve the movements on earmarked reserves and provisions; b) Note the capital carry-forward budgets approved by the Chief Financial Officer in accordance with Financial Regulations; c) Approve the carry forward of non-committed capital budgets from 2025/26 as additions to the 2026/27 budget in accordance with Financial Regulations. d) Recommend that Council approve the method of financing the 2025/26 capital expenditure which includes making the determinations required for the minimum revenue provision.	25 Jun 2026 Cabinet 30 Sep 2026 Council	Tina Adams, Chief Finance Officer & S151 Officer	Officer Report	Portfolio Holder for Corporate Resources and Performance	Open Yes
Update on the Work of the Policy Advisors	3 Sep 2026 Cabinet	Mike Hill, Chief Executive	Officer Report	Leader of the Council	Open No
Section 106 affordable housing contributions To seek Cabinet approval to enter into contractual arrangements with two Registered Provider partners to deliver urgently needed, good quality affordable housing within the Borough through the allocation of Section 106 affordable housing commuted sum contributions.	3 Sep 2026 Cabinet	Paul Whitworth, Assistant Director - Housing and Resettlement	Officer Report	Portfolio Holder for Communities and Place	Part exempt Financially sensitive as several bidding parties Yes

Description of the decision	Date decision is expected to be taken and who will take the decision?	Responsible Officer	Documents to be considered by the decision maker	Cabinet Portfolio	Public / Exempt (and reason if the decision is to be taken in private) Is this a key decision?
Approval to extend the Public Space Protection Order (dog fouling) Borough-Wide	3 Sep 2026 Cabinet	Kevin Nealon, Community Protection and Pollution Control Manager	Officer Report	Portfolio Holder for Community Protection, Communications and Engagement	Open No
LGR - Establishment of joint committees Approval for local representatives on the joint committees across Nottinghamshire	30 Sep 2026 Cabinet 30 Sep 2026 Council	Mike Hill, Chief Executive	Officer Report	Leader of the Council	Open Yes
Gedling Plan Period 1 Performance Report Update on Performance against Annual Delivery Plan for period 1 April -July 2026	15 Oct 2026 Cabinet	Dan Reason, Chief Digital and Customer Officer	Officer Report	Portfolio Holder for Corporate Resources and Performance	Open No
Prudential Code Indicator Monitoring 2026/27 and Treasury Activity Report for the Period April 2026 to July 2026 To inform Members of the performance monitoring of the 2026/27 Prudential Code Indicators, and to advise Members of the Treasury activity as required by the Treasury Management Strategy.	15 Oct 2026 Cabinet 9 Dec 2026 Council	Tina Adams, Chief Finance Officer & S151 Officer, Scott Anderson, Finance Business Partner	Officer Report	Leader of the Council	Open Yes
Budget Monitoring and Virement Report for the period April to July 2026 To update Cabinet on the forecast outturn for Revenue and Capital Budgets for 2026/27. The budgets include all approved carried forward amounts from the 2025/26 financial year. To request approval from Cabinet for the changes to the budget as set out in this report.	15 Oct 2026 Cabinet 9 Dec 2026 Council	Scott Anderson, Finance Business Partner	Officer Report	Leader of the Council	Open Yes

Description of the decision	Date decision is expected to be taken and who will take the decision?	Responsible Officer	Documents to be considered by the decision maker	Cabinet Portfolio	Public / Exempt (and reason if the decision is to be taken in private) Is this a key decision?
Five-Year Housing Land Supply Assessment 2026 To note the latest five year housing land supply assessment	15 Oct 2026 Cabinet	Jo Gray, Planning Policy Manager	Officer Report	Portfolio Holder for Sustainable Growth and Economy	Open No
Infrastructure Funding Statement 2025/26 To provide members with information on the monies collected through the Community Infrastructure Levy (CIL) and Section 106 planning obligations, how they are administrated and future expenditure priorities in relation to the monies collected. To seek approval for the publication of the Infrastructure Funding Statement for 2025/26 attached in Appendix A.	10 Dec 2026 Cabinet	Lewis Widdowson, Planning Officer	Officer Report	Portfolio Holder for Sustainable Growth and Economy	Open Yes
Authority Monitoring Report April 2026 - March 2027 This report is to inform Cabinet of Gedling Borough Council's Authority Monitoring Report April 2024 – March 2025.	10 Dec 2026 Cabinet	Jo Gray, Planning Policy Manager	Officer Report	Leader of the Council, Portfolio Holder for Sustainable Growth and Economy	Open No
Performance Report Period 2 Update on performance for period 2 August - November 2026	28 Jan 2027 Cabinet	Dan Reason, Chief Digital and Customer Officer	Officer Report	Portfolio Holder for Corporate Resources and Performance	Open No
Houses in Multiple Occupation (HMOs) in Gedling Borough To inform Members of the number of HMOs within the Borough and provide a recommendation regarding the suitability of implementing an Article 4 direction to remove permitted development rights in order to introduce a requirement for	28 Jan 2027 Cabinet	John Krawczyk, Assistant Director - Development	Officer Report	Portfolio Holder for Sustainable Growth and Economy	Open No

Description of the decision	Date decision is expected to be taken and who will take the decision?	Responsible Officer	Documents to be considered by the decision maker	Cabinet Portfolio	Public / Exempt (and reason if the decision is to be taken in private) Is this a key decision?
planning permission to change from a Use Class C3 Dwellinghouse (dwelling) to a Use Class C4 HMO (3-6 unrelated people who share facilities) within any particular ward					
Prudential Code Indicator Monitoring 2026/27 and Treasury Activity Report for the Period April to November 2026 To inform Members of the performance monitoring of the 2026/27 Prudential Code Indicators, and to advise Members of the Treasury activity as required by the Treasury Management Strategy.	28 Jan 2027 Cabinet 3 Mar 2027 Council	Scott Anderson, Finance Business Partner	Officer Report	Leader of the Council	Open Yes
Budget Monitoring and Virement Report for the period August to November 2026 To update Cabinet on the forecast outturn for Revenue and Capital Budgets for 2026/27. The budgets include all approved carried forward amounts from the 2025/26 financial year. To request approval from Cabinet for the changes to the budget as set out in this report.	28 Jan 2027 Cabinet 3 Mar 2027 Council	Scott Anderson, Finance Business Partner	Officer Report	Leader of the Council	Open Yes
Prudential and Treasury Indicators and Treasury Management Strategy Statement (TMSS) 2027/28 To present for Members' approval the Council's Prudential Code Indicators and Treasury Strategy for 2027/28, for referral to Full Council on 3 March 2027.	11 Feb 2027 Cabinet 3 Mar 2027 Council	Scott Anderson, Finance Business Partner	Officer Report	Leader of the Council	Open Yes
Community Infrastructure Levy (CIL) Non- Parish Funding – Local Infrastructure Schedule, Project Assessments and Proposed Funding Allocations	11 Feb 2027 Cabinet	Lewis Widdowson, Planning Officer	Officer Report	Portfolio Holder for Sustainable Growth and Economy	Open Yes

Description of the decision	Date decision is expected to be taken and who will take the decision?	Responsible Officer	Documents to be considered by the decision maker	Cabinet Portfolio	Public / Exempt (and reason if the decision is to be taken in private) Is this a key decision?
To seek approval for the commencement of a four-week public consultation on the projects shortlisted to receive CIL Neighbourhood Funding in the 'CIL Non-Parish Funding - Local Infrastructure Schedule, Project Assessments and Proposed Funding Allocations document.					
Capital Programme and Capital Investment Strategy 2027/28 to 2031/32 To present for Members' approval : a) The proposed Capital Investment Strategy for 2027/28 to 2031/32. b) The proposed Capital Programme for 2027/28 through to 2029/30 for approval, and the indicative Capital Programme for 2030/31 and 2031/32, in light of the Council's priorities and the resources available; and c) The Flexible Use of Capital Receipts Strategy 2027/28	11 Feb 2027 Cabinet 3 Mar 2027 Council	Scott Anderson, Finance Business Partner	Officer Report	Leader of the Council	Open Yes
General Fund Revenue Budget 2027/28 This report sets out the revenue budget which aligns to the Gedling Plan priorities, objectives and priority actions for the Council for the forthcoming year.	11 Feb 2027 Cabinet 3 Mar 2027 Council	Scott Anderson, Finance Business Partner	Officer Report	Leader of the Council	Open n/a Yes
Community Infrastructure Levy (CIL) Non- Parish Funding – Consultation Response and Funding Decision 26/27 That Cabinet: a) Note the representations and comments received in relation to the CIL Non-Parish	27 May 2027 Cabinet	Lewis Widdowson, Planning Officer	Officer Report	Portfolio Holder for Sustainable Growth and Economy	Open Yes

Description of the decision	Date decision is expected to be taken and who will take the decision?	Responsible Officer	Documents to be considered by the decision maker	Cabinet Portfolio	Public / Exempt (and reason if the decision is to be taken in private) Is this a key decision?
Neighbourhood Public Consultation, and b) Approve the officer recommendations in relation to the awarding of CIL Non-Parish Neighbourhood Funding and the retention of projects on the Local Infrastructure Schedule.					

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Report to Cabinet

Subject: Approval to extend the Public Space Protection Order (dog fouling)
Borough-Wide

Date: 3 September 2026

Author: Kevin Nealon – Community Protection Manager

Wards Affected

Borough-Wide

Purpose

To seek approval to extend, for a further three years, the existing Public Spaces Protection Order for dog fouling (Gedling Borough Council) which is due to expire on 20 October 2026.

Key Decision

This is not a key decision

Recommendation(s)

THAT Cabinet:

- 1) Approves a further three-year extension of the current Public Spaces Protection Order (PSPO) for dog fouling at Appendix 1 in accordance with Section 72 of the Antisocial Behaviour, Crime and Policing Act 2014.
- 2) Approve that the fixed penalty level for breaches of the PSPO remains set at £100, payable within 14 days

1 Background

- 1.1 In 2014 the Anti-Social Behaviour, Crime and Policing Act 2014 came into force. This legislation provides local authorities with powers to make Public Spaces Protection Orders (PSPOs). PSPOs are intended to address activities carried out in public spaces which have a detrimental effect on the quality of life of those in the locality. The Act repealed and replaced all

Dog Control Orders including the Dogs (Fouling of Land) Orders. The Council implemented a PSPO enforce dog fouling offences across the borough on 20th October 2020. The current PSPO was extended on the 20th of October 2023 and allowed Gedling Borough Council to continue to be able to enforce dog fouling offences across the borough. The current PSPO is due to expire on 20th October 2026.

- 1.2 The offence of dog fouling is frequently reported borough-wide each year. In the last 3 years, the Council has continued to receive a significant number of reports regarding this issue. In 2023/2024 there were 185 reports of dog fouling, in 2024/2025 there were 193, and in 2025/2026 there were 93 reports up to 29th January 2026.
- 1.3 The Neighbourhood Warden Service, which previously carried out education and enforcement activity, was disbanded in August 2025. Since 17th November 2025, enforcement responsibility for dog fouling has been transferred to Waste Investigations, Support and Enforcement Ltd (WISE). WISE officers are now authorised to enforce the dog fouling PSPO and have the delegated powers to issue £100 Fixed Penalty Notices (FPNs) for breaches of the Order. If an individual fails to pay an FPN the matter is referred back to the Council to consider prosecution.
- 1.4 The ability to issue Fixed Penalty Notices and take prosecutions is a deterrent to those who are tempted not to clear up after their dog. If a PSPO is not extended by a further 3 years the Council will not be able to enforce dog fouling offences within the borough.
- 1.5 The current PSPO was made in 2020 and extended in October 2023 as the council, at those times, was satisfied on reasonable grounds that the behaviour concerned is carried out, or likely to be carried out in a public space and has had, or is likely to have, a detrimental effect on the quality of life of those in the locality. That the behaviour is or is likely to be persistent and continuing in nature. That the behaviour is, or is likely to be, unreasonable and justifies the restrictions being imposed.
- 1.6 The Council can at any time before the current order expires extend the PSPO if it is satisfied on reasonable grounds that the extension is necessary to prevent occurrence or recurrence of the behaviour identified in the order or that it is necessary to prevent an increase in the frequency or seriousness of the behaviour.
- 1.7 It is clear from the share volume of the complaints received by the Council in relation to dog fouling that the behaviour is having a detrimental effect on the quality of life for those living within the borough and that it is persistent and unreasonable. And such it is felt that if the order was to expire there would be occurrence and recurrence of dog fouling within the

area.

- 1.8 Anyone found to be in breach of a PSPO can be issued with a fixed penalty notice of up to £100.00 or prosecuted at the Magistrates Court where they can receive a fine of up to £1000.00. Anyone who fails to pay a fixed penalty will be prosecuted in the Magistrates Court which is the current process.
- 1.9 The extension of the current Borough wide PSPO for failing to remove dog faeces forthwith would continue to include all public land within the Borough including all pavements and highways, parks and recreation grounds, all children's play areas and all football pitches. A copy of the current PSPO appears at Appendix 1 to this report.
- 1.10 The Council is required to consult with the police and appropriate stakeholders prior to extending a PSPO. Consultation has been undertaken with Nottinghamshire Police, ward councillors, key stakeholders and the public. All respondents expressed support for extending the PSPO.
- 1.11 Consultation responses showed strong overall support for extending the Dog Fouling PSPO for a further three years. Nottinghamshire Police, ward councillors, parish councils, community groups, Friends groups and Dogs Trust generally welcomed continuation of the order, with no objections recorded from those who responded. Respondents considered the PSPO an important tool for addressing irresponsible dog ownership, reducing dog fouling, supporting cleaner and safer public spaces, and reassuring residents that enforcement action can continue where necessary. Some respondents also highlighted the need for continued public awareness, clear signage, adequate dog waste disposal points and effective enforcement. The main query raised related to future enforcement arrangements following changes to Neighbourhood Warden department.
- 1.12 In addition to this a public consultation on the proposed extension of the PSPO was undertaken between 6th May 2026 and 7th August 2026. Details of the proposal were published on the Council's website, together with an email address through which members of the public and other interested parties could submit comments and representations. A total of 28 responses were received during the consultation period, all of which were supportive of the proposed extension of the PSPO. No objections were received.

2 Proposal

- 2.1 It is proposed that Members approve the extension of the Public Space Protection Order (Dog Fouling) for a further three years from 20 October

2026.

- 2.2 It is proposed that the level of fixed penalty for contravening the PSPO is to remain at £100.00 payable within 14 days. This is in accordance with the Act and reflects the level of fixed penalties for other PSPO breaches within the borough.

3 Alternative Options

- 3.1 Alternative to the proposal would be that Members do not authorise extension of the current PSPO and allow the current dog fouling PSPO to expire with effect from October 2026. This would mean that the Council will not be able to enforce or prosecute for dog fouling offences. This option is not recommended, as there is clearly an issue with this type of behaviour, as shown by the volume of complaints received over the past three years. If the PSPO expired, this would leave the Council unable to enforce against this type of behaviour.
- 3.2 Members could choose to extend the PSPO by a shorter period. Again, this is not recommended as there is a long history of this type of behaviour within the area. It is felt that the full three-year extension is necessary.
- 3.3 Members could choose to extend the PSPO and amend the conditions. This is not recommended, as the current PSPO conditions are felt to be proportionate, reasonable, and enforceable, and have been sufficient in addressing the behaviour in the past three years.
- 3.4 The level of fixed penalty could be lower than £100; however, this would not be consistent with other PSPO breaches and would not accurately reflect the costs involved with enforcement.

4 Financial Implications

- 4.1 There is minimal advertising costs associated with the proposal. Since 1996 the Council has been installing and erecting signs across the Borough informing members of the public to comply with the Dogs Fouling of Land Act. It is anticipated that there will be a gradual phasing in of signs across the Borough and this will be done within existing budgets. We also use stenciling in areas that have an increased number of complaints.
- 4.2 Whilst the fixed penalty of £100.00 will generate income to cover enforcement and administration costs, it is not expected that the number of fixed penalties issued will be significant if the PSPO is approved. The enforcement role previously delivered by the Neighbourhood Wardens is now undertaken by WISE within existing enforcement budgets, and at no additional cost to the taxpayer. The proposed fixed penalty level is

acceptable and appears to be in line with fixed penalty notices for dog fouling issued by other district councils.

5 Legal Implications

- 5.1 Under Section 60 of the Anti-social Behaviour, Crime and Policing Act 2014, the Council may extend a PSPO only where it is satisfied, on reasonable grounds, that it is necessary to prevent the occurrence or recurrence, after that time, of the activities identified in the order, or an increase in the frequency or seriousness of those activities after that time. An extension may not be for a period of more than three years and must be published in accordance with regulations made by the Secretary of State.
- 5.2 Challenges must be made to the High Court within six weeks by those directly affected. An interested person is someone who lives in, regularly works in, or visits the area covered by the order. Therefore, only those directly affected by the restrictions have the right to challenge the order.

6 Local Government Reorganisation (LGR)

- 6.1 If extended, the PSPO will extend into any new local government arrangements in 2028 arising from Local Government Reorganisation (LGR). The PSPO will offer protection up to that date, and it will be for the new local authority to manage the transition of enforcement powers and to embed the PSPO within its own regulatory regime.

7 Equalities Implications

- 7.1 Having a reasonable excuse is an exemption under the legislation. Where an offence occurs and a person with a disability has a reasonable excuse this would be taken into consideration before enforcement is pursued. Specifically guide dogs and assistance dogs will be exempt from the requirements of the PSPO and this would be applied to the Council for a variety of reasons which are identified on the PSPO attached at Appendix 1.

Equality Impact Assessment – (Appendix 3)

8 Carbon Reduction/Sustainability Implications

- 8.1 There are no carbon reduction/sustainability implications arising from this report.

Carbon Impact Assessment –(Appendix 4)

9 Appendices

- 9.1 Appendix 1 – Draft Public Space Protection Order for Dog Fouling
- 9.2 Appendix 2 – Map of the location covered by the PSPO (Borough Wide)
- 9.3 Appendix 3 – Equalities Impact Assessment
- 9.4 Appendix 4 – Carbon Impact Assessment

10 Background Papers

- 10.1 Previous PSPO Documents- available on website.

11 Reasons for Recommendations

- 11.1 The evidence contained within this report demonstrates that dog fouling remains a recurring and persistent problem across the borough and continues to have a detrimental effect on the quality of life of those in the locality. The Council is satisfied that the conditions set out within the Anti-social Behaviour, Crime and Policing Act 2014 continue to be met and that extending the PSPO is necessary to prevent the occurrence and recurrence of dog fouling offences. The Order provides an important enforcement mechanism and deterrent, enabling authorised officers to issue Fixed Penalty Notices and pursue prosecutions where appropriate. The proposed extension is supported by Nottinghamshire Police, elected members, stakeholders and the public and is considered a necessary and proportionate measure to protect the Borough's public spaces and amenities.

Statutory Officer approval

Approved by:

Date:

On behalf of the Chief Financial Officer

Approved by:

Date:

On behalf of the Monitoring Officer

THE PUBLIC SPACES PROTECTION ORDER

THE ANTI SOCIAL BEHAVIOUR, CRIME AND POLICING ACT 2014

PUBLIC SPACES PROTECTION ORDER (DOG FOULING) 2026

WHEREAS Gedling Borough Council is satisfied that failing to remove dog faeces from land forthwith is occurring in the area shown on the attached map outlined in red and is having a detrimental effect on the quality of life of those in the locality and the effect or likely effect of this is;

- (a)** is or is likely to be of a persistent or continuing nature,
- (b)** is or is likely to be such as to make the activity unreasonable, and
- (c)** Justifies the restrictions imposed by this Order.

It is in all circumstances expedient to make an order under Section 59 of the Anti-Social Behaviour, Crime and Policing Act 2014 for the purpose of reducing crime and anti-social behaviour.

NOW THEREFORE the authority in exercise of the powers under Section 59 of the Act, and all other enabling powers, hereby make the following order:-

Prohibition of Dog Fouling

1. If a dog defecates at any time on land to which this Order applies and the person who is in charge of the dog at the time fails to remove the faeces from the land forthwith, that person shall be guilty of an offence unless:
 - a. They have a reasonable excuse for failing to do so; or
 - b. The owner, occupier or other person or authority having control of the land has consented (generally or specifically) to their failing to do so.
2. This part of the order applies to all public places in the borough identified by the attached Plan.

For the purpose of this Order a “public place” means any place to which the public or any section of the public has access on payment or otherwise; as a right or by virtue of express or implied permission.

3. For the purpose of this Order:
 - a. A person who has a dog in his possession shall be taken to be in charge of the dog

- b. Where a dog strays the person who habitually has the dog in his possession shall be taken to be in charge of the dog at any time unless at that time some other person is in charge of the dog;
- c. Placing the faeces in a receptacle on the land which is provided for this purpose, or for the disposal of waste, shall be a sufficient removal from the land;
- d. Being unaware of the defecation (whether by reason of not being in the vicinity or otherwise), or not having a device for or other suitable means of removing the faeces, shall not be a reasonable excuse for failing to remove the faeces.

Exemptions

Nothing in this Order shall apply to a person who:

- a. is registered as a blind person in a register compiled under section 29 of the National Assistance Act 1948; or
- b. has a disability which affects his mobility, manual dexterity, physical coordination or ability to lift, carry or otherwise move everyday objects, in respect of a dog trained by a prescribed charity and upon which he relies for assistance and are in charge of a dog trained by members of Assistance Dogs UK and are accredited by Assistance Dogs International or the International Guide Dog Federation

A person who is guilty of an offence under this order shall be liable on summary conviction to a fine not exceeding Level 3 on the standard scale.

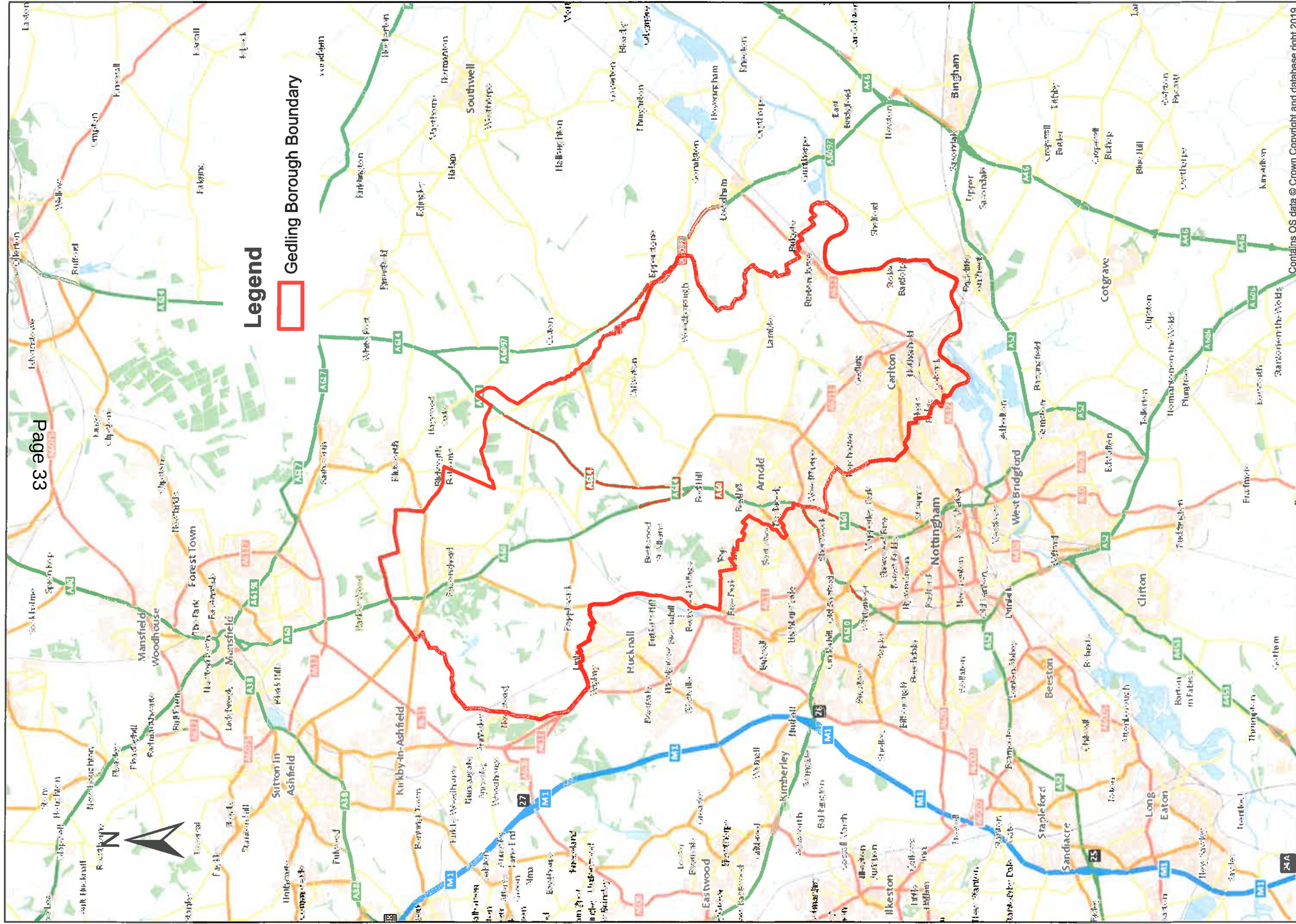
This order shall take effect from the 21st October 2026 for a period of 3 years

THE COMMON SEAL OF
GEDLING BOROUGH COUNCIL

Was hereunto affixed in the presence of:

.....MAYOR

.....MONITORING OFFICER



Legend

 Gedling Borough Boundary

Title

Scale

Date

Plan showing Gedling Borough Boundary

1:100,000

23/08/19

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		Equality Impact Assessment			
Name of project, policy, function, service or proposal being assessed:		Extension of Public Spaces Protection Order (PSPO) for Dog Fouling – Gedling Borough			
The main objective of (please insert the name of accessed document stated above):		To extend the Dog Fouling PSPO for a further 3 years to enable continued enforcement, reduce dog fouling, improve environmental quality, and promote responsible dog ownership.			
What impact will this (please insert the name) have on the following groups? Please note that you should consider both external and internal impact: • External (e.g. stakeholders, residents, local businesses etc.) • Internal (staff)					
Please use only 'Yes' where applicable		Negative	Positive	Neutral	Comments
<u>Gender</u>	External		X		Cleaner and safer public spaces benefit all residents equally.
	Internal		X		No differential impact on staff; enforcement roles remain unchanged.

<u>Gender Reassignment</u>	External		X		Improved public environment benefits inclusivity and safety.
	Internal		X		No specific impact identified.
<u>Age</u>	External		X		Positive impact—children and older residents benefit from cleaner, safer areas.
	Internal			X	No direct impact on workforce.

<u>Marriage and civil partnership</u>	External			X	No differential impact identified.
	Internal			X	No impact identified.
<u>Disability</u>	External		X		Positive—clean pavements and public areas particularly benefit those with mobility or visual impairments. Reasonable excuse exemptions and assistance dog exemptions apply.
	Internal		X		Enforcement staff act in line with reasonable adjustments considerations.
<u>Race & Ethnicity</u>	External		X		No disproportionate impact, benefits apply Borough-Wide
	Internal		X		No specific Impact
<u>Sexual Orientation</u>	External		X		General environmental improvements benefit all residents
	Internal		X		No Specific Impact
<u>Religion or Belief (or no Belief)</u>	External			X	No identified Impact
	Internal			X	No identified Impact
<u>Pregnancy & Maternity</u>	External		X		Cleaner public spaces reduce health risks and improve accessibility.

	Internal			X	No direct impact identified.
Other Groups (e.g. any other vulnerable groups, rural isolation, deprived areas, low income staff etc.) Please state the group/s: No other groups Identified. Low-income residents Vulnerable persons	External		X		No direct impact identified
	Internal		X		No direct impact identified

Is there is any evidence of a high disproportionate adverse or positive impact on any groups?			No. The PSPO applies universally and proportionately. Positive impacts are consistent across groups, particularly for disabled persons, older people, and families.
Is there an opportunity to mitigate or alleviate any such impacts?			Yes: • Ensure enforcement is proportionate and considers reasonable excuses. • Ensure accessibility considerations (e.g., bin placement).
Are there any gaps in information available (e.g. evidence) so that a complete assessment of different impacts is not possible?			No significant gaps identified. Monitoring of enforcement data (e.g., FPN issuance) can further ensure no disproportionality emerges.

In response to the information provided above please provide a set of proposed action including any consultation that is going to be carried out:

Planned Actions	Timeframe	Success Measure	Responsible Officer
Continue public awareness campaigns (responsible dog ownership)	Ongoing	Reduction in complaints and fouling reports	GBC/WISE
Maintain clear signage and bin provision	Ongoing	Positive public feedback and reduced hotspot complaints	Parks and street care team
Monitor enforcement data for equality trends	Quarterly	No disproportionate enforcement patterns identified	Community Protection Manager
Ensure enforcement officers apply reasonable discretion and exemptions	Ongoing	No upheld complaints relating to unfair enforcement	WISE/ Community Protection Manager

Authorisation and Review

Completing Officer	Kevin Nealon
Authorising Service Manager	Mike Avery
Date	
Review date (if applicable)	

Name of project, policy, function, service or proposal being assessed:	Extension of the Dog Fouling Public Spaces Protection Order (PSPO)			
The main objective of (please insert the name of accessed document stated above):	To approve a further 3-year extension of the existing borough-wide dog fouling Public Spaces Protection Order (PSPO), retaining the £100 fixed penalty level payable within 14 days, to support continued education, deterrence and enforcement against dog fouling across Gedling Borough.			
What impact will this (please insert the name of project) have on the following: Please read guidance before completing. For each category, insert a tick/yes against the impact and include mitigation/comments for each category.				
Category	Negative	Positive	No impact/ Negligible change	Mitigation/ Comments
Behaviour & Culture Change			x	The proposal supports responsible dog ownership and reinforces expectations that dog owners clear up after their dogs. Continued enforcement by WISE officers should help deter persistent dog fouling and maintain public

				confidence in the Council's response.
Built Environment			x	No physical works or changes to infrastructure are proposed. Existing signage and stencilling may be refreshed or phased in where appropriate using existing budgets.
Transport			x	No direct transport impact is anticipated. Enforcement activity will be undertaken as part of existing operational arrangements.

Climate Impact Assessment

Energy, Natural Resources & Climate Change			X	No direct impact on energy use, natural resources or climate change is anticipated. Any patrols and enforcement activity will be delivered within existing arrangements and budgets.
Waste Reduction & Recycling			X	The proposal may have a minor positive impact by encouraging dog owners to dispose of dog waste appropriately and reducing contamination of streets, parks and open spaces.
Blue-Green Infrastructure/Biodiversity			X	Continued enforcement may provide a minor positive impact by reducing dog fouling in parks, recreation grounds and open spaces, helping to protect amenity and biodiversity.
Procurement & Purchasing			X	No new procurement is required. WISE will continue to provide enforcement activity within existing budgets

				and current contractual arrangements.
In response to the information provided above please provide if there is any proposed action including any consultation that is going to be carried out				
Planned Actions	Timeframe	Potential Outcome	Responsible Officer	
Publish and communicate the extension of the PSPO, including continued public messaging on responsible dog ownership.	Following Cabinet approval and before expiry of the current Order.	Residents and visitors are made aware that the dog fouling PSPO remains in force and that enforcement action may be taken for breaches.	Antisocial Behaviour Coordinator / Waste Investigations, Support and Enforcement Ltd (WISE)	
Continue targeted enforcement and monitoring of dog fouling complaints across the borough.	Throughout the 3-year extension period.	Improved deterrence, cleaner public spaces and reduced impact of dog fouling on residents, visitors and local amenity.	Waste Investigations, Support and Enforcement Ltd (WISE) / Council officers	
Review complaint data, enforcement outcomes and any equality or accessibility considerations during the life of the Order.	Ongoing, with review before the next expiry date.	Evidence remains available to support future decisions on extension, variation or expiry of the PSPO.	Antisocial Behaviour Coordinator / Community Safety	

Authorisation and Review

Completing Officer	Kevin Nealon
Authorising Head of Service/Director	Mike Avery
Date	
Review date (if applicable)	Before expiry of the extended PSPO

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Report to Cabinet

Subject: Fly Tipping, Litter and Waste Management Working Group recommendations

Date: 3 September 2026

Author: Democratic Services Manager

Wards Affected

All

Purpose

To present the report and recommendations of the working group that considered the issues surrounding Fly Tipping, Litter and Waste Management across the borough.

Key Decision

This is not a key decision

Recommendation(s)

To:

- 1) Consider the report and recommendations of the working group making comments where appropriate; and**
- 2) Provide a written response to the Overview and Scrutiny Committee within 28 days of receipt of the report**

1 Background

Members are reminded that part of the remit of Scrutiny is to deal with wider service or policy issues through the establishment of working groups, which take an in depth view of Council policies and plans as directed by the Overview Scrutiny Committee, and make recommendations to Cabinet accordingly. In accordance with the Scrutiny Improvement Plan 2010, a review is commissioned when:

- There is added value that this work will bring to the core priorities of

the Council

- It is likely to make a difference if a working group undertake this work
- It is likely to lead to improved performance
- It is likely that the working group's recommendations will improve the lives of the residents of Gedling Borough
- It will increase Member awareness of important issues.

2 Proposal

- 2.1 Members of the Cabinet are asked to consider the report, attached at Appendix 1, and make any comments where appropriate.
- 2.2 After the meeting, the relevant Portfolio Holder will be asked to provide a written response to the recommendations within 28 days. The response will be reported to a future Overview and Scrutiny Committee meeting.

3 Alternative Options

Under Executive governance arrangements the Cabinet is required to consider reports from the Scrutiny Committee so there are no alternative options.

4 Financial Implications

No direct financial implications have been identified in the report

5 Legal Implications

No direct legal implications have been identified in the report.

6 Equalities Implications

No specific equalities implications have been identified in the report, although in the case of this particular of scrutiny review the recommendations may contribute towards addressing inequalities.

7 Carbon Reduction/Environmental Sustainability Implications

No direct Carbon Reduction/Environmental Sustainability Implications have been identified in the report.

8 Appendices

Appendix 1 - Final report and recommendations of the Fly Tipping, Litter

and Waste Management working group

9 Background Papers

None identified

10 Reasons for Recommendations

To comply with Executive governance arrangements and fulfil the role of the Overview and Scrutiny Committee.

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Report to: Overview and Scrutiny Committee

Subject: Final report and recommendations of the Fly Tipping, Litter and Waste Management working group

Date: 27 July 2026

Author: Democratic Services Manager

Working group members: Councillors C Pope, Adams, P Allan, R Allan, Bestwick, Brocklebank, Creamer, Dunkin, Rachael Ellis, Ellwood, Hunt, Maltby, G Pope, S Smith and Strong.

Purpose of the report

To present the final report and recommendations of the Fly Tipping, Litter and Waste Management working group.

Background

The Overview and Scrutiny Committee agreed to establish a working group on 29 September 2025 to undertake a detailed review of fly tipping, litter management, and waste management across the Borough.

The review formed part of the Committee's work programme for 2025/26, with the intention of examining current service delivery, identifying challenges, and making recommendations to improve outcomes for residents.

Members agreed that the working group should focus on the following areas:

- Fly tipping, litter collection, waste management and enforcement
- Waste collection services and operational performance – including implementation of the Whitespace system
- Public engagement and behavioural issues
- Partnership working with other organisations

Information

The working group met on five occasions during the review and gathered evidence from a range of internal and external stakeholders, in accordance with the agreed scope of the review, which was considered at the group's first meeting and is attached as Appendix 1 to this report.

All meetings were held on a hybrid basis, with Members and guests able to attend either in person at the Chappell Room or remotely via Microsoft Teams. Members

noted that this approach provided greater flexibility and accessibility, helping maximise attendance and participation throughout the review. The meetings were also recorded for minuting purposes, which improved the accuracy of the minutes produced and provided a robust evidence base to support the working group's findings and final recommendations.

The review focused on developing a detailed understanding of current waste, litter and fly-tipping services, including operational performance, enforcement activity, partnership working, resident behaviour, future legislative changes and opportunities for service improvement.

The working group received evidence and presentations from the following stakeholders:

- Andrew Burgin – Parks Operations Manager, Gedling Borough Council
- Antony Greener – Head of Waste Management, Notts County Council
- William Langston – Principal Environmental Health Officer
- Lucy Lee – Regional Manager, WISE
- Kevin Nealon – Community Protection Manager, Gedling Borough Council
- Councillor Paling – Portfolio Holder for Environmental Services (Operations)
- Julie Snowdon – Assistant Director, Environmental Services (Operations)
- Esther Storer – Waste and Street Care Operations Manager
- Sarah Troman – Director of Operations

In addition, Members undertook a visit to the Materials Recycling Facility (MRF) in Mansfield to gain a greater understanding of the recycling process, the challenges associated with contamination, and the end destination of materials collected through the Borough's recycling service.

Gedling Borough Council Officers – Waste Services and Operations

At its second meeting, the working group received an update from officers on the ongoing transformation of Environmental Services, including the depot modernisation programme, staffing restructures, and the implementation of the Whitespace system. Members heard how the new system was providing improved operational data, route management and service monitoring capabilities, and discussed the opportunities this presented for improving customer service, route optimisation, and future decision-making.

Members also considered the impact of forthcoming national waste reforms, including the Government's Simpler Recycling programme and the future introduction of domestic food waste collections. Officers outlined preparations for the planned food waste pilot, changes to recyclable materials and the collaborative work taking place with other Nottinghamshire authorities through the Joint Waste Management Board. Members highlighted the importance of clear public communications to ensure residents understood upcoming service changes and recycling requirements.

The meeting also explored wider service issues, including litter and dog bin provision, street cleansing operations, staffing structures, health and safety arrangements, support for community litter-picking groups, and future budget and resource planning. Members expressed an interest in understanding how emerging data could be used to improve service efficiency and agreed that future meetings should focus on fly tipping, enforcement activity, and street cleansing performance.

Lucy Lee – Regional Manager, WISE and William Langston – Principal Environmental Health Officer

At the third meeting, Members held a discussion with Lucy Lee, Regional Manager at WISE, together with the Council's Principal Environmental Health Officer, regarding the operation of the Council's environmental enforcement service. Members were provided with an overview of the WISE contract, including how reports of fly tipping and littering are received, investigated and progressed through to enforcement action where appropriate. It was explained that WISE patrols all wards across the Borough, aims to visit each ward at least once per month, responds to reported incidents and uses intelligence gathered from residents, councillors and officers to identify emerging hotspot areas. Members also heard that WISE sought to attend reported fly tips within 24 hours where possible and had attended more than 200 reported fly tips since the beginning of March 2026.

Through questions from Members, a range of enforcement issues were explored, including the investigation of fly tipping incidents, the challenges of securing evidence, enforcement activity on private land and litter associated with commercial premises. Members also discussed the use of CCTV and covert cameras, noting that whilst equipment remained available, resource and evidential limitations restricted their use. Officers explained how the Council and WISE worked in partnership, with WISE responsible for investigations and evidence gathering, whilst the Council remained responsible for the removal of fly tipped waste and oversight of the contract. Members also heard that fly tipping reports, investigations and clearance requests were monitored through a shared system to improve coordination between services.

The working group also considered opportunities to improve public awareness of enforcement activity and environmental crime. Members highlighted the need for clearer information on fly tipping definitions (especially on private land), reporting processes, bulky waste collections and enforcement outcomes. Members also discussed litter and waste issues associated with commercial premises, particularly fast food outlets and food retailers, and considered the importance of ensuring businesses understand and comply with their waste duty of care responsibilities. Officers outlined the enforcement powers available where businesses failed to demonstrate appropriate waste disposal arrangements and noted the challenges associated with tackling litter generated by customers once it had left a premises. Officers advised that improvements to reporting systems and resident feedback mechanisms were being explored, including the potential for enhanced online reporting and progress updates for residents.

Sarah Troman – Director of Operations and Andrew Burgin – Parks Operations Manager

Members also received updates from the Director of Operations and Parks Operations Manager on wider litter management, street cleansing and community engagement matters. Discussion focused on litter and dog waste management across the Borough, including the future provision and maintenance of litter and dog waste bins. Officers explained that future service planning would increasingly be informed by operational data, allowing the Council to better assess demand, usage patterns and the most effective locations for bins and cleansing activities.

The working group considered the ongoing review of dog waste bin provision and heard that the Council intended to move towards greater use of standard litter bins for the disposal of dog waste where appropriate. Members discussed concerns relating to accessibility, bin locations and public expectations, whilst officers highlighted the importance of using evidence and usage data to inform future decisions. The group also discussed broader street cleansing issues and the need to ensure resources were targeted effectively to areas of greatest demand.

Members were also updated on work taking place with local volunteer litter-picking groups. Officers outlined plans to improve engagement with volunteers through better record keeping, communication and the development of health and safety guidance, particularly regarding the handling of hazardous items. Members welcomed this work and discussed opportunities to better support and recognise the contribution made by volunteer litter pickers across the Borough.

Antony Greener – Head of Waste Management, Nottinghamshire County Council

At the fourth meeting, Members received a presentation from Antony Greener, Head of Waste Management at Nottinghamshire County Council, on the County Council's role as the Waste Disposal Authority and its relationship with district and borough councils as Waste Collection Authorities. Members were provided with an overview of the respective responsibilities of each authority, including the operation of Household Waste Recycling Centres (HWRCs), waste disposal contracts, recycling infrastructure, and the treatment of residual waste. Members also discussed resident experiences at HWRCs, particularly around waste segregation requirements, and noted the importance of effective partnership working between collection and disposal authorities. Members heard that the County Council spends approximately £50 million per year on waste management services and is responsible for the disposal of waste collected by Nottinghamshire's district and borough councils.

Members explored a range of waste management issues, including the operation of the Eastcote Energy from Waste facility, which processes approximately 180,000 tonnes of residual waste each year and generates both heat and electricity. The working group also discussed recycling contamination, changing waste streams and the challenges associated with processing certain materials such as black plastics and Tetra Pak cartons. Members noted that contamination rates had reduced from

approximately 17% to 13% following recent changes to the range of materials accepted for recycling. The meeting also considered the waste hierarchy, the financial implications of waste disposal, the future of major waste contracts and the importance of balancing whole-system costs across waste collection and disposal functions. Members noted that Nottinghamshire compared favourably with other authorities in the region in terms of disposal costs and recycling performance.

The meeting also examined a number of forthcoming national policy changes, including the introduction of flexible plastic collections, domestic food waste collections, Extended Producer Responsibility, the Deposit Return Scheme, and the future Emissions Trading Scheme. Members discussed the potential operational and financial implications of these changes, together with the possible impact of Local Government Reorganisation on future waste management arrangements across Nottinghamshire. Officers also provided updates on Gedling's planned food waste trial in Netherfield and part of Burton Joyce, together with the future review of waste contracts and infrastructure requirements.

Kevin Nealon – Community Protection Manager

Following the County Council presentation, Members received an update from the Community Protection Manager on the performance of the WISE enforcement contract and the Council's wider approach to environmental enforcement. Members reviewed enforcement data from the first six months of the contract and noted that more than 1,100 Fixed Penalty Notices had been issued since the contract commenced in November 2025. Members also heard that approximately 727 notices had been paid, generating enforcement income of more than £77,000, with around 71% of issued notices paid. It was noted that cigarette butt littering and general littering accounted for the largest proportion of offences, whilst fly tipping, business waste offences and vehicle-related littering represented a smaller but significant element of enforcement activity.

Members discussed a range of enforcement matters, including hotspot identification, ward coverage, repeat offenders and the use of enforcement resources across different parts of the Borough. Concerns were raised regarding apparent differences in enforcement activity between wards and whether opportunities existed to improve coverage in lower-footfall areas. Officers explained that enforcement deployment was influenced by intelligence, reported incidents and footfall levels, whilst also noting the positive outcomes already being achieved through the contract. Members also discussed wider enforcement powers, including the potential use of vehicle seizure powers in the most serious fly tipping cases.

The working group also considered wider issues relating to fly tipping and community engagement. Members discussed bulky waste collections, fly tipping on private land, hazardous waste incidents such as asbestos, online reporting mechanisms and the sharing of intelligence between operational and enforcement teams. Officers advised that improvements had recently been made to the online reporting system, including the ability for residents to upload photographs, and highlighted aspirations to work

more closely with schools, community litter-picking groups, and targeted education initiatives. Members also heard about work underway to improve intelligence sharing between operational and enforcement teams in relation to hotspot monitoring and repeat incidents.

Recommendation Development and Final Review

At the fifth and final meeting, Members received an update on recent waste service performance, including ongoing work to address missed bin collections. Officers advised that a range of factors had contributed to recent service challenges, including staffing pressures, increased waste volumes, agency staffing reliability and operational inefficiencies. Members heard that a 90-day improvement plan had been introduced to strengthen operational performance, improve accountability and support more proactive service planning. Officers also advised that early indications suggested performance was beginning to improve, although further work remained necessary.

Members reflected on the recent visit to the Mansfield Materials Recycling Facility and noted that it had provided a valuable insight into the recycling process, contamination issues and the practical realities of material sorting and processing. Members were advised that Gedling Borough Council compared favourably with a number of other authorities in relation to contamination levels and recycling performance. The visit was considered beneficial in helping Members better understand the challenges facing both collection and disposal authorities and informing the development of the working group's recommendations.

The primary purpose of the meeting was to review and refine the draft recommendations arising from the evidence gathered throughout the review. Members considered each recommendation in turn and agreed a number of amendments relating to communications, hazardous waste, enforcement activity, community litter-picking groups, education, and future policy changes. Members also agreed an additional recommendation recognising the successful implementation of the Whitespace system and the contribution this had made to improving data collection, service monitoring, and operational decision-making. The final recommendations resulting from these discussions are contained within this report.

Conclusions

It is clear that fly tipping, litter management and waste services are complex areas of responsibility that require a coordinated approach between several stakeholders, including Gedling Borough Council, Nottinghamshire County Council, enforcement partners, local businesses, local communities and residents, each of which has an important role to play in reducing littering, fly tipping and environmental crime across the Borough. Whilst the review identified many challenges, Members also found that significant work was already being undertaken to improve services, modernise operations and prepare for future legislative changes.

Throughout the review, Members heard evidence that effective communication and public understanding are critical to improving environmental outcomes across the Borough. Many of the issues discussed by the working group, including recycling contamination, fly tipping, littering, food waste collections and the use of household waste recycling centres, could be positively influenced through clearer communication, education, and community engagement. The Council and its partners are well placed to work with residents, schools and community groups to help promote these messages and encourage positive behavioural change.

The review also highlighted the importance of partnership working, the effective use of technology and the sharing of operational intelligence. Members welcomed the benefits already being realised through the implementation of the Whitespace system and recognised the opportunities that improved data and performance monitoring could provide in supporting informed decision-making, service planning, and the targeting of resources. Members were also encouraged by the work of community litter-picking groups and the opportunities that exist to further strengthen these relationships.

Members were grateful to all officers, external stakeholders and community representatives who contributed to the review and provided valuable evidence throughout the process. The working group believes that the recommendations contained within this report provide a practical and balanced framework to support continued improvement in fly tipping, litter and waste management services across the Borough.

The Overview and Scrutiny Committee makes the following recommendations:

1. Communications

That the Council enhances public communications on:

- Recycling contamination, correct materials, and dangerous materials (Lithium batteries)
- Bulky waste and what constitutes fly tipping, including fly tips on private land
- Resident use of Household Waste Recycling Centres and expectations around waste separation
- Food waste collections ahead of implementation date
- Targeted local littering issues such as cigarette butts and incorrect disposal behaviours
- Dog fouling, including responsible disposal of dog waste and available reporting routes
- Residents' responsibilities under the Household Waste Duty of Care Regulations

2. Online Reporting

That the Council promotes the use of the online reporting system for fly tipping (including photo uploads) to improve reporting efficiency and enforcement outcomes.

3. Hazardous Waste and Asbestos

The working group express concerns to the current procedure and delays to collections of hazardous waste and recommends that the Council:

- Considers introducing clear on-site signage or messaging for complex fly tipping cases (e.g. asbestos fly tipping) to explain delays and manage public expectations
- Works with the County Council to review current processes where appropriate, particularly in light of Local Government Reorganisation
- Reviews how communication could be clearer where hazardous waste cannot be removed immediately

4. WISE Enforcement Coverage

The working group recognises the positive aspects of the current contract and wishes to maintain appropriate scrutiny by recommending that the Council:

- Reviews the geographical spread of WISE enforcement activity to ensure appropriate coverage across all wards, including lower-density areas
- Monitors and reviews enforcement data on an ongoing basis

5. Intelligence Sharing

That the Council continues to strengthen intelligence sharing between enforcement and operational teams, particularly in relation to:

- Fly tipping hotspots
- Use of fly capture data

6. Member Engagement (Ward Walks)

That the Council fosters Member-led ward engagement (e.g. ward walks with enforcement teams) in areas of concern with a focus on targeted hotspot areas rather than whole ward coverage.

7. Community Litter Picking Groups

That the Council strengthens engagement and partnership with community litter picking groups, by:

- Creating clearer reporting routes for organised litter picks
- Ensuring timely collection of gathered waste
- Exploring opportunities for joint activity with enforcement teams (WISE)
- Promoting, celebrating, and recognising the work of volunteer litter pickers

- Improving public awareness of litter picking activity (e.g. blue bags awaiting collection)
- Ensuring clearer communication of support available, including equipment, safe handling information, and guidance

8. Education and Behaviour Change

That the Council supports increased educational engagement on fly tipping litter and waste management, including:

- Work with schools on littering and environmental crime
- Public awareness campaigns aligned with national messaging
- Use of operational data to guide service deployment
- A stronger focus on locally relevant issues (e.g. cigarette butts, battery disposal, littering behaviours within the Borough)

9. Enforcement Tools / CCTV

The working group acknowledges the financial, legal and resource constraints of using additional enforcement tools and recommends that the Council:

- Reviews whether additional enforcement tools (e.g. enhanced technology such as CCTV) could be utilised, subject to cost
- Focuses on targeted use in identified hotspot areas with regular fly tipping and graffiti
- Considers introducing a process whereby persistent fly-tipping hotspots, evidenced through repeated reports and intelligence, trigger a formal review to determine whether the deployment of CCTV or other enforcement tools would be appropriate and operationally feasible
- Considers future opportunities for collaboration through Local Government Reorganisation

10. National Policy and Partnership Working

That the Council:

- Keeps under review the impact of national waste policy changes (including the Emissions Trading Scheme, Deposit Return Scheme and Extended Producer Responsibility)
- Works in partnership with the Waste Disposal Authority and other councils
- Reviews and works collaboratively with national organisations such as APSE or LGA on best practice and guidance
- Considers implications in the context of Local Government Reorganisation and longer-term planning

- Focuses on ongoing monitoring and reviews rather than immediate implementation

11. Transformation of Waste Services

That the Council recognises the achievements of the Waste Services, Customers Services and Transformation teams in implementing the Whitespace system, which had enabled improved data collection, enhanced service monitoring, and more informed operational decision-making.

Overview and Scrutiny review scoping report

Review title: Fly tipping, litter and waste management review

Chair of the review group: Cllr C Pope

Working Group members: Councillors Adams, P Allan, R Allan, Bestwick, Brocklebank, Creamer, Dunkin, R Ellis, Ellwood, Greensmith, Maltby, R McCrossen, C Pope, G Pope, S Smith, Strong and Whiting.

Portfolio Holder: Councillor Paling

Corporate Director: Sarah Troman

Lead Officer: Emma McGinlay & Ben Hopewell

Reason for the review

- To complete a thorough review of the fly tipping, litter and waste management approach across the borough of Gedling and to suggest improvements as required.

Specific focus of the review

- Make enquiries of GBC officers to review the current situation of fly tipping, litter management and waste management across the borough.
- Review the current approach of fly tipping, litter management and waste management across the borough.
- Review the effectiveness of the newly implemented whitespace system
- Review the targets currently set within the service and see if these are reasonable
- Review the new warden arrangements – WISE – what they are and are not doing. Gaps in service. Connection with litter picking volunteers. Dog fouling tips – paths, bin locations.
- Review of the simpler recycling scheme – internal and external
- Fly tipping process – clear structure – repeat offenders – when can we add a camera? How can we best use tech and monitoring? Report it system stats and feedback. Review system – add photos? Fly tipping FAQ's and publicity of what is enforceable. Partnership with other councils? Fly tipping in private land – information? Vehicle littering – what can we do? Licencing to commercial properties – littering conditions
- Review of the upcoming changes to food waste provisions for councils
- Get update on new staffing structure and any proposed changes/affects this will have on service provision. How H&S is enforced within service
- Review/update of depot modernisation project and effect on service delivery
- Ongoing recycling issues – can we implement better solutions?
- Review of budgets and cost effectiveness against other councils

What do we hope to achieve?

- Practical recommendations to improve management of recycling and waste across the borough for residents

- Improved communication of litter management to the public – their responsibilities and the councils
- Understanding/agreement of the fair allocation of resources
- Formulation of suitable recommendations based on the learnings of the group to improve the success of the new waste system
- Practical support to staff to ensure they have tools to better succeed in that department

Information required from whom

- Environmental Services team members (GBC)
- Environmental protection - Kevin Nealon (GBC)
- Director of Operations – Sarah Troman (GBC)
- Julie Snowdon
- Portfolio holders – Cllr Paling & Cllr V McCrossen
- Chief Executive – Mike Hill (GBC)
- WISE team
- Councils working with WISE
- Litter picking volunteers (external) – email questions/feedback
- Keep Britain Tidy
- Members litter pickers
- County council officers

How we will get the information

- Discussions with/presentations from guests
- Officer report presentation from stakeholders
- Email information/feedback

Equalities issues

There should be no adverse effect on the groups which fall within the protected categories as defined in the Equalities Act 2010.

Timescales for the review

Action	Date
Approval from O & S	29 September 2025
Drafting the scoping document	11 November 2025
Meeting and evidence gathering meetings	December 2025 – February 2026
Drafting the recommendations and report	Feb – March 2026
Report to Overview Committee	9 March 2026
Report to Cabinet	26 March 2026
Response to Overview (Within 28 days)	26 April 2026
Six-month update	October 2026

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Report to Cabinet

Subject: Update on the work of the remaining Policy Advisor

Date: 3 September 2026

Author: Chief Executive

Wards Affected

Borough-wide

Purpose

To update Cabinet on the actions and activities that the remaining Policy Advisor has undertaken since the last report to Cabinet in September 2025.

Key Decision

This is not a key decision.

Recommendation(s)

Members are recommended to note the content of the report, and the actions and activities undertaken by the remaining Policy Advisor since September 2025.

1. Background

- 1.1 At the Annual General Meeting on 22 May 2019 the Leader notified the Council of the composition of the Cabinet and resulting Portfolio Holders. The Leader also announced that the Cabinet would be supported by five Policy Advisors.
- 1.2 Over the last seven years, the number of Policy Advisors has been reduced to one, and at the Annual General Meeting held on 20 May 2026 the area was confirmed as follows:
 - ✓ Policy Advisor for Environmental Services (Operations), supporting the Portfolio Holder for Environmental Services (Operations).
- 1.3 Policy Advisors do not hold delegated responsibility but support their respective Cabinet member on development and progression of specific Gedling Plan actions as appropriate. The precise focus for the work of each

Policy Advisor is agreed by the Leader, Deputy Leader and relevant Cabinet member in discussion with the Policy Advisor.

- 1.4 The work of each Policy Advisor has been reported to the Leader on a regular basis since May 2019, and this report provides a summary of work undertaken by the remaining Policy Advisor since September 2025.
- 1.5 In general terms the work undertaken by the Policy Advisors has been agreed by the Leader, Deputy Leader and relevant Portfolio Holder as follows:

Work Applicable to all Policy Advisors

- ✓ Initially the roles involve fact finding and understanding how decisions are made in each applicable directorate/service area.
- ✓ Attending regular meetings held between the Portfolio Holder and relevant Director to discuss delivery of actions and initiatives as approved within the Gedling Plan / Legacy Plan.
- ✓ These meetings also involve discussion of operational matters that are of significance to the Portfolio Holder and Policy Advisor.
- ✓ Attending individual meetings with Assistant Directors and officers as appropriate to deliver specific actions as allocated by the Leadership.
- ✓ Feeding back updates, ideas and concerns to the Portfolio Holder and officers at the regular meetings on the work undertaken.
- ✓ Keeping up to date with business held at Cabinet, Scrutiny, Licensing and Planning meetings as appropriate.

1.6 Work undertaken by the remaining Policy Advisor

The following actions and activities have built upon the above actions and activities in furtherance of the specific projects allocated to the Policy Advisor.

Policy Advisor for Environmental Services (Operations) – Councillor Paul Wilkinson

- ✓ Regular attendance at monthly Portfolio holder meetings with officers and other ad hoc meetings to discuss progress against priorities.
- ✓ Input into these meetings to seek solutions to issues as well as praise for positive achievements.
- ✓ Attendance at APSE Recycling, Waste and Circular Economy Seminar 2026.
- ✓ Attendance at Overview & Scrutiny Committee supporting the Portfolio Holder.
- ✓ Attendance at the depot to thank staff for their hard work and contribution to Gedling's successes.
- ✓ Regular discussions with Portfolio Holder to contribute to smooth running of areas of responsibility.
- ✓ Positive feedback from Portfolio Holder for contributions and participation.

2. Proposal

- 2.1 It is proposed that Members note the summary of work, the actions and activities undertaken by the remaining Policy Advisor since the last update report to Cabinet in September 2025.

3. Alternative Options

- 3.1 An alternative option is to not update Members on the work undertaken, however this report provides an update of work undertaken by the Policy Advisor across the relevant Portfolio Holder area.

4. Financial Implications

- 4.1 Each Policy Advisor receives a Special Responsibility Allowance as approved annually by full Council as part of the Independent Remuneration Panel report. For 2026/27 the amount per Policy Advisor is £2,183.61 (pay award included). There are no other costs associated with these positions.

5. Legal Implications

- 5.1 There are no legal implications arising from this report.

6 Local Government Reorganisation (LGR)

- 6.1 The introduction of two new unitary organisations from April 2028 will bring about changes to democratic representation, and the continuance of the Policy Advisor role and Special Responsibility Allowance will be determined at that point in time.

7 Equalities Implications

- 7.1 It is the duty of all representatives of the Council to be fully aware of the equality legislation. However, equalities, diversity and inclusion rests with the Portfolio Holder for Life Changes and Vulnerability.

8 Carbon Reduction/Environmental Sustainability Implications

- 8.1 There are no carbon reduction/environmental sustainability implications arising from this report. However, carbon management and climate change rests with the Portfolio Holder for Climate Change, Parks and Environmental Health.

9. Appendices

None.

10. Background Papers

None.

11. Reasons for Recommendations

To share with Members the good work that the Policy Advisors have been undertaking since May 2019 across all portfolios, in particular the actions and activities undertaken by the remaining Policy Advisor since they were last reported to Cabinet in September 2025.

Statutory Officer Approval

Approved by: Chief Financial Officer
Date:

Approved by: Monitoring Officer
Date:



Report to Cabinet

Subject: Section 106 Affordable Housing Contributions
Date: 3 September 2026
Author: Assistant Director – Housing and Resettlement

Wards Affected:

All Wards

Purpose

To seek Cabinet approval to enter into arrangements with two Registered Provider partners to deliver urgently needed, good-quality affordable housing in the Borough using Section 106 affordable housing commuted sum contributions.

Key Decision

This is a key decision.

Recommendation(s)

THAT Cabinet:

- 1) Approves the Council entering into agreements with two Registered Providers to deliver affordable housing in the Borough using available Section 106 affordable housing commuted sum contributions.
- 2) Delegates authority to the Director of Place, in consultation with the Chief Financial Officer, to finalise and enter into all agreements required to implement the approved arrangements.

1 Background

- 1.1 Section 106 affordable housing obligations are legal agreements secured through the planning process. They require developers to provide affordable homes on site, such as social rent, affordable rent or shared ownership homes, or to make a financial contribution where on-site provision is not appropriate. These obligations help mitigate the impact of development, respond to

local housing need and ensure affordable homes remain available to eligible households over the long term.

- 1.2 Affordable housing commuted sums are financial contributions paid by developers instead of delivering affordable homes on site. They support affordable housing delivery elsewhere, particularly where on-site provision is not viable or appropriate because of site constraints, location or the existing housing mix. Contributions must be used and committed within the relevant time periods in accordance with the relevant Section 106 agreements, otherwise, the Council may need to repay the funding.
- 1.3 A report presented to Cabinet on 19 February 2026 set out two options for using Section 106 affordable housing commuted sum contributions to deliver urgently needed, good-quality affordable housing in the Borough.
- 1.4 On 19 February 2026, Cabinet approved the option for the Council to work with Registered Providers and begin a formal selection process to identify preferred partners. All Registered Providers operating in the Borough were invited to submit an expression of interest.
- 1.5 The expressions of interest have been evaluated and scored against the agreed criteria. Details are set out in Appendix 1.
- 1.6 The Council received four funding proposals from two Registered Providers. Following evaluation against the agreed criteria, two schemes have been identified as suitable for funding. Details of each proposal are set out below.

Proposal 1

A proposal has been received seeking part-funding to specifically support the delivery of six additional affordable rent homes. This forms part of a wider delivery of 60 additional affordable homes on the site. Planning permission is already in place at the site, and the provider proposes to use the commuted sums to support the delivery of affordable rent accommodation as part of the wider acquisition of 60 units. The provider has an established track record in delivering affordable housing, and the scheme aligns well with Gedling Borough Council's housing priorities by increasing affordable housing supply in a sustainable residential location with good transport links. This proposal achieved the highest score through the evaluation process.

Proposal 2

The scheme presents a positive affordable housing opportunity, providing 42 homes comprising 26 social rent and 16 shared ownership units. However, the proposal is less advanced than proposal 1. The site has no formal planning history and does not currently benefit from planning permission. Although pre-application feedback was positive and recognised the potential case for a 100% affordable housing scheme, planning remains a significant risk. There is no certainty that permission will be secured, or that it will be granted within the proposed timetable. While the scheme has clear strategic merit and would contribute positively to affordable housing supply, it is not recommended for funding at this stage due to the absence of planning permission, the lack of formal planning history and the longer delivery timeframe to May 2029. Although the funding request is comparatively modest and the tenure offer is positive, the overall assessment is materially weakened by planning uncertainty, potential programme delay and financial risks associated with later delivery.

Proposal 3

The proposal identifies a live opportunity to acquire additional affordable units from a developer. The scheme offers a clear route to converting the Council's Section 106 commuted sum funding directly into additional affordable housing supply. It represents a positive value for money proposition, provides a credible delivery route and is closely aligned with the purpose of the funding. The Registered Provider is well established, with existing housing activity in Gedling and the wider Midlands area. The proposal has the potential to deliver additional affordable homes for eligible households in housing need, while supporting the Council's nomination requirements and affordability objectives. This proposal achieved the second highest score through the evaluation process.

Proposal 4

Funding should be prioritised towards options that increase affordable housing supply and strengthen nomination opportunities for households in housing need. This proposal relates to an existing project, rather than a new opportunity to secure additional affordable homes. On this basis, it does not meet the deliverability criteria to the same extent as the other proposals received and is not recommended for funding.

2

Proposal

2.1

Following evaluation of the expressions of interest, it is proposed

that the Council enters into agreements with two experienced Registered Providers to utilise Section 106 commuted sums to deliver affordable housing within the Borough through Proposals 1 and 3 as set out in paragraph 1.6 of this report.

A total of £703,386 in commuted sum funding will be allocated to these schemes.

2.2 Of the £703,386 available, it is proposed that £414,000 is allocated to support Proposal 1.

2.3 It is proposed that the remaining £289,386 is allocated to proposal 2 to support the purchase of additional affordable housing in the Borough.

3 Alternative Options

3.1 Cabinet has previously considered the options available and agreed that partnership with Registered Providers is the only viable approach. Section 106 affordable housing contributions must be used in accordance with the relevant legal agreements. Failure to commit or spend these contributions for their specified purpose could require repayment to the developer, creating a financial risk for the Council and a missed opportunity to meet local housing need. For these reasons, taking no further action, or entering into agreements with one or both Registered Providers, is not recommended.

4 Financial Implications

4.1 On 31 March 2026, the Council held £1,954,470 in time-limited Section 106 affordable housing contributions, of which £560,567 must be committed by January 2027 and a further £142,819 must be committed by August 2027.

Therefore, by August 2027 the Council must have committed a total £703,386. The council is looking to do so by funding the proposals highlighted in this report.

5 Legal Implications

5.1 Section 106 of the Town and Country Planning Act 1990, as amended, enables local planning authorities to require developers to enter into legal agreements to mitigate the impact of development. These agreements may require on-site affordable housing or financial contributions to support off-site delivery. The Council must ensure Section 106 affordable housing contributions are used in accordance with the relevant agreement. Funds not

expended by the specified date may need to be returned to the developer.

- 5.2 A suitably drafted Legal agreement should be in place to allocate the financial sums to the Developers identified in the report.

6 Local Government Review

- 6.1 The Government has announced local government reorganisation in Nottinghamshire and Nottingham, replacing the existing councils with two new unitary authorities. In the short term, there will be no change to the Council's day-to-day services. Delivery of affordable housing through the proposed Section 106 arrangements will continue under the Council's existing responsibilities. The proposal supports the effective use of time-limited Section 106 affordable housing contributions and helps secure local housing outcomes ahead of any future structural changes to local government.

7 Equalities Implications

- 7.1 An Equality Impact Assessment is attached at Appendix 2.

8 Carbon Reduction/Environmental Sustainability Implications

- 8.1 The proposal provides an opportunity to support carbon reduction and environmental sustainability through the delivery of good-quality affordable homes. Registered Providers will be expected to demonstrate how homes delivered through the arrangement will meet relevant property, energy efficiency and regulatory standards, including consideration of energy performance and opportunities to reduce running costs for residents. This will help ensure that Section 106 contributions are used not only to increase affordable housing supply, but also to support warmer, more efficient homes and the Council's wider environmental objectives.

9 Appendices

- 9.1 Appendix 1 – Expressions of interest - Scored evaluation overview (exempt)
- 9.2 Appendix 2 - Equality Impact Assessment

10 Background Papers

- 10.1 None

11 Reasons for Recommendations

- 11.1 Cabinet previously approved seeking expressions of interest from Registered Providers to identify preferred delivery partners.
- 11.2 Section 106 affordable housing contributions are time limited and must be used for their specified purpose. Failure to commit or spend them on time may require repayment to the developer, including any applicable interest.
- 11.3 Partnership with Registered Providers will deliver additional affordable homes in the Borough and help meet current housing need.
- 11.4 The recommendation supports the Council's housing priorities by using developer contributions to increase affordable housing supply.

Statutory Officer approval

Approved by:

Date:

On behalf of the Chief Financial Officer

Approved by:

Date:

On behalf of the Monitoring Officer

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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Appendix 2: Working in partnership with relevant Registered Providers of social housing to deliver affordable housing in the Borough - Equality Impact Assessment

Working in partnership with relevant Registered Providers of social housing to deliver affordable housing in the Borough					
The main objective of working in partnership with a relevant Registered Provider of social housing.		Transferring of commuted sum funds to a Council approved registered housing provider to build or acquire accommodation with the aim of providing affordable housing in the Borough.			
What impact will working with a Registered Provider of social housing have on the following groups? Please note that you should consider both external and internal impact: - External (e.g. stakeholders, residents, local businesses etc.) - Internal (staff)					
Please use only 'Yes' where applicable		Negative	Positive	Neutral	Comments
Gender	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would benefit people of all genders.
	Internal			X	
Gender Reassignment	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would benefit of all genders
	Internal			X	

Age	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would benefit local residents of all ages.
	Internal			X	
Marriage and civil partnership	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would benefit those seeking affordable housing irrespective of their marital status.
	Internal			X	
Disability	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would
	Internal			X	
Race & Ethnicity	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would help identify, remove and mitigate barriers to suitable and affordable housing.
	Internal			X	
Sexual Orientation	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would benefit those seeking affordable housing irrespective of their sexual orientation.
	Internal			X	

Religion or Belief (or no Belief)	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would benefit those seeking affordable housing irrespective of their religion or belief.
	Internal			X	
Pregnancy & Maternity	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would benefit anyone that is pregnant or have recently had a child.
	Internal			X	
Other Groups (e.g. any other vulnerable groups, rural isolation, deprived areas, low-income staff etc.). Please state the group/s:	External		X		Working in partnership with relevant registered housing providers to deliver affordable housing in the Borough would increase the number of affordable units in the Borough which would be beneficial to everyone seeking this type of accommodation.
	Internal			X	

Is there is any evidence of a high disproportionate adverse or positive impact on any groups?		No	
Is there an opportunity to mitigate or alleviate any such impacts?		No	
Are there any gaps in information available (e.g. evidence) so that a complete assessment of different impacts is not possible?		No	

In response to the information provided above please provide a set of proposed action including any consultation that is going to be carried out:

Planned Actions	Timeframe	Success Measure	Responsible Officer

Authorisation and Review

Completing Officer	Paul Whitworth
Authorising Service Manager	Mike Avery
Date	31/07/2026
Review date (if applicable)	No review required