

CARDIFF COUNCIL  
REGISTER OF DECISIONS TAKEN BY OFFICERS ON  
SENIOR MANAGEMENT TEAM  
2022/2023 No 12

Decision No.	Decision Maker	Decision	Reasons	Consultation Undertaken	Dates			Responsibility for Implementation after date shown
					Decision Made	Publication	Deadline for call-in	
SMT/22-23/29	Paul Orders, Chief Executive	<p><b>Bus Emergency Scheme (BES3) Joint Working Agreement with Monmouthshire County Council</b></p> <p><b>AGREED:</b> that the Bus Emergency Scheme (BES3) Joint Working Agreement with Monmouthshire County Council and others (in the form set out in Appendix A to this report and with a deemed effective date of 1<sup>st</sup> August 2022) be signed by the Director of Planning, Transport and Environment.</p>	<p>1. The decision is urgent and not subject to call-in because Monmouthshire County Council are scheduled to pay the first tranche of Bus Emergency Scheme (BES3) funding to bus operators in August 2022.</p> <p>2. The signing of the Bus Emergency Scheme (BES3) Joint Working Agreement is needed to enable Monmouthshire County Council, as signatory and the Lead Authority for South East Wales, to draw down the ongoing emergency funding in</p>	<p>1. The proposal does not involve a local issue. The proposal does not require the carrying out of consultation under statute or at law or by reason of some promise or undertaking previously given by or on behalf of the Authority.</p> <p>2. There has not been Local Member consultation on the BES 3 agreement. However, any need for significant changes to the design of the bus network will involve Local Member consultation.</p>	22/08/22	23/08/22	Exempt, please see consultation section.	Paul Orders, Chief Executive

			<p>accordance with agreed priorities.</p> <p>3. To ensure that Bus Emergency Scheme (BES 3) funding is channelled to bus operators in Cardiff. There is no other legal funding mechanism available at this time to facilitate the payment of this funding to bus operators.</p>	<p>3. The BES 3 agreement, and the associated Joint Working Agreements that ensure that the interests of the constituent local authorities are protected, has involved high level discussions between Welsh Government, the Local Authorities within Wales, and the bus operators through their trade bodies - the Confederation of Passenger Transport and the Coach and Bus Operators Association Cymru.</p> <p><b><u>Call-in and Urgency</u></b></p> <p>4. The call-in procedure set out in the Council's Constitution (Scrutiny Procedure rules) shall not apply where the decision being taken is urgent. A decision will be urgent if either the Chief Executive, the Monitoring Officer or the S151 Officer certifies that any</p>				
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				<p>b) the public interest; i.e. with possible major disruption to public transport provision.</p> <p>6. The s151 Officer is content that this decision is urgent and appropriate that a request to disapply call on the matter is taken.</p> <p>7. The Chair of Environmental Scrutiny Committee has been consulted and agrees the matter is urgent.</p> <p>8. This decision will be reported for information to the next available meeting of the Council.</p> <p><b>CONSULTATION EXERCISE AND OUTCOME</b></p> <p>9. The high-level discussions between the Welsh Government, Local Authorities within Wales, and the bus</p>				
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				<p>operators through their trade bodies - the Confederation of Passenger Transport and the Coach and Bus Operators Association Cymru have resulted in the BES 3 Agreement being finalised. It has been signed by Monmouthshire (as Regional Lead Authority) and most of the bus operators in South East Wales including Cardiff Bus. The Welsh Government is in the process of arranging to sign it. Although Transport for Wales are not a signatory, they can exercise rights which are expressed as theirs within the BES 3 Agreement through obligations on the Welsh Government.</p>				
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Prepared by Cabinet Support Office: 23/08/22  
Submitted for signature: 23/08/22

**Approved for Publication:**

Chris Lee

**Corporate Director Resources / Section 151 Officer**

**Date:** 23 August 2022