

**Notice to all Members of the Joint Transport Committee Overview and Scrutiny Committee of a general exception to the publication of the intention to make a key decision**

- DATE:** 15 January 2019
- TO:** All members of the Joint Transport Committee Overview and Scrutiny Committee, in the absence of the appointment of a Chair
- COPIES TO:** Cllr Martin Gannon, Chair of the North East Joint Transport Committee  
Cllr Nick Forbes, Deputy Chair of the North East Joint Transport Committee
- SUBJECT:** The following matters of General Exception are noted:
- i. Approve the changes in tolls for the Tyne Tunnel as follows:
    - a) Approve the increase in tolls for Class 2 vehicles from £1.70 to £1.80 to take effect from April 2019;
    - b) Approve the increase in tolls for Class 3 vehicles from £3.40 to £3.60 to take effect from April 2019;
    - c) Approve the continuation of the 10% discount for permit holders; and
    - d) Authorise the Monitoring Officer to publish the relevant notices and submit the necessary documentation to the Secretary of State, as prescribed in the River Tyne (Tunnels) Order 2011.
- NOTICE BY:** Peter Judge, Monitoring Officer

**Executive Summary:**

This notice informs the NE JTC Overview and Scrutiny Committee (in the absence of the appointment of a Chair) under Paragraph 12 of the Combined Authorities (Overview and Scrutiny Committees, Access to Information and Audit Committees) Order 2017 that it is impracticable to include the above item on the NECA Forward Plan for a period of 28 clear days before the decision is made.

In accordance with Paragraph 12 (1)(b) of the Combined Authorities (Overview and Scrutiny Committees, Access to Information and Audit Committees) Order 2017 a copy of this notice will be published on the North East Combined Authority website and North East Joint Transport Committee webpage.

In accordance with sections 30 - 34 of the North East Joint Transport Committee Rules of Procedure set out in Part 7.1 of the North East Joint Transport Committee Standing

Orders (adopted December 2018), this notice ensures that at least 5 clear days have elapsed between the agenda for the meeting, which includes the matter, being made available and the day of the meeting.

## **1. Background**

- 1.1 Where a decision maker intends to make a key decision, that decision must not be made until at least 28 clear days public notice has been given.
- 1.2 Where the publication of the intention to make a key decision is impracticable, that decision may only be made where the Chair of the Overview and Scrutiny Committee has been informed of the matter about which the decision is to be made, notice to the Chair has been made available for public inspection at the Authority's offices and published on the Authority's website, and after 5 clear days have elapsed following the day on which notice to the Chair was made publicly available.
- 1.3 This notice is to inform the North East JTC Overview and Scrutiny Committee (in the absence of the appointment of a Chair) that it has been impracticable to give 28 clear days public notice of the item set out below for the reasons set out below and that it is intended that the key decision will be made on the date specified below.
- 1.4 Notice is also given to the public that the reasons why compliance with the requirements for publicity in connection with key decisions are impracticable are set out below.

## **2. Notice Details**

### **2.1 Date of Decision required**

31 January 2019

### **2.2 Matter in respect to which decision is to be made**

#### **i. Approval of changes to the tolls for the Tyne Tunnels to take effect in April 2019.**

This report will invite the Joint Transport Committee, Tyne and Wear Sub-Committee (TWSC) to approve changes to the tolls for the Tyne Tunnels with effect from April 2019.

The proposal is to increase the tolls from £1.70 to £1.80 for Class 2 vehicles and from £3.40 to £3.60 for Class 3 vehicles. The proposed changes are scheduled to be implemented in April 2019, allowing the necessary process to be followed with the Secretary of State, in line with the Order. These approvals maintain the 2:1 ratio between the Class 2 and Class 3 tolls.

In addition, the report will seek approval of the continuation of the 10% discount for permit holders.

### **2.3 Description**

**i. Approval of changes to the tolls for the Tyne Tunnels to take effect in April 2019.**

This report invites the Joint Transport Committee, Tyne and Wear Sub-Committee to approve the changes to the Tyne Tunnels tolls with effect from April 2019.

**2.4 Decision Maker**

Joint Transport Committee, Tyne and Wear Sub-Committee.

**2.5 Thematic Area**

Transport

**2.6 Consultation Process**

Members of the Committee and Statutory Officers have been consulted with in regards to both items.

**2.7 Background Documents**

None.

**2.8 Reasons why impracticable to give 28 days clear notice**

The decision must be taken as soon as possible to ensure that the necessary process is carried out to submit the required documentation to the Secretary of State as prescribed in the River Tyne (Tunnels) Order 2011. This will allow the proposed changes to take effect in April 2019.

The Forward Plan for Joint Transport Committee, Tyne and Wear Sub-Committee includes a standing item entitled 'Tyne Tunnels Update'. Unfortunately this item has not been updated in sufficient time to include these approvals.

The NECA Head of Paid Service have examined the background and context of this decision and concur that it is impracticable for this decision to be placed on the Forward Plan 28 days before it is made.

Head of Paid Service: [REDACTED]

Monitoring Officer: [REDACTED]