

## ENVIRONMENT COMMITTEE

Tuesday 14 October 2025 at 7.30 pm

Place: Council Chamber, Epsom Town Hall

Online access to this meeting is available on YouTube: [Link to online broadcast](#)

The members listed below are summoned to attend the Environment Committee meeting, on the day and at the time and place stated, to consider the business set out in this agenda.

Councillor Liz Frost (Chair)  
Councillor Alan Williamson (Vice-Chair)  
Councillor Arthur Abdulin  
Councillor Steve Bridger

Councillor Christine Cleveland  
Councillor Julian Freeman  
Councillor Graham Jones  
Councillor Julie Morris

Yours sincerely



Chief Executive

For further information, please contact [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk) or tel: 01372 732000

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- You should proceed calmly; do not run and do not use the lifts;
- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building, but move to the assembly point at Dullshot Green and await further instructions; and
- Do not re-enter the building until told that it is safe to do so.

## Public information

**Please note that this meeting will be held at the Town Hall, Epsom and will be available to observe live using free YouTube software.**

A link to the online address for this meeting is provided on the first page of this agenda. A limited number of seats will be available on a first-come first-served basis in the public gallery at the Town Hall. If you wish to observe the meeting from the public gallery, please arrive at the Town Hall reception before the start of the meeting. A member of staff will show you to the seating area. For further information please contact Democratic Services, email: [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk), telephone: 01372 732000.

Information about the terms of reference and membership of this Committee are available on the [Council's website](#). The website also provides copies of agendas, reports and minutes.

Agendas, reports and minutes for this Committee are also available on the free Modern.Gov app for iPad, Android and Windows devices. For further information on how to access information regarding this Committee, please email us at [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk).

## Exclusion of the Press and the Public

There are no matters scheduled to be discussed at this meeting that would appear to disclose confidential or exempt information under the provisions Schedule 12A of the Local Government Act 1972 (as amended). Should any such matters arise during the course of discussion of the below items or should the Chair agree to discuss any other such matters on the grounds of urgency, the Committee may wish to resolve to exclude the press and public by virtue of the private nature of the business to be transacted.

## Questions and statements from the Public

Up to 30 minutes will be set aside for questions and statements from members of the public at meetings of this Committee. Any member of the public who lives, works, attends an educational establishment or owns or leases land in the Borough may ask a question or make a statement on matters within the Terms of Reference of the Committee.

All questions must consist of one question only and cannot consist of multiple parts. Questions and statements cannot relate to planning or licensing committees matters, the personal affairs of an individual, or a matter which is exempt from disclosure or confidential under the Local Government Act 1972. Questions which in the view of the Chair are defamatory, offensive, vexatious or frivolous will not be accepted. Each question or statement will be limited to 3 minutes in length.

If you wish to ask a question or make a statement at a meeting of this Committee, please contact Democratic Services at: [democraticservices@epsom-ewell.gov.uk](mailto:democraticservices@epsom-ewell.gov.uk)

Questions must be received in writing by Democratic Services by noon on the fifth working day before the day of the meeting. For this meeting this is **Noon, Thursday 9<sup>th</sup> October**.

A written copy of statements must be received by Democratic Services by noon on the working day before the day of the meeting. For this meeting this is **Noon, Monday 13<sup>th</sup> October**.

For more information on public speaking protocol at Committees, please see [Annex 4.2](#) of the Epsom & Ewell Borough Council Operating Framework.

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## **AGENDA**

### **1. QUESTIONS AND STATEMENTS FROM THE PUBLIC**

To take any questions or statements from members of the Public.

### **2. DECLARATIONS OF INTEREST**

To receive declarations of any Disclosable Pecuniary Interests or other registrable or non-registrable interests from Members in respect of any item to be considered at the meeting.

### **3. MINUTES OF THE PREVIOUS MEETING (Pages 5 - 10)**

The Committee is asked to confirm as a true record the Minutes of the Meeting of the Committee held on 24 June 2025 (attached) and to authorise the Chair to sign them.

### **4. AIR QUALITY MANAGEMENT - EWELL HIGH STREET (Pages 11 - 28)**

A report highlighting improvements in air quality within the Ewell High Street Air Quality Management Area (AQMA) and consequentially recommending revocation of the AQMA designation.

### **5. THE LITTERING FROM VEHICLES OUTSIDE LONDON (KEEPERS: CIVIL PENALTIES) REGULATIONS 2018 (Pages 29 - 34)**

To seek authority to issue a penalty notice under regulation 4 of The Littering From Vehicles Outside London (Keepers: Civil Penalties) Regulations 2018 generally and specifically in one particular instance.

### **6. 2026/27 BUDGET TARGETS (Pages 35 - 38)**

This report informs the Committee of the Council's revenue budget targets presented to the Strategy & Resources Committee in July. The report seeks guidance on the preparation of the Committee's service estimates for 2026/27.

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**Minutes of the Meeting of the ENVIRONMENT COMMITTEE held at the Council Chamber, Epsom Town Hall on 24 June 2025**

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**PRESENT -**

Councillor Liz Frost (Chair); Councillor Alan Williamson (Vice-Chair); Councillors Arthur Abdulin, Steve Bridger, Christine Cleveland, Julian Freeman, Julie Morris and Kim Spickett (as nominated substitute for Councillor Graham Jones)

Absent: Councillor Graham Jones

Officers present: Justin Turvey (Head of Place Development), Jon Sharpe (Interim Assistant Head of Service and Transport & Waste Services Manager), Richard Chevalier (Parking Manager), Sarah Clift (Senior Countryside Officer) (Items 1-7 only), Sue Emmons (Chief Accountant), Vanessa Newton (Senior Accountant) and Dan Clackson (Democratic Services Officer)

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**1 QUESTIONS AND STATEMENTS FROM THE PUBLIC**

No questions or statements from members of the public were received.

**2 MINUTES OF THE PREVIOUS MEETING**

The Committee confirmed as a true record the Minutes of the Meeting of the Committee held on 17 March 2025 and authorised the Chair to sign them.

**3 DECLARATIONS OF INTEREST**

**Allotment Working Group**

Councillor Christine Cleveland, Other Interest: In the interest of openness and transparency, Councillor Christine Cleveland declared that she was an allotment holder in the Borough. She stated that it was a non-prejudicial interest.

Councillor Julie Morris, Other Interest: In the interest of openness and transparency, Councillor Julie Morris declared that she was an allotment holder in the Borough. She stated that it was a non-prejudicial interest.

**Five year review and update to Epsom & Ewell's Biodiversity Action Plan 2020-30**

Councillor Kim Spickett, Other Interest: In the interest of openness and transparency, Councillor Kim Spickett declared that she was a member of some of the conservation organisations mentioned within the report.

#### 4 ENVIRONMENT AND SUSTAINABILITY WORKING GROUP

The Committee received a report recommending the continuation of a councillor Working Group for 2025/26 to oversee the implementation of the Council's Climate Change Action Plan, and proposing terms of reference for the group for approval.

The Committee considered the following matters:

- a) **Consideration for CWG.** It was suggested that in future the Constitution Working Group could explore the possibility of substitution for Members on the Environment and Sustainability Working Group, along with other working groups.

Following consideration, the Committee unanimously resolved to:

- (1) **Agree the continuation of the Environment and Sustainability Working Group.**

Resolved (7 for, 1 against) to:

- (2) **Approve the terms of reference for the Working Group as set out in Appendix 1 of the report.**

Unanimously resolved to:

- (3) **Agree to appoint members to the working group as set out at section 3.1 of the report.**
- (4) **To authorise the Vice Chair of the Environment Committee (Chair of ESWG) and in their absence the Chair of the Environment Committee to invite, councillors, stakeholders and officers to the Environment and Sustainability Working Group as required.**

#### 5 ALLOTMENT WORKING GROUP

The Committee received a report seeking agreement to the continuation of the Allotment Working Group for 2025/26 and proposing agreement of the draft Terms of Reference.

The Committee considered the following matters:

- a) **Allotment Management.** A Member expressed their view that the management of Council managed allotments had seen great success under the Allotment Working Group.

Following consideration, the Committee unanimously resolved to:

- (1) Approve the continuation of the Allotment Working Group**

Resolved (7 for, 1 against) to:

- (2) Approve the Terms of Reference for the Allotment Working Group as set out in Appendix 1 to the report.**

Unanimously resolved to:

- (3) Agree to appoint members to the working group as set out at section 3.1 of the report.**
- (4) To authorise the Vice Chair of the Environment Committee (Chair of AWG) and in their absence the Chair of the Environment Committee to invite, councillors, stakeholders and officers to the Allotment Working Group as required.**

## 6 CAR PARK WORKING GROUP

The Committee received a report seeking agreement on continuation of the car park working group for 2025/26 and seeking agreement on the terms of reference for the group.

The Committee considered the following matters:

- a) **Car Park Strategy.** In response to a concern from a Member, the Chair and the Parking Manager explained that a Car Park Strategy report was in development and intended to be brought to a future meeting of the Committee.

Following consideration, the Committee unanimously resolved to:

- (1) Agree to the continuation of a Car Parking Working Group**

Resolved (7 for, 1 against) to:

- (2) Approve the Terms of Reference for the Car Park Working Group as set out in Appendix 1**

Unanimously resolved to:

- (3) Agree to appoint members to the working group as set out at section 4.1 below.**
- (4) To authorise the Chair of the Environment Committee (Chair of CPWG) and in their absence the Vice Chair of the Environment Committee to invite councillors, stakeholders and officers to the car park working group as required.**

## 7 FIVE YEAR REVIEW AND UPDATE TO EPSOM & EWELL'S BIODIVERSITY ACTION PLAN 2020-30

The Committee received a report seeking to update the Borough's current Biodiversity Action Plan following the Environment Act 2021 bringing in changes affecting the management of Biodiversity in Epsom & Ewell.

The Committee considered the following matters:

- a) **Local Nature Reserves Management Plans.** In response to a question from a Member, the Senior Countryside Officer explained that the 100-year management plans for the Epsom Common, Hogsmill, and Horton Country Park Local Nature Reserves were not directly affected by the changes to legislation, and stated that said changes to legislation and the resulting updates to the Biodiversity Action Plan would go towards further supporting the work of managing those sites.
- b) **Importance of Biodiversity.** Members considered the importance of biodiversity and the quality-of-life and social benefits that open and biodiverse spaces within the Borough provide for residents.
- c) **Monitoring Biodiversity Net Gain ('BNG').** In response to a question from a Member, the Head of Place Development stated that, since its introduction, fewer developments within the Borough than expected had been subject to BNG, with many being exempt. He explained that the Government provide grant funding to assist Councils in monitoring and enforcing BNG, and that clauses are included within legal agreements for larger developments to ensure BNG compliance.

Following consideration, the Committee unanimously resolved to:

- (1) **Consider and note the progress made to date in respect of the Council's Biodiversity Action Plan 2020-30.**
- (2) **Approve the Biodiversity Action Plan 2020-30 (2025 update), as attached at appendix 1 to the report.**
- (3) **Approve delegated authority for the Director of Environment, Housing and Regeneration, in consultation with the Chair of the Environment committee, to make factual updates to the Action Plan 2020-2030 as a result of legislative changes.**

## 8 ELECTRIC VEHICLES

The Committee received a report reviewing the financial and other implications of acquiring electric vehicles (EVs) to replace a portion of the Council's vehicle fleet starting mid-2027.

In accordance with Appendix 5, CPR 3.7 of the Epsom & Ewell Borough Council Constitution, and section 100B(4)(b) of the Local Government Act 1972, the



Chair was of the opinion that this item required consideration at the meeting as a matter of urgency, by reason of special circumstances, as follows – she stated that, should the Environment Committee decide that a portion of the Council's fleet should be replaced with EVs where possible, then funding would need to be identified by S&R at its July meeting, owing to the need to start the lengthy process for the acquisition of the EVs as soon as possible.

The Committee considered the following matters:

- a) **Driving Licence Considerations.** The Interim Assistant Head of Service and Transport & Waste Services Manager explained that many electric vehicles are substantially heavier than their non-electric counterparts, requiring an HGV licence to be driven where their non-electric counterpart require only a car licence. It was acknowledged that many of the Council's vehicle operators currently held car licences and would require training in order to qualify for HGV operation.
- b) **Renting vs Leasing.** A Member enquired as to why the Council's vehicles are leased rather than rented. The Interim Assistant Head of Service and Transport & Waste Services Manager stated that renting vehicles is substantially more expensive than leasing and comes with significant additional complexities in respect of vehicle maintenance.
- c) **Financial Considerations.** It was considered that significant charging infrastructure would be required in order to successfully accommodate EVs within the Council's fleet. It was noted that hybrid vehicles would not require the same infrastructure to support them as they would not require charging points in order to operated. The Chief Accountant explained that replacing the Council's fleet on a like-for-like basis was factored into the setting of the budget. She stated that, should the Committee support the introduction of EVs and the necessary charging points, the funding would come from capital investment. She stated that finding the funding for the capital investment for the EVs, or for any additional costs above and beyond replacing the fleet like-for-like, would require further exploration. The Interim Assistant Head of Service and Transport & Waste Services Manager stated that, in terms of revenue costs, leasing EVs would be more expensive than non-electric vehicles, but the higher cost would be partially mitigated by the reduction in fuel expenses.
- d) **Carbon Neutral 2035 Target.** Members considered that, should the Committee opt in favour of replacing a portion of the Council's fleet with hybrid engine-vehicles, as opposed to EVs, the decision would not have an adverse effect on the Councils trajectory towards reaching its carbon neutral target for the year 2035.

Following consideration, the Committee resolved (7 Members voting in favour of recommendation (1)a), and 1 Member voting in favour of recommendation (1)b)):

**(1) That in the context of the issues and timings outlined in the report, the Council should:**

**a) Replace all of its transport fleet vehicles with diesel-engined or, where available, hybrid-engined vehicles.**

*The meeting began at 7.30 pm and ended at 8.47 pm*

COUNCILLOR LIZ FROST (CHAIR)

## **AIR QUALITY MANAGEMENT - EWELL HIGH STREET**

<b>Head of Service:</b>	Rod Brown, Head of Housing & Community
<b>Report Author</b>	Oliver Nelson
<b>Wards affected:</b>	Ewell Village Ward;
<b>Urgent Decision?(yes/no)</b>	No
<b>If yes, reason urgent decision required:</b>	
<b>Appendices (attached):</b>	Appendix 1 – Technical basis for revocation Appendix 2 – Original Air Quality Management Area Order

### **Summary**

A report highlighting improvements in air quality within the Ewell High Street Air Quality Management Area (AQMA) and consequentially recommending revocation of the AQMA designation.

### **Recommendation (s)**

#### **The Committee is asked to:**

- (1) Nominate and authorise the Public Protection Manager to take steps to revoke the Ewell High Street Air Quality Management Area.**
- (2) To note the 2025 Air Quality Annual status report has been approved by DEFRA and that it is now hosted on the Council's website.**

### **1 Reason for Recommendation**

- 1.1 Measured levels of Nitrogen Dioxide (NO<sub>2</sub>) within the Ewell High Street Air Quality Management Area have shown a sustained and significant improvement allowing the Council to revoke the Air Quality Management Area (AQMA).

- 1.2 The requirement for the Council to continue to resource this area is expressed both in law and via statutory guidance requiring local authorities to summarise their work in the form of Annual Status Reports. These reports are required to be submitted to DEFRA at the end of July each year and subject to technical evaluation. In 2025 the Epsom & Ewell Borough Council Annual Status Report, having been approved by DEFRA, appears on the [Council's website](#) alongside previous years' reports.

## 2 Background

- 2.1 At its meeting of 7 June 2007, the Council's previous Social Committee heard that a section of Ewell High Street exceeded the national objective for NO<sub>2</sub> and consequently designated an Air Quality Management Area in that locality.
- 2.2 The Environment Act 1995 imposes a continuing obligation on local authorities to review and assess the current and likely future air quality in their areas against nationally determined air quality objectives. Local authorities are required to issue an Order for any area where air quality objectives are not being met, designating it an AQMA.
- 2.3 Nitrogen oxides are formed during high temperature combustion processes from the oxidation of nitrogen in the air or fuel. The principal source of nitrogen oxides, nitric oxide (NO) and nitrogen dioxide (NO<sub>2</sub>) collectively known as NO<sub>x</sub>, in Epsom & Ewell, is road traffic.
- 2.4 NO<sub>2</sub> has a variety of environmental and health impacts. It is a respiratory irritant, may aggravate asthma and increases susceptibility to infections. In the presence of sunlight, it reacts with volatile organic compounds to produce photochemical pollutants such as ground level ozone which in itself is a pollutant and can harm lung function at high concentrations, as well as being detrimental to vegetation and a potent greenhouse gas.
- 2.5 Following the declaration, the Council consulted on, and in partnership with the Highways Authority, delivered a set of actions contained within an Air Quality Action Plan including:
  - 2.5.1 The disapplication of certain marked roadside parking bays during peak times.
  - 2.5.2 Limited widening of the carriageway outside 76 to 62 Ewell High Street
  - 2.5.3 Re-engineering of the junction between the High Street and Cheam Road (B2200).
- 2.6 The full set of actions appears in the many Air Quality Annual Status Reports located on the Council's website.

The combination of these measures plus other regional and national factors have been successful in reducing the concentration of NO<sub>2</sub> to below the national objective.

Appendix 1 to this report contains the technical basis for the proposed revocation and this has been approved by the Department of Environment, Food and Rural Affairs (DEFRA).

- 2.7 Legislation and statutory guidance indicates that it is not appropriate for AQMAs to be maintained with no good reason. It is therefore recommended that the Order be revoked.

### 3 Risk Assessment

Legal or other duties

#### 3.1 Equality Impact Assessment

- 3.1.1 No positive or negative impacts are expected as a result of this decision.

#### 3.2 Crime & Disorder

- 3.2.1 None identified

#### 3.3 Safeguarding

- 3.3.1 None identified

#### 3.4 Dependencies

- 3.4.1 None identified

### 4 Financial Implications

- 4.1 There are no additional implications arising from this report.
- 4.2 **Section 151 Officer's comments:** None for the purposes of this report.

### 5 Legal Implications

- 5.1 The operation of part 4 of the Environment Act 1995 (the Act), collectively known as Local Air Quality Management (LAQM), is a statutory duty of local authorities. These duties involve the regular review of air quality within a council area and determining whether the air quality objectives are being met and if they are not, to work towards improvements.
- 5.2 Section 83(2)(b) of the Act states an AQMA should be revoked where an air quality review shows compliance and that compliance is expected to be maintained.

- 5.3 **Legal Officer's comments:** None other than as set out in the above report

## 6 Policies, Plans & Partnerships

- 6.1 **Council's Key Priorities:** The following Key Priorities are engaged:

- Safe and well
- Green and vibrant

- 6.2 **Service Plans:** The matter is not included within the current Service Delivery Plan.

- 6.3 **Climate & Environmental Impact of recommendations:** Supports delivery of action 35 in the Climate Change Action Plan 2025-2029: Continue to publish DEFRA Air Quality Status Report and seek to revoke Ewell High Street Air Quality Management Area at earliest opportunity.

- 6.4 **Sustainability Policy & Community Safety Implications:** None identified

- 6.5 **Partnerships:** LAQM places obligations on partner agencies, in this case most importantly the Local Highways Authority and National Highways. Surrey County Council in their role as Local Highways Authority contributed to the original action plan and cooperated with deploying highways measures which contributed to the improvements.

- 6.6 **Local Government Reorganisation Implications:** None

## 7 Background papers

- 7.1 The documents referred to in compiling this report are as follows:

### Previous reports:

- Epsom & Ewell Borough Council Social Committee minutes – 7 June 2007.
- Epsom & Ewell Borough Council Social Committee minutes – 4 November 2010.
- Epsom & Ewell Borough Council Social Committee minutes – 26 March 2015.

### Other papers:

- DEFRA (2022), Local Air Quality Management Technical Guidance TG.22 (<https://lagm.defra.gov.uk/wp-content/uploads/2022/08/LAQM-TG22-August-22-v1.0.pdf>) [accessed 10 July 2025]

- DEFRA (2025), Local Air Quality Management Policy Guidance PG.22 (<https://laqm.defra.gov.uk/wp-content/uploads/2025/05/LAQM-Policy-Guidance-2022-revised2025.pdf>) [accessed 10 July 2025]
- Epsom & Ewell Borough Council (2025), Air Quality Annual Status Report 2025 ([www.epsom-ewell.gov.uk/residents/environmental-services/air-quality](http://www.epsom-ewell.gov.uk/residents/environmental-services/air-quality)) [accessed 19 September 2025]

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## Appendix 1 – Technical basis for the revocation of the Ewell High Street Air Quality Management Area

### Background

Part IV of the Environment Act 1995 (as amended by the Environment Act 2021) is included in legislation requiring Local Authorities to monitor and tackle air pollution. Local Air Quality Management (LAQM) Technical Guidance 2022 & LAQM Policy Guidance 22 (TG22 & PG22) provide guidance as to how Local Authorities should comply.

Section 3.57 of TG22 states:

***“The revocation of an AQMA should be considered following three consecutive years of compliance with the relevant objective as evidenced through monitoring.***

***Where NO<sub>2</sub> monitoring is completed using diffusion tubes, to account for the inherent uncertainty associated with the monitoring method, it is recommended that revocation of an AQMA should be considered following three consecutive years of annual mean NO<sub>2</sub> concentrations being lower than 36µg/m<sup>3</sup> (i.e. within 10% of the annual mean NO<sub>2</sub> objective). There should not be any declared AQMAs for which compliance with the relevant objective has been achieved for a consecutive five-year period.”***

Air quality monitoring data for the Ewell High Street AQMA demonstrates that for the past four years the annual mean of NO<sub>2</sub> in the area of Ewell village meets relevant national air quality objectives and three of these years have been non COVID-19 affected. Consequently, a review of air quality was conducted.

### Results

Air Quality has been monitored using NO<sub>2</sub> diffusion tubes within the Ewell High Street AQMA for many years. Results show the annual mean has consistently followed a downward trend and since 2021 have been below the national air quality objective of 40µg/m<sup>3</sup>, and, additionally has shown annually averaged results below 38µg/m<sup>3</sup> - the figure DEFRA advocate in their guidance to take into account uncertainty in the monitoring methodology. The table and figure detail the annual NO<sub>2</sub> means for the past five years recorded within the Ewell High Street AQMA.

**Table 1 - Summary of recorded concentrations - Ewell High Street AQMA**

Diffusion Tube ID	NO <sub>2</sub> Diffusion Tube location description	2024 Annual Mean (µg/m <sup>3</sup> )	2023 Annual Mean (µg/m <sup>3</sup> )	2022 Annual Mean (µg/m <sup>3</sup> )	2021 Annual Mean (µg/m <sup>3</sup> )	2020 Annual Mean (µg/m <sup>3</sup> )
EE10	High Street Ewell	26.1	26.5	34.9	32.3	44.0
EE16	Church Street / High Street Junction	16.7	17.9	23.8	22.6	22.4
EE17	40A High Street Ewell	18.2	20.7	25.7	26.3	29.1
EE50	Major Plaice Ewel High Street	21.1	25.3	32.1	31.1	33.6

- Annualisation has been conducted where data capture <75% and >25% in line with LAQM TG22.
- Diffusion tubes data has been bias adjusted
- Reported concentrations are those at the location of the monitoring site (bias adjusted and annualised, as required) i.e. prior to any fall off with distance correction.

In terms of the statistical significance of the decline, the Council has calculated the coefficient of determination ( $r^2$ ) of each of the monitoring sites within the AQMA based on the available annual mean data. Also presented in this table is the peak measured annual value compared to the 2024 recorded measurement and the percentage of that change.

**Table 2 - Analysis of NO<sub>2</sub> reduction**

Diffusion Tube ID	$r^2$	Peak	2024	Percent reduction from peak
EE10	0.5626	67.9	26.1	61.6
EE16	0.6702	39.5	16.7	57.7
EE17	0.7115	47.8	18.2	61.9
EE50	0.846	36.4	21.1	42.0
Average	0.69758	47.9	20.5	55.8

These results confirm the strong association between the passage of time and the reduction of measured NO<sub>2</sub> as well as the significance of the reduction taken as a comparison between the measured peak and 2024 values.

NO<sub>2</sub> pollution in Epsom and Ewell is primarily linked to vehicle emissions. The sustained improvements in air quality within this area is mainly due to:

- Successful delivery of the Council's air quality action plan
- Improvements in the private vehicle fleet
- Improved public transport vehicle emissions
- Increase of electrical and hybrid vehicles
- Expansion of the London Ultra Low Emissions Zone (ULEZ)

As a policy of the Mayor of London, the ULEZ does not extend to the Epsom & Ewell Borough. However there are regional affects extending outside of Greater London driving improvements in the fleet more generally.

## **Conclusion**

Section 83(2)(b) of the Environment Act 1995 states an AQMA should be revoked where an air quality review shows compliance and that this is expected to be maintained.

A review has taken place and the Council now concludes:

- The data recognises a sustained long-term improvement in NO<sub>2</sub> levels within the AQMA.
- The air quality standards have been achieved within the designated area for three non COVID-19 affected years.
- The air quality standards are likely to continue to be achieved within the designated area.

Accordingly, Officers will recommend the Council revoke the Epsom & Ewell Borough Council Ewell High Street Air Quality Management Area Order dated 9 July 2007.

## **Trend Graphs**

In the graphs which follow, the national objective is marked with a solid horizontal line.

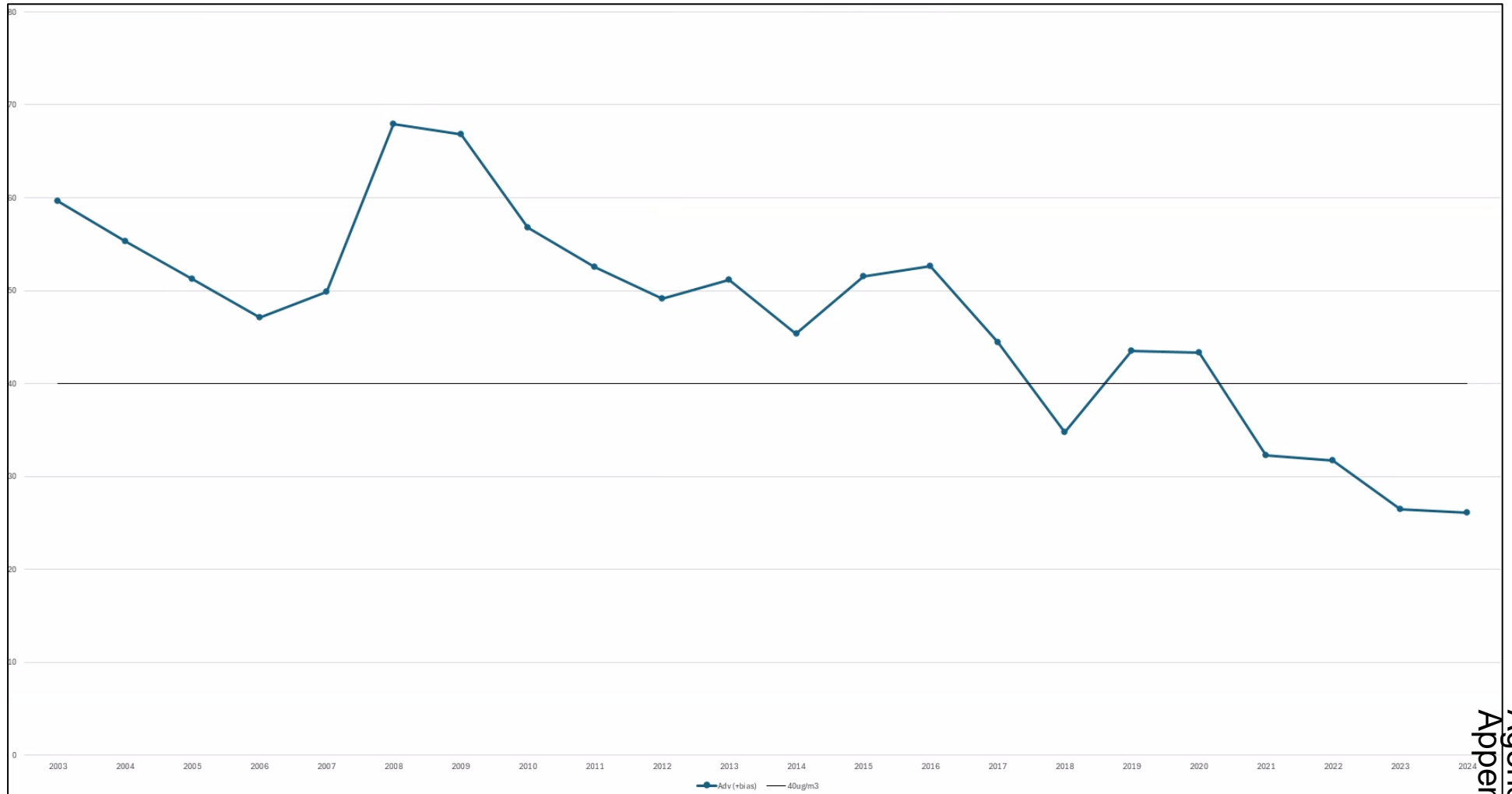


Figure 1 - EE10 annual average (with bias adjustment) 2003 to 2024

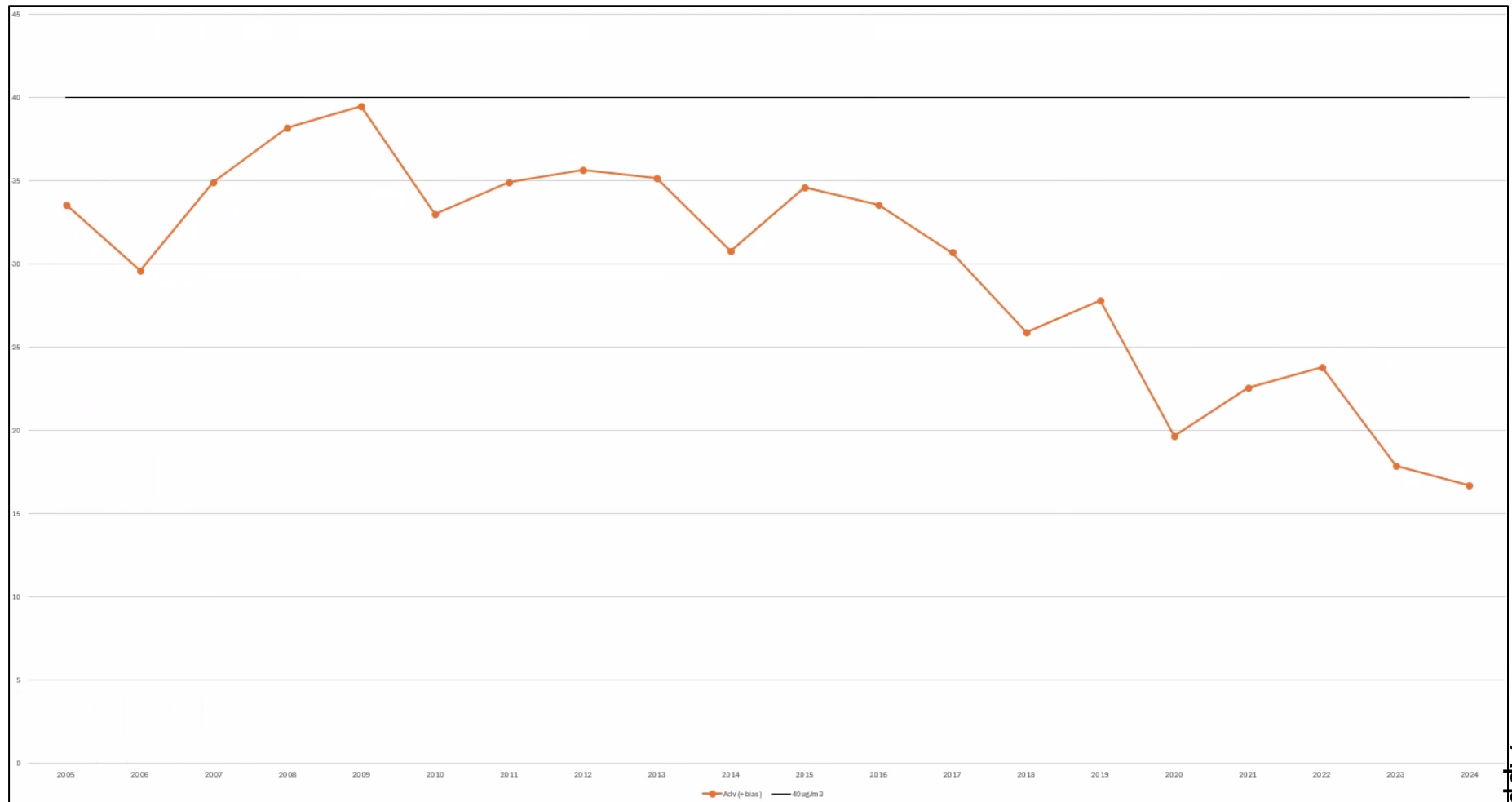


Figure 2 - EE16 annual average (with bias adjustment) 2005 to 2024

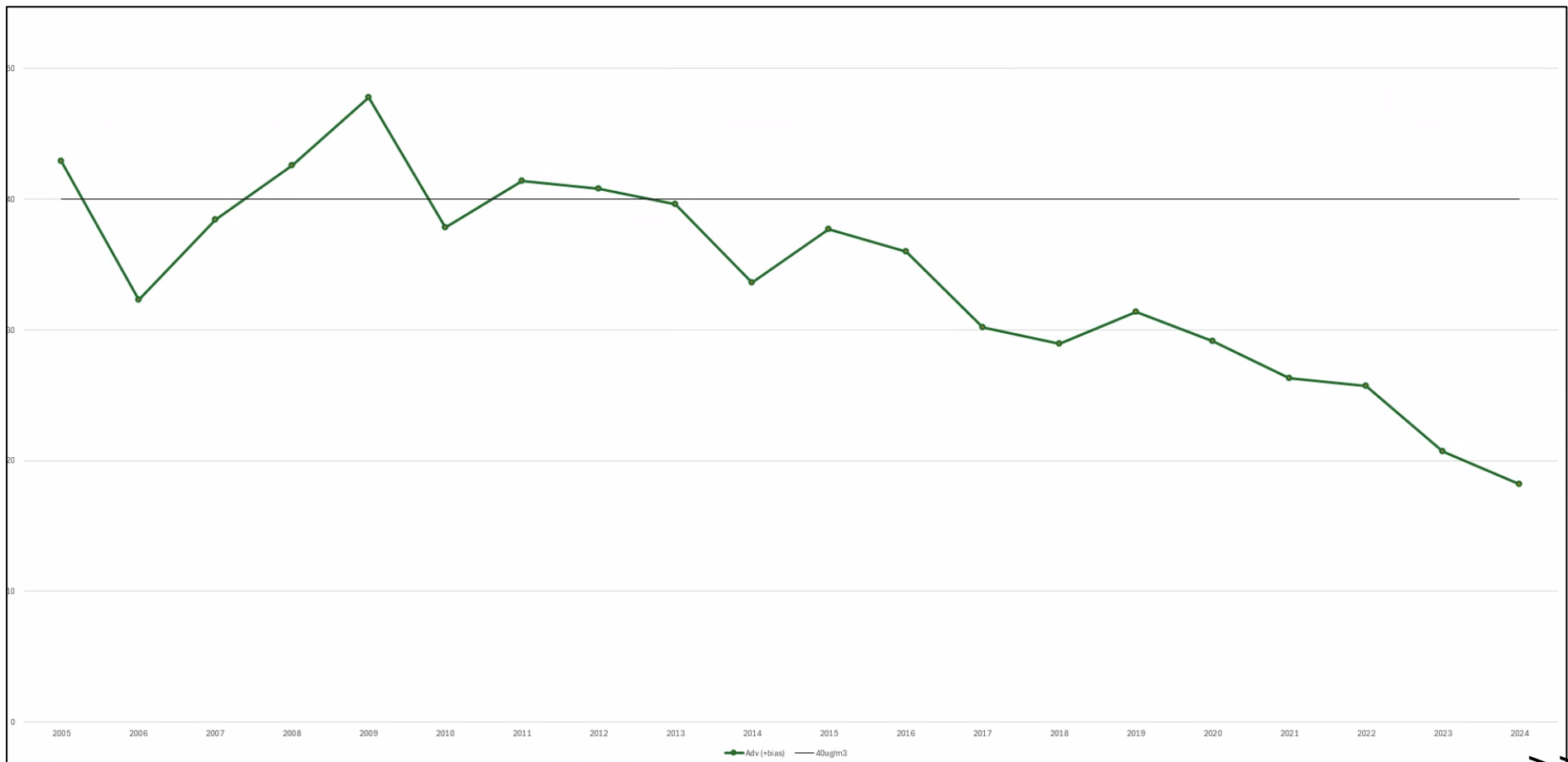


Figure 3 - EE17 annual average (with bias adjustment) 2005 – 2024

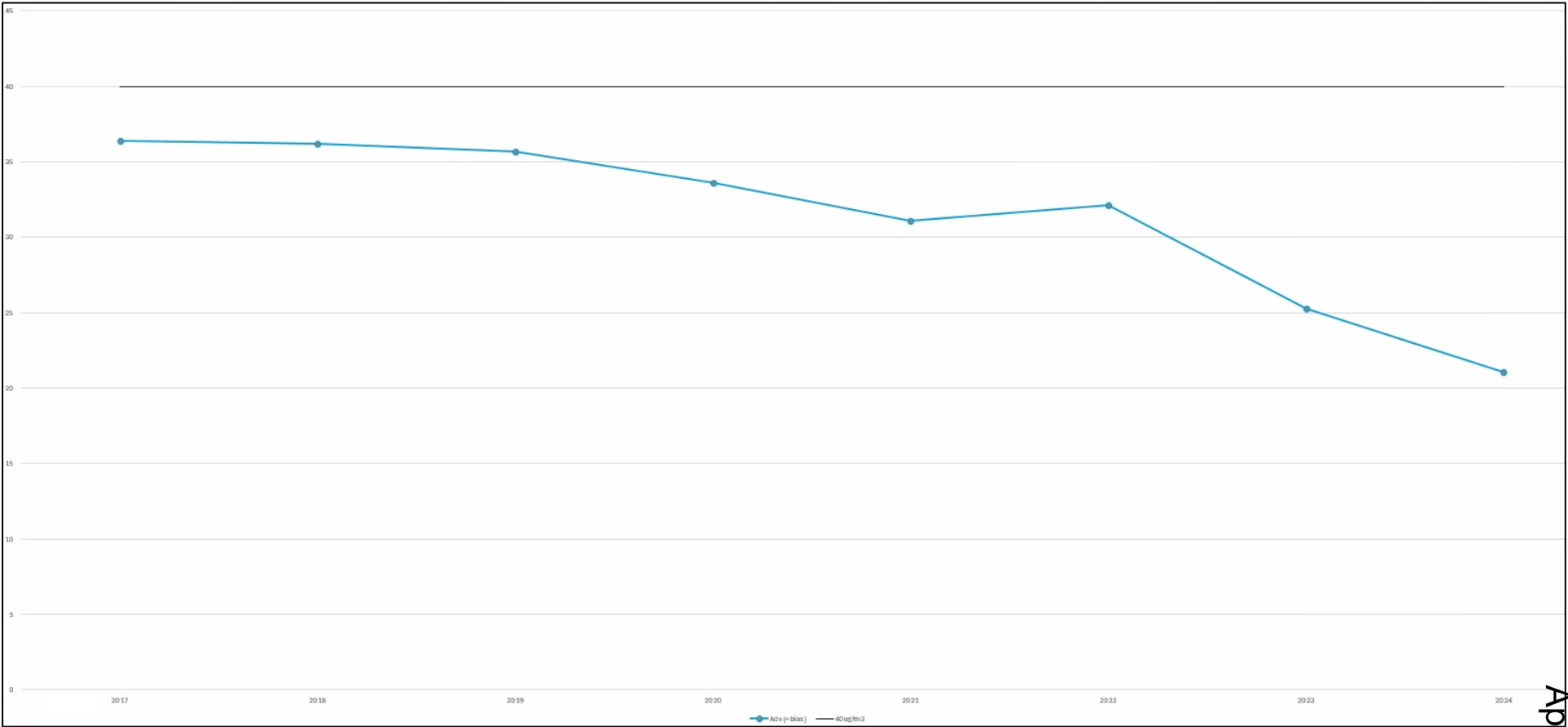
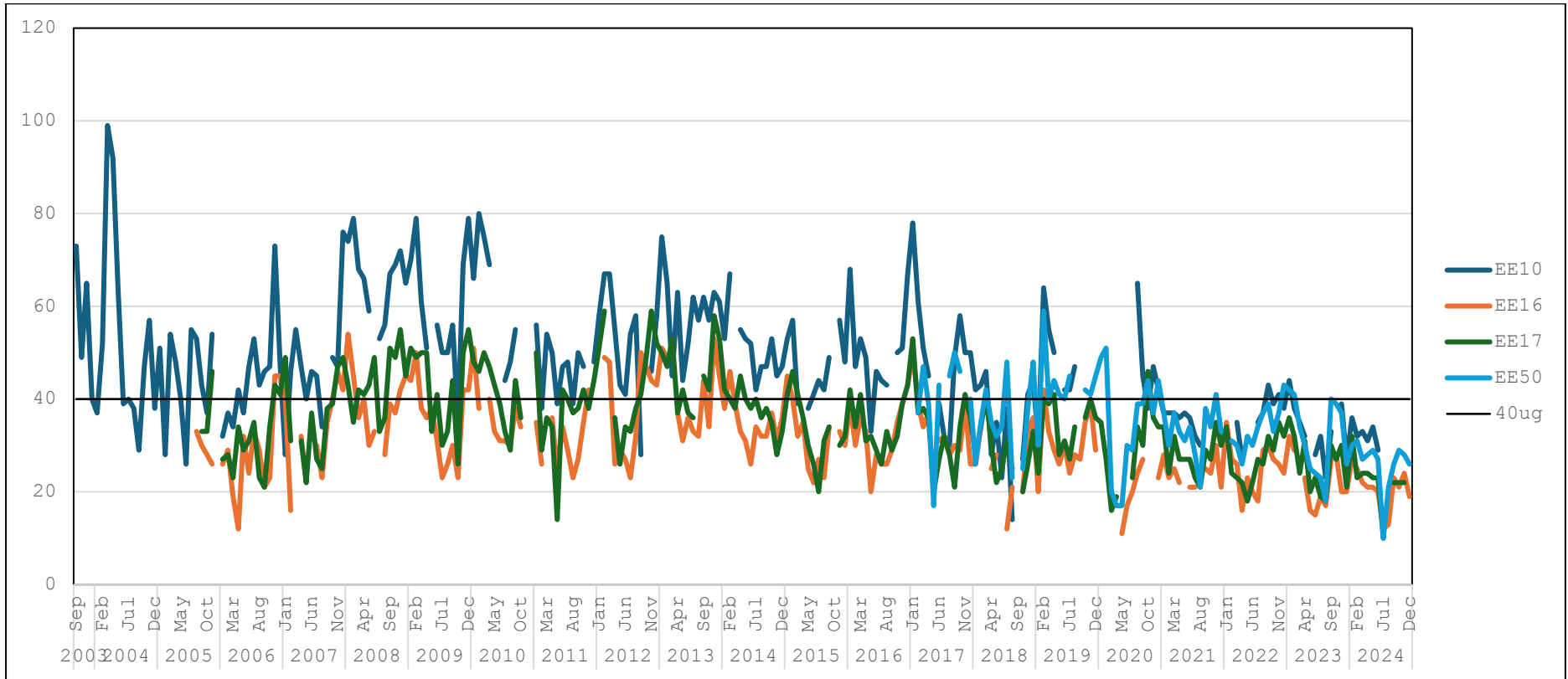
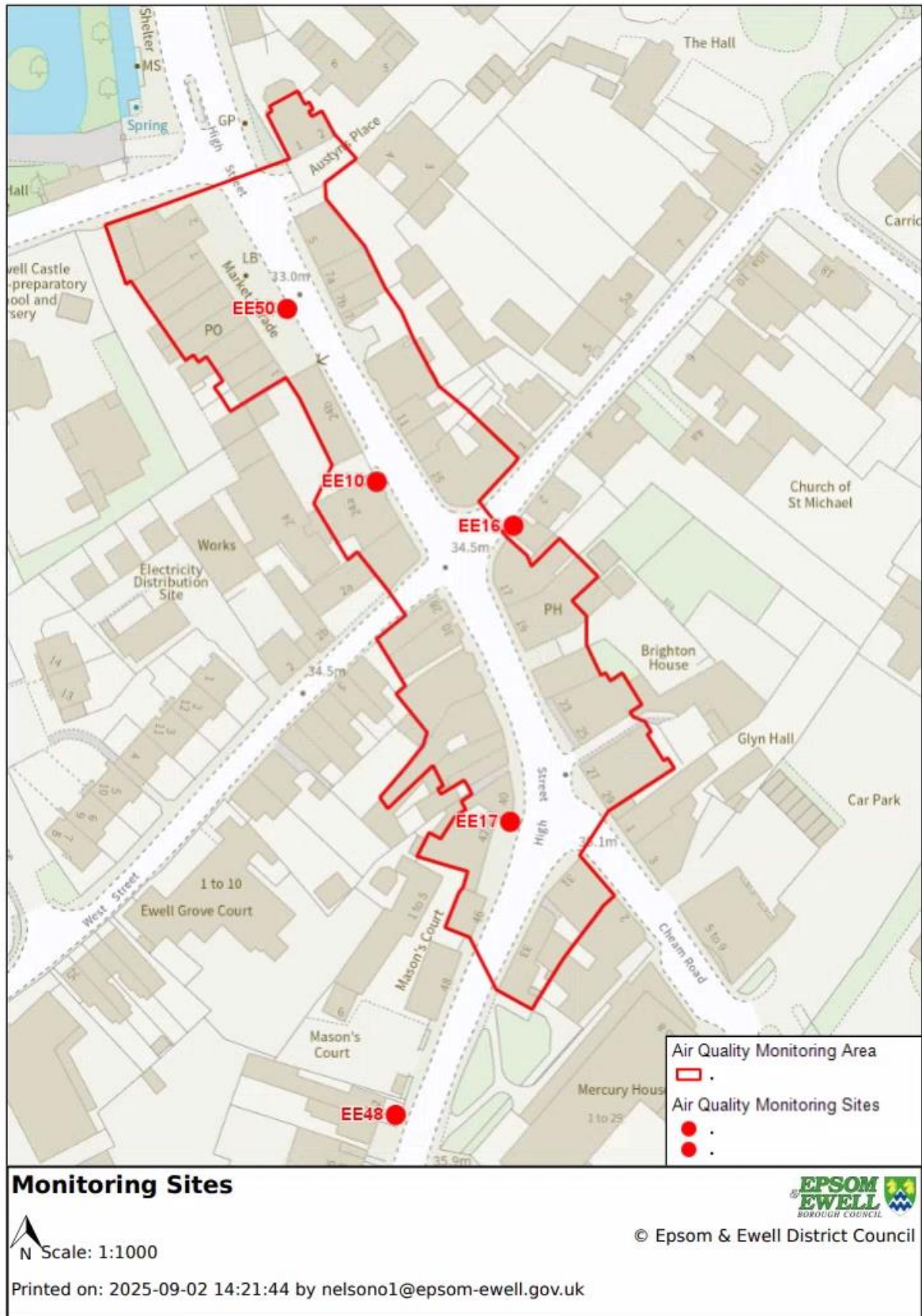


Figure 4 - EE50 annual average (with bias adjustment) 2017-2024



**Figure 5 - Temporal presentation of monthly NO<sub>2</sub> concentrations 2003 - 2024**





### Figure 6 - Locations of monitoring sites in Ewell Village

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**Environment Act 1995 Part IV Section 83(1)  
Epsom & Ewell Borough Council  
AQMA Order**

Epsom & Ewell Borough Council in exercise of the powers conferred upon it by Section 83(1) of the Environment Act 1995, hereby makes the following Order.

This Order may be cited/referred to as the Epsom & Ewell Borough Council Ewell High Street Air Quality Management Area and shall come into effect on 12<sup>th</sup> July 2007.

The area shown on the attached map in red is to be designated as an air quality management area (the designated area). The designated area incorporates the section of High Street, Ewell (B2200) between the mini roundabout at the junction of High Street and Cheam Road and 15 metres south of the junction between Spring Street and the High Street Ewell.

The map may be viewed at the Council Offices.

This Area is designated in relation to a likely breach of the nitrogen dioxide (annual mean) objective as specified in the Air Quality Regulations (England) (Wales) 2000.

This Order shall remain in force until it is varied or revoked by a subsequent order.

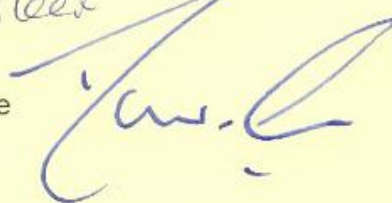
Date 9<sup>th</sup> July 2007

**THE COMMON SEAL of  
EPSOM & EWELL BOROUGH COUNCIL**  
was hereto affixed in the presence of

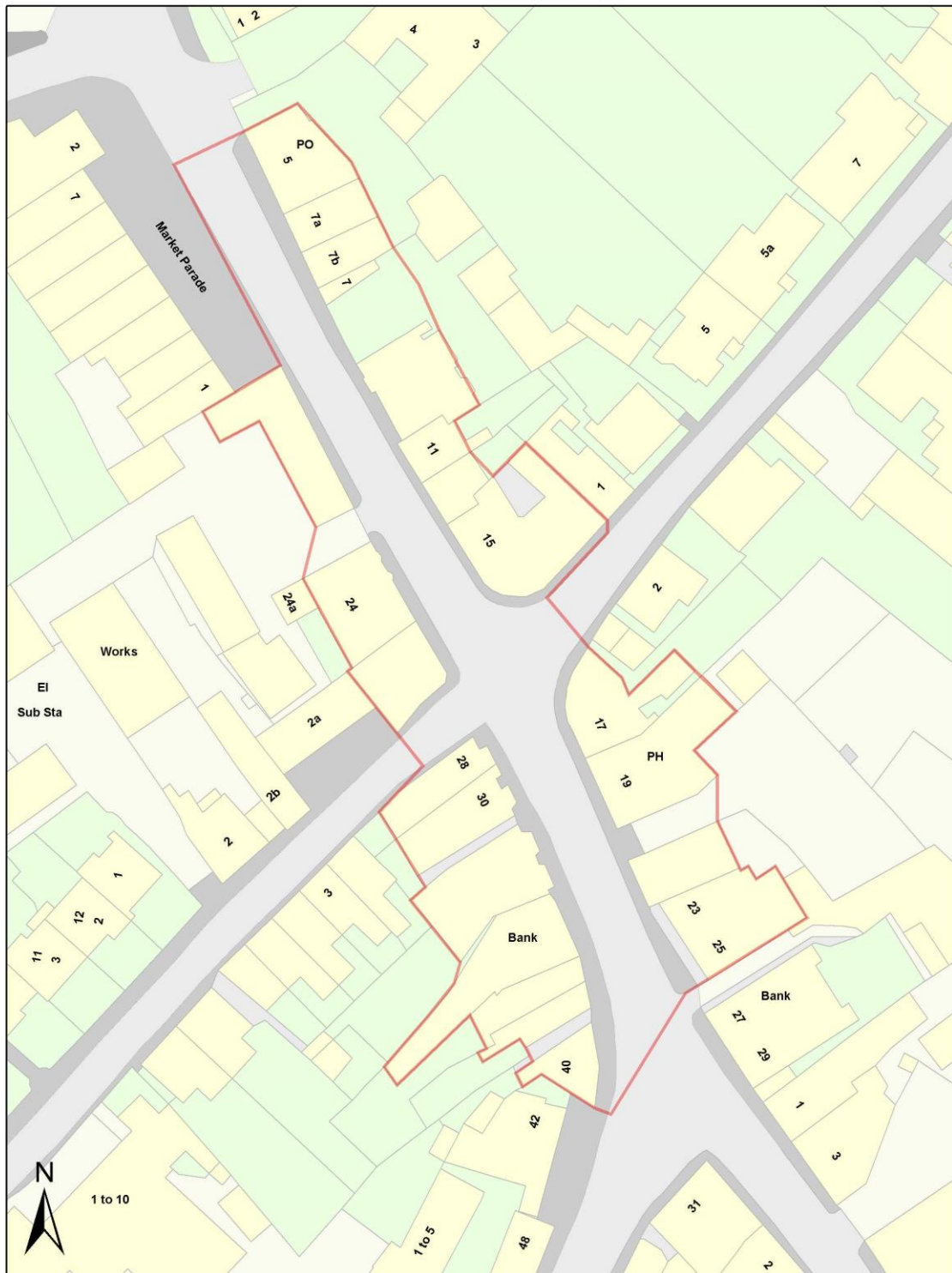
Mayor



Chief Executive







Printed On: 14 May 2007  
Prepared By: CW/ON

Scale 1:632

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## **THE LITTERING FROM VEHICLES OUTSIDE LONDON (KEEPERS: CIVIL PENALTIES) REGULATIONS 2018**

<b>Head of Service:</b>	Rod Brown, Head of Housing & Community
<b>Report Author</b>	Oliver Nelson
<b>Wards affected:</b>	(All Wards);
<b>Urgent Decision?(yes/no)</b>	Recommendation 1: Yes Recommendation 2: No
<b>If yes, reason urgent decision required:</b>	The maximum permissible time to issue civil penalty expires before the end of the usual scrutiny call in period.
<b>Appendices (attached):</b>	Appendix 1 – Schedule of proposed delegations

### **Summary**

To seek authority to issue a penalty notice under regulation 4 of The Littering From Vehicles Outside London (Keepers: Civil Penalties) Regulations 2018 generally and specifically in one particular instance.

### **Recommendation (s)**

#### **The Committee is asked to:**

- (1) Nominate and authorise the Public Protection Manager to issue a penalty notice under regulation 4 of The Littering From Vehicles Outside London (Keepers: Civil Penalties) Regulations 2018 in respect of a particular incident detected on 13 September 2025.**
- (2) Nominate and authorise the list of Officer roles in appendix one of this report to issue future penalty notices under regulation 4 of The Littering From Vehicles Outside London (Keepers: Civil Penalties) Regulations 2018 and any subsequent or successor provisions.**

### **1 Reason for Recommendation**

- 1.1 A routine screen of footage from the Epsom Town Centre CCTV system highlighted a littering offence arising from a parked vehicle in the early hours of 13 September 2025.

- 1.2 Whilst the conventional street littering offence is delegated to a range of officers who routinely offer fixed penalties to offenders in place of prosecution, the process and law relating to litter being thrown from vehicles is part of counterpart legislation for which no standing delegation exists.
- 1.3 Regulation 10 of The Littering From Vehicles Outside London (Keepers: Civil Penalties) Regulations 2018, “the regulations”, states: A litter authority may authorise a person (an “authorised officer”) to perform on its behalf any of the functions conferred on it by regulation 4 (penalty notices).
- 1.4 In order to act on what is a careless and obvious act of littering, it is necessary to seek authority to issue a penalty to the registered keeper of the vehicle in question.
- 1.5 Separately it would seem sensible to prevent future urgent reports of this nature, that ongoing authority is provided to appropriate officers to enable the future use of these provisions.

## **2 Background**

- 2.1 The regulations were originally brought in to give authorities outside of London equivalent powers to Section 24 of the London Local Authorities Act 2007 which allows London Boroughs to issue fines to registered keepers of vehicles from which litter is deposited.
- 2.2 The regulations are unusual in that they are a civil procedure in the same way as control on parking contraventions, with appeals being heard via the Traffic Penalty Tribunal. This contrasts with the conventional street littering offence which is criminal in nature and which are ultimately decided by the Magistrates Court in event of summons being issued.
- 2.3 The fine amount mirrors that of the street littering offence, currently set by the Council at £100 discounted to £80 for early payment. However the regulations provide for the increase of the amount by 100% from the day after the payment period, in the case of non payment.
- 2.4 Civil matters generally require a lower standard of evidence than the criminal standard. However officers are trained to gather evidence to a high standard of admissibility in order not to prejudice the most appropriate course of action.

## **3 Risk Assessment**

Legal or other duties

### **3.1 Equality Impact Assessment**

3.1.1 None

3.2 Crime & Disorder

- 3.2.1 Although as a civil matter it is clearly not criminal in nature, the deposition of litter from vehicles causes environmental degradation, increased cost to the Council in the form of street cleansing and is generally viewed as antisocial.

3.3 Safeguarding

- 3.3.1 none

3.4 Dependencies

- 3.4.1 none

**4 Financial Implications**

- 4.1 Although the use of fines can result in an income stream, in this instance it is very modest and it is not anticipated that the future volume of fines will be very significant at all.
- 4.2 Any work undertaken in the gathering evidence for and issuing of these penalties would be contained within existing resources.
- 4.3 **Section 151 Officer's comments:** The financial implications are set out in the body of the report.

**5 Legal Implications**

- 5.1 A clear principle exists that no action can be taken by officers unless they are appropriately delegated. Should the committee not be minded to agree to the recommendations, enforcement under these regulations will not proceed.
- 5.2 In the event of appeal, the Council will likely use the CCTV evidence in support of its case. This footage has been secured from deletion which would otherwise routinely take place after 30 days.
- 5.3 **Legal Officer's comments:** As set out in the body of the report.

**6 Policies, Plans & Partnerships**

- 6.1 **Council's Key Priorities:** The following Key Priorities are engaged:
- Clean and vibrant
  - Safe and well
- 6.2 **Service Plans:** The matter is not included within the current Service Delivery Plan.
- 6.3 **Climate & Environmental Impact of recommendations:** None

6.4 **Sustainability Policy & Community Safety Implications:** None

6.5 **Partnerships:** None

6.6 **Local Government Reorganisation Implications:** None

## **7 Background papers**

7.1 The documents referred to in compiling this report are as follows:

### **Previous reports:**

- Epsom & Ewell Borough Council Environment Committee 31 January 2018

### **Other papers:**

- None



**Schedule of Officers proposed to be nominated and authorised to issue penalties under  
The Littering From Vehicles Outside London (Keepers: Civil Penalties) Regulations 2018**

Director of Environment, Housing and Regeneration

Head of Housing & Community

Public Protection Manager

Enforcement Operations Supervisor

Environmental Enforcement Officer

Principal Environmental Health Officer

Environmental Health Officer

Environmental Health Enforcement Officer

Regulatory Services Officer

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## 2026/27 BUDGET TARGETS

<b>Head of Service:</b>	Cagdas Canbolat, Director of Corporate Services and Section 151 Officer (Chief Finance Officer)
<b>Report Author</b>	Vanessa Newton
<b>Wards affected:</b>	(All Wards);
<b>Urgent Decision?(yes/no)</b>	No
<b>If yes, reason urgent decision required:</b>	N/A
<b>Appendices (attached):</b>	None

### Summary

This report informs the Committee of the Council's revenue budget targets presented to the Strategy & Resources Committee in July. The report seeks guidance on the preparation of the Committee's service estimates for 2026/27.

### Recommendation (s)

#### The Committee is asked to:

- (1) **Note the implications of the budget targets presented to Strategy & Resources Committee on 15 July 2025.**
- (2) **Note that owing to the Council's projected budget deficit, any additional new revenue growth items (i.e. service enhancements resulting in increased net expenditure) supported by Policy Committees will need to be fully funded from existing budgets.**

## 1 Reason for Recommendation

- 1.1 The recommendations will provide a clear framework for officers to develop a balanced budget for 2026/27, which is a statutory requirement.

## 2 Background

- 2.1 At its meeting on 15 July 2025, Strategy and Resources Committee agreed the budget targets and workstreams to enable the Council to work towards setting a balanced budget for 2026/27.

- 2.2 The committee noted that for financial planning purposes, latest forecasts show that the Council faces a projected budget deficit of £1.93 million in 2026/27, rising to £5.06 million by 2028/29.

### **3 Full Proposals**

- 3.1 To address the deficit detailed in 2.2, Strategy & Resources Committee agreed that the following workstreams should be progressed by officers:
- 3.1.1 Re-review opportunities considered in the past.
  - 3.1.2 Ongoing review of existing asset utilisation to realise cost reductions in Council operational buildings and increased income from investment properties.
  - 3.1.3 Ensure any new powers are considered to generate additional income for the Council.
  - 3.1.4 Undertake a review of reserves to be reported to Financial Strategy Advisory Group to seek support for recommended minimum reserve balances and support the MTFS process.
  - 3.1.5 A comprehensive review of fees and charges. Heads of Service review fees and charges annually to ensure any increases are achievable and report to policy committees for approval.
  - 3.1.6 To maximise external funding and partnership opportunities, for example submitting grant applications as opportunities arise.
  - 3.1.7 Monitor the assumptions throughout the year and assess the impact on the council's medium term financial strategy.
- 3.2 The Medium Term Financial Plan recommends an average increase in fees and charges for 2026/27 of CPI + 1%. Individual fees and charges will be based on an assessment of what is achievable for each service.
- 3.3 Officers will maintain engagement with policy chairs and members throughout the budgeting process, and budget forecasts and assumptions will continue to be reviewed and updated throughout the process.
- 3.4 Furthermore, owing to the Council's projected budget deficit, for any additional new revenue growth items (i.e. service enhancements resulting in increased net expenditure) supported by policy committees, the committee or Council will need to identify how these can be fully funded from existing budgets.

### **4 Risk Assessment**

Legal or other duties

- 4.1 Equality Impact Assessment

4.1.1 None for the purposes of this report.

4.2 Crime & Disorder

4.2.1 None for the purposes of this report.

4.3 Safeguarding

4.3.1 None for the purposes of this report.

4.4 Dependencies

4.4.1 None for the purposes of this report.

4.5 Other

4.5.1 The Council has a statutory duty to set a balanced budget each year, demonstrating how planned expenditure on services will be fully funded.

4.5.2 Should the Council not progress the proposed budget strategy and fail to achieve a significant net reduction in its cost of services, there is a clear risk that reserves will continue to diminish with the Council eventually becoming unable to set a balanced budget.

4.5.3 Financial risk assessments will be completed with service estimates for this Committee in January 2026 and for Council in February 2026.

## 5 Financial Implications

5.1 The provisional financial outlook for 2026/27 and future years is covered in this report.

5.2 The Council has adequate resources to carry out a budget review supporting the delivery of the efficiency plan. Should the Council require a more comprehensive review of services, additional resources and expertise may be required.

5.3 **Section 151 Officer's comments:** It is important that the budgets target recommendations be agreed to maintain the future financial health of the Council. Each service area must undertake a thorough review of its costs, identify opportunities for efficiency, and implement measures to reduce expenditure.

## 6 Legal Implications

6.1 The Council has a statutory responsibility to set a balanced budget each year.

6.2 **Legal Officer's comments:** None for the purposes of this report.

## 7 Policies, Plans & Partnerships

7.1 **Council's Key Priorities:** The following Key Priorities are engaged:

- Effective Council.

7.2 **Service Plans:** The matter is included within the current Service Delivery Plan.

7.3 **Climate & Environmental Impact of recommendations:** None for the purposes of this report.

7.4 **Sustainability Policy & Community Safety Implications:** None for the purposes of this report.

7.5 **Partnerships:** None for the purposes of this report.

7.6 **Local Government Reorganisation Implications:** It is important to note that these forecasts are made at a time of uncertainty in local government finance, particularly in Surrey as it responds to the Local Government Reorganisation. Following the December 2024 English Devolution White Paper, council has submitted its unitary proposal and awaits the outcome which is expected in October. In the meantime, it would be expected that those councils which are due to become part of any future East Surrey authority should set budgets that are sustainable and prudent.

## 8 Background papers

8.1 The documents referred to in compiling this report are as follows:

### **Previous reports:**

- [2026/27 Strategic Financial Planning report to Strategy & Resources – 15 July 2025.](#)

### **Other papers:**

- Budget Book 2025/26.
- [Medium Term Financial Plan 2024-28.](#)