

RECORD OF OFFICER EXECUTIVE DECISION

State if decision exempt from publication (EXEMPT IN PART)

Certain information may be exempt from publication if it falls under Schedule 12A of the Local Government Act 1972. However, these exemptions only apply so long as, in the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing it.

No.	Date of Decision:	25/04/2024 (Implementation date 02/05/24 at 5pm)
1.	Name of Decision Maker and Job Title:	Debbie Jackson, Executive Director of Regeneration, Economy and Planning
2.	Status of the decision (e.g. by Executive Director in consultation with Portfolio Holder under the Constitution):	Executive Director of Regeneration, Economy and Planning in consultation with the Executive Director of Democracy, Law and People, Executive Director of Finance and Resources and Executive Director for Environment, Climate and Public Protection in the Council's capacity as landowner for the Council.
3.	Specific Delegation from Executive (Leader, Cabinet or Cabinet Member) / Committee:	<p>Delegated decision from the Council's Cabinet on 29 February 2024:</p> <p>Delegates to the Executive Director of Regeneration, Economy and Planning in consultation with the Executive Director of Democracy, Law and People, Executive Director of Finance and Resources and Executive Director for Environment, Climate and Public Protection in the Council's capacity as landowner (as counterparty to the Development Agreement and other related agreements) and as a member of the LLP to finalise and enter into all the legal and financial documents required to set up the JV LLP and to proceed with the Church Street Site A development with Mount Anvil including the legal agreements set out at Appendix 3 and all other necessary and ancillary documents including approval of the initial Business Plan of the JV LLP and the appointment of the Council representatives of the JV.</p>
4.	Other Consultees involved. (i.e. Director of Law & Finance):	<p>Executive Director of Regeneration, Economy, and Planning: Debbie Jackson, in consultation with:</p> <p>Executive Director of Democracy, Law and People: Parveen Akhtar</p> <p>Executive Director of Finance and Resources: Gerald Almeroth</p>

		Executive Director for Environment, Climate and Public Protection: Frances Martin
5.	Material considered as part of the decision making process. Include how best value achieved and equality objectives met (as appropriate):	<p>Report to Cabinet - Church Street Site A - Appointment of Joint Venture Development Partner.pdf (westminster.gov.uk)</p> <p>As part of the decision the following documents have been considered</p> <ol style="list-style-type: none"> 1. Legal Documents Summary Report 2. Key Legal Risks Issue Paper 3. Initial Business Plan incorporated in the Members Agreement.
6.	Decision taken:	<p>This is a decision delegated from the Council's Cabinet on 29 February 2024 to the Executive Director of Regeneration, Economy and Planning in consultation with the Executive Director of Democracy, Law and People, Executive Director of Finance and Resources and Executive Director for Environment, Climate and Public Protection in the Council's capacity as landowner. (as counterparty to the Development Agreement and other related agreements) and as a member of the LLP to:</p> <p>Finalise and enter into all the legal and financial documents required to set up the JV LLP and to proceed with the Church Street Site A development with Mount Anvil including all legal agreements set out in the Legal documents Summary Report and noting the Key Legal Risks Issue Paper (updated 19 April 2024).</p> <p>This decision also includes the approval of the initial Business Plan as incorporated within the Members Agreement and the appointment of the Council's representatives of the JV.</p>
7.	Reasons for the Decision:	<p>Cabinet approved a preferred bidder 29 February 2024. The legal documents have now been finalised with the preferred bidder, Mount Anvil, since the Cabinet's approved decision. All legal documents are now in a final form for the Council to execute which includes the initial Business Plan and the appointment of the Council's representatives on the JV LLP.</p>
8.	Risk Analysis:	<p>A summary of the legal and commercial terms is set out in the Summary of Legal Documents. The risks</p>

		associated with the commercial arrangements are set out in the Key Legal Risks Issue Paper.
9.	Details of alternative options considered and rejected:	N/A
10.	Conflicts of interest declared by any Executive Member/ other Member or officer consulted by the decision maker which relates to the decision:	
11.	Dispensations Granted: (If any)	None

EXEMPT FROM PUBLICATION:

Church Street Legal Document Summary Report

Key Legal Risks Issue Paper

I certify that this is a true record of the executive decision in relation to the above.

Signed by the Decision Maker

Dated 25/04/2024



Name: Debbie Jackson

Job Title: Executive Director of Regeneration, Economy and Planning

Signed by (Consultee if required)

Dated

Name