

RECORD OF OFFICER EXECUTIVE DECISION

State if decision exempt from publication (NOT EXEMPT)

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:	15/10/2024
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.
3.	Specific Delegation from Executive (Leader, Cabinet or Cabinet Member) / Committee:	<p>Delegated decision from the Council's Cabinet Member Decision dated 20th May 2024:</p> <p>That the Cabinet Member for Regeneration and Renters delegates authority to the Executive Director of Regeneration, Economy and Planning to approve and enter into other agreements and property documents including but not limited to leases, warranties, substation leases, wayleaves, licences, deeds of easement, asset protection agreements, section 104 agreements, section 185 agreements and any other statutory agreements and utilities agreements in connection with ancillary works required to facilitate the demolition activity and construction related to the demolition works for site A.</p>
4.	Other Consultees involved. (i.e. Director of Law & Finance):	<p>Decision review and advice by:</p> <p>Internal solicitors in Bi borough Shared Legal Services External Neighbourly Matters Surveyors (Delva Patman Redler)</p>
5.	Material considered as part of the decision-making process. Include how best value achieved and equality objectives met (as appropriate):	Cabinet Member Report dated 20 th May 2024: Church Street Site A – Approval to Appoint the Demolition Contractor for Church St Site A
6.	Decision taken:	Authority for the Council to enter into a scaffolding licence with the owner of the neighbouring property Simpson Paints Limited and their tenant, C. Brewer,

		& Sons Limited, that will enable works for the phase 2 demolition programme and to erect, maintain, use, dismantle and remove the scaffolding upon the terms of this licence.
7.	Reasons for the Decision:	In order to deal with the demolition of the Council's property, it is necessary to erect scaffolding that will also sit upon the neighbouring property. A Licence is therefore required in order to formally document the terms of the Licence between all parties, including the Council's contractor. This will enable the Council to facilitate the proposed development at Church Street Site A.
8.	Risk Analysis:	The demolition and main works on Church Street Site A may be delayed if the scaffolding licence has not been formally agreed soon. This could result in substantial delays to the programme and increase costs for the scheme. Additionally, such a delay will affect the grants tied to the project.
9.	Details of alternative options considered and rejected:	Alternative Option: The Council could not erect the scaffolding without the consent of the neighbouring property, as it would be deemed to be trespassing upon the neighbour's property as the neighbour could then raise a claim against the Council. Therefore, choosing not to enter into an agreement for scaffolding licence could then create significant implications for the project timeline and could hinder the council's broader objectives in delivering affordable housing. The Council's contractors are not able to demolish the Council's property without the scaffolding and so the Council has not alternative option.
10.	Conflicts of interest declared by any Executive Member/ other Member or officer consulted by the decision maker which relates to the decision:	N/A
11.	Dispensations Granted: (If any)	N/A

I certify that this is a true record of the executive decision in relation to a Scaffolding Licence to be granted and entered into by the Council , Simpson's Paints Limited, C.Brewer & Sons Limited and Keltbray Built Environment Limited.

Signed by the Decision Maker

A handwritten signature in black ink, appearing to read 'D Jackson', with a long horizontal flourish extending to the right.

Dated 15/10/2024

Name Debbie Jackson

Job Title Executive Director of Regeneration, Economy & Planning (REP)