


Delegated Decision Notification

This form is used both to give notice of an officer's intention to make a Key decision and to record any delegated decision which has been taken. The decision set out on this form therefore reflects the decision that it is intended will be made, or that has been made. Although set out in the past tense a decision for which notice is being given may be subject to amendment or withdrawal.

LEAD DIRECTOR ⁱ :	Director of City Development
SUBJECT ⁱⁱ :	Bridgewater Place Settlement Agreement
DECISION DETAILS ⁱⁱⁱ :	<p>The Director of City Development has:</p> <ul style="list-style-type: none">i) agreed to the proposed settlement of the Council's claim for costs and expenses against the Owner of Bridgewater Place building in respect of all sums due to it in relation to its expenditure incurred in legal proceedings; in engaging and working with experts to identify an acceptable solution to the microclimate issues; and in relation to the installation and implementation of highway works and measures associated with the temporary amelioration of the wind nuisance pending the installation of the permanent amelioration scheme in the sum of £903,000 on terms that the payment is made on the earliest of either:<ul style="list-style-type: none">(a) the freehold of the building being sold by the current owners or(b) 25th September 2020;ii) agreed to the proposed indemnity from the Building Owner in relation to the Council's future costs associated with the implementation of its current High Winds Protocol;iii) agreed to the Council entering into the proposed Intercreditor Deed which ensures security for the sums owed to the Council;iv) noted that the City Solicitor will finalise and conclude the legal agreements identified in the report; andv) declare the above decisions to be exempt from Call In on the basis that if they were subject to Call In the interests of the Council and the public would be seriously prejudiced.

TYPE OF DECISION:	<input checked="" type="checkbox"/> Key Decision (Executive) Is the decision eligible for call-in? ^{iv} <input type="checkbox"/> Yes <input type="checkbox"/> No Is the decision exempt from call-in? ^v <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Significant Operational Decision (Council or Executive ^{vi} – not subject to call-in) <input type="checkbox"/> Administrative Decision (Council or Executive ^{vii} – not subject to publication or call-in)									
NOTICE ^{viii} / CALL-IN (KEY DECISIONS ONLY):	Date the decision was published in the List of Forthcoming Key Decisions: If not on the List of Forthcoming Key Decisions for at least 28 clear days, the reason why it would be impracticable to delay the decision:- If exempt from call-in, the reason why call-in would prejudice the interests of the Council or the public:-									
AFFECTED WARDS:										
DETAILS OF CONSULTATION UNDERTAKEN:	<table border="0"> <tr> <td>Executive Member</td> <td>Date consulted: February 2015 and ongoing</td> <td>Interest disclosed?^{ix} <input type="checkbox"/> Yes (Date of dispensation:) <input type="checkbox"/> No</td> </tr> <tr> <td>Ward Councillor</td> <td>Date consulted: February 2015</td> <td>Interest disclosed? <input type="checkbox"/> Yes (Date of dispensation:) <input type="checkbox"/> No</td> </tr> <tr> <td>Others^x (please specify:)</td> <td>Date consulted:</td> <td>Interest disclosed? <input type="checkbox"/> Yes (Date of dispensation:) <input type="checkbox"/> No</td> </tr> </table>	Executive Member	Date consulted: February 2015 and ongoing	Interest disclosed? ^{ix} <input type="checkbox"/> Yes (Date of dispensation:) <input type="checkbox"/> No	Ward Councillor	Date consulted: February 2015	Interest disclosed? <input type="checkbox"/> Yes (Date of dispensation:) <input type="checkbox"/> No	Others ^x (please specify:)	Date consulted:	Interest disclosed? <input type="checkbox"/> Yes (Date of dispensation:) <input type="checkbox"/> No
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CAPITAL INJECTION APPROVAL REQUIRED:	Injection approval required? <input type="checkbox"/> Yes <input type="checkbox"/> No (If yes, you must complete the Approval box below)									
CAPITAL INJECTION APPROVAL	<table border="0"> <tr> <td>(Name:)</td> <td>Capital Scheme Number: XXXXX / XXX / XXX</td> </tr> <tr> <td>(Title:)</td> <td>Date:</td> </tr> </table>	(Name:)	Capital Scheme Number: XXXXX / XXX / XXX	(Title:)	Date:					
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(Title:)	Date:									

CONTRACT DETAILS (PROCUREMENT DECISIONS ONLY)	Contract Reference Number	Contract Title
		Supplier
IMPLEMENTATION (KEY DECISIONS ONLY)	Officer accountable for implementation Nicola Murphy Timescales for implementation ^{xi}	
CONTACT PERSON:	Martin Farrington	Telephone number ^{xii} :
DECISION MAKER / AUTHORISED SIGNATORY ^{xiii} :	 (Name: Martin Farrington)	Date: 29/11/16

ⁱ The Leader of the Council may also make executive decisions and should be specified as the Lead Director where appropriate.

ⁱⁱ A brief title should be inserted here. If the decision is Key and has appeared on the List of Forthcoming Key Decisions, the title of the decision should be the same as that used in the List.

ⁱⁱⁱ Brief details of the decision should be inserted. This note must set out the substance of the decision, options considered and the reason for deciding on the chosen option, although care must be taken not to disclose any confidential or exempt information.

^{iv} See the Executive and Decision Making Procedure Rules for eligibility. The decision will not be eligible for call-in if it has already been subject to call-in i.e. considered by the relevant Scrutiny Board. This includes a decision which has been modified by the decision maker following a recommendation by a Scrutiny Board after call-in of the earlier decision.

^v If the decision is exempt from call-in a reason must be provided in the 'Notice / Call-In' box and in the report. The call-in period expires at 5pm on the 5th working day after publication. Scrutiny Support will notify decision makers of matters called-in no later than 12 noon on the 6th working day.

^{vi} If the decision would have been a Key decision but for an exception set out in Article 13.6.1, please refer to the connected Key decision in the decision details (either by the title or the reference number).

^{vii} Administrative Decisions do not need to be published on the Council's website but this form may be used for internal recording of the decision.

^{viii} All Key decisions should appear on the List of Forthcoming Key Decisions for 28 clear days before the decision can be taken. If 28 clear days' notice has not been provided, a reason must be provided here.

