

## 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 to 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.

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| LEAD DIRECTOR <sup>i</sup> :                           | Director of City Development.   |
| SUBJECT <sup>ii</sup> :                                | S278 Works associated with the development of 325 dwellings at Spofforth Hill, Wetherby.<br><br>Capital Scheme Number : 32644   |
| DECISION DETAILS <sup>iii</sup> :                      | The Chief Officer Highways and Transportation:<br><ul style="list-style-type: none"> <li>i) noted the principles of the highway works as outlined in Section 6.2 and shown on Drawing Numbers 7029/020 Rev C and 7029/021 Rev C as shown at <b>Appendix 3</b> of this report;</li> <li>ii) gave authority to negotiate the terms of and enter into an agreement with the developer under the provisions of Section 278 of the Highways Act 1980; whereby the works associated with the development are carried out by this Council at the cost of the developer;</li> <li>iii) gave authority to incur expenditure of £53,000 works costs, excluding any statutory undertakers costs; and £20,000 staff fees to be fully funded by the developer through the S278 Agreement;</li> <li>iv) requested the City Solicitor to advertise a notice under Section 23 of the Road Traffic Regulation Act 1984 for the implementation of a formal pedestrian crossing on Spofforth Hill; and</li> <li>v) gave authority to carry out the detailed design, tender and implement the works as set out in Section 6.2.</li> </ul> |
| TYPE OF DECISION:                                      | <input type="checkbox"/> Key Decision (Executive)<br>Is the decision eligible for call-in? <sup>iv</sup> <input type="checkbox"/> Yes <input type="checkbox"/> No<br>Is the decision exempt from call-in? <sup>v</sup> <input type="checkbox"/> Yes <input type="checkbox"/> No<br><input checked="" type="checkbox"/> Significant Operational Decision (Council or Executive <sup>vi</sup> – not subject to call-in)<br><input type="checkbox"/> Administrative Decision (Council or Executive <sup>vii</sup> – not subject to publication or call-in)   |
| NOTICE <sup>viii</sup> / CALL-IN (KEY DECISIONS ONLY): | Date the decision was published in the List of Forthcoming Key Decisions:<br>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:-<br>If exempt from call-in, the reason why call-in would prejudice the interests of the Council or the public:-  |
| AFFECTED   | Wetherby  |

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| WARDS:  |  |   |  |
| DETAILS OF CONSULTATION UNDERTAKEN:                     | Executive Member   | Date consulted:                             | Interest disclosed? <sup>ix</sup><br><input type="checkbox"/> Yes (Date of dispensation: )<br><input checked="" type="checkbox"/> No |
|   | Ward Councillor  | Date consulted:<br>1st September 2016       | Interest disclosed?<br><input type="checkbox"/> Yes (Date of dispensation: )<br><input checked="" type="checkbox"/> No               |
|   | Others <sup>x</sup> (please specify: )<br>Emergency Services and WYCA  | Date consulted:<br>1st September 2016       | Interest disclosed?<br><input type="checkbox"/> Yes (Date of dispensation: )<br><input checked="" type="checkbox"/> No               |
| CAPITAL INJECTION APPROVAL REQUIRED:                    | Injection approval required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No<br>(If yes, you must complete the Approval box below) |   |  |
| CAPITAL INJECTION APPROVAL                              | (Name: )<br>(Title: )  | Capital Scheme Number:<br>XXXXX / XXX / XXX | Date:  |
| CONTRACT DETAILS (PROCUREMENT DECISIONS ONLY)           | Contract Reference Number  | Contract Title                              |  |
|   |  | Supplier                                    |  |
| IMPLEMENTATION (KEY DECISIONS ONLY)                     | Officer accountable for implementation<br><br>Timescales for implementation <sup>xi</sup>  |   |  |
| CONTACT PERSON:   | Neil Chamberlain   | Telephone number <sup>xii</sup> : 24 75288  |  |
| DECISION MAKER / AUTHORISED SIGNATORY <sup>xiii</sup> : | (Name: Gary Bartlett)  | Date: 05/01/2017                            |  |

<sup>i</sup> The Leader of the Council may also make executive decisions and should be specified as the Lead Director

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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 5<sup>th</sup> working day after publication. Scrutiny Support will notify decision makers of matters called-in no later than 12 noon on the 6<sup>th</sup> 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.
- ix No Member having a disclosable pecuniary interest or officer having an interest in any matter (whether pecuniary or otherwise required to be declared) should take a decision in relation to that matter. Other interests of a non-disqualifying nature should be recorded here. Any dispensation in place in relation to the matter should also be recorded here.
- x This may include other elected Members, officers, stakeholders and the local community.
- xi Please include proposed timescales for commencement and / or completion of implementation as appropriate.
- xii Please insert a complete telephone number whether land line or mobile, rather than an extension number so that you can be contacted from outside the Council.
- xiii The signatory must be duly authorised by the Lead Director to make a decision in accordance with the relevant sub-delegation scheme. It is not acceptable for the signature to be 'pp' for the authorised signatory. For Key decisions only, the date of the authorised signature signifies that, at the time, the officer was content that the decision should be taken. However, should representations be received following public availability of reports the signatory will consider the effect which such representations should have on the final decision.