

## 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 <sup>i</sup> :	Director of City Development
SUBJECT <sup>ii</sup> :	Design & Cost Report For Proposed S278 Highway Works Associated With A New Aldi Store At Marsh Street, Rothwell, Leeds, LS26 0AG
DECISION DETAILS <sup>iii</sup> :	<p>The Chief Officer (Highways &amp; Transportation);</p> <ul style="list-style-type: none"> <li>i) noted the detail of the highway works to provide safe pedestrian and vehicular access to the development site as outlined in section 3 of this report;</li> <li>ii) gave authority to incur expenditure of £275,000 works costs and £60,000 staff costs, all to be fully rechargable to the developer through a Section 278 Agreement;</li> <li>iii) requested the City Solicitor to advertise a draft Traffic Regulation Order to make alterations to waiting restrictions on Marsh Street and Carlton Lane along the site frontage, as shown on drawing 732486-LCC-HWT-XX-DR-EP-GA_01b attached at <b>Appendix 3</b>, and if no valid objections are received, to make and seal the TRO as advertised.</li> <li>iv) noted and approved the changes to the adopted Highway boundary proposed as part of the works as described in section 7.2. The area shown shaded red on drawing LCC-GKALD-01, attached at <b>Appendix 4</b>, will be the resultant area of adopted Highway.</li> <li>v) authorised the City Solicitor to advertise notices under the provisions of Section 23 of the Road Traffic Regulation Act 1984 and Section 90c of the Highways Act 1980 to advertise a Draft Traffic Regulation Order and if no valid objections are received, to make, seal and implement the Orders as advertised; and</li> <li>vi) 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> </ul>
	<input type="checkbox"/> Key Decision (Executive) Is the decision eligible for call-in? <sup>iv</sup> <input type="checkbox"/> Yes <input type="checkbox"/> No Is the decision exempt from call-in? <sup>v</sup> <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Significant Operational Decision (Council or Executive <sup>vi</sup> – not subject to call-in) <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: 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:	Rothwell		
DETAILS OF CONSULTATION UNDERTAKEN:	Executive Member Councillor R Lewis	Date consulted: 29/11/18	Interest disclosed? <sup>ix</sup> <input type="checkbox"/> Yes (Date of dispensation: ) <input checked="" type="checkbox"/> No
	Ward Councillor	Date consulted: 22/08/18	Interest disclosed? <input type="checkbox"/> Yes (Date of dispensation: ) <input checked="" type="checkbox"/> No
	Others <sup>x</sup> (please specify: ) WYCA & Emergency Services	Date consulted: 22/08/18	Interest disclosed? <input type="checkbox"/> Yes (Date of dispensation: ) <input checked="" type="checkbox"/> No
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	(Name: ) (Title: )	Capital Scheme Number: 32486  Date:	
CONTRACT DETAILS (PROCUREMENT DECISIONS ONLY)		Contract Reference Numberxx	Contract Title
	Supplier		
IMPLEMENTATION (KEY DECISIONS ONLY)	Officer accountable for implementation  Timescales for implementation <sup>xi</sup>		

CONTACT PERSON:	Mike Norcliffe	Telephone number <sup>xii</sup> : 0113 3788092
DECISION MAKER / AUTHORISED SIGNATORY <sup>xiii</sup> :	 (Name: Gary Bartlett)	Date: 20/11/18

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

<sup>ii</sup> 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.

<sup>iii</sup> 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.

<sup>iv</sup> 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.

<sup>v</sup> 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.

<sup>vi</sup> 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).

<sup>vii</sup> 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.

<sup>viii</sup> 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.

<sup>ix</sup> 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.

<sup>x</sup> This may include other elected Members, officers, stakeholders and the local community.

<sup>xi</sup> Please include proposed timescales for commencement and / or completion of implementation as appropriate.

<sup>xii</sup> 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.

<sup>xiii</sup> 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.