

Delegated Decision Notice

This form is the written record of a key, significant operational or administrative decision taken by an officer.

Decision type	<input type="checkbox"/> Key Decision	<input checked="" type="checkbox"/> Significant Operational Decision	<input type="checkbox"/> Administrative Decision
Approximate value	<input type="checkbox"/> Below £500,000 <input type="checkbox"/> £500,000 to £1,000,000 <input type="checkbox"/> over £1,000,000	<input checked="" type="checkbox"/> below £25,000 <input type="checkbox"/> £25,000 to £100,000 <input type="checkbox"/> £100,000 to £500,000 <input type="checkbox"/> Over £500,000	<input type="checkbox"/> below £25,000 <input type="checkbox"/> £25,000 to £100,000
Director¹	Director of City Development		
Contact person:	Daniel Riley	Telephone number: 0113 37 88093	
Subject²:	Design & Cost Report for S278 Highway Works Associated with Student Accomodation at Park Lane, Leeds, LS3 1DH		
Decision details³:	<p>What decision has been taken? (Set out all necessary decisions to be taken by the decision taker including decisions in relation to exempt information, exemption from call in etc.)</p> <p>The Chief Officer (Highways and Transportation):</p> <ul style="list-style-type: none"> a) Noted the detail of the highway works described in outline in paragraph 3 of this report and shown on plan C181-BMCE-XX-ZZ-DR-C-1010 C02 attached at Appendix 3; b) 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 the developer and overseen by the Council; c) Gave authority to incur expenditure of £10,000TRO costs and £5,000 staff checking and inspection fees to be fully funded by a developer through a Section 278 Agreement; d) Approved the adoption of new highway construction on land shaded red on drawing number C181-BMCE-XX-ZZ-DR-C-1015 PL1 attached at Appendix 4 so that it can be added to the Council's maintenance regime; and e) Authorised the City Solicitor to advertise a Draft Traffic Regulation Order to add a no waiting at any time waiting restriction on Park Lane; and if no valid objections are received, to make, seal and implement the Orders as advertised. 		

¹ Give title of Director with delegated responsibility for function to which decision relates.

² 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


³ Simply refer to supporting report where used as these matters have been set out in detail.

	<p>A brief statement of the reasons for the decision (Include any significant financial, procurement, legal or equalities implications, having consulted with Finance, PACS, Legal, HR and Equality colleagues as appropriate)</p> <ol style="list-style-type: none"> 1 Section 278 of the Highways Act 1980 allows Highways Authorities to enter into agreements with developers for the execution of highway works at the developer's expense. The preconditions for an agreement under Section 278 of the Highways Act 1980 are, first, that the Highway Authority should be satisfied that it will be of benefit to the public to enter into an agreement for the execution of the works and, secondly, that the work must fall within the Highway Authority's powers of road building, improvement and maintenance. 2 The proposals within this report are concerned only with the delivery of the off-site highway works, the principle of these works having been considered and accepted as part of the planning process for planning consent 18/00147/FU. The location of the development site is provided on ARCH-2009-165-A-01-001-F at Appendix 2 of this report. A Proposed Road Layout Plan (drawing ref: C181-BMCE-XX-ZZ-DR-C-1010 C02) is provided at Appendix 3 of this report. <p>Brief details of any alternative options considered and rejected by the decision maker at the time of making the decision</p> <p>N/A</p>
Affected wards:	Little London & Woodhouse
Details of consultation undertaken⁴:	<p>Executive Member: Councillor Helen Hayden 11/04/22</p> <p>Ward Councillors Consulted 18/10/21</p> <p>Chief Digital and Information Officer⁵ N/A</p> <p>Chief Asset Management and Regeneration Officer⁶ N/A</p> <p>Others Emergency services and WYPTE were consulted 18/10/21</p>
Implementation	<p>Officer accountable, and proposed timescales for implementation</p> <p>Gillian Macleod – the works must be implemented prior to the development being brought into use.</p>

⁴ Include details of any interest disclosed by an elected Member on consultation and the date of any relevant dispensation given.

⁵ See Officer Delegation Scheme (Executive Functions) CDIO must be consulted in relation to all matters relating to the Council's use of digital technology

⁶ See Officer Delegation Scheme (Executive Functions) CAMRO must be consulted in relation to all matters relating to the Council's land and buildings.

	Works for the proposed development are expected to commence June 2022. The proposed highway works are expected to be implemented by October 2022.		
List of Forthcoming Key Decisions⁷	Date Added to List:-		
	If Special Urgency or General Exception a brief statement of the reason why it is impracticable to delay the decision		
	If Special Urgency Relevant Scrutiny Chair(s) approval Signature _____ Date _____		
Publication of report⁸	If not published for 5 clear working days prior to decision being taken the reason why not possible:		
	If published late relevant Executive member's approval Signature _____ Date _____		
Call In	Is the decision available ⁹ for call-in?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
	If exempt from call-in , the reason why call-in would prejudice the interests of the council or the public:		
Approval of Decision	Authorised decision maker ¹⁰ Gary Bartlett – Chief Officer, Highways & Transportation		
	Signature 	Date: 06/04/22	

⁷ See Executive and Decision Making Procedure Rule 2.4 - 2.6. Complete this section for key decisions only

⁸ See Executive and Decision Making Procedure Rule 3.1. Complete this section for key decisions only

⁹ See Executive and Decision Making Procedure Rule 5.1. Significant operational decisions taken by officers are never available for call in. Key decisions are always available for call in unless they have been exempted from call in under rule 5.1.3.

¹⁰ Give the post title and name of the officer with appropriate delegated authority to take the decision.