

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 type="checkbox"/> below £25,000 <input type="checkbox"/> £25,000 to £100,000 <input checked="" 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:	Martin Blakett	Telephone number: 0113 378 7673	
Subject²:	Land at Stanks Gardens, Swarcliffe LS15 - Reverter Settlement		
Decision details³:	What decision has been taken		
	<p>The Chief Officer Asset Management and Regeneration has approved the making of the financial settlement to the Diocese as detailed in the confidential appendix in settlement of the reverter requirements and related site security costs and to the incurring of the expenditure required to settle the amount due.</p>		
	<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> <p>The decision is required to settle a longstanding contractual obligation on the Council to make payment for land it re-acquired from the Diocese pursuant to reverter provisions contained within the title to the land. Reimbursement of the payment is proposed from part of the capital receipt due shortly to the Council from the imminent sale of a wider development site.</p>		
Brief details of any alternative options considered and rejected by the decision maker at the time of making the decision			

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.


	The Council could refuse to meet its obligations under the reverter provisions however there are no reasonable grounds for being able to do so with such action likely to lead to unnecessary and likely successful litigation against the Council.
Affected wards:	Crossgates and Whinmoor
Details of consultation undertaken⁴:	Executive Member Not considered appropriate
	Ward Councillors Not considered appropriate
	Chief Digital and Information Officer ⁵ Not considered appropriate
	Chief Officer Asset Management and Regeneration <i>Delete as appropriate:</i> Chief Officer Asset Management and Regeneration is signatory to this decision.
	Others
Implementation	Officer accountable, and proposed timescales for implementation
List of Forthcoming Key Decisions⁶	Date Added to List:-
	If Special Urgency or General Exception a brief statement of the reason why it is impracticable to delay the decision
	Not applicable
	If Special Urgency Relevant Scrutiny Chair(s) approval Signature _____ Date _____
Publication of report⁷	If not published for 5 clear working days prior to decision being taken the reason why not possible: Not applicable
	If published late relevant Executive member's approval Signature _____ Date _____

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

⁷ See Executive and Decision Making Procedure Rule 3.1. Complete this section for key decisions only

Call In	Is the decision available ⁸ 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: Not applicable		
Approval of Decision	Authorised decision maker ⁹ Angela Barnicle (Chief Officer Asset Management and Regeneration)		
	Signature 	Date 24 January 2023	

⁸ 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.
⁹ Give the post title and name of the officer with appropriate delegated authority to take the decision.