

Written statement of a key decision
Cabinet

Title	Section 106 Portfolio of Works - Section 106 Delivery Proposals
Decision maker	Cabinet Information about cabinet, including the names and contact details of the cabinet members, can be found here: http://councillors.herefordshire.gov.uk/mgCommitteeDetails.aspx?ID=251
Date of decision	2 March 2023
Report exemption class	Open
Reason for being a key decision	
A notice was served in accordance with Part 3 (Key decisions) of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.	
General exception or special urgency (as defined in the constitution)	No
Purpose	Following approval of Section 106 Portfolio of Works Cabinet Report (Thursday 25th November 2021), this report seeks to obtain further appropriate delegation to approve the spend, processes and resources required in connection with the delivery of the Section 106 schemes.
Decision	That: a) Cabinet approves the implementation of the new delivery proposals, as set out in Section 106 Delivery Proposals, including the resources required, to spend all Section 106 developer income and future income received; b) The council scheme of delegation is updated to authorise the spend of section 106 monies and to delegate all operational decisions relating to the above recommendation in accordance with the table at appendix 1, with an amendment to delegate responsibility for public art planning contributions to the Service Director Communities.
Reason for the decision	As set out in the report. Documents relating to this decision are

	available at http://councillors.herefordshire.gov.uk/mgIssueHistoryHome.aspx?IId=50043302
Options considered	Not to approve the implementation of the new delivery proposals, including the resources required, to deliver all Section 106 monies and future monies received. This is not recommended. As of 31 January 2023 an additional £4.69m of Section 106 income has been received to mitigate the impact of building developments. There is now an urgency to deliver schemes for communities
Declarations of interest (see ▪ below)	
Call-in expiry date (decisions are not subject to call-in where special urgency provisions apply)	9 March 2023

Councillor: <div style="text-align: center; margin-top: 10px;">Leader of the Council (Councillor David Hitchiner)</div>	Date 2 March 2023
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- a record of any conflict of interest declared by any executive member who is consulted by the member which relates to the decision;
- and
- in respect of any declared conflict of interest, a note of dispensation granted.