

## Record of Officer Decision

<b>Decision title:</b>	<b>Annual plan 2021/2021 – Deed of easement and licenses with landowners and the payment of fees and disturbance</b>
<b>Date of decision:</b>	25 June 2021
<b>Decision maker:</b>	Acting Assistant Director Highways and Transport.
<b>Authority delegated for decision:</b>	Economy and Place Scheme of delegation – updated 28/04/21 Highways and Transport 75 To act on behalf of the council in respect of the legislation specified in the Highways Act 1980
<b>Wards:</b>	Countywide
<b>Consultation:</b>	Consultation with Legal and Finance Services
<b>Decision made:</b>	<p>To approve and sign the Deed of easement and Licenses to Occupy Agreement with owners of the land and pay a total payment of £21k in respect of access, disturbance and fees.</p> <p>The above is for the following works:</p> <p>How Caple drainage works Kinsham bridge deck replacement Bucton bridge deck replacement</p>
<b>Reasons for decision:</b>	<p>Within the programme of capital investment works in the 2021/22 annual plan there are a number of projects that require licence agreements and easements to deliver the construction works.</p> <p>The link to the decision is: <a href="#">Issue details - Public Realm annual plan programmes of work - Herefordshire Council</a></p> <p>The heads of terms have been agreed by the councils appointed agents Bruton Knowles.</p> <p>A number of these projects include works within rivers where there is a limited window where the Environment Agency will permit the works to taken place. It is therefore essential that works are delivered in line with programme.</p> <p>The costs for the agreements are funded by the Local Transport Plan capital budget and are included in the current budgets for the schemes.</p>
<b>Highlight any associated risks/finance/legal/equality considerations:</b>	<p>If no land access arrangements are in place, there is a risk that BBLP will not be able to deliver these elements of the annual plan due to restrictions on timing of working within watercourses. This could result in schemes not being delivered in year and abortive costs for the preparatory work for delivery in this financial year.</p> <p>The cost of these payments will be funded from the annual plan capital budgets.</p>
<b>Details of any alternative options considered and rejected:</b>	<p>Not to undertake the works identified, this is not recommended due to the safety concerns and the need to maintain the network as set out in the Highways Act 1980. These works are required from a safety perspective on the highway network and do now require urgent repair</p>

**Details of any  
declarations  
of interest made:**

None

Signed

Mairead Lane  
Acting Assistant Director Highways & Transport

Date: 25 June 2021