

Record of officer decision

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| Decision title: | The Deed of easement and Licenses to Occupy Agreement for a drainage easement at How Caple |
| Date of decision: | 21 st February 2025 |
| Decision maker: | Service Director Environment and Highways now Corporate Director of Economy and Environment |
| Authority for delegated decision: | <p>Cabinet member roads and regulatory services dated 28th March 2024 delegates</p> <p>That:</p> <p>(a) the Annual Plan for public realm services, as outlined at Appendix 1 of this report be approved as the basis for service delivery during 2024/25 with an overall budget of up to £18,669,041; made up of £5,802,041 revenue and £12,867,000 capital budgets as detailed in paragraph 36 and;</p> <p>(c) the Service Director Environment and Highways be authorised to agree, through the Public Realm Contract governance arrangements, final adjustments to the programme (including any recommendations from the Strategic Partnering Board) and budget allocation to each of the Annexes and any in-year adjustments to the plan, within the overall budget; including the retained capital budget, and</p> <p>(d) the close out of the Major Contracts Improvement Board major contracts improvement plan be approved.</p> <p>A copy of the decision can be found here: Decision - Public Realm Services Annual Plan 2024 - 2025 - Herefordshire Council</p> |
| Ward: | Old Gore |
| Consultation: | None |
| Decision made: | To approve and sign the Deed of easement and Licenses to Occupy Agreement with owners of the land at how Caple and approve a payment of £8k in respect of access, disturbance and fees. |
| Reasons for decision: | <p>Within the programme of capital investment works in the 2021/22 annual plan there were a number of projects that require licence agreements and easements to deliver the construction works.</p> <p>The heads of terms have been agreed by the councils appointed agents Bruton Knowles.</p> <p>The costs for the agreements are funded by the Local Transport Plan capital budget and are included in the current year budgets for the schemes.</p> |

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| Highlight any associated risks/finance/legal/equality considerations: | <p>All legal agreements have been undertaken by external solicitors as appointed by the council's legal team.</p> <p>All negotiations have been undertaken by the councils appointed agents Bruton Knowles.</p> <p>Ongoing maintenance costs will be delivered through the public realm contract.</p> |
| Details of any alternative options considered and rejected: | No suitable alternatives were proposed as the existing road had collapsed. |
| Details of any declarations of interest made: | None |

Signed..... Date: 24.02.25

Print Name: Ross Cook
 Job Title: Corporate Director Economy and Environment