

Record of operational decision

Decision title:	Commitment of Section 106 (S106) monies for instruction of design services and infrastructure works, Hildersley, Ross-on-Wye.										
Date of decision:	24 June 2026										
Decision maker:	Delivery Director- Infrastructure										
Authority for delegated decision:	Economy and Environment scheme of delegation line 71 Corporate Centre Directorate Scheme of Delegation line 159 Cabinet decision dated 02 March 2023 - Section 106 Portfolio of Works – S106 Delivery Proposals. Cabinet Report 02 March 2023										
Ward:	Ross East										
Consultation:	Consultation has taken place with relevant Ward Members of Ross East and Ross West as well as Ross Town Council as part of the original design work.										
Decision made:	Decision to fund up to £129,286.80 of Section 106 monies for instruction of design services and infrastructure works necessary to deliver the highways improvements and active travel measures outline in the S106 Heads of Terms.										
Reasons for decision:	• Works are currently underway on the Ross Enterprise Park (Model Farm) project including construction of a new junction off the A40, earthworks, drainage, utility and S278 & S38 highways works necessary to open up the Enterprise Park, secure the planning consent and create circa four acres of development-ready land. • To maximise efficiencies and value for money, the Principal Contractor, Fitzgerald Contractors Ltd. and Principal Designer, ONE Creative Ltd., for the project can complete part of the scoped S106 works including the Pedestrian crossing and Traffic Regulation Order (TRO) works concurrently with the above. • It is therefore recommended that Fitzgerald Contractors Ltd. and ONE Creative Ltd. are instructed to complete these works for agreed costs of £114,286.80. • The works will, through delivery of the S106 objectives improve resident safety by the construction and install of a controlled crossing, improved signing, lining and a reduced speed limit. • A contingency of £15,000 has been allowed for the completion of necessary surveys and to satisfy planning and regulatory requirements. • The project will be fully funded from Section 106 legal agreements: <table border="1"> <thead> <tr> <th>Planning Reference</th><th>GT / FIN Code</th><th>Contribution £</th><th>Expiry Date</th></tr> </thead> <tbody> <tr> <td>P150930/O 210374</td><td>GT06 / FIN2170</td><td>£129,286.80</td><td>01/07/2032</td></tr> </tbody> </table> Expenditure to date - £117,752.42 The programme of work is due to commence in June 2026 for a period of 6 months.			Planning Reference	GT / FIN Code	Contribution £	Expiry Date	P150930/O 210374	GT06 / FIN2170	£129,286.80	01/07/2032
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Highlight any associated risks/finance/legal/equality considerations:	• Both design and construction providers will be commissioned to undertake the works in line with Herefordshire Council's Contract Procedure Rules (CPRs) with value for money demonstrated. • ONE Creative Ltd. will act as Principal Designer for the scheme of works as a whole and therefore assume responsibility for managing health, safety, and welfare under Construction (Design and Management) Regulations 2015 (CDM 2015). • Cost variation – The project has an assigned S106 budget, which it cannot exceed. • Unforeseen events/costs – Potential unknowns or unforeseen costs could lead to overspend. The S106 contribution is finite, any overspend would need to be provided through additional means.
Details of any alternative options considered and rejected:	S106 works could be delivered following the Phase 1 Ross Enterprise Park project works, this is not recommended however as the contractors are on-site and can be instructed to complete the scheme within their current terms saving money, and the necessity for further road closures.
Details of any declarations of interest made:	None

Signed..... Date: 24th June 2026

Delivery Director- Infrastructure