



HARTLEPOOL BOROUGH COUNCIL

OFFICER DECISION RECORD

Department:	Resources and Development
Division:	Resources and Development (Development and Growth) Estates and Asset Management Section
Date of Decision / Issue of Licence:	9 th February 2023
Officer Making Decision:	Denise McGuckin (Managing Director)
Subject / Description & Reason for Decision:	<p>In 2022 the Council completed an agreement for lease with the Secretary of State for Education which will facilitate the construction and operation of the new SEND Free School to be located at Golden Flatts. Full planning permission for the school was recently granted and work will begin on the access road on 20th February. The access road is to be completed prior to work on the school starting. As this will mean work on the school building starting during the bird nesting season the project will be delayed unless the school building contractor is able to go on site to carry out vegetation removal and the like (to prevent nesting occurring on the site) this month.</p> <p>It is therefore proposed to grant a licence to the Secretary of State for Education which will allow the contractor (Bowmer and Kirkland) and or their subcontractor to go on site for a short period from 20th February to carry out the necessary work. They will also carry out temporary fencing of the site. As the construction of the access road is to start at the same time, access to the site will be taken from Brenda Road to avoid disruption to the road building and the health and safety issues that might arise.</p> <p>The terms of the licence are in brief as follows:</p> <p>Licensee: Secretary of State for Education</p> <p>Licence Period: 20th February 2023 to 10th March 2023</p> <p>Licence Fee: Peppercorn</p> <p>Permitted Use: 1. Clearance of site vegetation to include bushes, scrub, undergrowth, hedges, trees and tree stumps not exceeding 500mm girth, including disposal of arisings.</p>

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- 2. Provision of tree protection to retained trees
- 3. Removal of existing chain link fence and erection of temporary fencing to site perimeter
- 4. Installation and use of temporary site access from Brenda Road including protection of services

The site is shown verged red (and the access point verged blue) on the plan below.

Type of Decision: Non Key

Nature of Delegation Being Exercised: Committee Delegated Authority

In accordance with paragraph 4.2 of the Delegation Scheme set out at Part 3 of the Constitution the Managing Director is authorised to exercise any of those functions delegated to the Directors and hereby exercises the delegation as set out below:

DRD74	Power to approve land and property disposal, leases, lettings, licences, wayleaves, easements, undertaking and concluding rent reviews, lease renewals and the release and amendments of restrictions, covenants and other land and property matters within prescribed thresholds as set out in the Finance and Policy committee arrangements
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Alternative Options Considered and Rejected: None

Any Declared Register of Interest: No

OFFICER WITH THE DELEGATION

SIGNED: _____

NAME: Denise McGuckin

POSITION: Managing Director

DATE: 9th February 2023

