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EXECUTIVE DECISION RECORD

A1 Service Area	Communities & Open Spaces
A2 Title	Transfer of open space Shotwood Close
A3 Decision Taken By	Cabinet/ Leader/ Deputy Leader
A4 Chief Officer	Mark Rizk Please sign name: 
A5 Leader / Deputy Leader	Cllr C Whittaker Please sign name: 
A6 Date of Decision	19/9/16

Confidentiality

A7 Is this Decision confidential by containing exempt information as described in Schedule 12A of the Local Government Act 1972?	No
A7.1 If yes, please state relevant paragraph from Schedule 12A LGA 1972.	n/a

Scrutiny

A8 Which Scrutiny Committee should this decision be submitted to?	(Please tick as appropriate) ✓
Scrutiny (Promoting Local Economic Growth) Committee	<input type="checkbox"/>
Scrutiny (Value for Money Council Services) Committee	<input type="checkbox"/>
Scrutiny (Protecting and Strengthening Communities) Committee	<input checked="" type="checkbox"/>
Scrutiny (East Staffordshire Health) Committee	<input type="checkbox"/>

B1 What is the Decision?	The transfer of open space at Shotwood Close, Rolleston on Dove to Rolleston Parish together with the commuted sum of £10,000 indexed linked associated with planning application PA/04981/014 and the accompanying S106 agreement dated 6 th May 1999.
B2 What are the reasons for the Decision?	East Staffordshire Borough Council owns relatively few open space assets in the village of Rolleston. The sum of money would have more usage with Rolleston Parish Council who have a greater range of assets in and around the village and the maintenance of the open space will be transferred to the Parish.
B3 What are the contributions to Corporate Priorities?	Protecting and strengthening communities
B4 What are the Human Rights considerations?	There are no Human Rights issues arising from this decision.

Financial Implications

B5 What are the financial implications?	The main financial issues arising from this decision are as follows: the transfer of £10,000 of indexed linked S106 monies from ESBC to Rolleston Parish Council
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Revenue	2016/17	2017/18	2018/19
S106 Income Received – July 2016	(£10,000)		
Transfer funds to Rolleston PC	£10,000		
Net cost	£ 0		

The finance section has been approved by the following member of the Financial Management Unit:	Paul Billings]
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Policy Framework

B6 Is the Decision wholly in accordance with the Council's policy framework?	Yes
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B6.1 If No, does it fall within the urgency provisions (Part 3 of the Constitution)?	NA
B6.2 Has it got the appropriate approvals under those provisions?	NA
B7 Is the Decision wholly in accordance with the Council's budget?	Yes
B7.1 If No, does it fall within the urgency provisions (Part 3 of the Constitution)?	NA
B7.2 Has it got the appropriate approvals under those provisions?	NA

Equalities Implications

B8 What are the Equalities implications:
B8.1 Positive (Opportunities/Benefits): n/a
B8.2 Negative (Threats): n/a
B8.3 The subject of this decision is not a policy, strategy, function or service that is new or being revised. An equality impact assessment is not required.

Risk Assessment

B9 What are the Risk Assessment implications:
B9.1 Positive (Opportunities/Benefits): <ul style="list-style-type: none">- RPC would benefit from using the funds within the village- ESBC have fewer open space assets than RPC
B9.2 Negative (Threats): <ul style="list-style-type: none">- The monies move out of the control of ESBC
B9.3 The risks do not need to be entered in the Risk Register. Any financial implications to mitigate against these risks are considered above.

Legal Considerations

B10 What are the Legal Considerations:	
B10.1 There are no significant legal issues arising from this decision.	
This section has been approved by the following member of the Legal Team:	Liz Eastaugh

Sustainability Implications

B11 What are the Sustainability implications:

B11.1 The proposal would not result in an overall positive effect in terms of sustainability (including climate change and change adaptation measures).

Health & Safety Implications

B12 What are the Health & Safety implications:

B12.1 A Risk Assessment has not been carried out and entered into Harriet for all significant hazards and risks because there are no significant hazards or risks arising from this decision.

Key Decision

B13 Is this a Key Decision?	No
Note: A Key Executive Decision is one where: <ol style="list-style-type: none"> 1. REVENUE – Any contract or proposal with an annual payment or saving of more than £100,000 2. CAPITAL – Any capital project with a value in excess of £150,000 3. A decision which significantly affects communities living or working in an area comprising two or more wards. 	
B13.1 If this is a Key Decision, is this an urgent decision such that a delay caused by use of the Call-in Procedure would <u>seriously</u> prejudice the public interest?	NA
B13.2 If yes, has the Mayor or in his/her absence the Deputy Mayor or in his/her absence the Chair of the relevant Scrutiny Committee agreed that the decision will be exempt from Call-in?	NA

NOTE: If this decision is subject to the Call-in Procedure it will come into force, and may then be implemented, on the expiry of 3 working days after publication – unless 10 Members of the Council call in the decision.

Please send the original signed document to andrea.davies@eaststaffsbc.gov.uk