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EXECUTIVE DECISION RECORD

A1 Service Area	Market Hall
A2 Title	ESBC to continue the delegation of the operation of Markets within Uttoxeter to Uttoxeter Town Council.
A3 Decision Taken By	Deputy Leader/ Chief Officer
A4 Chief Officer	Please print name: Mark Rizk Please sign name: 
A5 Leader / Deputy Leader	Please print name: Cllr Colin Whittaker Please sign name: 
A6 Date of Decision	[9 / 11 / 18]

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.	


Scrutiny

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

<p>B1 What is the Decision?</p>	<p>To continue the delegation of the operation of Markets within Uttoxeter to Uttoxeter Town Council for a three year period commencing on 28th November 2018, with an option to continue after this period year on year until terminated by either party.</p> <p>A grant sum of £4,156 will be paid to Uttoxeter Town Council on 9th December each year of the Term. This figure will be inflated by RPI each following year. This will be based on September RPI (issued October) prior to that year's payment.</p>
<p>B2 What are the reasons for the Decision?</p>	<p>Uttoxeter Town Council have been successfully operating the Uttoxeter Markets for a number of years on behalf of ESBC. All parties are happy to continue with this agreement.</p>
<p>B3 What are the contributions to Corporate Priorities?</p>	<p>This activity falls under the remit of Promoting Local Economic Growth.</p>
<p>B4 What are the Human Rights considerations?</p>	<p>There are no Human Rights issues arising from this decision.</p>

Financial Implications

<p>B5 What are the financial implications?</p>	<p>The main financial issues arising from this decision are as follows:</p> <p>East Staffordshire Borough Council will pay Uttoxeter Town Council a grant sum of £4,156 per annum for an initial agreed period of 3 years.</p> <p>This payment will be inflated by the RPI figure each year. This will be based on September RPI (issued October) prior to that year's payment.</p> <p>The grant payment date will be 9th December each year of the term.</p> <p>This payment is already budgeted for within the existing MTFS.</p>
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The finance section has been approved by the following member of the Financial Management Unit:	Please print name: <p style="text-align: center;">ANYA MURRAY</p> Please 
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Policy Framework

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

Equalities Implications


B8 What are the Equalities implications: N/A
B8.1 Positive (Opportunities/Benefits):
B8.2 Negative (Threats):
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/attached as Appendix []].
B8.4 [The equality impact assessment identified the following actions to be carried out:]

Risk Assessment

B9 What are the Risk Assessment implications:
B9.1 Positive (Opportunities/Benefits): The market will continue to operate in Uttoxeter under the management of Uttoxeter Town Council
B9.2 Negative (Threats): N/a
B9.3 The risks do not need to be entered in the Risk Register.

Legal Considerations

B10 What are the Legal Considerations: A new lease will be drafted to confirm that ESBC has the rights to operate Markets within Uttoxeter and that it wishes to delegate and UTC wishes to accept a delegation to operate markets within Uttoxeter for a three year period commencing on 28 th November 2018.
B10.1 There are no significant legal issues arising from this decision.

<p>This section has been approved by the following member of the Legal Team:</p>	<p>Please print name: A. WALKFIELD Please sign name: </p>
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Sustainability Implications

<p>B11 What are the Sustainability implications: N/A</p>
<p>B11.1 The proposal would result in an overall positive effect in terms of sustainability (including climate change and change adaptation measures). The positive/negative impacts are set out below (please refer to guidance notes).</p>
<p>B11.2 Positive (Opportunities/Benefits): The market would be managed and operated directly from Uttoxeter.</p>
<p>B11.3 Negative (Threats):</p>

Health & Safety Implications

<p>B12 What are the Health & Safety implications: N/A</p>
<p>B12.1 [A Risk Assessment has been carried out and entered into Harriet for all significant hazards and risks.] [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.]</p>
<p>B12.2 [The significant hazards and risks have been identified in the Harriett Risk Assessment numbered []. Any financial implications to mitigate against these hazards and risks are considered above.]</p>
<p>B12.3 [Control measures and an action plan have been identified for any significant hazards and risks identified in the risk assessment. The positive/negative impacts are set out below]</p>
<p>B12.3.1 Positive (Benefits)</p>
<p>B12.3.2 Negative (Threats)</p>

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?	No
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