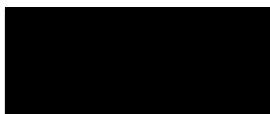
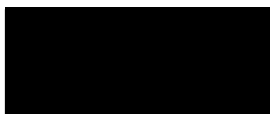




Please leave blank for completion by DS officers

EXECUTIVE DECISION RECORD

A1 Service Area	Legal
A2 Title	Deed of Variation and Licence for Alterations at Burton Place Shopping Centre
A3 Decision Taken By	Cabinet/ Leader/ Deputy Leader/ Chief Officer (please delete as appropriate)
A4 Chief Officer	Please print name: Andy O'Brien  Please sign name: 
A5 Leader / Deputy Leader	Please print name:  Please sign name: 
A6 Date of Decision	4th September 2019

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.	Paragraph []

Scrutiny

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


B1 What is the Decision?	To vary the lease of the Burton Place Shopping Centre (land at Station Street, Burton upon Trent) dated 5 th December 1986
B2 What are the reasons for the Decision?	The Council's tenant wishes to install Armco barriers at the rear of the shopping centre to prevent lorries from damaging the shopping centre when loading and un-loading. The Armco barrier will need to be installed on a small area of land within the ownership of the Council which is not contained within the lease demise. As the lease does not grant the right to do this, the lease will need to be varied so as to allow for the installation of equipment outside the demise of the premises. A licence to install the Armco barrier will then be entered into.
B3 What are the contributions to Corporate Priorities?	Value for money Council
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?	There are no financial issues arising from this decision.
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Revenue	2019/20	2020/21	2021/22

Capital	2019/20	2020/21	2021/22

The finance section has been approved by the following member of the Financial Management Unit:	Please print name: ANYA MURRAY Please sign name: 
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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)?	NA
B7.2 Has it got the appropriate approvals under those provisions?	Yes


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.
B8.4 [The equality impact assessment identified the following actions to be carried out:] N/A

Risk Assessment

B9 What are the Risk Assessment implications:
B9.1 Positive (Opportunities/Benefits): To protect the fabric of the shopping centre
B9.2 Negative (Threats): None
B9.3 The risks do not need to be entered in the Risk Register.

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:	Please print name: ANGELA WAKEFIELD Please sign name: 

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). The positive/negative impacts are set out below (please refer to guidance notes).
B11.2 Positive (Opportunities/Benefits): N/A
B11.3 Negative (Threats): N/A

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.
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.] N/A
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] N/A
B12.3.1 Positive (Benefits) N/A
B12.3.2 Negative (Threats) N/A

Key Decision

B13 Is this a Key Decision?	No <i>(please delete as appropriate)</i>
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 <i>(please delete as appropriate)</i>
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 <i>(please delete as appropriate)</i>

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