

Record of Officer's Decision

The Openness of Local Government Bodies Regulations 2014 and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

Date of Decision:	21 st February 2019
Decision Maker (Officer):	Cath Bicknell
Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):	<p>Part 3, Schedule 1 – Functions not to be the responsibility of an Authority's Executive :</p> <p>The discharge of the Town & Country Planning & Conservation functions. Matters delegated to the Head of Planning.</p> <p>Power to authorise stopping-up or diversion of footpath, bridleway or restricted byway. Ss.257 Town & Country Planning Act 1990.</p>
Identify which Portfolio Holder(s)/Committee Chairman consulted?	N/A
Ward Member(s) consulted?	No
Is it a Key Decision?	No
Is it subject to call-in?	No
Decision Made:	The diversion of part of Footpaths 10 & 11, Ardleigh in accordance with Town & Country Planning Act 1990 – Section 257 Public Path Diversion Order 2018
Reason for Decision (if a report was produced to support the Decision, refer to it):	To enable development to be carried out in accordance with Planning Permission 11/00746/FUL – Permanent erection of polytunnels for horticultural use. Land at Morrow Lane, Ardleigh, Essex
Highlight any associated risks/finance/legal/equality considerations:	N/A

<p>Details of any Alternative Options Considered and rejected (together with reasons):</p>	<p>N/A</p>																		
<p>Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision)</p> <p>If relevant, a note of the dispensation granted by the Monitoring Officer:</p>	<p>N/A</p>																		
<p>Reason Decision, or supporting Report, is not published:</p> <p><i>Tick one or more of the specific exemptions,</i></p> <p><u>and</u></p> <p><i>Give more information in the final box with regards to why the exemption applies and outweighs the public interest test (which is in favour of disclosure).</i></p>	<table border="1"> <tr> <td data-bbox="560 857 619 936"></td> <td data-bbox="619 857 1369 936"> <p>The report supporting the Decision contains confidential information</p> </td> </tr> <tr> <td data-bbox="560 936 619 1048"></td> <td data-bbox="619 936 1369 1048"> <p>The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:</p> </td> </tr> <tr> <td data-bbox="560 1048 619 1093"></td> <td data-bbox="619 1048 1369 1093"> <ul style="list-style-type: none"> • Relates to an individual </td> </tr> <tr> <td data-bbox="560 1093 619 1137"></td> <td data-bbox="619 1093 1369 1137"> <ul style="list-style-type: none"> • Likely to reveal the identity of an individual </td> </tr> <tr> <td data-bbox="560 1137 619 1249"></td> <td data-bbox="619 1137 1369 1249"> <ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation </td> </tr> <tr> <td data-bbox="560 1249 619 1361"></td> <td data-bbox="619 1249 1369 1361"> <ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings </td> </tr> <tr> <td data-bbox="560 1361 619 1585"></td> <td data-bbox="619 1361 1369 1585"> <ul style="list-style-type: none"> • Reveals that the Council proposes to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or to make an order or direction under any enactment </td> </tr> <tr> <td data-bbox="560 1585 619 1731"></td> <td data-bbox="619 1585 1369 1731"> <ul style="list-style-type: none"> • Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime </td> </tr> <tr> <td colspan="2" data-bbox="560 1731 1369 2027"> <p><u>And</u> is exempt if and so long, as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information</p> <p>Reasons:</p> </td> </tr> </table>		<p>The report supporting the Decision contains confidential information</p>		<p>The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:</p>		<ul style="list-style-type: none"> • Relates to an individual 		<ul style="list-style-type: none"> • Likely to reveal the identity of an individual 		<ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation 		<ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings 		<ul style="list-style-type: none"> • Reveals that the Council proposes to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or to make an order or direction under any enactment 		<ul style="list-style-type: none"> • Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime 	<p><u>And</u> is exempt if and so long, as in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information</p> <p>Reasons:</p>	
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Officers

Signed:

Cath Bicknell.

Title: Head of Planning

Dated: 21st February 2019