

### 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

<b>Date of Decision:</b>	15 <sup>th</sup> April 2019
<b>Decision Maker (Officer):</b>	Cath Bicknell
<b>Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):</b>	<p>Part 3, Schedule 1 – Functions not to be the responsibility of an Authority's Executive :</p> <p>The discharge of the Town &amp; Country Planning &amp; 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 &amp; Country Planning Act 1990.</p>
<b>Identify which Portfolio Holder(s)/Committee Chairman consulted?</b>	N/A
<b>Ward Member(s) consulted?</b>	No
<b>Is it a Key Decision?</b>	No
<b>Is it subject to call-in?</b>	No
<b>Decision Made:</b>	The diversion of part of Footpath 3, Great Bentley in accordance with Town & Country Planning Act 1990 – Section 257 Public Path Diversion Order 2018
<b>Reason for Decision (if a report was produced to support the Decision, refer to it):</b>	The diversion is required to facilitate the development of residential dwellings under 17/01759/DETAIL – the erection of 49 dwellings together with open space, landscaping, sustainable drainage and vehicular/pedestrian accesses from Heckfords Road, Great Bentley – approved on 2 <sup>nd</sup> February 2018
<b>Highlight any associated risks/finance/legal/equality considerations:</b>	N/A

Details of any Alternative Options Considered and rejected (together with reasons):	N/A
Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision)  If relevant, a note of the dispensation granted by the Monitoring Officer:	N/A
Reason Decision, or supporting Report, is not published:  <i>Tick one or more of the specific exemptions,</i>  <u><b>and</b></u>  <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>	The report supporting the Decision contains confidential information
	The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:
	• Relates to an individual
	• Likely to reveal the identity of an individual
	• Relating to financial or business affairs of a person or organisation
	• Relates to a claim for legal professional privilege in legal proceedings
	• 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
	• Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime
	And 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  Reasons:

**Officers**

Signed:

**Title: Head of Planning**

..... Cath Bicknell. |

**Dated: 15<sup>th</sup> April 2019**