

### 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>	7 December 2020
<b>Decision Maker (Officer):</b>	Ian Taylor – Head of Public Realm
<b>Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):</b>	Part 3, Schedule 3 – Responsibility for Executive Functions delegated to Officers paragraph 4.3 (1) – the Corporate Director has delegated authority to discharge executive functions within their respective service areas (Part 3.38). All delegations are subject to consultation where considered appropriate in the circumstances (paragraph 4.3 (4)(ii) – Part 3.39).
<b>Identify which Portfolio Holder(s)/Committee Chairman consulted?</b>	Cllr M Talbot Portfolio Holder for Environment and Public Spaces
<b>Ward Member(s) consulted?</b>	n/a
<b>Is it a Key Decision?</b>	No
<b>Is it subject to call-in?</b>	No
<b>Decision Made:</b>	To release S106 from Frinton, Walton and Kirby for the refurbishment of existing tennis courts and improvement to playing fields and open space
<b>Reason for Decision (if a report was produced to support the Decision, refer to or attach it):</b>	Section 106 funding request, approved by Planning Services
<b>Highlight any associated risks/finance/legal/equality considerations:</b>	None
<b>Details of any Alternative Options Considered and rejected (together with reasons):</b>	Existing budgets for public realm are for maintenance and minor improvements and are insufficient to meet this requirement.

<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><b><u>and</u></b></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>	<p>Not applicable – Decision [and report] to be published</p> <p>If Report is not to be published – tick one of the following boxes:</p> <table border="1"> <tr> <td data-bbox="528 678 587 752"></td> <td data-bbox="587 678 1334 752">The report supporting the Decision contains confidential information</td> </tr> <tr> <td data-bbox="528 752 587 864"></td> <td data-bbox="587 752 1334 864">The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:</td> </tr> <tr> <td data-bbox="528 864 587 902"></td> <td data-bbox="587 864 1334 902"> <ul style="list-style-type: none"> <li>• Relates to an individual</li> </ul> </td> </tr> <tr> <td data-bbox="528 902 587 940"></td> <td data-bbox="587 902 1334 940"> <ul style="list-style-type: none"> <li>• Likely to reveal the identity of an individual</li> </ul> </td> </tr> <tr> <td data-bbox="528 940 587 1052"></td> <td data-bbox="587 940 1334 1052"> <ul style="list-style-type: none"> <li>• Relating to financial or business affairs of a person or organisation</li> </ul> </td> </tr> <tr> <td data-bbox="528 1052 587 1164"></td> <td data-bbox="587 1052 1334 1164"> <ul style="list-style-type: none"> <li>• Relates to a claim for legal professional privilege in legal proceedings</li> </ul> </td> </tr> <tr> <td data-bbox="528 1164 587 1388"></td> <td data-bbox="587 1164 1334 1388"> <ul style="list-style-type: none"> <li>• 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</li> </ul> </td> </tr> <tr> <td data-bbox="528 1388 587 1536"></td> <td data-bbox="587 1388 1334 1536"> <ul style="list-style-type: none"> <li>• Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime</li> </ul> </td> </tr> </table> <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: n/a</p>		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:		<ul style="list-style-type: none"> <li>• Relates to an individual</li> </ul>		<ul style="list-style-type: none"> <li>• Likely to reveal the identity of an individual</li> </ul>		<ul style="list-style-type: none"> <li>• Relating to financial or business affairs of a person or organisation</li> </ul>		<ul style="list-style-type: none"> <li>• Relates to a claim for legal professional privilege in legal proceedings</li> </ul>		<ul style="list-style-type: none"> <li>• 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</li> </ul>		<ul style="list-style-type: none"> <li>• Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime</li> </ul>
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**Officers**

Signed: 

**Title: Head of Public Realm**

In consultation with: *M. J. Falbot* Portfolio Holder For Environment