

Record of Officer's Decision

The Openness of Local Government Bodies Regulations 2014

The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

Date of Decision:	05/01/2023
Decision Maker (Officer):	James Hill – Open Space & Transport Manager
Authority for Delegated Decision (Cabinet Decision or Scheme of Delegation – provide reference):	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 3.42). All delegations are subject to consultation where considered appropriate in the circumstances (paragraph 4.3 (4(ii) – Part 3.42).
If required, identify which Cabinet Member(s)/Portfolio Holder(s) consulted?	Environment and Public Space Portfolio Holder
Is it a Key Decision?	No
Ward Member(s) Consulted?	No
Decision Made:	To enter into a contract with Original Landscape Design for the provision to supply 760 trees following a competitive tender process.
Reason for Decision (if a report was produced to support the Decision, refer to and attach the same):	To enter into a contract with Original Landscape Design for the provision to supply 760 trees funded by the Essex County Council Tree Initiative grant from the government under the Urban Tree Challenge Fund.

<p>Highlight any associated risks/finance/legal/equality considerations:</p>	<p>TDC is required to fund the purchase of the trees initially to ensure planting in 2022/2023 and a Memorandum of Understanding has been signed.</p> <p>A Concurrence letter and Officer decision has been published previously for the MOU.</p> <p>The grant has been awarded and a memorandum of understanding confirms refund of the initial outlay in the same financial year.</p>														
<p>Details of any Alternative Options Considered and rejected (together with reasons):</p>	<p>To not accept entering into contract with Original Landscape Design would mean we would lose the opportunity to plant trees within this financial year following a tender process.</p>														
<p>Details of any declarations of interest (by Cabinet Member/Portfolio Holder 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>The Portfolio Holder has signed a letter of concurrence.</p>														
<p>Reason Decision 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</i></p>	<table border="1"> <tr> <td data-bbox="611 1373 683 1429"></td> <td data-bbox="691 1373 1394 1429">Decision contains confidential information</td> </tr> <tr> <td data-bbox="611 1440 683 1541"></td> <td data-bbox="691 1440 1394 1541">Decision falls within an exemption pursuant to Sch 12A Local Government Act 1972 Information:</td> </tr> <tr> <td data-bbox="611 1552 683 1608"></td> <td data-bbox="691 1552 1394 1608"> <ul style="list-style-type: none"> • Relates to an individual </td> </tr> <tr> <td data-bbox="611 1619 683 1675"></td> <td data-bbox="691 1619 1394 1675"> <ul style="list-style-type: none"> • Likely to reveal the identity of an individual </td> </tr> <tr> <td data-bbox="611 1686 683 1809"></td> <td data-bbox="691 1686 1394 1809"> <ul style="list-style-type: none"> • Relating to financial or business affairs of a person or organisation </td> </tr> <tr> <td data-bbox="611 1821 683 1944"></td> <td data-bbox="691 1821 1394 1944"> <ul style="list-style-type: none"> • Relates to a claim for legal professional privilege in legal proceedings </td> </tr> <tr> <td data-bbox="611 1955 683 2004"></td> <td data-bbox="691 1955 1394 2004"> <ul style="list-style-type: none"> • Reveals that the Council proposes to give under any enactment a notice under or by virtue of which </td> </tr> </table>		Decision contains confidential information		Decision falls within an exemption pursuant to Sch 12A Local Government Act 1972 Information:		<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
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test (which is in favour of disclosure).		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>	

Officers

Officer James Hill – Open Space and Transport Manager

Signed:



In consultation with:

Signed: *M. J. Talbot*

Environment and Public Space Portfolio Holder

Dated: 5/1/2023