



### 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>	07 March 2023
<b>Decision Maker (Officer):</b>	Damian Williams Corporate Director (Operations and Delivery).
<b>Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):</b>	<p>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).</p> <p>The Corporate Director (Operations and Delivery), Damian Williams, has delegated power to authorise an assignment of the current Lease over The Kiosk, Cliff Park, Dovercourt, Essex.</p>
<b>Identify which Portfolio Holder(s)/Committee Chairman consulted?</b>	Portfolio Holder for Corporate Finance and Governance.
<b>Ward Member(s) consulted?</b>	Yes
<b>Is it a Key Decision?</b>	No
<b>Is it subject to call-in?</b>	No
<b>Decision Made:</b>	To agree to the assignment of the Lease of The Cliff Park Kiosk, Dovercourt.
<b>Reason for Decision (if a report was produced to support the Decision, refer to or attach it):</b>	Officers received a request to assign the Lease from the current tenant of The Cliff Park Kiosk, Dovercourt to a third party. Officers met with the potential assignee to perform identity checks and obtain all relevant documents to complete due diligence. Following completion of this and successful reference checks, officers are

	satisfied that the potential assignee satisfies TDC's requirements to take on the Lease for the remainder of the term.
<b>Highlight any associated risks/finance/legal/equality considerations:</b>	No risks have been identified.
<b>Details of any Alternative Options Considered and rejected (together with reasons):</b>	Alternative options are to not to agree to the assignment. However, TDC as the Landlord, are not to unreasonably withhold consent for a request to assign the Lease. Officers have not found reason to believe that consent should be withheld in this request.
<b>Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision)</b>  If relevant, a note of the dispensation granted by the Monitoring Officer:	None
<b>Reason Decision, or supporting Report, is not published:</b>	Not applicable
<i>Tick one or more of the specific exemptions,</i>	<b>If Report is not to be published – tick one of the following boxes:</b>
<b>and</b>	<input type="checkbox"/> The report supporting the Decision contains confidential information
<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>	<input type="checkbox"/> The Report supporting the Decision falls within an exemption pursuant to Schedule 12A of the Local Government Act 1972 Information:
	<input type="checkbox"/> Relates to an individual
	<input type="checkbox"/> Likely to reveal the identity of an individual
	<input checked="" type="checkbox"/> Relating to financial or business affairs of a person or organisation
	<input type="checkbox"/> Relates to a claim for legal professional privilege in legal proceedings
	<input type="checkbox"/> 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
	<input type="checkbox"/> 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: Report contains confidential information</p>
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**Officer**

**Damian Williams**

Signed: 

Title: Corporate Director for (Operations and Delivery)

**Dated:** 7 March 2023

