

### 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>                                                                                          | 6 December 2023                                                                                                                                                         |
| <b>Decision Maker (Officer):</b>                                                                                  | Andrew Nepean                                                                                                                                                           |
| <b>Authority for Delegated Decision (Cabinet/Committee Decision or Scheme of Delegation – provide reference):</b> | Part 3, Schedule 3, Section 4.4– Responsibility for Executive Functions delegated to Officers                                                                           |
| <b>Identify which Portfolio Holder(s)/Committee Chairman consulted?</b>                                           | Cllr M Barry                                                                                                                                                            |
| <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 release S106 money to Lawford Parish Council for the upgrade to safety surfacing at the play area at School Lane, Lawford.                                           |
| <b>Reason for Decision (if a report was produced to support the Decision, refer to or attach it):</b>             | Following development in Lawford, developer contribution has become available to upgrade the play area at School Lane, this is to cope with additional use of the area. |
| <b>Highlight any associated risks/finance/legal/equality considerations:</b>                                      | None                                                                                                                                                                    |
| <b>Details of any Alternative Options Considered and rejected (together with reasons):</b>                        |                                                                                                                                                                         |

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| <p><b>Details of any declarations of interest (by Portfolio Holder/Committee Chairman who was consulted by the officer, which related to the decision)</b></p> <p><b>If relevant, a note of the dispensation granted by the Monitoring Officer:</b></p>                                                                              | n/a                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |  |
| <p><b>Reason Decision, or supporting Report, is not published:</b></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> <p><input type="checkbox"/> The report supporting the Decision contains confidential information</p> <p><input type="checkbox"/> 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"> <li><input type="checkbox"/> • Relates to an individual</li> <li><input type="checkbox"/> • Likely to reveal the identity of an individual</li> <li><input type="checkbox"/> • Relating to financial or business affairs of a person or organisation</li> <li><input type="checkbox"/> • Relates to a claim for legal professional privilege in legal proceedings</li> <li><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</li> <li><input type="checkbox"/> • Relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime</li> </ul> <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> |  |

**Officers**

Signed:

[Redacted Signature]

**Title: Public Realm, Manager**

In consultation with:

[Redacted Signature]

**Portfolio Holder for Leisure & Tourism**

Councillor M Barry  
c/o Town Hall  
Station Road  
Clacton on Sea  
Essex  
CO15 1SE

Dear Mr A Nepean

**Delegated Power Ref: Part 3, Delegated Powers, page 40 Clause 4.3.3**

**RE: REQUEST FOR THE RELEASE OF SECTION 106 CONTRIBUTIONS FOR IMPROVEMENTS TO THE SAFETY SURFACE AT SCHOOL LANE, LAWFORD**

I refer to your letter dated 6 December 2023 concerning the action you propose to take exercising the above delegated power in consultation with myself concerning the allocation of £9590.18 from Section 106 funds, as specified for the improvements to the safety surfacing at School Lane, Lawford.

\* I concur with the action you propose to take  or not concur with the proposed action

Councillor M Barry  
Portfolio Holder for Leisure and 

Dated

11.12.23.

\* Please delete as appropriate.

Additional comments (if any):