

**Chief Officer List of Decisions: April 2020 – June 2020****Deputy Chief Executive – Cath Shaw**

| TITLE / DECISION  | DATE OF DECISION | DECISION TAKER   | REASON   |
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| Phase 3 Dollis Valley EN5 2TS – Lease of land for substation site (GRP Kiosk) and Easements | 5.4.20           | Cath Shaw        | Authority to approve terms and enter into a Lease of land for a Substation at Phase 3 Dollis Valley EN5 2TS and the grant of Easements with the tenant Eastern Power Networks PLC and the grantor Countryside Properties (UK) Limited. |
| Phase 3 Dollis Valley EN5 2TS – Grant of Easement for Gas Lines.                            | 6.4.20           | Cath Shaw        | Authority to approve terms and enter into a Deed of Grant of easements for gas lines with E.S. Pipelines Limited on land coloured red on the Plan No. 10885.01B  |
| Phase 3 Dollis Valley EN5 2TS – Grant of Easement for underground Electric lines and ducts. | 6.4.20           | Cath Shaw        | Authority to approve terms and enter into a Deed of Grant of easements for new underground electrical lines and ducts with ESP Electricity Limited on land coloured red on the Plan No. 10886.01                                       |
| Chandos Community Centre, N20 9EQ   | 6.4.20           | Melanie Chiknagi | <p>To approve entering into a Deed of Rectification with Barratts .</p> <p>When the initial planning was granted in 2012 for Chandos Community Centre (CCC) it was restricted to D1 Community hub only.</p>                            |

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|   |           |           | <p>In 2014 a s73 application was submitted to widen the use of the CCC to include nursery, amongst other changes. The application was approved in 2015 to allow a nursery use in CCC.</p> <p>The Transfer of the CCC from Barratts to LBB was concluded on the 7 August 2018.</p> <p>The 2018 Transfer mirrored the use of the 2012 restricted use as a community centre only and failed to take into account the 2015 Deed of Variation to allow a nursery use.</p> <p>The Deed of Rectification will allow the mistake of the transfer of the 2012 restricted use to be rectified and allow CCC to be used as a nursery.</p> |
| Delegation of Powers: The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020 and The Public Health (Control of Disease Act 1984 | 12.4.2020 | Cath Shaw | To delegate the powers detailed above to the officers listed for the period referred to.   |
| West Hendon CPO3 – 226 Marsh Drive Acquisition  | 14.4.2020 | Cath Shaw | <p>The making of CPO3 was approved by ARG on 12th March 2018 and subsequently confirmed by the Secretary of State on 17th September 2019. CPO3 applies to residential properties at 1-10 Marriotts Close and 1-232 Marsh Drive and covers Phases 5 &amp; 6 of the regeneration scheme.</p> <p>For Phase 5 &amp; 6 it was originally anticipated that Barratt Metropolitan Limited Liability Partnership (BMLLP) would acquire the majority of leaseholder property interests directly. However, with the accelerated decant of Marsh Drive, the Council is now having to take a more</p>                                       |

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|  |           |           | <p>active in role in leasehold acquisitions and will need to acquire ahead of the original anticipated dates.</p> <p>The vendor of 226 Marsh Drive is a non-occupying owner who wishes to conclude the sale of his property by the end of the tax year we are advised to avoid unnecessary adverse tax consequences. It has therefore been agreed that the Council will acquire this property on 31 March 2020.</p> <p>This COD will be followed by a CHAPS payment memo, requesting payment to acquire the property and providing supporting solicitor instructions and evidence of all property acquisition costs.</p> <p>All costs associated with acquisition are covered by Barratt Metropolitan Limited Liability Partnership (BMLLP) under the terms of a CPO Indemnity Agreement agreed in 2006. It is anticipated that BMLLP will transfer the funds of this purchase to the Council, prior to completion of the acquisition.</p> <p>ARG, 12th March 2018, authorised the appropriate Chief Officer to take any further necessary actions to secure the making, confirmation and implementation of CPO3.</p> <p>DPR, 11th July 2018 authorised the private treaty acquisition of properties within CPO3 and land in accordance with Heads of Terms to be agreed in respect of each property.</p> <p>This COD specifies the property to be acquired and meets the requirements of LBB's Private Treaty Audit in 2019 regarding new CPO processes.</p> |
| Granville Road, Barnet NW2 2LJ- Grant Deed of easement relating to Cables at | 14.4.2020 | Cath Shaw | Grant authority to approve terms and Deed of Easement for the underground cable routes with Last Mile Electricity Limited subject to the Granville Road Stopping Up Order being granted.  |

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| Granville Road<br>London NW2 2LJ.   |           |           | The Council's property is registered at the Land Registry under Title Number MX359934.  |
| Barnet Council -<br>Financial planning<br>for trading during<br>COVID-19            | 22.4.2020 | Cath Shaw | To appoint up to 25 accountants, to provide one-to-one financial planning support to ten Barnet-based businesses each.<br><br>The total value of the project is £25,000, with a provision for each accountant to receive up to £1,000.  |
| Single Tender<br>Application – Cycle<br>to Work Scheme                              | 21.5.2020 | Cath Shaw | To agree for Halfords to provide a Cycle to Work Scheme via a Single Tender Application.  |
| West Hendon<br>CPO3 – 125 Marsh<br>Drive Acquisition-<br>Private Treaty Buy<br>Back | 21.5.2020 | Cath Shaw | Authorise acquisition of the leasehold interest and rights of 125 Marsh Drive for the purchase price of £197,466.63 which includes all heads of statutory compensation  |
| Grahame Park Plot<br>10 – Land<br>Appropriation                                     | 1.6.2020  | Cath Shaw | 1. That the Deputy Chief Executive decides that in accordance with the provisions of S.122 of the Local Government Act 1972, the land shown hatched red on the Appendix 1 attached plan (other than any area which is subject to public rights of way that have not yet been stopped up) may be appropriated as mentioned in paragraph 2 below to planning purposes, which for this purpose is defined in section 226 of the Town & Country Planning Act 1990 as development, re-development or improvement or a purpose which it is necessary to achieve in the interests of the proper planning of the area in which the land is situated and which the authority thinks is |

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|  |          |           | <p>likely to contribute to the achievement of any one or more of the following objects namely the promotion or improvement of the economic, social or environmental well-being of their area.</p> <p>2. That the Deputy Chief Executive confirms that the piece of land shown hatched in the plan appendix 1 of the report no longer required for the purposes for which it is held (currently held for housing purposes) and approves the appropriation of this land for planning purposes under section 122 of the Local Government Act 1972, other than any area which is subject to public rights of way that have not yet been stopped up.</p> |
| West Hendon<br>CPO3 – 128 Marsh<br>Drive Private<br>Treaty Acquisition | 1.6.2020 | Cath Shaw | Authorise acquisition of the leasehold interest and rights of 128 Marsh Drive for the purchase price of £198,553.63 which includes all heads of statutory compensation.   |
| West Hendon<br>CPO3 – 229 Marsh<br>Drive Private<br>Treaty Acquisition | 3.6.2020 | Cath Shaw | Authorise acquisition of the leasehold interest and rights of 229 Marsh Drive for the purchase price of £197,027.60 which includes all heads of statutory compensation.   |
| Access Licence for<br>16 Clifford Road,<br>New Barnet                  | 9.6.2020 | Cath Shaw | <p>The above Property is being sold by its current owner (the Vendor) who benefits from a personal licence to access the rear of the Property via Council owned land. The Licence renews from year to year and can be terminated by the Council</p> <p>The current terms of the licence are</p> <ul style="list-style-type: none"> <li>• 1 year from the 25/3/1980</li> <li>• Licence renew from year to year</li> <li>• Licence fee of £10.00 p.a.</li> </ul>  |

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|  |           |           | <ul style="list-style-type: none"> <li>• Licensee is responsible for maintenance</li> <li>• The Council may terminate the licence at any time on 6 months' notice</li> </ul> <p>The Vendor has been asked by the Purchaser to secure from the Council a similar right for the Purchaser.</p> <p>The following heads of terms have been agreed:</p> <ul style="list-style-type: none"> <li>• 1 year from completion of the licence</li> <li>• Licence shall renew from year to year</li> <li>• Licence fee of £100 per annum subject to annual increases in line with RPI</li> <li>• All other terms to remain as per previous licence, including termination and maintenance.</li> </ul> <p>The Vendor and Purchaser have already provided a solicitor's undertaking to meet the Council's costs.</p> |
| Planning Performance Agreement – Cricklewood Railway Yard (Plot 3), Land at rear of 400 Edgware Road, London NW2 6ND | 10.6.2020 | Cath Shaw | <p>This COD seeks authority to enter into a Planning Performance Agreement (PPA) in respect of the proposed erection and operation of a concrete batching plant and associated infrastructure on Plot 3 at the Cricklewood Railway Yard (also known as the Rail Freight Facility).</p> <p>The PPA will provide a framework for pre-application discussions between the LPA and Capital Concrete Ltd through their Planning Agents PDE Consulting, with a view to the submission of a planning application Summer 2020 and the assessment and determination thereafter.</p>  |

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| Assignment of Lease – Shop Premises -17 Bell Lane NW4 2BP              | 17.6.2020 | Cath Shaw | To grant an assignment of the Existing lease of the shop unit at 17 Bell Lane NW4 2BP, from the existing Mrs Bharat Vakharia to Susan Makin. Additionally, to authorise the change of use from a dry-cleaners to a general store.   |
| 1 The Concourse, Grahame Park, London, NW9 5XB                         | 17.6.2020 | Cath Shaw | <p>The Council to agree the grant of a new lease to tenant Yuk King Lau on the following terms:</p> <p>Rent: £7,500 pa</p> <p>Term: A term of 5 years Contracted outside the Security of Tenure provisions contained in the Landlord and Tenant Act 1954 part II</p> <p>Break: The Landlord or Tenant may determine the lease at any time upon 6 months' written notice.</p> <p>Use: use as a retail outlet for the sale of fried fish and takeaway food with no consumption of food on the Property within use class A5 of the Town and Country Planning (Use Classes) Order 1987 as at the date this lease is granted.</p> <p>Repairs: The Tenant will be responsible to keep the internal demise in full repair and not structure</p> <p>Council to insure and recharge tenant</p> |
| West Hendon CPO3 – Authorisation to issue General Vesting Declarations | 22.6.2020 | Cath Shaw | <p>CPO3 was confirmed by the Secretary of State on 17th September 2019.</p> <p>Authority is now sought to begin the process of vesting properties and land interests included within the CPO3 boundary.</p> <p>Assets, Regeneration and Growth Committee 12th March 2018 agreed that the appropriate Chief Officer be authorised to make General Vesting Declarations (GVDs) under the Compulsory Purchase (Vesting Declarations) Act 1981 and/or to serve notices to treat and notices of entry (if required) following confirmation of CPO3.</p> <p>Note that all costs will be recovered under the terms of the CPO Indemnity Agreement from Barratt Metropolitan LLP.</p>   |

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| Authorisation to enter into a contract with Guild Architectural Restoration to replace the roof of Hendon Library | 24.6.2020 | Cath Shaw | <p>Quotes for the replacement of the flat roof at Hendon Library were sought and only one bid was obtained, this bid came in over budget and the tender exercise was abandoned. A single tender procurement was undertaken pursuant to paragraph 6.2 of the Council's Contract Procedure Rules which resulted in awarding the works to Guild Architectural Restoration Ltd</p> <p>Guild Architectural Restoration are the preferred contractor for this project, as they meet the full specification provided and are within budget for the Contract works which is £63,585. The original quote just related to the roof replacement at the library. However, after inspection further works were necessary and therefore costs were revised to £82,029.90.</p> <p>The revised cost of the works is now £82,029.90 due to the following;</p> <ol style="list-style-type: none"> <li>1. Removal and reinstatement of air condition units</li> <li>2. The extra works required are related to servers sited in Hendon Library. They provide IT services borough wide and these servers must be kept constantly cool, failure to do so may result in a borough wide IT failure</li> <li>3. Provision for temporary air condition units to ensure main servers sited in the library continue to function</li> <li>4. A £5k provisional sum to be used to cover unforeseen works</li> </ol> |
| West Hendon CPO2a – Authorisation to issue General Vesting Declarations   | 29.6.2020 | Cath Shaw | <p>CPO2 &amp; CPO2a were confirmed by the Secretary of State on 20th October 2017.</p> <p>Authority is now sought to begin the process of vesting properties and Ind interests included within the CPO2a boundary.</p> <p>Full Council 4th April 2016 authorised the appropriate Chief Officer to make General Vesting Declarations (GVDs) under the Compulsory Purchase (Vesting Declarations) Act 1981 and/or to</p>   |



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|  |  |  | <p>serve notices to treat and notices of entry and Warrants for possession (if required) following confirmation of CPO2a.</p> <p>Note that all costs will be recovered under the terms of the CPO Indemnity Agreement from Barratt Metropolitan LLP.</p> <p>Authorise the issue of GVD No. 6 for properties identified on the CPO2a plan.</p> |
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*I have the required powers to make the decision documented above or have delegated authority to the recorded Officer. I am satisfied that all relevant advice has been sought in taking the above decision in order to ensure that the decision making framework of the organisation including the Constitution, Scheme of Delegation, Budget and Policy Framework and Legal issues including Equalities obligations are applied. I also confirm that a full audit trail will be retained on file and available on request by the relevant authority.*

**Signed**

**Cath Shaw**

**Date**

**30.6.2020**