

REPORT OF THE LEADER OF THE COUNTY COUNCIL**COMPENSATION FOR ACQUISITION OF LAND AT HIGH STREET, HUCKNALL
- HUCKNALL TOWN CENTRE IMPROVEMENT SCHEME (HTCIS)****Purpose of the Report**

1. To seek approval for a variation to the capital programme to fund the payment of compensation for the acquisition of land at High Street, Hucknall, subject to a capital bid to the Corporate Asset Management Group. The land in question is shown edged and dotted black on the attached plan and the terms are as detailed in this report and its exempt appendix.

Information

2. Some information relating to this report is not for publication by virtue of paragraph 3 of Schedule 12A of the Local Government Act 1972. Having regard to the circumstances, on balance the public interest in disclosing the information does not outweigh the reason for exemption because divulging the information would significantly damage the Council's commercial position. The exempt information is set out in the Exempt Appendix.
3. At its meeting on 18th October 2012 Transport & Highways Committee confirmed endorsement to continue to develop the HTCIS project including the acquisition of land by negotiation and compulsory acquisition.
4. Prior to completion of the road scheme, the subject property comprised an undeveloped site adjoining 38-40 High Street. The subject property now forms a road (for buses only) leading from Torkard Way to High Street.
5. The owner of the subject property has made a claim under Section 5 of the Land Compensation Act 1961 for compensation for land taken. Terms have been agreed for a settlement of the claim as detailed in the exempt appendix attached to this report.

Other Options Considered

6. To make an application to Lands Tribunal to settle the owner's claim; however, the costs associated with making an application are likely to exceed the proposed settlement with no guarantee of success.

Reason/s for Recommendation/s

7. To settle the landowner's compensation claim for land taken as part of the HTCIS.

Statutory and Policy Implications

8. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

9. The landowner's claim requires a financial settlement to be made by the County Council, as detailed in the exempt appendix to this report.

RECOMMENDATION/S

- 1) To approval a variation to the capital programme to fund the payment of compensation for the acquisition of land at High Street, Hucknall, subject to a capital bid to the Corporate Asset Management Group. The land in question is shown edged and dotted black on the attached plan and the terms are as detailed in this report and its exempt appendix.

Councillor Mrs Kay Cutts
Leader of the County Council

For any enquiries about this report please contact: Derek Higton, Service Director – Place & Communities, Tel: 0115 977 3498

Constitutional Comments (SG 19/03/2020)

10. This decision falls within the Terms of Reference of the Policy Committee to whom responsibility for the exercise of the Authority's functions relating compensation for land acquisition has been delegated.

Financial Comments (GB 03/07/2020)

11. It is proposed that the costs identified in the exempt appendix to this report are funded from borrowing, subject to a capital bid to the Corporate Asset Management Group.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

- Transport & Highways Committee meeting report on 18 October 2012.

Electoral Division(s) and Member(s) Affected

- Hucknall South
- Councillor Phil Rostance