



## **PUBLICATION OF DECISION LIST NUMBER 2/21-22**

### **MUNICIPAL YEAR 2021/2022**

Date Published: Tuesday 25 May 2021

This document lists the Decisions that have been taken by the Council, which require publication in accordance with the Local Government Act 2000. The list covers Key, Non-Key, Council and Urgent Decisions. The list specifies those decisions, which are eligible for call-in and the date by which they must be called-in.

A valid request for call-in is one which is submitted (on the form provided) to the Governance and Scrutiny Team in writing within 5 working days of the date of publication of the decision by at least 7 Members of the Council.

Additional copies of the call-in request form are available from the Governance and Scrutiny Team.

If you have any queries or wish to obtain further report information or information on a decision, please refer to:  
– Claire Johnson (0208 132 1154)

## SECTION 2: Notice of forthcoming Key Decisions for which it has not been possible to provide notice

This section lists the Key Decisions that are proposed to be taken by the Council, which require publication in accordance with the Local Government Act 2000. The decisions listed are those for which it has not been possible to provide 28 days' notice and need to comply with the Council's urgency procedure. There are two routes that can be followed in this instance to enable a decision to be taken.

### 1. Rule 15 – General Exceptions

This procedure is used in cases when:

- it is not possible to provide the required 28 days' notice of a key decision; but
- it is possible to provide a minimum of 5 working days' notice prior to the decision being taken;

### 2. Rule 16 – Special Urgency\*

This procedure should only be used in exceptional circumstances where it is not possible to:

- provide the required 28 days' notice prior of a key decision; and
- provide a minimum of 5 working days' notice prior to the decision needing to be taken;

**\*These decisions will not be eligible for call-in.**

If you have any queries or wish to obtain further report information or information on a decision please refer to: Claire Johnson 020 8379 4239

# Key Decision – Reference Number: KD: 5345 U235

## FORM A

### DETAILS OF KEY DECISION

Part 1/2* and reason	Date Decision Planned	Decision of	Proposed Key Decision	Ward/s affected by the decision	Contact Name and Number
Part 1 and 2 containing confidential personal and financial information		Executive Director of Place	<p>To obtain requisite authority to make payments for the compulsory purchase of private properties for the Electric Quarter regeneration scheme.</p> <p>The total payments are over £500,000</p> <p>Authority was delegated to the Director of Regeneration and Environment, acting in consultation with the Director of Finance, Resources and Customer Services, to acquire all necessary interests in land subject either by agreement or compulsorily by 17 June 2015 Cabinet (KD4076)</p>	Ponders End	David Bond, Senior Surveyor, Property Services 020 8132 1604

#### Reasons for Urgency:

These claims have been negotiated over the 3 years but have all been settled from September 2020 to May 2021.

Officers have therefore waited to produce a consolidated report to save Council time and resource. Difficulties have been encountered over the legal structure and authority of one claimant and external VAT advice has been required.

One claimant with a history of litigation against the Council over this scheme has now threatened the Council with legal action to enforce payment to which they are entitled which they consider to be unacceptably late. Whilst any payments would be made before any legal judgement, the Council would (potentially) be responsible for the claimant's legal costs. The use of these urgency powers would therefore avoid responsibility for meeting the claimants legal costs, Court fees, disbursements and would avoid unnecessary staffing resource being diverted towards defending any claim against the Council.

**Background Papers:**

No.	Description of Background Papers	Name and Telephone No. of Document Holder	Location/e-mail address
1	Log of Cabinet and delegated authority decisions relating to land acquisition for the Electric Quarter Scheme	David Bond, Senior Surveyor, Property Services 020 8132 1604	Property Services B Block South david.bond@ enfield.gov.uk
6	Reports from Avison Young consultant surveyors (contains exempt information due to commercial sensitivity and personal financial information)		

Please certify that the use of the urgency process has been agreed by the relevant Director:

Signed 

Received by Governance Team: CBRYANT

Date: 25 May 2021