



## Officer Decision Record – Key Decision

### Appendix A NOT FOR PUBLICATION

Exempt information within paragraphs 3 of Schedule 12A to the Local Government Act 1972 (as amended)

### Land Disposal Plot C, Pioneer Park North, Stallingborough

Key decisions taken by an officer are subject to the 5 day call in period from circulation to Members, and therefore the decision will be released for implementation following the call-in period and no call in being received

#### 1. Cabinet date and copy resolution this key decision relates to

14 December 2017

DN.79 Review of South Humber Industrial Investment Programme

That authority be delegated to the Director of Economy and Growth, in conjunction with the Portfolio Holder for Regeneration, Assets, Skills and Housing, to take all actions necessary to secure the continued implementation of SHIP.

Copies of said report are available from Democratic Service.

<https://www.nelincs.gov.uk/your-council/decision-making/cabinet/>

#### 2. Subject and details of the matter (to include reasons for the decision)

Approval is sought to sell a 3.42-acre parcel of land on the Pioneer Park North (PPN), known as Plot C, Phase 1A, to Aegis Energy Limited, a developer of green energy and renewable refuelling and recharging infrastructure for HGVs.

The proposed facility is intended to serve HGV fleets of green energy delivery vehicles operating from logistics hubs operating from, and visiting, NEL. The proposed facility will support logistics and distribution operators converting from diesel to green alternatives including bio compressed natural gas, battery electric vehicles, and hydrogen fuel cell electric vehicles which offer significant environmental advantages over diesel.

This plot is a prominent roadside position, but not within the curtilage of the Enterprise Zone so ideally placed for this type of proposed investment. By disposing of this plot NELC are continuing to demonstrate a track record of working with businesses to achieve the council's ambition of a stronger economy and support the Zero Carbon Roadmap by attracting private investment in sustainable transport measures.

Details of the proposed transaction are outlined in Closed Confidential Appendix A.

### 3. Decision being taken

For the Executive Director for Place and Resources to enter Heads of Terms with the intention to sell Plot C, Phase 1A, PPN, Stallingborough as per proposals in closed Appendix A, subject to contract, and on further terms at the discretion of the said Executive Director, to Aegis Energy Limited.

### 4. Is it an Urgent Decision? If yes, specify the reasons for urgency. Urgent decisions will require sign off by the relevant scrutiny chair(s) as not subject to call in.

No

### 5. Anticipated outcome(s)/benefits

Disposal of this piece of land will see the development of a renewable fuelling station, supporting industrial decarbonisation. In addition, it will create an income to the council in line with the business model of SHIP.

### 6. Details of any alternative options considered and rejected by the officer when making the decision (this should be similar to original cabinet decision)

None

**7. Background documents considered** (web links to be included and copies of documents provided for publishing)

Copies of Cabinet report (14<sup>th</sup> December 2017) are available from Democratic Service. <https://www.nelincs.gov.uk/your-council/decision-making/cabinet/>

**8. Does the taking of the decision include consideration of Exempt information? If yes, specify the relevant paragraph of Schedule 12A and the reasons**

No

**9. Details of any conflict of interest declared by any Cabinet Member who was consulted by the officer which relates to the decision (in respect of any declared conflict of interest, please provide a note of dispensation granted by the Council's Chief Executive)**

N/A

**10. Monitoring Officer Comments (Monitoring Officer or nominee)**

The decision is consistent with the will of Cabinet, noting the amended title of the Director as per the current scheme of delegation. Legal colleagues will continue to support and will endeavour to protect the Council's interests. The exempt information relating to the financial or business affairs of any particular person is engaged whilst the purchase is ongoing.

**11. Section 151 Officer Comments (Deputy S151 Officer or nominee)**

The sale of land will realise a capital receipt for the Council that can be used to support the Council's Capital Investment Programme.

**12. Human Resource Comments (Head of People and Culture or nominee)**

There are no direct HR implications.

**13. Risk Assessment (in accordance with the Report Writing Guide)**

Heads of Terms are time limited and a pre-cursor to a formal contract of sale. Any subsequent contract is handled by the Legal team to ensure the council are protected against non-delivery of the scheme.

**14. Has the Cabinet Tracker been updated with details of this decision?**

Yes

**15. Decision Maker(s):**

Name: Sharon Wroot

Title: Executive Director, Place and Resources

Signed: REDACTED

Dated: 4/8/2023

**16. Consultation carried out with Portfolio Holder(s):**

Name: Cllr Philip Jackson

Title: Leader

Signed: REDACTED

Dated: 4<sup>th</sup> August 2023

**17. If the decision is urgent then consultation should be carried out with the relevant Scrutiny Chair/Mayor/Deputy Mayor**

Name:

Title:

Signed:

Dated:

Key Decisions are defined in the Constitution as:

A decision (whether taken collectively or individually by members) which is likely:

- (i) to result in the Council incurring expenditure which is, or the making of savings which are, significant having regard to the Council's budget for the service or function to which the decision relates; or
- (ii) to be significant in terms of its effects on communities living or working in an area comprising two or more wards.

A decision will be considered financially significant if:

- (i) in the case of revenue expenditure, it results in the incurring of expenditure or making savings of £350,000 or greater;
- (ii) in the case of capital expenditure, the capital expenditure/savings are in excess of £350,000 or 20% of the total project cost, whichever is the greater

In determining whether a decision is significant in terms of its effect on an area comprising two or more wards, consideration shall be given to:

- (i) the number of residents/service users that will be affected in the wards concerned;
- (ii) the likely views of those affected (i.e. is the decision likely to result in substantial public interest)
- (iii) whether the decision may incur a significant social, economic or environmental risk.