

# EXECUTIVE DECISION

made by a **Cabinet Member**



**PLYMOUTH**  
CITY COUNCIL

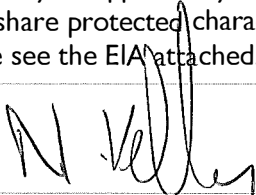
## REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L4 21/22

Decision	
1	<b>Title of decision:</b> Hoe Foreshore Repairs
2	<b>Decision maker (Cabinet Member):</b> Councillor Nick Kelly (Leader)
3	<b>Report author and contact details:</b> Ralph Bint, Facilities Manager, Facilities Management, HR&OD –01752 304949 <a href="mailto:ralph.bint@plymouth.gov.uk">ralph.bint@plymouth.gov.uk</a>
4	<b>Decision to be taken:</b>  <b>It is recommended that the Leader of the Council:</b> Approves the Additional Funding Allocates an additional £465,000 for the project into the capital programme and funded by Service Borrowing Delegates the award of the contract to Service Director for HR and OD
5	<b>Reasons for decision:</b>  Recent storm events have caused damage to Tinside East Steps and West Nosing. The area is well used by the Wild Swimming Community providing free access to the sea for exercise.  The original estimate was based on an assessment at the time, it was confirmed at that stage that the extent of the situation would not be confirmed until the material had been removed and a full investigation completed. Phase I, removal and full investigation has been completed, and it has been identified that a significantly greater scope of work than originally anticipated is required to stabilise the area and reinstate the steps.
6	<b>Alternative options considered and rejected:</b> <b>Option 1: Do Nothing</b> The damaged and dangerous steps have now been cleared exposing an area of friable ground, if left exposed this will be washed away resulting in potential undercutting of the area above including the Hoe Road. Without reinstatement of the steps the access to the swimming area will be restricted. The Hoe foreshore is one of Plymouths premier features which should be maintained.
7	<b>Financial implications:</b> A further £465,000 is required to complete the works, funded by Service Borrowing from FM.

8	Is the decision a Key Decision? (please contact <u>Democratic Support</u> for further advice)	Yes	No	Per the Constitution, a key decision is one which:
			X	in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total
			X	in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1million</b>
			X	is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.
If yes, date of publication of the notice in the <u>Forward Plan of Key Decisions</u>				
9	Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:	Caring Plymouth – Ensuring a safe public realm and access to the sea for wild swimmers. Maintaining one of Plymouth's premier features.		
10	Please specify any direct environmental implications of the decision (carbon impact)	No direct implications.		
<b>Urgent decisions</b>				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes		(If yes, please contact Democratic Support ( <a href="mailto:democraticsupport@plymouth.gov.uk">democraticsupport@plymouth.gov.uk</a> ) for advice)
		No	X	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:			Date
	Scrutiny Committee name:			
	Print Name:			
<b>Consultation</b>				
13a		Yes		

	<b>Are any other Cabinet members' portfolios affected by the decision?</b>	<b>No</b>	<input checked="" type="checkbox"/>	<b>(If no go to section 14)</b>
<b>13b</b>	<b>Which other Cabinet member's portfolio is affected by the decision?</b>			
<b>13c</b>	<b>Date Cabinet member consulted</b>			
<b>14</b>	<b>Has any Cabinet member declared a conflict of interest in relation to the decision?</b>	<b>Yes</b>	<input type="checkbox"/>	If yes, please discuss with the Monitoring Officer
		<b>No</b>	<input checked="" type="checkbox"/>	
<b>15</b>	<b>Which Corporate Management Team member has been consulted?</b>	<b>Name</b>	Kim Brown	
		<b>Job title</b>	Service Director HR and OD	
		<b>Date consulted</b>	December 2021	
<b>Sign-off</b>				
<b>16</b>	<b>Sign off codes from the relevant departments consulted:</b>	<b>Democratic Support (mandatory)</b>	DS02 21/22	
		<b>Finance (mandatory)</b>	djn.21.22.18	
		<b>Legal (mandatory)</b>	MS/03.06.21	
		<b>Human Resources (if applicable)</b>		
		<b>Corporate property (if applicable)</b>	S0244RB20210216	
		<b>Procurement (if applicable)</b>		
<b>Appendices</b>				
<b>17</b>	<b>Ref.</b>	<b>Title of appendix</b>		
	A	Briefing note		
<b>Confidential/exempt information</b>				
<b>18a</b>				

	<b>Do you need to include any confidential/exempt information?</b>	<b>No</b>	<input checked="" type="checkbox"/>	<p>If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in <b>18b</b> below.</p> <p>(Keep as much information as possible in the briefing report that will be in the public domain)</p>				
		<b>Exemption Paragraph Number</b>						
		1	2	3	4	5	6	7
<b>18b</b>	<b>Confidential/exempt briefing report title:</b>							
<b>Background Papers</b>								
<b>19</b>	<p>Please list all unpublished, background papers relevant to the decision in the table below.</p> <p>Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.</p>							
<b>Title of background paper(s)</b>		<b>Exemption Paragraph Number</b>						
		1	2	3	4	5	6	7
<b>Foreshore Repairs Business Case</b>				X				
<b>Cabinet Member Signature</b>								
<b>20</b>	<p>I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not. For further details please see the EIA attached.</p>							
<b>Signature</b>				<b>Date of decision</b>	3 June 2021			
<b>Print Name</b>	<p>Cllr Nick Kelly, Leader of Plymouth City Council</p>							