



**Cabinet recommendations for consideration by Council
at the Council Meeting on Monday, 20 February 2012**

Cabinet – 5 January 2012

118 Lewes Cemetery, Winterbourne Hollow, Lewes

The Cabinet considered Report No 9/12 relating to proposals to grant a wayleave to BT in respect of a broadband telephone connection which needed to be taken under the Council's land at Winterbourne Hollow, Lewes, and to extend delegated powers to the Corporate Head of Communities and Enterprise in respect of the granting of wayleaves.

The connection was in respect of a newly built house on land which was adjacent to the Council's land. The route, which was indicated by a broken line on the plan that was appended to the Report, was at the foot of a retaining boundary wall and, in part, ran under a planting bed. The Council's Tree and Landscape Officer had no objection to the wayleave being granted.

It was proposed that the wayleave comprise consent to the laying of up to 42m of 100mm underground duct and cable and joint box to serve the new property and that the term be in perpetuity but subject to the right to ask BT to change, move or remove the apparatus if that was necessary in order that the land owner could make an improvement to the property.

Wayleave agreements were often needed at short notice. The Report therefore suggested that it would be helpful if the Corporate Head of Communities and Enterprise had delegated power to deal with requests for wayleaves which, if implemented, would enable decisions to be made quickly when the request did not raise any points of concern.

Resolved:

- 118.1** That a wayleave be granted to BT in respect of a broadband telephone connection which needs to be taken under the Council's land at Winterbourne Hollow, Lewes, as detailed in Report No 9/12,

CHCE/
CHLDS

on terms acceptable to the Corporate Head of Communities and Enterprise and the Corporate Head of Legal and Democratic Services.

It was further

Recommended:

118.2 That the delegated powers of the Corporate Head – Communities and Enterprise be extended under the heading ‘A Property Function’, as follows:

“(d) to grant wayleaves for utilities where the consideration does not exceed £1000 and the Corporate Head – Communities and Enterprise has first consulted the Tree and Landscape Officer, the Lead Councillor (Cabinet) and the Corporate Head – Legal and Democratic Services.”

CHCE/
CHLDS
(both to
note)

Reasons for the Decisions:

To facilitate a requested communication service to a newly built dwelling as approved under planning approval LW/11/0023 and to extend the delegated powers of the Corporate Head of Communities and Enterprise.

† *The Recommendation, and not the Resolution, in the above Minute is for consideration by Council.*

Councillors are requested to bring with them to the meeting Report No 9/12 which was circulated with the agenda papers for the meeting of the Cabinet on 5 January 2012. If you require a further copy of the document please contact Trevor Hayward, Committee Officer, on e-mail trevor.hayward@lewes.gov.uk or telephone 01273 484122

120 Meetings Timetable 2012/2013

The Cabinet considered Report No 11/12 relating to the proposed meetings timetable for the 2012/2013 municipal year.

The draft timetable had been circulated to all councillors and Chief Officers for comment.

Paragraphs 5 to 10 of the Report set out details of constraints which had been taken into account when compiling the timetable.

Recommended:

120.1 That the meetings timetable for the 2012/2013 municipal year, as set out at Appendices A and B to Report No 11/12, be approved and adopted.

CHLDS (to note)

Reason for the Decision:

To facilitate the smooth running of the Council's business in the municipal year 2012/2013.

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