


## EXECUTIVE DECISION NOTICE

<b>SERVICE AREA:</b>	<b>PLACE.</b> Estates Business.
<b>SUBJECT MATTER:</b>	<b>s.104 Agreement – Land off Manchester Road, Audenshaw.</b>
<b>DECISION:</b>	To enter into a tri-party s.104 agreement with United Utilities Water Limited and Mosscafe St.Vincents Housing Group Limited in respect to the laying, servicing and future renewal of foul and/or surface water sewers across an area of Council owned land adjacent to St. Annes Primary School.
<b>DECISION TAKER(S):</b>	Ian Saxon.
<b>DESIGNATION OF DECISION TAKER (S):</b>	Director of Place.
<b>DATE OF DECISION:</b>	29 October 2021.
<b>REASON FOR DECISION:</b>	To facilitate the delivery of housing on the former St. Annes Nursery site which has recently been sold by the Diocese.
<b>ALTERNATIVE OPTIONS REJECTED (if any):</b>	Do nothing and not enter into an agreement with United Utilities.
<b>CONSULTEES:</b>	None.
<b>FINANCIAL POSITION:</b>	The s.104 agreement forms part of a linked transaction which included the sale of a small strip of land to the developer and the granting of an easement across retained Council land.
<b>DELEGATIONS:</b>	22 - The negotiation and acceptance of terms for the granting, renewing, reviewing, varying or assignment of leases, underleases, tenancies, licences and any other interest in Council property.
<b>CONFLICT OF INTEREST:</b>	None.
<b>DISPENSATION GRANTED BY STANDARDS COMMITTEE ATTACHED:</b>	N/A.
<b>ACCESS TO INFORMATION:</b>	<b>CONFIDENTIAL</b>  Not for Publication: This report contains exempt information relating to paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 (as amended) in that it relates to information relating to the financial or business affairs of a particular person (including the authority holding that information).
<b>BACKGROUND:</b>	The background papers relating to this report can be inspected by contacting the report author;  Telephone: 0161 342 3420.

E-mail: [mark.prestwich@tameside.gov.uk](mailto:mark.prestwich@tameside.gov.uk)



Signed

Dated: 29 October 2021

Ian Saxon, Director of Place