

EAST LINDSEY DISTRICT COUNCIL EXECUTIVE DECISION NOTICE

1. Decision to be taken: To agree financial settlement to compensate protected business tenant for early lease termination of lease at the Ice Cream Kiosk, The Colonnade, Pleasure Gardens, Sutton on Sea.

2. This is a:

PORTFOLIO HOLDER SUPPORTED OFFICER DECISION

Note: This form should not be used for Key Decisions

3. The following is the decision making body or person:

OFFICER Edward Cox, Senior Property Officer

After consultation with Neil Cucksey, Assistant Director for Property, Business & Growth

4. Financial implications from this decision have been communicated to the Portfolio Holder for Finance and the Leader? Yes

5. The decision was taken on: 03 January 2020

Note: - the above date to be completed by Democratic Services upon publication

6. Contact Officer and details: Edward Cox, Edward.cox@e-lindsey.gov.uk, 01507 613021

7. List of documents submitted for consideration in relation to the matter in respect of which the decision is to be made: EFS bundle of documents relating to negotiations with professional advisors.

8. Where the documents are held and where they can be obtained from (except exempt items) when they become available: Room 10, Tedder Hall, Manby.

9. The reason for the decision and other alternative options considered and rejected: Tenant is entitled to compensation where the Council has sought possession of the premises early and does not intend to re-let to the tenant. In the absence of agreement litigation would ensue for which the legal costs are likely to exceed the quantum of settlement agreed.

10. Declaration of any conflicts of interest of the decision making body or the individual:None

11. Provide a note of any subsequent dispensations granted by the Head of Paid service:N/A

12. Financial Implications of this Decision:-

Estimated cost:- £19,339.80 plus legal advices incurred by ELDC, estimated at £2,500 - 3,000.

Funded from:- Colonnade Replacement Project - 54010/PROP/2508/648 (compensation payment) and the legal element to 41020/PROP/2508/648.

N.B. Please enter names below, signatures will be retained as a hard copy and will not be published therefore should be provided on page 3 of this form:

13. This decision has been signed off by:

Adrian Sibley, S.151 Officer

Neil Cucksey, Assistant Director (Property, Business & Growth)

Councillor Richard Fry, Portfolio Holder (Finance)
