

KENT COUNTY COUNCIL – RECORD OF DECISION

DECISION TAKEN BY:

Peter Oakford, Deputy Leader and Cabinet Member for Finance, Corporate and Traded Services

DECISION NO:

20/00075

For publication (*Does not include information which is exempt from publication under schedule 12a of the Local Government Act 1972*)

Key decision: No

Subject Matter / Title of Decision:

Deed of Surrender and Grant of a new 99-year underlease to South East Power Networks (SEPN) at The Abbey School, Faversham.

Decision:

As Deputy Leader and Cabinet Member for Finance, Corporate and Traded Services, I agree to:

- authorise KCC to enter into a deed of surrender and 99 year underlease to South East Power Networks at The Abbey School in Faversham for the purposes of an electricity sub-station / kiosk; and
- delegate authority to the Director of Property and Infrastructure to take necessary actions, included but not limited to entering into relevant contracts or other legal agreements, as required to implement this decision.

Reason(s) for decision:

As this underlease is over 20 years, it falls outside of the Delegated Powers set out in KCC's Property Management Protocol. Therefore, this is a decision that must be taken by the Deputy Leader and Cabinet Member for Finance, Corporate and Traded Services.

This is a Department of Education (DfE) project, part of the Priority School Building Program, and the works which require the substation underlease are being arranged at the request of the DfE.

Cabinet Committee recommendations and other consultation:

A Decision Report was shared with the Policy and Resources Cabinet Committee with the Proposed Record of Decision and duly noted on 29th July 2020.

Minute from the P&R Cabinet Committee meeting on 29th July 2020:

Mr J Sanderson (Head of Property Operations) was in attendance for this item

(1) *Mr Sanderson introduced the report which set out the proposal to undertake a deed of surrender and enter into a 99-year underlease to South East Power Networks at The Abbey School in Faversham for the purposes of a new electricity sub-station / kiosk.*

(2) *RESOLVED that the proposed decision to be taken by the Cabinet Member to:*

- a) authorise KCC to enter into a deed of surrender and 99-year underlease to South East Power Networks at The Abbey School in Faversham for the purposes of an electricity sub-station / kiosk; and*
- b) delegate authority to the Director of Property and Infrastructure to take necessary actions, included but not limited to entering into relevant contracts or other legal agreements, as required to implement this decision,*

be endorsed.

Any alternatives considered and rejected:

This is a DfE Priority School Building Program 'PSBP'. KCC, The Abbey School and the Schools Governing Body signed a "back to back" letter which sought formal agreement that the school and KCC would assist the Secretary of State in fulfilling those obligations that relate to the School's site and activities. A new substation is required as part of this project and therefore no other options are considered.

Any interest declared when the decision was taken and any dispensation granted by the Proper Officer:

n/a

Mr P Oakford

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Signed

05 Aug 2020

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Date