

Nottingham City Council Delegated Decision



Nottingham
City Council

Reference Number:	3313
Author:	Pippa Hall
Department:	Development and Growth
Contact:	Pippa Hall (Job Title: Portfolio and Investment Manager, Email: pippa.hall@nottinghamcity.gov.uk, Phone: 0115 8763602)
Subject:	24-32 Carlton Street and 31-33 Warser Gate
Total Value:	Exempt (Type: Revenue)
Decision Being Taken:	To approve the surrender of the rights and interest of the existing occupiers at the properties and to agree a payment plan for the rental owed, which includes a reduction in the rent owed.
Reasons for the Decision(s)	The existing occupier is not trading as anticipated and they have reached agreement to merge with another party, who will then be able to make payment of the rental owed. They wish to end their occupation at the property and pass it back to the Council to end their liability for the property.
Other Options Considered:	To refuse the surrender and payment plan - this option was rejected as it would mean the tenant would go into administration and the chance to recover the rent arrears owed would be significantly reduced.
Background Papers:	None.
Published Works:	None
Affected Wards:	Bridge

Colleague / Councillor Interests:	None.
Any Information Exempt from publication:	Yes
Exempt Information:	
Description of what is exempt:	Rent and terms of the agreement.
	An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972
3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information).	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because it contains sensitive information which could prejudice future negotiations.
5 - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because disclosure of the legal advice given relating to this matter may prejudice the Council's position.
Documents exempt from publication:	BGI NCC proposal.docx, 24 to 32 Carlton Street Exempt Information document conveyancing.docx, Fin Comments Carlton StreetDB amended.docx, Exempt appendix Carlton St re surrender.pdf
Consultations:	Those not consulted are not directly affected by the decision.
Crime and Disorder Implications:	There are no Crime and Disorder implications.
Equality:	EIA not required. Reasons: An EIA is not required because the proposal does not have an impact on equality issues.
Decision Type:	Portfolio Holder

Subject to Call In:	Yes
Call In Expiry date:	08/11/2018
Advice Sought:	Legal, Finance, Property
Legal Advice:	This advice is exempt from publication and is contained within an exempt appendix Advice provided by Mick Suggett (Team leader: Conveyancing) on 21/06/2018.
Finance Advice:	This advice is exempt from publication and is contained within an exempt appendix Advice provided by Mandy Bryce (Finance Analyst) on 26/06/2018.
Property Advice:	Property transaction - no further advice required. Advice provided by Peter Carroll (Portfolio and Investment Manager) on 11/07/2018.
Signatures	Jon Collins (Leader & PH for Regeneration and Growth)
	SIGNED and Dated: 01/11/2018
	Chris Henning (Corporate Director for Development and Growth)
	SIGNED and Dated: 26/10/2018