

CABINET MEMBER DECISION



SOUTH
KESTEVEN
DISTRICT
COUNCIL

Decision:

That approval is granted for the land on the East side of Watergate and on the West side of Swinegate, Grantham (as per the plan) be transferred to National Grid Electricity Distribution (East Midlands) plc for the total sum of £1.00. The transfer is made in consideration of the covenants on the Transferee's part.

(1) Details of Decision

To seek approval for the transfer of a section of Land on the East side of Watergate and on the West side of Swinegate, Grantham (16 square meters, shown shaded pink on the plan attached) on terms agreed between the parties to facilitate the construction of 20 new housing units at Swinegate, Grantham.

(2) Considerations/Evidence

To seek approval for the transfer of a section of Land on the East side of Watergate and on the West side of Swinegate, Grantham (16 square meters, shown shaded pink on the plan) on terms agreed between the parties.

A summary of the Planning history for the site this relates to is listed below. Original Planning permission Granted for the scheme Dec 2021(Ref: S21/2094) S73 application approved April 2023 to pick up changes to the scheme (Ref: S23/0780). A further Non-Material Amendment application to pick up the PV panels and sub-station was approved September 2023 (Ref: S23/1634).

As part of the Swinegate scheme there is a requirement to move the substation, so this land is being transferred to National Grid to facilitate this move. National Grid's legal team are looking at the legal requirements with the Council and Legal Services Lincolnshire. Lindum (as contractors for the new build scheme) highlighted that the position of the sub-station has moved north slightly, which is reflected in the legal documents.

This transfer of land to National Grid is a disposal at an undervalue and the Council has to follow the correct procedures for disposal under s123.

To ensure that the Council's decision to transfer this land for no value is not

challenged it needs to be satisfied that it has complied with the relevant procedures in its constitution for undervalue transfers and have evidence that it has done so such as a formal sign off under delegated authority following an undervalue report.

(3) Reasons for Decision:

To allow the Swinegate scheme of 20 Affordable Units to proceed.

Conflicts of Interest

(Any conflict of interest declared by any other Cabinet Member consulted in relation to the decision to be recorded).

None

Dispensations

(Any dispensation granted by the Monitoring Officer in respect of any declared conflict of interest to be noted).

None

Decision taken by:

Name: Councillor Virginia Moran
Cabinet Member for Housing

Date of Decision: 26 June 2024

Date of Publication of Record of Decision: 26 June 2024

Date decision effective (i.e. 5 days after the date of publication of record of decision unless subject to call-in by the Chairman of an Overview and Scrutiny Committee or any 5 members of the Council from any political groups):

4 July 2024