



**SOUTH
KESTEVEN
DISTRICT
COUNCIL**

Officer Delegated Decision

25 June 2026

Richard Wyles – Deputy Chief
Executive & S151 Officer

New Licence and Easement with Post Pack Ltd to access Grantham Canal

To approve the grant of a new Licence and an Easement at Earlesfield Lane, Grantham to allow access to carry out water level control and safe access installations and for their ongoing maintenance.

Contact

Peter Withers, Interim Capital Projects Officer

✉ Peter.withers@southkesteven.gov.uk

Decision made by:	Richard Wyles – Deputy Chief Executive and Section 151 Officer
Decision:	<ol style="list-style-type: none">1) To grant the Licence for the duration of the works, terminable with 1 months' notice for either party.2) To enter into an Easement on ongoing access on land at Earlesfield Lane, Grantham, owned by Post Pack Ltd
Public or Exempt:	This report is not exempt from publication; however, Appendix 1 is exempt from publication
Key Decision?	No
For call in?	No
Reasons for exemption:	N/A
Conflicts of interest:	No
Policy compliant:	Yes

Details of delegation:

In accordance with Part 3(c) of the Constitution (Responsibility for Functions), Part 26 Property (including land) paragraph (a) the Deputy Chief Executive & S151 Officer has

- (a) Responsibility for managing the Council's commercial property and development function and external consultants retained for that purpose.

Part 17 (Legal Proceedings)

- (b) To sign any document where it is necessary to any legal procedure or proceedings on behalf of the Council unless any enactment or the Council has given authority to some other person.

1. Implications

Taking into consideration implications relating to finance and procurement, legal and governance, risk and mitigation, health and safety, diversity and inclusion, safeguarding, staffing, community safety, mental health and wellbeing and the impact on the Council's declaration of a climate change emergency, the following implications have been identified:

Finance

- 1.1 The costs of installation, ongoing maintenance and repair of the water level control and safe access installations will be the responsibility of SKDC, as will the costs of preparing the Licence and the Easement.

Completed by: *Richard Wyles, Deputy Chief Executive & S151 Officer*

Legal and Governance

- 1.1 The transaction will be subject to normal property legal due diligence and the drafting, agreement and negotiation of formal legal documentation between the parties.
- 1.2 The Deputy Chief Executive can authorise the signing of any legal agreements within his directorate using the delegated powers above.
- 1.3 If the works to the canal are required for drainage purposes, there is a further delegation that may be appropriate under Part 26 Property (including land) at

section (k), where he can ‘*serve notices and authorise repairs in relation to drainage under relevant legislation.*’

Completed by: *James Welbourn, Democratic Services Manager*

2. The Purpose of the Report

- 2.1 The purpose of the report is, firstly, to authorise the Licence for access during the construction period to install water level control and safe access works, with termination by either party with 1 months’ notice, on land at Earlesfield Lane, Grantham. Secondly to authorise the Easement for ongoing access to carry out maintenance of these installations.

3. Available Options Considered

- 3.1 To grant the Licence and Easement, in line with the documents enclosed in Appendix 1 – Licence, and Appendix 2 – Draft Easement. These are to provide access for construction and ongoing maintenance.
- 3.2 To not grant the Licence and Easement would prevent SKDC from carrying out these essential works which are to ensure the canal is maintained and safe to access for SKDC and contractor staff, as well as controlling water levels in the canal. The land is private land and therefore SKDC need the agreement of the owner for this access.

4. Preferred Option

- 4.1 To grant the Licence and Easement in line with the documents enclosed in Appendix 1 and 2 (Option 3.1).

5. Reasons for the Decision(s)

- 5.1 The land is owned by Post Pack Ltd, but access is required by SKDC for to carry out the works and to maintain the installations in the future.
- 5.2 The works are required to allow safe access for SKDC staff and third parties to maintain water level control installations.
- 5.3 SKDC will be responsible for the repair and maintenance of the installations.
- 5.4 All costs associated with the Licence and Easement will be paid for by SKDC and subject to VAT.
- 5.6 The rent payable is a nominal amount of £1, as it is seen as a mutually beneficial initiative for Post Pack as their land is adjacent to the canal.

6. Appendices

6.1 Appendix 1 – Licence.

6.2 Appendix 2 – Draft Easement.

Signed by: **Richard Wyles**

Dated: **25 June 2026**
