

Overview and Scrutiny Panel Recommendations	Cabinet Decision	Council decisions
<p>Summary of Overview and Scrutiny Panel Recommendations to Cabinet</p>		
<p>At the Extraordinary Overview & Scrutiny Panel meeting held on 11 February 2014:</p> <p>Pleasurama Site Development Review Task & Finish Group recommendations to OSP</p> <p>Proposed by Cllr Harrison, seconded by Cllr Campbell and AGREED to recommend that Cabinet approves the following recommendations:</p> <ul style="list-style-type: none"> a. The current development agreement and leases be terminated; b. There be no re-negotiation of the current development agreement; c. The previous advice from Eversheds Solicitors be reviewed to determine why the development agreement did not contain a longstop date entitling the Council to terminate the agreement if the development was not completed by that date; d. As part of the preparatory steps to terminate the development agreement, a rigorous development programme be established in consultation with a construction expert to include clear milestones for all phases of the 	<p>At the extraordinary Cabinet meeting on 20 February 2014:</p> <p>Overview & Scrutiny Panel Recommendations to Cabinet - Pleasurama Site Development Review</p> <p>Councillor Everitt proposed, Councillor C. Hart seconded and Members AGREED the findings and subsequent recommendations of the Overview & Scrutiny Panel (1.a-f) as detailed below that:</p> <ul style="list-style-type: none"> 1. <ul style="list-style-type: none"> a. The current development agreement and leases be terminated; b. There be no re-negotiation of the current development agreement; c. The previous advice from Eversheds Solicitors be reviewed to determine why the development agreement did not contain a longstop date entitling the Council to terminate the agreement if the development was not completed by that date; d. As part of the preparatory steps to terminate the development agreement, a rigorous development programme be established in consultation with a construction expert to include clear milestones for 	<p>This is an executive decision that is finalised by Cabinet</p>

	<p>construction work necessary to complete the development;</p> <p>e. The construction expert appointed by the Council to advise on the development programme be retained to support the officers in monitoring of the development programme;</p> <p>f. The quality of the existing construction work (including the foundation structure) be checked to confirm that it remains fit for purpose as a basis for further planned construction.</p> <p>And that in making their decision on 20 February 2014; Cabinet Members pay attention to the following:</p> <p>1. As the Development Agreement requires the Developer to complete the development by 28 February 2014, an extraordinary meeting of the Cabinet had been arranged for 20 February 2014 to consider the Council's response to the failure of the Developer to progress the development. Consequently, in order to ensure that the Overview & Scrutiny Panel retained the opportunity of making recommendations to the Cabinet on this issue, Members were requested to consider and reflect on the recommendations of the TFG in advance of receipt of the formal report of the TFG; that will now be presented to the next ordinary meeting of the Overview & Scrutiny Panel for decision.</p>	<p>all phases of the construction work necessary to complete the development;</p> <p>e. The construction expert appointed by the Council to advise on the development programme be retained to support the officers in monitoring of the development programme;</p> <p>f. The quality of the existing construction work (including the foundation structure) be checked to confirm that it remains fit for purpose as a basis for further planned construction;</p> <p>And added the following that:</p> <p>2. The request of the Developer for an extension of time be refused;</p> <p>3. The power to implement the recommendations of the Overview & Scrutiny Panel be delegated to the Cabinet Member for Financial Services and such power to be enacted by a published decision notice following consultation with the Chief Executive.</p>	
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