

RUSHMOOR BOROUGH COUNCIL RECORD OF EXECUTIVE DECISION



Decision taken by individual Cabinet member/officer (delete as appropriate)

(All sections must be completed (mark "N/A" as applicable))

DECISION MAKER (Name and designation)

Amanda Bancroft Interim Monitoring Officer and Corporate Manager

DECISION AND THE REASON(S) FOR IT

On 13th January 2026 Cabinet approved report LEG2505 relating to appropriation of land at 101 Hawley Lane Farnborough ("the Land") from its current purpose to planning purposes, and Cabinet delegated authority to the Interim Monitoring Officer and Corporate Manager Legal Services to:

- (a) consider any objections received following the consultation; and
- (b) to approve the appropriation of the Site from its current purpose to planning purposes in accordance with s122 of Local Government Act 1972 if she considers it appropriate to do so;
- c) use section 203 to remove any legal constraints to development if appropriate to do so;

Cabinet further delegated authority to the Interim Monitoring Officer and Corporate Manager Legal Services and Section 151 Officer in consultation with the Executive Head of Property and Growth to agree any compensation payable to beneficiaries of rights following due diligence of their claim, to be funded from disposal receipts. The consultation carried out has not revealed any claims for compensation for overriding 3rd party rights or easements and no objections have been received to date. In the event any claims are received these will reviewed and this delegation exercised if appropriate.

Following public consultation on the Council's proposal to appropriate the Land to Planning purposes not having received any objections during the consultation period the Interim Monitoring Officer and Corporate Manager has made a decision to approve the Appropriation of the Council's Land from its current purpose to planning purposes pursuant to section 122 of the Local Government Act 1972 and subsequent use of the Council's powers under section 203 of the Housing and Planning Act 2016 pursuant to the Cabinet report dated 13th January 2026.

DATE DECISION TAKEN 24th February 2026

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

(Those examined by officers and generated by consultation, etc)

The public consultation did not generate any objections or alternative options.

ANY CONFLICTS OF INTERESTS DECLARED

(conflict of interests of any executive member who is consulted by the officer which relates to the decision. A note of dispensation should be attached).

N/A

Signed _____

(Decision maker)

Signed _____

(Consultee where applicable)

Designation _____

Please send completed form to Chris Todd, Democracy

Guidance notes for using this form

Recording executive decisions

New regulations¹ came into effect on 10 September 2012, under which Council officers and Cabinet members are required to record every decision they take which is connected to the discharge of a function which is the responsibility of the Executive (Cabinet). This applies whether the decision is taken by an officer or an individual Cabinet member. This record must be published on the Council's website.

Which executive decisions must be recorded?

The regulations state that any decision connected to the discharge of a function, which is the responsibility of the Cabinet, must be recorded and published. However, at Rushmoor we are restricting the recording requirement to those decisions that are 'closely' (rather than remotely) connected with the discharge of a function of the Cabinet. For guidance, this includes any decision that is either:

- A 'key decision'; or
- Delegated to an officer(s)/Cabinet member at a Cabinet meeting; or
- Delegated to an officer in consultation with a Cabinet member (within the scheme of delegation or authorised at Cabinet); or
- Any executive decision, whether or not it is in the Cabinet Scheme of Delegation, where there is a reasonable expectation of public interest in the matter being decided because it may have an impact on a community living or working in Rushmoor; or
- The subject of urgent action outside the Scheme of Delegation

Decisions which are administrative in nature – for example, purchasing low value items or are otherwise minor or routine, need not be recorded.

In addition, some decisions would be considered exempt from publication because, for example, they affect particular individuals rather than the public in general or concern the business affairs of

¹ The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

any person (including the Council) where the information could be claimed to be commercially sensitive.

What are key decisions?

Key decisions are not usually taken by individual Cabinet members or officers, unless specifically delegated by the Cabinet.

A key decision is one which is likely to:

- result in the Council incurring expenditure or making savings which are significant in as much as they will have a material effect on the level of Council tax or balances or contingencies in relation to the Council's overall budget¹; or
- be significant in terms of its effects on communities living or working in an area comprising two or more wards within the Borough

¹ approximately £100,000 or more