

HAMPSHIRE COUNTY COUNCIL**Decision Report**

Decision Maker:	Executive Member for Policy and Resources
Date:	26 January 2016
Title:	Major Highway Scheme: Newgate Lane South – Revised Land Purchase Requirement
Reference:	7218
Report From:	Director of Culture, Communities and Business Services

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1. Summary

- 1.1 The purpose of this report is to seek approval to a minor addition to the extent of land to be acquired to construct the southern section of Newgate Lane in Fareham (“the Scheme”)

2. Contextual information

- 2.1 At the Decision Day meeting on 10 December 2015, the Executive Member for Policy and Resources gave approval;
- To acquire all the necessary land interests required to implement the proposed Scheme on detailed terms and conditions to be settled by the Director of Culture, Community and Business Services (Strategic Manager – Assets and Development)
 - That in the event that negotiations to acquire all land interests by agreement are not concluded by 11 January 2016, then authority be given to commence the process for and the making of a Compulsory Purchase Order in respect of the land detailed in the Appendix as appropriate.
 - That Delegated authority be given to the Director of Culture, Community and Business Services (Strategic Manager – Assets and Development) to amend the scope of the land detailed in the Appendix on the basis that it will not be extended, but it could be refined / minimised.

Copies of the Decision Report and Executive Decision Record (including appendices) are provided in Appendix 2 to this Report.

- 2.2. The highlighted section of land now identified as Plot 8 on the new plans provided in Appendix 1 to this Report forms part of a lane that traverses the Gosport / Fareham border. In different sections the lane is known both as Brookers Lane and as Woodcote Lane. Although a minor section of land, acquisition of Plot 8 is required for delivery of the Scheme. Since the Decision Day meeting on 10 December 2015, further information has come to light which renders the highway status of the lane ambiguous. In order to avoid delay or risk to delivery of the Scheme authority is therefore sought to include this additional plot of land in the making of a Compulsory Purchase Order.
- 2.3. At his meeting on 19 January 2016 the Executive Member for Economy, Transport and Environment is being asked to confirm the extent of the additional land to be acquired to construct the Scheme and also is being asked to recommend that the Executive Member for Policy and Resources gives approval to the inclusion of the additional land within the making of a Compulsory Purchase Order. The outcome of this decision will be reported at the meeting.
- 2.4 In all other respects, the purpose of the Scheme, the design details, the legal requirements and the financial implications remain as reported to the Executive Member for Policy and Resources on 10 December 2015.

3. Recommendations

- 3.1. That approval be given to acquire all necessary land interests (including the additional Plot 8) required to implement the proposed Scheme on detailed terms and conditions to be settled by the Director of Culture, Community and Business Services (Strategic Manager – Assets and Development)
- 3.2. That authority be given to commence the process for and the making of a Compulsory Purchase Order in respect of the revised land detailed within Appendix 1, as appropriate.
- 3.3. That delegated authority be given to the Director of Culture, Community and Business Services (Strategic Manager – Assets and Development) to amend the scope of the land detailed in Appendix 1 on the basis that it will not be extended, but it could be refined / minimised.

CORPORATE OR LEGAL INFORMATION:**Links to the Corporate Strategy**

Hampshire safer and more secure for all:	yes
Maximising well-being:	yes
Enhancing our quality of place:	yes

Other Significant Links

Links to previous Member decisions:		
<u>Title</u>	<u>Reference</u>	<u>Date</u>
(1) EMETE – LEP Funding Scheme Update	<u>6197</u>	<u>04.11.14</u>
(2) EMETE –Improving Access to Fareham and Gosport – Report of Consultation	<u>6154</u>	<u>04.11.14</u>
(3)EMETE – Newgate Lane Southern Section, Fareham, Update Report	<u>6743</u>	<u>09.07.15</u>
(4) – EMETE – Newgate Lane South – Land Approvals	<u>7106</u>	<u>26.10.15</u>
(5) EMP&R – Major Highway Scheme: Newgate Lane South – Land Purchase	<u>7052</u>	<u>10.12.15</u>
(6) EMETE - Newgate Lane South – Land Approvals		<u>19. 01.16</u>
Direct links to specific legislation or Government Directives		
<u>Title</u>	<u>Date</u>	

Section 100 D - Local Government Act 1972 - background documents

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

DocumentLocation

None

IMPACT ASSESSMENTS:

1. Equality Duty

1.1. The County Council has a duty under Section 149 of the Equality Act 2010 ('the Act') to have due regard in the exercise of its functions to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct prohibited under the Act;
- Advance equality of opportunity between persons who share a relevant protected characteristic (age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, gender and sexual orientation) and those who do not share it;
- Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

Due regard in this context involves having due regard in particular to:

- a) The need to remove or minimise disadvantages suffered by persons sharing a relevant characteristic connected to that characteristic;
- b) Take steps to meet the needs of persons sharing a relevant protected characteristic different from the needs of persons who do not share it;
- c) Encourage persons sharing a relevant protected characteristic to participate in public life or in any other activity which participation by such persons is disproportionately low.

1.2. Equalities Impact Assessment:

The proposals will have no or low impact upon groups with protected characteristics. The proposals are accessible to all road users. Mitigation has been identified to add value to accessibility over and above the existing provision.

2. Impact on Crime and Disorder:

2.1. The impact of the Scheme on crime and disorder has been considered and no impact has been identified.

3. Climate Change:

3.1 How does what is being proposed impact on our carbon footprint / energy consumption?

The proposed scheme seeks to improve access to Fareham and Gosport, reducing congestion and journey time delay, particularly including through Stubbington and in Fareham. As traffic problems reduce, investment will be attracted into the area which will help generate jobs enabling residents to travel shorter distances to work.

3.2 How does what is being proposed consider the need to adapt to climate change, and be resilient to its longer term impacts?

Areas where traffic is less congested will experience reductions in air pollution.