

HAMPSHIRE COUNTY COUNCIL

Executive Decision Record

Decision Maker:	Executive Member for Environment and Transport
Date:	16 January 2018
Title:	Botley Bypass – Way Forward and Land Acquisition
Report From:	Director of Economy, Transport and Environment

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1. The decision:

- 1.1. That authority be delegated to the Director of Economy, Transport and Environment to progress all design and development work for the proposed Botley Bypass (“the Scheme”) and to progress all enabling and environmental works, to ensure that delivery of the Scheme can commence in a timely manner, either in its entirety or as a phased scheme.
- 1.2. That the Executive Member for Environment and Transport confirms the approved alignment of the Scheme, as detailed in **Appendix 1**, which was the subject of a recent grant of Planning Permission.
- 1.3. That authority be delegated to the Director of Economy, Transport and Environment and the Head of Legal Services to progress any appropriate Orders, Notices, or Statutory procedures and obtain any consents, rights or easements that are necessary for the Scheme.
- 1.4. That the Executive Member for Environment and Transport recommends that the Executive Member for Policy and Resources provides authority to acquire all third party interests in any land and any necessary rights required for or to facilitate/enable the delivery of the proposed Scheme by agreement.
- 1.5. That, in order to ensure the delivery of the Scheme in a timely manner, the Executive Member for Environment and Transport recommends to the Executive Member for Policy and Resources that a Compulsory Purchase Order is made for the land required to deliver the Scheme, as detailed in **Appendix 2**, to run in parallel with negotiations to acquire all third party land interests by agreement, on the basis that the areas of land identified in **Appendix 2** will not be extended but may be revised or minimised.

2. Reasons for the decision:

- 2.1. The decision is necessary to ensure that development and enabling works can be progressed to a point whereby a Project Appraisal can be submitted and delivery can commence in a timely manner.

- 2.2 It is anticipated that a Planning Application for a secondary school to be located west of Woodhouse Lane will be submitted in early 2018 by Hampshire County Council Children's Services Department. In order to support the school opening date of September 2020 improvements to Woodhouse Lane as part of the Scheme will be required to be completed in advance of this date.
- 2.3 The decision is required to progress the acquisition of all third party interests in land required to deliver the Scheme. This will enable a report to be prepared for the Executive Member for Policy and Resources, seeking authority to acquire all third party interests in land and to the making of a Compulsory Purchase Order so that the Scheme can be delivered in a timely manner without delay.

3. Other options considered and rejected:

- 3.1. Given that the alignment of the Scheme has previously been approved by the Executive Member for Environment and Transport, and that the scheme has now obtained Planning Permission, the alternatives to this decision are:
- Not to progress with this Scheme; and
 - Not to acquire the necessary land for scheme delivery or to consider an alternative extent of land acquisition, which may require a variation or re-submission of the Planning Application.

To not progress the Scheme is not supported as it is an Eastleigh Borough Council and County Council priority. As the Scheme cannot go ahead without the acquisition of third party land, not to seek this land is also rejected as an option.

- 3.2. Another option would be to not seek authority to make a Compulsory Purchase Order (CPO). This option could present a high risk to delivering the Scheme in a timely manner as a CPO will be necessary if all third party land cannot be acquired by agreement.

4. Conflicts of interest:

- 4.1. Conflicts of interest declared by the decision-maker:
- 4.2. Conflicts of interest declared by other Executive Members consulted:

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

Approved by:

Date:

16 January 2018

**Executive Member for Environment and Transport
Councillor Rob Humby**