

Nottinghamshire Police and Crime Commissioner – Notice of Decision

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DECISION OR INFORMATION:	Decision
DATE RECEIVED:*	20.06.23
REF:* (to be inserted by the OPCC)	2023.066

TITLE:	Nottingham Custody Suite Site – Grant of Drainage Easement
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EXECUTIVE SUMMARY:

The new Nottingham Custody Suite situated off Radford Road, Nottingham was completed in 2021. Surface water drainage for the site utilises a pre existing large, 3m diameter private surface water sewer which runs through the custody site and outfalls to the River Leen.

Vacant land adjacent to the Custody Suite is earmarked for residential development and we have been approached by the landowner and proposed developer for an easement to use the surface water sewer within the Custody site as part of the surface water drainage solution for the residential development site.

Drainage Consultants have assessed the capacity of the sewer on our behalf and are supportive of the proposal subject to suitable conditions being attached, which are set out in the confidential Heads of Terms document.

As a condition of the transaction, the sewer will be adopted by Icosa Water, a statutory water and sewerage undertaker licensed by Ofwat to operate across England and Wales. This will remove the Police's long term maintenance liability for this sewer as landowner and transfer maintenance responsibility to Icosa Water. As this is a very substantial sewer, long term maintenance costs could be very significant.

The final surface water drainage design for the residential development will be subject to approval by the local planning authority, Icosa Water and the Police as current owner of the surface water sewer, to ensure that it is satisfactory.

The transaction will initially proceed by way of an "Agreement for Easement", conditional upon the adoption of the sewer, with a non-refundable 50% of the consideration being paid upon completion of this document. The full easement will be completed and take effect and the remaining consideration paid following adoption of the sewer.

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INFORMATION IN SUPPORT OF DECISION: (eg report or business case)

A confidential Heads of Terms document for the proposed grant of the easement is attached.

FINANCIAL INFORMATION

The income receivable from the grant of the easement is set out in the attached confidential Heads of Terms document.

Signature:
Deputy Monitoring
Officer Officer

REDACTED

Date:

23.06.23

Is any of the supporting information classified as non-public or confidential information?*

Yes



No



If yes, please state under which category from the guidance**

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DECISION:


1. To approve the grant of an easement for the benefit of land adjacent to the Nottingham Custody Suite to use the surface water sewer within the Custody Suite site on the basis of the attached confidential Heads of Terms document.
2. To agree to the surface water sewer being adopted by Icosa Water.


OFFICER APPROVAL:

I have been consulted about the proposal and confirm that the appropriate advice has been taken into account in the preparation of this report. I am satisfied that this is an appropriate request to be submitted to the Police and Crime Commissioner.

** See guidance on non-public information

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Signature: Deputy Monitoring Officer	
Date:	26.06.23

DECLARATION:	
<p>I confirm that I do not have any disclosable pecuniary interests in this decision and I take the decision in compliance with the Code of Conduct for the Nottinghamshire Office of the Police and Crime Commissioner. Any interests are indicated below:</p> <p>The above request has my approval</p>	
Signature: Nottinghamshire Police & Crime Commissioner	
Date:	27.06.23