

CABINET - MATTERS FOR NOTING

14 JANUARY 2010

MINUTE 287 NEW FERRY BUTTERFLY PARK - REQUEST FOR COMPULSORY PURCHASE ORDER POWERS

(Councillor B Moon, having declared a prejudicial interest in this item (see minute 249) left the room during its consideration)

The Director of Regeneration sought authorisation to exercise Compulsory Purchase Order powers contained within the Town and Country Planning Act 1990 (Section 226(1)(a)) to acquire the site of the New Ferry Butterfly Park from the private landowner to preserve the future of the park for environmental purposes.

The Head of Housing and Regeneration referred to a petition of some 3500 signatures in support of preserving the future of the butterfly park.

With the permission of the Chair, Councillor S Niblock, ward councillor, addressed the Cabinet in support of the petitioners.

Resolved – That,

(1) the use of Compulsory Purchase Order powers under the Town & Country Planning Act 1990, Section 226 (1) (a) be authorised to acquire the site of the Butterfly Park in New Ferry

(2) the Director of Law, HR and Asset Management be authorised to take all necessary steps to secure the making, confirmation and implementation of the Compulsory Purchase Order including the publication and service of all notices and the presentation of the Council's case at any public inquiry and acquire all interests in land within the CPO either by agreement or compulsorily;

(3) "call-in" be waived due to the urgent necessity to progress the CPO.

CABINET – 4 FEBRUARY 2010

MINUTE 314 APPOINTMENT OF CONSULTANCY SUPPORT FOR HOUSING MARKET RENEWAL IN BIRKENHEAD

The Director of Regeneration submitted a report seeking approval for the appointment of the legal firm Hill Dickinson and cost consultants Tweeds, using HMRI funding to assist in securing a successful appointment of Keepmoat Homes as the Council's preferred private developer for Housing Market Renewal in Birkenhead.

RESOLVED: That

- (1) the services of Hill Dickinson and Tweeds be retained to support the Council in concluding negotiations with Lovell and opening formal legal negotiations with Keepmoat Homes via a new contract in line with 5.2 of the Council's Contract Procedure Rules. The new contract to be based on existing rates procured via competitive tendering and providing continuity in the Council's dealings with private developers;**
- (2) £50,000 from the HMRI Programme (Resources) for 2009/10 and 2010/11 approved by Cabinet 9th July 2008 (minute 121) be used to retain Hill Dickinson's services and the previously agreed budget of £25,000 be used from the same HMRI Programme to retain Tweeds; and**
- (2) the retention of Hill Dickinson and Tweeds be reviewed in 2011 when the future of housing market renewal funding beyond March 2011 becomes known.**