


WORCESTERSHIRE COUNTY COUNCIL

RECORD OF OFFICER EXECUTIVE DECISION

Date of Decision	17 February 2023
Decision Makers	Andrew Spice – Strategic Director of Commercial and Change John Hobbs – Strategic Director of Economy and Infrastructure
Brief Description of Decision	Approval of the Statement of Reasons and decision to make the Compulsory Purchase Order (CPO) for land required for Phase 3 of the A38 Bromsgrove Route Enhancement Programme (BREP).
Reason(s) for Decision	<p>At the Cabinet meeting on 22 October 2020, the Cabinet delegated authority to the Strategic Director of Commercial and Change and the Strategic Director of Economy and Infrastructure, in consultation with the Cabinet Member with Responsibility for Economy and Infrastructure, to finalise the details of the Compulsory Purchase Order for the A38 Bromsgrove Route Enhancement Programme (Phase 3), as per the minutes below;</p> <p><i>“(g) should it not be possible to acquire all the land by negotiation, authorised the acquisition of necessary land and rights over land through the making of Compulsory Purchase Orders (CPO) and authorises the Strategic Director of Commercial and Change and the Strategic Director of Economy and Infrastructure, in consultation with the Cabinet Member with Responsibility for Economy and Infrastructure, to finalise the details and make such a CPO including any compulsory acquisition of rights required for the programme, and authorised the Strategic Director of Commercial and Change to approve any Statement of Reasons in relation to the land, that must accompany any CPO submitted for the confirmation to the</i></p>


	<p><i>Secretary of State for Transport, and noted that this will be approved prior to making of the CPO;”</i></p> <p>Following ongoing negotiations with landowners, it has become necessary to make CPO to ensure the delivery of the scheme will not be jeopardised. The A38 BREP is a major strategic initiative to be funded through the Department for Transport, with the Full Business Case due to be submitted imminently. However, Worcestershire County Council must provide sufficient confidence that they have access to the required land to evidence certainty of delivery. As such, the CPO must be made so that the Department for Transport (DfT) can be assured that land acquisition is in progress so that funding can be secured. WCC will remain open to negotiations on the land should it become possible to acquire the land through agreement.</p> <p>Having consulted the Cabinet Member with Responsibility for Economy and Infrastructure, we hereby agree to use our delegated authority to make the CPO with accompanying Statement of Reasons.</p>
<p>Alternative options considered and rejected</p>	<p>Effort to acquire the land by agreement will continue, however, to not do this alongside the CPO process would put at risk the required certainty of land acquisition within our Full Business Case, as well as potentially delay the delivery of the scheme should Compulsory Purchase be required at a later date due to the statutory timelines involved.</p> <p>It is not possible to deliver the scheme without the land interests.</p>
<p>Any conflict of interest declared by a consulted Cabinet Member/ any dispensation granted</p>	



SignedDate 22/02/2023

Andrew Spice

Strategic Director of Commercial and Change



SignedDate 17/02/2023

John Hobbs

Director of Economy and Infrastructure