

Title: Use of Delegated Emergency Powers
Lead Officer: Chris Elliott
Portfolio Holder: Cllr Liam Bartlett
Public report
Wards of the District directly affected: Warwick wards

Summary

This report asks Cabinet to note a decision taken under delegated power CE(4), after appropriate consultation with, and approval from, the five Group Leaders.

Recommendation

That Cabinet note the appropriate use of delegated powers as provided by CE(4) in the Scheme of Delegation for approval of the emerging Venue Use Agreement (VUA) in respect of the start and finish venue for the Commonwealth Games Start and Finish venue in Warwick.

1 Background/Information

- 1.1 Members will be aware that the Council have been working closely with the organisers of the Birmingham 2022 Commonwealth Games and Warwickshire County Council to confirm the details of the start and finish and race route of the Cycling Road Races.
- 1.2 At an early stage of these discussions the preferred site for the start and finish was on Banbury Road immediately outside of St Nicholas Park. A tripartite Heads of Terms (HoT) was signed between Warwick District Council, Warwickshire County Council and Birmingham 2022, which confirmed the location of the start and finish, the extent of the infrastructure within St Nicholas Park, and the dates of closure that would be required of the car park. The HoT also included the compensation that would be paid by B2022 for loss of car parking income from this pay and display car park.
- 1.3 Officers established a stakeholder group of interested parties from St Nicholas Park and worked with them to understand the impact of the start and finish on their businesses and access to properties.
- 1.4 Over the last 4 months B2022 have been liaising with the blue light services, the International Cycling Federation and WDC officers, and have now proposed a change of the start and finish to Myton Road, opposite Myton Fields. This change of location has been supported by WDC, and by the stakeholder group and no adverse feedback has been received about the new location.

- 1.5 Officers are now nearing completion of the Venue Use Agreement, the legal document between WDC and Birmingham 2022 that underpins the partnership for the event. This document supersedes the HoT signed in 2021, and as such required the signature of the Chief Executive as noted by this report. There are no differences in content between the previous HoT and the VUA now signed other than location and the payment of compensation that will now apply to Myton Fields car park rather than St Nicholas Park car park.

2 Alternative Options available to (name of Committee/Cabinet etc.)

- 2.1 No alternative options to be considered.

3 Consultation and Member's comments

- 3.1 Group Leaders supported the use of delegated emergency powers.

4 Implications of the proposal

4.1 Legal/Human Rights Implications

- 4.1.1 None

4.2 Financial

- 4.2.1 None

4.3 Council Plan

- 4.3.1 External Impacts of the decision: The successful delivery of the Birmingham Commonwealth Games at the venues in Warwick district will have a lasting impact on local businesses and visitor economy. There is a direct positive impact of the move of the start and finish to this alternative location in that it means less disruption to the businesses located within St Nicholas Park, Warwick.

- 4.3.2 Internal impacts of the decision: None

4.4 Environmental/Climate Change Implications

- 4.4.1 None

4.5 Analysis of the effects on Equality

- 4.5.1 None

4.6 Data Protection

- 4.6.1 None

4.7 Health and Wellbeing

- 4.7.1 None

5 Risk Assessment

- 5.1 A full and detailed risk assessment of the new location for the start and finish will be undertaken by Birmingham 2022 as part of their venue planning process.

6 Conclusion/Reasons for the Recommendation

- 6.1.1 In giving approval for the appropriate use of delegated powers officers have been able to progress the process of finalising the Venue Use Agreement with Birmingham 2022 for the use of Myton Fields for the start and finish of the Cycle Road Races for the Commonwealth Games.

Support Information Sheet

Please complete and submit to Democratic Services with report

Committee / Date	Cabinet – 10 th March 2022	
Title of report	Use of delegated emergency powers	
Officer / Councillor Approval *required	Date	Name
Ward Members(s)		
Portfolio Holder		Cllr Bartlett
Financial Services *		Mike Snow
Legal Services (*SDC)		
Other Services		
Chief Executive(s)		Chris Elliott
Head of Services(s)*		Rose Winship
Section 151 Officer		Mike Snow
Monitoring Officer		Philip Grafton
CMT (WDC)		Chris Elliott, Andy Jones
Leadership Co-ordination Group (WDC)		Cllrs Day, Boad, Nicholls, Davison and Falp
Other organisations		
Final decision by this Committee or rec to another Cttee / Council?	Yes/ No Recommendation to: Cabinet / Council Committee	
Contrary to Policy / Budget framework?	No/Yes	
Does this report contain exempt info/Confidential? If so, which paragraph(s)?	No/Yes, Paragraphs:	
Does this report relate to a key decision (referred to in the Cabinet Forward Plan)?	No/Yes, Forward Plan item – scheduled for (date)	
Accessibility Checked?	Yes/No	