

Record of Delegated Executive Decision(s)

1. Subject of decision

Settlement Agreement

2. Name and Title of Decision Maker

Head of Law and Governance

3. Details of any Conflict of Interest and any Dispensation granted in respect of such Interest

None

4. Executive summary

A dispute has arisen with Northumbrian Water Limited (NWL) and the Authority's Technical Services Partner (Capita) relating to a debt owed for the cost of reinstatement works to the highways within the borough following works being undertaken by NWL. The purpose of the report is to provide details of a settlement to be entered into with NWL. The settlement follows a period of extended negotiations (since 2012) with NWL.

5. Alternative Options considered

The option to not settle the dispute was considered. Due to the risk and cost of litigation this option was considered not appropriate.

6. Decision(s)

To approve the settlement of the dispute on the terms identified in the report.

7. Reasons for the Decision(s)

To allow finalisation of a long standing dispute.

8. Date Decision Made

14 June 2019

9. Is this decision subject to call-in and if so expiry date of call-in period

Yes, the call-in period will expire at 5.00pm on Tuesday 2 July 2019.

10. Date of Publication

25 June 2019

11. Implementation Date (if decision not called in)

After 5.00pm on 2 July 2019.