



## Report for Officer Executive Decision

**Date:** 09/10/2020

**Title:** NETWORK ACCESS AGREEMENT GWA82955/SE-NWNSLW A written agreement to allow access to install and maintain Electronic Communications Apparatus at

Land on the west side of Avenue Road, Winslow, MK18 3DB.

Land Registry Title Deed Reference–BM297377

**Relevant councillor(s):**

J Chilver Cabinet Member for Property & Assets

J Chilver, Sir B Stanier, L Monger, S Renshell, S Raven

**Author and/or contact officer:** Max Saunders [max.saunders@buckinghamshire.gov.uk](mailto:max.saunders@buckinghamshire.gov.uk)

**Ward(s) affected:** Winslow

**Recommendations:**

To approve a written agreement (NETWORK ACCESS AGREEMENT GWA82955/SE-NWNSLW), to be signed between Buckinghamshire Council and Gigaclear Ltd.

The agreement will allow access to install and maintain Electronic Communications Apparatus on title number BM297377 a Plan of the area is included at the conclusion of this OED form. This is a written agreement made under the Electronic Communications Code (set out in Schedule 3A to the Communications Act 2003) ('the Code'). The purpose of the agreement is for Gigaclear to place electronic communication apparatus on or under your property as part of their communications network. This agreement has been approved by the Country Land and Business Association (CLA) and the National Farmers Union (NFU)

**Reason for decision:**

The agreement allows Gigaclear to allow access to install and maintain Electronic Communications Apparatus on title number BM297377, by allowing this to take place we are helping to improve the Broadband and general internet connectivity in that area for those residents and local businesses.

The land is a small section of open space amenity land and as such has little development potential, the installation would not adversely affect its current use, and would consist of an length of cabling being installed in the range of 23.3 m and one associated data cabinet on the land.

**Authority to take this decision:** This is a delegated decision to the Head of Property and Assets.

**Other options available, and their pros and cons:** The Council could refuse to sign the agreement, this however does not support the efforts being made to facilitate the new fibre optic internet being rolled out nationwide.

This also affects local residents who will be adversely affected by the lack of the installation on our land.

Gigaclear could potentially take action against Buckinghamshire Council to force us to allow the installation under the communications act, this cannot be refused if fair grounds for such a refusal cannot be cited as part of any objection we raise.

**Conflicts of interest:** There are no known conflicts of interest.

**Key Risks:** Not to allow the installation and adversely affect Fibre Optic connectivity in that area serving residents and local businesses.

**Legal and financial implications:**

Financial: By signing the agreement, we will receive a one-off payment of £558.90

Legal: No legal implications as far as I am aware

**Next steps and review: Not applicable.**

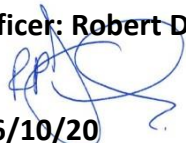
**Exemption from publication:**

I am not aware of any reason to not allow the publication of the agreement if approved. Its inclusion at the location is supportive of national fibre optic initiatives

**Lead Officer: Robert Daniels**

**Signed:**

**Date: 16/10/20**

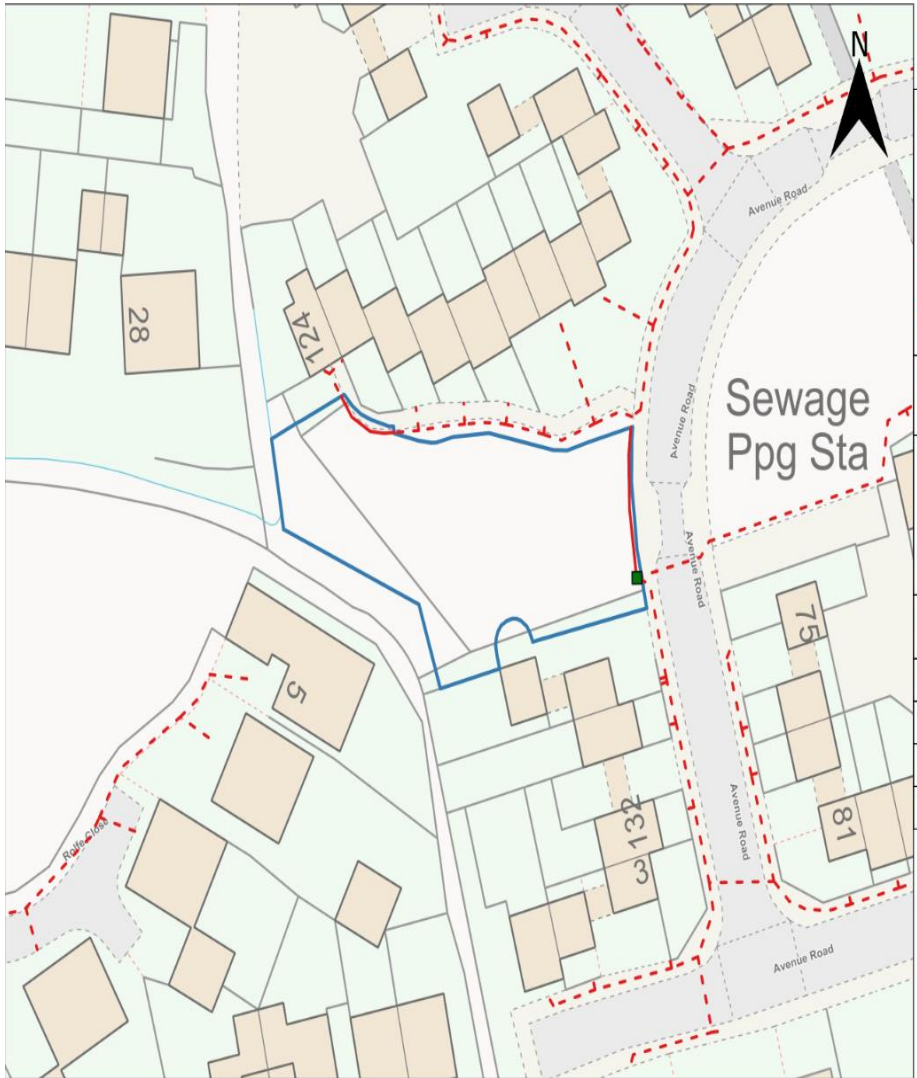


**Director Property & Assets: John Reed**

**Signed:**

**Date: 04-11-2020**





**Gigaclear®**

Key:

- Pot
- Access Cabinet
- Chamber
- Drop Cabinet
- - - Trench Line Outside
- Trench Line Inside
- Area of Ownership

Title Number:  
**BM297377**

Address:  
Land on the west side of Avenue Road, Winslow

Cabinet Area(s):  
**SE-NWNSLW**

Design Version(s): 6.0.0

GWA Number: 82955

Coordinates: 476659.227877

Meterage: 23	No of Pots: 0
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**Scale: 1:500 @ A4**

