

SUBJECT	Burnham Beeches Special Area of Conservation Strategic Access Management and Monitoring Strategy Management Agreement – The Mayor and Commonalty and Citizens of The City of London and Buckinghamshire Council Delegated Officers Action Report.
SITE	The 500 metre to 5.6 kilometre Mitigation and Management Zone.
REPORT OF	Simon Meecham
RESPONSIBLE OFFICER	Stephen Bambrick

1. Purpose of this Report.

The purpose of this report is to recommend that Buckinghamshire Council authorises the grossment of the agreement between The Mayor and Commonalty and Citizens of the City of London [City Corporation] and Buckinghamshire Council for the Burnham Beeches Special Area of Conservation Strategic Access Management and Monitoring Strategy Zone, and that Darran Eggleton as Head of Policy and Compliance, exercises their delegated authority from the Service Director for Planning Stephen Bambrick.

RECOMMENDATION

- 1 **That the Head of Policy and Compliance exercises their delegated authority to authorise the grossment of the agreement for the Burnham Beeches Special Area of Conservation Strategic Access Management and Monitoring Strategy Management Agreement.**

2. Reason for Recommendation

- 2.1 To enable the transfer, monitoring and clawback of finance raised through S106 agreements for mitigation and management measures for net new dwellings within the 500 metre to 5.6 kilometers zone in regards to the Burnham Beeches Special Area of Conservation Strategic Access Management and Monitoring Strategy [SAMMS}. The transfer and

3. Considerations:

- 3.1 The part of the Burnham Beeches Special Area of Conservation managed by the City Corporation is required to be open to the public to visit. The City Corporation with support from Natural England and the Council have agreed to work together to put in place the SAMMS for the Burnham Beeches SAC to mitigate the adverse ecological impacts associated with recreational disturbance by development on the Burnham Beeches SAC for the duration of the impact (in perpetuity (taken as 80 years)) and to finance this by means of the Contributions in respect of Relevant Development which could have an impact on the Burnham Beeches Special Area of Conservation.
- 3.2 The purpose of this Agreement is to enable the parties to this Agreement to give effect to these arrangements. The Council has the power to enter into these arrangements under S1 of the Localism Act 2011, S111 of the Local Government Act 1972 and the Conservation of Habitats and

Species Regulations 2010, and to contract solely in its capacity as the Local Planning Authority and not in any other capacity.

4. Options available

- 4.1 To not approve the delegation. This option would mean that the Council cannot discharge its own decision to adopt the SAMMS as avoidance and mitigation for net new dwellings through nominating the City Corporation to deliver the SAMMS.

5. Corporate Implications

- 5.1 The financial and legal implications are covered in the agreement.
- 5.2 This delegation does not require an EIA.

6. Next Step

- 6.1 If the recommended action is authorised the agreement will be engrossed.

7. Delegated authority

- 7.1 The Council's Scheme of Delegations authorises the Service Director – Stephen Bambrick who in turn has authorised the Head of Policy and Compliance Darran Eggleton.
- 7.2 In exercising this delegated authority and as required by paragraph 2.5 of the Council's Officer Scheme of Delegations the Head of Policy and Compliance Darran Eggleton must consider whether to consult with the relevant Portfolio Holder on the exercise of delegated powers or not to exercise delegated powers but to refer the matter to the relevant councillor or Council Body to decide.

8. Exercise of Delegated Authority

I, Darran Eggleton Head of Policy and Compliance have consulted with the relevant Portfolio Holder who xxxxxxx] [do not consider it necessary to consult with the relevant Portfolio Holder as this is routine business] and I consider it is appropriate for me to exercise my delegated authority. I agree the above recommendation.

Signed:

Dated:

Darran Eggleton

Head of Policy and Compliance