

# DECISION NOTICE

Notice is given that the following decision has been taken under the Provisions set out in the Council's Constitution

**Decision maker:** Cabinet Member for Regeneration

**Date:** 29 March 2016

**Decision in the matter of:** Cheshire Extra Care Catering Sub Leases

**Decision:** That Cheshire East Council (CEC) negotiates and agrees Heads of Terms on behalf of both CEC and Cheshire West and Chester (CWAC) in respect of the five underleases required to facilitate the operation of the catering facilities located within the Cheshire Extra Care developments in Crewe (Cheshire East) Handforth (Cheshire East) Middlewich (Cheshire East) Winsford (Cheshire West and Chester) Ellesmere Port (Cheshire West and Chester) and then for CEC to enter into underleases in respect of the properties located in Crewe, Handforth and Middlewich on terms and conditions to be determined by the Asset Manager and Director of Legal Services and to authorise the Director of Legal Services to draft, negotiate and agree the underleases and proceed to completion of the underleases.

**Background:** The purpose of this report is to seek approval to Cheshire East Council (CEC) agreeing Heads of Terms on behalf of both CEC and Cheshire West and Chester Council (CWAC) in respect of five underleases required to facilitate the operation of the catering facilities within Cheshire Extra Care developments.

In 2007 five Extra Care Housing facilities were commissioned by Cheshire County Council and the facilities were leased to Manchester and District Housing. The Catering facilities are operated and financed by CEC and CWAC as successors to Cheshire County Council. The facilities should have been leased back to the operators to facilitate the catering provision. As there is now a proposal to put the catering service out to tender there is a need for CEC and CWAC to enter into underleases of the areas being used for the catering service, in order to regularise the current position, and allow a further sublease to be granted by the Councils to the successful party in the tender of the catering service.

**Background Documents:** The background papers for this report can be inspected by contacting the report writer.

**Approved:**

Signed .....  
Councillor Don Stockton (Cabinet Member for Regeneration)

**Date:** 29 March 2016

**Advising  
Officer:**

Signed .....  
Joanne Jones (Property Services Manager)