

Record of Delegated Executive Decision(s)

1. Subject of decision

Street Lighting PFI Deed of Variation

2. Name and Title of Decision Maker

Sam Dand, Director of Environment

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

Not applicable.

4. Executive summary (taken from written report)

The Authority's Street Lighting Private Finance Initiative (PFI) contract is a joint agreement between the Authority, Newcastle City Council and Tay Valley Lighting (Newcastle and North Tyneside) Limited. It was entered into in 2004 following a European Union compliant competitive procurement process and runs to 2029.

As part of the ongoing work to reduce the electricity consumption of the street lighting portfolio and to help deliver the Authority's Carbon Net-Zero 2030 Action Plan, the Authority is approaching completion of its energy efficient LED lighting retrofit programme.

This report seeks Director of Environment's approval to enter into a Deed of Variation which amends the Street Lighting PFI Project Agreement to reflect the change to LED lighting.

5. Alternative Options considered

Option 1

To agree to the recommendations set out in paragraph 1.2 of the report.

Option 2

To not approve the recommendation set out in paragraph 1.2 of the report.

Option 1 is the recommended option.

6. Decision(s)

The Director of Environment has made a decision to:

- (1) enter into a Deed of Variation which amends the Street Lighting PFI Project Agreement to reflect the change to the LED street lighting across the Borough and to sign any required supplemental notices and documents required to give effect to the Project Agreement amendments.

7. Reasons for the Decision(s)

The decision will enable the completion of a Deed of Variation to amend the Project Agreement to reflect the changes to the portfolio resulting from the final phase of the Authority's LED retrofit programme, and the service and maintenance provided by the Service Provider.

8. Date Decision Made

08 November 2024

To be completed by Democratic Services (delete before publication)

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

Yes, the Call-in period expires at 5.00pm on 15 November 2024

10. Date of Publication

08 November 2025

11. Implementation Date (if decision not called in)

After 5.00pm on 15 November 2024

Note: *The Report in relation to the decision indicated above is 'Not for publication by virtue of Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 (as amended)'