

# Delegated Decision Report

Decision below £250k



<b>Subject:</b>	DB411 Land at Wellyhole Street, Oldham
<b>Decision maker: Senior Officer</b>	Nasir Dad, Director of Environment
<b>Decision maker: Cabinet Member</b>	Cllr C Goodwin, Cabinet Member for Highways & Transport
<b>Decision date:</b>	8 July 2025
<b>Report author:</b>	Nathan Bell, Engineer
<b>Ward (s):</b>	Waterhead

## Reason for decision

Allocate resources secured through a Section 106 planning obligation, DB411 Land at Wellyhole Street, Oldham to fund improvements of traffic calming measures on Wellyhole Street, Oldham set out in the report.

## Recommendation(s)

It is recommended that:

The allocation of £25,000.00 (plus interest) Section 106 resources from DB411 are allocated to allow the traffic calming scheme at Wellyhole Street, Oldham (PA/332617) to be implemented.

## Background

- 1.1 Planning permission for the development at Land at Wellyhole Street, Oldham (PA/332617) was granted subject to the developer first entering a Section 106 Unilateral Undertaking. The developer agreed to pay The Council a sum of £25,000.00 towards a traffic calming scheme on Wellyhole Street fronting the development.
- 1.2 The payment was made on the 4 October 2021, on occupation of the tenth dwelling as per the terms of the S106 agreement.
- 1.3 The development has since been completed and all dwellings are now occupied.
- 1.4 A larger traffic calming scheme was implemented on Wellhole Street/Constantine Street and this contribution will see the construction of the final traffic calming feature and complete the scheme.

## Alternative option(s) to be considered

- 2.1 Option 1: To approve the recommendation and meet the requirements of the Planning Decision and use the funds paid by the developer under their S106 agreement for this purpose.

2.2 Option 2: Not to approve the recommendation and allow rat running traffic through the area. To not use the funds paid via the S106 could lead to the funds being returned to the developer.

### Consultation

All statutory consultees have been previously consulted on the full scheme and there were no objections.

### Risks

To not use the funds paid via the S106 could lead to the funds being returned to the developer and the traffic calming scheme incomplete which could lead to higher traffic speeds.

### Implications

The cost estimate for the scheme is £25,455.00.


The costs of £25,455.00 would be 100% met by using the S106 contribution (including interest) from the developer under reference DB411

Financial	<p>The proposed works are capital and are estimated to cost £24,455. The works will be fully funded from Section 106 contributions, which have been received and are available for use.</p> <p>The works will be fully defrayed in the 2025/26 financial year.</p> <p>A new capital cost centre will be set up to hold the budget and monitor expenditure.</p> <p>Leonnice Wharton-Brown, Senior Accountant</p>
Legal	<p>The proposals are an appropriate use of the S106 contribution. (A Evans)</p>
Equality impact including implications for Children and Young People	<p>None</p>
Procurement	<p>There are no procurement implications for the decision around how funding is allocated. However, if any of the funding will be used for goods, works or services to complete the traffic calming measures work, procurement compliant with CPRs is required. Noting the value, it is unlikely there would be any PA23 implications which become notifiable at over £30k including VAT.</p> <p>Jasmin Banks-Lee, Head Commercial Procurement Unit</p>

Has the relevant Legal Officer confirmed that the recommendations within this report are lawful and comply with the Council's Constitution?	Yes
Has the relevant Finance Officer confirmed that any expenditure referred to within this report is consistent with the Council's budget?	Yes
Are any of the recommendations within this report contrary to the Policy Framework of the Council?	No

#### Background Papers under Section 100D of the Local Government Act 1972

Report author sign-off	Nathan Bell
Role	Section 38 Engineer
Date of sign-off	8 July 2025

<b>Approval</b>	
Officer approval sign-off	 Nasir Dad
Role	Director of Environment
Date of sign-off	21 July 2025