


WORCESTERSHIRE COUNTY COUNCIL

RECORD OF OFFICER EXECUTIVE DECISION

TITLE:	Hartlebury Closed Landfill Cost Sharing Agreement
Decision Taken By:	Rachel Hill, Acting Strategic Director for Economy and Infrastructure (“E&I”)
Cabinet Member	Cllr Ian Cresswell
Decision Made	Cost sharing agreement
Is this Report Exempt as per Schedule 12A Local Government Act 1972	The attached legal advice is exempt on the following grounds: Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings. (12(5) Sch.12A Local Government Act 1972) *
Decision taken under the following delegation:	In accordance with the Officer’s scheme of delegation, the Acting Strategic Director for E&I is authorised to carry out the functions of the Council as Waste Disposal Authority. The Acting Strategic Director authorised the Head of Commercial Law to sign the cost sharing agreement.
Division(s) Affected	Hartlebury
Date of Decision	11 July 2025
Summary of Decision	To arrange for sharing of costs of monitoring and managing a closed landfill site
Reason(s) For Decision	The decision makes arrangements for the sharing of costs and ongoing management of the site and is supported by legal advice Appendix One – Cost Sharing Agreement dated 11 July 2025 (commercially sensitive exempt)* Appendix Two – Confidential and legally privileged legal advice dated 31 October 2022, 5 August 2024 and 12 June 2025 respectively (exempt)*
Alternative Options Considered and Rejected	Alternative option is not to reach agreement on cost sharing, but this is not considered appropriate due to risks of additional costs from not reaching agreement.

Summary of any financial implications	The cost sharing agreement (which was reached without any admissions of liability by either party) arranges for sharing of costs for the management and monitoring of the closed landfill site, which is currently met in full by the Council from existing budgets
Summary of any legal implications	The decision enables a legal agreement for cost sharing of management activities at the closed landfill site and is supported by legal advice (in the exempt appendices*)
Consultation process and results	n/a
Equality duty Implications	n/a
Social Value Implications	n/a
Any Conflict of Interest declared by a consulted Cabinet Member/ any dispensation granted	none
Background documents	Cost Sharing Agreement and confidential legal advice*
Signature	
Reference/Date Published	For use by Democratic Services only
Monitoring Officer Review needed	Yes/No (delete as appropriate)