

NOTICE OF A CASE OF SPECIAL URGENCY FOR THE MAKING OF A KEY DECISION¹

¹ In accordance with Regulation 11(2) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

1. Where a decision maker intends to make a key decision,² that decision must not be made until at least 28 clear days public notice has been given³.
2. Where the publication of the intention to make a key decision is impracticable, that decision may only be made where the Chair of the Overview and Scrutiny Committee has been informed of the matter about which the decision is to be made, notice to the Chair has been made available for public inspection at the Council offices and published on the Council's website, and after 5 clear days have elapsed following the day on which notice to the Chair was made publicly available⁴.
3. Where the date by which a key decision must be made makes compliance with the requirements of paragraph 2 above impracticable the decision may only be made where the decision maker has obtained agreement from the Chair of the Overview and Scrutiny Committee that the making of the decision is urgent and cannot reasonably be deferred⁵.

² A Key Decision is defined in legislation as an executive decision, which is likely:

- to result in the local authority incurring expenditure which is, or the making of savings which are, significant having regard to the local authority's budget for the service or function to which the decision relates; or
- to be significant in terms of its effects on communities living or working in an area comprising two or more wards or electoral divisions in the area of the local authority.
-

³ In accordance with Regulation 9(2) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

⁴ In accordance with Regulation 10(1) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

⁵ In accordance with Regulation 11(1) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

⁶ In accordance with Regulation 11(2) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

4. This notice⁶ confirms that the Chair of the Overview and Scrutiny Committee has agreed that the making of the key decision in relation to the business set out below is urgent and cannot reasonably be deferred for the reasons set out below.

Date of decision or period within which the decision is to be made	Matter in respect of which the decision is to be made	Short description	Decision maker	Cabinet Member & Lead Officer	List of documents to be submitted to the decision maker	If all or part of the report is exempt or confidential this will be stated below and reason given. If all the papers are publically accessible this column will say public	Reasons why decision is urgent and cannot reasonably be deferred
27 July 2020	Rough Sleeping Discretion Policy	A report to request approval of change in policy to apply new criteria to the exercise of discretion to provide accommodation to people sleeping rough	Cabinet Member Signing	Cabinet Member for Housing and Estate Renewal Director of Housing, Regeneration and Planning	Report of the Director of Housing, Regeneration and Planning	Public	<p>Current policy, adopted in response to an urgent Government requests on the introduction of lockdown is very resource intensive in particular financially; while government grants are available, they fall far short of covering the costs involved. As lockdown eases the policy must be changed urgently to conserve available resources and to concentrate them on those most in need of assistance.</p> <p><i>Applying this policy represents a saving of over £2.3m over a 3-month period so implementing it as soon as possible is critical.</i></p> <p>Given the above, it is not practicable to comply with the 28-day notice requirement in Part Four,</p>

							<p>Section D, Rule 13 of the constitution or the 5-day notice period requirement for key decisions. This is set out in Part Four, Section D, Rule 16, of the Constitution.</p> <p>As set out above the decision is urgent and time critical in accordance with Part 4 Section H paragraph 18 (a) and 18 (b)</p>
--	--	--	--	--	--	--	---

Please be advised that the Chair of Overview and Scrutiny has further agreed that the call-in procedure shall not apply to this urgent decision. This is because there are currently a large number of people being accommodated since the Council is continuing to apply an 'everybody in' policy, as advised by MHCLG in March. It is necessary for the Council to start to apply its discretion policy as soon as possible so as to limit the costs associated with this and ensure that resources are allocated to those who are most vulnerable in the context of Covid-19.

Accordingly, the Chair of Overview and Scrutiny Committee has agreed that the decision is both reasonable in all circumstances, and that it should be treated as a matter of urgency. This is in accordance with Part 4, Section H, and Paragraph 18 (a) and (b) of the Council Constitution.

Bernie Ryan
Assistant Director Corporate Governance
Haringey Council

[Published 24 of July 2020]