

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.
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.**

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.
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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.

Date of decision or period within which the decision is to be made	Agenda item title	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
Between 18-Mar-2022 and 31-Mar-2022	Call-off Agreements for the Provision of Highways and Transport Consultancy Services	Approval is sought to enter into new call-off agreements under the Highways and Transportation Services Framework let by the London Borough of Ealing. These call-off agreements provide contractual access to potential service providers and replace similar contractual arrangements to which the Council previously had access.	Cabinet Member Signing (Urgent Decision)	Leader of the Council Assistant Director for Direct Services	Report of the Director of Environment and Neighbourhoods	Public	<p>The call-off agreements referred to in the report are required in order for the Council to procure transport and engineering-related consultancy services and, if they are not in place before 1 April 2022, the implementation of next year's works programmes for Highways and Parking Services will be significantly delayed.</p> <p>Due to the call-off agreements under the framework cross-cutting three Cabinet Member portfolios, it became apparent that the Leader would be required to give approval rather than one Cabinet Member doing so.</p> <p>Given the above, and the need to ensure the delivery of works programmes, it is not practicable to comply with the 28-day notice requirement in Part Four, Section D, Rule</p>

							<p>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 below, the decision is urgent and time critical in accordance with Part 4 Section H paragraph 18 (a) and 18 (b).</p>
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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 the decision is urgent and any delay in implementation caused by the call-in procedure would seriously prejudice the Council's or the public's interests as the contracts need to be in place by 1 April 2022 and a delay would prevent the Highways and Parking Service from seeking the delivery of transport and engineering-related services that the internal resource is currently unable to provide. Given that the scale of work that the Cabinet committed to on 8 March 2022 in relation to the investment plans for 2022/23 for Highways and Street Lighting, Parking, Flood Water Management and Road Danger Reduction, any delay in the commissioning of work through the proposed call-off agreements would seriously prejudice the Council's and/or the public's interests, given the improvements that these investment plans will deliver in Haringey in the forthcoming 12 months. 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.

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Haringey Council

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