

**NOTICE TO CHAIR OF OVERVIEW AND SCRUTINY COMMITTEE OF A
GENERAL EXCEPTION TO THE PUBLICATION OF THE INTENTION TO
MAKE A KEY DECISION¹**

AND

**NOTICE SETTING OUT REASONS WHY PUBLICITY REQUIREMENTS
ARE IMPRACTICABLE²**

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

² In accordance with Regulation 10(3) 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 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. **This notice is to inform the Chair of the Overview and Scrutiny Committee that it has been impracticable to give 28 clear days public notice of the item(s) set out below for the reasons set out below and that it is intended that the key decision(s) will be made on the date specified below.**
4. **Notice is also given to the public that the reasons why compliance with the requirements for publicity in connection with key decisions are impracticable are set out below.**

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.

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	Public or Private meeting. Statement of reasons if private	Reasons why impracticable to give 28 days' clear public notice
Between 09-Dec-2022 and 31-Dec-2022	Interim Accommodation Strategy Programme – Ground & 3rd Floor, 48 Station Road – Expenditure of Approved Contingency	<p>Cabinet approved the award of contract for the Ground & 3rd Floor refurbishment works on 7 February 2022.</p> <p>As part of this approval, Cabinet approved the allocation of £62k of contingency.</p> <p>As a result of additional works identified during the delivery of the works, which have been approved in Change Control Governance, we are seeking approval to spend this money in order to settle the final account with the contractor.</p>	Cabinet Member Signing	<p>Cabinet Member for Council Housebuilding, Placemaking, and Development</p> <p>Director of Placemaking and Housing</p>	Interim Accommodation Strategy Programme – Ground & 3rd Floor, 48 Station Road – Expenditure of Approved Contingency	Public	<p>As the contingency was approved in the original Cabinet paper, Strategic Procurement has advised that Cabinet level approval is still required in order to approve the expenditure of the contingency – in accordance with the Contract Standing Orders (CSO). Payment is required to be made in December and approval is required to increase the Purchase Order (PO). If this is not paid for on time, the payment terms will not be met.</p> <p>Given the above, it is not practicable to comply with the 28-day notice requirement in Part Four, Section D, Rule 13 of the constitution. This is set out in Part Four, Section D, Rule 16, of the Constitution.</p>

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