

**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. 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.

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.

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 – Alexandra House and 48 Station Road – Variation to Construction Contract Award	<p>We have novated the Alexandra House Lift Refurbishment Contractor to the Main Contractor carrying out the works.</p> <p>The budget to pay for the lift refurbishment has been previously approved.</p> <p>As a result of the novation, we now need to vary the Main Contractors contract sum by this agreed amount to enable the Main Contractor to make the payment to the sub-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 – Alexandra House and 48 Station Road – Variation to Construction Contract Award	Public	<p>Selection of the lift sub-contractor was made following a competitive procurement exercise – to ensure best value.</p> <p>When the works commenced on site, it was advised that, in order to ensure Health & Safety (H&S) best practice, the lift contractor should be nominated to the main contract – to ensure one point of H&S responsibility. As a result, it is now necessary to vary the main contract sum by the agreed amount in order to pay the sub-contractor.</p> <p>The works will be finished by 16 December 2022; payment is required by this date and approval is required to increase the Purchase Order (PO). If payment is not made by this 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>