

**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	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 publicly accessible this column will say public	Reasons why decision is urgent and cannot reasonably be deferred.
Between 15 th of May and 29 th of May 2024	Approval of a revenue budget virement from the Housing Revenue Account (HRA) reserves for the provision of services to manage housing disrepair cases, and funding for the delivery of Electrical Inspection & Condition Reports (EICR)	<p>Disrepair (HRS) require: £2m to fund contractors to complete repair works; £1.1m for legal costs incurred by tenants/lessees; £2.4m for the Council's external law firms, and £700k for compensation to tenants/lessees.</p> <p>A sum of £651k is required for a contractor to complete new Electrical Inspection & Condition Reports (EICR).</p> <p>A budget virement of £3.5m is required from the HRA reserves to meet some of these costs.</p>	Leader of the Council	Leader of the Council David Joyce Director of Placemaking & Housing	EICR award report January 2024.	Part exempt Paragraphs 3, 5 Information relating to the financial or business affairs of any particular person (including the authority holding that information). Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.	The decision is urgent and needs to be taken in less than 28 days because any delay in implementation would seriously prejudice the Council's or the public's interests due to the fact that critical financial liabilities are being incurred and will continue to do so at a steep incline, which will further compound year on year, with implications for budgets and our reputation; through breached settlements and Court Orders (which we are already

		<p>The remaining budget will come from savings in the Housing Operational & Building Safety budget, potential refund / claim & reallocation of £0.5m from the HIP budget.</p>					<p>experiencing & managing).</p> <p>This decision will ensure that the cause of these circumstances can begin to be addressed immediately by enabling the operational team to arrest the exponential increase in costs and legal defaults and decrease the number of tenants living in disrepair, despite bringing legal action against the Council and obtaining agreements and Orders requiring the same to be remedied. The current circumstances may give rise to a drastic multiplication of costs over the next 2 years, which would see current budget levels breached at or before Q2</p> <p>EICRs are a regulatory requirement, funding is urgently required to ensure the annual programme of reports commences in May 24.</p>
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