

Statutory Notice of Urgent Key Decision

Subject:	Property acquisition B
Purpose:	To acquire a site for investment
Decision Maker:	Extraordinary Cabinet
Expected Decision Date:	Thursday, 27 April 2017
Contact Officer:	Heather Morgan, Group Head - Regeneration and Growth Tel: 01784 446352 h.morgan@spelthorne.gov.uk

Under the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 – notice is hereby given that it is impracticable to give 28 working days’ notice of the intention to hold a meeting, or part of a meeting, in private.

As required under the above regulations, the agreement of the Chairman of Overview and Scrutiny Committee will be sought, that the meeting is urgent and cannot reasonably be deferred.

As soon as possible after agreement to hold an urgent meeting has been obtained, we will publish a notice setting out the reasons why the meeting is urgent and cannot reasonably be deferred.

Notice Published:	20 April 2017
Urgent?	Yes
Reason for Urgency:	A bid has already been submitted in order to secure an off market acquisition before competitors are made aware of the opportunity. The bid will be strengthened considerably if it is backed by a decision by Cabinet to formally authorise the level of the bid. It is therefore not possible to defer the decision until the expiry of 28 working days since its inclusion on the Forward Plan, as this would delay the process significantly and will mean that the opportunity is put to the market

Further details of the decision to be taken:

Documents to be submitted to the Decision-Maker:	Report
Where the above documents are open to public inspection, copies will be published on the Council’s website at least one week before the decision is made.	
Other documents relevant to these matters may be submitted to the decision-maker. Copies of open material will be published on the Council’s website as soon as they become available.	
Background Papers Used:	
Consultation Details:	No

<p>Is this report likely to be considered in private session and if so, why?</p>	<p>It is likely that this item will be Private as the report and one or more of its appendices may be exempt from publication in accordance with paragraph 3 of Schedule 12A of the Local Government Act 1972 (as amended):</p> <p>Information relating to the financial or business affairs of any particular person (including the authority holding that information)</p> <p>This report contains exempt information within the meaning of Part 1 of Schedule 12A to the Local Government Act 1972, as amended by the Local Government (Access to Information) Act 1985 and by the Local Government (Access to information) (Variation) Order 2006 Paragraph 3 – Information relating to the financial or business affairs of any particular person (including the authority holding that information) and in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information because, disclosure to the public would prejudice the financial position of the authority in the bidding process for the site by allowing other bidders to know the position of the Council. This in turn prejudices the Council by (i) distorting the bids process and (ii) prejudicing the opportunity for the Council to acquire a site through the Council for the prudent management of its financial affairs.</p> <p>Representations may be made in favour of this decision being taken in public and/or disclosing any exempt and/or confidential information by contacting the Head of Corporate Governance, Michael Graham, on 01784 446227 no later than two days before the decision is to be made. The decision-maker will consider all representations and respond one day before the decision date.</p>
<p>Representations made</p>	
<p>Response to representations</p>	