

**NOTICE OF AN URGENT DECISION OUTSIDE THE ACCESS TO
INFORMATION RULES AS LAID OUT IN THE COUNCIL CONSTITUTION
AND OUTSIDE THE REQUIREMENTS FOR HOLDING A PRIVATE
MEETING**

**MATTER – ACQUISITION OF A SITE IN THE BOROUGH FOR
REDEVELOPMENT TO
PROVIDE ADDITIONAL RESIDENTIAL ACCOMMODATION AND SECURE
AN INCOME STREAM FOR THE COUNCIL**

On behalf of the Chief Executive of Spelthorne Borough Council, and in accordance with the Council's Constitution, I hereby seek your agreement, as Chairman of the Overview and Scrutiny Committee that a key decision should be made on the acquisition of a site in the borough in order to redevelop it for housing to provide additional residential accommodation and to secure an income stream for the Council.

This involves a decision which falls outside the requirement for advance notice of the decision to be publicised on the Council's Forward Plan 28 days prior to the decision being made. In addition, this key decision falls outside the requirement to give 28 days' public notice prior to a meeting being held in private.

The decision is as follows:

- to purchase the site in the borough to enable the Council to redevelop it for housing

Urgent Action Notice (Councils Constitution (section 16 of the Access to Information Rule, Part 4 (g))

In accordance with the above, I am required to seek your agreement to our intention to make a key decision in advance of it being published on the Forward Plan for 28 clear days. The Urgent Action Notice will be placed on the Council's website as soon practicable together with reasons why the requirement cannot be met.

Exempt urgency - Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 paragraph 5.(6).

In accordance with the above, I need to seek your agreement to hold a meeting in private in advance of Notice being given 28 days prior to that meeting. In so doing I need to set out why the matter is urgent and why it cannot be reasonably deferred.

Reason for urgency

The site has very recently come to the attention of the Council as a redevelopment opportunity.

The timescales for bidding are extremely tight and it is not possible to defer the decision until the expiry of 28 working days for the publication of notices under the regulations, as the Council will have missed the deadline for submitting its bid to acquire the site. The deadline for submitting bids is Wednesday 12 December 2018.

The intention is to put the report to **Cabinet on 11 December 2018** when the decision will be made. I am therefore notifying you of these arrangements, and requesting your agreement that the meeting is urgent and cannot reasonably be deferred.

From: Mooney, Sinead (Councillor)
Sent: Monday, 10 December, 22:52
Subject: Re: Notice of need for an urgent decision
To: Morgan, Heather

Dear Heather

Please find this email as confirmation in my capacity as chair of O and S for this report to go to Cabinet.

Regards,

Cllr Sinead Mooney
Ashford North Stanwell South
Spelthorne Borough Council