

## Minutes of Extraordinary Cabinet

8 April 2020

11.30am

### Present:

Councillor I.T.E. Harvey, Leader and Council Policy co-ordination  
Councillor A.C. Harman, Deputy Leader and Finance  
Councillor R.O. Barratt, Environment and Compliance  
Councillor I.J. Beardsmore, Strategic Planning - Local Plan  
Councillor A. Brar, Portfolio Holder for Housing  
Councillor S. Buttar, Community Wellbeing  
Councillor H. Harvey, Portfolio Holder for Investment, Management and  
Regeneration  
Councillor O. Rybinski, Economic Development, Customer Service, Estates  
and Transport  
Councillor J.R. Sexton, Portfolio Holder for Corporate Management

### Councillors in attendance:

Councillor C. Bateson  
Councillor C.L. Barratt  
Councillor K.M. Grant  
Councillor R.A. Smith-Ainsley

### 2705 Disclosures of Interest

There were none.

### 2706 Exempt Business

**Resolved** to move the exclusion of the Press and Public for the following item in view of the likely disclosure of 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.

### 2707 Exempt report - Acquisition Z

*[Paragraph 3 – information relating to the financial or business affairs of any particular person (including the authority holding that information)]*

Cabinet considered an exempt report on the acquisition of property 'Z'.

Alternative options considered and rejected by Cabinet:  
Not to proceed with the purchase.

**Resolved to:**

- 1) agree to purchase Property Acquisition Z;
- 2) agree a sub-sale of the property to Knowle Green Estates Limited;
- 3) approve the funding of Knowle Green Estates Limited to facilitate acquisition of the property; and
- 4) formally approve the terms and conditions agreed and authorise the Chief Executive (in consultation with the Chief Finance Office, the Leader and the Cabinet Member for Finance) to agree any further additional terms as purchaser of the property and subsequent funder to enable Knowle Green Estates Limited to proceed with its acquisition of the property.

**Reason for Decision**

To facilitate the acquisition of 43 new affordable apartments with 27 car parking spaces.

**NOTES:-**

- (1) ***Members of the Overview and Scrutiny Committee are reminded that under Overview and Scrutiny Procedure Rule 16, the “call-in” procedure shall not apply to recommendations the Cabinet makes to the Council. The matters on which recommendations have been made to the Council, if any, are identified with an asterisk [\*] in the above Minutes.***
- (2) ***Members of the Overview and Scrutiny Committee are entitled to call in decisions taken by the Cabinet for scrutiny before they are implemented, other than any recommendations covered under (1) above.***
- (3) ***Within five working days of the date on which a decision of the Cabinet or a Cabinet Member is published, not less than three members [one of whom must be the Chairman] of the Overview and Scrutiny Committee are able to “call in” a decision;***
- (4) ***To avoid delay in considering an item “called in”, an extraordinary meeting of the Overview and Scrutiny Committee will be convened within seven days of a “call in” being received if an ordinary meeting is not scheduled in that period;***
- (5) ***When calling in a Cabinet decision for review the members doing so should in their notice of “call in”:-***
  - ***Outline their reasons for requiring a review;***
  - ***Indicate any further information they consider the Overview and Scrutiny Committee needs to have before it***

***in order to conduct a review in addition to the written report made by officers to the Cabinet;***

- ***Indicate whether, where the decision was taken collectively by the Cabinet, they wish the Leader or his nominee (who should normally be the Cabinet Member) or where the decision was taken by a Cabinet Member, the member of the Cabinet making the decision, to attend the committee meeting; and***
  - ***Indicate whether the officer making the report to the Cabinet or the Cabinet Member taking the decision or his/her representative should attend the meeting.***
- (6) ***The deadline of five working days for "call in" by Members of the Overview and Scrutiny Committee in relation to the above decisions by the Cabinet is the close of business on 17 April 2020.***