

# Public Document Pack



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25 September 2014

Dear Councillor

## GENERAL EXCEPTION NOTICE – (GE05 14) TRANSFER OF LAND AT FARTHINGLOE

Please find attached a General Exception Notice which gives details of a Key Decision (Transfer of Land at Farthingloe) which is due to be considered by Cabinet at its meeting to be held on 6 October 2014.

This decision was not included in the Notice of Forthcoming Key Decisions, but may still be taken provided 5 clear days' notice is given in accordance with the Council's General Exception procedure.

Members of the public who require further information are asked to contact Kate Batty-Smith on 01304 872303 or by e-mail at [kate.batty-smith@dover.gov.uk](mailto:kate.batty-smith@dover.gov.uk).

Yours sincerely

A handwritten signature in cursive script that reads "Kate Batty - Smith". Below the signature is a short horizontal line.

Democratic Support Officer

ENCL

1 **GENERAL EXCEPTION NOTICE - (GE05 14) TRANSFER OF LAND AT FARTHINGLOE** (Pages 2 - 3)



<b>DEMOCRATIC SUPPORT SECTION ONLY</b>	
Decision No:	<b>GE05 14</b>
Publication Date:	<b>25/09/14</b>

## General Exception

Pursuant to the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

### Notice of Key Decision

**A: Decision to be taken and by whom**

At its meeting to be held on 6 October, Cabinet will be asked to:

- (a) Approve the transfer of land at Farthingloe to Dover District Council.
- (b) Agree to delegate authority to the Director of Environment and Corporate Assets to agree terms, in consultation with the Portfolio Holder for Access and Property Management, for the transfer of the land.

This is a Key Decision which has not been included within the Notice of Forthcoming Key Decisions, but which must be taken by such a date that it is impracticable to defer the decision until 28 days after the next Notice is published.

**B: Reasons why this Key Decision was not included in the Notice of Forthcoming Key Decisions and why it would not be practicable to defer the decision**

Agreement on Section 106 Compensation is close to being reached with the developers of land elsewhere in Farthingloe. However, the Council needs to have an interest in the land which is to be the countryside access area. The signing of the Section 106 agreement cannot wait until the next Cabinet meeting on 3 November, so deferring this decision until then would not be in the Council's best interests.

**C: List of documents submitted to the decision-maker**

Cabinet Report of 6 October 2014.

**D: Part of the Constitution authorising the decision**

Rule 15 (General Exception Procedure) of the Access to Information Procedure Rules (Part 4 – Rules of Procedure).

- Notice must be given in the first instance to the Chairman of the relevant Scrutiny Committee
- The General Exception procedure allows a Key Decision which has been omitted from the Notice of Forthcoming Key Decisions to be taken, provided 5 clear days has elapsed between informing the Chairman of the relevant Scrutiny Committee and making a copy of this notice available to the public (on the website and displayed in the Council Chamber lobby), and the decision being taken.

- Subject to any prohibition or restriction on their disclosure, copies of, or extracts from, documents submitted to the decision-maker in relation to the decision may be requested from the address given below. In addition, the public may submit other documents relevant to the decision to the same address.

Democratic Support Section  
Council Offices  
White Cliffs Business Park  
Whitfield, Dover  
Kent CT16 3PJ  
(Telephone: 01304 872303; E-mail: [democraticservices@dover.gov.uk](mailto:democraticservices@dover.gov.uk))