

Public Document Pack



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31 July 2020

Dear Councillor

SPECIAL URGENCY NOTICE – (L01 20) REOPENING OF DOVER DISTRICT LEISURE CENTRE

Please find attached a Special Urgency notice in respect of a decision to be taken by Councillor Trevor Bartlett, the Leader of the Council, in relation to the settlement of terms for the re-opening of Dover District Leisure Centre.

This is a Key Decision which was not included in the Notice of Forthcoming Key Decisions. However, under the Special Urgency procedure, the decision may still be taken provided the Chairman of the Overview and Scrutiny Committee, Councillor Charlotte Zosseder, has given her consent (paragraph 16 of the Access to Information Procedure Rules (Special Urgency) of Part 4 (Rules of Procedure) of the Constitution).

Councillor Zosseder has agreed that this decision is an urgent matter which cannot be deferred, and this notice is published accordingly.

Members of the public who require further information are asked to contact Kate Batty-Smith on 01304 872303 or by e-mail at democraticservices@dover.gov.uk.

Yours sincerely

A handwritten signature in black ink that reads "Kate Batty-Smith". The signature is written in a cursive style and is positioned above a short horizontal line.

Democratic Services Officer

ENCL

1 **SPECIAL URGENCY NOTICE - (L01 20) REOPENING OF DOVER DISTRICT LEISURE CENTRE** (Pages 2-3)



DEMOCRATIC SERVICES SECTION ONLY	
Decision No:	<u> L01 </u>
Publication Date:	<u> 31/07/20 </u>

Consent to Decision as a Matter of Special Urgency
Pursuant to the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

Notice of Key Decision

A: Decision to be taken by and intended date:

Decision to be taken by the Leader of the Council on 31 July or 3 August 2020 (subject to confirmation).

This is a Key Decision which has not been included within the Notice of Forthcoming Key Decisions.

B: Subject:

The settlement of terms relating to the re-opening of Dover District Leisure Centre. The decision is restricted and not for publication by reason that it contains information which is exempt by virtue of the provisions of Paragraph 3 (Information relating to the financial or business affairs of any particular person (including the authority holding that information)) of Part 1 of Schedule 12A of the Local Government Act 1972.

If the decision is likely to disclose exempt information, please specify the relevant paragraph(s) of Part 1 of Schedule 12A of the Local Government Act 1972.

C: Part of the Constitution authorising the decision:

Rule 16 (Special Urgency Procedure) of the Access to Information Procedure Rules (Part 4 – Rules of Procedure).

D: Reasons why it is necessary to follow the Special Urgency procedure:

This decision is not being taken in accordance with the normal procedures for Key Decisions as it has not been identified in the Council's Notice of Forthcoming Key Decisions. However, under the changing circumstances of the Covid-19 pandemic, this expenditure could not reasonably have been foreseen. The Leader of the Council is taking the decision as a matter of urgency under his powers within Section 9E(2)(a) of the Local Government Act 2000.

E: List of documents submitted to the decision-maker:

Cabinet-style report and Annex 1 - Deed of Settlement

F: Consultation:

Have all consultations required by the Constitution taken place?

(With the Chairman of the Overview and Scrutiny Committee)

The agreement of the Chairman of the Overview and Scrutiny Committee, Councillor Charlotte Zosseder, has been obtained.

What other consultation has taken place?

The Chairman of the Council has agreed to suspend call-in due to the urgency of the matter.

G: Application for agreement to use the Special Urgency procedure:

Who is seeking agreement to use the Special Urgency procedure?

Councillor Trevor Bartlett, Leader of the Council

Signed: _____ Date: 31 July 2020
(on behalf of decision-maker)

H: Agreement to use of Special Urgency procedure:

I agree that the taking of the decision which is the subject of this application cannot reasonably be deferred.

Signed: _____
Chairman of Overview and Scrutiny Committee

Date: 31 July 2020

- The Special Urgency procedure allows a Key Decision which has been omitted from the Notice of Forthcoming Key Decisions to be taken, provided the Chairman of the Overview and Scrutiny Committee has agreed that the making of the decision is urgent and cannot reasonably be deferred.
- 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.

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