

Public Document Pack



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16 July 2021

Dear Councillor

NOTICE OF INTENTION TO HOLD A CABINET MEETING (OR PARTS OF IT) IN PRIVATE

Please find attached notification that part of the Special Cabinet meeting on 19 July 2021 will be held in private, as required by the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

Members of the public who require further information are asked to contact Kate Batty-Smith, Democratic Services Officer on 01304 872303 or by e-mail at democraticservices@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 Services Officer

ENCL

1 **NOTICE OF EXEMPT MEETING THAT CANNOT BE DEFERRED** (Pages 2-3)



DEMOCRATIC SUPPORT SECTION ONLY	
Notice No:	_____
Publication Date:	<u>16/07/21</u>

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

**Notice of Intention to Hold a Cabinet Meeting
(or parts of it) in Private**

The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 came into force on 10 September 2012. These prescribe that 28 clear days’ notice must be given by a decision-making body where it intends to hold the whole or part of a meeting in private because confidential or exempt information would otherwise be disclosed.

Under Section 5 (6) of the above-mentioned Regulations, it is permissible to hold a meeting (or parts of it) in private, notwithstanding that 28 days’ notice has not been given, provided the Chairman of the relevant Scrutiny Committee has agreed that the meeting is urgent and cannot reasonably be deferred. The local authority is thereafter obliged to publish a notice setting out the reasons why the meeting is urgent and cannot reasonably be deferred.

A. Date of Cabinet meeting and agenda items:

Special Cabinet meeting – 19 July 2021

The press and public will be excluded from the meeting during consideration of the following exempt agenda item:

Indemnification of Leader of the Council in Respect of Application for Judicial Review – Land North-West of Pegasus, London Road, Sholden

(Exempt under paragraph 5 (Information in respect of which a claim to legal and professional privilege could be maintained in legal proceedings) of Part 1 of Schedule 12A of the Local Government Act 1972.)

B: Reasons why the meeting is urgent and cannot reasonably be deferred:

The Council needs to file a claim in respect of a planning decision without further delay, and the matter cannot wait until the next scheduled meeting of Cabinet in September.

C: Agreement to meeting (or parts of it) being held in private:

I agree that part of the special Cabinet meeting to be held on 19 July 2021 should be held in private in order to consider the restricted report relating to the indemnification of the Leader of the Council in respect of an application for a judicial review.

Signed: _____

(Councillor Charlotte Zosseder - Chair of Overview and Scrutiny
Committee)

Date: 16 July 2021