

Public Document Pack



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14 March 2023

Dear Councillor

GENERAL EXCEPTION NOTICE – (GE11 22) APPROVAL OF DRAFT AIR QUALITY ACTION PLAN

Please find attached a General Exception Notice for a decision to be taken by Cabinet on 3 April 2023 in relation to the approval of a draft Air Quality Action Plan for consultation.

This is a Key Decision which was not included in the Notice of Forthcoming Key Decisions. However, the decision may still be taken provided 5 clear days have elapsed between publishing the General Exception Notice and informing the Chairman of the Overview and Scrutiny Committee, and the decision being taken.

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

Yours sincerely

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

Democratic Services Officer

ENCL

1 **GENERAL EXCEPTION NOTICE - (GE11 22) APPROVAL OF DRAFT AIR QUALITY ACTION PLAN** (Pages 2-3)



DEMOCRATIC SUPPORT SECTION ONLY	
Decision No:	<u>GE11</u>
Publication Date:	<u>14/03/23</u>

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

To approve a draft Air Quality Action Plan and to delegate authority to the Environmental Protection and Crime Manager to undertake public consultation on the draft Plan.

Decision to be taken by Cabinet on 3 April 2023.

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

It was anticipated that this report would have been submitted to Cabinet later in the year. However, with the May elections affecting Cabinet meeting dates, together with the air quality modelling data provided by Bureau Veritas being time-limited, a decision is needed promptly to prevent delay and to ensure that the data used to formulate the draft Action Plan remain relevant.

Delay could result in additional expense to the Council in that further modelling data might then be required.

C: List of documents submitted to the decision-maker

Cabinet report.

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 Services Section
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