

Public Document Pack



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5 January 2024

Dear Councillor

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

Please find attached notification that part of the Cabinet meeting to be held on 15 January 2024 will be held in private in order to consider a report concerning the sale of a guide hut at land adjoining 107 Sandwich Road, Whitfield. This report was not included in the Exempt Notice published on 15 December 2023 for the reasons set out in the notice. The notice also explains the reasons why the decision cannot be deferred.

Under Section 5 (6) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, it is permissible to hold parts of a Cabinet meeting in private, notwithstanding that 28 days' notice has not been given, provided the Chairman of the Overview and Scrutiny Committee has agreed that the decision to be taken is urgent and cannot reasonably be deferred. Councillor Chris Vinson, Chairman of the Committee, has given his consent.

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 purple ink that reads "Kate Breezy - Smith". Below the signature is a horizontal line.

Democratic Services Officer

ENCL

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



DEMOCRATIC SUPPORT SECTION ONLY	
Notice No:	_____
Publication Date:	<u>05/01/24</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 part 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:

15 January 2024

Sale of guide hut at land adjoining 107 Sandwich Road, Whitfield

(Exempt under 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.)

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


Due to an oversight, this item was not included in the notice of exempt items for Cabinet published on 15 December 2023.

Negotiations on this matter have been ongoing since January 2021 when Cabinet agreed that the sale of the land should be deferred in order to identify a solution for accommodating the guides. A further deferral is not recommended as this would delay the sale and finalising new accommodation for the Guides even further.

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

I agree that part of the Cabinet meeting to be held on 15 January 2024 should be held in private in order to consider the exempt report entitled 'Sale of guide hut at land adjoining 107 Sandwich Road, Whitfield.'

Signed:


Councillor Chris Vinson
Chairman of the Overview and Scrutiny Committee

Date:

4 January 2024