



**DEMOCRATIC SERVICES
SECTION ONLY**

Decision No: L03
Publication Date: 26/03/21

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:

Strategic Director (Corporate Resources), in consultation with the Portfolio Holder for Housing and Health

Week beginning 22 March 2021

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

B: Subject:

To enter into a design and build contract with Jenner for the construction of affordable housing at Napchester Road, Whitfield (known as Whitfield Phase 1A)

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:

At its meeting held on 6 July 2020, Cabinet delegated authority to the Strategic Director (Corporate Resources), in consultation with the Portfolio Holder for Housing and Health, to take all necessary actions to progress a project to build affordable housing at Napchester Road.

Under the terms of the Section 106 planning agreement for the Whitfield Urban Expansion, to which Dover District Council is a party, the Council is required to sign the build contract for the construction of 26 affordable homes at Napchester Road, Whitfield concurrently with the transfer of the land from the current landowner. The transfer is due to take place this week, and the design and build contract will also therefore need to be signed. This decision was not included in the Notice of Key Decisions in time to meet the 28 days' notice requirement and it is therefore necessary to follow the Special Urgency Procedure. For the reason stated above, the decision cannot be deferred.

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

Cabinet report of 6 July 2020 – Whitfield Urban Expansion Phase 1A – Affordable Housing Delivery

Report of 24 February 2021 – Design and Build Contract for Construction of Affordable Housing at Napchester Road, Whitfield (Phase 1A)

F: Consultation:

Have all consultations required by the Constitution taken place?

(With the Chairman of the Overview and Scrutiny Committee) Yes

What other consultation has taken place?

Consultation with Head of Service and Portfolio Holder

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

Who is seeking agreement to use the Special Urgency procedure?

Signed: Rachel Collins, Housing Development Manager Date: 24 March 2021
(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: 24 March 2021

- 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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