

## Key decision items not included in the Forward Plan

Where a matter that is a key decision item has not been included in the Forward Plan, that decision may only be made where –

- (1) the relevant Director has informed the Chairman of the relevant Policy/Overview and Scrutiny Panel or, if there is no such person, each Member of that Panel by notice in writing, of the matter about which the decision is to be made;
- (2) the relevant Director has made a copy of that notice publicly available at the offices of the Council and on the Council's Website. A copy of the notice should also be sent to all councillors for information;
- (3) at least five clear days have elapsed since the relevant Director complied with (1) and (2); and
- (4) if (3) cannot be complied with then the decision can only be taken if the decision taker (if an individual), or the Chairman of the body making the decision, obtains the agreement of the Chairman of the relevant Policy/Overview and Scrutiny Panel that the taking of the decision is urgent and cannot be reasonably deferred. If there is no Chairman of the relevant Policy/Overview and Scrutiny Panel or if the Chairman of each relevant Policy/Overview and Scrutiny Panel is unable to act, then the agreement of the Chairman of the Council, or in his/her absence the Vice-Chairman, will suffice.

## Notice of a key decision on an item not in the Forward Plan

To Councillor John Crockford-Hawley, Chairman of the Strategic Planning & Economic Development and Regeneration Policy Scrutiny Panel.

A copy of this notice must be displayed at offices of the Council and published on the Council's website as soon as reasonably practicable after compliance with the above.

It is intended that the Executive Member for Planning, Building Control, Highways and Transport will make a key decision relating to:

**DE 19/20 217 Wyndham Way, M5 Junction 19 congestion improvement scheme** that has not been included in the Forward Plan and we are unable to comply with (3) above on **31 October 2019**

Reasons why key decision was not included in the Forward Plan and why (3) above cannot be complied with: Original budget was under the threshold at which a key decision was required however the scope and value of the project evolved meaning that a key decision is now required.

Agreement of the Chairman of the Policy/Overview and Scrutiny Panel is required in accordance with (4) above *[delete as appropriate]*.

If agreement is required, the Chairman is requested to notify the Director accordingly.

I have had regard to and complied with (1) to (4) above.

If the item will also need to be considered as an urgent item, a reason for urgency will be required.

Reason for urgency (if applicable under (4) above) : This is an urgent decision because the terms of the Highways England funding are that works need to be completed prior to the End of March 2020. The construction programme is such that the contract will need to be awarded immediately to achieve the construction programme.

Signed  Director

Date 