

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 Geoffrey Richardson Chairman of Partnerships, Corporate Organisation and Overview Management Policy and 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.

Take notice that it is intended that the Executive Member for Assets and Capital Delivery will make a key decision on:

21/22 DP 136 New lease of Ashcroft House, Oldmixon Crescent. Weston-Super-Mare. BS24 9AX that has not been included in the Forward Plan and we are unable to comply with (3) above

Reasons why key decision was not included in the Forward Plan and why (3) above cannot be complied with

This matter was not on the forward plan because it was uncertain when the Landlord would trigger the lease renewal process. Once it was triggered it is governed by the provisions of the Landlord and Tenant Act 1954 which sets fixed requirements and deadlines under the Act. In this instance, to avoid the need to take this matter to the courts the new lease must be completed by 15th August 2021. This does not provide sufficient time to fully comply with the usual notification process.

Agreement of the Chairman of the Policy/Overview and Scrutiny Panel is required in accordance with (4) above.

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) NA



Signed.....Director of Children's Services

Date 13.7.21

Ref. – Constitution, Access to Information Procedure Rules, ss 14, 15.