

## **NOTICE SETTING OUT WHY A PRIVATE MEETING IS URGENT AND CANNOT REASONABLY BE DEFERRED<sup>1</sup>**

Where a decision-making body intends to hold a meeting in private, the decision-making body must make available at the offices of the relevant local authority a notice of its intention to hold the meeting in private, and publish that notice on the relevant local authority's website at least 28 clear days before the meeting.<sup>2</sup>

Where the date by which a meeting must be held makes compliance with this regulation impracticable, the meeting may only be held in private where the decision-making body has obtained agreement from:

- (a) the chairman of the relevant overview and scrutiny committee; or
- (b) if there is no such person, or if the chairman of the relevant overview and scrutiny committee is unable to act, the chairman of the relevant local authority; or
- (c) where there is no chairman of either the relevant overview and scrutiny committee or of the relevant local authority, the vice-chairman of the relevant local authority,

that the meeting is urgent and cannot reasonably be deferred.<sup>3</sup>

As soon as reasonably practicable after the decision-making body has obtained agreement to hold a private meeting, it must:

- (a) make available at the offices of the relevant local authority a notice setting out the reasons why the meeting is urgent and cannot reasonably be deferred; and
- (b) publish that notice on the relevant local authority's website, if it has one.<sup>4</sup>

**This notice sets out that agreement has been obtained for the Cabinet to hold part of a meeting in private session without giving prior notice 28 clear days before the meeting. This is because the items of business listed below involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12(A) to the Local Government Act 1972.**

Decisions to be considered in private session for which previous notice was not given are set out below:

<b>Decision</b>	<b>Decision taker and date to be taken</b>	<b>Reasons why private consideration is required</b>	<b>Reasons why the meeting is urgent and cannot reasonably be deferred</b>	<b>Position of individual consulted and date agreement was obtained</b>
Redevelopment of Council Property	Cabinet 21 October 2014	Report is exempt from publication.  Reason for exemption:  Category 3: Information relating to the financial or business affairs of any particular person (including the authority holding that information).	The Council is considering redeveloping some commercial properties in its ownership. The properties are currently occupied and, if the proposals are agreed, then the Council will be required to serve notice on the current tenants.  The Cabinet will be asked to agree to the redevelopment, the serving of notices, and associated financial and legal actions.  The item is considered urgent as notices must be served before the tenants themselves serve notice on the Council to request new tenancies. If the Council serves notice first then the tenants would be required to vacate within six months, whereas if new tenancies are requested, then tenants would remain in possession of the units for twelve months. This would be problematic as the redevelopment is not only proposed to increase housing supply, but to alleviate crime and disorder issues associated with the properties.	Chairman of the Scrutiny Committee  7 October 2014

**Notice published 8 October 2014**

<sup>1</sup> In accordance with Regulation 5(7) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

<sup>2</sup> In accordance with Regulation 5(2)

<sup>3</sup> In accordance with Regulation 5(6)

<sup>4</sup> In accordance with Regulation 5(7)