

## North Yorkshire County Council

### Notice in accordance with the Local Authorities (Executive Arrangements)(Meetings and Access to Information)(England) Regulations 2012 - Special Urgency

To County Councillor Janet Jefferson - Chairman of the Young People Overview and Scrutiny Committee

### PROPOSAL TO CEASE TO MAINTAIN HORTON-IN-RIBBLESDALE CHURCH OF ENGLAND (VOLUNTARY AIDED) PRIMARY SCHOOL

The County Council's Constitution provides that, if a matter which is likely to be a key decision has not been included in the Forward Plan for the required 28 clear days; and if the decision is urgent and must be taken by such a date that it is impractical to defer it until it has been included in the next Forward Plan; and if 5 clear days' notice cannot elapse between the Manager of Democratic Services informing the Chairman of the relevant Overview and Scrutiny Committee by notice of the matter on which a decision has to be made, the matter may still be considered as long as Access to Information Procedure Rule 16 – relating to special urgency – can be followed.

That Rule states:

#### **“16. SPECIAL URGENCY**

- 16.1 Where the date by which a decision must be made makes compliance with Rule 15 (general exception) impracticable, then the decision can only be made if the decision maker (if an individual) or the Chairman of the body making the decision, obtains the written agreement of the Chairman of a relevant overview and scrutiny committee that the making of the decision is urgent and cannot reasonably be deferred. If there is no Chairman of a relevant overview and scrutiny committee, or if the Chairman of the relevant overview and scrutiny committee is unable to act, then the agreement of the Chairman of the Council, or in his/her absence the Vice-Chairman will suffice.
- 16.2 As soon as reasonably practicable after the decision maker has obtained agreement under Rule 16.1 above, s/he must make available at the Council's offices a notice setting out the reasons why the meeting is urgent and cannot reasonably be deferred and publish the notice on the Council's website.”

It is proposed that on 6 December 2016 the Executive consider a report which details the outcomes of the public consultation carried out by the Governing Body of Horton-in-Ribblesdale Church of England (Voluntary Aided) Primary School on a proposal to close the school. It asks the Executive to consider the responses to the consultation and to authorise the publication of statutory proposals, and to schedule taking a final decision on the proposal on 31 January 2017. The proposed timetable for is has changed, therefore it has not been possible to achieve the required 28 days' notice of decision taking on the Forward Plan. To defer the decision would not be operationally expedient.

In accordance with the provisions in the Access to Information Procedure Rules of the County Council's Constitution, I am, therefore, informing you as the Chairman of the relevant Overview and Scrutiny Committee, that it is intended that this matter be considered by the Executive on 6 December 2016 and I am further seeking your agreement that the making of the decision is urgent and cannot reasonably be deferred.

If you are in agreement with the proposal, will you please countersign this document, scan and email it back as soon as possible.

BARRY KHAN  
Assistant Chief Executive (Legal and Democratic Services)

3 December 2016

**I agree, for the reasons stated in this notice, that the making of this decision is urgent and cannot reasonably be deferred and that this item should be considered on 6 December 2016.**

Signed: REDACTED SIGNATURE

Date: 4 December 2016

**County Councillor Janet Jefferson  
Chairman of the Young People Overview and Scrutiny Committee**