

NORTH YORKSHIRE COUNTY COUNCIL

Notice of Urgent Item **(Access to Information Procedure Rule 15)**

To County Councillor Mike Jordan
Chairman of the Transport, Economy and Environment Overview and Scrutiny Committee

The County Council's Constitution provides that if a matter which is likely to be a key decision has not been included on the Council's Forward Plan for the requisite period, the decision may still be taken if an urgency procedure is followed. Under Access to Information Procedure Rule 15:

15.1 If the publication of the intention to make a key decision is impracticable and a matter which is likely to be a key decision has not been included in the forward plan for the requisite period as set out in Rule 13.2, then subject to Rule 16 (special urgency), the decision may still be taken if:

- (a) the Assistant Chief Executive (Legal and Democratic Services) has informed the Chairman of a relevant overview and scrutiny committee, or if there is no such person, each member of that committee by notice in writing, of the matter about which the decision is to be made;*
- (b) the Assistant Chief Executive (Legal and Democratic Services) has made copies of that notice available to the public at the offices of the Council and on the Council's website; and*
- (c) at least five clear days have elapsed following the day on which the Assistant Chief Executive (Legal and Democratic Services) complied with (a) and (b).*

15.2 As soon as reasonably practicable after the Assistant Chief Executive (Legal and Democratic Services) has complied with (a) to (c) above, s/he must make available at the Council's offices a notice setting out the reasons why compliance with Rule 13.2 is impracticable and publish that notice on the Council's website.

It is anticipated that on 5 December 2017 an item regarding the consideration of whether to "confirm continued preparatory work to develop an investment scheme for the Harrogate to York railway" will be considered by the Executive.

The intention to make the key decision has been published on the Forward Plan but not for the full, requisite 28 clear day period, hence the need for this Notice under Access to Information Procedure Rule 15. This matter requires a decision by the Executive on 5 December 2017 and cannot reasonably be deferred to enable a full application and Business Case to be submitted to the YNYER Local Enterprise Partnership in February 2018. The LEP application is to approve funding of £9.6m as a contribution to the estimated £12.5m railway infrastructure enhancement scheme.

In accordance with the provisions in Access to Information Procedure Rule 15, I am, therefore, informing you as the Chairman of the relevant Overview and Scrutiny Committee, that it is intended that this matter be determined by the Executive on 5 December 2017.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)

Dated: 21 November 2017