

NORTH YORKSHIRE COUNTY COUNCIL

Access to Information Procedure Rule 4

FORMER PRIVATE ITEM NOW TO BE HEARD IN PUBLIC

Proposed redeployment of property

The County Council's Constitution provides that at least 28 clear days before a private meeting (a meeting, or part of a meeting, of the executive decision making body during which the public are excluded) the executive decision-making body must give notice of its intention to hold the meeting in private (including a statement of the reasons for holding it in private) by making the notice available at County Hall and at the venue for the meeting (if different) and publishing it on the Council's website.

The Constitution further provides that at least five clear days before a private meeting, the executive decision making body must give **further** notice of its intention to hold the meeting in private including a statement of the reasons for holding it in private; details of any representations received about why the meeting should be open to the public; and a statement of its response to any such representations; by making the notice available at County Hall and at the venue for the meeting (if different) and publishing it on the Council's website.

It is anticipated that 26 March 2019 a report regarding the 'Redeployment of land forming part of Yew Tree Farm, Marton cum Grafton to Brierley Homes Limited" will be considered by the Executive. The item has been published on the Forward Plan.

The report was previously anticipated to contain exempt information as described in paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 (as amended) (information relating to the financial or business affairs of any particular person (including the authority holding that information)) and it was considered that the public interest in maintaining the exemption outweighed the public interest in disclosing the information. It was therefore anticipated that this part of the meeting would be held in private. A notice giving the required 28 days' notice of the intention at that time to hold this part of the Executive meeting in private was published on 18 February 2019 and confirmed that any representations as to why this part of the meeting should be held in public should be sent to Barry Khan, Assistant Chief Executive (Legal and Democratic Services), at County Hall, Northallerton.

To date, no representations have been received as to why this part of the meeting should be held in public, however, it is now anticipated that the report will not contain any exempt information which is not already in the public domain and it is therefore intended that **this matter shall now be considered in public** by the Executive on 26 March 2019.

BARRY KHAN

Assistant Chief Executive (Legal and Democratic Services)

Dated: 13 March 2019