

## NORTH YORKSHIRE COUNTY COUNCIL

### Access to Information Procedure Rule 16

#### Notice of Urgent Item

#### **To the Chairman of the Corporate and Partnerships 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 16:

*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 anticipated that on 23<sup>rd</sup> April 2019 the Corporate Director Business and Environmental Services, in consultation with the Executive Members for Access will consider a report re Wireless Networks and Smart Destination Management Wireless Managed Services Contract, seeking approval to award a contract to the successful bidder following a procurement process.

The intention to make the key decision will be published on the Forward Plan but not for the full, requisite 28 clear day period.

This matter requires a decision by the Corporate Director Business and Environmental Services on 23<sup>rd</sup> April 2019 and cannot reasonably be deferred, to enable timely decision making and the meeting of procurement deadlines regarding contract award.

In accordance with the provisions in the Access to Information Procedure Rules, 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 Corporate Director Business and Environmental Services on 23<sup>rd</sup> April 2019 and I am seeking your agreement that the meeting and the making of the decision is urgent and cannot reasonably be deferred beyond this timeframe. If you agree that the meeting and the making of the decision is urgent and cannot reasonably be deferred and that this item should be considered on 23<sup>rd</sup> April 2019, will you please so confirm in writing as soon as possible.

BARRY KHAN  
Assistant Chief Executive (Legal and Democratic Services)

Dated: 12<sup>th</sup> April 2019

**I agree, for the reasons stated in this notice, that the meeting and the making of this decision is urgent and cannot reasonably be deferred and that this item should be considered on 23<sup>rd</sup> April 2019.**

**Signed**            ***County Councillor Derek Bastiman***

**Date** 12 April 2019

**Chairman of the Corporate and Partnerships Overview and Scrutiny Committee**