

# NORTH YORKSHIRE COUNTY COUNCIL

## Access to Information Procedure Rule 4

### FURTHER NOTICE OF PRIVATE ITEM

#### Proposed promotion and option agreement with Brierley Homes Limited

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 17 December 2019 a report "To consider a proposal to formalise the relationship between NYCC and Brierley Homes Limited in relation to selling sites for development and to set out an initial list of sites that are to be considered." will be considered by the Executive. The Executive will determine "Whether or not to enter into a promotion and option agreement with Brierley Homes Limited in relation to several sites owned by NYCC.". The item is published on the Forward Plan.

The report is likely 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 is considered that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. This part of the meeting may therefore be held in private.

A notice giving the required 28 days' notice of the intention to hold this part of the meeting in private was published on 4 November 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)  
North Yorkshire County Council  
County Hall  
Northallerton  
North Yorkshire  
DL7 8AD

Tel: 01609 532173

Email: [barry.khan@northyorks.gov.uk](mailto:barry.khan@northyorks.gov.uk)

To date, no representations have been received as to why this part of the meeting should be held in public.

It is therefore intended that this matter shall be considered in private by the Executive on 17 December 2019 for the reasons set out earlier in this notice

**BARRY KHAN**

**Assistant Chief Executive (Legal and Democratic Services)**

Dated: 2 December 2019