

NORTH YORKSHIRE COUNTY COUNCIL

NOTICE OF CALL-IN EXEMPTION

Overview and Scrutiny Procedure Rule 16

Acceptance of Sustainable Warmth Grant funding

To the Chairman of North Yorkshire County Council

The County Council's Constitution provides that where the call-in procedure would otherwise apply to an executive decision, it shall not apply where the decision being taken is urgent.

Under Overview and Scrutiny Procedure Rule 16:

(h) The call-in procedure set out above shall not apply where the decision being taken by the Executive is urgent. A decision will be urgent if any delay likely to be caused by the call in process would seriously prejudice the Council's or the public interest. The Chairman of the council must agree both that the decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency. In the absence of the Chairman, the Vice-Chairman's consent shall be required. In the absence of both, the Head of Paid Service or his/her nominee's consent shall be required. Decisions taken as a matter of urgency must be reported to the next available meeting of the Council, together with the reasons for urgency.

It is anticipated that on 17 November 2021 a report seeking approval to accept the Sustainable Warmth Grant funding following a successful bid, will be considered by the Executive Member for Public Health, Prevention and Supported Housing, including Sustainability and Transformation Plans. The intention to make this decision has not been published on the Forward Plan as it is not a key decision.

This matter requires an urgent decision by the Executive Member for Public Health, Prevention and Supported Housing, including Sustainability and Transformation Plans on 17 November 2021, as the timescale given by Department of Business, Energy and Industrial Strategy for accepting the grant is 19th November 2021. This requires the decision to be implemented immediately upon being taken, and allows no time for the call in period. It therefore cannot reasonably be deferred, to enable the timely consideration and implementation of the matter.

Overview and Scrutiny Procedure Rule 16(h) enables matters to be determined on an urgency basis and be exempt from call-in, where any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public interest. It is believed that that would be the case here should call in not be exempted. Should the call in period not be exempted, then the delay in returning the agreement outside of the deadlines stated, may delay payment and result in a need to reforecast the timeline.

In accordance with the provisions in this Rule, I am therefore seeking your agreement that the decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency (where any delay likely to be caused by the call in process would seriously prejudice the Council's or the public interest) and exempt from call-in. If you so agree, will you please so confirm in writing as soon as possible.

BARRY KHAN

Assistant Chief Executive (Legal and Democratic Services) and Monitoring Officer

Dated: 9 November 2021

I agree, for the reasons stated in this notice, that the decision proposed is reasonable in all the circumstances, to it being treated as a matter of urgency and exempt from call-in.

Signed

Date

Chairman of North Yorkshire County Council