

NORTH YORKSHIRE COUNTY COUNCIL

NOTICE OF URGENT ITEM

Access to Information Procedure Rule 15 – General Exception

Adult Social Care Charging Reform Trailblazer Scheme

To the Chairman of the Care & Independence 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 19 April 2022, the Executive will consider a report seeking acceptance for North Yorkshire County Council to be part of the Adult Social Care Trailblazer Scheme on charging reform, with review points in May, August and November 2022 to inform decisions about implementation.

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

This matter requires a decision by Executive on 19 April 2022 and cannot reasonably be deferred, to enable the timely consideration and progress of this matter, as notification from the Department of Health and Social Care was only received on 24 March 2022, thereby not allowing for 28 days notice.

In accordance with the General Exception provisions in Access to Information Procedure Rule 15, I am, therefore, informing you as Chairman of the Care & Independence Overview and Scrutiny Committee that it is intended that this matter be considered by the Executive on 19 April 2022.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)

Dated: 28 March 2022