

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 22 February 2023, the Council will consider a report regarding the Council Tax Resolution for 2023/24. This is a non-executive decision and is therefore not legally required to be published on the Forward Plan.

In a spirit of openness and transparency, this decision has voluntarily been published on the Forward Plan but not for 28 clear days. This matter requires consideration by full Council on 22 February 2023 and cannot reasonably be deferred, to enable the resolution to be made within the statutory timescales.

In accordance with the spirit of 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 these matters be considered by full Council on 22 February 2023 and I am seeking your agreement that the making of the decision is urgent and cannot reasonably be deferred beyond this timeframe. If you so agree, please confirm in writing as soon as possible.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)

Dated: 15 February 2023

I agree, for the reasons stated in this notice, that the making of this decision is urgent and cannot reasonably be deferred and that this item should be considered on 22 February 2023.

Signed **Date**
Chairman of the Corporate & Partnerships Overview and Scrutiny Committee