

NORTH YORKSHIRE COUNTY COUNCIL

NOTICE OF CALL-IN EXEMPTION

Overview and Scrutiny Procedure Rule 16

Levelling Up Fund – Catterick Garrison Town Centre Regeneration project

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 Chair 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 Chair, the Vice-Chair's consent shall be required. In the absence of both, the Head of Paid Service or their 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 30 May 2023 a report seeking the following will be considered by Executive:

1. To accept the Levelling Up Fund grant from the Department for Levelling Up, Housing and Communities for the Catterick Garrison Town Centre Regeneration Project;
2. Delegate authority to Corporate Director Community Development to enter into a Memorandum of Understanding with the Department for Levelling Up, Housing and Communities setting out the principles which will apply to administration and delivery of the Catterick Garrison Town Centre Regeneration Project; and
3. Delegate authority to Corporate Director Community Development to authorise acceptance of minor changes to the grant conditions in discussion with the Executive Member for Open to Business and the Corporate Director for Resources

The intention to make this key decision has been published on the Forward Plan for the requisite 28 clear day period.

It has come to light that timescales are such in this matter that the decision must be implemented immediately upon being taken without allowing for the call in period. This matter requires an urgent decision by the Executive on 30 May 2023, and cannot reasonably be deferred, to enable its timely consideration and implementation, in order to meet the deadline of the 30th of May for signing the Memorandum of Understanding, enabling receipt of payment in July. This would not allow for the usual 5 clear working day call-in period. 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.

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: 27 April 2023

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