

NORTH YORKSHIRE COUNCIL

NOTICE OF URGENT ITEM

Access to Information Procedure Rule 15 – General Exception

**Approval for Grant Application – Department of Culture, Media, and Sport (DCMS)
Create Growth Programme**

**To the Chair of Transport, Economy, Environment & Enterprise the Overview and
Scrutiny Committee**

The 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 9 August 2023, the Executive Member for Open to Business will consider a report seeking approval for York and North Yorkshire Local Enterprise Partnership to lead an application to the DCMS Create Growth Programme to be designated one of six new areas providing targeted support for high-growth Creative Industries businesses from the York and North Yorkshire area. The programme will be delivered by York and North Yorkshire Local Enterprise Partnership, for whom North Yorkshire Council acts as an Accountable Body.

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 an urgent decision by the Executive Member for Open to Business on 9 August 2023 and cannot reasonably be deferred, to enable the timely consideration and progress of this matter and to meet DCMS's submission deadline for Expressions of Interest of 9 August 2023 (programme details launched 14 July 23).

In accordance with the General Exception provisions in Access to Information Procedure Rule 15, I am, therefore, informing you as the Chair of the relevant Overview and Scrutiny Committee that it is intended that this matter be considered by Executive Member for Open to Business on 9 August 2023.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)

Dated: 28 July 2023