

NORTH YORKSHIRE COUNCIL

NOTICE OF URGENT ITEM

Access to Information Procedure Rule 15 – General Exception

Department of Science, Innovation and Technology (DSIT) 5G Innovation Region Bid.

To the Chair of the Transport, Economy, Environment & Enterprise 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 8 September 2023, the Executive Member for Open to Business will consider a report seeking approval for the submission of an application for funding (up to £3.8 million) from the DSIT 5G Innovation Regions fund. The application will be made from NYC and CoY combined with NYC as the lead authority.

DSIT is inviting applications into a £40 million fund for local authorities across the UK to establish themselves as '5G Innovation Regions' (5GIRs). 5GIRs is part of our wider programme to drive 5G adoption, with a focus on key sectors where there is local capability and opportunities. Funding will enable places throughout the UK to unlock opportunities across the digital economy which utilise advanced wireless connectivity.

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 the Executive Member for Open to Business on 8 September 2023 and cannot reasonably be deferred, to enable the timely consideration and

progress of this matter, in order to meet the deadline for the submission of funding applications.

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 8 September 2023.

BARRY KHAN

Assistant Chief Executive (Legal and Democratic Services)

Dated: 14 August 2023