



**The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 (“the Regulations”) (Regulation 9)**

## **NOTICE OF CONSIDERATION OF A DECISION THAT HAS NOT BEEN INCLUDED ON THE FORWARD PLAN AS SUCH**

The reason why the decision is urgent and cannot reasonably be deferred is that East Suffolk Council needs to consider a proposal that relates to the creation of a Business Improvement District in Felixstowe. The creation of a BID in Felixstowe will act as a key vehicle to enhance the trading environment within the town centre and resort area of the town. Furthermore, it will address the current challenges being experienced within the town centre which have been exacerbated by the Covid pandemic. The reason for urgency is that the Council needs to go out to ballot in mid-October and the next Cabinet meeting on 6 October will be too late for the ballot to take place, as planned.

In the light of the above we wish to expedite the Cabinet process and avoid having to delay a decision until the October Cabinet. We therefore seek an exemption to the Regulation 5 requirement in respect of the 1 September 2020 Cabinet meeting.

It is deemed important that Cabinet considers this decision as soon as possible.

Regulation 10 of the Regulations (General Exception) allows for a key decision to be made if it is impracticable for notice of the intention to take a key decision under Regulation 9 to be given 28 clear days in advance of the taking of the decision.

Regulation 10 sets out the actions required to be taken in those circumstances which includes setting out the reasons for General Exception.

This Notice has not provided the relevant 28 days. However, in accordance with Regulation 5(6) of the Regulations where the Chairman of the Scrutiny Committee considers that there is urgency which dictates that this decision is urgent and cannot be reasonably deferred to allow compliance with Regulation 5 the decision may still be taken.

The Chairman of the Scrutiny Committee has been notified that the making of the decision detailed below is urgent and cannot reasonably be deferred and has agreed for it to proceed. The reason for this is as set out above.

Hilary Slater  
Head of Legal and Democratic Services (Monitoring Officer)  
21 August 2020