



COUNCIL

Report of: Leader of the Council
Councillor Matthew Lee

Report to:	Council
Date:	15 June 2017
Subject:	Leader's Report on Urgent Decisions (Ref: CAB022)

Decision Proposal:	<i>Legislative and Constitutional Requirement</i>
Relevant Cabinet Member:	<i>Councillor Matthew Lee Leader of the Council</i>
Report author:	Jo Toomey – Principal Democracy Officer Tel: 01476 406152 E-mail: j.toomey@southkesteven.gov.uk
Reviewed by:	Lucy Youles – Executive Manager, Corporate. Tel: 01476 406105 E-mail: l.youles@southkesteven.gov.uk
Signed off by:	Beverly Agass (Chief Executive) Tel: 01476 406080 E-mail: b.agass@southkesteven.gov.uk

SUMMARY

To inform Members of decisions taken by the Cabinet or by individual Cabinet Members under urgency provisions since the last report was made to Council on 22 September 2016.

RECOMMENDATION

That the Council notes the report.

1. BACKGROUND TO REPORT;

- 1.1 In accordance with Part 5, Section 19 of the Local Authority (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the Leader of the Council is required to submit quarterly reports to the Council on decisions taken by the Cabinet or individual Cabinet Members under the urgency provisions. The report should include the number of decisions so taken and a summary (subject to exemptions) of the matters in respect of which those decisions were taken. The Leader must submit at least one report annually to the Council.
- 1.2 Since the last report was brought to Council on 22 September 2016, one non-key decision has been taken under urgency provisions.
- 1.3 An urgent non-key decision was made on 2 May 2017 by the Cabinet Member for Finance in respect of an exempt report CFM417. The Cabinet Member decided not to proceed with the implementation of a decision made by the Executive Member, Finance and IT on 21 March 2017 on exempt report PD055 in connection with the Commercial Investment Strategy.
- 1.4 The reason for taking the decision under urgency provisions is detailed in exempt report CFM417.
- 1.5 Both reports, PD055 and CFM417, were exempt under paragraphs 3 of Schedule 12A of the Local Government Act 1972 (as amended) because they related to the business affairs of the Council. Report CFM417 was also exempt under paragraph 5 of Schedule 12A because it contained information that was legally privileged.

2. OTHER OPTIONS CONSIDERED

- 2.1 This is a statutorily required report.

3. RESOURCE IMPLICATIONS

- 3.1 There are no resource implications arising from this report.

4. RISK AND MITIGATION

- 4.1 Risk has been considered as part of this report and no high risks were identified.

5. ISSUES ARISING FROM IMPACT ANALYSIS (EQUALITY & DIVERSITY)

- 5.1 Not applicable, this is a statutory report providing a summary of past activity.

6. CRIME AND DISORDER IMPLICATIONS

- 6.1 None

7. COMMENTS OF FINANCIAL SERVICES

- 7.1 There are no financial implications as a result of this report. Financial comments relating to the decision are detailed in report number CFM417.

8. COMMENTS OF LEGAL AND DEMOCRATIC SERVICES

- 8.1 To comply with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 and the Council's Constitution, the Leader is required to make regular reports to Council on decisions taken using urgency provisions as detailed at Clauses 16.7.2 (key decisions) and 16.7.3 d) (non-key decisions).

9. COMMENTS OF OTHER RELEVANT SERVICES

- 9.1 None

10. APPENDICES

- 10.1 None

11. BACKGROUND PAPERS

- Exempt report number PD055 and decision notice (Councillors may request a copy of these documents from Democratic Services)
- Exempt report number CFM417 and decision notice (Councillors may request a copy of these documents from Democratic Services)
- Article 16.7.3 d) of the Council's Constitution **Decision making by individual members of the Executive: Urgent Non-key Decisions** (<http://moderngov.southkesteven.gov.uk/documents/g3439/Public%20reports%20pack%2006th-Mar-2017%20Constitution.pdf?T=10>)