

Urgency Provisions Table 2020-21

Appendix 1

Ref.	Date	Decision	Cabinet Decision
001	30 March 2020	Small Business Grant Scheme and a Retail, Hospitality, Leisure Grant Scheme, Business Rates and Discretionary Rates Relief	CEX/4 – 20 May 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken because the Government has announced a package of new National Non Domestic Rates (NNDR) reliefs and grants and expect local authorities to administer and pay the grants. Funding will be provided by the Government for the new reliefs, grants and towards the cost of administration.</p> <p>The Government have requested the reliefs and grants are processed and paid as soon as possible, preferably before 1 April 2020 for grants.</p>	
002	03 April 2020	Green Waste	CEX/4 – 20 May 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken due to the need to maintain critical residual waste services.</p>	

003	14 April 2020	Arboriculture Contracting Framework – Appointment of Contractors	CEX/4 – 20 May 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken because there is a need for the Council to enter into contractual arrangements for two years for arboricultural services to be provided to the Council. As a landowner, the Council has a duty of care to ensure that all trees on Council land are kept in an acceptable condition and do not put people or property at unreasonable risk. The Council's current contractual arrangements for arboricultural services expire on 31 March 2020.</p> <p>This matter is on the Procurement Schedule, a procurement exercise has been undertaken and three preferred providers have been identified as a result. The estimated value of the three contracts taken together is approximately £150,000 in total across two years. There is a need to enter into appropriate contracts with the providers so that arboricultural works can be called off by the Council when required.</p>	
004	17 April 2020	Temporary use of Kendal Leisure Centre as a Recovery Centre	CEX/4 – 20 May 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken due to the need for the University Hospitals of Morecambe Bay NHS Foundation Trust to establish Recovery Centres, to provide additional medical capacity in response to the COVID 19 emergency.</p>	

005	27 April 2020	Re-commencement of Green Waste Collections	CEX/4 – 20 May 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken due to - Following the temporary suspension of green waste collection services on the 3rd April 2020 via an Emergency Delegated Executive Decision; a decision taken in light of the current Coronavirus Pandemic and the loss of key waste collection staff and the need to redeploy existing staff to maintain the critical collection of residual waste . Staffing levels have now stabilised sufficiently to be able to re-commence green waste collections on an initial monthly basis from the 4th May 2020.</p>	
006	01 May 2020	Asset of Community Value – Farmers Arms, Lowick	CEX/4 – 20 May 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken because a community nomination has been received to list a property as an Asset of Community Value and Regulation 7 of the Assets of Community Value (England) Regulations 2012 requires that the responsible authority must decide whether land nominated by a community nomination should be included in the list within eight weeks of receiving the nomination. Due to the current circumstances this timescale has already been exceeded with one extension agreed with the nominating party.</p>	

007	29 May 2020	Local Authority Discretionary Business Grant Fund	CEX/20 – 24 June 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the Covid-19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken due to the Government's recent announcement for a new package of discretionary financial support grants for businesses that will be administered by local authorities to pay the grants. Funding will be provided by the Government for the new grants. The Government have requested the grants are processed and paid as soon as possible, with the funding expected to be paid to the Council in early June 2020. It is expected that the payment of grants will ease financial pressures for eligible businesses.</p> <p>Due to the timing of the receipt of the Government Guidance (updated on the 23rd May 2020) and the date of the next Cabinet meeting being on the 24th June 2020 we require an emergency decision.</p>	
008	11 June 2020	Reintroduction of Car Parking Charges, Patrols, Monitoring and Enforcement in the Authority's Carparks	CEX/39 – 22 July 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>In line with the government's latest advice regarding the reopening of non-essential retail premises on the 15th June , it is proposed that car parking charges , patrols, monitoring and enforcement will recommence in all the authorities public car parks from the 15th June 2020.</p> <p>If we were to maintain the temporary free parking arrangements introduced on the 23rd March 2020, at a time that other car park operators have recommenced charging and non-essential shops and the high streets are reopening this could have the negative</p>	

		<p>consequence and significant risk that visitors to the area ,choose our free parking offer and the ability to manage social distancing would be severely compromised and Public Health Risks increased. Additionally , this could have a consequence that the car parks are utilised by residents and commuters and that little churn would result which would impact visitors and shoppers from finding available spaces. This in turn would impact negatively on the success of attracting shoppers back to the high street</p> <p>The Council has no Cabinet meeting planned prior to the 15th June 2020 to provide for the decision to be taken the next scheduled virtual meeting being the 24th June 2020.</p>	
009	07 July 2020	Management Agreement for Braithwaite Fold Caravan Park	CEX/39 – 22 July 2020
		<p><u>Reason for emergency:</u></p> <p>Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interest in the site and financial position.</p> <p>The decision is required to be taken to secure the operation and income from Braithwaite Fold Caravan park for the 2020/21 Financial Year following the Governments easing of lockdown for the Tourist and Leisure Industry.</p>	
N/A		A590 Cross-a-Moor Junction – Notice of Key Decision General Exception	CEX/53 – 22 July 2020
		<p>Decision</p> <p><i>RESOLVED – That the following be noted:-</i></p> <p><i>(1) progress with the scheme as described within the report; and</i></p> <p><i>(2) following a request from Highways England, that the Growth and Housing Fund monies held by the Council are being transferred to Highways England for their use on the scheme.</i></p>	

		<p>Reasons for Decision</p> <p>The A590 Cross-a-Moor Junction Improvement would ensure delivery of over 1,000 dwellings in south Ulverston on sites allocated in the adopted Local Plan. It would therefore play a key role in the Council's priority for delivering housing, particularly affordable housing. The scheme is highly significant for the housing priority in the Council Plan, and for the delivery of around 20% of planned housing provision in the Local Plan to 2025.</p> <p>The scheme is also central to future economic growth in South Lakeland. The lack of people, particularly of working age, has been identified as a significant challenge to business growth in the area. The increased housing this project will facilitate will allow more people to live and work in the area, increasing the supply of labour for business of all sizes and sectors.</p>	
N/A		Introduction of Pavement Licences – Notice of Key Decision General Exception	CEX/45– 22 July 2020
		<p>Decision</p> <p><i>RESOLVED - That</i></p> <p><i>(1) the report be withdrawn; and</i></p> <p><i>(2) officers be requested to consider the appropriate non-executive decision making route, either as an urgent item to be considered at the next Council meeting or, alternatively, through the emergency non-executive decision route.</i></p> <p>Reasons for Decision</p> <p>To prepare for the date on which the Bill receives Royal Assent.</p>	

010	12 October 2020	Test and Trace Support Payment Schemes	CEX/73 – 05 November 2020
		<p><u>Reason for emergency:</u></p> <p>The Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken due to the deadline given by the government to launch the Test and Trace Support Scheme which requires us to make the scheme live by the 12th October 2020. This does not give time to go through the normal decision making process.</p>	
011	13 November 2020	Local Restrictions Support Grants (Closed)	CEX/98 – 08 December 2020
		<p><u>Reason for emergency:</u></p> <p>The Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the global COVID-19 pandemic.</p> <p>The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken due to the Government's recent announcement for a new package of financial support grants for businesses that will be administered by local authorities. Funding will be provided by the Government for the new support grants for businesses due the announcement of a second national lockdown. The Government have requested the grants are processed and paid as soon as possible, with the funding expected to be paid to the Council by 13th November 2020. It is expected that the payment of grants will ease financial pressures for eligible businesses.</p> <p>Due to the timing of the receipt of the Government Guidance (announced 30th October 2020) and the date of the next Cabinet meeting being on 25th November 2020, we require and emergency decision.</p>	

012	20 November 2020	Additional Restrictions Grant	CEX/109 - 20 January 2020
		<p><u>Reason for emergency:</u></p> <p>The Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the global COVID-19 pandemic.</p> <p>The matter is urgent, necessary and expedient and is needed to protect the Council's interests. The decision is required to be taken due to the Government's recent announcement for a new package of financial support grants for businesses that will be administered by local authorities. Funding will be provided by the Government for the new support grants for businesses due the announcement of a second national lockdown. The Government have requested the grants are processed and paid as soon as possible, with the funding be paid to the Council on the 13th November 2020. It is expected that the payment of grants will ease financial pressures for eligible businesses.</p> <p>Due to the timing of the receipt of the Government Guidance (announced 30th October 2020) and the date of the next Cabinet meeting being on 25th November 2020, we require an emergency decision.</p>	
013	21 December 2020	Local Restrictions Grants (three schemes)	CEX/109 - 20 January 2020
		<p><u>Reason for emergency:</u></p> <p>The Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the global COVID-19 pandemic. The matter is urgent, necessary and expedient and is needed to protect the Council's and that of its community's interests.</p> <p>The decision is required to be taken due to the Government's recent announcement for a new package of financial support grants for businesses that will be administered by local authorities.</p> <p>Funding will be provided by the Government for the new support grants for businesses due the reintroduction of the tiered restrictions, following the end of the second national</p>	

		lockdown on 2 nd December 2020. The Government have requested the grants are processed and paid as soon as possible, with the funding be paid to the Council imminently. It is expected that the payment of grants will ease financial pressures for eligible businesses. Due to the timing of the receipt of the full Government Guidance (10 th December 2020) and the date of the next Cabinet meeting being in January 2021, we require an emergency decision.	
014	18 January 2021	Business Support Grants (National Restrictions, January 2021)	CEX/121 - 03 February 2021
		<p><u>Reason for emergency:</u></p> <p>The Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the global COVID- 19 pandemic.</p> <p>The matter is urgent, necessary and expedient and is needed to protect the Council's and that of its community's interests.</p> <p>The decision is required to be taken due to the Government's recent announcement for a new package of financial support grants for businesses that will be administered by local authorities. Funding will be provided by the Government for the new support grants for businesses due the re- introduction of national restrictions on 5th January 2021. The Government have requested the grants are processed and paid as soon as possible, with the funding be paid to the Council imminently. It is expected that the payment of grants will ease financial pressures for eligible businesses.</p> <p>Due to the timing of the receipt of the full Government Guidance (mid-January 2021) and the date of the next Cabinet meeting be ing in January 2021, we require an emergency decision.</p>	
015	14 March 2021	Waiving Car Parking charges in the Westmorland Shopping Centre Car Park in Kendal for NHS and Primary care staff directly involved in the management and operation of the Vaccination Centre and for those members of the public attending the centre to receive their Vaccinations	CEX/139 – 17 March 2021
		<u>Reason for emergency:</u>	

		<p>The Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the COVID 19 Global pandemic emergency. The matter is urgent, necessary and expedient and is needed to protect the Council's interests.</p> <p>The decision is required to be taken due to support the national Covid19 Vaccination program rollout be as effective as possible.</p>	
N/A	30 March 2021	Cross-a-Moor Roundabout – Notice of Key Decision (Special Urgency)	CEX/164 – 30 March 2021
		<p>Decision</p> <p>RESOLVED – That:-</p> <p><i>the Director of Strategy, Innovation and Resources to enter into the Growth Deal Funding Agreement following consideration of the Legal, and Financial advice and draw down the £925,000 Growth Deal Fund Grant;</i></p> <p><i>the progress on the s274 agreement, Forward Funding Agreement and the Underwriting arrangement be noted;</i></p> <p><i>Cabinet confirms that should the continuing negotiations enable the Council to conclude further agreements in line with resolutions of Cabinet, and Council in September and October 2020, that the delegations provided by those resolutions can be exercised; and</i></p> <p><i>In the alternative to (3), a further report on the outcome of negotiations with Cumbria County Council, CLEP and Highways England and seek approval for the entering of agreements be received.</i></p> <p>Reason for decision</p> <p>The A590 Cross-a-Moor Junction Improvement would ensure delivery of over 1,000 dwellings in south Ulverston on sites allocated in the adopted Local Plan. It would therefore play a key role in the Council's priority for delivering housing, particularly</p>	

		<p>affordable housing. The scheme is highly significant for the housing priority in the Council Plan, and for the delivery of around 20% of planned housing provision in the Local Plan to 2025. The scheme is also central to future economic growth in South Lakeland. The lack of people, particularly of working age, has been identified as a significant challenge to business growth in the area. The increased housing this project will facilitate will allow more people to live and work in the area, increasing the supply of labour for all sizes and sectors.</p>	
016	08 April 2021	Business Support Grants (Restart Grants and Additional Restrictions Grants Update, April 2021)	<i>TBC At the next available Cabinet meeting.</i>
		<p><u>Reason for emergency:</u></p> <p>The Chief Executive received emergency delegated executive decision making powers on the 25th March 2020. It is considered that this decision is necessary or arises from the global COVID-19 pandemic. The matter is urgent, necessary and expedient and is needed to protect the Council's and that of its community's interests.</p> <p>The decision is required to be taken due to the Government's recent announcement for a new package of financial support grants for businesses (Restart Grants and Additional Restrictions Grant update) that will be administered by local authorities. Funding will be provided by the Government for the new support grants for businesses due to the roadmap for recovery and lifting of national restrictions, and will apply for the 1st April 2021 onwards.</p> <p>The Government have requested the grants are processed and paid as soon as possible, with the funding be paid to the Council imminently. It is expected that the payment of grants will ease financial pressures for eligible businesses. Due to the timing of the receipt of the full Government Guidance (end of March 2021) and the date of the next Cabinet meeting, we require an emergency decision.</p>	