

Urgency Provisions Table 2021-22

APPENDIX 1

Date	Decision	Decision Ref.
21 July 2021	Cumbria Choice Based Letting Run Contract and Partnership Agreement	Cabinet - CEX/28
	<p>RESOLVED – That:-</p> <ol style="list-style-type: none"> 1) delegated authority to enter into the run contract with the selected provider be given to the Housing Portfolio Holder, the Director of Customer and Commercial Services and the Legal, Governance and Democracy Lead Specialist; and 2) delegated authority to enter into a new partnering agreement with the partners in light of the new contracts be given to the Housing Portfolio Holder, Director of Customer and Commercial Services and the Legal, Governance and Democracy Lead Specialist. <p><i>Note - The Chairman of the Overview and Scrutiny Committee had been notified that the making of the decision detailed below is urgent and cannot reasonably be deferred. It is intended that Cabinet will take a Key Decision regarding the Cumbria Choice Based Letting Run Contract and Partnership agreement at its meeting on 21 July 2021. The decision is urgent and cannot reasonably be deferred as the aim of the Board and its partners is to enter into the new contract on 30 July 2021 with a communication plan delivered and ready for a go live date of September 2021. After the Cabinet meeting, if the Key Decision is made, under paragraph 16(j) of the Overview and Scrutiny Procedure Rules within Part 4 of the Council's Constitution, call-in shall not apply.</i></p>	

7 December 2021	Contract Award for Scaling on Street Charging Infrastructure	Cabinet - CEX/84
	<p>RESOLVED – That</p> <ol style="list-style-type: none"> 1) the subsequent contract award for the groundworks contract following competitive retender as noted in Part II Appendix 1 to this report be approved; and 2) the Director of Customer and Commercial Services be delegated authority, in conjunction with the Lead Specialist for Legal, Governance and Democracy (Monitoring Officer), to enter into any final contract. <p><i>Note – This matter was being included as an urgent item of business under Section 100B (4)(b) of the Local Government Act 1972, as the Leader was of the opinion that it required consideration without delay. A decision was required because the Council would be at risk of losing funding if the preparatory ground works were not complete by the imposed funding deadline and to not cause further delay to the wider SOSCI project. To delay a decision until the next scheduled meeting of the Cabinet would mean that the Council would potentially be unable to take action which would protect its interests due to strict time constraints imposed upon it. Furthermore, the Leader and Promoting South Lakeland Portfolio Holder further indicated that, in accordance with paragraph 16(j) of the Council’s Constitution, Part 4, Overview and Scrutiny Procedure Rules, the Chairman of the Council had been consulted and had agreed for the decision to be treated as a matter of urgency and that the call-in process should be waived.</i></p>	
26 August 2021	Procurement Exemption Requests and Contract award Kendal College and Ginger Dog OD Ltd	Delegated Executive Decision - DEX/2
	<p><u>Decision</u></p> <p>The exemptions for Kendal College and Ginger Dog Ltd and contract awards be approved and the terms and signing of the contracts delegated to the Lead Specialist, Legal, Governance and Democracy.</p> <p><i>Note – In accordance with paragraph 16 of the Access to Information Procedure Rules in Part 4 of the Constitution, the Chairman of the Overview and Scrutiny Committee had agreed that the taking of the decision was urgent and could not reasonably be deferred because of the timescales required to protect the public interest and due to the reasons provided.</i></p> <p><i>In accordance with paragraph 16(j) of the Constitution, the Chairman of the Council had exercised powers that the call-in procedure should not apply this being an urgent decision and any delay likely to be caused by the call-in process would, for seriously prejudice the Council’s and/ or the public’s interests.</i></p>	

	<i>The reasons for urgency were the commencement of the term and the need to deliver the management training.</i>	
21 October 2021	Use of Apprenticeship Levy for Apprenticeship Training with Chartered Institute of Housing	Delegated Executive Decision - DEX/8
	<p><u>Decision</u></p> <p>Approval is given for the use of the Apprenticeship Levy funding for one Level 3 Housing Apprenticeship Standard training with the Chartered Institute of Housing.</p> <p><i>Note - The Constitution stated that the call-in procedure should not apply where a decision being taken by the Cabinet was urgent and any delay likely to be caused by the call-in process would, for example, seriously prejudice the Council's or the public's interests. In accordance with paragraph 16(j) of the Constitution, the Vice-Chairman of the Council had been consulted and had agreed that the decision proposed was reasonable in all the circumstances and for it to be treated as a matter of urgency and that the call-in process should be waived. The reason for urgency was due to need for the contract for training services to be signed by close of business on 21 October 2021 or the training would need to be postponed. The matter would be reported to the next available meeting of the Council, together with the reasons for urgency. Copies of the report had been circulated prior to the meeting.</i></p>	