

## **OVERVIEW AND SCRUTINY BOARD – 5<sup>th</sup> March 2019**

### **GENERAL EXCEPTION AND SPECIAL URGENCY DECISIONS**

#### **Background**

The Chair (or their nominee) is given powers in the Council's Constitution to give authorisation for key decisions to be made under the following rules:

#### **Rule 16 – General Exception**

Where the decision has not been placed on the Forward Plan, but it is possible to give 5 clear days notice of the decision to be made, Rule 16 allows that the decision may be made where the relevant Executive Director has obtained agreement in writing from the Chair of the Overview and Scrutiny Board (or his/her nominee) of the matter about which the decision is to be made. Notice of this setting out the reasons why compliance with the 28 day notice period was impracticable will be made available at the offices of the local Authority and be published on the Council's website. Any decision made in this way is still subject to a potential call-in.

#### **Rule 17 – Special Urgency:**

In certain circumstances it may be impracticable both to:

1. Place the decision on the Forward Plan, and
2. Give 5 clear days notice prior to the decision being made

Rule 17 allows that in these circumstances the decision may still be made where the decision maker has obtained agreement from the Chair of the Overview and Scrutiny Board (or his/her nominee) or if not available the Mayor or in their absence the Deputy Mayor. As soon as it is reasonably practicable after the decision maker has received agreement from the Chair of Overview and Scrutiny that the decision is urgent and cannot be reasonably deferred, a notice will be made available at the offices of the local Authority setting out the reasons why compliance with the 28 days was impracticable and this will be published on the Council's website. Where Rule 17 applies the decision is exempt from call-in.

**For the Municipal Year 2018/ 2019 the Chair of the Overview and Scrutiny Board is  
Councillor McLaren**

<b>Subject Matter</b>	<b>Officer</b>	<b>Rule Applied</b>	<b>Date of Decision and Date of authorisation</b>	<b>By</b>	<b>Reason(s) for the decision</b>
Auto Enrolment (Pensions)	Ray Ward, Deputy Chief Executive of Corporate and Commercial Services	Rule 17	Decision:  Authorisation: 22 February 2019	Councillor McLaren	DECISION AUTHORISED:  For the recommendations in the report to be agreed. The decision could not be reasonably deferred due to meeting the timescales as outlined in the report.