
URGENT DECISIONS BY CABINET

To: **Council – 3 October 2013**

Main Portfolio Area: **Community Services**

By: **Harvey Patterson, Corporate & Regulatory Services Manager**

Classification: **Unrestricted**

Wards: **All**

Summary: **To inform Council of two urgent decisions which had recently been taken by Cabinet**

For Information

1.0 Introduction and Background

- 1.1. In accordance with Overview and Scrutiny Procedure Rule 15 (L), any urgent decision not subject to call-in must be reported to the next available meeting of Council, together with the reasons for urgency.

2.0 The Current Situation

Decision relating to the transfer of land at The Centre, Newington

- 2.1 At its meeting 20 June 2013:

“Cabinet approved the transfer of two pieces of land at The Centre, Newington as identified in Annex 1 as land ‘a’ and ‘b’ and described as the Gateway land and Flowing Bowl land to Orbit Housing Association for the sum of £204,250.”

- 2.2. The reasons why this decision was considered urgent were that a definitive decision was required by 28 June 2013, otherwise the construction programme would have been delayed, the timescales for completing the development would have been at risk and the funding Orbit received from the Homes and Communities Agency could have been affected.

- 2.3 On the bases of those reasons, the Chairman of Council gave her written consent to the decision being exempt from call-in on the grounds that the delay likely to be caused by the call-in process would have seriously prejudiced the Council’s interests and the public interest,

- 2.4 A copy of the published decision notice is attached at Annex 1.

- 2.5 This decision should have been reported to Council at its meeting on 11 July 2013.

Decision on the making of a General Vesting Declaration in relation to the Dreamland site

- 2.6 At its meeting on 1 August 2013:

“Cabinet approved the making of the General Vesting Declaration (GVD) which will result in the transfer of the Dreamland Site to Thanet District Council”.

2.7 The Chairman of Council gave her written consent to the decision being exempt from call-in on the grounds that the delay likely to be caused by the call-in process would have seriously prejudiced the Council’s interests and the public interests, as the date by which the Council could enter the site as owner and commence the delivery of the Heritage Amusement Park would have been delayed.

2.8 The published decision notice is attached at Annex 2.

3.0 Corporate Implications

3.1 Financial and VAT

3.1.1 As detailed in the respective reports to Cabinet on 20 June 2013 and 1 August 2013

3.2 Legal

3.2.1 As detailed in the respective reports to Cabinet on 20 June 2013 and 1 August 2013

3.3 Corporate

3.3.1 As detailed in the respective reports to Cabinet on 20 June 2013 and 1 August 2013.

3.4 Equity and Equalities

3.4.1 As detailed in the respective reports to Cabinet on 20 June 2013 and 1 August 2013

4.0 Recommendation

4.1 This report is for information only.

5.0 Decision Making Process

5.1 The decisions referred to had been taken by Cabinet and, in both instances, the Chairman of Council had given her written consent to their being exempt from call in, in accordance with Rule 15 (L) of the Overview and Scrutiny Procedure Rules.

Contact Officer:	Harvey Patterson, Corporate & Regulatory Services Manager and Monitoring Officer, Ext 7005
Reporting to:	Dr Sue McGonigal, Chief Executive and S.151 Officer, Ext 7002

Annex List

Annex 1	Record of urgent decision by Cabinet on 20 June 2013 – Transfer of land at The Centre, Newington
Annex 2	Record of urgent decision by Cabinet on 1 August 2013 – General Vesting Declaration – Dreamland Site

Background Papers

Title	Details of where to access copy
None	

Corporate Consultation Undertaken

Finance	n/a
Legal	Harvey Patterson, Corporate & Regulatory Services Manager and Monitoring Officer, ext 7005