



Council name	<b>COTSWOLD DISTRICT COUNCIL</b>
Name and date of Committee	<b>COUNCIL – 20 MARCH 2024</b>
Subject	<b>DECISION TAKEN UNDER URGENCY POWERS</b>
Wards affected	None
Accountable member	Councillor Joe Harris, Leader of the Council Email: <a href="mailto:joe.harris@cotswold.gov.uk">joe.harris@cotswold.gov.uk</a>
Accountable officer	Robert Weaver, Chief Executive Officer Email: <a href="mailto:robert.weaver@cotswold.gov.uk">robert.weaver@cotswold.gov.uk</a>
Report author	Andrew Brown, Democratic Services Business Manager Email: <a href="mailto:Democratic@Cotswold.gov.uk">Democratic@Cotswold.gov.uk</a>
Summary/Purpose	To report to Cabinet and Council on a decision taken by the Chief Executive Officer under urgency powers.
Annexes	Annex A – Urgent decision notice
Recommendation(s)	That Full Council resolves to: I. Note the decision taken as set out in Annex A.
Corporate priorities	<ul style="list-style-type: none"><li>• Delivering Good Services</li><li>• Responding to the Climate Emergency</li><li>• Delivering Housing</li><li>• Supporting Communities</li><li>• Supporting the Economy</li></ul>
Key Decision	NO
Exempt	NO
Consultees/ Consultation	The Leader of the Council and the Chair of the Overview and Scrutiny Committee were consulted and agreed to the taking of the urgent decision.



## **1. EXECUTIVE SUMMARY**

- 1.1 This report is to formally notify Cabinet and Council of a decision taken by the Chief Executive under urgency powers. The decision taken was to recommend to Council to approve the Corporate Plan 2024-28.

## **2. BACKGROUND**

- 2.1 The Council's Constitution at Part D8 includes the following provision for matters of urgency:

The Council's Chief Executive has delegated authority to take any action they consider necessary in the interests of the Council in cases of urgency. They must only act after consultation with the Leader of the Council, the Chair of the Council or the appropriate Committee and the relevant Ward Member(s), if any. Any action taken in this way shall be reported to the first available meeting of the Council, Cabinet or relevant Committee, as appropriate.

## **3. URGENT DECISION**

- 3.1 The urgent decision taken by the Chief Executive, including the reasons for it and why it was treated as urgent, are set out in the decision notice attached at Annex A.

## **4. ALTERNATIVE OPTIONS**

- 4.1 The alternative options considered are set out in the decision notice at Annex A.

## **5. FINANCIAL IMPLICATIONS**

- 5.1 There are no financial implications.

## **6. LEGAL IMPLICATIONS**

- 6.1 The Chief Executive is authorised to take any action he considers necessary in the interests of the Council in cases of urgency.

- 6.2 The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 provide that key decisions may be taken without being notification being advertised on the Council's Forward Plan in cases of special urgency if the Chair of the Overview and Scrutiny Committees agrees that the making of the decision is urgent and cannot reasonably be deferred. In this case the decision had been notified on the Forward Plan for 28 days but with Cabinet rather than the Chief Executive as the decision maker.

- 6.3 The Constitution (Part D8) provides that any decisions taken in this way will be reported to a meeting of the Cabinet, Council or committee, as appropriate. In this case the decision was an executive function that would have ordinarily be taken by Cabinet. The Constitution



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also requires (at Part C1, 1.3.19) that, following the taking of an urgent decision, the Leader will provide a full report to the next available Council meeting explaining the decision, the reasons for it and why it was treated as urgent.

**7. RISK ASSESSMENT**

7.1 There are no risks associated with the recommendations in this report.

**8. EQUALITIES IMPACT**

8.1 There are no impacts on equalities.

**9. CLIMATE AND ECOLOGICAL EMERGENCIES IMPLICATIONS**

9.1 There are no climate and ecological emergency implications.

**10. BACKGROUND PAPERS**

10.1 None.

(END)