

## Key decision items not included in the Forward Plan

Where a matter that is a key decision item has not been included in the Forward Plan, that decision may only be made where –

(1) the relevant Director has informed the Chairman of the relevant Policy/Overview and Scrutiny Panel or, if there is no such person, each Member of that Panel by notice in writing, of the matter about which the decision is to be made;

(2) the relevant Director has made a copy of that notice publicly available at the offices of the Council and on the Council's Website. A copy of the notice should also be sent to all councillors for information;

(3) at least five clear days have elapsed since the relevant Director complied with (1) and (2); and

(4) if (3) cannot be complied with then the decision can only be taken if the decision taker (if an individual), or the Chairman of the body making the decision, obtains the agreement of the Chairman of the relevant Policy/Overview and Scrutiny Panel that the taking of the decision is urgent and cannot be reasonably deferred. If there is no Chairman of the relevant Policy/Overview and Scrutiny Panel or if the Chairman of each relevant Policy/Overview and Scrutiny Panel is unable to act, then the agreement of the Chairman of the Council, or in his/her absence the Vice-Chairman, will suffice.

## Notice of a key decision on an item not in the Forward Plan

To Councillor John Crockford-Hawley being the Chairman of the of the Strategic Planning & Economic Development Policy Scrutiny Panel.

A copy of this notice must be displayed at offices of the Council and published on the Council's website as soon as reasonably practicable after compliance with the above.

**Take notice** that it is intended to make a decision on:

### **19/20 DE 121 Metrowest Phase 1 – Development Services Agreement (DSA)**

This is not a key decision. However this is an urgent decision for the reasons specified below. As such the decision has been authorised by the Executive Member for Planning, Building Control, Highways and Transport prior to the decision being advertised on the Council's website.

The decision is available to view via this link:

<https://www.n-somerset.gov.uk/my-council/councillors/decisions/executive-member-decisions/2019-executive-member-decisions/august-2019-executive-member-decisions/>

Agreement of the Chairman of the Policy and Scrutiny Panel is required in accordance with (4) above .

If agreement is required, the Chairman is requested to notify the Director accordingly.

I have had regard to and complied with (1) to (4) above.

If the item will also need to be considered as an urgent item, a reason for urgency will be required.

Reason for urgency (if applicable under (4) above):

There will be significant financial and reputational implications should the decision to enter into the DSA not be taken until 1<sup>st</sup> September. This will be a result of a delay in the submission of the DCO beyond the 20<sup>th</sup> September, as Network ~~work~~ are not authorised to undertake further work to support the submission of the DCO or continue the GRIP 1-4 work on the Westbury turn back. This would introduce further risk to the project, given the critical date of October 2019 for many of the supporting consultation and technical supporting documents.

Signed Anay Shomali Director of Development and Environment

Date 13 / 08 / 19

Ref. - Constitution, Access to Information Procedure Rules, ss 14, 15.