

NOTICE OF KEY DECISIONS AND PRIVATE MEETINGS

Friday, 4th August, 2023





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AGENDA

1) *Notice of Key Decisions and Private Meetings*

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| a) <i>Newtown Mill</i> | 3 - 4 |
| b) <i>Nicholas Street Redevelopment</i> | 5 - 6 |

Burnley Borough Council

Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

Private meeting and Key Decision

Agreement of Scrutiny Committee Chair under Regulation 5 (6) (a) (Private) and 11 (Key)

Under these Regulations the Council is required to give 28 days' notice if it intends to hold a meeting of the Executive or a decision will be delegated to an Officer in private or partly in private. This is done on occasions where there is a report which contains confidential information. If the Council is not able to give the required notice it must obtain the agreement of the Chair of the Scrutiny Committee that the making of the decision is urgent and cannot reasonably be deferred and publish a copy of that notice.

The Council is also required to give 28 days' notice if it intends to make a key decision and is required to give at least 5 days' notice if it intends to make an urgent key decision.

If the Council is not able to give the required notice it must obtain the agreement of the Chair of the Scrutiny Committee or other relevant person for the decision to be made as a case of special urgency, and then give notice of the reasons why the making of the decision is urgent and cannot reasonably be deferred.

Set out below is a notice given in line with these requirements – the decision is urgent and cannot reasonably be deferred for the reason stated.

The Chair of the Scrutiny Committee, has given Urgency agreement on 26th July 2023. The Chair of the Scrutiny Committee, has also agreed on 26th July 2023 to waive call-in for this decision.

Please note that the Executive intends to consider the following key decision report in private at their meeting on 16th August 2023. The public can make representations about why the meeting should be held in public.

Report	Reason report is Private	Reason report is urgent and cannot reasonably be deferred
Newtown Mill - To agree revised programme and payment terms	The report contains exempt information and is therefore NOT FOR PUBLICATION by virtue of Local Government Act 1972, Schedule 12A, Part I, Paragraph 3; Information relating to the financial or business affairs of any particular person (including the authority holding that information)	The reason the report is urgent and cannot reasonably be deferred is to ensure that the development is delivered in time for UCLAN to take occupation prior to academic year 2024/25. Unless a decision is made urgently there are risks of incurring delays in the construction programme and potential additional costs.

Catherine Waudby

Head of Legal and Democratic Services

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Date: 4th August 2023

Burnley Borough Council

Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

Private meeting and Key Decision

Agreement of Scrutiny Committee Chair under Regulation 5 (6) (a) (Private) and 11 (Key)

Under these Regulations the Council is required to give 28 days' notice if it intends to hold a meeting of the Executive or a decision will be delegated to an Officer in private or partly in private. This is done on occasions where there is a report which contains confidential information. If the Council is not able to give the required notice it must obtain the agreement of the Chair of the Scrutiny Committee that the making of the decision is urgent and cannot reasonably be deferred and publish a copy of that notice.

The Council is also required to give 28 days' notice if it intends to make a key decision and is required to give at least 5 days' notice if it intends to make an urgent key decision.

If the Council is not able to give the required notice it must obtain the agreement of the Chair of the Scrutiny Committee or other relevant person for the decision to be made as a case of special urgency, and then give notice of the reasons why the making of the decision is urgent and cannot reasonably be deferred.

Set out overleaf is a notice given in line with these requirements – the decision is urgent and cannot reasonably be deferred for the reason stated.

The Chair of the Scrutiny Committee, has given Urgency agreement on 4th August 2023. The Chair of the Scrutiny Committee, has also agreed on 4th August 2023 to waive call-in for this decision.

Please note that the Executive intends to consider the following key decision report in private at their meeting on 16th August 2023. The public can make representations about why the meeting should be held in public.

Report	Reason report is Private	Reason report is urgent and cannot reasonably be deferred
Nicholas Street Redevelopment – Funding from DLHUC.	The report contains exempt information and is therefore NOT FOR PUBLICATION by virtue of Local Government Act 1972, Schedule 12A, Part I, Paragraph 3; Information relating to the financial or business affairs of any particular person (including the authority holding that information)	The reason the report is urgent and cannot reasonably be deferred is to meet deadlines set by DLHUC to sign a funding agreement and deliver the project within timescales.

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