

Cllr Mark Stephenson
Chairman of Resources and Services Overview and Scrutiny Committee
312a Old Road
Clacton-on-Sea
Essex
CO15 3NP

24 September 2018

Dear Councillor Stephenson

Request for Consent to gain Exemption from Call-in Procedure and for a decision under the special urgency rule relating to publication in the forward plan for a period of at least 28 days before a decision can be made.

I propose to make the following executive decision:-

- (a) the Council confirms its participation in an All Essex Business Rates Pool in 2019/20 and supports the application to the Government to become a pilot area in the same year;**
- (b) subject to a) above, delegation be given to the Deputy Chief Executive to agree the final pooling agreement and application to become a pilot area in 2019/20;**
- (c) subject to a) and b) above, delegation be given to the Deputy Chief Executive in consultation with the Portfolio Holder for Finance and Corporate Resources to withdraw from the pool / pilot if disadvantageous for the Council to remain a member.**

I enclose a report from Richard Barrett in relation to this matter for your assistance.

Any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interest for the following reasons:-

The application to form an Essex business rate pool and pilot for 2019/20 must be submitted to the Government by 25 September 2018

I therefore propose that the decision is not published in the Forward Plan (Special Urgency Rule 15 of the Access to Information Procedure Rules in Part 5.8 of the Council's Constitution) and be exempt from call-in by virtue of Rule 18(i) of the Overview and Scrutiny Procedure Rules in Part 5.29 of the Council's Constitution. I would be grateful if you would fax/email the attached Consent Form back to Martyn Knappett indicating whether you agree with this course of action.

Yours sincerely

Cllr G Guglielmi
Deputy Leader

Martyn Knappett
Deputy Chief Executive
Town Hall
Station Road
Clacton-on-sea
Essex
CO15 1SE

Dear Martyn Knappett

Request for Consent to gain Exemption from Call-in Procedure and for a decision under the special urgency rule relating to publication in the forward plan for a period of at least 28 days before a decision can be made.

I refer to the letter from Cllr G Guglielmi dated 24 September 2018 concerning exercising delegated powers in relation to Tendring District Council agreeing to participate in an Essex business rate pool and pilot in 2019/20.

In view of the urgency of this decision, I note that you wish to apply the special urgency rule relating to its inclusion in the Forward Plan and the associated 28 day notice period (Rule 15 of the Access to Information Procedure Rules in Part 5.8 of the Council's Constitution) and to gain an exemption from the call-in process by virtue of Rule 18(i) of the Overview and Scrutiny Procedure Rules in Part 5.29 of the Council's Constitution.

I agree / do not agree* that the decision is reasonable in all the circumstances and that an exemption from the call-in procedure should be applied in this case along with applying the special urgency rule relating to the Forward Plan and 28 notice period.

.....
Cllr Mark Stephenson
Chairman of the relevant overview and scrutiny committee
Dated

* *Please delete as appropriate.*

Additional comments (if any):
