



**Sent by email to:**

Councillor Mark Stephenson  
Chairman of the Resources and Services  
Overview and Scrutiny Committee

Town Hall  
Station Road  
Clacton on Sea  
Essex CO15 1SE

Tel: (01255) 686561  
Email: [lhastings@tendringdc.gov.uk](mailto:lhastings@tendringdc.gov.uk)  
Please ask for : Mrs Hastings

26<sup>th</sup> November 2020

Dear Councillor Stephenson

**Delegated Power Ref: Cabinet Minute No. 50 meeting held on 11/10/2019  
Request for Consent to gain Exemption from Call-in Procedure**

Councillor Paul Honeywood proposed to make the following executive decision:-

To consider whether to accept the transfer of Plot 4, 8 Brunswick Gardens, Mistley, to the Council as an Affordable Housing Dwelling and to agree to acquiring a shareholding in Harwich Road Management Limited.

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 decision is required urgently because, the Council had been put on notice that the delay to be caused by the call-in process would seriously prejudice the public interests. The developer is unable to dispose of another other bungalow on the development site, which was due to be purchased by an elderly couple, who have nowhere else to live and will need to be put up in temporary accommodation— given the COVID risks currently this is unacceptable and would be putting them at great risk.

The developer is restricted by the terms of the Section 106 Agreement in that they cannot dispose of properties until the gifted unit is transferred to the Council, completion was due for next Friday 4<sup>th</sup> December and they would like to complete on 27<sup>th</sup> November 2020.

This letter therefore formally records our telephone conversation and email correspondence on 26<sup>th</sup> November, proposing that the decision should be exempt from the call-in procedure by virtue of Rule 18(i) of the Overview and Scrutiny

Procedure Rules in Part 5 of the Council's Constitution. I would be grateful if you would sign, scan and email or post the attached Consent Form back to Lisa Hastings confirming you agreed with this course of action.

Yours sincerely

Lisa Hastings  
Assistant Director Governance and  
Monitoring Officer

Dear Lisa Hastings

**Delegated Power Ref: Cabinet Minute No. 50 meeting held on 11/10/2019  
Request for Consent to gain Exemption from Call-in Procedure**

Request for Consent to gain Exemption from Call-in Procedure

I refer to the letter from you dated 26<sup>th</sup> November concerning exercising the above delegated power in relation to consider whether to accept the transfer of Plot 4, 8 Brunswick Gardens, Mistley, to the Council as an Affordable Housing Dwelling and to agree to acquiring a shareholding in Harwich Road Management Limited.

In view of the urgency of this decision, I note that you wished 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 of the Council's Constitution.

I agree that the decision was reasonable in all the circumstances and that an exemption from the call-in procedure should be applied in this case.

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Councillor Stephenson  
Chairman of the Services and Resources Overview and Scrutiny Committee

Dated .....

Additional comments (if any):