

OFFICER'S DECISION – DIRECTOR OF DEVELOPMENT

DATE: 12 March 2020

NOTICE OF AN URGENT KEY DECISION IN ACCORDANCE WITH THE LOCAL AUTHORITIES (EXECUTIVE ARRANGEMENTS) (MEETINGS AND ACCESS TO INFORMATION) (ENGLAND) REGULATIONS 2012 AND THE FOLLOWING RULE(S) IN THE FOLKESTONE AND HYTHE DISTRICT COUNCIL CONSTITUTION:-

Part 6.4, 'Cabinet Access to Information Procedure Rules' – Rule 13 'Special Urgency'.

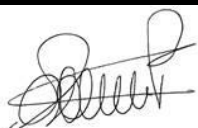
Purchase of Property in Folkestone Town Centre

Decision:-

1. That the Council make an offer to purchase of the property identified in the record for the reasons for the decision for the sum (together with fees) set out in paragraph 3.6 of that record
2. That should the offer be accepted the council progress the acquisition of the property.
3. The acquisition be funded as set out in the record.

NOTICE IS GIVEN THAT:

1. The decision shown above could not practically be deferred until the publicity requirements for key decisions required under rules 11.2 or 12 of part 6.4 of the Councils' constitution – Cabinet Access to Information Procedure Rules could be met because:
 - A decision on the matter was considered to be urgent and cannot reasonably be delayed because of the need to make an offer to purchase the property on 10 March 2020.
 - For this reason compliance with Regulation 9 (1) and rule 10 was considered impracticable.
2. The Chairman of the Overview and Scrutiny Committee has agreed the taking of the decision was urgent and could not reasonably be deferred.



Dr S Priest
Head of Paid Service
Folkestone and Hythe District Council

A Key Decision is any decision:

- (a) Relating to the approval of or variation to the Council's Budget or Policy Framework which is reserved in the Council's Constitution for determination by full Council on a recommendation from Cabinet; or
- (b) Which involves the incurring of expenditure, or the making of savings, by the Council, which are anticipated to be in excess of £300,000 with the exception of items previously included in the relevant approved budget ; or
- (c) Where the Council is entering into a contractual obligation with a value in excess of £500,000; or
- (d) For the acquisition or disposal of land or property with a value of over £500,000; or
- (e) Which is likely to be significant in terms of its effect on communities living or working in an area comprising two or more wards in the Council's area.

A decision will not be a key decision if it relates to expenditure, income or savings that:

- a) Has been approved previously by full Council; or
- b) Has been approved previously, following compliance with the key decision procedure; or
- c) Is in accordance with the current treasury management and investment policy of the Council.