

Decision Taken by: Director of Development  
Subject: Purchase of Property in Folkestone Town Centre  
Key/Non-key: Key  
Date decision taken: 11 March 2020

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Summary: This decision relates to the making of an offer to purchase property in Folkestone Town Centre,

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**DECISIONS:**

- 1. That the Council make an offer to purchase of the property identified in the record for the reasons for my 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.**
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**REASON FOR DECISION:**

**The reasons for the decision are set out in the record. This is exempt from publication at this stage by virtue of paragraph 3 of schedule 12A Local Government Act 1972**

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**Alternative Options (if any)**

**The alternative for the decision are set out in the record. This is exempt from publication at this stage**

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**Declarations of conflict of interests:**

None

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**Background Documents:**

Exempt from publication for the reasons stated above.

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**Reasons for urgent decision:**

This decision was taken by me under my delegated powers contained in paragraph 2.1 of the scheme of delegation to officer (part 8.1 of the Council's constitution) which authorise urgent decisions. The reason for the urgency are set out below.

In addition the decision is outside the budget. In normal circumstances proposed decisions outside the budget must be referred to full council.

In this instance it was not possible to convene a meeting of full council before the offer to purchase the property needed to be received and this also is the reason why I needed to use my urgency powers (see rule 4 – Urgent Decisions Outside the Agreed Budget or Policy Framework – of part 4.4 of the constitution). The risks in not making the offer are set out in the record of decision.

The Chairman of the Overview and Scrutiny Committee agreed both that the decision proposed was reasonable and should be treated as a matter of urgency. Accordingly in accordance with rule 7 of part 7.3 – Call – In Rules of Procedure – the call – in provisions do not apply to this decision.

Furthermore the Chairman of the Overview and Scrutiny Committee agreed that this key decision could be made despite the fact that it was not possible to was possible to publish the intention to make a key decision as required by rule 11.2 or the provisions of rule 12 (General Exception) of part 6.4 – Cabinet Access to Information Procedure Rules of the constitution. This agreement was obtained pursuant to rule 13 of part 6.4 on the basis that the Chairman agreed that the decision was urgent and could not reasonably be deferred.

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**Cabinet Members consulted?**     **Yes**                       **No**

**Please provide details of the Cabinet Members consulted:**

- Councillor David Monk, leader of the Council

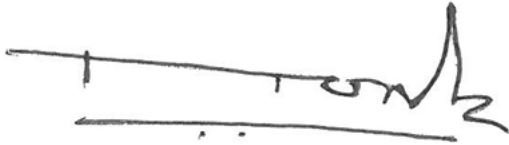
**The decision set out above (as amended if applicable) was made by me and I confirm that I have no conflict of interest in the matter.**



**Signed:**

**Date: 11 March 2020**

**John Bunnett  
Director of Development**

A handwritten signature in black ink, appearing to read 'D. Monk', written over a horizontal line. The signature is stylized and somewhat cursive.

**Councillor David Monk, leader of the council**

**Date: 11 March 2020**