

General Exception Procedure Notice Pursuant to Standing Order 17 and reg 10(1) and 10(3) of The Local Authorities (Executive Arrangement) (Meetings and Access to Information) (England) Regulations 2012

Directorate:

Resources/Communities

Confidential or Exempt [please state category of exempt information]

Yes – exempt under para 3 Schedule 12A LGA 1972

Decision Taker: Member Body or Officer [if officer please give name and title]

Cabinet

Proposed Date for Decision/ Time Period

6 November 2024

Summary of Matter

The Council is engaged in a highway improvement project on the A46. The Scheme is a complex project to improve the existing junction where the C32 Stoneleigh Road meets the A46 trunk road

Construction started in December 2020. There have been delays to the construction programme arising from a number of unforeseen issues which have increased the time on-site impacting cost and resulting in the need for additional capital funds to be added to the capital programme.

The paper is exempt under Para 3 of Schedule 12A of the Local Government Act 1972

The impact of the delays has meant that the report could not be on the Forward Plan for the usual period of time and hence a General Exception Notice is required pursuant to Standing Order 17 which allows for decision on a matter which is likely to be a key decision but has not been included in the forward plan if the following conditions (or the conditions for taking urgent decisions under Standing Order 18) are met:

- a. it is impracticable to defer the decision until it has been included in the next forward plan and until the start of the first month to which the next forward plan relates; and
- b. the Monitoring Officer has given written notice to the Chair of a relevant Overview and Scrutiny Committee or, if there is no such person, each member of the relevant Overview and Scrutiny Committee of the matter about which the decision is to be made; and
- c. the Monitoring Officer has made copies of that notice available to the public at the designated office of the Council; and

d. at least 5 clear days have elapsed since the Monitoring Officer complied with (b) and (c).

This notice constitutes notice under (b) above and will be published five clear days in advance of the decision being taken. It is considered impractical for the decision to be deferred given the importance of distributing funding of this type to those who are eligible for it. For the avoidance of doubt, the criteria of Standing Order 18 are also considered to be met.

Proposed Decision

The decision is exempt and seeks endorsement of Cabinet to Council in relation to funding of the Scheme completion and the draw down of funds on a staged basis.

If the proposed decision is made, would it be contrary to or not wholly in accordance with the policy framework or budget?

No

List of documents/reports provided

Cabinet Report

List of Background Papers

none

Is consultation proposed Yes/ No *[if yes, say who and how]*

No

Members of the public wishing to make comments on this matter should write to:

**Monitoring Officer
Warwickshire County Council
Shire Hall
Warwick
CV34 4RL**

monitoringofficer@warwickshire.gov.uk

Comments should be made by

13 November 2024

Office Use only

Directorate Contact *[please give name and number]*

Stephanie Gardner

To be completed by Member Services

	Date
Copy Notice served – Chair of Resources & Fire and Rescue Overview and Scrutiny Committee	06/11/24
Copy Notice published on website and available at the offices of the Council	06/11/24