



**Notice is hereby given that a key delegated decision will be taken by Cabinet at their meeting being held on 8 December 2014**

### **EXPANSION OF PERSEID SCHOOL**

Where a matter is a key decision and has not been advertised 28 days prior to the date that the decision is required to be taken, and it has also not been possible to give five clear days notice, then the decision can still be taken Under Delegation if the provisions of Rule 15 (Special Urgency) of the Access to Information Procedure Rules Part 4B of the Constitution can be applied, once agreement, has been obtained by Chair of the Overview and Scrutiny Commission, that the decision cannot reasonably be deferred.

Also when a key decision contains exempt information and would be considered in private session and the 28 days notice period prior to the date that the decision is required to be taken has not been given, then the decision can still be taken Under Delegation if the provisions of contained within Rule 17 (Exempt Urgency Procedure) of the Access to Information Procedure Rules Part 4B of the Constitution.

Councillor Southgate in his capacity as Chair of the Overview and Scrutiny Commission, has approved the use of Section 15 - Special Urgency, and Section 17 - Exempt Urgency procedures for this decision, and acknowledged that the use of the latter procedure exempts the decision from call-in.

The decision to be taken relates to the award of a new contract for the capital works for the expansion of the school, and also to formally agree the school expansion as required under the Education and Inspections Act 2006. The reason for urgency is a slight delay in the scheme's quantity surveyor completing checks on the tenders with the consequences of not awarding the contract in early December being i) a delay in commencing and completing the capital works; ii) uncertainty as a result in our ability to accommodate additional pupils at the school in a timely manner and iii) the potential loss of a proportion of the Targeted Basic Need Grant we have received from DfE to deliver the scheme. The reasons for exemption pertains to Section 10.4, Category 3 information relating to the financial or business affairs of any particular person (including the authority holding that information), of the Access to Information Procedure Rules Part 4B of the Constitution.