

**LOCAL AUTHORITIES (EXECUTIVE ARRANGEMENTS)  
(MEETINGS AND ACCESS TO INFORMATION) (ENGLAND)  
REGULATIONS 2012 ('THE REGULATIONS')**

**SCARBOROUGH BOROUGH COUNCIL ('THE COUNCIL')**

**NOTICE TO THE CHAIR OF THE OVERVIEW AND SCRUTINY BOARD OF A GENERAL EXCEPTION TO THE PUBLICATION  
OF THE INTENTION TO MAKE A KEY DECISION**

1. Where a decision maker intends to make a key decision<sup>1</sup>, that decision must not be made until at least 28 clear days public notice has been given<sup>2</sup>.
2. Where the publication of the intention to make a key decision is impracticable, that decision can only be made where; the Chair of the Overview and Scrutiny Board has been informed by notice in writing; that notice has been made available for inspection by the public at the authority's offices and upon their website (if they have one); and after 5 clear days have elapsed following the day on which the notice was made publicly available<sup>3</sup>.

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<sup>1</sup> A 'key decision' is defined at Regulation 8 of the Regulations.

<sup>2</sup> Regulation 9(2) and (3) of the Regulations.

<sup>3</sup> Regulation 10(1) of the Regulations.

3. **NOTICE IS HEREBY GIVEN** to the Chair of the Overview and Scrutiny Board that it has been impracticable to give 28 clear days public notice of the items set out in the table below for the reasons given therein, and that it is intended that key decisions will be made on the date specified.
4. **NOTICE IS ALSO HEREBY GIVEN** to the public of the reasons why compliance with the requirements for publicity in connection with key decisions has been impracticable.

<b>Date of decision</b>	<b>Matter</b>	<b>Short description</b>	<b>Decision maker</b>	<b>Cabinet Member &amp; Lead Officer</b>	<b>List of Documents to be submitted to decision maker</b>	<b>Public/Private Statement of reasons if Private</b>	<b>Reasons</b>
16/10/18	Garden Waste Subscription Service	To approve subscription charges for the Garden Waste Collection Scheme and to authorise the Director & Portfolio Holder to finalise terms and enter into contract with NYCC re the new green waste payment incentive scheme.	Cabinet	Cllr Bill Chatt  Paul Thompson, Operations, Transport and Countryside Manager	Report of the Director (NE)	Public	The Borough Council received formal notice from the County Council (NYCC) by letter dated 18 September 2018 of their intention to withdraw recycling credit payments for garden waste and replace with a new reduced

							payment mechanism. NYCC has requested a formal response and contractual agreement in response to this notice by 31 October 2018. The decision on how to proceed with this issue requires Cabinet approval and it was not practicable to consider and process the information provided by NYCC in time to comply with the 28 days' notice period.
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8 October 2018