

Contact: Gillian Noall
Telephone: (01524) 582060
Fax: (01524) 582161
Minicom: (01524) 582175
E-mail: GNoall@lancaster.gov.uk
Our reference: GN/DW/UB76
Your reference:

Democratic Services

Councillor Gilbert,
Chairman of the Overview and Scrutiny Committee.

Gillian Noall
Head of Democratic Services

Town Hall
Dalton Square
LANCASTER LA1 1PJ

12 November 2009

DX63531 Lancaster

Dear Councillor,

URGENT BUSINESS – LAND AT SCOTFORTH ROAD, LANCASTER

Cabinet is being requested to consider the attached report which proposes the variation of a contract for the sale of land at Scotforth Road, Lancaster.

Members are reminded that Cabinet had previously approved the sale of land at Scotforth Road Lancaster and had previously agreed a variation to that contract. Cabinet Minute 53 of 1 September 2009 refers. Please note that this minute and the attached report are exempt from publication.

The Chief Executive is seeking an Urgent Business Decision in order to vary the terms of the contract. Please see the attached report for further information.

The reason for the urgency in this case is that the disposal of land at Scotforth Road is a key element of the Council's capital receipts schedule. The funds gained from the disposal of the land are required to enable the council to fund the capital programme in the coming years and any further delay may jeopardise the capital programme.

The recommendations are:-

- (1) That approval be given to amending the contract of sale by extending from three months to four months the time within which the submission of a planning application is required.**
- (2) That the Overview & Scrutiny Chairman be consulted with a view to waiving call in, in accordance with Overview & Scrutiny Procedure Rule 17, to enable the Chief Executive's decision to be implemented immediately.**
- (3) That the Overview & Scrutiny Chairman be requested to waive the requirement to include advance notice of the decision in the Forward Plan, in accordance with Access to Information Procedure Rule 16.**

The approval of the Chief Executive, in consultation with the Leader and relevant Cabinet Member is being sought to this action.

Subject to this approval, I would be grateful if in the meantime you would consider:

- (1) Waiving the requirement to include advance notice of the decision in the Forward Plan, in accordance with Access to Information Procedure Rule 16, in order that the decision can be taken without delay; and
- (2) Agreeing to waive the right of call-in, in accordance with Overview and Scrutiny Committee Procedure Rule 17(a), to enable the immediate implementation of this course of action.

Please complete the attached slip signifying your decision and return it to the Town Hall as soon as possible. In the meantime, could you please telephone David Watson on 582096, or e-mail dwatson@lancaster.gov.uk with your decision.

Yours sincerely,

HEAD OF DEMOCRATIC SERVICES

Enc.

URGENT BUSINESS – Land at Scotforth Road, Lancaster

*I agree/~~do not agree~~ (***please delete as appropriate**)

- (1) To this matter being treated as a matter of urgency in accordance with Access to Information Procedure Rule 16, and give approval for the Chief Executive to take this decision in advance of the usual five days notice.

- (2) To this matter being treated as a matter of urgency in accordance with Overview and Scrutiny Committee Procedure Rule 17(a) and therefore not being subject to call-in.

Signed: J. Gilbert.....

Dated: 12 November 2009.....

Chief Executive Decision

*I agree/~~do not agree~~ (***please delete as appropriate**) to this matter being treated as a matter of urgency in accordance with Overview and Scrutiny Committee Procedure Rule 17(a) and therefore not being subject to call-in.

Signed: M. Cullinan -----
Chief Executive

Dated: 12 November 2009-----

Please return to: David Watson
Democratic Services,
Town Hall,
Dalton Square,
LANCASTER. LA1 1PJ
Ref: UB76