

CABINET

Urgent Business Report 4 August 2015

Report of Chief Officer (Governance)

PURPOSE OF REPORT			
To advise Members of actions taken by the Chief Executive, in consultation with the relevant Cabinet Members and request Cabinet to consider lifting the exemption on the Urgent Business Report dated 4 th July 2015.			
Key Decision	<input type="checkbox"/>	Non-Key Decision	Referral from Officer
Date of notice of forthcoming key decision			n/a
This report is public but the appendix is exempt			

RECOMMENDATION

- (1) That the actions taken by the Chief Executive, in consultation with the relevant Cabinet Members in accordance with the Scheme of Delegation, in respect of the Visitor Information Centre – The Platform, Morecambe be noted.
- (2) That Cabinet be requested to consider lifting the exemption on the Urgent Business Report since the reason for the exemption, i.e. not to prejudice the Council's position at auction, is no longer applicable.

1.0 VISITOR INFORMATION CENTRE – THE PLATFORM, MORECAMBE

The decision is exempt from publication and is set out in an exempt decision notice appended to the report.

2.0 **Background**

The Chief Executive consulted with the Leader and Cabinet Member with responsibility for Property to make a decision in accordance with the City Council's Urgent Business Procedure. The 999-year leasehold of the above property was up for auction and consideration was required as to whether the City Council should seek to acquire it, subject to valuation and due diligence. Details of the decision and the reasons for urgency were set out in a report exempt from publication by virtue of paragraph 3 of Schedule 12A of the Local

Government Act 1972, a copy of which is appended to this report. The Chairman of the Overview and Scrutiny Committee was consulted and agreed to waive the five day call-in period in accordance with Overview and Scrutiny Procedure 17.

When dealing with exempt information, it is inevitable that circumstances will change, and that information that may have been sensitive when a decision was being taken, may no longer be so when events may have moved on. The reason for the exemption was simply not to prejudice the Council's position at the auction and following the auction the exemption is no longer applicable. However, the Council's requirements with regard to confidential and exempt information currently provide that any information which has been treated by a member body as exempt shall remain so until the member body "lifts" the exemption. Accordingly, Cabinet is requested through this report to agree to "lift" the exemption in respect of the Urgent Business Report – Visitor Information Centre – The Platform, Morecambe dated 3 July 2015.

3.0 Conclusion

Approval was given to the action referred to in 1.0 above, which is reported to this meeting in accordance with the City Council's Constitution, Part 4, Section 4, Cabinet Procedure Rule 1.10(b). The Council's bid was not successful and the premises were sold for £323,000.

RELATIONSHIP TO POLICY FRAMEWORK
Comments were contained in the original report.
CONCLUSION OF IMPACT ASSESSMENT (including Health & Safety, Equality & Diversity, Human Rights, Community Safety, HR, Sustainability and Rural Proofing)
Comments were contained in the original report.
LEGAL IMPLICATIONS
Comments were contained in the original report.
FINANCIAL IMPLICATIONS
Comments were contained in the original report.
OTHER RESOURCE IMPLICATIONS
Comments were contained in the original report.

SECTION 151 OFFICER'S COMMENTS

Comments were contained in the original report.

MONITORING OFFICER'S COMMENTS

Comments were contained in the original report.

BACKGROUND PAPERS

none

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