

**Notice under The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.**

This Executive Decision is not available for public inspection as it contains or relates to exempt information within the meaning of paragraph 3 of Schedule 12A to the Local Government Act 1972.

The making of the decision for the Joint Waste Service and Fleet Procurement, due to be made by Cabinet on 8<sup>th</sup> August 2024, is urgent and cannot reasonably be deferred because:

1. the awarding of a contract for the waste fleet replacement is time sensitive
2. of time pressures around budgetary constraints/implications needed to be considered as part of the operational delivery of the Joint Waste Service.

Tamworth Borough Council is therefore unable to comply with the requirements under The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 Paragraph 9 in respect of Publicity in connection with key decisions.

In accordance with the General Provisions (Paragraph 10) of the Local Authorities (Executives Arrangements (Meetings and Access to Information) England) Regulations 2012 (the Regulations), a key and exempt decision, that is currently included on the Forward Plan but needs to be expediated as exempt, can still be taken provided that it is impractical to defer the decision and;

- I. The Chair of the Scrutiny Committees has been informed
- II. The Proper Officer has made available to the public copies of the notice given to the Chair of the Corporate Scrutiny, Chair of Health and Wellbeing Scrutiny and Infrastructure, safety and Growth Scrutiny Committees at the offices of the Council and its website
- III. At least five clear days have elapsed since the Proper Officer complied with the above

Where the date by which a meeting must be held makes compliance with Paragraph 5 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 impracticable, the meeting may only be held in private where the decision-making body has obtained agreement from the Chair of the Scrutiny Committee that the meeting is urgent and cannot reasonably be deferred.

Tamworth Borough Council has taken the following steps to comply with the requirements under The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 Paragraph 5 and Paragraph 10.

1. The Proper Officer (Chief Executive Officer) can confirm that the Chair of the Corporate Scrutiny, Chair of Health and Wellbeing Scrutiny and the Chair of Infrastructure, Safety and Growth Scrutiny have been notified in writing that the

making of the key decision in private is urgent, cannot reasonably be deferred, and has agreed for it to proceed.

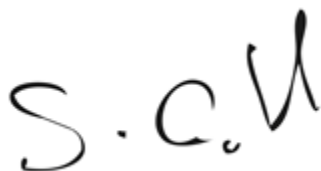
2. The Proper Officer has made arrangements for this notice to be made available at the Council Offices at Marmion House, Lichfield Street, Tamworth, B79 7BZ and on the Council's website;

[The Local Authorities \(Executive Arrangements\) \(Meetings and Access to Information\) \(England\) Regulations 2012 \(legislation.gov.uk\)](#)

3. That at least 5 clear days will have elapsed prior to the decisions being made on 8<sup>th</sup> August 2024.

I am therefore satisfied that The Local Authorities (Executive Arrangements) (Meetings and Access of Information) (England) Regulations 2012 paragraphs 10 and 5 has or will have been complied with.

Signed



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Stephen Gabriel  
Chief Executive Officer

Dated 30<sup>th</sup> July 2024