

**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 **Castle Update** which is due to be made by Cabinet on 11<sup>th</sup> April 2024 is urgent and cannot reasonably be deferred because **the report is seeking approval for a financial waiver to be put in place to enable further castle work assessments.**

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 has not been included on the Forward Plan as exempt, can still be taken provided that:

- a) It is impractical to defer the decision until it has been included on the next Forward Plan.
- b) The Chair of the Scrutiny Committee has been informed
- c) The Proper Officer has made available to the public copies of the notice given to the Chair of the Scrutiny Committee at the offices of the Council and its website.
- d) At least five clear days have elapsed since the Proper Officer complied with b) and c) 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, Andrew Barratt) can confirm that the Chair of the Infrastructure, Safety and Growth Overview and Scrutiny Committee has 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;

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3. That at least 5 clear days will have elapsed prior to the decisions being made on 11<sup>th</sup> April 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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Andrew Barratt  
Chief Executive Officer

Dated 21<sup>st</sup> March 2024