

USE OF SPECIAL URGENCY PROVISIONS IN EXECUTIVE DECISION MAKING	
COUNCIL 26 JANUARY 2022	CLASSIFICATION: Open
WARD(S) AFFECTED: N/A	
CABINET MEMBER: Mayor Glanville	

1. INTRODUCTION

- 1.1 The Council's Constitution provides that the Mayor will submit a quarterly report to the Council on any Executive Key Decisions taken under the Special Urgency Rule.
- 1.2 This report is therefore submitted to Full Council in compliance with this requirement in respect of decisions taken under the Council's Special Urgency Procedure between 20 October 2021 (the date of the last ordinary Full Council meeting) and 26 January 2021.

2. RECOMMENDATIONS

- 2.1 **Council is recommended to note decisions taken under the Council's Special Urgency Provisions as set out:**

Decision Date	25 November 2021
Executive Body	Officer Key Decision
Report Title	Homerton Area Low Traffic Neighbourhood (LTN)
Decision	<p>Agree to :</p> <ul style="list-style-type: none"> Note that the report contained the results of the monitoring, consultation responses and objections received for the Homerton LTN

	<ul style="list-style-type: none"> ● Proceed with the statutory process of advertising the necessary Traffic Management Orders to: <ul style="list-style-type: none"> - Permanently create a closure on Barnabas Road 5 metres before its junction with Berger Road, except for cyclists, emergency vehicles and Council's waste service - Permanently create a closure on Ashenden Road 5 metres before its junction with Glyn Road, except for cyclists, emergency vehicles and Council's waste service - Permanently create a closure on Meeson Street 5 metres before its junction with Kingsmead Way, except for cyclists, emergency vehicles and Council's waste service ● Consult on complementary measures to address the issue of an increase in vehicles on Roding Road ● Replace the existing planters with permanent features to improve the look and feel of the environment, subject to funding being available and a favourable consultation response to the design proposal ● Permanently remove parking spaces near closure points that were originally suspended at the same time as the ETO, and replace them with double yellow lines
<p>Reasons for Urgency</p>	<p>The experimental Traffic Regulation order for this scheme was due to expire on 4 December 2021. A delay in making the decision would mean that the Council would have to remove the scheme in its entirety. The scheme sits within the Rebuilding a Greener Hackney / Low Traffic Neighbourhoods programme and residents have been providing the Council with their views during the year. Removing the scheme would risk reputational damage to the Council. The Council would then have to restart the legal process including reconsulting with residents and stakeholders.</p>

3. BACKGROUND

- 3.1 The Council is required to publish key decisions on its website through a public notice at least 28 clear days before an Executive Key Decision is taken by the Mayor, Cabinet, Cabinet sub-committee or by an officer under delegated authority.
- 3.2 Due to reasons of urgency, it may not always be possible to comply with this requirement, and Paragraphs 16 and 17 of the Access to Information

Procedure Rules (Part 4.2 of the Constitution) sets out the procedure to be followed in respect of General Exceptions and Cases of Special Urgency.

- 3.5 Five clear working days must elapse between the notice of a decision being published and that decision being made. Where the conditions regarding the publication of this notice cannot be met, the Special Urgency procedures must be complied with. In all such circumstances, approval is sought from the Chair of the Scrutiny Panel by the Monitoring Officer. As soon as it is reasonably practicable after the Monitoring Officer has obtained agreement, the decision maker must make available at Hackney Town Hall and on the Council's website a notice setting out the reasons why the decision is urgent and cannot reasonably be deferred. This procedure was complied with, and the relevant notice appeared on the Council's website on 23 November 2021.
- 3.4 Paragraph 17.4 of the Access to Information Procedure Rules states that the Mayor will submit a quarterly report to Full Council to inform the Council of all decisions taken under Special Urgency provisions in the preceding three months, which report should include the number of decisions so taken and a summary of the matters in respect of each decision.

4. COMMENTS OF THE GROUP DIRECTOR OF FINANCE AND CORPORATE RESOURCES

- 4.1 The financial implications for the decisions taken are considered and contained within the respective reports.
- 4.2 There are no direct financial costs or implications arising from the contents of this report.

5. COMMENTS OF THE DIRECTOR OF LEGAL AND GOVERNANCE SERVICES

- 5.1 The Constitutional requirements in respect of decisions taken under Special Urgency provisions are set out in section 3 of this report. Regulation 19 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 specifies that the Elected Mayor is required to submit a report to the Council at such intervals as may be determined by Full Council. In the case of this Council, it has been determined that this should be quarterly. The Council is required to note the report of the Mayor for information only.

BACKGROUND PAPERS (as defined by Local Government (Access to Information) Act 1985)

None

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