

From: Peter Oakford, Deputy Leader and Cabinet Member for Finance, Corporate and Traded Services
Rory Love, Cabinet Member for Education and Skills

To: Policy and Resources Cabinet Committee – 26 July 2023

Subject: Decisions taken between Cabinet Committee Meetings

Classification: **UNRESTRICTED** report, with **EXEMPT** Appendix B *by virtue of paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972 – information relating to the financial or business affairs of the Council and other parties.*

Electoral Division/s: Malling Central, Trudy Dean MBE;
Sittingbourne North Swale, Mike Dendor;
Hythe West Folkestone and Hythe, Jenni Hawkins;
Ashford Central, Paul Bartlett;
Birchington & Rural, Derek Crow-Brown, Linda Wright.

FOR INFORMATION ONLY

Summary: An urgent decision was taken outside of the Policy and Resources Cabinet Committee as it could not reasonably be deferred to the next programmed committee for the reason(s) set out in paragraph 1.3 below.

Recommendation(s): The Policy and Resources Cabinet Committee is asked to note that Decision No. 23/00067, Reinforced Autoclave Aerated Concrete in Schools, was taken in accordance with sections 12.32 and 12.35 of the Council's constitution.

1. Background

- 1.1 In accordance with the new governance arrangements, all significant or Key Decisions must be listed in the Forthcoming Executive Decision List and should be submitted to the relevant Cabinet Committee for endorsement or recommendation prior to the decision being taken by the Cabinet Member or Cabinet.
- 1.2 For the reason set out below it has not been possible for this decision to be discussed by the Cabinet Committee prior to it being taken by the Deputy Leader and Cabinet Member for Finance, Corporate and Traded Services and the Cabinet Member for Education and Skills. Therefore, in accordance with the process set out in the Council's Constitution, the Chairman and Group Spokespersons for this Cabinet Committee, the Chairman and Spokesmen for the Scrutiny Committee were informed prior to the decision being taken and their views were recorded on the Record of Decision (attached at Appendix A). After the decision was taken, it was published.

- 1.3 The deadlines and dates of the Policy and Resources Cabinet Committee would have delayed the decision. To delay the decision would have meant that Kent County Council (KCC) would not have been able to implement emergency strengthening work necessary to allow pupils to return to their school buildings whilst a longer-term plan is implemented to remove the RAAC. To ensure the strengthening and associated works can be completed over the next 8 to 10 weeks, instruction had to be given imminently and could not be deferred to allow for the normal decision notice periods.

2. Recommendation(s)

Recommendation(s): The Policy and Resources Cabinet Committee is asked to note that Decision No. 23/00067, Reinforced Autoclave Aerated Concrete in Schools, was taken in accordance with sections 12.32 and 12.35 of the Council's constitution.

3. Background documents - Appendices

- 3.1. Appendix A - Record of Decision No. 23/00067
- 3.2. EXEMPT Appendix B - 23/00067 Decision Report
- 3.3. Appendix C - 23/00067 Equality Impact Assessment

4. Contact details

<p>Report Author: James Sanderson Head of Property Operations James.sanderson2@kent.gov.uk 03000 41 76 06</p>	<p>Relevant Directors: Rebecca Spore Director of Infrastructure Rebecca.spore@kent.gov.uk 03000 41 67 16</p>
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