



Derby City Council

**CONFIRMATION OF A DECISION OF AN OVERVIEW AND SCRUTINY CHAIR  
TO AGREE THAT A MATTER BE CONSIDERED IN PRIVATE SESSION  
WITHOUT 28 DAYS NOTICE OF THAT INTENTION BEING PROVIDED**

**DECISION NOTICE**

**1. Meeting**

Urgent Leader of the Council Cabinet Member Meeting - 6 September 2017

**2. Matter to be considered in private**

Revision to Legal Agreement

**3. Reasons for proposing to consider the matter in private session**

The report includes information which is commercially sensitive and which may potentially prejudice the council's negotiating position; and information relating to any particular applicant for, or recipient or former recipient of, any financial assistance provided by the authority; and is therefore exempt under paragraphs 3 and 5 of Part 1 of Schedule 12A of the Local Government Act 1972. Furthermore, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

**4. Reason for notice not being given of this intention 28 days prior to the meeting taking place**

The proposals need to be approved as matter of urgency so that legal agreements can be in place prior to transactional deadlines. When the transactional deadlines became known the timescales for giving notice had already passed.

It was recommended to Councillor Jack Stanton, Chair of the Executive Scrutiny Board, that this matter be considered in private session. This was agreed by Councillor Stanton on 04 August 2017.

*Janie Berry*

Janie Berry  
Director of Governance and Monitoring Officer