



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

Council Cabinet - 7 December 2022.

2. Matter to be considered in private

Compliance with Contract and Financial Procedure Rules

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

The report will include information which is commercially sensitive and which could prejudice the council's negotiating position if the information provided is made public. The Chair of Executive Scrutiny has therefore agreed to exempt this information under paragraph 3 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

At the point when it became known that the report would contain confidential information, the deadline for giving 28 days notice had already passed and a decision was required before the next scheduled meeting. Therefore, it was not possible to give 28 days notice prior to the meeting taking place.

It was recommended to Councillor Martin Repton, Chair of Executive Scrutiny that this matter be considered in private session. This was agreed by Councillor Repton on 6 December 2022.

Emily Feenan
Monitoring Officer