

**NOTICE OF KEY DECISION(S) TO BE MADE UNDER REGULATION 10
(GENERAL EXCEPTION)**

Notice is hereby given under the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 (“the Regulations”) Regulation 10 (general exception), that the following key decision(s) will be made by Cabinet on 22 December 2022.

Title of Decision: Leisure PFI

The Chair of the Scrutiny Committee has been informed in writing of the matter about which the decision is to be made.

Reason why notice of the decision cannot be published at least 28 clear days before the key decision is to be made and therefore requires general exception measures: The Operator has requested additional financial support as from 1 October 2022 to help support the business through the winter period. Failure to provide this support may jeopardise the ongoing viability of the Operator.

NOTICE OF KEY DECISION(S)

Uttlesford District Council intends to take key decisions on the issue set out below.

Key decisions are decisions which:

- Are likely to result in the Council incurring expenditure or making savings in excess of £100,000 subject to the following:
 - Decisions on the acquisition or disposal of land or of an interest in land will be key decisions if their value exceeds £500,000¹.
- Are likely to be significant in terms of its effects on communities living or working in Uttlesford.
- Relate to the adoption or revision of plans and policies which would have a significant impact on the way in which the Council carries out its statutory functions.
- Relates to consideration by the Cabinet of proposals which would have a significant impact on the provision of services to the public or on the operational management of the Council.

Decisions to be taken in private are also listed (this is where specific exemptions apply under Schedule 12A of the Local Government Act 1972).

A list of the documents forwarded to the executive for consideration in connection with the key decisions is included in the plan. Copies or extracts of these documents or any questions regarding the items listed should be addressed to the contact officer shown in the final column.

Documents are available from the Council Offices, London Road Saffron Walden CB11 4ER.

All documents and decisions are also published on the Council's website www.uttlesford.gov.uk or are available from Democratic Services by contacting committee@uttlesford.gov.uk

¹ Please note, the following are not key decisions:

- Loans or borrowing decisions made in accordance with the Treasury Management Policy.
- Decisions relating to the engagement of staff unless falling within paragraph 4.
- Contract awards or renewals for vehicles, plant, machinery, goods, supplies and services where budget provision has been made and the award or renewal is within budget.
- Contract awards where the decision to let the contract has already been treated as a key decision.

Key Decision(s)
Published on 14 December 2022

Decision	Decision Maker	Date of Decision	Brief information about the item and details of documents submitted for consideration	Portfolio Holder	Contact officer from where the documents can be obtained
Leisure PFI	Cabinet	22 Dec	<p>The report sets out the position with regards to the five year benchmarking review clause in the PFI contract and recommends a revised financial model that is more beneficial to the operator in terms of financing, and the Council in terms of the overall impact on Council finances.</p> <p>On 22 December 2022, Cabinet will consider:</p> <ol style="list-style-type: none"> I. Agreeing the additional support at a maximum of £261,900 per annum (plus annual RPI indexation), commencing 1 October 2022, and therefore backdated. II. Noting the positions in respect of centre usage, charges and Government utility support 	Cllr Armstrong, Portfolio Holder for Sport, Leisure and the Arts	Adrian Webb, Director - Finance and Corporate Services awebb@uttlesford.gov.uk