

Nonsuch Park Joint Management Committee
14 October 2024

URGENT DECISIONS

Head of Service: Piero Ionta, Head of Legal Service

Report Author Andrew Bircher

Wards affected: Nonsuch Ward;

Urgent Decision?(yes/no) no

If yes, reason urgent decision required:

Appendices (attached):

Summary

To report to the committee the decisions taken by the Chief Executive and Directors on the grounds of urgency, in compliance with the requirements of the Constitution.

Recommendation (s)

The Committee is asked to:

- (1) Note the urgent decisions taken and the reasons for those decisions, since the last meeting of the committee.**

1 Reason for Recommendation

- 1.1 To report to the committee the decisions taken by the Chief Executive and Directors on the grounds of urgency, in compliance with the requirements of the Constitution.

2 Background

- 2.1 The scheme of delegation sets out that the Chief Executive and Directors are authorised to take decisions on grounds of urgency regarding matters which would otherwise be reserved for determination by a Committee or Council. A matter can be deemed urgent if, in the reasonable opinion of the officer concerned, a delay would seriously prejudice the interest of the Council or of the public and it is not practicable to convene a quorate meeting of the relevant decision-making body in sufficient time to take the decision.

Nonsuch Park Joint Management Committee

14 October 2024

2.2 Since the last meeting of the Committee, three urgent decisions have been taken by the Chief Executive in consultation with the Chair, Cllr Phelan, and published in Member News in line with the Council's Constitution, Appendix 2, Paragraph 3.1. iii. The decision is set out below:

2.2.1 **Decision 136** – Unlawful Encampment (UE) at Nonsuch Park

2.2.2 **Urgency reason for decision 136** – A decision is required to confirm that the UE is not tolerated by the JMC – who are responsible for the management of the Park - so that consideration of the Council's powers under s.77 and s.78 of the Criminal Justice and Public Order Act 1994 may be acted upon.

2.2.3 It was necessary to make this decision within 24hrs so there was insufficient time to schedule a special JMC public meeting and delaying this decision until the next JMC would seriously prejudice the interest of the Council and local residents.

3 Risk Assessment

Legal or other duties

3.1 Equality Impact Assessment

3.1.1 None arising directly from this report

3.2 Crime & Disorder

3.2.1 None arise from this report

3.3 Safeguarding

3.3.1 None arise from this report

3.4 Dependencies

3.4.1 None arise from this report

3.5 Other

3.5.1 none

4 Financial Implications

4.1 **Section 151 Officer's comments:** Finance are consulted as part of the urgent decision-making process.

5 Legal Implications

5.1 **Legal Officer's comments:** Legal are consulted as part of the urgent decision-making process.

Nonsuch Park Joint Management Committee

14 October 2024

6 Policies, Plans & Partnerships

6.1 **Council's Key Priorities:** The following Key Priorities are engaged:

- N/A

6.2 **Service Plans:** The matter is not included within the current Service Delivery Plan.

6.3 **Climate & Environmental Impact of recommendations –** None.

6.4 **Sustainability Policy & Community Safety Implications:** - None.

6.5 **Partnerships:** N/A

7 Background papers

7.1 The documents referred to in compiling this report are as follows:

Previous reports:

- None.

Other papers:

- None.