

Appendix 4 – Urgency/Special Urgency Form

Urgent Cabinet Report

Date of Request:	6 October 2025	Date of Meeting/Decision:	Cabinet - on or after 20 October 2025	Officer:	Will Gander
Report/ Decision Title	Tees Valley Energy Recovery Facility				

Chief Officer	Signature
Brian Archer	

Urgent - General Exception

Reason for urgency

A decision is needed by the end of October 2025 in relation to the Council's commitment (or not) to the project and a special cabinet meeting is to be arranged for this purpose. This decision has been delayed previously in order to ensure visibility of the position of other Councils, and to take up offers of reference site visit and presentation by the preferred tenderer, but is now required to ensure the Council does not inadvertently drop out of the project by default and trigger exposure to significant withdrawal costs.

The report will likely contain commercially sensitive exempt information and legal advice. Therefore, at least some of the meeting may need to be held in private for this particular agenda item (by virtue of paragraphs 3 and 5 of Schedule 12A to the Local Government Act 1972 (as amended)).

There is insufficient time to accommodate the normal 28 period for the forward plan, although a previous entry was published in relation to the same decision taking place on or about 23rd September 2025. On that basis, this entry is arguably not necessary but is published for the sake of ensuring compliance with procedural requirements.

Given timescales it is also likely that call-in will need to be disallowed for this decision, but the issues have already been considered by way of council motion, and it is understood that a further motion will be submitted for the council meeting on 9th October 2025, which will be debated before the special cabinet meeting to consider this decision takes place.

NB In cases of Urgency – General Exception, The chair of the relevant Scrutiny and Improvement Committee (or if there is no chair, the whole committee individually) must be informed by notice in writing of the decision to be taken, and this notice must also be published, with reasons for the urgency, at least 5 working days in advance of the decision being taken. In cases of Special Urgency, the agreement of the chair of the relevant Scrutiny and Improvement Committee that the decision cannot reasonably be deferred must be obtained (or if there is no chair, or the chair is unable to act, the Mayor, or in their absence the Deputy Mayor). A notice setting out this position and detailing the reasons for the urgency must be published and use of this procedure must be reported to Council by the Leader on a quarterly basis.

This urgent report/decision has been seen and agreed by the following:

Officer / Member	Signature
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Managing Director	
Section 151 Officer	
Monitoring Officer	