

**CONSTITUTION - RULE 27 OF THE ACCESS TO INFORMATION
PROCEDURE RULES (GENERAL EXCEPTION)**

This memorandum is to confirm that I have been consulted by the Leader of the Council (Councillor Maher) under Rule 27 of the Access to Information Procedure Rules of the Constitution to the following issue, which is a Key Decision and has not been included on the Forward Plan:-

- Commercial Acquisition which is being considered by Cabinet on 6th April 2017

being dealt with by the Cabinet as a matter of urgency on the basis that it cannot be reasonably deferred because of the commercial nature of the transaction. In addition the Heads of Terms, to which the Council had committed to conclude the due diligence process included a specific timetable with which the Council is expected to comply.

The item was not included on the Forward Plan because it did not become clear to officers until the end of March 2017 following a comprehensive due diligence exercise that a recommendation would be made to proceed to make this strategic acquisition.

Comments (if appropriate):-

Signed

M. O'Brien

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Cllr. Michael O'Brien, Vice Chair, Chair of Overview and
Scrutiny Committee (Regeneration and Skills

Date

30/3/17