

NOTICE is hereby given in accordance with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

DECISION MAKER: CABINET**MEETING DATE: 13 SEPTEMBER 2012**

Cabinet Member	Portfolio	Cabinet Member	Portfolio
JG Jarvis, Leader	<i>Corporate Strategy and Finance</i>	RB Hamilton	<i>Environment, Housing and Planning</i>
PD Price, Deputy Leader	<i>Corporate Services</i>	PM Morgan	<i>Health and Wellbeing</i>
GJ Powell	<i>Education and Infrastructure</i>	H Bramer	<i>Major Contracts</i>
RJ Phillips	<i>Enterprise and Culture</i>		

KEY DECISION to be taken containing exempt information with less than 28 days' notice

ITEM: Delivery of Improved Broadband Infrastructure

To seek agreement to the substantive terms of a contract proposed between Herefordshire Council in partnership with Gloucestershire Council with a private sector supplier for the delivery of improved Broadband infrastructure across both Counties. To agree to the terms of the Broadband Development UK (BDUK) grant agreement for the receipt of monies for Gloucestershire and Herefordshire.

To also note the prior approval by the Cabinet's Capital Strategy Working Group of Herefordshire Council's financial contribution to the project of £6m (on 5 January 2012) and Cabinet be asked to formally endorse a further £4.1m (to a total of £10.1m) at the Cabinet meeting on 13 September

In addition Cabinet will be asked to agree a Partnership Agreement between Gloucestershire and Herefordshire to oversee the delivery of the Borders Broadband project.

The above **KEY DECISION** will be considered by Cabinet on **13 September 2012**. The Report contains both public and exempt (confidential) information under paragraph 3 of the Access to Information Regulations. This information may need to be considered in the absence of the press and public.

- (3) Information relating to the financial or business affairs of any particular person (including the Authority holding the information)

Regulation 10 - General Exception:

The decision cannot reasonably be deferred due to the timeframe within which the decision needs to be made. This item was previously listed on the Council's Forward Plan which has been superseded by the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

The Chairman of Overview and Scrutiny Committee has been informed of the matter.

Regulation 5 - Procedures prior to private meetings:

As the Chairman of Overview and Scrutiny Committee I agree to this item being considered in private, should it be necessary, at the Cabinet meeting on 13 September 2013, on the grounds that the meeting is urgent and cannot reasonably be deferred.

Alan Seldon

Councillor A Seldon
Chairman Overview and Scrutiny Committee

Background documents

- Cabinet Report (available 5 September 2012)
- Appendix A – Equalities Impact and Needs Assessment
- Calculating the Economic Impact of NGA Broadband in Herefordshire and Gloucestershire
- Grand Funding Agreement
- Broadband Plan for Herefordshire and Gloucestershire
- Digital County

Key Decisions are defined as:-

- a) Any decision in relation to an executive function which results in the Council incurring expenditure which is, or the making of savings which are, significant having regard to the Council's budget for the service or function concerned. A threshold of £500,000 is regarded as significant, or
- b) Any other decision which in the opinion of the Monitoring Officer is likely to be significant in terms of its effect on:
 - Two or more wards or electoral divisions
 - One ward (unless the number of those affected is very small or it is impractical to treat this as a Key decision).