

YORK AND NORTH YORKSHIRE COMBINED AUTHORITY CONSTITUTION

**THE COMBINED AUTHORITIES (OVERVIEW AND SCRUTINY COMMITTEES,
ACCESS TO INFORMATION AND AUDIT COMMITTEES) ORDER 2017**

**PUBLIC NOTICE OF URGENT KEY DECISION (CASE OF SPECIAL URGENCY)
AND THE DECISION TO BE EXEMPT FROM CALL-IN**

In accordance with paragraph 17, Section B (Access to Information Procedure Rules) within the Constitution of the York and North Yorkshire Combined Authority and paragraph 13 of the Combined Authorities (Overview and Scrutiny Committees, Access to Information and Audit Committees) Order 2017 (“the Order”), the following key decision which was not published in accordance with paragraph 14 of Section B of the Constitution is to be made by the Combined Authority on 22 July 2024, and will be exempt from the call-in procedure due to the urgent nature of the decision being made.

Decision to be made:

The decision relates to funding allocations to North Yorkshire Council and City of York Council in respect of the Bus Service Improvement Plans for the region and associated local transport functions.

Funding allocations were made to North Yorkshire Council and City of York Council from the Department for Transport for the year 2024/25 in relation to the Constituent Authorities’ respective Bus Service Improvement Plans. The agreed allocations were made prior to the creation of the Combined Authority.

Part 5 of the York and North Yorkshire Combined Authority Order 2023 transferred Local Transport Functions from each Constituent Authority to the Combined Authority. Some of these functions rest solely with the Combined Authority, some run concurrently with each Constituent Council and some are Mayoral only functions.

A report relating to the Local Transport Functions and in particular in relation to the funding allocations to both Constituent Authorities in respect of the Bus Service Improvement Plans will be presented to the Combined Authority at their Meeting on 22 July 2024.

In the absence of a Chair of the Overview and Scrutiny Committee, the Chair of the Combined Authority (Mayor Skaith) has agreed to this urgent decision being made. Such agreement having been received on 16 July 2024, with the Mayor deciding that the making of the decision is urgent and cannot reasonably be deferred.

Author of report:

Andrew Leeming, Head of Strategy, York and North Yorkshire Combined Authority
(report approved by James Farrar, Chief Executive, York and North Yorkshire
Combined Authority).

Reason for urgency and reason why exempt from call-in: (i.e. that the decision cannot be reasonably deferred beyond the date of the above-mentioned Combined Authority Meeting):

In respect of the BSIPs, the funding allocations have to be utilised during this financial year. The associated Combined Authority powers may also need to be utilised by the Constituent Councils in their work to deliver the BSIP. If the usual 28 days' notice were to be given for publication on the forward plan, or the provisions of call in were not disapplied, the respective Constituent Authorities would have insufficient time for their Bus Service Improvement Plans to be approved by the Mayor with consultation from the Combined Authority and implemented and the funding made available in accordance with the plans. This would lead to each Constituent Authority missing the opportunity to fully utilise the available funding for this financial year.

Each Constituent Authority also need to formally accept the delegation of these powers, through their usual governance processes, which needs to be factored into the time available to utilise the funding.

After the July Meeting of the Combined Authority, there is not another Combined Authority Meeting scheduled until September 2024 and each Constituent Authority also has to ensure that their Plans are approved, therefore, the time critical nature of the funding would give insufficient time to be able to utilise funds to full effect across the region. A special meeting of the Combined Authority was considered and disregarded as it would need to be held in the August recess period.

Although the urgency process prevents pre-scrutiny from taking place, the substantive report allows for additional reporting to ensure that the Combined Authority maintains adequate oversight of the functions delegated.

Date on which Notice Given: 17 July 2024



Signed by:

Rachel Antonelli, Interim Deputy Monitoring Officer, York and North Yorkshire
Combined Authority

This Notice will be made available to the public at the offices of the Combined Authority (County Hall, Racecourse Lane, Northallerton) and will also be published on the Combined Authority's website.