

Report to Council

Agenda
Item:

19

Meeting Date: 9 September 2014

Portfolio: Cross Cutting

Key Decision: Not Applicable

Within Policy and
Budget Framework Not Applicable

Public / Private Public

Title: OPERATION OF THE PROVISIONS RELATING TO CALL-IN
AND URGENCY

Report of: Director of Governance

Report Number: GD.40/14

Purpose / Summary:

To report on the operation of call-in and urgency since the previous report to Council on 15 July 2014.

Recommendations:

That the position be noted.

Tracking

Executive:	N/A
Overview and Scrutiny:	N/A
Council:	9 September 2014

1. BACKGROUND

This report has been prepared in accordance with Rule 15(i) of the Overview and Scrutiny Procedure Rules which deals with the procedure in respect of occasions where decisions taken by the Executive are urgent, and where the call-in procedure should not apply. In such instances the Chairman of the Council (i.e. the Mayor) or in his absence the Deputy Chairman of the Council must agree that the decision proposed is reasonable in the circumstances and should be treated as a matter of urgency.

The record of the decision and the Decision Notice need to state that the decision is urgent and not subject to call-in. Decisions, which have been taken under the urgency provisions, must be reported to the next available meeting of the Council together with the reasons for urgency.

2. OPERATION OF THE PROVISIONS RELATING TO CALL IN AND URGENCY

The Executive, at their meeting on 21 July 2014, considered a private report concerning a Proposed Settlement. The settlement figures had only just been received and the settlement needed to be accepted. Any delay caused by the call-in process would have prejudiced the Council's interests. The Mayor therefore agreed that the decision was urgent and that the call-in process should not be applied to the decision.

In addition, at their meeting on 18 August 2014, the Executive considered the following reports which were referred to Council. These items are all to be considered by the Council on 9 September 2014. If a call-in were to be received on any of the items, the call-in procedure would overlap the City Council meeting.

All Members will have received copies of the reports and minutes with the Summons for the Council meeting and will have the opportunity to consider the items at the Council meeting on 9 September 2014.

- (a) Food Law Enforcement Service Plan
- (b) Medium Term Financial Plan 2015/16 to 2019/20
- (c) Capital Strategy 2015/16 to 2019/20
- (d) Asset Management Plan 2014 – 2019
- (e) North Pennines Area of Outstanding Natural Beauty Management Plan

Item (a) was received by the Community Overview and Scrutiny Panel for information on 31 July 2014; items (b), (c) and (d) were considered by the Resources Overview and

Scrutiny Panel on 7 August 2014; and the Environment and Economy Overview and Scrutiny Panel decided not to scrutinise item (e).

It was considered that any delay caused by a call-in on any of the items detailed above would prejudice the Council's interests in delaying approval of the matters. The Deputy Mayor has therefore agreed that the above decisions are urgent and, for the reasons set out above, that the call-in process should not be applied to the decisions.

4. CONCLUSION AND REASONS FOR RECOMMENDATIONS

4.1 That the position be noted.

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Appendices None
attached to report:

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:

- None

CORPORATE IMPLICATIONS/RISKS:

Chief Executive's – N/A

Community Engagement – N/A

Economic Development – N/A

Governance – Report is by the Director of Governance and legal comments are included.

Local Environment – N/A

Resources - N/A