

Report to Council

Agenda
Item:

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Meeting Date: 5 March 2019
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: Corporate Director of Governance and Regulatory Services
Report Number: GD.09/19

Purpose / Summary:

To report on the operation of call-in and urgency since the previous report to Council on 5 February 2019.

Recommendations:

That the position be noted.

Tracking

Executive:	N/A
Scrutiny:	N/A
Council:	5 March 2019

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 her 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 11 February 2019, considered the following report which was referred to Council. The item is to be considered by the Council on 5 March 2019. If a call-in was to be received on the matter, the call-in procedure would overlap the City Council meeting.

All Members will have received copies of the report and minutes with the Summons for the Council meeting and will have the opportunity to consider the item at the Council meeting on 5 March 2019.

Capital Budget Overview and Monitoring Report: April to December 2018

The above matter was considered by the Business and Transformation Scrutiny Panel on 14 February 2019.

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

In addition, at a special meeting held on 18 February 2019, the Executive gave consideration to a proposed amendment to the 2019/20 Budget agreed by Council on 5 February 2019. Any delay caused by the call-in process would have prejudiced the Council's interests in agreeing a final Budget for 2019/20 at the special Council meeting on 20 February 2019.

For the above reason the Mayor agreed that the decision was urgent that the call-in process should not be applied to the decision.

3. CONCLUSION AND REASONS FOR RECOMMENDATIONS

3.1 That the position be noted.

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Appendices None
attached to report:

Note: in compliance with section 100d of the Local Government Act 1972 the report has been prepared in part from the following papers:

- None

CORPORATE IMPLICATIONS/RISKS:

Legal – Report is by the Corporate Director of Governance and Regulatory Services and legal comments are included

Finance – N/A

Equality – N/A

Information Governance – N/A