

Report to Council

Agenda
Item:

19

Meeting Date: 4 November 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.51/14

Purpose / Summary:

To report on the operation of call-in and urgency since the previous report to Council on 9 September 2014.

Recommendations:

That the position be noted.

Tracking

Executive:	N/A
Overview and Scrutiny:	N/A
Council:	4 November 2014

1. BACKGROUND

This report has been prepared in accordance with Regulation 5 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 which prescribes that the intention to hold a meeting in private must be published at least 28 clear days prior to that meeting.

Where the date by which a meeting must be held makes compliance with the Regulation impracticable, the Chairman of the relevant Overview and Scrutiny Panel or the Chairman of the Council must agree that the meeting is urgent and cannot reasonably be deferred.

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

The Chairman of the Environment and Economy Overview and Scrutiny Panel had called in for scrutiny Minute EX.93/14 concerning a Development at Rosehill (which decision was taken in private by the Executive on 18 August 2014). On 8 September 2014, the Panel decided to refer the matter back to the Executive for reconsideration. The Overview and Scrutiny Procedure Rules (within the Council's Constitution) require that the Executive reconsider any such reference back within 7 clear working days before adopting a final decision (i.e. at a special meeting held on 17 September 2014).

Since compliance with Regulation 5 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 was impracticable, the Chairman of the Environment and Economy Overview and Scrutiny Panel had agreed that the decision was urgent and could not reasonably be deferred, and that the matter could be dealt with by the Executive at their special meeting on 17 September 2014. A Notice setting out the reasons for urgency was also published in compliance with the Regulation.

3. CONCLUSION AND REASONS FOR RECOMMENDATIONS

3.1 That the position be noted.

Contact Officer: Morag Durham

Ext: 7036

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:

- **Carlisle City Council's Constitution**
- **The Local Authorities (Executive Arrangements)(Meetings and Access to Information)(England) Regulations 2012**

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