

Report to Council

Agenda
Item:

18

Meeting Date: 16 July 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.40/19

Purpose / Summary:

To report on the operation of call-in and urgency since the previous report to Council on 30 April 2019.

Recommendations:

That the position be noted.

Tracking

Executive:	N/A
Scrutiny:	N/A
Council:	16 July 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 special meeting on 10 June 2019, gave consideration to a report of the Deputy Chief Executive (CS.17/19) concerning The Sands Centre Redevelopment Project.

The matter was then scheduled for consideration by the Council at a special meeting on 25 June 2019. If a call-in were to be received, the call-in procedure would have overlapped the City Council meeting.

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 therefore agreed that the above decision was urgent and, for the reasons set out, that the call-in process should not be applied to the decision.

3. SPECIAL URGENCY

Further, and in satisfaction of the Access to Information Procedure Rule 17.3, there is a requirement to report to Council on decisions taken under Special Urgency during the preceding three months.

A key decision regarding St Cuthbert's Garden Village – Stage 2 Masterplanning (OD.029/19) was taken by the Corporate Director of Economic Development under those provisions, and a copy of the Decision Notice is attached.

In order that the Government's funding timetable could be adhered to, The Mayor agreed that the decision proposed was reasonable in all the circumstances; and to the above item being treated as a matter of urgency and to the call-in procedures not being applied to the decision.

4. CONCLUSION AND REASONS FOR RECOMMENDATIONS

4.1 That the position be noted.

Contact Officer: Morag Durham

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Appendices Officer Decision Notice – OD.029/19
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:

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

Notice of Decisions taken by Officers of Carlisle City Council

Officer Decision Reference and Title:	<u>OD.029/19</u> <u>St Cuthbert's Garden Village - Stage 2 Masterplanning</u>
Subject and Decision Taken:	<u>Contract awarded to Arup to provide technical and specialist planning support across Stage 2 Masterplanning for St Cuthbert's Garden Village, following a competitive tender process.</u>
Reason for Decision:	<u>To progress more detailed masterplanning for St Cuthbert's Garden Village, utilising awarded Government Capacity Funding, in keeping with the approved work programme and indicative budget approved by Executive on 11 February 2019.</u>
Details of alternative options considered and rejected:	<u>Appointment followed a robust and competitive procurement process. More detailed masterplanning for St Cuthbert's Garden Village unable to progress without access to specialist planning and design support.</u>
Key or Non Key:	<u>Key</u>
Officer who made the Decision:	<u>Corporate Director of Economic Development</u>
Relevant Portfolio Area:	<u>Economy, Enterprise and Housing</u>
Relevant Overview and Scrutiny Panel:	<u>Economic Growth Scrutiny Panel</u>
Date Decision Taken:	<u>25/02/2019</u>
Reports and Background Papers Considered:	<u>Executive report ED.06/19 - St Cuthbert's Garden Village, Key Next Steps - 11 February 2019</u>
Interests Declared and Dispensation Granted:	<u>N/A</u>
Date Decision Published:	<u>25/04/2019</u>
Urgent Decision and Consent of Chairman / Deputy Chairman:	<u>Exemption from call in approved by Mayor 25 April 2019, Urgent item agreed by Chairman of Economic Growth Scrutiny Panel 25 April 2019</u>
Deadline for Call in:	<input type="text" value="N/A"/>
Implementation Date if not called in:	<input type="text" value="25/04/19"/>

Approved for implementation: 25/04/19

All public reports can be viewed in the Customer Contact Centre of the Civic Centre, Carlisle and on the Councils website www.carlisle.co.uk. Other documents relating to the matter may be submitted by the decision maker and, if available and public, may be obtained by contacting the named contact officer.