



# Carlisle City Council

## Report to Council

### Report details

Meeting Date:	3 January 2023
Portfolio:	Cross-cutting
Key Decision:	Not applicable
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.01/23

### Purpose / Summary:

To report on the operation of call-in and urgency since the previous report to Council on 8 November 2022.

### Recommendations:

That the position be noted.

### Tracking

Executive:	
Scrutiny:	
Council:	3 January 2023

## **1. Background**

1.1 Rule 15(i) of the Overview and Scrutiny Procedure Rules 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 Chair of the Council (i.e. the Mayor) or in his absence the Deputy Chair 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.

Furthermore, Regulation 5 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 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 Chair of the relevant Scrutiny Panel or the Chairman of the Council may agree that the meeting is urgent and cannot reasonably be deferred.

## **2. Operation of the Provisions Relating to Call in and Urgency**

2.1 The Executive, at their meeting held on 19 December 2022, considered the following reports:

ED.33/22 Caldew Riverside Remediation

CS.39/22 Tullie House Business

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 item at the Council meeting on 3 January 2023.

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

## **3. Conclusion and reasons for recommendations**

3.1 That the position be noted.

### **Contact details:**

Contact Officer: Rachel Plant

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**Appendices attached to report:**

- None

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

- Carlisle City Council's Constitution

<https://www.carlisle.gov.uk/Council/Council-and-Democracy/Constitution>

- The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

**Corporate Implications:**

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

Property Services – Not applicable

Finance – Not applicable

Equality – Not applicable

Information Governance- Not applicable