

<b>SUSTAINABLE GROWTH AND ENVIRONMENT CAPITAL SCRUTINY COMMITTEE</b>	<b>Agenda Item No. 3</b>
<b>19 NOVEMBER 2012</b>	<b>Public Report</b>

## **Report of the Solicitor to the Council**

**Report Author** – Paulina Ford, Senior Governance Officer, Scrutiny

**Contact Details** – (01733) 452508 or email paulina.ford@peterborough.gov.uk

### **REQUEST FOR CALL-IN OF AN EXECUTIVE DECISION: Development of Ground Mounted Solar Photovoltaic (Pv) Panels (Solar Farms) and Wind Turbines - NOV12/CAB/134**

#### **1. PURPOSE**

- 1.1 To consider a request to call-in an executive decision made by the Cabinet.

#### **2. RECOMMENDATIONS**

- 2.1 That the Sustainable Growth and Environment Capital Scrutiny Committee considers a request to call-in a decision taken by the Cabinet in respect of Development of Ground Mounted Solar Photovoltaic (Pv) Panels (Solar Farms) and Wind Turbines - NOV12/CAB/134

#### **3. BACKGROUND**

- 3.1 On 5 November 2012, the Cabinet made an executive decision relating to the Development of Ground Mounted Solar Photovoltaic (Pv) Panels (Solar Farms) and Wind Turbines. In accordance with the Constitution this decision was published on 5 November 2012.

- 3.2 On 8 November 2012, Councillors Harrington, Sanders and Sylvester submitted a request to call-in this decision on the following grounds:

(i) The decision does not follow the principles of good decision making set out in Article 12 of the Council's Constitution, specifically that the decision maker did not:

- (a) realistically consider all alternatives and, where reasonably possible, consider the views of the public

- 3.3 A copy of the request to Call-In is attached at Appendix 1 and a copy of the report considered by the Cabinet is attached at Appendix 3.

- 3.4 After considering the request to call-in and all relevant advice, the Committee may either:

- (a) not agree to the request to call-in, when the decision shall take effect;  
(b) refer the decision back to the decision maker for reconsideration, setting out its concerns; or  
(c) refer the matter to full Council.

#### **4. IMPLICATIONS**

- 4.1 Any implications are contained within the Cabinet report at Appendix 3.

#### **5. BACKGROUND DOCUMENTS**

Used to prepare this report, in accordance with the Local Government (Access to Information) Act 1985

None

## **6. APPENDICES**

Appendix 1 – Request to Call-In Decision

Appendix 2 - Decision Details

Appendix 3 – Report Considered by the Cabinet