

SUSTAINABLE GROWTH AND ENVIRONMENT CAPITAL SCRUTINY COMMITTEE	Agenda Item No. 4
23 MARCH 2016	Public Report This report contains an exempt Annex, not for publication by virtue of Paragraph 3 of Schedule 12A of Part 1 of the Local Government Act 1972

Report of the Director of Governance

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REQUEST FOR CALL-IN OF AN EXECUTIVE DECISION: COUNCIL OFFICE CONSOLIDATION – MAR16/CAB/16

1. PURPOSE

1.1 To consider a request to call-in an Executive Decision made by the Cabinet on 7 March 2016.

1.2 Exclusion of Press and Public

In accordance with Standing Orders, Members are requested to vote to exclude the press and public for the exempt annex which is included within the Cabinet report attached at Appendix 2 relating to this item. This contains exempt information relating to financial or business affairs of any particular person (including the authority holding the information) as defined by Paragraph 3 of Schedule 12A of Part 1 of the Local Government Act 1972. The public interest in disclosing this information outweighs the public interest in maintaining the exemption.

2. RECOMMENDATIONS

2.1 That the Sustainable Growth and Environment Capital Scrutiny Committee considers a request to call-in a decision taken by Cabinet in respect of the Council Office Consolidation.

3. BACKGROUND

3.1 On 7 March 2016, Cabinet made an executive decision relating to Council Office Consolidation. In accordance with the Constitution this decision was published on 7 March 2016

3.2 On 10 March 2016, Councillor Ed Murphy supported by Councillor Saltmarsh, Councillor Harrington and Councillor Ferris submitted a request to call-in this decision on the following grounds:

Criteria 4. The decision does not follow the principles of good decision making set out in Article 11 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.
- (c) Take account of all relevant matters, both in general and specific, and ignore any irrelevant matters.
- (d) Act for proper purpose and in the interest of the public.

3.3 A copy of the request to call-in is attached at Appendix 1, a copy of the report considered by Cabinet is attached at Appendix 2 and copy of the decision notice 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 immediately;
- (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 2.

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 – Report Considered by Cabinet

Appendix 3 - Copy of Decision Notice – Council Office Consolidation