

CALL-IN REQUEST FORM

This form must be completed and signed by any TWO members of the relevant Scrutiny Committee and **MUST** be returned to the *Proper Officer within 3 working days of the decision being published (*not including the day of publication*). Please telephone the Proper Officer to make them aware that the Call-In form is on its way.

**Please note that the Proper Officer can be any of the following Senior Democratic Services Officers: Paulina Ford, Tel: 452508, Daniel Kalley, Tel: 01733 296334, Jane Webb, Tel: 01733 452281 or Phillipa Turvey, Democratic and Constitutional Services Manager, Tel: 01733 452460 The Call-In Request will only be valid if it has been received in person by any of the above people within the 3 working day deadline. The form may be emailed or hand delivered. If sent in the post you must call the Proper Officer to advise that it has been posted and it will need to be received by the Proper Officer within the 3 working day deadline.*

Decision taker:	Cllr Hiller	
Date of publication of decision:	9 August 2017	
Title of Decision Called in :	Approval for Junction 18 (Rhubarb Bridge) Highway Works	
Date Decision Called in:	10 August 2017	
	REASONS FOR CALL-IN	Tick which reason applies
1.	Decision is contrary to the Budget and Policy Framework rules set out in Part 4 Section 6 of the Council's Constitution? <i>(If this is the case it will require a reference to Council by a Scrutiny Committee on a report from the Monitoring Officer or Chief Finance Officer)</i>	
2.	Decision is Key but it has not been dealt with in accordance with the Council's Constitution.	
3.	Decision does not follow principles of good decision-making set out in Part 2, Article 11 (Decision Making) of the Council's Constitution.	✓
	If reason 3, please tick which specific element of Article 11 the decision maker has not followed, did he or she not:	
(a)	Realistically consider all alternatives and, where reasonably possible, consider the views of the public.	✓
(b)	Understand and keep to the legal requirements regulating their power to make decisions	
(c)	Take account of all relevant matters, both in general and specific, and ignore any irrelevant matters.	
(d)	Act for a proper purpose and in the interests of the public.	✓
(e)	Keep to the rules relating to local government finance.	
(f)	Follow procedures correctly and be fair.	✓
(g)	Make sure they are properly authorised to make the decisions.	
(h)	Be responsible for their decisions and be prepared to give reasons for them.	
(i)	Take appropriate professional advice from officers.	

Detailed Reason(s) for Call-in. *Please detail the reasons below why the Scrutiny Committee should review or scrutinise the decision and consider referring it back to the Executive, please be specific in how it applies to the reason for call-in as identified on page 1 of the form. E.g. if you have ticked reason 1 on the form then please identify which major policy is affected and how/why or which area of the budget framework.*

The need to replace Rhubarb Bridge has been flagged up in the Council's Local Transport Plan programme of works for a number of years. However, no detail of what is proposed to replace the current bridge has been published. Local ward councillors have asked officers on numerous occasions to ensure that before any final decision was made, local people were properly consulted on the options available.

We are told in the decision notice that alternative options were considered but they are dismissed as being too expensive. No detail of any alternative option has been published, no information on them was ever given to ward councillors and certainly no public consultation on them has ever taken place. This bridge is at a strategic junction at the intersection of four council wards and is an important route in the north of the city for pedestrians and cyclists.

There is currently consultation on the Council's preferred option of installing at grade crossings. The public is effectively being informed what has already been decided, rather than being consulted on it. This impression is made all the more obvious by the fact that Cllr Hiller signed the decision notice to award the contract and implement the scheme before the main public consultation drop in event had been held: it took place on the evening of Weds 9 August. So there is no possibility that views expressed by the public at this event have been taken into account in making the decision.

Making a decision before public consultation has been completed is clearly not acting "for a proper purpose and in the interests of the public (para d) of article 11 of the council constitution). Acting in such a way is clearly not a fair or correct procedure (para f) of article 11). There is no evidence of what other options were considered or any detail of their costings and members of the public (or indeed ward councillors) were not consulted on any of them (para a) of section 11).

Details of Alternative Course of Action or Recommendations you wish to propose. *Please specify what course of action you are proposing should be taken and any recommendations that you are proposing should be considered by the Scrutiny Committee.*

This issue is highly controversial in the local area and involves millions of pounds of public funds. It is therefore essential that correct and fair procedures are followed and that there is proper consultation. As this has not happened, the decision should be:

1. Referred back to Cllr Hiller for further consideration of feedback from councillors and the public.
2. It would also be beneficial if full costings on all available options for replacement of the current bridge could be presented to the Growth and Environment Scrutiny Committee.

	Name (please print)	Member of Which Scrutiny Committee	Signature	Date
1.	Councillor Nick Sandford	Growth, Environment & Resources	Nick Sandford	11/8/17
2.	Councillor Angus Ellis	Growth, Environment & Resources	Angus Ellis	11/8/17
3.	Councillor Darren Fower	Growth, Environment & Resources	Darren Fower	11/8/17