

CALL-IN REQUEST FORM

This form must be completed, signed by at least two members of any Scrutiny Commission or Scrutiny Committee and returned to the Scrutiny Team within 3 working days of the decision being published (*not including the day of publication*)

Decision taker:	Cllrs Hiller and Elsey <i>Cllr Croft</i>
Date of publication of decision:	20 Nov 2009
Decision Called in :	DECISION: East of England Plan >2031 : Scenarios for Housing and Economic Growth Consultation - Response - NOV09/007/CMDN

	REASONS FOR CALL-IN	Tick which reason applies
1.	Decision contrary to the policy framework?	
2.	Decision contrary or not wholly consistent with the budget?	
3.	Decision is Key but it has not been dealt with in accordance with the Council's Constitution.	x
4.	Decision does not follow principles of good decision-making set out in Article 12 of the Council's Constitution.	x
If reason 4, please tick which specific element of Article 12 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.	x
(b)	Understand and keep to the legal requirements regulating their power to make decisions	x
(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.	x
(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 explain below why one of the reasons for call-in applies (eg. For number 1 - which major policy affected and how/why)

This decision was published on 20 November. It is the council's response to the consultation on the East of England regional plan up to the year 2031. The close date for responses is 24 November. However, this allows no time for consideration of the decision by scrutiny committees as the last date for calling in the decision is 25 November and the decision cannot be implemented until 26 November.




However, we understand that officers have already submitted this response, prior to its proper approval under the council constitution.

There was ample time for this decision to be published and to allow proper time for call in or scrutiny. This consultation has been subject to a three month consultation period. From checking the reports, we understand that a draft response was available as early as 3 November but it has taken ~~over~~ ^{ALMOST} three weeks for it to reach the cabinet members and be signed off.

It is not the first time that this sort of thing has happened. Only 2 months ago a response to the East Midlands Regional Plan was signed at the last minute with insufficient time for scrutiny. When we raised this at full council and with legal officers we were told that this would not happen again....but it has.

This is a crucial consultation for Peterborough, and yet there has been no involvement with the Council's Scrutiny committees or councillors outside the cabinet in drawing up the council's response. The council has a local plans working group for precisely this purpose but it has not met or been consulted about this response.

This decision should be referred back to the decision makers who should be asked to ensure that in future adequate time is allowed for scrutiny of consultation responses and a report should be prepared by the Monitoring Officer for Full Council outlining in detail revisions to procedures which will be implemented to ensure that this happens.

	Name (please print)	Signature	Date
1.	NICK SANDFORD		21/11/09
2.	DARREN TCHAI		21/11/09
3.	WILLIAM TRUEMAN		21/11/09

THIS PART OF THE CALL-IN REQUEST FORM IS TO BE COMPLETED BY THE CHIEF EXECUTIVE (OR HIS/HER REPRESENTATIVE)

Date form received:	24/11/09	
Form processed by (name):	Louise Tyers	
Was Call-in request received within timescales?	<input checked="" type="radio"/> YES/ <input type="radio"/> NO	If No, reject and inform parties, initial and date this box to show completed
Is the request form signed at least 2 members of any Scrutiny Commission or Scrutiny Committee?	<input checked="" type="radio"/> YES/ <input type="radio"/> NO	If No, reject and inform parties, initial and date this box to show completed

URGENCY

1.	In the view of the decision-maker, was the decision made of an urgent or special urgent nature, and if so, why?
2.	In the view of the Chairman of the Environment Capital Scrutiny Committee, is the decision under consideration sufficiently urgent that it should not be available for call-in, and if so, why?

To be considered by which Scrutiny Commission/Committee	Sustainable Growth Scrutiny Ctee	
Date for Scrutiny Commission/Committee to consider request for call-in	3/12/09	
Result of the Scrutiny Commission/Committee's considerations		
If necessary, which decision-maker is to reconsider decision and by which date?	Decision-maker	Date

Signature and date of officer completing Call-in request form	Signature Name (please print)	Date
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