

DECISION-MAKER:	OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE
SUBJECT:	CALL IN OF EXECUTIVE DECISION - CAB 12/13 9136 - REVISIONS TO THE ADULT SOCIAL CARE NON-RESIDENTIAL SERVICES POLICY
DATE OF DECISION:	19 th FEBRUARY 2013
REPORT OF:	CHAIR OF THE OVERVIEW AND SCRUTINY MANAGEMENT COMMITTEE

<u>CONTACT DETAILS</u>			
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STATEMENT OF CONFIDENTIALITY
None

BRIEF SUMMARY

A Call-In notice has been received from the Chair of the Overview and Scrutiny Management Committee (OSMC) in respect of a decision made by the Cabinet on 29th January 2013 on revisions to the Adult Social Care Non-Residential Services policy.

RECOMMENDATIONS:

Following consideration of the attached Cabinet report, related appendices and Decision Notice, the Committee is recommended either:-

- (i) to recommend that the Decision Makers re-consider the called-in decision at the next decision meeting; or
- (ii) to advise the Decision Makers that the Scrutiny Committee does not recommend that the decision be reconsidered and that it can therefore be implemented without delay.

REASON FOR REPORT RECOMMENDATIONS

1. The recommendations reflect the options available to the Overview and Scrutiny Management Committee through the implementation of the agreed Call-In process.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

2. Not applicable.

DETAIL (Including consultation carried out)

3. A Call-In notice signed by the Chair of the OSMC has been received in accordance with Paragraph 12 of the Overview and Scrutiny Procedure Rules set out in Part 4 of the Council's Constitution. The Call-In notice relates to the decision made by the Cabinet on 29th January 2013 on revisions to the Adult Social Care Non-Residential Services policy.
4. Paragraph 12 of the Overview and Scrutiny Procedure Rules provides a mechanism for members of the OSMC to challenge executive decisions that have been made but not implemented. The papers attached to this report relate to the decision that has been called in under this procedure and include:
 - The Call-In Notice: Detailing who called-in the decision and why (Appendix 1)
 - The Decision Notice: Detailing the decision taken and the reasons for the decision (Appendix 2)
 - The Decision Report: The report on which the decision was based and related appendices (Appendix 3).
5. It is now for the OSMC to discuss the subject of the Call-In with the decision maker to determine whether it wishes the decision maker to re-consider the previous decision, or to clear the proposal for implementation without further re-consideration.

RESOURCE IMPLICATIONS

Capital/Revenue

6. The relevant details are set out in Appendix 3.

Property/Other

7. The relevant details are set out in Appendix 3.

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

8. The relevant details are set out in Appendix 3.
9. The duty to undertake overview and scrutiny is set out in Section 21 of the Local Government Act 2000 and the Local Government and Public Involvement in Health Act 2007.

Other Legal Implications:

10. The relevant details are set out in Appendix 3.

POLICY FRAMEWORK IMPLICATIONS

11. The relevant details are set out in Appendix 3.

KEY DECISION? Yes

WARDS/COMMUNITIES AFFECTED:	None directly as a result of this report
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SUPPORTING DOCUMENTATION

Appendices

1.	Call In Notice
2.	Decision Notice
3.	Decision Report
4.	Decision Report – Appendix 1
5.	Decision Report – Appendix 2
6.	Decision Report – Appendix 3
7.	Decision Report – Appendix 4
8.	Decision Report – Appendix 5
9.	Decision Report – Appendix 6
10.	Decision Report – Appendix 7
11.	Decision Report – Appendix 8

Documents In Members' Rooms

1.	None
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Equality Impact Assessment

Do the implications/subject of the report require an Equality Impact Assessment (EIA) to be carried out.	Set out in Appendix 3
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Other Background Documents

Equality Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
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1.	None	
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