

DECISION-MAKER:	COUNCIL		
SUBJECT:	OVERVIEW AND SCRUTINY: SUMMARY OF CALL-IN ACTIVITY		
DATE OF DECISION:	12 MAY 2010		
REPORT OF:	ASSISTANT CHIEF EXECUTIVE (STRATEGY)		
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STATEMENT OF CONFIDENTIALITY

None.

SUMMARY

This report provides the Council with a summary of the use of the Call-In procedure over the last 3 months.

RECOMMENDATIONS:

- (i) That the report be noted.

REASONS FOR REPORT RECOMMENDATIONS

1. Part 4 of the Constitution, which relates to Overview and Scrutiny Procedure Rules, requires the use of Call-in to be reported to Council on a quarterly basis.

CONSULTATION

2. This is a standing item on the agenda which enables the use of and outcomes from the Call-in procedure during the previous three months to be highlighted to Council Members.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

3. None.

DETAIL

4. Paragraph 12.29 of the Overview and Scrutiny Procedure Rules requires Full Council to receive a report every quarter on the use of the Call-in procedure.
5. One executive decision has been called-in since the previous update to Full Council. The details of this Call-In and the outcomes resulting from the Call-In meeting are summarised in this report.
6. **CAB 09/10 1800: Selection of Partners for Sport and Recreation Partnership**

Reasons given for the call-in:

- The lack of public consultation
- Failure to demonstrate value for money

- Failure to take into account staff views
- Failure to consider other alternatives.

Recommendations from the call-in meeting:

At its meeting on 3rd March 2010, the Overview and Scrutiny Management Committee considered the report of the Chair of the Overview and Scrutiny Management Committee detailing the Call-in of a decision made by the Cabinet on 15th February 2010 relating to the selection of partners for the Sport and Recreation Partnership. The Overview and Scrutiny Management Committee agreed the following recommendations concerning the Selection of Partners for Sport and Recreation Partnership:

- That during the fine tuning process, the Cabinet Member for Leisure, Heritage and Culture considers mechanisms to ensure that the Preferred Bidder delivers commitments detailed in the contract.
- The Cabinet Member for Leisure, Heritage and Culture requires the Preferred Bidder to produce a plan which clearly explains how the usage will be increased and groups from which the proposed users will come from.
- The Cabinet Member for Leisure, Heritage and Culture ensures that a break clause is placed in the contract to allow a re-evaluation of its success and for either party to withdraw.
- The Cabinet Member for Leisure, Heritage and Culture to request the Preferred Bidder to produce an alternative strategy to demonstrate the viability of the contract in case the NNDR loophole is closed by the government.
- The Cabinet Member for Leisure, Heritage and Culture involves Trade Unions at all stages of the negotiations.
- The Cabinet Member for Leisure, Heritage and Culture ensures that performance is monitored and published on a regular basis as part of the council's standard performance reporting mechanisms.

Subsequent decision of the Executive:

At its meeting 15th March 2010, the Cabinet considered the recommendations made by the Overview and Scrutiny Management Committee following the call-in of the decision concerning the Selection of Partners for Sport and Recreation Partnership and, on consideration of the report of the Chair of the Overview and Scrutiny Management Committee, decided to reject the recommendations of the Committee and confirm the original decision.

FINANCIAL/RESOURCE IMPLICATIONS

Capital

7. None.

Revenue

8. None.

Property

9. None.

Other

10. None.

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

11. 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:

12. None.

POLICY FRAMEWORK IMPLICATIONS

13. None.

SUPPORTING DOCUMENTATION

Appendices

1.	None
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Documents In Members' Rooms

	None.
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Background Documents

Title of Background Paper(s)

Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)

	None.	
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Background documents available for inspection at: Not applicable

KEY DECISION? No

WARDS/COMMUNITIES AFFECTED:	None
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