

NOTICE OF MEETING

SCRUTINY MANAGEMENT PANEL (SPECIAL)

TUESDAY 30 OCTOBER 2012 AT 5 PM

CONFERENCE ROOM A, SECOND FLOOR, CIVIC OFFICES, PORTSMOUTH

Enquiries to Vicki Plytas on 023 9283 4058 or Vicki.plytas@portsmouthcc.gov.uk

Membership

Councillor Michael Andrewes (Chair)
Councillor Peter Eddis (Vice-Chair)
Councillor Darron Phillips
Councillor Caroline Scott
Councillor Sandra Stockdale

Councillor Matthew Winnington
Councillor Robert New
Councillor Mike Park
Councillor Jim Patey

Standing Deputies

Councillor David Fuller
Councillor Terry Hall
Councillor Phil Smith

Councillor Steve Wemyss
Councillor Neill Young
Councillor David Horne

(NB This Agenda should be retained for future reference with the Minutes of this meeting.)

Please note that the agenda, minutes and non-exempt reports are available to view online on the Portsmouth City Council website: www.portsmouth.gov.uk

AGENDA

- 1 **Apologies for absence**
- 2 **Declarations of Members' interests**
- 3 ... **Call-in of Futcher School Foundation Charitable Scheme Decisions taken by Cabinet on 1 October 2012**

Councillors Wemyss, Boshier, Ellcome, Park, Stubbs and Thompson have asked that the decisions taken by the Cabinet on 1 October 2012 in respect of agenda item 5, be called in for scrutiny on the basis that they believe that the decision may have been taken without adequate information.

The decision today is for the panel to determine whether the decision has

been taken without adequate information.

If the panel is satisfied that adequate information has been supplied **to enable the Cabinet to approve the scheme prepared by the Charity Commission** then no further action is required and the matter ends here.

If the panel is not satisfied that adequate information has been supplied, the panel may refer the matter back to Cabinet stating the reasons why the panel considers there has been inadequate information on this matter.

The following documents are attached:

- The report entitled "Futcher School Foundation Charitable Scheme" considered by the Cabinet on 1 October 2012
- An extract of the draft minutes of the meeting of the Cabinet held on 1 October 2012
- An extract of the Members' Information Service bulletin published on 5 October
- Supplementary report by report author addressing the call-in concerns (to follow)

The relevant members and officers will be in attendance:

The procedure for the meeting will be as follows:-

Process of call-in

- Deputations from the public to be heard first, followed by;
- Presentation of the call-in by one of the call-in members followed by questions from Scrutiny Management Panel members.
- Response from relevant Lead Cabinet member followed by questions from Scrutiny Management Panel members.
- A further response may then be made by the call-in member
- The call-in member may then sum up his case
- The lead Cabinet member may then sum up his case
- General debate among Scrutiny Management Panel members followed by a decision.
- The call-in member who presented to Scrutiny Management Panel would not be allowed to speak again or vote on the item, unless they are a member of the Scrutiny Management Panel.
- The Panel would then either resolve to take no action (in effect endorsing the original decision) or refer the matter back to Cabinet for further consideration, setting out the nature of its concerns.

RECOMMENDED that the Panel considers the evidence and decides whether or not the Decision by Cabinet on 1 October should be upheld or be referred back to Cabinet for reconsideration with their reasons why.