

Title of meeting: Scrutiny Management Panel

Date of meeting: 9 November 2018

Subject: Decision taken at the Cabinet Member for Traffic and Transportation meeting held on 31 July 2018 in respect of item 3 on that agenda 'Revised Residents Parking Programme of Consultation' - **Call In**

Report by: City Solicitor

Wards affected: All

Key decision: No

Full Council decision: No

1. Purpose of report

To request the Panel to review the decision taken by Councillor Ben Dowling standing in for the Cabinet Member for Traffic and Transportation on 31 July 2018 in respect of item 3 on that agenda 'Revised Residents Parking Programme of Consultation'. The report that was considered at the meeting together with a minute of the decision is attached as Appendix 1 to this report.

2. Call In and alternative decision making

These decisions were called in in accordance with Part 3 of the Constitution of the Council. In summary the reasons for call in are that the decision may have been based on inaccurate, incorrect or inadequate information. Further details of the call in are attached at Appendix 3.

3. Recommendations

RECOMMENDED that

The Panel considers the evidence and decides either

(1) that no action should be taken in respect of the decision made at the Cabinet Member for Traffic and Transportation meeting held on 31 July 2018

or

(2) that the matter should be referred back to Councillor Dowling (as the decision maker at the 31 July Cabinet Member for Traffic and Transportation meeting) for reconsideration specifying the reasons for doing so.

4. Background

- a. The Cabinet Member for Traffic and Transportation withdrew from the Traffic and Transportation Cabinet meeting held on 31 July as she had a conflict of interest. Councillor Ben Dowling stood in for the Cabinet Member and took the original decision. Call-in requires the original decision maker to reconsider the decision taken if Scrutiny Management Panel decides to refer the matter back for reconsideration.
- b. Please see attached report and minute which provide the background to the decision made on 31 July 2018 (Appendix 1).
- c. Please see attached Procedure Note (Appendix 2).
- d. As the decision is not contrary to budget or policy, steps have been taken to implement the decision.

5. Reasons for recommendations

To ensure that the Scrutiny Management Panel is satisfied that the decision maker had accurate, correct and adequate information.

The reasons given for Call In are set out in Appendix 3.

6. Equality impact assessment

An equality impact assessment is not required as the recommendations do not have a negative impact on any of the protected characteristics as described in the Equality Act 2010.

6. Legal implications

There are none.

7. Director of Finance's comments

There are no financial implications arising directly from the recommendation contained in this report.

.....
Signed by:

Appendices:

Appendix 1

- Report from the Traffic and Transportation Cabinet meeting held on 31 July 2018
- Decision notice issued after the Traffic and Transportation Cabinet meeting held on 31 July 2018

Appendix 2

- Procedure Note

Appendix 3

- Call In Request and brief summary of reasons for it.

Background list of documents: Section 100D of the Local Government Act 1972

The following documents disclose facts or matters, which have been relied upon to a material extent by the author in preparing this report:

Title of document	Location

The recommendation(s) set out above were approved/ approved as amended/ deferred/ rejected by on

.....
Signed by: