

**Eden District Council  
Scrutiny Co-ordinating Board**

**15 November 2018**

**Request for Call-in – Eden Development Portfolio Plan  
2018-2019**

<b>Portfolio:</b>	Eden Development
<b>Report from:</b>	Deputy Chief Executive
<b>Wards:</b>	All Wards
<b>OPEN PUBLIC ITEM</b>	

**1 Purpose**

- 1.1 A request was made on 26 October 2018 for a call-in of the decision made by the Eden Development Portfolio Holder at his meeting on 23 October 2018 with regard to the progress report given on his Eden Development Portfolio Plan 2018-2019.
- 1.2 Members of the Scrutiny Co-ordinating Board are asked to determine the call-in request.

**2 Recommendation**

It is recommended that Members determine the call-in request. Members will need to resolve one of the following options:

- a) that the decision is in its view contrary to the policy framework or budget and to refer the decision to Council;
- b) that it has concerns and to refer the matter back to the Executive for re-consideration (such concerns must be specified by Members); or
- c) to take no further action.

**3 Report Details**

- 3.1 A request has been received to call-in a decision of the Eden Development Portfolio Holder made on the 23 October 2018. Appendix 1 to this report contains a copy of the call-in request.
- 3.2 The request was made by Councillors Deb Holden, Michael Eyles and Virginia Taylor. They state reasons for making the request which can be summarised as follows:
- a) The Penrith Master Plan public engagement process ends after the decision date of this Portfolio Plan, which does not allow time to study and compile the results of this process.
  - b) The Saturn modelling update may not be ready until March next year, and the Strategic Flood Assessment on the 32 optioned sites are not available yet.

- 3.3 Members are asked to determine the call-in request in line with the procedure outlined in Appendix 2 to this request. An extract from the Constitution outlining the Council's call-in procedure rule is attached as Appendix 3.
- 3.4 The purpose of the Portfolio Plan update set out within the report was to set out the priorities and the activities for the Portfolio for 2018-2019, and to give an update on progress as at 30 September 2018. A copy of the report considered by the Eden Development Portfolio Holder is attached at Appendix 4. The decision notice which was produced for this is attached at Appendix 5.

## **4 Policy Framework**

- 4.1 The Council has four corporate priorities which are:

- Decent Homes for All;
- Strong Economy, Rich Environment;
- Thriving Communities; and
- Quality Council

- 4.2 This report meets the Quality Council corporate priority.

## **5 Consultation**

- 5.1 The Chairman and Vice-Chairman of the Scrutiny Co-ordinating Board have been consulted regarding the need to hold an extraordinary meeting of the Scrutiny Co-ordinating Board to hear this call-in request.

## **6 Implications**

### **6.1 Financial and Resources**

- 6.1.1 Any decision to reduce or increase resources or alternatively increase income must be made within the context of the Council's stated priorities, as set out in its Council Plan 2015-19 as agreed at Council on 17 September 2015.
- 6.1.2 There are no proposals in this report that would reduce or increase resources.

### **6.2 Legal**

- 6.2.1 Part 4, Section F of the Council's Rules of Procedure within the Constitution sets out the Scrutiny Procedure Rules and the relevant part about call-in and the procedure appears as an extract in Appendix 3 to this report.

### **6.3 Human Resources**

- 6.3.1 There will be a minor implications on human resources arising from this due to the need to hold an extraordinary meeting of the Scrutiny Co-ordinating Board, and the preparation time by officers

### **6.4 Statutory Considerations**

<b>Consideration:</b>	<b>Details of any implications and proposed measures to address:</b>
Equality and Diversity	There are no equality issues arising out of this report
Health, Social Environmental and Economic Impact	There are no health, social environmental and Economic impact issues arising out of this report

Crime and Disorder	There are no crime and disorder implications arising from this report
Children and Safeguarding	There are no child protection implications arising from this report

## 6.5 Risk Management

Risk	Consequence	Controls Required
Failure to monitor and report the progress of portfolio plans	Public, financial or reputation harm to the Council.	Effective corporate planning procedures in place, including monitoring and reporting.
The Council fails to meet its statutory responsibility regarding call-ins	Reputational harm to the Council.	The Council's Constitution lays out the procedures all parties must follow regarding the call-in

## 7 Other Options Considered

7.1 No other options have been considered.

## 8 Reasons for the Decision/Recommendation

8.1 A request for call-in has been made and this request needs to be considered and determined.

### Tracking Information

Governance Check	Date Considered
Chief Finance Officer (or Deputy)	7 November 2018
Monitoring Officer (or Deputy)	6 November 2018
Relevant Assistant Director	7 November 2018

### Background Papers:

#### Appendices:

**Appendix 1 – Call-in request**

**Appendix 2 – Scrutiny Call-in Procedures**

**Appendix 3 – Extract from Eden District Council Constitution regarding call-ins**

**Appendix 4 – F71/18 Eden Development Portfolio Plan 2018/2019**

**Appendix 5 – Decision Notice ED\_03\_10\_18**

#### Contact Officer:

**Vivien Little, Member Services Team Leader**