

Time commenced 4.00 pm
Time finished 5.58 pm

**SPECIAL MEETING OF ENVIRONMENT COMMISSION
23 OCTOBER 2006**

Present: Councillor Jackson (in the Chair)
Councillors Afzal, Care, Carr, Hird, Ingall, Poulter, Rawson,
Tittley and West

Also present: Councillor Graves, Cabinet Member for Leisure and Direct
Services
Councillors Harbon, Richards and Troup

46/06 Apologies for Absence

An apology for absence was received from Councillor Travis.

47/06 Late Items Introduced by the Chair

There were no late items.

48/06 Declarations of Interest

There were no declarations of interest.

49/06 Call-in – Lancaster Sports Centre

In accordance with Overview and Scrutiny Procedure Rule OS36, the Monitoring Officer had called in for scrutiny the decision in respect of Lancaster Sports Centre (Minute Number 90/06) made by Council Cabinet at their meeting on 3 October 2006.

The request for call-in had been made by Councillors Harbon, Richards and Troup. The Commission was provided with copies of the letter requesting the call-in and the protocol on Call-In of Executive Decisions.

The call-in letter stated that in taking the decision the Council Cabinet had breeched the following principles of decision making:

- a) proportionality
 - b) due consultation and the taking of professional advice from officers
 - c) respect for Human Rights
 - d) a presumption in favour of openness
 - e) clarity of aims and desired outcomes
 - f) a record of what options were considered and giving reasons for the decision
- other relevant issues do not appear to have been taken into account

as set out in Rule OS33 of the Constitution

In accordance with the Protocol, Councillors Harbon, Richards and Troup were invited to present the case for the call-in. The Cabinet Member for Leisure and Direct Services; the Corporate Director – Environmental Services and the Principal Sports Centre Manager answered questions relating to the Council Cabinet decision. Mrs Gwen Boyer, Lancaster Action Group, Mr Brian Pearce, Deputy Head of St Clare's School representing special user groups and Mr Dean Walters, Derby City Gymnastics Club attended the meeting as witnesses, made statements and answered questions.

After hearing the submissions from the Councillors that called the decision in, Mrs Boyer, Mr Pearce, Mr Walters and the Cabinet Member, the Overview and Scrutiny Commission considered whether the decision of Council Cabinet had breached any of the principles set out in Rule OS33.

Resolved that no principle under rule OS33 had been breached.

MINUTES END