



DERBY CITY COUNCIL

## **SPECIAL MEETING OF THE ENVIRONMENT COMMISSION 23 October 2006**

Report of the Director of Corporate Services and Monitoring Officer

### **Call-In of Council Cabinet Key Decision – Lancaster Sports Centre**

#### **RECOMMENDATION**

1. To consider a Call-In request received by the Monitoring Officer

#### **SUPPORTING INFORMATION**

- 2.1 Call-In applies where three members of the Council are of the opinion that the Council Cabinet did not take the decision in accordance with the principals set out in Article 13 (Decision Making) of the Constitution, namely:
  - a) Proportionality
  - b) Due consultation and the taking of professional advice from officers
  - c) Respect for human rights
  - d) A presumption in the favour of openness
  - e) Clarity of aims and desired outcomes
  - f) A record of what options were considered and giving reasons for the decision

Or where relevant issues do not appear to have been taken into consideration.

- 2.2 Councillors Harbon, Richards and Troup have requested by written notice that the following key decision, taken by Council Cabinet at a meeting held on 3 October 2006, be called in for consideration by the appropriate Overview and Scrutiny Commission.

Item 9 – Lancaster Sports Centre

- 2.3 A copy of the Call-In request is attached at Appendix 2. It suggests that (a), (b), (c), (d), (e) and (f) above, and other relevant issues, are the decision making principles that the Council Cabinet has not followed.

- 2.4 The Commission must consider if the decision making principles (a), (b), (c), (d), (e) and (f) above, and other relevant issues, have been followed by the Council Cabinet when taking the decision.
- 2.5 If the Commission has concerns about the decision, members must consider whether the matter should be referred back to Council Cabinet. If made, the referral must set out the nature of the Commission's concerns.
- 2.6 To assist the Commission a copy of the report to Council Cabinet and the relevant Decision Notice are attached to this report. (Appendices 3 and 4)
- 2.7 If concerns are referred to Council Cabinet, they must consider them at their next meeting, amending the decision or not before adopting a final decision.

<b>For more information contact:</b>	David Romaine 01332 255598 e-mail david.romaine@derby.gov.uk
<b>Background papers:</b>	Appendix 1 – Implications
<b>List of appendices:</b>	Appendix 2 - Call-In request
	Appendix 3 - Report to Council Cabinet on 3 October – Lancaster Sports Centre
	Appendix 4 - Decision Notice

<b>IMPLICATIONS</b>
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**Financial**

1. None arising from this report.

**Legal**

2. None arising from this report.

**Personnel**

3. None arising from this report.

**Equalities impact**

4. The closure of Lancaster Sports Centre has the potential to affect Derby people from all parts of the City.

**Corporate Objectives, Values and Priorities**

5. This report has the potential to link with the following Corporate Priorities:
  - Improve the quality of life in Derby's Neighbourhoods
  - Build healthy and independent communities
  - Deliver excellent services, performance and value for money