



**Name of meeting: Economy and Neighbourhoods Scrutiny Panel**

**Date: 2 November 2021**

**Title of report: Call in of Cabinet Decision in relation to A62 Cooper Bridge Improvement Corridor**

**Purpose of report:** To provide members of the Economy and Neighbourhoods Panel with background information in respect of the Call-In.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Yes/ no or Not Applicable  Yes
Key Decision - Is it in the <u>Council's Forward Plan (key decisions and private reports)</u> ?	Key Decision – Yes  Private Report/Private Appendix – No
The Decision - Is it eligible for call in by Scrutiny?	Yes/No or Not Applicable  Yes
Date signed off by <u>Strategic Director</u> & name  Is it also signed off by the Service Director for Finance?  Is it also signed off by the Service Director for Legal Governance and Commissioning?	N/A Report for Information
Cabinet member <a href="#">portfolio</a>	Councillor Peter McBride - Regeneration

**Electoral wards affected: N/A**

**Ward councillors consulted: N/A**

**Public or private: Public**

**Has GDPR been considered? Yes**

## Summary

### 1. Key Points

- 1.1 On 19 October 2021, the Service Director for Legal, Governance & Commissioning received written notification from 5 non-executive councillors of their wish to call-in a decision of Cabinet made on 12 October 2021. The decision was in relation to the A62 Cooper Bridge Improvement Corridor. Following a validation exercise of the Call-in request form by the Chair of Scrutiny and the Service Director for Legal, Governance and Commissioning, a document has been produced, including the validated reasons for the call-in (attached at Appendix 1).
- 1.2 The Panel has access to all papers considered by the Cabinet when making the decision, and will be able to question the relevant officers and Cabinet Members. Committee Members are also able to hear from other interested parties including other councillors and members of the public. A detailed timetable for the Panel meeting is attached at Appendix 2.
- 1.3 The Panel and the public should focus its attention and questions on those issues that are set out in the validated Call-in request.
- 1.4 Once the Panel has considered the points raised and all supporting information and evidence, it must resolve either to:
  - (1) Free the decision for implementation
  - (2) Refer it back to the Cabinet with a recommendation for amendment
  - (3) In exceptional circumstances, refer the issue to the next Council meeting if the decision is not consistent with the budget or any policy previously agreed by the Council. This can only be done with advice from the relevant senior officers and the Service Director: for Legal, Governance and Commissioning.
- 1.5 If the decision is referred back to Cabinet, it will be considered at the next meeting of Cabinet. Cabinet may:
  - Accept the recommendation of the Scrutiny Panel and amend its decision;
  - Decide that further work needs to be done and defer the item until this is completed. The Economy and Neighbourhoods Panel should be kept informed of the work as it progresses and be formally notified when it is to be reconsidered;
  - Not accept the view of the Scrutiny Panel and confirm its original decision;
  - Refer the issue for discussion at the next appropriate Council meeting.

1.6 If the Cabinet confirms its original decision, it can be implemented immediately as there is no scope for further review and challenge. A decision may only be reviewed once.

## **2. Information required to take a decision**

The Panel will have access to all the information considered by Cabinet when making the original decision.

## **3. Implications for the Council**

There are no specific implications for the Council within this report as the Panel does not have decision making powers. However as a result of hearing the call in evidence, recommendations may be made to Cabinet to amend its decision which, if accepted, could result in implications for the Council.

### **3.1 Working with People**

N/A

### **3.2 Working with Partners**

N/A

### **3.3 Place Based Working**

N/A

### **3.4 Climate Change and Air Quality**

N/A

### **3.5 Improving outcomes for children**

N/A

### **3.6 Other (eg Legal/Financial or Human Resources) Consultees and their opinions**

N/A

## **4 Next steps and timelines**

Following consideration of all the information and evidence, Members of the Panel need to make one of the following three recommendations, in accordance with the Council Procedure Rules:

(1) Take no further action and free the decision for implementation.

- (2) Refer it back to the Cabinet with recommendation(s) for amendment.
- (3) In exceptional circumstances, refer to the next Council meeting (only if the decision is not in line with the budget or any policy previously agreed by the Council. This can only be done with advice from the relevant senior officers and the Service Director for Legal, Governance and Commissioning.)

## **5 Officer recommendations and reasons**

That Members of the Panel consider all of the information and evidence and make one of the three recommendations in accordance with the Overview and Scrutiny rules as set out in the Constitution

## **6 Cabinet Portfolio Holder's recommendations**

N/A

## **7 Contact officer**

Leigh Webb, Governance Manager, Tel: 01484 221000  
email:leigh.webb@kirklees.gov.uk

## **8 Background Papers and History of Decisions**

Overview and Scrutiny Rules – Council Constitution.  
A62 Cooper Bridge Improvement Corridor – Cabinet Report 12.10.2021  
Cabinet Presentation – 12.10.2021

## **9 Service Director responsible**

Julie Muscroft, Service Director, Legal, Governance & Commissioning