

**OVERVIEW AND SCRUTINY PROCEDURE RULE 17 (CALL-IN)**

**PRESCRIBED FORM FOR GIVING NOTICE OF A CALL-IN**

**OF AN EXECUTIVE DECISION**

A notice of call-in must be made on the appropriate prescribed form or email (so long as the email addresses the relevant information required). To take effect valid notices must be submitted to Committee Services within five working days of the date of publication of the decision by either the Chairman of the relevant Overview & Scrutiny Committee or by three non-Cabinet Members of the Council.

**TITLE OF EXECUTIVE DECISION THAT YOU WISH TO CALL-IN (AND WHO WAS THE DECISION MAKER)**

Financial Performance Report – In Year Performance against the Budget at end of the Third Quarter 2019/20 and Long Term Financial Forecast Update (Cabinet – 21 February 2020 – Minute 120 Resolution (a)(3) - The use of £0.041m of the contribution to the Forecast Risk Fund of £0.446m to fund the cost in 2019/20 of the changes to the Members’ Scheme of Allowances agreed by Full Council on 21 January 2020)

<b>IN YOUR OPINION HAS THE DECISION FAILED TO MEET ONE OR MORE OF THE FOLLOWING ASSESSMENT CRITERIA (AS SET OUT IN OVERVIEW AND SCRUTINY PROCEDURE RULE 17(b))</b>	<b>YES/ NO</b>	<b>IF YES, PROVIDE REASONS TO SUPPORT WHY THE ISSUE NEEDS TO BE SCRUTINISED?</b>
(i) The decision-maker has failed to consult relevant people, or bodies, in contravention of defined Council policies or procedures.	<b>NO</b>	
(ii) The decision is contrary to the Council’s Budget or Policy Framework.	<b>NO</b>	
(iii) The decision is not consistent with Council policy.	<b>NO</b>	

<p>(iv) The decision-maker did not take into account relevant considerations or other material factors and therefore, the decision is unreasonable.</p>	<p><b>YES</b></p>	<p>The Independent remuneration Panel had already factored in the increased work load due to the reduction in the size of the council when recommending the increase to basic allowances in May 2019. At that time the panel's recommendation was 'to increase by 7.5% to reflect additional work from ward changes and increased numbers of constituents which is more comparable to the mean and medium of basic allowance paid by other councils given a recommended amount payable from the 1<sup>st</sup> May 2019.'</p> <p>This being the case the reason expressed by the leader of the council that the latest increase reflects the increased work load brought about by the reduction in the size of the council is not valid as this issue was addressed by the previous increase.</p> <p>Therefore, in our opinion, the use of savings identified in the budget to fund this increase in Members' allowances would be unreasonable in these circumstances.</p>
<p>(v) The decision is contrary to a previously agreed decision made in Full Council, which has not been superseded by a subsequent decision.</p>	<p><b>YES</b></p>	<p>As Above.</p>
<p>(vi) The decision is inconsistent with a previous Overview and Scrutiny recommendation that has been accepted by Cabinet or Council and that recommendation has not been superseded by a subsequent decision.</p>	<p><b>NO</b></p>	
<p>(vii) The decision was not taken in accordance with the principles set out in Article 13 (Decision Making) of the Constitution.</p>	<p><b>YES</b></p>	<p>We believe that the report of the IRP which was accepted with the approval of the above mentioned recommendation to raise allowances in May 2019 constitutes a consultation and the latest decision ignores it. Furthermore, the leader of the council failed to put the proposal</p>

		<p>that resulted in this latest decision to the IRP for consideration prior to implementation.</p> <p>In our opinion the £41,000 would be better used offsetting the 10 year budget deficit, reducing this year's amount from £450,000 to £409,000.</p>
--	--	---

<b>ARE YOU PREPARED TO ENTER INTO MEDIATION WITH THE RELEVANT CABINET MEMBER(S) AS ENCOURAGED IN OVERVIEW AND SCRUTINY PROCEDURE 17?</b>	<b>YES /NO</b>	<b>IF YES, WHAT ELEMENT OF THE DECISION AND/OR FURTHER INFORMATION WOULD YOU WISH TO DISCUSS AS PART OF THE MEDIATION?</b>
	<b>NO</b>	

Signed (or attach to covering email) \_\_\_\_\_

Dated \_\_\_\_\_

Submit to [democraticservices@tendingdc.gov.uk](mailto:democraticservices@tendingdc.gov.uk)