



REPORT TO:	South Holland District Council
DATE:	Wednesday, 27 July 2022
SUBJECT:	Special Urgency - Non-Key Decisions - Application of Call-In
PURPOSE:	To report to Council reasons for urgency relating to a number of Non-Key Decisions, as required by the Council's Constitution
KEY DECISION:	<i>N</i>
PORTFOLIO HOLDER:	Portfolio Holder for Corporate and Communications
REPORT OF:	Assistant Director – Governance (Monitoring Officer)
REPORT AUTHOR:	Forrest White, Democratic Services Assistant
WARD(S) AFFECTED:	All Wards
EXEMPT REPORT?	<i>N</i>

SUMMARY

Part 4D of the Constitution (Access to Information Procedure Rules) details a number of situations where call-in of a decision may be waived, subject to certain criteria being met and the relevant Urgency Notice being published.

RECOMMENDATIONS

That the information contained within the report be noted.

REASONS FOR RECOMMENDATIONS

To comply with the Council's Constitution.

OTHER OPTIONS CONSIDERED

The report is for noting only.

1. BACKGROUND

- 1.1 Paragraph 14 of Part 4D of the Constitution lays out how this applies to Non-Key Decisions.
- 1.2 Where, for any Non-Key Decision, any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interest, the Executive Decision shall not be subject to call-in subject to:
- The Chairman of the Performance Monitoring Panel agreeing both that the decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency (in the absence of the Chairman, the Chairman of the Council or in his/her absence the Vice-Chairman of the Council's consent shall be required. In the absence of all three, the Head of the Paid Service or his/her nominee's consent shall be required); and
 - The decision notice stating that the decision is not subject to call-in and the reasons why the delay caused by the call-in procedure is considered to be seriously detrimental to the Council's or the public's interest; and
 - A report being submitted to the next available meeting of full Council indicating the reasons for the urgency.

2. REPORT

- 2.1 Two decisions have been made since the last full Council meeting, that have fallen under the Special Urgency rules for Non-Key decisions detailed above. These decisions are detailed within Appendix A, attached to this report. The decisions met the criteria detailed within the Constitution, and agreement was obtained from the Chairman of the Performance Monitoring Panel. The decisions have been/are shortly due to be published on the Council's website and the Councillors advised of the decision upon publication. The decisions can be viewed in full on the website via the following link:

<https://democracy.sholland.gov.uk/DelegatedDecisions>

3. EXPECTED BENEFITS TO THE PARTNERSHIP

- 3.1 Reporting reasons for urgency will ensure that the requirements of the Constitution are complied with and demonstrates transparent decision-making.

5. IMPLICATIONS

5.1 CONSTITUTIONAL AND LEGAL IMPLICATIONS

- 5.1.1 Paragraph 14 of part 4D (Access to Information Procedure Rules) of the Constitution requires that a report be submitted to the Council, indicating reasons for urgency of decisions made under the Special Urgency rules for Non-Key Decisions.

6. ACRONYMS

- 6.1 None

APPENDICES

Appendices are listed below and attached to the back of the report: -

APPENDIX A

Table explaining the reasons for urgency of urgent non-key decisions made

BACKGROUND PAPERS

No background papers as defined in Section 100D of the Local Government Act 1972 were used in the production of this report.

CHRONOLOGICAL HISTORY OF THIS REPORT

A report on this item has not been previously considered by a Council body

REPORT APPROVAL

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Approved for publication:

Portfolio Holder for Corporate and Communications (if required)