

MINUTES OF THE SPECIAL CABINET MEETING

29 APRIL 2010

PRESENT:

Councillor J.D. Packman (Leader of the Council, Chairman of the Cabinet and Cabinet Member - Leader of the Council);
Councillor R.A. Smith-Ainsley (Deputy Leader of the Council, Vice-Chairman of the Cabinet and Cabinet Member for Planning and Housing);
Councillor F. Ayers (Cabinet Member for Community Safety);
Councillor S. Bhadye (Cabinet Member for Independent Living);
Councillor C.A. Davis (Cabinet Member for Economic Development);
Councillor G.E. Forsbrey (Cabinet Member for Environment);
Councillor A.P. Hirst (Cabinet Member for Communications); and
Councillor Mrs. V.J. Leighton (Cabinet Member for Finance and Resources).

Apology: Councillor Mrs D.L. Grant.

1597 *THE LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Cabinet considered a report summarising the provisions in relation to the required introduction and operation by the Council of one of two new forms of executive arrangements and how this must be implemented. Borough councils currently operating executive arrangements must change to either a Strong Leader and Cabinet model or a Directly Elected Mayor and Cabinet model.

The options considered were in the main body of the report.

RESOLVED that the Cabinet recommends to the Council:-

- (1) The proposals for consultation from 1 May to 31 July 2010 on the Council's future executive arrangements be agreed.
- (2) The Council should consult on the basis that it prefers the Strong Leader and Cabinet model rather than the Elected Mayor and Cabinet Model.
- (3) Authority be delegated to the Chief Executive, in consultation with the Leader, to agree the final wording for the consultation exercise on the future executive arrangements.

1598. *CHANGES TO OVERVIEW AND SCRUTINY

The Cabinet considered a report on changes to the arrangements for Overview and Scrutiny to move from two committees to one.

The Cabinet considered the overlap between the existing committees and their respective workloads and collaborative working. .

RESOLVED that the Cabinet recommends to the Council:-

- (1) To change the Constitution to abolish the current arrangements for Performance Management and Review Committee and the Improvement and Development Committee.
- (2) To institute one new Overview and Scrutiny Committee with the initial remit

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- a. To act as the Council's Overview and Scrutiny Committee under the Local Government Act 2000
 - b. To take on the responsibilities for crime and disorder scrutiny under the Police and Justice Act 2006
- (3) To authorise the Monitoring Officer to make such incidental and consequential changes to the Constitution as are necessary to give effect to the changes.
- (4) To ask the Overview and Scrutiny Committee in consultation with the Standards Committee to advise the Council on the future remit of the Overview and Scrutiny Committee

NOTES:-

- (1) Members of the Improvement and Development and Performance Management and Review Committees are reminded that under Overview and Scrutiny Procedure Rule 16.2 in the Council's Constitution, the "call-in" procedure shall not apply to recommendations the Cabinet makes to the Council. The matters on which recommendations have been made to the Council, if any, are identified with an asterisk [*] in the above Minutes.**
- (2) Members of the Improvement and Development and Performance Management and Review Committees are entitled to call in decisions taken by the Cabinet for scrutiny before they are implemented, other than any recommendations covered under (1) above.**
- (3) Within three working days of the date on which a decision of the Cabinet or a Cabinet Member is published, not less than three members [one of whom must be the Chairman] of either the Improvement and Development or the Performance Management and Review Committee are able to "call in" a decision which falls within the functions of their own particular Committee;**
- (4) To avoid delay in considering an item "called in", an extraordinary meeting of the relevant Committee will be convened within seven days of a "call in" being received if an ordinary meeting is not scheduled in that period;**
- (5) When calling in a Cabinet decision for review the members doing so should in their notice of "call in":-**
 - Outline their reasons for requiring a review;**
 - Indicate any further information they consider their committee needs to have before it in order to conduct a review in addition to the written report made by officers to the Cabinet;**
 - Indicate whether, where the decision was taken collectively by the Cabinet, they wish the Leader or his nominee (who should normally be the Cabinet Member) or where the decision was taken by a Cabinet Member, the member of the Cabinet making the decision, to attend the committee meeting; and**
 - Indicate whether the officer making the report to the Cabinet or the Cabinet Member taking the decision or his/her representative should attend the meeting.**

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- (6) The deadline of three working days "for call in" by Members of the Improvement and Development and Performance Management and Review Committees in relation to the above decisions by the Cabinet is the close of business on 6 May 2010.**