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**CALL-IN OF EXECUTIVE DECISION – CAPITAL  
BUDGET MONITORING 2020/21 - PERIOD 6 –  
RELATING ONLY TO PART 3 OF THE DECISION IN  
RESPECT OF THE FUNDS FOR THE JEWRY WALL**

OVERVIEW SELECT COMMITTEE - 4 February 2021  
COUNCIL - 17 February 2021

REPORT OF THE MONITORING OFFICER

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### Useful information

- Ward(s) affected: All
- Report author: Graham Carey
- Author contact details: graham.carey@leicester.gov.uk
- Report version number: V1

## 1. Summary

An Executive decision taken by the City Mayor on 17 December 2020 relating to Capital Budget Monitoring 2020/21 - Period 6 – relating only to part 3 of the decision in respect of the funds for the Jewry Wall has been the subject of a five-member call-in under the procedures at Rule 12 of Part 4D, City Mayor and Executive Procedure Rules, of the Council's Constitution.

The procedure rules state that a scrutiny committee or any five councillors may request formally that the decision be called-in for a further review by giving notice in writing to the Monitoring Officer within five working days of the decision.

The five Councillors who signed the call in were: Councillor Kitterick (proposer), Councillor Waddington (seconder), Councillor Broadwell, Councillor O'Donnell and Councillor Willmott.

## 2. Recommended actions/decision

The Overview Select Committee is recommended to either:

- a) Note the report without further comment or recommendation. *(If the report is noted the process continues and the call in will be considered at Council on 17 February 2021);*  
or
- b) Comment on the specific issues raised by the call-in. *(If comments are made the process continues and the comments and call in will be considered at Council on 17 February 2021);* or
- c) Resolve that the call-in be withdrawn *(If the committee wish for there to be no further action on the call-in, then they must actively withdraw it. If withdrawal is agreed the call-in process stops, the call-in will not be considered at Council on 17 February 2021 and the original decision takes immediate affect without amendment).*

Council is recommended to either:

- a) Support the City Mayor's decision, and thus confirming the decision with immediate effect; or
- b) Recommend a different decision to the City Mayor. (The original decision will still stand, unless the City Mayor takes a further decision to amend the original.)

### **3. Scrutiny / stakeholder engagement**

The Capital Budget Monitoring April-September 2020/21 report was considered by the Overview Select Committee at its meeting on 3 December 2020, prior to the City Mayor's Executive Decision being taken on 17 December 2020.

### **4. Background and options with supporting evidence**

The Executive Decision Report and Decision Notice are attached at Appendix A and Appendix B.

### **5. Detailed report**

The call-in submitted to the Monitoring Officer was in the following terms:

*I would like to propose "calling in" the section of the decision taken by the City Mayor on 17th December 2020, detailed below, the other sections of the decision are not intended to be called in.*

*This email gives formal notification of a key decision taken by the City Mayor today regarding the Capital Budget Monitoring 2020/21 - Period 6.*

3. *Approve an increase in the budget for Jewry Wall of £2.5m for additional works, to be paid for with Business Rates Pool funding.*

*The reasons for the call in are as follows*

- A. *Following the impact of COVID-19 on the city there needs to be a full review of the level of priority and resources that the Jewry Wall museum project deserves going into the future.*
- B. *Business Models for museums such as Jewry Wall were changing before COVID-19, in a Post COVID-19 world these will be changing again and the long term viability of the Jewry Wall proposal needs re-examining in light of this.*
- C. *The extra £2.5 million cost increase has not received sufficient corporate scrutiny and referral to OSC will provide an opportunity to do that.*
- D. *The increase of £2.5 million is being carried outside of the Capital Budget process where it more rightly belongs were it can be assessed alongside other more urgent needs in the city of Leicester.*
- E. *That we note the Business Rate Pool funding can be used for any project which contributes to the economic wellbeing of the area for example it could be used to support jobs and training in areas affected by Covid 19."*

The Monitoring Officer has confirmed that the call-in satisfies the requirements of the procedure rules and it has therefore proceeded as per the process set out at Rule 12 of Part 4D, City Mayor and Executive Procedure Rules of the Council's Constitution.

Where a call-in has been made, officers are to take no further legally binding action and the matter shall be referred to a meeting of the full Council. Prior to this it shall be referred to the relevant Scrutiny Committee if one is programmed or a special scrutiny committee if one is convened.

The call-in may however be withdrawn if:

- The decision maker and the relevant scrutiny committee (or via the Monitoring Officer, the scrutiny committee chair and vice chair unanimously) come to an agreement;
- The relevant scrutiny committee makes a resolution to withdraw; or
- The sponsor and seconder of the call-in inform the Monitoring Officer that they wish the call-in to be withdrawn.

Following consideration of a call-in by full Council, the original decision will be deemed to be revived in its entirety. Any agreement by the decision maker to change the original decision will require a further formal Executive Decision.

## **6. Financial, legal, equalities, climate emergency and other implications**

### 6.1 Financial implications

The business rates pool funding was received following a successful bid to support the Leicester Museums and Galleries Development Programme. Any alternative proposed use would need to be considered through the pool governance process, via the Leicester and Leicestershire Enterprise Partnership.

Colin Sharpe, Deputy Director of Finance, Ext. 37 4081

### 6.2 Legal implications

There are no direct legal implications arising from the call-in

Kamal Adatia, Monitoring Officer, Extn 371401

### 6.3 Equalities implications

There are no additional comments in addition to those in the decision report.

Surinder Singh, Equalities Officer, Extn 374148

#### 6.4 Climate Emergency implications

*There are no climate change implications associated with this report, as it is solely concerned with financial issues.*

*Aidan Davis, Sustainability Officer, Ext 372284*

#### 6.5 Other implications (You will need to have considered other implications in preparing this report. Please indicate which ones apply?)

None

#### **7. Background information and other papers:**

None

#### **8. Summary of appendices:**

Appendix A Executive Decision Report – Capital Budget Monitoring April-September 2020/21 dated 17 December 2020.

Appendix B Decision Notice - Capital Budget Monitoring August – September 2020/21 dated 17 December 2020.

#### **9. Is this a private report (If so, please indicate the reasons and state why it is not in the public interest to be dealt with publicly)?**

No