



Leicester
City Council

WARDS AFFECTED
All Wards

OVERVIEW SELECT COMMITTEE
COUNCIL

5 JULY 2018
4 OCTOBER 2018

**CALL-IN OF EXECUTIVE DECISION –
REFURBISHMENT OF HAYMARKET CAR PARK, PROVISION OF LIFTS TO THE
THEATRE AND PURCHASE OF HAYMARKET HOUSE**

REPORT OF THE MONITORING OFFICER

1. INTRODUCTION

- 1.1 The Executive decision taken by the City Mayor on 14 June 2018 relating to the refurbishment of Haymarket car park, provision of lifts to the theatre and purchase Of Haymarket House, 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.
- 1.2 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.
- 1.3 The five Councillors who signed the call in were: Councillor Kitterick (proposer), Councillor Willmott (seconder), Councillor Waddington, Councillor Chaplin and Councillor Shelton.

2. RECOMMENDATIONS

- 2.1 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 a meeting of Full Council);* 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 a meeting of Full Council);* or

- c) Resolve that the call-in be withdrawn (*If the committee wishes for there to be no further action on the call-in, then it must actively withdraw it. If withdrawal is agreed the call-in process stops, the call-in will not be considered at a meeting of Full Council and the original decision takes immediate effect without amendment*).

2.2 Council is recommended to either:

- a) Support the City Mayor's decision, 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. REPORT

3.1 Process

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

"We wish for the executive to consider alternative proposals to invest the capital sum to provide long term rental accommodation in the city. This would be of much greater benefit to those people who would rent the accommodation and could provide a similar or greater return for Leicester City Council.

The decision has not been considered by the relevant scrutiny committee(s) and the call in process would allow this to happen."

3.1.2 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.

3.1.3 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.

3.1.4 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.

3.1.5 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.

3.2 Background

3.2.1 The relevant decision notice and report are attached at Appendix B.

4. **FINANCIAL, LEGAL AND OTHER IMPLICATIONS**

4.1. **Financial Implications**

The Financial Implications are covered in the Decision Report.

4.2 **Legal Implications**

The Legal Implications are covered in the Decision Report.

4.3 **Climate Change**

The Climate Change implications are covered in the Decision Report.

5. **OTHER IMPLICATIONS**

OTHER IMPLICATIONS	YES/NO	Paragraph References Within the Report
Equal Opportunities	N	
Policy	N	
Sustainable and Environmental	N	
Crime and Disorder	N	
Human Rights Act	N	
Elderly/People on Low Income	N	
Corporate Parenting	N	
Health Inequalities Impact	N	

6. **BACKGROUND PAPERS – LOCAL GOVERNMENT ACT 1972**

6.1 See the report at Appendix B2

7. **REPORT AUTHOR**

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