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**CALL-IN OF EXECUTIVE DECISION**  
**Connecting Leicester – St Martins Phase 2**  
**Improvement Scheme**

OVERVIEW SELECT COMMITTEE – 11 January 2024

COUNCIL – 21 March 2024

REPORT OF THE MONITORING OFFICER

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## Useful information

- Ward(s) affected: All
- Report author: Jacob Mann
- Author contact details: Jacob.Mann@leicester.gov.uk
- Report version number: V1

### 1. Summary

An Executive decision taken by the City Mayor on 21 December 2023 relating to the release of £1.6m from the policy provision in Highways & Infrastructure to the Connecting Leicester capital programme for the delivery of the final phase of the St Martins street improvement scheme has been the subject of a six 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 Councillors who signed the call in were: Councillor Bajaj (Proposer), Councillor Porter (Seconder), Councillor Kitterick, Councillor Westley, and Councillor Rae Bhatia.

### 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 a future 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 future meeting of Full Council);* 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- c) Resolve that the call-in be withdrawn *(If the committee wish for there to be no further action on the call-in, then they must actively withdraw it.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 a future meeting of Full Council 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 decision was not considered with a scrutiny commission prior to the decision being made.

### **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:

*“We the undersigned wish to call-in the City Mayor’s decision to raid £1.6m from the City’s Highways & Infrastructure budget to lavish on the St Martin’s area of the City Centre which has already had millions spent upon it during the City Mayor’s time in office.*

*There are far more deserving targets of these funds which are needed to deal with repairs needed in Leicester’s outer communities. Local neighbourhoods are suffering from potholed roads, poor footway surfaces and the threat of flooding and we wish to use the Call-In to look at the balance of priorities in allocating this large sum of money”*

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, unless the circumstances of Rule 12 (f) are fulfilled, 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 relevant scrutiny committee/commission 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

There are no direct financial implications arising from the call-in in addition to those in the decision report.

Kirsty Cowell, Head of Finance, Ext. 37 2377

### 6.2 Legal implications

The legal implications arising from the call-in are explained in sections 2 and 5 above

Kamal Adata, Monitoring Officer, Extn 37 1401

### 6.3 Equalities implications

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

Kalvaran Sandhu, Equalities Manager, Extn 37 6344

### 6.4 Climate Emergency implications

There are no further climate emergency implications to those provided in the decision report.

*Aidan Davis, Sustainability Officer, Ext 37 2284*

### 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 – St Martins Connecting Leicester dated 21 December 2023

Appendix B Decision Notice - Connecting Leicester St Martins Phase 2 dated 21 December 2023

## **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