

**Scrutiny Management Committee
(Calling – In)**

10 January 2011

Report of the Assistant Director, Legal, Governance and ITT

**Called-in Item: City of York Local Transport Plan 3 – Draft
'Framework' LTP3 Consultation Responses**

Summary

1. This report sets out the reasons for the pre-decision call-in of the above item, which appears as item 5 on the agenda for the Decision Session of the Executive Member for City Strategy to be held on 4 January 2011. The cover report also sets out the powers and role of the Scrutiny Management Committee in relation to dealing with the call-in.

Background

2. The report to the Executive Member Decision Session on the called-in item is attached as Annex 1 to this report. It details the responses received in relation to consultation on the draft Framework LTP3, prior to the submission of a draft full LTP3 early in 2011.
3. Cllrs Merrett, Simpson-Laing and Potter have called the matter in for review by the Scrutiny Management Committee (SMC) (Calling-In), in accordance with the constitutional requirements for pre-decision call-in. The reasons given for the call-in are that:

It separates out the responses on the 20mph questions for a separate report from the Local Transport Plan 3 (LTP3) process, whereas respondents will have seen it as part of the overall transport strategy consultation, and would therefore expect full reporting of the results and consideration along with the other LTP3 questionnaire results, and the incorporation of a strategic approach to traffic speeds and their control in the final LTP3 document informed by their views.

Consultation

4. In accordance with the requirements of the Constitution, the calling-in Members have been invited to attend and/or speak at the Call-In meeting, as appropriate.

Options

5. The following options are available to SMC (Calling-In) in relation to dealing with this call-in, in accordance with the constitutional and legal requirements under the Local Government Act 2000:
 - (a) To decide that there are no grounds to make specific recommendations to the Executive Member in respect of the report. If this option is chosen, the provisional decisions to be taken on the item by the Executive Member on 4 January 2011 will be confirmed and will take effect from the date of the SMC (Calling-In) meeting.
 - (b) To make specific recommendations to the Executive Member on the report. If this option is chosen, the matter will be re-considered by the Executive Member at a meeting of Executive (Calling-In) to be held on 11 January 2011.

Analysis

6. Members need to consider the reasons for call-in and the report to the Executive Member and form a view on whether there is a basis to make specific recommendations to the Executive Member in respect of the report.

Corporate Priorities

7. LTP3 is a cross-cutting document that encompasses and contributes to all of the Council's outward facing corporate priorities.

Implications

8. There are no known Financial, HR, Legal, Property, Equalities, or Crime and Disorder implications in relation to the following in terms of dealing with the specific matter before Members; namely, to determine and handle the call-in:

Risk Management

9. There are no risk management implications associated with the call in of this matter.

Recommendations:

10. Members are asked to consider the call-in and reasons for it and decide whether or not they wish to make specific recommendations on the report to the Executive Member for City Strategy.

Reason: To enable the called-in matter to be dealt with efficiently and in accordance with the requirements of the Council's Constitution.

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Report Approved **Date** 04/01/11

Specialist Implications Officer(s) None

Wards Affected:

All

For further information please contact the author of the report

Annexes

Annex 1 – Report to the Decision Session of the Executive Member for City Strategy on 4 January 2011

Background Papers

Provisional decisions of the Executive Member on the called in item (to published on the Council's website after the meeting on 5 January 2011)