

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

8 March 2010

Report of the Head of Civic, Democratic and Legal Services

**Called-in Item: City of York's Local Transport Plan 3 –
Stage 1 consultation results and preparations for Stage 2
(options and impacts) consultation**

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 2 March 2010. The report also explains 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 outlines the development of York's third Local Transport Plan (LTP3), summarises the findings of the first stage of consultation in respect of setting the context for transport in York and taking action to tackle future challenges, and recommends options for undertaking the second stage of consultation.
3. Cllrs Merrett, D'Agorne and Hudson 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:
 - (i) *The report fails to take into account the recommendations from the traffic Congestion Scrutiny report and the current household scrutiny questionnaire that is being undertaken on the long term strategy for the city, contrary to assurances given by the former Assistant Director that they would be.*
 - (ii) *The 10 year strategies in annex C do not match the Government's LTP 3 guidance (paragraph 4) which is looking for a twenty year long term strategy and shorter term policies and implementation plans.*
 - (iii) *The outline questionnaire in annex C is extremely confusing and unlikely to produce useful results in its current form.*

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 2 March 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 the Executive (Calling-In) to be held on 9 March 2010.

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** 01/03/10

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 2 March 2010

Background Papers

Provisional decisions of the Executive Member on the called in item (to published on the Council's website after the meeting on 2 March)