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

**8 November 2010**

**Report of the Head of Civic, Democratic and Legal Services**

**Called-in Item: Community Stadium – Update Report**

**Summary**

1. This report sets out the reasons for the call-in of the decisions made by the Executive on 19 October 2010 in relation to a report which provided an update on the progress of the Community Stadium project and sought approval for a suggested approach to the provision of community and commercial components and a new governance structure to manage the project. This covering report also explains the powers and role of the Scrutiny Management Committee in relation to dealing with the call-in.

**Background**

2. An extract from the decision list published after the relevant Executive Meeting is attached as Annex A to this report. This sets out the decisions taken by the Executive on the called-in item. The original report to the Executive is attached as Annex B.
3. Councillors Gillies, Healey and Watt have called in the Executive's decisions for review by the Scrutiny Management Committee (SMC) (Calling-In), in accordance with the constitutional requirements for post-decision call-in. The reason given for the call-in is that:

*“The decision made by the Executive does not take the project forward, because without information on the status of the enabling development and an updated funding position there can be no meaningful choices made regarding the sporting, commercial and community provisions of this project.”*

## **Consultation**

4. In accordance with the requirements of the Constitution, the Calling-In Members will be invited to attend and/or speak at the Calling-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 confirm the decisions of the Executive, on the grounds that the SMC (Calling-In) does not believe there is any basis for reconsideration. If this option is chosen, the decisions will take effect from the date of the SMC (Calling-In) meeting.
  - (b) To refer the matter back to the Executive, for them to reconsider their original decisions. If this option is chosen, the matter will be re-considered at a meeting of the Executive (Calling-In) to be held on 26 October 2010.

## **Analysis**

6. Members need to consider the reasons for call-in and the basis of the decisions made by the Executive and form a view on whether there are grounds for reconsideration of those decisions.

## **Corporate Priorities**

7. An indication of the Corporate Priorities to which the Executive's decisions are expected to contribute is provided in paragraph 21 of the report at Annex B to this report.

## **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 they wish to confirm the decision made by the Executive or refer the matter back for re-consideration at the scheduled Executive Calling-In meeting.

### Reason:

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

### Contact details:

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**Chief Officer Responsible for the report:**

Andrew Docherty  
Head of Civic, Democratic and Legal Services

Report Approved  Date 20/10/10

**Specialist Implications Officer(s)** None

**Wards Affected:**

All

**For further information please contact the author of the report**

### Annexes

Annex A – decisions of the Executive on Community Stadium – Update Report (extract from decision list published after the meeting on 19/10/10)

Annex B – report to Executive meeting held on 19/10/10

### Background Papers

Agenda and minutes relating to the above meeting (published on the Council's website)