

## **Cabinet (Calling – In) Meeting**

**27 January 2015**

Report of the Assistant Director, Governance and ICT

### **Called-in Item: Jockey Lane Pedestrian and Cycle Improvement Scheme**

#### **Summary**

1. This report sets out the reasons for the call-in of the decisions made by the Cabinet Member for Transport on 11 December 2014 in relation to the revised Jockey Lane Pedestrian and Cycle Improvement Scheme. The scheme was first reported to a Decision Session on 14 November 2013 and approval was given to implement the works subject to agreement with the landowners of Portakabin's site regarding the transfer of land for use as additional highway area.
2. The Cabinet Member had been informed that Portakabin, following a change in management, were now willing to dedicate the parcel of land required to facilitate the proposed scheme. As a result of not being able to acquire the land through dedication, alternative options had been developed (see full report to Cabinet Member attached).
3. The report also sets out the decision of the Corporate and Scrutiny Management (Calling-In) Committee (CSMC) which considered the call-in of the Cabinet Members decisions, at their meeting held on 19 January 2015 and asks Cabinet to re-consider its original decision based on the reasons for the call-in and the comments made at the CSMC (Calling-In) meeting.

#### **Background**

4. An extract from the Decision Sheet issued after the Cabinet Member Decision Session is attached as Annex A to this report. This sets out the decision taken by the Cabinet Member on the called-in item. The original report to the Cabinet Member Decision Session on the called-in item is attached as Annex B to this report.
5. The Cabinet Member's decision had been called in by Councillors D'Agorne, Orrell and Runciman for review by the Corporate and

Scrutiny Management Committee (CSMC) (Calling-In), in accordance with the constitutional requirements for call-in. Although the Members continue to support improvements on Jockey Lane, they have a number of concerns and give the following reasons for the call-in:

- *Proper consideration was not given to the installation of a right turn into the Range store as requested by Ward Members in 2013 and again in 2014*
  - *The failure to include the updated design of the cycle route across the access roads in the published documents meaning that comments could not be made on the proposals.*
  - *Proper consideration was not given to the request by Ward Members to resurface a greater section of Jockey Lane*
  - *The positioning of the Toucan crossing close to Kathryn Avenue traffic lights.*
6. Consideration was given to the reasons for call-in of the Cabinet Members decision at the CSMC (Calling-In) meeting on 19 January 2015. Having heard from two of the Calling-In members, a representative of the Cyclists Touring Club and the Assistant Director for Transport, Highways and Fleet and Highway Engineers, the following decision was made:

*Resolved: That Option B be approved and that the decision of the Cabinet Member be referred back with a recommendation that Cabinet considers the issues raised by the Calling-In Members, in relation to the Jockey Lane scheme, as part of the wider Community Stadium project.*

7. Consideration was also given to the contents of a letter sent to ward members, reported at the meeting, on proposals for the new community stadium, which was also taken into consideration in making the decision to refer this back, at Annex C.

## **Consultation**

8. Councillor Galvin, as Chair of CSMC has been invited to attend the meeting to present the recommendations of CSMC (Calling In) and to answer any questions in relation to the decision made by the Committee.

## **Options**

9. The following options are available to Cabinet (Calling-In) Members in relation to dealing with this call-in, in accordance with the constitutional and legal requirements under the Local Government Act 2000:
  - a. To reconsider the original decisions of the Cabinet Member, on the Jockey Lane Pedestrian and Cycle Improvement Scheme, from his Decision Session on 11 December 2014, to take account of the recommendations of the CSMC Calling-In meeting held on 19 January 2015 or any other further considerations ; or
  - b. To reaffirm the original decisions of the Cabinet Member at his Decision Session held on 11 December 2014.

## **Analysis**

10. Cabinet will no doubt wish to give careful consideration to the reasons for call-in of the decision together with the recommendations of CSMC (Calling-In). Cabinet will wish to balance these factors against those arguments set out in the original Decision Session report which underpinned the decision which was called in.

## **Council Plan**

11. There are no direct implications for this call-in in relation to the delivery of the Council Plan and its priorities for 2011-15.

## **Implications**

12. The original report draws Members' attention to relevant implications and in particular the financial, equalities and legal implications.

## **Risk Management**

13. There are no significant risk management implications associated with the referral back of this matter. Although, the delay in any decision making could have an impact on timelines for delivery of the project. Officers may also want to advise, at the meeting, on the financial implications in respect of available funding in respect of the wider call-in issues should Cabinet wish to proceed with these options.

## Recommendations:

14. Members are asked to consider all the reasons put forward for calling in this decision together with the views of the Corporate and Scrutiny Management (Calling-In) Committee, from their meeting held on 19 January 2015, in relation to the decisions taken by the Cabinet Member on 11 December 2014.

**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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### Chief Officer Responsible for the report:

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**Report  
Approved**



**Date** 19 January 2015

**Specialist Implications Officer(s)** None

**Wards Affected:**

**All**



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

## Annexes

Annex A – Extract from the Decision Sheet produced following the Cabinet Member Decision Session on the called-in item.

Annex B – Report of the Director of City and Environmental Services, 11 December 2014.

Annex C – Copy of update letter from Resolve Public Affairs, received by Ward Members, in relation to proposals for the new community stadium.

## Background Papers

None