



COUNCIL, 22 January 2020

REPORT OF THE CHIEF EXECUTIVE

**SUBJECT: OVERVIEW AND SCRUTINY RULES – EXCEPTIONS TO
THE CALL-IN (REQUISITION) PROCEDURE**

SUMMARY

Under paragraph 18e of the Overview and Scrutiny Procedure Rules, the Leader of the Council is required to submit reports to Council on decisions taken by himself, Cabinet or individual Cabinet members, or key decisions made by a member of staff in the circumstances set out in Rule 18 (exemption to the call-in (requisition) procedure) On account of the General Election, this report covers the period from 1 November 2018 – 31 December 2019.

This report deals with 6 such decisions:

- 1) London Local ESF Employment and Skills Access to Work Grant: Request to be part of a “one-off” amalgamated eight authority bid, with match-funding from individual Authorities
- 2) Award of contract to provide 35 residential placements for Looked After Children
- 3) oneSource Oracle EBS Licensing and Support
- 4) 39-43 South Street Romford acquisition and finalisation of outstanding pre conditions on property contract
- 5) Proposed Borough Wide Injunction
- 6) LIP Annual Spending Submission 2020/21

RECOMMENDATIONS

That the report be noted.

REPORT DETAIL

- 1 Rule 18 of the Overview and Scrutiny Committee Procedure Rules provides that:

- (a) **The call-in procedure...shall not apply where a key decision being taken (irrespective of the decision maker) is urgent. A decision will be urgent if any delay likely to be caused by the call in process would seriously prejudice the Council's or the public interests. The record of the decision and notice by which it is made public shall state whether in the opinion of the decision making person or body, the decision is an urgent one, and therefore not subject to call-in.**
- (b) **The decision making person or body can only take an urgent decision under (a) above and avoid the call-in procedures after obtaining agreement from the Chairman of the Board that the decision be treated as urgent.**

- 2 **London Local ESF Employment and Skills Access to Work Grant: Request to be part of a "one-off" amalgamated eight authority bid, with match-funding from individual Authorities**

- 2.1 On behalf of Cabinet, the Chief Finance Officer sought agreement from the Chairman of the Overview & Scrutiny Board to exempt from call-in a Key decision by the Leader of the Council to join a joint bid for ESF investment monies for a bespoke job brokering package for local residents.
- 2.2 The Chairman of the Overview & Scrutiny Board, Councillor Darren Wise, gave his agreement to the exemption from call-in for the following reason:
- 2.3 The submission of the bid for funding was due to an urgent deadline that was outside of the Council's control.

3 Award of contract to provide 35 residential placements for Looked After Children

- 3.1 On behalf of Cabinet, the Director of Children's Services sought agreement from the Chairman of the Overview & Scrutiny Board to exempt from call-in a key decision by the Leader of the Council to award contracts for 35 residential placements for Looked After Children.
- 3.2 The Chairman of the Overview & Scrutiny Board, Councillor Darren Wise gave his agreement to the exemption from call-in for the following reason:
- 3.3 In order to meet the deadline for awarding this joint contract with other boroughs located in North East London.

4 oneSource Oracle EBS Licensing and Support

- 4.1 On behalf of Cabinet, the Chief Operating Officer sought agreement from the Chairman of the Overview & Scrutiny Board to exempt from call-in a key decision by the Chief Operating Officer to extend an existing software licensing agreement for the One Oracle Shared Service.
- 4.2 The Chairman of the Overview & Scrutiny Board, Councillor Darren Wise, gave his agreement to the exemption from call-in for the following reason:
- 4.3 In order to maintain business as usual operations across the oneSource Shared Service to which the London Borough of Havering is a party.

5 39-43 South Street Romford acquisition and finalisation of outstanding pre conditions on property contract

- 5.1 On behalf of Cabinet, the Director of Regeneration sought agreement from the Chairman of the Overview & Scrutiny Board to exempt from call-in a key decision by the Leader of the Council to take all necessary steps to complete the purchase of 39-43 South Street, Romford.

- 5.2 The Chairman of the Overview & Scrutiny Board, Councillor Darren Wise, gave his agreement to the exemption from call-in for the following reason:
- 5.3 Due to the nature of the decision to purchase. The Council needed to act expeditiously to ensure the full benefit to the Council and residents.

6 Proposed Borough Wide Injunction

- 6.1 On behalf of Cabinet, the Deputy Director, oneSource Legal Services and Health sought agreement from the Chairman of the Overview & Scrutiny Board to exempt from call-in a Key decision by the Deputy Director, oneSource Legal Services for a proposed borough-wide injunction, further details of which are exempt from publication.
- 6.2 The Chairman of the Overview & Scrutiny Board, Councillor Darren Wise, gave his agreement to the exemption from call-in for the following reason:
- 6.3 Any delay would seriously prejudice the council's or the public's interest. Further detailed reasons are set out in the exempt decision report which is not available for public inspection.

7 LIP Annual Spending Submission

- 7.1 On behalf of Cabinet, the Interim Director of Neighbourhoods sought agreement from the Chairman of the Overview & Scrutiny Board to exempt from call-in a Key decision by the Leader of the Council to approve the content of the 2020/2021 Local Implementation Plan Annual Spending Submission to be submitted to Transport for London.
- 7.2 The Chairman of the Overview & Scrutiny Board, Councillor Darren Wise, gave her agreement to the exemption from call-in for the following reason:
- 7.3 The financial impact on the Council if the deadline for submission was not met.

Financial Implications and Risks:

While there were financial implications around the decisions described in this report, there are none directly associated with this report.

Legal Implications and Risks:

There are no immediate legal implications directly associated with this report.

Human Resource Implications and Risks:

There are none directly associated with this report.

Equalities and Social Inclusion Implications and Risks:

There are none directly associated with this report.

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Background paper List

None