



COUNCIL, 23 March 2022

REPORT OF THE CHIEF EXECUTIVE

SUBJECT: OVERVIEW AND SCRUTINY RULES – EXCEPTION 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) within the previous 3 months.

This report lists matters exempt from call-in between 2 March 2021 and 2 March 2022.

RECOMMENDATIONS

That the report be noted.

REPORT DETAIL

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

- (b) The call-in procedure shall not apply where a decision being taken by Cabinet or an individual Cabinet member, or a key decision made by a member of staff 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 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.

(c) 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. A list of the Executive Decisions where exemption from call-in was granted between 02 March 2021 and 02 March 2022 appears below.

Decision	Decision Maker	Date	Reason for exemption
Community Halls-Covid Support	Leader of the Council, Councillor Damian White	15.03.2021	A decision on this report was required under the “Special Urgency” provision to allow the Council to plan and undertake effective strategies for working and service delivery during the current Covid-19 outbreak.
Approval to submit funding application to the local Clinical Commissioning Group to cover the Council's costs related to supporting the ongoing rollout of the national COVID-19 vaccination programme and to implement the Council's support activities	Leader of the Council, Councillor Damian White	22.03.2021	The Leader of the Council was asked to approve the request for funding from the Clinical Commissioning Group for unfunded costs solely in support of Covid-19 vaccine deployment under Special Urgency measures.
Variation of the BCF Section 75 Agreement in line with HM Government’s Hospital Discharge Service: Policy and Operating Model Guidance	Director of Adult Social Care and Health, Barbara Nicholls	01.04.2021	The government made additional funding available to support the health and social care systems during the financial year 2020 to 2021. It was agreed that Call-In should be waived as any delay would seriously prejudice the Council’s and the public interests.

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Covid easing Lockdown- free parking	Cabinet Member for Environment, Councillor Osman Dervish	08.04.2021	The decision was taken under Special Urgency measures to assist local businesses and residents as part of the Borough's journey out of lockdown. The decision was effectively needed from 12th April and could not reasonably be deferred.
Agreement to Bid for Funding from the GLA's Affordable Housing Programme 2021-26	Leader of the Council, Councillor Damian Whit	08.04.2021	It was agreed that Call-In should be waived in order that the Council could submit a bid for funding in order to meet the 9 th April 2021 deadline.
Extension to the Responsive Repairs Contract	Director of Housing, Patrick Odling-Smee	15.04.2021	This decision was taken under Special Urgency provision to allow the Council to plan and undertake effective strategies for continued working and service delivery.
Safe working practices for Council operated weddings and ceremonies at Langton's House	Director of Neighbourhoods, Barry Francis	19.07.2021	This decision was taken under Special Urgency provision to ensure the Council could protect the health and well-being of its employees, meeting the requirements of the Health and Safety at Work Act 1974 following the ending of national restrictions relating to Covid 19 on the 19th July 2021.
Rainham and Beam Park Compulsory Purchase Order	Leader of the Council, Councillor Damian White	02.12.2021	There was an urgent need to formally withdraw the London Borough of Havering Rainham and Beam Park (Housing Zone Regeneration Area) Compulsory Purchase Order 2019 No. 1 in order to give sufficient time for a notice of cancellation of the inquiry to be published.
Violence Reduction Unit Action Plan	Leader of the Council, Councillor Damian White	09.12.2021	It was agreed that Call-In should be waived in order that the Council could sign off the Violence Reduction Action Plan to meet the 10 th December 2021 deadline required by MOPAC.
Approval for the bid submission to the Family Hubs Transformation Fund	Leader of the Council, Councillor Damian White	17.12.2021	This matter was dealt with under Special Urgency provisions in order to meet the deadline for bid applications of 17th December 2021.

Business Rates Covid Additional Relief Fund & Omicron Hospitality & Leisure Grants	Leader of the Council, Councillor Damian White	18.01.22	This matter was dealt with under special urgency provisions due to the limited time available to distribute Grants and Relief to businesses which meant that the decision could not reasonably be deferred
MOPAC London Crime Prevention Fund 2022-2025 Spending Plan	Leader of the Council, Councillor Damian White	27.01.22	This matter was dealt with under General Exception provisions. Call-In was waived with the agreement of the Chairman of the Overview & Scrutiny Committee, in order to comply with the MOPAC deadline.
Pensions Agreement - LPFA re GLC/ILEA for execution	Chief Operating Officer, Jane West	08.02.22	This matter was dealt with under Special Urgency provisions to ensure that the LPFA could complete the legal processes to deadline
Acceptance of Grant Funding through the Social Housing Decarbonisation Fund	Section 151 Officer, Jane West	24.02.2022	This decision was taken under Special Urgency provisions on account of the strict deadline of 28th February 2022 imposed by the Department for Business, Energy and Industrial Strategy for return of the signed Memorandum of Undertaking. Failure to meet the deadline would have resulted in the withdrawal of the grant award.

Financial Implications and Risks:

While there were financial implications around the decision 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