

REQUEST FOR CALL-IN

This form is to be used when calling in a decision taken by the Cabinet, an Individual Member of the Cabinet or a committee of the Cabinet, or a key decision made by an officer with delegated authority from the Cabinet, or under joint arrangements. The full procedure is set out in paragraph 16, Part 4, Section 5 of the Constitution and page 53 of the Handbook.

ITEM TO BE CALLED IN:	
PUBLIC TOILET PROVISION, ITEM 81	
DATE DECISION TAKEN: <u>10/11/2009</u>	
DECISION TAKEN BY:	Tick
Cabinet	x
Individual Member of Cabinet (please state) Councillor Barry	
Committee of Cabinet (please state)	
Key Decision by Officer with delegated authority (please state)	
Joint Arrangements (please state)	
REASONS FOR CALL-IN: (please indicate at least one reason why the decision in question has not been made in accordance with the principles set out in Article 13 of Constitution)	Tick
(a) Proportionality (i.e. the action must be proportionate to the desired outcome)	x
(b) Due consultation and the taking of professional advice from Officers	
(c) Respect for human rights	x
(d) A presumption in favour of openness	x
(e) Aims and desired outcomes will be clearly expressed	x
(f) Options that were considered and the reasons for arriving at the decision will be explained	
<p>REASONS WHY DECISION HAS NOT BEEN MADE IN ACCORDANCE WITH THE PRINCIPLE(S) SET OUT ABOVE AND (IF APPROPRIATE) PROPOSED ALTERNATIVE COURSE OF ACTION:</p> <p>Parishes received questionnaires but no costs given to repair and maintain toilets in their areas therefore parishes unable to give a considered reply desired outcomes cannot achieved in a fair and open manner.</p> <p>By implementing a community toilet scheme the only place in many villages that can provide these facilities are public houses this could affect a persons human rights and cause unaccompanied children to enter public houses this could be against the licensing act i.e. Prevention of children from harm.</p> <p>Cabinet is assuming that the use of the toilets will be mostly by local residents when the proposed closures are in rural tourist areas that the council is promoting. If the council wishes to attract tourists to these areas then the facilities must be maintained and by trying pass this cost on to the parishes the only way they can do it is by increasing parishes precept this is unfair because the parishes are being forced to subsidise the councils tourist policy.</p>	
SI	Members of Overview & Scrutiny Committee
G	Cllr <u>Roe</u> Cllr <u>Bray</u>
N	Three Further Councillors
E	Cllr <u>Fishwick</u> Cllr <u>Histed</u> Cllr <u>Johnson</u>
D:	
<i>(Note: A valid request for call in must be signed by a total of 5 Members of the Council, including 2 or more Members of the Overview & Scrutiny Committee, and all 5 Councillors must not be from the same political group.)</i>	
DATE: <u>18/11/09</u>	
THIS REQUEST FOR CALL IN MUST BE SUBMITTED TO THE CHIEF EXECUTIVE (BY POST, FAX OR E-MAIL) WITHIN 5 WORKING DAYS OF THE DATE OF PUBLICATION OF THE DECISION.	