

OVERVIEW AND SCRUTINY COMMITTEE

6.00 P.M.

7TH FEBRUARY 2018

PRESENT:- Councillors June Ashworth (Chairman), Nigel Goodrich (Vice-Chairman), Alan Biddulph, Tracy Brown, Caroline Jackson and David Whitaker

Apologies for Absence:-

Councillors Rob Devey, Roger Mace and Abi Mills

Also in Attendance:-

Councillor Tim Hamilton-Cox
Jas Bahi – Environment Agency

Officers in attendance:-

Andrew Dobson	Chief Officer (Regeneration and Planning)
David Lawson	Regeneration Manager
Stephen Metcalfe	Principal Democratic Support Officer
Jenny Kay	Civic & Ceremonial Democratic Support Officer
Andrew Dobson	Chief Officer (Regeneration and Planning)
David Lawson	Regeneration Manager

43 EXCLUSION OF THE PRESS AND PUBLIC

It was moved by Councillor Caroline Jackson and seconded by Councillor Nigel Goodrich:-

“That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting on the grounds of the possible disclosure of exempt information as defined in paragraph 3 of Schedule 12A of that Act.”

Resolved:

That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting on the grounds of the possible disclosure of exempt information as defined in paragraph 3 of Schedule 12A of that Act.

The meeting was adjourned at 6.05pm to allow the Committee time to read the exempt contractual papers that had been circulated.

The meeting was reconvened at 6.10pm

44

REQUEST TO CALL-IN KEY OFFICER DECISION - APPOINTMENT OF CONSTRUCTOR TEAM FOR LANCASTER LOWER LUNE (PHASE 3) FLOOD RISK MANAGEMENT SCHEME ODD21

Members were advised that the Officer decision in relation to the Appointment of Constructor Team for Lancaster Lower Lune (Phase 3) Flood Risk Management Scheme ODD21 had been called-in by the following 5 Members:

Councillors Nigel Goodrich, Caroline Jackson, Tim Hamilton-Cox, Roger Mace and Abi Mills.

Members were informed that the Call-in had been made on the basis that the decision had not been made in accordance with all the principles set out in Article 13 (Decision Making) of the Constitution, in particular :

- (f) Insufficient information about the options that were considered or the reasons for arriving at the decision.
- (g) Other (reasons contained in the Call-in notice).

The Chairman outlined the procedure to be followed and invited the Councillors who had made the Call-in request to summarise the reasons for the Call-in. Councillor Hamilton-Cox set out the reasons for the Call-in.

The Chairman invited the Chief Officer (Regeneration and Planning) to explain the reasons for the Officer decision.

The Chairman invited the signatories to the Call-in to ask questions and the Chief Officer (Regeneration and Planning), the Regeneration Manager and Jas Bahi from the Environment Agency responded.

The Chairman invited the signatories to the Call-in to continue to ask questions.

The Overview and Scrutiny Committee Members were then invited to ask questions and the Chief Officer (Regeneration and Planning), the Regeneration Manager and Jas Bahi from the Environment Agency responded.

**The meeting adjourned at 7.07pm and re-convened at 7.17pm
to allow the Call-in signatories to confer.**

It was proposed by Councillor Caroline Jackson and seconded by Councillor Nigel Goodrich:-

That the Overview and Scrutiny Committee requests Cabinet to consider:-

- (1) That the parent company guarantee be written into the contract.
- (2) That future reports on major contracts (over £100,000) include brief consideration of the governance and financial strength of contracting companies.
- (3) That the constitutional review pay specific attention to updating the contract procedure rules.

Members then voted as follows:-

Resolved unanimously:-

That the Overview and Scrutiny Committee requests Cabinet to consider:-

- (1) That the parent company guarantee be written into the contract.
- (2) That future reports on major contracts (over £100,000) include brief consideration of the governance and financial strength of contracting companies.
- (3) That the constitutional review pay specific attention to updating the contract procedure rules.

Chairman

(The meeting ended at 7.21 p.m.)

**Any queries regarding these Minutes, please contact
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or email jkay@lancaster.gov.uk**