

## 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.

<b>ITEM TO BE CALLED IN: Storey Institute decision: cabinet minute</b>	
<b>DATE DECISION TAKEN:</b> <u>3 July 2012</u>	
<b>DECISION TAKEN BY:</b>	Tick
Cabinet	YES
Individual Member of Cabinet (please state) <u>Councillor</u>	
Committee of Cabinet (please state)	
Key Decision by Officer with delegated authority (please state)	
Joint Arrangements (please state)	
<b>REASONS FOR CALL-IN:</b> (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)	YES
(b) Due consultation and the taking of professional advice from Officers	YES
(c) Respect for human rights	
(d) A presumption in favour of openness	YES
(e) Aims and desired outcomes will be clearly expressed	YES
(f) Options that were considered and the reasons for arriving at the decision will be explained	YES
<b>REASONS WHY DECISION HAS NOT BEEN MADE IN ACCORDANCE WITH THE PRINCIPLE(S) SET OUT ABOVE AND (IF APPROPRIATE) PROPOSED ALTERNATIVE COURSE OF ACTION:</b> The recorded decision is unclear as to the actions that have been delegated to the chief executive. Openness was lacking in that the public report was not published until after the Cabinet meeting had finished. The stated aim is unclear and does not appear to have been set out unambiguously in the decision taken by cabinet. The aim ignores the financial implications of the preliminary actions decided upon, and potential future costs. The aim to be achieved by the decision is to resolve the future use of the Storey Institute building following the failure of the company to achieve profitability and at the same time to protect as far as practicable the interests of the sub tenants with businesses in the building, while also protecting the financial interests of local taxpayers. The call-in will seek to question the decision takers in order to make a recommendation to Cabinet (or Council) to clarify and modify the instruction given to the Chief Executive, so that the Cabinet decision leads to effective support of the Creative Industry businesses that are presently sub-tenants of the building while also protecting the public purse. These reasons are public - but it is anticipated that the public will be excluded from most of the call-in process to enable questions to be raised on the exempt report to Cabinet.	
<b>SIGNED:</b>	Members of Overview & Scrutiny Committee Cllr <u>Kerr</u> Cllr <u>Smith</u> Three Further Councillors Cllr <u>Mace</u> Cllr <u>James</u> Cllr <u>Histed</u>
<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 &amp; Scrutiny Committee, and all 5 Councillors must not be from the same political group.)</i>	
DATE: <u>10-7-2012</u>	
<b>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.</b>	