

## **40. CALL IN PROCEDURE**

- 40.1 All decisions of the Executive with the exception of those decisions in Rule 40.2 below, shall be subject to call-in upon the written request of at least 10 Members of the Council other than Members of the Executive or by the Chairman of the Overview & Scrutiny Committee and two other committee members providing that, in the opinion of those Members, one of the following conditions is satisfied.
- (a) That the decision would lead to a major adverse impact upon a local community or group of people within the District; or
  - (b) That the decision is contrary to the Budget or Policy Framework of the Council.
  - (c) That material facts were not made available to the Executive or circumstances material to the decision have arisen subsequent to the decision having been made.
- 40.2 The call-in procedure shall not be invoked in respect of an Executive decision that makes no amendment to a recommendation of a Committee or Sub-Committee of the Council.
- 40.3 Decisions taken by the Executive shall be notified to all Members of the Council after the meeting and shall be made available for inspection, together with any background papers, in the Members room. The call-in procedure shall be invoked if, within a period of 5 working days of the notification to Members, notice is given to the Proper Officer in accordance Rule 40.1.
- A decision of the Executive subject to this procedure shall be considered by the Overview and Scrutiny Committee at its next scheduled meeting or within 10 working days of the call-in notification to the Proper Officer whichever is the sooner.
- 40.5 A decision of the Executive subject to consideration under this procedure shall be implemented without further delay unless the Overview and Scrutiny Committee resolve that the decision needs to be re-considered, in which case the decision will be referred back to the Executive.
- 40.6 If on reconsideration, the Executive Committee determines in favour of its original decision, the decision shall be implemented without further delay.