

MUNICIPAL YEAR 2009/2010 REPORT NO. 54

MEETING TITLE AND DATE:

Overview & Scrutiny Committee
– 22nd July 2009

REPORT OF:

Director of Finance & Corporate
Resources

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Agenda - Part: 1	Item: 4
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Subject:

Call-In: Wheeled Bin Pilot Areas

**WARDS: Cockfosters, Southgate, Grange,
Highlands, Ponders End, Enfield Highway,
Upper Edmonton, Edmonton Green.**

**Cabinet Members consulted: Councillor
Terrence Neville**

1. EXECUTIVE SUMMARY

1.1 This report details a call-in submitted in relation to the following decision:

**Portfolio decision by Cabinet Member for Environment and Street Scene
(17 June 2009): Wheeled Bin Pilot Area**

1.2 Details of this decision were included on Publication of Decision List No. 11/09-10 (Ref. 3/11/09-10 issued on 19 June 2009).

1.3 In accordance with the Council's Constitution, Overview and Scrutiny Committee is asked to consider the decision that has been called-in for review.

1.4 The members who have called-in this decision do not feel that it falls outside of the Council's Policy or Budget Framework.

2. RECOMMENDATIONS

That Overview and Scrutiny Committee considers the called-in decision and either:

- (a) Refers the decision back to the Cabinet Member for reconsideration (to be undertaken within 14 working days) setting out in writing the nature of its concerns; or

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| <ul style="list-style-type: none">(b) Refers the matter to full Council; or(c) Confirms the original decision. |
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3. BACKGROUND

3.1 The Cabinet Member for Environment and Street Scene approved a report from the Director of Environment and Street Scene on 17 June 2009 seeking approval to proposed areas for a wheeled bin pilot in September 2009.

3.2 As recommended, approval was given:

- (a) to the following pilot areas – Hadley Wood, Cockfosters, Highlands, Grange Park, Enfield Chase, Ponders End, Enfield Highway and Upper Edmonton, with further details provided in an appendix to the Delegated Action Report.

3.3 A copy of the Delegated Action report on which the above decision was based, has been attached as Appendix 1.

3.4 The decision taken by the Cabinet Member for Environment and Street Scene has subsequently been called-in for review by 8 members of the Council. The reasons provided for the call-in are as follows:

The lack of detail on why the specific areas identified have been selected as pilot areas for the scheme. In addition there is a lack of detail on how the streets identified within each of the pilot areas have been selected, as opposed to the whole ward being covered.

3.5 The alternative action proposed by the members who called-in the decision is as follows:

- (a) Referral of the decision back to the Cabinet Member in order to reconsider and review the areas identified for the pilot and, if necessary (based on the information provided under the call-in), consider amending the pilot areas.

3.6 A copy of the call-in request form has been attached as Appendix 2.

4. POLICY & BUDGET FRAMEWORK

4.1 The members who have called-in the decision do not feel that it is contrary to the Council's Budget or Policy Framework.

5. ALTERNATIVE OPTIONS CONSIDERED

None – Under the terms of the call-in procedure within the Council's Constitution, Overview & Scrutiny Committee is required to consider any eligible decision called-in for review. The alternative options available to Overview & Scrutiny Committee under the Council's Constitution, when considering any call-in, have been detailed in section 2 above.

6. REASONS FOR RECOMMENDATION

To comply with the call-in procedure within the Council's Constitution.

7. COMMENTS OF THE DIRECTOR OF FINANCE & CORPORATE RESOURCES

7.1 Legal Implications

7.1.1 The statutory basis for the role of Overview and Scrutiny Committee is section 21 Local Government Act 2000. Under the terms of the call-in procedure within the Council's Constitution, implementation of the called-in executive decision will be suspended until the call-in process has been completed. The procedure for call-in and the options available to Overview and Scrutiny Committee are contained in Chapter 4.2 (17) of the Constitution.

7.1.2 The legal implications relating to the called-in decision have been detailed in the Delegated Action report, attached as Appendix 1.

7.2 Financial Implications

The financial implications relating to the called-in decision have been detailed in the Delegated Action report, attached as Appendix 1.

7.3 Risk Management Implications

The risk management implications relating to the called-in decision have been detailed in the Delegated Action report, attached as Appendix 1.

7.4 Property Implications

The property implications relating to the called-in decision have been detailed in the Delegated Action report, attached as Appendix 1.

8. PERFORMANCE MANAGEMENT IMPLICATIONS

The performance management implications relating to the called-in decision have been detailed in the Delegated Action report, attached as Appendix 1.

9. COMMUNITY IMPLICATIONS

The community implications relating to the called-in decision have been detailed in the Delegated Action report, attached as Appendix 1.

10. PUTTING ENFIELD FIRST

The work undertaken by Enfield's Scrutiny function can be seen to have an impact on all of the aims within Putting Enfield First.

Background Papers

None