

## MUNICIPAL YEAR 2009/2010 REPORT NO. 55

### MEETING TITLE AND DATE:

Overview & Scrutiny Committee  
– 22<sup>nd</sup> July 2009

### REPORT OF:

Director of Finance & Corporate  
Resources

Contact officer and telephone  
number:

John Austin (Assistant Director Corporate Governance)

Tel: 020 8379 4094

James Kinsella - Democratic Services Team

Tel: 020 8379 4041

Agenda - Part: 1

Item: 5

### Subject:

Call-In: Concessionary Travel  
Assessments

WARDS: All

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 Streetscene (17 June 2009): Concessionary Travel Assessments**

1.2 Details of this decision were included on Publication of Decision List No. 14/09-10 (Ref. 2/14/09-10 – issued on 30 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

- (b) Refers the matter to full Council; or
- (c) Confirms the original decision.

### **3. BACKGROUND**

- 3.1 The Cabinet Member for Environment and Street Scene approved a report from the Chief Executive on 17 June 2009 seeking approval to the award of a tender for the provision of concessionary travel mobility assessments. The report was split between a Part 1 & Part 2 item, with the Part 2 element containing exempt information in relation to the tender evaluation exercise.
- 3.2 As recommended, approval was given:
- (a) to the award of the contract, following a tender process, for the provision of concessionary travel mobility assessments to Dependability Ltd;
  - (b) to the contract period being from 1 July 09 to 31 May 2011, with the option of 1 year plus 1 year extension(s) subject to the agreement of both parties (it is only subject to the Council deciding to extend and provide relevant notice), review of the marketplace/supply base for concessionary travel and in consultation with Corporate Procurement.
- 3.3 A copy of the Part 1 Delegated Action Report, on which the above decision was based, has been attached as Appendix 1. The Committee is asked to note that the exempt Delegated Action Report has been circulated separately as a Part 2 agenda item.
- 3.4 The decision taken by the Cabinet Member for Environment and StreetScene has subsequently been called-in for review by 7 members of the Council. The reasons provided for the call-in are as follows:
- (a) Clarification is being sought on the term Freedom Pass (elderly and/or disabled).
  - (b) Further consideration is required on the options, including bringing the service "in house", with an outline of the associated costings.
  - (c) Further detail is required as to why the contractor was chosen and other options discounted.
- 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 the options available for provision of the service.

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, with additional (exempt) information, including a full breakdown of the tender evaluation process, provided in the Delegated Action Report on the Part 2 agenda.

##### **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