

# Environment Overview and Scrutiny Committee

# Agenda

18<sup>th</sup> October, 2005

A special meeting of the Environment Overview and Scrutiny Committee will be held at the **Council's Offices at Montague Road, Warwick on TUESDAY 18<sup>TH</sup> OCTOBER, 2005 at 2:00 p.m.**

(A plan showing the location of the venue is attached)

The agenda will be:-

## 1. General

- (1) Apologies for absence
- (2) Members' Disclosure of Personal and Prejudicial Interests

Members should disclose the existence and nature of their personal interests at the commencement of the relevant item (or as soon as the interest becomes apparent). If that interest is a prejudicial interest the Member must withdraw from the room unless one of the exceptions applies.

## 2. Consideration of Called-in Matters.

At it's meeting on the 6<sup>th</sup> October the Cabinet considered reports relating to the following matters:-

- (1) **Review of Decriminalisation of Parking Enforcement in Stratford on Avon District.**

The Stratford on Avon Area Committee had considered a report by the Director of Planning, Transport and Economic Strategy relating to a review of the decriminalisation of parking enforcement in the District.

The Area Committee recommended that in pay and display streets, the free waiting period should be 30 minutes (as opposed to a recommendation that a charge of twenty pence should be made for the 30 minutes period) and that on-street charges on Sunday should be abolished before 12 noon.

The Cabinet decided that in those streets in Stratford-upon-Avon with pay and display the 50 pence charge for 40 minutes and the free 20 minute period be abolished and replaced with a 30 minute period free of charge and that on-street charges on a Sunday in Stratford-upon-Avon be abolished before 12 noon.

*Extract from draft Cabinet minutes below - Enclosure 4(6).*

**(2) Stratford Park and Ride.**

The Cabinet was asked to consider the letting of a single contract for the operation of the Park and Ride site and the bus services.

The Cabinet decided that the management of the Park and Ride car park and the provision of the Park and Ride bus services should be let as a combined contract to Johnsons (Henley) Ltd.

*Extract from draft Cabinet minutes below - Enclosure 4(6).*

**(3) Call-in**

Both decisions have been called-in by Councillor Ken Browne, Chair of the Environment Overview and Scrutiny Committee, in accordance with Standing Order 11 for the following reasons:-

That this is against agreed principles of decriminalisation and will scupper park and ride in Stratford and undermine decriminalisation across Warwickshire.

**(4) Enclosures**

The following documents are enclosed:-

- (1) Cabinet report relating to Decriminalisation
- (2) Letter to the District Council consulting it on the proposals
- (3) The response of the District Council
- (4) The views of the Stratford Town Partnership
- (5) Cabinet report relating to the Park and Ride Scheme.
- (6) Extract from the Minutes of the Cabinet's 6<sup>th</sup> October meeting relating to both matters

## Recommendation

That the Overview and Scrutiny Committee consider the issues and make recommendations to the Cabinet.

Shire Hall,  
Warwick.

JIM GRAHAM  
Chief Executive

## Overview and Scrutiny Committee Membership

**County Councillors:-** Ken Browne (Chair), Richard Chattaway (Vice Chair), Jose Compton, Gordon Collett, Eithne Goode, Richard Hyde, Katherine King, Nina Knapman, Joan Lea, Bryan Levy, Phillip Morris-Jones and Ray Sweet.

**Cabinet Portfolio Holder:-** Councillor Martin Heatley (Environment).

## The reports referred to are available in large print if requested

**General Enquiries:** Please contact Pete Keeley on 01926 412450  
E-mail: [petekeeley@warwickshire.gov.uk](mailto:petekeeley@warwickshire.gov.uk).

### STANDING ORDER 11 – CALL-IN

- 11.1** Subject to standing orders 13 and 16 below call-in applies to the following executive decisions i.e. decisions made by
- The Cabinet
  - Committees of the Cabinet
  - Area Committees making executive decisions
  - Officers making key executive decisions
- 11.2** Any such decision shall be published electronically, normally within 2 working days of being made. Chairs of all overview and scrutiny committees will be sent copies of the records of all such decisions at the same time.
- 11.3** The decision will come into force and may then be implemented on the expiry of 5 working days after the date of electronic publication of the decision,

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The public reports referred to are available on the Warwickshire Web  
[www.warwickshire.gov.uk/committee-papers](http://www.warwickshire.gov.uk/committee-papers)

unless the monitoring officer receives a written request as set out in 11.4 below.

**11.4** During that period if the monitoring officer receives a written request from

- (i) the Chair of the relevant Overview & Scrutiny Committee or
- (ii) any four members of the Council

he/she will notify the decision maker and the Chair of the relevant Overview & Scrutiny Committee that the decision has been called in. Any such request must set out the nature of the concern and the reasons for the call-in.

**11.5** Where it appears that the decision might reasonably be considered to be contrary to the policy framework or budget the monitoring officer may request the Chief Executive to set a date for a meeting of the full Council with the agreement of the Chair of the relevant Overview and Scrutiny Committee and the Chair of the Council.

**11.6** The relevant Overview & Scrutiny Committee or Council as appropriate, shall meet to consider the decision no later than 10 working days after receipt of the call-in request.

**11.7** Having considered the decision the relevant Overview and Scrutiny Committee may

- (i) refer it back to the decision making person or body for reconsideration setting out in writing the nature of its concern
- (ii) refer the matter to full Council; or
- (iii) decide to take no action

The outcome of the Overview and Scrutiny Committee consideration will normally be published electronically within 2 working days of the meeting.

**11.8** If the Overview and Scrutiny Committee decides to take no action, the decision shall take effect on the expiry of 5 working days from the date of publication of the outcome unless a request has been made as set out at 11.9 below

**11.9** Any 6 members may by written notice to the monitoring officer within 5 working days of date of publication of the outcome of the Overview and Scrutiny Committee meeting require the decision to be referred to full Council. Such notice shall nullify any referral to any other decision-making person or body. The Council shall meet to consider the decision within 10 working days of the request. Any request for a referral of the decision must set out the nature of the concern and the reasons for the referral.

**11.10** The Council may after considering the decision

- (i) refer the matter back to the decision making person or body for reconsideration setting out in writing the nature of its concerns.

(ii) make the decision with or without amendment, if it falls within the Council's power to do so.

(iii) decide to take no action

**11.11** If the Council decides to take no action or makes the decision itself the decision shall take effect on the date of the Council meeting.

**11.12** Where an Overview and Scrutiny Committee (unless standing order 11.9 applies) or the full Council refer the matter to another decision-making person or body, that other decision-making person or body shall reconsider the decision at its next meeting. No further right of call-in may be exercised. The decision shall take effect on the date of that reconsideration.