

## REQUEST FOR CALL-IN OF EXECUTIVE DECISION

I wish to register a request for the following Executive decision to be called in for reconsideration prior to implementation. My objection to the decision and alternative decision/proposal are set out below

Decision taken at/by EXECUTIVE LEADER Date published 11.12.12

Decision Title: CHORLEY REMEMBERS - COACH HOUSE GALLERY

I am (please tick appropriate box)

- Chorley Councillor  the Chair or Secretary of a voluntary group with an interest in the Borough  a proprietor or director of a local business situated in the Borough
- a resident of the Borough

### The Objection and Alternative Decision/Proposal

Continue on a separate sheet if necessary (500 words maximum)

The Objection is:

- ① The Report does not address whether the council's proposed exclusive use of the gallery to a sole organisation meets the original Heritage Funding condition requirements of that gallery is for community use.

The alternative decision/proposal is:

- ① That an equality assessment is undertaken  
 ② That the gallery remains the accepted venue for all user groups  
 ③ The Chorley remembers project is found alternative accommodation for the first accommodation

The case for the alternative is:

- ① The Council has not undertaken an equality assessment  
 ② Botley Hall is the home of the town war memorial  
 ③ The Heritage funding for the coach house was for all community groups and to increase general footfall encouraging increased public use.

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Please complete and return this form to the Head of Democratic Services, Town Hall, Chorley, PR7 1DP. Alternatively you may fax the form on 01257 515150. Should you have any queries About completing the form please telephone 01257 515118.

The objection

The report does not address whether the Councils proposed exclusive use of the gallery to a sole organisation meets the original Heritage Funding condition requirements of that the gallery is for community users.

The report does not address users concerns relating to a lack of disabled access in Astley Hall

The report removes the widely accepted principle that the gallery is for all users groups and no equality assessment impact has been undertaken.

Alternative

That an equality assessment is undertaken

That the gallery remains the accepted venue for all user groups

The Chorley Remembers project is found alternative accommodation for its fixed exhibition

The case for alternative

The Council has not undertaken an equality assessment

Astley Hall is the home of the town war memorial

The heritage funding for the coach house was for all community groups and to increase the general footfall of the scheme encouraging greatest public user and any contracted operations running from the park and coach house

Call-in Request:


Accepted



Rejected



Reason for Rejection:

\_\_\_\_\_  
\_\_\_\_\_  
Signed:  \_\_\_\_\_ Date: 2/01/13.

(Chair of Overview and Scrutiny Committee)

### Guidance Notes

1. Requests can be made by members of the local community and Borough Councillors under the Council's 'call-in' procedure for executive decisions that have not been implemented to be reconsidered by the person or body who made them. The Council's Overview and Scrutiny Toolkit and Constitution provide more information on what constitutes an executive decision. Both are available on the Council's Website [www.chorley.gov.uk/scrutiny](http://www.chorley.gov.uk/scrutiny). Alternatively further guidance can be sought from the contacts given above.

Decisions which relate to individual applications for licences or planning permission cannot be called in as they are not executive decisions.

2. Call-in requests must be made in writing received by the Head of Democratic Services at the address given overleaf within 10 working days of the relevant decision being published. All requests must state the decision reference number, title, and the reasons for the objection to the decision and present an alternative decision of proposal for consideration.
3. All requests for call-in are considered initially by the Chair of the Overview and Scrutiny Committee (OSC) who will reject any considered to be frivolous, defamatory, incomplete or otherwise outside the scope of the call-in procedure or inappropriate for consideration. Call-in requests accepted by the OSC Chair will, where practicable (having regard to when the decision is likely to be implemented), be submitted to the next meeting of the OSC (provided they are received before the meeting agenda has closed). If it is not practicable for consideration of a call-in request to wait until the next OSC meeting, the Chair with the agreement of 3 other Members of the OSC may decide to call-in the decision.
4. Where a decision is referred back to the original decision-maker no steps shall then be taken to implement the decision until it has been reconsidered by the body or person who made it. If a decision is referred to Council, the Council will decide at its next meeting whether to review or scrutinise the decision and if so, when and how. But there is no obligation in that event to postpone any implementation of the decision. If the Council does decide to review or scrutinise the decision, the Council will only have power to express views or make recommendations to the body or person who made it, unless it was not in accordance with the Policy Framework or was contrary to or not wholly consistent with the Budget.
5. The OSC may itself decide within 2 months of a decision being made to review and scrutinise it and formulate views or recommendations for consideration by the Cabinet and or the body or person who made the decision. Those views or recommendations must then be considered within three months.
6. Where the OSC refers a decision back, the decision-maker is under an obligation to reconsider the original decision in the light of the representations made. There is no requirement however, to change the decision. Following such reconsideration, the decision, with or without modification, may be implemented and it cannot be call-in again.
7. Call-in requests will be acknowledged within 5 working days of receipt. Decisions regarding the request will be notified to the originator of the call-in request by the Head of Democratic Services within 5 working days of the decision being taken.
8. Where a call in request is not appropriate, it could be that a request for a scrutiny inquiry is an alternative form of action.