



AGENDA ITEM: 8

**EXECUTIVE OVERVIEW &
SCRUTINY COMMITTEE:
4 July 2013**

Report of: Borough Solicitor

Relevant Managing Director: Managing Directors

**Contact for further information: Mrs S Griffiths (Extn. 5097)
(E-mail: susan.griffiths@westlancs.gov.uk)**

SUBJECT: CALL IN ITEM – TENANT INVOLVEMENT STRUCTURE

Wards affected: Borough wide.

1.0 PURPOSE OF THE REPORT

1.1 To advise the Executive Overview & Scrutiny Committee of the reason for the call in of the decision on the above item, as set out in Minute No.16 of the meeting of Cabinet held on 18 June 2013.

2.0 RECOMMENDATIONS

2.1 That the Committee determines whether it wishes to ask for a different decision.

2.2 That if the Committee does wish to ask for a different decision, the Committee indicates which of the options set out at paragraph 5.1 below, it wishes to pursue.

3.0 DETAILS RELATING TO THE CALL IN

3.1 The report attached as an Appendix to this report was considered at a meeting of Cabinet on 18 June 2013.

3.2 The decision of Cabinet reads as follows:

“16. TENANT INVOLVEMENT STRUCTURE

Councillor Mrs. Hopley introduced the report of the Assistant Director Housing and Regeneration which sought approval of the updated structure for Tenant Involvement and the new role for the Tenants and Residents Forum.

Councillor Mrs. Hopley referred to Minute no. 6 of the Landlord Services Committee (Cabinet Working Group) held on 12 June 2013 which was circulated at the meeting, which supported the recommendations to Cabinet.

In reaching the decision below, Cabinet considered the minute of the Landlord Services Committee and the details set out in the report before it and accepted the reasons contained therein.

- RESOLVED: A. That the new structure for Tenant Involvement at Appendix C to the report, be approved.
- B. That the new role for the Tenants and Residents Forum at Appendix D be approved, and the Assistant Director Housing and Regeneration be given delegated authority to update the Tenants and Residents Forum Constitution as appropriate.”

3.3 The following reason for call in was given in the requisition:

“That the minutes of all the meeting and support meetings/processes be made available to the communities it serves, the wider community and all Councillors.”

3.4 The requisition also provided an alternative decision which was:

“C. That all minutes of meetings held under the proposed new Tenant Involvement Structure be distributed to Councillors”.

3.5 The following Members of the Executive Overview & Scrutiny Committee signed the requisition for call-in in accordance with the provisions of Overview & Scrutiny Committee Procedure Rule 15:

Councillor Furey
Councillor Oliver
Councillor Bell
Councillor Wilkie
Councillor Moran

4.0 COMMENTS OF THE ASSISTANT DIRECTOR HOUSING AND REGENERATION

4.1 The minutes of the Tenant Involvement Structure are already publically available on the Council’s website and these arrangements will continue. They can be accessed using the link below.

http://www.westlancs.gov.uk/housing/get_involved/tenant_groups.aspx

4.2 The minutes of the Landlord Services Committee (Cabinet Working Group) pertaining to items for Cabinet are included within the Cabinet agenda and are published on the Council’s website.

5.0 CONCLUSION

- 5.1 Following consideration of the decision of Cabinet, the requisition for call in and the comments of the Assistant Director Housing and Regeneration, the Executive Overview & Scrutiny Committee can decide if it wishes to ask for a different decision. If the Committee does not wish to ask for a different decision then the decision of Cabinet takes immediate effect. If the Committee does wish to ask for a different decision, it may:
- a. refer the decision back to Cabinet (as the decision making body) for reconsideration, setting out the different decision; or
 - b. refer the matter to Council. If the matter is referred to Council and Council does not object, then the decision of Cabinet will take effect immediately from that Council meeting date. If the Council does object, then the decision and the objection will be referred back to Cabinet (as the decision making body) for reconsideration.
- 5.2 The Secretary of State in his Guidance recommends that Overview & Scrutiny Committees should only use the power to refer matters to the full Council if they consider that the decision is contrary to the policy framework or contrary to or not wholly in accordance with the budget.
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Background Documents

There are no background documents (as defined in Section 100D(5) of the Local Government Act 1972) to this Report.

Equality Impact Assessment

The decision does not have any direct impact on members of the public, employees, elected members and/or stakeholders. Therefore no Equality Impact Assessment is required.

Appendices

Report of the Assistant Director Housing and Regeneration