

LONDON BOROUGH OF CROYDON

To: all Members of the Council (via e-mail)
Access Croydon, Town Hall Reception

PUBLIC NOTICE OF KEY DECISIONS MADE AT THE CABINET MEETING ON 25 MARCH 2019

In accordance with the Scrutiny and Overview Procedure Rules, the following decisions may be implemented from **1300 hours on 2 April 2019** unless referred to the Scrutiny and Overview Committee:

The following apply to each decision listed below

Reasons for these decisions:

are contained in the reports which can be downloaded on the Council's website:
<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=1553>

Other options considered and rejected:

are contained in the reports which can be downloaded on the Council's website:
<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=1553>

Details of conflicts of Interest declared by any Cabinet Member: none

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out below:

AGENDA ITEM 7: POST-16 TRAVEL ASSISTANCE POLICY CHANGES

Key Decision number: 0519CAB

The Cabinet **RESOLVED** to adopt the proposed change to the Post-16 Travel Assistance Policy, for the 2019/2020 academic year that where Independent Travel Training is not appropriate, the Council's default offer of support will be to provide a Personal Transport Budget (PTB) to learners aged 16 to 18 with special educational needs and/or disabilities.

AGENDA ITEM 10: ADOPTION OF SUPPLEMENTARY PLANNING DOCUMENT 2 – SUBURBAN DESIGN GUIDE

Key Decision number: 0419CAB

(Note the remaining decisions arising from the item were not key decisions)

The Cabinet **RESOLVED** to:

1. Consider the comments received and the Council's responses at Appendix A of the report to the statutory public consultation on the draft Suburban

Design Guide - Supplementary Planning Document (SPD2) (Appendix B of the report).

And:

2. Agree the Consultation Statement, including the list of comments, responses and (where applicable) amendments at Appendix A of the report.
3. Note that the Council has undertaken a screening exercise with the statutory bodies to confirm the Suburban Design Guide - Supplementary Planning Document (SPD2) is not required to be supported by a Strategic Environmental Assessment.

AGENDA ITEM 12A: AWARD OF PASSENGER TRANSPORT DYNAMIC PURCHASING SYSTEM (DPS)

Key Decision number: 0619CAB

RESOLVED: To approve

1. The establishment of a Passenger Transport Dynamic Purchasing System ('DPS') for the initial period of four years with options to extend for two subsequent periods each of two years with a total estimated value of £68,000,000, pursuant to the procurement strategy approved by Cabinet on 15th October 2018;
2. The initial appointment of suppliers listed in Part B of the report to join the DPS on the basis of contract terms issued as part of inviting tenders, such suppliers being those who have satisfied specified selection criteria;
3. That authority to approve the appointment of further suppliers who meet the specified selection criteria over the life of the DPS be delegated to the Council's Contracts and Commissioning Board (CCB); and
4. That the award of contracts called off under the DPS shall be approved in accordance with Regulation 8 of the Council's Tender and Contracts Regulations and notified to Cabinet in accordance with paragraph 3.4 of the report.

AGENDA ITEM 14: AWARD OF PASSENGER TRANSPORT DYNAMIC PURCHASING SYSTEM (DPS)

Key Decision number: 0619CAB

RESOLVED: To approve

1. The establishment of a Passenger Transport Dynamic Purchasing System ('DPS') for the initial period of four years with options to extend for two subsequent periods each of two years with a total estimated value of

£68,000,000, pursuant to the procurement strategy approved by Cabinet on 15th October 2018;

2. The initial appointment of suppliers listed in Part B of the report to join the DPS on the basis of contract terms issued as part of inviting tenders, such suppliers being those who have satisfied specified selection criteria;
3. That authority to approve the appointment of further suppliers who meet the specified selection criteria over the life of the DPS be delegated to the Council's Contracts and Commissioning Board (CCB); and
4. That the award of contracts called off under the DPS shall be approved in accordance with Regulation 8 of the Council's Tender and Contracts Regulations and notified to Cabinet in accordance with paragraph 3.4 of the report.

Scrutiny Referral/Call-in Procedure

1. The decisions may be implemented **1300 hours on 2 April 2019** (5 working days after the decisions were made) unless referred to the Scrutiny and Overview Committee.
2. The Acting Council Solicitor shall refer the matter to the Scrutiny and Overview Committee if so requested by:-
 - i) the Chair or Deputy Chair of the Scrutiny and Overview Committee and 4 members of that Committee; or
 - ii) 20% of Council Members (14)
3. The referral shall be made on the approved pro-forma (*attached*) which should be submitted electronically or on paper to Victoria Lower by the deadline stated in this notice. Verification of signatures may be by individual e-mail, fax or by post. A decision may only be subject to the referral process once.
4. The Call-In referral shall be completed giving:
 - i) The grounds for the referral
 - ii) The outcome desired
 - iii) Information required to assist the Scrutiny and Overview Committee to consider the referral
 - iv) The date and the signatures of the Councillors requesting the Call-In
5. The decision taker and the relevant Chief Officer(s) shall be notified of the referral who shall suspend implementation of the decision.
6. The referral shall be considered at the next scheduled meeting of the Scrutiny & Overview Committee unless, in view of the Council Solicitor this would cause undue delay. In such cases the Council Solicitor will consult with the decision taker and the Chair of Scrutiny and Overview to agree a date for an additional meeting. The Scrutiny & Overview Committee may only decide to consider a maximum of 3 referrals at any one meeting.
7. At the Scrutiny & Overview Committee meeting the referral will be considered by the Committee which shall determine how much time the Committee will give to the call in and how the item will be dealt with including whether or not it wishes to review the decision. If having considered the decision there are still concerns about the decision then the Committee may refer it back to the decision taker for reconsideration, setting out in writing the nature of the concerns.
8. The Scrutiny and Overview Committee may refer the decision to Full Council if it considers that the decision is outside of the budget and policy framework of the Council.
9. If the Scrutiny and Overview Committee decides that no further action is necessary then the decision may be implemented.

10. The Full Council may decide to take no further action in which case the decision may be implemented.
11. If the Council objects to the decision it can nullify the decision if it is outside of the policy framework and/or inconsistent with the budget.
12. If the decision is within the policy framework and consistent with the budget, the Council will refer any decision to which it objects together with its views on the decision. The decision taker shall choose whether to either amend / withdraw or implement the original decision within 10 working days or at the next meeting of the Cabinet of the referral from the Council.
13. The response shall be notified to all Members of the Scrutiny and Overview Committee
14. If either the Council or the Scrutiny and Overview Committee fails to meet in accordance with the Council calendar or in accordance with paragraph 6 above, then the decision may be implemented on the next working day after the meeting was scheduled or arranged to take place.
15. **URGENCY:** The referral procedure shall not apply in respect of urgent decisions. A decision will be urgent if any delay likely to be caused by the referral process would seriously prejudice the Council's or the public's interests. The record of the decision and the notice by which it is made public shall state if the decision is urgent and therefore not subject to the referral process.

Signed: Council Solicitor and Monitoring Officer

Date: 26 March 2019

Contact Officers: victoria.lower@croydon.gov.uk

Telephone: 020 8726 6000

PROFORMA

**REFERRAL OF A KEY DECISION TO THE
SCRUTINY AND OVERVIEW COMMITTEE**

For the attention of: Victoria Lower and Cliona May, Democratic Services & Scrutiny
e-mail to Victoria.lower@croydon.gov.uk and cliona.may@croydon.gov.uk

Meeting Date:
Agenda Item No:

Reasons for referral:

- i) The decision is outside of the Policy Framework
- ii) The decision is inconsistent with the budget
- iii) The decision is inconsistent with another Council Policy
- iv) Other: Please specify:

The outcome desired:

**Information required to assist the Scrutiny and Overview Committee to consider
the referral:**

Signed:

Date:

Member of _____ Committee