

EAST HERTS COUNCIL

ENVIRONMENT SCRUTINY COMMITTEE – 26 FEBRUARY 2008

REPORT BY THE CHIEF EXECUTIVE

6. CALL-IN: BUSINESS PERMIT PARKING SCHEME
– SOUTH STREET, BISHOP'S STORTFORD

WARDS AFFECTED: All

'D' RECOMMENDATION:

1.0 Purpose/Summary of Report

1.1 This report is intended to support the Environment Scrutiny Committee in examining the call-in of decisions made by the Executive on 5 February 2008 and making any recommendations regarding the proposed business permit parking scheme at South Street, Bishop's Stortford.

2.0 Contribution to the Council's Corporate Objectives

Effective use of the scrutiny process contributes to the Council's ability to "Deliver customer focused services by maintaining and developing a well managed and publicly accountable organisation" (fit for purpose, services fit for you) and "Deliver responsible community leadership that engages with our partners and the public" (Leading the way, working together).

3.0 Report

3.1 A report regarding the proposed business permit parking scheme at South Street, Bishop's Stortford was considered by the Executive on 5 February 2008. This can be found at Appendix 'A' (pages 5 – 14).

3.2 The Executive agreed the following:

- (A) the summary of objections received in respect of the above proposed scheme, as now detailed, be noted;
- (B) the actions of Officers in overruling these objections, as now detailed, be endorsed;

- (C) the recommendations of the Highways Joint Member Panel meeting held on 14 January 2008, in respect of the Council's proposals, be considered; and
 - (D) the continued implementation of the proposed business permit parking scheme and ancillary single yellow line restriction, be supported.
- 3.3 An extract from the Minutes of the Executive meeting are attached as Appendix 'B' (pages 15 – 16).
- 3.4 In accordance with the Constitution, these decisions have been called in by four Members of the Council (Councillors Mrs M H Goldspink, A M Graham, R Taylor and M Wood) following publication of the Executive Decision Sheets.
- 3.5 The Scrutiny Committee is therefore invited to consider the call-in as detailed. In considering the call-in, the Committee has three options as summarised at Appendix 'C' (page 17).
- 3.6 If having considered the decision, the Environment Scrutiny Committee is still concerned about it, then it may refer the matter back to the Executive and the Executive must reconsider it within 21 days.
- 3.7 Alternatively, the Scrutiny Committee can refer the item to Council. If Council does not object to the original decision then no further action is necessary. If Council does object, it has no locus to make decisions in respect of the Executive decision unless it is contrary to the policy framework or contrary to or not wholly consistent with the budget. If the decision is not contrary to the policy framework etc, Council will refer the matter back with any views it may have.
- 3.8 The Executive then has the final decision and that decision should be made within 10 working days of the referral from Council.
- 3.9 The third option for the Committee is to do nothing. If having considered the call-in, the Scrutiny Committee is satisfied with the decisions taken by the Executive, then these decision will be implemented as originally agreed.
- 4.0 Consultation
- 4.1 None.
- 5.0 Legal Implications

5.1 The decisions taken by the Executive have been called-in by the Chief Executive in accordance with the provisions of the Council's Constitution.

5.2 The Constitution enables a scrutiny committee to require the attendance of an Executive Member and/or officer at a meeting to explain, in relation to any matter within their remit:

- i) any particular decision
- ii) the extent to which actions taken implement Council policy, and/or
- iii) their performance.

It is the duty of such persons to attend if so required. The Executive Member for Planning Policy and Transport and the Director of Customer and Community Services have been invited to attend at the request of the Committee Chairman.

6.0 Financial Implications

6.1 None.

7.0 Human Resource Implications

7.1 None.

8.0 Risk Management Implications

8.1 None.

Background Papers

None

Contact Member: Councillor W Quince – Chairman of Environment Scrutiny Committee.

Contact Officer: Jeff Hughes, Head of Democratic and Legal Support Services, Extn: 2170.

Report Author: Martin Ibrahim, Senior Democratic Services Officer.