

TONBRIDGE & MALLING BOROUGH COUNCIL

COUNCIL

8 July 2008

Report of Chief Executive

Part 1- Public

Matters For Information

1 OVERVIEW AND SCRUTINY PROCEDURE RULE 15

The constitution requires the Chief Executive to submit a report to Council whenever the urgency provisions under Overview and Scrutiny Procedure Rule 15(i) are invoked. This report outlines where these provisions have been invoked in respect of the Concessionary Travel Scheme.

1.1 Background

1.1.1 At the meeting of the Cabinet on 18 June 2008 consideration was given to an urgent item of late business on the latest position regarding a proposal by Kent County Council to fund an extension to the availability of the concessionary bus pass from the statutory start time of 9.30am to 9.00am. The Cabinet resolved to support the proposal in principle and instruct the Central Services Director to progress the arrangements for the adjustment to the Scheme alongside the other Kent Travel Concession Authorities (District Councils). In view of the proposed implementation of the extension of hours from 30 June 2008, it was decided to invoke the urgency provisions under Overview and Scrutiny Procedure Rule 15(i). This provides that the call-in procedure shall not apply where the delay would seriously prejudice the Council's or the public's interest.

1.1.2 In order that the decision could be implemented immediately it was resolved, with the concurrence of the Chairman of the Scrutiny Committee and the Group Leaders, that the decision was an urgent one and therefore not subject to call-in (Decision No D080121CAB).

1.2 Legal Implications

1.2.1 Under the Council's Constitution Overview and Scrutiny Procedure Rule 15(i) provides that executive decisions taken as a matter of urgency must be reported to the next appropriate meeting of the Council together with the reasons for urgency.

1.3 Financial and Value for Money Considerations

1.3.1 Not applicable.

1.4 Risk Assessment

1.4.1 Not applicable.

Background papers:

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Cabinet decision notice.

David Hughes
Chief Executive