

<b>MEETING:</b>	<b>Health and social care overview and scrutiny committee</b>
<b>DATE:</b>	<b>5 April 2016</b>
<b>TITLE OF REPORT:</b>	<b>Call-in of the housing related support service – SHYPP contract (supported housing for young people project)</b>
<b>REPORT BY:</b>	<b>Governance services</b>

## 1. Classification

Open.

## 2. Purpose

To consider the call-in of the housing related support service – SHYPP contract (supported housing for young people project). The decision has been called in by three members of the committee: Councillors ACR Chappell, PE Crockett and MD Lloyd-Hayes.

## 3. Recommendation

**THAT the committee reviews the Cabinet decision and decides:**

- a) **whether it accepts that decision with no further comment, or**
- b) **whether it wishes to accept the grounds on which the decision has been called-in and refer the decision back to the decision maker for reconsideration and, if so, what recommendations it wishes to make.**

## 4. Background

- 4.1 Call-in is a statutory right for members of the Council to review a decision of executive decisions taken by cabinet or individual cabinet members after it is made but before it is implemented.
- 4.2 A decision cannot take effect pending consideration of the call-in by the health and social care overview and scrutiny committee.
- 4.3 After consideration by the health and social care overview and scrutiny committee, the decision maker may implement the original decision or reconsider it in the light of the committee's comments.
- 4.4 The committee has no power to overturn a decision of the executive. It can only request the executive to reconsider its decision.

- 4.5 The constitution (4.5.16.5) provides that call-in should only be used in exceptional circumstances including but not limited to:
- a where there is evidence which suggests that issues have not been handled in accordance with the decision-making principles set out in the constitution;
  - b where a key decision has been taken which was neither published in accordance with the requirements for the forward plan, and is not subject to the urgency procedures set out in the constitution; or
  - c where a decision is outside the budget and policy framework.
- 4.6 The health and social care overview and scrutiny committee can either accept the cabinet's decision with no further comment or accept the grounds on which the decision has been called-in and refer the decision back to the decision maker for reconsideration.

## 5. Reasons for call-in

5.1 In accordance with the scrutiny procedure rules set out at Part 4 Section 5 of the constitution, the cabinet decision on 17 March 2016 concerning the SHYPP contract has been called-in for consideration by this committee.

5.2 The stated reasons for the call-in are given in Appendix A and are reproduced below:

'4.5.16.5 a - under 2.11.1, removal of the floating services support in conflict with Corporate Plan Aim 2

- Failure to take into account SHYPP working transitional proposals

c) Decision outside budget and policy framework – failure to relate to corporate plan aim 2

Counter proposals from SHYPP were not properly considered

Equality impact assessment was not properly considered'

5.3 The report considered by the Cabinet (Appendix B and sub-appendices B1 to B5), and the related Written Statement of a Key Decision (Appendix C) are attached.

## 6. Appendices

Appendix A Notification of Call-in for Submission to the Monitoring Officer

Appendix B Cabinet Report

- Sub-appendix B1 Equality impact assessment
- Sub-appendix B2 SHYPP consultation report
- Sub-appendix B3 Questionnaire responses
- Sub-appendix B4 Youth advisory board
- Sub-appendix B5 Service user feedback

Appendix C Written statement of a key decision

Links

Information about Cabinet:

<http://councillors.herefordshire.gov.uk/mgCommitteeDetails.aspx?ID=251>

Cabinet agenda 17 March 2016:

<http://councillors.herefordshire.gov.uk/ieListDocuments.aspx?CId=251&MId=5922&Ver=4>

## **7. Background papers**

7.1 None identified.