

MIDDLESBROUGH COUNCIL

COUNCIL

16th September 2015

UPDATE ON URGENT DECISIONS AUGUST 2015 – SEPTEMBER 2015

CHIEF EXECUTIVE

PURPOSE OF THE REPORT

1. To provide Council with an update on special urgent and urgent decisions for the period August 2015 – September 2015

SPECIAL URGENT DECISIONS

2. A special urgent decision is where the required statutory notice of the proposed decision cannot be given (i.e. it is not possible to give the five days public notice). A decision is defined as urgent where any delay likely to be caused by the call-in process would seriously prejudice the interests of the Council or the public. In terms of the Scrutiny call-in procedure, agreement that the decision cannot be reasonably deferred is always sought from the Chair of Overview and Scrutiny Board or the relevant Scrutiny Panel. Once this agreement is obtained, public notices are placed at the Town Hall, the Contact Centre and Central Library receptions. The decision taker must sign a form recording the decision and a record of that decision is then e-mailed to all Councillors and forms a public record of that decision. The information is also available on the E-Genda system or via the Executive Office.

URGENT DECISIONS

3. An urgent decision is where the required statutory notice of the proposed decision can be given but due to urgent deadlines for implementing those decisions, the Scrutiny call-in procedure do not apply. Agreement is always sought from the Chair of Overview and Scrutiny Board or relevant Scrutiny Panel to exempt the proposed decision from the call-in process. The decision then becomes a public record. The information is also available on the E-Genda system or via the Executive Office.

SPECIAL URGENT DECISIONS IN THE PERIOD AUGUST 2015 – SEPTEMBER 2015

4. The following Special urgent decisions, with the agreement of the Chair of Overview and Scrutiny Board, were taken.

Date:	05 August 2015
Decision Maker	Executive Member for Finance and Governance
Decision	Teesside Advanced Manufacturing Park – TWI Building - Acceleration of Build
Reason for Urgency	To enable the project to deliver in terms of the European Funding, this element of the project must be complete and able to operate by 31st December 2015. The contractor, Wilmot Dixon had developed a programme to achieve this which must be executed by 6th August 2015 to allow required lead in and mobilisation of the supply chain. If this is not achieved Middlesbrough Council is at high risk of losing the European Funding of £2.4 million.

URGENT DECISIONS TAKEN IN THE PERIOD AUGUST 2015 – SEPTEMBER 2015

5. The following urgent decisions, with the agreement of the Chair of Overview and Scrutiny Board, were taken:

Date:	4 th September 2015
Decision Maker	Executive Member for Environment
Decision	Kerbside Recycling Service – Future Options
Reason for Urgency	<p>The current contractor has given the Council notice that further corrective action will be employed, and significant additional costs will be passed through to the Council if a decision on the future delivery of this service is not made within the next two weeks.</p> <p>The escalation of corrective action such as the pre collection inspection of containers could result in significant increases in public dissatisfaction and reputational damage to the Council.</p> <p>It is therefore in the Council's best interest to treat this decision as urgent and inform the contractor of the outcome as soon as possible in order to ensure service continuity with the minimum financial and reputational risk to the Council.</p>

RECOMMENDATIONS

6. It is recommended that Council note the decisions.

BACKGROUND PAPERS

7. The following background papers were used in the preparation of this report:

- i) Minutes of the Executive Member for Finance and Governance on the 5th August 2015; and
- ii) Minutes of the Executive Member for Environment on the 4th September 2015.

AUTHOR: Nigel Sayer

TEL NO: 01642 729031

Address: PO Box 500, Town Hall, Middlesbrough, TS1 9FT Website:

<http://www.middlesbrough.gov.uk>