

Scrutiny Panel 11th November 2024 Item 4 – Call-in of Executive Key Decision	Item No 4
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OUTLINE

A key element of the scrutiny function is to consider the call-in of an Executive Key Decision.

The call-in relates to the Executive Key Decision CES382 Amhurst Road/Pembury Circus Transformation. This was a delegated officer key decision taken by the Assistant Director, Streetscene. The decision was published on 14 October 2024.

A call-in was received within 5 clear working days of the date of the decision being published, by Councillor Zoë Garbett and supported by four other Councillors Liam Davis, Claudia Turbet-Delof, Fliss Premru and Penny Wrout.

The basis of the call-in is that:

- The decision maker did not make the decision in accordance with the principles of decision making, namely **(as set out in Council’s constitution under [Part 4 Section E 1.2 \(a\)](#))**.
 1. proportionality (i.e. the action must be proportionate to the desired outcome).
 2. due consultation and the taking of professional advice from officers.
 3. respect for human rights.
 4. **a presumption in favour of openness.**
 5. **clarity of aims and desired outcomes.**
 6. **relevant matters have been ignored.**
 7. **consideration and evaluation of alternatives and reasons for decisions.**
 8. due regard to the statutory framework, guidance and Codes of Conduct.
- The decision maker did not act in accordance with the policy framework **(as set out in [Part 4 Section E 1.2 \(b\)](#))**.
- The decision maker failed to consider relevant evidence **(as set out in [Part 4 Section E 1.2 \(d\)](#))**.

- The decision would not be in the interests of the borough's residents and a preferable alternative decision could be adopted (**as set out in [Part 4 Section E 1.2 \(e\)](#)**).

Reports attached for this item

- **Monitoring Officer's Report** in respect of Executive Key Decision CES382 Amhurst Road/Pembury Circus Transformation taken by the Assistant Director, Streetscene under delegated authority on 11 October 2024
- **Executive Decision Call In Request Form**
- **Officer Key Decision Report** - Amhurst Road and Pembury Junction Transformation
- **Appendix A** - (Amhurst Road & Pembury Circus Transformation)
- **Appendix B** - Hackney Central Amhurst Road and Pembury Circus transformation EqIA
- **Appendix C** – Hackney Central – Model Results / Outputs
- **Appendix D** - Hackney Central – Pembury Circus Design and Model Results / Outputs.

London Borough of Hackney

Invited for attendance for this item:

- **Tyler Linton**, Deputy Mayor and Cabinet Member for Education, Young People and Children's Social Care
- **Geeta Subramaniam-Mooney**, Group Director Adults, Health and Integration
- **Cllr Zoë Garbett**, Dalston Ward
- **Cllr Liam Davis**, Stoke Newington Ward
- **Cllr Penny Wrout**, Victoria Ward
- **Cllr Claudia Turbet-Delof**, Victoria Ward
- **Cllr Fliss Premu**, Clissold Ward.

Also invited for this item:

- **Mayor Caroline Woodley**
- **Cllr Sarah Young**, Cabinet member for climate change, environment and transport
- **Cllr Chris Kennedy**, Cabinet member for health, adult social care, voluntary sector and culture
- **Cllr Guy Nicholson**, Deputy Mayor and Cabinet Member for delivery, inclusive economy & regeneration
- **Cllr Rob Chapman**, Cabinet member for finance, insourcing and customer service
- **Cllr Carole Williams**, Cabinet member for employment, human Resources and equalities
- **Cllr Clayeon McKenzie**, Cabinet member for housing services and resident participation

- **Cllr Susan Fajana-Thomas**, Cabinet member for community safety and regulatory services
- **Cllr Sade Etti**, Deputy cabinet member for housing needs and homelessness
- **Cllr Sem Moema**, Deputy cabinet member for private rented sector and housing affordability
- **Cllr Walker**, Deputy cabinet member for strengthening neighbourhoods
- **Cllr Pallis**, Deputy cabinet member for inclusive economy.
- **Hackney Cycling Campaign Representative**, Garmon ap Garth
- **Hackney Cycling Campaign Representative**, Will Petty
- **Traffic Engineer and Designer**, Tom Bastin
- **Hackney Resident**, Vincent Stops
- **EC Vice President of the National Federation of the Blind UK**, Andrew Hodgson.

ACTION

In terms of options for Scrutiny Panel when they consider the call-in, they can:

- a) Uphold the original decision: In this case, the original decision stands and can be implemented.
- b) Uphold the call-in: In this case, the decision will be referred to either:
 - (i) The original decision maker for reconsideration.
 - (ii) The Cabinet for its consideration where the original decision was taken by an officer under delegation.
 - (iii) Full Council, if the Scrutiny Panel concludes that the decision was contrary to the Council's Policy Framework or contrary to (or not wholly in accordance with) the approved Budget.

In the event that the Scrutiny Panel concludes that the decision is, or if made would be, contrary to the Council's adopted Budget and Policy Framework, then the matter must be referred to Full Council for consideration.