

**CALL IN FOLLOWING DECISION OF CABINET ON 11<sup>TH</sup> NOVEMBER 2015 – ASSET DISPOSALS - LAND AT SHELDON GROVE, CHESTERTON**

**Submitted by:** Democratic Services Manager

**Portfolio:** Town Centre, Business and Assets

**Ward(s) affected:** Holditch

**Purpose of the Report**

To Consider the decision of Cabinet made at its meeting on 11th November 2015 in relation to Land at Sheldon Grove.

**Recommendation**

**That the Committee review the decision of the Cabinet made on 11th November 2015 in accordance with the call-in procedure as set out in section 1 of this report.**

**Background**

At the meeting of the Cabinet on 11th November 2015 consideration was given to a report requesting that:

- (a) That Members approve the principle of disposal of part of the land at Sheldon Grove, subject to the outcome of the necessary further technical site assessments.
- (b) That Members approve the procurement of specialist consultants to prepare and submit a planning application in respect of this site, taking account of the known technical constraints and key site features highlighted through the consultation process.
- (c) That officers report back on the viability of any development scheme prior to submitting any outline planning application for the comprehensive treatment of the overall site

**The final resolution of the Cabinet was:**

- (i) That the principle of a partial disposal of the subject land be approved subject to the following conditions:
  - (1) That, given the location of the land and the lack of suitable green space for community use in the area, any proposal for development will include the retention of a significant amount of accessible public open space suitable for children's play space – a kick about area etc.
  - (2) That, as part of any sale, a covenant be placed on the public open space area – securing it for the community in perpetuity.
  - (3) That officers facilitate the preparation of an outline design and bring it to a future Cabinet meeting for approval, prior to any disposal.
  - (4) That, any planning application will be presented at a meeting of the Strategic Planning Advisory Committee where local Members will have the opportunity to comment on the plans.

A copy of this report is attached at **Appendix A**. Following the decision of the Cabinet, a request for a call-in was made to the Chief Executive to review the decision; a copy of the call-in request is attached at **Appendix B**.

1. **Procedure to Be Followed**

<b>Action</b>	<b>By Whom</b>	<b>Time Allocated</b>
Apologies	Chair	
Declarations of Interest and Party Whip	Chair	
Welcome – including explanation of procedure to be followed	Chair	
Explanation of reasons for the call-in and justification for proposal set out on the call-in form	Lead call-in member and any other persons that they wish to involve	15 minutes
Explanation of decision taken and views on alternative proposal	Relevant Cabinet member and officer	15 minutes
Questioning of call-in representatives and decision taken and consideration of any documents that may illustrate the issue under discussion	Overview and Scrutiny Committee Members	Unlimited
Summing up	Lead call-in Member	5 minutes
Summing up	Decision taker	5 minutes
Voting on the proposal on the call-in form	Overview and Scrutiny Committee Members	Unlimited

2. **Options Considered**

2.1 Having reviewed the decision the Committee may either

- a) Choose to reject the call-in and note the original decision
- b) Accept the proposal set out in the call in form and refer back to Cabinet with its additional comments to be considered by Cabinet at its next scheduled meeting when Cabinet may amend the decision or not before adopting the final decision.
- c) Accept the proposal set out on the call-in form and refer the matter to Full Council if the decision is deemed to be outside the budget and policy framework.

If the call-in is rejected then the original decision takes effect from the date of this meeting.

3. **Proposal**

That the protocol for Member Call-in be followed as detailed in the Council's constitution.

4. **Earlier Cabinet/Committee Resolutions**

Cabinet Report – Land at Sheldon Grove

5. **List of Appendices**

**Appendix A:** Cabinet Report – Land at Sheldon Grove

**Appendix B:** Call-in Request