



AGENDA

EXTRA-ORDINARY SCRUTINY COMMITTEE MEETING

Date: Wednesday, 20 May 2020

Time: 7.00pm

Venue: Virtual Meeting Via Skype*

Membership:

Councillors Lloyd Bowen (Chairman), Richard Darby, Steve Davey, Mike Dendor (Vice-Chairman), Tim Gibson, Alastair Gould, James Hall, Carole Jackson, Elliott Jayes, Denise Knights, Lee McCall, Pete Neal and Ken Pugh.

Quorum = 4

INFORMATION FOR THE PUBLIC

*Members of the press and public can listen to this meeting live. Please email democraticservices@swale.gov.uk or call 01795-417330 by **4pm on Tuesday 19 May 2020** to be added to the skype meeting.

Privacy Statement

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1. Apologies for Absence and Confirmation of Substitutes
 2. Declarations of Interest

Councillors should not act or take decisions in order to gain financial or other material benefits for themselves or their spouse, civil partner or

person with whom they are living with as a spouse or civil partner. They must declare and resolve any interests and relationships.

The Chairman will ask Members if they have any interests to declare in respect of items on this agenda, under the following headings:

(a) Disclosable Pecuniary Interests (DPI) under the Localism Act 2011. The nature as well as the existence of any such interest must be declared. After declaring a DPI, the Member must leave the meeting and not take part in the discussion or vote. This applies even if there is provision for public speaking.

(b) Disclosable Non Pecuniary (DNPI) under the Code of Conduct adopted by the Council in May 2012. The nature as well as the existence of any such interest must be declared. After declaring a DNPI interest, the Member may stay, speak and vote on the matter.

(c) Where it is possible that a fair-minded and informed observer, having considered the facts would conclude that there was a real possibility that the Member might be predetermined or biased the Member should declare their predetermination or bias and then leave the room while that item is considered.

Advice to Members: If any Councillor has any doubt about the existence or nature of any DPI or DNPI which he/she may have in any item on this agenda, he/she should seek advice from the Monitoring Officer, the Head of Legal or from other Solicitors in Legal Services as early as possible, and in advance of the Meeting.

3. Call-in Minster Leas Modular Toilet Contract Award

3 - 6

The Cabinet Member for Environment, the Head of Commissioning, Environment and Leisure and the Leisure and Technical Services Manager have been invited to attend.

Issued on Tuesday, 12 May 2020

The reports included in Part I of this agenda can be made available in **alternative formats**. For further information about this service, or to arrange for special facilities to be provided at the meeting, **please contact DEMOCRATIC SERVICES on 01795 417330**. To find out more about the work of the Scrutiny Committee, please visit www.swale.gov.uk

Chief Executive, Swale Borough Council,
Swale House, East Street, Sittingbourne, Kent, ME10 3HT

Call in Form

NB: Please note that urgent decisions are not subject to Call-in. (See paragraph 16 of O&S procedure rule 15)

Decision/Minute Number:	Deadline Date for Call-in:
649	
Reason for making the Call-in (*please continue on a separate sheet as appropriate)	
<p>Inadequate consultation relating to the decision: The public were not consulted about the proposal which will have a big impact on the aesthetics of this open space.</p> <p>Relevant information not considered: The parish council was consulted but the parish councils response was not mentioned in the report or verbal therefore this could not be considered by the cabinet. The parish council want option B or a location close to option B but had disagreed with option A. All three ward members object to the location however this was not mentioned.</p> <p>Justification for the decision open to challenge on the basis of the evidence considered: the tender with the highest overall MEAT score was not the recommended one. It was £5756 cheaper on the build cost.</p>	
Please also tick the boxes as appropriate:	
Decision outside Policy and Budgetary Framework	
Inadequate consultation relating to the decision	Tick
Viable alternative not considered	
Relevant information not considered	Tick
Justification for the decision open to challenge on the basis of the evidence considered	Tick
The Alternative proposal is (*please continue on a separate sheet as appropriate)	
Called-in by:	
Chairman of the Scrutiny Committee	

Vice-Chairman of the Scrutiny Committee, in the absence of the Chairman		
Five non-Cabinet Members		Tick
Name	Signature	Date
Elliott Jayes		30/04/2020
Richard Darby		30/04/2020
Ken Ingelton		30/04/2020
Ken Pugh		30/04/2020
Lee McCall		30/04/2020
Checklist		Yes/No
Does the reason and alternative proposal cover any of the types of decisions (1-10) in the Constitution Overview and Scrutiny Procedure Rules?		*Specify which exemption
Is the call-in form completed correctly?		
Has the call in form been received within the specified time?		
The reason for the call in is unclear or does not relate to the decision specified on the call-in form		
The reason for the call in is a question the answer to which can be found in the report		
Is the request frivolous or defamatory?		
Authorisation		
Discussed with Policy and Performance Officer/ Democratic Services		
Monitoring Officer is justification for call-in valid?		
Please return hard copy to:	For office use only	
Democratic Services,	Form received by:	
Swale House,	Date and time:	
East Street,		
Sittingbourne, ME10 3HT		

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