

Tunbridge Wells Borough Council

Decisions taken by the Cabinet on Thursday, 23 June 2022



Item	Topic	Decision
Part 1 – Items considered in public		
9	Cabinet Portfolios and Appointment to Working Groups of the Cabinet Subject to call-in: No	RESOLVED: That the appointments made by the leader as set out in the report be noted.
10	Appointments to Outside Bodies Subject to call-in: No	RESOLVED: That the appointments made by the leader as set out in the report be noted.
11	Strategic Risk Register Subject to call-in: Yes	RESOLVED: That the Committee notes the risk management report and arrangements for managing strategic risk. REASON FOR DECISION: To effectively manage strategic risks in accordance with the method advised by the Council’s auditors.
12	Annual Report on the use of RIPA Subject to call-in: Yes	RESOLVED: That the report be noted REASON FOR DECISION: To demonstrate the Council’s compliance with legislation.
13	Revenue Management Report - Quarter 4 Subject to call-in: Yes	RESOLVED: <ol style="list-style-type: none"> 1. That the actual revenue expenditure outturn and impact on reserves for the year ended 31 March 2022 be noted. 2. That the expected withdrawal from reserves of £963,000 to meet the forecast deficit at Quarter 3 would not be needed and a sum of £35,000 would be transferred into the General Fund be noted.

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		<p>REASON FOR DECISION: To show the actual expenditure on services compared to the revised budget for the period ending 31 March 2022, and the forecast outturn position, highlighting significant variances from the revised annual budget.</p>
<p>14</p>	<p>Capital Management Report - Quarter 4</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the actual gross and net expenditure for the year and the sources of finance, as shown in Appendices B to D be noted. 2. That the proposed variations to the Capital programme, set out in note 4.3 to 4.13 be approved. 3. That the proposed movement between years, set out in note 4.14 be approved. 4. That the included of a new scheme into the Capital programme as set out in notes 4.15 to 4.17 be noted. <p>REASON FOR DECISION: Managing and forecasting capital expenditure effectively was vital in order to support all of the services provided by the Council.</p>
<p>15</p>	<p>Treasury and Prudential Indicator Management Report - Quarter 4</p> <p>Subject to call-in: Yes</p>	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the Treasury Management and Prudential Indicator position for 2021/22 be noted. 2. That the actual for investment and bank interest is £487,000, an increase of £125,000 from the approved budget of £362,000, and a further improvement of £25,000 from the Quarter 3 projection be noted. <p>REASON FOR DECISION: Ensuring effective cash flow management was vital in order to support all the services provided by the Council. The interest received from investments was an important source of income in helping to set a balanced budget.</p>

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16	Performance Summary Quarter 4 Subject to call-in: Yes	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the summary of project performance over Quarter four, 2021/22 at Appendix A be noted. 2. That the summary of service performance over Quarter four, 2021/22 at Appendix B be noted. 3. That the Recovery Plans for Quarter four, 2021/22 at Appendices C-J be noted. <p>REASON FOR DECISION: To monitor the effectiveness of the Council's actions plans to meet all of the objectives within the Five-Year Plan, highlight underperforming areas, and propose actions to remedy any underperformance to ensure the key objectives are met.</p>
17	Complaints Summary Quarters 3 & 4 Subject to call-in: Yes	<p>RESOLVED: That the summary of complaints over period two (October 2021 to March 2022) be noted.</p> <p>REASON FOR DECISION: To enable Cabinet to understand the Council's current performance in relation to complaints handling.</p>

Decision Notice published: Thursday 23 June 2022

Please see below for details of the Council's call-in procedure.

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Call-in Procedure

Call-in is the procedure whereby a decision of the Cabinet, the Leader or a Portfolio Holder, or a member or officer with delegated executive authority (an executive decision), taken but not implemented, may be examined by the Overview and Scrutiny Committee prior to implementation.

This is a power which should only be used in exceptional circumstances and should not be used in respect of day-to-day operational decisions. The procedure will not apply to decisions to which the Call-in and Urgency Procedure is applied (Overview and Scrutiny Procedure Rule 14) or to recommendations to or decisions of Full Council.

An executive decision can be called in by the date specified below (within five clear working days of the publication of the decision) by the Chairman of the Overview and Scrutiny Committee or at least any three (non-Cabinet) members of the Council in accordance with Overview and Scrutiny Procedure Rule 12 of the Constitution.

Any request for call-in must be in writing, bearing the signature(s) of the Council member(s) initiating the call-in, or by email which, if from several persons, shall require a separate email from each of them.

A request for call-in must state the reason(s) and must meet at least one of the following grounds:

- (12.6.1) inadequate consultation with stakeholders prior to decision;
- (12.6.2) the absence of adequate evidence on which to base a decision;
- (12.6.3) the decision would require a departure from or a change to the agreed budget and policy framework;
- (12.6.4) the action decided upon would not be proportionate to the desired outcome;
- (12.6.5) the decision would be open to a human rights challenge;
- (12.6.6) insufficient consideration of legal and financial advice; or
- (12.6.7) the decision is not within the Cabinet's powers or terms of reference or within the portfolio of the Leader or Portfolio Holder or member or Officer with delegated executive powers who took it.

Any request in respect of the above decisions must reach the proper officer by: **5pm on Thursday 30 June 2022**

Mark O'Callaghan
Scrutiny and Engagement Officer

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Tunbridge Wells TN1 1RS

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