
CABINET URGENT DECISIONS

Responsible Cabinet Member - Councillor John Williams, Leader

Responsible Director – Corporate Management Team

SUMMARY REPORT

Purpose of the Report

1. To report the urgent decisions made by Cabinet to which the procedure for calling-in could not be applied, as contained in this Council's Constitution.

NOTE – The topics of the reports outlined below are not to be the subject of debate by Council. However, Councillors may ask technical or factual questions to the relevant Director as to the reason(s) for urgency.

Recommendation

2. That the urgent decisions taken be noted.

Reasons

3. To comply with this Council's Constitution.

Corporate Management Team

Background Papers

Report to Cabinet on Tuesday, 15th June 2010, entitled 'Council Support for the Third Sector';

Report to Cabinet on Tuesday, 13th July 2010, entitled 'The Forum – Humanatics';

Report to Cabinet on Tuesday, 13th July 2010, entitled 'Durham Waste Management Company'.

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S17 Crime and Disorder	The contents of this report has been considered in the context of the requirements placed on the Council by Section 17 of the Crime and Disorder Act 1998, namely, the duty on the Council to exercise its functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its areas. It is not considered that the contents of this report have any such effect.
Health and Well Being	Any impact in relation to Health and Well Being are referred to in the individual reports submitted to Cabinet.
Sustainability	Any impact in relation to Sustainability is referred to in the individual reports submitted to Cabinet.
Diversity	Any impact in relation to Diversity is referred to in the individual reports submitted to Cabinet.
Wards Affected	Any impact in relation to Wards Affected are referred to in the individual reports submitted to Cabinet.
Groups Affected	Any impact in relation to Groups Affected are referred to in the individual reports submitted to Cabinet.
Budget and Policy Framework	This report does not recommend a change to the Council's budget or policy framework.
Key Decision	This is a non Executive decision.
Urgent Decision	This is not an urgent decision.
One Darlington: Perfectly Placed	Any impact in relation to One Darlington: Perfectly Placed are referred to in the individual reports submitted to Cabinet.
Efficiency	Any impact in relation to Efficiency is referred to in the individual reports submitted to Cabinet.

MAIN REPORT

Information and Analysis

4. Contained within this Council's Constitution is a procedure for Scrutiny Committees to call-in decisions of Cabinet. This call-in procedure does not apply where the decision being taken by Cabinet or an Officer is urgent.
5. A decision will be urgent if any delay, which is likely to be caused by the call-in process, would seriously prejudice the Council's or the public interest.
6. The Constitution states that decisions taken as a matter of urgency must be reported to the next available meeting of the Council, together with the reasons for urgency and, given below, are details of such decisions taken since the last ordinary meeting of Council held on 13th May 2010.
7. In addition, there are also provisions within this Council's Constitution for a decision which is a key decision and which has not been included on the Forward Plan to be made under the Special Urgency Rule. The Special Urgency Rule requires the agreement of the Chair or Vice-Chair of the relevant Scrutiny Committee that the taking of the decisions could not be reasonably deferred and, in these instances, the approval of Councillor Hazeldine and Councillor Long respectively, as the relevant chairs, was obtained, and the decisions are detailed below.

C10	Council Support for the Third Sector	To agree the implementation of a health check for all organisations receiving a Council grant, or where payments are still to be made within the current financial year, with effect from 1 st July 2010 (Urgent Decision).
C47	The Forum - Humantics	To enable Members to make a decision at an early date on options for The Forum Music Centre, ahead of its proposed closure of The Forum on 1 st September 2010 (Special Urgency Rule).
C49	Durham Waste Management	To gain delegated powers to officers to enable progress of issues relating to Durham Waste Management Company within required timescales (Special Urgency Rule).

Outcome of Consultation

8. No formal consultation was undertaken in the preparation of this report.