

**REPORT OF THE MONITORING OFFICER****CALL-IN OF CABINET DECISION – NOTTINGHAMSHIRE HEALTHY FAMILIES PROGRAMME: 2024 AND BEYOND****Purpose of the Report**

1. The Overview Committee is convened to consider a call-in of the Cabinet decision in relation to 'the Nottinghamshire Healthy Families Programme: 2024 and beyond'.

**Information**

2. The Cabinet considered and agreed the report 'Nottinghamshire Healthy Families Programme: 2024 and beyond' at its meeting on 9 March 2023. The report is attached as Appendix C to this report.
3. During the call-in period for this decision, a formal request to call-in the decision was received by the Monitoring Officer.
4. The request sought to call-in the decision on 3 grounds as set out in the letter attached as Appendix A. The response to the request by the Monitoring Officer is that the most appropriate way forward is to convene a meeting of Overview Committee to consider the matter as a call-in request. This response is attached as Appendix B.
5. The call-in Procedure is set out in Appendix 2 of the Overview and Select Committee Procedure Rules. The format of the meeting will be as set out in the Procedure Rules as follows:
  - Members who requested the call-in will each be able to speak for a maximum of 5 minutes
  - After making their speech call-in members will take no further part in the discussion.
  - The relevant Cabinet Member(s) will then be invited to make any comments (overall maximum time limit is 15 minutes)
  - The relevant Corporate Director, or their nominees, will advise members on the background, context and importance of the decision in achieving service priorities. (overall maximum time limit is 15 minutes).
  - Overview Committee members will ask questions of members and officers (maximum time limit 30 minutes).

- The Cabinet Member(s) will be invited to make any final comments (maximum time limit is 10 minutes).
6. In considering the call-in request, Overview Committee will make one of the following decisions as set out in paragraph 14ix of the Call-in Procedure (page 111 of the Constitution) summarised below:
- a. to take no further action, in which case the decision will take effect immediately
  - b. to refer the decision back to the decision-maker for further consideration which was Cabinet in this case. Cabinet is then required to re-consider the matter within a further 10 working days, taking into account the points raised by Overview Committee.
  - c. in exceptional cases, but only where the Overview Committee considers that a decision is contrary to the policy framework or is contrary to or not wholly in accordance with the budget, it may refer the matter to full Council, in which case paragraph 17 of the Call-in Procedure will apply.

### **Other Options Considered**

7. Consideration has been given by the Monitoring Officer as to whether the call-in request is valid and it has been determined that that the issues raised should be considered by Overview Committee using the Call-in Procedure set out in the Constitution.

### **Reason/s for Recommendation/s**

8. In Cabinet models of governance call-in is a legally required process and is set out in the Constitution. Once accepted as a call-in, Overview Committee must consider the matter and make its decision based on the information provided and in accordance with the provisions set out in the Constitution.

### **Statutory and Policy Implications**

9. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance, finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

### **Financial Implications**

10. There are no financial implications arising directly from this report.

## **RECOMMENDATION**

- 1) That the Overview Committee consider the information provided and make a decision as set out in paragraph 6 above.

**MARJORIE TOWARD  
MONITORING OFFICER**

**For any enquiries about this report please contact:**

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**Constitutional Comments (HD – 23/03/2023)**

11. Overview Committee has the authority to make a decision in respect of a call-in pursuant to its terms of reference and the Overview and Scrutiny Procedure Rules.

**Financial Comments (SES 21/03/2023)**

12. There are no specific financial implications arising directly from this report.

**Background Papers and Published Documents**

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

- None

**Electoral Division(s) and Member(s) Affected**

- All