

Bolsover District Council

Council

8th November 2017

Report on Urgency Decisions Taken by the Executive

Report of the Leader and Portfolio Holder - Strategic Planning and Regeneration

This report is public

Purpose of the Report

- To inform Council of decisions taken under urgency provisions by the Council's Executive.

1 Report Details

- 1.1 Key Decisions made by the Executive are usually subject to Call-In, however the Call-In procedure may be waived where the matter is urgent, in accordance with rule 4.5.15 of the Scrutiny Procedure Rules.
- 1.2 Before a decision can be made which is exempt from Call In, the Chairman of the relevant Scrutiny Committee must agree that both the decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency.
- 1.3 Decisions taken under this provision must be reported to the next available meeting of the Council, together with the reasons for urgency, which is the purpose of this report.
- 1.4 At an extraordinary meeting of the Executive on 17th October 2017, the Executive made decisions in relation to a report on Trade Union Negotiations – Equal Pay Claims. This was considered a matter of urgency as the Council had only a short period of time in which to accept or reject the outcome of negotiations and the timing of this decision could not have been predicted.
- 1.5 An extract of the Minutes which records the decisions taken are attached at Appendix 1.

2 Conclusions and Reasons for Recommendation

- 2.1 Members are asked to note the decision recently taken which was exempt from the Call In procedures.

3 Consultation and Equality Impact

- 3.1 Not applicable.

4 Alternative Options and Reasons for Rejection

4.1 Not applicable as this report is for information only in compliance with the Council's procedure rules.

5 Implications

None arising from this report.

6 Recommendations

6.1 That the report be noted.

7 Decision Information

Is the decision a Key Decision? A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds: <i>BDC: Revenue - £75,000</i> <input type="checkbox"/> <i>Capital - £150,000</i> <input type="checkbox"/> <i>NEDDC: Revenue - £100,000</i> <input type="checkbox"/> <i>Capital - £250,000</i> <input type="checkbox"/> <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i>	No
Is the decision subject to Call-In? (Only Key Decisions are subject to Call-In)	No
District Wards Affected	N/A
Links to Corporate Plan priorities or Policy Framework	Demonstrating good governance

8 Document Information

Appendix No	Title
Appendix 1	Minute Extract
Background Papers (These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Cabinet (NEDDC) or Executive (BDC) you must provide copies of the background papers)	
Report Author	
Contact Number	
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BOLSOVER DISTRICT COUNCIL

Extract from Minutes of an Extraordinary Executive meeting held in the Council Chamber, The Arc, Clowne, on Tuesday 17 October 2017 at 1400 hours

0321. TRADE UNION NEGOTIATIONS

Exempt Paragraph 1, 2, 4 and 5

Executive considered a report of the Chief Executive Officer which provided an update on the current situation regarding outstanding equal pay claims faced by the Council and sought endorsement of the recommended approach to resolve the claims.

RESOLVED That Executive:

- (1) Supports the recommended approach outlined in the body of the report,
- (2) Agrees the use of reserves to pay for the immediate settlement of the 42 traditional claims based on them being 'rated as equivalent',
- (3) Endorses the approach agreed to resolve the 79 none traditional claims as agreed between all parties,
- (4) Requests a further report of the Chief Executive detailing costs of settlement for the 79 none traditional claims once more detailed negotiations have been completed,
- (5) Agrees to the use of external HR support to the Chief Executive during the further negotiations and the administration process for the current settlements and the future settlements,
- (6) Requests that the Chief Executive formally updates Executive in due course as the negotiations progress; and
- (7) Considers the matter urgent and notes that the Chairman of Customer Service and Transformation Scrutiny Committee has agreed that the matter is urgent and it is reasonable in the circumstances for Call In not to apply.

REASON FOR DECISION:

In order to ensure a managed approach to resolving the outstanding claims in a timely manner.

OTHER OPTIONS CONSIDERED:

Settling the claims without negotiation or proceeding with the hearings were rejected due to the risks and costs involved.

(Chief Executive Officer)