



EAST STAFFORDSHIRE BOROUGH COUNCIL

REPORT COVER SHEET

Title of Report:	Call in of Cabinet Decision (Parking Review December 2023)	To be marked with an 'X' by Democratic Services after report has been presented
Meeting of:	Corporate Management Team	
	Pre Cabinet	
	Leader's / Leader of the Opposition's Advisory Group	
	Cabinet / Council	
	Scrutiny Value for Money Council Committee - 17 th January 2024	



Is this an Executive Decision:	NO	Is this a Key Decision:	NO
Is this in the Forward Plan:	NO	Is the Report Confidential: If so, please state relevant paragraph from Schedule 12A LGA 1972:	NO N/A

Essential Signatories:

ALL REPORTS MUST BE IN THE NAME OF A HEAD OF SERVICE

Monitoring Officer: **John Teasdale**

Date 09/01/24 Signature *approved by email*

Chief Finance Officer: **Lloyd Haynes**

Date 08/01/24 Signature *approved by email*

EAST STAFFORDSHIRE BOROUGH COUNCIL

Report to Scrutiny (Value for Money Council) Committee

Date: 17 January 2024

REPORT TITLE: Call in of Cabinet Decision (Parking Review December 2023)

PORTFOLIO: Cabinet Member for Environment and Climate Change

CHIEF OFFICER: Mark Rizk

CONTACT OFFICER: Andrea Davies Ext. No. x1306

WARD(S) AFFECTED: All

1. Purpose of the Report

- 1.1. To consider the decision made at the Cabinet meeting held on 18th December 2023 in respect of the Parking Review (agenda item 8).

2. Background

- 2.1. Call-in is provided for in Part 3 of the Council's Constitution.
- 2.2. The Cabinet made a decision as detailed at item 8 on the agenda for the meeting held on 18th December 2023 which was a key decision and subject to call-in.
- 2.3. This decision has been validly called in by 12 Members.

3. Contribution to Corporate Priorities

- 3.1. The decision being considered is in relation to the Corporate Plan objective reference EEC23: Review of Car Parking Services.

4. Call in of Cabinet Decision

4.1. At the Cabinet meeting held on 18th December 2023 in respect of the Parking Review, the Cabinet resolved:

- 1) That under used parking spaces be converted into temporary urban parks on a case by case basis. In addition, that the proposed EV charging point installation at the Maltings, Uttoxeter be used as a test pilot example;
- 2) That Option 3 be implemented for the parking tariff from April 1st 2024, because it offered a below inflation price rise which should support residents in parking in ESBC car parks;
- 3) That three and six month options cease from April 1st 2024 and that 12 month permit prices be frozen at their present value of £575 for the next twenty four months and reviewed again in 2025. In addition, a two year pilot (reviewed after 12 months) of a one month permit be introduced;
- 4) That free After 3 to cease from March 31st 2024 as there is limited evidence to understand its worth;
- 5) That residents be consulted on the potential phasing out of parking machines and cash payments in Council car parks, with an appropriate 'lead in' time should this option be selected;
- 6) That the Community and Civil Enforcement structure and ANPR be the subject of a detailed review in 2024/25, subject to consultation with staff.

4.2. The full report relating to the decision can be accessed by clicking the following [link](#).

4.3. An extract from the minutes of the meeting is attached at **Appendix 1** to this report.

4.4. As this was a key decision, notice of the decision was given to all Members of the Council on 20th December 2023.

4.5. A request to call the decision in was received via email by the Proper Officer on 24th December 2023.

4.6. The decision was called in by the following 12 Members of the Council:

- Cllr G Allen;
- Cllr Mrs B Ashcroft;
- Cllr L Beech;
- Cllr L Bullock;
- Cllr A Clarke;
- Cllr S P Gaskin;
- Cllr Mrs V Gould;
- Cllr R Lock;

- Cllr B G Peters;
- Cllr S Sankey;
- Cllr C Smedley;
- Cllr C Wileman.

4.6 The Council's Constitution (Part 3, Paragraph 6.4.4) states that a valid request to call in a decision shall:

4.6.1 Be writing or by email;

4.6.2 State the decision which the Councillors wish to call in;

4.6.3 State the reason(s) why they wish to call in the decision.

4.7. Copies of the email requests to call the decision in, including the cited reasons for the call-in, are attached at **Appendix 2**.

4.8. The decision has been validly called in and now needs to be considered by the Scrutiny (Value for Money Council) Committee in accordance with the Council's Constitution.

4.9. The Scrutiny Committee has three options:

4.9.1. To do nothing and allow the decision to stand; OR

4.9.2. To refer the decision back to the decision taker with a request to reconsider, including the reasons in writing for so doing; OR

4.9.3. To refer the matter directly to the full Council for debate (this will only usually be in exceptional circumstances such as when the decision is contrary to the Policy Framework or the Council's budget).

5. Financial Considerations

This section has been approved by the following member of the Financial Management Unit: Lloyd Haynes

5.1. There are no financial issues arising directly from this Report. The main financial issues arising from this decision are contained within the Parking Review report submitted to the Cabinet meeting held on 18th December 2023 ([link](#))

6. Risk Assessment and Management

6.1. The main risks to this Report and the Council achieving its objectives are as set out in the Parking Review report submitted to the Cabinet meeting held on 18th December 2023 ([link](#)).

7. Legal Considerations

This section has been approved by the following member of the Legal Team: John Teasdale

- 7.1. There are no significant legal issues arising directly from this Report.
- 7.2. The main legal issues arising from this decision are contained within the Parking Review report submitted to the Cabinet meeting held on 18th December 2023 ([link](#)).

8. Equalities and Health

- 8.1. **Equality impacts:** The subject of this Report is [not] a policy, strategy, function or service that is new or being revised. An equality and health impact assessment is not required.
- 8.2. **Health impacts:** The outcome of the health screening question does not require a full Health Impact Assessment to be completed. An equality and health impact assessment is not required.

9. Data Protection Implications – Data Protection Impact Assessment (DPIA)

- 10.1. A DPIA must be completed where there are plans to:
- use systematic and extensive profiling with significant effects;
 - process special category or criminal offence data on a large scale; or
 - systematically monitor publicly accessible places on a large scale
 - use new technologies;
 - use profiling or special category data to decide on access to services;
 - profile individuals on a large scale;
 - process biometric data;
 - process genetic data;
 - match data or combine datasets from different sources;
 - collect personal data from a source other than the individual without providing them with a privacy notice ('invisible processing');
 - track individuals' location or behaviour;
 - profile children or target marketing or online services at them; or
 - process data that might endanger the individual's physical health or safety in the event of a security breach
- 10.2 Following consideration of the above, there are no Data Protection implications arising from this report which would require a DPIA.

10. Human Rights

- 10.1. There are no Human Rights issues arising from this Report.

11. Sustainability (including climate change and change adaptation measures)

- 11.1. Does the proposal result in an overall positive effect in terms of sustainability (including climate change and change adaptation measures) N/A

12. **Recommendation(s)**

12.1. To consider the following decision made by the Cabinet at the Cabinet meeting held on 18th December 2023 in respect of the Parking Review, i.e. the approval of the following recommendations:

- 1) That under used parking spaces be converted into temporary urban parks on a case by case basis. In addition, that the proposed EV charging point installation at the Maltings, Uttoxeter be used as a test pilot example;
- 2) That Option 3 be implemented for the parking tariff from April 1st 2024, because it offered a below inflation price rise which should support residents in parking in ESBC car parks;
- 3) That three and six month options cease from April 1st 2024 and that 12 month permit prices be frozen at their present value of £575 for the next twenty four months and reviewed again in 2025. In addition, a two year pilot (reviewed after 12 months) of a one month permit be introduced;
- 4) That free After 3 to cease from March 31st 2024 as there is limited evidence to understand its worth;
- 5) That residents be consulted on the potential phasing out of parking machines and cash payments in Council car parks, with an appropriate 'lead in' time should this option be selected;
- 6) That the Community and Civil Enforcement structure and ANPR be the subject of a detailed review in 2024/25, subject to consultation with staff

and to decide whether to:

- 12.1.1. Do nothing and allow the decision to stand;
- 12.1.2. Refer the decision back to the decision taker with a request to reconsider, including the reasons in writing for so doing: or
- 12.1.3. Refer the matter directly to the full Council for debate (this will only usually be in exceptional circumstances such as when the decision is contrary to the Policy Framework or the Council's budget).

13. **Background Papers**

13.1. None

14. **Appendices**

- 14.1. Appendix 1: Extract from the Minutes of the Cabinet meeting held on 18th December 2023.
- 14.2. Appendix 2: Member requests for call-in