

Report to: **TOURISM, ECONOMY AND COMMUNITIES
SCRUTINY COMMITTEE**

Relevant Officer: Sharon Davis, Scrutiny Manager

Date of Meeting: 23 July 2020

CALL-IN REQUEST

1.0 Purpose of the report:

1.1 The Committee to consider the Call-in of Executive Decision EX29/2020 'Proposed appropriation and disposal of open space land at Stanley Park Golf Course, Blackpool'.

2.0 Recommendation(s):

2.1 To consider the Call-in request and take action as follows:

a) refer the decision back to the Executive for reconsideration or refer the matter to full Council with, in either case, details of the Committee's concerns; or

b) take no further action on the decision (whereupon the decision will come into force and may be implemented immediately).

3.0 Reasons for recommendation(s):

3.1 To ensure the scrutiny process continues to be fully accountable and an important part of the democratic process.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

None.

4.0 Council Priority:

4.1 The relevant Council priority is 'The economy: Maximising growth and opportunity across Blackpool.'

5.0 Background Information

5.1 The decision, attached at Appendix 2(a) (published on 14 July 2020) relates to the proposed appropriation and disposal of open space land at Stanley Park Golf Course, Blackpool.

5.2 The decision involved the Executive agreeing the following recommendations:

1. To note the objections received in respect of the intention to dispose of the open space land at Stanley Park Golf Course, Blackpool, coloured red on the plan attached at Appendix 2a, to the Executive report, ('Site A') but having considered the objections along with the information contained in this report agree that no changes to the proposal should be made.
2. To authorise the disposal of Site A by way of leasehold disposal arrangements for the initial operation of the whole of Site A as golf course facility followed by the operation of a golf course facility on that part of Site A which is shown coloured green on the plan attached at Appendix 2a, to the Executive report ('Site C').
3. To delegate authority to the Director of Communications and Regeneration to undertake the disposal process in respect of Site A, agree the timing of the implementation and all matters related to the disposal, deal with all matters arising from the decision and to complete the disposal process.
4. To note the objections received in respect of the intention to appropriate the open space land at Stanley Park Golf Course, Blackpool, shown coloured blue on the plan attached at Appendix 2a, to the Executive report, ('Site B') from open space purposes for planning purposes but having considered the objections along with the information contained in this report agree that no changes to the proposal should be made.
5. To agree in principle that Site B, which is held by the Council for the purpose of open space/recreation is no longer required to be held for those purposes and should be appropriated for planning purposes with a view to its subsequent future development.
6. To authorise the appropriation of Site B from open space/recreation purposes for planning purposes.

7. To delegate authority to the Director of Communications and Regeneration to undertake the appropriation processes in respect of Site B, to agree the timing of the implementation and all matters relating to the appropriation, to deal with all matters arising from the decision and complete the appropriation process.
8. To note the objections received in respect of the intention to dispose of the open space land at Stanley Park Golf Course, Blackpool, shown coloured blue on the plan attached at Appendix 2a, to the Executive report, ('Site B') but having considered the objections along with the information contained in this report agree that no changes to the proposal should be made.
9. To authorise the disposal of Site B by way of long term leasehold disposals for use for the proposed development of Site B.
10. To delegate authority to the Director of Communications and Regeneration to undertake the disposal process in respect of Site B, agree the timing of the implementation and all matters related to the disposal, deal with all matters arising from the decision and to complete the disposal process.
11. To authorise the Head of Legal Services to enter into such documentation as may be necessary to give effect to the disposal of Site A and the appropriation and disposal of Site B.

5.3 Councillor Tony Williams has called in the decision, the reasons for which are outlined in the call-in request document, attached at Appendix 2(b).

5.4 The options available to the Committee are outlined at paragraph 2.1. It should be noted that if the matter is referred to Council, then Council will only have the option of:

- a) Taking no further action (whereupon the decision will come into force and may be implemented immediately) or;
- b) Refer the decision back to the Executive for reconsideration (unless it is proven that the Executive acted contrary to the Budget and Policy Framework).

5.5 Particular reference should be made to the extract at Appendix 2(d) of the protocol relating to 'Call in'.

5.6 Witnesses/representatives

5.6.1 As requested by the Committee members, the following persons have been invited to

attend the meeting to speak on the matter:

- Councillor Tony Williams
- Councillor Mark Smith, Cabinet Member for Business, Enterprise and Job Creation

Does the information submitted include any exempt information?

No

List of Appendices:

Appendix 2(a): Executive decision EX29/2020 and map of land in relation to decision EX29/2020

Appendix 2(b): Request for Call-in of Executive decision EX29/2020

Appendix 2(c): Call-in procedure (as per the Council's Constitution).

Appendix 2(d): Protocol relating to Call-In.

6.0 Legal considerations:

6.1 None

7.0 Human Resources considerations:

7.1 None

8.0 Equalities considerations:

8.1 None

9.0 Financial considerations:

9.1 None

10.0 Risk management considerations:

10.1 None

11.0 Ethical considerations:

11.1 None

12.0 Internal/ External Consultation undertaken:

12.1 None

13.0 Background papers:

13.1 None