

Bath & North East Somerset Council		
MEETING:	Climate Emergency & Sustainability Policy Development & Scrutiny Panel	
MEETING DATE:	29 July 2025	EXECUTIVE FORWARD PLAN REFERENCE:
		E3620
TITLE:	Call-in of decision E3620 – Business waste collection changes in central Bath	
WARD:	All	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Appendix 1 Call-in Request		
Appendix 2 Single Member Cabinet Decision		
Appendix 3 Single Member Cabinet Decision – covering report.		
List of attachments to appendix 3:		
Appendix i – Consultation documents		
Appendix ii – Map of consultation responses		
Appendix iii – Reusable rubbish bags left out overnight		
Appendix iv – Equalities Impact Assessment (EIA)		

1 THE ISSUE

- 1.1 Any nine Councillors not in the Council's Cabinet may request that a Cabinet or Single Member Decision made, but not yet implemented, be reconsidered by the person or body who made it. This is called a "call-in" and has the effect of preventing the implementation of the decision pending a review of the decision by a Policy Development and Scrutiny Panel.
- 1.2 This report sets out the call-in received from nine councillors relating to the **'Business Waste Collection Changes in Central Bath'** Single Member decision.

The role of the Panel is to consider the issues raised by the call-in notice and to determine its response.

2 RECOMMENDATION

The Panel is asked to;

- 2.1 Consider the call-in request received (Appendix 1);
- 2.2 Decide whether it will reach a conclusion about whether to uphold or dismiss the call-in, or refer the matter to the Council itself to undertake the role of the Panel.

3 THE REPORT

- 3.1 When the Panel determines the call-in, it is suggested that the following format be adopted:
 - (1) Remind itself of the issues to be considered and consider any additional written information supplied. The Panel will only address questions from the validated points within the call-in notice.
 - (2) Hear from any public speakers (and external contributors if appropriate)
 - (3) Hear from and ask questions of Councillor(s) representing the call-in signatories.
 - (4) Hear from and ask questions of the Cabinet Member(s) and lead officer(s).
 - (5) Hear closing statements from the Cabinet Member(s) and Lead Call-In Member.
 - (6) Discuss and draw conclusions from the written and oral information presented.
 - (7) Consider and formulate the Panel's determination of the call-in.
- 3.2 It is important to note that the Panel (or Council fulfilling this role) can only recommend that the Cabinet Member reconsiders the decision. The Panel does not have the power to amend the decision itself and the ultimate decision remains with the original decision maker.
- 3.3 If referring the issue to Council rather than determining the call-in at Panel, no further debate should take place at the Panel.

4 STATUTORY CONSIDERATIONS

- 4.1 A Call-in is a statutory process pursuant to the Council's Constitution Part 3.2.25. The Monitoring Officer, on behalf of the Chief Executive, has validated the call in and confirms that it conforms to constitutional requirements in terms of time of receipt and number of Members validly subscribing to it.
- 4.2 The Policy Development and Scrutiny Panel Chairs have approved guidance on the handling of call-in requests which make clear that there is a presumption that every validated call-in will proceed to a public meeting stage.

5 RESOURCE IMPLICATIONS (FINANCE, PROPERTY, PEOPLE)

- 5.1 The Panel should be aware that the Council's Constitution (Part 3.3.14) requires that

"Where an Overview and Scrutiny Panel makes a recommendation that would involve the Council incurring additional expenditure (or reducing income) the Panel has a responsibility to consider and / or advise on how the Council should fund that item from within its existing resources or the extent to which that should be seen as a priority for future years' budget considerations".

- 5.2 It is important, therefore, in its consideration of the call-in that the Panel gives consideration to the alternative options available to the decision-maker and the financial consequences of these.

6 RISK MANAGEMENT

- 6.1 A risk assessment related to the issue and recommendations (of the issue being called-in) has been undertaken, in compliance with the Council's decision making risk management guidance.

7 EQUALITIES

- 7.1 An equalities impact assessment is appended to the decision's covering report - appendix 3.

8 CLIMATE CHANGE

- 8.1 Details of how the proposal impacts the climate and ecological emergencies can be seen in appendix 3 – section 8.

9 OTHER OPTIONS CONSIDERED

- 9.1 N/A

10 CONSULTATION

- 10.1 This report has been prepared following consultation with the Chair and Vice Chair of the Policy Development and Scrutiny Panel.

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Background papers	<i>None</i>
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