

Report of the Monitoring Officer

CONSIDERATION OF CALL IN - KIMBERLEY SCHOOL LEISURE CENTRE

1. Purpose of report

To consider the following call-in resulting from a Cabinet decision taken on Tuesday 5 December 2023.

2. Recommendation

The Committee is asked to CONSIDER the call-in and RESOLVE accordingly.

3. Decision: Cabinet, 5 December 2023 - Minute Number 103.1

RESOLVED that:

1. **The Kimberley school request for funding as specified in the exempt report to cover their estimated Leisure Centre deficits over 3 financial years, be rejected.**
2. **The Kimberley School request that the Council provides uncapped contributions towards the repairs costs, including the pool plant replacements and future price increases in utility and supplies costs, not included in their assumptions, be rejected.**
3. **Liberty Leisure continues to discuss the delivery of a 'dry-side' gym facility to be managed at the school site, be approved.**
4. **The Council's Leisure Officer and Liberty Leisure seek alternative leisure sites in the north of the Borough and report back to Cabinet on any viable opportunities, be approved**

4. The decision has been called-in by the following Members:

Councillors P J Owen, L A Ball BEM, D D Pringle, G Hills and M Brown.

5. The reasons for the call-in are as follows:

"We consider the decision is not in the public interest – loss of a major leisure facility without appropriate consultation with stakeholders.

In relation to the above we consider that the following principles of decision-making have been breached:

- Evaluate alternative options – no relative alternative presented
- Undertake consultation as required or as may be appropriate – lack of public consultation, equality impact assessment circulated at meeting with insufficient time to consider

- Obtain and consider professional advice as may be required or appropriate – no evidence given regarding effects on health.”

The following papers have been provided for the consideration of the Committee:

Appendix 1 – Call-in Procedure

Appendix 2 – Cabinet Report OFFICIAL(SENSITIVE)

Appendix 3 – Letter from Kimberley School OFFICIAL(SENSITIVE)

Appendix 4 – Equality Impact Assessment OFFICIAL(SENSITIVE)

6. Background Papers

Nil.