



Provisions within the Constitution Relating to Call-In

Publishing of Decisions

The WMCA must publish its decisions taken by the WMCA Board and/or committees and notify overview & scrutiny committee members by no later than the close of business on the third clear working day following the day on which the decision was made.

Implementing Decisions

Decisions of the Mayor and/or the WMCA or committees of the WMCA may be implemented after 5:00pm on the fifth clear working day after the publication of the decision, unless it is called-in.

The Process

An overview & scrutiny committee must scrutinise the decision within 10 clear working days of the Monitoring Officer receiving the request for call-in. If it does not meet within this time, or does not conclude its scrutiny of the decision, the decision will automatically take effect at the end of the period unless the Chair and Vice-Chair of the Authority and the relevant portfolio lead have agreed to an extension of the period.

Five or more members of an overview & scrutiny committee, at least one member from each of five separate constituent councils, may call-in a decision of the WMCA or the Mayor for scrutiny.

Where an overview & scrutiny committee has scrutinised a decision, it may:

- endorse the decision; or
- refer the decision back to the Mayor and/or the authority or committee for reconsideration, setting out, in writing the nature of its concerns.

A decision which has been endorsed by an overview & scrutiny committee may be implemented immediately.

Where a decision has been referred back, the Mayor and/or the WMCA or the committee shall reconsider the decision at its next ordinary meeting or at such earlier meeting as may be called to deal with the referral or dealt with under the urgency provisions within the constitution, where the matter becomes urgent.

For these purposes, a decision will be urgent if any delay likely to be caused by the call in process would, in the opinion of the Chief Executive, seriously prejudice the Mayor's/authority's, constituent council's or the public's interests.

A decision which has been recommended for re-consideration may not be implemented.

Re-considering the Decision

The Chair of an overview & scrutiny committee (or their nominee) may attend the meeting of the authority/committee which is re-considering the decision, or where the Mayor is reconsidering the decision, meet with the Mayor prior to their reconsideration, to present the report or recommendations. Where the Chair of an overview & scrutiny committee elects to present a report or recommendations, the meeting/Mayor must allow reasonable time to facilitate this.

The Mayor and/or the authority or its committees may confirm, amend, modify or rescind their original decision.

A decision which has been confirmed or amended may be implemented immediately.