

Birmingham City Council

Housing and Neighbourhoods Overview and Scrutiny Committee

17 May 2023



Subject: Request for Call-In – Development of Housing at Dawberry Fields Road

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1 Purpose

- 1.1 This report outlines a Request for a Call-In of the Executive Decision of the Development of Housing at Dawberry Fields Road by the Executive on 25 April 2023 (Appendix 1).
- 1.2 All Executive decisions are subject to Call-In before approval. Further information relating to the Call-In procedure and its criteria is set out in Appendix 2. The Request for a Call In was submitted by Cllrs Lisa Trickett and David Barker (Appendix 3) and was received on 25 April 2023.

2 Recommendations

- 2.1 The Committee:
 - Reviews the reason(s) provided to request this Call-In, and how and why the decision had been reached by the Executive; and
 - Considers whether this request meets the criteria for a Call-In as set out in [Part B \(11.9\) of the Constitution](#), and decides if the decision on the Development of Housing at Dawberry Fields Road should be 'called-in'.

3 Any Finance Implications

- 3.1 With specific regard to this Request for a Call-In, there are no financial implications.
- 3.2 The Cabinet Report (Appendix 4A) outlines the financial implications related to the decision of the Development of Housing at Dawberry Fields Road.

4 Any Legal Implications

- 4.1 As set out in [Part B, 11.9 of the Constitution](#), the purpose of this meeting is to discuss whether the Committee should or should not exercise its power of a Call-In. Specifically, it will formally discuss whether the Executive should reconsider its decision to approve the Development of Housing at Dawberry Fields Road. Further information relating to the Call-In procedure and its criteria is set out in Appendix 2.
- 4.2 The Cabinet Report (Appendix 4A) outlines the legal implications related to the decision of the Development of Housing at Dawberry Fields Road.

5 Any Equalities Implications

- 5.1 The Council has a Public Sector Equality Duty under the Equality Act (2010) to have due regard to the need to:
- eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Act;
 - advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
 - foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
- 5.2 The Cabinet Report outlines an initial Equality Assessment has been completed and is included with this report (Appendix 4A, pages 22-25). The Cabinet Report highlights that a full equality impact assessment has not been completed as it is considered that the proposals of this report do not have any adverse impact on characteristics and groups protected under the Equality Act 2010.
- 5.3 With specific regard to this Request for a Call In, there are no equalities implications.

6 Appendices

- 6.1 Appendix 1 – Executive Decision Record – Development of Housing at Dawberry Fields Road
- 6.2 Appendix 2 – Call-In Procedure and Criteria Briefing Note
- 6.3 Appendix 3 – Call In Request submitted by Cllrs Lisa Trickett and David Barker for the Executive Decision of the Development of Housing at Dawberry Fields Road
- 6.4 Appendix 4A – Report to Cabinet for the Development of Housing at Dawberry Fields Road and appendices B-F referred to in Cabinet Report

- 6.5 Appendix 4B – Report to Cabinet for the Development of Housing at Dawberry Fields Appendix A

7 Background Papers

- 7.1 [Birmingham City Council Constitution](#)
- 7.2 Birmingham City Council Overview and Scrutiny Framework April 2021