

Scrutiny Panel 19 January 2026 Item 4 – Call-in of Executive Key Decision	Item No 4
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OUTLINE

A key element of the scrutiny function is to consider the call-in of an Executive Key Decision.

The call-in relates to the Key Decision HCE S433: Implementation of Standard Fees & Charges for Markets Street Trading & Shop Fronts 2025/2026. The decision was published on 25th November 2025.

A call-in was received within 5 clear working days of the date of the decision being published, by Councillor Zoë Garbett and supported by four other Councillors Claudia Turbet-Delof, Fliss Premru, Liam Davis and Penny Wrout.

The basis of the call-in is that:

- The decision maker did not make the decision in accordance with the principles of decision making, namely **(as set out in Council's constitution under [Part 4 Section E 1.2 \(a\)](#))**.
 1. **proportionality (i.e. the action must be proportionate to the desired outcome)**.
 2. due consultation and the taking of professional advice from officers.
 3. **respect for human rights**.
 4. a presumption in favour of openness.
 5. clarity of aims and desired outcomes.
 6. relevant matters have been ignored.
 7. **consideration and evaluation of alternatives and reasons for decisions**.
 8. **due regard to the statutory framework, guidance and Codes of Conduct**.
- The decision maker did not act in accordance with the policy framework **(as set out in [Part 4 Section E 1.2 \(b\)](#))**.
- The decision maker did not act in accordance with the Council's budget. **(as set out in [Part 4 Section E 1.2 \(c\)](#))**
- The decision maker failed to consider relevant evidence **(as set out in [Part 4 Section E 1.2 \(d\)](#))**.
- The decision would not be in the interests of the borough's residents and a preferable alternative decision could be adopted **(as set out in [Part 4 Section E 1.2 \(e\)](#))**.

Reports attached for this item

- **Monitoring Officer's Report** in respect of Key Decision HCE S433: Implementation of Standard Fees & Charges for Markets Street Trading & Shop Fronts 2025/2026
- **Appendix 1** - Cabinet Report - Markets
- **Appendix 2** - Call in Request
- **Appendix 3** – Call in Request Form.

London Borough of Hackney

Invited for attendance for this item:

- **Cllr Susan Fajana-Thomas**, Cabinet Member for Community Safety and Regulatory Services
- **Rickardo Hyatt**, Group Director Housing, Climate and Economy
- **Kevin Keady**, Assistant Director Parking, Markets & Street Trading Services
- **Dan O'Sullivan**, Service Area Manager Markets, Shop Fronts and Street Trading
- **Louise Humphreys**, Director Legal Democratic Electoral Services and Monitoring Officer
- **Cllr Zoë Garbett**, Dalston Ward, Lead Call-in Councillor
- **Cllr Liam Davis**, Stoke Newington Ward
- **Cllr Penny Wrout**, Victoria Ward
- **Cllr Claudia Turbet-Delof**, Victoria Ward
- **Cllr Fliss Premu**, Clissold Ward.

Also invited for this item:

- **Mayor Caroline Woodley**
- **Cllr Rob Chapman**, Cabinet Member for Finance, Insourcing and Customer Service.

ACTION

That Scrutiny Panel considers the call-in in respect of Cabinet decision HCE S433 Implementation of Standard Fees & Charges for Markets Street Trading & Shop Fronts 2025/2026 and determine whether to:

1. Uphold the original decision and take no further action; or
2. Uphold the call in and either
 - a. refer the decision to Cabinet, as the original decision-maker, for reconsideration setting out the Panel's concerns; or
 - b. refer the decision to Full Council if the Panel considers that the decision was contrary to the Council's Budget and Policy Framework.

If the Scrutiny Panel concludes that the decision is, or if made would be, contrary to the Council's adopted Budget and Policy Framework, then the matter must be referred to Full Council for consideration.