

TEXT OF THE LETTER FROM COUNCILLOR LEE FINN TO THE CHIEF EXECUTIVE  
OF PLYMOUTH CITY COUNCIL

Dear Mr Keel

I have concerns regarding Article 11 of the decision making process as set out in the constitution of the Council.

It is Clear under section 11.3 (a) Full Council decisions and I quote "Decisions relating to the functions listed in Article 4 (Functions of the Council) \*will be made by the full council and not delegated\*".

Further under section (b) Key Decisions

(I) A key decision means a committee or Council decision which is likely: \*TO BE SIGNIFICANT IN TERMS OF ITS EFFECTS ON COMMUNITIES, RESIDENTS AND/OR BUSINESSES IN AN AREA COMPRISING TWO OR MORE WARD(S) AND PARLIAMENTARY CONSTITUENCIES OF THE LOCAL AUTHORITY.\*

I believe that under Article 4 (a) Policy Framework; as Section 53 of the Deposit Local Plan is both a statutory plan and strategy, both Article 11, Article 4, and Key decisions all apply to the decision to close Seaton Pool.

I therefore question the legality of the decision to close Seaton Pool by the Cabinet. I believe considering the above the decision should have been referred to Full Council under the constitution.

I would be grateful if you could clarify this point of law ASAP as it has major implications on a complaint to the Government Ombudsman and possible proceedings leading to a Judicial Review of the decision taken.

Sincerely

Cllr Lee Finn Lib Dem