



EXECUTIVE

MINUTES of the OPEN section of the meeting of the EXECUTIVE held on Tuesday July 18 2006 at 7.00pm at the Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor Nick Stanton, Leader (Chair)
Councillor Columba Blango, Citizenship, Equalities and Communities
Councillor Denise Capstick, Health and Adult Care
Councillor Toby Eckersley, Resources
Councillor Jeff Hook, Community Safety
Councillor Caroline Pidgeon, Children's Services and Education
Councillor Richard Thomas, Regeneration
Councillor Lorraine Zuleta, Culture, Leisure and Sport

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Lisa Rajan and Kim Humphreys.

2. NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS AS URGENT

The chair agreed to accept the following late item as urgent, the reasons for urgency to be specified in the relevant minute:-

Item 19 (open agenda) and Item 5 (closed agenda) – Southwark schools for the future, strategic business case for investment in secondary mainstream and special schools under the Building Schools for the Future (BSF) programme.

3. DISCLOSURE OF INTERESTS AND DISPENSATIONS

At 7.10pm Councillor Columba Blango declared a personal and non-prejudicial interest in item 19 (open) and item 5 (closed) – Southwark schools for the future as a parent of a child attending one of the affected schools.

4. PUBLIC QUESTION TIME

There were no public questions.

The executive considered the items set out in the open agenda, a copy of which has been incorporated into the minute file. Each of the following paragraphs relates to the item bearing the same number on the agenda.

5. **MINUTES**

RESOLVED: That the open minutes of the meetings held on March 14 and June 26 2006 be approved as a correct record and signed by the chair.

6. **DEPUTATION REQUEST – CHAMBERLAIN COTTAGES**

The executive received a deputation from the residents of Chamberlain Cottages. The deputation spokesperson addressed the meeting and outlined their case to have a gate placed at the entrance of the cul-de-sac to Chamberlain Cottages. In support of their case, examples of anti-social behaviour, and criminal behaviour were given. The deputation were willing to consider the use of an unlocked gate, if this would address the legal difficulties outlined.

RESOLVED: That the comments of the deputation be noted.

7. **DEPUTATION REQUEST – PARENTS AT COPLESTON CHILDREN’S CENTRE**

This deputation request was withdrawn.

8. **SAFER SOUTHWARK PARTNERSHIP ANNUAL PERFORMANCE REPORT 2005/06 AND PRIORITIES FOR 2006/07** (see pages 1-51)

RESOLVED:

1. That the performance report and priorities for 2006/7 be noted.
2. That the priorities for 2006/7 as summarised be endorsed (as set out in paragraph 10 of the report).

9. **LOCAL AREA AGREEMENT (LAA)** (see pages 52-57)

RESOLVED:

1. That the key role of the council in leading the negotiations around the Local Area Agreement be noted and that these negotiations should, at a minimum, seek to ensure that any agreement is consistent with the council’s priorities.
2. That any agreement should have a clear focus on service improvement and achieving better outcomes through partnership working and that any freedoms and flexibilities negotiated with Government should have the effect of maximising the ability to make decisions locally to meet local priorities.

10 **GATEWAY 1 – PROCUREMENT STRATEGY APPROVAL – ADVICE AND LEGAL SERVICES COMMISSIONING PROGRAMME 2007-2010** (see pages 58-67)

RESOLVED:

1. That the commissioning plan outlined in the report for the Advice and Legal Services Programme for the period 2007-10 be approved.
2. That officers be instructed to include the leaseholder pilot in the appropriate base budget from 2007-08 subject to evaluation of the pilot.

11 **MARINE STREET URGENCY DECISION** (see pages 68-76)

- RESOLVED:**
1. That the review of the decision making process in the procurement of works for the re-alignment of Marine Street, part of the Bermondsey Spa redevelopment, and the following actions that have been, or will be, taken by the director of regeneration and the chief executive be noted:
 - a. The strategic director of regeneration will ensure all staff involved in procurement are aware of the requirements for producing gateway one and two reports. This will be built into project plans and progress reviewed through the routine performance management process.
 - b. The strategic director of regeneration will ensure that there is active use of project plans, that they flag up missed deadlines, are updated, and are used routinely as part of the performance management process.
 - c. The strategic director of regeneration will keep under review the resources required to effectively manage the regeneration programme.
 - d. The street scene and transport infrastructure manager will clarify the respective roles and responsibilities of highways, legal services, and regeneration in the decision making process on highways closures etc.
 - e. The street scene and transport infrastructure manager, in liaison with regeneration, will consider how the requests for work can be best documented and incorporated in project plans.
 - f. Constitutional support and procurement will consider how to improve awareness of the links between the procurement and wider decision- making processes (including clarifying responsibility for managing the procurement decision-making process between the business/divisional service manager and the departmental procurement coordinator).
 - g. Constitutional support will provide better guidance on the use of the urgency procedures.
 - h. The head of organisational development to include key decision-making processes in the induction for senior managers.
 2. That it be noted that on the recommendation of overview and scrutiny committee, the following would be added to actions resulting from the review:-
 - That no verbal advice to be given in respect of procurement issues, or if given, to be confirmed in writing.

- That the relevant executive member and chair of overview and scrutiny to be notified as soon as possible when urgency procedures are likely to be necessary.
 - That, to avoid reoccurrence of delays in decision-making, the chief executive review procedures to ensure that interdepartmental differences are identified and resolved quickly.
3. That the appendix (an update of actions resulting from the review and a response to overview and scrutiny committee's recommendations) be agreed.

12 ICT STRATEGY 2006-2009 (see pages 77-115)

The executive member for resources confirmed that appendix 7.3 (actions summary) should be withdrawn. The actions were addressed in the content of the report.

- RESOLVED:**
1. That the ICT Strategy for 2006-9 be approved on the basis that ICT addresses the key priorities of all council stakeholders.
 2. The ICT Strategy 2006-9 be published on the Southwark internet site to provide clear guidance to all interested parties.
 3. Officers be authorised to use the ICT Strategy 2006-9 as the clear statement of requirements for an ICT Programme plan for the next four years.
 4. That progress on the "actions" set out in the strategy be reported six-monthly to the executive member for resources.

13 GATEWAY 2 – PROCUREMENT STRATEGY APPROVAL FOR THE SELECTION OF PRIVATE SECTOR PARTNERS FOR A MULTI UTILITY SERVICES COMPANY (see pages 116-129)

- RESOLVED:** That the procurement strategy outlined in the report be approved for the procurement of Private Sector Partners (PSPs) to form a Multi Utility Services Company (MUSCo) subject to the inclusion within the procurement terms a provision for the council to recover its preparatory costs and investments.

14 APPROVAL OF MASTERPLAN BERMONDSEY SPA SITE C (see pages 130-140)

- RESOLVED:**
1. That the 'Bermondsey Spa Site C Masterplan/Development Brief' developed by Glenn Howells Architects as a development framework for the land in question be adopted.

2. That the development & regeneration property projects team seek planning permission(s) for the development of Bermondsey Spa Site C in accordance with the recommendations and conclusions of the Glenn Howells masterplan. That authorisation of development should include in the terms of the transaction a restrictive covenant that any future development of the site should be in accordance with the masterplan.
3. That the acquisition by negotiation in accordance with the masterplan and development framework objectives of any and all relevant property interests in Bermondsey Spa Site C be authorised.
4. In the event that the above (3) does not prove successful, that it be noted that a further report will be submitted asking for executive approval for an application to the Department for Communities & Local Government and the Regions for a Compulsory Purchase Order for the acquisition of any and all relevant property interests in Bermondsey Spa Site C in accordance with the masterplan and development framework objectives.
5. That the disposal of the council's land within the masterplan area of Site C to ultimately deliver on the masterplan objectives (individual disposal reports to be brought to executive at appropriate times in the future) be approved.
6. That it be noted that the detailed proposals for site C will be examined and developed in conjunction with matters arising from the council's evolving review of its office accommodation arrangements.

15 DISPOSAL – CAR PARK FRONTING ONTO GRANGE WALK, SE16 BERMONDSEY SPA SITE C, PHASE 1 (see pages 141-147)

- RESOLVED:**
1. That the disposal of the site known as Car Park fronting onto Grange Walk, SE16 to The Larnaca Works Project be authorised.
 2. That the development & regeneration manager be authorised to agree the terms of the transaction.
 3. That the top slicing of the capital receipt for site preparation and enhancement costs be authorised.

16. HOPFIELDS SERVICE STATION, 747 OLD KENT ROAD, LONDON SE5 (see pages 147-153)

- RESOLVED:**
1. That the strategic director of regeneration be authorised to acquire the freehold interest in Hopfields Service Station, 747 Old Kent Road, London, SE15 further to the decision of the executive on May 18 2004.
 2. That the strategic director of regeneration be authorised to agree to pay third party professional costs.

17. MOTIONS REFERRED FROM COUNCIL ASSEMBLY (see pages 154-175, 229-232)

RESOLVED: Chamberlain Cottages

That pending the greener, cleaner, safer funding applications being considered by Camberwell Community Council later in the year, community safety measures will be used including the use of CCTV and wardens patrolling Chamberlain Cottages. Highly visible CCTV should be used to deter and identify offenders of anti-social/criminal behaviour. In addition, the council's acting borough solicitor will report to the Camberwell Community Council in the autumn on the lawfulness of an unlocked gate being placed at the entrance to the cul-de-sac at Chamberlain Cottages.

RESOLVED: London Bridge to Victoria Services

1. That concern be noted on the consultation by Network Rail on the Cross London Utilisation Strategy (CRUS), which includes proposals to divert the London Bridge to Victoria train service to Clapham Junction.
2. That it is noted that this will have an extremely adverse impact on Southwark residents travelling to London Victoria from South Bermondsey, Queens Road Peckham, Peckham Rye and Denmark Hill Stations, as well as those coming into Southwark to work and visit.
3. That it be noted that recent debates that have concluded that good transport links in and out of the borough are vital to Southwark's economic and social development and believes that Network Rail's proposals would diminish transport links to and from Southwark. Furthermore, rather than considering cuts to these South East London lines, Network Rail should be increasing and promoting services to these stations, which are located in a part of London which is currently very poorly served by transport options.
4. That it be further noted that there is strong feelings against the plans within the community, notes the formal response of the council which states the council does not support these proposals, and fully supports the robust objections to these proposals made by local representatives, such as the MP for Dulwich and West Norwood, the Greater London Authority member for Lambeth and Southwark, and members of this authority.
5. That Network Rail be called on to abandon any proposals to cut services between London Bridge and Victoria, and asks the Mayor of London and the secretary of state for transport to ensure that this vital rail link continues to operate and also to increase services to these South East London stations.

395 Bus route

RESOLVED: That executive expresses its regret that the no. 395 bus service no longer operates, despite representations made to support its continued operation.

East Dulwich street lighting

RESOLVED: That the motion be noted and that actions are in place to resolve the identified issues.

No. 3 bus route

- RESOLVED:**
1. That it be noted that the cuts to the No.3 bus service implemented last year by Transport for London (TfL), and the claim by TfL that cutting the frequency of the service was designed to improve the reliability of the route (i.e. the bus will turn up when the timetable says).
 2. That it be further noted that the No.3 bus provides a vital, and in many cases the only, service to many residents in the south of the borough, an area already poorly served by public transport to their work, local hospitals and schools.
 3. That council assembly expressed its disappointment to learn the results of a recent survey of frequent users of the route, the key findings of which are as follows:
 - Of 114 respondents, 94 stated that their journey had become longer and more difficult since the cuts;
 - 73 stated reliability had got even worse, 33 no difference, and only 5 said it had improved;
 - The most common complaints remain those of speeding and “bunching” of buses, the very problems which TfL claimed would be resolved by cutting the frequency.
 4. That these findings have been considered and the council to support ward member’s representations to TfL and London TravelWatch that these cuts be reviewed.

Environmental awards

RESOLVED: That the motion be noted.

Youth facilities in Peckham Rye

RESOLVED: That the motion be noted.

Thames Water and Central London’s water supply

RESOLVED: That the motion be noted and actions that have been implemented for improvement.

Service improvement – Nunhead and Peckham Rye Housing Office

RESOLVED: That the motion be noted and that the issues identified would be considered as part of a departmental (housing) improvement programme.

Copleston Children’s Centre

(An updated strategic director of children's services concurrent was circulated in respect of this motion.)

RESOLVED: That the motion and closure of Copleston Children's centre be noted. It was confirmed that a review of all aspects of early years provision would commence shortly.

18 **NOMINATIONS TO WORKING PARTIES, PANELS AND BOARDS ETC 2006/07**
(see pages 176-191)

RESOLVED: 1. That the allocation of places and nominations to working parties, panels and boards for the 2006/07 municipal year be agreed as set out below:

Admissions Forum (3 Councillors)

Councillor Veronica Ward
Councillor Nicholas Vineall
Councillor Caroline Pidgeon

Aylesbury Steering Group (4 Councillors)

Councillor Richard Thomas
Councillor Jeff Hook
Councillor Paul Bates
Councillor Abdul Mohammed

Better Bankside Group (1 Councillor)

Councillor David Noakes

Central London Partnership (1 Councillor)

Councillor Richard Thomas

Cross River Board (1 Councillor)

Councillor Richard Thomas

Cross River Tram Board (1 Councillor)

Councillor Richard Thomas

Inclusion Forum (1 Councillor, 1 reserve)

Councillor Caroline Pidgeon
Labour group nominee (reserve)

More London Advisory Group (1 Councillor)

Councillor Nicholas Stanton

Pensions Advisory Panel (3 Councillors)

Councillor Lorraine Zuleta
Councillor Fiona Colley
Councillor Toby Eckersley

(The executive member for resources to chair panel)

Pool of London Partnership (1 Councillor)

Strategic director of regeneration or his representative

South Bank Partnership (3 councillors)

Councillor Nicholas Stanton
Councillor Richard Thomas
Councillor Danny McCarthy

South London Gallery Trustee Limited (3 councillors)

Councillor Lorraine Zuleta
Councillor Alison McGovern
Councillor Robin Ann Crookshank Hilton

Sustainable Energy Action (SEA) Renewable Energy in the Environment (RENUE) (1 councillor)

Liberal democrat nominee

19 **SOUTHWARK SCHOOLS FOR THE FUTURE** (see pages 192-231)

The report relating to this item had not be circulated five clear days in advance of the meeting. The chair agreed to accept this item as urgent as the timetable for the submission of the strategic business case was July 2006. Failure to meet this deadline would result in the council placing its place within wave 3 in jeopardy and would undermine the council's request to have an accelerated wave 3 incorporating all schools. Either of this outcomes would have a considerable impact on the amount of funding provided to the council for this project.

- RESOLVED:**
1. That the education vision for Southwark Schools for the Future, as summarised in paragraphs 24 and 25 of the report be approved.
 2. That the conclusions of the review of Special Educational Needs provision in Southwark, articulating a strategy for special schools and resourced units in Southwark, as outlined in appendix B of the report be approved.
 3. That the Building Schools for the Future (BSF) Strategic Business Case (SBC) Programme Options (as outlined in paragraph 36 of the report) be noted.
 4. That it be noted that the significant funding that Partnerships for Schools (PfS) has indicated will be made available as a contribution to delivering these options (£188.4m).

5. That the opportunity for the council to contribute additional funds, subject to their availability, and the preferred programme option selected be approved.
6. That the Local Education Partnership procurement option (as outlined in paragraphs 50 to 57 of the report) be approved, subject to a detailed risk assessment and financial, legal and structural appraisal.
7. That officers provide a further report in October 2006 covering the Building Schools for the Future (BSF) Outline Business Case (OBC), including all siting issues; the assessment of the Local Education Partnership referenced in recommendation 6; and a full financial and risk assessment of the project and financing options.
8. That it be noted that the formal agreement by executive of the Building Schools for the Future (BSF) Outline Business Case (OBC) will need formal sign off from the finance director and commitment to the provision of any further council resources to meet the agreed deliverables.
9. That funding of the project team through to completion of the Outline Business Case be approved and, subject to executive approval of the Outline Business Case, the subsequent procurement process; and the finance director and strategic director of children's service be requested to identify resources within existing budget provision to support these costs over the next three years up to a maximum of £6m, including contributions from schools, the two dioceses, and other external sources.
10. That the commencement of site appropriation from Peckham Partnerships sites 7a and 7d for the purposes of providing renewed special school provision be approved.
11. That the commencement of the initial statutory consultation required to implement the preferred BSF programme option, as summarised in paragraph 40 of the report be approved.
12. That officers to report back on the outcome of these consultations prior to publication of the related statutory notices.
13. That officers pursue negotiations with the Academies Unit and the potential sponsors of the Walworth Academy regarding the siting of the Walworth Academy on the existing school's upper school site or an alternative site of equivalent area.
14. That officers provide a further report on primary school investment (including primary special schools) in January 2007 at the latest.
15. That the Building Schools for the Future (BSF) Strategic Business Case (appendix A of the report) be approved.
16. That programme option B be confirmed as the basis for the development of the Outline Business Case (with an upper ceiling set as specified in the closed version of the report).

17. That officers be thanked for their hard work on this exemplary project.

EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1 to 7 of paragraph 10.4 of the Access to Information Procedure Rules of the Southwark Constitution.

The following is a summary of the decisions taken in the closed section of the meeting.

1. **MINUTES**

The minutes of the meetings held on March 14 and June 26 2006 were approved as a correct record and signed by the chair.

2. **APPROVAL OF MASTERPLAN BERMONDSEY SPA SITE C**

The decisions relating to this item are set out under item 14 of the open section of the minutes.

3. **DISPOSAL – CAR PARK FRONTING ONTO GRANGE WALK, SE16 BERMONDSEY SPA SITE C – PHASE 1**

The decisions relating to this item are set out under item 15 of the open section of the minutes.

4. **HOPFIELDS SERVICE STATION, 747 OLD KENT ROAD, LONDON SE15**

The decisions relating to this item 16 are set out under item of the open section of the minutes.

5. **SOUTHWARK SCHOOLS FOR THE FUTURE: STRATEGIC BUSINESS CASE FOR INVESTMENT IN SECONDARY MAINSTREAM AND SPECIAL SCHOOLS UNDER THE BSF PROGRAMME, AND ASSOCIATED INVESTMENTS IN ACADEMIES AND PRIMARY SCHOOLS, INCLUDING PRIMARY SPECIAL SCHOOLS**

The decisions relating to this item are set out under item 19 of the open section of the minutes.

The meeting ended at 10.05pm

CHAIR:

DATED:

DEADLINE FOR NOTIFICATION OF CALL-IN UNDER SECTION 18 OF THE OVERVIEW AND SCRUTINY PROCEDURE RULES IS MIDNIGHT, WEDNESDAY JULY 26, 2006.

THE ABOVE DECISIONS WILL NOT BE IMPLEMENTABLE UNTIL AFTER THAT DATE. SHOULD A DECISION OF THE EXECUTIVE BE CALLED-IN FOR SCRUTINY, THEN THE RELEVANT DECISION WILL BE HELD IN ABEYANCE PENDING THE OUTCOME OF SCRUTINY CONSIDERATION