

Cabinet

MINUTES of the OPEN section of the Cabinet held on Tuesday 16 September 2014 at 4.00 pm at Ground Floor Meeting Room GO2A, 160 Tooley Street, London SE1 2QH

PRESENT: Councillor Peter John (Chair)
Councillor Ian Wingfield
Councillor Fiona Colley
Councillor Dora Dixon-Fyle MBE
Councillor Barrie Hargrove
Councillor Richard Livingstone
Councillor Darren Merrill
Councillor Victoria Mills
Councillor Michael Situ
Councillor Mark Williams

1. APOLOGIES

There were none.

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

No late items were identified.

3. NOTICE OF INTENTION TO CONDUCT BUSINESS IN A CLOSED MEETING, AND ANY REPRESENTATIONS RECEIVED

No representations were received in respect of the item listed as closed business for the meeting.

4. DISCLOSURE OF INTERESTS AND DISPENSATIONS

Councillor Michael Situ advised that he was a member of the scrutiny sub-committee which originally made the recommendations in items 8 and 9. This was considered to not be a disclosable pecuniary interest.

5. PUBLIC QUESTION TIME (15 MINUTES)

There were no public questions.

6. MINUTES

RESOLVED:

That the minutes of the meeting held on 22 July 2014 be approved as a correct record and signed by the chair.

7. DEPUTATION REQUESTS

There were no deputation requests.

8. RESPONSE TO RECOMMENDATIONS FROM THE REVIEW OF PREVALENCE OF PSYCHOSIS AND ACCESS TO MENTAL HEALTH SERVICES FOR THE BAME COMMUNITY IN SOUTHWARK

RESOLVED:

That the proposed response of the health, adult social care, communities and citizenship review of prevalence of psychosis and access to mental health services for the BAME community in Southwark be agreed.

9. RESPONSE TO RECOMMENDATIONS IN ACCESS TO HEALTH SERVICES IN SOUTHWARK (HEALTH ADULT SOCIAL CARE, COMMUNITIES & CITIZENSHIP SCRUTINY SUB-COMMITTEE)

RESOLVED:

That the proposed response to the health, adult social care, communities and citizenship scrutiny sub-committee's report into access to health services in Southwark be agreed.

10. CARE ACT 2014 - OVERVIEW

RESOLVED:

1. That the requirements of the Care Act 2014 and the key new duties that it will place on local authorities including Southwark from April 2015 be noted.
2. That the key areas identified as potentially having greatest impact on resources locally and the further work that has been identified by officers to review and update this understanding be noted.
3. That the duties around cooperation for the wider council and health partners, and the particular importance of this in delivering duties around prevention and early action, providing information and advice, and promoting and maintaining wellbeing be noted.

4. That the interim strategic director for children's and adults' services works with the strategic director for finance and corporate services to consider the implications of the Care Act 2014 on current services, and to ensure that this is taken into account within the forthcoming policy and resources strategy.

11. APPROVAL OF THE COUNCIL'S LOCAL IMPLEMENTATION DELIVERY PLAN, ANNUAL SPENDING SUBMISSION FOR 2015/16

RESOLVED:

Decisions of the cabinet

1. That the content of the council's proposed submission to Transport for London (TfL) identifying transport projects to be delivered with TfL Lip funding in 2015/16 and an indicative programme of work for 2016/17 and 2017/18, as contained in Appendix A of the report, be agreed.
2. That the identified programme be submitted to TfL by 3 October 2014 be agreed.
3. That the implementation of the agreed programmes as set out in Appendix A of the report be agreed.

Decisions of the Leader

4. That authority be delegated to the cabinet member for regeneration, planning and transport to amend the programme for 2015/16 should any variations to the proposed programme be required. The cabinet member shall consult community council chairs regarding scheme changes in their area.
5. That authority be delegated to the cabinet member for regeneration, planning and transport to determine the most appropriate use of the £100,000 discretionary funding allocated by TfL for 2015/16.

12. GATEWAY 1: PROCUREMENT STRATEGY APPROVAL - SOUTHWARK WORKS EMPLOYMENT COMMISSIONING FRAMEWORK

RESOLVED:

That the procurement strategy outlined in the report for the Southwark works employment commissioning framework for four years at an estimated maximum contract value of £5.275m be approved.

13. QUARTER 1 CAPITAL MONITORING FOR 2014/15 AND CAPITAL PROGRAMME REFRESH FOR 2014/15 - 2023/24

RESOLVED:

1. That the general fund capital programme for the period 2014/15 to 2023/24 as at

Quarter 1 2014/15, as detailed in Appendices A and D of the report be noted.

2. That the housing investment programme for the period 2014/15 to 2021/22 as at Quarter 1 2014/15, as detailed in Appendix B of the report be noted.
3. That the virements and funded variations to the general fund and housing investment capital programme as detailed in Appendix C of the report be approved.
4. That the re-profiling of the projected expenditure for 2014/15 and future years for both the general fund and housing investment programmes as detailed in Appendices A, B and D of the report be approved and that the resources available for the capital programme based on latest information available at Quarter 1 2014/15 be noted.

14. REVENUE MONITORING REPORT FOR QUARTER 1, 2014/15, INCLUDING TREASURY MANAGEMENT

RESOLVED:

1. That the following be noted:
 - the general fund outturn forecast for 2014/15 and forecast net movement in reserves by department
 - the housing revenue account's (HRA) forecast outturn for 2014/15 and resulting forecast movement in reserves
 - the treasury management activity for the first three months of 2014/15.
2. That the forecast performance for the collection of council tax be noted.
3. That forecast performance for the collection of business rates and the risks associated with the business rate retention scheme be noted.
4. That the general fund budget movements that exceed £250,000, as shown in Appendix A of the report, be approved.

15. KIPLING GARAGES, WESTON STREET, BERMONDSEY, SOUTHWARK SE1 - GRANT OF LONG LEASE

RESOLVED:

That the cabinet member for finance, strategy and performance be authorised to agree the heads of terms and the head of property be authorised to both enter into an agreement for a lease and grant a long leasehold interest in two parcels of land on the Kipling estate, Weston Street, London SE1 ("the Property"), as shown edged black on the plan attached at Appendix A of the report, to the Leathermarket Community Benefit Society (CBS) on the terms outlined in paragraph 2 of the report but subject to the grant of the lease being subject to the additional condition that the planning permission is satisfactory to the Council as well as the developer. Any minor variations to be delegated to the head of property to agree.

16. TO RE-APPROVE THE MAKING OF AN APPLICATION TO THE SECRETARY OF STATE FOR A COMPULSORY PURCHASE ORDER TO ACQUIRE THE REMAINING LEASEHOLD PROPERTIES WITHIN THE ELMINGTON ESTATE PHASE 3 (KNOWN AS SITES C, D, E AND G) SE5.

RESOLVED:

1. That it be re-approved that the council makes four or fewer Compulsory Purchase Orders (“Order[s]”) under section 226 (1) of the Town & Country Planning Act 1990 and section 13 of the Local Government (Miscellaneous Provisions) Act 1976 or in the alternative under section 17 of the Housing Act 1985 for the acquisition of the land and new rights within the areas edged on the Ordnance Survey plans at Appendix 1 of the report for the purpose of securing the regeneration of the Elmington Estate in accordance with decisions to implement a new regeneration strategy taken by cabinet on the 22 March 2011 and 23 October 2012.
2. That the director of regeneration be re-authorised to:
 - a) determine the powers and implement the optimum number of Order[s] to deliver the overall regeneration aspiration;
 - b) take all necessary steps to secure the making, confirmation and implementation of the Order[s] including the publication and service of all notices and the presentation of the council’s case at Public Inquiry should one be called;
 - c) acquire all interests in land within the Order[s] areas either by agreement or compulsorily;
 - d) approve agreements with land owners setting out the terms for the withdrawal of objections to the Order[s], including where appropriate seeking exclusion of from the Order[s];
 - e) amend the boundaries of the areas edged on the ordinance survey plans at Appendix 1 of the report; or
 - f) amend the number of properties and leasehold acquisitions within the Order (s) area listed in the schedule in Appendix 2 of the report, should it be required.

17. MOTIONS REFERRED FROM COUNCIL ASSEMBLY

RESOLVED:

Children and Young People

That the motion referred from council assembly as a recommendation to cabinet, set out below, be noted.

Schools

1. Council assembly recognises that there are real challenges ahead for local authorities to meet demand for school places, with more than one in four councils forecasting a shortage of primary school places this coming September, and nearly

half of local authorities facing a places shortage in September 2015.

2. Council assembly welcomes the work of the current administration over the last four years to expand school places to meet demand, by expanding popular local schools and working with partners to open new ones, ensuring that last year every on time applicant in Southwark was offered a reception place.
3. Council assembly acknowledges that there continues to be a shortage of school places in certain areas and that some parents in Southwark feel they have little choice especially when they are unable to secure places at the community schools nearest to where they live.
4. Council assembly recognises that the work being done by the current Labour administration to ensure that there are sufficient school places to meet demand in the borough is being done against the backdrop of the Liberal Democrats working with the Conservatives in government making it harder and harder for councils to build new schools in the places they are most needed.
5. Council assembly notes with concern that the coalition government's flagship free schools policy is failing to address the national shortage of school places, with an estimated two thirds of primary school places not in areas of need. Council assembly calls on the government to stop putting politics before the needs of children by diverting money away from areas with a real shortage of places.
6. Council assembly recognises that the current situation in Southwark, where despite increasing demand some schools are struggling to fill places, with 335 vacancies in secondary schools and 201 vacancies in primary schools currently across the borough, is unsustainable.
7. Council assembly calls on cabinet to continue to drive up standards in Southwark schools and to bring forward a programme to work with schools to ensure that over 70% of students in every secondary school in the borough get at least five good GCSEs. Council assembly also calls for this programme of work to look beyond schools and to what additional support can be given to our looked after children and children from troubled families who all too often achieve well below their potential.
8. Council assembly also recognises the challenge where there are secondary schools in the borough which are rated as 'good' or 'outstanding' by Ofsted, but where parents do not want to send their children.
9. Council assembly therefore calls on the cabinet to work with local parents and the Department for Education to ensure that decisions about new schools are based on the needs of the community.
10. Council assembly calls on the cabinet to ensure that free schools work as part of the educational mix of the borough, by continuing to work with popular local schools who choose to come forward with free school proposals, sponsors who can demonstrate their commitment to working in partnership with both the council and local parents, and committed parents who want to open new schools in their area.

Childcare

11. Council assembly recognises that the increasing cost of childcare is one of the most pressing issues affecting families in Southwark. Childcare prices have risen significantly while real earnings have fallen – contributing to the cost of living crisis – and there are serious gaps in provision for quality affordable childcare, particularly for working parents.
12. Council assembly recognises that the rising childcare costs are particularly detrimental to women and are pricing half a million British mothers out of work. Council assembly welcomes Labour’s commitment nationally to increase the provision of free childcare for 3 and 4 year olds from 15 hours to 25 hours a week, but recognises that more needs to be done across the council’s services to support mothers back into work.
13. Council assembly welcomes the commitment of this administration to invest in Southwark’s children’s centres and work with parents to set up two new community nurseries to increase the number of affordable childcare places in the borough.
14. Council assembly recognises the need for real long term solutions to this growing problem and therefore welcomes the establishment of the Childcare Commission, bringing together experts, parents, providers and employers to find ways to secure childcare provision that is accessible and affordable to all parents, supports them to be economically active, and delivers quality education and development for children in the early years.
15. Council assembly calls on the cabinet to implement the recommendations of the Childcare Commission and to look for opportunities for facilitating and encouraging employment through the provision of quality, affordable childcare, particularly for working mothers.

Beyond education and childcare

16. Council assembly recognises that the council’s duty towards children and young people goes beyond education and childcare. Therefore, council assembly also welcomes the council’s commitment to:
 - Ensure a top quality playground in every local area and to introduce “play streets”, closing some streets to traffic during school holidays to ensure children have the opportunity to play safely.
 - Continue to deliver free healthy school meals for every primary school child in Southwark and extend free fruit to all primary school children as a morning snack.
 - Keep young people safe at home and in our community and protect children from abuse or neglect by investing in early support for families.
 - Help more people to foster and adopt by paying their council tax, to help give more children a home where they are loved, safe and secure.
 - Help young people to get sound financial education by opening a credit union

account with a £10 deposit for every 11 year old and helping them get good money advice.

East Dulwich Secondary School

That the motion referred from council assembly as a recommendation to cabinet, set out below, be noted.

Council assembly:

1. Notes that there is clear evidence of the need for a secondary school in the Dulwich area in order to meet local demand and that the Dulwich hospital site has been identified as the only suitable site in the local area.
2. Notes that two providers have put forward proposals for a new secondary school on this site and that both are backed by strong local parental campaigns and have the full backing of the council and local MPs.
3. Notes that the need for primary school places in this part of the borough is being met through a number of new local free school proposals and the expansion of existing primary schools, including Ivydale School, which is the preferred choice of local parents.
4. Supports the view of local parents that what is needed on the Dulwich hospital site is a new secondary school, not another primary school.
5. Believes that it is completely unacceptable for the coalition government to be progressing plans for a primary free school on the Dulwich hospital site without consulting local parents or the local authority.
6. Believes that blocking a new and much needed secondary school in this area would completely go against the coalition government's own policy of responding to local need and demand, as well as the free school aspiration of parent led schools with a diversity of providers.
7. Calls on cabinet to press the Education Secretary to be open and transparent about his plans for the Dulwich hospital site and to listen to the views of the local community and their elected representatives who have been campaigning for a secondary school on this site.
8. Calls on councillors from all parties to stand firmly with local people who want a secondary school in East Dulwich, rather than supporting another primary school, which would limit rather than increase parental choice, in an area where the council has worked hard with popular local schools to expand places and meet demand

Alternating the Role of the Mayor

That the motion referred from council assembly as a recommendation to cabinet, set out below be noted.

1. Council assembly recognises that the position of Mayor is a civic, ceremonial and

non-political position.

2. Council assembly recognises that the current Mayor of Southwark was democratically elected by the majority of councillors in the borough. Council assembly accepts that the decision of councillors to elect as the first citizen a representative of the majority party, which includes representatives from across the whole borough, in recognition of the democratic wishes of Southwark residents.
3. Council assembly therefore supports the continued election of the Mayor by the full council in a democratic vote.

Transport Links in South Bermondsey

That the motion referred from council assembly as a recommendation to cabinet, set out below be noted.

Council assembly calls on the council to improve transport links in South Bermondsey to benefit local residents and boost footfall for local businesses, support the upcoming rejuvenation of the high street and help the Blue fulfill its potential as a major destination.

Council assembly calls on the council to:

1. Lobby Transport for London (TfL) to deliver new bus connections from Southwark Park Road, to and from London Bridge, the West End and the City, to ensure all of South Bermondsey is fully connected with the rest of London including building on existing conversations about the C10 route.
2. Press the Mayor of London for an extension of the cycle hire scheme into all parts of South Bermondsey.
3. Work with Network Rail and Grosvenor Estates to ensure that a new garden and pedestrian link through the redeveloped Biscuit Factory and railway arches is fully realised, directly connecting Bermondsey tube station to the Blue.
4. Take action to tackle the high number of heavy goods vehicles (HGVs) using Southwark Park Road through The Blue.

Bakerloo Line Extension

That the motion referred from council assembly as a recommendation to cabinet, set out below be noted.

1. Council assembly applauds Labour councillors' long standing campaign to extend the Bakerloo Line to Camberwell and Peckham, which has included a petition signed by more than 2,750 people, in order to improve public transport for current and future Southwark residents, and to help bring jobs and growth to South London. Council assembly welcomes the fact that the Labour campaign to extend the Bakerloo line to Camberwell now has cross-party support, including from Liberal Democrat opposition councillors.
2. Council assembly welcomes the cabinet's commitment to campaign for the Bakerloo

Line to be extended south of the Elephant and Castle to Camberwell, as set out in the cabinet report "Delivering a Fairer Future for all in Southwark".

3. Council assembly recognises that the Old Kent Road is desperately in need of better transport, particularly given its new designation as an opportunity area. Council assembly welcomes the further expansion of the Bakerloo line to the Old Kent Road, which could provide more opportunity for new homes in the area. However, council assembly believes that any expansion of the tube to the Old Kent Road should not be done at the expense of Camberwell, and therefore calls on the cabinet to press the Mayor of London to deliver on his promise to extend the Bakerloo line to Camberwell as well as the Old Kent Road.
4. Council assembly believes there is a strong case for expanding the Bakerloo Line to serve both Camberwell and the Old Kent Road and calls on cabinet to push for a two-branch extension with Transport for London (TfL) and the Mayor of London.

EXCLUSION OF PRESS AND PUBLIC

That the press and 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 category 3 of paragraph 10.4 of the Access to Information Procedure Rules of the Southwark Constitution.

The following is a summary of the closed part of the meeting.

18. MINUTES

The closed minutes of the meeting held on 22 July 2014 were approved as a correct record and signed by the chair.

19. TO RE-APPROVE THE MAKING OF AN APPLICATION TO THE SECRETARY OF STATE FOR A COMPULSORY PURCHASE ORDER TO ACQUIRE THE REMAINING LEASEHOLD PROPERTIES WITHIN THE ELMINGTON ESTATE PHASE 3 (KNOWN AS SITES C, D, E AND G) SE5.

The cabinet considered the closed information relating to this item. See item 16 for decision.

Meeting ended at 5.25 pm

CHAIR:

DATED:

[CABINET ONLY]

DEADLINE FOR NOTIFICATION OF CALL-IN UNDER SECTION 21 OF THE OVERVIEW AND SCRUTINY PROCEDURE RULES IS MIDNIGHT, [DATE].

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