



## **Cabinet**

MINUTES of the OPEN section of the Cabinet held on Tuesday 15 June 2010 at 7.00 pm at Town Hall, Peckham Road, London SE5 8UB

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**PRESENT:** Councillor Peter John (Chair)  
Councillor Ian Wingfield  
Councillor Fiona Colley  
Councillor Dora Dixon-Fyle  
Councillor John Friary  
Councillor Barrie Hargrove  
Councillor Richard Livingstone  
Councillor Catherine McDonald  
Councillor Abdul Mohamed  
Councillor Veronica Ward

### **1. APOLOGIES**

There were no apologies for absence.

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

The following items were identified as late and urgent. The leader agreed to accept the items as urgent for the reasons of urgency to be specified in the relevant minute:

- Item 15 – Recommendations to Council Assembly on the Establishment of a Southwark Democracy Commission
- Item 16 – Delegation for Contract Award for Phase 2 of Building Schools for the Future

### **3. DISCLOSURE OF INTERESTS AND DISPENSATIONS**

There were no disclosures of interests or dispensations. However some of the cabinet members declared that they had been involved with scrutiny reviews that were due to be considered at the meeting (see below):

- **Item 9 – Planning Enforcement Review – Report from Scrutiny Sub-Committee C**

Councillors Richard Livingstone, Barrie Hargrove, Fiona Colley and John Friary

- **Item 10 – Parental Engagement Review – Report from the Children’s Services and Education and Scrutiny Sub-Committee**

Councillors Veronica Ward, Barrie Hargrove, Fiona Colley and John Friary

- **Item 11 – Early Years Review – Report from the Children’s and Education Scrutiny Sub-Committee on Early Years Review**

Councillors Veronica Ward, Barrie Hargrove, Fiona Colley and John Friary

(Councillors Fiona Colley and John Friary, as the former chair and vice-chair of overview and scrutiny committee that approved reports and the remaining identified Councillors as former members of the scrutiny sub-committees/overview and scrutiny committee)

#### **4. PUBLIC QUESTION TIME (15 MINUTES)**

There were no public questions.

#### **5. MINUTES**

##### **RESOLVED:**

That the open minutes of the meetings held on 23 and 26 March 2010 be noted.

#### **6. A FAIRER FUTURE FOR ALL IN SOUTHWARK**

##### **RESOLVED:**

That the mission and commitments of the new administration be noted.

#### **7. HOUSING REVENUE ACCOUNT REFORM - 'COUNCIL HOUSING: A REAL FUTURE' CONSULTATION PAPER**

An addendum report was also circulated.

Cabinet also heard representations from Steve Hedger, tenant’s council in respect of this item.

**RESOLVED:**

That the finance director respond to the consultation paper in the terms employed within the report, and with particular reference to the areas of concern highlighted.

**8. PROPOSED AMENDMENT TO INTERIM OUTLINE BUSINESS CASE FOR AYLESBURY ESTATE PRIVATE FINANCE INITIATIVE**

**RESOLVED:**

1. That the scope of the Outline Business Case (OBC) under the Government Private Finance Initiative (PFI) be amended to include sites 1b & 1c as well as those in Phases 2 & 3.
2. That officers consult with affected local residents to obtain their views on possible changes to the phasing and timing of the Aylesbury regeneration programme.

**9. PLANNING ENFORCEMENT REVIEW - REPORT FROM SCRUTINY SUB-COMMITTEE C**

Deborah Collins, strategic director of communities, law & governance confirmed that approval would need to be sought from council assembly in respect of recommendation 10 of the scrutiny report (proposed amendment to the scheme of delegation).

Councillor Toby Eckersley attended the meeting to present the scrutiny report.

**RESOLVED:**

1. That the recommendations of the planning enforcement review undertaken by scrutiny sub-committee C (attached as annex 1 to the report), including the comments of the strategic directors of regeneration and neighbourhoods as outlined in the report be agreed.
2. That the recommendations from this report be referred to the planning committee, constitutional steering panel, council assembly and chairs of community councils, as appropriate, for consideration and implementation.

**10. PARENTAL ENGAGEMENT REVIEW - REPORT FROM THE CHILDREN'S SERVICES AND EDUCATION SCRUTINY SUB-COMMITTEE**

**RESOLVED:**

That the scrutiny report be noted and comments of the strategic director of children's services to the scrutiny recommendations be agreed as the cabinet response.

**11. EARLY YEARS REVIEW - REPORT FROM THE CHILDREN'S SERVICES AND EDUCATION SCRUTINY SUB-COMMITTEE**

**RESOLVED:**

That the scrutiny report be noted and comments of the strategic director of children's services to the scrutiny recommendations be agreed as the cabinet response.

**12. DEPUTATION REQUEST - COOLTAN ARTS**

The strategic director of children's services circulated comments in respect of the deputation request.

**RESOLVED:**

That the deputation be heard.

The deputation spokesperson addressed the meeting in order in order to seek assistance for the groups long term sustainability, explaining the background to their work and services offered. Issues relating to their current premises were also raised.

The cabinet agreed that the cabinet member for health and adult social care and cabinet member for culture, leisure, sport and the Olympics meet with CoolTan Arts at their premises within one month's time to discuss the issues raised by the deputation with a view to establishing what assistance can be given to the organisation.

**13. APPOINTMENTS TO OUTSIDE BODIES 2010-11**

**RESOLVED:**

1. That appointments to the outside bodies listed in appendix A of the report for the 2010-11 municipal year be agreed as follows:

**Age Concern London**

Councillor Dora Dixon-Fyle

**Better Bankside Board**

Councillor Adele Morris

**Browning Estate Management Board**

Councillor Martin Seaton  
Councillor Darren Merrill

**Canada Water Consultative Forum**

Councillor Fiona Colley  
Councillor Michael Situ  
Councillor Columba Blango  
Councillor Jeff Hook

**Central London Forward (CLF)**

Councillor Peter John

**Centre for Language in Primary Education**

Councillor Catherine McDonald

**Creation Trust (The New Aylesbury Trust Limited)**

Councillor Fiona Colley  
Councillor Dan Garfield  
Councillor Abdul Mohamed

**Cross River Board**

Councillor Peter John

**Crystal Palace Community Development Trust**

Councillor Lewis Robinson

**Cycling England (Member Champion for Cycling)**

Councillor Abdul Mohamed

**East London Line Group (and Steering Group)**

Councillor Barrie Hargrove

**Greater London Enterprise Limited**

Councillor Fiona Colley

**Green Chain Joint Committee**

Councillor Barrie Hargrove  
Councillor Victoria Mills

**Groundwork Borough Steering Group**

Councillor Mark Glover  
Councillor James Barber  
1 Conservative vacancy

**Groundwork South London Sub-Regional Committee**

Councillor Mark Glover

**Guys and St Thomas NHS Foundation Trust (Council of Governors)**

Councillor Dora Dixon-Fyle

**Lambeth & Southwark Housing Association Limited**

Councillor Ian Wingfield

**London Accident Prevention Council (LAPC)**

Councillor Dora Dixon-Fyle

Councillor Barrie Hargrove

**Lee Valley Regional Park Authority**

Councillor Veronica Ward

**LGA Urban Commission**

Councillor Peter John (3 votes)

Councillor Arnood Al-Samerai (2 votes)

**London Youth Games Ltd**

Councillor Veronica Ward

Councillor Catherine McDonald (deputy)

**North Southwark Environment Trust**

Councillor Barrie Hargrove

**South Bank Partnership**

Councillor Fiona Colley

Councillor Geoffrey Thornton

Councillor Adele Morris

Councillor David Noakes

**South Bank and Bankside Cultural Quarter Directors Board**

Councillor Veronica Ward

**South Bermondsey Partnership Board**

Councillor Richard Livingstone

Councillor Paul Kyriacou

**Southwark Cathedral Education Centre**

Councillor Cleo Soanes

**Southwark Community Leisure Ltd. (Fusion Management Board)**

Councillor Veronica Ward  
Councillor Michael Mitchell  
Councillor Columba Blango

**Southwark LGBT Forum**

Councillor Catherine McDonald  
Councillor Mark Gettleson  
Councillor John Friary

**South London and Maudsley (SLaM) NHS Trust Members Council**

Councillor Dora Dixon-Fyle

**Southwark & Lambeth Archaeological Excavation Committee (SLAEC)**

Councillor Stephen Govier  
Councillor Dan Garfield

**Southwark Police and Community Consultative Group**

Councillor Althea Smith  
Councillor John Friary  
Councillor Stephen Govier  
Councillor Lorraine Lauder  
Councillor Kevin Ahern  
Councillor Linda Manchester  
Councillor Wilma Nelson  
Councillor Michael Bukola  
Councillor Poddy Clark  
Councillor Lewis Robinson

**Team London Bridge (formerly London Bridge BID Company)**

Councillor Nick Stanton

**Waterloo Quarter Business Alliance – Southwark (Business Improvement District)**

Councillor David Noakes

2. That the Southwark Alliance (Local Strategic Partnership) and thematic boards (appendix B of the report) for which cabinet member involvement will be required be noted.

#### **14. APPOINTMENTS TO PANELS, BOARDS AND FORUMS 2010-11**

##### **RESOLVED:**

That the allocation of places to the panels, boards and forums set out in appendix A to the report for the 2010-11 municipal year and nomination of members be agreed as follows:

##### **Adoption Panel**

Councillor Patrick Diamond

##### **Admissions Forum**

Councillor Catherine McDonald  
Councillor Adele Morris

##### **Fostering Panel**

Councillor Victoria Mills

##### **Joint Partnership Panel (Trade-Union Consultation)**

Councillor Peter John  
Councillor Richard Livingstone

##### **Leaseholders Arbitration Panel**

Councillor Althea Smith  
Councillor Right Revered Emmanuel Oyewole  
Councillor Norma Gibbes  
Councillor Keadean Rhoden  
Councillor Lorraine Lauder  
Councillor Victoria Mills  
Councillor Andy Simmons  
Councillor Stephen Govier  
Councillor Dan Garfield  
Councillor Wilma Nelson  
Councillor Poddy Clark  
Councillor Eliza Mann  
Councillor Jeff Hook  
Councillor Michael Bukola  
Councillor Tim McNally  
1 Liberal Democrat vacancy  
1 Conservative vacancy

##### **Pensions Advisory Panel**

Councillor Richard Livingstone



Councillor Toby Eckersley  
Councillor Tim McNally

**Secure Accommodation Panel**

Councillor Patrick Diamond  
Councillor Helen Morrissey (reserve)  
Councillor Lisa Rajan  
Councillor Wilma Nelson (reserve)

**Southwark Safeguarding Children's Board**

Councillor Catherine McDonald

**Standing Advisory Council on Religious Education**

Councillor Cleo Soanes  
Councillor Right Reverend Emmanuel Oyewole  
Councillor Graham Neale  
1 Liberal Democrat vacancy

**Tenancy Agreement Arbitration Panel**

Councillor Althea Smith  
Councillor Right Reverend Emmanuel Oyewole  
Councillor Norma Gibbes  
Councillor Keadean Rhoden  
Councillor Lorraine Lauder  
Councillor Victoria Mills  
Councillor Andy Simmons  
Councillor Stephen Govier  
Councillor Dan Garfield  
Councillor Wilma Nelson  
Councillor Poddy Clark  
Councillor Eliza Mann  
Councillor Jeff Hook  
Councillor Michael Bukola  
Councillor Tim McNally  
1 Liberal Democrat vacancy  
1 Conservative vacancy

**Tenants Management Organisation Liaison Committee**

Councillor Claire Hickson  
Councillor Darren Merrill  
Councillor Tim McNally  
Councillor Geoffrey Thornton  
Councillor Ian Wingfield (Cabinet Member)

**15. RECOMMENDATIONS TO COUNCIL ASSEMBLY ON THE ESTABLISHMENT OF A SOUTHWARK DEMOCRACY COMMISSION**

This item had not been circulated 5 clear days in advance of the meeting. The chair agreed to accept the item as urgent because the 15 June cabinet meeting was the earliest opportunity to consider the report before council assembly on 14 July 2010 and for officers to consider cabinet comments in preparation of the report to council assembly. It was also important to give the commission as much time as possible to complete phase 1 this year.

**RESOLVED:**

1. That a democracy commission be established to consider changes to the council's constitution to make the council's democratic functions more open and engaging.
2. That the democracy commission be focused and task-based to increase its ability to deliver recommendations for substantive change and so that it can be delivered within existing budgets.
3. That the democracy commission's first task should be to consider reforms to council assembly.
4. That it be reported to council assembly that membership of the democracy commission in its initial phase of work will be a proportional body of elected councillors taking evidence from local residents and experts.
5. That the proportionality be divided as follows:
  - 4 Labour councillors
  - 2 Liberal Democrat councillors
  - 1 Conservative councillor
6. That it be reported to council assembly that Councillor Abdul Mohamed be appointed as chair of the democracy commission with the first full meeting of the commission to consider and agree terms of reference within the scope set out in paragraphs 16-26 of the report.
7. That it be recommended to council assembly that the first recommendations of the democracy commission, together with a review of the commission and recommendations for future phases of work be presented to the cabinet meeting of 19 October 2010 and then the council assembly on 20 October 2010 for agreement and implementation.

**16. DELEGATION FOR CONTRACT AWARD FOR PHASE 2 OF BUILDING SCHOOLS FOR THE FUTURE**

This item had not been circulated 5 clear days in advance of the meeting. The chair agreed to accept the item as urgent because the submission programme had been agreed with Partnerships for Schools to enable financial close at the end of July and this programme included the date of the 15 June 2010 for the cabinet decision to delegate the

contract award. Confirmation of delegation by cabinet to enter into contracts is a key document within the future business case.

Also a delay to financial close would also have significant financial and reputational implications.

**RESOLVED:**

1. That the cabinet recommends that the leader of the council delegate approval to the cabinet member for children's services or the strategic director of children's services, whichever is the most expedient, to approve the contract award for the contracts set out in table 1 of the report, subject to:
  - confirmation of funding from Partnerships for Schools;
  - the council's financial contribution being within the parameters set out in the closed version of the report.
  - advice from the finance director and strategic director of communities, law and governance and consultation with the cabinet member for children's services.
2. That the cabinet recommends that the leader of the council delegate approval to the cabinet member for children's services or the strategic director of children's services, whichever is the most expedient, to enter into the agreements with the school's governing bodies as set out in table 2 of the report in regard to the management of the construction phase and ongoing revenue commitments to support facilities management and the information and communication technology (ICT) managed service.

**EXCLUSION OF PRESS AND PUBLIC**

It was moved, seconded and

**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 category 3 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.

**17. MINUTES**

The closed minutes of the meetings held on 23 and 26 March 2010 be noted.

**18. DELEGATION FOR CONTRACT AWARD FOR PHASE 2 OF BUILDING SCHOOLS FOR THE FUTURE**

The cabinet considered the closed information relating to the Delegation for Contract

Award for Phase 2 of Building Schools for the Future. The open decision is set out in item 16 above.

The meeting ended at 9.15pm

**CHAIR:**

**DATED:**

**DEADLINE FOR NOTIFICATION OF CALL-IN UNDER SECTION 21 OF THE OVERVIEW AND SCRUTINY PROCEDURE RULES IS MIDNIGHT, WEDNESDAY 23 JUNE 2010.**

**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.**