

<b>Item No.</b> 9.	<b>Classification:</b> Open	<b>Date:</b> 24 January 2018	<b>Meeting Name:</b> Dulwich Community Council
<b>Report title:</b>		Community Council Highways Capital Investment 2017-18 and 2018-19	
<b>Ward(s) or groups affected:</b>		College, East Dulwich, Village	
<b>From:</b>		Head of Highways	

## RECOMMENDATION

1. That Dulwich Community Council approve the allocation of funds for the 2017-18 and 2018-19 Community Council Highways Capital Investment programmes in Dulwich Community Council area from the list of proposals set out in Appendices 1 and 2.

## BACKGROUND INFORMATION

2. The council's non-principal road investment programme prioritises works on non-principal roads on a borough-wide basis and this investment forms the largest part of the annual investment programme.
3. Community councils are allocated a devolved fund of £800,000 each year from the total annual programme to spend on their priorities for highway renewal and maintenance that may not be prioritised as part of the borough-wide programme.
4. The financial provision for each community council is pro-rata by ward, as published in the Highways Capital Investment Programme 2014-15 report.
5. Commencing in 2017-18, the scope of the fund has been widened to permit the full range of minor traffic and highway capital schemes rather than solely like-for-like repair and replacement. Examples of the types of works which can now be funded include:
  - Footway and carriageway resurfacing;
  - traffic calming;
  - localised repairs;
  - accessibility improvements;
  - Footway buildouts;
  - Cycle hangars.

## KEY ISSUES FOR CONSIDERATION

6. Dulwich Community Council has been allocated £228,570 for highway improvement works of its choice. This is a combined allocation for financial years 2017-18 and 2018-19.
7. This amounts to £76,190 per ward.

8. This can be spent on any non-principal road in the area.
9. Proposals on private land or housing estates, ideas which are contrary to council policy, or are outside the control of the council, are not eligible – for example the removal of traffic calming measures without suitable replacements, speed cameras or traffic speed indicators.

### **Policy implications**

10. The community council highways capital investment programme is part of the investment programme set out in the highway infrastructure asset management plan (HIAMP).

### **Community impact statement**

11. The roles and functions of community councils include the promotion of involvement of local people in the democratic process. Community councils take decisions on local matters including environmental improvement and community safety as well as consultation on a wide range of policies and strategies that affect the area.
12. An explicit objective within community councils is that they be used to actively engage as widely as possible with, and bring together, Southwark's diverse local communities on issues of shared or mutual interest.
13. In fulfilling the above objectives of community councils to bring together and involve Southwark's diverse local communities, consideration has also been given to the council's duty under The Equality Act 2010 which requires the council to have due regard when taking decision to the need to:
  - a. Eliminate discrimination, harassment, victimisation or other prohibited conduct;
  - b. Advance of equality of opportunity between persons who share a relevant protected characteristics and those who do not share it;
  - c. Foster good relations between those who share a relevant characteristic and those that do not share it.
14. Of particular regard are issues of age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation.
15. Having due regard to the need to advance equality of opportunity is further defined in s.149 as having due regard to the need of:
  - a. Remove or minimise disadvantages connected with a relevant protected characteristic;
  - b. Take steps to meet the different needs of persons who share a relevant protected characteristic;
  - c. Encourage persons who share a relevant protected characteristic participate in public life or any other activity in which they are under-represented.
16. This year, ideas for the community council highways capital investment programme have been invited from the local community via the Cleaner

Greener Safer programme's simple project nomination form available in electronic and paper format.

### **Financial implications**

17. The funding for the community council highways investment programme from 2011 to 2021 was approved by the cabinet and is part of the council's overall capital programme as detailed in the Capital Programme 2011–2021 report dated 21 June 2011.
18. A further £4m was approved by the Cabinet on 25 September 2012 to be included in 2021-22 to allow for an extra year of investment in the non-principal roads network.

### **Resource implications**

19. The delivery of the proposed works will be through the Highways and Professional Services term contract and will be managed by the Transport Projects team in the Highways division. All works will be subject to quality and financial review through the Highways division's monitoring processes led by the Head of Highways.
20. The total expenditure and sources of funding for the scheme will be monitored and reported on as part of the overall Capital Programme.

### **Sustainability implications**

21. All materials excavated from the highway are sent for recycling and footway sub-base and base course materials are incorporated into the recycling regimes of our Highways and Professional Services term contractor.
22. Every attempt will be made to minimise noise and disruption during the course of the proposed works. Night and weekend working will only be used where site or network constraints require this approach. However, this will only be as a last resort and following full consultation with the noise team.

### **Consultation**

23. Where appropriate, stakeholder consultation will take place prior, during and on completion of works.

## **SUPPLEMENTARY ADVICE FROM OTHER OFFICERS**

### **Director of Law and Democracy**

24. The Local Government Act 2000 ('the 2000 Act') gives the Leader the power to delegate any executive function to whoever lawfully can undertake the function. The allocation of the Highways Capital Investment programme funds is an executive function.
25. Community councils are 'area committees' within the meaning of the 2000 Act and executive functions can be delegated to them by the Leader. The terms of the delegation are set out in part 3H of the council's constitution.

26. This report is recommending that the community council approve the reallocation of available funds from the Highways Capital Investment programme. Paragraph 14, Part 3H of the constitution enables community councils to approve “the allocation of funds to cleaner, greener, safer capital and revenue schemes of a local nature, using the resources and criteria identified by the cabinet”.
27. Community councils further have powers under paragraph 16, Part 3H of the Constitution to oversee and take responsibility for the development and implementation of the local schemes.
28. In allocating funding under the Highways Capital Investment programme, community councils must have regard to the council's equality duty set out in section 149 of the Equality Act 2010. The report author has demonstrated how those duties need to be considered in the body of the report at paragraphs 12 to 17 in the Community Impact Statement.

**Strategic Director of Finance and Governance (CAP17/094)**

29. This report seeks the approval of the Dulwich Community Council for the allocation of funds (£228,570) for the 2017-18 and 2018-19 Community Council Highways Capital Investment programme in the Dulwich Community Council area from the list of applications set out in appendices 1 and 2.
30. The strategic director of finance and governance notes the resource implications in the report that the proposed allocations will be contained within the council's capital programme.
31. It is also noted that officers' time and any other costs connected with this recommendation will be contained within existing departmental revenue budgets.

## BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Cabinet Report: Capital Programme 2011–2021 – 21 June 2011	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
<b>Web link (please copy and paste into your browser):</b>		
<a href="http://moderngov.southwarksites.com/documents/s20034/Report%20Capital%20Programme%202011-2021.pdf">http://moderngov.southwarksites.com/documents/s20034/Report%20Capital%20Programme%202011-2021.pdf</a>		
Appendix F: General Fund Capital Programme 2011-21 – 21 June 2011	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
<b>Web link (please copy and paste into your browser):</b>		
<a href="http://moderngov.southwarksites.com/documents/s20040/Appendix%20F%20General%20Fund%20Capital%20Programme%202011-21.pdf">http://moderngov.southwarksites.com/documents/s20040/Appendix%20F%20General%20Fund%20Capital%20Programme%202011-21.pdf</a>		
Quarter 1 Capital Reporting for 2012-13 and Capital Programme Refresh for 2012-13 – 2021-22	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
<b>Web link (please copy and paste into your browser):</b>		
<a href="http://moderngov.southwark.gov.uk/documents/s31724/Report%20Quarter%201%20Capital%20Reporting%20for%20201213%20and%20Capital%20Programme%20Refresh%20for%20201213%20-%20202122.pdf">http://moderngov.southwark.gov.uk/documents/s31724/Report%20Quarter%201%20Capital%20Reporting%20for%20201213%20and%20Capital%20Programme%20Refresh%20for%20201213%20-%20202122.pdf</a>		
Appendix F: General Fund Capital Programme Details	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
<b>Web link (please copy and paste into your browser):</b>		
<a href="http://moderngov.southwark.gov.uk/documents/s31730/Appendix%20F%20General%20Fund%20capital%20programme%20details.pdf">http://moderngov.southwark.gov.uk/documents/s31730/Appendix%20F%20General%20Fund%20capital%20programme%20details.pdf</a>		
Available on request: Highway Infrastructure Asset Management Plan (HIAMP) Version 1.0	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862

## APPENDICES

No.	Title
Appendix 1	Borough, Bankside and Walworth Community Council Community Council Highways Capital Investment 2018-19: Applications
Appendix 2	Dulwich Community Council Highways Capital Investment 2018-19: Officer proposals

## AUDIT TRAIL

<b>Lead Officer</b>	Matthew Hill, Head of Highways	
<b>Report Author</b>	Andrea Allen, Senior Project Manager	
<b>Version</b>	final	
<b>Dated</b>	11 January 2018	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER</b>		
<b>Officer Title</b>	<b>Comments Sought</b>	<b>Comments included</b>
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
<b>Cabinet Member</b>	No	No
<b>Date final report sent to Constitutional Team</b>	11 January 2018	