

Item No. 7.	Classification: Open	Date: 20 March 2018	Meeting Name: Camberwell Community Council
Report title:		Cleaner Greener Safer: Funding Reallocation	
Ward(s) or groups affected:		South Camberwell	
From:		Head of Highways	

RECOMMENDATION

1. That Camberwell Community Council approve the re-allocation of a total of £33,400, as set out in Appendix 1 and summarised in paragraphs 3 – 10 of the report.

BACKGROUND INFORMATION

2. Cleaner Greener Safer (CGS) is part of the London Borough of Southwark's capital programme. Between 2003 and 2017 £4.9m has been made available local residents in Camberwell to apply for awards to make their local area a better place to live. The programme attracts hundreds of proposals ranging from a few hundred pounds for bulb planting to brighten up open spaces to tens of thousands of pounds to create community gardens. These projects often introduce new ideas such as outdoor gyms in public spaces, community gardens, public art and energy saving projects which not only make the borough cleaner, greener and safer but greatly contribute to a sustainable public realm by involving residents in the funding process and in the delivery of projects.

KEY ISSUES FOR CONSIDERATION

3. Appendix 1 highlights five projects which have a total under spend of £33,400.
4. It is recommended that East Dulwich Estate Community Nursery garden, project references [106448] and [107248], is cancelled and the remaining funding of £17,900 is returned to community council for reallocation. The nursery has closed and the garden is no longer accessible by the community.
5. It is recommended that the under spend of £1,500 from Champion Park raised bed decluttering, project reference [107247], is returned to Community Council for reallocation.
6. It is recommended that Champion Hill Estate picnic area, project reference [107161], is cancelled and the remaining funding of £14,000 is returned to community council for reallocation. There is a picnic area in Dog Kennel Hill Wood, close by the proposed location.
7. It is recommended that an additional £7,000 is awarded to Widening the path to Dog Kennel Hill Wood, project reference [107253], to deliver the works to the width and standard specified. This will provide an improved route through

Champion Hill Estate to the wood.

8. It is recommended that an additional £2,200 is awarded to Vale End footway improvements, project reference [107715]. This will bring the budget to £5,200, the costs estimated for the works at feasibility stage.
9. It is recommended that an additional £2,000 is awarded to Tayside Court grow project (Denmark Hill Estate), project reference [107705]. This will bring the budget to £5,000, the costs estimated for the works at feasibility stage.
10. It is recommended that the £22,200 is allocated to a new project, Champion Hill Estate lighting improvements. The project will improve lighting in the area which is a popular route to Sainsbury's and Dog Kennel Hill. This is also the area where the path to Dog Kennel Hill Wood is being widened.

Policy implications

11. The CGS programme is fully aligned with the council's policies around sustainability, regeneration and community engagement.

Community impact statement

12. 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.
13. 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. The CGS programme is an important tool in achieving community participation.
14. In fulfilling the above objectives that community councils have of bringing together and involving 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.
15. Of particular regard are issues of age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation.
16. 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 to participate in public life or any other activity in which they are under-represented.

Resource implications

17. This is the reallocation of existing CGS funding that was originally awarded in 2014-2015, 2016-2017 and 2017-2018. CGS funding is devolved to community councils to spend on suitable projects.
18. All professional fees related to the project are also treated as the capital costs of the project. Where projects are awarded as a grant to organisations, the community council award letter will not include the professional fees which will be charged direct to project costs.
19. CGS projects must be completed within two years of award of funding. Projects that are unlikely to be completed within two years will be reported to community council and available budgets may be reallocated to other projects. Revenue costs not covered by maintenance or the contractual liability period will fall upon the asset owner. The business unit will be notified of the likely costs before the schemes proceeds, in order to secure permission to implement the scheme.
20. After the defects and liability period, or three year maintenance period in the case of planting works, all future maintenance is assumed by the asset owner, for example housing, parks, highways, or in some cases external asset owners. Therefore, there are no revenue implications to the public realm projects business unit as a result of approving the proposed allocation.
21. The total expenditure and sources of funding for the scheme will be monitored and reported on as part of the overall capital programme.

Consultation

22. All CGS projects require consultation with stakeholders, including the project applicant, local residents and tenants and residents associations where appropriate.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Law and Democracy

23. 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 CGS capital fund is an executive function.
24. 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.
25. This report is recommending that the Camberwell Community Council approve the reallocation of available funds from the 2015-2016, 2016-17 and 2017-2018 programme as specified at appendix 1 to existing projects and the 2018-2019 capital funding allocation. The power for this function is detailed in Part 3H

paragraph 14 of the constitution which states that community councils have the power of “Approval of 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”.

26. The appropriate cabinet member approved the funding for the 2015-2016, 2017-2018 and 2018-2019 programme by virtue of his powers under Part 3D paragraph 2 of the constitution. Where funding needs to be reallocated the community council approval being sought here is therefore the appropriate constitutional step in the process.
27. Community council members also have powers under paragraph 16 of 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 CGS 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 20 to 24 in the community impact statement.

Strategic Director of Finance and Governance

29. The report requests the approval of Camberwell Community Council for the re-allocation of a total of £33,400, originally allocated to projects under the CGS programme, as set out in Appendix 1.
30. The strategic director of finance and governance notes that the re-allocation of the CGS funding will be contained within the existing departmental capital budgets for CGS programme allocated as part the council’s capital programme.
31. Staffing and any other costs connected with this recommendation to be contained within existing departmental revenue budgets.

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Camberwell Community Council meeting held on Wednesday 12 February 2014, Minutes item 12.2	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
Link: http://moderngov.southwarksites.com/ieListDocuments.aspx?CId=175&MId=4704&Ver=4		
Camberwell Community Council meeting held on Monday 11 July 2016: Minutes item 14	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
Link: http://moderngov.southwarksites.com/mgAi.aspx?ID=42196		

Camberwell Community Council meeting held on Tuesday 31 January 2017, Minutes item 7	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
Link: http://moderngov.southwarksites.com/mgAi.aspx?ID=44013		

APPENDICES

No.	Title
Appendix 1	Cleaner Greener Safer programme funding reallocation - 20 March 2018

AUDIT TRAIL

Lead Officer	Iaan Smuts, Group Manager – Community Projects	
Report Author	Michelle Normanly, Senior Project Manager	
Version	Final	
Dated	17 January 2018	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments Sought	Comments Included
Director of Law and Democracy	Yes	Yes
Strategic Director of Finance and Governance	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		8 March 2018