

Item No. 13.	Classification: Open	Date: 26 January 2019	Meeting Name: Peckham and Nunhead Community Council
Report title:		Peckham and Nunhead Community Council Highways Capital Investment 2019-20	
Ward(s) or groups affected:		Nunhead and Queen's Road, Peckham, Peckham Rye and Rye Lane	
From:		Head of Highways	

RECOMMENDATION

1. That the Peckham and Nunhead Community Council approve the allocation of funds for the 2019-20 Community Council Highways Capital Investment programmes in Peckham and Nunhead 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. Peckham and Nunhead Community Council has been allocated £139,682.54 highway improvement works of its choice.
7. This amounts to £25,396.83 for Peckham Rye Ward. Nunhead and Queen's Road, Peckham and Rye Lane Wards have an allocation of £38,095.24.

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 an area committee. The allocation of the CGS capital fund is an executive function. These works can be carried out in accordance with various executive statutory powers, including in this instance the Highways Act 1980 and the Localism Act 2011 section 1 (general power of competence).
25. Community councils are 'area committees' within the meaning of the 2000 Act. The terms of the delegation relating to the CGS fund are set out in part 3H of the council's constitution. Paragraph 14, Part 3H of the constitution enables community councils to approve "To approve the allocation of neighbourhood funds, cleaner, greener, safer and devolved highway capital schemes of a local

nature using the resources and criteria identified by the cabinet.

26. This report is recommending that the community council approve the allocation of funds for the 2017-18 and 2018-19 Highways Capital Investment Programme, which is in accordance with this delegation.
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 CGS community councils must have regard to the public sector equality duty set out in section 149 of the Equality Act 2010. The report author has indicated how those duties need to be considered in the community impact statement referred to above.

Strategic Director of Finance and Governance

29. This report seeks the approval of the Peckham and Nunhead Community Council for the allocation of funds (£139,682.54) for the 2019-20 Council Highways Capital Investment programme in the Peckham and Nunhead 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 http://moderngov.southwarksites.com/documents/s20034/Report%20Capital%20Programme%202011-2021.pdf	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
Appendix F: General Fund Capital Programme 2011-21 – 21 June 2011 http://moderngov.southwarksites.com/documents/s20040/Appendix%20F%20General%20Fund%20Capital%20Programme%202011-21.pdf	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
Quarter 1 Capital Reporting for 2012/13 and Capital Programme Refresh for 2012/13 – 2021/22 http://moderngov.southwark.gov.uk/d	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862

ocuments/s31724/Report%20Quarter%201%20Capital%20Reporting%20for%20201213%20and%20Capital%20Programme%20Refresh%20for%20201213%20-%20202122.pdf		
Appendix F: General Fund Capital Programme Details http://moderngov.southwark.gov.uk/documents/s31730/Appendix%20F%20General%20fund%20capital%20programme%20details.pdf	Environment and Social Regeneration / Highways 160 Tooley Street	Michelle Normanly 020 7525 0862
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	Peckham and Nunhead Community Council Community Council Highways Capital Investment 2019/20: Applications
Appendix 2	Peckham and Nunhead Community Council Community Council Highways Capital Investment 2019/20: Officer Proposal

AUDIT TRAIL

Lead Officer	Dale Foden, Head of Highways	
Report Author	Alwyn Samuel, Principal Engineer	
Version	Final	
Dated	11 January 2019	
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		15 January 2019