



EXECUTIVE

MINUTES of the OPEN section of the meeting of the EXECUTIVE held on TUESDAY 25th March, 2003 at 7.00pm at the Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor Nick Stanton, Leader (In the Chair)
Councillor Caroline Pidgeon, Deputy Leader
Councillor Beverley Bassom, Housing
Councillor Catherine Bowman, Regeneration and Economic Development
Councillor James Gurling, Service Delivery
Councillor Catriona Moore, Health and Social Care
Councillor Bob Skelly, Education, Youth and Leisure
Councillor Richard Thomas, Environment and Transport
Councillor Lorraine Zuleta, Finance

APOLOGIES FOR ABSENCE

Apologies for absence were received from Catherine Bowman (for lateness) and Councillor Richard Porter.

NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS AS URGENT

The Chair agreed to accept the following late items as urgent:

Item 245 – Extension of Contracts with Age Concern Southwark, Dulwich Helpline and Alzheimers Society for Older People Community Services

Item 247 – Neighbourhood Renewal Fund

Item 248 – Silwood SRB: Refurbishment Agreement with Lewisham Council

Item 537 – Elephant and Castle – housing Demonstration Project: Terms for disposal of Wansey Street Car Park Site

Item 538 – Education Contract – WS Atkins

The Leader advised that item 246 on "Southwark Youth Justice Plan – Annual Update Report 2003/2004" had been withdrawn and would be considered at a later meeting.

DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were none.

MINUTES

RESOLVED: That the Minutes of the meeting held on the 11th March 2003 be approved as a correct record and signed by the Chair.

PUBLIC QUESTION TIME

There were none.

The Executive considered the items set out on the open agenda, a copy of which has been incorporated in the Minute File. Each of the following paragraphs relates to the item bearing the same number on the agenda.

239 **SOUTH LONDON GALLERY TRANSFER OF TRUSTEESHIP – TO APPROVE THE DRAFT CHARITY COMMISSION ORDER FOR REMOVAL AND APPOINTMENT OF NEW CORPORATE TRUSTEE** (see pages 5468 to 5476)

The Executive, in considering this report, was acting in the capacity as Trustees of the South London Gallery Trust. The decisions are taken solely based on what is in the best interest of the trust and the furtherance of its objects.

- RESOLVED:**
1. That it be noted when acting as Trustee, the Executive (on behalf of the Council) owes duty to the Trust and to its beneficiaries which is separate and distinct from the general duty owed by the Council to the inhabitants of the borough.
 2. That the draft Order prepared by the Charity Commissioners (see Appendix 1 of the report), be noted and approved, subject to land to be transferred to the new Trust Corporation being correctly identified in the Order.
 3. That Officers be authorised to take all necessary steps to affect the transfer of trusteeship.
 4. That the advice of the Charity Commission (set out in Appendix 2 of the report) that in future a fully regulating Scheme would be desirable to replace the current governing documents in their entirety be noted and further that it would be appropriate for this to be considered by the new trustee company after its establishment.

240 **OUTCOME OF BEST VALUE INSPECTION OF COMMERCIAL AND LIVING ENVIRONMENTS** (see pages 5477 to 5532)

- RESOLVED:**
1. That the results of the Best Value inspection of the Council's regulatory services in relation to the commercial and living environment be noted.
 2. That the action plan at Appendix B of the report be agreed as the basis of the Best Value Implementation plan for 2003-2006.

3. That Officers be instructed to provide a further report specifying a set of priorities for enforcement activity appropriately resourced, to deliver targeted proactive work and inspection programmes.
4. That Officers be instructed to provide a further report detailing actions taken to improve the delivery of services, including outcomes from joint working.
5. That Officers be instructed to provide a further report detailing progress in recruiting and retaining staff and its impact on service delivery – and in particular inspections performance.

241 **SECONDARY SCHOOL PROVISION IN EAST DULWICH** (see pages 5533 to 5546)

The Executive received deputations from the EDEN Campaign and from the Waverley School Governing Body. Ms Kate Radcliffe (Eden Campaign) and Mr Nicholas Vineall (Waverley School Governing Body) addressed the meeting and answered questions from Members.

Councillor Kim Humphreys, Chair of Overview & Scrutiny Committee, introduced the report.

RESOLVED:

1. That the report and the attached report of Education, Youth & Leisure Scrutiny Sub-Committee be noted.
2. That it be noted (in the context of recent press speculation about further Government initiatives, including the establishment of City Academies) the Committee supports the efforts of the Executive to proactively investigate the opportunities that these initiatives present.
3. That Option A in the report from the sub-committee be pursued, i.e. to establish a small boys school on the Waverley Lower School site with the intention of federating under a single Head and Governing Body with Waverley School.
4. That, in order to make a success of Option A, a feasibility study be undertaken to include testing the will of the Council, the Governors of Waverley School, EDEN and residents to be reported to Council Assembly prior to consideration by Executive.

242 **BEHAVIOUR MANAGEMENT (LOW-LEVEL DISRUPTION)** (see pages 5547 to 5559)

Councillor Kim Humphreys, Chair of Overview & Scrutiny Committee, introduced the report.

RESOLVED:

1. That the Strategic Director of Education & Culture be instructed to commission the preparation of a strategy for the minimization of low-level disruption in all maintained schools in the borough.

2. That the strategy and its implementation be based on the identification and sharing of the current reach of the Behaviour Improvement Programme.
3. That the next revision of the Behaviour Support Plan include the new strategy for tackling low-level disruption.
4. That the dissemination of best practice throughout the borough be encouraged.
5. That these proposals work with or alongside the Behaviour Improvement Programme pilot.
6. That the methodology for minimizing low-level disruption be agreed in consultation with the Headteachers' Council.
7. That Officers bring the draft Behaviour Strategy back to the Executive for consideration.

243 **DISPOSAL – 49-73 CONSORT ROAD, SE15** (see pages 5560 to 5564)

RESOLVED:

1. That the Council dispose of 49-73 Consort Road, SE15.
2. That the Development & Regeneration Manager be authorised to agree the terms of the lease apart from the consideration.
3. That the receipt be 100% recycled into the East Dulwich Estate Regeneration, or similar housing regeneration scheme.

244 **PERFORMANCE MONITORING REPORTS (REGENERATION, SOCIAL SERVICES AND YOUTH PSA)** (see pages 5565 to 5690 and pages 5812 - 5824 (Supplemental Agenda No. 1))

RESOLVED:

That the following performance monitoring reports be noted:

- 1 Regeneration Project Report Quarter 3 – February 2003 (Appendix A).
- 2 Social Services Third Quarter Performance Report including Southwark Primary Care Trust Performance Bulletin December 2002 (Appendix B).
- 3 Youth Public Sector Agreement – Progress Report to the Executive (Item 244a Supplemental Agenda No. 1)

245 **EXTENSION OF CONTRACTS WITH AGE CONCERN SOUTHWARK, DULWICH HELPLINE AND ALZHEIMERS SOCIETY FOR OLDER PEOPLE COMMUNITY SERVICES** (see pages 5691 to 5694)

The Chair agreed to accept this item as late and urgent business because the report provided the framework to ensure continuity in the provision of services until decisions regarding the outcome of the consultation on Modernising Day Care Services are made.

RESOLVED:

1. That the extension of contracts with Dulwich Helpline and the Alheimers Society, Southwark Branch and Age Concern Southwark (for Community and Primary Care Support), be approved, for a further year (2003/04).
2. That the extension of an existing contract for Day Care Services contracts with Age Concern Southwark for up to a further six months from 1st April 2003 be approved.
3. That it be noted that the six month extension of the Age Concern Day Care Services contract will provide the opportunity to reshape existing provision in the light of a future Executive decision on the outcome of the consultation on the Modernising of Day Care Services.

246 **SOUTHWARK YOUTH JUSTICE PLAN – ANNUAL UPDATE REPORT 2003/2004**
(see pages 5695 to 5750)

The report was withdrawn.

247 **NEIGHBOURHOOD RENEWAL FUND** (see pages 5751 to 5782)

The Chair agreed to accept this item as late and urgent business because confirmation of the resources for the 2003/4 Neighbourhood Renewal Fund (NRF) was required for the start of the financial year.

RESOLVED:

1. That the programme totalling £8,649,394 approved by Southwark Alliance for the 2003/4 Neighbourhood Renewal Fund as set out in the Financial Strategy outlined in the report be endorsed.
2. That the arrangements for determining spend of £2,500,000 Neighbourhood Renewal Fund as part of the Neighbourhood Delivery Plans be noted.
3. That the arrangements for determining spend on Neighbourhood Renewal Fund Strategic Gaps be noted.
4. That authority be delegated to the Chief Executive to agree use of Neighbourhood Renewal Fund for the individual spending Activities and any subsequent variations/reallocations as proposed by the Southwark Alliance provided they are in line with the local priorities set out in the Neighbourhood Renewal Strategy, and subject to consultation with the appropriate Executive portfolio holder.
5. That an annual monitoring report on use of NRF be received, following the end of year Monitoring Returns submitted by each Activity.

248 **SILWOOD SINGLE REGENERATION BUDGET (SRB): REFURBISHMENT AGREEMENT WITH LEWISHAM COUNCIL** (See pages 5783 to 5811)

The Chair agreed to accept this item as late and urgent because approval would trigger the process of improvements being carried out to a number of properties on the Silwood Estate. In order to let the building contract to the current timetable the London Borough of Lewisham needed Southwark's agreement by the end of March.

RESOLVED: That the Refurbishment Agreement as set out in Appendix 1 of the report, be approved for the limited purposes set out in the report, subject to the consultation and approval by the Office of the Deputy Prime Minister.

EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That the public be excluded from the meeting for the following items of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 7 and 9, Access to Information Procedure Rules of the Constitution.

The following is a summary of the decision taken in the closed section of the meeting.

MINUTES

The Minutes of the closed section of the meeting held on the 11th March 2003 were approved as a correct record.

536 **DISPOSAL – 49-73 CONSORT ROAD, SE15**

The Executive agreed the disposal of 49-73 Consort Road, SE15 based on the terms outlined in the report.

537 **ELEPHANT AND CASTLE – HOUSING DEMONSTRATION PROJECT: TERMS FOR DISPOSAL OF WANSEY STREET CAR PARK SITE**

The report was withdrawn.

538 **EDUCATION CONTRACT – WS ATKINS**

The Executive endorsed the approach regarding the Education Services contract with WS Atkins.

The meeting ended at 10.35pm

CHAIR:

DATED:

**DEADLINE FOR NOTIFICATION OF CALL-IN UNDER SECTION 18 OF THE
OVERVIEW AND SCRUTINY PROCEDURE RULES IS MIDNIGHT, THURSDAY 3RD
APRIL, 2003**

**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**