



OVERVIEW & SCRUTINY COMMITTEE

MINUTES of the OPEN section of the meeting of the OVERVIEW & SCRUTINY COMMITTEE held on 26th MAY 2004 at 9.45 p.m. (at the rise of the Annual Meeting of the Council [Constitutional Meeting]) at Southwark Town Hall, Peckham Road, London SE5 8UB

PRESENT: Councillor Kim HUMPHREYS [Chair]
Councillors Catriona MOORE [Vice-Chair], Eliza MANN, Mark PURSEY, Stephen FLANNERY, Fiona COLLEY, Barrie HARGROVE and Andy SIMMONS.

ALSO PRESENT: Councillor Jonathan HUNT
Ian Millichap – Constitutional Team Manager

APOLOGIES FOR ABSENCE

There were none received.

CONFIRMATION OF VOTING MEMBERS

The Members listed as being present were confirmed as the Voting Members.

NOTIFICATION OF ANY OTHER ITEMS WHICH THE CHAIR DEEMED URGENT

The Chair agreed to the admittance of the following report for the reasons of urgency stated on the relevant minute, i.e.:

Item 2: Establishment of Additional Scrutiny Sub-Committee to complete the scrutiny inquiry regarding the award of planning permission at 295-297 Camberwell New Road

DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were no interests declared nor dispensations notified.

RECORDING OF MEMBERS' VOTES

Council Procedure Rule 1.17(5) allows a Member to record her/his vote in respect of any motions and amendments. Such requests are detailed in the following Minutes. Should a Member's vote be recorded in respect to an amendment, a copy of the amendment may be found in the Minute File and is available for public inspection.

The Committee considered the items set out on the 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.

1. **ESTABLISHMENT OF SCRUTINY SUB-COMMITTEES FOR 2004/05** (see pages 1-13)

RESOLVED: 1. That scrutiny Sub-Committees be established, with terms of reference set out in Appendix 1 to these Minutes, and with the size, composition [including Chair/Vice-Chair] as follows, i.e.

Name of Sub-Committee	Composition			Chair	Vice-Chair
	Liberal Dem.	Labour	Con.		
Education & Youth	4	3	1	Cllr. A. Simmons	Cllr. G. Neale
Environment & Community Support	3	3	1	Cllr. B. Hargrove	Cllr. L. Rajan
Health & Social Care	3	3	-	Cllr. M. Pursey	Cllr. S. Welfare
Housing	3	3	-	Cllr. S. Flannery	Cllr. A. Banya
Regeneration & Resources	4	3	1	Cllr. T. Eckersley	Cllr. J. Salmon

2. That the number of reserve Member seats on scrutiny sub-committees that each political group is entitled to nominate be equal to the number of seats each group holds on the sub-committee.

2. **ESTABLISHMENT OF ADDITIONAL SCRUTINY SUB-COMMITTEE TO COMPLETE THE SCRUTINY INQUIRY INTO THE AWARD OF PLANNING PERMISSION AT 295-297 CAMBERWELL NEW ROAD** (see pages 14-17)

The Chair agreed to accept this report, mindful of the urgent need to determine how best to ensure ongoing scrutiny of this matter in 2004/05.

RESOLVED: 1. That an overview and scrutiny sub-committee be established on 26th May 2004 to complete this inquiry and agree a final report, at which point the sub-committee will be formally disbanded.

2. That the sub-committee comprise the current membership of the Overview & Scrutiny Committee pertaining to this inquiry, i.e.

Members

Councillor Kim HUMPHREYS
 Councillor Linda MANCHESTER
 Councillor Gavin O'BRIEN
 Councillor Andy SIMMONS
 Councillor Barrie HARGROVE
 Councillor Eliza MANN
 Councillor Lisa RAJAN
 Councillor William KAYADA

Reserve Members

Cllr Anne YATES
 Cllr William ROWE
 Cllr Stephen FLANNERY

3. That the terms of reference for this inquiry be as follows, i.e.

- To review and advise on the Council's response to the issues raised in the District Audit and Local Ombudsman reports and to consider the mechanism for assessing possible compensation; and
 - To prepare a final report to the Executive/ Council Assembly.
4. That Councillors Kim Humphreys and Linda Manchester be appointed as Chair and Vice-Chair respectively.

The meeting ended at 9.55 p.m.

CHAIR'S SIGNATURE:

DATED:

Terms of Reference for Scrutiny Committees 2004/05

Terms of Reference of the Overview & Scrutiny Committee

- (a) To appoint five Sub-Committees
- (b) To approve an annual overview and scrutiny work programme, including the programme of the sub-committees, to ensure that there is efficient use of the sub-committees' time, and that the potential for duplication of effort is minimised;
- (c) to manage scrutiny of the Council's Budget and Policy Framework;
- (d) Where matters fall within the remit of more than one Sub-Committee, to determine which of them will assume responsibility for any particular issue, and to resolve any issues of dispute between Sub-Committees;
- (e) To receive requests from the Executive and/or Council Assembly and Community Councils for reports from Sub-Committees and to allocate them if appropriate to one or more Sub-Committees;
- (f) To exercise the right to call-in, for reconsideration, decisions made but not yet implemented by the Executive;
- (g) To comment on Scrutiny reports that propose policy change or that have resource implications (as opposed to reports that comment on performance);
- (h) To put in place and maintain a system to ensure that referrals from Scrutiny to the Executive, either by way of report or for reconsideration, are managed efficiently;
- (i) To periodically review Overview and Scrutiny procedures to ensure that the function is operating effectively;
- (j) To report annually to Council Assembly on the previous year's Scrutiny activity;
- (k) To monitor the budget for additional Scrutiny research, and to determine funding requests from Sub-Committees in respect of particular reviews;
- (l) To scrutinise matters in respect of Human Resources and the Council's role as an employer and corporate practice generally;
- (m) To scrutinise matters relating to customer access issues including: e-government, information technology and communications.

Education and Youth Scrutiny Sub-Committee

To fulfil all the functions of a Scrutiny Sub-Committee set out in the general terms of reference as they relate to education and youth in particular (but not limited to):

- (a) All of the functions of the Council as an Education authority under the Education Acts, School Standards and Framework Act 1998 and all other relevant legislation in force from time to time;
- (b) All functions of the Council in so far as they relate to the provision of opportunities for education, training and learning outside the school environment including pre-school, adult and community learning;
- (c) The impact of other Council functions on education in the borough, including Council sponsored initiatives in the areas of regeneration, housing and social services; and the policies and initiatives of other statutory and voluntary organisations;
- (d) Development of the Council's Education Development Plan and the Early Years and Childcare Strategic Development Plan and the Adult Learning Plan;
- (e) Review of the contractor's Annual Plan, including revised delivery targets for the following year;
- (f) Budget and performance matters relating to the Education Department.

Health & Social Care Scrutiny Sub-Committee

To fulfil all the functions of a Scrutiny Sub-Committee set out in the general terms of reference as they relate to health and social care and in particular (but not limited to):

- (a) Residential and day care, family placements, domiciliary care, respite care;
- (b) Social work for children, young persons, elderly people, people with physical disabilities, people with mental health problems and learning difficulties and children with special needs;
- (c) Home care service, staffing and emergency response for elderly persons in sheltered housing, hospital social workers;
- (d) Fostering and adoption, family support service;
- (e) Funerals under the provision of the National Assistance Act 1948;
- (f) Transport service for client groups;
- (g) Youth offending services;
- (h) Meals production and distribution service;
- (i) Registration and inspection;
- (j) Assisting in the development of the Community Strategy as it relates to health;
- (k) Reviewing HImP;
- (l) Collaborative working with health agencies in the area;
- (m) Reviewing health reconfigurations;
- (n) Assessing the impact of the Council's and other agencies services on the health of the boroughs residents;
- (o) Reviewing the integration of social services and health;
- (p) Budget and performance matters relating to the Social Services Department.

Housing Scrutiny Sub-Committee

To fulfil all the functions of a Scrutiny Sub-Committee set out in the general terms of reference as they relate to housing and in particular (but not limited to):

- a) Management of the Council's housing stock;
- b) Development of partnerships with external organisations to meet housing need and regenerate unsatisfactory housing;
- c) Improvement of private sector housing;
- d) Relationships with the Housing Corporation and Registered Social Landlords in the Borough;
- e) Relationships with stakeholder groups in the borough;
- f) Grants and loans to owner occupiers, tenants landlords, and/or developers;
- g) Homelessness and re-housing;
- h) Special needs housing;
- i) Budget and performance matters relating to the Housing Department.

Regeneration and Resources Scrutiny Sub-Committee

To fulfil all the functions of a Scrutiny Sub-Committee set out in the general terms of reference as they relate to regeneration and resources and in particular (but not limited to):

- a) Regeneration of communities in the area;
- b) Major regeneration programmes;
- c) Development and review of the Southwark Plan (the UDP) in consultation with all relevant scrutiny sub-committees;
- d) Matters relating to the economic development of the borough and its constituent areas;
- e) Overview of the Best Value process;
- f) Issues relating to performance and service delivery generally and specifically in the Regeneration Department;
- g) Matters relating to budget, finance and asset management generally and specifically in the Regeneration Department ;
- h) The development of Community Councils.

Environment and Community Support Scrutiny Sub-Committee

To fulfil all the functions of a Scrutiny Sub-Committee set out in the general terms of reference as they relate to environmental matters and community support and safety and in particular (but not limited to):

- a) Parks and open spaces;
- b) Environmental Management;
- c) Energy Conservation;
- d) Recycling;
- e) Waste management;
- f) Development and review of the Council's Air Quality Management Action Plan; Recycling Plan; Waste Minimisation Strategy;
- g) The Council's community safety policies and development of related strategies;
- h) Provision and management of museums, art galleries, theatres, archives and local history activities, libraries, leisure centres, swimming pools, parks and open spaces, allotments and other like facilities;
- i) Development of the Council's position statement on libraries;
- j) The Council's transport and parking policies;
- k) Development and review of the Council's Local Transport Plan and the Highway Maintenance Plan contained therein;
- j) Budget and performance matters relating to the Environment and Leisure Department.