

<b>Item No.</b> <b>5</b>	<b>Classification:</b> Open	<b>Date:</b> 14.06.04	<b>Meeting Name:</b> Overview & Scrutiny Committee
<b>Report title:</b>		Motion Referred from Council Assembly on 28th April 2004 (Pullens Yard)	
<b>Ward(s) or groups affected:</b>		Newington	
<b>From:</b>		Chief Executive (Borough Solicitor & Secretary)	

### **RECOMMENDATION**

1. That Overview & Scrutiny Committee considers the motion set out in the Appendix attached to the report.

### **BACKGROUND INFORMATION**

2. At Council Assembly on 28th April 2004 the attached motion relating to Pullens Yard was submitted in accordance with Council Assembly Procedure Rules 3.7 (9)(ix), and was subsequently referred to the Overview and Scrutiny Committee for consideration:-

### **KEY ISSUES FOR CONSIDERATION**

3. In accordance with Council Assembly Procedure Rule 3.7 (9), the above motion was referred to Overview & Scrutiny Committee, which shall report upon the outcome of their deliberations upon the motions to the next meeting of Council Assembly.
4. The constitution allocates particular responsibility for functions to Council Assembly, for approving the budget and policy framework, and to the Executive, for developing and implementing the budget and policy framework and overseeing the running of Council services on a day-to-day basis
5. Any key issues, policy or funding implications are included in the advice from the relevant Chief Officer.

<b>Background Papers</b>	<b>Held At</b>	<b>Contact</b>
Council Assembly Minutes April 28th 2004.	Town Hall, Peckham Road, London. SE5 8UB	Kevin Flaherty Constitutional Support Unit 020 7525 7236

### **LIST OF APPENDICES**

- Appendix 1 - Audit Trail  
Appendix 2- Pullens Yard Motion

### **APPENDIX 1**

#### **Audit Trail**

<b>Lead Officer</b>	Ian Millichap, Constitutional Team Manager	
<b>Report Author</b>	Kevin Flaherty, Constitutional Support Unit	
<b>Version</b>	Final	
<b>Dated</b>	04.06.04	
<b>Key Decision?</b>	No	
<b>CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / EXECUTIVE MEMBER</b>		
<b>Officer Title</b>	<b>Comments Sought</b>	<b>Comments included</b>
Chief Officer	Yes	Yes
<b>Executive Member</b>	No	No
<b>Date final report sent to Constitutional Support Services</b>		04.06.04

## APPENDIX 2

### MOTION

Moved by Councillor Mick Barnard and seconded by Councillor Kim Humphreys

### AGREED:

Following the cross party Pullens Yards Scrutiny Panel and the unanimously agreed recommendations, Council is concerned to learn that there are still ongoing issues at the Pullens Yards. Council therefore recommends that the relevant Scrutiny Panel reconsiders the previous Scrutiny Panels recommendations and in addition questions whether “best consideration” has been achieved.

### COMMENTS FROM THE STRATEGIC DIRECTOR OF REGENERATION

The Executive considered the issue of the rent and letting policy for Pullens Yards on 17th June 2003.

Executive resolved inter alia:

1. That it be noted that the properties in Pullens Yards are within the Housing Revenue Account and that any commercial letting must continue to realise the best consideration that can be reasonably obtained.
2. It be noted that Enterprise Strategy has considered the extent to which businesses of different types might be subsidised and it be agreed that within the framework proposed by the Enterprise Strategy that there is no case for a blanket approach to reducing rent below market levels for the Pullens Yards Properties.
3. That it be recognised that the businesses in Pullens Yards are an asset to the Borough and consideration should be given to individual cases of proven hardship in considering rental levels being sought through rent review and lease renewal.

This is the framework within which officers are now conducting negotiations

In the light of other motions passed at Council Assembly on 28 April we will be preparing a report for Executive dealing with a number of issues on the support of businesses. It will include aspects relevant to the consideration of this motion. It might be convenient for Overview and Scrutiny to see that report before determining what further review is required in relation to Pullens Yard specifically.