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| Item No. 9. | Classification: Open | Date: 14 July 2010 | Meeting Name: Council Assembly |
| Report title: | | Late Motion – Protecting Nursery Row Park | |
| Ward(s) or groups affected: | | All | |
| From: | | Strategic Director of Communities, Law and Governance | |

LATE MOTION

MOTION FROM COUNCILLOR MARTIN SEATON (seconded by Councillor Helen Morrissey)

1. Nursery Row Park is currently protected as an open space and a site of importance for nature conservation under the category other open space in the Southwark Plan. Open spaces provide an essential amenity and recreational resource for people living and working in Southwark.
2. Council assembly notes that at council assembly on 4 November 2009 a decision on which sites to save from the Southwark Plan was taken and three sites on Nursery Row Park (including Sites 52P and 53P) were all saved for housing.
3. Council assembly also notes that sites 52P and 53P are no longer part of the development programme for the Elephant and Castle, therefore they are no longer contributing to delivery of the council's housing targets. It is also noted that the council owns the sites.
4. Council assembly therefore requests the cabinet member for regeneration and corporate strategy to write to the Secretary of State inviting him to revise the council's request to save council's housing sites by omitting sites 52P and 53P.
5. **Council Assembly notes that at this stage it is only possible to save or not save policies and site allocations from the Southwark Plan 2007. It is therefore not possible to amend the boundaries of any site allocations in the proposals map forming part of the Southwark Plan 2007. Council Assembly calls on the Cabinet Member to take steps to review and investigate** as part of the new DM DPD:
 - 1) **the feasibility of providing enhanced planning policy protection, such as designation as borough open land, to Nursery Row Park (Site OS76) currently designated as other open space, and**
 - 2) **the feasibility of extending the boundaries of Nursery Row Park such as to encompass within its boundaries current housing sites 52P and 53P (which are no longer required for housing); and**
 - 3) **if feasible to commence the process of consultation in accordance with the Council's Statement of Community Involvement at the earliest possible opportunity.**

6. ~~Council assembly notes that at this stage it is only possible to save or not save policies from the Southwark Plan and it is therefore not possible to amend the boundary of site 51P that also covers the Stead Street car park which is required for housing. Council assembly notes the commitment given by the cabinet member for regeneration and corporate strategy that the council will not build on any part of the park and calls on the cabinet member to take steps to provide additional planning policy protection to this remaining part of the park at the earliest possible opportunity.~~

REASON FOR LATENESS

Advice had not been received on the **wording** for a motion to council assembly until after the motions deadline. **The deadline for the saving of policies by the Secretary of State is the end of July.**

NOTES:

1. Prior to debating the late motion the following council assembly procedure rule would need to be suspended:
 - Notice for motions to be delivered (CAPR 2.9 (3)).
2. If the late motion is agreed, any proposals will be submitted to the cabinet for consideration.

BACKGROUND DOCUMENTS

| Background Papers | Held At | Contact |
|-------------------|---|--------------------------------------|
| Member Motions | Town Hall Peckham Road London SE5 8UB | Constitutional Team 020 7525 7228 |

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|----------------------|---------------------------------------|
| Lead Officer | Ian Millichap, Constitutional Manager |
| Report Author | Lesley John, Constitutional Officer |
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