



## EXECUTIVE

MINUTES of the OPEN section of the meeting of the EXECUTIVE held on TUESDAY 4<sup>TH</sup> MAY 2004 at 7.00pm at the Town Hall, Peckham Road, London SE5 8UB

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**PRESENT:** Councillor Nick Stanton, Leader (In the Chair)  
Councillor Caroline Pidgeon, Deputy Leader  
Councillor Catherine Bowman, Regeneration and Economic Development  
Councillor Denise Capstick, Health and Social Care  
Councillor James Gurling, Communication and Performance Improvement  
Councillor Richard Porter, Community Safety, Social Inclusion and Youth  
Councillor Bob Skelly, Education and Culture  
Councillor Richard Thomas, Environment and Transport  
Councillor Lorraine Zuleta, Resources

### 1 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Beverley Bassom.

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

The Chair agreed to accept the following late items as urgent, the reasons for urgency to be specified in the relevant Minute.

#### Open Agenda

Item 15 – Long Term Review of Education Support Services – Governance and Partnership Arrangements, the Future Management of Youth & Connexions and Progress on CEA Contract Extension

Item 16 – The Council's Corporate Plan 2004/07

Item 18 – Call-In: Area Housing Forum Constitution and Changes to Tenant and Leaseholder Council Constitutions

Item 19 – Long Term Review of Education Support Services – Comments of Scrutiny

### 3 **DISCLOSURE OF INTERESTS AND DISPENSATIONS**

Councillor Catherine Bowman declared a personal non-prejudicial interest in item 8 – Leasehold Service Charge Loan as she was in the process of becoming a leaseholder.

Councillor Caroline Pidgeon declared a personal non-prejudicial interest in item 10 – Appointment of Governors to King's College Hospital NHS Trust and Guy's & St Thomas' Hospital NHS Trust as she worked at Guy's & St Thomas Hospital.

### 4 **PUBLIC QUESTIONS**

There were no public questions.

### 5 **MINUTES**

**RESOLVED:** That the Minutes of the open sections of the meetings held on 13<sup>th</sup> April 2004 be approved as correct records and signed by the Chair.

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.

### 6 **DEPUTATION REQUEST – EDEN CAMPAIGN**

The EDEN Campaign withdrew their request for a deputation as an item relating to Secondary School Provision in East Dulwich was no longer being considered at the meeting.

### 7 **THE COUNCIL'S COMPREHENSIVE PERFORMANCE ASSESSMENT (CPA) SELF-ASSESSMENT** (see pages 1 – 30)

**RESOLVED:** That the Draft Comprehensive Performance Assessment Self Assessment, set out in Annex 1 of the report be agreed subject to any further comments from Executive Members on the areas relating to their portfolios.

### 8 **LEASEHOLD SERVICE CHARGE LOANS** (see pages 31 – 39)

**RESOLVED:**

1. That the principle policy relating to the council's use of its discretionary power be that the council is only a lender of the last resort.
2. That discretionary loans be used either alone or in conjunction with a mandatory loan as individual circumstances dictate.
3. That the terms of any discretionary loans be those set out in Appendix A of the report.

4. That the following administrative fees be charged initially and be index-linked and amended annually by the Strategic Director:
  - £175 in respect of discretionary loans alone
  - £75 in respect of discretionary loans granted in conjunction with mandatory loans
  - £100 for mandatory loans
5. That any administrative fee or legal costs in respect of a discretionary loan is payable before the advance is finalised, only being added to the loan when no other payment option is available.
6. That the professional cost of the conveyance including valuation, solicitors and land registration fee will also be recharged to applicants, payable on the same conditions outlined in (5) above.
7. That discretionary loans are only given subject to leaseholders proving their income is sufficient to meet payment and there is sufficient equity in the dwelling.
8. That loans are granted irrespective of the level of savings of an applicant.
9. That a report be brought back on the uptake of the scheme at the same time as the report back on the 'Buy Back of Ex-Council Flats and Houses Pilot Scheme'.

9 **SOUTHWARK YOUTH JUSTICE PLAN – ANNUAL UPDATE REPORT 2004/2005**  
(see pages 40 – 97)

**RESOLVED:** That the Annual Update of the Southwark Youth Justice Plan 2002-2005 be referred to Council Assembly for approval.

10 **APPOINTMENT OF GOVERNORS TO KING'S COLLEGE HOSPITAL NHS TRUST AND GUY'S & ST THOMAS' HOSPITAL NHS TRUST** (see pages 98 – 100)

- RESOLVED:**
1. That Councillor Denise Capstick be appointed to serve as a Governor on the Board of Governors of the King's College Foundation Trust for up to a period of 3 years.
  2. That Councillor Nick Stanton be appointed to serve as a Governor on the Members' Council of the Guy's & St Thomas ' Hospital NHS Trust for up to a period of 3 years.

11 **COMMUNITY COUNCIL PILOT REVENUE PROGRAMME** (see pages 101 – 106)

- RESOLVED:**
1. That the objectives, criteria and management arrangements for the pilot revenue programme as set out in Appendix B of the report be approved.
  2. That revenue resource allocations (based on option A7 of Appendix C of the report) be made to Dulwich, Peckham and Rotherhithe Community Councils for expenditure within their own Community Council boundaries.

12 **REFERENCE FROM ENVIRONMENT & COMMUNITY SUPPORT SCRUTINY SUB-COMMITTEE – QUARTER 3 PERFORMANCE REPORT – COMMUNITY SAFETY** (see pages 107 – 108)

- RESOLVED:**
1. That the Executive notes the comments of the Environment & Community Support Scrutiny Sub-Committee in respect of Community Safety and confirms that an action plan is already in place to address the issues relating to violent crime, street crime and rape/sexual assault.
  2. That it be noted that the issue of increases in crime in certain areas has been discussed in detail at the Safer Southwark Partnership and positive action is being progressed by the relevant sub-group. Regular updates will be made to the Executive Member.
  3. That the issues raised are taken into account in the Council's Corporate Plan.

13 **MOTIONS REFERRED FROM COUNCIL ASSEMBLY – 31<sup>ST</sup> MARCH 2004** (see pages 109 – 114)

**RESOLVED: School Places**

That the comments of the Strategic Director of Education as set out in Appendix 1 of the report be noted.

**Fair Trade**

1. That the Executive notes:
  - That many producers in the world, especially growers of cash crops are exploited for their produce and do not receive a fair price for their crops
  - The Fairtrade Towns Initiative, which contributes to the Fairtrade Foundation's aim of tackling poverty by enabling disadvantaged producers from poor countries to receive a better deal through encouraging support for Fairtrade.

2. The Executive resolves to:
- Pledge its support to the Fairtrade Foundation.
  - Promote awareness of fair trade issues and make publicity and educational material available to local people concerning the impact of unfair trade and the opportunities that fair trade provides to promote sustainable development.
  - Investigate the Council's own purchasing policies and those of its suppliers and contractors and purchase fair trade wherever possible.
  - Consider buying fair trade products, such as those carrying the Fairtrade mark where appropriate.
  - Promote fair trade issues and practices amongst local and commercial businesses and other organisations.
  - Continue the talks of Leader and Deputy Leader with partner organisations and Fairtrade organisations within the Borough.
  - Integrate Fairtrade considerations into the Council's Environment Strategy.
  - Develop a strategy to make Southwark a Fairtrade Borough.
  - Work with the Mayor of London's cross party campaign to achieve overarching Fairtrade City status for London.
  - Report annually on progress made with implementing this resolution.
3. That a report on the issue be brought back to the Executive in the summer (2004).

14 **STREET TRADING FEES AND CHARGES** (see pages 114 – 132)

**RESOLVED:** That the proposed street trading fees and charges for 2004/2005 as itemised in Appendix B of the report be approved.

15 **LONG TERM REVIEW OF EDUCATION SUPPORT SERVICES – GOVERNANCE AND PARTNERSHIP ARRANGEMENTS, THE FUTURE MANAGEMENT OF YOUTH & CONNEXIONS AND PROGRESS ON CEA CONTRACT EXTENSION**  
(see pages 133 – 138)

This item had not been circulated 5 clear days in advance of the meeting. The Chair agreed to accept the item as urgent as the Council was seeking to extend the contract with CEA by the end of May 2004. Also decisions on the Youth and Connexions Business Unit were required urgently to allow the proposals relating to it to proceed on time.

This item was considered in conjunction with item 19 – Long Term Review of Education Support Services – Comments of Scrutiny.

- RESOLVED:**
1. That the Youth and Connexions Business Unit is managed through the CEA contract (but with no transfer of staff from the employment of the Council to CEA).
  2. That the revised aims and membership of the Independent Review Panel as set out in Appendix A of the report be agreed.
  3. That the progress made in negotiating the extended CEA contract be noted and the approval of the final contract be delegated to the Chief Executive, subject to the approval of the relevant Executive Members and the conditions set out by the Executive on 3<sup>rd</sup> February (see paragraph 12 of the report).
  4. That the Chief Executive seek the cooperation of CEA to place as much detail of the contract as possible in the public domain.
  5. That the Executive Member for Education to ensure that the proposed contract places enough emphasis on strengthening the school improvement function.

16 **THE COUNCIL'S CORPORATE PLAN 2004/07** (see pages 139 – 180)

This item had not been circulated 5 clear days in advance of the meeting. The Chair agreed to accept the item as urgent to enable Overview & Scrutiny Committee to consider the report at its meeting on 6<sup>th</sup> May 2004.

**RESOLVED:** That the contents of the report be noted with a view to it being further considered at the 18<sup>th</sup> May Executive meeting.

17 **DEPUTATION REQUEST: TENANTS COUNCIL / SGTO**

The Executive received a deputation from Mrs Nancy Horwood, Chair of SGTO and Mrs Pat Topley, Vice-Chair of Tenants Council in relation to the dissolution of Neighbourhood Housing Forums.

**RESOLVED:** That the deputation be received.

18 **CALL-IN: AREA HOUSING FORUM CONSTITUTION AND CHANGES TO TENANT AND LEASEHOLDER COUNCIL CONSTITUTIONS** (see pages 181 – 184)

This item had not been circulated 5 clear days in advance of the meeting. The Chair agreed to accept the item as urgent as the Overview & Scrutiny Committee (OSC) procedure rules required the Executive to reconsider the decisions of (OSC) within 7 clear working days.

- RESOLVED:**
1. That the recommendations of Overview & Scrutiny Committee of 26<sup>th</sup> April following consideration of the Executive decisions regarding the 'Draft Area Forum Constitution and amendments to Tenant Council and Leaseholder Council Constitutions' made on 13<sup>th</sup> April be noted.
  2. That there be a temporary suspension of the remaining Neighbourhood Forum dissolution meetings.
  3. That the Executive temporarily rescinds the dissolution of those Neighbourhood Forums already dissolved.
  4. That Neighbourhood Forums continue to meet until the end of August 2004.
  5. That 12 new Area Housing Forums be established in September 2004 to coincide with the implementation of the Area Housing Management Structure from the 20<sup>th</sup> September and as a consequence of this, all Neighbourhood Forums be effectively dissolved at that time.

19 **LONG TERM REVIEW OF EDUCATION SUPPORT SERVICES: COMMENTS OF SCRUTINY** (see pages 185 – 186)

This item was considered in conjunction with item 15 (see item 15 for decisions).

**EXCLUSION OF PRESS AND PUBLIC**

- RESOLVED:** That the public be excluded from the meeting for the following item 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 decisions taken in the closed section of the meeting.

**MINUTES**

The Minutes of the closed section of the meeting held on the 13<sup>th</sup> April 2004 were approved as a correct record and signed by the Chair.

The meeting ended at 8:22pm.

**CHAIR:**

**DATED:**

**DEADLINE FOR NOTIFICATION OF CALL-IN UNDER SECTION 18 OF THE OVERVIEW AND SCRUTINY PROCEDURE RULES IS MIDNIGHT, WEDNESDAY 12<sup>TH</sup> MAY 2004.**

**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**