



AGENDA

MAYOR AND CABINET (CONTRACTS)

Date: WEDNESDAY, 3 DECEMBER 2014 at 5.50 pm

**Committee Rooms 1 & 2
Civic Suite
Lewisham Town Hall
London SE6 4RU**

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MEMBERS

Sir Steve Bullock	Mayor	(L)
Councillor Alan Smith	Deputy Mayor - Growth & Regeneration	(L)
Councillor Chris Best	Health, Well-Being and Older People	(L)
Councillor Kevin Bonavia	Resources	(L)
Councillor Janet Daby	Community Safety	(L)
Councillor Joe Dromey	Policy and Performance	(L)
Councillor Damien Egan	Housing	(L)
Councillor Paul Maslin	Children & Young People	(L)
Councillor Joan Millbank	Third Sector and Community	(L)
Councillor Rachel Onikosi	Public Realm	(L)

Members are summoned to attend this meeting

**Barry Quirk
Chief Executive
Lewisham Town Hall
Catford
London SE6 4RU
Date: Tuesday, 25 November 2014**



INVESTOR IN PEOPLE

The public are welcome to attend our committee meetings, however occasionally committees may have to consider some business in private. Copies of reports can be made available in additional formats on request.

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MAYOR & CABINET (CONTRACTS)		
Report Title	Declarations of Interests	
Key Decision	No	Item No. 1
Ward	n/a	
Contributors	Chief Executive	
Class	Part 1	Date: December 3 2014

Declaration of interests

Members are asked to declare any personal interest they have in any item on the agenda.

1 Personal interests

There are three types of personal interest referred to in the Council's Member Code of Conduct :-

- (1) Disclosable pecuniary interests
- (2) Other registerable interests
- (3) Non-registerable interests

2 Disclosable pecuniary interests are defined by regulation as:-

- (a) Employment, trade, profession or vocation of a relevant person* for profit or gain
- (b) Sponsorship –payment or provision of any other financial benefit (other than by the Council) within the 12 months prior to giving notice for inclusion in the register in respect of expenses incurred by you in carrying out duties as a member or towards your election expenses (including payment or financial benefit from a Trade Union).
- (c) Undischarged contracts between a relevant person* (or a firm in which they are a partner or a body corporate in which they are a director, or in the securities of which they have a beneficial interest) and the Council for goods, services or works.
- (d) Beneficial interests in land in the borough.

- (e) Licence to occupy land in the borough for one month or more.
- (f) Corporate tenancies – any tenancy, where to the member’s knowledge, the Council is landlord and the tenant is a firm in which the relevant person* is a partner, a body corporate in which they are a director, or in the securities of which they have a beneficial interest.
- (g) Beneficial interest in securities of a body where:-
 - (a) that body to the member’s knowledge has a place of business or land in the borough; and
 - (b) either
 - (i) the total nominal value of the securities exceeds £25,000 or 1/100 of the total issued share capital of that body; or
 - (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person* has a beneficial interest exceeds 1/100 of the total issued share capital of that class.

*A relevant person is the member, their spouse or civil partner, or a person with whom they live as spouse or civil partner.

(3) Other registerable interests

The Lewisham Member Code of Conduct requires members also to register the following interests:-

- (a) Membership or position of control or management in a body to which you were appointed or nominated by the Council
- (b) Any body exercising functions of a public nature or directed to charitable purposes , or whose principal purposes include the influence of public opinion or policy, including any political party
- (c) Any person from whom you have received a gift or hospitality with an estimated value of at least £25

(4) Non registerable interests

Occasions may arise when a matter under consideration would or would be likely to affect the wellbeing of a member, their family, friend or close associate more than it would affect the wellbeing of those in the local area generally, but which is not required to be registered in the Register of Members’ Interests (for example a matter concerning the closure of a school at which a Member’s child attends).

(5) Declaration and Impact of interest on members' participation

- (a) Where a member has any registerable interest in a matter and they are present at a meeting at which that matter is to be discussed, they must declare the nature of the interest at the earliest opportunity and in any event before the matter is considered. The declaration will be recorded in the minutes of the meeting. If the matter is a disclosable pecuniary interest the member must take no part in consideration of the matter and withdraw from the room before it is considered. They must not seek improperly to influence the decision in any way. **Failure to declare such an interest which has not already been entered in the Register of Members' Interests, or participation where such an interest exists, is liable to prosecution and on conviction carries a fine of up to £5000**
- (b) Where a member has a registerable interest which falls short of a disclosable pecuniary interest they must still declare the nature of the interest to the meeting at the earliest opportunity and in any event before the matter is considered, but they may stay in the room, participate in consideration of the matter and vote on it unless paragraph (c) below applies.
- (c) Where a member has a registerable interest which falls short of a disclosable pecuniary interest, the member must consider whether a reasonable member of the public in possession of the facts would think that their interest is so significant that it would be likely to impair the member's judgement of the public interest. If so, the member must withdraw and take no part in consideration of the matter nor seek to influence the outcome improperly.
- (d) If a non-registerable interest arises which affects the wellbeing of a member, their, family, friend or close associate more than it would affect those in the local area generally, then the provisions relating to the declarations of interest and withdrawal apply as if it were a registerable interest.
- (e) Decisions relating to declarations of interests are for the member's personal judgement, though in cases of doubt they may wish to seek the advice of the Monitoring Officer.

(6) Sensitive information

There are special provisions relating to sensitive interests. These are interests the disclosure of which would be likely to expose the member to risk of violence or intimidation where the Monitoring Officer has agreed that such interest need not be registered. Members with such an interest are referred to the Code and advised to seek advice from the Monitoring Officer in advance.

(7) Exempt categories

There are exemptions to these provisions allowing members to participate in decisions notwithstanding interests that would otherwise prevent them doing so. These include:-

- (a) Housing – holding a tenancy or lease with the Council unless the matter relates to your particular tenancy or lease; (subject to arrears exception)
- (b) School meals, school transport and travelling expenses; if you are a parent or guardian of a child in full time education, or a school governor unless the matter relates particularly to the school your child attends or of which you are a governor;
- (c) Statutory sick pay; if you are in receipt
- (d) Allowances, payment or indemnity for members
- (e) Ceremonial honours for members
- (f) Setting Council Tax or precept (subject to arrears exception)

Agenda Item 2

MAYOR AND CABINET (CONTRACTS)		
Report Title	Minutes	
Key Decision		Item No.
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: December 3 2014

Recommendation

It is recommended that the minutes of that part of the meeting of the Mayor and Cabinet which were open to the press and public, held on November 12 2014 be confirmed and signed as a correct record. (copy attached).

MINUTES OF THE MAYOR AND CABINET (CONTRACTS)

Wednesday, 12 November 2014 at 5.50 pm

PRESENT: Sir Steve Bullock (Chair), Councillors Alan Smith, Chris Best, Kevin Bonavia, Joe Dromey, Damien Egan, Paul Maslin, Joan Millbank and Rachel Onikosi

ALSO PRESENT: Councillor Alan Hall and Councillor Jim Mallory.

Apologies for absence were received from Councillor Janet Daby.

33. Minutes

RESOLVED that the minutes of the meeting held on October 22 2014 be confirmed and signed as a correct record.

34. Declaration of Interests

There were none.

35. Supporting the Voluntary Sector

Having considered an officer report and a presentation by the Cabinet Member for Third Sector and Community, Councillor Joan Millbank, the Mayor and Cabinet (Contracts) for the reasons set out in the report

RESOLVED that:

(i) the consultation process and the outcome of that consultation as set out be noted;

(ii) the Main Grants Criteria that organisations would be asked to address and be assessed against, as set out, be approved;

(iii) the proposed approach to community assets as set out be noted;

(iv) the proposed approach to community assets as set out be put out for consultation by officers to the voluntary and community sector; and

(v) the proposal to extend the current main grants programme until 30 June 2015, subject to performance and agreement on outcomes and outputs, be approved, and further approval to delegate decisions on grant extensions for individual organisations be granted to the Executive Director for Community Services.

36. Exclusion of Press and Public

RESOLVED that in accordance with Regulation 4(2)(b) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information)(England) Regulations 2012 and under Section 100(A)(4) of the

Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs [3, 4 and 5] of Part 1 of Schedule 12(A) of the Act, and the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

5. Corporate Energy Contracts

6. Education Contract Awards ICT Specialist Service Provider Framework

37. Corporate Energy Contracts

Having considered a confidential officer report and a presentation by the Cabinet Member for Resources, Councillor Kevin Bonavia, the Mayor and Cabinet (Contracts):

RESOLVED that the report be noted.

38. Education Contract Awards ICT Specialist Service Provider Framework

This report was not available for 5 clear working days before the meeting and the Chair accepted it as an urgent item. The report had not been available for dispatch on 4 November 2014 because the evaluation of bid submissions and evaluation team moderation meeting was only able to be completed by 7 November. The report could not wait until the next meeting as it was necessary to commence the procurement of both the Sydenham and Brent Knoll Schools' ICT Requirements on the 1st December 2014 in order to fulfil the ICT implementation and new school hand-over deadline of Easter 2015.

Having considered a confidential officer report and a presentation by the Cabinet Member for Children and Young People, Councillor Paul Maslin, the Mayor and Cabinet (Contracts) for the reasons set out in the report:

RESOLVED that 31 successful bidding companies submitting 106 bids for 16 lots be appointed to the new London ICT Framework for Education.

The meeting closed at 6.04pm.

Agenda Item 3

MAYOR & CABINET (CONTRACTS)		
Report Title	Exclusion of the Press and Public	
Key Decision	No	Item No.
Ward		
Contributors	Chief Executive (Head of Business & Committee)	
Class	Part 1	Date: December 3 2014

Recommendation

It is recommended that under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 3, 4 and 5 of Part 1 of Schedule 12(A) of the Act, as amended by the Local Authorities (Executive Arrangements) (Access to Information) (Amendments) (England) Regulations 2006 and the public interest in maintaining the exemption outweighs the public interest in disclosing the information:-

4. Campshill Road Extra Care Scheme
5. Drug and Alcohol Services
6. Lewisham VAWG Service Contract Award
7. Schools Minor Works Contract
8. Prendergast Primary School Contract Award
9. Learning and Development Service Contract
10. Award of Street Advertising and Bus Shelter Contract

MAYOR AND CABINET CONTRACTS

NOTICE OF DECISION BY SPECIAL URGENCY

MAYOR AND CABINET CONTRACTS will meet on WEDNESDAY 3 DECEMBER 2014 at 6.00pm in the CIVIC SUITE, LEWISHAM TOWN HALL, CATFORD, SE6 4RU.

Mayor and Cabinet Contracts will consider a report on the key decision shown below which has not been correctly included in the Key Decision Plan. The Chair of Overview and Scrutiny has been notified that the decision should be treated as urgent because this is the time at which the decision needs to be taken in order to allow for call in, contract negotiation and signing, preparatory works and then formal start on site, in line with the GLA funding requirements in May 2015 at the latest. It should be noted that the report had been on the Key Decision Plan for a number of months.

- Campshill Road Extra Care Scheme – Approval to enter into development agreement with development

**Barry Quirk
Chief Executive
Date: November 21 2014
Lewisham Town Hall
London SE6 4RU**

**For further information please
contact the Committee Officer:
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Tel. No. 020 8-314-9327**



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