



# AGENDA

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## OVERVIEW AND SCRUTINY BUSINESS PANEL

**Date: TUESDAY, 20 FEBRUARY 2018 at 7.05 pm**

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

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### MEMBERS

Councillor Alan Hall	Chair of the Overview and Scrutiny Committee	L
Councillor Gareth Siddorn	Vice Chair of the Overview and Scrutiny Committee	L
Councillor Liam Curran	Chair of Sustainable Development Select Committee	L
Councillor Carl Handley	Chair of Housing Select Committee	L
Councillor John Muldoon	Chair of Healthier Communities Select Committee	L
Councillor Maja Hilton	Chair of Public Accounts Select Committee	L
Councillor Jim Mallory	Labour Group Representative	L
Councillor Liz Johnston-Franklin	Labour Group Representative	L
Councillor Pauline Morrison	Chair of Safer Stronger Communities Select Committee	L
Councillor Luke Sorba	Chair of Children and Young People Select Committee	L

**This meeting is an open meeting and all items on the open agenda may be audio Recorded and /or filmed**

**Members are summoned to attend this meeting**

Janet Senior  
Acting Chief Executive  
Lewisham Town Hall  
Catford  
London SE6 4RU  
Date: Thursday 8 February 2018



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.

## ORDER OF BUSINESS – PART 1 AGENDA

Item No		Page No.s
1.	Minutes	1 - 6
2.	Declarations of Interests	7 - 10
3.	Notifications of Late and Urgent Items	11
4.	Decisions made by Mayor and Cabinet on 14 February 2018	12 - 14
5.	Decision made by Mayor and Cabinet (Contracts) on 14 February 2018	15 - 16
6.	Overview and Scrutiny Select Committees Work Programmes 2017/18 - verbal update	
7.	Exclusion of the Press and Public	17
8.	Decision made by Mayor and Cabinet (Contracts) on 14 February 2018	18 - 19



**Lewisham**



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# Agenda Item 1

OVERVIEW & SCRUTINY BUSINESS PANEL		
<b>Report Title</b>	Minutes	
<b>Key Decision</b>		Item No. 1
<b>Ward</b>	All	
<b>Contributors</b>	Chief Executive	
<b>Class</b>	Part 1	Date: 20 February 2018

## Recommendation

It is recommended that the minutes of that part of the meeting of the Overview and Scrutiny Business Panel which was open to the press and public, held on 13 February 2018 be confirmed and signed.

# MINUTES OF THE OVERVIEW AND SCRUTINY BUSINESS PANEL

Tuesday, 13 February 2018 at 7.05 pm

PRESENT: Councillors Alan Hall (Chair), Carl Handley, John Muldoon, Jim Mallory, Liz Johnston-Franklin, Pauline Morrison and Luke Sorba

Apologies for absence were received from Councillor Gareth Siddorn, Councillor Liam Curran and Councillor Maja Hilton

The meeting adjourned at 7.06 and reconvened at 7.20 and adjourned, and reconvened at 7:25.

## **72. Minutes**

RESOLVED that the minutes of the open meeting held on 23 January 2018 be confirmed as a correct record.

## **73. Declarations of Interests**

Councillor Sorba declared a personal non pecuniary interest in item 5 as a Governor of SLAM.

## **74. Outstanding Scrutiny Items**

Report noted.

## **75. Notification of Late and Urgent Items**

Report noted.

## **76. Decisions made by Mayor and Cabinet on 7 February 2018**

### Annual Budget 2018/19

The Head of Corporate Resources introduced the report.

Councillor Sorba asked whether there had been any changes to the Grants budget and was told there was none. Following a question from Councillor Sorba it was noted that the payment of £855k from the general grant programme for Adult Social Care was a one off grant.

Business Panel noted there had been requests from the community for the Mayor to review his decision in relation to CAMHS funding. The Chair invited representatives from CAMHS and Lewisham CCG to make a presentation to the Panel.

The presentation to Panel Members highlighted the following.

Members of the Community was aware this is a government cut but are asking that the Mayor's decision to cut funding by £150k to be reviewed for the following reasons:

- A few months ago there were 150 patients on the waiting list, and this number had come down significantly, but would rise again and patients would have to wait for a very long time if funding is reduced.
- The current CAMHS budget is not working as there is insufficient resources.
- Officers were told there would not be cuts but they have now found that there would be a 5% reduction amounting to £97k cuts.
- Cuts will affect core positions about 5/6 jobs, from the remaining jobs after the last cuts.
- Cuts are currently affecting the standard of care provided.
- There has been a marked increase in young people admitted into hospital.
- It is becoming increasingly difficult for staff to make critical decisions under the current jobs threat.
- Experienced staff are taking retirement at 50 because of stress.
- Waiting time for treatment have increased from 6 weeks to 4 months.
- CAMHS had an excellent rating report 2 years ago but this will change in future because of lack of resources.
- Staff are concerned for the service provided to young people, as their lives are being put at risk.

The Chair thanked the representatives for their presentation, the Chair said he was aware this issue was very sensitive.

Councillor Mallory said the days when local authority would absorb the shortfall were gone, and he understood how difficult it would be for services. He said Members needed assurance that Lewisham CCG would review their decision.

The Chair said a referral from the CYP Select Committee had been made to Mayor and Cabinet. Councillor Sorba, Chair of CYP Select Committee explained the background of the referral.

Following further discussion in which the Head of Corporate Resources updated Panel Members on how much of the reserves had been used to date to balance the budget, Business Panel agreed the following:

Business Panel endorsed the Children and Young People Select Committee's comments to Mayor and Cabinet.

Business Panel would like an urgent officer report reviewing how Lewisham CCG would be dealing with the CAMHS budget they are responsible for. The report to also include other possible options to make necessary budget adjustments to achieve a standstill CAMHS budget. Business Panel would urge Mayor and Cabinet not to proceed with the budget proposal in relation to this issue until this report had been considered.

RESOLVED that:

- i. the CYP Select Committee comments be endorsed.
- ii. the Mayor be requested to instruct officers to produce a report on the CAMHS budget, looking at other options that could be considered to ensure a standstill CAMHS budget.
- iii. the Mayor be requested to reverse his previous 2018/19 budget decision on CAMHS until the officer report is considered.

### Pay Statements

The Head of Organisational Development, Human Resources introduced the report.

The Chair was happy to announce that Lewisham was amongst the top 3 percentile offering favourable pay to women. The Chair enquired whether the pay and pension arrangements of the outgoing Chief Executive would affect Lewisham's pension fund, and was told Lewisham did not have any liability when he was transferred to the Royal Borough of Kensington and Chelsea. The Chair said it was useful to have this clarified. The Chair thanked officers for the report.

RESOLVED that the decision of the Mayor be noted.

### Green Capital Grants – Permission to Bid – Beckenham Place Park

The Head of Corporate Resources introduced the report.

The Chair said he had become aware of the decline in public and community involvement in capital projects. He said that he understood this might not be appropriate for bids but they should be involved in the delivery. The Head of Corporate Resources said that because of the time constraints officers had to proceed quickly, but they would ensure that consultation take place on delivery if the bid was successful.

**Action >>>>> ED Res & Regen.**

RESOLVED that the decision of the Mayor be noted.

## **77. Review of the Council's Lettings and Disposal Procedure**

The Service Group Manager Property, Asset Strategy & Estates introduced the report.

Business Panel raised concerns about the Council not having any formal policy in place for lettings and disposal of its Assets, and were told that this was not unusual within local authorities as they would mostly follow informal procedures. These procedures would generally be transparent and consistent, to ensure flexibility.

The Chair said the report was well written, but members would liked to see more transparency around public assets. He said it would be good for Mayor and Cabinet to be aware of the current position and maybe they would consider amending the scheme of delegation to promote best practice.

Councillor Mallory said he would not want to argue against maintaining some flexibility, and suggested that the Mayor might consider the development of a guidance to promote best practice. The Chair added that public and community engagement where possible would be useful.

Following a question from Councillor Liz Johnston-Franklin about irregular lettings it was agreed that paragraph 5.2 of the report needed to be amended. The Chair thanked officers for the report, and requested that the report go to the Public Accounts Select Committee for information.

RESOLVED that:

- i. the report be noted.
- ii. the Mayor be requested to instruct officers to establish a framework for the letting and disposal of Council properties that would include public and community engagement where possible.
- iii. the report be sent to the Public Accounts Select Committee for information.

#### **78. Overview and Scrutiny Select Committees Work Programmes - 2017/18 - verbal update**

The Scrutiny Manager informed Business Panel that all Select Committees had 1 final meeting in March for this Municipal Year, and they were all on track with their in-depth reviews. Panel Members also noted that a detailed report that highlighted the work of the Select Committees over the past 4 years would be going to the next Council meeting.

Councillor Morrison, Chair of Safer Stronger Communities Select Committee informed Members that the Select Committee had to cancel one of its meetings, and a reception because of a complete failure of the water supply to the Civic Suite. She also raised concerns about the proposal of just one Borough Commander of Police to cover Bexley, Greenwich and Lewisham.

The Chair said he was sorry to hear about the postponed meeting and reception. and asked if there was any way he could help. The Scrutiny Manager informed Panel Members that the aborted meeting's agenda was not onerous and could easily be combined with a future meeting agenda, but sadly this would not include a reception.

The Chair informed Select Committee Chairs that they would have an opportunity to highlight their work during the Scrutiny report to Council. The Chair thanked officers for the report

RESOLVED that the report be noted.

#### **79. Exclusion of the Press and Public**

Report noted.

**80. Decision made by Mayor and Cabinet (Contracts) on 7 February 2018**

This item was not identified for further discussion.

**81. Decision made by an Executive Director Under Delegated Authority - Children and Young People's Personalised Care and Support - Contract Extension**

This item was not identified for further discussion.

Meeting ended: 8:15pm

Chair .....



OVERVIEW AND SCRUTINY BUSINESS PANEL		
<b>Report Title</b>	<b>DECLARATIONS OF INTEREST</b>	
<b>Key Decision</b>		<b>Item No. 2</b>
<b>Ward</b>		
<b>Contributors</b>	<b>Chief Executive</b>	
<b>Class</b>	<b>Part 1</b>	<b>Date: 20 February 2018</b>

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 3

Overview & Scrutiny Business Panel		
<b>Report Title</b>	Notification of Late and Urgent Items	
<b>Key Decision</b>	No	Item No. 3
<b>Ward</b>		
<b>Contributors</b>	Head of Business and Committee	
<b>Class</b>	Part 1	Date: 20 February 2018

1. None to report

# Agenda Item 4

OVERVIEW & SCRUTINY BUSINESS PANEL		
<b>Report Title</b>	Decisions made by Mayor and Cabinet at the on 14 February 2018	
<b>Key Decision</b>		Item No. 4
<b>Ward</b>	All	
<b>Contributors</b>	Chief Executive/Head of Business and Committee	
<b>Class</b>	Part 1	Date: 20 February 2018

## 1. Recommendation

To consider key decisions made by the Mayor and Cabinet on 14 February 2018 which will come in to force on 21 February 2018.

## 2. Background

2.1 The Mayor and Cabinet considered the following key decisions on 14 February 2018.

2.2 The notice of the decision made in respect of the report is attached as an Appendix. Under the provisions of Standing Orders Part IV E 14, members may call in an executive decision within 7 days. If this report is not called in they will come into force on 21 February 2018

- i. 2018-19 Budget Update
- ii. Local Assemblies Handbook
- iii. Development of a Soft Play Facility at Glass Mill Leisure Centre
- iv. Adult Social Care Charging and Financial Assessment Framework



## NOTICE OF DECISIONS MADE AT THE MAYOR & CABINET

The Mayor made the following decisions 14 February 2018. These decisions will become effective on 21 February 2018 unless called in by the Overview & Scrutiny Business Panel on 20 February 2018.

### 1. 2018-19 Budget Update

Having considered an officer report and a presentation by the Cabinet Member for Resources, Councillor Kevin Bonavia, the Mayor agreed that:

(1) Council be recommended to agree a Band D Council Tax for 2018/19 of £1,203.87 for the Council's element. This is an increase of 3.99% (including a social care precept of 1%), based on a General Fund Budget Requirement of £241.281m for 2018/19;

(2) Council be asked to note an overall increase in the total Council Tax for 2018/19 of 4.20% to include the Greater London Authority (GLA) precept being increased by £14.21 to £294.23 (Band D equivalent), a 5.1% increase from its 2017/18 level as proposed;

(3) Council be recommended to agree on 21 February 2018, the statutory calculation of the Budget Requirement for Lewisham for 2018/19, attached at Appendix A;

(4) Council be recommended to agree on 21 February 2018, the motion on the budget, attached at Appendix B, including any modifications made to the proposals published in the 2018/19 Budget Report;

(5) the provisional and estimated precept and levies from the GLA and other bodies be noted as detailed in Appendix C and authority be delegated to the Executive Director for Resources and Regeneration to include any changes to these in the report for Council;

(6) the final settlement figure for 2018/19 as announced on 6 February and confirmed as £128,470,080.64, be noted;

(7) there were no responses from Business Rate payers to the consultation on the draft Budget which took place from 16 January 2018 to 5 February 2018;

(8) the Section 25 Statement from the Chief Financial Officer be received as attached at Appendix D;

(9) an amendment to the 'Resources available to finance future schemes' paragraphs under the Capital Programme Section, attached at Appendix E, be noted.

## **2. Local Assemblies Handbook**

Having considered an officer report and a presentation by the Cabinet Member for the Third Sector, Councillor Joan Millbank, the Mayor agreed that the updates to the Local Assemblies Handbook be approved.

## **3. Development of a Soft Play facility at Glass Mill Leisure Centre**

Having considered an officer report and a presentation by the Cabinet Member for the Health, Well-Being and Older People, Councillor Chris Best, the Mayor agreed that:

(1) the background to the proposed development of a soft play facility at Glass Mill leisure centre be noted; and

(2) the development of a soft play facility at Glass Mill leisure centre be approved.

## **4. Adult Social Care Charging and Financial Assessment Framework**

Having considered an officer report and a presentation by the Cabinet Member for the Health, Well-Being and Older People, Councillor Chris Best, the Mayor agreed that:

(1) the consultation undertaken be noted; and

(2) the Adult Social Care Charging and Financial Assessment Framework be adopted.

**Janet Senior**  
**Acting Chief Executive,**  
**Lewisham Town Hall,**  
**Catford SE6 4RU**  
**15 February 2018**



<b>OVERVIEW &amp; SCRUTINY BUSINESS PANEL</b>		
<b>Report Title</b>	Decisions made by Mayor and Cabinet (Contracts) on 14 February 2018	
<b>Key Decision</b>		Item No. 5
<b>Ward</b>	All	
<b>Contributors</b>	Chief Executive/Head of Business and Committee	
<b>Class</b>	Part 1	Date: 20 February 2018

**1. Recommendation**

To consider key decisions made by the Mayor and Cabinet (Contracts) on 14 February 2018 which will come in to force on 21 February 2018.

**2. Background**

2.1 The Mayor and Cabinet (Contracts) considered the following key decisions on 14 February 2018:

- (i) Neighbourhood Community Development Partnerships (NCDP)  
Public Health Funding

2.2 The notice of decisions made in respect of these reports are attached as an Appendix. Under the provisions of Standing Orders Part IV E 14, members may call in an executive decision within 7 days. If a report is not called in it will come into force on 21 February 2018.



## **NOTICE OF DECISIONS MADE BY THE MAYOR AND CABINET (CONTRACTS)**

The Mayor and Cabinet (Contracts) made the following decision on 14 February 2018. This decision will become effective on 21 February 2018 unless it is called in by the Overview & Scrutiny Business Panel on 20 February 2018.

**1. Neighbourhood Community Development Partnerships (NCDP)  
Public Health Funding**

Having considered an officer report, and a presentation by the Cabinet Member for Health, Well-Being and Older People, Councillor Chris Best, Mayor and Cabinet (Contracts) agreed that annual grants for the amounts of £14,332.40 be awarded to Entelechy Arts and £24,996.80 to Voluntary Services Lewisham for the financial years 2017/2018.

**Janet Senior  
Acting Chief Executive  
Lewisham Town Hall  
Catford SE6 4RU  
15 February 2018**

OVERVIEW & SCRUTINY BUSINESS PANEL		
<b>Report Title</b>	Exclusion of the Press and Public	
<b>Key Decision</b>		Item No. 7
<b>Ward</b>		
<b>Contributors</b>	Chief Executive	
<b>Class</b>	Part 1	Date: 20 February 2018

## 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:-

8. Decision made by Mayor and Cabinet (Contract) on 14 February 2018.

# Agenda Item 8

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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