



# AGENDA

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## OVERVIEW AND SCRUTINY BUSINESS PANEL

**Date: TUESDAY, 13 MARCH 2018 at 7.05 pm**

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

Enquiries to: **Olga Cole**  
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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 is an open meeting and all items on the open agenda may be recorded and/or filmed**

**Members are summoned to attend this meeting**

Janet Senior  
Acting Chief Executive  
Lewisham Town Hall  
Catford  
London SE6 4RU  
Date: Monday, 5 March 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.

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**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: 13 March 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.

# Agenda Item 2

OVERVIEW AND SCRUTINY BUSINESS PANEL		
Report Title	DECLARATIONS OF INTEREST	
Key Decision		Item No. 2
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: 13 March 2018

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>	Outstanding Scrutiny Items	
<b>Key Decision</b>	No	Item No. 3
<b>Ward</b>	n/a	
<b>Contributors</b>	Head of Business and Committee	
<b>Class</b>	Part 1	Date: 13 March 2018

## 1. Purpose of Report

To report on items previously reported to the Mayor for response by directorates and to indicate the likely future reporting date.

## 2. Recommendation

That the reporting date of the items shown in the table below be noted.

Report Title	Responding Author	Date Considered by Mayor & Cabinet	Scheduled Reporting Date	Slippage since last report
Response to Safer Stronger Communities Select Committee – LGBT Provision in Lewisham	ED Resources & Regeneration	14 February 2018	6 June 2018	No
Response to Overview and Scrutiny Committee – Building Regulations	ED Resources & Regeneration	14 February 2018	6 June 2018	No
Response to Overview and Scrutiny Committee – Sustainability and Transformation Plans	ED Resources & Regeneration	14 February 2018	6 June 2018	No



Response to Children and Young People Select Committee – Recruitment and Retention Review	ED Children & Young People	14 February 2018	6 June 2018	No
Response to Children and Young People Select Committee – SEND	ED Children & Young People	14 February 2018	6 June 2018	No
Response to Healthier Communities Select Committee – Social Prescribing	ED Community	28 February 2018	6 June 2018	No

#### **BACKGROUND PAPERS and AUTHOR**

Mayor & Cabinet minutes 28 February 2018 available from Kevin Flaherty 0208 3149327.

<http://councilmeetings.lewisham.gov.uk/ieListMeetings.aspx?CId=139&Year=0>

# Agenda Item 4

Overview & Scrutiny Business Panel		
<b>Report Title</b>	Notification of Late and Urgent Items	
<b>Key Decision</b>	No	Item No. 4
<b>Ward</b>		
<b>Contributors</b>	Head of Business and Committee	
<b>Class</b>	Part 1	Date: 13 March 2018

## 1. Purpose of Report

<b>Report Title</b>	<b>Author</b>	<b>Reasons Stated for Urgency</b>	<b>Responsible Committee and Date</b>
Building restoration contract award report for Beckenham Place Park Regeneration	ED Resources and Regeneration	This report was unavailable for the planned despatch date as clarifications were being sought from a tenderer prior to finalising the report. It is important to our principal funder that the park restoration is complete by May 2019 and this can only be achieved if appointment is confirmed in February 2018 so that works can begin on site in April 2018.	<b>Mayor &amp; Cabinet February 28 2018</b>
2018/19 Budget Update	ED Resources and Regeneration	This report was not available for the original dispatch to ensure that any decisions taken by the Mayor & Cabinet on 7 February 2018 could be appropriately considered within this report. Given the significance of the financial constraints that the Council will	<b>Mayor &amp; Cabinet February 14 2018</b>

		face over the coming years, it is essential that the Mayor and his Cabinet are updated on any changes affecting the 2018/19 Budget prior to presenting it to full Council.	
Adult Social Care	ED Community	This report was not available for the original dispatch to enable Healthier Communities Select Committee to carry out pre-decision scrutiny of the report and the ASC Charging and Financial Assessment Framework. The scheduled date of HCSC was changed to Wednesday 7 February from an earlier scheduled date. The report is urgent cannot wait until the next meeting of the Mayor and Cabinet on 28 February 2018 because the Council is required to set out it's approach to charging and financial assessment.	<b>Mayor &amp; Cabinet February 14 2018</b>

# Agenda Item 5

OVERVIEW & SCRUTINY BUSINESS PANEL		
<b>Report Title</b>	Decisions made by the Joint Committee of the London Boroughs of Brent, Lewisham and Southwark	
<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: 13 March 2018

## 1. Recommendation

To consider decisions made by the Joint Committee of the London Boroughs of Brent, Lewisham and Southwark on 13 March 2018 which will come in to force on 14 March 2018.

## 2. Background

2.1 The Joint Committee considered the following key decisions on 20 February 2018.-

- i) Provision for Public Participation
- ii) Update Report to the Joint Committee of the London Boroughs of Brent, Lewisham and Southwark

2.2 The notice of decisions 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 the report is not called in it will come into force on 14 March 2018.



## **Notice of Decisions Made at The Joint Committee of the London Boroughs of Brent, Lewisham and Southwark**

The Joint Committee of the London Boroughs of Brent, Lewisham and Southwark made the following decisions on 20 February 2018. These Decisions will become effective on 14 March 2018 unless called in by the Overview & Scrutiny Business Panel on 13 March 2018.

- 1. Provision for Public Participation**
- 2. Update Report to the Joint Committee of the London Boroughs of Brent, Lewisham and Southwark**

It was **RESOLVED** that:

- (i) That the summary of key actions being taken in relation to the shared service be noted;
- (ii) That the contents of the performance pack , be noted;
- (iii) That the current budget position for the shared service, be noted; and
- (iv) That Prod Sarigianis provide an additional update on plans to align different services and contracts across the three Councils at the next meeting of the Joint Committee.

**Carolyn Downs**  
**Chief Executive, London Borough of Brent**  
**21 February 2018**

# Agenda Item 6

OVERVIEW & SCRUTINY BUSINESS PANEL		
<b>Report Title</b>	Decisions made by Mayor and Cabinet at the on 28 February 2018	
<b>Key Decision</b>		Item No. 6
<b>Ward</b>	All	
<b>Contributors</b>	Chief Executive/Head of Business and Committee	
<b>Class</b>	Part 1	Date: 13 March 2018

## 1. Recommendation

To consider key decisions made by the Mayor and Cabinet on 28 February 2018 which will come in to force on 14 February 2018.

## 2. Background

2.1 The Mayor and Cabinet considered the following key decisions on 28 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 14 March 2018

- i. Lewisham Gateway
- ii. Catford Regeneration Programme –Master Plan Brief
- iii. New Homes Programme Update
- iv. Demolition of 57-242 Lethbridge Close
- v. Excalibur Regeneration Update Part 1



## NOTICE OF DECISIONS MADE AT THE MAYOR & CABINET

The Mayor made the following decisions 28 February 2018. These decisions will become effective on 14 March 2018 unless called in by the Overview & Scrutiny Business Panel on 13 March 2018.

### **1. Lewisham Gateway – Affordable Housing contribution**

Having considered an officer report and a presentation by the Deputy Mayor, Councillor Alan Smith, the Mayor agreed that:

- (1) the HIF contribution of £10m be accepted on the basis set out;
- (2) the contribution of £9.6m of section 106 (s106) funds to match fund the HIF funding and support the delivery of additional affordable housing on the Lewisham Gateway scheme be approved, subject to planning permission for the scheme being approved and the signing of a section 106 agreement to provide a long-term commitment to retaining the units as affordable housing; and
- (3) authority be delegated to the Executive Director for Resources and Regeneration, in consultation with the Head of Planning and the Head of Law, to finalise the terms of the funding allocation and any associated documentation and to enter into the associated funding agreement.

### **2. Catford Regeneration Programme – Masterplan Brief**

Having considered an officer report and a presentation by the Deputy Mayor, Councillor Alan Smith, the Mayor agreed that:

- (1) the draft Catford Town Centre Masterplan brief be approved and the procurement approach for engaging an architect to develop a masterplan for the Town Centre be noted; and
- (2) officers provide an update to Mayor and Cabinet at an appropriate point during the development of the Masterplan.

### **3. New Homes Programme Update**

Having considered an officer report and a presentation by the Cabinet Member for Housing, Councillor Damien Egan, the Mayor agreed that:

(1) the progress made on the New Homes, Better Places Programme be noted;

(2) the design development and consultation which has been carried out on the proposed development at Bampton Estate (50 homes), summarised at section 6 be noted;

(3) the design development and consultation which has been carried out on the proposed development at Hillcrest Estate (22 Homes), summarised at section 7 be noted;

(4) having considered the responses to the consultation, Lewisham Homes proceed to submit planning applications to deliver 50 new Council homes at Bampton Estate;

(5) having considered the responses to the consultation, Lewisham Homes proceed to submit planning applications to deliver 22 new Council homes at Hillcrest Estate;

(6) the design changes to both Grace Path and Silverdale Hall since their Mayoral approval be approved and notes that planning applications for the newly configured projects will be submitted in March

#### **4. Demolition of 57-242 Lethbridge Close**

Having considered an officer report and a presentation by the Cabinet Member for Housing, Councillor Damien Egan, the Mayor agreed that:

(1) the progress of the Heathside and Lethbridge Regeneration Scheme and the current position in relation to Phases 5 and 6 as set out be noted;

(2) a licence be granted to Family Mosaic on the terms set out to demolish the blocks in Phases 5 and 6 (comprising 57-106 Lethbridge Close, 107-134 Lethbridge Close, 135-162 Lethbridge Close, 163 – 190 Lethbridge Close, 191 – 218 Lethbridge Close and 219 – 242 Lethbridge Close) as soon as vacant possession of Phases 5 and 6 has been obtained by the Council;

(3) authority be delegated to the Head of Law to finalise the terms of the demolition licence with Family Mosaic; and

(4) once detailed planning permission for Phases 5 and 6 has been obtained by Family Mosaic, a further report be brought to Mayor and Cabinet in due course to agree the final Project Brief for Phases 5 and 6 and the final terms of transfer of the land to Family Mosaic.

#### **5. Excalibur Regeneration Update**



Having considered an open and a confidential officer report and a presentation by the Cabinet Member for Housing, Councillor Damien Egan, the Mayor agreed that:

- (1) the programme update be noted;
- (2) the inclusion of 8 Ector Road, a vacant Council-owned property, within Phase 3 of the scheme be approved;
- (3) subject to the consent of the Secretary of State being obtained under Section 19 of the Housing Act 1985 in respect of the parts of the land consisting of dwellings, agrees to the appropriation of the Council owned land within Phase 3 of the Excalibur Estate re-development scheme, shown edged red on the attached plan (excluding the three properties hatched red on the plan), from housing purposes to planning purposes under Section 122 of the Local Government Act 1972;
- (4) an application be made to the Secretary of State under Section 19 of the Housing Act 1985 for consent to the appropriation of the parts of the land consisting of dwellings referred to above;
- (5) the consent of the Secretary of State is not required in respect of the parts of the Phase 3 land that do not consist of dwellings, shown coloured black on the plan attached at Appendix B, and that the appropriation of this land will take effect immediately;
- (6) the increased budget required for land assembly for Phase 3 be approved; and
- (7) the current budget position be noted in relation to Phases 4 and 5, most of which will be recovered from L&Q at the point of land transfer, as set out in a part 2 report.
- (8) the financial information provided in the confidential report be noted
- (9) the changes to the proposed budget requirements as set out in the confidential report be noted.

## **6. Miscellaneous Debt Write-Off**

Having considered a confidential officer report and a presentation by the Cabinet Member for Resources, Councillor Kevin Bonavia, the Mayor agreed that the write-off of unrecoverable debts to the value of £205,803.32 as set out be approved.

**Janet Senior**  
**Acting Chief Executive,**

**Lewisham Town Hall,  
Catford SE6 4RU  
1 March 2018**

<b>OVERVIEW &amp; SCRUTINY BUSINESS PANEL</b>		
<b>Report Title</b>	Exclusion of the Press and Public	
<b>Key Decision</b>		Item No. 8
<b>Ward</b>		
<b>Contributors</b>	Chief Executive	
<b>Class</b>	Part 1	Date: 13 March 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:-

9. Decision made by Mayor and Cabinet on 28 February 2018
10. Decision made by Mayor and Cabinet (Contract) on 28 February 2018.

# Agenda Item 9

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

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

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