



# AGENDA

## OVERVIEW AND SCRUTINY EDUCATION BUSINESS PANEL

**Date:** TUESDAY, 13 FEBRUARY 2018 at 7.00 pm

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

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### MEMBERS

Councillor Alan Hall	Chair of Overview and Scrutiny Committee	L
Councillor Gareth Siddorn	Vice Chair of 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 Jim Mallory	Labour Group Representative	L
Councillor John Muldoon	Chair of Healthier Communities Select Committee	L
Councillor Maja Hilton	Chair of Public Accounts Select Committee	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

### Non-elected Voting Members

Lilian Brooks	Primary School Parent Governor Representative
Kevin Mantle	Parent Governor Representative for Special Schools
Monsignor N Rothern	Roman Catholic Archdiocese of Southwark Commission for Schools and Colleges
Vacancy	Secondary School Parent Governor Representative

This meeting is an open meeting and all items in the open agenda may be audio recorded and/or filmed

### Members are summoned to attend this meeting

**Barry Quirk**  
**Chief Executive**  
**Lewisham Town Hall**  
**Catford**  
**London SE6 4RU**  
**Date: Thursday 1 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

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3.	Decision made by Mayor and Cabinet on 7 February 2018 - report to follow	



Lewisham



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# Agenda Item 1

OVERVIEW & SCRUTINY (EDUCATION) BUSINESS PANEL		
<b>Report Title</b>	Minutes	
<b>Key Decision</b>		Item 1
<b>Ward</b>		
<b>Contributors</b>	Chief Executive	
<b>Class</b>	Part 1	Date: 13 February 2018

It is recommended that the minutes of that part of the meetings of the Overview and Scrutiny (Education) Business Panel which were open to the press and public, held on 23 January 2018 be confirmed and signed.

# MINUTES OF THE OVERVIEW AND SCRUTINY EDUCATION BUSINESS PANEL

Tuesday, 23 January 2018 at 7.00 pm

PRESENT: Councillors Alan Hall (Chair), Liam Curran, Carl Handley, Jim Mallory, John Muldoon, Monsignor N Rotheron and Luke Sorba

ALSO PRESENT:

Apologies for absence were received from Councillor Gareth Siddorn, Councillor Maja Hilton, Councillor Liz Johnston-Franklin and Councillor Pauline Morrison

## 4. Minutes

RESOLVED that the minutes of the open meeting held on 19 December 2017 be confirmed as a correct record.

## 5. Declarations of Interests

Councillor Mallory declared a personal non pecuniary interest in item 3 as a Governor of Abbey Manor College.

## 6. Decision made by Mayor and Cabinet on 10 January 2018

Revocation of decision to expand Addey and Stanhope School – Permission to Consult (publication and representation)

The Executive Director for Children and Young People introduced the report. The Chair said he heard the borough does not now need increased secondary school places, and asked the Executive Director to clarify this.

The Executive Director for Children and Young People explained that Lewisham did not need a new secondary school for 2018, but for 2022 the borough would need additional secondary school places. She added that there were several factors that led to this change; free school, secondary schools expansions in neighbouring boroughs, decreasing numbers of primary school entrants, which could partly be because of Brexit, and economic changes.

The Chair requested a summary of the secondary schools projection in Lewisham for Business Panel Members. He stated that the Council was approaching a new Administration, and as yet no new secondary school had been delivered. In response to Councillor Sorba as to whether the proposal for a Church of England Free School was still active, it was noted that discussions were ongoing, but no site had been identified for the school as yet, and also demand was not as previously expected.

Monsignor Rotheron said although officers now thought that the need for places would be in 2022, would they continue to review the figures as they seemed to be constantly changing. He also stated that £2.8m might not be sufficient to build a

school, and raised his concern that this money might not be ring-fenced but used in smaller projects. Panel members were assured that the situation would be kept under review and as the money was from Basic Need Capital it would only be used for providing additional school places.

**Action >>>>> ED CYP**

The Chair said as the Council was coming to the end of the current Administration it might be a good time for officers to produce a scoping paper about schools provision to ensure Members are informed when the new Administration start. The Executive Director for Children and Young People explained that in March 2017 Mayor and Cabinet approved a 5 year school places planning strategy, and this would be reviewed annually. She said a report would be done for the Children and Young People Select Committee as soon as possible in the Summer Term. The Chair suggested a report to CYP Select Committee in September 2018.

**Action >>>>> ED CYP**

Councillor Mallory asked whether the Basic Need Capital could be used for extra places in alternative provision, and was told it was only for mainstream provision, and other funding were available under Section 106 provision i.e. SEND Capital Grant and Council Capital Funds. The Chair thanked officers for the report.

RESOLVED that the decision of the Mayor be noted.

Meeting ended: 7:20pm

Chair .....

# Agenda Item 2

OVERVIEW AND SCRUTINY (EDUCATION) BUSINESS PANEL		
Report Title	Declarations of Interests	
Key Decision		Item No. 2
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: 13 February 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 member's 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)