



# **AGENDA**

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## **OVERVIEW AND SCRUTINY EDUCATION BUSINESS PANEL**

**Date: TUESDAY, 20 FEBRUARY 2018 at 7.00 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 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
Mark Saunders	Secondary School Parent Governor Representative

**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 - 3
2.	Declarations of Interests	4 - 6
3.	Decision made by Mayor and Cabinet on 14 February 2018	7 - 8
4.	Exclusion of the Press and Public	9
5.	Decision made by an Executive Director Under Delegated Authority - Rangefield Primary School - Replacement of Entire Heating System Following Failure	10 - 17



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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: 20 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 13 February 2018 be confirmed and signed.

# MINUTES OF THE OVERVIEW AND SCRUTINY EDUCATION BUSINESS PANEL

Tuesday, 13 February 2018 at 7.06 pm

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

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

The meeting adjourned at 7:20pm and reconvened at 7:21pm.

## 7. Minutes

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

## 8. Declarations of Interests

None received.

## 9. Decision made by Mayor and Cabinet on 7 February 2018

The Head of Standards and Inclusion introduced the report.

The Chair said members were concerned as they recognised a lot of uncertainties around secondary school places. Panel members were told that school places were linked to various things including local planning, building regulations and activities of neighbouring boroughs.

Councillor Johnston-Franklin said she was concerned there were 450 vacant places in Lewisham secondary schools. The Head of Standards and Inclusion said that the situation had got worse, she added that as there was parental choice, parents were worried about the standard of Lewisham schools. She said officers would be working very hard to address the current perception, as perceptions were very difficult to change. The Head of Standards and Inclusion said that officers were also working with schools to manage sensible curriculum planning.

Councillor Mallory asked how schools plan to utilise the space created when addressing primary demands, and was told that officers were working with schools to see how best they could utilise these spaces effectively. Councillor Mallory asked whether officers felt there would be another decline in applications and was told it would be very difficult to predict this as we live in a changeable world.

Councillor Mallory asked if this was a pattern, and was told there were some schools that were popular and some that were struggling to attract pupils. Councillor Mallory said the answer was to raise achievements within Lewisham secondary schools.

The Head of Standards and Inclusion said an in-depth review was done 18 months ago on schools, focusing on demand and supply and it might not be wise to do

another so soon. She said officers were working with and influencing schools were they could. The Chair said the Executive Director for Children and Young People would need to change some of the arrangements following a review of needs. Councillor Sorba, Chair of the Children and Young People Select Committee said the Select Committee would look at their work programme and see what they could do.

The Chair thanked officers for the report.

RESOLVED that the decision of the Mayor be noted.

Meeting ended: 7.25pm

# Agenda Item 2

OVERVIEW AND SCRUTINY (EDUCATION) BUSINESS PANEL		
<b>Report Title</b>	Declarations of Interests	
<b>Key Decision</b>		Item No. 2
<b>Ward</b>		
<b>Contributors</b>	Chief Executive	
<b>Class</b>	Part 1	Date: 20 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)



<b>OVERVIEW &amp; SCRUTINY (EDUCATION) BUSINESS PANEL</b>		
<b>Report Title</b>	Decision made by Mayor and Cabinet on 14 February 2018	
<b>Key Decision</b>		Item No. 3
<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 decision on 14 February 2018.-

2.2 The notice of decisions made in respect of these reports 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 reports are not called in they will come into force on 21 February 2018.

- i. **Appropriation of land at rear of Ashmead Primary School, Ashmead Road, London, SE8 4DX**



## NOTICE OF DECISIONS MADE AT THE MAYOR & CABINET

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

**1. Appropriation of land at rear of Ashmead Primary School,  
Ashmead Road, London, SE8 4DX**

Having considered an officer report, the Mayor agreed that:

(1) the responses to the notices published pursuant to Section 122(2A) of the Local Government Act 1972 be received;

(2) the appropriation of the small parcel of land (68 m<sup>2</sup>) at the rear of Ashmead Primary School, Ashmead Road, London SE8 4DX (adjacent to 265 Lewisham Way, London SE4 1XF, (Appendix 1, Area 2) from open space to education purposes be approved under Section 122 of the Local Government Act 1972; and

(3) the position in relation to the planning application and the proposed works at Ashmead Primary School as set out be noted

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

<b>OVERVIEW &amp; SCRUTINY (EDUCATION) BUSINESS PANEL</b>		
<b>Report Title</b>	Exclusion of the Press and Public	
<b>Key Decision</b>		Item No. 4
<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 and the public interest in maintaining the exemption outweighs the public interest in disclosing the information:-

5. Decision made by an Executive Director Under Delegated Authority – Rangefield Primary School- Replacement of entire Heating system following failure

# Agenda Item 5

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

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