



AGENDA

OVERVIEW AND SCRUTINY BUSINESS PANEL

Date: TUESDAY, 9 JULY 2019 at 7.05 pm

Committee Rooms 1 & 2

Civic Suite

Lewisham Town Hall

London SE6 4RU

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MEMBERS

Councillor Bill Brown	Chair of Overview & Scrutiny Committee	L
Councillor Sakina Sheikh	Vice Chair of Overview & Scrutiny Committee	Labour Co-op
Councillor Peter Bernards	Chair of Housing Select Committee	L
Councillor Juliet Campbell	Chair of Safer Stronger Communities Select Committee	L
Councillor Patrick Codd	Labour Group Representative	L
Councillor Liam Curran	Chair of Sustainable Development Select Committee	Labour Co-op
Councillor Jim Mallory	Chair of Public Accounts Select Committee	L
Councillor Joan Millbank	Labour Group Representative	L
Councillor John Muldoon	Chair of Healthier Communities Select Committee	Labour Co-op
Councillor Luke Sorba	Chair Children and Young People Select Committee	L

This 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

Janet Senior

Acting Chief Executive

Lewisham Town Hall

Catford

London SE6 4RU

Date: Monday, 1 July 2019



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 - 4
2.	Declarations of Interests	5 - 8
3.	Outstanding Scrutiny Matters	9 - 10
4.	Notification of Late and Urgent Items	11
5.	Decisions made by Mayor and Cabinet on 26 June 2019	12 - 14
6.	Overview and Scrutiny Select Committees Work Programmes 2019-20 Update	15
7.	Exclusion of the Press and Public	16
8.	Decisions made by Mayor and Cabinet on 26 June 2019	17 - 19
9.	Decision made by an Executive Director Under Delegated Authority - Award of Contract - Delivery of the Cleaner Air Village 2 Project	20 - 29
10.	Decision made by an Executive Director Under Delegated Authority - Lewisham Gateway - Further Longstop Extension	30 - 35



Lewisham



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Agenda Item 1

OVERVIEW & SCRUTINY BUSINESS PANEL		
Report Title	Minutes	
Key Decision		Item No. 1
Ward	All	
Contributors	Acting Chief Executive	
Class	Part 1	Date: 9 July 2019

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 18 June 2019 be confirmed and signed.

MINUTES OF THE OVERVIEW AND SCRUTINY BUSINESS PANEL

Tuesday, 18 June 2019 at 7.00 pm

PRESENT: Councillors Bill Brown, Sakina Sheikh, Peter Bernards, Juliet Campbell, Patrick Codd, Liam Curran, Jim Mallory, Joan Millbank and Luke Sorba

Apologies for absence were received from Councillor John Muldoon

216. Minutes

RESOLVED that the minutes of the open meeting held on 21 May 2019 be confirmed as a correct record.

217. Declarations of Interests

None received.

218. Outstanding Scrutiny Matters

RESOLVED that the report be noted.

219. Notification of Late and Urgent Reports

RESOLVED that the report be noted.

220. Decisions made by Mayor and Cabinet on 5 June 2019

Cycle Super 4 Implementation Works

The Policy and Development Manager introduced the report.

Councillor Sorba stated that residents had raised concerns about the presumed negative impact this project would have on bus routes. The Policy and Development Manager explained the flow of traffic during morning and afternoon peak times to Panel Members. The data had shown that within Lewisham this project would largely improve bus journey times during peak period, with the exception of one section which may see approximately a 1.5 minute increase in the bus journey time during the am peak. Councillor Sorba asked for a demographic profile of bus users, and cyclists and was told this information would be forwarded to him later in the form of a TFL equalities impact assessment.

Action >>>>> ED Resources & Regeneration

Councillor Curran said that most of the information that were coming out showed that females did not feel safe to cycle, and they would need better protection. He said segregated cycling would provide safety. Councillor Sorba asked whether

data would be provided to show past, and current use of cycle lanes, and was told TFL would be doing this. The Policy and Development Manager informed Panel Members that TFL would be rebranding the name from Superhighway to Cycleway, as they thought the former gave the impression of being aimed at commuters only.

Councillor Codd commented that Lewisham do not have a current cycle highway and seemed to have one of the lowest number of cyclists in London. The Policy and Development Manager said she was not sure Lewisham was one of the lowest as it had 3% modal share, and the highest being around 7%. Panel Members stated that this might be one way of encouraging cycling in the borough.

Panel Members raised concerns about the projected impact on Trundleys Road, and were assured that research had shown that wider improvements would occur with the project. Councillor Curran said he would like to hear about smaller cycling projects that would be finished before this major one. The Policy and Development Manager responded that all development schemes would seek to integrate cycle improvement schemes where possible. Councillor Codd commented that it was important that the message was about all road users as opposed to cyclists.

The Chair said Business Panel welcomed the report, and concurred that segregated cycling was the way forward. He thanked the officer for the report.

RESOLVED that the decision of Mayor and Cabinet be noted.

221. Overview and Scrutiny Select Committees Work Programmes

The Scrutiny Manager introduced the report. She stated that the second round of Select Committee meetings were underway and scoping papers for in-depth reviews were being considered as follows:

- Housing Select Committee (resident engagement on estate redevelopment)
- Safer Stronger Communities Select Committee (Equalities)
- Public Accounts Select Committee (Income generation)
- Sustainable Development Select Committee (Parks management)

The Scrutiny Manager informed Panel Members that Statutory guidance on scrutiny has been published. It was not very prescriptive and Lewisham's current practice was consistent with this, however, it would be taken into consideration as part of the scrutiny review being undertaken by the Local Democracy Working Group.

It was also noted that Scrutiny Chairs and Vice Chairs had received some chairing skills training from the Centre for Public Scrutiny on 5 June 2019, which was well-received.

Councillor Campbell said she was concerned that some Scrutiny Members might think that the Local Democracy Review would address most of their issues and concerns, and this was not the case. She asked that officers communicate to all members what the Local Democracy Review would cover, as this would be very

useful. The Scrutiny Manager said she would pass on this request to the responsible officer.

Councillor Millbank stated that it would also be useful for Members to be sent a table that sets out the issues which the Local Democracy Review would cover, and when they would be addressed.

Action >>>>> Scrutiny Manager

Councillor Mallory said Councillor Krupski attended the last meeting in his absence, to present PAC's recommendation that relevant select committees should be tasked with scrutinising the capital programme expenditure within their remit. He said he felt it was a sensible request to avoid slippage, and hoped this had been added to Select Committees work programmes.

The Scrutiny Manager said she had spoken to the Acting Chief Finance Officer to ensure reports that go to Select Committees in September cover capital programme expenditure. The Chair thanked the officer for the report.

RESOLVED that the report be noted.

222. Exclusion of the Press and Public

This item was not required.

223. Decisions made by Mayor and Cabinet on 5 June 2019

These items were not requested for further discussion.

Meeting ended: 19:25

Chair.....

OVERVIEW AND SCRUTINY BUSINESS PANEL		
Report Title	DECLARATIONS OF INTEREST	
Key Decision		Item No. 2
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: July 2019

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)

OVERVIEW AND SCRUTINY BUSINESS PANEL			
Report Title	Outstanding Scrutiny Matters		
Key Decision	No		Item No. 3
Ward	n/a		
Contributors	Head of Business and Committee		
Class	Part 1	Date: 9 July 2019	

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
Comments of Safer Stronger Communities Select Committee – Impact of Stop and Search and Prevent	ED Community	24 April 2019	10 July 2019	Yes
Comments of Overview & Scrutiny Business Panel – Safeguarding	ED CYP	8 May 2019	10 July 2019	No
Comments of Public Accounts Select Committee – Income Generation	ED Res. & Regen.	8 May 2019	10 July 2019	No
Healthier Communities Select Committee – BAME Mental Health	ED Community	5 June 2019	18 September 2019	No

Overview & Scrutiny Business Panel - Equalities	ED Res. & Regen.	5 June 2019	18 September 2019	No
Comments of Sustainable Development Select Committee – Home Energy Conservation	ED Res. & Regen.	26 June 2019	18 September 2019	No
Comments of Public Accounts Select Committee – Income Generation Review	ED Res. & Regen.	26 June 2019	18 September 2019	No
Comments of Children & Young People Select Committee – Budget Cuts	ED CYP	26 June 2019	18 September 2019	No

BACKGROUND PAPERS and AUTHOR

Mayor & Cabinet minutes 24 April, 8 May, 5 AND 26 June 2019 available from Kevin Flaherty 0208 3149327.

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

Overview & Scrutiny Business Panel		
Report Title	Notification of Late and Urgent Items	
Key Decision	No	Item No. 4
Ward		
Contributors	Head of Business and Committee	
Class	Part 1	Date: 9 July 2019

1. Purpose of Report

Report Title	Author	Reasons Stated for Urgency	Responsible Committee and Date
Primary Care CQC update	Lewisham CCG	This supplementary paper to the Healthier Communities Select Committee was to enable the Primary Care Commissioning Committee, NHS Lewisham Clinical Commissioning Group (under level 3 delegation for Primary Medical Services) on Tuesday 18 th June 2019 to formally consider the recommendations. Consequently, the pragmatic approach adopted was to submit this report late and share the outcome of the Primary Care Commissioning Committee with the HCSC.	HCSC – 25 th June
Lewisham and Greenwich NHS Trust CQC inspection	Lewisham and Greenwich NHS Trust	None given.	HCSC – 25 th June

Agenda Item 5

OVERVIEW & SCRUTINY BUSINESS PANEL		
Report Title	Decisions made by Mayor and Cabinet at the on 26 June 2019	
Key Decision		Item No. 5
Ward	All	
Contributors	Chief Executive/Head of Business and Committee	
Class	Part 1	Date: 9 July 2019

1. Recommendation

To consider key decisions made by the Mayor and Cabinet on 26 June 2019 which will come in to force on 10 July 2019.

2. Background

2.1 The Mayor and Cabinet considered the following key decisions on 5 June 2019.

2.2 The notice of the 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 this report is not called in they will come into force on 10 July 2019

- i. Lewisham Central Library Update
- ii. Children and Young People's Plan 2019-2022
- iii. Lewisham Homes Acquisition Programme and Loan Agreement
- iv. Evening and Night Time Offer – a vision for Lewisham
- v. Lewisham Park Conservation Area, Appraisal, and Article 4 direction (SPD)
- vi. Financial Results 2018-19
- vii. Medium Term Financial Strategy 2020-21



NOTICE OF DECISIONS MADE AT THE MAYOR & CABINET

The Mayor and Cabinet made the following decisions on 26 June 2019. These decisions will become effective on 10 July 2019 unless called in by the Overview & Scrutiny Business Panel on 9 July 2019.

1. Lewisham Central Library Update

Having considered an officer report, and a presentation by the Cabinet Member for Community Sector, Councillor Jonathan Slater, the Mayor and Cabinet agreed that the report be noted.

2. Children and Young People's Plan 2019-22

Having considered an officer report, and a presentation by the Cabinet Member for School Performance and Children's Services, Councillor Chris Barnham, the Mayor and Cabinet agreed that:

- (1) the content and priorities of the CYPP 2019-2022 be approved;
- (2) the CYPP 2019-2022 be referred to Council for adoption

3. Lewisham Homes Acquisition Programme and Loan Agreement

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

- (1) provision of a loan of up to £5m be made to Lewisham Homes, on the terms set out to enable the continuation of the acquisition programme to help manage homelessness demand and contribute to meeting the requirements of refugee families resettled in borough; and
- (2) authority to finalise the terms of the loan agreement be delegated to the Acting Chief Financial Officer.

4. Evening and night time offer - a vision for Lewisham

Having considered an officer report, and a presentation by the Cabinet Member for Culture, Jobs and Skills, Councillor Andre Bourne, the Mayor and Cabinet agreed that:

- (1) the Vision document be approved; and
- (2) all relevant strategies and policy changes were to take note of this document and ensure it supports the Borough's Vision.

5. Lewisham Park Conservation Area, Appraisal, and Article 4 direction (SPD)

Having considered an officer report, and a presentation by the Mayor, the Mayor and Cabinet agreed that:

- (1) the responses to the consultation be noted;
- (2) the Lewisham Park Conservation Area be designated;
- (3) the Conservation Area Appraisal be adopted and;
- (4) the making of a non-immediate Article 4 Direction to the single family dwellings within the proposed Conservation Area be approved.

6. Financial Results 2018/19

Having considered an officer report, and a presentation by the Cabinet Member for Finance and Resources, Councillor Amanda De Ryk, the Mayor and Cabinet agreed that the financial results for the year ending 31 March 2019 be noted.

7. Medium Term Financial Strategy 2020/21 to 2023/24

Having considered an officer report, and a presentation by the Cabinet Member for Finance and Resources, Councillor Amanda De Ryk, the Mayor and Cabinet agreed that:

- (1) the 2020/21 to 2023/24 Medium Term Financial Strategy be noted;
- (2) a further update be brought back as part of the cuts and budget setting process to reflect any changes arising from the Autumn Budget or Local Government Finance Settlement.

**Janet Senior
Acting Chief Executive,
Lewisham Town Hall,
Catford SE6 4RU
27 June 2019**

Overview and Scrutiny Business Panel		
Title	Overview and Scrutiny Select Committees - Update	
Contributor	Overview and Scrutiny Manager	Item X
Class	Part 1 (open)	9 July 2019

1. Update

- 1.1 The third round of Select Committee meetings started on 4 July. In-depth reviews are underway.
- 1.2 There will be a joint meeting of the Healthier Communities and Children and Young People Select Committees on 17 July 2019 to which will consider BAME Mental Health inequalities. This is an important strand of work for the Health and Wellbeing Board and the joint meeting will help scrutiny members understand the remit of the Board's work; assess progress; and consider where the committees might add value through scrutiny.
- 1.3 The Committee Chairs may wish to provide their own oral updates on Select Committee work.

If you have any questions about this report – please contact Charlotte Dale (Overview and Scrutiny Manager) 02083148286

Agenda Item 7

OVERVIEW & SCRUTINY BUSINESS PANEL		
Report Title	Exclusion of the Press and Public	
Key Decision		Item No. 7
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: 9 July 2019

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. Decisions made by Mayor and Cabinet on 26 June 2019.
9. Decision made by an Executive Director Under Delegated Authority - Award of Contract: Delivery of the Cleaner Air Village 2 Project
10. Decision made by an Executive Director Under Delegated Authority – Lewisham Gateway Further Longstop Extension

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

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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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Agenda Item 10

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

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