

# MINUTES OF THE OVERVIEW AND SCRUTINY EDUCATION BUSINESS PANEL

Tuesday, 31 January 2017 at 7.00 pm

The meeting opened at 7.12pm and adjourned.

The meeting reconvened at 7.14pm

PRESENT: Councillors Alan Hall (Chair), Liam Curran, Carl Handley, Jim Mallory, David Michael, Jamie Milne, Hilary Moore, John Muldoon and Monsignor N Rothon

Apologies for absence were received from Councillor Gareth Siddorn and Councillor Brenda Dacres

## 7. Minutes

RESOLVED that the minutes of the open meeting held on 22 November 2016 be confirmed as a correct record.

## 8. Declarations of Interests

None received.

## 9. Decisions Made by Mayor and Cabinet on 11 January 2017

### The Transfer of Lewisham Music Service

The Chair notified officers that they should try and notify Business Panel Members about papers tabled at Mayor and Cabinet to Business Panel Members as soon as possible. He said Panel Members find it extremely difficult to scrutinise tabled papers.

The Executive Director for Children and Young People introduced the report.

Councillor Handley asked whether in choosing option 1 the Council would underwrite all the cost appearing on option 2 also. The Executive Director for Children and Young People said the liabilities were the same in both scenarios, the difference being the number of years the Council would act as guarantor for all liabilities.

The Chair said officers needed to ensure everything was in place to start the process, as Members felt the decision was rushed through. The Chair said he hoped sufficient dialogue would follow, and Council would be updated and informed if any additional assistance might be necessary in future.

The Executive Director for Children and Young People said now that the decision had been made to go ahead with option 1, TUPE consultation would begin. She added that the Trustees were happy with the terms and conditions of the transfer, and have taken legal advice on the process. The Chair requested a list containing the Trustees names as the Children and Young People Select Committee would

want to contact them directly, to engage with them about their future direction. The Chair also requested a synopsis of where the Trust were at currently, followed by an update to the CYP Select Committee in 6 months.

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

Councillor Mallory said pension liabilities was a complex area and most recently staff at Bernhard Matthews just became aware that they were left with no pension. He said he was concerned that something as important as staff pension was not part of the scrutiny process. The Executive Director for Children and Young People said Staff pension was protected in line with TUPE. She said the Council had used its actuaries to assess the risk involved in transferring the pension and officers in the Legal and Finance sections were looking into the pension process.

**10. Exclusion of the Press and Public**

RESOLVED 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:

The following is a summary of the items considered in the closed part of the meeting:

**11. Decision Made by Mayor and Cabinet (Contracts) on 11 January 2017**

School Health Service Contract

RESOLVED that the decision of the Mayor be noted.

**12. Decision Made by an Executive Director Under Delegated Authority - The Provision of School Kitchen Condition Surveys**

This item was not identified for further discussion.

Meeting ended 8.20pm

Chair .....