



AGENDA

OVERVIEW AND SCRUTINY BUSINESS PANEL

Date: TUESDAY, 19 FEBRUARY 2019 at 7.05 pm

Committee Rooms 1 & 2

Civic Suite

Lewisham Town Hall

London SE6 4RU

Enquiries to: **Olga Cole**

Telephone: **0208 314 8577 (direct line)**

Email: **olga.cole@lewisham.gov.uk**

MEMBERS

Councillor Bill Brown	Chair of Overview & Scrutiny Committee	L
Councillor Juliet Campbell	Vice Chair of Overview & Scrutiny Committee	L
Councillor Liam Curran	Chair of Sustainable Development Select Committee	Labour Co-op
Councillor Alex Feis-Bryce	Labour Group Representative	L
Councillor Jim Mallory	Chair of Public Accounts Select Committee	L
Councillor Joan Millbank	Labour Group Representative	L
Councillor Pauline Morrison	Chair of Safer Stronger Communities Select Committee	L
Councillor John Muldoon	Chair of Healthier Communities Select Committee	Labour Co-op
Councillor Luke Sorba	Chair of Children and Young People Select Committee	L
Councillor Susan Wise	Chair of Housing Select Committee	Labour Co-op

This meeting is an open meeting and all items in 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: Thursday, 7 February 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 - to follow	1
2.	Declarations of Interests	2 - 5
3.	Outstanding Scrutiny Matters	6
4.	Decisions made by Mayor and Cabinet on 13 February 2019	7 - 11
5.	Overview and Scrutiny Select Committees Work Programmes 2018-19 update	12
6.	Exclusion of the Press and Public	13
7.	Decisions made by Mayor and Cabinet on 13 February 2019	14 - 16



Lewisham



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.

Agenda Item 1

OVERVIEW & SCRUTINY BUSINESS PANEL		
Report Title	Minutes	
Key Decision		Item No. 1
Ward	All	
Contributors	Chief Executive	
Class	Part 1	Date: 19 February 2019

Recommendation

It is recommended that the last minutes of that part of the meeting of the Overview and Scrutiny Business Panel which was open to the press and public 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: 19 February 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)

Agenda Item 3

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: 19 February 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 Sustainable Development Select Committee on Neighbourhood CIL	Interim Heaf of Planning	16 January 2016	13 March 2019	No
Comments of Sustainable Development Select Committee on Parking	ED Customer Services	16 January 2019	27 March 2019	No
Comments of the Public Accounts Select Committee on the Financial Control Review	ED Res. & Regen.	6 February 2019	24 April 2019	no

BACKGROUND PAPERS and AUTHOR

Mayor & Cabinet minutes 16 January and 6 February 2019 available from Kevin Flaherty 0208 3149327.

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

OVERVIEW & SCRUTINY BUSINESS PANEL		
Report Title	Decisions made by Mayor and Cabinet at the on 13 February 2019	
Key Decision		Item No. 4
Ward	All	
Contributors	Chief Executive/Head of Business and Committee	
Class	Part 1	Date:19 February 2019

1. Recommendation

To consider key decisions made by the Mayor and Cabinet on 13 February 2019 which will come in to force on 20 February 2019.

2. Background

2.1 The Mayor and Cabinet considered the following key decisions on 13 February 2019.

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 20 February 2019

- i. Annual Budget Update Report
- ii. Draft Corporate Strategy
- iii. Adoption of Co-operative Party Charter against Modern Slavery
- iv. Public Health Neighbourhood Grants
- v. Financial Regulations and Schemes of Delegation
- vi. Mayow Road 118 Canonbie Road Demolition



NOTICE OF DECISIONS MADE AT THE MAYOR & CABINET

The Mayor and Cabinet made the following decisions on 13 February 2019. These decisions will become effective on 20 February 2019 unless called in by the Overview & Scrutiny Business Panel on 19 February 2019.

1. Annual Budget Update Report

Having considered an officer report, and a presentation by the non-voting job share Cabinet Member for Finance, Skills and Jobs, Councillor Amanda De Ryk, the Mayor and Cabinet agreed that:

(1) Council be recommended to approve a Band D Council Tax for 2019/20 of £1,263.94 for the Council's element. This is an increase of 4.99% (including a social care precept of 2%), based on a General Fund Budget Requirement of £243.012m for 2019/20;

(2) Council be asked to note an overall increase in the total Council Tax for 2019/20 of 5.76% to include the Greater London Authority (GLA) precept being increased by £26.28 to £320.51 (Band D equivalent), an 8.9% increase from its 2018/19 level as proposed;

(3) Council be recommended to approve the statutory calculation of the Budget Requirement for Lewisham for 2019/20, attached at Appendix A;

(4) Council be recommended to approve the motion on the budget, attached at Appendix B, including any modifications made to the proposals published in the 2019/20 Budget Report;

(5) the provisional and estimated precept and levies from the GLA and other bodies be noted as detailed in Appendix C and authority be delegated to the Acting Chief Finance Officer to include any changes to these in the report for Council;

(6) the final settlement figure for 2019/20 announced on 29 January and confirmed as £121.175 be noted;

(7) the confirmation be noted from the Lewisham and Greenwich Trust to manage the Health Visiting service at current levels within the available Public Health grant allocated this service in 2019/20

(8) seven responses from Business Rate payers to the consultation on the draft Budget which took place from 14 January 2019 to 1 February 2019 be noted as detailed as received in Appendix D;

(9) the Section 25 Statement from the Chief Finance Officer as attached at Appendix E be received.

2. Draft Corporate Strategy

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

(1) the (revised) draft Corporate Strategy be approved;

(2) Consider the views and recommendations of the Overview and Scrutiny Committee

(3) the Corporate Strategy be adopted and this replace the 2008 Community Strategy

(4) the Corporate Strategy be referred to Council for endorsement.

3. Adoption of Co-operative Party Charter against Modern Slavery

Having considered an officer report, and presentations by the non-voting job share Cabinet Member for Finance, Skills and Jobs, Councillor Amanda De Ryk and the Cabinet Member for Safer Communities, Councillor Joani Reid, the Mayor and Cabinet agreed that:

(1) the approval by Council of a motion that Lewisham Council signs the Cooperative Party Charter against Modern Slavery (Council meeting 3rd October 2018) be noted;

(2) the potential impact of adoption of the Charter, the Lewisham Modern Slavery Protocol, and the draft Human Trafficking and Modern Slavery Statement for 2018/19 on current and future arrangements including with partners as set out be noted;

(3) the Council adopts and signs up to the Co-operative Party Charter on Modern Slavery;

(4) the Lewisham Modern Slavery Protocol (developed jointly with partners) be approved;

(5) the Council's draft Human Trafficking and Modern Slavery Statement for 2018/19 be approved.

4. Public Health Neighbourhood Grants

Having considered an officer report and a presentation by the Deputy Mayor, Councillor Chris Best, the Mayor and Cabinet agreed that grants be awarded for the amounts of £11,437 and £13,500 to Voluntary Services Lewisham/Entelechy Arts and North Lewisham Good Neighbours respectively for the financial year 2018/19.

5. Financial Regulations and Schemes of Delegation

Having considered an officer report and a presentation by the Cabinet Member for Democracy, Refugees and Accountability, Councillor Kevin Bonavia, the Mayor and Cabinet agreed that:

(1) Council be asked to approve the latest version of the Financial Regulations (Appendix 1);

(2) Council be asked to endorse the Directorate Schemes of Delegation (Appendices 2 to 5) as they relate to non-executive functions.

6. Mayow Road 118 Canonbie Road Demolition

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

(1) the strategy for the redevelopment of Mayow Road Warehouse;
(2) subject to planning consent for demolition being obtained, Mayow Road Warehouse be demolished and the Council seek to deliver new high quality council homes on the site;

(3) a statutory S105 consultation be undertaken to consult with secure tenants regarding the demolition process;

(4) authority be delegated to the Executive Director for Customer Services to consider any responses to the S105 consultation and to make any necessary decision in this respect;

(5) officers submit a bid to NHS England Transforming Care Programme Capital Fund for the Supported Living element of the Mayow Road scheme;

(6) officers submit a bid to the GLA Supported Housing and Specialist Housing Capital Fund for the Supported Living element of the Mayow Road scheme;

(6) 2.6. Subject to the bids referred to above being successful, authority be delegated to the Executive Director for Customer Services in consultation with the Head of Law to negotiate the final terms and

conditions of the funding agreements with both NHS England and the GLA, and to enter into the funding agreements;

(7) the strategy for the redevelopment of 118 Canonbie Road be noted;

(8) subject to planning consent being obtained, the existing property at 118 Canonbie Road be demolished and that the Council seek to deliver new high quality council homes on the site;

(9) authority be delegated to the Executive Director for Customer Services to approve the submission of these two schemes (Mayow Road Warehouse & 118 Canonbie Road) for planning approval;

(10) a post planning funding and delivery strategy be presented to Mayor and Cabinet for approval prior to the commencement of demolition and construction works for the Mayow Road scheme and prior to the commencement of demolition and construction works at 118 Canonbie Road.

Janet Senior
Acting Chief Executive,
Lewisham Town Hall,
Catford SE6 4RU
14 February 2019

Agenda Item 5

Overview and Scrutiny Business Panel		
Title	Overview and Scrutiny Select Committees - Update	
Contributor	Overview and Scrutiny Manager	Item 5
Class	Part 1 (open)	19 February 2019

1. Update

- 1.1 There will be a meeting of the Our Healthier South East London Joint Health Overview and Scrutiny Committee on 20 February 2019 to discuss population health and life expectancy, including long term planning reflecting age and pressures in different boroughs; and the roll out of Hubs/ Urgent Care Centres/ Urgent Treatment Centres.
- 1.2 Those Select Committees conducting in-depth reviews this year have largely concluded their evidence sessions, visits and observations and will be preparing their final reports and recommendations shortly.
- 1.3 Select Committee chairs may wish to provide an oral update on how their work programmes are progressing.

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

OVERVIEW & SCRUTINY BUSINESS PANEL		
Report Title	Exclusion of the Press and Public	
Key Decision		Item No. 6
Ward		
Contributors	Chief Executive	
Class	Part 1	Date: 19 February 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:-

7. Decisions made by Mayor and Cabinet on 13 February 2019.

Agenda Item 7

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

Document is Restricted