

<b>COUNCIL</b>		
<b>Report Title</b>	Action taken by the Chair of Council under Rule 15 of Section E of the Constitution	
<b>Key Decision</b>	No	Item No.12
<b>Ward</b>		
<b>Contributors</b>	Chief Executive (Head of Business & Committee)	
<b>Class</b>	Part 1	Date: 29 June 2011

## 11. ACTION TAKEN BY THE CHAIR OF COUNCIL UNDER RULE 15 OF SECTION E OF THE CONSTITUTION

- The Chair of Council agreed under the urgency procedure set out in Rule 15 of Section E of the Constitution, that the matters listed below should be treated as a matter of urgency and not subject to call-in. This determination not to subject two Executive Director decisions and a Mayoral decision to scrutiny was made by the Chair of Council as the delay in considering the item of business would have prejudiced the interests of the Council.

<u>Date</u>	<u>Title</u>	<u>Reason for Urgency</u>
January 17 2011	Award of Contract for the Refurbishment of Laurence House Accesspoint	The report detailing a decision to taken by the Executive Director for Resources was originally scheduled for consideration at the Overview & scrutiny Business Panel on 14 December 2010. However, owing to adverse weather conditions, the tender return date was extended to 8 December 2010 and documents were not able to be dispatched to the Business Panel. Dealying a decision to the next meeting of the Business Panel would have delayed delivery of the scheme at additional cost to the Council.
February 9 2011	Deptford Station contract award	The report deals with the terms for a contract for the rebuild of Deptford Station. The contract was agreed by the Mayor in April 2010 and since then officers finalised the design and gained the agreement of Network Rail. The contractor has increased the price by just under £250k on a £7m tender. Officers considered whether to accept this or re-tender the work. Re-tendering would have delayed work commencement with no certainty of a lower price and on balance officers

		concluded that the Mayor should be advised to agree the change. Owing to the urgent need to resolve the matter and commence work on site in March an exemption from scrutiny was obtained.
February 22 2011	LIP Funding for Surrey Canal Road Station	Mayor and Cabinet on March 2 considered a report containing a request to approve up to £1.5million of LIP funding to deliver new subways for the new Surrey Canal Station. . The report was late and urgent because TfL were very late in supplying the Council with costing details on the design work approved by Mayor and Cabinet on 15 September 2010, and also a very late insistence on a formal decision from the Council before they would be willing to include the specifications in the final contracts. As the contract deadline was March 4 there was be no time to go to through the scrutiny. Failure to get these works in the contract now would have meant any subsequent inclusion would be a very costly contract variation.
March 7 2011	The appointment of Atkins Rail Ltd as the Structural and Service Engineers for the GRIP 5 design stage for Deptford Station.	Further to the exemption agreed on February 9 a variation to the appointment of Atkins Rail as project engineers was signed by the Executive Director for resources. The decision could not wait until the Business Panel scheduled for 15 March as all the Deptford Station related contracts concluded by March 11.  This contract needed to be concluded at the same time as the main construction contract in order to ensure that the necessary warranties for the design are effective and tie to together Network Rail, Atkins, Volker Fitzpatrick and the Council.
May 12 2011	Big Lottery Improving Futures fund	The Mayor & Cabinet considered a report on May 11 regarding an application for funding from the Big Lottery Improving Futures Fund by the Pre-School Learning Alliance led consortia. The bid for funding by organisations from the Improving Futures Fund had to be submitted by May 12 2011. Delaying a decision until the Business Panel on May 17 could have led to the bid not being considered and the loss of £900,000 to the borough.

June 7 2011	Extension of Contract to act as host organisation for the Local Involvement Network for Lewisham	A decision of the Executive Director for Community Services to extend a contract to Parkwood Healthcare at a reduced level was scheduled for the Business Panel on June 7. However owing to administrative error the report was not included in the agenda dispatch. Waiting until the next Business Panel on June 28 would have delayed the delivery of the contract which was fully funded by a government grant.
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