

LONDON BOROUGH OF CROYDON

To: all Members of the Council (via e-mail)
Access Croydon & Town Hall Reception

PUBLIC NOTICE OF KEY DECISIONS MADE AT THE CABINET MEETING ON 13 JULY 2015

In accordance with the Scrutiny and Strategic Overview Procedure Rules, the following decisions may be implemented from **1300 hours on 21 July 2015** unless referred to the Scrutiny and Strategic Overview Committee:

The following apply to each decision listed below

Reasons for these decisions: are contained in the report, agenda item 7, which can be downloaded on the Council's website:

<https://secure.croydon.gov.uk/akscroydon/users/public/admin/kabmenu.pl?cmte=CAB>

Other options considered and rejected: are contained in the report, agenda item 7, which can be downloaded on the Council's website:

<https://secure.croydon.gov.uk/akscroydon/users/public/admin/kabmenu.pl?cmte=CAB>

Details of conflicts of Interest declared by any Cabinet Member: none

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out below:

AGENDA ITEM 7: Taberner House Redevelopment

Councillor Alison Butler, Deputy Leader (Statutory) and Cabinet Member for Homes, Regeneration & Planning, took Cabinet through a presentation on the scheme outlining:

- The changing context – the Council is adopting a more commercial approach, the establishment of a Development Company and Revolving Investment Fund, rising confidence and market appetite in Croydon as a place to invest.
- The proposal – making use of the DevCo structure with delivery in partnership with a private sector partner who would take on construction risk (Heads of Terms are in place), increasing the amount of affordable housing in the scheme to 30%, increasing the amount of open space in Queens Gardens, significantly increased return to the Council, significantly reduced risk profile.
- Next Steps - paper gives delegation to officers to conclude negotiations with the development partner; there is potential to increase the quantum of development and financial return, a planning application to be submitted by end of the year, start on site in early 2016.
- Link to Croydon promise – providing a place where people are proud to live, a choice of homes for all, a place where companies are proud to invest, making the most of green spaces.

The Cabinet RESOLVED,

That the Executive Director Place, in consultation with the Deputy Leader (Statutory) and Cabinet Member for Homes, Regeneration and Planning, the Cabinet Member for Finance and Treasury, the Borough Solicitor and Monitoring Officer, be given executive delegated authority to undertake the relevant steps and conclude any agreements necessary to deliver the redevelopment of the Taberner House site, including but not limited to:

- 1.1 Preparation and settlement of all legal documentation to achieve the delivery of the Taberner House scheme including documentation to be proposed to the Council's newly established Development Company for its approval, and any other documentation relating to the funding and financing of the project including commercial resolution with CCURV in relation to this site.
- 1.2 To dispose of the freehold interest of the development land required for the Taberner House scheme (Appendix 1 to the report – wider site plan) from the Council to the Council's Development Company, taking into account section 233 of the Town and Country Planning Act 1990.
- 1.3 to note that the officers will be seeking to conclude the most advantageous deal possible for the Council.

AGENDA ITEM 14.2: Contract to be Awarded – Phase Two Works Arena Academy

The Cabinet RESOLVED to

Approve the contract Award for the Phase Two Main Works for the Oasis Arena Secondary Academy to the value of £12,405,612 plus a 5% risk and contingency allowance held by the Council of £620,280 to Willmott Dixon to give a maximum contract sum of £13,025,892.

Scrutiny Referral/Call-in Procedure

1. The decisions may be implemented **1300 hours on 21 July 2015** (5 working days after the decisions were made) unless referred to the Scrutiny and Strategic Overview Committee.
2. The Borough Solicitor, Director Legal and Democratic Services shall refer the matter to the Scrutiny and Strategic Overview Committee if so requested by:-
 - i) the Chair or Deputy Chair of the Scrutiny and Strategic Overview Committee and 4 members of that Committee; or
 - ii) 20% of Council Members (14)

3. The referral shall be made on the approved pro-forma (*attached*) which should be submitted electronically or on paper to Jim Simpson and Solomon Agutu by **1300 hours on 21 July 2015**. Verification of signatures may be by individual e-mail, fax or by post. A decision may only be subject to the referral process once.
4. The Call-In referral shall be completed giving:
 - i) The grounds for the referral
 - ii) The outcome desired
 - iii) Information required to assist the Scrutiny and Strategic Overview Committee to consider the referral
 - iv) The date and the signatures of the Councillors requesting the Call-In
5. The decision taker and the relevant Chief Officer(s) shall be notified of the referral who shall suspend implementation of the decision.
6. The referral shall be considered at the next scheduled meeting of the Scrutiny & Strategic Overview Committee unless, in view of the Borough Solicitor, Director Legal and Democratic Services, this would cause undue delay. In such cases The Borough Solicitor, Director Legal and Democratic Services will consult with the decision taker and the Chair of Scrutiny and Strategic Overview to agree a date for an additional meeting. The Scrutiny & Strategic Overview Committee may only decide to consider a maximum of 3 referrals at any one meeting.
7. At the Scrutiny & Strategic Overview Committee meeting the referral will be considered by the Committee which shall determine how much time the Committee will give to the call in and how the item will be dealt with including whether or not it wishes to review the decision. If having considered the decision there are still concerns about the decision then the Committee may refer it back to the decision taker for reconsideration, setting out in writing the nature of the concerns.
8. The Scrutiny and Strategic Overview Committee may refer the decision to Full Council if it considers that the decision is outside of the budget and policy framework of the Council.
9. If the Scrutiny and Strategic Overview Committee decides that no further action is necessary then the decision may be implemented.
10. The Full Council may decide to take no further action in which case the decision may be implemented.
11. If the Council objects to the decision it can nullify the decision if it is outside of the policy framework and/or inconsistent with the budget.
12. If the decision is within the policy framework and consistent with the budget, the Council will refer any decision to which it objects together with its views on the decision. The decision taker shall choose whether to either amend / withdraw or implement the original decision within 10 working days or at the next meeting of the Cabinet of the referral from the Council.

13. The response shall be notified to all Members of the Scrutiny and Strategic Overview Committee
14. If either the Council or the Scrutiny and Strategic Overview Committee fails to meet in accordance with the Council calendar or in accordance with paragraph 6 above, then the decision may be implemented on the next working day after the meeting was scheduled or arranged to take place.
15. **URGENCY:** The referral procedure shall not apply in respect of urgent decisions. A decision will be urgent if any delay likely to be caused by the referral process would seriously prejudice the Council's or the public's interests. The record of the decision and the notice by which it is made public shall state if the decision is urgent and therefore not subject to the referral process.

Signed: Borough Solicitor & Monitoring Officer, Director of Legal and Democratic Services

Date: 15 July 2015

Contact Officers: jim.simpson@croydon.gov.uk ; Solomon.Agutu@croydon.gov.uk

Telephone: 020 8726 6000 Ext. 62326/62920

PROFORMA

**REFERRAL OF A KEY DECISION TO THE
SCRUTINY AND STRATEGIC OVERVIEW COMMITTEE**

For the attention of: Jim Simpson & Solomon Agutu,
Legal & Democratic Services Division

Meeting:
Meeting Date:
Agenda Item No:

Reasons for referral:

- i) The decision is outside of the Policy Framework
- ii) The decision is inconsistent with the budget
- iii) The decision is inconsistent with another Council Policy
- iv) Other: Please specify:

The outcome desired:

Information required to assist the Scrutiny and Strategic Overview Committee to consider the referral:

Signed:

Date:

Member of _____ Committee