LONDON BOROUGH OF TOWER HAMLETS

MINUTES OF THE CABINET

HELD AT 5.37 P.M. ON WEDNESDAY, 6 DECEMBER 2006

COMMITTEE ROOM, 1ST FLOOR, TOWN HALL, MULBERRY PLACE, 5 CLOVE CRESCENT, LONDON, E14 2BG

Members Present:

Councillor Denise Jones (Chair) (Leader of the Council)
Councillor Helal Abbas (Lead Member, Children's Services)
Councillor Ohid Ahmed (Lead Member, Regeneration, Localisation and Community Partnerships)
Councillor Anwara Ali (Lead Member, Equalities, Employment and Skills)
Councillor Abdul Asad (Lead Member, Health and Wellbeing)
Councillor Rupert Bawden (Lead Member, Housing and Development)
Councillor Sirajul Islam (Vice-Chair) (Deputy Leader of the Council)
Councillor Joshua Peck (Lead Member, Resources and Performance)
Councillor Lutfur Rahman (Lead Member, Culture)
Councillor Abdal Ullah (Lead Member, Cleaner, Safer, Greener)

Other Councillors Present:

Councillor Louise Alexander
Councillor Stephanie Eaton (Scrutiny Lead Member, Learning, Achievement and Leisure)
Councillor Peter Golds
Councillor Azizur Rahman Khan
Councillor Rania Khan
Councillor Ahmed Adam Omer
Councillor Simon Rouse (Scrutiny Lead Member, Excellent Public Services)
Councillor Motin Uz-Zaman (Chair, Overview and Scrutiny Committee)
Councillor Ahmed Hussain

Others Present:

Officers Present:
1. **APOLOGIES FOR ABSENCE**

No apologies for absence or lateness were received.

2. **DECLARATIONS OF INTEREST**

Councillor A. Asad declared a personal interest in Agenda item 5.2(i) Report "Called in" Commissioning Extra Care for Older People with Dementia: The Shipton House, Nags Head Estate, Development. The declaration of interest was made on the basis that the report contained recommendations relating to Tower Hamlets Primary Care Trust and Councillor Asad was a representative.
of the Authority on the governing body of the Tower Hamlets Primary Care
Trust.

**Councillor A. Asad** declared a personal interest in Agenda item 8.2
"Masterplan Implementation Programme: Consultation Draft Masterplans for
Aldgate, Bromley-by-Bow and Whitechapel". The declaration of interest was
made on the basis that the report contained recommendations relating to
Tower Hamlets Primary Care Trust and Councillor Asad was a representative
of the Authority on the governing body of the Tower Hamlets Primary Care
Trust.

**Councillor D. Jones** declared a personal interest in Agenda item 5.2(i)
Report "Called in" Commissioning Extra Care for Older People with Dementia:
The Shipton House, Nags Head Estate, Development. The declaration of
interest was made on the basis that the report contained recommendations
relating to Tower Hamlets Primary Care Trust and Councillor Jones was a
representative of the Authority on the governing body of the Tower Hamlets
Primary Care Trust.

**Councillor D. Jones** declared a personal interest in Agenda item 5.2(ii)
The declaration of interest was made on the basis that the report contained
recommendations relating to EastendHomes and Councillor Jones was a
representative of the Authority on the governing body of EastendHomes.

**Councillor D. Jones** declared a personal interest in Agenda item 7.1 Best
The declaration of interest was made on the basis that the report contained
recommendations relating to EastendHomes and Councillor Jones was a
representative of the Authority on the governing body of EastendHomes.

**Councillor D. Jones** declared a personal interest in Agenda item 8.2
Masterplan Implementation Programme: Consultation Draft Masterplans for
Aldgate, Bromley-by-Bow and Whitechapel. The declaration of interest was
made on the basis that the report contained recommendations relating to
Tower Hamlets Primary Care Trust and Councillor Jones was a representative
of the Authority on the governing body of the Tower Hamlets Primary Care
Trust.

**Councillor L. Rahman** declared a personal interest in Agenda item 8.2
Masterplan Implementation Programme: Consultation Draft Masterplans for
Aldgate, Bromley-by-Bow and Whitechapel. The declaration was made on the
basis that Councillor L. Rahman was a Non-Executive director of the
Governing Body of the Barts and the London NHS Trust and this was
pertinent to the report to be considered, which contained recommendations
relating to the Tower Hamlets Primary Care Trust.

**Councillor J. Peck** declared a personal interest in Agenda item 5.2(ii) Report
"Called in" The future of short life properties owned by the Council. The
declaration of interest was made on the basis that the report contained
recommendations relating to housing associations in general and Councillor


Peck was a representative of the Authority on the governing body of Bethnal Green and Victoria Park Housing Association.

**Councillor J. Peck** declared a personal interest in Agenda item 7.1 Best Value Review of Sheltered Housing – Final Report and Recommendations. The declaration of interest was made on the basis that the report contained recommendations relating to Bethnal Green and Victoria Park Housing Association and Councillor Peck was a representative of the Authority on the governing body of Bethnal Green and Victoria Park Housing Association.

**Councillor M. Uz Zaman** declared a personal interest in Agenda item 5.2(ii) Report “Called in” The future of short life properties owned by the Council. The declaration of interest was made on the basis that the report contained recommendations relating to EastendHomes and Councillor Uz Zaman was a representative of the Authority on the governing body of EastendHomes.

**Councillor M. Uz Zaman** declared a personal interest in Agenda item 7.1 Best Value Review of Sheltered Housing – Final Report and Recommendations. The declaration of interest was made on the basis that the report contained recommendations relating to EastendHomes and Councillor Uz Zaman was a representative of the Authority on the governing body of EastendHomes.

**Noted**

3. UNRESTRICTED MINUTES

Councillor Peck, Lead Member Resources, in referring to the minute relating to Agenda item 11.1 (page 15) commented that he was in fact a member of the Corporate Parenting Steering Group and not the Chair as stated and proposed that the minute be amended accordingly.

The Chair **Moved** (taking account of the proposed amendment from Councillor Peck) and it was: -

**Resolved**

That subject to the amendment below the unrestricted minutes of the ordinary meeting of the Cabinet held on 8th November 2006 be approved and signed by the Chair, as a correct record of the proceedings:-

Page 15 Agenda item 11.1 Penultimate Paragraph before the resolution

The words “Chair of the Corporate Parenting Steering Group” be deleted and the “member of the Corporate Parenting Steering Group” be inserted.

4. DEPUTATIONS & PETITIONS

At this juncture the Chair Informed members of the Cabinet that: -
- The Assistant Chief Executive had received one valid request from Mr Cook, member of TUSH Housing Co Operative to address them in
respect of the Agenda item 5.2(ii) “Report ‘Called in’ – The Future of Short Life Properties owned by the Council” (CAB 102/067).

- Mr Cook was not present and therefore could not address members of the Cabinet. However the clerk had received a statement from TUSH Housing Co Operative setting out the matters it wished to raise in relation to the “Report ‘Called in’ – The Future of Short Life Properties owned by the Council” and this had been Tabled and a copy would be interleaved with the minutes.

- She considered it appropriate that Order of Business be varied so that consideration be given to Agenda item 5.2(ii) “Report ‘Called in’ – The Future of Short Life Properties owned by the Council” following the receipt of the deputation to which it related.

Accordingly the Chair Moved the following motion for the consideration of members of the Cabinet and it was: -

**Resolved**

1. That the statement tabled on behalf of TUSH Housing Co operative, in respect of Agenda Item 5.2 (ii) “Report Called in The Future of Short Life Properties Owned by the Council (CAB 102/067) be formally received and noted;

2. That the points raised in the statement tabled on behalf of TUSH Housing Co operative be given consideration during Cabinet deliberation of the item of business to which the statement related;

3. That any outstanding issues raised by the deputations be referred to the Director Housing Management for attention and response in writing within 28 days, in accordance with the Authority’s Constitution (Part 4, Rules of Procedure, Section 4.1 Council Procedure Rules, Rule 20.7); and

4. That the Order of Business be varied so that consideration be given to Agenda item 5.2 (ii) “Report ‘Called in’ The Future of Short Life Properties Owned by the Council” (CAB 102/067) following consideration of Agenda item 4.0 “Deputations and Petitions” to which this item related.

5. **OVERVIEW & SCRUTINY COMMITTEE**

5.1 **Chair’s advice of Key Issues or Questions in relation to Unrestricted Business to be considered**

The Chair informed members of the Cabinet that Councillor Uz Zaman, Chair of the Overview and Scrutiny Committee, had Tabled: -

- A sheet of questions and comments arising from the deliberations of the Overview and Scrutiny Committee, held on 5th December 2006, in
respects the unrestricted business contained in the agenda for consideration

- A sheet of advice / comments arising from the deliberations of the Overview and Scrutiny Committee, held on 5\textsuperscript{th} December 2006, in respect of Agenda item 9.1 “Adoption of Gambling Policy” (CAB 093/067)

copies of which would be interleaved with the minutes.

Councillor Uz Zaman, Chair of the Overview and Scrutiny Committee, addressed members of the Cabinet in relation to the questions/comments/advice of the Overview and Scrutiny Committee, as set out in the tabled papers regarding:

- **Key Issues or Questions (Pre Scrutiny)**
  - Procurement of Material Recycling Facility (MRF) Capacity (CAB 088/067)
  - Best Value Review of Sheltered Housing – Final Report and Recommendations (CAB 089/067)
  - Masterplan Implementation Programme: Consultation Draft Masterplans for Aldgate, Bromley-by-Bow and Whitechapel (CAB 091/067)
  - Award of Vehicle Removals Contract for Public Highway and Estate Parking Enforcement (CAB 095/067)
  - Corporate Revenue Budget Monitoring 2006/2007 to 30th September 2006 (CAB 097/067)

- **Budget and Policy Framework matters**
  - Adoption of Gambling Policy (CAB 093/067)

The Chair thanked Councillor Uz Zaman for presenting the contribution of the Overview and Scrutiny Committee and then **Moved** and it was: -

**Resolved**

That the questions/ comments/ advice of the Overview and Scrutiny Committee be noted, and that these be given consideration during the Cabinet deliberation of the items of business to which these related.

5.2 Any Unrestricted Decisions "Called in" by the Overview & Scrutiny Committee

5.2(i) Report “Called in” Commissioning Extra Care for Older People With Dementia: The Shipton House, Nags Head Estate, Development (CAB 103/067)

The Chair informed members of the Cabinet that Councillor Uz Zaman, the Chair of the Overview and Scrutiny Committee had **Tabled** a reference arising from the deliberations of the Overview and Scrutiny Committee, held on 5\textsuperscript{th} December 2006, in respect of the provisional decision of the Cabinet, held on 8\textsuperscript{th} November 2006, made in relation to the “The Commissioning Extra Care
for Older People With Dementia: The Shipton House, Nags Head Estate, Development (CAB 074/056), a copy of which would be interleaved with the minutes.

Councillor Uz Zaman addressed members of the Cabinet in relation to the tabled reference of the Overview and Scrutiny Committee (CAB 103/067), and requests contained therein.

The Chair informed members of the Cabinet that Mr Goldup, Director Adult Services, had **Tabled** a detailed response to the matters raised by the Overview and Scrutiny Committee in the tabled reference regarding this agenda item, a copy of which would be interleaved with the minutes.

Mr Goldup, Director Adult Services, at the request of the Chair, also addressed members of the Cabinet in relation to the matters raised by the Overview and Scrutiny Committee in the tabled reference regarding this agenda item.

Councillor Asad, Lead Member Health and Wellbeing, also responded to specific points raised by the Overview and Scrutiny Committee in the tabled reference regarding this agenda item.

Councillor Uz Zaman requested that in future should the Overview and Scrutiny Committee refer a "called in" report back to the Cabinet for further consideration, and should Chief Officers intend to table a response to such a reference, that the Chief Officer response be provided to the Chair of Overview and Scrutiny Committee prior to the Cabinet meeting.

The Chair responded that Councillor Uz Zaman’s request would be accommodated in future.

The Chair summarised that members of the Cabinet: -

- Had accepted the points raised by the Overview and Scrutiny Committee, set out in the tabled reference regarding this agenda item, in relation to the Health, Safety and Security of service users, and indicated that these would be addressed by the Director of Adult Services.
- Had been reassured by the response of the Director Adult Services to the points raised by Overview and Scrutiny Committee in relation to the provisional decision of the Cabinet, held on 8th November 2006, regarding this matter.
- Considered that should the application for funding to the Housing Corporation, for development of the scheme, not be successful, then the authority would explore other funding routes. However members of the Cabinet did not consider that the proposals should be delayed at the present juncture whilst such funding routes were explored.

Accordingly the Chair **Moved** the following motion for the consideration of members of the Cabinet and it was: -

**Resolved**
1. That the advice / comments of the Overview and Scrutiny Committee, as detailed in the Tabled Reference (CAB 103/067), be noted; and

2. That the provisional decision of the Cabinet, made on 8th November 2006, in relation to the Commissioning Extra Care for Older People With Dementia: The Shipton House, Nags Head Estate, Development (CAB 074/056), be reaffirmed.

5.2(ii) Report “Called in” The future of short life properties owned by the Council (CAB 102/067)

Please note that the order of business was varied by resolution of the Cabinet earlier in the proceedings in order to allow this item to be considered following Agenda item 4.0 “Deputations and Petitions”, however for ease of reference the deliberations of the Cabinet, and subsequent decisions taken, are set out below in the order detailed in the agenda.

The Chair informed members of the Cabinet that Councillor Uz Zaman, the Chair of the Overview and Scrutiny Committee had Tabled a reference arising from the deliberations of the Overview and Scrutiny Committee, held on 5th December 2006, in respect of the provisional decision of the Cabinet, held on 8th November 2006, made in relation to the “The future of short life properties owned by the Council (CAB 075/067), a copy of which would be interleaved with the minutes.

Councillor Uz Zaman addressed members of the Cabinet in relation to the tabled reference of the Overview and Scrutiny Committee (CAB 102/067), and requests contained therein.

The Chair informed members of the Cabinet that Ms McEleney, Director Housing Management, had Tabled a detailed response to the matters raised by the Overview and Scrutiny Committee in the tabled reference regarding this agenda item, a copy of which would be interleaved with the minutes.

Ms McEleney, Director Housing Management, at the request of the Chair:

- Responded to the matters raised regarding this agenda item in the statement from TUSH Housing Co Operative tabled earlier in the proceedings.
- Also addressed members of the Cabinet in relation to the matters raised by the Overview and Scrutiny Committee in the tabled reference regarding this agenda item.

Councillor Bawden, Lead Member Housing and Development, also responded to some specific points raised by the Overview and Scrutiny Committee in the tabled reference regarding this agenda item.

The Chair summarised that members of the Cabinet had been reassured by the response of the Director Housing Management to the points raised by Overview and Scrutiny Committee in relation to the provisional decision of the
Cabinet, held on 8\textsuperscript{th} November 2006, regarding this matter; in particular that the points raised by the Overview and Scrutiny Committee, in the tabled reference regarding this agenda item, had been helpful and the accommodation of these was not problematic. Accordingly the Chair \textbf{Moved} the following motion for the consideration of members of the Cabinet and it was: -

\textbf{Resolved}

1. That the advice / comments of the Overview and Scrutiny Committee, as detailed in the Tabled Reference (CAB 102/067), be noted; and

2. That the provisional decision of the Cabinet, made on 8\textsuperscript{th} November 2006, in relation to The future of short life properties owned by the Council (CAB 075/067), be reaffirmed.

\section{A BETTER PLACE FOR LIVING SAFELY}

\subsection{Procurement of Material Recycling Facility (MRF) Capacity (CAB 088/067)}

Ms Cosgrave, Corporate Director Environment and Culture, at the request of the Chair, addressed the matters raised by the Overview and Scrutiny Committee, held on 5\textsuperscript{th} December 2006, in relation to the report; as set out in the sheet of questions and comments tabled by the Chair of the Overview and Scrutiny Committee earlier in the proceedings.

The Chair \textbf{Moved} and it was: -

\textbf{Resolved}

That the Materials Recycling Facility capacity contract for the period 1\textsuperscript{st} January 2007 to March 31\textsuperscript{st} 2008 be awarded to Grosvenor Waste Management, on the basis of the most economically advantageous tender for the Authority.

\section{A BETTER PLACE FOR LIVING WELL}

\subsection{Best Value Review of Sheltered Housing – Final Report and Recommendations (CAB 089/067)}

Ms McEleney, Director Housing Management, at the request of the Chair, addressed the matters raised by the Overview and Scrutiny Committee, held on 5\textsuperscript{th} December 2006, in relation to the report; as set out in the sheet of
questions and comments tabled by the Chair of the Overview and Scrutiny Committee earlier in the proceedings.

Councillor Peck, Lead Member Resources, in referring to Paragraph 185 within Appendix 1 to the report, noted that the overall level of spend for Supporting People within Tower Hamlets was low compared with the London Benchmark, but that evidence gathered from the Best Value Review and the QAF indicated that further efficiency savings were possible with no adverse effect on user satisfaction or the level of service provided. Councillor Peck considered that in the achievement of the efficiency savings indicated the Authority should carefully monitor the impact on service users to ensure that if adverse effects were identified that these were mitigated expeditiously.

The Chair Moved and it was: -

Resolved

1. That the Recommendations and Delivery Plan for service Improvement as set out in Appendix 1, Pages 74 to 76 to the report (CAB 089/067) and Annex 3 to Appendix 1 respectively be approved; and

2. That a progress report on implementation of the recommendations and delivery plan referred to resolution 1. above be submitted to Cabinet in December 2007.

8. A BETTER PLACE FOR CREATING AND SHARING PROSPERITY

8.1 London 2012 Olympic and Paralympic Games Legacy Strategy and Programme (CAB 090/067)

Councillor Islam, Deputy Leader of the Council and Vice-Chair, in referring to Paragraph 45 within Appendix 1 to the report “The London 2012 Olympic and Paralympic Games Legacy Strategy and Programme” and Paragraph 12 within Annex A thereto, considered that the marketing strategy for street markets should be reviewed by Officers with a view to inclusion of markets in proximity to the 2012 Olympic Games site, such as Roman Road Market and Bethnal Green Road Market.

Councillor Peck, Lead Member Resources, considered that Officers should further explore synergies between the 2012 Olympic Games and regeneration of housing within the Borough with a view to inclusion within the London 2012 Olympic and Paralympic Games Legacy Strategy and Programme.

Ms Peters, Corporate Director Development and Renewal, gave an undertaking that she would review the marketing strategy for street markets, set out in the Strategy and Programme, in the context of Councillor Islam’s comments; and also ensure that the Strategy and Programme was sufficiently robust so as to ensure that potential synergies between the 2012 Olympic
Games and regeneration of housing within Tower Hamlets were maximised. Ms Peters also advised that she considered that the Strategy and Programme merited further examination to ensure maximisation of opportunities for older people.

The Chair: -

• Commented that the Leaders and Chief Executives of the 5 Olympic Boroughs were working closely together in the run up to the 2012 Olympic Paralympic Games and were particularly keen to maximise job opportunities for local people in relation to the building of the Olympic Games site and also to maximise the legacy that would result from the Games.

• Welcomed the recent Olympic Development Agency announcement endorsing the use of Victoria Park as a key element of the facilities for the 2012 Olympic Games and the intended Olympic Boulevard from Aldgate East to Stratford.

• Informed those present that the Authority was intending to take a higher profile with support for the Paralympic Games and expressed the hope that the local media would help promote this approach.

• Summarised that members of the Cabinet welcomed the London 2012 Olympics and Paralympic Games Legacy Strategy and Programme and on their behalf formally thanked the Officer team for their efforts in achieving its production.

The Chair then Moved the recommendations set out in the report (taking account of the proposed amendments from Councillors Islam and Peck and the advice of the Corporate Director Development and Renewal) and it was: -

Resolved

1. That subject to (a) to (d) below the Olympic and Paralympic Legacy Strategy and Programme, referred to in Section 4 of the report (CAB 090/067) and detailed in Appendix 1, be approved:-

(a) Review of the marketing strategy for street markets set out in the Olympic and Paralympic Games Legacy Strategy and Programme (Appendix 1) and Action Priorities appended thereto (Annex A) with a view to inclusion of markets in proximity to the 2012 Olympic Games site.

(b) Further exploration/ inclusion within the Strategy and Programme (Appendix 1) of synergies between the 2012 Olympic Games and regeneration of housing within the Borough.

(c) Further examination of the Strategy and Programme (Appendix 1) to ensure maximisation of opportunities for older people.

(d) Further necessary and appropriate minor amendments to ensure that the Strategy and Programme are accurate, coherent and reflect the views of the Tower Hamlets Partnership; and
2. That the Corporate Director Development and Renewal be authorised to make appropriate and necessary minor amendments to the Olympic and Paralympic Legacy Strategy and Programme.

8.2 Masterplan Implementation Programme: Consultation Draft Masterplans for Aldgate, Bromley-by-Bow and Whitechapel (CAB 091/067)

Ms Peters, Corporate Director Development and Renewal, at the request of the Chair, addressed the matters raised by the Overview and Scrutiny Committee, held on 5th December 2006, in relation to the report; as set out in the sheet of questions and comments tabled by the Chair of the Overview and Scrutiny Committee earlier in the proceedings, and supplementary points raised by the Chair of the Overview and Scrutiny Committee during the presentation thereof.

Councillor Ullah, Lead Member Cleaner, Safer and Greener considered that references to Aldgate East Underground Station should be revised to make reference to a possible future name change to Brick Lane Underground Station, with a view to raising the profile of this issue in the consciousness of interested parties.

Councillor Asad, Lead Member Health and Wellbeing, in referring to Paragraph 8.6 of the report, sought clarification as to the hidden or harder to reach groups targeted by specific workshops held as part of non statutory consultation activities.

Ms Peters, Corporate Director Development and Renewal, responded that she would take up Councillor Ullah’s point again with Transport for London and would give a detailed written response in relation to Councillor Asad’s point. However with regard to the latter, Ms Peters commented that Officers from her Directorate had worked closely with the Authority’s Consultation and Involvement Team to adopt best practice in relation to the informal consultation process; and also assured members of the Cabinet that the formal consultation would be undertaken in accordance with the Authority’s adopted Statement of Community Involvement.

The Chair Moved and it was: -

Resolved

1. That the Aldgate, Bromley-By-Bow and Whitechapel draft Masterplans, attached at Appendix D to the report (CAB 091/067), be approved for a 12 week statutory public consultation from January to March 2007; and

2. That the Corporate Director Development and Renewal be authorised to make any appropriate and necessary minor amendments to the Masterplans prior to formal consultation commencing in January 2007.
8.3 Conservation Area Character Appraisals and Management Guidelines – Consultation Draft (CAB 092/067)

Ms Peters, Corporate Director Development and Renewal, responded to matters raised by Councillor Peck, Lead Member Resources and Councillor Rouse, Leader of the Conservative Group, (speaking with the consent of the Cabinet) as follows: -

- That work would commence on the next tranche of conservation areas, within Tower Hamlets, at the start of the financial year 2007/2008 with the consultation drafts being submitted for Cabinet consideration/approval before March 2008.
- Officers would endeavour to ensure that any guidance issued, by the Authority, in relation to conservation areas made it absolutely clear to residents what was permitted in such areas, and in particular kept abreast of technical developments such as satellite dishes, wind turbines and solar panels in this regard.
- The Authority's enforcement position in cases where planning regulations had been flouted had not been sufficiently robust to date, and Officers would endeavour to address this in relation to all conservation areas. Ms Peters added that new statutory powers would assist this.

The Chair, in Moving the recommendations contained in the report, noted the response of the Corporate Director to matters raised by Members and requested that appropriate steps be taken to ensure these were progressed; and it was: -

Resolved

1. That the statutory (The Planning [Listed Buildings and Conservation Areas] Act 1990) and Best Value Performance Indicator (219) requirements to produce Conservation Area Character Appraisals and Management Guidelines, be noted;

2. That the draft Conservation Area Character Appraisal and Management Guideline documents, attached at Appendix B to the report (CAB 092/067), be approved for consultation; and

3. That the Corporate Director Development and Renewal proceed with the consultation process detailed in the Consultation Strategy, attached at Appendix C to the report (CAB 092/067).

9. A BETTER PLACE FOR LEARNING, ACHIEVEMENT AND LEISURE

9.1 Adoption of Gambling Policy (CAB 093/067)

Ms Cosgrave, Corporate Director Environment and Culture, at the request of the Chair, addressed the matters raised by the Overview and Scrutiny
Committee, held on 5th December 2006, in relation to the report; as set out in the sheet of advice and comments tabled by the Chair of the Overview and Scrutiny Committee earlier in the proceedings.

Ms Cosgrave, Corporate Director Environment and Culture, in introducing the report, at the request of the Chair, summarised the salient points contained therein, and informed members of the Cabinet in particular that:

- The Gambling Act 2005 precluded the Authority from making a moral judgement about gambling and consequently the draft Gambling Policy before the Cabinet for consideration did not promote gambling but instead adopted a neutral approach.
- The Gambling Commission remained responsible for most regulatory matters under the Gambling Act 2005, and the scope of activities required of the Authority was limited and technical for example relating to the restriction of access to gaming machines on some premises.
- The issue of casinos was not the subject of the draft Gambling Policy before the Cabinet for consideration. Those local authorities that wished to have a casino had already made a submission to the independent Casinos Advisory Panel and the Authority had not made an application, having previously taken a neutral position on casinos. Should the Authority wish to pass a resolution in favour of hosting a casino or pass a "no casino" resolution under Section 166 of the Gambling Act 2005, that would be a matter reserved to the full Council for decision.

The Chair Moved and it was:

Resolved

That the draft gambling policy attached as Appendix 1 to the report (CAB 093/067) be endorsed and that full Council be recommended to approve the policy.

9.2 Children and Young People’s Plan (CYPP) – six month monitoring report (CAB 099/067)

The Chair informed members of the Cabinet that recommendations (i), (iii) and (iv) contained in the report were for noting whilst recommendation (ii) requested them to review the contents of the monitoring report and comment on progress to date. Accordingly the Chair Moved the following motion for the consideration of members of the Cabinet and it was:

Resolved

1. That the arrangements established to oversee the implementation of the Children and Young People’s Plan, be noted;
2. That the contents of the first half yearly monitoring report in relation to the Children and Young People’s Plan (April to September 2006), attached at Appendix A to the report (CAB 099/067), and progress to date set out therein, be noted;

3. That the 2006 (provisional) Key Stage and public examinations results; be noted; and

4. That the outcome of the 2006 Annual Performance Assessment (APA) of Children’s Services, be noted.

10. A BETTER PLACE FOR EXCELLENT PUBLIC SERVICES

10.1 Award of the Pay & Display Cash Collection Contract (CAB 094/067)

Ms Cosgrave, Corporate Director Environment and Culture, considered that the recommendation contained in paragraph 2.1 of the report required additional clarity to indicate that the initial contract would be for a 2 year period, with a possible extension of a further 3 years, amounting to a possible total contract period of 5 years.

The Chair Moved the recommendations set out in the report (taking account of the advice of the Corporate Director Environment and Culture) subject to the following amendment to the recommendation contained in paragraph 2.1, for the consideration of members of the Cabinet: -

Deletion of the words “commencing 1st January 2007, with an option to extend the contract for up to a further two years” and insertion of the words “commencing 1st January 2007 and ending 31st December 2009, with an option to extend the contract for up to a further two years (maximum of 5 years in total)”

and it was: -

Resolved

1. That the Authority’s contract for Cash Collection, Counting, Banking and Receipting of Monies from Pay and Display Machines be awarded to Banking Automation Limited for three years, commencing 1st January 2007 and ending 31st December 2009, with an option to extend the contract for up to a further two years (maximum of 5 years in total), subject to the conclusion of contractual formalities and that the Corporate Director of Environment and Culture be authorised to make the necessary arrangements to implement this; and

2. That the Director of Environment and Culture be authorised to extend the contract, referred to in resolution 1. above, for up to a further two
years if desirable, following the satisfactory completion of the initial three years of contract.

10.2 Award of Vehicle Removals Contract for Public Highway and Estate Parking Enforcement (CAB 095/067)

Ms Cosgrave, Corporate Director Environment and Culture, at the request of the Chair, addressed the matters raised by the Overview and Scrutiny Committee, held on 5th December 2006, in relation to the report; as set out in the sheet of questions and comments tabled by the Chair of the Overview and Scrutiny Committee earlier in the proceedings.

The Chair Moved and it was: -

Resolved

1. That the Borough-wide Vehicle Removals Contract be awarded to End of Life Vehicles Ltd for 12 months, commencing 1 February 2007, with an option to extend the contract for a further two years, subject to the conclusion of contractual formalities, and that the Corporate Director of Environment and Culture, after consultation with the Director Housing Management, be authorised to make the necessary arrangements to implement this;

2. That the Corporate Director of Environment and Culture, be authorised after consultation with the Director Housing Management, to extend the contract referred to in resolution 1. above, for up to a further two years if desirable following the satisfactory completion of the 12 month initial period; and

3. Agree the revised release fee of £150 for vehicles impounded from LBTH housing estates and that in future this charge be linked to the vehicle release fee set by the Secretary of State for vehicles removed from the public highway in London.

10.3 Tower Hamlets Local Area Agreement - Six Month Review (CAB 096/067)

The Chair informed members of the Cabinet that the recommendation contained in the report requested them to review the current performance of the Tower Hamlets Local Area Agreement. Accordingly the Chair Moved the following motion for the consideration of members of the Cabinet and it was: -

Resolved

That the current performance of the Tower Hamlets Local Area Agreement be noted.
10.4 Corporate Revenue Budget Monitoring 2006/2007 to 30th September 2006 (CAB 097/067)

Ms Cosgrave, Corporate Director Environment and Culture and Ms Peters, Corporate Director Development and Renewal, at the request of the Chair, addressed the matters raised by the Overview and Scrutiny Committee, held on 5th December 2006, in relation to the report; as set out in the sheet of questions and comments tabled by the Chair of the Overview and Scrutiny Committee earlier in the proceedings.

Ms Peters, Corporate Director Development and Renewal informed members of the Cabinet in particular that:

- It was difficult to differentiate between the cost of activities relating specifically to the petitioning of Parliament on the Crossrail Bill and more general activities undertaken by the Authority associated with Crossrail. The total costs to date for these activities amounted to £530,000 but this excluded staff costs and in particular a great deal of Chief Officer time devoted to the matter. A large proportion of the cost resulted from the commissioning of specialist expertise to provide detailed advice which could not be provided in house, for example in relation to sewers and tunnelling.

- The Benefits of petitioning Parliament on the Crossrail Bill included:
  - Commitment to re-examine the tunnel intervention and ventilation strategy which may potentially reduce the number of ventilation shafts in the borough.
  - More proactive engagement with property owners who may be affected by settlement
  - Commitment to integrate the platforms at the new Whitechapel station to ensure easy interchange between Crossrail and London Underground
  - Retention of existing Whitechapel station entrance
  - Acquisition of more land in the Bow Triangle to allow a larger site and easier relocation of the travellers
  - Support for local labour recruitment and training and local business opportunity provisions
  - Commitment to Community Relations Strategy and dedicated full time worker
  - Commitment to working constructively with the Council on ongoing consultation on project proposals
  - Relocation of Astroturf football pitch and teenage play area at Stepney Green
  - Refurbishment of changing rooms at Stepney Green
  - Reorientation of Stepping Stones farm allowing it to stay open
  - Relocation of coach park and football pitch at Mile End Stadium
  - Continued discussion with the Council about traffic management plans and lorry routes to have regard to sensitive uses such as schools, places of worship as well as special events.
Commitment to detailed discussion with schools to ensure lorry movements don’t happen at the start and close of school
  - Early discussion with the Council on the design of above ground development
  - Commitment to implementing green travel plan
  - Mitigation of noise impacts arising from construction at Swanlea School.

Councillor Peck, Lead Member Resources: -
- Commented that the projected overspend in two directorates outlined in the report although significant, should be viewed in the context that together they amounted to 0.3 percent of the Authority’s overall Budget, and in that context he considered that these projected overspends were manageable within the parameters of overall available resources.
- Reiterated that the Cabinet had previously set budgetary limits for directorates and expected Chief Officers to take any required mitigating measures to ensure that expenditure remained within Budget.

The Chair Moved and it was: -

Resolved

1. That the projected outturn for Directorate service budgets and for the total General Fund net expenditure budget for 2006/2007, as summarised in Section 4 of the report (CAB 097/067) and detailed in Appendices A1 - A8 thereto, be noted;

2. That the target adjustments for 2006/2007 and for future years, detailed in Section 5 of the report (CAB 097/067) and shown in Appendices B and C thereto respectively, be approved;

3. That the allocation of the £2.0m budgeted contingency to Adult Services and Children’s Services to offset cost pressures, for 2006/2007 and future years, as detailed in paragraph 4.2.2 of the report (CAB 097/067), be approved;

4. That the risk areas identified within each Directorates’ full year summary, be noted;

5. That the virements over £250,000, as referred to in Section 6 and Appendix D to the report (CAB 097/067), be approved; and

6. That the Mid-Year Look on 2006/2007 Efficiency Gains shown in Appendix E to the report (CAB 097/067), be noted.

11. UNRESTRICTED REPORTS FOR INFORMATION

The Chair **Moved** and it was: -

**Resolved**

1. That the contents of the report (CAB 098/067) and the Local Development Framework Annual Monitoring Report for the period April 2005 to March 2006, attached at Appendix 1 thereto, be noted;

2. That it be noted that the Local Development Framework Annual Monitoring Report for the period April 2005 to March 2006 will be submitted to the Secretary of State before 31 December 2006.

11.2 2006/07 Capital Programme Capital Monitoring Report as at 30 September 2006 (CAB 100/067)

The Chair **Moved** and it was: -

**Resolved**

That the contents of the report (CAB 100/067), be noted.

11.3 Corporate Revenue Budget Monitoring 2006/2007 Second Report (Housing Revenue Account) (CAB 101/067)

The Chair **Moved** and it was: -

**Resolved**

That the projected outturn shown in respect of the Housing Revenue Account 2006/07, as detailed in Appendix A to the report (CAB 101/067), be noted.

12. EXCLUSION OF THE PRESS AND PUBLIC

The Chair **Moved** and it was: -

**Resolved**

That in accordance with the provisions of Section 100A of the Local Government Act 1972, as amended by the Local Government (Access to Information) Act 1985, the press and public be excluded from the remainder of the meeting for the consideration of the Section Two business on the grounds that it contained information defined as exempt or confidential in Part 1 of Schedule 12A to the Local Government, Act 1972.
SUMMARY OF EXEMPT PROCEEDINGS

13. EXEMPT / CONFIDENTIAL MINUTES
Cabinet 8th November 2006 approved.

14. OVERVIEW & SCRUTINY COMMITTEE

14.1 Chair's advice of Key Issues or Questions in relation to Exempt / Confidential Business to be considered.
Nil items.

14.2 Any Exempt / Confidential Decisions "Called in" by the Overview & Scrutiny Committee
Nil items.

15. A BETTER PLACE FOR LIVING SAFELY
Nil items.

16. A BETTER PLACE FOR LIVING WELL
Nil items.

17. A BETTER PLACE FOR CREATING AND SHARING PROSPERITY
Nil items.

18. A BETTER PLACE FOR LEARNING, ACHIEVEMENT AND LEISURE
Nil items.

19. A BETTER PLACE FOR EXCELLENT PUBLIC SERVICES
Nil items.

20. EXEMPT / CONFIDENTIAL REPORTS FOR INFORMATION
Nil items.

The meeting ended at 7.10 p.m.
Chair, Councillor Denise Jones
Cabinet