

**LONDON BOROUGH OF TOWER HAMLETS**

**MINUTES OF THE CABINET**

**HELD AT 5.30 P.M. ON WEDNESDAY, 9 FEBRUARY 2011**

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

**Members Present:**

Mayor Lutfur Rahman (Mayor)	(Mayor)
Councillor Ohid Ahmed (Deputy Mayor)	(Deputy Mayor)
Councillor Alibor Choudhury	(Cabinet Member for Resources)
Councillor Rabina Khan	(Cabinet Member for Housing)
Councillor Rania Khan	(Cabinet Member for Regeneration)
Councillor Oliur Rahman	(Cabinet Member for Children's Services)

**Other Councillors Present:**

Councillor Craig Aston	
Councillor Stephanie Eaton	(Leader, Liberal Democrat Group)
Councillor David Edgar	
Councillor Zara Davis	
Councillor Judith Gardiner	
Councillor Ann Jackson	(Chair, Overview & Scrutiny Committee)
Councillor Bill Turner	Co-optee Member
Councillor Motin Uz-Zaman	(Chair of Council)
Councillor Kabir Ahmed	
Councillor Abdul Asad	

**Others Present:**

**Officers Present:**

Kevan Collins	– (Chief Executive)
Aman Dalvi	– (Corporate Director, Development & Renewal)
Isobel Cattermole	– (Acting Corporate Director, Children, Schools & Families)
Isabella Freeman	– (Assistant Chief Executive - Legal Services, Chief Executive's)
Stephen Halsey	– (Corporate Director Communities, Localities & Culture)
Chris Naylor	– (Corporate Director Resources)

Helen Taylor	– (Acting Corporate Director Adults Health & Wellbeing)
Niall McGowan	– (Regeneration Manager)
Chris Worby	– (Interim Service Head, Regeneration, Development & Renewal)
Mohammed Ahad	– (Scrutiny Policy Officer, Scrutiny & Equalities, Chief Executive's)
Kate Bingham	– (Acting Service Head (Resources) Children Schools & Families)
Jackie Odunoye	– (Service Head Strategy, Innovation and Sustainability, Development & Renewal)
Takki Sulaiman	– (Service Head Communications, Chief Executive's)
Chris Holme	– (Service Head Resources, Development & Renewal)
Paul Leeson	– (Finance Manager, Development & Renewal)
Luke Cully	– (Finance Manager, Communities, Localities & Culture)
Andy Algar	– (Service Head Asset Management, Development & Renewal)
Alan Finch	– (Service Head Corporate Finance, Resources)
Michael Bell	– (Strategic Planning Manager, Strategic Planning, Development & Renewal)
Deborah Cohen	– (Service Head, Commissioning and Strategy, Adults Health and Wellbeing)
Chris Saunders	– (Political Advisor to the Labour Group, Chief Executive's)
Kazim Zaidi	– (Interim Policy Advisor, Chief Executive's)
Ahzaz Chowdhury	– (Political Advisor to Conservative Group, Chief Executive's)
Afazul Hoque	– (Scrutiny Policy Manager, Scrutiny & Equalities, Chief Executive's)
Shazid Miah	– (Political Advisor to the Mayor, Chief Executive's)
John Williams	– (Service Head, Democratic Services, Chief Executive's)
Alan Ingram	– (Democratic Services)

### **MR L. RAHMAN (MAYOR) IN THE CHAIR**

#### **MAYOR'S WELCOME AND OPENING STATEMENT**

The Mayor welcomed those present in the public gallery and made an opening statement as follows:

- Yesterday we published our Equality Assessments for the budget proposals. As a result of the Equality Assessments and the feedback we've received from the public, from Members, from Council employees and the unions we have looked again at several issues. And as a result of meetings over the last few days both with those

affected and senior Council officers we have moved to address some of the concerns raised.

- On Homecare we have allocated funding to ensure that the changes take place over a longer period with the in-house service now closing in 2016. This will ensure that the vast majority of losses will come from natural turnover of staff. We are being forced to cut, I wish we weren't, but this proposal ensures that some of our most highly skilled and dedicated workers will continue to serve the community for some years to come.
- Another concern that a lot of people have expressed to us is about Housing Link which provides housing support and advice to mentally ill people. I have promised to look again at the service and we are now proposing to fund transitional arrangements that ensure users are effectively supported through the change.
- There have also been some concerns around the Junior Youth Service, sadly some of it due to deliberate scaremongering. I can assure you that the service is not being cut. The Government is now giving more funding direct to schools and we are adapting the service to respond. Eight schools have already signed up to a new scheme and we have allocated £120,000 to get things up and running.
- With so many decisions needing to be taken so quickly I believe that where we have more time to make decisions we must take it. I know that many Members are pushing for an immediate decision on East End Life. I have already announced a review and am urging Officers to turn this round in a matter of weeks. At this stage I feel that there are savings to be made. These savings will be used to close the significant funding gap the Government is forcing on us in 2012/13 but it is up to officers to advise us what represents best value.
- Another area where Members have raised concerns are proposals for the Mayor's Office and Members' Support. This entire issue has become a distraction when we should be concentrating on vital services. In May, the people of the borough voted overwhelmingly for a Mayor to drive the transformation of services and hold the bureaucracy to account. This need not be to the exclusion of the vital role played by Members. And because we are all in this together I propose that the money set aside for my office be added to that going to Members' Services and that support to the Council's democracy be looked at in the round, with all our needs considered together, outside of the current budget process but no later than the end of June this year.
- I know that the budget is foremost in everyone's minds at the moment but there is a lot of other work going on at the Council. Some of it is made necessary by huge shifts in Government policy which, along with the cuts, are a big burden for all local authorities. But some are part of our own priorities as a Council.
- I am especially pleased to see the Blackwall Reach regeneration will soon be at the tender stage. This will bring a huge uplift to the area as well as thousands of new homes and the long-awaited regeneration of Chrisp Street Market.
- We're also allocating £350,000 to build more affordable homes in the borough which is excellent news, especially in these tough times. Thank you.

## **ADJOURNMENT**

At this juncture the Mayor informed those present that before he and his Cabinet proceeded to consideration of the substantive business set out in the agenda, there would be an opportunity for the public to put questions to himself, the Deputy Mayor and other Members comprising the Cabinet who were present. Accordingly the Mayor **Moved** the following motion for the consideration of the Cabinet and it was:-

### **Resolved**

That the Cabinet adjourn for a short period of some 15 minutes, and that the meeting reconvene thereafter.

**The meeting adjourned at 5.40 pm**

**The meeting reconvened at 5.57 pm**

## **Question & Answer Session**

Members of the public sought and were given clarification (or a written response to be provided) in relation to the following points:

- The position of Robin Hood Gardens who had been and were being told that if they had picked the refurbishment option of the Blackwall Reach Regeneration Project they would have lost their secure Council tenancies within the estate boundaries and would have been automatically transferred without a ballot to a new Registered Social Landlord. Clarification was requested as to whether, if they had chosen the refurbishment offer but the Council still intended a stock transfer, tenants would by law have had to be balloted. **(Written response to be made.)**
- Had the reablement programme been designed before the Mayor had taken up office as it was considered to cut across the Council's core value of protecting the most vulnerable and lower paid women staff. Already, budget reductions were creating hardship for pensioners and there should be no staff reductions in this area.
- Assurance was requested that there would be no cuts, job losses or redundancies in the Youth Service (currently 75/76 jobs were at risk), as a huge number of young people could be affected. Would the facilities of the service be available to working parents?
- How quickly would the Robin Hood Gardens/Poplar Mosque regeneration process be commenced?

At this point a petition relating to Housing Link was handed in and the Mayor indicated that this would stand referred to the relevant Officers for attention.

The Mayor then welcomed to the meeting Mr John Ludgate, Deputy Lord Lieutenant to the Borough.

## 1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

## 2. DECLARATIONS OF INTEREST

**Councillor Ohid Ahmed** declared personal interests in the following Agenda items on the basis of the reasons shown:

- Agenda Item 6.1 – “Tower Hamlets Green Grid Strategy” (CAB 079/101). He had been lobbied by Trades Unions representatives as the report contained implications for staffing issues.
- Agenda Item 6.4 – “Chrisp Street Regeneration: update and next steps” (CAB082/101). The report contained recommendations relating to properties located in East India & Lansbury Ward and he was a Ward Councillor for that Ward.
- Agenda Item 10.8 – “Children, Schools and Families Fees & Charges” (CAB093/101). The report contained recommendations relating to school meals and other charges and his daughter attended a school in the Borough.

**Councillor Rania Khan** declared a personal interest in Agenda Item 6.4 – Chrisp Street Regeneration: update and next steps” (CAB082/101). The declaration of interest was made on the basis that the report contained recommendations relating to properties located in East India and Lansbury Ward and she was a Ward Councillor for that Ward and was a member of Poplar HARCA Board.

## 3. UNRESTRICTED MINUTES

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

### **Resolved**

That the unrestricted minutes of the ordinary meeting of the Cabinet held on 12<sup>th</sup> January 2011 be approved and signed by the Mayor as a correct record of the proceedings.

## 4. DEPUTATIONS & PETITIONS

The Mayor indicated that, while no prior notification of a deputation had been received, he was minded to allow two persons to address the meeting on the matter of Blackwall Reach Regeneration Scheme, which was an item on the agenda for the meeting. Accordingly, he **Moved** the following motion for consideration of the Cabinet and it was:-

**Resolved**

That Council Procedure Rule 7.2 be suspended and the deputation from the Robin Hood Estate residents and the Poplar Mosque be received.

Mr Mohammed Abu Yusuf, Chair of Robin Hood Gardens Tenants' and Residents' Association, addressed the Cabinet indicating that most residents of the estate were happy with the regeneration process due to current overcrowding, lack of amenities and poor living conditions. It was considered essential that the Council press forward with the scheme before any further changes in Government policy restricted progress.

Mr Sirajul Salekin, a member of Poplar Mosque, stated that residents were happy with the Council's proposals and that the current Administration were serious about taking up people's concerns. Residents of Robin Hood Gardens felt that the building was not worth preserving and it was important for additional community facilities, particularly for the school, that the regeneration should go ahead. The Mayor and Cabinet should be bold enough now to proceed without having to undertake further consultation.

In view of disturbances in the public gallery, the Mayor requested that people be respectful in addressing the Cabinet and each other.

Following receipt of the deputation, Councillor Rabina Khan, Cabinet Member for Housing, commented that the scheme was of great importance to local people and it was essential that all residents be satisfied with the proposals.

**Variation to Order of Business**

The Mayor also indicated that he considered it appropriate that the Order of Business be varied in order that the points raised by the deputation be given consideration during the Cabinet deliberation of the item of business to which the deputation related. Accordingly the Mayor **Moved** the following motion for the consideration of the Cabinet and it was:-

**Resolved**

1. That the order of business on the agenda be varied to enable Agenda Item 6.3 – "Blackwall Reach Regeneration Procurement and Scheme Development" (CAB 081/101) to be considered as next business.
2. That any outstanding issues raised by the deputation be referred to the Corporate Director Development & Renewal for attention and response in writing within 28 days, in accordance with the Constitution.

(NOTE: Notwithstanding the variation of business, for ease of reference the minutes of the meeting are set out below in the order detailed on the agenda.)

## 5. OVERVIEW & SCRUTINY COMMITTEE

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

The Mayor informed members of the Cabinet that Councillor Ann Jackson, Chair of the Overview and Scrutiny Committee, had **Tabled** a sheet of comments arising from the deliberations of the Overview and Scrutiny Committee held on 8<sup>th</sup> February 2011, in respect of the unrestricted business contained in the agenda for consideration, a copy of which would be interleaved with the minutes.

Councillor Jackson, Chair of the Overview and Scrutiny Committee, addressed members of the Cabinet:

- Formally thanking Councillor Alibor Choudhury, Cabinet Member for Resources, and Mr Chris Naylor, Corporate Director Resources, for their input to the Committee over the last few months to provide financial advice.
- *Budget Scrutiny*
  - Summarising the deliberations of the Committee regarding General Rate Fund and Capital Programmes Budgets, outlining concerns raised and adding that there would be a proper budget report from a Budget Scrutiny Panel in future:
    - That Equality Impact Assessments, although late, would have a bearing on budget issues. She was glad to hear of likely changes to the proposals, as lower paid women staff were likely to be adversely affected.
    - That the communication strategy for residents on budgetary issues should not be limited to East End Life and needed to take a more complete and robust form.
    - That there should be greater focus on examining the lease for Mulberry Place to achieve savings.
    - That the impact of cuts on front line staff was still perceived as an issue, along with the Government changes to the benefits system.

The Mayor thanked Councillor Jackson for presenting the contribution of the Overview and Scrutiny Committee; and then **Moved** and it was:-

#### **Resolved**

1. That the comments/advice of the Overview and Scrutiny Committee be noted, and that this be given consideration during the Cabinet deliberation of the items of business to which the question/advice related.
2. That the order of business on the agenda be varied to enable Agenda Item 10.1 – “General Fund Revenue Budget and Medium Term Financial Plan 2011/2012-2013/2014” (CAB 086/101); Agenda Item 10.2 – “2011/12-2013/14 Capital Programme” (CAB 087/101) and

Agenda Item 10.3 – “Treasury Management Strategy Statement, Minimum Revenue Provision Policy Statement and Annual Investment Strategy 2011/12” (CAB 088/101) to be considered concurrently as next business.

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

The Clerk advised that no provisional decisions made by the Cabinet at its meeting held on 12<sup>th</sup> January 2011, had been referred back to Cabinet by the Overview and Scrutiny Committee for further consideration.

## **6. A GREAT PLACE TO LIVE**

### **6.1 Tower Hamlets Green Grid Strategy (CAB 079/101)**

**Councillor Ohid Ahmed** declared personal interests in the following Agenda items on the basis of the reasons shown:

- Agenda Item 6.1 – “Tower Hamlets Green Grid Strategy” (CAB 079/101). He had been lobbied by Trades Unions representatives as the report contained implications for staffing issues.

Councillor Rabina Khan, Cabinet Member for Housing, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting that it was essential to closely guide and manage an investment of this magnitude.

Councillor Ann Jackson, Chair of the Overview and Scrutiny Committee, speaking with the consent of the Mayor and Cabinet:

- Expressed concern at how the planning process would be managed, particularly given that permission had been given in the past for building on green spaces.
- Commented on the need to ensure that Registered Social Landlords were also made properly aware of the Council's framework needs in that respect.

Councillor Rabina Khan indicated that she would meet Councillor Jackson for further discussions on the matters raised.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

That the Tower Hamlets Green Grid Strategy in Appendix 1 to the report (CAB 079/101) be approved as a strategy that will help guide and manage investment in new and existing open spaces in the borough.

### **Reasons for Decisions**



These are detailed in paragraph 3.1 of the report (CAB 079/101).

### **Alternative Options Considered**

These are detailed in paragraphs 4.1-4.4 of the report (CAB 079/101).

## **6.2 Leasehold Policy Review (CAB 080/101)**

Councillor Rabina Khan, Cabinet Member for Housing, at the request of the Mayor, in introducing the report, summarised the main points contained therein, commenting as follows:-

- The report contained a revised policy to ensure that LBTH household policy complied with law and regulation, reflected the contents of the leases and improved the clarity and transparency of law.
- The new policy promoted efficiency and effectiveness in services delivery and the needs of leaseholders were addressed.
- The policy would provide a positive outcome in tightening up the position regarding sub-letting.
- A final report was awaited that would take account of the draft recommendations of the Beevers and Struthers Audit.

A Conservative Group Member, speaking with the consent of the Mayor and Cabinet, expressed the view that a number of proposals were not liked by leaseholders and should be deferred until the outcome of the Beevers and Struthers report was known. In addition, the Christmas period had reduced the consultation period with leaseholders.

A Labour Group Member, speaking with the consent of the Mayor and Cabinet, indicated that it was extremely important to ensure that the matter of illegal sub-letting was dealt with.

Councillor Rabina Khan indicated that the position regarding leaseholders had to be changed by law and she proposed amendments to the revised policy which are included in the resolutions below.

The Mayor **Moved** the recommendations as set out in the report (taking account of the amendments proposed by Councillor Rabina Khan) and it was:-

### **Resolved:**

That the new Leasehold policies listed as appendices to this report (CAB 080/101) be approved, subject to the following addition to Section 6.6 of the Major Works Policy:

**Discretionary £10,000 cap:** the Council will, on a discretionary basis, limit major works recharges to £10,000 for certain leaseholders who qualify. The following criteria will apply:

- i. The property must be the leaseholders' only or principal home and the leaseholder must be living in the property full time.
- ii. The leaseholder must be the original RTB purchaser and the relevant work was not specified on the S125 notice.
- iii. The leaseholder must not have any service charge arrears.
- iv. The policy will only apply to individual recharges for £10,000 or above.
- v. Where leaseholders wish the discretion to be exercised they must agree to enter into a legal charge on the property securing the costs of the major works. This legal charge will be for a period of seven years and will provide the costs plus interest to become payable if the property is assigned or sold within the seven years, (except in the case of an assignment on the death of a resident partner). At the expiry of the seven year period the legal charge will be discharged and no payment required.
- vi. The leaseholder is in receipt of state pension, income support or other state benefit or tax credit or job seeker's allowance or is able to demonstrate exceptional hardship as follows:-
  - Inability of the leaseholder to pay this major works charge even if the Council were to extend the period for payment.
  - Inability of the leaseholder to pay this major works charge due to the value of this bill for major works any other relevant circumstance.

### **Reasons for Decisions**

These are detailed in paragraphs 3.1-3.3 of the report (CAB 080/101).

### **Alternative Options Considered**

These are detailed in paragraphs 4.1-4.2 of the report (CAB 080/101).

## **6.3 Blackwall Reach Regeneration Procurement and Scheme Development (CAB 081/101)**

Councillor Rabina Khan, Cabinet Member for Housing, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting as follows:

- Blackwall Reach Regeneration had been sought over many years as a key regeneration point. Refurbishment of the Robin Hood Gardens estate would cost £20m, which the Council did not have and could not provide. The procurement process and partner selection was now complete and the Home and Communities Agency would also soon meet to take decisions that would soon make the scheme a reality.
- Owing to changes in Government policy, it was essential the report was agreed so the scheme could progress.
- The scheme would deliver 1600 new homes and a whole area of regeneration including a new primary school, new mosque, shop units and a safer environment.

Mr A. Dalvi, Corporate Director Development & Renewal, at the request of the Mayor, added that:

- The report was in two parts, with the second in the exempt/Section Two part of the agenda due to commercial sensitivity.
- For three years it had been intended that the project would deliver 3,000 new homes but due to the recession this had to be downscaled.
- Application had been made to the Secretary of State for a Certificate of Immunity for the project, which was now at a critical stage, and Government commitment had been secured.

Ms I. Freeman, Assistant Chief Executive (Legal Services), at the request of the Mayor, tabled an amended version of the report and informed the Cabinet that this would be made available next day on the Council's website.

The Mayor expressed the view that the project was long overdue and had always been in the frame for development for the nine-year period he had been a Councillor. The housing situation of people within the regeneration area was critical and below human standards. However, Members and Officers had worked hard to find the money and develop partnerships.

The Mayor **Moved** the recommendations in the report tabled at the meeting and it was:-

**Resolved:**

1. That the amended report tabled by the Assistant Chief Executive – Legal Services, with additional appendix 5A, be substituted for the report (CAB 081/101) previously circulated with the agenda and the revised report be published on the Council's website.
2. That the recommendation of the Procurement Evaluation Panel of the developer consortium, mentioned in the tabled report as the preferred bidder, be approved; subject to the Homes & Communities Agency's decision-making process to agree to such developer.

3. That the Director of Development and Renewal and the Assistant Chief Executive (Legal) be authorised in conjunction with the Homes & Communities Agency to approve and finalise the contract terms in accordance with the bid and to complete the contract once Homes & Communities Agency approvals are obtained.
4. That the possession strategy and decant status set out in Appendix 4 of the report for Phases 2 and 3 of the project be agreed.
5. That the Director of Development and Renewal be authorised to submit an outline planning application on the Council's behalf, together with the Homes & Communities Agency for the Blackwall Reach Regeneration project for all phases shown on the Plan as Appendix 2 to the report to enable the delivery of the regeneration/redevelopment proposals for the Blackwall Reach area.
6. That power be delegated to the Director of Development and Renewal together with the Assistant Chief Executive (Legal) to complete the necessary compulsory purchase strategies and documentation and then to make the CPO Compulsory Purchase Order pursuant to Section 17 of the Housing Act 1985 in respect of the lands shown edged red on the plan at Appendix 2 in respect of those interests set out in Appendices 5 and 5A of the proposed development. including existing interests and new rights pursuant to Section 13 of the Local Government (Miscellaneous Provisions) Act 1976
7. That power be delegated to the Director of Development and Renewal in consultation with the Assistant Chief Executive Legal to take all necessary procedural steps in making the compulsory purchase order including :-
  - i. Making of the compulsory purchase order as described in paragraph 2.5 of the report including the publication and service of notices and thereafter seeking confirmation of it by the Secretary of State (or, if permitted, by the Council pursuant to Section 14A of the Acquisition of Land Act), including the preparation and presentation of the Council's case at any Public Inquiry which may be necessary.
  - ii. To acquire all interests in land and new rights within the compulsory purchase order boundary either by private agreement or compulsorily.
  - iii. To approve agreements with land owners or others setting out the terms for withdrawal of objections to the compulsory purchase order, including where appropriate seeking exclusion of land or new rights from the compulsory purchase order and or making arrangements for the re-housing or relocation of occupiers.
  - iv. To publish and serve notices of confirmation of the CPO and thereafter to execute and serve any general vesting

declarations or notices to treat and notices of entry and to acquire those interests to secure the development proposals.

- v. To refer and conduct disputes relating to compensation at the Lands Tribunal.
- vi. To agree to the transfer of the land at Robin Hood Gardens shown as Phases 2 and 3 edged red on plan at Appendix 1 to the developer pursuant to the contract once vacant possession is achieved.

### **Reasons for Decisions**

These are detailed in paragraphs 3.1-3.7 of the report (CAB 081/101).

### **Alternative Options Considered**

These are detailed in paragraphs 4.1-4.3 of the report (CAB 081/101).

## **6.4 Chrisp Street regeneration: update and next steps (CAB 082/101)**

**Councillor Ohid Ahmed** declared personal interests in the following Agenda items on the basis of the reasons shown:

- Agenda Item 6.4 – “Chrisp Street Regeneration: update and next steps” (CAB082/101). The report contained recommendations relating to properties located in East India & Lansbury Ward and he was a Ward Councillor for that Ward.

**Councillor Rania Khan** declared a personal interest in Agenda Item 6.4 – Chrisp Street Regeneration: update and next steps” (CAB082/101). The declaration of interest was made on the basis that the report contained recommendations relating to properties located in East India and Lansbury Ward and she was a Ward Councillor for that Ward and was a member of Poplar HARCA Board.

Councillor Rabina Khan, Cabinet Member for Housing, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting as follows:-

- The proposed regeneration of Chrisp Street would create more homes, jobs and recreational facilities.
- There would be more discretion for Poplar HARCA to support local businesses and stallholders and increase social housing provision.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

1. That the current position and background to the proposals be noted.

2. That the appointment of London & Regional as preferred bidder for the scheme be agreed.
3. That the Service Head, Asset Management be authorised to negotiate heads of terms for the Development Agreement (the final details of these terms to be reported back to Cabinet).
4. That the Corporate Director, Development and Renewal be authorised to conclude Memoranda of Understanding with (a) Poplar HARCA and (b) Poplar HARCA and London & Regional on the principal terms outlined in the appendices attached to the report (CAB 082/101).

### **Reasons for Decisions**

These are detailed in paragraph 3.1 of the report (CAB 082/101).

### **Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 082/101).

## **6.5 Allocation of Local Authority Housing Grant to Genesis Housing Group for new affordable housing at Brodlove Lane (CAB 083/101)**

Councillor Rabina Khan, Cabinet Member for Housing, at the request of the Mayor, in introducing the report, summarised the main points contained therein, commenting that the sale to Poplar HARCA of the site at Uamvar Street would generate a receipt of £363,000 into the Brodlove Lane scheme, which would enable the completion of a total of 36 new units of affordable housing in the Borough.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

1. That the payment of £363,000 to Genesis Housing Group as Local Authority Grant to support the provision of nine units of affordable housing for rent at a site on Brodlove Lane, E1 be approved, and a capital estimate be adopted to enable the financing of the scheme to be incorporated within the capital programme.
2. That the Director of Development & Renewal, in consultation with the Assistant Chief Executive (Legal Services), be authorised to have delegated authority to approve the final details of the grant agreement to be signed by the Council and Genesis Housing Group.
3. That the Assistant Chief Executive (Legal Services) be authorised to enter into all necessary documents to implement the recommendations of this report (CAB 083/101).

**Reasons for Decisions**

These are set out in paragraphs 3.1-3.2 of the report (CAB 083/101).

**Alternative Options Considered**

These are set out in paragraphs 4.1-4.2 of the report (CAB 083/101).

**7. A PROSPEROUS COMMUNITY****8. A SAFE AND SUPPORTIVE COMMUNITY****8.1 Transforming Adult Social Care and commissioning as market shaping and development (CAB 084/101)**

Ms Helen Taylor, Acting Corporate Director Adults' Health & Wellbeing, at the request of the Mayor, in introducing the report, summarised the key points contained therein, highlighting in particular:

- That the intention of the transformation of social care commissioning was to increase the number of service users acting as commissioners on their own account through the use of personal budgets.

The Mayor **Moved** the recommendations as set out in the report and it was:-

**Resolved:**

1. That the general progress on our implementation of the transformation of adult social care be noted.
2. That the proposed approach to re-shaping social care commissioning be endorsed.
3. That the strategic aim of shifting some resources from long term support into prevention services be agreed.
4. That the need to review some contracts to allow time to carry out the different work streams be noted.
5. That the need to change the way commissioning is carried out and the current reorganisation of Commissioning staff now underway within Adults' Health & Well Being be noted.

**Reasons for Decisions**

These are detailed in paragraph 3.1 of the report (CAB 084/101).

**Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 084/101).

**8.2 Modernising Learning Disability Day Opportunities (CAB 085/101)**

Ms Helen Taylor, Acting Corporate Director Adults' Health & Wellbeing, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting that:-

- The aim of the report was to improve the quality of experience of people with a learning disability in a way that would maximise the opportunities and potential of everyone living in the Borough whilst also ensuring services offered real value for money.
- The modernisation programme was to move away from building based traditional day centres to the provision of a wide range of services that people with a learning disability could access using their personal budgets.
- It was intended to invest in three community hubs in the Borough, with the first in Bell Lane, and provide a new service for autism.

Councillor Jackson, Chair of the Overview and Scrutiny Committee, speaking with the consent of the Mayor and Cabinet, sought and was given clarification on the budget available for the new service proposals.

The Mayor **Moved** the recommendations as set out in the report and it was:-

**Resolved:**

1. That the proposals for modernising learning disability day opportunities be agreed to be implemented in two phases, noting the efficiency targets attached to this strategy, and the initial reinvestment into increasing employment opportunities and developing social enterprises in 2011-12; and
2. That the recommendations relating to the timetable for re-commissioning day services as set out in Phases 1 & 2 (paragraphs 6.73 to 6.82 in the report (CAB 085/101)) and the consequent need to extend the current block contracts for learning disability day services be agreed.

**Reasons for Decisions**

These are detailed in paragraph 3.1 of the report (CAB 085/101).

**Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 085/101).

**9. A HEALTHY COMMUNITY**



The Clerk advised that there was no business to be considered under this section of the agenda.

## **10. ONE TOWER HAMLETS**

### **10.1 General Fund Revenue Budget and Medium Term Financial Plan 2011/2012- 2013/2014 (CAB 086/101)**

Please note that the order of business was varied by resolution of the Mayor and Cabinet earlier in the proceedings to enable this item to be considered along with Agenda items 10.2 “2011/12 – 2013/14 Capital Programme” and 10.3 “Treasury Management Strategy Statement, Minimum Revenue Provision Policy Statement and Annual Investment Strategy 2011/12” following Agenda item 5.1 “Chair’s Key advice of Key Issues or Questions in relation to Unrestricted Business to be considered”. However, for ease of reference the deliberations of the Mayor and Cabinet, and the subsequent decisions taken, are set out below in the order detailed in the agenda.

Mr Chris Naylor, Corporate Director Resources, at the request of the Mayor, in introducing the report, summarised the key points contained therein, indicating in particular that:

- The projected outturn for the Council’s General Fund for 2010/11, a previously-calculated overspend of £1.084m, had now been reduced to £691,000.
- The Transition Grant that the Council would receive in 2011/12 had been confirmed as £4.143m, which was £376,000 more than originally announced.

Councillor Alibor Choudhury, Cabinet Member for Resources, at the request of the Mayor, queried what members may be doing to communicate the impact of budget cuts on services and indicating that some staff were fearful of contacting Members to voice their own concerns. He stressed that the cuts had been imposed on the Council and were a huge blow to the Borough, with £30m savings required in the current year. Opinions of local people and the advice of Officers had been taken into account in order to produce a balanced proposal, with £55m in efficiencies having been identified, although more cuts might be imposed. The rationale was to maintain front end staff and achieve effective management delayering and deal with any waste as it was discovered. None of the budget proposals was designed to weaken support for vulnerable or needy residents, nor to disempower elected Members, who provided a great service in the main.

In **Tabling** amendments to the recommendations contained in the report, Councillor Choudhury asked the Council to note:

#### **Homecare**

- That as a result of massive Government cuts a wide range of Council services must make savings, including those that provide vital services such as Homecare.
- That Tower Hamlets was the only borough in the country with free Homecare and that the Mayor was committed to maintaining a service that was free to end-users for as long as possible.
- The concerns expressed to the Mayor and Lead Members by users and providers of the Homecare service about proposals to draw down in-house provision by 2013.
- That Reablement was an important, effective and popular service but there were many complex factors in the transition to a future system where the in-house Homecare service provided a smaller, specialist reablement service.

Councillor Choudhury then proposed amendments which are shown as resolutions 13-15 below.

### **Housing Link**

- An allocation of £60,000 to fund up to three posts for up to one year.

Councillor Choudhury then proposed an amendment which is shown as resolution 16 below.

### **Adventure Play Provision**

- That during a period of severe financial constraint it was vitally important that the Council continued to provide our young people with access to high quality play facilities.
- The adventure play facilities at Bartlett Park and Whitehorse Lane offered a range of important play facilities that should be preserved at all costs by this Council.
- That with limited open space available to it the provision of structured adventure play provision became even more important.
- That engaging local communities in the provision of adventure play facilities was not only desirable but essential in ensuring that the services that were offered represented those services that were desired and required by the local community.

Councillor Choudhury then proposed amendments which are shown as resolutions 17-20 below.

### **Junior Youth Service**

- That due to changes in Government policy, funding for after school provision now went directly to schools.
- That the Council had worked hard to ensure that eight of the ten schools who previously provided the service in partnership with the Council continued to do so.

- That schools needed support to ensure that the transition from Council-led to School-led provision had minimal impact on parents and children.

Councillor Choudhury then proposed an amendment which is shown as resolution 21 below.

### **Democratic Services**

- That the people of Tower Hamlets had voted overwhelmingly for a Mayoral system.
- That in every other borough with such a system that Mayor had a strong office to drive change, in many cases more expensive than those proposed for Tower Hamlets.
- That the start of the Mayoralty had coincided with unprecedented Government cuts.
- That members had raised concerns about the level of support they were due to receive under current savings proposals (as set out in pro forma CE/2) of £323,000.
- That the Mayoralty and Councillors had a duty to work together for the community.

Councillor Choudhury then proposed amendments which are shown as resolutions 22-26 below.

Councillor Ohid Ahmed, Deputy Mayor, expressed the view that it was correct for the Mayor to mention that his Administration had only had four months out of a 12-month period to prepare a budget. His team had worked very hard and there had been no playing politics with people's lifestyles. The Mayor had also been correct in re-examining all savings proposals and he thanked the Cabinet Member for Resources for his hard work. The Cabinet team had listened to all stakeholders and the Trades Unions, which demonstrated how seriously they had taken the process.

Councillor Rania Khan, Cabinet Member for Regeneration, commented that, despite the necessary cuts, all opportunities were being sought to save service provision. The Mayor, Officers and Cabinet members had been working night and day for residents and she thanked them accordingly.

Councillor Oliur Rahman, Cabinet Member for Children's Services, indicated that Members had taken people's concerns seriously and there was no evidence to support the myth that staff felt threatened by or afraid of Members. There had been much misleading information from some Councillors who had said the Junior Youth Service would be scrapped – this was not so and people had the opportunity to speak to Cabinet members on the issue.

Councillor Rabina Khan, Cabinet Member for Housing, thanked Councillor Choudhury and Officers for budget preparation work and stressed that a

consensual budget was important. The Cabinet had listened to people to make sure that the needs and aspirations of local residents were understood.

A Labour Group Member, speaking with the consent of the Mayor and Cabinet, sought and was given clarification/assurance in relation to the following points:

- The budget had been forced upon the Council but regard must be had to proper constructive dialogue.
- The statements supporting the amendments proposed by the Cabinet Member for Resources should have been provided to the Overview and Scrutiny Committee on 8<sup>th</sup> February 2011 and would have been better tabled at the start of the Cabinet meeting.
- Proposals regarding the Housing Link and Junior Youth Services would be given further consideration.
- With regard to the Members' Support Service and Mayor's Office, it was important that Councillors could represent people properly but this must be fully considered in the face of the extent of cuts needed.
- The matter of a £3m reserve fund would also be considered and a response prepared.

At the request of the Mayor, Mr Naylor, Corporate Director Resources, indicated that he had written to each Political Group Leader giving advice about the purpose of reserve funds and he commented further on the extent and use of reserves available to the Council.

The Mayor **Moved** the recommendations as set out in the reports 10.1, 10.2 and 10.3 on the agenda (taking account of the amendments proposed by Councillor Alibor Choudhury) and it was:-

**Resolved:**

1. That the comments and advice of the Overview and Scrutiny Committee meeting arising from its meeting held on 8 February 2011 be noted.
2. That the outcome of the various consultations carried out in relation to this budget as set out in Appendix H of the report and circulated separately as report CAB 097/101, be noted.
3. That the grant funding available for 2011/12 and the indications and forecasts for future years be noted as detailed in Section 8 of the report (CAB 086/101).
4. That the base budgets for 2011/12 be approved for each Directorate as set out at Appendix A of the report (CAB 086/101).
5. That the growth contingency and savings for 2011/12 be agreed as set out in Sections 10, 11 and 13, subject to the amendments set out in resolutions 12-26 below, and Appendices B and D of the report (CAB 086/101) and the implications for later financial years be noted.

6. That the Medium Term Financial Plan set out at Appendix C of the report (CAB 086/101) be noted, together with the savings target arising in relation to future years and the actions being taken to address it.
7. That the advice on strategic budget risks be noted as set out in section 15 and Appendix E of the report (CAB 086/101), in particular the significant increase in risk that the Council is exposed to as a result of the financial settlement, and the proposed response of the Council to managing this risk.
8. That the advice of the Corporate Director Resources be noted in relation to the robustness of the budget process as set out in section 17 of the report (CAB 086/101).
9. That the review of reserves be noted as set out in section 16 and further detailed in Appendices F and G of the report (CAB 086/101).
10. That officers' advice be noted on the strategy for general reserves and it be noted that this will be further considered by the Cabinet in February.
11. That a General Fund Revenue Budget of £310.960m and a Council Tax (Band D) of £885.52 for 2011/12 be agreed and the proposal be referred to Budget Council for consideration.
12. That the above resolutions be subject to any amendments required following the adoption of the motion proposed by the Cabinet Member for Resources in the terms set out below:

### **Homecare**

13. That the transition from Homecare to Reablement be managed over a longer period so that capacity is reduced due to a natural turnover rather than redundancy.
14. That the aim be to draw down the service fully by March 2016. This will cost approximately £1m and will be funded by:
  - A saving of £550,000 from reduced redundancy costs as a result of delivering savings through natural wastage (£8m contingency set aside for redundancy payments)
  - £364,000 from an additional transitional grant from the government
  - £86,000 from contingencies released by a lower than expected overspend in 2010/11
15. That the transition be reviewed regularly to ensure the standard of provision remains high and that staff are supported throughout the change.

**Housing Link**

16. That £60,000 be allocated to fund up to three posts for one year to the Housing Link service to ensure a smooth transition for users. This will be funded from contingencies released by a lower than expected overspend in 2010/11.

**Adventure Play Provision**

17. That the future be protected and sustainability be ensured of the adventure playgrounds in Bartlett Park and at Whitehorse Lane.
18. That the local community be engaged in the management of the facilities to better reflect the needs of those young people that continue to use them.
19. That the future of these adventure playgrounds be protected from the savages of the Coalition Government's cutbacks.
20. That an additional £50,000 be allocated to ensure that supervised play continues until a 3<sup>rd</sup> Sector organisation can be engaged to manage the facilities. This will be funded from contingencies released by a lower than expected overspend in 2010/11.

**Junior Youth Service**

21. That £15,000 be allocated (a total of £120,000) to each school signed up to the scheme as seed funding to establish the new service. This will be funded from contingencies released by a lower than expected overspend in 2010/11.

**Democratic Services**

22. That savings from the member support team (as set out in pro-forma CE/2) be deferred until June 30 2100.
23. That the budgets for the proposed Mayor's office and budgets to member's support be combined into a single pot.
24. That funding of £80,000 be allocated to this pot to allow implementation of the full saving to be deferred to the end of the first quarter of 2011. This will be funded from contingencies released by a lower than expected overspend in 2010/11.
25. That the money currently allocated to member support and the Mayor's office be combined in one pot.
26. That a cross-party working group be assembled to draw up proposals that ensure that both the Mayor and Members are

adequately supported in their roles but the savings identified in CE/2 are achieved from this bigger pot.

### **Reasons for Decisions**

These are detailed in paragraphs 3.1-3.2 of the report (CAB 086/101).

### **Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 086/101).

## **10.2 2011/12 - 2013/14 Capital Programme (CAB 087/101)**

For commentary see previous Agenda Item 10.1.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

1. That a proposed mainstream capital programme be agreed as attached at Appendix 1 of the report (CAB 087/101) and it be noted that this is fully funded from available sources.
2. That the mainstream and locally generated resources currently available for new schemes be noted.
3. That the locally funded projects be agreed as set out in Appendix 2 of the report (CAB 087/101).
4. That the draft Capital Programme be referred to the Full Council for approval.

### **Reasons for Decisions**

These are set out in paragraph 3.1 of the report (CAB 087/101).

### **Alternative Options Considered**

These are set out in paragraph 4.1 of the report (CAB 087/101).

## **10.3 Treasury Management Strategy Statement, Minimum Revenue Provision Policy Statement and Annual Investment Strategy 2011/12 (CAB 088/101)**

For commentary see Agenda Item 10.1 above.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

1. That Full Council be recommended to adopt:
  - The Treasury Management Strategy Statement set out in sections 7-11 of this report (CAB 088/101).
  - The Annual Investment Strategy set out in section 12 of this report (CAB 088/101).
  - The Minimum Revenue Provision Policy Statement set out in section 13 of this report (CAB 088/101), which officers involved in treasury management must then follow.
2. That authority be delegated to the Corporate Director Resources, after consultation with the Lead Member for Resources, to vary the figures in this report (CAB 088/101) to reflect decisions made in relation to the Capital Programme prior to submission to Budget Council.

### **Reasons for Decisions**

These are set out in paragraph 3.1 of the report (CAB 088/101).

### **Alternative Options Considered**

These are set out in paragraph 4.1-4.2 of the report (CAB 088/101).

### **Variation to Order of Business**

The Mayor also indicated that he considered it appropriate that the Order of Business be varied as it was appropriate for proposed fees and charges to be given consideration at the point in the meeting when budgetary matters were under discussion. Accordingly the Mayor **Moved** the following motion for the consideration of the Cabinet and it was:-

### **Resolved**

That the order of business on the agenda be varied to enable Agenda Item 10.7 – “Proposed CLC Fees & Charges 2011/12” (CAB 092/101) to be considered as next business.

## **10.4 Housing Revenue Account Budget Report - 2011/12 (CAB 089/101)**

Councillor Rabina Khan, Cabinet Member for Housing, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting that discussions had taken place with Tower Hamlets Homes with an initial suggested efficiency savings target of 5% of the 2010/11 management fee.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**



1. That the draft 2011/12 Housing Revenue Account Estimates as set out in Appendix 1 of the report (CAB 089/101) be approved.
2. That the draft Management Fee payable to Tower Hamlets Homes of £32,039 million as set out in Table 1 in paragraph 7.7 of the report (CAB 089/101) be approved.
3. That, subject to 2. above, it be noted that under the Management Agreement between the Council and Tower Hamlets Homes, THH will manage delegated income budgets of £81.314 million and delegated expenditure budgets of £26.673 million on behalf of the Council in 2011/12.
4. That, should a Special Determination be received which increases the entitlement to supported capital expenditure, the Corporate Director of Development & Renewal be given delegated authority to negotiate and agree, following consultation with the Mayor and Lead Member for Housing, an increase in the Management Fee to fund the additional cost of managing the capital programme.
5. That the medium-term HRA budget projections (2011-15) as outlined in Appendix 2 of the report (CAB 089/101) be noted.

#### **Reasons for Decisions**

These are detailed in paragraph 3.1 of the report (CAB 089/101).

#### **Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 089/101).

### **10.5 Dedicated Schools Grant 2011/12 (CAB 090/101)**

Ms I. Cattermole, Interim Corporate Director, Children, Schools & Families, at the request of the Mayor, in introducing the report, summarised the key points contained therein, highlighting in particular:

- The Dedicated Schools Grant had replaced 14 other previous forms of grant.
- The local authority had consulted long and hard with schools but there could still be issues about particular services schools may wish to buy in.

Councillor Oliur Rahman, Cabinet Member for Children's Services, commented that grant money would now be going direct to schools, who would now manage their own finances and ensure that money was spent wisely and in compliance with educational priorities.

Councillor Rania Khan, Cabinet Member for Housing, stressed the need to ensure that all relevant pupils should have access to free school meals. Ms Cattermole indicated that there had been an extensive campaign in schools to ensure that parents knew about entitlement to school meals and were in a position to apply.

The Mayor **Moved** the recommendations as set out in the report and it was:-

**Resolved:**

1. That the provisional Schools Budget at the following level for 2011/12 (paragraph 6.4 – Table 1 of the report (CAB 090/101)) be agreed:
  - a) anticipated Dedicated Schools Grant at **£294.339m**;
  - b) forecast total Young People Learning Agency allocation of **£14.724m**;
  - c) total of **£309.063m** be agreed.
2. That the Corporate Director for Children, Schools and Families be authorised to substitute the actual figure for Young People's Learning Agency (YPLA) allocations once it is known and to scale back the Dedicated Schools Grant (DSG) to be allocated as appropriate should the initial pupil number data from the January 2011 pupil census indicate that the pupil number estimate is too high (paragraph 7.3 of the report (CAB 090/101)).
3. That the distribution of the total funding between retained and devolved funding set out in Appendix 3 to the report (CAB 090/101) be approved, noting the reductions in retained funding set out at paragraph 8.4 (a) to (g) of the report (CAB 090/101) and agree the savings proposals required to balance the budget set out in paragraph 8.5 to 8.13 of the report (CAB 090/101).

**Reasons for Decisions**

These are detailed in paragraphs 3.1 and 3.2 of the report (CAB 090/101).

**Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 090/101).

**10.6 Approval of Asset Strategy (CAB 091/101)**

Councillor Alibor Choudhury, Cabinet Member for Resources, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting that the Asset Strategy would help in identifying properties and work constructively to bring them back into public use.

The Mayor stated that his aspirations with regard to the Asset Strategy were well known and he urged that Officers turn the issue round within a reasonable timescale.

The Mayor **Moved** the recommendations as set out in the report and it was:-

**Resolved:**

1. That the Asset Strategy attached as Appendix 1 to the report (CAB 091/101) be approved.
2. That the key issues highlighted in this report be noted.

**Reasons for Decisions**

These are detailed in paragraph 3.1 of the report (CAB 091/101).

**Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 091/101).

**10.7 Proposed CLC Fees & Charges 2011/12 (CAB 092/101)**

Councillor Ohid Ahmed, Deputy Mayor, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting as follows:-

- The report was an example of how the Council was working in the face of cuts imposed by the Government, in that;
  - Parking charges were being frozen for the third year in succession to avoid hardship to residents.
  - Street Trading charges were being frozen for the third year in succession.
  - There would be no increase above inflation rate for Environmental Protection charges.

The Mayor **Moved** the recommendations as set out in the report and it was:-

**Resolved:**

1. That the specific fee levels to be charged for fees and charges impacted upon by savings proposals agreed at Cabinet on 12th January (Parking, Pest Control, Leisure Services and Commercial

Waste, as outlined in Appendices 1 to 4 of the report (CAB 092/101)) be noted.

2. That the proposed CLC Directorate fees and charges for 2011/12 for the following services: Arts & Events, Markets, and Environmental Protection be agreed as summarised below.
3. Street Trading: That there be no increases to current fees and charges for 2011/12; introduction of charge for pitch designation.
4. Environmental Protection: That there be inflationary increases to all current Environmental Protection fees and charges (not including SLAs); that the Traveller's site pitch rental be increased above inflation.
5. Arts & Events: That there be no increases to current fees and charges for 2011/12.

### **Reasons for Decisions**

These are set out in paragraphs 3.1-3.2 of the report (CAB 092/101).

### **Alternative Options Considered**

These are set out in paragraph 4.1 of the report (CAB 092/101).

## **10.8 Children, Schools and Families Fees & Charges 2011/12 (CAB 093/101)**

**Councillor Ohid Ahmed** declared personal interests in the following Agenda items on the basis of the reasons shown:

- Agenda Item 10.8 – “Children, Schools and Families Fees & Charges” (CAB093/101). The report contained recommendations relating to school meals and other charges and his daughter attended a school in the Borough.

Councillor Oliur Rahman, Cabinet Member for Children's Services, at the request of the Mayor, in introducing the report, summarised the key points contained therein, highlighting in particular:

- Nil or limited increases showed that all comments had been taken on board.
- The Holiday Play Schemes charge to Tower Hamlets working parents of £10 per day per charge was a very low cost in comparison to other forms of child-care provision.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

That Children, Schools & Families fees and charges for 2011/12 be approved as follows:

- (a) that there be no increase in the price of paid School Meals as detailed in Paragraph 6 of the report (CAB 093/101);
- (b) that there be a simplified fee system for Day Nurseries as detailed in Paragraph 7 of the report (CAB 093/101);
- (c) that there be no increase in fees for Holiday Play Schemes as detailed in Paragraph 8 of the report (CAB 093/101);
- (d) that there be an increase in fees for the Saturday Morning Music Centre as detailed in Paragraph 9 of the report (CAB 093/101);
- (e) that the current charges for In-House Foster Care be maintained as detailed in Paragraph 10 of the report (CAB 093/101).

### **Reasons for Decisions**

These are detailed in paragraph 3.1 of the report (CAB 093/101).

### **Alternative Options Considered**

These are detailed in paragraph 4.1 of the report (CAB 093/101).

## **10.9 Olympic Host Boroughs - Review of Governance Arrangements (CAB 094/101)**

Mr Kevan Collins, Chief Executive, at the request of the Mayor, in presenting the report, summarised the key points contained therein and responded to a query from Councillor Ann Jackson, Chair of the Overview and Scrutiny Committee, confirming that the appointment of Executive Members to the new Joint Committee was required to be made by the Cabinet.

The Mayor stated that he would put forward nominations for two Executive Members and substitutes at a later date. He then **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

1. That the disestablishment of the existing Joint Committee of the five Host Boroughs for the 2012 Olympic and Paralympic Games, and the establishment of a new Joint Committee of six Host Boroughs, to incorporate the London Borough of Barking and Dagenham be approved with effect from 1 April 2011.

2. That the Chief Executive be authorised to amend the Inter Authority Agreement, Memorandum of Understanding and the Procedure Rules and give effect to any matter necessary to achieve their objectives.
3. That the terms of reference as agreed previously be confirmed, subject to the agreement and incorporation of London Borough of Barking and Dagenham as sixth Host Borough and the delegation of executive functions as agreed previously to be discharged by the new Joint Committee with effect from 1 April 2011.
4. That two Executive Members, and two substitute Executive Members, be appointed to be the Council's representatives on the new Joint Committee: nominations to be put forward in due course by the Mayor.

### **Reasons for Decisions**

These are detailed in paragraphs 3.1-3.2 of the report (CAB 094/101).

### **Alternative Options Considered**

These are detailed in paragraph 4.1 of the report.

## **10.10 Children's and Adults' Services Reorganisation (CAB 095/101)**

Mr Kevan Collins, Chief Executive, at the request of the Mayor, in introducing the report, summarised the key points contained therein and commented that adopting the measures proposed would allow him to meet with all stakeholders to discuss the proposed reorganisation.

Councillor Oliur Rahman, Cabinet Member for Children's Services, indicated that he would be happy to consider all options but stressed the need for the provision of suitable mechanisms to allow all stakeholders to contribute to consultation.

The Mayor stated that the Chief Executive would also be exploring all options with Corporate Management Team.

The Mayor **Moved** the recommendations as set out in the report and it was:-

### **Resolved:**

1. That the immediate commencement of stakeholder engagement with schools, health, relevant third sector and community organisations and other key stakeholders be approved to establish whether there would be support for the reorganisation of the current Children, Schools and Families and Adults, Health and Wellbeing Directorates into a single unified Families, Children and Adults Service.

2. That a further report from the Chief Executive be submitted to the next appropriate Cabinet meeting following the consultation with key stakeholders.

### **Reasons for Decisions**

These are detailed in paragraphs 3.1-3.4 of the report (CAB 095/101).

### **Alternative Options Considered**

These are detailed in paragraphs 4.1-4.2 of the report (CAB 095/101).

## **11. ANY OTHER UNRESTRICTED BUSINESS CONSIDERED TO BE URGENT**

Nil items.

## **12. UNRESTRICTED REPORTS FOR INFORMATION**

The Clerk advised that there was no business to be considered under this section of the agenda.

## **13. EXCLUSION OF THE PRESS AND PUBLIC**

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

### **Resolved:**

That pursuant to regulation 21(1)(b) of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000, the press and public be excluded from the remainder of the meeting:

- (a) As it was likely, in view of the nature of the business to be transacted in Section Two of the agenda, that if members of the public were present during consideration of this business there would be disclosure of exempt information.
  - Exempt information is defined in section 100I and, by reference, Schedule 12A of the Local Government Act 1972 ("the 1972 Act"). To be exempt, information must fall within one of the categories listed in paragraphs 1 to 7 of Schedule 12A, must not fall within one of the excluded categories in paragraphs 8 and 9 and the public interest in maintaining the exemption must outweigh the public interest in disclosing the information.
    - Agenda item 14. "Exempt/ Confidential Minutes" (of the meeting of the Cabinet held on 12<sup>th</sup> January 2011) contained information relating to the financial or business affairs of any particular person (including the authority holding that information). In particular information relating to the financial affairs of the Council.

- Agenda item 16.1 “Blackwall Reach Regeneration Procurement and Scheme Development - Addendum Report” contained information relating to the financial or business affairs of any particular person (including the authority holding that information). In particular information relating to the financial affairs of the Council.
  - Agenda item 18.1 “Modernising Learning Disability Day Opportunities – Exempt/ Confidential Appendix to Unrestricted Report” contained information relating to the financial or business affairs of any particular person (including the authority holding that information). In particular information relating to the financial affairs of existing service providers.
- (b) As although there is a public interest favouring public access to local authority meetings, in this case the Cabinet concluded that given the information contained in:
- Agenda item 14. “Exempt/ Confidential Minutes” (of the meeting of the Cabinet held on 12<sup>th</sup> January 2011) relating to the financial or business affairs of any particular person (including the authority holding that information). In particular information relating to the financial affairs of the Council.
  - 16.1 “Blackwall Reach Regeneration Procurement and Scheme Development - Addendum Report” relating to the financial or business affairs of any particular person (including the authority holding that information). In particular information relating to the financial affairs of the Council.
  - Agenda item 18.1 “Modernising Learning Disability Day Opportunities – Exempt/ Confidential Appendix to Unrestricted Report” relating to the financial or business affairs of any particular person (including the authority holding that information). In particular information relating to the financial affairs of existing service providers.

that the public interest in maintaining the exemption on the information outweighed the public interest in disclosing it.

### **SUMMARY OF EXEMPT PROCEEDINGS**

#### **14. EXEMPT / CONFIDENTIAL MINUTES**

Minutes of the meeting of the Cabinet held on 12<sup>th</sup> January 2011 agreed.

#### **15. OVERVIEW & SCRUTINY COMMITTEE**



**15.1 Chair's advice of Key Issues or Questions in relation to Exempt / Confidential Business to be considered.**

Nil items.

**15.2 Any Exempt / Confidential Decisions "Called in" by the Overview & Scrutiny Committee**

Nil items.

**16. A GREAT PLACE TO LIVE**

**16.1 Blackwall Reach Regeneration Procurement and Scheme Development (CAB 096/101) - To Follow**

Contents of the addendum report noted.

Resolution made in relation to the unrestricted report "Blackwall Reach Regeneration Procurement and Scheme Development" (CAB 081/101), but linked to information in the Exempt/ Confidential Addendum report was endorsed; a bidder was appointed as Preferred Partner; authority was given for a planning application for outline consent for the project to be made.

**17. A PROSPEROUS COMMUNITY**

Nil items.

**18. A SAFE AND SUPPORTIVE COMMUNITY**

**18.1 Modernising Learning Disability Day Opportunities - Exempt Confidential Appendix to Unrestricted Report (CAB 096/101)**

Contents of the appendix noted.

**19. A HEALTHY COMMUNITY**

Nil items.

**20. ONE TOWER HAMLETS**

Nil items.

**21. ANY OTHER EXEMPT/ CONFIDENTIAL BUSINESS CONSIDERED TO BE URGENT**

Nil items.

**22. EXEMPT / CONFIDENTIAL REPORTS FOR INFORMATION**

Nil items.

The meeting ended at 7.55 p.m.

Chair, Mayor Lutfur Rahman  
Cabinet