

LONDON BOROUGH OF TOWER HAMLETS

MINUTES OF THE CABINET

HELD AT 5.33 P.M. ON WEDNESDAY, 6 JULY 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 Rofique U Ahmed	(Cabinet Member for Regeneration)
Councillor Shahed Ali	(Cabinet Member for Environment)
Councillor Abdul Asad	(Cabinet Member for Health and Wellbeing)
Councillor Alibor Choudhury	(Cabinet Member for Resources)
Councillor Shafiqul Haque	(Cabinet Member for Jobs and Skills)
Councillor Rabina Khan	(Cabinet Member for Housing)
Councillor Rania Khan	(Cabinet Member for Culture)
Councillor Oliur Rahman	(Cabinet Member for Children's Services)

Other Councillors Present:

Councillor Stephanie Eaton	
Councillor David Edgar	
Councillor Judith Gardiner	
Councillor Peter Golds	(Leader of the Conservative Group)
Councillor Ann Jackson	(Chair, Overview & Scrutiny Committee)
Councillor Anwar Khan	
Councillor Shiria Khatun	
Councillor Anna Lynch	
Councillor Joshua Peck	(Leader of the Labour Group)
Councillor Kosru Uddin	
Councillor Motin Uz-Zaman	(Deputy Leader of the Labour Group)

Others Present:

Officers Present:

Andy Bamber	– (Service Head Community Safety, Communities, Localities & Culture)
Sarah Barr	– (Senior Strategy Policy and Performance Officer,

- Strategy Policy and Performance, Chief Executive's)
- Daisy Beserve – (Senior Strategy Policy and Performance Officer, Strategy Policy and Performance, Chief Executive's)
- Kate Bingham – (Acting Service Head Resources, Children Schools & Families)
- Deborah Cohen – (Service Head, Commissioning and Strategy, Adults Health and Wellbeing)
- Kevan Collins – (Chief Executive)
- Aman Dalvi – (Corporate Director, Development & Renewal)
- Isabella Freeman – (Assistant Chief Executive - Legal Services, Chief Executive's)
- Stephen Halsey – (Corporate Director Communities, Localities & Culture)
- Ellie Kuper-Thomas – (Interim Policy Adviser to the Mayor, Chief Executive's)
- Khaled Abdul Moyeed – (Interim Political Advisor to the Mayor, Chief Executive's)
- Chris Naylor – (Corporate Director Resources)
- Toks Osibogun – (Head of Valuation & Estates, Asset Management, Development & Renewal)
- Murziline Parchment – (Head of Mayor's Office, Democratic Services, Chief Executive's)
- Chris Saunders – (Political Advisor to the Labour Group, Chief Executive's)
- Takki Sulaiman – (Service Head Communications, Chief Executive's)
- Ann Sutcliffe – (Service Head Building Schools for the Future, Development & Renewal)
- Owen Whalley – (Service Head Planning and Building Control, Development & Renewal)
- John Williams – (Service Head, Democratic Services, Chief Executive's)
- David Williams – (Deputy Service Head, Planning and Building Control)
- Chris Worby – (Interim Service Head, Regeneration, Development & Renewal)
- Angus Taylor – (ExecutiveTeam Leader, Democratic Services, Chief Executive's)

MR L. RAHMAN (MAYOR) IN THE CHAIR

MAYOR'S WELCOME

- The Mayor welcomed those present in the public gallery.
- Made an opening statement comprising the following key elements:-
 - Formally announcing that he had appointed four additional members of Cabinet together with the portfolios they would hold, and one change of portfolio for an existing Cabinet member.

Since election as Mayor, he had consistently appealed to political opposition colleagues to join and work with him. Unfortunately, the Labour Group had not done so they could not rise above petty politics and had passed a motion making it impossible for Labour councillors to work with him. Despite this, seven Labour Group councillors several political opposition colleagues had the courage and conviction, in March 2011, to back the Mayor's progressive budget. He had appointed four of these councillors as members of his Cabinet just prior to the Cabinet meeting.

The Mayor welcomed Councillor Abul Asad, Councillor Rofique Uddin Ahmed, Councillor Shafiqul Haque and Councillor Shahed Ali to his Cabinet; commenting that these longstanding Labour councillors brought with them considerable experience and invaluable additional skills to his team.

The portfolios of the new Cabinet members and change of portfolio for an existing Cabinet member were as follows, other portfolios remaining the same:

 - ∇ Councillor Asad - Cabinet Member for Health and Wellbeing
 - ∇ Councillor Rofique Uddin Ahmed - Cabinet Member for Regeneration
 - ∇ Councillor Shahed Ali - Cabinet Member for Environment
 - ∇ Councillor Shafiqul Haque - Cabinet Member for Jobs and Skills.
 - ∇ Councillor Rania Khan – formerly Cabinet Member for Regeneration now to be Cabinet Member for Culture.
 - Highlighting important events in his role as Mayor since the last Cabinet meeting in June 2011:

Launching the Partnership Taskforce the previous day with the announcement of investment by his administration of over £1.3 million to increase the number of police officers to patrol the streets of Tower Hamlets, resulting in an additional 21 police officers. This would address residents' concerns and tackle serious crime head on, at a time when most London boroughs were actually seeing cuts in police numbers.

The launch that week of consultation on the Council's proposed three-year Drug and Alcohol Strategy.

 - ∇ Working in partnership with the Metropolitan Police, his administration was taking a holistic

approach to combat issues around drugs and drug related anti-social behaviour.

- ∇ The Mayor called on residents, businesses and organisations to have their say on how the Council could tackle alcohol and drug misuse in the borough. Making the communities of Tower Hamlets safer by tackling drug misuse was one of The Mayor's top priorities.

A number of the Authority's schools had been rated 'Excellent' by Ofsted.

- ∇ The Mayor commented that he was extremely proud of the achievements of the Authority's schools, with Tower Hamlets widely seen as one of the most improved education authorities in the whole country.

- ∇ With the Council and schools continuing to work in partnership, The Mayor could foresee a very bright future for the young people of Tower Hamlets.

- ∇ This was the reason why The Mayor was opposed to "academies". He had attended a meeting of parents, governors and residents at the Bethnal Green Technology College on 4th July and had made his views very clear: that existing schools supported by the Council best served the interests of the community in Tower Hamlets.

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 agreed** the following:

Decision

That the Cabinet adjourn for a short period at 5.40pm, and that the meeting reconvene thereafter.

Question & Answer Session

The Mayor asked those present in the public gallery whether they had any questions for himself or members of the Cabinet.

No questions were received.

The meeting reconvened at 5.41pm

1. APOLOGIES FOR ABSENCE

Apologies for absence were received on behalf of:

- Ms I. Cattermole, Acting Corporate Director Children Schools and Families for whom Ms K. Bingham, Service Head Resources, Children Schools and Families, was deputising.
- Ms H. Taylor, Acting Corporate Director Adults Health and Wellbeing for whom Ms D. Cohen, Service Head Commissioning and Strategy, Adults Health and Wellbeing, was deputising.

Noted.

2. DECLARATIONS OF INTEREST

Councillor A. Asad declared a personal interest in Agenda item 7.1 “Update on Building Schools for the Future Programme – Spotlight Youth Centre at Langdon Park” (CAB 013/112). The declaration of interest was made on the basis that the report contained recommendations relating to Youth Service provision and Councillor Asad was employed by a youth service provider.

Noted.

3. UNRESTRICTED MINUTES

There was a comment received from a councillor who was not a member of Cabinet that the contributions of Councillors who were not members of the committee were not reported in the minutes, clarification was sought regarding the appropriate content of Cabinet minutes. Ms Freeman, Assistant Chief Executive (Legal Services), responded by confirming that the minutes of meetings record the decision taken and the reasons and options they are not a verbatim account also there was a need for efficiency in keeping minutes brief. Mr Collins, Chief Executive, added that he had received a letter regarding this matter and the Service Head Democratic Services would be responding to the concerns raised by councillors on his behalf shortly.

The **Mayor**, taking account of the advice of both the Assistant Chief Executive (Legal Services) and Chief Executive, **agreed** the following:

Decision

That the unrestricted minutes of the ordinary meeting of the Cabinet held on 8th June 2011 be approved and signed by the Mayor, as a correct record of the proceedings.

4. PETITIONS

The clerk advised that the Assistant Chief Executive (Legal Services) had received no requests for petitions in respect of the business contained in the agenda.

5. OVERVIEW & SCRUTINY COMMITTEE

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

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

- Outlined the key issues on which discussion focused during the Scrutiny Spotlight on the Resources Directorate: How savings were being made within the Directorate and in this context the rationale for finding a 'Strategic Resource Partner' particularly in relation to ICT services. The OSC considered that selection of the right partner and nature of the partnership was fundamental to ensuring the delivery of intended outcomes including cost efficiencies.
- Advising of key elements of OSC consideration of the report "Strategic Performance and Corporate Revenue and Capital Budget Monitoring – Year End Report 2010/ 2011" to inform Cabinet consideration of the same report:
 - The importance of a more robust presentation of progress towards savings targets.
 - That the Council could better predict some of the costs in adult social care, particularly for those people known to the Council as children, who progressed on into its care.
 - The potential for OSC to play a key part in ensuring the Authority met its savings targets.
- Reporting consideration of the results of the Annual Resident's Survey, which would inform the OSC Work Programme in the remainder of the Municipal Year.

The **Mayor** thanked Councillor Jackson for presenting the contribution of the OSC.

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

5.2(i) Cabinet Decision "Called in" East End Life Review (CAB 006/112)

The Mayor informed members of the Cabinet that:

- Councillor Jackson, Chair of the Overview and Scrutiny Committee (OSC), had **Tabled** a reference (CAB 017/112) arising from the deliberations of the OSC, held on 5th July 2011, in respect of the provisional decision of the Cabinet, held on 8th June 2011, made in relation to the report "East End Life Review" (CAB 006/112) and revised report circulated at a later date (CAB 008/112), a copy of which would be interleaved with the minutes.
- A detailed response to the matters raised by the OSC in the tabled reference regarding this agenda item, had been **Tabled** by the

Assistant Chief Executive (Legal Services), a copy of which would be interleaved with the minutes.

Councillor Jackson, Chair of the OSC, addressed the Mayor and Cabinet members in relation to the tabled reference of the OSC (CAB 017/112), and requests contained therein, highlighting focal points of the further deliberation of this matter by OSC, and its conclusion to refer the provisional decision of the Cabinet regarding this matter back to the Cabinet for further consideration:

- That the cost analysis underpinning the Cabinet decision was flawed and costs of the options had not been properly explored on a like for like basis.
- That the alternative options should be more fully explored.
- Exploration of alternative options should have included:
 - working with East London Advertiser, or other existing local newspapers to obtain a more cost effective offer;
 - An option which would be joint funded with Registered Social Landlords (RSLs), working with them to share the costs and distribution, in relation to advertising choice based lettings.
- Concern that community consultation had not been sufficiently wide.
- Concern regarding the impartiality/independence of the report.
- That the Authority had a duty to residents to ensure the right decision was made and further work was required to ensure the Authority achieved the best possible solution.

Ms Freeman, Assistant Chief Executive (Legal Services), at the request of the Mayor, addressed the Mayor and Cabinet members in relation to the matters raised by the OSC in the tabled reference and also her tabled response to this, highlighting key points as follows:

- Rebutting the suggestion that the cost of the options had not been properly explored she referred to section 1 of the tabled response, with particular reference to the Enfield model. It was confirmed that rate card rates had been used as we could not obtain information of discounts but unreliable information had been provided to Scrutiny Councillors by external sources of cost comparators. The impact of factoring in public notice and housing choice requirements had a big impact on value for money of the quoted figures. It was not cost effective to put the adverts out.
- That the consideration of alternative options was detailed at section 13 of the report; and the reasons were set out as to why two suggested alternative options (Hammersmith and Fulham model and working with RSLs) had been considered but were not cost effective or good value.
- That outcome of consultation on East End Life (EEL) had been good and citing a range of other consultation exercises with which it compared favourably. Just over 50% indicated they wished to keep EEL as a free weekly publication.
- Regarding concerns as to the impartiality/independence of the report, as set out in section 4 of the tabled response the composition of the review team included senior officers from 3 directorates. The terms of reference were clearly set out as was the pertinent methodology and it

was important to include the expertise of the service heads in reviewing the cost effectiveness of the specialist activities in their service.

- It was acknowledged that EEL would be published in broadsheet format more frequently than recommended by the guidance of the Code of Recommended Practice on Local Authority Publicity however the legal position with regard to the continued publication of EEL was clearly set out in the original report and was robust
- It was confirmed that it was the Council's budget intention that EEL would be produced at nil cost going forward.

A discussion followed, during which the proposals in the reference from the OSC were rejected, and which focused on the following points:-

- Noted that Mayor had requested that officers undertake a review of EEL, at January Cabinet, with a view to providing assurance that value for money was being achieved, that necessary savings were delivered, but also ensuring that the Authority still fulfilled its requirement to keep residents updated with Council activities. In this context it was also noted that the review had taken account of inclusion within the Authority's Budget, agreed by full Council in March 2011, of a saving in the EEL budget of £200,000, and the proposals were designed to deliver this.
- Noted that the Terms of Reference for the review of EEL had regard to the statutory and regulatory framework such as the new Code of Recommended Practice on Local Authority Publicity.
- Consideration that the review of EEL had highlighted the vital role it played in enabling the Council to communicate with its residents. This would be particularly important in keeping residents informed, of the Council's activities at a time of Government cuts in public spending in future months, of the ways in which the Council was working to protect their interests in the face of huge and unprecedented Coalition Government cuts to Public Sector funding.
- Commented that the process for gauging resident views extended beyond the consultation exercise undertaken, including anecdotal evidence and the views expressed in relation to a motion to full Council. This contributed to the robust rationale for the proposed way forward.
- Consideration that the advice and guidance given to the Mayor/ Cabinet was both comprehensive and of good quality with the direction of travel recommended correct.

The Mayor:

- Thanked Councillor Jackson for presenting the contribution of the OSC.
- Commented that he had noted the comments of the OSC, but having reconsidered the previous decision he considered that it was the right decision; and accordingly the **Mayor agreed** the following:

Decision

1. That the comments of the Overview and Scrutiny Committee, as detailed in the Tabled Reference (CAB 017/112) be noted; and

2. That the provisional decision of the Mayor/Cabinet, made on 8th June 2011, in relation to the East End Life Review report (CAB 006/112) be reaffirmed.

6. A GREAT PLACE TO LIVE

6.1 Draft Planning Obligations Supplementary Planning Document (SPD) (CAB 011/112)

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

- The Authority would shortly commence work on preparing its Community Infrastructure Levy (CIL) which needed to be in place by 2014. The CIL would replace planning obligations as the main source of funding for infrastructure in the Borough arising from the planning process. During the intervening period the Authority needed to continue to be as robust as possible in its negotiations with developers for funding and in-kind contributions to mitigate the impact of development.
- Historically the Authority has been successful in negotiating benefits, however the development industry was increasingly resisting the Authority's planning obligations claiming they made development unviable.
- The proposed Draft Planning Obligations SPD would present guidance and a set of detailed calculations and mechanisms which would strengthen the ability of Officers to negotiate resources through the planning process for all the local priorities of the Mayor's Administration including:
 - Key Priorities
 - Affordable housing
 - Skills, training, employment and employability
 - Community facilities (including youth provision)
 - Education
 - Other Priorities
 - Sustainable transport;
 - Public realm (highways, open space, street scene)
 - Health facilities;
 - Environmental sustainability
- The key benefits of the proposed Draft Planning Obligations SPD included:
 - Clear up-to-date rationale for contributions
 - Enhanced pooling to give flexibility to respond to specific local infrastructure challenges
 - Easier calculations through a formula-based approach
 - Increased certainty on when contributions will be expected with a lower threshold introduced for seeking contributions
- Approval was therefore being sought to commence statutory public consultation on the Draft Planning Obligations SPD for the normal six

week period, with a view to adoption of the final SPD, subject to approvals, by year end.

The **Mayor agreed** the recommendations as set out in the report.

Decision

1. That the draft Planning Obligations Supplementary Planning Document (SPD) be approved for statutory public consultation; and
2. That the Corporate Director of Development and Renewal be authorised to make any necessary factual or minor editing changes to the draft SPD prior to the start of statutory public consultation.

Reasons for Decisions

These are detailed in paragraph 3.1 of the report (CAB 011/112)

Alternative Options Considered

These are detailed in paragraphs 4.1 to 4.2 of the report (CAB 011/112)

6.2 Poplar Baths (CAB 012/112)

Councillor Rania Khan, Cabinet Member for Culture, at the request of the Mayor, in introducing the report, summarised the key points contained therein, highlighting in particular:-

- The re-opening of Poplar Baths was one of the top priorities for local residents, and all political parties had made a commitment to it. This had also been of The Mayor's election pledges and both he and Councillor Khan were determined to ensure this goal was achieved, and considered that the proposals contained in the report, brought the achievement of this goal closer this achievement closer.
- That the only feasible financial model to deliver the Poplar Baths scheme in the current financial climate would be one where the Authority secured a partner who would deliver and operate the baths and the Authority would then meet the costs of the regeneration over a period of time.
- The report before the Mayor/ Cabinet for consideration set out three procurement route options congruent with this financial model. Whilst the Corporate Director Development and Renewal, had recommended option two, as Cabinet Member for Culture Councillor Khan commended the Mayor/ Cabinet to choose option three.
- Procurement route option three had several important advantages:
 - It saved the Authority £1.5 million of upfront investment, which would have been spent in options one and two.

- It allowed the Authority a safe way to test market interest in developing the baths in a way which left the Authority with no sunk costs.
- It enabled the project to get off the ground quickly, delivering the baths to residents who had had to wait for so long.
- That it was to be noted:
 - That the risks associated with procurement route option three were documented in the 'Procurement Risk Matrix'.
 - That Councillor Khan had asked the Corporate Director Development and Renewal to ensure that any risks associated with this option had been mitigated.
 - That in order to mitigate any risks the Corporate Director had proposed that external project management and procurement support be engaged to manage the process effectively and closely monitor the potential bidders in developing their tenders.
- That in the context of the outlined advantages of procurement route option 3, and the proposed action to mitigate the risks associated with it, Councillor Khan recommended that the Mayor/ Cabinet agree this procurement option, and accordingly agree an amendment to recommendation 2.2 of the report.
- Councillor Khan also recommended in the context of the above, that the Mayor/ Cabinet agree, an additional recommendation to that contained in the report that a provision of up to £0.5 million be made, to be met from capital receipts arising from asset disposals, to support the appointment of external project management. Councillor Khan added that it was the Authority's intention that this provision be repaid to the London Borough of Tower Hamlets by the successful bidder.

A discussion followed, during which the proposals were broadly welcomed and which focused on the following points:-

- that local residents would welcome the conclusion of a long running local issue, and these proposals to bring this historic building/ public swimming baths back into use, given the particular strength of feeling in the local community and support for the associated campaign. Poplar baths had opened in 1852 and closed in 1988 after the condition of the building had deteriorated, not having been adequately maintained, and there had not been a public baths in the vicinity since. Although closure of the baths in 1988 had not been supported by local people, this opposition had not been articulated well by local representatives. The Mayor and his administration were now taking an active decision to support this contribution to the heritage of the borough and its enjoyment by all through this public facility.
- Clarification/ assurance was sought and given in relation to the following points:
 - How revenue cost of the Poplar Baths project would be met.
 - Consultation with residents users and ward councillors as to the impact of the proposals for them, given that the site was adjacent to a garage and a well used ball park.

- The comments of the Communities, Localities and Culture Directorate at section 9 of the report and steps to be taken to address these.

The Mayor:

- Concurred with the rationale prompting the proposed amendments and additions to the recommendations set out in the report, from Councillor Khan, Cabinet Member for Culture; and considered it would be appropriate to adjust the recommendations to reflect these.
- Commented that:
 - In his view the proposals were long overdue.
 - Overcrowding was so severe in the borough that it was very important to maximise the potential of any site owned by the Authority for the provision of social housing for rent. The Mayor believed that the proposed approach for regenerating the baths would not only create a sports/ leisure and community use facility, whilst restoring the building to its former glory, but also allow the provision social housing on the site.
 - Comprehensive consultation with the community would take place, but he appealed for everyone to work with his administration towards achieving this goal as the vast majority of the community wanted to see it succeed. Support for this option and method of delivering a regenerated Poplar Baths was welcome.
 - He was confident that a partner would come forward and invest the substantial up-front resources required for the project (approximately £22 million) and 80 to 100 homes would be provided together with a sports/ leisure facility that could be enjoyed by all the community.
 - He was grateful to the Corporate Directors Development & Renewal and Communities, Localities & Culture together with their officer teams for their hard work to date in progressing the project to the current stage of potential fruition.
 -
- Accordingly agreed the following:

Decision

1. That it be agreed to proceed with option one for the regeneration of the baths as the way forward, and to provide the basis for the procurement brief, as set out in paragraph 6.3.5 of the report
2. That it be agreed, noting the divergent advice of the Corporate Director Development and Renewal set out at paragraph 6.6.3 of the report and the procurement risk matrix in paragraph 6.7 of the report; that procurement route set out in sub paragraph (iii) represented the preferred way forward of the three alternatives for procurement set out in paragraph 6.6.2;
3. That it be agreed that the Corporate Director Development and Renewal be requested to ensure any risks associated with the

procurement route in paragraph 2 above would be mitigated by the appointment of external project management and procurement support to manage the process effectively and closely monitor the potential bidders in developing their tenders;

4. That it be agreed that a provision of up to £0.5 million is made available by the Authority from capital receipts arising from asset disposals, to support the appointment of external project management referred to in paragraph 3 above with the Authority's intention to recoup these monies from the successful bidder;
5. That it be agreed that basis of the procurement will be that housing and leisure facilities should be developed through the same consortium;
6. That the potential for ensuring maximisation of the usable element of the capital receipt that might arise from the Housing development land which is held within the Housing Revenue Account (HRA), be noted;
7. That it be noted that further investigation will need to be undertaken on the options for re-providing, if practical, the existing ball court to elsewhere with HRA held land;
8. That it be noted that investigations will need to be undertaken on the impact of the potential enabling housing development upon the four existing houses located immediately to the south of the potential housing development sites;
9. That it be agreed that the housing development opportunity associated with the Poplar Baths Project endeavour to ensure the delivery of 100% social housing.

Reasons for Decisions

These are detailed in paragraph 3.1 of the report (CAB 012/112)

Alternative Options Considered

These are detailed in paragraphs 4.1 to 4.2 of the report (CAB 012/112)

7. A PROSPEROUS COMMUNITY

7.1 Update on Building Schools for the Future Programme - Spotlight Youth Centre at Langdon Park (CAB 013/112)

Councillor A. Asad declared a personal interest in Agenda item 7.1 "Update on Building Schools for the Future Programme – Spotlight Youth Centre at

Langdon Park” (CAB 013/112). The declaration of interest was made on the basis that the report contained recommendations relating to Youth Service provision and Councillor Asad was employed by a youth service provider.

Ms Sutcliffe, Service Head Building Schools for the Future - Development and Renewal, at the request of the Mayor, in introducing the report, summarised the key points contained therein.

A discussion followed, during which the proposals were broadly welcomed and which focused on the following points:-

- Comment that the Mayor’s administration had stated that it would look at all avenues to work in partnership with a variety of organisations to deliver services and the proposals for this important and well used youth facility demonstrated this approach.
- Consideration that there was a long standing need for a youth centre in the east of the borough, and this had been the subject of discussion when The Mayor had been Leader of the Council. These proposals for the provision of such a youth centre at Langdon Park School would pay dividends for the local community and society, and The Mayor was thanked for his commitment to the project.
- Clarification/ assurance was sought and given in relation to the following points:
 - Whether the stated responsibilities of Poplar HARCA for all financial liabilities for the delivery of the project, including costs associated with facilitating the building, included ‘fit out costs’.
 - Whether, given that the report stated Langdon Park School was to be charged revenue costs for operation of the sixth form facility, would the Authority be permitting the school a rent free period for the property

The Mayor in **Moving** the recommendations as set out in the report welcomed this opportunity to secure new investment in the borough youth and educational provision:-

Decision

1. That the Corporate Director Development and Renewal after consultation with the Assistant Chief Executive (Legal Services) be authorised to grant a Lease for the provision of a Youth Centre Facility for 21 year + 1 day, post completion of construction and a service level agreement for the provision of services by Poplar Harca at this facility;
2. That the Corporate Director Development and Renewal after consultation with the Assistant Chief Executive (Legal Services) be authorised to negotiate and conclude with Poplar HARCA, Tower Hamlets Schools Limited (THSL) and the THE LEP, all necessary certificates/consents/documents/contracts ancillary or incidental to the above subject to final approval of such certificates/consents/documents/contracts by the Assistant Chief Executive (Legal Services);

3. That the Corporate Director Development and Renewal after consultation with the Assistant Chief Executive (Legal Services) be authorised to negotiate and conclude the contractual arrangements for the building of the Spotlight Youth Centre with Poplar Harca;
4. That the Assistant Chief Executive (Legal Services) be authorised to enter into all necessary documents to implement the decisions taken in Decision 1 and 3 above; and
5. That the Head of Legal Services (Environment) be authorised to enter into all necessary documents to implement Decision 2 above.

Reasons for Decisions

These are detailed in paragraphs 3.1 to 3.4 of the report (CAB 013/112)

Alternative Options Considered

These are detailed in paragraphs 4.1 to 4.2 of the report (CAB 013/112)

8. A SAFE AND SUPPORTIVE COMMUNITY

8.1 Responsible Drinking Borough (CAB 014/112)

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

- Highlighting in particular:
 - The implementation of a borough-wide Designated Public Place Order to be known as a 'Responsible Drinking Borough' would give the police and Council enforcement officers powers to tackle alcohol related anti-social behaviour. It would not be a ban on drinking in public, but a tool to manage alcohol related anti-social behaviour and help those who needed to go into treatment.
 - Extensive Public consultation had been undertaken over a 6 week period, at the request of January Cabinet, to ascertain whether the level of public support for a borough-wide enforcement zone matched the evidence from the Metropolitan Police, partners and the Authority's Community Safety Team. Of those responding 84% were in favour of introducing a 'Responsible Drinking Borough'. Given the overwhelming public support Councillor Ahmed commended the proposal to the Mayor/ Cabinet.

A discussion followed, during which the proposals were broadly welcomed and which focused on the following points:-

- The approval of the 'Responsible Drinking Borough' would provide the Metropolitan Police with welcome additional powers, and would also strengthen the hand of members of the Licensing Sub-Committee issuing or reviewing licences to sell alcohol. This would be important in tackling alcohol related anti-social behaviour in the lead up to the 2012 Olympic Games when the borough would be showcased.

The Mayor in **Moving** the recommendations as set out in the report welcomed the proposal for a 'Responsible Drinking Borough' and commented that he wished to see practical enforcement action to support it.

Decision

1. That the proposed implementation of a Responsible Drinking Borough (RDB) may proceed; and
2. That it be noted that the proposed RDB model will provide access to advice and support for problem drinkers.

Reasons for Decisions

These are detailed in paragraph 3.1 of the report (CAB 014/112)

Alternative Options Considered

These are detailed in paragraph 4.1 of the report (CAB 014/112)

9. A HEALTHY COMMUNITY

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

10. ONE TOWER HAMLETS

10.1 Strategic Performance and Corporate Revenue and Capital Budget Monitoring - Year End Report 2010/11 (CAB 015/112)

Councillor Alibor Choudhury, Cabinet Member for Resources, at the request of the Mayor, in introducing the report, summarised the key points contained therein, commenting as follows:-

- This standard annual monitoring report provided information regarding the Authority's performance and budget position for the year 2010/11.
- Effective performance and reporting was essential to driving forward improvement in services provided by the Council. An element of this were quarterly monitoring updates to Overview and Scrutiny Committee and Cabinet against the Authority's key performance

measures, as well as monitoring progress against its Strategic Plan at six monthly intervals.

- At year end 66% of the activities within the Council's Strategic Plan had been completed, and 34% (24) were overdue. However, of the overdue activities, 14 were more than 75% complete and had missed one milestone; these had been assessed as amber (near complete).
- 40% of the Strategic measures which were reportable were on target. This result should be seen in the context of the Council's policy of setting ambitious and stretching targets. In most cases (58%) performance had improved since 2009/10.

The **Mayor agreed** the recommendations set out in the report with the following amendment in relation to recommendation 2.1: "That Quarter 4 Year End performance in 2010/11 be noted."

Decision

1. That the Quarter 4 Year End 2010/11 performance be noted;
2. That the Council's financial position, as outlined in paragraphs 3 and 4 and appendices 1-7 of the report (CAB 015/112), be noted; and
3. That the transfers to and from contingencies and earmarked reserves, as set out in the report (CAB 015/112) and at appendix 4 thereto, be approved.

Reasons for Decisions

These are detailed in paragraph 2.3 of the report (CAB 015/112)

Alternative Options Considered

These are detailed in paragraph 2.3 of the report (CAB 015/112)

11. ANY OTHER UNRESTRICTED BUSINESS CONSIDERED TO BE URGENT

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

12. UNRESTRICTED REPORTS FOR INFORMATION

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

13. EXCLUSION OF THE PRESS AND PUBLIC

The **Mayor agreed** the following:

Decision

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 8th June 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 arising from the contractual arrangements for the Tower Hamlets Building Schools for the Future (BSF) Programme.
 - Agenda item 16.1 “Maximising Income from Advertising Opportunities-Preston's Road Roundabout” 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 and two anonymised bidders.
- (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 8th June 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 arising from the contractual arrangements for the Tower Hamlets Building Schools for the Future (BSF) Programme.
 - Agenda item 16.1 “Maximising Income from Advertising Opportunities - Preston's Road Roundabout” 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 and two anonymised bidders.

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 8th June 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 Maximising Income from Advertising Opportunities - Preston's Road Roundabout (CAB 016/112)

Recommendations agreed.

17. A PROSPEROUS COMMUNITY

Nil Items.

18. A SAFE AND SUPPORTIVE COMMUNITY

Nil Items.

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 6.29 p.m.

Chair, Mayor Lutfur Rahman
Cabinet