

**LONDON BOROUGH OF TOWER HAMLETS**

**RECORD OF THE DECISIONS OF THE CABINET**

**HELD AT 5.44 P.M. ON WEDNESDAY, 8 OCTOBER 2008**

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

**Members Present:**

Councillor Lutfur Rahman (Chair)	(Leader of the Council)
Councillor Ohid Ahmed	(Lead Member, Regeneration, Localisation and Community Partnerships)
Councillor Rofique U Ahmed	(Lead Member, Culture and Leisure)
Councillor Anwara Ali	(Lead Member, Health & Wellbeing)
Councillor Alibor Choudhury	(Lead Member, Employment and Skills)
Councillor Marc Francis	(Lead Member, Housing and Development)
Councillor Clair Hawkins	(Lead Member, Children's Services)
Councillor Sirajul Islam (Vice-Chair)	(Deputy Leader of the Council)
Councillor Joshua Peck	(Lead Member, Resources and Performance)
Councillor Abdal Ullah	(Lead Member, Cleaner, Safer, Greener)

**Other Councillors Present:**

Councillor M. Shahid Ali	
Councillor Abdul Asad	(Chair, Overview and Scrutiny Committee)
Councillor Peter Golds	(Leader Conservative Group)
Councillor Shafiqul Haque	
Councillor Denise Jones	

**Others Present:**

**Officers Present:**

Lutfur Ali	– (Assistant Chief Executive)
Andy Bamber	– (Service Head Community Safety, Communities Localities and Culture)
Rachel Bielby	– (Leader's Executive Assistant, Democratic Services, Chief Executive's)
Suki Binjal	– (Interim Head of Legal Services - Community, Chief Executive's)

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|-------------------|--|
| Beverley Campbell | – (Community Support Officer, Funding and Development Team, Development & Renewal)                           |
| Isobel Cattermole | – (Service Head, Resources, Children's Services)   |
| Lara Cerroni      | – (Communications Officer, Communications, Chief Executive's)  |
| Dave Clark        | – (Head of Programmes, Performance and Accountability, Development and Renewal)                              |
| Kevan Collins     | – (Corporate Director, Children's Services)  |
| Margaret Cooper   | – (Head of Transportation and Highways, Communities, Localities and Culture)                                 |
| Luke Cully        | – (Finance Manager, Communities, Localities & Culture)   |
| Mary Durkin       | – (Interim Service Head, Youth and Community Learning, Children's Services)                                  |
| Paul Evans        | – (Interim Corporate Director Development & Renewal)   |
| Alan Finch        | – (Service Head Corporate Finance, Resources)  |
| Julian Francis    | – (Political Adviser to the Conservative Group, Democratic Services, Chief Executive's)                      |
| John Goldup       | – (Corporate Director, Adults Health and Wellbeing)  |
| Stephen Halsey    | – (Corporate Director, Communities, Localities and Culture)  |
| Fiona Heyland     | – (Waste Services Group Manager, Waste Management, Communities, Localities & Culture)                        |
| Chris Holme       | – (Service Head Resources, Development & Renewal)  |
| Afazul Hoque      | – (Acting Scrutiny Policy Manager, Scrutiny and Equalities, Chief Executive's)                               |
| Nojmul Hussain    | – (Scrutiny and Equalities Support Officer, Scrutiny & Equalities, Chief Executive's)                        |
| Mark Hutton       | – (Team Leader, Development, Design and Conservation, Development & Renewal)                                 |
| Helen Jenner      | – (Service Head, Early Years Children and Learning, Children's Services)                                     |
| Chris Naylor      | – (Corporate Director, Resources)  |
| Martin Smith      | – (Chief Executive)  |
| Matt Taylor       | – (Team Leader Children & Adults, Legal Services, Chief Executive's)   |
| Jon Underwood     | – (Community Safety Partnership and Performance Manager, Community Safety, Communities Localities & Culture) |
| Mike Windley      | – (Team Leader Building Control, Development & Renewal)  |
| Kazim Zaidi       | – (Political Advisor to the Labour Group, Democratic Services, Chief Executive's)                            |
| Angus Taylor      | – (Executive Team Leader, Democratic Services, Chief Executive's)  |

The following is a record of those decisions taken by the Cabinet at their meeting held on Wednesday 8<sup>th</sup> October 2008.

**Most decisions may be ‘called in’**, by the Assistant Chief Executive, for scrutiny by the Overview and Scrutiny Committee to be held on Tuesday 4<sup>th</sup> November 2008 on receipt of a written request.

The **deadline** for the receipt of any such written request is **5.00pm on Friday 17<sup>th</sup> October 2008**. Such requests should be made to John Williams, Service Head Democratic Services-Tel 020 7364 4204.

**The request to “call in” a decision must comply with the requirements set out in the Council’s Constitution** (Part 4 – Rules of Procedure, Section 4.5 – Overview and Scrutiny Procedure Rules, Rules 16.2 and 16.3). This sets out the time-scale for “call in”, those persons who may “call in” and those details the request must contain.

**The Council’s Constitution** (Part 4 – Rules of Procedure, Section 4.5 – Overview and Scrutiny Procedure Rules, Rule 16.4 **sets out those decisions that may not be “called in”** for further consideration by the Overview and Scrutiny Committee.

Report authors will be advised by Democratic Services if any decision in respect of an item they have placed on the agenda has been “called in”.

Any decision not “called in” for scrutiny can be implemented on Monday 20<sup>th</sup> October 2008.

Any decision ‘called in’ for scrutiny but supported by the Overview and Scrutiny Committee, at its meeting on Tuesday 4<sup>th</sup> November 2008, can be implemented the following day, Wednesday 5<sup>th</sup> November 2008.

Any decision ‘called in’ for scrutiny but not supported by Overview and Scrutiny Committee will be referred back to the Cabinet for further consideration on Wednesday 5<sup>th</sup> November 2008.

### **COUNCILLOR L. RAHMAN (CHAIR) IN THE CHAIR**

#### **1. APOLOGIES FOR ABSENCE**

Apologies for absence were received on behalf of Ms I. Freeman, Assistant Chief Executive (Legal Services), for whom Ms S. Binjal, Interim Head of Legal (Community), was deputising.

**Noted.**

**Action by:**

**ASSISTANT CHIEF EXECUTIVE (L. Ali)**

Executive Team Leader, Democratic Services, Chief Executive’s (A. Taylor)

## 2. DECLARATIONS OF INTEREST

**Councillor Rofique U. Ahmed** declared a personal interest in Agenda item 6.1 "Conservation Area Designations: Proposals to designate new Conservation Areas and agree prudent revisions to existing boundaries". The declaration of interest was made on the basis that report referred to the Olympic Delivery Authority and the Olympic Park and Councillor Rofique U. Ahmed was a Board Member - Olympic Delivery Authority - Planning Decision Team.

**Councillor Rofique U. Ahmed** declared a personal interest in Agenda item 7.1 "Building Schools for the Future (BSF) Wave 5 Outline Business Case" The declaration of interest was made on the basis that the report contained recommendations relating to the approval of the Outline Business Case, which included funding proposals in respect of Central Foundation Girls School, and Councillor Rofique U. Ahmed's daughter attended Central Foundation Girls School.

**Councillor A. Ullah** declared a personal interest in Agenda item 10.1 "Priorities and Arrangements for Mainstream Grants 2009-2012". The declaration of interest was made on the basis that Councillor Ullah was a member of the Wapping Bangladeshi Association.

**Councillor Rofique U. Ahmed** declared a personal interest in Agenda item 10.2 "General Fund Revenue Budget 2008/09: Service Improvement Growth Proposals". The declaration of interest was made on the basis that the report contained recommendations relating to the funding of youth service provision in Local Area Partnership 1 area and Councillor Rofique U. Ahmed was a member of the LAP 1 Steering Group.

**Councillor M. Francis** declared a personal interest in Agenda item 10.2 "General Fund Revenue Budget 2008/09: Service Improvement Growth Proposals". The declaration of interest was made on the basis that the report contained recommendations relating to the funding of youth service provision in Tower Hamlets, the Old Ford Housing Association was a youth service provider, and Councillor Francis was an independent member the governing body of the Old Ford Housing Association.

**Noted.**

**Action by:**

**ASSISTANT CHIEF EXECUTIVE (L. Ali)**

Executive Team Leader, Democratic Services, Chief Executive's (A. Taylor)

## 3. UNRESTRICTED MINUTES

**Resolved**

That subject to revisions (a) to (d) below the unrestricted minutes of the ordinary meeting of the Cabinet held on 10<sup>th</sup> September 2008 be approved and signed by the Chair, as a correct record of the proceedings:

- (a) Page 5 Agenda item 2. "Declarations of Interest" - second paragraph, bullet 2: the text "LAP 2" to be deleted and replaced with text "LAP 1"
- (b) Page 6 Agenda item 2. "Declarations of Interest" - penultimate paragraph: the text "Olympic Development Agency" to be deleted and replaced with text "Board Member - Olympic Delivery Authority - Planning Decision Team".
- (c) Page 10 Agenda item 7.1 "Resourcing Tower Hamlets Youth Service" - first paragraph, bullet 2: the text "LAP 2" to be deleted and replaced with text "LAP 1"
- (d) Page 20 Agenda item 8.1 "Crime and Drugs Reduction Partnership Plan 2008-2011" - first paragraph: the text "Olympic Development Agency" to be deleted and replaced with text "Board Member - Olympic Delivery Authority - Planning Decision Team".

**Action by:**

**ASSISTANT CHIEF EXECUTIVE (L. Aii)**

Executive Team Leader, Democratic Services, Chief Executive's (A. Taylor)

**4. DEPUTATIONS & PETITIONS**

Nil Items.

**5. OVERVIEW & SCRUTINY COMMITTEE**

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

Sheet of questions and comments arising from the Overview and Scrutiny Committee held on 7<sup>th</sup> October 2008. **Tabled** by the Chair of the Overview and Scrutiny Committee.

**Resolved**

1. That the questions and comments of the Overview and Scrutiny Committee be noted, and that these be given consideration during the Cabinet deliberation of the items of business to which the questions and comments related.
2. That the concern of the Overview and Scrutiny Committee regarding the response time to Member's Enquiries on the part of some of the Authority's Registered Social Landlords partners, be noted; and that the Chief Executive be requested to write to such partner organisations

emphasising both the importance of the enquiries and the expectations of the Authority in relation to their responses.

**Action by:**

**ASSISTANT CHIEF EXECUTIVE (L. Ali)**

Executive Team Leader, Democratic Services Chief Executive's (A. Taylor)

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

Nil items.

**6. A GREAT PLACE TO LIVE**

**6.1 Conservation Area Designations: Proposals to designate new Conservation Areas and agree prudent revisions to existing boundaries (CAB 052/089)**

**Councillor Rofique U. Ahmed** declared a personal interest in Agenda item 6.1 "Conservation Area Designations: Proposals to designate new Conservation Areas and agree prudent revisions to existing boundaries". The declaration of interest was made on the basis that report referred to the Olympic Delivery Authority and the Olympic Park and Councillor Rofique U. Ahmed was a Board Member - Olympic Delivery Authority - Planning Decision Team.

**Resolved:**

1. That the criteria for the selection and designation of Conservation Areas, as set out at paragraph 3.5 of the report (CAB 052/089) be adopted;
2. That the designation of the seven new Conservation Areas, and boundary changes to eighteen existing Conservation Areas, as identified on maps 1 to 7 and 1 to 18 respectively, contained within Appendix A of the report (CAB 052/089) be approved;
3. That the designation statements for the seven new Conservation Areas, attached at Appendix B to the report (CAB 052/08) be agreed;
4. That the preparation of draft Conservation Area Character Appraisals and Management Guidelines for the new and amended Conservation Areas be agreed and that it be noted that these will be referred back to the Cabinet to consider their adoption following public consultation.

**Action by:**

**INTERIM CORPORATE DIRECTOR DEVELOPMENT AND RENEWAL**

**(P. EVANS)**

Service Head Major Project Development, Development and Renewal (O. Whalley)

Team Leader, Development, Design and Conservation, Development and Renewal (M. Hutton)

Urban Design Conservation Planner, Development and Renewal (V. Lambert)

**6.2 The Provision of Structural Checking Consultancy Services for Building Control - Contract No. DR3040 Building Control (Higher Value Works) - (Three Year Contract with 1 Year Extension) and Contract No. DR3011 Building Control (Lower Value Works) - (Three Year Contract with 1 Year Extension) (CAB 053/089)**

**Resolved:**

1. That the selection and appointment of Monson Engineering Ltd as the Council's consultant under contract DR 3040 be approved;
2. That the appointment of Waterman Civil Ltd. as the Council's consultant under contract DR 3011 be noted.

**Action by****INTERIM CORPORATE DIRECTOR – DEVELOPMENT AND RENEWAL (P. EVANS)**

Service Head, Development Control and Building Control, Development and Renewal (M. Kiely)

Team Leader Building Control, Development and Renewal (M. Windley)

**7. A PROSPEROUS COMMUNITY****7.1 Building Schools for the Future (BSF) Wave 5 Outline Business Case (CAB 055/089)**

**Councillor Rofique U. Ahmed** declared a personal interest in Agenda item 7.1 "Building Schools for the Future (BSF) Wave 5 Outline Business Case" The declaration of interest was made on the basis that the report contained recommendations relating to the approval of the Outline Business Case, which included funding proposals in respect of Central Foundation Girls School, and Councillor Rofique U. Ahmed's daughter attended Central Foundation Girls School.

**Resolved:**

1. That the Building Schools for the Future (BSF) Wave 5 Outline Business Case (OBC) be approved for submission to Partnership for Schools;

2. That the Wave 5 OBC be endorsed at a capital value of £199,495,969. (Inflated to funding start date), excluding ICT;
3. That the Corporate Director of Children's Services in consultation with the Corporate Director – Resources after consultation with the Lead Member Children's Services be authorised to make any further amendments to the Wave 5 OBC consistent with its spirit in order to complete the approval process by Partnership for Schools.

**Action by:****CORPORATE DIRECTOR, CHILDREN'S SERVICES (K. COLLINS)**

Service Head, Building Schools for the Future, Children's Services (A. Sutcliffe)

**7.2 Consultation on the Admission Arrangements (CAB 056/089)****Resolved:**

That the annual consultation be undertaken on admissions for the 2010/11 academic year in relation to nursery schools, classes, early years units and primary admissions, as set out at paragraphs 4.2 and 4.3 of the report (CAB 056/089), secondary admissions, as set out at paragraph 6.1 of the report, and generic issues, as set out at paragraphs 7.1 and 7.4 the report.

**Action by:****CORPORATE DIRECTOR, CHILDREN'S SERVICES (K. COLLINS)**

Service Head, Early Years, Children and Learning, Children's Services (H. Jenner)  
Pupil Services Manager, Pupil Services, Children's Services (T. Bryan)

**7.3 Marner Primary School - Proposed Expansion (CAB 057/089)****Resolved:**

1. That the contents of the report (CAB 057/089) be noted;
2. That statutory proposals be published for the enlargement of Marner School to admit 90 pupils in each year from September 2010.

**Action by:****CORPORATE DIRECTOR, CHILDREN'S SERVICES (K. COLLINS)**

Service Head, Resources, Children's Services, Children's Services (I. Cattermole)  
Head of Building Development, Education Building Development, Children's Services (P. Watson)

**8. A SAFE AND SUPPORTIVE COMMUNITY**



**8.1 ASBO Publicity Protocol (CAB 059/089)****Resolved:**

1. That subject to (a) and (b) below the approach contained within the ASBO [Anti-Social Behaviour Order] Publicity Protocol [attached at Appendix 1 to the report (CAB 059/089)] be approved as a pilot for one year and an analysis of the results of the pilot be presented to Cabinet in early 2010.
  - (a) That the ASBO Publicity Protocol states with clarity that there is no Member level involvement in the associated decision making process.
  - (b) That both the ASBO Publicity Protocol and the ASBO Publicity Proforma (latter attached at Appendix 2 to the report) include reference to the consideration of potential negative impact on public confidence/ reassurance and the potential for public disorder, as a result of the publicising of an ASBO; and
2. That it be noted that should the pilot referred to in resolution 1. above be approved, it will be publicly launched by sending a press release to the local media and placing a story in East End Life.

**Action by:****CORPORATE DIRECTOR COMMUNITIES, LOCALITIES AND CULTURE  
(S. HALSEY)**

Service Head Community Safety, Communities, Localities and Culture (A. Bamber)

Partnership and Performance Manager, Communities, Localities and Culture (J. Underwood)

**9. A HEALTHY COMMUNITY**

Nil items.

**10. ONE TOWER HAMLETS****10.1 Priorities and Arrangements for Mainstream Grants 2009-2012 (CAB 060/089)**

**Councillor A. Ullah** declared a personal interest in Agenda item 10.1 "Priorities and Arrangements for Mainstream Grants 2009-2012". The declaration of interest was made on the basis that Councillor Ullah was a member of the Wapping Bangladeshi Association.

**Resolved:**

1. That it be noted that, in accordance with the Cabinet decision of 1st August 2007, referred to at paragraph 3.6 of the report (CAB 060/089), all Mainstream Grant funding streams must use the adopted commissioning framework by 2009; as set out in paragraph 3.6 of the report (CAB 060/089);
2. That the detail and lessons learned from the Advice Services Commissioning Pilot, as set out in paragraphs 4.1 to 4.3 and Appendix A of the report (CAB 060/089), be noted;
3. That the rollout to all funding streams of the new funding model, as set out in paragraphs 5.1 to 5.7 of the report (CAB 060/089), be noted;
4. That the indicative 2009/10 Budget allocation for mainstream grant, across all funding streams and in total, as set out in table 1 within paragraph 6.2 of the report (CAB 060/089), which is to be subject to a commissioning approach, be noted; and that it also be noted that this is subject to the Authority's budget process;
5. That, subject to (a) and (b) below, in principle funding, for the 3 years of the service contract from April 2009 to March 2012, as set out in paragraph 6.2 of the report (CAB 060/089), be agreed;
  - (a) agreement on budget settlements
  - (b) delivery of agreed outputs/outcomes by the contracted organisations; and
6. That the Directorate funding priorities for 2009-2012, as set out in sections 6.5.1 to 6.5.4 of the report (CAB 060/089), be agreed;
7. That the unique contribution of a diverse and vibrant third sector to the Council's vision of improving the quality of life for everybody of living and working in the Borough be acknowledged; and that the commissioning approach to third sector funding be noted as supporting NI7 within the Local Area Agreement "Environment for a Thriving Third Sector";
8. That the Authority's commitment to ensuring that small third sector organisations are able to fully participate and benefit from the commissioning process be reiterated and that the Interim Corporate Director Development and Renewal secure the agreement of the Lead Member Regeneration, Localisation and Community Partnerships and other Lead Members as necessary, to the final implementation of the Commissioning processes;
9. That the Authority's intention to utilise the commissioning approach to focus on achieving positive outcomes for local people and maximising certainty and stability for third sector organisations be confirmed; and
10. That a progress report on commissioning be submitted for Cabinet consideration by April 2009.

**Action by:****INTERIM CORPORATE DIRECTOR – DEVELOPMENT AND RENEWAL (P. EVANS)**

Services Head, Resources, Development and Renewal, Development and Renewal (C.Holme)

Head of Programmes, Performance and Accountability, Development and Renewal, (D. Clark)

Community Resources Officer (Advice) Funding and Development Team, Development and Renewal (B. Campbell)

**10.2 General Fund Revenue Budget - In Year Service Improvement Growth 2008/09 to 2010/11 (CAB 061/089) - To Follow**

**Councillor Rofique U. Ahmed** declared a personal interest in Agenda item 10.2 "General Fund Revenue Budget 2008/09: Service Improvement Growth Proposals". The declaration of interest was made on the basis that the report contained recommendations relating to the funding of youth service provision in Local Area Partnership 1 area and Councillor Rofique U. Ahmed was a member of the LAP 1 Steering Group.

**Councillor M. Francis** declared a personal interest in Agenda item 10.2 "General Fund Revenue Budget 2008/09: Service Improvement Growth Proposals". The declaration of interest was made on the basis that the report contained recommendations relating to the funding of youth service provision in Tower Hamlets, the Old Ford Housing Association was a youth service provider, and Councillor Francis was the an independent member the governing body of the Old Ford Housing Association.

**Noted.**

Reasons for Special Circumstances and Urgency agreed.

**Resolved**

1. That the allocation of additional funding for the youth service and the detailed allocations of that additional funding including specified outputs and expected outcomes, as set out at paragraph 4.5 and 4.6 of the report (CAB 061/089), be agreed;
2. That the proposals for one off service improvement growth in respect of tackling anti-social behaviour; improving cleanliness and the quality of the public realm; and road safety as summarised in Figure 2 and paragraphs 6.3 to 6.11 of the report (CAB 061/089), be agreed;
3. That Budget provision of £600,000 be allocated from 2009/10 to fund additional police officer support within each ward of the borough, as outlined in Section 6.7 of the report (CAB 061/089);

4. That the Authority's activities and targets relating to drug dealing, detailed in paragraph 6.6, and included within the zero tolerance initiative referred to in figure 2 paragraph 6.2 of the report:
  - (a) Make reference to both an increased level of arrests and a high percentage of these accompanied by charges.
  - (b) Be headlined as "A Dealer a Day" initiative within the Authority's associated communication strategy.
5. That the initiative for welcome signage detailed in paragraph 6.6, and referred to in figure 2 paragraph 6.2 clearly reflect the Authority's status as a 2012 Olympic Borough.

**Action by:**

**CORPORATE DIRECTOR RESOURCES (C. NAYLOR)**

Service Head Corporate Finance, Resources (A. Finch)

Corporate Director Communities, Localities and Culture (S. Halsey)

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

Nil items.

**12. UNRESTRICTED REPORTS FOR INFORMATION**

Nil items.

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

**Resolved:**

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

**14. EXEMPT / CONFIDENTIAL MINUTES**

Minutes of the meeting of the Cabinet held on 10<sup>th</sup> September 2008 approved.

**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**

Nil items.

**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 7.10 p.m.

**Martin Smith**  
**CHIEF EXECUTIVE**