


<b>Individual Mayoral Decision Proforma</b>  Decision Log No: <u>186</u>	 <b>TOWER HAMLETS</b>
Report of: Debbie Jones, Corporate Director, Children's and Culture	<b>Classification:</b> [Insert Unrestricted or Exempt]
<b>Phoenix School Expansion – Agreement to Complete the Deed Variation to the Grouped Schools PFI Contract.</b>	

<b>Is this a Key Decision?</b>	<b>Yes</b>
<b>Decision Notice Publication Date:</b>	(Report author to state date of decision notice – either individual notice or within the Forward Plan)
<b>General Exception or Urgency Notice published?</b>	<del>Not required</del> <b>YES</b> (Report author to delete as applicable)
<b>Restrictions:</b>	(If restricted state which of the exempt/confidential criteria applies)
<b>Reason for seeking an Individual Mayoral Decision:</b>	A decision is required by 28 <sup>th</sup> March 2019 to authorise the Corporate Director, Children's Culture to enter into all necessary agreements with Tower Hamlets Schools Ltd to complete the Deed of Variation to the Grouped Schools PFI contract for the works to expand Phoenix Special School.

## EXECUTIVE SUMMARY

An urgent decision is required to authorise the Corporate Director, Children's and Culture to enter into all necessary agreements with Tower Hamlets Schools Ltd to complete the Deed of Variation to the Grouped Schools PFI contract for the works to expand Phoenix Special School. The agreement needs to be agreed before 30<sup>th</sup> March 2019, to meet the requirements of the Planning Approval and avoid the need for a new planning application to be submitted.

A recommendation is usually included within a report to Cabinet to authorise the Corporate Director, Children's and Culture to enter into the agreement. This was included in a draft report that was to go to Cabinet in 2017, when proposals to use the site for additional primary pupil places was being considered. This was subsequently deferred when the need to expand the number of special needs places was proposed. Unfortunately, the need to include the recommendation in the report to Cabinet on 28<sup>th</sup> November 2018 to authorise the completion of the Deed of Variation by officers was overlooked.

## ONE TOWER HAMLETS CONSIDERATIONS

The LA has to plan for the overall social infrastructure to meet the needs of the rising local population. This informs the development of the Council's asset management and service planning to ensure that the required infrastructure is provided and that the competing needs are balanced.

## RISK ASSESSMENT

The Planning Approval for the proposed works to the Bow Boy's School site was given on 30<sup>th</sup> March 2016. It required that the works had to be commenced within 3 years, otherwise a new application would need to be submitted. This would result in at least a 4 month delay and could delay the opening of the school in 2020 as well as the risk that the contractor could withdraw, requiring a re-tender.

## DECISION

To authorise the Corporate Director, Children's and Culture to enter into all necessary agreements with Tower Hamlets Schools Ltd to complete the Deed of Variation to the Grouped Schools PFI contract for the works to expand Phoenix Special School.

## APPROVALS


**1. (If applicable) Corporate Director proposing the decision or his/her deputy**

I approve the attached report and proposed decision above for submission to the Mayor. I confirm that the Mayor and/or Lead Member have agreed to this decision being taken using this process.

Signed .....  ..... Date 26.3.19.

**2. Chief Finance Officer or his/her deputy**

I have been consulted on the content of the attached report which includes my comments.

Signed .....  ..... Date 26/3/19.

**3. Monitoring Officer or his/her deputy**

I have been consulted on the content of the attached report which includes my comments.

(For Key Decision only – delete as applicable)  
I confirm that this decision:-

(a) has been published in advance on the Council's Forward Plan OR  
(b) is urgent and subject to the 'General Exception' or 'Special  
Urgency' provision at paragraph 18 or 19 respectively of the Access to  
Information Procedure Rules.

Signed .....  ..... Date 20/3/19

4. **Mayor**

I agree the decision proposed in the recommendations above for the  
reasons set out in paragraph 1 in the attached report.

Signed .....  ..... Date 20/3/19