

LONDON BOROUGH OF CROYDON

To: All Members of Council
Croydon Council website
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PUBLIC NOTICE OF KEY DECISIONS MADE AT THE CABINET MEETING ON WEDNESDAY, 22 MARCH 2023

This statement is produced in accordance with Regulation 12 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

In accordance with the Scrutiny and Overview Procedure Rules the following decisions may be implemented from **1300 hours on 30 March 2023** unless referred to the Scrutiny and Overview Committee (after 13.00 hours on the 6th working day following the day on which the decision was taken [or decision notice published, if the decision notice is published later than the day of the decision]). The call-in procedure is appended to this notice.

The following apply to each decision listed below

Reasons for these decisions:

<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=2991>

Other options considered and rejected:

<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=2991>

Details of any consultation and representations received not included in the published report: None

Details of conflicts of Interest declared by any Cabinet Member: None

The Executive Mayor has made the executive decisions noted out below:

Agenda Item: 7 REGINA ROAD - OUTCOME OF PUBLIC CONSULTATION

Key Decision No.: 8622EM

Details of decision:

Having carefully read and considered the Part A report, and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Executive Mayor in Cabinet

RESOLVED: To

- 1.1. Consider the outcome of the statutory consultation with tenants, leaseholders and freeholders in the Regina Road area set out at Appendix 1 over the six weeks from 13 December 2022 to 26 January 2023.
- 1.2. Consider the outcome of the consultations in respect of draft Tenant and Leaseholder/Freeholder Offers which was undertaken with tenants, leaseholders and freeholders in the Regina Road estate over the six weeks from 13 December 2022 to 26 January 2023 and as set out at Appendix 1 and in the Landlord Offer at Appendix 4.

Having due regard to the outcome of the statutory consultation at Appendix 1, the outcome of the consultation on the Offers as detailed in Appendix 1 and in light of the consideration of the equalities matters and public sector equality duty as detailed in section 19 of this report and the financial implications as detailed in section 16.

- 1.3. Agree that demolition and redevelopment of the three towers and immediately surrounding area is the Council's preferred way forward for the area that has been subject to statutory consultation, as defined on the plan attached as Appendix 2, but that a final decision on the approach will not be undertaken prior to the outcome of the proposed ballot.
- 1.4. Agree the content of the Landlord Offer at Appendix 4 for purposes of Ballot, that this offer be effective from 16 November 2022 and that this Offer be published and circulated to eligible residents in advance of any proposed Ballot as required by GLA requirements. Also, that any minor changes, such the correction of typographical errors within the content or updates due to statutory changes be delegated to the Corporate Director of Housing in consultation with the Cabinet Member for Homes.
- 1.5. Agree that a Ballot of eligible residents as defined by the GLA funding guidelines and requirements, be held for a period of at least 21 days during April and May on the Landlord Offer, Appendix 4 to this report, and to note that the Ballot will be undertaken by an appropriately qualified Independent Party. The outcome of the Ballot be reported back to the Mayor and Cabinet.
- 1.6. Agree that no further tenancies, permanent or temporary, be granted at any of the properties within the Regina Road estate, as defined on the plan attached at Appendix 2, pending the outcome of the ballot and further report.

Agenda Item: 11 PROPERTY DISPOSALS

Key Decision No.: 0623EM

Details of decision:

Having carefully read and considered the Part A report, the associated confidential part B report, and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Executive Mayor in Cabinet

RESOLVED: To

1. Approve the disposal of Aztec Centre 28 Boulogne Road (former site of Croydon Community Equipment Service) for £2.3m.
2. Approve the disposal of 58 Ashburton Road for £600,000
3. Approve the disposal of 56 Craignish Avenue for £330,000
4. Approve the disposal of 139 Wingate Crescent for £330,000
5. Approve the disposal of 92a High Street for £250,000
6. Delegate authority to the Corporate Director Resources and s151 Officer to agree to minor changes to the terms and a price variation of up to a maximum of 10% below the Red Book valuation for each disposal where it is clearly demonstrated that the asset has been correctly marketed and the recommendation reasonably represents the best consideration achievable.

Signed: Monitoring Officer

Notice date: 22 March 2023

Contact Officers: Colin.Sweeney@croydon.gov.uk and Michelle.Gerning@croydon.gov.uk

Scrutiny Referral/Call-in Procedure

1. The decisions may be implemented **1300 hours on 30 March 2023** the 6th working day following the day on which the decision was taken [or decision notice published, if the decision notice is published later than the day of the decision]) unless referred to the Scrutiny and Overview Committee.
2. The Council Solicitor shall refer the matter to the Scrutiny and Overview Committee if so requested by:-
 - i) the Chair and Vice Chair of the Scrutiny and Overview Committee and 1 member of that Committee; or for education matters the Chair, Vice Chair and 1 member of that Committee; or
 - ii) 20% of Council Members (14)
3. The referral shall be made on the approved pro-forma (*attached*) which should be submitted electronically or on paper to Democratic Services by the deadline stated in this notice. Verification of signatures may be by individual e-mail, fax or by post. A decision may only be subject to the referral process once.
4. The Call-In referral shall be completed giving:
 - i) The grounds for the referral
 - ii) The outcome desired
 - iii) Information required to assist the Scrutiny and Overview Committee to consider the referral
 - iv) The date and the signatures of the Councillors requesting the Call-In
5. The decision taker and the relevant Chief Officer(s) shall be notified of the referral who shall suspend implementation of the decision. The Chair of the Scrutiny & Overview Committee shall also be notified.
6. The referral shall be considered at the next scheduled meeting of the Scrutiny & Overview Committee unless, in view of the Council Solicitor, this would cause undue delay. In such cases the Council Solicitor will consult with the decision taker and the Chair of Scrutiny and Overview to agree a date for an additional meeting. The Scrutiny & Overview Committee may only decide to consider a maximum of 3 referrals at any one meeting.
7. At the Scrutiny & Overview Committee meeting the referral will be considered by the Committee which shall determine how much time the Committee will give to the call in and how the item will be dealt with including whether or not it wishes to review the decision. If having considered the decision there are still concerns about the decision then the Committee may refer it back to Cabinet for reconsideration, setting out in writing the nature of the concerns. The Cabinet shall then reconsider the decision, amending the decision or not, before making a final decision.
8. The Scrutiny and Overview Committee may refer the decision to the Council if it considers that the decision is outside of the budget and policy framework of the Council. In such circumstances, the provisions of Rule 7 of the Budget & Policy

Framework Procedure Rules (Part 4C of the Constitution) apply. The Council may decide to take no further action in which case the decision may be implemented. If the Council objects to Cabinet's decision it can nullify the decision if it is outside the Policy Framework and/or inconsistent with the Budget.

9. If the Scrutiny and Overview Committee decides that no further action is necessary then the decision may be implemented.
10. If the Council determines that the decision was within the policy framework and consistent with the budget, the Council will refer any decision to which it objects together with its views on the decision, to the Cabinet. The Cabinet shall choose whether to either amend, withdraw or implement the original decision within 10 working days or at the next meeting of the Cabinet of the referral from the Council.
11. The responses of the decision-taker and the Council shall be notified to all Members of the Scrutiny and Overview Committee once the Cabinet or Council has considered the matter and made a determination.
12. If either the Council or the Scrutiny and Overview Committee fails to meet in accordance with the Council calendar or in accordance with paragraph 6 above, then the decision may be implemented on the next working day after the meeting was scheduled or arranged to take place.
13. **URGENCY:** The referral procedure shall not apply in respect of urgent decisions. A decision will be urgent if any delay likely to be caused by the referral process would seriously prejudice the Council's or the public's interests. The record of the decision and the notice by which it is made public shall state if the decision is urgent and therefore not subject to the referral process. The Chair of the Scrutiny and Overview Committee must agree that the decision proposed cannot be reasonably deferred and that it is urgent. In the absence of the Chair, the Deputy Chair's consent shall be required. In the absence of both the Chair and Deputy Chair, the Mayor's consent shall be required. Any such urgent decisions must be reported at least annually in a report to Council from the Leader including the reasons for urgency.

Signed: Monitoring Officer

Notice Date: 22 March 2023

Contact Officers: colin.sweeney@croydon.gov.uk and michelle.gerning@croydon.gov.uk

PROFORMA

**REFERRAL OF A KEY DECISION TO THE
SCRUTINY AND OVERVIEW COMMITTEE**

For the attention of: Colin Sweeney and Michelle Ossei-Gerning, Democratic Services
& Scrutiny e-mail to

Colin.Sweeney@croydon.gov.uk and Michelle.Gerning@croydon.gov.uk

Meeting:
Meeting Date:
Agenda Item No:

Reasons for referral:

- i) The decision is outside of the Policy Framework
- ii) The decision is inconsistent with the budget
- iii) The decision is inconsistent with another Council Policy
- iv) Other: Please specify:

The outcome desired:

**Information required to assist the Scrutiny and Overview Committee to consider
the referral:**

Signed:

Date:

Member of _____ Committee