

LONDON BOROUGH OF CROYDON

To: All Member of Council
Croydon Council website
Access Croydon & Town Hall Reception

STATEMENT OF EXECUTIVE DECISIONS MADE BY THE EXECUTIVE MAYOR IN CABINET ON 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. Further to the associated public notice of Key Decisions no scrutiny call-in has been received, and therefore the following decisions can be implemented.

The following apply to the decisions 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 Conflicts of Interest declared by the Decision Maker: None

Note of dispensation granted by the head of paid service in relation to a declared conflict of interest by that Decision Maker: None

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

Key Decision no.: N/A

Decision Title: SCRUTINY STAGES 1 AND 2

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. Receive the recommendation arising from the meeting of the Streets & Environment Sub-Committee held on 31 January 2023 (Appendix 1)
- 1.2. To provide a substantive response to the recommendation (a Scrutiny Stage 2 Report) within two months (i.e. at the Cabinet meeting on 24 May 2023).

Key Decision no.: 8622EM

Decision Title: REGINA ROAD - OUTCOME OF PUBLIC CONSULTATION

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.

Key Decision no.: N/A

Decision Title: LOCAL DEVELOPMENT FRAMEWORK - LOCAL DEVELOPMENT SCHEME APPROVAL

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 approve the updated Local Development Scheme (Appendix 1) as the programme to deliver the Local Development Framework for the Council.

Key Decision no.: N/A

Decision Title: MONTH 9 FINANCIAL PERFORMANCE REPORT

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. Note the General Fund revenue budget outturn is forecast to be balanced at Month 9.
- 1.2. Note the forecast elimination of the planned contribution to General Fund Reserves of £6.9m for 2022/23.
- 1.3. Note that a further number of risks and compensating opportunities may materialise which could see the forecast change.
- 1.4. To approve the progress of the MTFs savings as indicated within Table 4 and detailed in Appendix 3.

- 1.5. Note the Housing Revenue Account (HRA) is projecting an end of year position of a £0.918m overspend.
- 1.6. Note the Capital Programme spend to date for the General Fund of £18.296m (against a budget of £253.936m) with a projected forecast underspend of £17.488m for the end of the year.
- 1.7. Note the Housing Revenue Account Capital Programme spend to date of £14.101m (against a budget of £27.357m), with a projected forecast underspend of £1.897m for the end of the year.
- 1.8. Note, the above figures are predicated on forecasts from Month 9 to the year end and therefore could be subject to change as forecasts are made based on the best available information at this time.
- 1.9. Note, the Council continues to operate a Spend Control Panel to ensure that tight financial control and assurance oversight are maintained. A new financial management culture is being implemented across the organisation through increased scrutiny, such as the monthly assurance meetings, improved communication and budget manager training from CIPFA.

Key Decision no.: N/A

Decision Title: ANNUAL PROCUREMENT PLAN 2023-24

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:

- 1.1. To approve the APP for the financial year 2023/24 as set out in Appendix A.
- 1.2. To approve the delegated decisions in the APP to those Lead Members or Officers as stated in Appendix A that includes the procurement strategy and award decisions, the duration of the contracts and contract values.
- 1.3. The delegated decisions shall only be exercised following recommendations from the Contracts & Commissioning Board, which require approval from both the Lead Cabinet Member and the Cabinet Member for Finance.
- 1.4. To allow for minor changes to proceed whilst retaining the agreed delegated so long as none of the following thresholds for changes are exceeded:

- i. Contract value exceeds that proposed in the APP/Quarterly Update Report, by the lesser of £500K or 25%, or the new aggregate value exceeds £1m and it becomes a key decision
 - ii. Substantial / material changes to procurement from that defined in the APP/Quarterly Update Report e.g. material risks are identified (Should either of those thresholds be exceeded, the delegation cannot be exercised, and the decision shall be recommended to the Executive Mayor, unless a further delegation is approved. Where a delegated decision is a Key Decision to Officers, it must be made in consultation with the Lead Cabinet Member).
- 1.5. To note that an update report in respect of the APP performance for 22/23 shall be presented to the Mayor in Cabinet in May.

Key Decision no.: 0623EM

Decision Title: PROPERTY DISPOSALS

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)
2. Approve the disposal of 58 Ashburton Road
3. Approve the disposal of 56 Craignish Avenue
4. Approve the disposal of 139 Wingate Crescent
5. Approve the disposal of 92a High Street
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.

Key Decision no.: N/A

Decision Title: LOCAL GOVERNMENT & SOCIAL CARE OMBUDSMAN REPORT FINDING OF FAULT CAUSING INJUSTICE AND REPORT BY THE MONITORING OFFICER UNDER SECTION 5A OF THE LOCAL GOVERNMENT AND HOUSING ACT 1989

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 public interest report dated 28 November 2022 and the recommendations made by the Local Government & Social Care Ombudsman (LGSCO) in relation to Croydon Council set out in Appendix 1.
- 1.2. Accept the findings and agree the recommendations set out in the public interest report.
- 1.3. Endorse the actions taken by the Council and note the steps, progress, and timeline to implement the recommendations set out in section 6 of this report.
- 1.4. Adopt the report as the Council's formal response under section 31 of the Local Government Act 1974 to be communicated to the Ombudsman.
- 1.5. Adopt the report as the Executive's formal response as required by section 5A of the Local Government and Housing Act 1989 for distribution to all members and the Monitoring Officer.

Signed: Monitoring Officer

Notice date: 08 June 2023