

LONDON BOROUGH OF CROYDON

To: All Members of Council
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PUBLIC NOTICE OF KEY AND NON- KEY DECISIONS MADE AT THE CABINET MEETING ON WEDNESDAY, 15 MAY 2024

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 24th May** unless referred to the Scrutiny and Overview Committee (ie 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=3582&Ver=4>

Other options considered and rejected:

<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=3582&Ver=4>

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: 5 STAGE ONE - RECOMMENDATIONS FROM SCRUTINY

Key Decision No.: N/A

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:

2.1

1. Receive the recommendations arising from the meeting of the Scrutiny & Overview Committee held on 26 March 2024 (Appendix 1).
2. To provide a substantive response to these recommendations (a Scrutiny Stage 2 Report) at the Cabinet meeting on 24 July 2024.

Agenda Item: 6 STAGE TWO - EXECUTIVE RESPONSES TO SCRUTINY RECOMMENDATIONS

Key Decision No.: N/A

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.

1. Approve the responses and action plans attached to this report as Appendices 1, 2, 3 & 4; and
2. Delegate authority to the officers identified in Appendices 1, 2, 3 & 4 to report back to the Scrutiny and Overview Committee, or relevant Sub-Committee, within the periods specified in the agreed responses and action plans, and on progress made in implementing any action plan.

Agenda Item: 7 MAYOR'S BUSINESS PLAN 2022-2026 PERFORMANCE REPORT

Key Decision No.: N/A

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::

- 2.1 Note the Mayors Business Plan performance report (Appendix A and B) with latest data available on 28 February 2024 (unless otherwise stated) regarding

overall council and partnership performance, and actions being taken to improve outputs.

- 2.2 Note that it is necessary to review measures within outcomes one, four and five of the Mayor's Business Plan to reflect changes to statutory reporting and the requirements of independent boards, as detailed in points 7.3 and 7.4 of this report.
- 2.2 Note the enhanced escalation process for areas where performance requires improvement, as detailed in section 8 of this report.

**Agenda Item: 8 THE FUTURE OF THE BRIGHTON ROAD
EXPERIMENTAL CYCLE SCHEME**

Key Decision No.: 0124SAE

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:

- 2.1 Make the following Experimental Orders (as listed in Annex 2) permanent:
 - i) The Croydon (TRAFFIC MOVEMENT) (NO.22) Experimental Order 2023- Brighton Rd cycle scheme changes to bus lane restrictions (Order Ref 2023/40)
 - ii) The Croydon (Prohibition and Restriction of Stopping, Loading and Waiting) and (Free Parking Places) (No.4) Experimental Order 2023 – Brighton Rd cycle scheme changes to waiting & loading restrictions (Order ref 2023/41)
 - iii) The Croydon (On-Street Charged-For Parking Places) (No.4) Experimental Order 2023 – Brighton Rd cycle scheme changes to parking bays (Order Ref 2023/42)
- 2.2 For the reasons set out at paragraph 3.3 agree to the removal of all light segregation (wands and defenders) along the cycle lanes given the issues identified from the technical review as detailed more fully at Appendix 1 annex 2.

- 2.3 Note that officers will separately be undertaking a review of parking places in roads adjoining Brighton Road and junctions which adjoin the Brighton Road to assess whether additional measures might be required to ease congestion and traffic progression in those roads and through those junctions, following on from concerns raised in relation to the impact of the operation of the various Experimental Orders (listed at 2.1) on adjoining roads and junctions. The review will include making adjustments to existing parking places and introducing new ones, additionally specific junctions have been identified for inclusion in the review. (See Appendix A annex 4 for more details)
- 2.4 Note that if it is necessary, following this review in 2.3, to seek additional traffic management measures, these will be addressed either under existing delegated authority of the Corporate Director Sustainable Communities, Regeneration and Economic Recovery or brought forward for further consideration by the Executive Mayor or Executive Mayor in Cabinet as appropriate.

Agenda Item: 9 ADULT SOCIAL CARE & HEALTH PEER CHALLENGE - FINDINGS & NEXT STEPS

Key Decision No.: N/A

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:

- 2.1 to note the findings of the ASCH Peer Challenge contained in Appendix 1, and summarised in 4.7 of this report;
- 2.2 to support next steps and the journey of continuous improvement the Directorate is undertaking, as set out in section 4.9 – 4.10 of the report and our Assurance Improvement Plan at Appendix 2;
- 2.3 to support publication of the Peer Challenge Report and our associated Assurance Improvement Plan.

Agenda Item: 10 AIR QUALITY DELIVERY PLAN 2024-2029

Key Decision No.: 0124SCRER

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:

- 2.1 Approve the commencement of a statutory consultation on the draft Air Quality Delivery Plan 2024-2029 attached at Appendix 1 to this report, for a period of 8 weeks.
- 2.2 Delegate authority to the Corporate Director of Sustainable Communities, Regeneration & Economic Recovery, in consultation with the Executive Mayor and the Cabinet Member for Streets & Environment, to consider the outcome of the statutory consultation on the draft Air Quality Delivery Plan, approve such amendments to the draft Plan as are necessary and approve the final Croydon Air Quality Delivery Plan 2024-2029 for adoption.

Scrutiny Referral/Call-in Procedure

1. The decisions may be implemented **1300 hours on 24th May 2024** (the 6th working day following the day on which the decision was taken) 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: 16 May 2024

Contact Officers: petra.stephenson@croydon.gov.uk

PROFORMA

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

For the attention of: Petra Stephenson, Democratic Services & Scrutiny e-mail to Petra.Stephenson@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