



PUBLICATION OF DECISION LIST NUMBER 55/19-20

MUNICIPAL YEAR 2019/20

Date Published: 24 January 2020

This document lists the Decisions that have been taken by the Council, which require publication in accordance with the Local Government Act 2000. The list covers Key, Non-Key, Council and Urgent Decisions. The list specifies those decisions, which are eligible for call-in and the date by which they must be called-in.

A valid request for call-in is one which is submitted (on the form provided) to the Governance and Scrutiny Team in writing within 5 working days of the date of publication of the decision by at least 7 Members of the Council.

Additional copies of the call-in request form are available from the Governance and Scrutiny Team.

If you have any queries or wish to obtain further report information or information on a decision, please refer to:
– Claire Johnson (ext.1154)

Phone 020 8132 then extension number indicated

INDEX OF PUBLISHED DECISIONS – 24 January 2020

List Ref	Decision Made by	Date Decision comes into effect	Part 1 or 2	Subject/Title of Report	Category of Decision	Affected Wards	Eligible for Call-In & Date Decision must be called in by (If Applicable)	Page Number
1/55/19-20	Cabinet	Following Council meeting	Part 1	Adoption of Edmonton Leaside Area Action Plan	Key Decision KD 4982	Upper Edmonton, Edmonton Green, Lower Edmonton & Jubilee	Yes - Friday 31 January 2020	1
2/55/19-20	Cabinet	Monday 3 February 2020	Part 1	Proposal to implement a borough-wide additional licensing scheme and a selective licensing scheme in 14 wards	Key Decision KD 4999	All	Yes - Friday 31 January 2020	2-3
3/55/19-20	Cabinet	Monday 3 February 2020	Part 1	Housing and Growth Strategy	Key Decision KD 4841	All	Yes- Friday 31 January 2020	4
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5/55/19-20	Cabinet	Monday 3 February 2020	Part 1 & 2 (Para 3)	Meridian Water PRS Site Acquisition	Key Decision KD 4945	Upper Edmonton	Yes - Friday 31 January 2020	6
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8/55/19-20	Cabinet	Monday 3 February 2020	Part 1	Quarterly Corporate Performance Report	Non-Key	All	Yes - Friday 31 January 2020	10
9/55/19-20	Executive Director Place	Monday 3 February 2020	Part 1 & 2 (Para 3)	Installation of a shared ground loop ground source heat pump system and provision of additional dwellings (Pruden Close project)	Key Decision KD 5036	Southgate	Yes – Friday 31 January 2020	11

DECISIONS

For additional copies or further details please contact Claire Johnson (020 8132 1154), Governance and Scrutiny Team.

CABINET AGENDA- REASONS FOR RECOMMENDATIONS AND ALTERNATIVE OPTIONS CONSIDERED

Please refer to the Cabinet Agenda for Wednesday 22 January 2020, along with the relevant reports, which summarise the reasons for recommendations and alternative actions considered in relation to each decision.

LIST REFERENCE: 1/55/19-20

SUBJECT TITLE OF THE REPORT:							
ADOPTION OF EDMONTON LEESIDE AREA ACTION PLAN							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	UPPER EDMONTON, EDMONTON GREEN, LOWER EDMONTON & JUBILEE	Cabinet	Following Council meeting	None	Key Decision KD 4982	Neeru Kareer neeru.kareer@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
<p>The Cabinet agreed:</p> <ol style="list-style-type: none"> 1. To note receipt of the Planning Inspector’s final report (Annex 1 of the report) that concludes the Edmonton Leaside Area Action Plan is ‘sound’ and legally compliant subject to the Main Modifications being incorporated into the final plan. 2. To recommend to Council formal adoption of the Edmonton Leaside Area Action Plan (Annex 2 of the report) to form part of Enfield’s Local Plan. 							
BACKGROUND:							
<p>Please note that a copy of the Part 1 report is available on the Council’s Democracy pages. Please refer to Item 4 on the Cabinet Agenda on Wednesday 22 January 2020 for further information.</p>							

LIST REFERENCE: 2/55/19-20

SUBJECT TITLE OF THE REPORT:							
PROPOSAL TO IMPLEMENT A BOROUGH-WIDE ADDITIONAL LICENSING SCHEME AND A SELECTIVE LICENSING SCHEME IN 14 WARDS							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	ALL	Cabinet	Monday 3 February 2020	None	Key Decision KD 4999	Sue McDaid 020 8379 3680 sue.mcdaid@enfield.gov.uk	Yes – Friday 31 January 2020

DECISION

The Cabinet agreed to:

1. Note that the evidence in *Appendix 3* supports the designations for two selective licensing schemes of 14 wards, and be satisfied that the designated areas have higher than the national average (19%) of private rented sector and exceeds the minimum criteria of 1 (of 6) and actually meets 3 of the legislative criteria (2 of the criteria for Chase ward*), namely:
 - significant numbers of private rented properties that have poor housing conditions (more than the national average of 15% category 1 hazards) and need inspection,*
 - the areas are suffering high levels of deprivation (between 10-50% of the most deprived wards in the country) and affect a significant number of private rented properties,* and
 - the areas are experiencing significant and persistent anti-social behaviour (higher than other wards in the borough) and appropriate action is not being taken by private sector landlords to combat ASB.
2. Note that the evidence in *Appendix 3* supports the designation for an additional licensing scheme for all 21 wards and be satisfied that a significant proportion of the HMOs in the area are being managed sufficiently ineffectively, so as to give rise to one or more problems either for those occupying the HMOs or for the public, namely:
 - significant numbers of HMOs have poor housing conditions (more than the national average of 15% category 1 hazards), and
 - the area is experiencing significant and persistent anti-social behaviour (across all wards in the borough) and appropriate action is not being taken by private sector landlords to combat ASB.
3. Consider the outcome of the public consultation in *Appendix 1 and 1A*, in particular the representations received and the Council's consideration of, and response to, these representations in *Appendix 2*.
4. Consider and agree that the objectives of the selective and additional licensing schemes are consistent with the Council's strategies and policies (*Appendix 3 section 16*) namely the Corporate Plan, the Housing Strategy, and will seek to adopt a co-ordinated approach in connection with dealing with homelessness, empty properties, anti-social behaviour and poverty affecting the private rented sector.
5. Agree that other courses of action considered will not alone provide an effective method of achieving the objectives that the additional and selective licensing schemes seek to achieve (*Appendix 3 section 17 and Appendix 6*), and agree that the licensing schemes will significantly assist the Council achieve the objectives (as well as other course of action such as continued use of existing powers).
6. Agree that reasonable steps were taken to consult persons, for more than the required 10 weeks, who were likely to be affected by the

designations (*Appendix 1*), and that the representations made in accordance with the consultation have been considered and changes made where appropriate (*Appendix 2*).

7. If Cabinet is satisfied upon consideration of the above matters and in exercise of its powers under section 80 of the Housing Act 2004, approve the designation of 13 wards (Bowes, Edmonton Green, Enfield Highway, Enfield Lock, Haselbury, Jubilee, Lower Edmonton, Palmers Green, Ponders End, Southbury, Southgate Green, Turkey Street and Upper Edmonton) 'Designation One' as a selective licensing area as delineated and edged red on the map at *Appendix 4*. This will come into being at the earliest opportunity following the statutory process and not before 3 months after the requisite confirmation from the Secretary of State for MHCLG – estimated 1 September 2020.
8. If Cabinet is satisfied upon consideration of the above matters and in exercise of its powers under section 80 of the Housing Act 2004, to approve the designation of Chase ward 'Designation Two' as a selective licensing area as delineated and edged blue on the map at *Appendix 4*. This will come into being at the earliest opportunity following the statutory process and not before 3 months after the requisite confirmation from the Secretary of State for MHCLG – estimated 1 September 2020.
9. If Cabinet is satisfied upon consideration of the above matters and in exercise of its powers under section 56 of the Housing Act 2004, to approve the borough wide designation as an additional HMO licensing area as delineated and edged red on the map at *Appendix 5*. For administrative practicality, this designation will come into being at the same time as selective licensing, estimated to be 1 September 2020.
10. Agree the proposed scheme objectives as detailed in *Appendix 6*.
11. Agree to the proposed fee structure for licence applications made under the selective and additional licensing schemes at *Appendix 7*.
12. Agree the proposed licence conditions that would accompany any granted additional HMO licence at *Appendix 8*.
13. Agree the proposed licence conditions that would accompany any granted selective licence at *Appendix 9*.
14. Note the Equalities Impact Assessment in *Appendix 10*.
15. Subject to Cabinet agreeing 2.7- 2.9, that Cabinet delegate to the Cabinet Member for Licensing & Regulatory Services in consultation with the Director of Environment & Operational Services responsibility for agreeing the final document requesting confirmation of the selective licensing designation from the Ministry of Housing, Communities and Local Government (MHCLG) in consultation with the Director of Governance and Law.
16. Delegate to the Cabinet Member for Licensing & Regulatory Services in consultation with the Director of Environment & Operational Services authority to ensure compliance in all respects with all relevant procedures and formalities applicable to authorisation schemes.
17. Delegate to the Cabinet Member for Licensing & Regulatory Services in consultation with the Director of Environment & Operational Services authority to keep each scheme under review for the duration thereof and to agree changes to the proposed implementation of the schemes where necessary, including authority to keep the licence fees and licence conditions under review and to amend if necessary (either in an individual case or generally), and to ensure that all statutory notifications are carried out in the prescribed manner for the designations and to take all necessary steps to provide for the operational delivery of any licensing schemes agreed by Cabinet including but not limited to the procurement of services subject to the Council's Contract Procedure Rules.

BACKGROUND:

Please note that a copy of the Part 1 report is available on the Council's Democracy pages. Please refer to Item 5 on the [Cabinet Agenda](#) on Wednesday 22 January 2020 for further information.

LIST REFERENCE: 3/55/19-20

SUBJECT TITLE OF THE REPORT:							
HOUSING AND GROWTH STRATEGY							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	ALL	Cabinet	Monday 3 February 2020	None	Key Decision KD 4841	Harriet Potemkin / Deanna Hobday 02081321742 Harriet.potemkin@enfield.gov.uk / Deanna.hobday@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
<p>The Cabinet agreed to:</p> <ol style="list-style-type: none"> 1. Recommend the approval of the Housing and Growth Strategy to Full Council. 2. Delegate authority to the Leader, as the portfolio holder for new housing supply and regeneration, to approve measurable targets to deliver the strategy. 3. Note that key metrics will also be monitored in the 2020 Corporate Performance Report submitted quarterly to Cabinet. 4. Note that the targets will be published as an appendix to the strategy once these are finalised, with a planned date for publication being April 2020. 							
BACKGROUND:							
<p>Please note that a copy of the Part 1 report is available on the Council's Democracy pages. Please refer to Item 6 on the Cabinet Agenda on Wednesday 22 January 2020 for further information.</p>							

SUBJECT TITLE OF THE REPORT:							
HOMELESSNESS IN ENFIELD (2)							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	ALL	Cabinet	Monday 3 February 2020	None	Key Decision KD 5049	Joanne Drew joanne.drew@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
<p>The Cabinet agreed to:</p> <ol style="list-style-type: none"> 1. Join Capital Letters as an ‘A’ member in Phase 2 (April 2020) subject to agreement of the terms of joining Capital Letters (the Members Agreement). This to be authorised by the Director of Law and Governance. 2. Nominate the Director of Housing and Regeneration to the Board of Capital Letters. 3. Nominate the Lead Member for Social Housing to the Borough Representative Body of Capital Letters. 4. Approve the phased mobilisation of Enfield Let commencing April 2020 as a trading division of Housing Gateway Ltd, subject to the approval of the Board of Housing Gateway to the viability of the Business Plan with authority delegated to the Leader in consultation with the Cabinet Member for Finance and Procurement to agree the revised Housing Gateway Business Plan arising. 5. Delegate authority to the Executive Director of Place to join the Single Homelessness Prevention Service, subject to affordability within the agreed 2020/21 budget. 6. Note progress on the implementation of the Homelessness Prevention Strategy including the launch of the Homelessness Prevention Board. 							
BACKGROUND:							
Please note that a copy of the Part 1 report is available on the Council’s Democracy pages. Please refer to Item 7 on on the Cabinet Agenda on Wednesday 22 January 2020 for further information.							

SUBJECT TITLE OF THE REPORT:							
MERIDIAN WATER PRS SITE ACQUISITION							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1 & 2 (Para 3)	UPPER EDMONTON	Cabinet	Monday 3 February 2020	None	Key Decision KD 4945	Paul Gardner 020 8379 4754 paul.gardner@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
<p>The Cabinet agreed to:</p> <ol style="list-style-type: none"> 1. The acquisition by the Council of the 0.88 acre plot of land which currently houses the Pressure Reduction Station site for the figures set out in the Confidential Schedule. 2. The disposal by the Council of the 0.07 acre plot of land to the north of Willoughby Lane for the construction and maintenance of a new Pressure Reduction Station facility for the figures set out in the Confidential Schedule. 3. The granting of a 3 metre exclusion zone surrounding the boundary of the land to be transferred together with suitable access rights over land to Albany Road. 4. The granting of a building licence to Cadent required for the construction of the new Pressure Reduction Station. 5. Delegation to the Director of Meridian Water in consultation with the Acting Executive Director of Resources to approve entering into the land swap agreement subject to a review of the overall financial position of the deal following the receipt of the C4 estimate for the new PRS station. 6. Delegation to the Director of Law and Governance to complete all necessary documents to formalise the sale and purchase of land and the grant of a building licence on the basis of the Heads of Terms attached to the Confidential Schedule. 7. Delegation to the Director of Meridian Water to approve remediation and enabling works on the PRS site for the figures set out in the Confidential Schedule. 8. Note the intention to market the Pressure Reduction Station site for a meanwhile use and enter into a lease subject to compliance with the Property Procedure Rules. 							
BACKGROUND:							
<p>Please note that a copy of the Part 1 report is available on the Council's Democracy pages. Please refer to Item 8 on on the Cabinet Agenda on Wednesday 22 January 2020 for further information. The Part 2 report contains exempt information and will not be available to the press or public.</p>							

SUBJECT TITLE OF THE REPORT:							
MERIDIAN WATER INFRASTRUCTURE COMPULSORY PURCHASE ORDER (CPO)							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1 & 2 (Para 3)	UPPER EDMONTON	Cabinet	Monday 3 February 2020	None	Key Decision KD 4832	Madi Mukhametaliyev 020 8132 3059 madi.mukhametaliyev@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
<p>The Cabinet agreed to:</p> <ol style="list-style-type: none"> 1. Authorise a Compulsory Purchase Order pursuant to sections 226(1)(a) and 226(3) of the Town and Country Planning Act 1990 and section 13 of the Local Government (Miscellaneous Provisions) Act 1976 for the acquisition of land, interests and new rights within the area identified and shown edged red (the Order Land) in the attached Order map at Appendix 1 (the Order Map) for the delivery of infrastructure at Meridian Water. 2. Authorise, in accordance with section 122 of the Local Government Act 1972 the appropriation of land owned by the Council within the Order Land, to planning purposes pursuant to section 203 of the Housing and Planning Act 2016, so development may proceed without obstruction in respect of any claimed third-party rights. 3. Note (i) funding is in place for the land assembly and CPO costs (see Section 6.1), and (ii) funding for the SIW is contingent on release of HIF funding as set out in the body of the report. 4. Delegate to the Programme Director of Meridian Water in consultation with the Acting Executive Director of Resources and Director of Law and Governance, the authority to make the CPO. 5. Delegate to the Executive Director – Place, in consultation with the Director of Law and Governance, the power to effect all subsequent steps for the CPO including: confirming and implementation of the Order and to take all necessary steps to give effect to the Order in respect of the land shown on the plan at Appendix 1 including, but not limited to, the following procedural steps: <ol style="list-style-type: none"> 5.1 make any amendments and additions to the draft Statement of Reasons as deemed necessary to ensure that it is up to date prior to the making of the Order; 5.2 take all necessary steps to ensure the making, confirmation and implementation of the Order including the publication and service of any press, site and individual notices and other correspondence for such making; 5.3 make minor amendments to the Order Map, if required, to reduce the boundary of the Order area to align with works and land requirement and (once the boundary is finalised) update the Order Map to reflect on a plot by plot basis the extent of acquisition and rights required; 							

- 5.4 continue to negotiate with all landowners and occupiers within the Order boundary with the aim of acquiring interests by agreement, or relocation;
 - 5.5 negotiate with any landowners or occupiers who object to the Order to secure terms for the withdrawal of objections;
 - 5.6 seek confirmation of the Order by the Secretary of State (or, if permitted, by the Council pursuant to Section 14A of the Acquisition of Land Act 1981), including the preparation and presentation of the Council's case at any Public Local Inquiry as may be necessary including instruction of professionals to support the process;
 - 5.7 publish and serve notices of confirmation of the Order and thereafter execute and serve any General Vesting Declarations and/or Notices to Treat and Notices of Entry, and any other notices or correspondence to acquire those interests within the Order Land and to obtain and issue a warrant in the event of possession being refused or hindered;
 - 5.8 refer and conduct disputes relating to compulsory purchase compensation, to the Upper Tribunal (Lands Chamber) if necessary;
6. Approve the acquisition of any interests in land within the Order Land by agreement in conjunction with the proposed compulsory purchase, including any statutory payments and disturbance compensation.
 7. Delegate authority to the Programme Director of Meridian Water in consultation with the Director of Finance to agree final terms and approve the acquisition of any interests within the Order Land and also to settle any rights needed to facilitate the delivery of the scheme (such as crane oversailing licences), with any legal documents to be approved by Legal Services on behalf of the Director of Law and Governance.

BACKGROUND:

Please note that a copy of the Part 1 report is available on the Council's Democracy pages. Please refer to Item 9 on on the [Cabinet Agenda](#) on Wednesday 22 January 2020 for further information. The Part 2 report contains exempt information and will not be available to the press or public.

LIST REFERENCE: 7/55/19-20

SUBJECT TITLE OF THE REPORT:							
INDEPENDENCE AND WELLBEING ENFIELD (IWE LTD), FUTURE OPERATING MODEL FROM 2020/21							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	ALL	Cabinet	Monday 3 February 2020	None	Key Decision KD 5035	Doug Wilson 02083791540 Doug.wilson@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
<p>The Cabinet agreed to:</p> <ol style="list-style-type: none"> 1. Approve the dissolution of IWE Ltd as an Enfield Council trading company and its executive board. 2. Approve the transfer of services currently provided by IWE Ltd to the Council. 3. Note that the proposed arrangement will be a relevant transfer under the Transfer of Undertakings (Protection of Employment) Regulations 2006, and all employees of IWE Ltd meeting the relevant criteria under the Regulations will automatically transfer to the Council. 4. Delegate authority to the Executive Director – People in consultation with the Director of Law & Governance and the Director of Human Resources & Organisational Development to implement the above recommendations, including taking all actions required by the Council as shareholder to effect the dissolution of IWE Ltd and the executive board. 							
BACKGROUND:							
Please note that a copy of the Part 1 report is available on the Council’s Democracy pages. Please refer to Item 10 on the Cabinet Agenda on Wednesday 22 January 2020 for further information.							

LIST REFERENCE: 8/55/19-20

SUBJECT TITLE OF THE REPORT:							
QUARTERLY CORPORATE PERFORMANCE REPORT							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Part 1	ALL	Cabinet	Monday 3 February 2020	None	Non-Key	Sam Buckley 02083793362 Sam.buckley@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
The Cabinet agreed to note, for information only, the progress being made towards achieving the identified key priorities for Enfield.							
BACKGROUND:							
Please note that a copy of the Part 1 report is available on the Council's Democracy pages. Please refer to Item 11 on the Cabinet Agenda on Wednesday 22 January 2020 for further information.							

LIST REFERENCE: 9/55/19-20

SUBJECT TITLE OF THE REPORT:							
INSTALLATION OF SHARED GROUND LOOP GROUND SOURCE HEAT PUMP (GSHP) SYSTEM AND PROVISION OF ADDITIONAL DWELLINGS (PRUDEN CLOSE PROJECT)							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes in to effect	Interest declared in respect of the Decision	Category of decision (i.e. Key, Non-Key, Council, Urgent)	Contact Details	Eligible for Call-in & Date to be called in by
Parts 1 & 2 (para 3)	SOUTHGATE	Executive Director Place	Monday 3 February 2020	None	Key Decision KD 5036	Gary Knights 0208 132 0805 garry.knights@enfield.gov.uk	Yes – Friday 31 January 2020
DECISION							
<p>AGREED: that the following decision will come into effect on Monday 3 February 2020, subject to not being called in: Approval is given to award the GSHP installation contract to Kensa Heat Pumps Ltd.</p>							
ALTERNATIVE OPTIONS CONSIDERED							
<p>The options appraisal considered all viable installation types such as like for like replacement, installation of individual boilers to dwellings, installation of electric heating and hot water systems etc and determined that a GSHP system was most suitable for the reasons described in the report.</p>							
REASONS FOR RECOMMENDATIONS							
<ol style="list-style-type: none"> 1. This project forms part of planned programme for the modernisation of district boilers within the borough. 2. The scheme is part of Major Works Capital Programme 2019/20 for which budgetary provision has been made. 3. In line with the Council's declaration of climate emergency and commitment to make Enfield Council carbon neutral by 2030 – or earlier if possible. 4. The recommended Contractor can be appointed quickly via a recognised framework agreement and we have carried out due diligence on the framework. 5. To demonstrate that this proposed award is value for money we compared with similar projects carried out for Enfield Council in the past. The approximate cost of installing the Kensa GSHP, the new hot water cylinder and the new wet central heating system per flat (as well as removing the existing system from each flat) are comparable. We also appointed a Quantity Surveyor to ensure that there is competitive pricing throughout the project. 							
BACKGROUND							
<p>Please note that a copy of the Part 1 report is available on the Council's democracy pages. The Part 2 report contains exempt information and will not be available to the press or public.</p>							

