



PUBLICATION OF DECISION LIST NUMBER 59/20-21

MUNICIPAL YEAR 2020/21

Date Published: 23 April 2021

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 – 23 April 2021

List Ref	Decision Made by	Date Decision came/ 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 No.
1/59/20-21	Cabinet	Tuesday 4 th May 2021	Part 1	Quarterly Corporate Performance Report	Non Key	All	Friday 30 th April 2021	3
2/59/20-21	Cabinet	Tuesday 4 th May 2021	Part 1	Use of High Needs Block Funding to Support Early Intervention for Children and Young People	Key Decision 5296	All	Friday 30 th April 2021	4
3/59/20-21	Cabinet	Tuesday 4 th May 2021	Part 1 & 2 (Para 3)	Build the Change Programme	Key Decision 5280	All	Friday 30 th April 2021	5
4/59/20-21	Cabinet	Tuesday 4 th May 2021	Part 1 & 2 (Para 3)	Tendering Extra Care Services	Key Decision 5184	All	Friday 30 th April 2021	6
5/59/20-21	Director of Environment & Operational Services	Tuesday 4 th May 2021	Part 1	Borough Capital Programme 2021/22 – Highways and Street Scene.	Key Decision 5279	All	Friday 30 th April 2021	7-8
6/59/20-21	Executive Director Place (Sarah Cary)	Friday 23 April 2021	Part 1&2 (Para 3)	Acquisition, Leaseback and Settlement of Compensation with Metropolitan Housing Trust for Freehold Property 63 Alma Road	Key Decision KD:5316/U233	Ponders End	No (Rule 16 Urgent Decision)	9-10

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 21 April 2021 along with the relevant reports, which summarise the reasons for recommendations and alternative actions considered in relation to each decision.

LIST REFERENCE: 1/59/20-21

SUBJECT TITLE OF THE REPORT:							
QUARTERLY CORPORATE PERFORMANCE REPORT (QUARTER 3)							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes into 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	Tuesday 4 th May 2021	None	Non Key	Sam Buckley Sam.buckley@enfield.gov.uk 0208 132 1357	Friday 30 th April 2021
DECISION							
<p>AGREED, subject to call in, to:</p> <p>1. Note, for information only, the progress being made towards delivering the key priority indicators for Enfield.</p>							
BACKGROUND							
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 for 21 April 2021 for further information.							

LIST REFERENCE: 2/59/20-21

SUBJECT TITLE OF THE REPORT:							
USE OF HIGH NEEDS BLOCK FUNDING TO SUPPORT EARLY INTERVENTION FOR CHILDREN AND YOUNG PEOPLE							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes into 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	Tuesday 4th May 2021	None	Key Decision 5296	Caroline Fanning Caroline.fanning@enfield.gov.uk	Friday 30 th April 2021
DECISION							
<p>AGREED, subject to call in, to:</p> <ol style="list-style-type: none"> 1. Endorse the use of High Needs Block funding to invest in two Early Intervention Models: Speech, Language and Communication Needs; and Autism. 							
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 the Cabinet Agenda for 21 April 2021 for further information.							

LIST REFERENCE: 3/59/20-21

SUBJECT TITLE OF THE REPORT:

BUILD THE CHANGE PROGRAMME

Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes into 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)	All	Cabinet	Tuesday 4 th May 2021	None	Key Decision 5280	Mark Bradbury Mark.bradbury@enfield.gov.uk 0208 379 1451	Friday 30 th April 2021

DECISION

AGREED: subject to call in, to:

1. Note the allocations in the Council's approved Capital 10 Year Programme for the Build the Change Programme of £10.7m in 2021/22 and £15.2m in 2022/23, £6.7m in 2023/24 and £6.9m in 2024/25.
2. Approve the spend of £14.5m in 2022/23 and £0.7m in 2023/24 in accordance with this approved Capital 10 year programme at Council to deliver completion of the Housing Hub at Edmonton Green, the Children and Families Hub at Thomas Hardy House and improvements to the ground to fourth floors of A Block and to D Block at the Civic Centre.
3. Delegate authority to the Director of Property and Economy in consultation with the Executive Director Resources, to procure consultants and contractors in accordance with Contract Procedure Rules as necessary to deliver the programme.
4. Approve the principle of a disposal of the Claverings Industrial Estate to facilitate its redevelopment to provide modern, energy efficient employment space. The proposed disposal route and business case would be the subject of a Cabinet report to follow.
5. Approve the principle of a new Mental Health and Wellbeing Hub, which would provide an easy point of access for any person who had care and support needs for their mental health and any person who cares for someone with mental health needs. Under these proposals staff from the Integrated Mental Health Service currently located at 58-60 Silver Street (Enfield Town) and the first floor of Park Avenue (near Enfield Town) would be brought together in a single location (currently to be determined following an options appraisal), to deliver in a new re-provisioned community hub service.

BACKGROUND

Please note that a copy of the Part 1 report is available on the Council's democracy pages. Please refer to Item 8 on the Cabinet Agenda for 21 April 2021 for further information. As the part 2 Appendix contains exempt information it will not be made available to the press or public.

LIST REFERENCE: 4/59/20-21

SUBJECT TITLE OF THE REPORT:							
TENDERING EXTRA CARE SERVICE							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes into 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)	All	Cabinet	Tuesday 4 th May 2021	None	Key Decision 5184	Nancie Alleyne Nancie.alleyne@enfield.gov.uk	Friday 30 th April 2021
DECISION							
<p>AGREED: subject to call in, to:</p> <ol style="list-style-type: none"> 1. Endorse and agree to award a 3+2+2 year contract for care and support services at Alcazar Court Extra Care Housing Scheme and Skinners Court Extra Care Housing Scheme respectively, to the successful service provider outlined in the part 2 appendix of the report (containing exempt information) on the basis outlined in paragraph 4 of the report. 2. Agree that a Cabinet Member agrees to the formal approval of the 2+2 year extensions periods of the contracts for both Alcazar Court and Skinners Court, subject to satisfactory performance. 							
BACKGROUND							
<p>Please note that a copy of the Part 1 report is available on the Council's democracy pages. Please refer to Item 9 on the Cabinet Agenda for 21 April 2021 for further information. As the part 2 Appendix contains exempt information it will not be made available to the press or public.</p>							

LIST REFERENCE: 5/59/20-21

SUBJECT TITLE OF THE REPORT:							
Borough Capital Programme 2021/22 – Highways and Street Scene.							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes into 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	Director of Environment & Operational Services	Tuesday 4 th May 2021	None	KD 5279	Trevor King Group Engineer, Network Management & Improvements trevor.king@enfield.gov.uk	Friday 30 th April 2021
DECISION							
<p>AGREED subject to not being called in:</p> <ol style="list-style-type: none"> 1. That approval is granted to spend £7,972,250 of the 2021/22 Highways & Street Scene budget of £8,043,00, approved as part of the 10 year Capital programme, by Council in March 2021(KD5210). This is fully funded by Council borrowing. 2. that approval is granted to spend £250,000 of the 2021/22 Flood alleviation budget of £500,000 approved as part of the 10 year Capital programme, by Council in March 2021(KD5210). This is funded by Council borrowing. 3. That approval is granted to spend £300,000 of the 2021/22 Town Centre budget of £3,591,000 approved as part of the 10 year Capital programme, by Council in March 2021(KD5210). The Town Centre budget is supplemented by government grants. 4. That approval is granted to spend £80,000 of the 2021/22 Alleygating budget of £100,000 approved as part of the 10 year Capital programme, by Council in March 2021(KD5210). This is fully funded by Council borrowing. 5. That approval be given to the proposed items of work and breakdown of funding as shown in table 1 and the proposed schedules of schemes associated with the breakdown for carriageways, footways, bridge maintenance and watercourses/flood management contained in Appendices 1 to 4 of this report and the priority town centres in Appendix 5 of this report. 6. That approval be given to placing of orders through any existing relevant term contracts, new term contracts as they are renewed, or the inviting of tenders / quotations, evaluation and award of individual scheme contracts as appropriate. 7. That authority be given to the Director of Environment and Operational Services to amend the programme of works and funding allocations within the approved budgets as necessary for operational reasons and to approve, in consultation with the Cabinet Member, individual bridge scheme projects and town centre schemes once these have been identified. 8. That authority be given to the Head of Highway Services to adjust the approved estimated costs of individual schemes within the Highways and Street Scene capital programme as a result of progressing the detailed designs, subject to costs being contained within the overall agreed programme allocations and to reporting of revised costs to the Director of Environment and Operational Services on a quarterly 							

basis.

ALTERNATIVE OPTIONS CONSIDERED

Local highway authorities should adopt the principle that ‘prevention is better than cure’ in determining the balance between structural, preventative and reactive maintenance activities in order to improve the resilience of the highway network and minimise the occurrence of potholes in the future. Any alternative to sustained levels of capital funding would go against prevention and proper asset management and principles set out in Well Maintained Highway Infrastructure Assets: A Code of Practice, which all local highway authorities are expected to follow. This would result in greater reactive maintenance and continued deterioration of the highway network and other associated assets, for which even greater capital funding will be required in the future.

REASONS FOR RECOMMENDATIONS

Approval of the allocated items of work shown in table 1 will allow the Council to continue with its programme of maintaining the condition of its carriageways, footways and associated highway assets, implement flood management schemes, proceed with initiatives for town centre revival and continue the programme of alley gating.

Please note that a copy of the Part 1 report is available on the Council’s democracy pages.

LIST REFERENCE: 6/59/20-21

SUBJECT TITLE OF THE REPORT:							
ACQUISITION, LEASEBACK AND SETTLEMENT OF COMPENSATION WITH METROPOLITAN HOUSING TRUST FOR FREEHOLD PROPERTY 63 ALMA ROAD							
Part 1 or 2 (relevant exempt Paragraph)	Wards affected by decision	Decision taken by	Date Decision comes into 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)	Ponders End	Executive Director of Place	24 April 2021	None	KD5316/U233	Sarah Baldwin Housing Acquisition Manager Sarah.baldiwn@enfield.gov.uk 020 8132 2678	No (Rule 16)
DECISION							
<p>AGREED subject to not being called in:</p> <ol style="list-style-type: none"> To delegate authority to the Executive Director for Place in consultation with Director Law and Governance to enter into contracts with MHT on a sale and leaseback arrangement, whereby MHT continues to manage the properties, including repairs and maintenance, for a period of 2 years and at the end of that is obligated to return the property to the Council with vacant possession. To approve part payment to MHT on completion of the sale and leaseback contract, with the balance to be paid on securing of vacant possession which will be no later than the 2-year period, following grant of the lease. 							
ALTERNATIVE OPTIONS CONSIDERED							
<p>The options available to the Council are i) to acquire with tenants and take on the management and responsibility or ii) agree a sale and leaseback arrangement, whereby MHT retain the management function for the period prior to land drawdown to CPUK. Given the tenants expected to remain as Housing Association tenants and the legal context, the preferred option is the acquisition by settlement of the compensation and responsibility for Vacant Possession falling to MHT.</p>							
REASONS FOR RECOMMENDATIONS							
<p>To pay CPO compensation to MHT in full and final settlement of the Council's acquisition of the property, which is critical to the wider regeneration of the Alma Estate and delivery of new affordable housing.</p> <p>Notice of the General Vesting Declaration was made on 18 January 2021 to Metropolitan Housing Trust Limited, which means, on expiry of three months the Council will take possession. As the property is tenanted, it was anticipated that before notice expired, the Council would exercise its duty to voluntarily buy back the required land and property in the shadow of the Order on a sale and leaseback arrangement. The Council is therefore acquiring the Property prior to the Vesting Date to reduce the risk of a compensation claim and the cost of taking on nine tenancies to be rehoused in the next two years.</p>							

The February 2021 Better Council Housing Report (KD 5219) delegates to the Executive Director of Place, in consultation with Executive Director of Resources, to enter into development partnerships, award contracts for works and professional services and enter into or agreements for the acquisition or disposal of property for development schemes
Under the sale and leaseback arrangement, the Council will receive the property in 2 years time with vacant possession. The claim payment secures the transfer of asset.

BACKGROUND

Please note that a copy of the Part 1 report is available on the Council's democracy pages. As the part 2 Appendix contains exempt information it will not be made available to the press or public.

SECTION 2: Notice of forthcoming Key Decisions for which it has not been possible to provide notice

This section lists the Key Decisions that are proposed to be taken by the Council, which require publication in accordance with the Local Government Act 2000. The decisions listed are those for which it has not been possible to provide 28 days' notice and need to comply with the Council's urgency procedure. There are two routes that can be followed in this instance to enable a decision to be taken.

1. Rule 15 – General Exceptions

This procedure is used in cases when:

- it is not possible to provide the required 28 days' notice of a key decision; but
- it is possible to provide a minimum of 5 working days' notice prior to the decision being taken;

2. Rule 16 – Special Urgency

This procedure should only be used in exceptional circumstances where it is not possible to:

- provide the required 28 days' notice prior of a key decision; and
- provide a minimum of 5 working days' notice prior to the decision needing to be taken;

These decisions will not be eligible for call-in.

If you have any queries or wish to obtain further report information or information on a decision please refer to: Claire Johnson 020 8379 4239

DETAILS OF RULE 16 DECISION

Part 1/2* and reason	Date Decision Planned	Decision of	Proposed Key Decision	Ward/s affected by the decision	Contact Name and Number
Part 1 & 2 (Para 3)	23 April 2021	Executive Director of Place	<ol style="list-style-type: none"> 1. To pay MHT in settlement under the CPO compensation legislation, as outlined in Appendix 1 / Part 2 of the decision report. 2. To delegate authority to the Executive Director for Place in consultation with Director Law and Governance to enter into contracts with MHT on a sale and leaseback arrangement, whereby MHT continues to manage the properties, including repairs and maintenance, for a period of 2 years and at the end of that is obligated to return the property to the Council with vacant possession. 3. To approve part payment to MHT on completion of the sale and leaseback contract, with the balance to be paid on securing of vacant possession which will be no later than the 2-year period, following grant of the lease. 	Ponders End	Amena Martin 020 8148 4384

Reasons for Urgency:

The acquisition is pursuant to an order entitled the London Borough of Enfield (Alma Estate Regeneration) Compulsory Purchase Order 2016 confirmed on 15 December 2017.

The powers granted from the Secretary of State expired on 6 February 2021 therefore prior to such date, the Council had to implement powers of compulsory acquisition before that expiry date. Therefore, for all parties where voluntary agreement hadn't been reached by the start of the year, the Council proceeded with arrangements to implement powers.

Notice of the General Vesting Declaration (to implement our powers) was made on 18 January 2021 and served on Metropolitan Housing Trust Limited, which means on expiry of three months the Council is entitled to take possession and title vests in the

Council's ownership as at 26 April 2021.

As the property is tenanted, the Council is undertaking an arrangement by sale and leaseback to mitigate the cost and obligations of taking on nine secure tenancies and the liabilities which flow from this. Furthermore, to safeguard its position pursuant to the Development Agreement with Countryside Properties UK (13 November 2014), the Council has included a longstop date by when vacant possession must be granted to the Council by MHT.

As the negotiations with MHT have taken longer than anticipated this has resulted in the governance process not being met

It was not possible to give the required 28 day notice and include the decision on the Council's Key Decision List because the negotiations in respect of the leaseback arrangements were ongoing until a late stage and as terms have now been settled, the decision to authorise completion is needed prior to the General Vesting Declaration (No.8) date of 26 April 2021.

Background Papers:

No.	Description of Background Papers	Name and Telephone No. of Document Holder	Location/e-mail address
	None		