



PUBLICATION OF DECISION LIST NUMBER 5/22-23

MUNICIPAL YEAR 2022/23

Date Published: 1 July 2022

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 contact democracy@enfield.gov.uk

INDEX OF PUBLISHED DECISIONS – 1 July 2022

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.
1/5/22-23	Cllr Nesil Caliskan (Leader of the Council)	Monday 11 July 22	Part 1 & 2	Meridian Water Housing Infrastructure Grant (HIF) - Variation Grant Determination Agreement	KD 5459	Upper Edmonton	Yes Friday 8 July 22	3-4

DECISIONS

For additional copies or further details please contact the Governance Team.

LIST REFERENCE: 1/5/22-23

SUBJECT TITLE OF THE REPORT:							
MERIDIAN WATER HOUSING INFRASTRUCTURE GRANT (HIF) - VARIATION GRANT DETERMINATION AGREEMENT							
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)	Upper Edmonton	Cllr Nesil Caliskan (Leader of the Council)	Monday 11 July 22	None	KD 5459	Pauline Albers Regeneration Manager Pauline.Albers@enfield.gov.uk 020 8132 2587	Yes Friday 8 July 22
DECISION							
<p>AGREED subject to not being called in: The Leader of the Council agreed:</p> <ol style="list-style-type: none"> To delegate authority to Director of Development in consultation with the Director of Law and Governance and Executive Director of Resources to agree such amendments to the GDA as are necessary to vary milestone dates for delivery, increase the amount that may be reclaimed by the Council as “Preliminary Expenditure” and de-link the Rail Works (noting that the overall maximum grant funding will not be increased). To approve an additional works expenditure for the amount set out in Confidential Appendix A to be funded from the MW Capital Programme and reimbursed from HIF grant on a quarterly basis (noting that such expenditure will only be reimbursed by DLUHC in arrears on a quarterly basis if (i) all conditions to grant funding being satisfied or (ii) variations to the GDA set out at para 2 of the report being agreed and signed). To approve a further preliminary expenditure for the amount set out in Confidential Appendix A in the event that there are unforeseen delays to completing the variations or the grant conditions being satisfied as referred to in pg. 6 of the report. This will only be expended if agreed with DLUHC as recoverable. To note that if any expenditure approved in paragraphs 3 and 4 of the report were not reimbursed by DLUHC for the reasons stated in paragraph 3, this would have to be initially funded by borrowing and paid back via an unbudgeted revenue cost. To note that Cabinet (KD5181) delegated authority to approve variations to the Street Works PCSA of the to the Programme Director – Meridian Water in consultation with the Executive Director of Resources and Director of Law and Governance, subject to sufficient funds being available and satisfactory performance of the contractor. 							
OPTIONS CONSIDERED							
1. For the detail of the options considered see the HIF Options report. (attached to part 2)							

2. **Do Nothing.** This option will result in having to pause both Rail and Street Works, until the budget pressures on the Street Works have been resolved and additional HIF funding for inflation cost by DLUHC is confirmed. This option has been rejected as it will have major impacts on programme, budget and housing outputs in Meridian Water.
3. **Pause Street Works.** This options de-links the Rail and Street Works under the GDA, enabling Rail Works to progress. Street Works are paused, and team is stood down until positive outcome of the DLUHC funding review expected in November. This option has been rejected as it will have significant impacts on programme, budget and housing outputs in Meridian Water.

REASONS FOR PROPOSAL

1. The Council has made considerable progress on the delivery of the Strategic Infrastructure Works since entry into the GDA in October 2020. Key approvals have been obtained and completion of contractor procurement on both Rail and Street Works means that the project teams are preparing to deliver the works on site.
2. There have been some delays to achieving some of the milestone dates set out in the GDA and DLUHC have agreed in principle to vary these. The variation proposed in this report will enable the Council and DLUHC to reflect the current position and enable the Council to continue to submit claims for grant funding
3. The GDA distinguishes between different categories of funding: (i) Historic Costs (i.e. costs incurred by the Council prior to entry into the GDA); (ii) Preliminary Expenditure; and (iii) the main grant funding which constitutes more than 80% of the total available amount of grant funding. The Council’s ability to request “main grant funding” is subject to various conditions including the provision of evidence from the Section 151 Officer that the Council has sufficient funds (in addition to the HIF Funding) whether from its own resources or otherwise to complete the rail and street infrastructure works. Currently the s151 officer is unable to give this assurance because the street works are estimated to exceed the available budget (£116.1m), mainly due to exceptional inflation costs. The Council and DLUHC are currently exploring ways to resolve this and an outcome is expected at the end of 2022, when a further report will be brought forward by officers with recommended proposals. In the meantime, the GDA obliges the Council to deliver the infrastructure works by March 2024 in order to access the full amount of grant funding and to comply with the grant conditions. Conditions to claiming Preliminary Expenditure are less onerous than the conditions to claiming the main grant funding. It is therefore proposed that DLUHC reduce the “main grant funding” by the amount set out in part 2 of the report and increase the amount of funding available for Preliminary Expenditure by the same amount. This will enable the Council to proceed with Street Works pending the outcome of the funding decision at the end of this year.
4. The rail infrastructure works are reporting to be within budget and therefore the S151 officer may give the necessary assurances in respect of Rail Works. It is therefore proposed that rail works are “de-linked” from the Street Works in the GDA such that the Council may access the “main grant funding” in respect of Rail Works only. This (as well as the increase to the Preliminary Expenditure described above) will require a variation to the GDA and will enable the rail project to continue on programme and within budget. The variations proposed will enable the Council to progress both projects and minimises the impact on programme and housing outputs whilst maintaining a balanced budget position until completion of DLHUC funding review towards the end of the year.

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 available to press and public.