

London Borough of Havering Record of Decisions of Cabinet on Wednesday 5 August 2020

1. **TITLE: Licensing Policy Consultation**

2. **DECISION MADE BY:** Cabinet

3. **DECISION:**

Cabinet:

Agreed for a full statutory consultation regarding the Havering Statement of Licensing Policy to be conducted pursuant to Section 5(3) of the Licensing Act 2003 as set out in the Cabinet report.

Noted that the consultation will be for a period of 12 weeks

4. **REASON FOR DECISION**

This is a statutory requirement.

5. **ALTERNATIVE OPTIONS CONSIDERED**

There are no other options.

6. **DOCUMENT CONSIDERED:** CABINET0417-1 (1) 210720
Draft Statement of Licencing policy 2020 FINAL
DRAFT 210720 Changes Highlighted

1. **TITLE: Local Plan Consultation on Main Modifications and publication of temporary changes to the Statement of Community Involvement**

2. **DECISION MADE BY:** Cabinet

3. **DECISION:**

Cabinet:

Agreed to receive the Supplementary agenda adding annex 21 to the report submitted and:

(1) **Noted and considered** the proposed Main Modifications and changes to the supporting evidence base documents resulting from the Local Plan Examination including, specifically, the Proposed Main Modification for car parking.

(2) **Agreed** the Proposed Main Modifications and changes to supporting documents resulting from the Local Plan Examination (as set out in Annexes 2 – 16) being the subject of public consultation

(3) **Agreed** the proposed ‘minor’ changes following the Local Plan Examination and publish these for information (as set out in Annex 17)

(4) **Agreed** to publish a ‘composite’ Local Plan document (including Proposed Main Modifications and proposed ‘minor’ changes) for information (as set out in Annex 18)

(5) **Agreed** the recommended temporary amendments to the Council’s Statement of Community Involvement (as set out in Annex 19) which sets out how the Council will undertake public consultation when preparing Local Plans and for this to be published

(6) **Agreed** the Equalities Impact Assessment informing the amended Statement of Community Involvement (as set out in Annex 20)

(7) **Delegated** responsibility to the Director of Neighbourhoods in consultation with the Leader of the Council, for the Council’s formal response to the Local Plan Inspector following the consultation (including the agreement of any further changes to the Main Modifications and supporting documents considered necessary)

(8) **Agreed** to publish the outcomes of the public consultation

(9) **Noted** that the current Local Development Scheme document will be revised and updated following the adoption of the Local Plan

4. **REASON FOR DECISION**

The option of not going out to consultation on the proposed Main Modifications was rejected because:

☐ It is a statutory requirement for boroughs to have up to date Local Plans and not providing this additional information would mean the Inspector may not be able to make a decision on whether the Havering Local Plan is ‘sound’ and should be approved

☐ An adopted Local Plan will better enable the Council to maintain effective local control over planning in Havering to ensure that development is in the best interests of Havering. In the absence of an up to date and adopted Havering Local Plan, planning decisions would be taken with reference to the Government’s National Planning Policy Framework and the London Plan. These strategies do not reflect local circumstances as well as a Local Plan prepared specifically for Havering.

☐ An adopted Local Plan will better enable Havering to respond positively to the challenges resulting from the Covid 19 pandemic and this accords with the latest Government guidance

Having an up to date Local Plan will:

☐ enable the Council to bring forward other linked pieces of work such as Masterplans for Romford and Rainham

☐ support other planning and regeneration programmes

☐ assist the Council in its infrastructure planning necessary to support change and growth in Havering

It would not be possible to undertake the necessary public consultation on the Proposed Main Modifications and updated evidence base in line with the approach set out in the adopted Statement of Community Involvement (SCI) as specified locations for 'hosting' consultation documents (such as Havering's libraries and the Public Advice and Service Centre) have been closed during the 'lock-down'. In particular, not placing the consultation items at the required locations (Havering libraries and the Public Advice and Service Centre in Romford) would be contrary to the commitments set out in the Council's Statement of Community Involvement (which sets out how the Council will undertake public consultation on planning matters).

If consultation took place during the 'lock-down' and the community was not able to have reasonable access to consultation documents, there would be a risk that the Local Plan Inspector may consider that the Local Plan failed to meet requirements around legal compliance and the Local Plan could be found 'unsound'.

Bringing forward the recommended changes to the SCI (including lengthening the consultation period and using other tools and platforms) will enable the Council to ensure that stakeholders have the opportunity to have a meaningful engagement in the preparation of the Local Plan in line with the Council's commitment to engaging with the community in its plan-making work.

5. **ALTERNATIVE OPTIONS CONSIDERED**

6. **DOCUMENT CONSIDERED:** ProposedMainModsCabinetAugust2020
 Annex1-Table
 SummaryChangespolicytext(Aug2020)
 Annex2-MainModificationsSchedule(Aug2020)
 Annex3-ScheduleProposalsMapChanges(Aug2020)
 Annex4-HRA(Aug2020)
 Annex5-UpdatedHIA(Aug2020)
 Annex6-SA(Aug2020)
 Annex7-OlderPersonsHousing(Aug2020)
 Annex8-HPSUpdateOctober2019(Aug2020)
 Annex9-UpdateAnnex8HPSOctober2019(Aug2020)
 Annex10-UpdatedAnnexesforHPS(August2020)
 Annex11-
 HousingTrajectoryOctober2019(Full)(Aug2020)
 Annex12-GTAAUpdateJuly2019(Aug2020)
 Annex13-SiteLayouts(Aug2020)
 Annex14-PitchDeliverabilityAssessments(Aug2020)
 Annex15-ProposalsMapChanges(Aug2020)
 Annex16-SupplementaryRetailNote(Aug2020)
 Annex17-ScheduleofMinorMods(Aug2020)
 Annex18-CompositeHaveringLocalPlan(Aug2020)
 Annex19-
 StatementofCommunityInvolvementUpdate(Aug2020
)
 Annex20-EqlAforamendedSCI(Aug2020)
 annex 21 Statement from the Council on changes to
 the Use Classes August 2020

1. **TITLE: EXCLUSION OF THE PUBLIC**

2. **DECISION MADE BY:**

3. **DECISION:**

It was agreed that the rest of the meeting would be held in private to enable consideration and discussion regarding exempt papers.

1. **TITLE: Remodelling of oneSource Services: New arrangements for the Finance function across Havering, Newham and Bexley**

2. **DECISION MADE BY:** Cabinet

3. **DECISION:**

1. Subject to 2 below and for the reasons set out in the report and its appendices, Cabinet, **agreed** the variation of the oneSource agreement between the Council and the London Boroughs of Newham and Bexley on the following terms:
 - a. London Borough of Bexley's full withdrawal from oneSource from 31st July 2020, waiving the requirement to give 15 months' notice;
 - b. London Borough of Newham's withdrawal of its delegation to the oneSource Joint Committee of all Finance Services provided by oneSource except for the Finance services provided currently by the Transactional Team, Treasury and Pensions and the Oracle Systems Support Team (the latter initially for one year only);
 - c. The financial compensation payable by the exiting boroughs to Havering as detailed in Table 1 of the oneSource report considered at oneSource Joint Committee on 26 June 2020 (Exempt Appendix 1);
 - d. To vary the oneSource Agreement generally and the remodelling of oneSource services specifically to the extent that the affected services and the relevant delegations are executive functions of the Council;
 - e. To the London Borough of Bexley's withdrawal from the membership of the oneSource Joint committee with effect from 31 July 2020;
2. Cabinet **agreed** that the decisions in 1 above are subject to the approval by Bexley and Newham of all of the terms of the agreement reached at the oneSource Joint Committee on 26 June 2020 and the formation of a contract between the three boroughs to give effect to the agreement.
3. Cabinet **delegated** the implementation of the agreement reached at the oneSource Joint Committee on 26 June 2020 to the Executive Director of oneSource;
4. Cabinet noted that the other Councils may continue to share some of the proposed withdrawn services for a transitional period beyond 31 July 2020 whilst permanent arrangements are put in place within the sovereign boroughs.

4. REASON FOR DECISION

The Joint Committee arrangement is backed by an agreement under section 101 of the Local Authority Act 1972 between the three authorities, the oneSource Joint Agreement. This agreement provides for the variation of the agreement, which may include the addition or withdrawal of services. The agreement provides for the agreement of compensatory payments arising from any variation of the agreement.

5. ALTERNATIVE OPTIONS CONSIDERED

The proposals followed a long period of negotiation. The oneSource agreement between the Councils set out the process for the variation and withdrawal from oneSource to be followed in the event mutual agreement was not reached.

6. **DOCUMENT CONSIDERED:** Havering oneSource Cabinet Report 5 August v1.3
JC Exempt report App 1

1. **TITLE:** **Havering and Wates Regeneration Covid-19 Options Paper**

2. **DECISION MADE BY:** Cabinet

3. **DECISION:**

Cabinet:

1. **Approved** the recommendation option 4 set out in the Report to progress the development of Napier New Plymouth as a 100 per cent Council scheme, at a total development cost of £57.370 million, and delegates the final decision on the tenure of the additional 71 units to the Director of Regeneration in consultation with the Director of Housing.
2. **Noted** that the Leader of the Council, after consultation with the s151 Officer will be responsible for the approval of the revised business case for Napier New Plymouth and related viability assessment.
3. **Authorised** the Director of Regeneration to take all steps necessary to negotiate and enter into variations of any of the joint venture documentation and the planning permission and associated planning obligation to the extent required to enable the implementation of Option 4.

4. REASON FOR DECISION

- 1.1 The adoption of option 4 by the JV is a consent matter. Without the Council's approval, as a Member of the LLP, the revised Business Case for NNP could not be adopted and the current approved Business Plan would be maintained. The Council is in contract with WCL as a commercial partner for the delivery of the regeneration of sites within work package one and to share the associated costs. These commitments will need to be upheld.
- 1.2 In order to set aside the necessary funding for NNP, it will be necessary to approve the

revised business case underpinning the change to a 100 per cent Council scheme. Not approving the revised Business Case will delay the delivery of the Napier New Plymouth development, which may have a negative impact on the Council's ability to deliver on targets including affordable housing delivery and achieving targets agreed with the GLA in the Overarching Borough Intervention Agreements.

- 1.3 Not adopting option 4 may also give rise to negative market sentiment with a consequential impact on the wider development market that this scheme would otherwise seek to stimulate.

5. ALTERNATIVE OPTIONS CONSIDERED

6. **DOCUMENT CONSIDERED:** Havering and Wates JV COVID 19 Options
PUBLIC_FINAL20200727 (003) (002)
Appendix 1 - ExemptAppendix_FINAL20200722
Appendix 2 - PHASE VIABILITY PLAN NNP