

## Notice of Non-key Executive Decision

<b>Subject Heading:</b>	Land of the Fanns Supplementary Agreement
<b>Cabinet Member:</b>	Councillor Osman Dervish
<b>SLT Lead:</b>	Neil Stubbings, Director of Regeneration Programme Delivery
<b>Report Author and contact details:</b>	Lauren Gee, Regeneration Officer, Economic Development. X1784 <a href="mailto:lauren.gee@havering.gov.uk">lauren.gee@havering.gov.uk</a>
<b>Policy context:</b>	Mayor's London 2020 Vision London Riverside Opportunity Area Framework Havering Local Development Framework Roding, Beam and Ingrebourne Catchment Plan 2015 Havering Green Infrastructure Strategy 2016 Rainham and Beam Park Planning Framework 2016 Havering Local Plan Thames Chase Plan All London Green Grid SPD Land of the Fanns Landscape Conservation Action Plan
<b>Financial summary:</b>	In 2016, the Land of the Fanns Partnership was awarded £1.36m by the Heritage Lottery fund, to deliver the 26 individual projects which make up the scheme over a period of five years. The total value of the programme is £2.4m.

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	All funding for projects and overheads in years 1 & 2 is secured, including cash match. No individual project will go ahead until all match funding for that project is secured by the Lead Party.
<b>Relevant OSC:</b>	Towns and Communities
<b>Is this decision exempt from being called-in?</b>	It is a non-key decision by a member of staff

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**The subject matter of this report deals with the following Council Objectives**

Communities making Havering	[X]
Places making Havering	[X]
Opportunities making Havering	[X]
Connections making Havering	[X]

## Part A – Report seeking decision

### DETAIL OF THE DECISION REQUESTED AND RECOMMENDED ACTION

This Executive Decision seeks authority for the London Borough of Havering to enter into an agreement to supplement the collaboration agreement, dated 24<sup>th</sup> October 2018, with Thames Chase Trust Ltd, in connection with the delivery of identified projects within the Land of the Fanns Landscape Partnership Scheme (LotFPS).

#### Background

The LotFPS is based on the east London and west Essex border covering parts of the following Local Authority areas:

- The London Borough of Havering;
- The London Borough of Barking and Dagenham;
- The Borough of Thurrock Council; and
- The Borough of Brentwood Council.

The partnership includes the four above local authorities, Thames Chase Trust, the Forestry Commission, Essex County Council, the Thames Estuary Partnership and Thames21.

The LotFPS aims to restore and reconnect the natural and historic landscape within the area, whilst building understanding and attachment among local people to enjoy and celebrate its special character.

#### How Havering has taken this work forward

A Partnership Board has been set up which meets quarterly, reporting on a set agenda which includes:

- Finance
- Fundraising
- Project Delivery
- Marketing
- Monitoring and Evaluation

#### What the LotFPS will deliver

LotFPS is made up of 26 individual projects, to be delivered over a period of 5 years, beginning in 2017/18 and ending in 2021/22. LotFPS will be completed by March 2022. Projects within LotFPS cover one or more of the four programme outcomes, which are:

- Conserving or restoring the built and natural features that create the historic landscape character
- Increasing community participation in local heritage
- Increasing access to and learning about the landscape area and its heritage
- Increasing training opportunities in local heritage skills

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Each project has a full project plan, details of which are contained within the Landscape Conservation Action Plan (LCAP).

1. Landscape Management Plan (In progress)
2. Community Tree Nursery
3. Woodland, Grassland and Hedgerows
4. Low Nutrient Habitats
5. Rediscovering the Lost Fens
6. Micro Landscapes
7. River Catchments
8. Connecting Historic Landscapes
9. Environment Skills and Training
10. Land of the Fanns Publication (In progress)
11. Designed Landscapes
12. Community Mapping
13. Community Archaeology (In progress)
14. Travelling Archaeological Exhibitions (In progress)
15. Interpreting the Fanns (In progress)
16. Heritage Skills and Training
17. Digital Heritage
18. Promoting the Land of the Fanns (In progress)
19. School Programme
20. Volunteer Co-ordination
21. Community Action Fund (In progress)
22. Landscape Champions of Tomorrow
23. Apprentice Scheme
24. Walking the Fanns (In progress)
25. Land of the Fanns Conferences (In progress)
26. Arts Festival

A number of projects require the London Borough of Havering to act as the commissioning body, to maximise the use of available funding. Thames Chase Trust will oversee the management of these projects once they have been commissioned.

The LotFPS collaboration agreement which was agreed in October 2018 identifies the assurances that need to be in place, and the procurement processes which should be followed, in sections 20 and 34.

No project will proceed until all match funding is in place, as specified within the collaboration agreement under Schedule 3 - Grant Distribution methodology.

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The table below details the specific identified projects this applies to:

<b>Project Code</b>	<b>Project</b>	<b>Start</b>	<b>Finish</b>	<b>HLF Funding</b>	<b>Match Funding Secured</b>
A1.1	Local to landscape	November 2017	March 2022	£26,000	£10,000
A3.1	River Catchments – River Rom	April 2017	March 2022	£0	£181,101
A4.1	Environment Skills & Training	February 2018	September 2022	£10,985	N/A
B2.1	Designed Landscapes	January 2019	January 2020	£15,000	N/A
B2.2	Community Mapping	February 2018	March 2022	£15,000	£15,000
B5.1	Heritage Skills & Training	February 2018	September 2022	£8,200	N/A
C1.1	Digital Heritage	April 2019	March 2022	£29,000	N/A
C1.2	Promoting the Land of the Fanns	July 2017	July 2021	£34,687	N/A
C2.1	School Programme	August 2018	March 2022	£22,500	N/A
C2.2	Volunteer Co-ordination	April 2017	March 2022	£15,000	N/A
C3.1	Landscape Champions of Tomorrow	February 2018	December 2021	£29,545	N/A
D2.1	Land of the Fanns Conference Programme	November 2017	March 2022	£4,159	N/A
D2.2	Arts Festival	January 2018	March 2021	£10,000	£30,000 (unsecured)
E2.2	Recruitment	April 2017	March 2022	£808	£269
E2.3	Training	April 2017	March 2022	£5,449	£1,816
E2.5	Team Office Equipment	April 2017	March 2022	£1,063	£355
E3.4	Evaluation Plan	March 2018	March 2022	£8,691	£2,897
E3.5	Legacy Plan	March 2019	March 2022	£11,250	£3,750
<b>TOTAL</b>				<b>£247,337</b>	<b>£245,188</b>
<b>TOTAL HLF + Match (secured and unsecured)</b>					<b>£492,525</b>

Each project within the table may require one or multiple contracts.

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### **Recommended action:**

That the Director of Regeneration Programme Delivery agree to the London Borough of Havering entering into an agreement to supplement the collaboration agreement, dated 24<sup>th</sup> October 2018, with Thames Chase Trust Ltd, in connection with the delivery of identified projects within the Land of the Fanns Landscape Partnership Scheme (LotFPS).

### **AUTHORITY UNDER WHICH DECISION IS MADE**

Part 3 [Responsibility for Functions], section 3.3 (Powers of Senior Leadership Team) of the Council's Constitution:

#### General Powers

- (b) To exercise all powers delegated to them personally and those powers delegated to Second Tier Managers and other staff members in their directorate where circumstances require and so far as legally permissible.

Item 9 of Cabinet decision, dated 11 October 2017, approved the recommendation to:

Delegate to the Director of Neighbourhoods power to negotiate and enter into any necessary agreements or partnering arrangements or give any indemnities on behalf of the Council to deliver the scheme set out in this report and give effect to the first recommendation.

### **STATEMENT OF THE REASONS FOR THE DECISION**

This Decision is necessary to ensure that the Council is able to fulfil their role as Accountable Body for the Land of the Fanns Partnership scheme, administering the funding as required, taking all reasonable steps to minimise unnecessary costs and providing the Funder with assurance that due process and proper administration have been adhered to.

### **OTHER OPTIONS CONSIDERED AND REJECTED**

Abandon the scheme – rejected. If the Council were to withdraw their participation within the Partnership, this would seriously impact the scheme overall and potentially lead to withdrawal of funding.

Continue without an agreement in place – this would lead to significant uncertainty about the requirements of all parties involved, and jeopardise the project.

### **PRE-DECISION CONSULTATION**

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N/A

**NAME AND JOB TITLE OF STAFF MEMBER ADVISING THE DECISION-MAKER**

Name: Lauren Gee

Designation: Regeneration Officer

Signature:



Date: 25/6/19



## Part B - Assessment of implications and risks

### LEGAL IMPLICATIONS AND RISKS

1. This report seeks approval to enter into an agreement (the "Supplementary Agreement") to provide for separate procurement arrangements supplemental to those set out in the collaboration agreement, dated 17 September 2018, between the Council and Thames Chase Trust Limited in connection with the Land of the Fanns Partnership Scheme (LotFPS). The relevant background is as set out within the body of this report and the appendices to it.
2. The Council has a general power under section 1 of the Localism Act 2011 to do anything that individuals generally may do including the matters set out in this report.
3. Under paragraph 3.3 (Powers of Members of the Senior Leadership Team) of Part 3 [Responsibility for Functions] of the Council's constitution (the "Constitution") Senior Leadership Team (SLT) members have a general power to exercise all powers delegated to them personally.
4. The Cabinet decision dated 11 October 2018, in connection with the LotFPS, approved the recommendation, "*to delegate power to negotiate and enter into any necessary agreements or partnering arrangements to the Director of Neighbourhoods*".
5. The Director of Neighbourhoods' functions have subsequently been transferred to the new Director of Regeneration Programme Delivery post. Under paragraph 3.1(e) Part 3 [Responsibility for Functions] of the Constitution, where functions of a post are transferred to another post the delegated powers which attach to the transferred function shall also transfer to the other post.
6. The collaboration agreement (Schedule 5 – Scheme Management Structure & Method of buying Goods, Work and Services) necessitates that any proposed procurement arrangements are subject to the Council's Contracts Procurement Rules.
7. Officers are in consultation with Legal Services to conclude the terms of the Supplementary Agreement.

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**FINANCIAL IMPLICATIONS AND RISKS**

As set out in the collaborative agreement any purchases made by the London Borough of Havering on behalf of the LotFPS will be claimed via the grant conditions. All HLF funding is passed to Thames Chase to distribute to the delivery partners along with match funding currently held by TCT.

The below table details which Projects may fall under the intended agreement and their relevant estimated costs.

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<b>TOTAL</b>				£247,337	£245,188
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#### **HUMAN RESOURCES IMPLICATIONS AND RISKS (AND ACCOMMODATION IMPLICATIONS WHERE RELEVANT)**

There are no direct human resources implications and risks associated with a decision for the Council to enter into a collaboration agreement with Thames Chase Trust Ltd. to facilitate the delivery of the Land of the Fanns Partnership Scheme.

Delivery of the Council's function as the Accountable Body will be managed within existing staff resources in the Regeneration Programme Delivery service.

#### **EQUALITIES AND SOCIAL INCLUSION IMPLICATIONS AND RISKS**

An Audience Development Plan was created as part of the development phase for the Land of the Fanns Partnership Scheme. This plan identifies key community sectors which are under-represented in terms of their relationship to the landscape, and was used to inform the delivery plan for the scheme.

Ultimately, the scheme is intended to engage all sectors of the community, resulting in a positive impact upon people from all protected characteristics – with children and young people, older adults, disabled people, and those from disadvantaged backgrounds being amongst the groups that will benefit the most. The provision of activities and opportunities to take part in environmental projects should also support increased levels of social inclusion and improve community cohesion in Havering.

#### **BACKGROUND PAPERS**

Land of the Fanns Landscape Partnership Cabinet report – 11<sup>th</sup> October 2017  
Land of the Fanns Landscape Partnership Collaboration Agreement – 24 October 2018

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**Part C – Record of decision**

I have made this executive decision in accordance with authority delegated to me by the Leader of the Council and in compliance with the requirements of the Constitution.

**Decision**

Proposal agreed

~~Proposal NOT agreed because~~

**Details of decision maker**

Signed 

Name: K HAZLEWOOD 25/6/19

Cabinet Portfolio held:

CMT Member title:

Head of Service title:

Other manager title:

AD of REGENERATION (Acting)

Date: 25/6/19

**Lodging this notice**

The signed decision notice must be delivered to the proper officer, Debra Marlow, Principal Democratic Services Officer in Democratic Services, in the Town Hall.

**For use by Committee Administration**

This notice was lodged with me on 11/12/2019

Signed 