

## LONDON BOROUGH OF CROYDON

To: All Member of Council  
Croydon Council website  
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### **STATEMENT OF EXECUTIVE DECISIONS MADE BY CABINET ON 24 JANUARY 2022**

This statement is produced in accordance with Regulation 12 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012. Further to the associated public notice of Key Decisions no scrutiny call-in has been received, and therefore the following decisions can be implemented.

The following apply to the decisions listed below:

**Reasons for these decisions:** For the reasons set out in the report  
<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=2513&Ver=4>

**Other options considered and rejected:** For the reasons set out in the report  
<https://democracy.croydon.gov.uk/ieListDocuments.aspx?CId=183&MId=2513&Ver=4>

#### **Details of Conflicts of Interest declared by the Decision Maker:**

None

#### **Note of dispensation granted by the head of paid service in relation to a declared conflict of interest by that Decision Maker: None**

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out below:

#### **Key Decision no.: 3222CAB**

#### **Decision Title: EQUALITY, DIVERSITY & INCLUSION UPDATE REPORT, INCLUDING RACE MATTERS PLEDGE AND EQUALITIES PLEDGE**

#### **Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

#### **RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Consider and have due regard to the responses to the consultation on the Race Matters and Equalities Pledges, as set out in Appendix 1 of the report;
2. Agree that the Race Matters and Equalities Pledges, as set out in Appendix 2 of the report, be adopted by the Council, subject to the following amendment to section 3.9: 'we are working to become an anti-racist organisation by embedding this in our strategies, actions and behaviours and by making a difference to the lived experience of our communities';
3. Agree that the Race Matters Pledge be renamed the George Floyd - Race Matters Pledge;
4. Subject to recommendation 1 being approved, note the plan to hold a promotion event for the Equalities Pledge on 8 March 2022 – International Women's Day;
5. Subject to recommendations 1 and 2 being approved, note the plan to hold an event marking the George Floyd Race Matters Pledge on 25 May 2022- the 2nd anniversary of George Floyd's brutal murder;
6. Agree the monitoring arrangements in respect of both pledges, as set out in paragraphs 5.2 – 5.10 of the report;
7. Note the successful implementation of the Tea time talks, Safe Spaces initiative and Guardians programme within the Council, as part of the culture change programme within the Croydon Renewal Plans;
8. Following the Motion debate at the Council meeting on 13 December 2021, agree that the Council adopt the definition of Islamophobia, as developed by the All-Party Parliamentary Group on British Muslims, and set out in paragraph 6.3 of the report;
9. Authorise the Interim Assistant Chief Executive to make amendments to Council policies and procedures to incorporate the All-Party Parliamentary Group on British Muslims definition of Islamophobia; and
10. Note the proposal for the establishment of an Equality, Diversity & Inclusion Cabinet Advisory Board by the Leader, with terms of reference to be agreed by the Leader of the Council

**Key Decision no.: N/A**

**Decision Title: REVIEW OF COUNCIL TAX SUPPORT SCHEME - 2022/23**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Recommend changes to Croydon's Council Tax Support Scheme following review and due regard to the statutory consultation feedback. The new scheme will take effect from 1 April 2022.
2. Note the proposed income banded scheme that was consulted upon and the further changes that have been made to the scheme in-line with the resident and community feedback received.
3. Recommend to full Council, that the Councils Council Tax Support Scheme is amended to an income band scheme subject to the changes made following the consultation, from 1 April 2022. A full copy of the Council's Council Tax Support Scheme in the form to be recommended, is circulated separately as Appendix 1 of the report.
4. It is recommended that Cabinet annually review the CTS Scheme, the principles of the income banded scheme and the addition of a hardship fund in August 2022 and then annually.
5. Cabinet is asked to accept and recommend to full council that a hardship fund is agreed to support resident's transition to the new CTS Scheme.

**Key Decision no.: N/A**

**Decision Title: RESPONSE TO CONSULTATION: PURLEY POOL**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Note and give due regard to the findings from the public consultation set out in the report.
2. Confirm the decision taken at 18<sup>th</sup> October 2021 Cabinet to not reopen Purley Leisure Centre.

3. Accommodate leisure centre users in Waddon, New Addington and Monks Hill, including disability sport provision and swim schools in Waddon Leisure Centre.

**Key Decision no.: 4821CAB**

**Decision Title: LOCAL IMPLEMENTATION PLAN FUNDING: 2022/23 - 2024/25**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Approve the Spending Submission as summarised in Appendix 1 of this report, including TfL funded programmes for 2022/23:
  - Corridors and Neighbourhoods (£2,362,100)
  - Local Transport Funding (£100,000)
  - Borough Cycle Parking (£150,000)
  - Borough Cycling (£1,275,000)
  - Borough Bus Priority (£730,000)
  - Liveable Neighbourhoods (£800,000)to form the funding request to TfL for 2022/23 and the basis of the draft LIP Delivery Plan 2022/23 – 2024/25
2. Delegate authority to the Acting Corporate Director of Sustainable Communities, Regeneration and Economic Recovery in consultation with the Cabinet Member for Sustainable Croydon to make any further amendments to the Spending Submission (see Appendix 1), including submission of additional bids or requests for funding.
3. Agree to expenditure of TfL funding in 2022/23 on delivery of the programme summarised within Appendix 1 of the report, the extent and scope of that programme dependent on funding allocations to Croydon Council to be confirmed by TfL, and subject to approval by Spending Control Panel.

## **Key Decision no.: 0122CAB**

### **Decision Title: EDUCATION ESTATES STRATEGY**

#### **Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

#### **RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

#### **RESOLVED: To**

##### **School Admission**

1. agree to recommend to full Council that it determine the proposed community schools' Admission Arrangements for the 2023/24 academic year (Appendix 1 of the report);
2. approve the continued adoption of the proposed Pan London scheme for co-ordination of admissions to Reception and Junior schools – Appendix 1a of the report; and adoption of the proposed Pan London scheme for co-ordination of admissions to secondary schools – Appendix 1b of the report.

##### **School Place Planning**

3. approve the Capital Programme Budget summary (Appendix 3 of the report).

##### School Maintenance and Compliance

4. approve the proposed Schools' Maintenance Plan (Appendix 4 of the report) for 2022/23 with an overall budget cost of £3.7m
5. Delegate authority to the Interim Corporate Director – Children, Young People and Education to vary the proposed Schools' Maintenance Plan to reflect actual prices and new urgent issues that may arise, including authorising spend against the allowance for emergency and reactive works. The Corporate Director, Children, Young People and Education shall report back to members in respect of any exercise of such authority.

##### **School Place Planning**

6. note comparison between the available School Places vs 2021 School Capacity (SCAP) Projections Pupil Projections Appendices 2 (primary) and 2a (secondary) of the report.
7. Academy conversion  
note the change of status of Kenley Primary School to an academy.

1.8 Early Years

note the 2021 Childcare Sufficiency Assessment report – Appendix 5 of the report.

Special Educational Needs and Disability (SEND)

- 1.9 note that the SEND Estates strategies are contributing positively to the development of local provision maintaining some of our most challenging and vulnerable children and young people with SEND within their families and communities.

Alternative Provision / Pupil Referral Unit (PRU)

10 note information on Alternative Provision / PRU.

**Key Decision no.: N/A**

**Decision Title: UPDATED 2021/22 AND FORECAST GENERAL FUND CAPITAL PROGRAMME 2022/23 TO 2024/25**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Approve the revised General Fund Capital Programme updated for 2021/22 and the future years 2022/23 to 2024/25 as summarised in this report and detailed in Appendix 1 of the report;
2. Note the strategy for the use of capital receipts which prioritises their use first for Transformation Funding costs (Flexible Use of Capital Receipts), then to finance the costs relating to the Capitalisation Direction, and finally to repay historic capital borrowing costs;
3. Note that any further revisions to the General Fund Capital Programme that emerge prior to the February Cabinet meeting will be reported as part of the Council Tax and Medium Term Financial Strategy report;
4. Note that progress on updating the Council's Capital Strategy will be reported alongside the Treasury Management Strategy and Minimum Revenue Provision in the February Cabinet report;

5. Note that subject to approval by Cabinet of the overall capital programme below, officers will work up the detailed project plans for schemes and these will be validated by CB before final commitment to spend; and
6. Note that the Housing Revenue Account Capital Programme will be reported separately to a subsequent meeting alongside, Revenue Budget and Rent-Setting Policy or Housing Business Plan.

**Key Decision no.: N/A**

**Decision Title: MEDIUM TERM FINANCIAL STRATEGY 2022/23 TO 2024/25 - UPDATE ON POSITION**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

7. Note the latest projected MTFS Gap for the 2022/23 General Fund Revenue Budget of £4.3m, but that further pressures are likely to increase that towards £11m, but is pending further review to reduce that gap;
8. Note the positive grant settlement against the budget set out in paragraphs 3.3 to paragraph 3.23 of the report.
9. Note that the Council is appropriately on route to balancing its budget for 2022/23.

**Key Decision no.: N/A**

**Decision Title: FINANCIAL PERFORMANCE REPORT - MONTH 8 (NOVEMBER 2021)**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

10. Note the General Fund is projecting a net favourable movement of £0.828m from Month 7. Service directorates are indicating a £2.203m overspend (Month 7 £3.030m) with this being netted off as in the past seven months against the release of a one off Covid Grant (£3.451m released = 31% of the grant) confirmed to Croydon Council for 21/22 by DLUHC as part of the Local Government Finance Settlement;
11. Note that a further number of risks and compensating opportunities may materialise which would see the forecast year-end variance change and these are reported within Section 3 of this report.
12. Note the Housing Revenue Account (HRA) is projecting a £1.634m (Month 7 £0.786m) overspend for 2021/22. If no further mitigations are found to reduce this overspend the HRA will need to drawdown reserves from HRA balances. There are sufficient balances to cover this expenditure.
13. Note the capital spend to date for the General Fund of £13.271m (against a budget of £190.581m) and for the HRA of £8.128m (against a budget of £183.209m), with a projected forecast variance of £58.683m on the General Fund against budget and £110.570m forecast variance against budget for the Housing Revenue Account;
14. Note, the above figures are predicated on forecasts from Month 8 to the year end and therefore could be subject to change as forecasts are refined and new and updated information is provided on a monthly basis. Forecasts are made based on the best available information at this time.
15. Note that whilst the Section 114 notice has formally been lifted, the internal controls established as part of the S114, such as the Spend Control Panel and Social Care Placement Panels remain. Restrictions have been lifted for ring-fenced accounts such as the Pension Fund, Housing Revenue Account and Coroner's Expenditure as these are directly outside of the General Fund's control. The Spending Control Panel which was set up at the beginning of November 2020 continues to meet on a twice daily basis.
16. Note that, Croydon Borough has taken on c1000 asylum seekers who have been placed in eight hotels by the Home Office without consultation with the Council. The hotel costs are funded by the Home Office, however the Council is responsible for further ancillary services particularly around safeguarding, public health, children & youth provision and broader community support. These additional costs, which are currently being calculated have been flagged within the unquantified risks section of this report, and could clearly result in further financial pressures for the Council.



17. Note the Council has now renegotiated a revised loan agreement with Boxpark Croydon Ltd and to date Boxpark have ensured that they have paid the Council according to the terms of the revised agreement. The Council continues to monitor this repayment and will take necessary actions in the event of delays.

**Key Decision no.: N/A**

**Decision Title: REPORT IN THE PUBLIC INTEREST ACTION PLAN - PROGRESS UPDATE**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Note and agree on the progress the Council has made in regard to achieving the recommendations set out by external auditor in the Report in the Public Interest October 2020 with 65 out of 99 actions complete;
2. Note the outcome of internal audit of actions delivered to properly evidence what has been achieved so far, in order to provide full assurance to members and residents on the changes achieved;
3. Agree the refreshed Action Plan including actions marked complete, progress updates against open actions and identification of actions to be embedded going forward as business as usual.

**Key Decision no.: N/A**

**Decision Title: CROYDON RENEWAL IMPROVEMENT PLAN - PERFORMANCE REPORTING & FRAMEWORK MEASURES**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Review the Finance, Performance & Risk report (appendix A) as of 31 October 2021(unless otherwise stated) with regard to overall performance against the Croydon Renewal Plan. Note areas of good performance and those of concern.
2. Note the progress made, and areas of concern, against programmes and projects in relation to milestones, deliverables and issues.
3. Note the progress made, and areas of concern against savings and growth targets as identified in the Croydon Renewal Plan. More detail on this area can be found in Table 2a of the Financial Monitoring Report also being presented at this Cabinet meeting.
4. That Cabinet identify areas of performance within the FPR report (appendix A) where they require deeper analysis to be presented at a future Cabinet for discussion and action.

**Key Decision no.: N/A**

**Decision Title: INVESTING IN OUR BOROUGH**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. The request for approval of the strategy and contract extension for Supported housing provision for people with a mental health diagnosis as set out at agenda item 15a and section 5.1.1 of the report.
2. The request for approval of the contract variation for Covid Recovery for BH Live as set out at agenda item 15b and section 5.1.1 of the report.
3. The request for approval of the procurement strategy for Microsoft Enterprise Subscription as set out at agenda item 15c and section 5.1.1 of the report.
4. Revenue and capital consequences of contract award decisions taken by the

Leader as set out in section 5.2.1 of the report.

5. The contracts between £500,000 and £5,000,000 anticipated to be awarded under delegated authority from the Leader by the nominated Cabinet Member, in consultation with the Cabinet Member for Resources and Financial Governance and with the Leader in certain circumstances, before the next meeting of Cabinet, as set out in section 5.3.1 of the report.
6. The list of delegated award decisions made by the Director of Commercial Investment since the last meeting of Cabinet, as set out in section 5.4.1 of the report.
7. Property lettings, acquisitions and disposals to be agreed by the Cabinet Member for Resources and Financial Governance in consultation with the Leader since the last meeting of Cabinet, as set out in section 5.5.1 of the report.

### **Key Decision no.: 5221CAB**

#### **Decision Title: SUPPORTED HOUSING FOR PEOPLE WITH A MENTAL HEALTH DIAGNOSIS - STRATEGY & EXTENSION**

#### **Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

#### **RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

#### **RESOLVED: To**

1. Approve the strategy detailed in this report for the procurement of a contract for the delivery of supported housing for people with a mental health diagnosis for a period of five years for the period 2 August 2022 to 31 July 2027. The total annual value is estimated to be £1,126,000 (subject to confirmation of health funding) which results in a total aggregated value of £5,630,000 (subject to health funding) for the maximum 5 years. The local authority contribution will be £776,000 per annum (£3,880,000 in aggregate).
2. Approve the extension and variation of the contract for the provision of supported housing services for people with a mental health diagnosis with Look Ahead in accordance with Regulation 30 of the Tenders and Contracts Regulations until 2 August 2022 resulting in an aggregate value of £5,670,827. This will ensure there is no gap in provision whilst the recommissioning takes place and discussions with health colleagues

regarding future funding conclude.

**Key Decision no.: 4921CAB**

**Decision Title: COVID-19 RECOVERY FOR BH LIVE**

**Details of decision:**

Having carefully read and considered the Part A report, the associated confidential part B report, and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the Cabinet

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED: To**

1. Agree, in accordance with Regulation 30.3 of the Council's Tenders and Contracts Regulations, to vary the existing contract with the operator of Fairfield Halls, BH Live, to a value of £841,000 (resulting in a total aggregated variation value of £1,291,000 and a total maximum aggregated contract value of £181,291,000) by:
  - (i) Agreeing to include a management fee arrangement of £193,000 in 2022/23 and £74,000 in 2023/24, with a profit sharing arrangement of 90% Croydon : 10% BH Live; and
  - (ii) Agreeing to the early purchase of physical assets within Fairfield Halls from BH Live, to the value of £574,000 (subject to a confirmed valuation), which could have otherwise occurred at the exit of the contract.

**Key Decision no.: N/A**

**Decision Title: MICROSOFT ENTERPRISE SUBSCRIPTION PROCUREMENT STRATEGY**

**Details of decision:**

Having carefully read and considered the Part A report and the requirements of the Council's public sector duty in relation to the issues detailed in the body of the reports, the

**RESOLVED:**

The Leader of the Council delegated authority to the Cabinet to make the following decisions:

**RESOLVED:** To approve the procurement strategy detailed in the report for the procurement of Microsoft Enterprise Subscription which will lead to a 3 year contract with an estimated value of £5.5m.

**Signed:** Interim Monitoring Officer

**Notice date:** 01 February 2022