

## **EXECUTIVE**

Minutes of the meeting held on 9 February 2022 starting at 7.00 pm

### **Present:**

Councillor Colin Smith (Chairman)  
Councillors Kate Lymer (Vice-Chairman), Peter Morgan,  
Angela Page, Michael Rutherford and Diane Smith

### **360 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Cllr William Huntington-Thresher, who joined the meeting online. Councillors Christopher Marlow, Tony Owen and Angela Wilkins also joined the meeting online.

### **361 DECLARATIONS OF INTEREST**

There were no declarations of interest.

### **362 QUESTIONS**

Nine questions had been received for written reply – the questions and replies are attached as Appendix A to these minutes.

### **363 TO CONFIRM THE MINUTES OF THE MEETINGS HELD ON 12 JANUARY AND 27 JANUARY 2022**

**RESOLVED** that the minutes of the meeting held on 12<sup>th</sup> January 2022 be confirmed.

### **364 2022/23 COUNCIL TAX Report FSD22019**

A key part of the Council's financial strategy was to highlight the budget issues that need to be addressed by the Council over the coming financial years, by forecasting the level of available resources from all sources and budget pressures relating to revenue spending. Details of the capital programme were reported elsewhere on the agenda.

The Provisional Local Government Finance Settlement 2022/23, which covered 2022/23 only, provided the third year (following ten years of austerity) of real increases in funding and this included availability of the Adult Social Care (ASC) precept to support cost pressures in social care. It also provided funding towards the cost of the Adult Social Care Reforms over the next three years. There was no specific Covid funding provided.

Although the settlement was to be welcomed there remained uncertainty around the level of Government funding for 2023/24 and beyond, particularly as the Government would need to address the significant increase in public debt due to the pandemic. The longer-term Spending Review together with the awaited Fair Funding Review and Devolution of Business Rates (or any revised funding proposals) had been deferred until at least 2023/24.

The report identified the final issues affecting the 2022/23 revenue budget and sought recommendations to the Council on the level of the Bromley element of the 2022/23 Council Tax and Adult Social Care precept. Confirmation of the final GLA precept would be reported to the Council meeting on 28th February 2022. The report also sought final approval of the 'schools budget'. The approach reflected in the report was for the Council to not only achieve a legal and financially balanced budget in 2022/23 but to have measures in place to deal with the medium-term financial position (2023/24 to 2025/26).

With the Government reductions in funding since austerity measures began, although there had been some recent improvements in funding, the burden of financing increasing service demands fell primarily on the level of council tax and share of business rate income. The financial forecast assumed that the level of core grant funding would remain unchanged in future years.

The report had been scrutinised by the Executive, Resources and Contracts PDS Committee at its meeting on 7<sup>th</sup> February 2022 and the Committee had supported the proposals.

**RESOLVED that**

**2.1 Council is recommended to -**

- (a) Approve the schools budget of £92.411m which matches the estimated level of Dedicated Schools Grant (DSG) after academy recoupment;**
- (b) Approve the draft revenue budgets (as in Appendix 2 to the report) for 2022/23;**
- (c) Agree that Chief Officers identify alternative savings/mitigation within their departmental budgets where it is not possible to realise any savings/mitigation reported to the previous meeting of the Executive held on 12<sup>th</sup> January 2022;**
- (d) Approve a revised Central Contingency sum of £18,231k (see Section 6, Recommendation 7 and Recommendation 2.1e of the report);**
- (e) Approve the following provisions for levies for inclusion in the budget for 2022/23:**

	£'000
London Pensions Fund Authority	448
London Boroughs Grant Committee	247
Environment Agency (flood defence etc.)	235
Lee Valley Regional Park	321
<b>Total</b>	<b>1,251</b>

The reduction of £65k in the 2022/23 levy amounts is offset by a £65k increase in the 2022/23 Central Contingency as a provision towards meeting inflation cost pressures.

- (f) Note the latest position on the GLA precept, as above, which will be finalised in the overall Council Tax figure to be reported to full Council (see section 12);
- (g) Set a 1% increase in Adult Social Care Precept with a nil increase in Bromley's General Council Tax, compared with 2021/22 (1.99% general increase plus 3% Adult Social Care Precept) and note that, based upon their consultation exercise, the GLA are currently assuming a 8.8% increase in the GLA precept;
- (h) Approve the revised draft 2022/23 revenue budgets to reflect the changes detailed above;
- (i) Approve the approach to reserves outlined by the Director of Finance (see Appendix 4 to the report);
- (j) Executive agrees that the Director of Finance be authorised to report any further changes directly to Council on 28<sup>th</sup> February 2022.

## 2.2 Council Tax 2022/23 – Statutory Calculations and Resolutions (as amended by the Localism Act 2011).

Subject to (1) (a) to (j) above, if the formal Council Tax Resolution as detailed below is approved, the total Band D Council Tax will be as follows:

	2021/22 £	2022/23 £	Increase £	Increase % (note #)
<b>Bromley (general)</b>	1,178.15	1,178.15	-	-
<b>Bromley (ASC precept)</b>	149.71	162.98	13.27	1.00
<b>Bromley (total)</b>	1,327.86	1,341.13	13.27	1.00
<b>GLA *</b>	363.66	395.59	31.93	8.8
<b>Total</b>	<b>1,691.52</b>	<b>1,736.72</b>	<b>45.20</b>	<b>2.67</b>

\* The GLA Precept may need to be amended once the actual GLA budget is set.

- (#) in line with the 2022/23 Council Tax Referendum Principles, the % increase applied is based on an authority's "relevant basic amount of Council Tax" (£1,341.13 for Bromley) – see paragraph 6 below. Any further changes arising from these Principles will be reported directly to Council on 28<sup>th</sup> February 2022.

**2.3 Council be recommended to formally resolve as follows:**

(i) It be noted that the Council Tax Base for 2022/23 is 133,347 'Band D' equivalent properties.

(ii) Calculate that the Council Tax requirement for the Council's own purposes for 2022/2023 is £178,835k.

(iii) That the following amounts be calculated for the year 2022/23 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992, as amended (the Act):

(a) £573,590k being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act.

(b) £394,755k being the aggregate of the amounts which the Council estimates or the items set out in Section 31A(3) of the Act.

(c) £178,835k being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council in accordance with Section 31A(4) of the Act as its Council Tax requirement for the year.

(d) £1,341.13 being the amount at 3(c) above, divided by (1) above, calculated by the Council in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year.

2.4 To note that the Greater London Authority (GLA) has issued a precept to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwellings in the Council's area as indicated in the table below (NB. the GLA precept figure may need to be amended once the actual GLA budget is set).

2.5 That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts shown in the table below as the amounts of Council Tax for 2022/23 for each part of its area and for each of the categories of dwellings.

Valuation Bands	London Borough of Bromley £	Greater London Authority £	Aggregate of Council Tax Requirements £
A	894.09	263.73	1,157.82
B	1,043.10	307.68	1,350.78

<b>C</b>	<b>1,192.12</b>	<b>351.64</b>	<b>1,543.76</b>
<b>D</b>	<b>1,341.13</b>	<b>395.59</b>	<b>1,736.72</b>
<b>E</b>	<b>1,639.16</b>	<b>483.50</b>	<b>2,122.66</b>
<b>F</b>	<b>1,937.19</b>	<b>571.41</b>	<b>2,508.59</b>
<b>G</b>	<b>2,235.22</b>	<b>659.32</b>	<b>2,894.54</b>
<b>H</b>	<b>2,682.26</b>	<b>791.18</b>	<b>3,473.44</b>

**2.6 That the Council hereby determines that its relevant basic amount of council tax for the financial year 2022/23, which reflects a 1% increase (Adult Social Care Precept increase of 1%), is not excessive. The Referendums Relating to Council Tax Increases (Principles) (England) Report 2022/23 sets out the principles which the Secretary of State has determined will apply to local authorities in England from 2022/23. Any further changes arising from these Principles will be reported directly to Council on 28<sup>th</sup> February 2022. The Council is required to determine whether its relevant basic amount of Council Tax is excessive in accordance with the principles approved under Section 52ZB of the Local Government Finance Act 1992.**

**2.7 The Government have provided additional core funding as part of its Local Government Finance Settlement 22/23 of £771k which reflects additional inflation compensation to Councils for core funding through business rates income. Given the continuing inflation pressures, highlighted in the report, it is proposed that these monies be set aside within the 2022/23 Central Contingency as a provision towards meeting further inflation cost pressures across services. This will increase the Draft 2022/23 Central Contingency Sum by £771k.**

**365 CAPITAL PROGRAMME MONITORING Q3 2021/2021 AND CAPITAL STRATEGY 2022 TO 26**  
Report FSD22015

The report updated the Executive on the Council's Capital Strategy. It also summarised the current position on capital expenditure and receipts following the third quarter of 2021/22 and presented for approval the new capital schemes in the annual capital review process. The Executive was asked to consider the updated Capital Strategy and approve a revised Capital Programme.

A supplementary note was circulated providing an update on the proposed changes to the Health and Wellbeing Centre capital scheme, including revised versions of paragraphs 3.3 and 3.22 and appendices A and C to the report.

The report had been scrutinised by the Executive, Resources and Contracts PDS Committee at its meeting on 7<sup>th</sup> February 2022 and the Committee had supported the proposals.

**RESOLVED that**

**(1) The report be noted, including a total re-phasing of £849k from 2021/22 into future years, and the revised capital programme be agreed.**

**(2) Council be recommended to agree the inclusion of the new scheme proposals in the Capital Programme (paragraphs 3.15 to 3.22 in the report.)**

**366 OPERATIONAL BUILDING MAINTENANCE BUDGETS AND  
PLANNED PROGRAMME 2022/23**  
Report HPR2022/007

The Executive considered the initial Draft 2022/23 Budget at the meeting on 12<sup>th</sup> January 2022 and elsewhere on this agenda were asked to approve the final draft budget and capital programme proposals to recommend to Council. This report set out indicative budget allocations reflected in the Draft 2022/23 Budget report for operational building maintenance against the three sources of funding: the repairs and maintenance budget, the Building Investment Fund and the earmarked reserve for Infrastructure Investment.

This report all provided a brief update on the Operational Property Review and sought approval to draw down from the Growth Fund for a Programme Manager to support feasibility work.

The report had been scrutinised by the Executive, Resources and Contracts PDS Committee at its meeting on 7<sup>th</sup> February 2022 and the Committee had supported the proposals.

**RESOLVED that**

**(1) Noting the proposals set out in the Draft 2022/23 Budget report and subject to Council agreeing the budget, the following expenditure for operational building maintenance for 2022/23 is approved:**

- **Repairs and maintenance - £2.314m**
- **Earmarked reserve for Infrastructure Investment for essential and statutory works - £1m**

**(2) Provision of £2m in 2022/23 and £2m in 2023/24 to a Building Investment Fund be noted, as included in the Draft 2022/23 Budget report**

**(3) As included in the Capital Strategy 2022 to 2026 report, the new Capital Programme for Operational Estate Maintenance totalling £20.257m, phased over the next three financial years, be noted as set out in paragraph 3.7 of the report.**

**(4) Authority be delegated to the Director of Housing, Planning, Property and Regeneration to vary the programmes and budget allocations where such action is considered necessary to either protect the Council's assets or make the most effective use of resources.**

**(5) The request for £65k to be drawn down from the Growth Fund earmarked reserve for the appointment of a Programme Manager to support the delivery of the next phase of the Operational Property Review be approved.**

**367 HOUSE BUILDING PROGRAMME**  
Report HPR2022/005

The report summarised progress made to date in relation to the house building programme and set out potential scope of future delivery and estimated cost.

The report had been scrutinised by the Renewal, Recreation and Housing PDS Committee at its meeting on 26<sup>th</sup> January 2022 and the Committee had supported the proposals.

**RESOLVED that the contents of the report be noted, namely the progress made to date and the challenges in relation to future delivery.**

**368 AFFORDABLE HOUSING PROGRAMME (AHP) 21-26 GRANT AGREEMENTS**  
Report HPR2022/006

The Council had been allocated £37,959k grant funding as part of the Greater London authority (GLA) Affordable Homes Programme 2021-2026. The report sought approval to enter into the Affordable Homes Programme 2021-2026 Grant Agreement with the GLA.

The report had been scrutinised by the Renewal, Recreation and Housing PDS Committee at its meeting on 26<sup>th</sup> January 2022 and the Committee had supported the proposals.

**RESOLVED that**

**(1) The application and award for GLA grant funding under the Affordable Homes Programme 2021-2026 for sites to be developed as identified in the report be noted.**

**(2) The grant offer and to enter into the Affordable Housing Programme 2021-2026 Grant Agreement with the GLA for those sites be agreed.**

**(3) Authority be delegated to the Director of Housing, Planning and Regeneration in consultation with the Director of Finance to agree any changes to the Approved Grant as considered necessary in the interests of the Council.**

**(4) Where the Council applies for further GLA grant in relation to funding for a future indicative scheme(s) under the Affordable Housing Programme 2021-2026 Grant Agreement, authority be delegated to the Director of Housing, Planning and Regeneration in consultation with the**

**Director of Finance to add that indicative scheme(s) as an Additional Project(s) as may be provided for within the terms of the Grant Agreement.**

**369 MEADOWSHIP HOMES - UPDATE AND CHANGE TO THE ACQUISITION CRITERIA**  
Report FSD22014

The report provided an update on the Meadowship Homes joint venture with Orchard and Shipman for the acquisition of residential properties for affordable housing, and requested a change to the acquisition criteria.

The report had been scrutinised by the Renewal, Recreation and Housing PDS Committee at its meeting on 26<sup>th</sup> January 2022 and the Committee had supported the proposals.

**RESOLVED that**

**(1) The progress of the scheme to date be noted.**

**(2) The recommendation of the Meadowship Homes LLP Board to vary the portfolio split within the Acquisition Criteria as set out in paragraph 4.6 of the report be agreed.**

**(3) Authority be delegated to the Director of Housing, Planning and Regeneration in consultation with the Portfolio Holder for Renewal, Recreation and Housing to vary the portfolio split set out in the Acquisition Criteria by up to 10% if required to address further changes in market conditions.**

**370 ORPINGTON TOWN CENTRE SUPPLEMENTARY PLANNING DOCUMENT (SPD) - CONSULTATION DRAFT**  
Report HPR2021/067

The report recommended that the revised Orpington Town Centre Supplementary Planning Document (SPD) was published for public consultation. The SPD provided guidance to assist with the determination of planning applications in the Orpington Town Centre area, including guidance on design requirements.

Councillor Tony Owen, ward member for Petts Wood and Knoll, informed the Executive that he was concerned about paragraph 5.22 and the map at page 28 of the document, which seemed to imply that houses would be knocked down to provide new alleyways.

The report had been considered by Development Control Committee at its meeting on 11<sup>th</sup> January 2022 and scrutinised by the Renewal, Recreation and Housing PDS Committee at its meeting on 26<sup>th</sup> January 2022. Both Committees had supported the proposals, but recommended that the consultation period be extended from six to twelve weeks. Officers reported

that the consultation would formally begin towards the end of the month, or in early March.

**RESOLVED that**

**(1) The draft Orpington Town Centre Supplementary Planning Document (Appendix 1 to the report) be approved for twelve weeks public consultation.**

**(2) That authority be delegated to the Director of Housing, Planning, Property and Regeneration, in consultation with the Portfolio Holder for Renewal, Recreation and Housing, to approve any further minor changes to the draft Orpington Town Centre Supplementary Planning Document (shown at Appendix 1) ahead of public consultation.**

**371 UPDATE OF THE PLANNING OBLIGATIONS  
SUPPLEMENTARY PLANNING DOCUMENT - CONSULTATION  
DRAFT**  
Report HPR2021/066

The report recommended that the revised Planning Obligations Supplementary Planning Document (SPD) be published for six weeks public consultation. The SPD was an update of the current SPD which was adopted in 2010. The update was necessary to reflect changes following the adoption of the Bromley Community Infrastructure Levy (CIL) and changes to national, regional and local planning policy since 2010.

The report had been considered by Development Control Committee at its meeting on 11<sup>th</sup> January 2022 and scrutinised by the Renewal, Recreation and Housing PDS Committee at its meeting on 26<sup>th</sup> January 2022. Both Committees had supported the proposals,

**RESOLVED that**

**(1) The draft Planning Obligations Supplementary Planning Document (Appendix 1 to the report ) be approved for six weeks public consultation.**

**(2) That authority be delegated to the Director of Housing, Planning, Property and Regeneration, in consultation with the Portfolio Holder for Renewal, Recreation and Housing, to approve any further minor changes to the draft Planning Obligations Supplementary Planning Document (Appendix 1 to the report) ahead of public consultation.**

**372 PROCEEDING TO PROCUREMENT - ACCOMMODATION AND  
TENANCY SUSTAINMENT SERVICE FOR YOUNG PEOPLE**  
Report HPR2022/004

The Council has held a contract since 2016 with DePaul UK Ltd to provide an Accommodation and Tenancy Sustainment Service for young people who

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were homeless or threatened with homelessness, including Care Leavers engaged with the authority. This contract was originally due to expire in September 2021, however due to the Pandemic a further one year extension was granted and therefore the contract would now expire in September 2022.

The report set out a summary of performance and outcomes delivered by DePaul UK Ltd over the contract period and the procurement strategy for the future Accommodation and Tenancy Sustainment Service for Young People.

The report had been scrutinised by the Renewal, Recreation and Housing PDS Committee at its meeting on 26<sup>th</sup> January 2022 and the Committee had supported the proposals.

**RESOLVED that**

**(1) Proceeding to a competitive tender be approved, via a two-stage restricted tender process, for the provision of an Accommodation, Tenancy Sustainment and Support Service for young people for a contract period of five years with an option to extend for 2 periods of 2 years.**

**(2) It is noted that the proposed contract is estimated at an annual value of £428,400; the initial five-year contract start date will be 8<sup>th</sup> September 2022 with an end date of 7<sup>th</sup> September 2027 at a cost of £2,142,000; the cost of two periods of two years is £1,713,600, with an estimated whole life value of £3,855,600.**

**373            PROCEED TO PROCUREMENT REPORT - THE ADVOCACY SERVICES CONTRACT**  
Report ACH22-001

The Advocacy Service contract expired on 31 March 2023 and there was no further option to extend this contract, which was in its final extension period. The contract had been awarded to Advocacy for All following a competitive tender and commenced on 1 April 2018 for a period of three years with the option to extend up to a further two years on a one year plus one year basis.

This report sought approval to commence the procurement of a new Advocacy Service to ensure the Council met its statutory duty in providing an Advocacy Services under the Care Act 2014 and Care and Support Advocacy Service Regulations 2014.

The report had been scrutinised by the Adult Care and Health PDS Committee at its meeting on 27<sup>th</sup> January 2022. The Committee had proposed that the recommendations be amended to require a further report to be submitted outlining the engagement undertaken with the market, details of the specification, and the KPI service user consultation for the contract.

**RESOLVED that**

**(1) The commencement of a procurement process for a new Advocacy Service be approved; the new contract will commence on 1 April 2023 for a period of 5 years (31 March 2028) with the option to extend for up to a further two years (31 March 2030) at an estimated annual value of £321,900 and whole life value of £2,253,300.**

**(2) As recommended by Adult Care and Health PDS Committee, a further report be presented outlining the engagement undertaken with the market, details of the specification, and the KPI service user consultation for the contract.**

**374 CRYSTAL PALACE SUBWAY AWARD OF WORKS CONTRACT**  
Report HPR2022/015

The report set out proposals for the award of the main construction contract for the Crystal Palace subway restoration works. The outcome of the compliant two stage Restricted Tender and Negotiated Procurement process was outlined in a part 2 report.

Councillor Angela Wilkins, ward member for Crystal Palace, confirmed that she was fully in support of the proposals.

The report had been scrutinised by the Renewal, Recreation and Housing PDS Committee at its meeting on 26<sup>th</sup> January 2022 and the Committee had supported the proposals.

**RESOLVED that**

**(1) Authority be delegated to the Director of Housing, Planning and Regeneration in consultation with the Portfolio Holder for Renewal, Recreation & Housing and the Director of Finance, to approve the acceptance of any additional grants required to deliver this scheme to completion, namely any further grants that come forward from the National Lottery Heritage fund and/or Historic England.**

**(2) Authority be delegated to the Director of Housing, Planning and Regeneration in consultation with the Portfolio Holder for Renewal, Recreation & Housing and the Director of Finance, to approve increasing the Capital Programme for the Subway Restoration Project up to a maximum of £3.597m, to enable the completion of the full restoration scheme, subject to securing additional grant funding, noting that if additional grant funding is not secured, the addition to the Capital Programme will not be required.**

**(3) Authority be delegated to the Director of Housing, Planning and Regeneration and the Director of Corporate Services and Governance to agree the commercial heads of terms for a legal agreement proposed to be entered into between the Council and the London Borough of Southwark, outlining the Council's future maintenance and management responsibilities for the Subway upon practical completion of the works.**

**(4) Authority be delegated to the Director of Corporate Services and Governance to execute all and any ancillary legal documentation relating to the proposed legal agreement referred in (3) above.**

**(5) Authority be delegated to the Director of Housing, Planning and Regeneration and the Director of Corporate Services and Governance, to agree the commercial heads of terms for a works licence with the London Borough of Southwark, and the construction contractor, to enable the undertaking of the restoration works.**

**(6) Authority be delegated to the Director of Corporate Services and Governance to execute all and any ancillary legal documentation relating to the proposed works licence referred to in (5) above.**

**(7) Further resolutions in relation the award of the works contract are set out in the part 2 minutes.**

**375 ACCELERATED DEVELOPMENT OF A NEW HEALTH AND WELLBEING CENTRE AT THE CIVIC CENTRE AS PART OF A WIDER MIXED-USE DEVELOPMENT**

In October 2021 the Executive had considered a proposal to develop a new Health and Wellbeing Centre with the Clinical Commissioning Group (CCG) on the site of the former Adventure Kingdom building and the Great Hall at the Civic Centre. A key requirement for the CCG was that the new facility was ready for use by Spring 2024 due to funding pressures from the Department of Health and HM Treasury.

Subsequent to this, additional work had been undertaken and it had been identified that in order to achieve the CCG's requirements an accelerated programme was required which would incur additional cost an earlier stage to that originally envisaged. These costs were set out in paragraph 3.13 of the report.

This expenditure enabled the detailed feasibility, design, planning and construction delivery planning to be progressed at pace and without delay. As a result of which there was a need to formally request the cost of the scheme including costs recoverable from the CCG be formally included within the Capital Programme so that identified sums within the report could be drawn down to facilitate the appointment of the various consultants and work required.

Furthermore, this would demonstrate the Council's commitment to HM Treasury and NHS England that it intended to proceed and could deliver the proposed development in a timely manner. The recommendations contained within the report sought to provide this comfort.

The report had been scrutinised by the Executive, Resources and Contracts PDS Committee at its meeting on 7<sup>th</sup> February 2022 and the Committee had

supported the proposals, subject to requesting regular reports to the PDS Committee on progress. The Leader added that regular reports would be needed for the Executive.

**RESOLVED that**

**(1) The proposals be agreed and incorporated into the forthcoming Capital Programme at an estimated additional total cost of £25m including the CCG's estimated 25% share, together with non-recoverable VAT.**

**(2) Following approval on 20<sup>th</sup> October 2021 to proceed to procurement, drawdown be authorised of up to £2m from the Capital Programme to fund the various professional services required to progress the scheme through the initial stages (set out in paragraph 3.1 of the report); it is noted that this is in addition to £0.5m previously agreed in October 2021 and also it is also noted that the CCG will initially underwrite 50% of this total cost.**

**(3) The drawdown of up an additional £1.5m including non-recoverable VAT be authorised from the Capital Programme to fund surveys and other project costs including LBB internal costs (£3.5m running total – see (2)); estimated inclusive cost as in (1); the CCG will initially underwrite 50% of this cost.**

**(4) Proceeding to procurement be authorised via a compliant route for a works contract to demolish the Great Hall and Adventure Kingdom and prepare the site with enabling works subject to receipt of detailed planning consent at an estimated contract value of £650,000 (£4.15m running total – see (2)) from the Capital Programme; the CCG will be responsible for 25% of this cost.**

**(5) Proceeding to procurement be authorised via a compliant route for a construction contract for the building works at an estimated contract value of £21.4M; it is noted that commencement of the Build element will be subject to both Member approval for the detailed design and costs of the scheme (as per (8)) and subject to receipt of detailed planning consent; the CCG will be responsible for 25% of this cost. It is noted that it is to be determined whether the optimum route is to procure a Build contract directly or whether to utilise a two stage (via a Pre-Contract Service Agreement [PCSA] with suitable break clause) Design & Build approach; in the event of a Design & Build approach, the first stage of Technical Design is included within the costs for professional services outlined above.**

**(6) Authority be delegated to the Director of Housing, Planning, Property and Regeneration or Director of Finance with oversight from the Resources, Commissioning and Contract Management Portfolio Holder, to agree and settle all the commercial terms arising and to deal with**

publicising, if appropriate, any Open Space Notices and considering representations received and reporting to Members as necessary.

(7) Authority be delegated to the Assistant Director of Legal Services to enter into all relevant legal agreements and any other ancillary legal documentation relating thereto.

(8) It is noted that an Executive report will be forthcoming with a full business case for consideration including details of the worked-up scheme, procurement of the construction element of the scheme, including additional professional fees and project costs prior to any Planning Application being made.

**376            CONSIDERATION OF ANY OTHER ISSUES REFERRED FROM  
THE EXECUTIVE, RESOURCES AND CONTRACTS POLICY  
DEVELOPMENT AND SCRUTINY COMMITTEE**

There were no additional items referred from Executive, Resources and Contracts PDS Committee.

**377            LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE  
LOCAL GOVERNMENT (ACCESS TO INFORMATION)  
(VARIATION) ORDER 2006 AND THE FREEDOM OF  
INFORMATION ACT 2000**

**RESOLVED** that the Press and public be excluded during consideration of the items of business referred to below as it is likely in view of the nature of the business to be transacted or the nature of the proceedings that if members of the Press and public were present there would be disclosure to them of exempt information.

**The following summaries  
refer to matters involving exempt information**

**378            CRYSTAL PALACE SUBWAY AWARD OF WORKS CONTRACT**

The Executive considered details of the tender process.

**379            CAPITAL PROGRAMME MONITORING Q3 2021/221 AND  
CAPITAL STRATEGY 2022 TO 26 - APPENDIX E**

The Executive noted the Appendix.

The Meeting ended at 8.19 pm

Chairman

## EXECUTIVE

9<sup>th</sup> February 2022

### QUESTIONS - FOR WRITTEN REPLY

**1. From Christopher Bentley to the Portfolio Holder for Environment and Community Services**

What are the Council's plans for the public toilets in Norman Park? Are there any plans to reopen them, or demolish them? The current buildings are in considerable disrepair.

**Reply:**

The Council will review its plans for the public toilets in Norman Park as part of the action points contained within the recently endorsed Open Space Strategy by the Environment and Community Services PDS Committee which include:

1. A review of the use of all Open Space Building stock for which proposals will be developed to ensure that we have a fully occupied stock reflecting current and future objectives.
2. A review of the public convenience offer within the Portfolio with recommendations. Within the feedback to the Open Space Strategy, we are aware that respondents did frequently note that they felt Norman Park would be improved by public conveniences and this would be taken into consideration when considering any future use.
3. An audit of the Open Space Portfolio, to address any under provision in facilities within different geographic locations.

The three workstreams now form part of the Action Plans for the implementation of the strategy and will work concurrently to develop proposals for vacant buildings within the Open Space Portfolio including the Norman Park toilet block, and also be reflected in the individual management plans for the site.

**2. From Peter Noorlander to the Portfolio Holder for Environment and Community Services**

In what ways has the Council helped owner-occupied homes to be more energy efficient, for example by supporting energy companies to provide fuel-poor or vulnerable households with insulation. How many of these homes have been upgraded as a result of such initiatives in the last 3 years?

**Reply:**

The Council recognises that some residents will struggle to afford adequate heating to stay warm during extreme cold spells, recently compounded by the current volatile energy market.

Hence, the Council has mobilised several programmes to help fuel poverty households including:

- A recent successful application for £920,000 under the Local Authority Delivery scheme (LAD2). The programme will enable the retrofit of an estimated 130 domestic properties. The funding criteria will ensure works tackle poorly insulated homes – ensuring residents save money on their energy bills whilst also mitigating the most amount of carbon emissions.
- Working in partnership with the South East London Community Energy group to reach out to fuel poverty households and identify energy saving initiatives and available grant funding.

**3. From Peter Noorlander to the Portfolio Holder for Environment and Community Services**

What is the Council's view on developing a borough-wide heating and energy efficiency strategy with the aim of systematically improving the energy efficiency of buildings, both public and private, and decarbonising heat?

**Reply:**

Residents are invited to read the Council's Carbon Neutral 2029 plan regarding how it intends to manage its own public building stock and we continue to make good progress in this area, such as the Orpington Library air source heat pump installation.

The Carbon Management Team will also be presenting a report at the Environment and Community Services PDS meeting in June 2022, specifically about signposting residents, businesses and community groups to various grants, services and other initiatives aimed at energy savings and reducing CO<sub>2</sub> emissions.

**4. From Sheena Roberts to the Portfolio Holder for Environment and Community Services**

Given the potential link between dementia and air pollution, and Bromley's 'significantly higher rates of young-onset dementia compared to London and England', what is being done about air pollution in Bromley?

**Reply:**

Chronic exposure to poor air quality is known to have a number of negative health effects. The Borough's recently reviewed Air Quality Action Plan 2020 – 2025, which contains many targeted actions to improve air quality in Bromley, is available on the

Council's website here:

[https://www.bromley.gov.uk/downloads/file/6391/air\\_quality\\_action\\_plan\\_aqap\\_2020-25](https://www.bromley.gov.uk/downloads/file/6391/air_quality_action_plan_aqap_2020-25)

**5. From Sheena Roberts to the Portfolio Holder for Renewal, Recreation and Housing**

What policies are there in the Local Plan requiring new housing development to be zero carbon by 2025 - for instance, including the incorporation of renewable energy in new developments, using low carbon building materials, and building to the extremely high energy efficiency standards (eg Passivhaus or similar) which will be necessary to limit carbon emissions enough to meet our COP26 commitments?

**Reply:**

Planning applications are assessed in accordance with the Development Plan unless material considerations indicate otherwise. Policies in the London Plan and Local Plan will be the key policies used in the determination of planning applications; in particular, policy 124 of the Local Plan and policies SI2, SI3 and SI4 of the London Plan focus on achieving carbon reductions and promote energy efficiency measures and renewable energy.

Government planning policy is set out in the National Planning Policy Framework; as and when this is updated to take account of new environmental aims, for example to incorporate any COP26 commitments, it will be capable of being a material consideration in the determination of planning applications. Any review of the Local Plan or London Plan would also need to address the relevant requirements of national policy at the time.

**6. From Rachel King to the Portfolio Holder for Environment and Community Services**

To encourage uptake of public transportation in Bromley, would the Council consider free travel for all residents travelling on the most congested and polluted routes in the borough?

**Reply:**

The Council and the GLA (i.e. the tax payer) already provide a large number of residents with transport passes, the cost of those journeys comes from Council Tax. For example the Freedom Pass and the Zip pass. We do encourage residents to consider active travel options which has benefits without an ongoing cost to the tax payer. Public transport is generally well used in peak hours when congestion is highest.

## **7. From Rachel King to the Portfolio Holder for Environment and Community Services**

To encourage active modes of travel in Bromley, would the committee support regular closures of a select number of roads to motorised transport every month? This could be supported by events, such as cycle races and free electric cycle sessions for residents.

### **Reply:**

Bromley Council supports the one-off closure of streets for residents to engage in community-building street parties. The Council's Road Safety team also support and promote cycling through events such as Dr Bike in parks, cycling events in schools and have bikes of various types available to let residents try. The Council is also trialing School Streets whereby streets are closed to motorised traffic at the start and end of each school day.

Bromley has improved cycleways and cycle lanes across the borough over many years. The Council also offers cycle training and route planning to help those residents who are looking to change their transport choice. The Council considers that it is better to help those residents who wish to cycle more, to cycle safely, to substitute journeys, rather than close roads just for recreational cycling.

## **8. From Brayley Small to the Portfolio Holder for Environment and Community Services**

How much support does the Council give to provisions detailed in the "Blueprint for accelerating climate action and a green recovery at the local level" produced by a group of local government, environmental and research organisations, including the LGA, London Councils, Friends of the Earth and the Grantham Institute?

<https://www.adeptnet.org.uk/documents/blueprint-accelerating-climate-action-and-green-recovery-local-level>

### **Reply:**

The Council agrees in principle to all the themes highlighted in the report although it should be noted that these reports require context at the local level. The Council has established its Green Recovery Working Group, which directly addresses the themes highlighted in the report and more.

The Carbon Management Team are members of several London Councils steering/working groups that are working hard to develop a pan-London approach to delivering their seven climate priorities. The resulting action plans will help inform the best approach for accelerating climate action across the capital.

## **9. From Brayley Small to the Portfolio Holder for Environment and Community Services**

At the Borough Climate Conference in October 2021 Harrow Council put forward a proposal, the One World Living Programme, to reduce consumption emissions across London, focusing on the categories of food, textiles, plastics & electricals. It set a provisional target of a 2/3 reduction in emissions across these categories by 2030. What is the Council's view of this proposal?

### **Reply:**

We are limited in our assessment without seeing the methodology. This is an ambitious target that will require accurate emissions baselining, recording, apportioning to the relevant sector and subsequent monitoring.

The Carbon Management Team are members of several London Councils steering/working groups that are working hard to develop a pan-London approach to delivering their seven climate priorities, which includes consideration of consumption emissions.

The Carbon Management Team will also be presenting a report at the ECS PDS meeting in June 2022, specifically about signposting residents, businesses and community groups to various grants, services and other initiatives aimed at reducing CO<sub>2</sub> emissions.

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