

MINUTES OF MEETING Cabinet HELD ON Tuesday, 21st June, 2022, 6.30 - 7.15 pm

PRESENT:

Councillors: Peray Ahmet (Chair), Mike Hakata, Zena Brabazon, Dana Carlin, Seema Chandwani, Lucia das Neves, Julie Davies, Ruth Gordon, Adam Jogee and Sarah Williams

ALSO ATTENDING: Cllr Isilar- Gosling - Online

1. FILMING AT MEETINGS

The Chair referred to the notice of filming at meetings and attendees noted this information.

2. APOLOGIES

There were no apologies for absence.

3. URGENT BUSINESS

There were no new items of urgent business submitted.

The Democratic Services and Scrutiny Manager advised that there was an additional addendum to be considered with Item 9, North London Waste Plan. These were the minutes of the Strategic Planning Committee which considered this report after publication of the Cabinet Agenda on the 14th of June. As set out in the late business sheet, there was a need to consider this information in accordance with Part Three section B of the Council Constitution.

The Cabinet agreed to consider this additional information with item 9.

4. DECLARATIONS OF INTEREST

There were no declarations of interest put forward at the meeting.

5. NOTICE OF INTENTION TO CONDUCT BUSINESS IN PRIVATE, ANY REPRESENTATIONS RECEIVED AND THE RESPONSE TO ANY SUCH REPRESENTATIONS

There were no representations received on the exempt items.

6. MINUTES

RESOLVED

To confirm and sign the minutes of the meeting held on 8 March 2022 as a correct record.

7. MATTERS REFERRED TO CABINET BY THE OVERVIEW AND SCRUTINY COMMITTEE

There were no matters for consideration.

8. DEPUTATIONS/PETITIONS/QUESTIONS

The Cabinet considered a deputation put forward by the Pinkham Way Alliance in relation to item 9, North London Waste Plan (NLWP). Stephen Brice addressed the Cabinet and raised the following points:

- Although the Pinkham Way Alliance had long argued that the Pinkham Way site, as a green space, was unsuitable for inclusion in the NLWP, it welcomed MM113 of the Main Modifications. The Pinkham Way Alliance accepted the Inspector's findings, which clarified a number of long-standing issues, and welcomed the requirement for community engagement.
- The Pinkham Way Alliance considered that the site was better protected through inclusion in the NLWP as it would become part of the Local Plan for each constituent authorities.
- It was stated that the North London Waste Authority (NLWA) had publicly confirmed that it had no short or medium term plans for the Pinkham Way site.
- It was noted that, although it was established in 2011, there was still significant local interest in the Pinkham Way Alliance and its work. As an example, Stephen Brice noted that a 2019 Regulation 19 Waste Plan submission had attracted 40% more supporting signatures than any previous response and that the recent Pinkham Way Alliance Site Management Plan had in principle support from 130 people.
- It was added that the Pinkham Way Alliance was pleased to be working with and in agreement with the Council.

In response to questions from the Cabinet, it was noted:

- In response to a question about the preferred method of consultation for any future site developments, Stephen Brice expected that the community would be engaged at the pre-application stage.

The Cabinet Member for Housing Services, Private Renters, and Planning thanked the Pinkham Way Alliance for its work for over the last 10 years. It was stated that this work had improved the plans for the site and had led to the current position. The Cabinet Member added that the NLWP was now considered to be acceptable and would be able to manage impacts on biodiversity on the site.

9. NORTH LONDON WASTE PLAN

The Cabinet Member for Housing Services, Private Renters, and Planning introduced the report which recommended adoption by Full Council of the North London Waste Plan (NLWP). The NLWP had been subject to an Examination in Public by an

independent Planning Inspector and had been found sound, subject to Main Modifications

It was commented that the development of the NLWP had been a long process with considerable community engagement that had resulted in a number of modifications. It was noted that three priority areas had been identified in the NLWP: Friern Barnet Sewage Works/ Pinkham Way, Brantwood Road, and North East Tottenham. It was clarified that the authority did not own these sites and it was noted that there were multiple site owners.

It was highlighted that paragraph 5.26 of the report contained a factual error in relation to the Pinkham Way site. It was clarified that Barnet Council had not put forward the site as suitable for waste management. It was noted that this position was reflected in Appendix C to the report which demonstrated that, due to issues of multiple ownership, only one small area of the site owned by the North London Waste Authority (NLWA) was likely to be deliverable for waste management. The Cabinet Member thanked the Pinkham Way Alliance for raising this issue.

The Cabinet Member also noted that the NLWP was last agreed by Cabinet in 2019. Following this, the independent Planning Inspector had examined the NLWP and had commented that it should demarcate more clearly where development could take place and that there should be additional arrangements for biodiversity. It was explained that these issues had been addressed in the NLWP and corresponding appendices. The Cabinet Member asked the Cabinet to agree to refer the NLWP to Council for approval.

In response to questions from the Cabinet and Cllr Isilar-Gosling, the following information was provided:

- It was noted that the Brantwood Road site was situated close to a residential area. It was explained that, because of the restrictions on the residential road, any vehicles would have to access the site from the east and would not impact the residential road. It was added that this was a large site and that any waste facility was unlikely to fill the entire site; in addition, it would be recommended that any facility avoided close proximity to residential areas.
- It was also noted, in relation to the Brantwood Road site, that nothing in the NLWP would preclude the provision of solar, wind, or other sustainable energy. It was highlighted that any proposals would be subject to pre-application engagement with the community and the usual planning policy requirements.
- It was noted that the NLWP identified sites but that there was no guarantee that facilities would be brought forward in all of the locations. It was added that the NLWP would be subject to ongoing monitoring.
- If sites in the NLWP were brought forward, members noted the importance of ensuring that resident engagement and communications were delivered in an accessible format.
- It was noted that only a small section of the Pinkham Way was considered to be suitable for a waste facility and it was enquired why the NLWP identified the whole site. It was explained that the NLWP had identified the whole site as the Council did not want to pre-empt the best design of the site. It was added that the site had some clear constraints that any proposal would need to manage, including flooding risk, biodiversity, land ownership, and proximity to residential areas.

- It was clarified that the NLWP did not affect or consider whether the Edmonton incinerator would be progressed. It was explained that the NLWP concerned site planning for waste.

RESOLVED

1. To note the content of this report and the Inspector's Report on the North London Waste Plan (set out in Appendix A);
2. To note the comments of Strategic Planning Committee as set out in the addendum;
3. To agree to refer this report and the appended documents to Full Council with the recommendation to adopt the North London Waste Plan (Appendix C) including Main Modifications (Appendix B) and associated changes to the Policies Map.

Reasons for decision

To enable the NLWP to progress to adoption at Full Council, and to ensure the North London Boroughs have a robust and up-to-date policy framework to ensure the sustainable management of waste arising in the area. Adoption of the plan will allow for waste planning proposals to be directed to the most appropriate locations in the area as well as providing detailed requirements for waste facilities to be assessed against through the planning application process. The Main Modifications include changes to the Plan arising as a direct result of community input into the plan-making process. Further, the NLWP will provide certainty and clarity for the community and other stakeholders on how such applications would be assessed.

Alternative options considered

The Council could decide not to adopt the North London Waste Plan. However, as a Waste Planning Authority the Council is under a statutory obligation to produce a Waste Local Plan. In addition, the National Waste Management Plan for England, supported by the National Planning Policy for Waste (NPPW), identifies that the National Waste Management Plan will be supported by each WPA's Waste Local Plan and as such this document is of significant importance.

Any Waste Plan must be prepared in line with the requirements of the Planning and Compulsory Purchase Act 2004, the Waste (England and Wales) Regulations 2011, the Town and Country Planning (Local Planning) (England) Regulations 2012 and the NPPW. Given the NLWP has been found legally compliant and sound by the Planning Inspectorate, and has been through a robust process, not to proceed to adopt the NLWP would result in the Council needing to commence a Haringey only Waste Local Plan and would undermine the adopted NLWP for the other six partner Boroughs. This would not be in accordance with the Council's commitments so far as part of its legal 'duty to cooperate' with other authorities as explained later in the report. This option has been rejected by officers as not being a reasonable alternative.

Any delay to the NLWP or any lack of having a Local Waste Plan will mean that planning applications may come forward in an ad hoc unplanned way and the Council

will not have a robust and up-to-date policy framework for determining them against. It may be more difficult to shape, influence or refuse undesirable waste planning proposals or planning applications. Communities would have less certainty and clarity on how planning applications would be assessed and there would be less certainty for investment in the borough for sustainable development. There would also be a detrimental impact and delay to the Council's emerging new Local Plan because there would be reduced certainty on waste priority areas and policies.

10. DECISION TO BEGIN REHOUSING OF STAPLEFORD NORTH

The Cabinet Member for Council House-Building, Placemaking, and Development introduced the report which in summary sought approval:

- to the demolition of Stapleford North
- to authorisation for rehousing Stapleford North residents (flats 25-36, 61-72)
- to apply the Broadwater Farm Rehousing and Payments Policy (BWFRPP) to these residents for the purpose of the rehousing.
- suspension of Right to Buy and the rehousing of tenants ahead of the demolition contract being procured.
- acquisition of leasehold interests set out in the exempt Part B of the report to undertake buybacks from the leaseholders in this wing block; and to note that an estimated sum of £151,750 will be utilised in the rehousing all secure tenants.

It was noted that:

- The Pre-tender estimates suggested that the demolition of Stapleford North would cost approximately £600,000.
- This demolition would be dealt with in conjunction with the demolition of the Northolt block.
- This decision was specifically about Stapleford North which was directly connected to the Northolt tower which was previously agreed by Cabinet in November 2018 for demolition following the discovery of significant structural issues and a statutory Section 105 consultation.
- A separate report would be brought to Cabinet dealing with the procurement and costs of demolition once the procurement route had been agreed.
- The report's recommendations were in line with the process previously agreed by Cabinet in July and September 2021.

The Cabinet Member highlighted that these decision would enable the delivery of 294 brand new Council homes on the estate, including family homes along with huge public realm improvements.

She added that the Council had worked closely with the residents on Broadwater Farm Estate to take these transformational plans forward. It was noted that this had been an iterative process with plans continually updated according to discussions and input with residents.

This community engagement would continue to be followed. Close relationships were accumulated in the ballot , leading to a 55% approval of demolition and this was one of the next steps for the transformation of Broadwater Farm.

The following information was provided following a question from Cllr Isilar – Gosling about the 55% turnout on the ballot, to agree demolition, and what actions would be taken in future to increase turnout. The Cabinet Member responded as follows:

- That this was not a low number considering most of the affected residents eligible to vote were not directly impacted by the scheme.
- It was acknowledged that there were always lessons to be learnt. This was a large consultation but lessons had been learnt as the consultation progressed.
- Praised staff for their efforts in making this a good informative campaign about the demolition and transformation plans and ensuring that impacted residents were properly communicated with.
- Activities had included: communications in several community languages, posters in the blocks, pop up events and discussions with residents showing them models of the scheme to ensure understanding. Officers had also been continually talking with residents about what the landlord offer meant for them with translators.

The Cabinet Member felt the Council had the affirmation from residents to take forward this transformation scheme.

The Cabinet Member for Tackling Inequality and Resident Services, speaking as a ward councillor, added that there was no concerns raised with her about the outcome of the ballot.

RESOLVED

1. In accordance with the decisions taken by Cabinet in July and September 2021, and following the positive ballot outcome and having considered the result of the S105 consultation referred to in paragraphs 6.5-6.18, to agree that Stapleford North (flats 25-36, 61-72) be demolished. This demolition was estimated to cost approximately £600,000.
2. To authorise the Assistant Director of Housing to serve the initial demolition notice and to decide the timing of any final demolition notice to be served.
3. To authorise the application of the Broadwater Farm Rehousing and Payments Policy (BWFRPP, see appendix one) and Broadwater Farm Local Lettings Plan (BWFLLP, see appendix three) to Stapleford North (flats 25-36, 61-72) residents for the purpose of this rehousing as initially set out in the report considered by Cabinet on 13 July 2021.
4. To agree that the rehousing of tenants and leaseholders from Stapleford North (flats 25-36, 61-72) pursuant to the BWFRPP, commence in line with the programme for demolition.
5. To agree to the acquisition of all four leaseholders' interests in Stapleford North and gives delegated authority to the Director of Housing, Regeneration and Planning after consultation with the Director of Finance and Cabinet Member for House-Building, Place-Making and Development, to agree the price for each acquisition and the final heads of terms and legal documentations for each

acquisition up to a total maximum amount set out in the Exempt Part B of this report.

6. To approve the acquisition of the four leaseholder units as set out in 6.23-6.41. being a maximum total sum set out in the exempt Part B of this report.
7. To give delegated authority to the Assistant Director of Housing to approve any individual equity loans to eligible resident leaseholders, as provided for in the Broadwater Farm Rehousing and Payments policy.
8. To authorise the Assistant Director of Housing to offer Equity Loans to support the purchase of properties outside the borough in exceptional circumstances taking account of the recommendation of the Discretionary Panel provided for in the Broadwater Farm Rehousing and Payments Policy.
9. To approve the application of the Social Tenancy Policy ('STP') for leaseholders previously agreed by Cabinet in July 2020 and provided at Appendix two.
10. To authorise the Assistant Director of Housing to approve offers of social tenancies to leaseholders, taking account of the recommendation of the discretionary panel (as set out in the BWFRPP) pursuant to the STP.

Reasons for decision

Following the decision taken in September 2021 to 'Authorise the inclusion of the demolition and reversion of Stapleford North wing (flats 25-36 and 61-72) on Broadwater Farm in the 'preferred design scenario' and subsequent resident ballot.' and the positive resident ballot outcome, this report seeks approval to begin the work necessary to complete this demolition.

The report considered by Cabinet on 13 July 2021 recommended that:

'[Cabinet] Agrees that the consultation proposals include extension of the existing Broadwater Farm Rehousing and Payments Policy to residents of Stapleford North in the event that it is decided to demolish the block.'

Following the decision taken in September 2021 and the subsequent positive ballot outcome, this report seeks the formal extension of the BWFRPP and Broadwater Farm Local Lettings Policy to Stapleford North (flats 25-36, 61-72) residents to enable the rehousing to take place.

The additional recommendations set out at 3.6-3.10 delegate the authorisations necessary to apply the Broadwater Farm Rehousing and Payments Policy, the Broadwater Farm Local Lettings Policy and the Social Tenancy Policy to Stapleford North residents.

The request for approval of demolition is necessary to allow for rehousing to begin ahead of the demolition, including the serving of notices and the suspension of Right to Buy. The contract and exact costings to complete the demolition will be procured as

a separate package of works to include Northolt demolition and will be subject to a future Cabinet decision.

The budget set out in the exempt Part B of this report has been developed in close consultation with rehousing colleagues and finance to determine the amount necessary to ensure the rehousing can be undertaken. This budget request has also built upon the experience of rehousing Tangmere and Northolt residents, to ensure that adequate provision is made to deliver on this decision.

Alternative options considered

Do nothing

This option was considered and discounted due to a number of factors:

- The identified need to either structurally improve or to demolish the block.
- The decisions taken by this Cabinet in July and September 2021 concerning Stapleford North.
- The disruption that would be caused due to the proximity to the Northolt block, which was approved for demolition by Cabinet in November 2018.
- The results of the Statutory Section 105 consultation undertaken with residents of this block.
- The loss of the place-making and improved housing delivery options enabled by the demolition of this block.

Keep the block in place during the demolition and re-provision of Northolt, and structurally upgrade the block

- The council considered structurally repairing the Stapleford North block and keeping residents in situ for the majority of the demolition and rebuild of Northolt. This was considered in full by Cabinet in July 2021 and then presented to residents as one of two options in a Section 105 consultation, the results of which were also considered by Cabinet in September 2021.
- The result of this consultation was that 62% of responding residents preferred the option to rehouse them, demolish the block and replace it with high quality council homes. Therefore, this option was discounted as it was not desired by residents and does not align with previous decisions taken by this Cabinet. The full rationale for considering the demolition of this block has been considered by Cabinet in July 2021, September 2021 and is further expanded upon within this Cabinet report.

11. ESTABLISHMENT OF THE CORPORATE PARENTING COMMITTEE, APPOINTMENT OF CABINET MEMBERS TO COMMITTEES AND PARTNERSHIPS 2022-23, AND CONFIRMATION OF TERMS OF REFERENCE

The Democratic services and Scrutiny Manager set out the report which took forward:

- Re-establishment of the Corporate Parenting Advisory Committee, confirming its terms of reference, and proposed Members to serve on this advisory Cabinet sub-Committee.

- An update on the membership of the LHC which was a joint executive committee which would only be continuing until March 2023, following agreement by constituent boroughs in Feb 2022 to disband.
- Confirmed the appointment of Cllr Bevan to the LHC board as he was
- nominated to sit on the Holding Board on 25th March as the delegated representative from the Joint Committee.
- Confirmed the terms of reference of the Community Safety Partnership and proposed appointment of members to this statutory partnership body.

RESOLVED

1. To re-establish the Corporate Parenting Advisory Committee, and that the terms of reference for this advisory Sub Committee, attached at Appendix A be noted.
2. To note the Community Safety Partnership membership and terms of reference attached at Appendix B;
3. To agree appointments to the LHC Joint Committee (1 Cabinet Member – Cllr Williams and 1 non-exec – Cllr Bevan). These appointments shall be until March 2023.
4. To confirm the appointment of Cllr Bevan to the LHC Holding Board following nomination by the Joint Committee on the 25th of March 2022 as the delegated representative from the Joint Committee.
5. To appoint the following Members to serve on the Corporate Parenting Advisory Committee and Community Safety Partnership:

Corporate Parenting Advisory Committee

Chair – Cllr Brabazon Cabinet Member for Children, Schools, and Families

Cllr Johnson

Cllr Opoku

Cllr Mahbub

Cllr Weston

Cllr Collett

Cllr Isilar-Gosling

Community Safety Partnership

Cabinet Member for Economic Development, Jobs, and Community Cohesion
(as Co-Chair)

Cabinet Member for Children, Schools, and Families

Cllr da Costa

Reasons for decision

Establishing a Corporate Parenting Advisory Committee ensures that there is an overview of the Councillors statutory role as a corporate parent, assisting the Council to deliver its duties to children in care and young people leaving care.

These appointments allow the constituent Authorities to consider participation in the new corporate entity which will help maintain the principle of collaborative working which was a core objective of the LHC when a joint Committee. Also Cllr Bevan has been a member and chair of the LHC Joint Committee for many years and will be able to continue to provide the oversight and challenge, as a Board member, to the developing plans for the new corporate entity.

Appointments from Cabinet are required to the Community Safety Partnership to reflect statutory duties and enable high level, accountable, strategic, oversight of issues relating community safety.

Alternative options considered

The alternative option would be for the Corporate Parenting Advisory Committee to cease and this would mean that there is not a scheduled opportunity for members and officers to meet and discuss the wellbeing of children in care and to ensure that the Council is meeting its corporate parenting obligations. This Committee is different to the Children and Young People's Scrutiny Panel as it concentrates on Looked After Children and care leavers and reports directly to the Cabinet.

To not appoint to the LHC Joint Committee and board would mean that the borough is not included in developing governance plans for the new corporate entity. The Council would not be able to advocate continued partnership working and maintain the principle of collaborative working which were the driving principles of the LHC.

The Community Safety Partnership is a statutory partnership body and therefore not appointing Cabinet Members to this body is not an option.

12. MINUTES OF OTHER BODIES

RESOLVED

To note the minutes of other bodies.

13. NEW ITEMS OF URGENT BUSINESS

There were no new items of urgent business.

14. EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED

That the press and public be excluded from the meeting for the consideration of agenda items 15-17 as they contained exempt information as defined in Section 100a of the Local Government Act 1972; Paragraph 3 – information relating to the financial or business affairs of any particular person (including the authority holding that

information; Paragraph 5 – information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

15. DECISION TO BEGIN REHOUSING OF STAPLEFORD NORTH - EXEMPT

As set out in the exempt minutes.

16. EXEMPT - MINUTES

RESOLVED

To confirm and sign the exempt minutes of the meeting held on 8 March 2022 as a correct record.

17. NEW ITEMS OF EXEMPT URGENT BUSINESS

There were no new items of exempt urgent business.

CHAIR: Councillor Peray Ahmet

Signed by Chair

Date