

LATE BUSINESS SHEET

Report Title:

Agenda Item 9

Broadwater Farm Estate, Designs for the New Homes and improvement, Landlord offer, Ballot and Ballot Programme Relocation of existing facilities

Committee: Cabinet

Date: 7 December 2021

Reason for lateness and reason for consideration

To consider legal comments which were omitted in error from the published report. These are statutory comments required with key decision-making and need to be considered at the meeting.

Legal Comments

Omit paras 8.8 to 8.13, which are the finance comments replicated, and replace with:

- 8.8. The Head of Legal and Governance has been consulted in the drafting of this report.
- 8.9. S105 of the Housing Act 1985 requires that the Council's secure and introductory tenants of the Estate be consulted as set out in the body of this report; while there has been no statutory requirement to consult with leaseholders, it is the council's practice to do so and they have been included in the consultations carried out, although the responses from the statutory consultations have been identified in the relevant reports.
- 8.10. Before taking a final decision, Cabinet must consider and take conscientious account of all representations made in relevant consultation and engagement.
- 8.11. GLA funding is conditional upon a "Yes" vote in the Ballot required by section 8 (Resident Ballots for Estate Regeneration Projects) of the GLA Capital Funding Guide ("the RBR"). The RBR requires the Council to prepare a formal Landlord Offer, and for that Offer to be put to a Yes/No ballot conducted by an Independent Body on a question approved by the Independent Body.

- 8.12. The electorate for the purposes of the Ballot is defined by the RBR as set out at paragraph 6.73; there is no discretion for the Council to extend or restrict the persons entitled to vote.
- 8.13. Cabinet must also take into account the issues raised by the Equalities Impact Assessment and the comments under the head of "Equality" below.
- 8.14. The Head of Legal and Governance sees no legal reasons preventing Cabinet from approving the recommendations in the report.