



CORPORATE SERVICES DEPARTMENT
Caroline Holland - Director

To all Members of the Council

**Democratic Services
London Borough of Merton
Merton Civic Centre
Morden, Surrey SM4 5DX**

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Date: 25 March 2020

Dear Councillor

Notification of Cabinet Decisions

The decisions of the Cabinet meeting held on Monday 23 March 2020 are attached.

The call-in deadline is Monday 30 March 2020 at noon

The [call-in](#) form is attached for your use if needed and refers to the relevant sections of the constitution.

Yours sincerely

Democracy Services

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4	Reference from the Sustainable Communities Scrutiny Panel: Emmision based charging and review of the diesel levy	<p>RESOLVED:</p> <p>That reference of the Sustainable Communities Overview and Scrutiny Panel set out in paragraphs 2.14 to 2.17 of the Cabinet report be taken into account when below when making decisions on the Diesel Levy and Emission Based Charging proposals.</p>
5	Considerations of emission based charging and the future of the diesel levy.	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the findings of the Diesel Levy and Emissions based charging review and comment on the emerging emissions based charging proposals be noted. 2. That officers be authorised to proceed to consultation on the recommended approach and proposed model and charges for future emission based charging including the ULEZ type supplement. 3. That the formal consultation process set out in section 12 of the report be agreed and to have due regard to any comments raised as part of the formal consultation process in taking a final decision on whether to proceed with the implementation of any changes. 4. That authority be delegated to the Director of Environment and Regeneration, in consultation with the Cabinet Member for Regeneration Housing and Transport, to finalise the necessary consultation documentation as required. 5. That this report be referred to the Sustainable Communities Overview and Scrutiny Committee after consultation for consideration and to seek its views before Cabinet makes a final decision.
6	Draft response to Improving Healthcare Together consultation	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That it be noted that the formal public consultation on plans to centralise major acute services within Epsom and St Helier's NHS Trust is open until 1 April 2020. 2. That the key lines of enquiry that the Council will propose in its response as

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		<p>described in paragraph 2.16 of the Cabinet report be noted.</p> <p>3. That it be noted that the Director of Communities and Housing in consultation with the Cabinet Member for Adult Social Care, Health and the Environment, will finalise and submit the Council's response to the Improving Healthcare Together 2020 – 2030 consultation.</p>
7	Draft Merton Community Plan 2020-2026	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the draft Merton Community Plan 2020-2026 at Appendix 1 to the Cabinet report be endorsed; and 2. That the draft Community Plan be submitted to Full Council in April* 2020 for adoption as one of the council's core strategic plans. <p>*Due to the cancellation of the Council meeting on 1 April 2020, the draft Community Plan will be reported to the next scheduled Council meeting on 8 July 2020 for adoption.</p>
8	Raynes Park Sports Ground	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the objections raised in response to the Council's advertisement under section 123 (2A) of the Local Government Act 1972 of its intention to grant a lease at Raynes Park Sports Ground be considered and noted. 2. That the Director of Environment and Regeneration be authorised to complete the lease on the main terms identified within the Confidential Appendix 4 to the Cabinet report under his delegated authority.
9	Sir Joseph Hood Memorial Playing Field	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the objections raised in response to the Council's advertisement under section 123 (2A) of the Local Government Act 1972 of its intention to grant a lease at Sir

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		<p>Joseph Hood Memorial Playing Field be considered and noted.</p> <p>2. That the Director of Environment and Regeneration be authorised to complete the lease on the main terms identified within the confidential appendix to the Cabinet report under his delegated authority.</p>
10	Extension of School Cleaning Contract	<p>RESOLVED:</p> <p>That the council extend its existing contract with Julius Rutherford & Co Limited for provision of the school cleaning service at Merton primary, secondary and special schools and other education buildings up to 31 March 2022.</p>
11	LGA Corporate Peer Challenge Feedback Report and Next Steps	<p>RESOLVED:</p> <p>1. That the findings and recommendations from the LGA Corporate Peer Challenge as set out at Appendix 1 to the Cabinet report be noted.</p> <p>2. That the approach to implementing the recommendations as set out in section 4 to the Cabinet report be approved.</p>
12	Financial Monitoring January 2019	<p>RESOLVED:</p> <p>1. That the financial reporting data for month 10, January 2020, relating to revenue budgetary control, showing a forecast net favourable variance at year-end of £2,613k, -0.5% of gross budget be noted.</p> <p>2. That the contents of Section 4 and the amendments to the Capital Programme contained in Appendix 5b of the Cabinet report be noted.</p> <p>3. That the release of £105k from the For Use in Future Years Budget Reserve be approved. As part of ceasing discretionary NNDR allowances to faith schools in 2019/20, Merton agreed to reduce the cost pressure on the DSG for one year.</p> <p>4. That the release of £166k that was set aside in the SEN Reform Grant Allocation reserve to fund the school improvements adviser, EHCP co-coordinator and quality assurance expenditure be approved.</p>

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13	Interim Decision Making Arrangements	<p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the arrangements for the good governance of the Council during the Covid-19 crisis, namely that officers will exercise their delegated authority to take decisions in accordance with the Council's constitution be noted and endorsed. 2. That it be noted that when officers are taking delegated decisions they will consult appropriately with members, key decisions will be subject to the usual notice requirements and both key and non-key executive decisions will be published on the Council's website in order to ensure transparency.
14	Exclusion of the public	Cabinet noted the information contained in the exempt appendices and therefore the meeting remained in public.
15	Raynes Park Sports Ground - Exempt appendix	Cabinet noted the information contained in the exempt appendix and the decision can be found at item 8 above.
16	Sir Joseph Hood Memorial Playing Field - Exempt appendices	Cabinet noted the information contained in the exempt appendix and the decision can be found at item 9 above.

Merton Council - call-in request form

1. Decision to be called in: (required)

2. Which of the principles of decision making in Article 13 of the constitution has not been applied? (required)

Required by part 4E Section 16(c)(a)(ii) of the constitution - tick all that apply:

(a) proportionality (i.e. the action must be proportionate to the desired outcome);	
(b) due consultation and the taking of professional advice from officers;	
(c) respect for human rights and equalities;	
(d) a presumption in favour of openness;	
(e) clarity of aims and desired outcomes;	
(f) consideration and evaluation of alternatives;	
(g) irrelevant matters must be ignored.	

3. Desired outcome

Part 4E Section 16(f) of the constitution- select one:

(a) The Panel/Commission to refer the decision back to the decision making person or body for reconsideration, setting out in writing the nature of its concerns.	
(b) To refer the matter to full Council where the Commission/Panel determines that the decision is contrary to the Policy and/or Budget Framework	
(c) The Panel/Commission to decide not to refer the matter back to the decision making person or body *	
* If you select (c) please explain the purpose of calling in the decision.	

4. Evidence which demonstrates the alleged breach(es) indicated in 2 above (required)

Required by part 4E Section 16(c)(a)(ii) of the constitution:

5. Documents requested

6. Witnesses requested

7. Signed (not required if sent by email):

8. Notes – see part 4E section 16 of the constitution

Call-ins must be supported by at least three members of the Council.

The call in form and supporting requests must be received by 12 Noon on the third working day following the publication of the decision.

The form and/or supporting requests must be sent:

- **EITHER** by email from a Councillor's email account (no signature required) to democratic.services@merton.gov.uk
- **OR** as a signed paper copy to the Head of Democracy Services, 7th floor, Civic Centre, London Road, Morden SM4 5DX.

For further information or advice contact the Head of Democracy Services on 020 8545 3864