

GREATER LONDON AUTHORITY

REQUEST FOR MAYORAL DECISION – MD1572

Title: London City Airport Compulsory Purchase

Executive Summary:

This Mayoral Decision asks for the approval of expenditure to allow the Mayor to contest an attempt by London City Airport (LCA) to acquire land, by way of a compulsory purchase order (CPO), owned by GLAP at the Royal Docks, Newham.

Decision:

That the Executive Director approves expenditure of up to £500,000 in respect of technical and legal support to object to and contest the compulsory purchase order in relation to the London City Airport.

Executive Director of Communities and Intelligence

I have reviewed the request and am satisfied it is correct and consistent with the Mayor's plans and priorities. It has my approval.

Signature:



Date:

6.4.2015

PART I - NON-CONFIDENTIAL FACTS AND ADVICE TO THE MAYOR

Decision required – supporting report

1. Introduction and background

LCA has made a CPO and has served papers on GLAP to acquire land owned by GLAP at the Royal Docks, Newham. GLAP have until 2 December to lodge an objection. Officers need to appoint the necessary legal team and technical experts in order to prepare the objection and contest the CPO.

2. Objectives and expected outcomes

To enable preparation for and presentation of a robust case at the forthcoming CPO inquiry.

3. Equality comments

Under section 149 of the Equality Act 2010, in making these decisions “due regard” must be had to the need to eliminate unlawful discrimination, harassment and victimisation as well as to advance equality of opportunity and foster good relations between people who have a protected characteristic and those who do not. This duty has been taken into account, but no additional equality impact assessments are required for the Mayor to make this decision.

4. Financial comments

Approval is being sought for expenditure of up to £500,000 from the corporate contingency budget for TfL CPO team support and legal costs as follows;

- £350,000 to appoint a legal team to object to and contest the CPO expand and present the Mayor’s case at the CPO Inquiry
- £150,000 for TfL CPO team support to manage the CPO process.

As this work involves contracts with consultants, officers will ensure that the requirements of the Authority’s Contracts & Funding Code are adhered to.

Any changes to the proposal, including budgetary implications will be subject to further approval via the Authority’s decision making process. All appropriate budget adjustments will be made.

The TfL CPO team, acting as the GLA’s agent, will be responsible for managing the contracts with consultants in relation to the CPO.

5. Legal comments

As the owner of land within the proposed CPO boundary, GLA/GLAP has the power to contest the CPO pursuant to CPO legislation.

LCA, as promoter of the CPO, must seek to negotiate privately with landowners to acquire their land. Accordingly, there will be opportunities for GLA/GLAP review its position as these negotiations take place.

6. Investment & Performance Board

This matter was considered by IPB in October 2015 using the Urgency Procedure and was approved in principle.

7. Planned delivery approach and next steps

Activity	Timeline
Procurement of Legal support	Oct 2015
Preparation of objection	Oct 2015
Preparation of case	Nov 2015
LCA – CPO Inquiry	Oct 16 – Mar 16

Appendices and supporting papers: None

Public access to information

Information in this form (Part 1) is subject to the Freedom of Information Act 2000 (FOI Act) and will be made available on the GLA website within one working day of approval.

If immediate publication risks compromising the implementation of the decision (for example, to complete a procurement process), it can be deferred until a specific date. Deferral periods should be kept to the shortest length strictly necessary. **Note:** This form (Part 1) will either be published within one working day after approval or on the defer date.

Part 1 Deferral:

Is the publication of Part 1 of this approval to be deferred? NO

If YES, for what reason:

Until what date: (a date is required if deferring)

Part 2 Confidentiality: Only the facts or advice considered to be exempt from disclosure under the FOI Act should be in the separate Part 2 form, together with the legal rationale for non-publication.

Is there a part 2 form – NO

ORIGINATING OFFICER DECLARATION:

Drafting officer to
confirm the
following (✓)

Drafting office

Daniel Bridge has drafted this report in accordance with GLA procedures and confirms the following have been consulted on the final decision.

✓

Assistant Director/Head of Service:

Simon Powell has reviewed the documentation and is satisfied for it to be referred to the Sponsoring Director for approval.

✓

Sponsoring Director:

David Lunts has reviewed the request and is satisfied it is correct and consistent with the Mayor's plans and priorities.

✓

Mayoral Adviser:

Richard Blakeway has been consulted about the proposal and agrees the recommendations.

✓

Advice:

The Finance and Legal teams have commented on this proposal.

✓

EXECUTIVE DIRECTOR, RESOURCES:

I confirm that financial and legal implications have been appropriately considered in the preparation of this report.

Signature

M. D. Hille

Date

5.11.15