

## **Annex C Additional Information**

- 1) Has there been sufficient consideration of Equalities Act 2010
- 2) Has there been sufficient consideration of the financial status of Montclare Developments Ltd, Montclare Limited and Hendon Football Club Limited. Are they in default?
- 3) Consideration of the wider benefits of selling to the school.
- 4) If we were to sell to the London Jewish Girls High School could we consider use of the facilities for the local community?

Objective:-

That if satisfactory answers are not given the report is referred back for the Cabinet Resources Committee and officers to actively pursue the offer to buy made by London Jewish Girls High.

### **Equalities Act 2010**

The report considers that the School is a Jewish School and the potential benefit arising there from, but this has been set against :

- The Council's duty to obtain best consideration reasonably obtainable under Section 123. The evidence of this is provided by the DVS advice set out on the financial value plus the wider benefits of the Montclare bid which includes affordable housing and other planning obligations or CIL payments;
- other material considerations as set out in the report
- The decision to sell the freehold interest in the site to Montclare Limited does not have any adverse impact on groups with protected characteristics in relation to the current use of the site.

There is no statutory duty to have a formal equality impact assessment carried out. The requirement is to have due regard and this is what the Council has done. There are no outstanding equality issues for the Council to consider.

### **Sufficient consideration of the financial status of Montclare Ltd/Montclare Developments Ltd/Hendon Football Club. If the IBRC or NAMA have foreclosed on the loan**

In light of the judicial review claim by the School and the points raised in the report, Leading Counsel has advised that there needs to be no further consideration of the issues.

### **Consideration of the wider benefits of selling to the London Jewish Girls High School**

Nothing has been put forward that identified any wider benefits. All material factors have been considered, but the best value consideration outweighs this as set out in the report.

**If we were to sell to the School could we consider use of the facilities for the local community?**

For the reasons that have been outlined in the report, a sale to the School is not being recommended. There are countervailing factors in relation to Affordable Housing and other community benefits that will be delivered from CIL payments from the sale to Montclare Limited.