

Board



Date: 7 February 2024

Item: **Matters Arising, Actions List and Use of Delegated Authority**

This paper will be considered in public

1 Summary

- 1.1 This paper informs the Board of any use of Chair's Action or authority delegated by the Board, any Mayoral Directions to TfL and progress against actions agreed at previous meetings, since the last meeting of the Board on 13 December 2023.
- 1.2 There has been no use of Chair's Action, one use of delegated authority and one Mayoral Direction to TfL.
- 1.3 On 22 December 2023, the Finance Committee exercised the authority delegated by the Board on 13 December 2023 to approve the 2024 TfL Business Plan. A report of that meeting is elsewhere on the agenda for this meeting.
- 1.4 On 18 January 2024, the Mayor issued a direction to TfL in relation to implementing the March 2024 fare change (MD3221). The changes included freezing TfL-regulated fares set by the Mayor, which would be funded by increasing TfL's retained business rates income.
- 1.5 Appendix 1 sets out the progress against actions agreed at previous meetings.

2 Recommendations

- 2.1 **The Board is asked to note the paper and the actions list, set out in Appendix 1 of the paper.**

3 Use of Chair's Action

- 3.1 Under Standing Order 112, in situations of urgency, the Board delegates to each of the Chair and the Chairs of any Committee or Panel the exercise of any functions of TfL on its behalf. Any use of Chair's Action is reported to the next ordinary meeting. The Board on occasion will also make specific delegations to its Committees which, when exercised, are reported to the next ordinary meeting of the Board, as well as the next meeting of the relevant Committee.
- 3.2 There has been no use of Chair's Action since the last meeting.

4 Use of Delegated Authority

- 4.1 On 13 December 2023, the Board considered the draft 2024 TfL Business Plan, which assumed a Government capital funding settlement of £500m. As discussions with Government were ongoing, the Board delegated authority to the Finance Committee to approve the Business Plan when the capital funding settlement was known.
- 4.2 The Government's capital funding settlement of £250m was announced on 18 December 2023. Following this, on the same day, public notice of a meeting of the Finance Committee on 22 December 2023 was given and all Members of the Board were invited to attend. Significant work was undertaken to review the draft Business Plan to take account of the funding shortfall.
- 4.3 The 2024 TfL Business Plan was approved at the meeting of the Finance Committee on 22 December 2023, and the report of that meeting is elsewhere on the agenda for this meeting.

5 Mayoral Directions to TfL

- 5.1 The Greater London Authority (GLA) Act 1999 (as amended) permits the Mayor to issue to TfL general directions as to the manner in which TfL is to exercise its functions or specific directions as to the exercise of its functions (or not to exercise a power specified in the direction). Directions are also often made in relation to the implementation of matters in respect of which the Mayor delegates statutory powers to TfL.
- 5.2 The Mayor makes Mayoral Directions through Mayoral Decisions. Papers for Mayoral Directions set out the financial and other implications. If those implications change over time, that will be reported to the GLA.
- 5.3 All Mayoral Decisions are issued in writing, with the information that is not exempt from publication included on the GLA's Decisions Database on its website: <https://www.london.gov.uk/about-us/governance-and-spending/good-governance/decisions?order=DESC>.
- 5.4 Mayoral Directions fall into three broad categories: those addressing technical issues relating to statutory powers; those related to commercial development activities; and those related to projects and programmes. Mayoral Directions relating to TfL are reported to the Board's Committees for discussion as soon as possible after they are received by TfL or published. Regular reports will list the relevant Directions for as long as they are applicable.
- 5.5 Annually the Audit and Assurance Committee considers the list as part of its consideration of the annual audit plan to ensure that appropriate audit resource is applied to assurance on TfL's work in implementing Mayoral Directions. This will also be kept under review at each quarterly meeting of that Committee.

- 5.6 A summary of current Mayoral Directions to TfL is maintained on the “How we are governed” page on our website, with links to the relevant Mayoral Decisions: <https://tfl.gov.uk/corporate/about-tfl/how-we-work/how-we-are-governed>. That page will be updated as and when further Directions are made.
- 5.7 There has been one Mayoral Direction issued to TfL since the last meeting.

March 2024 fare change (MD3221, 19 January 2024)

On 18 January 2024, the Mayor approved and directed TfL to implement revisions to TfL fares, including the freezing of TfL-regulated fares set by the Mayor, to be implemented on 3 March 2024.

The Mayor also agreed to fully fund TfL’s £123m fares revenue shortfall as compared to its 2024 Business Plan assumptions by increasing TfL’s retained business rates income for 2024/25. This additional business rates allocation to TfL would recur and compound in future years of the Business Plan.

6 Actions List

- 6.1 Appendix 1 sets out the progress against actions agreed at previous meetings.

List of appendices to this report:

Appendix 1: Actions List

List of Background Papers:

Minutes from previous meetings.
Standing Orders and Terms of Reference of Committees and Panels.
Greater London Authority Decision Making Database.

Contact Officer: Andrea Clarke, Interim General Counsel
Email: AndreaClarke@tfl.gov.uk