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Havering
LONDON BOROUGH

COUNCIL MEETING

**7.30 pm Wednesday, 12 June 2013
At Council Chamber - Town Hall**

Members of the Council of the London Borough of Havering are hereby summoned to attend a meeting of the Council at the time and place indicated for the transaction of the following business

**Acting Assistant
Chief Executive**

**For information about the meeting please contact:
Anthony Clements
anthony.clements@havering.gov.uk**



Please note that this meeting will be webcast.

**Members of the public who do not wish to appear
in the webcast will be able to sit in the balcony,
which is not in camera range.**

AGENDA

1 PRAYERS

2 APOLOGIES FOR ABSENCE

To receive apologies for absence (if any).

3 MINUTES (Pages 1 - 18)

To sign as a true record the minutes of the Extraordinary Meeting and of the Annual Meeting of the Council, both held on 22 May 2013 (attached).

4 DISCLOSURE OF PECUNIARY INTERESTS

Members are invited to disclose any pecuniary interest in any of the items on the agenda at this point of the meeting.

Members may still disclose any pecuniary interest in an item at any time prior to the consideration of the matter.

5 PROCEDURAL MOTION

To enable a shortened version of the statement by the Leader of the Council to be given at the meeting.

Note: The full version of the statement has been previously distributed to all Members.

6 STATEMENT BY THE LEADER OF THE COUNCIL AND DEBATE (Pages 19 - 20)

See attached paper.

7 ANNOUNCEMENTS BY THE MAYOR, BY THE LEADER OF THE COUNCIL OR BY THE CHIEF EXECUTIVE

To receive announcements (if any).

8 PETITIONS

Councillor Georgina Galpin has given notice of an intention to present a petition.

9 CHANGES TO STAGE THREE OF THE CORPORATE HEARING PROCESS (Pages 21 - 24)

To consider a report of the Governance Committee – attached.

10 APPOINTMENT OF THE VICE-CHAIRMAN OF THE TOWNS AND COMMUNITIES OVERVIEW AND SCRUTINY COMMITTEE

To consider a motion on behalf of the Residents' Group:

That Councillor June Alexander be appointed Vice-Chairman of the Towns and Communities Overview and Scrutiny Committee.

Amendment by the Administration:

That Councillor Wendy Brice-Thompson be appointed Vice-Chairman of the Towns and Communities Overview and Scrutiny Committee.

11 MEMBERS' QUESTIONS (Pages 25 - 30)

Attached.

12 MOTIONS FOR DEBATE (Pages 31 - 32)

See attached paper.

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MINUTES OF AN EXTRAORDINARY MEETING OF THE COUNCIL OF THE LONDON BOROUGH OF HAVERING

Havering Town Hall, Romford
22 May 2013 (7.30 p.m. – 8.30 p.m.)

Present: The Mayor (Councillor Lynden Thorpe) in the Chair

Councillors June Alexander, Michael Armstrong, Clarence Barrett, Robert Benham, Becky Bennett, Jeffrey Brace, Denis Breading, Wendy Brice-Thompson, Andrew Curtin, Keith Darvill, Michael Deon Burton, Osman Dervish, Nic Dodin, David Durant, Brian Eagling, Ted Eden Roger Evans, Gillian Ford, Georgina Galpin, Peter Gardner, Linda Hawthorn, Linda Van den Hende, Lesley Kelly, Steven Kelly, Pam Light, Mark Logan*, Barbara Matthews, Paul McGeary, Robby Misir, Ray Morgon, Eric Munday, Pat Murray, John Mylod, Denis O'Flynn, Barry Oddy, Fred Osborne, Ron Ower, Garry Pain, Roger Ramsey, Paul Rochford, Geoffrey Starns, Barry Tebbutt, Frederick Thompson, Linda Trew, Jeffrey Tucker, Melvin Wallace, Lawrence Webb, Keith Wells, Damian White and John Wood.

- - for part of the meeting

Apologies were received from Councillors Michael White, Sandra Binion and Billy Taylor.

Approximately 50 Members' guests and members of the public as well as one representative of the Press were also present.

110 **ANNOUNCEMENTS BY THE MAYOR**

Announcement made by the Mayor are attached as Appendix 1 to these minutes.

111 **CONFERMENT OF HONORARY FREEDOM OF THE BOROUGH**

Councillor Clarence Barrett proposed that the Honorary Freedom of the Borough be conferred upon Frances Ridgley, in recognition in particular of her service to Cranham Boys Brigade and Havering Astronomical Society.

Councillor Gillian Ford seconded the proposal, which was also supported by Councillor Ron Ower, and greeted with general applause.

The proposal was **UNANIMOUSLY AGREED**, by 48 votes to 0 (see voting division 1) and it was **RESOLVED**:

To confer upon Ms Frances Ridgley the Honorary Freedom of the Borough.

The Mayor announced that Ms Ridgley was unable to be present and so would be presented with her award at a later date.

Councillor Roger Evans proposed that the Honorary Freedom of the Borough be conferred upon Mr Mark Sweetingham, of the Romford Recorder in recognition of his long service as editor and as a Governor of Bower Park School

Councillor Geoffrey Starns seconded the proposal.

The proposal was **UNANIMOUSLY AGREED**, by 48 votes to 0 (see division 2) and it was **RESOLVED**:

To confer upon Mr Mark Sweetingham the Honorary Freedom of the Borough.

The Mayor then congratulated Mr Sweetingham and, to Members' applause, presented to him the Badge and Grant of the Freedom.

Councillor Jeffrey Tucker proposed that the Honorary Freedom of the Borough be conferred upon Mr Donald Poole in recognition, in particular, of his service as a School Governor at Rainham Village School.

Councillor Michael Deon Burton seconded the proposal which was also supported by Councillor Michael Deon Burton.

The proposal was **UNANIMOUSLY AGREED**, by 49 votes to 0 (see division 3) and it was **RESOLVED**:

To confer upon Mr Donald Poole the Honorary Freedom of the Borough.

The Mayor then congratulated Mr Poole and, to Members' applause, presented him the Badge and Grant of the Freedom.

Councillor Keith Darvill proposed that the Honorary Freedom of the Borough be conferred upon Ms Theresa Murray in recognition, in particular, of her work with the Transport Service of the Council and her fund raising for charity.

Councillor Paul McGeary seconded the proposal.

The proposal was **UNANIMOUSLY AGREED**, by 49 votes to 0 (see division 4) and it was **RESOLVED**:

To confer upon Ms Theresa Murray the Honorary Freedom of the Borough.

The Mayor then congratulated Ms Murray and, to Members' applause, presented her the badge and Grant of the Freedom.

112 CONFERMENT OF OFFICE OF HONORARY ALDERMAN

Councillor Roger Ramsey proposed that the office of Honorary Alderman be conferred upon Peter Marsden in recognition of his service as a former Councillor and former Mayor.

Councillor Peter Gardner seconded the proposal.

The proposal was **UNANIMOUSLY AGREED**, by 49 votes to 0 (see division 5) and it was **RESOLVED**:

To confer upon Mr Peter Marsden the office of Honorary Alderman.

The Mayor then congratulated Mr Marsden and, to Members' applause, presented him the award of Honorary Alderman.

Councillor Steven Kelly proposed that the office of Honorary Alderman be conferred upon Henry Albert (Alby) Tebbutt in recognition in particular of his long service as a former Councillor.

Councillor Jeffrey Brace seconded the proposal which was also supported by Councillors Jeffrey Tucker, Barry Tebbutt and Paul Rochford.

The proposal received 31 votes in favour to 18 against (see division 6). As this was less than the required two thirds votes in favour of those Members present and voting, the proposal was **NOT CARRIED**.

113 PRESENTATION TO MAYOR'S CADET

The Mayor thanked the fourth Mayor's Cadet of Havering, Lucy May Goddard of C611 Harold Hill Cadet Division St John Ambulance for her services during the Mayoralty. As the Cadet was unable to attend, a presentation would be made at a later date.

Mayor
12 June 2013

Note: the record of voting divisions is attached as the **Appendix to these minutes.**

ANNOUNCEMENTS BY THE MAYOR

What a year.

It started with Her Majesties Jubilee and the huge number of street parties right across the Borough. David and I happily visited many of them, in every area of Havering . Fortunately the intermittent heavy rain didn't dampen the spirits of our residents or lessen their celebratory mood.

On to the Olympics and particularly the celebrations, parades etc. within our schools. I visited and joined in many of them. There were the events which the Borough organised, which I believe everyone who came along, enjoyed. Then I chased the torch from Hornchurch to Rainham Village. Everyone turned out in such numbers to see and mark this occasion.

Onto the Royal Anglians who exercised their Freedom of the Borough rights, which to me, was the most memorable of the big events. The brave young men and women parading through our town within days of returning from Afghanistan, was, in my mind a strange mix, of feeling both humble and proud at the same time. I again salute their bravery.

Next we had the honour of the Queen opening the new kid on our educational block - Drapers Academy. I believe that this school will prove to be a great success and will impact very favourably on its surrounding area.

Over the year I visited many schools and witnessed the dedication and commitment of the teachers and staff. The school Christmas Pantomimes and plays are a happy memory and indeed, for me, leave West End productions in the shade. I have also been privileged to be able to entertain many of our primary schools and uniformed groups in the Chamber and Mayor's Parlour. The children asked many question some of which were quite challenging and certainly kept us on our toes. I would like to think that this will help our young people to appreciate the democracy we live in.

There have been so many events all of which in one way or another underlined for me the tireless efforts of so many to enrich the lives of both the community and individuals.

I would like to congratulate a young lady called Princess Bright, who has just been elected as Havering's new Young Leader. She will represent the views of young people at a local level and across London, and will advise Councillors on issues affecting young people in this borough.

I end my year with an overwhelming sense of pride in Havering and its residents.

I thank my staff for their patience and support .

DIVISION NUMBER:	1	2	3	4	5	6
The Mayor [Cllr. Lynden Thorpe]	O	O	O	O	O	O
The Deputy Mayor [Cllr. Eric Munday]	O	O	O	O	O	✓
CONSERVATIVE GROUP						
Cllr. Michael White	A	A	A	A	A	A
Cllr. Michael Armstrong	✓	✓	✓	✓	✓	✓
Cllr. Robert Benham	✓	✓	✓	✓	✓	✓
Cllr. Becky Bennett	✓	✓	✓	✓	✓	✓
Cllr. Sandra Binion	A	A	A	A	A	A
Cllr. Jeff Brace	✓	✓	✓	✓	✓	✓
Cllr. Wendy Brice-Thompson	✓	✓	✓	✓	✓	✓
Cllr. Andrew Curtin	✓	✓	✓	✓	✓	✓
Cllr. Osman Dervish	✓	✓	✓	✓	✓	✓
Cllr. Ted Eden	✓	✓	✓	✓	✓	✓
Cllr. Roger Evans	✓	✓	✓	✓	✓	✓
Cllr. Georgina Galpin	✓	✓	✓	✓	✓	✓
Cllr. Peter Gardner	✓	✓	✓	✓	✓	✓
Cllr. Lesley Kelly	✓	✓	✓	✓	✓	✓
Cllr. Steven Kelly	✓	✓	✓	✓	✓	✓
Cllr. Pam Light	✓	✓	✓	✓	✓	✓
Cllr. Robby Misir	✓	✓	✓	✓	✓	✓
Cllr. Barry Oddy	✓	✓	✓	✓	✓	✓
Cllr. Frederick Osborne	✓	✓	✓	✓	✓	✓
Cllr. Gary Pain	✓	✓	✓	✓	✓	✓
Cllr. Roger Ramsey	✓	✓	✓	✓	✓	✓
Cllr. Paul Rochford	✓	✓	✓	✓	✓	✓
Cllr. Geoffrey Starns	✓	✓	✓	✓	✓	✓
Cllr. Billy Taylor	A	A	A	A	A	A
Cllr. Barry Tebbutt	✓	✓	✓	✓	✓	✓
Cllr. Frederick Thompson	✓	✓	✓	✓	✓	✓
Cllr. Linda Trew	✓	✓	✓	✓	✓	✓
Cllr. Melvin Wallace	✓	✓	✓	✓	✓	✓
Cllr. Keith Wells	✓	✓	✓	✓	✓	✓
Cllr. Damian White	✓	✓	✓	✓	✓	✓
RESIDENTS' GROUP						
Cllr. Clarence Barrett	✓	✓	✓	✓	✓	✗
Cllr. June Alexander	✓	✓	✓	✓	✓	✗
Cllr. Nic Dodin	✓	✓	✓	✓	✓	✗
Cllr. Brian Eagling	✓	✓	✓	✓	✓	✗
Cllr. Gillian Ford	✓	✓	✓	✓	✓	✗
Cllr. Linda Hawthorn	✓	✓	✓	✓	✓	✗
Cllr. Barbara Matthews	✓	✓	✓	✓	✓	✗
Cllr. Ray Morgon	✓	✓	✓	✓	✓	✗
Cllr. John Mylod	✓	✓	✓	✓	✓	✗
Cllr. Ron Ower	✓	✓	✓	✓	✓	O
Cllr. Linda Van den Hende	✓	✓	✓	✓	✓	✗
Cllr. John Wood	✓	✓	✓	✓	✓	✗
LABOUR GROUP						
Cllr. Keith Darvill	✓	✓	✓	✓	✓	✗
Cllr. Denis Breathing	✓	✓	✓	✓	✓	✗
Cllr. Paul McGeary	✓	✓	✓	✓	✓	✗
Cllr. Pat Murray	✓	✓	✓	✓	✓	✗
Cllr. Denis O'Flynn	✓	✓	✓	✓	✓	✗
INDEPENDENT LOCAL RESIDENTS' GROUP						
Cllr. Jeffery Tucker	✓	✓	✓	✓	✓	✓
Cllr. Michael Deon Burton	✓	✓	✓	✓	✓	✓
Cllr. David Durant	✓	✓	✓	✓	✓	✗
Cllr. Mark Logan	A	A	✓	✓	✓	✗
UNITED KINGDOM INDEPENDENCE PARTY						
Cllr. Lawrence Webb	✓	✓	✓	✓	✓	✓
TOTALS						
✓ = YES	48	48	49	49	49	31
✗ = NO	0	0	0	0	0	18
O = ABSTAIN/NO VOTE	2	2	2	2	2	2
ID = INTEREST DISCLOSED/NO VOTE	0	0	0	0	0	0
A = ABSENT FROM MEETING	4	4	3	3	3	3
	54	54	54	54	54	54



**MINUTES OF THE ANNUAL MEETING OF THE
COUNCIL OF THE LONDON BOROUGH OF
HAVERING**

**Havering Town Hall, Romford
22 May 2013 (8.30 p.m. – 9.10 p.m.)**

Present:

The Mayor (Councillor Lynden Thorpe) in the Chair at the start of the meeting.

Councillors

June Alexander, Michael Armstrong, Clarence Barrett, Robert Benham, Becky Bennett, Jeffrey Brace, Denis Breading, Wendy Brice-Thompson, Andrew Curtin, Keith Darvill, Michael Deon Burton, Osman Dervish, Nic Dodin, David Durant, Brian Eagling, Ted Eden, Roger Evans, Gillian Ford, Georgina Galpin, Peter Gardner, Linda Hawthorn, Linda Van den Hende, Lesley Kelly, Steven Kelly, Pam Light, Mark Logan*, Barbara Matthews, Paul McGeary, Robby Misir, Ray Morgon, Eric Munday, Pat Murray, John Mylod, Denis O'Flynn, Barry Oddy, Fred Osborne, Ron Ower, Garry Pain, Roger Ramsey, Paul Rochford, Geoffrey Starns, Barry Tebbutt, Frederick Thompson, Linda Trew, Jeffrey Tucker, Melvin Wallace, Lawrence Webb, Keith Wells, Damian White and John Wood.

*- for part of the meeting

Colonel Markham Bryant DL, Hon. Aldermen Ivor Cameron (accompanied by Eileen Cameron), Graham Price and Louise Sinclair, and approximately 40 Civic and Members' guests, members of public and press also attended.

Apologies were received for the absence of Councillors Michael White, Sandra Binion and Billy Taylor.

The meeting closed with the singing of the National Anthem.

1 MAYORALTY

Motion on behalf of the Conservative Group

That Councillor Eric Munday be elected Mayor for the Municipal Year 2013/14.

The Conservative Group proposal was **AGREED** without a vote. It was, therefore, duly **RESOLVED**:

That Councillor Eric Munday be elected Mayor for the Municipal Year 2013/2014

Councillor Eric Munday, having made the Declaration of Acceptance of Office of Mayor as required by the Local Government Act 1972, then took the Chair and thanked the Council for the honour conferred upon him. The Mayor indicated that his Consort would be **Peggy Munday**.

The Deputy Leader of the Council and other Members expressed the thanks of the Council to Councillor Lynden Thorpe for her services in 2012/13. Councillor Thorpe suitably replied.

2 **DEPUTY MAYOR - Appointment**

In accordance with the Local Government Act 1972, the Mayor signified in writing his appointment of **Councillor Linda Trew** as Deputy Mayor for the ensuing year and to carry out the duties of the Mayor in case of the Mayor's illness or absence.

Councillor Trew made the Declaration of Acceptance of Office accordingly. The Mayor indicated that the Deputy Mayor's Consort for the year would be **Graham Trew**.

3 **MINUTES**

It was **RESOLVED**:

That the minutes of the meeting of the Council held on 27 March 2013 be signed as a true record.

4 **DISCLOSURE OF PECUNIARY INTERESTS**

The Members present named in minutes 1, 2 and 7 (the Mayoralty and various Committee Chairmanships) who were candidates for offices attracting a Special Responsibility Allowance, each declared a personal interest under paragraph 8 of the Members' Code of Conduct as, if elected, they would benefit from the Members' Allowance Scheme 2013.

5 PROCEDURAL MOTIONS

The Mayor proposed a procedural motion that, as the Leader of the Council was unable to attend the meeting, Standing Orders be varied in order that agenda item 9 – Statement by the Leader of the Council would not be taken at this meeting.

The procedural motion was **AGREED** without division.

Councillor Steven Kelly proposed the following procedural motion:

That the debates on agenda items 6 – Appointment of the Chairmen and Vice-Chairmen of Committees and on agenda item 8 – Appointment of the Member Champions be held on a vote only basis.

The procedural motion was **AGREED** by 43 votes to 4. (see division 1).

6 APPOINTING THE COMMITTEES OF THE COUNCIL

There was before Council a report of the Chief Executive concerning the appointment of the Committees of the Council, and advising upon political balance issues.

The report was **AGREED** without debate or division and it was **RESOLVED**:

That:

- (1) **The Committees listed in Appendix 1 be appointed for the 2013/14 Municipal Year.**
- (2) **Those Committees be appointed with:**
 - (a) **the membership sizes and**
 - (b) **the political balance****indicated in Appendix 1**
- (3) **The voting co-optees, the two representing Church of England and Roman Catholic interests and the three parent governor co-optees selected in accordance with the appropriate Regulations, be appointed to the Children’s Services Overview and Scrutiny Committee.**
- (4) **The other non-elected member “appointments” and invitations to attend shown in Appendix 1 of the report submitted be confirmed.**

7 APPOINTMENT OF THE CHAIRMEN AND VICE-CHAIRMEN OF COMMITTEES

A. Motion on behalf of the Administration

That the following Chairmen and Vice-Chairmen be appointed –

Committee	Chairman Councillor	Vice-Chairman Councillor
Adjudication and Review (2 Vice-Chairmen)	Ted Eden	1. Frederick Thompson 2. <i>Opposition Nomination</i>
Audit	Georgina Galpin	Fred Osborne
Governance	Frederick Thompson	Rebecca Bennett
Pensions	Rebecca Bennett	Melvin Wallace
Licensing (3 Vice-Chairmen)	Peter Gardner	1. Linda Trew 2. Keith Wells 3. Melvin Wallace
Regulatory Services	Barry Oddy	Barry Tebbutt
Highways Advisory	Melvin Wallace	Frederick Thompson
Children & Learning Overview & Scrutiny Committee	Sandra Binion	<i>Opposition Nomination</i>
Environment Overview & Scrutiny	Jeff Brace	<i>Opposition Nomination</i>
Individuals Overview & Scrutiny	Wendy Brice-Thompson	<i>Opposition Nomination</i>
Towns and Communities Overview & Scrutiny	Damian White	<i>Opposition Nomination</i>
Value Overview & Scrutiny	Robby Misir	<i>Opposition Nomination</i>
Crime & Disorder	Osman Dervish	<i>Opposition Nomination</i>
Health Overview & Scrutiny	Pam Light	<i>Opposition Nomination</i>

Sub-Committee of the Governance Committee:

Appointments	Rebecca Bennett	Michael White
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B. Amendment on behalf of the Independent Residents' Group

That the following Chairmen and Vice-Chairmen be appointed -

Committee	Chairman Councillor	Vice-Chairman Councillor
Adjudication and Review	Michael Deon Burton	
Highways Advisory	David Durant	
Regulatory Services		David Durant
Appointments (Sub-Committee of the Governance Committee)	Jeffrey Tucker	

C. Amendment on behalf of the Residents' Group

That the following Chairmen and Vice-Chairmen be appointed –

Adjudication and Review (2 Vice-Chairmen)		2 Barbara Matthews
Children & Learning Overview & Scrutiny		Gillian Ford
Environment Overview & Scrutiny		John Mylod
Individuals Overview & Scrutiny		June Alexander
Towns and Communities Overview & Scrutiny	Linda Hawthorn	Linda Hawthorn
Value Overview & Scrutiny		Ray Morgon
Crime & Disorder		John Wood
Health		Nic Dodin

The Administration motion (A above), except insofar as concerning the appointment of the Chairmen of the Committees specifically referred to below, was then **AGREED** without division.

The remaining proposed appointments set out in the Residents' Group amendment (C above), other than that of Chairmen of the Towns & Communities Overview & Scrutiny Committee, were **AGREED** without division.

The Administration, Independent Residents' Group and Residents' Group nominations for Chairmen and Vice-Chairmen of the following Committees were then put to the vote, as follows:

Chairman, Adjudication and Review Committee:

Nomination by:	Councillor	Votes cast (see division 2)
Administration	Ted Eden	38
Independent Residents' Group	Michael Deon Burton	8

Councillor Ted Eden was declared **ELECTED**

Vice-Chairman, Regulatory Services Committee:

Nomination by:	Councillor	Votes cast (see division 3)
Administration	Barry Tebbutt	30
Independent Residents' Group	David Durant	18

Councillor Barry Tebbutt was declared **ELECTED**

Chairman, Highways Advisory Committee:

Nomination by:	Councillor	Votes cast (see division 4)
Administration	Melvin Wallace	26
Independent Residents' Group	David Durant	22

Councillor Melvin Wallace was declared **ELECTED**

Chairman, Towns & Communities Overview & Scrutiny Committee:

Nomination by:	Councillor	Votes cast (see division 5)
Administration	Damian White	19
Residents' Group	Linda Hawthorn	24

Councillor Linda Hawthorn was declared **ELECTED**

Chairman, Appointments Sub-Committee of the Governance Committee

Nomination by:	Councillor	Votes cast (see division 6)
Administration	Rebecca Bennett	36
Independent Residents' Group	Jeffrey Tucker	6

Councillor Rebecca Bennett was declared **ELECTED**.

Note: the record of voting divisions is attached as **Appendix 2 to these minutes**.

It was accordingly **RESOLVED**:

That the following Chairmen and Vice-Chairmen be appointed:

Committee	Chairman Councillor	Vice-Chairman Councillor
Adjudication and Review (2 Vice-Chairmen)	Ted Eden	1 Frederick Thompson 2 Barbara Matthews
Audit	Georgina Galpin	Fred Osborne
Governance	Frederick Thompson	Rebecca Bennett
Pensions	Rebecca Bennett	Melvin Wallace
Licensing (3 Vice-Chairmen)	Peter Gardner	1 Linda Trew 2 Keith Wells 3 Melvin Wallace
Regulatory Services	Barry Oddy	Barry Tebbutt
Highways	Melvin Wallace	Frederick Thompson
Children's & Learning Overview & Scrutiny Learning	Sandra Binion	Gillian Ford
Environment Overview & Scrutiny	Jeff Brace	John Mylod
Individuals Overview & Scrutiny	Wendy Brice-Thompson	June Alexander
Towns and Communities Overview & Scrutiny	Linda Hawthorn	TBC

Value Overview & Scrutiny	Robby Misir	Ray Morgon
Crime & Disorder Overview & Scrutiny	Osman Dervish	John Wood
Health Overview & Scrutiny	Pam Light	Nic Dodin

Sub-Committee of the Governance Committee:

Appointments	Rebecca Bennett	Michael White
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The Vice-Chairman of the Towns and Communities Overview and Scrutiny Committee would be elected at the next meeting of the Council.

8 APPOINTMENT OF THE STATUTORY LEAD MEMBER FOR CHILDREN'S SERVICES

Motion on behalf of the Administration

That the Cabinet Member for Children & Learning be appointed Statutory Lead Member for Children's Services.

The motion was **AGREED** without division, and it was **RESOLVED**:

That the Cabinet Member for Children & Learning be appointed Statutory Lead Member for Children's Services.

9 APPOINTMENT OF THE MEMBER CHAMPIONS

A.Motion on behalf of Administration

That the following be appointed Champions as indicated:

For Diversity - Robby Misir

For the Over Fifties - Pam Light

For the Historic Environment - Andrew Curtin

For the Voluntary Sector Compact – Andrew Curtin

For Younger Persons - Rebecca Bennett

For the Armed Forces – Peter Gardner

B. Amendment on behalf of the Residents' Group

That the following be appointed Champion as indicated:

For the Armed Forces – John Mylod

The Administration motion (A above), except insofar as concerning the appointment of the Member Champion for the armed forces, was then **AGREED** without division.

The Administration and Residents' Group nominations were then put to the vote as follows:

Member Champion for the Armed Forces

Nomination by:	Councillor	Votes cast (see division 7)
Administration	Peter Gardner	25
Independent Residents' Group	Jeffrey Tucker	21

Councillor Peter Gardner was declared **ELECTED**.

It was accordingly **RESOLVED**:

That the following be appointed Member Champions as indicated:

For Diversity - Robby Misir

For the Over Fifties - Pam Light

For the Historic Environment - Andrew Curtin

For the Voluntary Sector Compact – Andrew Curtin

For Younger Persons - Rebecca Bennett

For the Armed Forces – Peter Gardner

Mayor
12 June 2013

RECOMMENDED SEAT ALLOCATION

Having regard to the principles of political balance and of seat allocation, the following allocation of seats is recommended on the basis that, taking all factors into account, it shows a "reasonably practicable" allocation of seats and is therefore the default position.

	CONSERVATIVE	RESIDENTS	LABOUR	IND LOCAL RESIDENTS
Governance	13	2	2	1
Licensing	11	2	1	1
Regulatory Services	11	2	1	1
Adjudication and Review	10	2	1	1
Highways Advisory	9	2	1	1
Pensions	7	1	1	1
Audit	6	1	1	0
Children's OSC	9	2	1	0
Crime & Disorder OSC	9	2	1	1
Towns & Communities OSC	9	2	1	1
Environment OSC	7	2	0	1
Health OSC	6	2	0	0
Individuals OSC	6	2	0	0
Value OSC	6	2	0	0
Total seats allocated	119	26	11	9

SUB-COMMITTEE OF THE GOVERNANCE COMMITTEE:

	CONSERVATIVE	RESIDENTS	LABOUR	IND LOCAL RESIDENTS
Appointments	7	2	1	0

DIVISION NUMBER:	1	2	3	4	5	6	7
The Mayor [Cllr. Eric Munday]	O	O	O	O	O	O	O
The Deputy Mayor [Cllr. Linda Trew]	O	O	O	O	O	O	O
<u>CONSERVATIVE GROUP</u>							
Cllr. Michael White	A	A	A	A	A	A	A
Cllr. Michael Armstrong	✓	✓	✓	✓	✓	✓	✓
Cllr. Robert Benham	✓	✓	✓	✓	✓	✓	✓
Cllr. Becky Bennett	✓	✓	✓	✓	✓	✓	✓
Cllr. Sandra Binion	A	A	A	A	A	A	A
Cllr. Jeff Brace	✓	✓	✓	✓	O	✓	✓
Cllr. Wendy Brice-Thompson	✓	✓	✓	✓	✓	✓	✓
Cllr. Andrew Curtin	✓	✓	✓	✓	✓	✓	✓
Cllr. Osman Dervish	✓	✓	✓	✓	✓	✓	✓
Cllr. Ted Eden	✓	✓	✓	✓	X	✓	✓
Cllr. Roger Evans	✓	✓	✓	✓	✓	✓	✓
Cllr. Georgina Galpin	✓	✓	✓	✓	O	✓	✓
Cllr. Peter Gardner	✓	✓	✓	✓	✓	✓	✓
Cllr. Lesley Kelly	✓	✓	✓	✓	✓	✓	✓
Cllr. Steven Kelly	✓	✓	✓	✓	✓	✓	✓
Cllr. Pam Light	✓	✓	✓	✓	O	✓	✓
Cllr. Robby Misir	✓	✓	✓	✓	✓	✓	✓
Cllr. Barry Oddy	✓	✓	✓	✓	✓	✓	✓
Cllr. Frederick Osborne	✓	✓	✓	✓	X	✓	✓
Cllr. Gary Pain	✓	✓	✓	✓	✓	✓	✓
Cllr. Roger Ramsey	✓	✓	✓	✓	✓	✓	✓
Cllr. Paul Rochford	✓	✓	✓	✓	✓	✓	✓
Cllr. Geoffrey Starns	✓	✓	✓	✓	✓	✓	✓
Cllr. Billy Taylor	A	A	A	A	A	A	A
Cllr. Barry Tebbutt	✓	✓	✓	✓	O	O	O
Cllr. Frederick Thompson	✓	✓	✓	✓	✓	✓	✓
Cllr. Lynden Thorpe	O	O	O	O	O	O	O
Cllr. Melvin Wallace	✓	✓	✓	✓	✓	✓	✓
Cllr. Keith Wells	O	✓	✓	✓	O	✓	✓
Cllr. Damian White	✓	✓	✓	✓	✓	✓	✓
<u>RESIDENTS' GROUP</u>							
Cllr. Clarence Barrett	✓	✓	X	X	X	✓	X
Cllr. June Alexander	✓	✓	X	X	X	✓	X
Cllr. Nic Dodin	✓	✓	X	X	X	✓	X
Cllr. Brian Eagling	✓	✓	X	X	X	X	X
Cllr. Gillian Ford	✓	✓	X	X	X	✓	X
Cllr. Linda Hawthorn	✓	✓	X	X	X	✓	X
Cllr. Barbara Matthews	✓	✓	✓	X	X	✓	X
Cllr. Ray Morgon	✓	✓	X	X	X	✓	X
Cllr. John Mylod	✓	O	✓	X	X	✓	X
Cllr. Ron Ower	✓	✓	X	X	X	X	X
Cllr. Linda Van den Hende	✓	✓	X	X	X	✓	X
Cllr. John Wood	✓	✓	✓	X	X	✓	X
<u>LABOUR GROUP</u>							
Cllr. Keith Darvill	✓	X	X	X	X	O	X
Cllr. Denis Breeding	✓	O	X	X	X	O	X
Cllr. Paul McGeary	✓	X	X	X	X	O	X
Cllr. Pat Murray	✓	X	X	X	X	O	X
Cllr. Denis O'Flynn	✓	X	X	X	X	O	X
<u>INDEPENDENT LOCAL RESIDENTS' GROUP</u>							
Cllr. Jeffery Tucker	X	X	X	X	X	X	X
Cllr. Michael Deon Burton	X	X	X	X	X	X	X
Cllr. David Durant	X	X	X	X	X	X	X
Cllr. Mark Logan	X	X	X	X	X	X	X
<u>UNITED KINGDOM INDEPENDENCE PARTY</u>							
Cllr. Lawrence Webb	✓	✓	✓	X	X	✓	O
TOTALS							
✓ = YES	43	38	30	26	19	36	25
X = NO	4	8	18	22	24	6	21
O = ABSTAIN/NO VOTE	4	5	3	3	8	9	5
ID = INTEREST DISCLOSED/NO VOTE	0	0	0	0	0	0	0
A = ABSENT FROM MEETING	3	3	3	3	3	3	3
	54	54	54	54	54	54	54



COUNCIL, 12 JUNE 2013

AGENDA ITEM 6: STATEMENT BY LEADER OF THE COUNCIL - MOTION FOR DEBATE

A **Deemed Motion on behalf of the Administration**

That the statement by the Leader of the Council be received.

A1: Amendment on behalf of the Residents' Group

Amend to read:

Given the ongoing and future financial challenges referred to in the Leader's Address, this Council agrees to promote a greater degree of involvement of all 54 members in the decision making process of the Council, particularly through the provision of timely and relevant information, and, as suggested in the LGA Peer Review, to improve the effectiveness of the Overview and Scrutiny function.

A2: Amendment on behalf of the Labour Group

Amend to read:

The Council rejects the Leader's statement as it fails to address the needs of the Borough and its residents.

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REPORT OF THE GOVERNANCE COMMITTEE

CHANGES TO STAGE THREE OF THE CORPORATE HEARINGS PROCESS

Following a review of the changes to the process for managing Stage Three of the Council's Corporate Complaints Procedure, the Adjudication and Review Committee adopted an "assessment" phase to determine whether a complaint should proceed to a full hearing. Since 2009 this Initial Assessment Panel (IAP) has met with increasing regularity and has reduced the number of costly and time-consuming formal hearings by over 60%.

Governance Committee, at a meeting held on 29 May, accepted that this was a positive refinement of the process which not only saved the Council cost, but also ensured that both officer and Member time was used efficiently and effectively. The Committee is now inviting Council to formally accept the assessment phase as part of the Stage Three process. This will require amendment of the Council's "responsibility for functions" section of the Constitution.

The changes to the Constitution will ensure that, in the event of a challenge to any decision to reject a hearings request by a complainant because the IAP was not a formal part of the procedure, the Council has taken steps to eliminate any such charge and thereby eliminated any potential claim for damages or charge of maladministration.

Confirmation of the arrangements currently being trialled will ensure that:

- (a) Complaints escalated to Stage Three of the Corporate Complaints Process will continue to be filtered by Initial Assessment Panels (IAPs) which will convene on a monthly basis in order to assess whether a complaint merits a full, formal hearing.
- (b) IAPs are less formal bodies and comprise a Chairman and two other councillors. They can either:
 - (i) Recommend the complaint proceed to a full hearing, or
 - (ii) Reject the hearing request and provide a determination based on the written complaint and the response provided by the service.
 - (iii) In some cases the IAP may refer a complaint back to the service for further action or further clarification in order to assist it in coming to a decision.
- (c) Complaints are processed speedily in a manner which affords the complainant an opportunity for Councillors to consider the merits of their complaint but which does not commit the Council to the expense

or involvement of Member and officer time that is attendant on a formal hearing:

The amendments to the Council “responsibility for functions” section of the Constitution to give authority to these arrangements are set out in the Appendix to this report.

The Committee accordingly RECOMMENDS to the Council that:

- 1 The use of Initial Assessment Panels as a permanent part of the Council’s Corporate Complaints procedure be approved**
- 2 That the changes to the relevant Council responsibility for functions set out in the Appendix to this report be approved.**

APPENDIX

Proposed changes in the Council's Constitution

It will be necessary to make mention of Initial Assessment Panels in Part 3, 1.2 Functions delegated to general council committees. The changes will be:

- a. To change the status of Adjudication and Review from sub-committee back to committee.
- b. Add wording in "Hearings Panels, General hearings" to read:

"Initial Assessment Panels – To assess complaints referred to Members for their adjudication under the agreed Corporate Complaints procedure"

And amend existing wording to read:

"To consider complaints by service users referred to them by Initial Assessment Panels relating to the service made available to them in accordance with the authority's agreed Corporate Complaints procedure."

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COUNCIL, 12TH JUNE 2013

MEMBERS' QUESTIONS

1 DISMISSAL OF STAFF

To the Leader of the Council (Councillor Michael White)

By Councillor Ray Morgon

Would the Leader of the Council agree that this council should no longer dismiss staff with secret payoffs and signing of compromise agreements, but adopt robust HR procedures so that if any member of staff at whatever level is failing to perform they should be dismissed without compensation paid for by Havering residents.

2 DAMAGE TO ROADS AND FOOTPATHS IN HAROLD HILL

To the Deputy Leader of the Council (Councillor Steven Kelly)

By Councillor Pat Murray

What steps is the Administration taking to ensure that damage caused to roads and footpaths by contractors engaged in the redevelopment of garage blocks and open spaces in Harold Hill are being repaired quickly and to a good standard of workmanship.

3 ANNUAL COUNCIL HONOURS

To the Leader of the Council (Councillor Michael White)

By Councillor Jeff Tucker

Following the last Annual Council meeting. What steps will this Administration now take to ensure all future nominees for honours at Annual Council meetings are addressed in the manner they should be.

4 COUNCIL TAX BILLS AND THE COST OF EU DIRECTIVES

To the Cabinet Member for Value (Councillor Roger Ramsey)

By Councillor Lawrence Webb

In the document YOUR COUNCIL TAX YOUR SERVICES 2013-2014, the Leader of the Council states “we’ve been spending your money wisely” and the rest of the document then gives some indication of how this money has been spent.

Some mention is given to the levy incurred by the council for landfill tax, but NO mention is given to the true origin of this tax, the EU landfill directive 1999/31/EC.

I am sure that people would be very interested to learn that the cost of implementing the EU Energy Efficiency Directive (2012/27/EU) is behind the closure of many of our public buildings such as police stations and hospitals.

At my first council meeting in March you very eloquently extolled the virtues of openness and transparency when talking about the operation of the council; it is in the spirit of this openness and transparency that I ask, can any future breakdown of council tax bills clearly state the cost of implementing EU directives.

5 SPITTING

To the Leader of the Council (Councillor Michael White)

By Councillor Clarence Barrett

In response to my question at full Council in March 2012, the Leader announced that the Administration is to bring in a bye-law to ban spitting in public. Over a year later, we are still waiting. Would the Leader explain why there is such a delay

6 HEATH & SAFETY REGULATION COMPLIANCE

To the Cabinet Member for Community Safety (Councillor Geoff Starns)

By Councillor Denis O'Flynn

What arrangements do the Council put in place to ensure that Contractors and Sub Contractors comply with Health & Safety Regulations

7 CHILDRENS SERVICES

To the Cabinet Member for Children & Learning (Councillor Paul Rochford)

By Councillor Deon Burton

A recent Ofsted Inspection team rated Havering's child protection service as 'Adequate overall'. A most encouraging standard, but one we should not be complacent about or allow to be put in jeopardy.

Given the Executive would agree that looking after vulnerable children is one of our highest priorities.

In light of the recent legal action against our colleague London Borough of Haringey, where they have been successfully sued for what was deemed their wrongfully accusation against parents in regards to the protection of a child.

- A.** What clear and specific steps are being taken by this authority to protect officers, Members and the Authority from such a fate ?
- B.** What considered guidance since the judgement, has been provided to our residents to allay the fears of any who are concerned that they too could face legal action, if they make statements about their neighbours conduct towards children.'

8 EXPENDITURE OVER £500

The Cabinet Member for Value (Councillor Roger Ramsey)

By Councillor Gillian Ford

Would the Leader explain why details of expenditure over £500 has not been updated on the Council website since January 2013.

9 HILLDENE SHOPS – PAY & DISPLAY PARKING AND RESIDENTS PARKING PERMITS.

To the Cabinet Member for StreetCare (Councillor Barry Tebbutt)

By Councillor Paul McGeary

Have the Administration an implementation plan for the introduction of Pay & Display Parking and Residents Parking permits at the Hilldene Shopping Area taking into account the numerous development proposals close by and the disruption likely to be caused by the developments during the construction phases

10 ELMHURST LODGE- TORRANCE CLOSE - HORNCHURCH

To the Deputy Leader of the Council (Councillor Steven Kelly)

By Councillor Mark Logan

A Council care home at Torrance Close Hornchurch was closed down and the large parcel of land sold to a developer, was this done to provide urgently needed homes in LB Havering and to help first time buyers get a foothold onto the property ladder.

11 FREEDOM OF INFORMATION REQUESTS

To the Cabinet Member for Community Safety (Councillor Geoffrey Starns)

By Councillor Linda van de Hende

Would the Cabinet Member confirm how many Freedom of Information requests have not been completed within the statutory timeframe over the past 12 months

12 DETERRING “COLD CALLERS”

To the Cabinet Member for Community Safety (Councillor Geoffrey Starns)

By Councillor Denis Breading

Will the Administration facilitate the provision of a standard “No Cold Callers” sign for residents to place in a doorway or front window of their property to deter “Cold Callers”

13 RE-DESIGNATION OF COMMON LAND

To The Deputy Leader of the Council (Councillor Steven Kelly)

By Councillor David Durant

The land status of open spaces in Havering varies and has different levels of protection from development.

For example, Green Belt land is protected and Council parkland and recreational grounds are mostly protected, but common land has only limited protection.

This is why where appropriate, popular common land used by the community should be re-designated as Council parkland or recreational grounds to ensure the green character of Havering and quality of life of residents is retained!

Therefore please explain how a resident who wants common land re-designated as parkland or recreational ground should submit a request to the Council and how their request would be processed?

14 BLUE BADGE APPLICATIONS

To the Cabinet Member for Transformation (Councillor Mike Armstrong)

By Councillor Barbara Matthews

At full Council in July 2012, we were advised that the turnaround time for a blue badge application was two weeks for an automatic application and up to four weeks for a mobility assessed application. Would the Cabinet Member advise what turnaround times have been achieved expressed in numbers of applications and the amount processed within the timescales.

15 PRIMARY SCHOOL PLACES

To the Cabinet Member for Children & Learning (Councillor Paul Rochford)

By Councillor Keith Darvill

Will the Lead Member for Children Services make a statement about the number of Primary School Places required for September 2013 and the plans he has to ensuring that all primary age children will be provided with a place.



COUNCIL, 12 JUNE 2013

MOTIONS FOR DEBATE

A MAINTENANCE OF FRONT AND REAR OF PREMISES

Motion on behalf of the Residents' Group

In support of the ambition to make this borough a cleaner, greener and safer place, this council is urged to use its powers and resources to ensure that the front and rear of both residential and business properties are maintained in a reasonable state, free of litter and other unsightly debris.

(No Administration Amendment).

B NATIONAL REGISTER OF PRIVATE LANDLORDS

Motion on behalf of the Labour Group

This Council calls upon the Government to introduce a national register of private landlords.

A1: Amendment on behalf of the Administration

This Council calls upon the Government to consider & investigate National register of private landlords.

C MOBILE HOMES ACT 2013

Motion on behalf of the Labour Group

This Council welcomes the Mobile Homes Act 2013 as a first step in legislating to protect residents of park home sites from unscrupulous site owners and will review its internal procedures to ensure that the new laws will be enforced against those owners who attempt to circumvent regulations.

(No Administration Amendment).

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