



COUNCIL MEETING

**7.30 pm Wednesday, 26 November 2014
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



**Helen Edwards
Monitoring Officer**

**For information about the meeting please contact:
Anthony Clements
anthony.clements@oneSource.co.uk
Tel: 01708 433065**



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.**

Protocol for members of the public wishing to report on meetings of the London Borough of Havering

Members of the public are entitled to report on meetings of Council, Committees and Cabinet, except in circumstances where the public have been excluded as permitted by law.

Reporting means:-

- filming, photographing or making an audio recording of the proceedings of the meeting;
- using any other means for enabling persons not present to see or hear proceedings at a meeting as it takes place or later; or
- reporting or providing commentary on proceedings at a meeting, orally or in writing, so that the report or commentary is available as the meeting takes place or later if the person is not present.

Anyone present at a meeting as it takes place is not permitted to carry out an oral commentary or report. This is to prevent the business of the meeting being disrupted.

Anyone attending a meeting is asked to advise Democratic Services staff on 01708 433076 that they wish to report on the meeting and how they wish to do so. This is to enable employees to guide anyone choosing to report on proceedings to an appropriate place from which to be able to report effectively.

Members of the public are asked to remain seated throughout the meeting as standing up and walking around could distract from the business in hand.

AGENDA

1 PRAYERS

2 APOLOGIES FOR ABSENCE

To receive apologies for absence (if any).

3 MINUTES (Pages 1 - 40)

To sign as a true record the minutes of the Meeting of the Council held on 17 September 2014 and of the Extraordinary Meeting of the Council held on 22 October 2014 (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 ANNOUNCEMENTS BY THE MAYOR, BY THE LEADER OF THE COUNCIL OR BY THE CHIEF EXECUTIVE

The Leader of the Council will make some announcements.

6 PETITIONS

Councillor Dilip Patel has given notice of an intention to present two petitions.

Councillor Keith Darvill has given notice of an intention to present a petition.

To receive any other petition presented pursuant to Council Procedure Rule 23.

7 ELECTION OF VICE-CHAIR OF AUDIT COMMITTEE

To elect the Vice-Chairman of Audit Committee.

Councillor Julie Wilkes has been nominated by the Residents' Group.

8 CONVERSION TO LED STREET LIGHTS (Pages 41 - 44)

NOTE: The deadline for amendments is midnight, Monday 24 November 2014.

To consider a report of the Cabinet concerning approval to convert 10,600 street lights in roads across the borough to more energy efficient LED lights (attached).

9 POLLING DISTRICT REVIEW (Pages 45 - 48)

NOTE: The deadline for amendments is midnight, Monday 24 November 2014.

To consider a report of the Governance Committee on a Polling District Review (attached, subject to approval by Governance Committee).

10 APPOINTMENTS SUB-COMMITTEE (Pages 49 - 50)

NOTE: The deadline for amendments is midnight, Monday 24 November 2014.

To consider a report of the Monitoring Officer on the Appointments Sub-Committee – political balance of membership (attached).

11 EXCEPTIONS TO THE CALL-IN (REQUISITION) PROCEDURE (Pages 51 - 54)

NOTE: The deadline for amendments is midnight, Monday 24 November 2014.

To consider a report of the Chief Executive on Overview and Scrutiny Rules – Exceptions to the Call-in (Requisition) Procedure (attached).

12 COUNCIL HOUSING NEW BUILD PROGRAMME (Pages 55 - 56)

NOTE: The deadline for amendments is midnight, Monday 24 November 2014.

To consider a report of Cabinet on the Council Housing New Build Programme (attached).

13 MEMBERS' QUESTIONS (Pages 57 - 60)

See attached paper.

14 MOTIONS FOR DEBATE (Pages 61 - 62)

See attached paper.



**MINUTES OF A MEETING OF THE COUNCIL OF THE
LONDON BOROUGH OF HAVERING
Havering Town Hall, Romford
17 September 2014 (7.30pm – 10.40pm)**

Present: The Mayor (Councillor Linda Trew) in the Chair.

Councillors June Alexander, Clarence Barrett, Robert Benham, Ray Best, Wendy Brice-Thompson, Michael Deon Burton, Joshua Chapman, John Crowder, Philippa Crowder, Keith Darvill, Meg Davis, Osman Dervish, Ian De Wulverton, Nic Dodin, Alex Donald, David Durant, Gillian Ford, Jason Frost, Jody Ganly, John Glanville, Linda Hawthorn, David Johnson, Steven Kelly, Phil Martin, Robby Misir, Ray Morgon, Barry Mugglestone, John Mylod, Stephanie Nunn, Garry Pain, Dilip Patel, Viddy Persaud, Roger Ramsey, Patricia Rumble, Carol Smith, Frederick Thompson, Jeffrey Tucker, Linda Van den Hende, Melvin Wallace, Lawrence Webb, Roger Westwood, Damian White, Michael White, Julie Wilkes, Graham Williamson, Darren Wise and John Wood.

Approximately ten Members' guests and members of the public were present. One representative of the press was also present.

Apologies were received for the absence of the Deputy Mayor (Councillor Barbara Matthews) and from Councillors Brian Eagling, Philip Hyde, Ron Ower, Keith Roberts and Reg Whitney.

The Mayor advised Members and the public of action to be taken in the event of emergency evacuation of the Town Hall becoming necessary.

The Mayor's Chaplain, Reverend David Hague of The Church of the Good Shepherd, Collier Row opened the meeting with prayers.

The meeting closed with the singing of the national anthem.

30 **MINUTES (agenda item 3)**

The minutes of the meeting of the Council held on 16 July 2014 were before the Council for approval.

It was **AGREED**, without division, that the minutes be signed as a correct record.

RESOLVED:

That the minutes of the meeting of the Council held on 16 July 2014, be signed as a correct record.

31 **DISCLOSURE OF PECUNIARY INTERESTS (agenda item 4)**

There were no disclosures of interest.

32 **ANNOUNCEMENT BY THE MAYOR, LEADER OF THE COUNCIL OR BY THE CHIEF EXECUTIVE (agenda item 5)**

The Mayor congratulated parks and grounds staff who had contributed to Havering winning a total of 19 awards at the recent London in Bloom awards. The Leader of the Council also congratulated the staff involved.

The Leader of the Council announced that Cynthia Griffin – Group Director, Culture, Community and Economic Development was due to leave the Council in December and congratulated her on her excellent achievements over the last 13 years. It was noted that it may be necessary to call an extraordinary Council meeting to approve any resultant changes to the senior management structure.

A consultation on the proposed budget savings would run until 29 December. This would include public meetings and a web-based consultation and ideas from others political groups would also be considered.

A consensus with other groups on the review of Overview and Scrutiny had not been reached as yet. Proposals on Overview and Scrutiny and on Special Responsibility Allowances would therefore be brought forward at the next Council meeting.

33 **AWARD FOR EMINENT SERVICE TO THE BOROUGH (agenda item 6)**

The Leader of the Council (Councillor Roger Ramsey) proposed that an award as past Leader of the Council be presented to Councillor Michael White given Councillor White's nearly 10 years as Leader of the Council as well as his work on London Councils and on the board of the local Hospitals Trust. The proposal was seconded by Councillor Damian White.

The Mayor then congratulated Councillor White and, to Members' applause, presented him with the past Leader's badge.

34 **PETITIONS (agenda item 7)**

Pursuant to Council Procedure Rule 23, the following petition was presented:

From Councillor Linda Van den Hende concerning the provision of a safe traffic management scheme at Oakford School, Harwood Hall Lane, Upminster.

It was **NOTED** that the petition would be passed to Committee Administration for attention in accordance with the Council's Petitions Scheme.

35 **APPOINTMENT OF A DEPUTY ELECTORAL REGISTRATION OFFICER (agenda item 8)**

A report of the Chief Executive invited Council to agree to the appointment of a Deputy Electoral Registration Officer who would carry out the duties of the Electoral Registration Officer, such as maintaining the Electoral Register, in their absence.

The recommendation of the Chief Executive was **APPROVED** without division and it was **RESOLVED** that:

The Electoral Services Manager be appointed as the Deputy Electoral Registration Officer, with the full powers of the Electoral Registration Officer in their absence.

36 **MEMBERS' QUESTIONS (agenda item 9)**

Fourteen questions were asked and replies given.

The text of the questions, and their answers, are set out in **Appendix 1** to these minutes.

37 **20 MINUTES FREE PARKING (agenda item 10A)**

Motion on behalf of the United Kingdom Independence Party Group

Havering council should introduce 20 minutes free parking across the borough where it is practical to do so.

Amendment by the Administration

This Council notes that the proposed budget savings for the next two years include an option for an initial period of free parking in outlying car parks and on street and that the outcome of public consultation will be considered carefully before final decisions are taken.

A procedural motion that the debate on this item be concluded and to move to the vote was **CARRIED** by 43 votes to 1 (see division 1); the Administration amendment was then **CARRIED** as the substantive motion by 44 votes to 0 (see division 2).

RESOLVED:

This Council notes that the proposed budget savings for the next two years include an option for an initial period of free parking in outlying car parks and on street and that the outcome of public consultation will be considered carefully before final decisions are taken.

38 **GALLOWS CORNER JUNCTION (agenda item 10B)**

Motion on behalf of the Administration

This Council calls upon Transport for London to undertake an early review of measures to improve the Gallows Corner junction which is widely regarded as one of the most congested and dangerous road hazards in North East London.

Following debate, the Administration motion was **CARRIED** by 47 votes to 0 (see division 3).

RESOLVED:

This Council calls upon Transport for London to undertake an early review of measures to improve the Gallows Corner junction which is widely regarded as one of the most congested and dangerous road hazards in North East London.

39 **COUNCIL TAX – EMPTY HOUSE PREMIUM (agenda item 10C)**

Motion on behalf of the Residents' Group

In order to alleviate the pressure on the Council Tax Support scheme, this council agrees to apply the empty house premium on households which have been empty for at least two years at a rate of 50% above the standard council tax rate.

By applying the premium, it will:

- a) bring Havering into line with the other 25 London Boroughs who apply the premium
- b) avoid empty properties from being run down and becoming an eyesore in the community
- c) with nearly 400 empty properties in the borough this will help ease the pressure on the local housing market
- d) provide a significant additional income stream and help ease budgetary pressures

Amendment by the Administration

This Council agrees to the preparation for consideration of a report as to the application of an empty house premium on empty households above the standard council tax rate; such report to include an analysis of appropriate periods during which the household must be empty and of the implications for cases involving probate and major repairs and other exceptional situations.

Following debate, the Administration amendment was **CARRIED** by 40 votes to 1 (see division 4) and **CARRIED** as the substantive motion without division.

RESOLVED:

This Council agrees to the preparation for consideration of a report as to the application of an empty house premium on empty households above the standard council tax rate; such report to include an analysis of appropriate periods during which the household must be empty and of the implications for cases involving probate and major repairs and other exceptional situations.

40 **INGREBOURNE HILL EXTENSION (agenda item 10D)****Motion on behalf of the Independent Residents' Group**

Plans for an extension of Ingrebourne Hill into the Hornchurch Country Park will result in many years of severe highway disruption for the local residents of Elm Park, South Hornchurch, Rainham and beyond. The Rainham Road entrance to the site is on a TfL bus route and any closure will also involve closing part of the recently opened [Harold Hill to Rainham section] of the Sustrans around London cycling/walking route promoted by the Mayor of London that passes through the Hornchurch Country Park/Ingrebourne Hill and exits at the Rainham Road entrance.

Thus to ensure all interested parties are consulted this Council calls on the Administration to ensure the Greater London Authority are **formally** contacted for their views about plans for the extension and closure of Ingrebourne Hill.

Amendment by the Administration

This Council notes that a planning application to extend Ingrebourne Hill has been received and that there will be a full consultation in accordance with the requisite procedure, including the GLA. The planning application will be considered by Regulatory Services Committee on the basis of a comprehensive report on a quasi-judicial basis without bias or pressure from the remainder of the Council.

The Administration amendment was **CARRIED** by 44 votes to 0 (see division 5) and **CARRIED** as the substantive motion without division.

RESOLVED:

This Council notes that a planning application to extend Ingrebourne Hill has been received and that there will be a full consultation in accordance with the requisite procedure, including the GLA. The planning application will be considered by Regulatory Services Committee on the basis of a comprehensive report on a quasi-judicial basis without bias or pressure from the remainder of the Council.

- 41 **ACADEMY PROGRAMME AND CHAFFORD SWIMMING POOL (agenda item 10E)**

Motion on behalf of the Independent Residents' Group

The Government want all schools to leave local authority control and be managed by the Headteacher and Secretary of State for Education. This means the ownership and management of all school assets are transferred from the council to the school and means all school facilities, including sporting and swimming facilities, become school assets rather than council/community assets. And this means school sporting and swimming facilities face closure because 1) schools will prioritise funding for educational purposes 2) Councils will prioritise funding to assets they own and control. This is illustrated by events at Chafford [Academy], Rainham, where the swimming pool faces closure due to this change of ownership and control.

Thus Council regrets this aspect of the Governments Academy programme and calls on the Administration to negotiate with the Headteacher and Governing Body to seek an agreement that keeps the Chafford swimming pool open in the public health interest.

Amendment by the Administration

This Council regrets that following a contested independent adjudication the sports facilities on the Chafford School site in Rainham, including the swimming pool, are to transfer to the School in October 2016 and notes that officers are in discussion with the School as to the continued public use of the facility.

The Administration amendment was **CARRIED** without division and **CARRIED** as the substantive motion, without division.

RESOLVED:

This Council regrets that following a contested independent adjudication the sports facilities on the Chafford School site in Rainham, including the swimming pool, are to transfer to the School in October 2016 and notes that officers are in discussion with the School as to the continued public use of the facility.

42 **VOTING RECORD**

The record of voting divisions is attached as **Appendix 2**.

Mayor
26 November 2014

COUNCIL - 17th September 2014

MEMBERS' QUESTIONS

Q1 Refund of Penalty Charge (PCN)

To the Cabinet Member for Environment, Cllr Benham

By Councillor Morgon

Question:

In the Romford Recorder (edition 22nd August 2014) there was a letter from Mr. S. Delieu in relation to a disputed parking ticket issued over a year ago. Would the Cabinet Member confirm whether a refund of the Penalty Charge Notice (PCN) was due in this case and if so when was it paid?

Answer:

Yes, Mr Dulieu was due a refund, however, this has not been issued yet. We have taken immediate action to rectify this and sent him a letter of apology. As soon as we receive his completed refund request form, he will be given a full refund.

In response to a supplementary question, the Cabinet Member agreed to advise Councillor Morgon separately of the precise reason for the delay in issuing the refund.

Q2 Pensions Contributions

To the Leader of the Council & Cabinet Member for Value, Cllr Ramsey

By Councillor Webb

Question:

Given that that the Numbers of having staff have reduced over the last couple of years why have the number of people contributing to the pension increased?

Answer:

There are a number of reasons for the increase in numbers in the pension scheme. In total this has risen to 451 members across all 28 employers that are involved in the scheme. To be a member of the scheme, you do not have to be a council employee but an employee of any of the organisations I am about to refer to. Automatic enrolment has considerably pushed up the number of people contributing to the fund, especially those employed by schools. 151 Employees were added when Homes in Havering came back in-house.

There have also been additions from Havering Sixth Form College and Havering College of Further and Higher Education. In addition, there have

been increasingly complex contracts with employees from different organisations such as schools and academies who employ people with multiple contracts, therefore showing them as individual members when in reality they are one contributor.

Q3 Newham merger

To the Leader of the Council & Cabinet Member for Value, Cllr Ramsey
By Councillor Tucker

Question:

Following the merger with Newham how often have senior Havering council officers spent time in Newham covering for absent senior Newham staff.

Answer:

None. Our partnership with Newham, oneSource, brings together both councils, with no staff dedicated to one council in particular, but providing services across both Havering and Newham.

In response to a supplementary question, the Leader of the Council emphasised that Havering staff were not covering for Newham. Specific reports would be investigated but the merger allowed substantial budget savings and should be given a chance.

Q4 New Leisure Centre & associated retail development

To the Leader of the Council & Cabinet Member for Value, Cllr Ramsey
By Councillor Darvill

Question:

Will the Lead Member make a statement about the progress of the new leisure and recreation complex in Romford and the associated retail development on the former ice rink site at Rom Way?

Answer:

The Council is in the final stages of negotiation on a small number of legal, construction and financial issues. These need to be resolved before the contract agreement between the Council and Morrisons becomes unconditional and the project can proceed.

Certain site preparation works have already been completed and the demolition of the existing ice rink is due to happen next week (W/C 8 Sept).

It is envisaged that all outstanding contractual matters will be resolved and work will begin on the building of the leisure centre in early 2015.

In response to a supplementary question, the Leader of the Council confirmed that highway works notices, development cost issues and the preparation of

final legal documentation were all progressing as planned. Initial works would involve the substation and the demolition of the west wing of Chaucer House. There was currently no specific date for the completion but this would be announced in the press once confirmed.

Q5 Housing - Landlords tenancy management

To the Cabinet Member for Regulatory Services & Community Safety, Cllr Dervish

By Councillor Nunn

Question:

In order to ensure that landlords take responsibility for the condition of their properties and tenancy management, would the Cabinet Member consider introducing a borough wide landlord licensing scheme?

Answer:

The Council does not currently operate any kind of licensing or accreditation scheme for landlords of private rented dwellings.

The Council's Housing Strategy 2014-2017 contains a Private Sector Housing sub-strategy. One of the key priorities is to improve private rental property standards and management practices.

In taking this action forward, various licensing and accreditation schemes will be assessed, including the London Landlords Accreditation Scheme and Newham's Selective Licensing Scheme.

The aim will be to support landlords to meet their legal obligations, provide a good standard of accommodation, prevent homelessness and make landlords aware of the sanctions that will be imposed if they break the law.

In response to a supplementary question, the Leader confirmed that a robust approach was taken by the Council as regards unscrupulous landlords and environmental health powers could be used if necessary to undertake enforcement action.

Q6 Residential Care Homes

To the Cabinet Member for Adult Social Services & Health, Cllr Brice-Thompson

By Councillor Webb

Question:

What provision does Havering Council have to prevent newcomers moving into residential care homes within the borough and becoming a financial

liability to the council. Given that there are currently 700 people in retirement/residential care homes who cost the borough 17m.

Answer:

We have led, through our Director of Social Care, a London-wide lobbying campaign arguing that these rules known as ordinary residency rules, which remain unchanged in the Care Act, are unaffordable and unsupportable. As care homes are private businesses and can accept residents from outside of Havering, we are limited in preventing them admitting new residents. This is why we will continue to press the government for a change in the Care Act to change these outdated rules.

Q7 Oasis Academy Free School

To the Cabinet Member for Children & Learning, Cllr Davis

By Councillor Durant

Question:

What relationship does the Council have with the Oasis Academy Free School and are their present difficulties an advertisement or indictment of the Government's policy of removing all schools from local authority control.

Answer:

We have a very good relationship with Oasis and have worked closely with them at all stages of their application.

The difficulties they had were due to arrangements they had made with the YMCA to use part of its land for the next two years as a temporary location, which were withdrawn at the last minute.

We found school places for all 43 children affected and continue to work closely with Oasis Academy.

In response to a supplementary question, the Cabinet Member confirmed that the Council was working with all schools to ensure the best possible education was provided to increasing numbers of children.

Q8 Planning Applications

To the Cabinet Member for Regulatory Services & Community Safety, Cllr Dervish

By Councillor Ganly

Question:

Would the Cabinet Member confirm the current procedure for notifying neighbours of planning applications?

Answer:

Notification of adjoining occupiers is done as a matter of routine on all applications. The Council is required to notify all properties that share an immediate boundary with the development site. Anything further than that is at the discretion of the Council.

Each development is considered on an individual basis and in many cases the Council will notify more neighbours than the minimum required. Neighbouring property owners will be notified by letter and a statutory period of 21 days is given for responses to the notification.

Larger schemes, such as those for more than 10 houses, which are classified as major developments and certain other types of applications, for example those in Conservation Areas or affecting listed buildings, are also advertised by way of the posting of a site notice and a local newspaper advertisement. This is usually done in addition to direct neighbour notification.

In response to a supplementary question, the Cabinet Member agreed to look into the specifics of why residents were not notified of a recent planning application in the Roneo Corner area.

Q9 Flower beds – planting programme**To the Cabinet Member for Environment, Cllr Benham**

By Councillor Wilkes

Question:

Would the Cabinet Member explain why the flower beds in Hornchurch, Upminster and Romford are beautifully planted and all we have had in Elm Park since 2013 are weeds?

Answer:

We had actually planned to re-landscape all the flower beds in Elm Park during the last planting season, but due to persistent spells of bad weather, this wasn't possible. However, we did maintain them with weed control to prevent excessive growth.

There are also thin strips either side of the road sewn with poppies, from Elm Park Station to the junction with Tadworth Parade and Station Parade, which do provide a display but at times can appear unkempt.

I'm pleased to tell you however, that all the flower beds are currently being cleared in readiness for planting from November. There will be living walls on Station Parade and Tadworth Parade and the whole area will be re-landscaped with colourful plants that support and encourage native species, like butterflies and bees.

A further two large flower tubs will be installed to provide extra seasonal colour on the highway – one at the junction with Elm Park Avenue and one in Tadworth Parade. Daffodils, Iris and Fritilarias will be used to provide spring colour in the area.

In response to a supplementary question, the Cabinet Member agreed to investigate why only a small number of flowers had thus far been planted in Elm Park.

Q10 Free School Meals

To the Cabinet Member for Children & Learning, Cllr Davis

By Councillor Ford

Question:

Would the Cabinet Member confirm that arrangements are in place to provide free school meals to reception, year one and year two pupils as from this month and what is the additional cost, if any, to this Authority?

Answer:

We had everything in place to ensure we could provide hot meals to all infant school children that wanted one as they returned this September.

We received a grant from the government of £536,417 for council maintained schools and an additional £106,325 for voluntary aided schools, which we used to upgrade school kitchens, and have not so far needed to top up with any Council money.

Staff at Parklands Primary took their own decision not to provide meals for the first few days that pupils returned, and began serving free meals from Monday 8 September.

In response to a supplementary question, the Cabinet Member agreed to check that no additional funding had been required for free school meals.

Q11 Illegal Traveller encampments

To the Cabinet Member for Regulatory Services & Community Safety, Cllr Dervish

By Councillor Mugglestone

Question:

Would the Cabinet Member set out the cost to this Council of dealing with illegal traveller encampments over each of the last three years?

Answer:

The cost of obtaining a straightforward court order per incursion is approximately £1000; this would include court fees, any external expenditure

and legal officer time, to which we would add all the non -isolated operational costs of the responding services.

The total costs of dealing with illegal traveller encampments are absorbed within the operational budgets of the responding services. There are no separate budgets for dealing specifically with traveller encampments, so it is not possible to provide an exact figure.

In response to a supplementary question, the Cabinet Member agreed to check that no agency staff were used and also to confirm why Romford Magistrates court was not used to obtain the required court orders.

Q12 Right to Buy

To the Deputy Leader of the Council & Cabinet Member for Housing, Cllr White

By Councillor Alexander

Question:

Can the Lead Member for Housing confirm how many properties have been sold under the Right to Buy privilege in the last four years and then rented back to the Council?

Answer:

One.

Q13 Community Engagement & Communications with Stakeholders

To the Leader of the Council & Cabinet Member for Value, Cllr Ramsey

By Councillor Mylod

Question:

Given the Council is committed to community engagement and communications with stakeholders, would the Leader:

- a) Set out what measures will be put in place to encourage community participation in how the Council is run and the decision making processes since the demise of Area Committees and Ask the Cabinet?
- b) Ensure that ward councillors are kept informed of issues and events pertinent to their wards?

Answer

- a) **Set out what measures will be put in place to encourage community participation in how the Council is run and the decision making processes since the demise of Area Committees and Ask the Cabinet?**

We are always very keen for the public to help shape the decisions that we make on their behalf we are indeed committed to good communication with residents. Following the next Cabinet meeting, we will be launching a three month period of consultation on our budget proposals.

That will be a huge undertaking, including a budget edition of Living in Havering, public meetings, online information, consultation questionnaires and the provision of detailed information to specific sections of the community who might be particularly affected by different proposals.

Once that very comprehensive consultation is completed in the New Year, I will review communication and engagement with local residents in the light of this exercise.

- b) **Ensure that ward councillors are kept informed of issues and events pertinent to their wards?**

Every week calendar brief provides pertinent updates to all councillors and local events are publicised on the Council's website and the 'Havering Events' Facebook page. I know that officers make every effort to let ward members know about activities that are specific to their wards in advance, but as a large organisation that carries out a great deal of work, it is not always practicable in every case.

In response to a supplementary question, the Leader emphasised that communication did take place with ward members but would look into any specific instances where this may not have taken place. Area committees would not be brought back as these had attracted only very low attendances.

Q14 Air Pollution

**To the Cabinet Member for Regulatory Services & Community Safety,
Cllr Dervish**

By Councillor Whitney

Question:

Would the Cabinet Member clarify what measures are in place to tackle excessive levels of air pollution across the borough which, left unchecked, run the risk of this Council facing substantial EU fines.

Answer:

Havering has better air quality than many other London Boroughs and is meeting all current European Union targets. This is mainly due to improvements in fuel and vehicle engine technologies.

Work is continuing to reduce the health impact of poor air quality and comply with European Union limits. This would ensure that Havering would not contribute to the European Commission fines for London-wide breaches of air quality limits.

We have obtained funding until 2017 from the Mayor of London and Transport for London to deliver the *Clean Air for Havering* campaign. A key focus of the campaign centres around Romford Town Centre as it is the largest pollution hotspot within the borough.

This campaign will include:

- Installation of small parks, green screens and tree planting. To date, 60 trees have been planted in Romford town centre with over 50 per cent of them being species that can absorb pollution from road traffic.
- An information pack will be produced to help business to reduce their pollution in 2015.
- An expanded monitoring network was implemented from March 2014. This will more accurately demonstrate compliance and highlight any key hotspots requiring action.
- Discussions with current community groups to have Air Quality Champions to promote more cycling and walking.
- The text messaging service airTEXT publicised to assist residents to protect themselves during high pollution episodes. This service has started to be used by the NHS and in Libraries.

<u>DIVISION NUMBER:</u>	1	2	3	4	5
The Mayor [Cllr. Linda Trew]	O	O	O	O	O
The Deputy Mayor [Cllr. Barbara Matthews]	A	A	A	A	A
<u>CONSERVATIVE GROUP</u>					
Cllr. Roger Ramsey	✓	✓	✓	✓	✓
Cllr. Robert Benham	✓	✓	✓	✓	✓
Cllr. Ray Best	✓	✓	✓	✓	✓
Cllr. Wendy Brice-Thompson	✓	✓	✓	✓	✓
Cllr. Joshua Chapman	✓	✓	✓	✓	✓
Cllr. John Crowder	✓	✓	✓	✓	✓
Cllr. Phillipa Crowder	✓	✓	✓	✓	✓
Cllr. Meg Davis	✓	✓	✓	✓	✓
Cllr. Osman Dervish	✓	✓	✓	✓	✓
Cllr. Jason Frost	✓	✓	✓	✓	✓
Cllr. Steven Kelly	✓	✓	✓	✓	✓
Cllr. Robby Misir	✓	✓	✓	✓	✓
Cllr. Garry Pain	✓	✓	✓	✓	✓
Cllr. Dilip Patel	✓	✓	✓	✓	✓
Cllr. Viddy Persaud	✓	✓	✓	✓	✓
Cllr. Carol Smith	✓	✓	✓	✓	✓
Cllr. Frederick Thompson	✓	✓	✓	✓	✓
Cllr. Melvin Wallace	✓	✓	✓	✓	✓
Cllr. Roger Westwood	✓	✓	✓	✓	✓
Cllr. Damian White	✓	✓	✓	✓	✓
Cllr. Michael White	✓	✓	✓	✓	✓
<u>RESIDENTS' GROUP</u>					
Cllr. Clarence Barrett	✓	✓	✓	✓	✓
Cllr. June Alexander	✓	✓	✓	✓	✓
Cllr. Nic Dodin	✓	✓	✓	✓	✓
Cllr. Alex Donald	✓	✓	✓	✓	✓
Cllr. Brian Eagling	A	A	A	A	A
Cllr. Gillian Ford	✓	✓	✓	✓	✓
Cllr. Jody Ganly	✓	✓	✓	✓	✓
Cllr. Linda Hawthorn	✓	✓	✓	✓	O
Cllr. Ray Morgon	✓	✓	✓	✓	✓
Cllr. Barry Mugglestone	✓	✓	✓	✓	✓
Cllr. John Mylod	✓	✓	✓	✓	✓
Cllr. Stephanie Nunn	✓	✓	✓	✓	O
Cllr. Ron Ower	A	A	A	A	A
Cllr. Linda Van den Hende	✓	✓	✓	✓	✓
Cllr. Reg Whitney	A	A	A	A	A
Cllr. Julie Wilkes	✓	✓	✓	✓	✓
Cllr. Darren Wise	✓	✓	✓	✓	✓
Cllr. John Wood	✓	✓	✓	✓	✓
<u>UK Independence Party</u>					
Cllr. Lawrence Webb	✓	✓	✓	O	✓
Cllr. Ian De Wulverton	✓	✓	✓	O	✓
Cllr. John Glanville	✓	✓	✓	O	✓
Cllr. Phillip Hyde	A	A	A	A	A
Cllr. David Johnson	✓	✓	✓	O	✓
Cllr. Phil Martin	✓	✓	✓	O	✓
Cllr. Patricia Rumble	✓	✓	✓	O	✓
<u>INDEPENDENT LOCAL RESIDENTS' GROUP</u>					
Cllr. Jeffery Tucker	O	O	✓	×	✓
Cllr. Michael Deon Burton	×	O	✓	✓	✓
Cllr. David Durant	O	O	✓	✓	✓
Cllr. Keith Roberts	A	A	A	A	A
Cllr. Graham Williamson	O	✓	✓	✓	✓
<u>Labour</u>					
Cllr. Keith Darvill	✓	✓	✓	✓	O
<u>TOTALS</u>					
✓ = YES	43	44	47	40	44
×	1	0	0	1	0
O = ABSTAIN/NO VOTE	4	4	1	7	4
ID = INTEREST DISCLOSED/NO VOTE	0	0	0	0	0
A = ABSENT FROM MEETING	6	6	6	6	6
	54	54	54	54	54

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**MINUTES OF AN EXTRAORDINARY MEETING OF THE
COUNCIL OF THE LONDON BOROUGH OF HAVERING
Havering Town Hall, Romford
22 October 2014 (7.30pm – 10.05pm)**

Present: The Mayor (Councillor Linda Trew) in the Chair.

Councillors June Alexander, Clarence Barrett, Robert Benham, Ray Best, Wendy Brice-Thompson, Michael Deon Burton, Joshua Chapman, John Crowder, Philippa Crowder, Keith Darvill, Meg Davis, Osman Dervish, Nic Dodin, Alex Donald, David Durant, Brian Eagling, Gillian Ford, Jason Frost, Jody Ganly, John Glanville, Linda Hawthorn, David Johnson, Steven Kelly, Phil Martin*, Barbara Matthews, Robby Misir, Ray Morgon, Barry Mugglestone, Stephanie Nunn, Ron Ower, Garry Pain, Dilip Patel, Viddy Persaud, Roger Ramsey, Keith Roberts, Patricia Rumble*, Carol Smith, Frederick Thompson, Melvin Wallace, Lawrence Webb, Roger Westwood, Damian White, Michael White, Reg Whitney, Julie Wilkes, Graham Williamson, Darren Wise and John Wood.

* - Part of meeting

Approximately ten Members' guests and members of the public were present. One representative of the press was also present.

Apologies were received for the absence of Councillors Philip Hyde, John Mylod, Jeffrey Tucker, Linda Van den Hende and Ian de Wulverton.

The Mayor advised Members and the public of action to be taken in the event of emergency evacuation of the Town Hall becoming necessary.

The Mayor's Chaplain, Reverend David Hague of The Church of the Good Shepherd, Collier Row opened the meeting with prayers.

The meeting closed with the singing of the national anthem.

43 DISCLOSURE OF PECUNIARY INTERESTS (agenda item 3)

All Members present at the start of the meeting were deemed to have disclosed a pecuniary interest in agenda item 8 – Special Responsibility Allowances on the grounds that they were in receipt of a Member's Allowance.

44 ANNOUNCEMENTS BY THE MAYOR, LEADER OF THE COUNCIL OR BY THE CHIEF EXECUTIVE (agenda item 4)

The Leader of the Council confirmed that a coalition had been formed between the Conservative and East Havering Residents' Groups which would allow greater certainty of decision making. The Leader was however still determined to work with other Groups on the Council, wherever this was possible.

Councillor Clarence Barrett had joined the Cabinet as the Member for financial management. This would cover year in year spend, outturn, forecasting, delivery of savings targets, pensions, audit and risk management.

Councillor Ron Ower had joined the Cabinet as the Member for oneSource and the Housing Development Company. This would cover governance, Member development, oneSource, elections and legal & democratic services.

The Leader of the Council would retain responsibility for strategic policy, strategic financial planning, human resources & workforce issues and communications.

These changes would, in a very difficult financial climate, give the Council a strong base from which to make changes. The Leader reiterated that other Groups would still be consulted before decisions were published and efforts would be made to reach a consensus if possible.

As Councillor Ower had resigned the position of Vice-Chairman of Regulatory Services Committee on joining the Cabinet, it was necessary to elect a new Vice-Chairman of the Regulatory Services Committee. Councillor Ray Best was nominated to the position by the Administration and Councillor Stephanie Nunn was nominated to the position by the Residents' Group.

Councillor Best was **ELECTED** to the position by 28 votes to 19 (see division 1) and it was **RESOLVED**:

That Councillor Ray Best be appointed as Vice-Chairman of the Regulatory Services Committee.

45 **MOVING TRAFFIC CONTRAVENTIONS (agenda item 5)**

A report of the Governance Committee asked Council to agree the adoption of moving traffic contraventions within Havering. These were a series of regulations including banned right, left or U turns, no vehicle entry, no stopping box junctions and vehicle type access restrictions.

Signage would be placed at the entrance points to the borough advising of the measures adopted as well as in key locations where the civil parking enforcement would take place.

If Council resolved to adopt the provisions, a further report on the operational aspects of the enforcement would be submitted to Cabinet

An amendment to the report had been submitted by the Independent Residents' Group as follows:

The adoption of powers to enforce 'moving traffic offences' is a response to changes in government 'parking' legislation that will reduce forecast council income by over £1 million. But [for limited financial gain] these new powers could easily result in a severe public relations disaster for the Council if robust enforcement is perceived to be a money making exercise.

To avoid the accusation from residents that 'you're making cuts, raising council tax **and now robbing us**' the report should be rejected.

Following debate, the amendment was **LOST** by 38 votes to 4 (see division 2).

The motion by the Administration that the recommendation of the Governance Committee be approved was **AGREED**, without division and it was **RESOLVED** that:

Enforcement of Moving Traffic Contraventions within the whole of Havering be adopted in accordance with the provisions as set out in the London Local Authorities and Transport for London Act 2003 & enforcement of Bus Lane contraventions with the provisions as set out in the London Local Authorities & Transport for London Act 1986.

46 **REVIEW OF OVERVIEW AND SCRUTINY (agenda item 6)**

A report of the Governance Committee asked Council to adopt some changes to the structure of Overview and Scrutiny in Havering. Following a review of arrangements in other boroughs, it was proposed that a single Overview and Scrutiny Board be established to undertake all call-in functions and to coordinate the work of six sub-committees. The existing Value Overview and Scrutiny Committee would be replaced by the Board

with the remaining six Overview and Committees (OSCs) becoming Sub-Committees of the new Board with the existing Committee Chairs becoming Chairs of the new Overview and Scrutiny Sub-Committees.

In order to comply with political balance requirements, it was recommended that the Board comprise 16 Members as follows:

7 Conservative

3 RAs (the current Chairmen of Environment, Individuals and Health OSCs)

2 UKIP (including the current Chairmen of Towns and Communities OSC)

2 EHRG (including the current Chairman of Children's OSC)

2 IRG (including the current Chairman of Crime & Disorder Committee)

Following debate, an amendment by the Residents' Group as follows:

Scrutiny aims to ensure that residents of Havering receive high quality services and that the executive is rightly held to account. This council believes that in order to maximise the chances of both aims being achieved, and to adopt both the spirit of the Local Government Acts, as well as the Acts themselves, scrutiny should not be constrained or directed under any system by members of the administration.

was **LOST** by 29 votes to 17 (see division 3) and an amendment by the Independent Residents' Group as follows:

The creation of a new committee will require a costly bureaucratic reorganisation during a period of cuts! Worse still the proposed reorganisation to 'establish a single O&S Board to undertake all call-in functions' [Page 3 – 1.6] will undermine the O&S process, because the new 16 member Board will have a Con/EHR majority.

Instead the proposed reorganisation should be rejected and the existing structure retained.

was **LOST** by 32 votes to 12 (see division 4).

The motion by the Administration that the recommendations of the Governance Committee be approved was **AGREED** without division and it was **RESOLVED** that:

- 1) An overarching Overview & Scrutiny Board be established in accordance with the political balance rules
- 2) The following Overview and Scrutiny committees be converted to sub-committees of the overarching Overview & Scrutiny Board:
 - Towns & Communities
 - Health
 - Individuals
 - Environment

- Crime and Disorder
 - Children & Learning
- 3) That Council nominate one of the chairs of the Overview and Scrutiny Sub-Committees to Chair the Overview & Scrutiny Board
 - 4) The Overview & Scrutiny Board will comprise all of the chairs of the Overview and Scrutiny sub-committees together with such other members nominated to the Board to meet the political balance requirements.
 - 5) The Council's Monitoring Officer, using her delegated powers make the necessary changes to the Council's Constitution in respect of the proposed revisions to Overview and Scrutiny.
 - 6) That Council receive nominations for the appointment of the Chairman and Vice-Chairman of the Overview and Scrutiny Board.

In accordance with recommendation 6, nominations to the position of Chairman of the Overview and Scrutiny Board were received from the East Havering Residents' Group (Councillor Gillian Ford) and from the Residents' Group (Councillor Ray Morgon). Councillor Ford was **ELECTED** by 28 votes to 18 (see division 5) and it was **RESOLVED** that:

Councillor Gillian Ford be appointed as Chairman of the Overview and Scrutiny Board.

In accordance with recommendation 6, nominations to the position of Vice-Chairman of the Overview and Scrutiny Board had been received from the United Kingdom Independence Party Group (Councillor Lawrence Webb) and from the Residents' Group (Councillor Nic Dodin). Councillor Webb was **ELECTED** by 35 votes to 11 (see division 6) and it was **RESOLVED** that:

Councillor Lawrence Webb be appointed as Vice-Chairman of the Overview and Scrutiny Board.

47 **POLITICAL BALANCE AND REAPPOINTMENT OF COMMITTEES (agenda item 7)**

There was before Council a report of the Monitoring Officer 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 to these minutes be appointed for the 2014/15 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 governor co-optees selected in accordance with the appropriate Regulations, be appointed to the Children and Learning Overview and Scrutiny Committee.**

48 SPECIAL RESPONSIBILITY ALLOWANCES (agenda item 8)

A report of the Governance Committee asked Council to agree a revised scheme of Members' Allowances to take account of the new arrangements agreed for the Council's Overview and Scrutiny function and the establishment of a new political group.

Following debate, an amendment by the Residents Group as follows:

This Council welcomes the proposals made by the administration to reduce Councillors Special Responsibility Allowances. However, this council recommends that they are further reduced to the levels set out in table A (below) to ensure that they are more in line with what members of staff and residents of this borough would expect and to a level commensurate with the workload and responsibilities of the post.

Table A:

Basic Allowance - £10,208

Leader of the Council - £40,000

Deputy Leader of the Council - £23,000

Cabinet Members - £20,000

Leader of the Principal Opposition - £12,000

Deputy Leader of the Principal Opposition - £3,000

Leader of the Minority Opposition Groups - £3,000

Mayor - £12,000

Deputy Mayor - £4,000

Overview and Scrutiny Board Chairman - £10,000

Overview and Scrutiny Sub-Committee Chairmen - £7,650

Chairman of Regulatory Services - £14,418

Chairman of Licensing Committee - £7,650

Audit, Pensions, Highways and Governance Committee Chairman - £7,650

Reg Services and Licensing Vice Chairman – Fixed sum per meeting as agreed at Governance

Rainham & South Hornchurch Working Party Chairman - £7,650

Adjudication & Review Committee Chairman - £2,000

was **LOST** by 34 votes to 12 (see division 7).

Following debate, an amendment by the Independent Residents' Group as follows:

The proposed revisions to the Special Responsibility and Allowances Scheme to reduce the overall cost of the scheme is not equitable because they involve a range of reductions between 12% and 50% in which the more you get the less you lose and should be rejected.

Instead a revised scheme is required that increases the basic allowance by 1%, reduces all SRAs **above** £7650 by 25% and keeps all the remaining SRAs as proposed in the Governance report, the same.

This amendment would reduce the overall cost of allowances by 10% and for those with an interest will allow for the creation of new Cabinet positions and still retain an overall saving within budget of between 3 and 5%. Whereas the Administration proposal of a 5% overall reduction would not last the creation of 2 or 3 new Cabinet positions!

was **LOST** by 42 votes to 4 (see division 8).

The motion by the Administration that the recommendations of the Governance Committee be approved was **AGREED** without division and it was **RESOLVED** that:

The revised list of Special responsibility Allowances be adopted as shown below:

Members' allowances

Category of Allowance	Amount Per Member £
Basic Allowance	10,208
Special Responsibility Allowances:	
Leader of the Council	45,048
Deputy Leader of the Administration	31,420
Cabinet Members	28,780
Leader of Principal Opposition	14,418
Leader of Minority Opposition Groups	4,000
Mayor	12,000
Deputy Mayor	4,000
Overview and Scrutiny Board Chairman	14,418
Overview and Scrutiny Sub-Committee Chairmen	7,650
Licensing and Regulatory Services Committee Chairmen	14,418
Regulatory Services Committee Vice-Chairman	2,000
Licensing Committee Vice Chairmen	117*
Audit, Pensions, Highways and Governance Committees Chairmen	7,650
Adjudication & Review Committee Chairman	2,000
Rainham & South Hornchurch Working Party Chairman	7,650

*- The standard rate of allowance per licensing sub-committee meeting chaired.

49 **REVISIONS TO SENIOR MANAGEMENT STRUCTURE (agenda item 10)**

The Group Directors present left the meeting for this item as they had a personal interest in the matters under discussion.

A report of the Chief Executive asked Council to approve revised arrangements for the Senior Management Structure within the Council following the changes to the management structure required after the first six months' operation of oneSource and the decision of one of the Council's Group Directors to leave.

The report was **AGREED** without division and it was **RESOLVED** that:

1. **The new arrangements set out in this report and summarised in Appendix 2 of these minutes be approved.**
2. **The assimilation of the existing Group Director of Children, Adults & Housing and Group Director of Resources into these new roles be approved.**
3. **The pay scales for the new director posts be approved.**
4. **The Chief Executive consult with relevant staff as required on the consequential management structural requirements**

50 **REAPPOINTMENT OF THE HEAD OF PAID SERVICE (agenda item 9)**

The Chief Executive left the meeting for this item as she had a personal interest in the matters under discussion.

A report of the Leader of the Council asked Council to agree to the Chief Executive reducing her working hours to approximately three days per week. It was proposed that the Chief Executive's pay and pension arrangements be adjusted accordingly and the Chief Executive also wished to take a voluntary 10% reduction in her salary in recognition of the current pressures on the organisation and its staff.

The report was **AGREED** without division and it was **RESOLVED** that Council:

1. **Agrees to the Chief Executive reducing her hours flexibly to suit the Council's needs by at least one day and no more than two days a week, with her pro-rata salary set at the equivalent of a three-day working week.**

2. **Waives the Staff Employment Procedure Rules, to facilitate the formal resignation and re-appointment on reduced terms of the Chief Executive.**
3. **Authorises the Leader of the Council to review and change the working hours once implemented, as and when required.**
4. **Notes and accepts the Chief Executive's voluntary 10 per cent reduction in salary, over and above the pro-rata adjustment.**
5. **Authorises the Leader of the Council, after consultation with the Director of Resources and the Director of Human Resources and Organisational Development, to finalise any further actions and agreements necessary to implement the Council decision.**
6. **Authorises the Monitoring Officer to amend the Constitution if necessary to reflect that the Group Directors will be required to cover for the Chief Executive in her absence.**

51 **VOTING RECORD**

The record of voting divisions is attached as **Appendix 3**.

Mayor
26 November 2014

		CONS		RES		EHRG		UKIP		IRG	
		22 41.51%		11 20.75%		8 15.09%		7 13.21%		5 9.43%	
Governance	13	5.40	5	2.70	3	1.96	2	1.72	2	1.23	1
Licensing	11	4.57	5	2.28	3	1.66	1	1.45	1	1.04	1
Regulatory Services	11	4.57	5	2.28	2	1.66	2	1.45	1	1.04	1
Adjudication	10	4.15	4	2.08	2	1.51	2	1.32	1	0.94	1
Highways	11	4.57	5	2.28	2	1.66	2	1.45	1	1.04	1
Pensions	7	2.91	3	1.45	2	1.06	1	0.92	1	0.66	0
Audit	6	2.49	2	1.25	1	0.91	1	0.79	1	0.57	1
Children's	9	3.74	4	1.87	2	1.36	1	1.19	1	0.85	1
Crime	6	2.49	2	1.25	1	0.91	1	0.79	1	0.57	1
Towns	9	3.74	4	1.87	2	1.36	1	1.19	1	0.85	1
Environment	6	2.49	2	1.25	2	0.91	1	0.79	1	0.57	0
Health	6	2.49	2	1.25	1	0.91	1	0.79	2	0.57	0
Individuals	7	2.91	3	1.45	1	1.06	1	0.92	1	0.66	1
Board	16	6.64	7	3.32	3	2.42	2	2.11	2	1.51	2
Seats allocated	128.00		53.00		27.00		19.00		17.00		12.00

COUNCIL, 22 October 2014

Appendix 2

Revised Senior Management arrangements

1. Background

The Council's Senior Management structure was last reviewed in March 2013. At that time a structure of Chief Executive and three Group Directors was established as follows:

Group Director Resources

- Finance
- HR
- Exchequer Services and Transactional Services
- Legal Services
- Asset Management
- ICT

Group Director Children Adults and Housing

- Children's Services
- Learning & Achievement
- Homes & Housing
- Adult Services
- Business & Performance

Group Director Culture, Community & Economic Development

- Streetcare
- Culture & Leisure
- Economic Development
- Regulatory Services
- Customer Services and Corporate Policy and Transformation
- Communications

A Director of Public Health was also appointed at that time although the post holder left the Council 9 months ago and interim arrangements under the Group Director of Culture, Community and Economic Development have been in place since then.

Several factors have come together to necessitate a reconsideration of the top management structure.

When oneSource was established, the Directors of Resources of Havering and Newham were made joint Managing Director for the first six months of the oneSource operation in recognition of the high

workload needed to establish the Partnership. That first six months has now ended and so there was a need to fill the Managing Director post with one individual.

The Leader and Chief Executive had discussed the situation with regard to oneSource and both expressed the view that they would want Havering's Director of Resources to remain with the Council rather than potentially becoming, the Managing Director of oneSource. Both the Leader and Chief Executive felt that though the operational delivery of back office services, including Finance, will come from oneSource in future, Havering cannot afford to lose the expertise and experience of the Director of Resources to guide the Authority through the next few years of challenging financial circumstances. The Director of Resources indicated that he would stay with Havering if required.

At present the cost of the Director of Resources post is 50% charged to oneSource and so his return to the Council will cost additional money.

This matter was under discussion and consideration when the Group Director of Culture, Community & Economic Development expressed her intention to resign as of December 2014, thus moving the Council to a position whereby the Chief Executive needed to review the management team structure for the future.

2. Overall Considerations

The Chief Executive has needed to take a conflicting set of considerations into account in thinking about what to recommend to the Council.

There is no doubt that this is a challenging time for the Council and therefore a time when strong, experienced leadership is needed from the Senior Team. Reducing the number in the team at this time is therefore challenging. However, it is also true that the Council has just embarked on a major budget reduction strategy that, while it will cause additional work in the short term, will result in an overall downsizing of the Council over the medium to long term. The Council may therefore need additional capacity in the short term, but to downsize its top team thereafter.

Management changes have already been made as a result of the Director of Resources losing direct management responsibility for back office functions with the consolidation of oneSource, though he remains responsible for their strategic direction and remains the Council's Section 151 officer. The Director now manages corporate policy and performance functions, transformation and regulatory services. However, it is considered that he does still have capacity to take on some additional roles. The final structural position in respect of public health is also still

under consideration though it is reporting to this Director as a temporary measure.

Functions currently managed by the role of Director of Culture, Communities and Economic Development are:

- Street Care
- Culture & Leisure
- Economic Development
- Communications

3. Options Considered

Option1

Replace the Group Director Culture, Community & Economic Development on a like-for-like basis with some redistribution of responsibilities to the Director of Resources.

Advantages

- Provides significant management oversight of challenging areas that are undergoing change.

Disadvantages

- Time lapse to recruit appropriate person (6-9 months depending on notice period).
- Need for interim arrangements in the meantime.
- Additional cost as management team will need to absorb 50% costs of Director of Resources, which was previously paid by oneSource.
- Long term downsizing may require a reduction in Group Director headcount leading to associated redundancy costs

Option 2

Replace Group Director Culture, Community & Economic Development with a lower graded post, after redistributing some of the responsibilities to the Director of Resources.

Advantages

- Additional management capacity.

Disadvantages

- Recruitment time lag as above.
- Reduction in salary of new post could only be £20-30k as otherwise it would be equal to the Head of Service posts that report to it.
- Still additional cost because of need to absorb 50% of Director of Resources post.

Option 3

Divide the responsibilities of the Group Director Culture, Community & Economic Development between the remaining Directors moving to a two Senior Director structure with compensatory support during the period of intense change over in the next 18 months.

Advantages

- Continuity of senior leadership
- Makes full use of capacity available in Director of Resources and statutory Section 151 role
- Can be enacted immediately
- Overall management overhead saving achieved
- Can provide additional resources to support directors through interim arrangements and can reallocate planned resource changes.

Disadvantages

- Potential management stretch
- Risk of cover with only two senior directors
- Recognition that Directors could not cover all meetings and Heads of Service roles would need to cover some meetings (could also be seen as an advantage in management development terms to the Heads of Service)

4. Recommendation

Given the above, the Chief Executive recommends Option 3.

5. Names of Directors

Given the changes of responsibility, the Chief Executive proposes changes to the posts as follows:

Director of Children, Adults & Housing

Director of Communities and Resources

This recommendation comes with the caveat that sufficient resources are retained or provided to ensure the two Directors are supported in their heavy workload particularly in the short-term. The Group Director of Culture, Community and Economic Development will also be in situ until mid December to support the change.

This could be achieved in the following way:

1. Resources to support the Directors

Director of Communities and Resources

The Director has already inherited the proposal to merge Policy & Performance teams within the Council. It is proposed this new team is restructured to ensure there is sufficient support at a senior enough level to provide resilience and support for the Director.

In addition, the interim position of the Director of Corporate and Customer Transformation is retained within the Council to continue to deliver both the customer and wider transformation programme. The individual occupying this post is a skilled programme manager and can consequently be used more broadly to assist delivery of the Council's savings programme over the next 18 month period of change.

Budget for both of these two resources are already allowed for in the budget strategy proposals and so can be met without the need for additional expenditure.

During the period up to the Group Director of Culture, Community and Economic Development's leaving date she will continue to manage StreetCare, Economic Development, Culture and Leisure and Communications.

Director of Children, Adults and Housing

This Director already has a large and challenging portfolio. It is only intended to add the Public Health function to this portfolio as the function sits well alongside all of the other commissioning responsibilities this director already has. The Council will need to recruit a new Director of Public Health (though it is not proposed to recruit to this post as a direct report to the Chief Executive)

This Director will be losing her Policy & Performance team as part of the current budget restructuring proposal. It is proposed that a new post of Programme Support Manager is created in order to provide her with sufficient resources during this period of change.

The Director already has plans to augment her management capacity by employing a Senior Principal Social Worker. This post holder will provide a strong Quality Assurance role across Children's and Adults Safeguarding and support strong social work practice. This post is already allowed for within the Director's budget proposals.

2. Additional Changes

Irrespective of this change at Director level there were a number of on-going changes being discussed within some services, some aligned to budget proposals and others to facilitate co-ordinated action to particular client groups. For example, the realignment of all policy and performance staff has already been referred to above.

As part of this, consideration is being given to the future location of the community safety team. Much of their work is aligned to the early intervention work with younger people and with known offenders and their families. There are good reasons to explore whether a combination of community safety, the youth offending service, the residual targeted youth service and early intervention for 12 plus might be best combined within a single service.

Given the Council's plans to develop a housing company and better manage the market in the private rented sector it is also considered this may fit better if it is more closely linked with the regeneration and asset management functions of the Council.

These matters will be taken forward as part of implementation of the Council's budget strategy and appropriate consultations will be undertaken with staff and will follow normal delegated powers of the Chief Executive.

6. Assimilation and slotting in arrangements

Under the Council's process for making appointments to posts falling within the purview of the Joint Negotiating Committee for Chief Officers in Local Government as a consequence of a senior management realignment, both remaining Directors have direct assimilation rights to these two new roles.

In the case of the Group Director of Children, Adults and Housing, her job is only marginally changed and she is carrying out a discrete but substantial 'function' that has been included in the new portfolio and therefore has a direct assimilation right to this role.

In the case of the existing Group Director of Resources, there are more substantial changes to his roles and responsibilities. However, Group Directors' job descriptions are 30% generic corporate management roles and, in addition, the Director will continue to be the Council's Section 151 Officer and take strategic direction for the back office functions covered by oneSource. In addition, the Director of Resources has previously managed at least one of the substantial services he would be inheriting. He too is carrying out a discrete but substantial 'function' that has been included in the new portfolio and in addition satisfies the statutory requirements necessary for appointment as the Council's Section 151 Officer. Accordingly, the Director has a direct assimilation to this role. ..

7. Grading, Pay and Remuneration for the top team

Currently Senior Management pay is evaluated using the HAY job evaluation scheme - although it is intended to review the evaluation system for Senior Managers as part of the Council's overall review of terms and conditions. At present the grading structure for the Chief Executive and Group Directors is:

Group Director Children, Adults & Housing	£126,875 - £145,000
Group Directors of Resources and Culture, Community & Economic Development	£113,750 - £130,000

The Group Director Children, Adults & Housing's grade is set at the level required to attract a high calibre individual to the post. Most London Boroughs still retain two directors to cover adults' and children's services (usually at a level of £130,000 each), so this represents good value for money for the Authority. The new role being taken on by the Director of Communities and Resources has been evaluated at the same grade as the Director of Children, Adults & Housing . Given that this post holder will take responsibility for areas covered by two postholders in most other boroughs (again usually at a grade of around £130,000) and is the statutory Section 151 Officer, this is also considered very good value for money. Council is, therefore, asked to approve this pay scale for the new director posts.

The agenda for this Council meeting contains a separate report concerning the post of Chief Executive. In order for Members to have taken account of all relevant considerations in relation to the Senior Management restructure they should have taken cognisance of that report prior to making a determination in respect of this report.

8. Financial implications

The following senior management savings will be made through this proposal:

Loss of Director of Culture, Community & Economic Development and her PA	£196,000
Additional 50% Director of Resources Post currently charged to OneSource with on costs	£91,500
Total reductions on director's salaries	<u>£104,500</u>

There will also be potential further savings from the support office functions by reducing to two Group Directors. It is proposed that these will be used to augment the programme and support resources required by the Director of Children, Adults & Housing as discussed in paragraph 8 above.

9. Legal Implications

Section 112 of the Local Government Act 1972 provides that a local authority shall appoint such officers as it thinks necessary for the proper discharge of the authority's functions. An officer so appointed shall hold

office on such terms and conditions as the appointing authority think fit subject to compliance with the authority's pay policy statement. The proposals in this report comply with the Pay Policy Statement 2014/15 approved by Full Council on 26 March 2014.

Under the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 (as amended) the power to appoint staff and to determine the terms and conditions on which they hold office is a non-executive function.

The Local Authorities (Standing Orders) (England) Regulations 2001 provide that the appointment of a Chief Officer shall be made by Members, pursuant to the Council's own procedures.

The assimilation of current post holders into the new posts is in accordance with the Council's process for making appointments to posts falling within the purview of the Joint Negotiating Committee for Chief Officers in Local Government as a consequence of a senior management realignment.

10. Human Resources Implications

These proposals will have a knock on effect to support staff and consultations will be undertaken with these staff following the Council's normal processes.

Any further changes needed at Head of Service levels will be managed in line with delegated powers and statutory consultation will take place with relevant staff as required.

DIVISION NUMBER:	1	2	3	4	5	6	7	8
The Mayor [Cllr. Linda Trew]	O	O	O	O	O	O	O	O
The Deputy Mayor [Cllr. Barbara Matthews]	X	X	✓	O	X	X	✓	X
CONSERVATIVE GROUP								
Cllr Roger Ramsey	✓	X	X	X	✓	✓	X	X
Cllr Robert Benham	✓	X	X	X	✓	✓	X	X
Cllr Ray Best	✓	X	X	X	✓	✓	X	X
Cllr Wendy Brice-Thompson	✓	X	X	X	✓	✓	X	X
Cllr Joshua Chapman	✓	X	X	X	✓	✓	X	X
Cllr John Crowder	✓	X	X	X	✓	✓	X	X
Cllr Phillipa Crowder	✓	X	X	X	✓	✓	X	X
Cllr Meg Davis	✓	X	X	X	✓	✓	X	X
Cllr Osman Dervish	✓	X	X	X	✓	✓	X	X
Cllr Jason Frost	✓	X	X	X	✓	✓	X	X
Cllr Steven Kelly	✓	X	X	X	✓	✓	X	X
Cllr Robby Misir	✓	X	X	X	✓	✓	X	X
Cllr Garry Pain	✓	X	X	X	✓	✓	X	X
Cllr Dilip Patel	✓	X	X	X	✓	✓	X	X
Cllr Viddy Persaud	✓	X	X	X	✓	✓	X	X
Cllr Carol Smith	✓	X	X	X	✓	✓	X	X
Cllr Frederick Thompson	✓	X	X	X	✓	✓	X	X
Cllr Melvin Wallace	✓	X	X	X	✓	✓	X	X
Cllr Roger Westwood	✓	X	X	X	✓	✓	X	X
Cllr Damian White	✓	O	X	X	✓	✓	X	X
Cllr Michael White	✓	X	X	X	✓	✓	X	X
RESIDENTS' GROUP								
Cllr Ray Morgon	X	X	✓	✓	X	X	✓	X
Cllr June Alexander	X	X	✓	✓	X	X	✓	X
Cllr Nic Dodin	X	X	✓	X	X	X	✓	X
Cllr Jody Ganly	X	X	✓	✓	X	X	✓	X
Cllr Barry Mugglestone	X	X	✓	✓	X	X	✓	X
Cllr John Mylod	A	A	A	A	A	A	A	A
Cllr Stephanie Nunn	X	X	✓	✓	X	X	✓	X
Cllr Reg Whitney	X	X	✓	✓	X	X	✓	X
Cllr Julie Wilkes	X	X	✓	✓	X	X	✓	X
Cllr John Wood	X	X	✓	✓	X	X	✓	X
EAST HAVERING RESIDENTS' GROUP								
Cllr Clarence Barrett	✓	X	X	X	✓	✓	X	X
Cllr Alex Donald	✓	X	X	X	✓	✓	X	X
Cllr Brian Eagling	✓	X	X	X	✓	✓	X	X
Cllr Gillian Ford	✓	X	X	X	✓	✓	X	X
Cllr Linda Hawthorn	✓	X	X	X	✓	✓	X	X
Cllr Ron Ower	✓	X	X	X	✓	✓	X	X
Cllr Linda Van den Hende	A	A	A	A	A	A	A	A
Cllr Darren Wise	✓	X	X	X	✓	✓	X	X
UK Independence Party								
Cllr Lawrence Webb	X	O	✓	X	X	✓	✓	X
Cllr Ian De Wulverton	A	A	A	A	A	A	A	A
Cllr John Glanville	X	O	✓	X	X	✓	✓	X
Cllr Phillip Hyde	A	A	A	A	A	A	A	A
Cllr David Johnson	X	O	X	✓	X	✓	X	X
Cllr Phil Martin	A	A	A	A	A	A	A	A
Cllr Patricia Rumble	X	O	A	A	A	A	A	A
INDEPENDENT LOCAL RESIDENTS' GROUP								
Cllr Jeffrey Tucker	A	A	A	A	A	A	A	A
Cllr Michael Deon Burton	X	✓	✓	✓	X	✓	X	✓
Cllr David Durant	X	✓	✓	✓	X	✓	X	✓
Cllr Keith Roberts	X	✓	✓	✓	X	✓	X	✓
Cllr Graham Williamson	X	✓	✓	O	X	✓	X	✓
Labour								
Cllr Keith Darvill	X	X	✓	X	X	X	X	X
TOTALS								
✓ = YES	28	4	17	12	28	35	12	4
X = NO	19	38	29	32	18	11	34	42
O = ABSTAIN/NO VOTE	1	6	1	3	1	1	1	1
ID = INTEREST DISCLOSED/NO VOTE	0	0	0	0	0	0	0	0
A = ABSENT FROM MEETING	6	6	7	7	7	7	7	7
	54	54	54	54	54	54	54	54

REPORT OF CABINET

Approval to convert 10,600 street lights in roads across the borough to more energy efficient LED lights.

In October 2013 the Council had agreed to convert 6,000 street lights in residential roads to Light Emitting Diode (LED). This project had been due to be completed by November 2014. Cabinet received a report which sought agreement to commence phase two of the LED rollout by converting a further 10,600 street lights. This represented a further 60% of the Council's sodium street lights and would bring significant longer-term savings in energy usage/costs, maintenance costs and a reduction in carbon emissions.

The estimated cost of the project is £2.7 million with a resultant annual energy cost saving of £280k and a further anticipated component replacement cost saving of £83k at current prices (effective from 2017/18), meaning there would be a simple "payback period" of under 8 years - 9 years if measured on a net present value basis.

An interest-free loan should be available to the Council to fund 52% (£1.4 million) of the total capital cost with the remaining funding coming from resources to be identified at the appropriate time by the Director of Resources.

The change of 10,600 sodium street lights across the borough to LED lighting will have a number of benefits including:

- Reduction of annual energy costs
- Help future-proof the street lighting electricity budget against inevitable future energy price increases
- The installation of the LED lanterns will enable the Head of StreetCare to achieve savings as part of the re-tendering of the street lighting maintenance contract (due Nov 2016) to reflect the lower requirement for maintenance of the new lanterns.
- Helping residents feel safe and secure. Through superior colour rendering and a higher perceived brightness, the white light of LED lighting will make it easier to distinguish objects, colours, shapes and other details. In particular, facial recognition would be easier. White light also gives the most even illumination with fewer areas of intimidating shadow.
- Ensuring that light was directed downwards instead of upwards into the night sky. In contrast to the old orange/yellow lighting this will dramatically reduce light pollution.

Whilst not implementing energy efficiency measures in the council's street lighting will leave the street lighting energy budget vulnerable to inevitable future increases in UK electricity costs.

Cabinet:

- a) Agreed to the Service proceeding to tender for the purchase of 10,600 LED lanterns and the conversion of 10,600 existing street lights, across the borough.
- b) Approved in principle, the application for the maximum interest-free loan available under the Salix Energy Efficiency Loan Scheme (SEELS) of £1.4 million to part fund this project.
- c) Agreed to the undertaking of small-scale trials of dimming street lights during hours of low movement on selected roads to assess the suitability and benefit of adopting a wider dimming regime.

Cabinet RECOMMENDS to the Council that it add the funding of the scheme as set out in Appendix A to the Capital Budget for 2015/16

LED Streetlighting - replacement of 10,600 units

Appendix A

Year	1	2	3	4	5	6	7	8	9	10	11	12	13	Totals
	2015/16	2016/17	2017/18	2018/19	2019/20	2020/21	2021/22	2022/23	2023/24	2024/25	2025/26	2026/27	2027/28	
Total Cost	2,700,000													2,700,000
Less TfL funding	(50,000)													(50,000)
Less loan (SEELS)	(1,400,000)													(1,400,000)
Initial Cost to Council	1,250,000													1,250,000
Loan repayment		350,000	350,000	350,000	350,000									1,400,000
Capital Cost to Council	1,250,000	350,000	350,000	350,000	350,000									2,650,000
Revenue Savings														
Energy	(139,000)	(300,685)	(312,712)	(325,221)	(325,221)	(325,221)	(325,221)	(325,221)	(325,221)	(325,221)	(325,221)	(325,221)	(325,221)	(4,004,604)
Component Replacement			(83,000)	(83,000)	(83,000)	(83,000)	(83,000)	(83,000)	(83,000)	(83,000)	(83,000)	(83,000)	(83,000)	(581,000)
Total revenue savings	(139,000)	(300,685)	(395,712)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(4,917,604)
Net flow in year	1,111,000	49,315	(45,712)	(58,221)	(58,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(408,221)	(2,267,604)
Net flow cumulative	1,111,000	1,160,315	1,114,603	1,056,382	998,162	589,941	181,720	(226,500)	(634,721)	(1,042,942)	(1,451,162)	(1,859,383)	(2,267,604)	
								Payback yr 8						
NPV at 4%	1	0.962	0.925	0.889	0.855	0.822	0.790	0.760	0.731	0.703	0.676	0.650	0.625	
NPV of net flow in year	1,111,000	47,441	(42,284)	(51,758)	(49,779)	(335,557)	(322,494)	(310,248)	(298,409)	(286,979)	(275,957)	(265,343)	(255,138)	
Net NPV flow cumulative	1,111,000	1,158,441	1,116,157	1,064,399	1,014,621	679,063	356,569	46,321	(252,088)	(539,067)	(815,025)	(1,080,368)	(1,335,506)	

Payback Yr 9

Notes

1. Assumed start 1 April 2015, finish December 2015
2. Unit cost of capital investment - £2.7m, by 10,600 units gives £254k per unit. Up by 17% from first roll out
3. SEELS loan repayable in 6 monthly tranches over 4 years; planned finish Dec 15, 1st repayment July 16
4. Energy - savings pa of £278k at current prices. Per Ofgem, assumed energy 4% rise year on year to 18/19 - thereafter assumed to stabilise.

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COUNCIL, 22 OCTOBER 2014

REPORT OF THE GOVERNANCE COMMITTEE

POLLING DISTRICT REVIEW

Governance Committee at its meeting on 19 November will consider a report concerning a Review of Polling Districts. The Electoral Administration Act 2006 required that a polling district and polling place review be carried out by the Acting Returning Officer in 2007 and every fourth year thereafter. The last review was carried out in 2011 and the 2014 review is now being undertaken.

The aims of the review are:

To ensure that:-

- (a) As far as possible polling places are accessible to all.
- (b) Polling places fall within the polling district wherever possible.
- (c) Account be taken of justifiable complaints by electors, and any responses received from this consultation.

The full timetable is set out in Appendix A and a copy of all responses is set out in Appendix B.

If the proposals are accepted by the Governance Committee, it will recommend to the Council that the changes should be incorporated into the register published on 1 December 2014, and the alternative polling stations are to be used at the GLA elections in May 2015.

Recommendation:

Subject to the approval of Governance Committee, that Council agrees that the changes to polling districts be incorporated into the register published on 1 December 2014, and that the alternative polling stations are used at the GLA elections in May 2015 in accordance with the Electoral Administration Act 2006.

Appendix A

Timetable

1 – 30 June	Formulation of proposals by the (Acting) Returning Officer
26 June	Calendar Brief
1 July 2014	Public Notice of commencement of the Polling District review
1 July to 1 August 2014	<p>Proposals deposited at all public libraries in the Borough, PASC and the Election Services Office, also on the internet.</p> <p>Consultation with:</p> <ul style="list-style-type: none"> • Service Lead Member • Lead Member for Community Empowerment • Ward Councillors • Greater London Assembly Member for Havering & Redbridge • Members of Parliament for the Dagenham & Rainham; Hornchurch & Upminster; and Romford Constituencies • Members of the European Parliament for the London Region • Local Political Parties • (Acting) Returning Officer of Dagenham & Rainham Constituency • Registered Electors in the Borough • Persons who are considered to have particular interest in the premises or facilities used for voting • HAD • HAVCO • Age Concern • People First • Access officers
August – October 2014	(Acting) Returning Officer to consider any representations and if necessary revise proposals
12 th November	Recommendations reported to Governance Committee to consider revised final recommendations
26 th November 2014	If agreed by Governance Committee final recommendations to be put before full Council.

Appendix B

Copy of responses in full:

GS4: Brookside Infants School

Dave Allen, Clerk to Brookside Infant Governing Body:

The Governors of Brookside Infant School have asked if the polling station for their area to be switched from their school to across the road at MyPlace.

Please could you let me now if that is possible so I can report back or if there is anything else you need from me.

CM5: Upminster Methodist Church Hall

Cllr Clarence Barrett, Leader of the East Havering Residents' Group

The only point I would like to make in respect of polling places is that there needs to be something on or near the Dury Falls estate for the Cranham ward. Their allocated polling place is the Upminster Methodist Church which is simply too far away.

HW4: Methodist Church Hall

Submitted by local resident

I am in Harold Wood Ward HW4. The Station is no where near the centre of this 'subward'. Only two of the five are conveniently located HW2 and 3. is the location in HW4 being looked at? Is the caravan in use at one of the Stations?

ST5: Benhurst Primary School

Mr David Denchfield, Head teacher, Benhurst Primary School

Thank you for your letter regarding the Polling District Review. I am happy for the review to take place and for the school to be used as a Polling Station for the May 2015 election – do not hesitate to contact me should you require any additional information or need to make a site inspection.

I would formally like to give notice that after the 2015 election, Benhurst does not wish to be used as a voting station. I would be grateful if you could confirm this receipt of this request and its instructions.

ST5: Benhurst Primary School

Submitted by local resident

I am responding to the review of voting facilities in the Borough. I live in Priors Park in Hornchurch and my polling station is usually Benhurst Primary School. As a venue this is accessible however, is there really a need for children to miss out on a whole day's schooling are there not other venues such as church halls etc that can be used??

SX4: Newtons Primary School

Lynn Lowe – Head teacher, Newtons Primary School

I am writing to inform you that we would prefer Newtons Primary school not to be used as a polling station on May 7th 2015. We are very concerned that the following week the children will be sitting their tests. There is also a Bank Holiday on Monday 4th May so it means that the children would lose 2 days of school within the week leading up to test week. Our school has just become Requiring Improvement following an Ofsted Inspection in June 2014 and will be expected HMI visits. We feel that we are in a vulnerable position and do not want to risk low results again. I hope you understand. Thank you.



COUNCIL, 26 November 2014

REPORT OF THE MONITORING OFFICER

APPOINTMENTS SUB-COMMITTEE – political balance of membership

At an extraordinary meeting on 22 October, Council reappointed its committees for the remainder of the municipal year following the formation of the East Havering Residents' Group. The numbers, sizes and composition of those committees was also agreed and in accordance with the political balance rules stipulated in Section 15 of the Local Government and Housing Act 1989.

The Appointments Sub-Committee, a sub-committee of the Governance Committee, did not count for the purpose of determining the overall political balance. It must nevertheless be politically balanced and this report seeks to address that.

The Local Government (Committees and Political Groups) Regulations 1990 contain detailed provisions as to how the grouping of members and the political balance requirements are to be effected.

The contents and recommendations of this report are in compliance with the 1989 Act and the 1990 Regulations.

Pursuant to Rule 20.1 of the Council Procedure Rules, the Council has capacity to suspend Rule 20.2 for the duration of the meeting.

RECOMMENDATIONS

- (1) That, so far as necessary to enable any changes proposed and agreed during this meeting to be carried in to effect, Council Procedure Rule 20.2 (proposals to amend the Constitution to be referred to Governance Committee without discussion) be suspended.
- (2) That the Council, having due regard to the political balance rules, agree the allocation of seats on the Appointments Sub-Committee as set out in Appendix A.



Appendix A

		CONS		RES		EHRG		UKIP		IRG	
	Membership	22	41.51%	11	20.75%	8	15.09%	7	13.21%	5	9.43%
Appointments Sub-Committee	7	2.91	3	1.45	1	1.06	1	0.92	1	0.66	1

COUNCIL, 26 NOVEMBER 2014

REPORT OF THE CHIEF EXECUTIVE

**SUBJECT: OVERVIEW AND SCRUTINY RULES – EXCEPTIONS TO
THE CALL-IN (REQUISITION) PROCEDURE**

SUMMARY

Under paragraph 18e of the Overview and Scrutiny Procedure Rules, the Leader of the Council is required to submit reports to Council on decisions taken by himself, Cabinet or individual Cabinet members, or key decision made by a member of staff in the circumstances set out in Rule 18 (exemption to the call-in (requisition) procedure) in the preceding three months.

By exception, this report covers a period commencing from the Council elections in late May 2014.

This report deals with 3 such decisions:

- 1) Arrangements for non-housing repairs:
- 2) Approval of submission to NHS (England) for the Better Care Fund Programme; and
- 3) New Rainham Library site, Flats 1 to 16 Taplow House, 2 Ferry Lane, Rainham. Decision to dispose of 16 new flats on a single long lease to a Registered Provider for onward individual sales as shared ownership units (*PART EXEMPT FROM PUBLICATION*)

RECOMMENDATIONS

That the report be noted.

REPORT DETAIL

- 1 Rule 18 of the Overview and Scrutiny Committee Procedure Rules provides that:

(a) The call-in procedure shall not apply where a decision being taken by Cabinet or an individual Cabinet member, or a key decision made by a member of staff is urgent. A decision will be urgent if any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public interests. The record of the decision and notice by which it is made shall state whether in the opinion of the decision making person or body, the decision is an urgent one, and therefore not subject to call-in.

(b) The decision making person or body can only take an urgent decision and avoid call-in procedures after obtaining agreement from the Chairman or in the absence of the Chairman, the Vice Chairman of the relevant overview and scrutiny committee that the decision be treated as urgent.

- 2 **Arrangements for non-housing repairs**

- 2.1 On behalf of Cabinet, Andrew Blake-Herbert, then Group Director of Resources, sought agreement from the Chairman of the Environment Overview & Scrutiny Committee to exempt from call-in a Key Officer decision concerning arrangements for non-housing repairs.

- 2.2.1 The then-Chairman of the Environment Overview and Scrutiny Committee, Councillor Clarence Barrett, gave his agreement to the exemption from call-in for the following reason:

- 2.2.1 In order to meet a specified date for the TUPE transfer of staff in connection with the non-housing repairs Service, an exemption to the call-in rules was agreed.

- 3 **Approval of submission to NHS (England) for the Better Care Fund Programme**

- 3.1 On behalf of Cabinet, Joy Hollister, Group Director for Children, Adults and Housing sought the agreement of the Chairmen of the Individuals Overview & Scrutiny Committee to exempt from call-in

an Executive decision concerning a submission to NHS (England) for the Better Care Fund Programme.

- 3.2 The then-Chairman of the Individuals Overview and Scrutiny Committee, Councillor June Alexander, gave her agreement to the exemption from call-in in order to meet a statutory deadline set by NHS England. The level of funding at risk should the Council fail to meet the submission deadline would be in order of £4.6million for 2014/15 and £18.66million in 2015/16.

4 **New Rainham Library site, Flats 1 to 16 Taplow House, 2 Ferry Lane, Rainham. Decision to dispose of 16 new flats on a single long lease to a Registered Provider for onward individual sales as shared ownership units**

- 4.1 On behalf of Cabinet, Andrew Blake-Herbert, Group Director Resource, sought the agreement of the Chairman of the Value Overview & Scrutiny Committee to exempt from call-in an Executive decision concerning the decision to dispose of 16 new flats on a single long lease to a Registered Provider for onward individual sales as shared ownership units.

- 4.2 The then-Chairman of the Value Overview and Scrutiny Committee, Councillor Clarence Barrett, gave his agreement to the exemption from call-in as it was considered in the best interests of the Council for this matter to be implemented as a matter of urgency and without delay. The 16 flats were scheduled for completion soon and it was imperative to urgently record to sell all of the flats in bulk to a Registered Provider for onwards sales by them as shared ownership flats and take the matter forward with respective lawyers to achieve the earliest possible completion.

5. **Financial Implications and Risks:**

While there were financial implications around the decisions described in this report, there are none directly associated with this report.

6. **Legal Implications and Risks:**

There are none directly associated with this report.

7. **Human Resource Implications and Risks:**

There are none directly associated with this report.

7. Equalities and Social Inclusion Implications and Risks:

There are none directly associated with this report.

Staff Contact:	Andrew Beesley
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Telephone No:	01708 432437
Email:	andrew.beesley@onesource.co.uk

Background paper List

1. Executive Decision concerning arrangements for the non-housing repairs dated 11 September 2014.
2. Executive Decision relating to the submission to NHS (England) for the Better Care Fund Programme, signed by Councillors Wendy Brice-Thompson, Cabinet Member for Adult Social Services and Health and Roger Ramsey, Leader of the Council, dated 18 September 2014.
3. Executive Decision relating to the Decision to dispose of 16 new flats on a single long lease to a Registered Provider for onward individual sales as shared ownership units signed by Councillor Roger Ramsey, Leader of the Council, dated 22 September 2014. (PART EXEMPT)



COUNCIL, 26 November 2014

REPORT OF CABINET

COUNCIL HOUSING NEW BUILD PROGRAMME

Cabinet, at its meeting on 24 September considered a proposal in respect of a request seeking approval of proposals to increase the Housing Revenue Account in line with the Council's commitment to address the local need for good quality affordable homes. Approval was originally given by the Leader of the Council on 4th March 2014 to submit bids to the Greater London Authority (GLA) to attract inward funding for new build housing schemes. Although the bidding round was extremely competitive, the Council was successful in securing £3,192,000 inward investment from the GLA to fund development in the borough. This funding covers six schemes consisting of 117 new homes and a shop unit integrated into one of the housing schemes.

The report to Cabinet sought authority to allocate the required complementary funding from unallocated Housing Revenue Account (HRA) capital sources. Cabinet approved the eight. schemes in total which together would require £19,069,000 of HRA capital resources available within the HRA Business Plan.

Cabinet accordingly refers the requested increase to the Capital Budget to £22,756,000 (inclusive of the externally funded grant from the GLA of £3,192,000) to Council for approval.

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COUNCIL, 26 NOVEMBER 2014

COUNCIL QUESTIONS:

From Cllr June Alexander - to the Cabinet Member for Adult Social Services and Health (Cllr Wendy Brice Thompson)

- Q.1 Would the Cabinet Member confirm what changes this council and local health authority have made under the Children & Families Act to ensure that they work more effectively to fulfil needs identified in the new Education, Health and Care Plans?

From Cllr Ian De Wulverton – to the Cabinet Member for Housing Company Development and One Source Management (Cllr Ron Ower)

- Q.2 Is the council aware that the public availability of a Cllr's declaration of interests includes information which is privileged and protected under the data protection act?

From Cllr Jeffrey Tucker – to the Cabinet Member for Community Empowerment (Cllr Robert Benham)

- Q.3 There have been further reports of fly-tipping at Arnold's Field by people who open and close the gates with a key and more recently that the gates have been left open for many days.

Please provide an update on the situation at Arnold's Field and assurances that action is being taken to secure the site and deter further fly-tipping.

From Cllr Keith Darvill – to the Deputy Leader and Cabinet Member for Housing (Cllr Damian White)

- Q.4 What alternative Council house developments have been considered by the Administration as additions to or as an alternative to the proposed development in the Briar Road Estate Heaton Ward?

From Cllr John Mylod - to the Cabinet Member for Community Empowerment (Cllr Robert Benham)

- Q5 Since the Green Points scheme was introduced in Havering, would the Cabinet Member confirm whether the recycling of waste has increased, and if so, by how much.

From Cllr David Johnson (UKIP) - to the Cabinet Member for Financial Management (Cllr Clarence Barrett)

- Q6 Can you confirm what steps have been taken to reduce the fees of the pension fund manager that was selected at the last pensions committee meeting given that their fees were £200k more than the other quotes?

From Cllr David Durant - to the Cabinet Member for Children and Learning (Cllr Meg Davis)

- Q7 The Cabinet approved an expansion of Parsonage Farm Primary school to 4th form entry!

But is it wise for the school to begin enrolling pupils for a 4th form entry before securing the planning permission needed to expand the school buildings and facilities to manage a 4FE, particularly as the planning committee may reject their expansion plans and when the Chafford Headteacher is willing to assist with a more practical expansion of Brady school?

From Cllr Barry Mugglestone – to the Cabinet Member for Community Empowerment (Cllr Robert Benham)

- Q8 Would the cabinet member confirm how many hours of Area Liaison Officers time was lost in the last 12 months as a result of preparatory work and appearances in court to defend claims against the council.

From Cllr Lawrence Webb – to the Cabinet Member for Community Safety (Cllr Osman Dervish)

- Q.9 Given that the playing field in front of Pyrgo Pk School was not passed on to the academy as part of the land transfer, what assurance can you give the local residents that this will not be used to build houses on?

From Cllr Michael Deon Burton – to the Cabinet Member for Community Safety (Cllr Osman Dervish)

- Q10 The Essex Wildlife Trust in partnership with Havering Council and funding from various sources is building a visitor centre in Hornchurch Country Park overlooking the River Ingrebourne.

This is very welcome news, but it is important that all those organisations involved in building and funding this new wildlife and heritage project are informed about planning application P1066.14 to extend Ingrebourne Hill

into the Hornchurch Country Park, because these landfill plans could adversely impact on local wildlife and restrict access to the visitor centre!

To ensure all interested parties are aware of these landfill plans will the Council insist the applicant holds stated public consultation meetings and provides information about the intended soils treatment and recovery facility contained within their proposals?

From Cllr June Alexander - to the Cabinet Member for Adult Social Services and Health (Cllr Wendy Brice-Thompson)

Q11 Would the Cabinet Member explain why the important Voluntary Sector do not have any representation on the Health and Well Being Board.

From Cllr Ian De Wulverton – to the Cabinet Member for Housing Company Development and One Source Management (Cllr Ron Ower)

Q12 When a Councillor is unable to attend a meeting it is recorded in their attendance statistics, however due to the number of meetings that sometimes clash or are added to the calendar it is not possible to be in two places at once. Why therefore should Councillors be unfairly penalised for non-attendance?

From Cllr John Wood - to the Cabinet Member for Community Safety (Cllr Osman Dervish)

Q13 Would the Cabinet Member confirm why Councillors were not informed about the new Safety Zone Initiative and how it was decided which wards will benefit from the initiative?

From Cllr Stephanie Nunn - to the Cabinet Member for Adult Social Services and Health (Cllr Wendy Brice-Thompson)

Q14 Would the Cabinet Member confirm the footfall figures for the Carepoint facility for the years 2012-13 and 2013-14.

From Cllr Reg Whitney - to the Cabinet Member for Community Safety (Cllr Osman Dervish)

Q15 Given the rapid increase in London's population and the growing shortage of accommodation across London, does the Cabinet member think that the relaxation of planning rules by central government will force Havering Council to build on land currently designated green belt under its Local Development Framework

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COUNCIL, 26 NOVEMBER 2014

MOTIONS FOR DEBATE

A CITY AIRPORT FLIGHTPATHS

Motion on behalf of the East Havering Residents' Group

Given the need to assess in detail any potential impact of the proposed changes to flight paths from City Airport as part of the London Airspace Management Programme, this Council calls upon:

a) the Civil Aviation Authority (CAA) to extend the consultation period in respect of the proposed London Airspace Management Programme to 31st January 2015 in order to inform opinion and give Havering residents a greater opportunity to engage in the consultation process.

b) City Airport operators to provide greater detail to local stakeholders in terms of flight numbers, noise levels and Co2 emissions as a result of the legal mandate which requires all aircraft to be equipped with Area Navigation technology and to operate in revised airspace by 2020.

(No amendments received).

B CARE ACT

Motion on behalf of the Conservative Group

Under the Care Act's 'Ordinary Residence' rules, people who move into one of Havering's many residential homes as 'self-funders', and then require social care support, automatically become the financial responsibility of Havering Council. This Council calls upon the Government to review the rules associated with this system so that the costs don't overwhelm Havering Council or other local authorities that support a large care sector.

(No amendments received).

C REFERENCENDUM ON COUNCIL TAX INCREASE

Motion on behalf of the Independent Residents' Group

Many groups in the borough are protesting against the cuts to protect local services. They rightly say that EU-austerity [to protect the Euro] has gone on for far too long and it's now time to promote rather than cut local services.

The Government claim they are cutting local government funding because 'the money has run out', but if so why are they imposing damaging sanctions on Russia and promoting war in the Middle-East?

For the last few years the Council has made efficiency savings and cuts and frozen council tax and this is why the merger with Newham happened because most councillors believed this was the way to make savings and avoid a council tax increase. But now we are faced with having to make a further forecast £45 million of cuts that will wreck local services and our lean but mostly well run council.

The only alternative is to hold a legally required referendum and LET THE PEOPLE DECIDE if they want to raise council tax to save local services and keep our borough green, pleasant and secure! A majority of councillors will need to agree before a referendum is held, but we need to consult residents about a possible council tax rise and not just about what services to cut.

Thus this Council agrees to hold a referendum on whether to increase council tax by 2% or more to ameliorate the need for cuts and to balance the books. The figure to be agreed by those voting for the motion in consultation with the Finance Officer and the referendum to be held prior to the budget meeting in February to ensure a robust budget is delivered on time.

(No amendments received).