



**COUNCIL ASSEMBLY**  
**(ORDINARY MEETING)**

MINUTES of the OPEN section of the meeting of the COUNCIL ASSEMBLY held on WEDNESDAY 30th APRIL 2003 at 7.00 P.M. at the Town Hall, Peckham Road, London SE5 8UB

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**PRESENT:**

The Worshipful the Mayor Councillor Denise Capstick

Councillor Alfred Banya	Councillor Abudl Mohamed
Councillor Michael Barnard	Councillor Kenny Mizzi
Councillor Beverley Bassom	Councillor Alison Moise
Councillor Paul Bates	Councillor Catriona Moore
Councillor Columba Blango	Councillor Vicky Naish
Councillor Catherine Bowman	Councillor Graham Neale
Councillor David Bradbury	Councillor Gavin O'Brien
Councillor Fiona Colley	Councillor Dr. Abdur-Rahman Olayiwola
Councillor Dora Dixon-Fyle	Councillor Michelle Pearce
Councillor Toby Eckersley	Councillor Caroline Pidgeon
Councillor Stephen Flannery	Councillor Richard Porter
Councillor Norma Gibbes	Councillor Mark Pursey
Councillor Mark Glover	Councillor Lisa Rajan
Councillor Aubyn Graham	Councillor Tony Ritchie
Councillor James Gurling	Councillor Lewis Robinson
Councillor Barrie Hargrove	Councillor William Rowe
Councillor Alun Hayes	Councillor Andrew Simmons
Councillor Jeffrey Hook	Councillor Tayo Situ
Councillor David Hubber	Councillor Robert Smeath
Councillor Kim Humphreys	Councillor Charlie Smith
Councillor Jonathan Hunt	Councillor Bob Skelly
Councillor Peter John	Councillor Nick Stanton
Councillor Billy Kayada	Councillor Richard Thomas
Councillor Paul Kyriacou	Councillor Dominic Thorncroft
Councillor Jelil Ladipo	Councillor Veronica Ward
Councillor Lorraine Lauder	Councillor Neil Watson
Councillor Danny McCarthy	Councillor Ian Wingfield
Councillor Dermot McInerney	Councillor Anne Yates
Councillor Linda Manchester	Councillor Lorraine Zuleta
Councillor Eliza Mann	

**80. PRELIMINARY BUSINESS**

**80.1 ANNOUNCEMENTS FROM THE MAYOR, MEMBERS OF THE EXECUTIVE AND CHIEF EXECUTIVE**

The Mayor thanked Members for their donations and attendance at her Charity Ball. She stated that the raffle had raised £1,300, the auction £2,000 and £400 had been received in donations.

The Mayor reported that former Councillor Ruth Bright had recently given birth to a baby girl weighting 9lb 1oz. She extended the best wishes of the Council to Ruth and her family.

The Mayor reported that Bob Dunn, former Councillor for Ruskin Ward in the mid-70s and recently MP for Dartford, had died. Councillors Toby Eckersley, Tony Ritchie and Daivd Bradbury paid tribute.

All present observed a one-minute silence in memory of Bob Dunn.

**80.2 NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE MAYOR DEEMS URGENT**

The Mayor agreed to accept the following items as late and urgent for the reasons set out in the reports:-

Item 82 – Question from the Public submitted in accordance with Council procedure Rule 3.6. – Question No.4

Item 83.1 – Deputation Request from the Aylesbury Tenants and Residents Association – Comments of the Chief Officer.

Item 83.2 Deputation Request from East Dulwich Tenants and Residents Association – Comments of the Chief Officer.

Item 86 – Motions submitted in accordance with Council Procedure Rule 3.9 – Comments of the Chief Officer to Motion 86.11.

Item 86.9 - Late Amendment.

Councillor Dermot McInerney requested that he be allowed to submit a late and urgent question to be included in item 84 – Question from Members. However, Councillor Richard Porter offered to provide information to Councillor McInerney regarding his recent meetings with the police in respect of the increase in crime on elderly residents in the borough.

**80.3 DISCLOSURE OF INTERSTS AND DISPENSATIONS**

Councillor Richard Thomas declared a non-prejudicial interest in Item 83.1 – Deputation from Aylesbury Tenants and Residents Association.

Councillor Stephen Flannery declared a personal prejudicial interest in item 86.1- Voluntary Sector in Southwark

Councillors Beverley Bassom, Linda Manchester and Daniel McCarthy declared a personal non-prejudicial interest in item 86.10 – Disabled Parking in Southwark

Councillor Ian Wingfield declared a non-prejudicial interest in item 86.11- Southwark's Heritage and Tourism Organisations.

#### **80.4 APOLOGIES FOR ABSENCE**

Apologies for absence were received on behalf of Councillors Margaret Ambrose, John Friary and Sarah Welfare. Apologies for lateness were received on behalf of Councillors Lewis Robinson, William Rowe and Dr. Abdur-Rahman Olayiwola.

#### **81. MINUTES**

**RESOLVED:** The Open Minutes of the Council Assembly meeting held on 26<sup>th</sup> March 2003 were agreed as a correct record and signed by the Mayor with the following amendments:-

Item 76:

- Page 5 - Second paragraph should read Councillor Vicky Naish should receive written confirmation of the information that she requested.
- Page 18 – Councillor Lisa Rajan to be added to Table 2 - Surrey Docks Ward.
- Page 46 – Supplemental Question from Councillor Peter John : sixth line - 'thought' should read 'though'.
- Response - second line 'heart burn' should read 'heart broken'.

#### **82. QUESTIONS FROM THE PUBLIC SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 3.6 (see page 1790 to 1791 and Supplemental Agenda No.3)**

The answer to four public questions were circulated on green paper. The four members of the public in attendance at the meeting (Mr. Akhtar Dalal, Mr. Jeff Kelland, Mr. Patrick Goode and Mr. Patrick Yorke), asked a supplementary question of the Executive Member for Finance, Executive Member for Housing, the Leader of the Council and the Executive Member for Education and Leisure.

The Mayor announced that the 19 minutes remaining for public question time would be added to the 30 minutes allowed for Members Question Time.

#### **83. DEPUTATION REQUESTS**

##### **83.1 AYLESBURY TENANTS AND RESIDENTS ASSOCIATION (see pages 1792 to 1794 and Supplemental Agenda No.2)**

Councillor Richard Thomas declared a non-prejudicial interest in this item.

Council Assembly agreed to accept a deputation from Aylesbury Tenants and Residents Association.

Members were addressed by the deputation's spokesperson following which Councillors Andy Simmons, Paul Bates, Beverley Bassom, Abdul Mohamed, Daniel McCarthy, Lorraine Lauder and David Hubber asked questions.

The Mayor concluded by thanking the deputation for attending and inviting its members to withdraw to the public gallery.

**83.2 EAST DULWICH TENANTS AND RESIDENTS ASSOCIATION. (see pages 1795 to 1796 and Supplemental Agenda No.1)**

Council Assembly agreed to accept a deputation from the East Dulwich Tenants and Residents Association.

Members were addressed by the deputation's spokesperson following which Councillors Peter John, Veronica Ward, Ian Wingfield and Dermot McInerney asked questions.

The Mayor concluded by thanking the deputation for attending and inviting its members to withdraw to the public gallery.

At this juncture the Mayor altered the order of business to consider a motion on the issues raised by the deputation. Please see Item 86.9 elsewhere on the agenda.

At 8.20 p.m. it was moved, seconded and

**RESOLVED:** That the meeting stand adjourned for 10 minutes.

The meeting reconvened at 8.30 p.m.

**83.3 DARREN BURN ON BEHALF OF THE DISABLED COMMUNITY AND CREATING REAL EMPLOYMENT FOR THE DISABLED IN SOUTHWARK (see pages 1797 to 1799)**

Council Assembly agreed to accept a deputation from the Darren Burn on behalf of the Disabled Community and Creating Real Employment for the Disabled in Southwark.

Members were addressed by the deputation's spokesperson Mr. Darren Burn, following which Councillors Dominic Thorncroft, Richard Thomas, Andy Simmons and Michelle Pearce asked questions.

The Mayor concluded by thanking the deputation for attending and inviting its members to remain in the chamber whilst Item 86.10 was discussed.

At this juncture the Mayor altered the order of business to consider a motion on the issues raised by the deputation. Please see Item 86.10 elsewhere on the agenda.

**84. QUESTIONS FROM MEMBERS SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 3.8 (see pages 1800 to 1807, and yellow papers circulated at the meeting)**

Thirty-Nine questions were submitted and answers were circulated around the chamber on yellow paper. Within the 49 minutes available all questions were addressed and supplementary questions were asked on all other questions except 3, 6, 7, 9, 10, 12, 15, 20, 29, 30 and 33. A copy of the questions and answers are attached as an appendix to these minutes. Councillor Richard Thomas indicated that the circulated answer to question 27 was not his intended answer and requested that his intended answer be circulated to Members.

**85. OTHER REPORTS**

**85.1 MEMBERS ALLOWANCES (see pages 1808 - 1835)**

In accordance with Council Procedure Rule 1.15 (2) the Mayor moved the recommendations as contained within the report.

Following debate (Councillors Vicky Naish, Tony Ritchie, Kenny Mizzi, Norma Gibbes and David Hubber), it was moved, seconded and

**RESOLVED:**

1. That consideration of the report be deferred until Constitutional Council on 21<sup>st</sup> May 2003.
2. That Officers implement the decisions of 26<sup>th</sup> June 2002 Council Assembly in respect of Members Allowances i.e.:-  
The level of basic allowance be adjusted on 1<sup>st</sup> April each year in line with the latest changes to the average hourly rate of male white-collar workers in London.

**85.2 RECRUITMENT OF TWO INDEPENDENT MEMBERS TO STANDARDS COMMITTEE (see pages 1836 – 1839)**

In accordance with Council Procedure Rule 1.15 (2) the Mayor moved the recommendation as contained within the report.

**RESOLVED:**

That Mr Ian Powe and Sir Keith Morris be appointed to serve as independent voting Members on the Standards Committee for three years each.

The time having reached 10.00 p.m. the Mayor announced the Guillotine had been reached and in accordance with Council Procedure Rule 1.13 the meeting should move straight to the vote on all future items. In accordance with Council Procedure Rule 8.1 it was moved seconded and

**RESOLVED:**

1. That Council Procedure Rule 1.13 be suspended to allow debate on Motion No.4.
2. That motions 1, 2, 3, 5, 6, 7 and 11 be referred to an Extraordinary meeting of Council Assembly.

**86. MOTIONS SUBMITTED IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 3.9 (see pages 1840 1851)**

**86.1 MOTION NO.1 – VOLUNTARY SECTOR IN SOUTHWARK (See page 1841)**

Councillor Stephen Flannery declared a personal prejudicial interest in this item.

**RESOLVED:** That the motion be referred to an Extraordinary meeting of Council Assembly.

**86.2 MOTION NO.2 – ABANDONED VEHICLES (see page 1842)**

**RESOLVED:** That the motion be referred to an Extraordinary meeting of Council Assembly.

**86.3 MOTION NO.3 – REVIEW OF DULWICH VILLAGE CONSERVATION AREA (see pages 1842 to 1843)**

**RESOLVED:** That the motion be referred to an Extraordinary meeting of Council Assembly.

**86.4 MOTION NO.4 – REPLICAS WEAPONS (see page 1843)**

The motion was proposed by Councillor Richard Porter and seconded by Councillor Columba Blango.

Amendment A was proposed by Councillor Aubyn Graham and seconded by Councillor Mark Glover. Following debate (Councillor David Bradbury) the amendment was put to the vote and declared to be carried.

The substantive motion was put to the vote and declared to be carried.

- RESOLVED:**
1. That Council welcomes the Home Office gun amnesty this month and wholeheartedly encourages Southwark residents who possess dangerous weapons to give them up.
  2. That Council welcomes the hard work of community organisations including “Mums Against Guns” in recent months including the organisation of a street march and two public meetings.
  3. That Council also welcomes the work of the police and their quick action and response in making arrests related to recent shootings in the borough.
  4. Therefore Council:
    - a) Welcomes the Government’s steps for a five year minimum sentence for anyone found in possession of a firearm following the end of the amnesty.
    - b) Calls upon the Government to ban the sale of replica guns.

- c) Calls upon the Executive to investigate all avenues for the Council to tackle gun crime in Southwark and report back to Council Assembly on their actions.

**Note:**

This decision is referred to the Executive for consideration.

**86.5 MOTION NO.5 – MOBILE PHONE THEFT (see pages 1843 to 1844)**

**RESOLVED:** That the motion be referred to an Extraordinary meeting of Council Assembly.

**86.6 MOTION NO.6 – OFSTED REPORT (See pages 1844 to 1845)**

**RESOLVED:** That the motion be referred to an Extraordinary meeting of Council Assembly.

**86.7 MOTION NO.7 – REPRESENTATION ON THE SOUTHWARK ALLIANCE (See pages 1845 to 1846)**

**RESOLVED:** That the motion be referred to an Extraordinary meeting of Council Assembly.

**86.8 MOTION NO.8 – GUN CRIME (See pages 1846 to 1847)**

The motion was withdrawn.

**86.9 MOTION NO 9 – EAST DULWICH ESTATE (see pages 1848 to 1849)**

This motion was considered following item 83.2 – Deputation from East Dulwich Tenants and Residents Association.

The meeting agreed to suspend Council Procedure Rule 3.9 (1) in order to consider a late Amendment to the motion.

The motion was proposed by Councillor Peter John and seconded by Councillor Veronica Ward.

With the agreement of the meeting the late Amendment was amended and moved by Councillor Toby Eckersley and seconded by Councillor Kim Humphreys.

Following debate (Councillors Andy Simmons, Jonathan Hunt, Beverley Bassom, Ian Wingfield, Nick Stanton, Tony Ritchie, Michelle Pearce, Dr. Abdur-Rahman Olayiwola,

Catherine Bowman and Dermot McInerney), Councillor Peter John exercised his right of reply.

The Amendment was put to the vote and declared to be carried.

The substantive motion was put to the vote and declared to be carried.

**RESOLVED:**

1. That Council Assembly calls on the Executive to receive an urgent and comprehensive report on the East Dulwich Estate to include:
  - (1) A description of the refurbishment needed to achieve the decent homes standard and other estate improvements requested by residents at their Planning for Real Day together with estimated costs of carrying out this work to the Estate and all existing blocks via capital and planned maintenance.
  - (2) A clear explanation of the financial strategy which the Council has adopted to date to fund refurbishment and regeneration on the Estate, including how this relates to the Southwark Estates Initiative (SEI) and the consequences and outcomes of decoupling works to the estate from the SEI programme and refurbishing all of the blocks without any demolition, (e.g. time frame, extent of work which could be carried out, etc).
  - (3) A detailed explanation of how any demolition and rehousing would be carried out so that it conforms to the Council's Decanting Policy, given the residents and tenants consistent opposition to such proposals.
  - (4) A full explanation of how residents have been consulted to date and how their choices have been explained to them.
2. That Council Assembly also requests the Executive to consider how residents should be consulted on the implications of the financing choices above, together with the option of disposing of certain blocks for purposes of rehabilitation rather than demolition and urges that this consultation should take place with every tenant on the Estate.
3. That the Executive is recommended to obtain further and comprehensive advice on the principle of holding a ballot on all feasible options and on the consequences of all possible outcomes resulting from such a ballot.



**Note:** In accordance with Council Procedure Rule 1.17 (5) the following Members requested that their vote against both the Amendment and the substantive motion be recorded:-  
Councillors Alfred Banya, Mick Barnard, Paul Bates, Fiona Colley, Dora Dixon-Fyle, Norma Gibbes, Mark Glover, Aubyn Graham, Barrie Hargrove, Alun Hayes, Peter John, Billy Kayada, Lorraine Lauder, Dermot McInerney, Abdul Mohamed, Alison Moise, Vicky Naish, Michelle Pearce, Tony Ritchie, Andy Simmons, Tayo Situ, Robert Smeath, Charlie Smith, Dominic Thorncroft, Veronica Ward, and Ian Wingfield.

**86.10 MOTION NO.10 – DISABLED PARKING (see pages 1849 – 1850)**

Councillors Beverley Bassom, Linda Manchester and Daniel McCarthy declared a personal non-prejudicial interest in this item.

The motion was proposed by Councillor Tony Ritchie and seconded by Councillor Dora Dixon-Fyle.

Councillor Richard Thomas, seconded by Councillor Daniel McCarthy, moved an Amendment.

Councillor Tony Ritchie agreed to accept the Amendment with Councillor Richard Thomas' assurance that the Access and Mobility Forum would immediately establish a Working Party to discuss disabled parking issues in Southwark.

- RESOLVED:**
1. That Council Assembly notes the concern expressed by disabled residents on being unable to park in disabled parking bays either outside or near their homes.
  2. That Council Assembly therefore welcomes the formation of an Access and Mobility forum which will include local organisations representing people with disabilities.
  3. That Council Assembly agrees that Councillors of each party should be invited to nominate representatives to this group.
  4. That the objective of the working party will be to consider current Council policy and to make recommendations to the Executive on how, in future, severely disabled residents can park near their home.

**Note:** The decision is referred to the Executive for consideration.

**86.11 MOTION NO.11 – SOUTHWARK'S HERITAGE AND TOURISM ORGANISATIONS (See pages 1850 to 1851)**

Councillor Ian Wingfield declared a non-prejudicial interest in this item.

**RESOLVED:** That the motion be referred to an Extraordinary meeting of Council Assembly.

The meeting closed at 11.20 p.m.

**MAYOR:**

**DATED:**