



COUNCIL ASSEMBLY

MINUTES of the open section of the meeting of the Council Assembly held on Wednesday, March 28 2007 at 7.00 p.m. at the Town Hall, Peckham Road, London SE5 8UB

The Worshipful the Mayor Councillor Paul Kyriacou

Councillor Paul Baichoo	Councillor Tim McNally
Councillor James Barber	Councillor Kirsty McNeill
Councillor Paul Bates	Councillor Jonathan Mitchell
Councillor Columba Blango	Councillor Abdul Mohamed
Councillor Denise Capstick	Councillor Adele Morris
Councillor Fiona Colley	Councillor Gordon Nardell
Councillor Robin Crookshank Hilton	Councillor David Noakes
Councillor Dora Dixon-Fyle	Councillor Paul Noblet
Councillor Toby Eckersley	Councillor Olajumoke Oyewunmi
Councillor Mary Foulkes	Councillor Chris Page
Councillor John Friary	Councillor Andrew Pakes
Councillor Mark Glover	Councillor Caroline Pidgeon
Councillor Aubyn Graham	Councillor Lisa Rajan
Councillor James Gurling	Councillor Sandra Rhule
Councillor Barrie Hargrove	Councillor Lewis Robinson
Councillor Jeff Hook	Councillor Jane Salmon
Councillor David Hubber	Councillor Martin Seaton
Councillor Kim Humphreys	Councillor Mackie Sheik
Councillor Helen Jardine-Brown	Councillor Tayo Situ
Councillor Peter John	Councillor Bob Skelly
Councillor Jenny Jones	Councillor Robert Smeath
Councillor Susan Elan Jones	Councillor Althea Smith
Councillor Jelil Ladipo	Councillor Nick Stanton
Councillor Adedokun Lasaki	Councillor Richard Thomas
Councillor Lorraine Lauder	Councillor Dominic Thorncroft
Councillor Evrim Laws	Councillor Nick Vineall
Councillor Richard Livingstone	Councillor Veronica Ward
Councillor Linda Manchester	Councillor Ian Wingfield
Councillor Eliza Mann	Councillor Anne Yates
Councillor Danny McCarthy	Councillor Lorraine Zuleta
Councillor Alison McGovern	

1. PRELIMINARY BUSINESS

1.1 ANNOUNCEMENTS FROM THE MAYOR, MEMBERS OF THE EXECUTIVE OR CHIEF EXECUTIVE

The Mayor congratulated Councillors James Gurling and Mark Glover who had received the Freedom of the City of London.

The Mayor reminded everyone that his Charity Ball in aid of volunteering was on Saturday April 21 2007 at 7.00 p.m., in the Glaziers Hall.

The Mayor ended the announcements by inviting members to pay tribute to former Councillor and Mayor, Pat Sullivan, whose funeral service had been held on Friday March 23 at St. Peter's and The Guardian Angels Church, Paradise Street. Councillors Althea Smith, Danny McCarthy, Nick Stanton, Anne Yates and Kim Humphreys paid tribute. Following which a minute's silence was held.

1.2 NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE MAYOR DEEMS URGENT

The Mayor agreed to accept the following items as late and urgent:

- Open report 7.2A: Proposed Responses to Directions to amend the Final Draft of the Southwark Unitary Development Plan (The Southwark Plan) (Policy Framework) – Addendum Report. Further advice from the strategic director (regeneration and neighbourhoods).
- Closed report 7.2A: Proposed Responses to Directions to amend the Final Draft of the Southwark Unitary Development Plan (The Southwark Plan) (Policy Framework) – Addendum Report. Further advice from the strategic director (regeneration and neighbourhoods)
- Late Amendment on item 7.2: UDP (The Southwark Plan – Direction from the Secretary of State).
- Chief officer comment on motion 9.6 – Black and Minority Ethnic (BME) Staff.
- Late Motion on Caribb Youth Football Deputation.

1.3 DISCLOSURE OF INTEREST AND DISPENSATIONS

The following members disclosed interests:

Item 5.2 – Deputation from Caribb Youth Football Club

Councillor Anne Yates declared a personal but non-prejudicial interest in this item.

Item 7.1 – Corporate Plan 2007 – 11

Councillor Gordon Nardell declared a personal but non-prejudicial interest in the Dulwich Primary element of the report on this item.

Item 7.2 – UDP (The Southwark Plan) – Direction from the Secretary of State

As an employee of the Greater London Authority Councillor Fiona Colley declared a personal but non-prejudicial interest in this item.

Councillor Jenny Jones declared a personal but non-prejudicial interest in this item as a member of the GLA.

Item 9.1 - Motion on Legal Aid

Being legal practitioners with limited interest in legal aid cases the following declared a personal but non-prejudicial interest in this item – Councillors Robert Smeath, Peter John and Nick Stanton.

Being legal practitioners with substantial legal aid cases the following declared a personal and prejudicial interest in this item – Councillors Gordon Nardell, Jonathan Mitchell and Nick Vineall.

Item 9.2 – District Heating System

As an employee of the Greater London Authority Councillor Fiona Colley declared a personal but non-prejudicial interest in this item.

Item 9.3 – Motion on Southwark Schools for the Future

As school governors or with relatives connected with schools in Southwark the following declared a personal but non-prejudicial interest in this item – Councillors Jane Salmon, Nick Vineall, Lewis Robinson, Bob Skelly, Martin Seaton, Althea Smith, Columba Blango, Sandra Rhule, Mary Foulkes, Jelil Ladipo, Tayo Situ, Toby Eckersley, Nick Stanton, Jonathan Mitchell, Gordon Nardell, Helen Jardine-Brown and Adele Morris.

Item 9.4 – Motion on Youth Provision

As a member of the youth service Councillor Aubyn Graham declared a personal but non-prejudicial interest in this item.

Item 9.5 – Motion on Unitary Development Plan

As an employee of the Greater London Authority Councillor Fiona Colley declared a personal but non-prejudicial interest in this item.

As a member of the Greater London Authority Councillor Jenny Jones declared a personal but non-prejudicial interest in this item.

Item 10 – Late motion on deputation from Caribb Youth Football Club

Councillor Anne Yates declared a personal but non-prejudicial interest in this item.

1.4 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Michelle Holford and for lateness from Councillor Linda Manchester.

2. MINUTES**RESOLVED:**

1. That the open minutes of the ordinary council assembly meeting held on Wednesday, January 21 2007 be agreed as a correct record with the addendum to the minutes as set out in supplemental agenda 2.
2. That the open minutes of the ordinary council assembly meeting held on Wednesday February 21 2007 be agreed as a correct record.

3. PETITIONS

The Mayor accepted a petition from Councillor Peter John who spoke on behalf of the residents of the row of shops on Crossthwaite Avenue SE5 (Denmark Hill estate), which includes a post office and chemist. The community forum were petitioning that rents do not go up to such a level that the shops were threatened with closure as

many people, particularly elderly people, depend on them. The shops are rented from Southwark Council.

4. PUBLIC QUESTION TIME

Three members of the public submitted questions, two supplemental questions were asked of the leader of the council. The questions and answers are attached as Appendix 1.

5. DEPUTATIONS

5.1 DEPUTATION FROM SOUTHWARK LAW CENTRE (See pages 2-4 and supplemental agenda 1, pages 39-41)

Having declared a personal and prejudicial interest in this item the following councillors left the chamber during the debate and vote on the deputation - Councillors Peter John, Gordon Nardell, Jonathan Mitchell and Nick Vineall.

The meeting agreed to hear the deputation. Members were address by the deputation's spokesperson. During the course of the deputations presentation members moved to suspend council assembly procedure rule 3.7(14) (speech on behalf of the deputation), in order for the time limit on speeches to be extended.

Councillors Paul Noblet, Nick Stanton, Anne Yates, Alison McGovern and Mackie Sheik asked questions of the deputation.

The Mayor thanked the deputation, which then withdrew to the public gallery.

At this point in the proceedings the Mayor sought the consent of the meeting to vary the order of business to consider Motion 9.1: Legal Aid. This was agreed.

The debate and resolution is set out on pages 8 to 9.

5.2 DEPUTATION FROM CARIBB YOUTH FOOTBALL CLUB (See pages 2-4, supplemental agenda 2, pages 18-20)

The meeting agreed to hear the deputation. Members were address by the deputation's spokesperson. Councillors Mary Foulkes, Althea Smith, Robert Smeath, Dominic Thorncroft, Mark Glover and Lorraine Zuleta asked questions of the deputation.

At this point in the proceedings the Mayor sought the consent of the meeting to vary the order of business to consider Motion 9.7: Changing Facilities on Peckham Rye Park and Item 10: Late motion on deputation from Caribb Youth Football Club. This was agreed.

The debate and resolution is set out on pages 16 to 17.

5.3 DEPUTATION FROM DOWNTOWN DEFENCE CAMPAIGN, ROTHERHITHE (See pages 2-4)

The meeting agreed to hear the deputation. Members were address by the deputation's spokesperson. Councillors Lisa Rajan, Gordon Nardell, Barrie Hargrove and Dominic Thorncroft asked questions of the deputation.

At this point in the proceedings the Mayor sought the consent of the meeting to vary the order of business to consider Motion 9.5: Unitary Development Plan. This was agreed.

The debate on the motion and resolution is set out on pages 13 to 15. Following the debate, the meeting considered item 7.2: Proposed Responses to Directions to amend the Final Draft Of The Southwark Unitary Development Plan (The Southwark Plan) (Policy Framework) set out on pages 5 to 7 of these minutes.

6. MEMBERS QUESTIONS (See pages 5-13 and the blue and yellow papers circulated at the meeting)

The guillotine having fallen by the time this item was reached all questions were formally noted.

There was one urgent question to the leader, the written answer to which was circulated at the meeting.

There were forty-seven questions submitted by members, the written answers to which were circulated at the meeting.

7. REPORTS FOR RECOMMENDATION FROM THE EXECUTIVE

7.1 & 7.1A CORPORATE PLAN 2007-11 AND RECOMMENDATIONS FROM THE EXECUTIVE (See pages 14-52 and supplemental agenda 1, pages 1-5)

A written question and answer on the report had been circulated around the chamber. Councillor Peter John asked a supplemental question of the leader of the council. The questions and answers are set out in Appendix 2.

In accordance with council assembly procedure rule 3.11(1), the leader of the council, Councillor Nick Stanton, moved the recommendations contained in the executive's report to council assembly.

Councillor Peter John, seconded by Councillor Fiona Colley, moved Amendment A.

Following debate (Councillor John Friary), Councillor Nick Stanton exercised his right of reply.

Amendment A was put to the vote and declared to be lost.

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

RESOLVED: That the council's corporate plan and draft performance targets (circulated in the main agenda), including the changes set out in Appendix 3 attached to the minutes, be approved.

Note: In accordance with the budget and policy framework, the decisions set out in the resolution were implementable with immediate effect.

7.2 & 7.2A PROPOSED RESPONSES TO DIRECTIONS TO AMEND THE FINAL DRAFT OF THE SOUTHWARK UNITARY DEVELOPMENT PLAN (THE SOUTHWARK PLAN) (POLICY FRAMEWORK) (See supplemental 1, pages 6-38, addendum report circulated at the meeting and item 2 of the closed agenda)

Prior to consideration of this item the meeting had heard a deputation from the Downtown Defence Campaign and considered motion 9.5.

The Mayor informed the meeting that there was a closed report to be considered in connection with item 7.2. On the advice of the strategic director of legal and democratic services, the Mayor stated that he intended to move that the press and public be excluded from the meeting whilst the closed agenda item was discussed. Once the closed item had been discussed the public would be recalled and provided with a summary of any decisions taken in the closed section of the meeting.

EXCLUSION OF PRESS AND PUBLIC

RESOLVED: That the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in category 5 of paragraph 10.4 of the access to information procedure rules of the Southwark constitution.

Closed Business

The strategic director of legal and democratic services advised that meeting should consider the counsels' advice in closed session and the debate on the council's response to the direction in public.

The Mayor sought the meeting's agreement to suspend council assembly procedure rule 3.11(2) (Notice of amendments), in order to consider the late amendment from Councillors Richard Thomas and Lisa Rajan. The request was put to the vote and declared to be carried.

In accordance with council assembly procedure rule 3.11(1), the leader of the council, Councillor Nick Stanton, moved the recommendations contained within the open and closed reports.

In the closed section of the meeting members asked questions of officers. The strategic director of legal and democratic services and the strategic director (regeneration and neighbourhoods) provided advice. Having received advice the meeting return to the open session to debate the report.

The public were invited to return and the meeting continued in open session.

Open Business

Councillor Barrie Hargrove, seconded by Councillor Gordon Nardell moved Amendment B. Amendment B was put to the vote and declared to be lost.

In accordance with council assembly procedure rule 1.17 (5) the following members requested that their vote in support of Amendment B be recorded in the minutes: Councillors Paul Bates, Fiona Colley, Dora Dixon-Fyle, Mark Foulkes, John Friary, Mark Glover, Aubyn Graham, Barrie Hargrove, Peter John, Jenny Jones, Susan Elan Jones, Lorraine Lauder, Evrim Laws, Richard Livingstone, Danny McCarthy, Alison McGovern, Kirsty McNeill, Abdul Mohamed, Gordon Nardell, Ola Oyewunmi, Chris Page, Andrew Pakes, Sandra Rhule, Martin Seaton, Tayo Situ, Robert Smeath, Althea Smith, Dominic Thorncroft, Veronica Ward and Ian Wingfield.

Councillor Richard Thomas, seconded by Councillor Lisa Rajan, moved the late

amendment. Following debate (Councillors Barrie Hargrove and Gordon Nardell), the late 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 adopted the following recommendations:

- i. That the council accepts the Secretary of State's direction on policy 4.4(iii) (affordable housing payments in lieu).
 - ii. If the Secretary of State approves the wording set out in the addendum report, then:
 - a. That the council does not accept the Secretary of State's direction on policies 4.1 (density) but resolves to adopt an amended density range for the emerging Unitary Development Plan (Southwark Plan) to reflect the densities set out in table 4B.1 of the London Plan in accordance with the wording set out in the addendum report.
 - b. That the council does not accept the Secretary of State's direction on policies 4.2(ii) (Lifetime Homes) but resolves to adopt an amended policy which should "seek to ensure that all new homes are built to Lifetime Homes standards" in line with policy 3A.4 of the London Plan, in accordance with the wording set out in the addendum report.
 - iii. If the Secretary of State does not accept the wording set out in the report, executive and officers are authorised to commence judicial review proceedings.
2. That to give effect to recommendation 1(i) and (ii):
- i. The council agrees (as the formal response to the Secretary of State's direction) to adopt the modifications to the Southwark Plan set out in recommendation 1 for consultation.
 - ii. The council directs officers to prepare and publish the formal response in accordance with 2(i), setting out the reason for not adopting the direction as being to preserve greater conformity with the London Plan.

Note: Council assembly having amended the recommendation of the executive, the leader indicated that he had no objection to the decisions set out in the resolution. Therefore, in accordance with rule 2 (g) of the budget and policy framework, the resolution may be implemented with immediate effect.

8. REPORT FOR INFORMATION FROM THE EXECUTIVE

8.1 REPORT BACK ON CONSIDERATION OF MOTIONS REFERRED FROM

COUNCIL ASSEMBLY (See pages 53-55)

In accordance with council assembly procedure rule 1.15 (2) the Mayor formally moved the recommendations contained within the report.

RESOLVED: That the report be noted.

9. MOTIONS

9.1 MOTION 1 – LEGAL AID (See page 57 and supplemental 1, page 39-41)

Prior to consideration of this item the meeting heard a deputation from the Southwark Law Centre.

Having declared a personal and prejudicial interest in this item the following councillors left the chamber whilst the deputation was received and for the debate and voting on the motion: Councillors Peter John, Gordon Nardell, Jonathan Mitchell and Nick Vineall.

Councillor Paul Noblet, seconded by Councillor Mackie Sheik, moved the motion.

Councillor Chris Page, seconded by Councillor Paul Bates, moved Amendment C.

Following debate (Councillors John Friary and Nick Stanton), Councillor Paul Noblet exercised his right of reply.

Amendment C was put to the vote and was declared to be lost.

Following debate (Councillors Lewis Robinson, Chris Page and Nick Stanton), Councillor Paul Noblet exercised his right of reply.

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

RESOLVED: 1. That council assembly noted:

- (1) The plans by the government, led by Harriet Harman MP and other ministers, for changes to the funding regime for legal aid cases;
- (2) That changes will involve a move towards national fixed fees on a 'type of law' basis with no additional London weighting;
- (3) That the demands on legal aid have increased sharply since 1997 as a result of the increased number of offences on the statute book;
- (4) That spending on civil legal aid has fallen in real terms by over 20% since 1997; and,
- (5) That nine legal firms in Southwark have stopped undertaking legal aid cases in the past 12 months due to past changes in the funding regime and that this represents a fall of 43%.

2. That council assembly believed:

- (1) That higher costs and longer case lengths in London will act as a disincentive to firms to undertake legal aid work under the new funding regime;
- (2) That black and ethnic minority firms are worried that they may be forced into mergers, which interfere with their identity or that leading lawyers will no longer be able to head up firms, providing important role models for their communities;
- (3) That fewer firms undertaking legal aid will have an adverse effect on the residents of Southwark who will find it more difficult to find a solicitor willing to take on their case;
- (4) That the cost of providing services for people for whom English is not a first language is likely to be higher and consequently that fewer firms will be willing to take them on; and,
- (5) That black and minority ethnic populations could suffer disproportionate cuts in their access to services as a result of these changes.

3. That council assembly resolved:

- (1) To ask the executive to campaign to urge Harriet Harman MP and the government to halt the move towards the fixed fee funding regime for legal aid cases; and,
- (2) To ask the executive to make local groups who have an interest in these matters aware of the changes and the potential effect on them and to urge them also to have their say.

Note: This motion was referred as a recommendation to the executive for consideration.

9.2 MOTION 2 – DISTRICT HEATING SYSTEMS (See page 48 and supplemental 2, pages 16-18)

Councillor Kirsty McNeill, seconded by Councillor Paul Bates, moved the motion.

Councillor Kim Humphreys, seconded by Councillor Jane Salmon, moved Amendment D.

Amendment D 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 noted:

- (1) When the Heygate heating fails it also fails on the neighbouring Salisbury estate, which is run off the same system;
- (2) So far this year, the heating has been out for 3 days in January, 9 days in February and 5 days in March. Outages occur with no warning and can last for several hours;
- (3) Heating outages have also taken place on the Aylesbury estate over this period including during Christmas when the heating failed on a number of blocks;
- (4) That this is taking place at the time when heating charges for Southwark's tenants are increasing by 46%;

- (5) These cost increases come following increases in charges of more than 29% for tenants across the borough last winter; and,
- (6) Leaseholder charges do not just reflect gas prices - they include the costs of repairs to the system, boiler house running costs and management. The cost of gas has risen by 47% but this compares to a 70% increase in prices over the same period and rates still being 30% lower than current domestic rates.

2. That council believed:

- (1) Responsibility for the disrepair and poor maintenance of the heating falls squarely with the council and that in order to fix the problem responsibly, pipes will need replacing at a cost of £227,000;
- (2) Residents and leaseholders should pay a fair amount for provision of heating and hot water with the cost of fuel solely accounting for the 46% the increase in heating charges;
- (3) Residents should be adequately compensated for the loss of heating and hot water experienced during this very cold and wet winter, including on one day of snow and as such recognises that an existing, ongoing review of compensation processes is already underway;

- (4) That every effort is been made to ensure that the Heygate estate remains habitable. This has been reflected by policy announcements on repairs and maintenance, including the repairs action plan; policy on pest control provision including changes to treatment of block infestations, bedbugs and to bring the service back in-house. This has also been seen in the successful estate blitz which tackled anti-social behaviour, issued fixed penalty notices and stormed a crack house among other things and was followed up by a comprehensive audit. An action plan on the Heygate is currently being prepared which will proactively tackle issues on the Heygate in a similar manner to the success that the housing office has had at the Aylesbury; and,
- (5) Council believes that regeneration should not be an excuse to abandon the residents of the Heygate, Aylesbury estates and wider Elephant and Castle neighbourhood.

3. That council therefore resolved:

- (1) To request the executive or the relevant decision maker to agree to the proposal of replacing the pipework on the Heygate at a cost of £227,000;
- (2) To call on the executive to complete its review of compensation arrangements as quickly as feasible.

Note: This motion was referred as a recommendation to the executive for consideration.

9.3 MOTION 3 – SOUTHWARK SCHOOLS FOR THE FUTURE (See page 59 and supplemental 1, page 41-42)

Councillor Caroline Pidgeon, seconded by Councillor Bob Skelly, moved the motion.

Councillor Veronica Ward, seconded by Councillor Sandra Rhule, moved Amendment E.

Following debate (Councillor Susan Elan Jones), Amendment E was put to the vote and declared to be lost.

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

RESOLVED: 1. That council assembly welcomed:

- (1) The commitment from the executive to providing the best possible learning environment for Southwark's children and young people;
- (2) The detailed pupil place planning work which shows the need for additional secondary school places, particularly in the north of the borough;

- (3) The exceptional performance by Southwark pupils and many schools, in particular Boutcher, Beormund and Cobourg primary schools which came at the top of their respective league tables;
 - (4) The success of Southwark's bid to the Department for Education and Skills (DfES) for approximately £186 million for the state of the art school buildings through the Southwark Schools for the Future programme;
 - (5) The addition of £20 million of Southwark's own capital funds to the schools building programme; and,
 - (6) The commitment to opening a temporary site for the new Harris Boys Academy East Dulwich for September 2008 and on its permanent site in September 2009.
2. That council assembly believed that the best way of ensuring that every Southwark child receives the best possible education is for all local schools to be of a high quality.
 3. That council assembly requested the executive:
 - (1) To continue to work with the Harris Foundation and other interested parties to ensure that the new Harris Boys school opens on its temporary site in September 2008 and on its permanent site in September 2009;
 - (2) To press ahead with the plans for a new secondary school in the Rotherhithe area and another in the Walworth area, to ensure that the borough meets the projected demand for secondary school places;
 - (3) To ensure that one of the new secondary schools is an eco-school, where the environment and sustainability is at the heart of the curriculum, as well as the build and to press the government to release funds to build schools to higher eco-standards;
 - (4) To ensure where possible, that school facilities are opened up to the wider community out of school hours, ensuring that schools are genuinely at the heart of the community and a resource for adult and family learning; and,
 - (5) To lobby the government finally to change the legislation to ensure that VAT is not payable on new school buildings if they are rented out to community groups for extended school activities.

Note: This motion was referred as a recommendation to the executive for consideration.

9.4 MOTION 4 – YOUTH PROVISION (See page 60 and supplemental 1, pages 42-44)

Councillor Veronica Ward, seconded by Councillor Martin Seaton, moved the motion.

Councillor Caroline Pidgeon, seconded by Councillor Lewis Robinson, moved Amendment F.

In accordance with council procedure rule 1.16 (11) (Amendments to motions),

Councillors Peter John and Paul Bates queried whether Amendment F negated the motion. The clerk advised that Amendment F was in order. Thereafter Amendment F 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 noted that Southwark spends £2.8 million on direct youth services each year, more than most other boroughs and that £2.5 million capital funding was provided in the budget this year for youth facilities, in addition to money spent by other departments on youth activities such as the Community Games, Junior Street Leaders and Young Friends of Parks.
 2. That council assembly noted the recent pupil voice and MORI surveys of young people in Southwark which show that 63% of primary pupils and 57% of secondary pupils think that there is always or usually enough things to do outside of school, and 30% would like better youth clubs to make their area a better place to live.
 3. That council noted that one third of the council's direct youth service budget funds a range of voluntary organisations, including black and minority ethnic (BME) groups, providing a wide variety of provision that supports young people within their own communities.
 4. That council assembly noted the hard work of Young Southwark and its partnerships in listening to young people and consulting young people, including regular meetings between Young Southwark Executive and young people across the borough.
 5. That council welcomed the current work underway to map the existing youth provision across the borough and discussions with children and young people about what they want. Council fully supports the plans to integrate youth services into local areas, ensuring activities are properly planned with young people and coordinated at a local level, to meet the needs of young people.
 6. That council assembly recognised that young people and their parents will look for a wide variety of services and activities – some through extended school activities, some through local leisure centres, churches, tenant and resident associations and the many voluntary and community groups, theatre, sports and art groups in the borough.
 7. That council assembly welcomed the important work carried out by school councils, Southwark Youth Council, Kickstart, Speakerbox and other organisations in representing the views of young people to the council and other partners.

8. That council assembly supported the ongoing work to develop a comprehensive youth engagement structure to strengthen the engagement and involvement of young people from all communities in Southwark.

9.5 MOTION 5 – UNITARY DEVELOPMENT PLAN (See page 61 and supplemental 1, pages 6-38 and addendum report circulated at the meeting and item 2 on the closed agenda)

Prior to consideration of this motion the meeting heard a deputation from the Downtown Defence Campaign.

The strategic director of legal and democratic services advised members not to refer to the content of the closed report during the debate on the motion as this was protected by legal professional privilege.

Councillor Richard Thomas, seconded by Councillor Nick Vineall, moved the motion.

Councillor Jonathan Mitchell, seconded by Councillor David Hubber, moved Amendment G.

Following debate (Councillor Lisa Rajan), Amendment G was put to the vote and declared to be carried.

The clerk advised that as Amendment G had been carried this meant that in Amendment H, part 1 and the second part of 4 referring to the words insert “with her direction”, were no longer applicable and fell.

Councillor Barrie Hargrove, seconded by Councillor Gordon Nardell, moved the revised Amendment H.

Following debate (Councillor Kim Humphreys), the revised Amendment H (parts 2, 3 and the first part of 4 referring to the words insert “including a legal challenge” only), were put to the vote and declared to be carried.

Following debate on the substantive motion (Councillor Peter John), Councillor Barrie Hargrove waived his right of reply.

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

RESOLVED: 1. That council assembly noted:

- (1) The suburban character of Rotherhithe, East Dulwich, Nunhead and Herne Hill;
- (2) The proposal to retain the designation of these areas as suburban in the council’s new unitary development plan (UDP);
- (3) That the UDP would limit housing densities to a maximum of 350 habitable rooms per hectare in these areas;
- (4) The strong support shown by Southwark residents for this aspect of the council’s UDP;

- (5) That the provision of affordable homes in Southwark is a crucial issue and that the council is on course to meet its targets in this regard – something that was recognised by the Inspector who scrutinised the draft UDP;
 - (6) The decision by the Mayor of London to object to the designation of the 'suburban north zone' including Rotherhithe, East Dulwich, Herne Hill, Nunhead and North Dulwich;
 - (7) The decision by the secretary of state to direct Southwark to amend its UDP overruling the clear recommendations of the independent inspector;
 - (8) That the UDP has received unanimous cross party backing within this council chamber on its recommendations with regards to density;
 - (9) The request by the executive to assembly to consider taking legal action in support of its campaign on development density; and,
 - (10) The subsequent decision by the government to return to the negotiating table.
2. That council assembly welcomed the support shown for its campaign by local Members of Parliament and Greater London Authority member.
 3. That council assembly welcomed the decision by the government to negotiate in good faith on these issues.
 4. That council assembly affirmed its support for local planning policies that enable the council to resist development at densities that are inappropriate to local character. We note that the secretary of state's reasons for her direction include the draft Further Alterations to the London Plan, which characterise "urban" areas as those with "for example terraced houses, a mix of different uses, medium building footprints and typically buildings of two to four storeys", and the observation that "the lower density range (which overlaps with that of suburban) is appropriate for less accessible sites".
These provide welcome scope for negotiation of modifications to UDP policy that are acceptable to local communities while meeting the concerns behind the secretary of state's direction.
 5. That council assembly welcomed the recommendations made by the planning committee, and accepted by the executive, on March 20 and calls on the executive:
 - (1) To negotiate with the government to seek an agreement which will recognise the suburban character of Rotherhithe, East Dulwich, Herne Hill, Nunhead and North Dulwich; and,
 - (2) To consider what further action, including a legal challenge, might be appropriate if negotiations fail to achieve an acceptable resolution.

9.6 MOTION 6 – BLACK AND MINORITY ETHNIC (BME) STAFF (See page 62 and chief officer comments circulated at the meeting)

Councillor Aubyn Graham, seconded by Councillor Tayo Situ, moved the motion.

Councillor Columba Blango, seconded by Councillor Jelil Ladipo, moved Amendment I.

In accordance with council procedure rule 1.16 (11) (Amendments to motions), Councillor Peter John queried whether Amendment I negated the motion. The clerk advised that Amendment I was in order.

Following debate (Councillor Mary Foulkes), Amendment I was put to the vote and declared to be carried.

In accordance with council assembly procedure rule 1.17 (5) the following members requested that their vote against Amendment I be recorded in the minutes: Councillors Paul Bates, Fiona Colley, Dora Dixon-Fyle, Mark Foulkes, John Friary, Mark Glover, Aubyn Graham, Barrie Hargrove, Peter John, Susan Elan Jones, Lorraine Lauder, Evrim Laws, Richard Livingstone, Danny McCarthy, Alison McGovern, Kirsty McNeill, Abdul Mohamed, Gordon Nardell, Ola Oyewunmi, Chris Page, Andrew Pakes, Sandra Rhule, Martin Seaton, Tayo Situ, Robert Smeath, Althea Smith, Dominic Thorncroft, Veronica Ward and Ian Wingfield.

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

- RESOLVED:**
1. That council assembly noted the concerns of black and minority ethnic (BME) staff about issues of unfair treatment and discrimination, often brought to the attention of members through their day-to-day links with the BME communities.
 2. That council assembly noted the positive action taken by the council to address the concerns of BME staff including the active support of the BME staff group, the development programme for potential managers of the future and the fact that the staff survey conducted by MORI in October 2006 showed rising satisfaction among staff with the council's commitment to equality and diversity in practice and in principle and with its record as an employer.
 3. That council assembly welcomed the determination of the council to stamp out all incidences of discriminatory behaviour, particularly those based on race.
 4. That council assembly noted the positive work of the BME staff forum and the disciplinary appeals committee in helping to eradicate discriminatory behaviour.
 5. That council assembly noted the whistle-blower's charter and encourages any staff member who believes they have been a victim of discriminatory behaviour to follow this route.

9.7 MOTION 7 – CHANGING FACILITIES ON PECKHAM RYE PARK (See page 62-63 and supplemental 2)

10. LATE MOTION ON DEPUTATION FROM CARIBB YOUTH FOOTBALL CLUB (moved by Councillor Lorraine Zuleta, seconded by Councillor Columba Blango)

Prior to consideration of this issue the meeting heard a deputation from the Caribb Youth Football Club.

At this juncture the Mayor advised that he intended to consider motion 7 and the late motion to the deputation from Caribb Youth Football Club together as they related to the same issue.

A procedural motion was moved and seconded to suspend council assembly procedure rule 1.16(4) (Rules of Debate) to allow the motions to be debated together. This was agreed.

Councillor Robert Smeath, seconded by Councillor Evrim Laws, moved motion 7.

Councillor Lorraine Zuleta, seconded by Councillor Columba Blango, moved the late motion.

Following debate (Althea Smith, Veronica Ward, Mark Glover, Nick Stanton, Aubyn Graham and Dominic Thorncroft), Councillor David Hubber, seconded by Councillor Caroline Pidgeon moved a closure motion that the question be now put. The closure motion was put to the vote and declared to be carried.

Councillor Robert Smeath and Lorraine Zuleta exercised their right of reply.

Motion 7 was put to the vote and declared to be lost.

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

- RESOLVED:**
1. That council assembly thanked the deputation from Caribb Youth Football for highlighting the issue of changing facilities on and around Peckham Rye.
 2. That council assembly noted:
 - (1) That the previous changing facilities on Peckham Rye were inadequate and unsafe and needed to be replaced;
 - (2) That temporary changing facilities based in containers have been provided but that these are not an ideal long-term solution;
 - (3) That new modern changing rooms will be built in their place to accommodate two full teams;
 - (4) That new facilities are being built on Homestall Road, adjacent to Peckham Rye, which will provide sufficient facilities for all users of the Rye; and,
 - (5) That the cost of providing additional temporary facilities is around £60,000 and that this is precisely the sort of project for which the cleaner, greener safer fund was established.
 3. That council assembly called on Nunhead and Peckham Rye community council to provide the necessary funds from it cleaner greener safer budget for the coming year.

The meeting closed at 00.05am.

MAYOR:

DATED:

CORPORATE PLAN AMENDMENTS FROM EXECUTIVE ON MARCH 20 2007

The following amendments were made to the Corporate Plan (to that previously circulated to Council Assembly), as agreed at the Executive meeting March 20 2007. Council Assembly agreed the amendments on March 28 2007.

1. People

Achieve economic wellbeing

The following performance indicators have been included on page 7, along with the footnotes below.

Performance indicator	2005/06 Performance	2006/07 Yr End Est.	2007/08 target	2008/09 target	2009/10 target
Increase the lone parent employment rate by 1% by 2007–2008*	43.9%	n/a**	44.9%	45.2%	45.6%
Increase the ethnic minority employment rate by 1% by 2007–2008*	56.3%	n/a**	57.3%	57.6%	58.0%
Increase the employment rate for people with low qualifications by 1% by 2007–2008*	36.5%	n/a**	37.5%	37.8%	38.2%
Increase the employment rate for people aged 50–69 by 1% by 2007–2008*	50.8%	n/a**	51.8%	52.1%	52.5%

* These performance indicators have been agreed as part of Southwark's Local Area Agreement and are being led by Jobcentre Plus, who has the main responsibility for delivering on these targets.

**The year end estimate for these targets are not yet available

Achieve educational potential

The following action on the Harris Boys Academy, highlighted in italics, has been included on page 8.

The action on the Globe Academy had been amended to reflect that it is being constructed on the site of the Geoffrey Chaucer Technology College.

Action	Completion date	Member lead	Strategic lead
Develop a child centred community including:			
<ul style="list-style-type: none"> Develop a 10 year investment programme encompassing all Secondary schools in Southwark, including two new secondary schools 	Apr 2007	Executive Member for Children's Services and Education	Strategic Director (Children's Services), Strategic Director (Regeneration Projects)
<ul style="list-style-type: none"> Commence procurement for Building Schools for the Future including scoping additional primary provision in North Dulwich 	Aug 2007		
<ul style="list-style-type: none"> Begin Local Education Partnership building programme 	Jan 2009		
<ul style="list-style-type: none"> <i>Develop and support the Harris Boys Academy</i> 	Sep 2009		
<ul style="list-style-type: none"> Complete construction of Michael Faraday Primary School and Walworth Academy 	July 2010		
<ul style="list-style-type: none"> <i>Complete construction of Geoffrey Chaucer Technology College (proposed to be known as Globe Academy)</i> 	Sep 2010		
<ul style="list-style-type: none"> Develop a network of extended schools and children's centres in each area that offer a range of activities to the whole community 			

2. Place

Services are customer focused

The following action in italics has been included on page 34.

Action	Completion date	Member lead	Strategic lead
<i>Develop targets following review of usage of the website and increase customer transactions and information retrieval via the website</i>	Dec 2008	Leader; Executive Member for Resources	Deputy Chief Executive