



Council Assembly (Ordinary Meeting)

MINUTES of the Council Assembly (Ordinary Meeting) held on Wednesday 10 July 2013 at 7.00 pm at Walworth Academy, 34 - 40 Shornccliffe Road, SE1 5UJ.

PRESENT:

The Worshipful the Mayor for 2013/14, Councillor Abdul Mohamed (Chair)

Councillor Kevin Ahern	Councillor Lorraine Lauder MBE
Councillor Anood Al-Samerai	Councillor Richard Livingstone
Councillor Columba Blango	Councillor Rebecca Lury
Councillor Catherine Bowman	Councillor Eliza Mann
Councillor Chris Brown	Councillor Tim McNally
Councillor Michael Bukola	Councillor Darren Merrill
Councillor Denise Capstick	Councillor Victoria Mills
Councillor Sunil Chopra	Councillor Jonathan Mitchell
Councillor Poddy Clark	Councillor Michael Mitchell
Councillor Fiona Colley	Councillor Adele Morris
Councillor Neil Coyle	Councillor Graham Neale
Councillor Rowenna Davis	Councillor Wilma Nelson
Councillor Patrick Diamond	Councillor David Noakes
Councillor Dora Dixon-Fyle	Councillor Paul Noblet
Councillor Nick Dolezal	Councillor The Right Revd Emmanuel Oyewole
Councillor Toby Eckersley	Councillor Lisa Rajan
Councillor Gavin Edwards	Councillor Lewis Robinson
Councillor Dan Garfield	Councillor Martin Seaton
Councillor Mark Gettleson	Councillor Rosie Shimell
Councillor Norma Gibbes	Councillor Andy Simmons
Councillor Mark Glover	Councillor Michael Situ
Councillor Stephen Govier	Councillor Althea Smith
Councillor Renata Hamvas	Councillor Cleo Soanes
Councillor Barrie Hargrove	Councillor Nick Stanton
Councillor Helen Hayes	Councillor Geoffrey Thornton
Councillor Claire Hickson	Councillor Veronica Ward
Councillor Jeff Hook	Councillor Mark Williams
Councillor David Hubber	Councillor Ian Wingfield
Councillor Peter John	

1. PRELIMINARY BUSINESS

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

The Mayor

- Informed everyone that Councillor Linda Manchester had recently been in hospital, thereafter the meeting sent her its best wishes.
- Stated that a list of people who worked or lived in the borough who had received an honour in the Queen's Birthday Honours List 2013 had been circulated around the chamber.

Councillor Veronica Ward, the cabinet member for culture, leisure, sport and volunteering, made an announcement about "Team Southwark" finishing 9th overall in the 2013 London Youth Games.

Councillor Fiona Colley, cabinet member for regeneration and corporate strategy, made an announcement about confirmed plans for transforming the Elephant & Castle's public transport network and northern roundabout.

With sadness the Mayor announced the death of former College Ward Councillor Margaret Jackson MBE, who had served as a councillor from 1978 – 1986.

Councillor Toby Eckersley paid tribute, thereafter the meeting stood for a minute's silence.

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

The Mayor stated that following consultation with the group whips the order of business would be varied to allow Motion 5.2.1 – Drummer Lee Rigby and Faith Communities in Southwark, to be considered as the first item of business. Thereafter the meeting would hear three deputations (the communication workers union, which would be considered first and two deputations on the themed debate – Southwark Group of Tenants Organisation (SGTO) and Southwark Legal Advice Network).

The Mayor further stated that Motion 1 and Amendment A on the themed debate had been withdrawn and that there would be a single debate on Motion 2 and Amendments B and C. There had also been notice of a change in speakers on Motion 2 and Amendment B - Councillor Claire Hickson would second the motion and Councillors Tim McNally and Adele Morris would move and second Amendment B.

The Mayor advised that a revised Amendment F to Item 5.2.4 – Door entry for the Dickens Estate, had been circulated around the chamber.

The meeting agreed to suspend the following council assembly procedure rules in order to consider the above:

- CAPR 1.14 (4) Order of debate – varying order of business and single debate
- CAPR 1.14 (15) Alteration of an amendment

- CAPR 1.14 (18) Withdrawal of motion and amendment
- CAPR 2.10 (4) Change to amendment – mover/seconded.

1.3 DISCLOSURE OF INTERESTS AND DISPENSATIONS

There were no declarations.

1.4 APOLOGIES FOR ABSENCE

Apologies for absence were received on behalf of Councillors James Barber, Robin Crookshank-Hilton, Linda Manchester and Catherine McDonald. Apologies for lateness were received on behalf of Councillors Paul Kyriacou and Lewis Robinson.

1.5 MINUTES

(See supplemental agenda 2, pages 1 – 20)

RESOLVED:

That the minutes of the annual and extraordinary meetings held on 22 May 2013 be agreed and signed by the Mayor as a correct record.

2. ISSUES RAISED BY THE PUBLIC

2.1 PETITIONS

There were no petitions raised under the formal petition scheme but the deputation from SGTO handed in a petition as part of its deputation (see item 4).

2.2 PUBLIC QUESTION TIME

There were no questions from the public.

2.3 DEPUTATION REQUESTS ON THE THEME - WELFARE REFORM

(See pages 1 - 3 of supplemental agenda 3)

Deputation from Southwark Group of Tenants Organisation (SGTO)

RESOLVED:

That the deputation be received.

The deputation's spokesperson, Angela Krime, addressed the meeting. At the close of her presentation the deputation's spokesperson handed in a petition entitled 'No Benefit

Cuts – No Evictions’.

The deputation asked a question of Councillor Ian Wingfield, deputy leader and cabinet member for housing management. Councillor Ian Wingfield provided an oral response.

Councillors Neil Coyle, Michael Situ and Anood Al-Samerai asked questions of the deputation.

Thereafter the deputation returned to their seats in the public seating area.

Deputation from Southwark Legal Advice Network

RESOLVED:

That the deputation be received.

The deputation’s spokesperson addressed the meeting.

The deputation asked a question of Councillor Richard Livingstone, cabinet member for finance, resources and community safety. Councillor Richard Livingstone provided an oral response.

Councillors Veronica Ward, David Hubber, Patrick Diamond and Tim McNally asked questions of the deputation.

Thereafter the deputation returned to their seats in the public seating area.

3. THEMED DEBATE

3.1 CABINET MEMBER STATEMENT

The cabinet member for finance, resources and community safety, Councillor Richard Livingstone, introduced the theme of the meeting.

The opposition spokesperson, Councillor Anood Al-Samerai, leader of the Liberal Democrats, replied to the cabinet member’s statement.

3.2 QUESTIONS FROM THE PUBLIC ON THE THEME

There were no questions from the public on the theme.

3.3 MEMBERS' MOTIONS ON THE THEME

(See pages 6 – 11 of the main agenda)

Motion 1 and Amendment A on the themed debate had been withdrawn and the meeting had previously agreed to suspend council assembly procedure rules so that there could be a single debate on Motion 2 and Amendments B and C and a change in speakers on Motion 2

and Amendment B - Councillor Claire Hickson would second the motion and Councillors Tim McNally and Adele Morris would move and second Amendment B .

MOTION 1 - PUTTING RESIDENTS' WELFARE FIRST

(See pages 4 – 5 of the main agenda)

Motion 1 and Amendment A were withdrawn.

MOTION 2 - WELFARE REFORM

(See pages 4 - 5 of the main agenda)

Councillor Neil Coyle, seconded by Councillor Claire Hickson, moved the motion.

Councillor Tim McNally, seconded by Councillor Adele Morris, moved Amendment B.

Councillor Michael Mitchell, seconded by Councillor Lewis Robinson, moved Amendment C.

Following debate (Councillors Helen Hayes, Eliza Mann, Mark Williams, David Noakes, Gavin Edwards, Graham Neale, Patrick Diamond, Mark Gettleson and Dora Dixon-Fyle), and points of personal explanation from Councillors Anood Al-Samerai and Neil Coyle, the Mayor announced that the time allocated to the themed section of the meeting had expired. The clerk announced that the amendments and the substantive motion would be voted on separately.

Vote on Motion 2 and Amendments A and B – Welfare Reform

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

Amendment C 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 council assembly:

1. Is gravely concerned by the impact the Tory Liberal Democrat government's welfare reforms is having on Southwark's most vulnerable residents.
2. Notes that more than 10% of Southwark's population are affected by the range of welfare cuts. More than 4,000 by the bedroom tax, over 24,000 by the government's £2.8m council tax benefit cut (including over 16,000 who are in work), thousands by changes to DLA beginning this year and hundreds more by the benefit cap from later this year.
3. Notes that local advice and support organisations are seeing a steep rise in demand for help. Over 500 people were fed by foodbanks in Southwark in April alone (compared with 100 in April 2012) and the provider estimates 30 tons of food will need to be distributed to meet demand this year. 10% of the recipients are in work. Southwark's Citizen Advice Bureaux saw a 40% jump in demand for help this year

but legal aid cuts mean the loss of the equivalent of 4 full time advisors across Southwark Legal Advice Network.

4. Notes the action taken by the council to deal with these changes including:
 - Labour's £800,000 Hardship Fund; £400k of which is targeted towards local disabled people and carers
 - An extra £400,000 went into helping people downsize homes to avoid the bedroom tax
 - The Social Fund replacement scheme (the Southwark Emergency Support Scheme)
 - More than 700 people have been supported face to face at the partnership events – Southwark's partnership work is being held up by (national) Citizens Advice as an example of good practice and a model for other councils to adopt.
5. Regrets Simon Hughes's unequivocal support for the government's welfare reforms despite claiming the benefits cap would "drive families apart". It also regrets that Simon Hughes has dismissed reports of a fivefold increase in people claiming discretionary housing payments as "alarmist". It regrets that he has refused to meet with local organisation such as Cooltan Arts to discuss the impact of the reforms and that he missed the "Frontline Welfare" event despite being specifically asked to attend.
6. Calls on cabinet to:
 - Continue to work constructively with advocacy groups in the borough to ensure we are able to continue to support our most vulnerable residents
 - Lobby the Department of Work and Pensions for increased funding for discretionary housing payments
 - Continue to challenge Simon Hughes and the Liberal Democrats regarding their role in enabling the government's welfare changes.

Note: This motion will be referred as a recommendation to the cabinet for consideration.

4. OTHER DEPUTATION REQUESTS

(See pages 6 – 7 of supplemental agenda 3)

Deputation from the Communication Workers Union

RESOLVED:

That the deputation be received.

The deputation's spokesperson, Chris Roche, addressed the meeting.

The deputation asked a question of Councillor Catherine Bowman, chair of the overview and scrutiny committee, who provided an oral response.

Councillors Nick Dolezal, Mark Glover and Rosie Shimell asked questions of the deputation.

Thereafter the deputation returned to their seats in the public seating area.

5. ISSUES RAISED BY MEMBERS

5.1 MEMBERS' QUESTION TIME

(See pages 21 - 28 of supplemental agenda 2 and the blue and yellow papers circulated at the meeting)

There was one urgent question to the leader, the written response to which was circulated on blue paper at the meeting. Two supplemental questions were asked of the leader. All questions and written responses are attached as Appendix 1 to the minutes.

There were 47 members' questions, the written responses to which were circulated on yellow paper at the meeting. There were 15 supplemental questions. All questions and written responses are attached as Appendix 2 to the minutes.

At 10.03pm the Mayor announced that the guillotine had fallen.

5.2 MEMBERS' MOTIONS

MOTION 1 - DRUMMER LEE RIGBY AND FAITH COMMUNITIES IN SOUTHWARK

(See page 7 of the main agenda)

This motion was considered prior to the guillotine having fallen.

Councillor Michael Bukola, seconded by Councillor The Right Revd Emmanuel Oyewole, moved the motion.

Following debate (Councillor Mark Glover), the motion was put to the vote and declared to be carried.

RESOLVED:

That Council:

- Registers its abhorrence at the appalling and savage murder of Drummer Lee Rigby on the streets of south-east London on 22 May 2013, and extends sympathy to his family.
- Welcomes the critical response to the murder by UK Islamic organisations including

the Southwark Muslim Forum, and the cohesion shown by Londoners in condemning the attack, and rejects the divisive agenda of far-right groups who seek to use the murder for their own political ends.

- Recognises the concern from the Islamic community in Southwark about the reported rise in Islamophobic incidents since the murder, including a number of attacks on mosques across the country.
- Notes the excellent work within the Old Kent Road Mosque and Islamic Cultural Centre in bringing together Muslims of all races, and acting as a meeting place for visiting Nigerian Muslims to London.
- Looks forward to the continued involvement of the mosque within Southwark's Multi-Faith Forum.
- Reasserts its support for the charity Help for Heroes and the work it does to support wounded service men and women and their families.

Note: This motion will be referred as a recommendation to the cabinet for consideration.

MOTION 2 - SURREY DOCKS BROWN BRICK

(see pages 7 – 8 of the main agenda)

The guillotine having fallen, Councillors Lisa Rajan and David Hubber formally moved and seconded the motion.

Councillors Barrie Hargrove and Dan Garfield formally moved and seconded 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:

That Council:

1. Notes the distinctive brown brick paving in parts of Surrey Docks and Rotherhithe wards and its contribution to the character of the area. Also notes that this style of paving was introduced during the development of the area by the LDDC in the 1980s, is used extensively in the area and is much valued by local residents.
2. Recognises that many of the roads and pavements in the areas around Greenland Dock, South Dock, Canada Water, Surrey Water, Russia Dock Woodland and the Albion Channel have been adversely affected by subsidence issues due to their construction on land reclaimed from historic docks and waterways in the area, and that this has manifested itself in paving that is often severely disrupted by tree roots and subterranean ironworks.
3. Also recognises that the LDDC's over-zealous tree planting strategy in the 1980s, in

which they assumed a much lower survival rate than turned out to be the case, has led to a higher than expected number of London Planes at higher than usual densities in the area, and that the height and root growth network of these trees compounds the paving disruption problems.

4. Acknowledges that the council's longstanding approach to paving and road repairs in this area has been reactive and ad hoc, and has largely involved removing the brown brickwork and replacing it with red, purple or black tarmac. In many instances, the disruptive tree roots were not shaved or cut, and consequently re-erupt through the tarmac within 18 months of the repair. An alternative approach on Rope Street, funded by Rotherhithe Community Council, levelled the ground and re-laid the original brown brickwork, and maintained the valued character of the street.
5. Welcomes the Greenland Dock Subsidence Feasibility Study, prepared by Mouchel, commissioned by Southwark Council, funded by Rotherhithe Community Council Cleaner Greener Safer fund and proposed by local residents.
6. Also welcomes the site meeting on 7th May 2013 attended by the strategic director of environment and leisure, senior highways officers and residents to discuss the problem.
7. Calls on cabinet to recognise the important character of the area.
8. Welcomes the work being done in partnership with the community council to address these issues.

Note: This motion will be referred as a recommendation to the cabinet for consideration.

MOTION 3 - EAST DULWICH AND RYE LANE CROWN POST OFFICES

(see page 9 of the main agenda)

The guillotine having fallen, Councillors Mark Glover and Nick Dolezal formally moved and seconded the motion.

Councillors Rosie Shimell and Jonathan Mitchell formally moved and seconded Amendment E.

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 is concerned that the Post Office is planning to downgrade Crown Services at Rye Lane and East Dulwich to retail operators.
2. That council assembly notes that at present the Post Office does not have any retail partners for Rye Lane and East Dulwich Crown Post Offices and is concerned that this move will lead to a relocation of offices, provide an inferior Post Office Service and will have a hugely detrimental impact on the quality of specialist services for local residents. It also believes it will lead to the recruitment of new staff on

significantly lower pay, terms and conditions. Moreover the specialist trained and committed services and staff will be lost in these offices.

3. That council assembly offers its support to the campaign to protect the Rye Lane and East Dulwich Post Offices in these locations and calls on cabinet to:
 - Work with local councillors to write to the Parliamentary Under-Secretary of State with responsibility for Post Offices, informing them of the concerns regarding Rye Lane and East Dulwich Crown Post Offices
 - Seek assurances from the Minister that any successful franchisees for Crown Post Offices will be strongly encouraged to pay their staff the London Living Wage.

Note: This motion will be referred as a recommendation to the cabinet for consideration.

MOTION 4 - DOOR ENTRY FOR THE DICKENS ESTATE

(see page 9 of the main agenda)

The meeting had previously agreed to suspend council assembly procedure rules in order to receive revised Amendment F.

The guillotine having fallen, Councillors Eliza Mann and Anood Al-Samerai formally moved and seconded the motion.

Councillors Ian Wingfield and Mark Williams formally moved and seconded Revised Amendment F.

Revised 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 is pleased that door entry systems are now being included again in major works plans.
2. That Council recognises that residents of Wade House, Bardell House, Tupman House and Micawber House have experienced serious problems with crime, rough sleepers and vandalism.
3. That Council notes that, as is often the case, while new security works are being installed on one block, ASB does not remain static and will travel from block to block. This is evidenced by the request in 2011 from the then opposition spokesperson for housing for new security intercom systems for Burton House, claiming this was the priority for the area.
4. That Council recognises that since this request was made in 2011, incidences of crime and ASB have risen at Tupman House, Bardell House, Micawber House and Wade House.

5. That Council therefore welcomes the commitment made by the cabinet member for housing to meet with residents of the estate to discuss their priorities for security works on the estate.
6. That Council also welcomes the commitment by the cabinet member for housing to allocate extra funding to these blocks which will save money in the long run from crime and anti-social behaviour once those discussions with residents have taken place.

Note: This motion will be referred as a recommendation to the cabinet for consideration.

MOTION 5 - ROBIN HOOD TAX
(see page 10 of the main agenda)

The guillotine having fallen, Councillors Michael Situ and Patrick Diamond formally moved and seconded the motion.

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

RESOLVED:

1. That council assembly notes the suffering forced upon local residents as a result of the Tory Liberal Democrat government's austerity programme which is unfairly targeting Southwark and its residents.
2. That council assembly believes that the levy of a financial transaction tax (FTT) on the speculative activities of banks, hedge funds and other financial institutions would help to alleviate some of this pressure and ensure the financial sector pays its fair share and helps to clear up the mess it helped create.
3. That council assembly therefore calls upon government to enact the FTT and use the revenues from this measure to reverse ongoing shrinkage in central grants to our council.

Note: This motion will be referred as a recommendation to the cabinet for consideration.

MOTION 6 - NORTHERN LINE EXTENSION
(see page 10 of the main agenda)

The guillotine having fallen, Councillors Catherine Bowman and Graham Neale formally moved and seconded the motion.

Councillors Neil Coyle and Patrick Diamond formally moved and seconded Amendment H.

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

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

RESOLVED:

That council assembly:

1. Notes Transport for London's (TfL's) plans to extend the Northern Line to Nine Elms and Battersea, and the consultation on the plans that closed on 18 June.
2. Notes with particular concern the plans for a temporary shaft to be constructed on Harmsworth Street and a permanent shaft in Kennington Park, both of which would have a considerable impact on the lives of Southwark residents.
3. Urges TfL to pursue the 'gallery tunnels' option for ground treatment work as an alternative to the Harmsworth Street temporary shaft, thereby minimising the disruption to local people.
4. Regrets TfL's decision to place the permanent shaft in Kennington Park on the site of the much-loved beekeeper's lodge, and urges TfL to ensure that the relocation plan provides a suitable environment for the bee population and meets the requirements of Bee Urban and concerned local residents.
5. Calls on cabinet to work with colleagues at Lambeth Council, the GLA and TfL to obtain the best deal for Southwark residents affected by the plans.
6. Notes the letter from the cabinet member for transport, environment and recycling to TfL which already addresses the above points.

Note: This motion will be referred as a recommendation to the cabinet for consideration.

MOTION 7 – ON THE SIDE OF DISABLED RESIDENTS

(see page 10 of the main agenda)

The guillotine having fallen, Councillors Adele Morris and David Noakes formally moved and seconded the motion.

Councillors Toby Eckersley and Michael Mitchell formally moved and seconded Amendment I.

Councillors Fiona Colley and Victoria Mills formally moved and seconded Amendment J.

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

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

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

RESOLVED:

That Council:

1. Notes that currently the process for installing a resident's disabled bay requires a report to come to community council.
2. Further notes that changes to community councils mean they now meet less

frequently and no longer have monthly planning meetings.

3. Recognises that this can mean long periods with no meetings to receive reports on residents' disabled bays, particularly between June and October, which can lead to unacceptably long delays in bays being granted.
4. Requests that constitutional steering panel explores alternative arrangements for a bay to be installed.

Note: This motion will be referred as a recommendation to the constitutional steering panel for consideration.

5.3 REPORTS FOR INFORMATION

6. REPORT BACK ON MOTIONS REFERRED TO THE CABINET

(See pages 12 - 20 of the main agenda)

RESOLVED:

That the report be noted.

7. REPORT(S) FOR DECISION FROM THE CABINET

7.1 FAIRER FUTURE ANNUAL PERFORMANCE REPORT 2012/13

(See pages 21 – 24 of the main agenda and supplemental agenda 1, pages 1 – 132)

This report was considered after the guillotine had fallen, therefore in accordance with council assembly procedure rule 1.12 (3) & (4), the report was afforded up to a maximum of 15 minutes.

There were seven questions on the report the responses to which were circulated on green paper at the meeting. There were seven supplemental questions to the leader. The questions and written responses are attached as Appendix 3 to the minutes.

In accordance with council assembly procedure rule 2.11 (1), Councillor Peter John, leader of the council, moved the report.

At 10.25pm the Mayor announced that the time allocated to this report had expired and the meeting would move to the vote.

The recommendation contained within the report was put to the vote and declared to be carried.

RESOLVED:

That the Council Plan's cabinet member portfolio objectives and targets for 2013/14

be agreed (see Appendix 1 of the report).

8. OTHER REPORTS

8.1 GAMBLING ACT 2005 - SOUTHWARK STATEMENT OF GAMBLING LICENSING POLICY 2013 - 2016

(See pages 25 – 90 of the main agenda)

This report was considered after the guillotine had fallen, therefore in accordance with council assembly procedure rule 1.12 (3) & (4), the report was afforded up to a maximum of 15 minutes.

There was one question on the report the response to which was circulated on green paper at the meeting. A supplemental question was asked of the leader. The questions and written responses are attached as Appendix 4 to the minutes.

In accordance with council assembly procedure rule 2.11 (1), Councillor Renata Hamvas, chair of the licensing committee, moved the report.

Following debate (Councillors Nick Stanton, Stephen Govier, Patrick Diamond and Nick Dolezal), the recommendation contained within the report was put to the vote and declared to be carried.

RESOLVED:

That the Southwark Statement of Gambling Licensing Policy for 2013-16, attached as Appendix A to the report, be agreed with effect as of 1 September 2013.

8.2 TREASURY MANAGEMENT PERFORMANCE 2012/13 ANNUAL REPORT AND PRUDENTIAL INDICATORS

(See pages 91 – 100 of the main agenda)

This report was considered after the guillotine had fallen, therefore in accordance with council assembly procedure rule 1.12 (3) & (4), the report was afforded up to a maximum of 15 minutes.

In accordance with council assembly procedure rule 2.11 (2), the report was formally moved by the Mayor.

The recommendation contained within the report was put to the vote and declared to be carried.

RESOLVED:

That the 2012/13 outturn report on treasury management and prudential indicators be noted.

8.3 CONSTITUTIONAL REVIEW 2013/14

(See pages 101 – 188 of the main agenda)

This report was considered after the guillotine had fallen, therefore in accordance with council assembly procedure rule 1.12 (3) & (4), the report was afforded up to a maximum of 15 minutes.

There was one question on the report the response to which was circulated on green paper at the meeting. A supplemental question was asked of the leader. The questions and written responses are attached as Appendix 5 to the minutes.

In accordance with council assembly procedure rule 2.11 (2), the report was formally moved by the Mayor.

It was noted that reference made to the 'Mayor' in Appendix D of the report (cabinet procedure rules), would be replaced with 'chair'

Councillor Jonathan Mitchell, seconded by Councillor Catherine Bowman, moved Amendment K.

Following debate (Councillors David Noakes, Toby Eckersley, Anood Al-Samerai and Dan Garfield), Councillor Jonathan Mitchell made a point of personal explanation and at 10.56pm the Mayor announced that the time allocated to this report had expired and the meeting would move to the vote on the amendment and substantive.

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

The recommendations contained within the report were put to the vote and declared to be carried.

RESOLVED:

That the following constitutional changes be adopted by council assembly, as recommended by the constitutional steering panel:

PART 2 - ARTICLES

Overview and Scrutiny function

1. That it be noted that consequential changes are required to the constitution following the introduction of the Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013.
2. That the revised Articles attached at Appendix A and the revised Overview and Scrutiny procedure rules attached at Appendix B to the report, be agreed (see paragraphs 12 – 27 of the report).

PART 3H - COMMUNITY COUNCILS

Section 106 Release – Consultation with community councils

3. That the proposal to streamline the consultation process on the release of Section 106 monies over £100,000 be agreed (see paragraphs 28 – 36 of the report).

PART 4 - RULES

Access to Information Procedures Rules and Cabinet Procedures Rules

4. That it be noted that consequential changes are required to the constitution following the introduction of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.
5. That the revised access to information procedure rules attached at Appendix C and the revised cabinet procedure rules attached at Appendix D to the report, be agreed (see paragraphs 37 – 51 of the report).

PART 6 – PROTOCOLS

Member and Officer Protocol and Communications Protocol

6. That the revised member and officer protocol at Appendix F of the report be agreed (see paragraphs 52 - 62).
7. That the marked up copy of the proposed communication protocol as set out in Appendix G of the report, be agreed.

CONSEQUENTIAL CHANGES

8. That as a result of the above changes officers are authorised to undertake any necessary consequential changes in order to update the constitution.

9. AMENDMENTS

Amendments are set out in supplemental agenda 4. Revised Amendment F was circulated at the meeting.

The meeting closed at 10.58pm.

CHAIR:

DATED: