



COUNCIL SUPPLEMENTARY AGENDA AMENDMENTS TO MOTIONS

All Members of the Council are
HEREBY SUMMONED
to attend a meeting of the Council
to be held on:

Wednesday 27 September 2023 at 7.00 pm
Council Chamber, Hackney Town Hall,
Mare Street, London E8 1EA

Live stream link: <https://youtube.com/live/iiD1iljkPQY>

Backup link: https://youtube.com/live/gHNh_aLLEXk

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Interim Chief Executive
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www.hackney.gov.uk

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MEETING OF COUNCIL WEDNESDAY, 27 SEPTEMBER 2023 AMENDMENTS TO MOTIONS

15 Motions (Pages 7 - 12)

- 15c Green Motion - Call for an Independent Investigation Following the Resignation of the Mayor of Hackney.
Labour Group Amendments: Enclosed

- 15d Green Motion - Include a Ban on High-Carbon Advertising in the Council's Advertising and Sponsorship Policy
Labour Group Amendments: Enclosed

Public Attendance

The Town Hall is open. Information on forthcoming Council meetings can be obtained from the Town Hall Reception.

Members of the public and representatives of the press are entitled to attend Council meetings and remain and hear discussions on matters within the public part of the meeting. They are not, however, entitled to participate in any discussions. Council meetings can also be observed via the live-stream facility, the link for which appears on the agenda front sheet of each committee meeting.

On occasions part of the meeting may be held in private and will not be open to the public. This is if an item being considered is likely to lead to the disclosure of exempt or confidential information in accordance with Schedule 12A of the Local Government Act 1972 (as amended). Reasons for exemption will be specified for each respective agenda item.

For further information, including public participation, please visit our website <https://hackney.gov.uk/menu#get-involved-council-decisions> or contact: governance@hackney.gov.uk

Rights of Press and Public to Report on Meetings

The Openness of Local Government Bodies Regulations 2014 give the public the right to film, record audio, take photographs, and use social media and the internet at meetings to report on any meetings that are open to the public.

By attending a public meeting of the Council, Executive, any committee or sub-committee, any Panel or Commission, or any Board you are agreeing to these guidelines as a whole and in particular the stipulations listed below:

- Anyone planning to record meetings of the Council and its public meetings through any audio, visual or written methods they find appropriate can do so providing they do not disturb the conduct of the meeting;
- You are welcome to attend a public meeting to report proceedings, either in 'real time' or after conclusion of the meeting, on a blog, social networking site, news forum or other online media;
- You may use a laptop, tablet device, smartphone or portable camera to record a written or audio transcript of proceedings during the meeting;
- Facilities within the Town Hall and Council Chamber are limited and recording equipment must be of a reasonable size and nature to be easily accommodated.
- You are asked to contact the Officer whose name appears at the beginning of this Agenda if you have any large or complex recording equipment to see whether this can be accommodated within the existing facilities;
- You must not interrupt proceedings and digital equipment must be set to 'silent' mode;
- You should focus any recording equipment on Councillors, officers and the public who are directly involved in the conduct of the meeting. The Chair of the meeting will ask any members of the public present if they have objections to being visually recorded. Those visually recording a meeting are asked to

respect the wishes of those who do not wish to be filmed or photographed. Failure to respect the wishes of those who do not want to be filmed and photographed may result in the Chair instructing you to cease reporting or recording and you may potentially be excluded from the meeting if you fail to comply;

- Any person whose behaviour threatens to disrupt orderly conduct will be asked to leave;
- Be aware that libellous comments against the council, individual Councillors or officers could result in legal action being taken against you;
- The recorded images must not be edited in a way in which there is a clear aim to distort the truth or misrepresent those taking part in the proceedings;
- Personal attacks of any kind or offensive comments that target or disparage any ethnic, racial, age, religion, gender, sexual orientation or disability status could also result in legal action being taken against you.

Failure to comply with the above requirements may result in the support and assistance of the Council in the recording of proceedings being withdrawn. The Council regards violation of any of the points above as a risk to the orderly conduct of a meeting. The Council therefore reserves the right to exclude any person from the current meeting and refuse entry to any further council meetings, where a breach of these requirements occurs. The Chair of the meeting will ensure that the meeting runs in an effective manner and has the power to ensure that the meeting is not disturbed through the use of flash photography, intrusive camera equipment or the person recording the meeting moving around the room.

Advice to Members on Declaring Interests

If you require advice on declarations of interests, this can be obtained from:

- The Monitoring Officer;
- The Deputy Monitoring Officer; or
- The legal adviser to the meeting.

It is recommended that any advice be sought in advance of, rather than at, the meeting.

Disclosable Pecuniary Interests (DPIs)

You will have a Disclosable Pecuniary Interest (*DPI) if it:

- Relates to your employment, sponsorship, contracts as well as wider financial interests and assets including land, property, licenses and corporate tenancies.
- Relates to an interest which you have registered in that part of the Register of Interests form relating to DPIs as being an interest of you, your spouse or civil partner, or anyone living with you as if they were your spouse or civil partner.
- Relates to an interest which should be registered in that part of the Register of Interests form relating to DPIs, but you have not yet done so.

If you are present at any meeting of the Council and you have a DPI relating to any business that will be considered at the meeting, you **must**:

- Not seek to improperly influence decision-making on that matter;
- Make a verbal declaration of the existence and nature of the DPI at or before the consideration of the item of business or as soon as the interest becomes apparent; and
- Leave the room whilst the matter is under consideration

You **must not**:

- Participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business; or
- Participate in any vote or further vote taken on the matter at the meeting.

If you have obtained a dispensation from the Monitoring Officer or Standards Committee prior to the matter being considered, then you should make a verbal declaration of the existence and nature of the DPI and that you have obtained a dispensation. The dispensation granted will explain the extent to which you are able to participate.

Other Registrable Interests

You will have an 'Other Registrable Interest' (ORI) in a matter if it

- Relates to appointments made by the authority to any outside bodies, membership of: charities, trade unions,, lobbying or campaign groups, voluntary organisations in the borough or governorships at any educational institution within the borough.
- Relates to an interest which you have registered in that part of the Register of Interests form relating to ORIs as being an interest of you, your spouse or civil partner, or anyone living with you as if they were your spouse or civil partner; or
- Relates to an interest which should be registered in that part of the Register of Interests form relating to ORIs, but you have not yet done so.

Where a matter arises at any meeting of the Council which affects a body or organisation you have named in that part of the Register of Interests Form relating to ORIs, **you must** make a verbal declaration of the existence and nature of the DPI at or before the consideration of the item of business or as soon as the interest becomes apparent. **You may** speak on the matter only if members of the public are also allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless you have been granted a dispensation.

Disclosure of Other Interests

Where a matter arises at any meeting of the Council which **directly relates** to your financial interest or well-being or a financial interest or well-being of a relative or close associate, you **must** disclose the interest. **You may** speak on the matter only if members of the public are also allowed to speak at the meeting. Otherwise you must not take part in any discussion or vote on the matter and must not remain in the room unless you have been granted a dispensation.

Where a matter arises at any meeting of the Council which **affects** your financial interest or well-being, or a financial interest or well-being of a relative or close associate to a greater extent than it affects the financial interest or wellbeing of the majority of inhabitants of the ward affected by the decision and a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest, you **must** declare the interest. You **may** only speak on the matter if members of the public are able to speak. Otherwise you must not take part in any discussion or voting on the matter and must not remain in the room unless you have been granted a dispensation.

In all cases, where the Monitoring Officer has agreed that the interest in question is a **sensitive interest**, you do not have to disclose the nature of the interest itself.

Council Meeting
Wednesday, 27 September 2023

Agenda item 15: Proposed Amendments to Motions received by the Monitoring Officer prior to 12 noon on Tuesday, 26 September

Constitution Procedure [Rule 17](#) -paragraph 17.8

Underlined text = proposed additional wording

~~Strikethrough text~~ = proposed deletions

15. Motions

15c Green Motion - Call for an Independent Investigation Following the Resignation of the Mayor of Hackney

The following amendments are proposed by the Labour Group:

This Council notes:

- The former Mayor of Hackney tendered his resignation on the 15th of September 2023
- ~~He had misled the public in relation to his actions in the immediate aftermath of being informed by the council of Mr Dewey's arrest.~~
- The former Mayor ~~was~~ is under investigation by the [London Region](#) Labour Party for his behaviour.
- ~~The Mayor failed to live up to at least four of the seven Principles of Public Life. He has avoided accountability, failed to act with openness and transparency, been dishonest with the public, and failed to show leadership by exhibiting these principles in his own behaviour.~~
- The former Mayor ~~called partying with Mr Dewey after learning about his arrest~~ his behaviour "an error of judgement" and has apologised and has stated that he takes full responsibility for "not being as transparent as [he] should have been".

The Council believes that:

- An independent ~~investigation~~ review is still required into ~~who knew what and when about Mr Dewey's arrest and what actions they took, both within the Labour Party and~~ the situation within the council.

This Council therefore resolves to:

- Explore all possible avenues by which an independent ~~investigation~~ review into the situation can be held ~~into who knew what, when and what actions they took following the raid on Mr Dewey's home by the National Crime Agency (NCA) in the Council.~~
- ~~Write to the chair of the Hackney Labour Party to call for them to hold an independent investigation into who knew what, when and what actions they took following the raid on Mr Dewey's home by the NCA, in the Labour Party.~~

(The London Region Labour Party is already holding an ongoing investigation)

Proposer: Cllr Ian Rathbone

Seconder: Cllr Chris Kennedy

15d Green Motion - Include a Ban on High-Carbon Advertising in the Council's Advertising and Sponsorship Policy

The following amendments are proposed by the Labour Group:

This Council notes:

- That the Council's Corporate Advertising and Sponsorship Policy 2022 was adopted by the Cabinet Procurement and Insourcing Committee on 16/01/2023¹. ~~However, to date, it has not been implemented across sites run by the council.~~
- The policy outlines a number of products and services which will not be accepted on council-owned media, including the promotion of products high in fats, sugars and salts (HFSS), alcohol, knives or weapons and gambling services. These proscribed products and services would undermine the Mayor's priorities as set out in the strategic plan for a fairer, safer, healthier Hackney working together for every child. ~~However none of the products or services currently banned address the "greener" priority.~~
- ~~The policy states that it "will be subject to ongoing updates made by the Council on a regular and reasonable basis."~~

This Council believes that:

- Advertising can be used to induce demand for products and services where there may be no actual need, and where the products and services run counter to the council's stated policies, aims and objectives.

~~**This Council also notes that:**~~

- ~~London borough of Hackney declared a Climate Emergency in 2019 committing to reach net zero emissions by 2040. In 2022, the Council passed the Climate and Ecology Bill, declaring its intention to bring forward its net zero target to 2030 so it can join the UK100 network.~~
- ~~Hackney's Climate Action Plan emphasised the Council is only directly responsible for 5% of the borough's territorial emissions and that the Council must take a leading role in encouraging and supporting behavioural change in individuals, institutions and businesses.~~
- ~~Hackney's Climate Action Plan notes that 15% of Hackney's emissions are from transport and aviation accounts for 7% of that amount.~~
- ~~One of Hackney's Climate Action Plan goals is for goods to be repaired and reused, and for us only to buy what we need.~~

1

<https://hackney.moderngov.co.uk/documents/s79836/Appendix%20-%20Hackney%20Advertisin%20and%20Sponsorship%20Policy%202022%20revised%201.pdf>

- ~~Last year a nationally representative survey of UK public attitudes found that over two-thirds (68%) of UK adults said that they would restrict the advertising of environmentally harmful products.²~~

In addition Ihis council notes:

- ~~The legal opinion, as part of the due diligence in addressing the role of advertising in fuelling the climate emergency, of Richard Wald KC of 39 Essex Chambers, commissioned by the New Weather Institute on behalf of Badvertising and Adfree Cities, which provides legal advice to local councils implementing policies to restrict advertising for environmentally damaging, high-carbon goods and services.³~~
- ~~Richard Wald KC's legal opinion outlines how:~~
 - ~~The adoption of an advertising policy banning 'high-carbon' advertising is squarely within the powers available to local authorities and therefore prima facie lawful.~~
 - ~~The legal risks of adopting a high-carbon advertising ban are limited and the prospect of a successful challenge is low.~~
 - ~~Councils have broad scope to design a policy according to their discretion, despite a lack of a national definition of 'high-carbon', with effective precedents already set and working in practice.~~
- In broad terms, 'high-carbon' products and services, are those which are environmentally damaging and which must be phased out or limited to reach the UK's climate goals. These include fossil fuels, internal combustion vehicles and aviation.
- Councils leading the way with policies restricting high-carbon advertising include Cambridgeshire County Council⁴, Basingstoke⁵ and Coventry⁶.

The Council resolves to:

~~Add to the Advertising and Sponsorship Policy 2022:~~

- [Work towards including into the Advertising and Sponsorship Policy 2022](#) a clause that prohibits those whose business activities/practices do not align with the Council's wider values, corporate objectives and strategic goals, such as the environment and carbon accounting. Exceptions may be considered if the companies, partnerships, organisations or individuals involved can prove that less than 5% of their overall income is derived from any of the excluded products and services.

² <https://www.badverts.org/latest/polling-finds-big-uk-majority-in-favour-of-curbs-on-polluting-ads>

³

<https://www.newweather.org/wp-content/uploads/2023/05/High-Carbon-Advertising-Opinion.docx-1.pdf>

⁴ <https://www.cambridgeshire.gov.uk/asset-library/advertising-and-sponsorship-policy-2022.pdf>

⁵ <https://www.basingstoke.gov.uk/advertising-sponsorship-policy>

⁶ <https://www.coventry.gov.uk/advertisingsponsorshippolicy>

- [Add a link concerning this new clause to the Advertising and Sponsorship Policy on all relevant pages on the council's website including where promoting advertising space in Love Hackney freesheet: https://hackney.gov.uk/hackney-today-life-advertising](https://hackney.gov.uk/hackney-today-life-advertising)
- Encourage event partners to consider their advertising and sponsorship policies in light of the borough's carbon reduction goals, and where possible, stipulate that a policy on high-carbon advertising and sponsorship is a requirement in negotiations about the council's support.
- ~~Add a link to the Advertising and Sponsorship Policy on all relevant pages on the council's website including where promoting advertising space in Love Hackney freesheet: https://hackney.gov.uk/hackney-today-life-advertising~~
- To implement the agreed Advertising and Sponsorship Policy as soon as feasible.

Proposer: Cllr Kennedy

Seconder: Deputy Mayor Nicholson

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