



COUNCIL

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

Wednesday, 27th January, 2016

at 7.00 pm

in the Assembly Halls, Hackney Town Hall,
Mare Street, London E8 1EA

Gifty Edila
Corporate Director
Legal, HR and Regulatory Services

Contact: Emma Perry
Governance Services
Tel: 020 8356 3338
governance@hackney.gov.uk

The press and public are welcome to attend this meeting

MEETING INFORMATION

Future Meetings

2 March 2016
25 May 2016 (AGM)

Contact for Information

Emma Perry, Governance Services
Tel: 020 8356 3338
governance@hackney.gov.uk

Location

Hackney Town Hall is on Mare Street, bordered by Wilton Way and Reading Lane. For directions please go to <http://www.hackney.gov.uk/contact-us>

Facilities

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in the Assembly Halls, rooms 101, 102 & 103 and the Council Chamber. Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

AGENDA ITEM NUMBER	AGENDA ITEM	INDICATIVE TIMINGS:
1 – 4	Preliminaries	5 minutes
5	Deputations	30 minutes
6	Questions from Members of the Public	5 minutes
7	Questions from Members of the Council	30 minutes
8	Elected Mayor's Statement	20 minutes
9	Calculation of Council Tax Base and Local Business Rates Income	20 minutes
10	Pay Policy Statement 2016/17	10 minutes
11	Hackney Homes Transition	10 minutes
12	Changes to Constitution	10 minutes
13	Female Genital Mutilation (FGM)	10 minutes
14	Motion	30 minutes
15	Appointments to Committees/Commissions	-

Council Agenda

1 Apologies for Absence

2 Speaker's Announcements

3 Declarations of Interest

This is the time for Members to declare any disclosable pecuniary or other non-pecuniary interests they may have in any matter being considered at this meeting having regard to the guidance attached to the agenda.

Members are reminded that, under Section 106 of the Local Government Finance Act 1992, any Member who is in arrears of two or more months Council Tax must declare it at the meeting and abstain from voting on agenda item 9.

4 Minutes of the previous meeting - 25 November 2015

(Pages 1 -
24)

5 Deputations

a Sporting Hackney FC and a Hackney community football ground

This deputation calls for a commitment from the Council:

- to work with Sporting Hackney Football Club on establishing a community football ground in the borough of a high enough standard and specification to host non league football up to step 3 of the Football Association's non league structure.
- to identify a suitable site within Hackney for such a development and work with sports funding bodies, developers and SHFC to raise funding for the ground.
- to recognise Sporting Hackney's position as the highest level adult football club in the borough and the prospective primary tenant of the ground.
- acknowledge the role that such a facility would play in boosting football development in the borough and the benefits it would bring to Hackney community sport and the borough's profile.
- to acknowledge SHFC's commitment to improving football in the local community, particularly its role in building a link between local youth football and adult football of a high standard.
- to recognise the progress SHFC made towards this goal by working in partnership with local education and coaching organisations such as City Academy school, Badu Sports and Dynamic Academy.

- to extend Sporting Hackney's Community Use Agreement with the Council, which provides priority use of show pitch 1 at Hackney Marshes until a community ground of higher standard is available for its use.

The deputation will be introduced by Cllr Desmond
The deputation spokesperson is Matthew Brown

b Anti-Social behaviour associated with Prostitution

This deputation of residents from Lordship Park area seeks to draw attention to the serious anti-social behaviour associated with prostitution in a residential area with a high proportion of children and young people. Problems include:

- Kerbcrawlers approaching and following residents, including young teenage girls. Many have criminal records for serious sexual assault
- A high level of drug use, with drug dealers frequenting the area and drug paraphernalia, including needles, left in gardens and public spaces
- Litter such as condoms
- Sexual activity taking place in cars, front gardens and public spaces
- Frequent loud noise

We ask the Council to work with other relevant agencies (including the police, Open Doors which provides outreach support to the women) to find long term solutions through measures including:

- Moveable permanent cameras to act as a deterrent and allow kerbcrawlers to be identified and prosecuted
- Dedicated police patrols and regular surveillance operations in the Lordship Park area
- Improved lighting in public spaces such as car parks
- Continued funding for outreach work to protect women's health and to provide alternatives to prostitution

The deputation will be introduced by Cllr Sophie Cameron and Cllr Rosemary Sales.

The deputation spokespersons are Penelope Roskell Griffiths and Lee Stacy.

6 Questions from Members of the Public

6.1 From Christopher Sills to the Mayor:

What was the original budget for the improvements to the Town Hall? How much has been spent to 31st December 2015 (or any other convenient date) and what is the estimated completion cost? In the event of an overspending, please could you give the reasons?

7 Questions from Members of the Council

- 7.1 From Cllr Kam Adams to the Cabinet Member for Regeneration:
“With regards to the decision made by the Mayor of London to call in the Bishopsgate Goodsyrd planning application, can the Cabinet Member for Regeneration update members on the steps the Council is taking to ensure that the voices of residents and businesses in Hoxton East are heard?”
- 7.2 From Cllr Carole Williams to the Deputy Mayor:
“To ask the Deputy Mayor what the Council is doing to ensure that Hackney does not permanently lose a fire engine from Shoreditch Fire Station as proposed by the Fire Commission in his latest budget consultation?”
- 7.3 From Cllr Mete Coban to the Cabinet Member for Children’s Services:
“In the Autumn Statement, the Chancellor announced the new funding formula and that education funding would be frozen despite an increase in student numbers. Could the Cabinet Member for Children’s Services update members on what potential impact this may have for education and schools in Hackney?”
- 7.4 From Cllr Rebecca Rennison to the Cabinet Member for Finance:
“Can the Cabinet Member for Finance update members as to how many households living in Hackney are now subject to the benefit cap?”
- 7.5 From Cllr Emma Plouviez to the Cabinet Member for Neighbourhoods and Sustainability:
“Councillors for London Fields ward have received many enquiries from local residents regarding the proposed road closure proposals in our ward. Can the Cabinet Member for Neighbourhoods and Sustainability reassure me that the residents’ concerns will be taken on board as part of the public consultation?”
- 7.6 From Cllr Sophie Cameron to the Cabinet Member for Housing:
“Can the Cabinet Member for Housing give an update on what he, Hackney Council and Hackney Homes are doing to improve the performance of the repairs contact centre?”
- 7.7 From Cllr Sharon Patrick to the Cabinet Member for Housing:
“In light of the Prime Minister’s recent commitment to invest in the rebuilding of 100 housing estates across the country, can the Cabinet Member for Housing update members on the support the Government currently provides to delivering good quality social housing here in Hackney and what work is taking place not just to rebuild but upgrade existing housing stock?”

- 7.8 From Cllr Rob Chapman to the Cabinet Member for Neighbourhoods and Sustainability:
 “With the coldest winter in 58 years set to hit UK, can the Cabinet Member for Neighbourhoods and Sustainability set out what measures will be put in place to prepare the borough for the extreme weather?”
- 8 Elected Mayor's Statement (standing item)**
- 9 Report from Cabinet: Calculation of Council Tax Base and Local Business Rates Income 2016/17** (Pages 25 - 36)
- 10 Report from Corporate Committee: Senior Manager Pay Policy Statement 2016/17** (Pages 37 - 48)
- 11 Report of the Corporate Director Director Legal, HR and Regulatory Services: Hackney Homes Transition - Changes to Hackney Council's Constitution** (Pages 49 - 58)
- 12 Report of the Corporate Director Legal, HR and Regulatory Services: Changes to the Council's Constitution** (Pages 59 - 98)
- 13 Report of the Children and Young People Scrutiny Commission and Executive Response: Female Genital Mutilation (FGM)** (Pages 99 - 126)
- 14 Motion**

Housing and Planning Bill

This Council notes:

The Housing and Planning Bill currently being debated in Parliament, will (if it receives Royal Assent) have significant, far reaching and adverse implications for local residents, the supply of truly affordable housing and the Council, specifically:

- A requirement for the Council to sell 'high-value' council homes on the open market;
- The imposition of a levy or 'housing tax' on the Council to fund Housing Association right to buy tenant discounts, which could be anywhere in England;
- A requirement that the Council charges market or near market rents where households renting from the Council have an annual income of £40,000 or more;
- A new restriction on the Council to offer 5 year or shorter tenancies for new tenants;
- The introduction of 'starter homes' as new form of 'affordable' housing tenure.

The Council has been involved in providing detailed evidence

to the Housing & Planning Bill Committee, submitting amendments and suggested new clauses to the Bill, receiving evidence from a range of concerned organisations through its Living in Hackney Scrutiny review, with the objective of highlighting the adverse impact this Bill will have on Hackney through the loss of social rented and truly affordable accommodation in the borough.

The Bill in its current form will...

- undermine the Council's ability to comply with its statutory homeless obligations resulting in families staying longer in temporary accommodation.
- place further pressure on the Council's overall temporary accommodation budget.
- result in additional Council expenditure to administer and enforce the Government's pay to stay proposals.
- result in 'starter homes' being built in place of social housing which will be unaffordable to Hackney families and young people on ordinary incomes.
- further reduce the supply of affordable housing by undermining section 106 requirements on private developers to provide affordable homes.
- undermine and put at risk the Councils housing regeneration programme.
- provide no guarantee that the truly affordable social rented, homes the Council is forced to sell will be replaced like-for-like in Hackney.
- undermine local democracy and decision making by taking 32 new wide and open-ended powers for the Secretary of State over councils,
 - including the power to override locally agreed plans,
 - to mandate rent levels for social tenants,
 - to impose a housing levy on stock-holding councils, violating the terms of the housing revenue account self-financing deal Councils agreed with the government.

Whilst the Bill takes forward some of the measures the Council has been recommending in its private rented sector 10 Steps campaign, it does not address the affordability, poor conditions and insecurity issues in the private rented sector in Hackney— and as such will do nothing to help arrest the

recent rise in homelessness.

This Council resolves:

- To make clear its opposition to the Housing and Planning Bill and continue to warn the Government and others of the impact of the Housing & Planning Bill on Hackney particularly with respect to the likely damage of housing tax or levy, the extension of right-to-buy and the 'starter homes' requirement on the local availability of affordable homes.
- To ask the Cabinet Member for Housing to write to the Secretary of State with the Council's concerns about the Bill;
- To ask the Cabinet Member for Housing to write to Hackney's Members of Parliament with the Council's concerns about the Bill;
- To continue to support Living in Hackney's work to scrutinise the impact of the forced sales of Council homes and the expansion of right to buy;
- To continue with the Hackney Estate Regeneration Programme and other housing schemes to build new truly affordable housing for rent and to buy in Hackney;
- To work with Housing Associations that share Hackney's commitment to truly affordable homes through the Better Homes Partnership to ensure resources that can be used to build truly affordable homes stay in Hackney;
- To continue to ensure the Council's concerns about the Bill, are widely known by publishing information on the council's website, organising a meeting to brief Hackney Homes tenants and leaseholders, as well as using the local press to explain the impact.

Proposed by Cllr Caroline Selman
Seconded by Cllr Clare Potter

15 Appointments to Committees (standing item)

RIGHTS OF PRESS AND PUBLIC TO REPORT ON MEETINGS

Where a meeting of the Council and its committees are open to the public, the press and public are welcome to report on meetings of the Council and its committees, through any audio, visual or written methods and may use digital and social media providing they do not disturb the conduct of the meeting and providing that the person reporting or providing the commentary is present at the meeting.

Those wishing to film, photograph or audio record a meeting are asked to notify the Council's Monitoring Officer by noon on the day of the meeting, if possible, or any time prior to the start of the meeting or notify the Chair at the start of the meeting.

The Monitoring Officer, or the Chair of the meeting, may designate a set area from which all recording must take place at a meeting.

The Council will endeavour to provide reasonable space and seating to view, hear and record the meeting. If those intending to record a meeting require any other reasonable facilities, notice should be given to the Monitoring Officer in advance of the meeting and will only be provided if practicable to do so.

The Chair shall have discretion to regulate the behaviour of all those present recording a meeting in the interests of the efficient conduct of the meeting. Anyone acting in a disruptive manner may be required by the Chair to cease recording or may be excluded from the meeting. Disruptive behaviour may include: moving from any designated recording area; causing excessive noise; intrusive lighting; interrupting the meeting; or filming members of the public who have asked not to be filmed.

All those visually recording a meeting are requested to only focus on recording 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 by someone recording a meeting to respect the wishes of those who do not wish to be filmed and photographed may result in the Chair instructing them to cease recording or in their exclusion from the meeting.

If a meeting passes a motion to exclude the press and public then in order to consider confidential or exempt information, all recording must cease and all recording equipment must be removed from the meeting room. The press and public are not permitted to use any means which might enable them to see or hear the proceedings whilst they are excluded from a meeting and confidential or exempt information is under consideration.

Providing oral commentary during a meeting is not permitted.

ADVICE TO MEMBERS ON DECLARING INTERESTS

Hackney Council's Code of Conduct applies to **all** Members of the Council, the Mayor and co-opted Members.

This note is intended to provide general guidance for Members on declaring interests. However, you may need to obtain specific advice on whether you have an interest in

a particular matter. If you need advice, you can contact:

- The Corporate Director of Legal, HR and Regulatory Services;
- The Legal Adviser to the committee; or
- Governance Services.

If at all possible, you should try to identify any potential interest you may have before the meeting so that you and the person you ask for advice can fully consider all the circumstances before reaching a conclusion on what action you should take.

1. Do you have a disclosable pecuniary interest in any matter on the agenda or which is being considered at the meeting?

You will have a disclosable pecuniary interest in a matter if it:

- relates to an interest that you have already registered in Parts A and C of the Register of Pecuniary Interests of you or your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner;
- relates to an interest that should be registered in Parts A and C of the Register of Pecuniary Interests of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner, but you have not yet done so; or
- affects your well-being or financial position or that of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner.

2. If you have a disclosable pecuniary interest in an item on the agenda you must:

- Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you (subject to the rules regarding sensitive interests).
- You must leave the room when the item in which you have an interest is being discussed. You cannot stay in the meeting room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision.
- If you have, however, obtained dispensation from the Monitoring Officer or Standards Committee you may remain in the room and participate in the meeting. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a pecuniary interest.

3. Do you have any other non-pecuniary interest on any matter on the agenda which is being considered at the meeting?

You will have 'other non-pecuniary interest' in a matter if:

- It relates to an external body that you have been appointed to as a Member or in another capacity; or

- ii. It relates to an organisation or individual which you have actively engaged in supporting.

4. If you have other non-pecuniary interest in an item on the agenda you must:

- i. Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you.
- ii. You may remain in the room, participate in any discussion or vote provided that contractual, financial, consent, permission or licence matters are not under consideration relating to the item in which you have an interest.
- iii. If you have an interest in a contractual, financial, consent, permission or licence matter under consideration, you must leave the room unless you have obtained a dispensation from the Monitoring Officer or Standards Committee. You cannot stay in the room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision. Where members of the public are allowed to make representations, or to give evidence or answer questions about the matter you may, with the permission of the meeting, speak on a matter then leave the room. Once you have finished making your representation, you must leave the room whilst the matter is being discussed.
- iv. If you have been granted dispensation, in accordance with the Council's dispensation procedure you may remain in the room. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a non pecuniary interest.

Further Information

Advice can be obtained from Gifty Edila, Corporate Director of Legal, HR and Regulatory Services, on 020 8356 3265 or email Gifty.Edila@hackney.gov.uk



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