



# COUNCIL

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

Wednesday, 23rd January, 2019

at 7.00 pm

in the Council Chamber, Hackney Town Hall,  
Mare Street, London E8 1EA

**Tim Shields**  
**Chief Executive**

Contact: Tess Merrett  
Governance Services Manager  
Tel: 020 8356 3432  
[governance@hackney.gov.uk](mailto:governance@hackney.gov.uk)

The press and public are welcome to attend this meeting

## MEETING INFORMATION

### Future Meetings

27 February 2019

22 May 2019 (AGM)

### Contact for Information

Tess Merrett, Governance Services Manager

Tel: 020 8356 3432

[governance@hackney.gov.uk](mailto: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 mins
5	Deputation	15 mins
6	Question from Member of the Public	10 mins
7	Questions from Members of the Council	30 mins
8	Elected Mayor's Statement	20 mins
9	Calculation of Council Tax Base and Local Business Rate Income for 2019/20	20 mins
10	Amendment to the Members' Allowances Scheme 2018/19	5 mins
11	Investigation into segregated cycle lanes	10 mins
12	Motion	15 mins
13	Appointments to Commissions/Committees	5 mins

## 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

(Pages 1 -  
24)

### 5 Deputation

#### Slow Down Victoria Park Road

1. Install measures to reduce the speeding on Victoria Park Road and keep vehicles on or below the 20mph limit e.g. speed cameras, average speed check zone, more prominent signage.
2. Add a vehicle weight restriction to Victoria Park Road to stop HGVs using it as a thoroughfare.
3. Change the layout of the road to actively stop vehicles speeding e.g. chicanes.
4. Build a cycle path to allow cyclists two-way access to the road – contra-flow cycle way.

The Deputation will be introduced by Councillor Penny Wrout.

The Deputation spokesperson is Romney Taylor.

### 6 Question from Member of the Public

#### 6.1 Question from John Anthony to the Mayor:

Referring to the unfair ban on breast stroke swimming in Lane four at the Lido. A lane four swimmer can swim in lane three when this lane has most room but not vice versa. Why is there a greater likelihood of an accidental clash of heads in the latter case?

### 7 Questions from Members of the Council

#### 7.1 Question from Councillor Rathbone to the Cabinet Member for Planning, Business and Investment:

What progress is being made to help local businesses -

shops and markets - to survive the current 'austerity' period following a downturn in the retail market this last Christmas, following our manifesto pledge to support our high streets and markets to thrive and prosper?

7.2 Question from Councillor Joseph to the Deputy Mayor and Cabinet Member for Education, Young People and Children's Social Care:

The NEU reports a projected loss of £15,283,365.06 in Hackney 2015-2020 and £610.10 in per pupil funding over the same period. Could the Deputy Mayor update us on the real impact on schools of the current funding arrangements and will the Council join the NEU in calling on the Government to properly fund schools?

7.3 Question from Councillor Billington to the Cabinet Member for Finance and Housing Needs:

What progress has been made in our manifesto commitment to invest in and develop temporary accommodation for those who through no fault of their own find themselves homeless in our borough?

7.4 Question from Councillor Smyth to the Cabinet Member for Energy, Sustainability and Community Services:

What progress has been made to reduce use of single use plastics in the council and what policies is the council putting in place to enable residents and business to reduce their use of single use plastics across Hackney.

7.5 Question from Councillor Fajana Thomas to the Deputy Mayor and Cabinet Member for Education, Young People and Children's Social Care:

We have pledged to give all our young people the best start in life. There have been stories in the media about headteachers callously excluding and off-rolling under-achieving children to make their school's results improve. Can you tell us whether this is happening in Hackney, and whether there is any statistics available in Hackney, in particular on BAMER students?

7.6 Question from Councillor Patrick to the Cabinet Member for Finance and Housing Needs:

What effect is universal credit having on the residents of Hackney? What has the council put in place to assist residents who are struggling?

7.7 Question from Councillor Race to the Deputy Mayor and Cabinet Member for Education, Young People and Children's Social Care:

The Cabinet member will have noted media coverage of a case in which a man found guilty of rape sought access to his child through the local council's care services. Can the cabinet member confirm that Hackney Council has strict policies in place that, while complying with the law, have a bias against putting children and women in a situation

whereby they are contacted by the perpetrator of a crime such as this?

7.8 Question from Councillor Hercock to the Cabinet Member for Planning, Business and Investment:

What can the council do for the residents of Denman Court who have historically been able to access Church St via Barn Street but who are no longer able to do so since the development of new houses on Barn Street included a gated fence?

7.9 Question from Councillor Stops to the Cabinet Member for Neighbourhoods, Transport and Parks:

The council has proposed a novel cycle scheme for the Balls Pond Road. However, members and residents would not have been aware of the full details of the scheme because the details were either not available or not known.

Members and residents will not have known that it is proposed to introduce rubber blocks and plastic bollards into the carriageway, because the consultation said nothing of this. They would not have known the Kingsbury Road junction details, because the detailed design is not available. Bus passengers would not have known of the delays expected for buses, because nobody appears to have considered this.

Can the consultation be re-run with these details included?

**8 Elected Mayor's Statement**

**9 Report from Cabinet: Calculation of Council Tax Base and Local Business Rate Income for 2019/20**

(Pages 25  
- 38)

**10 Report of the Chief Executive: Amendment to the Members' Allowances Scheme 2018/19**

(Pages 39  
- 68)

**11 Report of the Living in Hackney Scrutiny Commission: Investigation into segregated cycle lanes**

(Pages 69  
- 118)

**12 Motion**

**Brexit**

Hackney Council celebrates the borough's long history of being a diverse and inclusive place, which remains proudly outward looking and internationalist, welcoming refugees and migrants from all over the world, including the European Union. The borough has been enriched culturally, economically and socially by migrants who have made Hackney their home.

Hackney Council welcomes that Hackney had the second highest Remain vote in the UK (after Lambeth), with 78.5% of people voting to stay in the EU.

Hackney Council notes that cultural diversity is integral to our

community and our way of life and that around 15% of our citizens -- 41,500 residents -- are EU citizens from other member states. These European citizens help sustain our public services and make an enormous contribution to the civic, economic and cultural life of this Borough.

Hackney Council acknowledges the negative impact that the uncertainty caused by Brexit poses to the local economy and public services in Hackney, already damaged by austerity, as well as EU citizens from other member states who are residents of Hackney.

Hackney Council expresses its concern that a Parliament in deadlock, thanks to no Party having an outright majority, is being forced into choosing between a 'bad deal' or a 'no deal Brexit' by the Prime Minister and this Government.

Hackney Council is concerned with the impact that no deal could have on our borough and this Council, its workforce and its capacity to deliver services for its residents and businesses.

This motion recognises the work Hackney Council has undertaken to plan ahead in an attempt to ensure service continuity and provide reassurance and support for Council employees, residents and businesses at a time of great national uncertainty.

This includes:

- Creating the 'Hackney Loves You' campaign to recognise the contribution of EU citizens from other member states to Hackney.
- Communicating with EU residents about how they can get advice and support about their status, including holding an open meeting with the support of the EU commission.
- Supporting and signposting employees of the Council who are EU citizens from other member states to advice on citizenship rights and the application procedures required to remain in the UK post March 2019.
- Covering the cost of the settled status fee for Council employees.
- Signposting local businesses to advice on international trade, employment rights and regulatory requirements post March 2019.
- Ensuring the Council's existing supply chains suffer minimal disruption and that the Council can respond swiftly and adeptly to changing supply chains post March 2019.
- Preparing for changes in the lead up to and post March 2019 to a range of UK law and regulatory regimes which are currently governed by the EU.

The Council firmly rejects a 'no deal Brexit' which will not just affect the Council's ability to provide services but it will also affect the Borough's local economy and the wellbeing and prosperity of

residents, both EU and UK citizens, living in the Borough.

Those who champion the UK crashing out of the European Union still remain silent about what their alternative will offer other than to call on UK businesses to trade on World Trade Organisation rules. It has been shown that trading under these rules would weaken the UK economy, forcing entirely avoidable hardship upon millions of struggling families, individuals and businesses.

Hackney Council therefore supports the call on the Prime Minister and her Government to rule out a 'no deal Brexit' and be prepared to extend Article 50 to avoid the UK crashing out with 'no deal', and supports the right of Parliament to stop such a 'no deal' scenario.

Hackney Council supports this action as a first credible step in achieving the call for a General Election or ensuring enough time is given for all options, including campaigning for a public or 'people's vote', with a clear option to remain in the EU, on the table. Council believes this would resolve the current political deadlock and provide the democratic endorsement, or not, of a final deal.

The Council believes this is necessary to safeguard the well being and prosperity of the residents and businesses of our Borough.

The Council reiterates our support for Hackney's EU residents from other member states, and would ask the Mayor and administration to communicate the substance and adoption of this motion to the Government, local residents and businesses.

Proposer: Cllr Guy Nicholson  
Secunder: Cllr Penny Wrout

**13 Appointments to Commissions/Committees - Commission Membership - Living in Hackney**

(Pages  
119 - 122)

## **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 Director of Legal and Governance;
- 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:

- i. 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;
- ii. 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
- iii. 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:**

- i. 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).
- ii. 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.
- iii. 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:

- i. 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 Suki Binjal, Director of Legal and Governance  
, on 020 8356 6234 or email [suki.binjal@hackney.gov.uk](mailto:suki.binjal@hackney.gov.uk)



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