



C A B I N E T

Monday 24 October 2022

at 6.00 pm Council Chamber, Hackney
Town Hall, Mare Street, London E8 1EA

The live stream can be viewed here:

Main - <https://youtu.be/g3X536y4oql> Backup - <https://youtu.be/b6wiWTsdeY>

Members of the Committee:

Mayor Philip Glanville, Mayor (Chair)

Councillor Anntoinette Bramble, Deputy Mayor and Cabinet Member for
Education, Young People and Children's Social Care (Vice-Chair)

Councillor Robert Chapman, Cabinet Member for Finance

Councillor Mete Coban MBE

Councillor Susan Fajana-Thomas

Councillor Christopher Kennedy, Cabinet Member for Health, Adult Social
Care, Voluntary Sector and Culture

Councillor Clayeon McKenzie, Cabinet Member for Housing Services

Councillor Guy Nicholson, Deputy Mayor for housing supply, planning, culture
and inclusive economy

Councillor Carole Williams, Cabinet Member for Employment, Human
Resources and Equalities

Councillor Caroline Woodley, Cabinet Member for Families, Parks and
Leisure

Mayoral Advisors:

Councillor Sem Moema

Councillor Yvonne Maxwell

Councillor Sade Etti

Mark Carroll

Chief Executive

Friday 14 October 2022

www.hackney.gov.uk

Jessica Feeney

Governance Officer

governance@hackney.gov.uk

Cabinet

Monday 24 October 2022

Agenda

1 Apologies for Absence

2 Urgent Business

The Chair will consider the admission of any late items of Urgent Business. (Late items of Urgent Business will be considered under the agenda item where they appear. New items of Urgent Business will be dealt with under Item 17 below. New items of exempt business will be dealt with at Item 19 below).

3 Declarations of interest - Members to declare as appropriate

A Member with a disclosable pecuniary interest or a prejudicial interest in a matter who attends a meeting of the authority at which the matter is considered:

- (i) must disclose the interest at the start of the meeting or when the interest becomes apparent, and
- (ii) may not participate in any discussion or vote on the matter and must withdraw from the meeting room.

A Member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Register of Members' Interests or the subject of a pending notification must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal interests and prejudicial interests are defined at Paragraphs 8.1-15.2 of Section Two of Part 5 of the Constitution and Appendix A of the Members' Code of Conduct.

4 Notice of intention to conduct business in private, any representations received and the response to any such representations

On occasions part of the Cabinet meeting will be held in private and will not be open to the public if an item is being considered that is likely to lead to the disclosure of exempt or confidential information. In accordance with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 (the "Regulations"), members of the public can make representations about why that part of the meeting should be open to the public.

This agenda contains exempt items as set out at **Item 18 : Exclusion of the Press and Public**. No representations with regard to these have been received.

This is the formal 5 clear day notice under the Regulations to confirm that this Cabinet meeting will be partly held in private for the reasons set out in this Agenda.

5 Questions/Deputations

Question received from Mr Benjamin Counsell to the Cabinet Member for Energy, Waste, Transport and Public Realm.

‘Much is being made by the council about LTNs tackling climate change, but where is the evidence that LTNs reduce the amount of overall fuel burnt, rather than simply deterring a small proportion of short journeys by making everyone else drive further and queue longer, resulting in an overall increase in fuel burnt? LTNs demonstrably increase traffic, pollution and congestion on boundary roads which are often bus routes. The slowness of bus services is a common reason for people not choosing to travel by bus. Why does the council choose to slow them further by funnelling all the traffic into bus routes? Given that buses disproportionately serve poorer members of the community, surely undermining the viability of buses increases inequalities.’

Deputation received from Cathy Philpot on behalf of the Motorcycle Action Group.

Deputation: Parking permits review 2022

The proposals for powered two wheeler (PTW) parking charges in the most recent consultation ‘Have your say on the future of parking permit prices’, are not fair, proportionate, rational or evidenced based. The assumption has been made that a regime that applies to cars can be mapped across to PTWs, leading to massive overcharging of PTWs. This is a result of the flawed decision by Hackney to align PTW charging with car parking charges in February 2021, which itself was based on incorrect information:

- The entire banding structure and the way it is applied to PTWs is inappropriate. Although many PTW manufacturers report CO₂ emissions, these are not recorded by the DVLA for most PTWs. The majority of PTWs will therefore be charged according to their engine size under this structure, which does not bear the same relationship with emissions as in cars.
- The proposed bands set out in the consultation overestimate PTW emissions, as they appear to be based on car emissions so are inevitably not applicable to PTWs. For example, the most popular PTW in the UK falling within band 11 is the BMW R1250 GS, for which the manufacturer reports CO₂ emissions of 110 g/km, far below the 191-225 g/km range for this band as stated in the permit price tables. This discrepancy would mean a rider paying £433 in year 5 for a residents pass, as opposed to £136.
- Under the proposed charges e-PTWs and e-cars will be charged the same. The justification for the charges for electric cars is that they are a significant source of non-exhaust particulate emissions. Whilst this may be true for electric cars, which are often heavier and larger than standard ICE cars, the same does not apply for e-PTWs. Non-exhaust PM emissions, such as brake and tyre wear are roughly proportional to the weight of a vehicle, e-PTWs are much lighter than electric cars. In fact, the combined weight of an e-PTW and rider is far closer to that of a pedal cycle and rider, than to an e-car and driver.
- In addition, the argument is made that pedal cycles paying for parking in cycle hangars should not pay more than any cars. In application to electric PTWs however this is not comparable as there is no plan to install equivalent hangars for PTWs. Pedal cycles do not in fact pay for using parking facilities such as on-street cycle racks and bollards, which are comparable to facilities available for PTWs.
- The overall charging structure does not take into account a number of relevant factors including space taken up and effect on congestion, both of which are fundamental to effects on pollution and road danger.
- Combining emission and space impacts the proposals overcharge PTW riders by around a factor of 30, effectively asking riders to massively subsidise car parking in the Borough.

Additional concerns:

- The relevant councillors and officers have not engaged sufficiently on this

- The consultation was done in such a way as was unlikely for PTW riders to understand that the charges will apply to them. The lack of any efforts to engage with PTW riders until the final day of the consultation period seriously undermines the consultation process itself.
- The charges represent a massive and unaffordable increase for riders, in the middle of a cost of living crisis

6 Unrestricted minutes of the previous meeting of Cabinet held on 12 September 2022 (Pages 11 - 16)

To agree the minutes of the previous meeting of Cabinet held on 12 September 2022.

7 Hackney Youth Parliament Presentation

8 Capital Update and Property Disposals And Acquisitions Report - Key Decision No: FCR S087 (Pages 17 - 42)

This report is marked to follow because of the need to properly review and reflect the implications of a property transaction which is proposed for urgent inclusion in the report.

9 2022/23 Overall Financial Position Report - August 2022 - Key Decision No: FCR S088 (Pages 43 - 96)

10 Parking and Enforcement Plan (PEP) Review 2021-26 - Key Decision No: NH S075 (Pages 97 - 556)

11 Revision of London Borough of Hackney's Contaminated Land Strategy - Key Decision No: NH S068 (Pages 557 - 600)

12 City and Hackney Safeguarding Adults Board Annual Report 2021/22 - Key Decision No: AHI S120 (Pages 601 - 676)

13 Hackney Libraries Strategy 2022 - 2026 - Key Decision No: CHE S124 (Pages 677 - 974)

14 Draft Climate Action Plan - Key Decision No: CHE S140 (Pages 975 - 1128)

15 Eliminating Violence Against Women and Girls Hackney Strategy and Action Plan 2022 - 2025 - Key Decision No: CE S122 (Pages 1129 - 1154)

16 Changing the remit of Hackney Schools Group Board (HSGB) - for cabinet endorsement - Key Decision No: CE S121 (Pages 1155 - 1164)

17 New items of unrestricted urgent business

To consider any items admitted at Item 2 above.

18 Exclusion of the press and public

Note from the Governance Services Manager

If exempt urgent business is received following publication, item 19 allows for this to be considered.

RESOLVED:

That the press and public be excluded from the remainder of the meeting as the items below contain exempt information, as defined under paragraph, 3 & 5 of Part 1, schedule 12A of the Local Government Act 1972.

19 New items of exempt urgent business

To consider any EXEMPT items admitted at Item 2 above.

Public Attendance

Following the lifting of all Covid-19 restrictions by the Government and the Council updating its assessment of access to its buildings, the Town Hall is now open to the public and members of the public may attend meetings of the Council.

We recognise, however, that you may find it more convenient to observe the meeting via the live-stream facility, the link for which appears on the agenda front sheet.

We would ask that if you have either tested positive for Covid-19 or have any symptoms that you do not attend the meeting, but rather use the livestream facility. If this applies and you are attending the meeting to ask a question, make a deputation or present a petition then you may contact the Officer named at the beginning of the Agenda and they will be able to make arrangements for the Chair of the meeting to ask the question, make the deputation or present the petition on your behalf.

The Council will continue to ensure that access to our meetings is in line with any Covid-19 restrictions that may be in force from time to time and also in line with public health advice. The latest general advice can be found here - <https://hackney.gov.uk/coronavirus-support>

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.