

2007 – 2008
December 2007 Volume 7



**CABINET
AND
COUNCIL
MINUTES**

CABINET AND COUNCIL MINUTE BOOK

VOLUME 7: DECEMBER 2007

CONTENTS

Meeting

Date 2007

COUNCIL AND COUNCIL COMMITTEES

**STANDING ADVISORY COUNCIL FOR RELIGIOUS
EDUCATION** **5 December**

STRATEGIC PLANNING COMMITTEE **5 December**

Licensing Panel 10 December
Licensing Panel 13 December
Licensing Panel 20 December
Personnel Appeals Panel 12 December
Pension Fund Investments Panel (Special) 19 December

OVERVIEW AND SCRUTINY COMMITTEE (SPECIAL) **11 December**

STANDARDS COMMITTEE **17 December**

DEVELOPMENT MANAGEMENT COMMITTEE **18 December**

THE CABINET AND ADVISORY PANELS

CABINET **13 December**

Supporting People Advisory Panel 12 December
Education Admissions and Awards Advisory Panel 12 December
Local Development Framework Panel 12 December

COUNCIL
AND
COUNCIL
COMMITTEES

STANDING ADVISORY
COUNCIL FOR
RELIGIOUS
EDUCATION

**STANDING ADVISORY COUNCIL FOR
RELIGIOUS EDUCATION****5 DECEMBER 2007**Representatives of the Local Authority

Councillors: * Ms Nana Asante † Mrs Anjana Patel
 * Mrs Lurline Champagnie

Representatives of Christian and Other Religious Denominations and Faiths

* Mrs M Besser (Chairman)	Mr D Liversedge
Mr Z Baig	Mrs S Lynn
* Mr M Bishop	† Councillor A Omar
† Mrs N Desai	† Mr N Ransley
* Mrs P Gan-Kotwal	Rabbi D Roselaar
Ms S Gulamhussein	Prof H Singh
* Mrs M Hale	* Mr P Singh-Kohli
Dr V Kapashi	Ms B Wilson
Councillor D Lavingia	

Representatives of the Church of England

* Ms M Abbott

Representatives of Teachers

* Mrs S Mistry	† Mrs A Stowe
Ms B Pandya-Arepalli	Rev'd Dr S Thompson
* Ms N Parsons	

Co-opted Members

Mr J Dave † Ms P Stevens

Adviser to the Council, Nominated by the Corporate Director, Children's Services

* Mr P O'Dwyer

* Denotes Member present

† Denotes apologies received

[Note: Dheemal Patel and Ravi Mistry attended part of the meeting as Harrow Student Advisory Consultants. Ms H Modi attended as an observer.]

PART I - RECOMMENDATIONS - NIL**PART II - MINUTES****82. Apologies for Absence:**

RESOLVED: To note that apologies for absence had been received from Mrs Niru Desai, Councillor Asad Omar, Councillor Mrs Anjana Patel, Mr Neville Ransley, Ms Pat Stevens and Mrs Alison Stowe.

83. Attendance by Reserve Members:

RESOLVED: To note that there were no Reserve Members in attendance at this meeting.

84. Declarations of Interest:

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

85. **Minutes:**
- RESOLVED:** That the minutes of the meeting held on the 19 September 2007 be taken as read and signed as a correct record, subject to the following amendments:-
- (i) in the attendance list, Mr Neville Ransley's surname was misspelled.
 - (ii) inclusion of apologies for absence from Councillor Ms Nana Asante and Mary Abbott.
86. **Matters Arising:**
- Following two resignations at the previous meeting, Members noted that they hoped that there would be a new Hindu Community Representative identified in due course. The Chairman welcomed Nancy Parsons as a Teacher Representative.
- RESOLVED:** That the above be noted.
87. **SACRE Advice on the Religious Needs of Pupils, including a Report from the Student Advisory Group:**
- Dheemal Patel and Ravi Mistry reported that the Student Advisory Group had discussed issues around the dress code for religious artifacts. They concluded that most students had agreed that items such as necklaces should be removed for certain lessons, such as Physical Education. Other items, such as bracelets which could not be removed, could be covered. Students felt that items which were not discreet should not be allowed. The students reported that one school allowed pupils to submit a letter from a leader of their faith community to support their case particularly where clarification was required. It was noted that Headteachers had discretion in relation to all such matters.
- Dheemal Patel and Ravi Mistry were thanked for their presentation.
- It was noted that the Working Party, which devised guidance for schools on the religious needs of pupils had met on 20 September 2007. Martha Besser noted that there had been no input from a Sunni representative. It was suggested that Imam Farooqi could be contacted as he was involved with a mosque in the Borough and was also on the Harrow Inter Faith Council. Alison Stowe would report the findings of the Working Party to the next SACRE meeting.
- RESOLVED:** That Imam Farooqi be contacted concerning his possible involvement in the Working Party.
88. **Making Sense of Religion (OFSTED Report):**
- A synopsis of the Ofsted report was tabled.
- It was noted that Harrow already made good use of the non-statutory framework for Religious Education, as recommended by Ofsted. Ofsted also recommended that local authorities, in partnership with SACREs, needed to consider ways in which SACREs could be supported. Members felt that SACRE was already well supported, as there was Councillor Membership of Harrow SACRE. Members learnt that Ofsted had recommended that local authorities should consider the promotion of community cohesion and educating for diversity.
- It was noted that although assessment was often a weak area nationally, Harrow's assessment was good. More students in Harrow were scoring better marks. Mr Bishop referred to SACRE's draft annual report and discussed pupils' attainment and progress.
- Nancy Parsons offered to contact Paddy O'Dwyer with details of 'A' level results of male and female students separately, as she felt this would give a better picture of the results at Sacred Heart and Salvatorian College.
- RESOLVED:** That the report be accepted and teachers be congratulated on the results obtained by students.
89. **Revision of the Handbook for SACRE Members:**
- Members were asked to feedback ideas for the new revised SACRE handbook. A copy of the NASACRE handbook, which was tabled, was favourably received as being user friendly.
- RESOLVED:** That (1) Martha Besser distribute copies of the NASACRE handbook to members to allow them to submit suggestions for inclusion in the Harrow Handbook.

The suggestions to be sent to Paddy O'Dwyer by e-mail before the March 2008 meeting.

(2) the handbook include a paragraph summarising the work of SACRE which should be translated into the main languages used in Harrow.

(3) the handbook include summaries of the main faiths from the Religious Education Syllabus and excerpts from the Harrow vitality profiles to show the demography of the Borough.

90. **SACRE Constitution:**

On receipt of legal advice and following discussion, it was

RESOLVED: That the Constitution be amended to read:

'The representative groups on the Council other than the group consisting of those appointed to represent the authority may at any time require a review of any agreed syllabus for the time being adopted by the authority. Each representative group concerned shall have a single vote on the question of whether to require such a review.'

91. **SACRE Advice on Authorised Absence for Religious Festivals:**

Advice from the representatives of faith communities was requested regarding the significance for school attendance for the following festivals: Lailat Ramadan, Krishna Jayanti and Ganesh Chaturthi. Mr Singh-Kohli reported that the Sikh festivals of Diwali and the Birthday of Guru Nanak would be on 28 October 2008 and 13 November 2008 respectively.

RESOLVED: That the above be noted.

92. **GCSE Syllabuses and Results 2007:**

Results were tabled. It was noted that with the introduction of sixth forms in Harrow schools, Religious Education would be taught at Key Stage 5.

Members noted that 99% of pupils who had taken GCSE Religious Studies had obtained a grade A-G: 66.7% had achieved A*-C grades. SACRE had received no complaints during 2008 regarding Religious Education.

RESOLVED: That it be noted that the Religious Education and Religious Studies syllabi could be found at the following portals:

- The Assessments and Qualifications Alliance (AQA):
<http://www.aqa.org.uk/qual/>
- Oxford, Cambridge and RSA Examinations (OCR):
<http://www.ocr.org.uk/qualifications/index.html>
- Edexcel: <http://www.edexcel.org.uk/quals/>
- WJEC: <http://www.wjec.co.uk/>

93. **Launch of the Baha'i Resource Pack for Schools:**

It was noted that the Baha'i resource pack would be launched on 30 January 2008 at the Civic Centre from 4.30 pm to 6.30 pm. Speakers included Barney Leith and Stephen Vickers. Councillors, School Governors and Teachers would be invited by SACRE. Mr Kohli noted that a resource pack on Sikhism would be launched in due course.

RESOLVED: That the above be noted.

94. **News from Harrow Inter Faith Council:**

Mary Hale reported that:

- Park High School would be holding a sixth form conference in Summer 2008, which would be open to all of Harrow's High schools.
- Harrow Inter Faith Council (HIFC) was applying for funding for the production of a tapestry to mark the HIFC's 25th anniversary. It was noted that if funding were made available, each faith would produce a tapestry panel. The tapestry would be presented to the Borough at a performance launch and then shown in the Heritage museum. The Harrow Inter Faith Council would welcome support

from SACRE. Members suggested that copies of the tapestry be made for all Harrow's school children.

RESOLVED: That (1) the above be noted;

(2) Park High's holding of a sixth form conference in Summer 2008 be supported by SACRE.

95. **News from Faith Communities:**

It was reported that:

- The Sikh community had celebrated the Birthday of Guru Nanak and Diwali. 2008 would mark the 300th birthday of the present Guru and there would be a celebration in the Borough;
- There would be carols in the Council Chamber on 14 December 2007 at 12.30 pm, with a retiring collection for the Mayor's Charity.
- Councillor Asante reported that she had attended the launch of a project called 'Talin' which means 'Education' in Somali. The key aim of this new project was reconciliation, primarily among the three Abrahamic faiths but all faiths would be involved as the project grew. Councillor Asante would send Patrick O'Dwyer details of the project, as SACRE members were eager to be involved. Nancy Parsons felt that sometimes St Dominic's College were not included in the distribution of material available to Community Schools and asked that the college be informed of the project.

RESOLVED: That the above be noted.

96. **Correspondence:**

It was reported that:

- SACRE had received an email written by Mr Kohli regarding the celebrations for the Birthday of Guru Nanak, including a prayer for peace.
- There was a consultation on school admission arrangements for the academic year 2008/09. Details could be found on the Harrow Council website.
- Patrick O'Dwyer would read an article by the Hon. Patrick Manning, Prime Minister of Trinidad and Tobago, about Id-ul-Fitr.

RESOLVED: That the above be noted.

97. **Any Other Urgent Business:**

- (i) **Determination for Marlborough First and Middle School**
Following discussion, the Chairman signed Marlborough's application for determination. However, Members queried whether the school proposed, as implied in section 8 of the application form, that the determination applied both to whole school worship and groups meeting in faith communities and how this was to be delivered.

RESOLVED: That the Headteacher of Marlborough School be asked to clarify the scope of the determination and its delivery.

- (ii) **Monument**
Councillor Champagne explained that she was looking into the Inter Faith monument representing all Faiths in the Borough and suggested it might be erected to celebrate 25 years of Harrow's Inter Faith Council. Councillor Champagne noted that she hoped that the monument would be positioned in a prominent place in London.

RESOLVED: That a report be presented by Councillor Champagne and Martha Besser at the next SACRE meeting regarding the Monument.

- (iii) **Councillor Janet Cowan**
Members noted with sadness that Councillor Janet Cowan, a former member of SACRE, had recently passed away.

RESOLVED: That a letter of sympathy be written by Martha Besser to Councillor Janet Cowan's husband, Councillor John Cowan.

- (iv) Names in faith communities
Members requested that Pat Stevens draw up guidance on the use of names in faith communities.

RESOLVED: That all Faiths be asked by Martha Besser to give guidance regarding the use of names from their respective beliefs.

98. **Date of Next Meeting:**

RESOLVED: To note that the next meeting of the Standing Advisory Council for Religious Education would be held on the 12 March 2008.

(Note: The meeting having commenced at 7.30 pm, closed at 9.45 pm)

(Signed) MRS M BESSER
Chairman

STRATEGIC
PLANNING
COMMITTEE

REPORT OF STRATEGIC PLANNING COMMITTEE

MEETING HELD ON 5 DECEMBER 2007

Chairman: * Councillor Marilyn Ashton

Councillors: * Don Billson * Narinder Singh Mudhar
 * Keith Ferry * Joyce Nickolay
 * Thaya Idaikkadar * Mrs Rekha Shah (3)
 * Julia Merison

* Denotes Member present
 (3) Denotes category of Reserve Members

PART I - RECOMMENDATIONS - NIL
PART II - MINUTES
167. Attendance by Reserve Members:

RESOLVED: To note the attendance at this meeting of the following duly appointed Reserve Member:-

<u>Ordinary Member</u>	<u>Reserve Member</u>
Councillor Mrinal Choudhury	Councillor Mrs Rekha Shah

168. Right of Members to Speak:

RESOLVED: To note that there were no requests to speak from Members who were not Members of the Committee.

169. Declarations of Interest:

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

170. Arrangement of Agenda:

RESOLVED: That (1) in accordance with the Local Government (Access to Information) Act 1985, the following items be admitted late to the agenda by virtue of the special circumstances and grounds for urgency detailed below:-

<u>Agenda item</u>	<u>Special Circumstances / Grounds for Urgency</u>
Addendum	This contained information relating to various items on the agenda and was based on information received after the agenda's dispatch. It was admitted to enable Members to consider all information relevant to the items before them for decision.
15. Section 106 Agreement in respect of William Ellis Sports Ground, Camrose Avenue, Edgware (P/1282/07/CFU)	This item was admitted to the agenda as a matter of urgency in order to approve an extension of time to enable settlement and execution of a Section 106 Agreement relating to William Ellis Sports Ground, Camrose Avenue.

(2) all items be considered with the press and public present.

171. Minutes:

RESOLVED: That the minutes of the meeting held on 7 November 2007 be taken as read and signed as a correct record.

172. Public Questions:

RESOLVED: To note that no public questions were put at this meeting under the provisions of Committee Procedure Rule 19.

173. **Petitions:**
RESOLVED: To note the receipt of the following petition:
- (i) Petition against planning permission for development to provide two storey building with habitable roof space for seven flats; bin and cycle store; landscaping and parking (ref: P/3423/07UN)
The petition, which had been signed by 318 people and presented to Councillor Mrs Kinnear, was read out by Councillor Joyce Nickolay.
174. **Deputations:**
RESOLVED: To note that no deputations were received at this meeting under the provisions of Committee Procedure Rule 17.
175. **References from Council and other Committees/Panels:**
RESOLVED: To note that there were no references to be received.
176. **Representations on Planning Applications:**
RESOLVED: To note that no requests for representations had been received.
177. **Planning Applications Received:**
RESOLVED: That authority be given to the Head of Planning to issue the decision notices in respect of the applications considered, as set out in the schedule attached to these minutes.
178. **Planning Appeals Update:**
The Committee received a report from the Head of Planning which listed those appeals being dealt with and those awaiting decision.
RESOLVED: That the report be noted.
179. **Member Site Visits:**
RESOLVED: That a Member visit to the following site take place on Saturday 2 February 2008 at 10.00 am:
- Byron Park area (regarding forthcoming Leisure Centre planning application)
180. **Section 106 Agreement - William Ellis Sports Ground:**
The Committee received a report of the Director of Planning, Development and Enterprise in this matter.
RESOLVED: To extend the time for completion of the Section 106 Agreement relating to William Ellis Sports Ground, Camrose Avenue by a period of three months from 9 December 2007 (when it expires) until 9 March 2008.

(Note: The meeting, having commenced at 6.30 pm, closed at 7.10 pm).

(Signed) COUNCILLOR MARILYN ASHTON
Chairman

SECTION 1 – MAJOR APPLICATIONS

LIST NO:	1/01	APPLICATION NO:	P/3310/07/CFU
LOCATION:	206-228 and 278-292 Everton Court, Honeypot Lane, Stanmore		
APPLICANT:	The RM Partnership for CSM Property Services Ltd		
PROPOSAL:	Extensions at first floor level to provide 10 x 2 bedroom self-contained flats to existing building		
DECISION:	GRANTED permission for the development described in the application and submitted plans, as amended on the Addendum, subject to the conditions and informatives reported.		
	[Notes: (1) Councillors Marilyn Ashton, Don Billson, Julia Merison and Joyce Nickolay wished to be recorded as having voted for the application to be granted;		
	(2) Councillors Keith Ferry, Thaya Idaikkadar and Rekha Shah wished to be recorded as having voted against the decision to grant the application]		

SECTION 2 – OTHER APPLICATIONS RECOMMENDED FOR GRANT

LIST NO:	2/01	APPLICATION NO:	P/3406/07/DFU
LOCATION:	35 West Drive, Harrow HA3 6TX		
APPLICANT:	Home Plans for Basic Focus		
PROPOSAL:	Retention of single storey front and rear extensions; retention of conversion of garage to habitable room; roof alterations to form front and rear dormer		
DECISION:	GRANTED permission for the development described in the application and submitted plans, as amended on the Addendum, subject to the conditions and informatives reported.		
	[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].		

SECTION 4 – CONSULTATIONS FROM NEIGHBOURING AUTHORITIES

LIST NO:	4/01	APPLICATION NO:	P/3366/07CNA
LOCATION:	Stonegrove and Spur Road Estates, Edgware HA8 8BT		
APPLICANT:	London Borough of Barnet		
PROPOSAL:	Demolition of existing buildings; construction of 937 new residential units, community hall, church and church hall with new access off Spur Road and reopening access off Stonegrove		
DECISION:	RESOLVED: (1) To inform the London Borough of Barnet that Harrow Council objects to this application having an unacceptable impact on the Borough of Harrow for the following reason:		
	(i) The proposed access road to the development from Stonegrove will have an adverse effect on highway safety and prejudice the free flow of traffic on this London Distributor Road contrary to HUDP policy T 15 and national planning guidance(PPG 13) .		
	(2) that officers write to the Greater London Authority to inform it of the Council's response to LB Barnet's consultation.		
	[Notes: (1) The Committee wished it to be recorded that the decision was unanimous;		
	(2) the Head of Planning had recommended an additional reason to the committee].		

SECTION 5 - PRIOR APPROVAL APPLICATIONS

LIST NO: 5/01 **APPLICATION NO:** P/3490/07/DDT

LOCATION: Land o/s Mosque, 20 - 34 Station Road, Harrow HA1 2SQ

APPLICANT: Martin McNamara

DECISION: GRANTED prior approval of details of siting and appearance for the development described in the application and submitted plans, subject to the conditions and informatives reported:

[Note: The Committee wished it to be recorded that the decision was unanimous].

LICENSING AND
GENERAL PURPOSES
PANELS

LICENSING PANEL

10 DECEMBER 2007

Chairman: * Councillor Robert Benson

Councillors: * Thaya Idaikkadar * John Nickolay

* Denotes Member present

PART I - RECOMMENDATIONS - NIL**PART II - MINUTES**211. **Appointment of Chairman:**

RESOLVED: That Councillor Robert Benson be appointed Chairman of the Panel for the purposes of this meeting.

212. **Declarations of Interest:**

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

213. **Arrangement of Agenda:**

RESOLVED: That all items be considered with the press and public present.

214. **Minutes:**

(See Note at conclusion of these minutes).

215. **Public Questions, Petitions and Deputations:**

RESOLVED: To note that no public questions were put, or petitions or deputations received at this meeting under the provisions of Committee Procedure Rules 19, 16 and 17 (Part 4B of the Constitution) respectively.

216. **Licensing Procedures:**

The Chairman asked the Panel Members, officers, Responsible Authorities and other attendees at the meeting to introduce themselves and then outlined the procedure for the conduct of an oral hearing, which was set out in the agenda.

217. **Application for a new Premises Licence for Addictive, 26-28 Railway Approach, Harrow, HA3 5AA:**

The Panel received a report of the Chief Environmental Health Officer, which sought the determination of a new premises licence for Addictive, 26-28 Railway Approach, Harrow, HA3 5AA. The application had been made by Bluelamp Ltd, 7 Northfield Avenue, London, W13 9QP.

The application had been referred to the Panel as there were unresolved representations from the Planning Authority and the Metropolitan Police. Mr Anand, the Director of Bluelamp Ltd, attended the meeting. Sergeant Carl Davis, representing the Metropolitan Police, and Mr Basuta, representing the Planning Authority, were also present.

The Chief Environmental Health Officer's representative reported that the application was for a new licence and while licensing hearings were not normally conducted until after planning issues had been resolved, the Panel could grant the licence if they felt the applicant could display exceptional circumstances for them to do so.

In his opening statement, Mr Anand commented that his family owned the premises on Station Approach and he would be running it under the company name of Bluelamp Ltd. He further commented that he had been a licensee of similar premises in Park Royal and that the boroughs of Ealing and Harrow were quite similar. Mr Anand explained that he understood the representation put forward by the police and was disappointed that his efforts to resolve these before the hearing had not been successful. He was also confident that the representation from planning would be resolved within the next ten days. Mr Anand felt a condition on his licence prohibiting Mujra dancing was inappropriate.

In response to questions from Mr Basuta, Mr Anand replied that he felt his establishment would be a late night wine bar rather than a nightclub or restaurant. He

confirmed that, in view of planning conditions 2 and 6 (pages 51 and 52 of the agenda respectively) it would be primarily a restaurant wine bar. With regards to condition 4 (page 51 of the agenda), Mr Anand stated that he had acquired numbers 4-6 Marlborough Hill but that he did not intend to incorporate all his premises into one venue. He also confirmed that he would be formally applying for approval of the refuse and waste storage and disposal scheme.

In response to questions from Sergeant Davis, Mr Anand responded that the exceptional circumstances for granting the licence at this hearing were that planning issues should not affect the licensing issues. He further responded that he had previously held a licence in Harrow for serving alcohol until 11.00 pm, and that he had managed the Mehfil Club for a three-month period. He also clarified that the Mehfil Club had not been under his management when a shooting had occurred.

In response to questions related to Mujra dancing, Mr Anand replied that:

- It was an old traditional Indian Dance;
- It was primarily one woman dancing for 20 – 30 patrons;
- The woman would be wearing traditional dress whilst patrons sat on the floor;
- Tabla music would accompany the dancing;
- Traditional Mujra has been confused with a new form of Mujra dancing;
- He could not accept Membership club rules during all opening hours.

In response to questions from the Panel, Mr Anand replied that the premises would hold approximately 50 tables and that there would be a small dancing area but not in the proximity of the eating area. He added that without tables and chairs the premises could hold approximately 120 people, with some tables and chairs 100 people, and with the full capacity of tables and chairs 70 people. He was aware that the residents closest to his premises in Station Approach were approximately 100 metres away and that 'Addictive' was less isolated than his property in Park Royal which was situated on an industrial estate. He reiterated that his business was not to be run as a nightclub, but one that would move towards dinner followed by dancing. He added that he would be bringing in non-local Asian dancers who would dance at his premises during different phases and times of the year. He further added that he had not mentioned Mujra dancing on his application.

Mr Basuta, in his representation, commented that Mr Anand's planning application was only valid until 15 January 2008, if conditions 4 and 5 (pages 51 and 52 of the agenda respectively) were not resolved. In response to a question from Mr Anand, Mr Basuta clarified that the planning permission would expire when the premises were not in use, regardless of internal works having commenced.

In his representation, Sergeant Davis was concerned that Mr Anand's application was for a nightclub, and that such an establishment was not suitable in the heart of Harrow. In his definition of Mujra dancing, Sergeant Davis cited the Assistant Commissioner of Police, Tariq Gaffur, Ealing Licensing Officers and Immigration, that:

- Girls of 16 were being illegally brought into the country to dance Mujra;
- Mujra was linked to prostitution in this country;
- Harrow Police did not feel this type of dancing should be allowed in the Borough;
- Mujra comprised of a group of approximately 16 women, one woman a time dancing at a time to Bollywood music, mainly for male patrons.

In response to questions, Sergeant Davis replied that he would be willing to withdraw his representation if Mr Anand agreed to bring into effect Members' Club conditions after a certain time during the day, and that the Terminal Hours for Sun – Thurs were 01.00 and the Terminal Hours for Fri – Sat be 02.00. He added that he would like no-entry or re-entry after a certain time, and that planning issues ought to be resolved before licensing issues were considered.

In his closing statement Mr Basuta felt that not all the planning conditions were being complied with, nor planning yet granted, and that there was no clear definition of what type of establishment was to be run.

Summing up, Sergeant Davis concluded that the Police wanted the opening hours lowered and 13 conditions to be abided by.

Summing up Mr Anand concluded that he would not breach the planning conditions should his licence be granted and that he was happy to run the establishment with Members' Club conditions after 11.00 pm and he would subsequently make an application for a variation. Finally he commented that to be fully understood for the purposes of the hearing, Mujra needed an Asian translation.

The Panel, having considered all the evidence before it

RESOLVED: That the licence be granted subject to the following changes to the hours and additional conditions:

HOURS OF TRADING

Live Music

Sunday to Thursday	12.00 – 12.30
Friday and Saturday	12.00 – 01.30

Recorded Music

Sunday to Thursday	12.00 – 12.30
Friday and Saturday	12.00 – 02.00

Performances of Dance

Not granted

Provision for Facilities for Making Music

Sunday to Thursday	12.00 – 12.30
Friday and Saturday	12.00 – 01.30

Provision of Facilities for Dancing

Not granted

LNR

Sunday to Thursday	23.00 – 12.30
Friday and Saturday	23.00 – 01.30

Supply of Alcohol

Sunday to Thursday	12.00 – 12.30
Friday and Saturday	12.00 – 01.30

Hours Open to Public

Sunday to Thursday	12.00 – 01.00
Friday and Saturday	12.00 – 02.00

CONDITIONS

1. The provision of door supervisors at a ratio of 1:50 patrons must be made two hours prior to commencement of Live Music and finish at closing time whenever there is Live Music. Full details of Door Supervisors shall be supplied to the Police and Council officers and a Register of the Door Staff employed shall be kept at the premises.
2. CCTV meeting police requirements must be in place prior to any supply of alcohol being permitted.
3. A monitored central station alarm will be fitted, operated and maintained in accordance with the reasonable specifications of the Metropolitan Police Crime Prevention Officer.
4. A safe controlled by a time delay must be in use.
5. Tills must be regularly skimmed off.
6. A till guard must be provided on all tills.

7. Should any S.34 AWP machine be present at the premises then it is either emptied at night or fitted with appropriate recommended security device.
8. Prominent, clear and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
9. Amplified sound equipment shall be governed by a sound limiting device set at a level approved by the Licensing Authority.
10. Doors and windows shall be kept shut during operating hours.
11. The designated Premises Supervisor or the Licensee must participate in the pub watch scheme for the area should one exist.
12. No entry or re-entry to the premises to be permitted after 00.00hrs Sundays to Thursdays.
13. No Entry or re-entry to the premises to be permitted after 00.30hrs on Fridays and Saturdays.

REASON: The Panel had reached its decision having regard to the promotion of all four licensing objectives.

(Note: The meeting having commenced at 10.10 am, closed at 1.49 pm)

(Signed) COUNCILLOR ROBERT BENSON
Chairman

[Note: Licensing Panel minutes are:-

- (1) approved following each meeting by the Members serving on that particular occasion and signed as a correct record by the Chairman for that meeting;
- (2) printed into the Council Minute Volume, published monthly;
- (3) not submitted to the next panel meeting for approval.

Reasons: The Licensing Panel is constituted from a pooled membership. Consequently, a subsequent Panel meeting is likely to comprise a different Chairman and Members who took no part in the previous meeting's proceedings. The process referred to at (1) above provides appropriate approval scrutiny].

LICENSING PANEL

13 DECEMBER 2007

Chairman: * Councillor John Nickolay

Councillors: * Mano Dharmarajah * Tom Weiss

* Denotes Member present

PART I - RECOMMENDATIONS - NIL**PART II - MINUTES**218. **Appointment of Chairman:**

RESOLVED: That Councillor John Nickolay be appointed Chairman of the Panel for the purposes of this meeting.

219. **Declarations of Interest:**

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

220. **Arrangement of Agenda:**

RESOLVED: That (1) in accordance with the Local Government (Access to Information) Act 1985, the following item be admitted late to the agenda by virtue of the special circumstances and grounds for urgency detailed below:-

<u>Agenda item</u>	<u>Special Circumstances / Grounds for Urgency</u>
7. Application for a review of a Licence held by London Post Office Sports and Social Club, 136 Greenford Road, Harrow, HA1 3QL – Supporting documents	These documents had been inadvertently omitted from the agenda and the Panel was asked to consider them as a matter of urgency.

(2) all items be considered with the press and public present.

221. **Minutes:**
(See Note at conclusion of these minutes).222. **Public Questions, Petitions and Deputations:**

RESOLVED: To note that no public questions were put, or petitions or deputations received at this meeting under the provisions of Committee Procedure Rules 19, 16 and 17 (Part 4B of the Constitution) respectively.

223. **Licensing Procedures:**

The Chairman asked the Panel Members, officers, Responsible Authority and other attendees at the meeting to introduce themselves and then outlined the procedure for the conduct of a review hearing, which was set out in the agenda.

224. **Application for a review of Licence held by London Post Office Sports and Social Club, 136 Greenford Road, Harrow, HA1 3QL:**

The Panel received a report of the Chief Environmental Health Officer, which sought the determination of a review application of London Post Office Sports and Social Club, 136 Greenford Road, Harrow, HA1 3QL.

The application to review the licence had been made by Sergeant Carl Davis, which sought for the Premises Licence to be revoked, or at least be suspended. The Premises Licence holder, Mr Bharat Haria, was in attendance and was represented by Mr Stephen Hill of Hodders Solicitors. Also present were Sergeant Carl Davis from the Metropolitan Police and Mr Steve Dudmish, the Designated Premises Supervisor (DPS).

In his representation Sergeant Davis stated that, following a complaint from residents in July 2006 regarding public nuisance, the Club's management had received an informal warning. Although he felt that the sale of alcohol to underage persons was of a very serious nature, he felt that revoking the licence at this stage would be excessive.

Instead, he felt an alteration of the licence with additional conditions would be more effective in preventing future incidents. In response to questions it was clarified that:

- The Police were aware that Mr Dudmish had been a DPS for a considerable time;
- Only one (informal) warning, in regard to a complaint from residents, had been given to the Club's management prior to the incident on 22 September 2007;
- The Police were not aware of any other complaints from residents since the complaint received in July 2006;
- The Licence Holder had not been prosecuted for the sale of alcohol to underage persons;
- The DPS or Licence Holder was required to attend Pub Watch meetings, but the scheme did not necessarily include training. Failure to attend Pub Watch meetings would be a breach of the licence.

Mr Hill, speaking on behalf of the Licence Holder, stated that the Club was still run as a members' club, but had associated membership for non-Royal Mail staff. A card was needed to access the club premises. In the 25 years that the club had been in operation no other incidents had happened. The DPS had been working for the Club for 2 years and lived on the Club's premises. He added that the management had no other knowledge of the incident in July 2006 other than the informal warning from the Police.

Mr Hill asked Mr Haria to explain to the Panel how events were organised and booked. Mr Haria stated that members booked the hall. Once a date was agreed the organiser would be given conditions they would have to abide by. The hall could only be booked through members or members' relations. It was clarified that the booking for 22 September 2007 had been falsified and had originally been booked as a 50th birthday party. On the night it appeared to be an 18th birthday party. Mr Haria also clarified that the DPS had been sent a formal written caution stating that the incident would be on his record for a period of six months. If during this period a similar incident occurred, Mr Dudmish would be removed as the DPS.

Mr Hill noted that a member provided football coaching and ran a summer school, which was highly appreciated by those using the facilities. The Licence Holder would accept additional conditions on the licence to prevent future incidents and proposed seven conditions as set out on pages 35-36 of the agenda. Mr Hill noted that condition 5 ought to be reworded to read 'At any function, apart from the DPS, there shall be no less than one additional personal licence holder on duty'. It was added that training on the Challenge 21 policy had been arranged for staff and signed forms had been included in the tabled documents as evidence. The CCTV system had been replaced with a digital system and was now in good working order. In addition to the conditions outlined in the agenda three further conditions were proposed:

1. The designated smoking area to be managed by staff and door supervisor.
2. No persons to be allowed to congregate in the car park.
3. Notices to be displayed prohibiting the taking of glass or consumptions beyond the front door

In response to questions it was clarified that:

- Up to 4 events had been organised by non-members;
- The person who had falsely booked the 50th birthday party had been given a severe warning, but was still a member;
- The DPS was currently attending Pub Watch meetings;
- A new booking form had been adopted, which asked for more details of the organiser. The organiser was asked to sign the form and agree to the conditions;
- The hire of the sports grounds was different from the hall bookings;
- The CCTV system had been repaired shortly after the incident on 22 September 2007 and checks had been performed two to three times since;

- No other bookings had been falsified;
- Six additional staff had passed the personal licence holder's course, but had yet to apply for their personal licences;
- Alcohol was sold to non-members.

In his closing statement, Sergeant Davis explained that he had asked for the review to impress the severity of the incident on the Licence Holder and hoped the Panel would reach the right decision.

In his closing statement Mr Hill said the Licence Holder acknowledged the incident, but emphasised this was an isolated incident and the Club had a good track record. He felt revoking the licence was too severe and suggested additional conditions on the licence to prevent future incidents.

The Panel having considered the matter

RESOLVED: That (1) the Designated Premises Supervisor be removed.

REASON: The promotion of the licensing objectives for the protection of children from harm and the prevention of crime and disorder.

(2) The following additional conditions be added to the licence:

1. CCTV Equipment shall be installed, operated and maintained in good working order and in accordance with the recommendations of the Police or Crime Prevention Officer.
2. The Designated Premises Supervisor (DPS) / Manager / Personal Licence Holder is required to actively attend and support local Pub Watch.
3. There will be no promotions that encourage illegal, irresponsible or immoderate consumption of alcohol.
4. Incidents are logged and recorded in a logbook.
5. At any function, apart from the DPS, there shall be no less than one additional personal licence holder on duty.
6. All bar and security staff are trained to prevent under-age sales of alcohol.
7. The club shall adopt 'Challenge 21'.

REASON: The Prevention of Crime and Disorder, Prevention of Public Nuisance, Protection of Children from Harm and Public Safety.

(Note: The meeting having commenced at 10.03 am, closed at 12.47 pm)

(Signed) COUNCILLOR JOHN NICKOLAY
Chairman

[Note: Licensing Panel minutes are:-

- (1) approved following each meeting by the Members serving on that particular occasion and signed as a correct record by the Chairman for that meeting;
- (2) printed into the Council Minute Volume, published monthly;
- (3) not submitted to the next panel meeting for approval.

Reasons: The Licensing Panel is constituted from a pooled membership. Consequently, a subsequent Panel meeting is likely to comprise a different Chairman and Members who took no part in the previous meeting's proceedings. The process referred to at (1) above provides appropriate approval scrutiny].

LICENSING PANEL

20 DECEMBER 2007

Chairman: * Councillor Mrs Lurline Champagnie

Councillors: * Robert Benson * Raj Ray

* Denotes Member present

PART I - RECOMMENDATIONS - NIL**PART II - MINUTES**225. **Appointment of Chairman:**

RESOLVED: That Councillor Mrs Lurline Champagnie be appointed Chairman of the Panel for the purposes of this meeting.

226. **Declarations of Interest:**

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

227. **Arrangement of Agenda:**

RESOLVED: That (1) agenda item 8 – Application for a new Licence for Xscape, First and Second Floor, 314 Station Road, Harrow, HA1 2DX be heard before agenda item 7 – Application for a review of the Licence held by Rising Sun Public House, 138 Greenford Road, Harrow, HA1 3QL;

(2) all items be considered with the press and public present.

228. **Minutes:**

(See Note at conclusion of these minutes).

229. **Public Questions, Petitions and Deputations:**

RESOLVED: To note that no public questions were put, or petitions or deputations received at this meeting under the provisions of Committee Procedure Rules 19, 16 and 17 (Part 4B of the Constitution) respectively.

230. **Licensing Procedures:**

The Chairman asked the Panel Members, officers, and other attendees at the meeting to introduce themselves and then outlined the procedure for the conduct of an oral hearing, which was set out in the agenda.

231. **Application for a new Licence for Xscape, First and Second Floor, 314 Station Road, Harrow, HA1 2DX:**

The Panel received a report of the Chief Environmental Health Officer, which detailed an application for a new premises licence for Xscape, First and Second Floor, 314 Station Road, Harrow, HA1 2DX. An officer representing the Chief Environmental Health Officer explained that if the licence was to be granted the applicant would surrender the existing licence, which was held by Inigma. It was also noted that the floor plan attached to the agenda documents was likely to be modified and the applicant would have to submit the new plan to the Licensing Authority.

The application had been made by Mr Matthew Deith on behalf of Agora Entertainment Limited and had been referred to the Panel as unresolved representations had been received from Interested Parties. The applicant and his solicitors Ms Lara Tricker and Mr Julian Sheens were in attendance. Also in attendance was Mr Rajesh Sharma on behalf of Xscape. No objectors were present.

Mr Deith stated that his application had primarily been made to add an additional floor to the premises. A large investment had been made for refurbishment and sound proofing of the premises. Conditions to be placed on the licence had been proposed, as set out on pages 53-56 of the agenda, which were designed to avoid any potential problems. He further stated that the club would not be in operation unless the Health & Safety and Fire authorities were satisfied.

Mr Deith stated that the club would have a designated smoking area for patrons outside the premises and patrons would be stamped or tagged for re-entry to the premises. Door supervisors would be placed outside the premises to ensure public

order. He added that if the Designated Premises Supervisor were to change, the applicant would submit a variation application. The club would run a zero tolerance policy to attract a more mature clientele and a computerised club scan system, including CCTV, would be installed.

In response to questions it was stated that:

- All door supervisors would be ISA qualified and selected by the club's management;
- CCTV would record full facial shots and no hats would be allowed;
- Any alterations to the premises would be sent to the Licensing Authority for approval;
- Soundproofing the premises was part of the initial investment as it would be difficult to put in place afterwards;
- A sound limiter would be installed to ensure neighbouring residents would not experience any disturbance;
- Patrons leaving the premises to smoke outside would be given a band to ensure that no new entries would enter the premises after a certain time.

The Panel considered all the evidence before them and

RESOLVED: That the licence be granted subject to the following conditions:

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence; or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. Any individual employed to carry out a security activity must be licensed by the Security Industry Authority.
4. No music or amplified sound shall be generated within the premises so as to be audible within neighbouring dwellings.
5. No independent sound system shall be brought on to the premises and used for entertainment within the premises, so as to be audible within neighbouring dwellings.
6. All music, both live and recorded, generated on the premises must be relayed through a sound limiting device, which must be linked to a graphic equaliser and set at a level which will not be audible within neighbouring residents. The limiter unit shall not be overridden or interfered with at any time.
7. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
8. No live or recorded music shall be played outside the premises.
9. Speakers shall not be placed outside the premises at any time
10. A direct landline telephone number and email address for management at the premises shall be available to any person wishing to comment on the operation of the premises.
11. The premises license holder, or nominees thereof, will conduct meetings where necessary with local resident associations to address any concerns arising from the operation of the premises.
12. Licensed security staff shall manage persons awaiting entry to the club. Management will use their best endeavours to ensure queuing customers do

- not obstruct the thoroughfare or cause disturbance to the neighbourhood or passers by.
13. Management will make arrangements for a designated taxi firm for staff and customers. Management will use their best endeavours to ensure that drivers are aware that they should arrive and depart as quietly as possible. There will be a provision in the agreement between the management and the designated taxi firm setting out driver regulations, and this will include a policy against horn honking, double parking and doors slamming.
 14. Management shall operate a zero tolerance policy in relation to drugs and offensive weapons and will cooperate with the local Police crime and disorder initiatives. This shall include compliance with all reasonable recommendations of the Metropolitan Police Crime Reduction Officer.
 15. Food and suitable beverages, other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
 16. The premises will maintain a comprehensive CCTV system that ensures that all entry and exit points and bar areas of the premises are monitored which enable frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to an authorised officer or a police officer together with facilities for viewing. The recordings for the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours notice (subject to the Data Protection Act 1998). The CCTV system will be installed and maintained as agreed with the Police Crime Reduction Officer.
 17. The terminal hour for all licensable objectives permitted under this licence is extended to 04.30 on New Year's Day. The hours that the premises are open to the public are extended to 05.00 on New Year's Day.
 18. The licence shall have no effect until the Council's Environmental Health Service, the Metropolitan Police and the LFEPA have confirmed that they are satisfied that the premises are suitable following completion of the works being carried out. Where the plans alter during the course of construction revised plans will be forwarded to the Licensing Authority, LFEPA, Police and the Environmental Health Service prior to opening.
 19. No noise or vibration associated with the operation of plant at the Premises shall be audible or give rise to a nuisance to the occupiers of neighbouring properties.
 20. The licensee is to employ a suitable number of licensed door supervisors at the premises at all times the premises are open and trading. The following minimum number (subject to any other agreement reached with the Police from time to time and set out in writing by the Police) of licensed security staff will be located at the front entrance to the premises:
 - 1 security Sunday to Thursday
 - 2 security Friday and Saturday

In addition there will be a minimum of 1 security located within the premises for the first 50 customers and then 1 security per additional 50 customers thereafter whenever the premises are open. Notwithstanding the above, no floor at the premises shall be open to the public unless there is a minimum of 1 security on that floor.
 21. Full details of the door staff shall be available to the Police and a register of the door staff employed at the premises per day shall be retained at the venue. The register of door staff shall be available to the Police and Council Officers at all reasonable times.
 22. Any register of club members is to be kept at the premises and shall be available to Police and Council officers at all reasonable times.
 23. No glasses or bottles to be taken outside the premises

24. Clearly legible notices shall be displayed at all exits from the premises to advise customers that no food or drink can be consumed outside the premises.
25. All customers who exit the premises to smoke shall be supervised by the Door Supervisors to prevent unnecessary disturbance to neighbouring residents.
26. Entry to the premises to be restricted to persons of at least 18 years of age (unless complying with the following condition).
27. Before organising any under 18's events, prior written permission shall be sought from the Council. There will be no retail sale of alcohol permitted at under 18's events.
28. There shall be no new entries to the premises by members of the public after midnight on Sunday to Thursday nights and after 1.00 am on Friday and Saturday nights. Management must establish an effective system to identify customers temporarily leaving and re-entering the premises.
29. A list of all events which are externally promoted to the public shall be submitted to the Metropolitan Police Service 14 days in advance of the event or such shorter time as may be agreed with the Metropolitan Police. Police will have an absolute Veto on these events.
30. Polycarbonate glasses and/or bottles shall be used at the premises as agreed with the Metropolitan Police from time to time.
31. "Challenge 21" or such similar scheme as agreed with the Metropolitan Police shall be implemented at the entrance door and at all points of sale for alcohol.
32. A monitored central station intruder alarm shall be installed and maintained in agreement with the Metropolitan Police.

REASON: To ensure the promotion of all four licensing objectives as set out in the Licensing Act 2003.

232. **Application for a review of Licence held by Rising Sun Public House, 138 Greenford Road, Harrow, HA1 3QL:**

Sergeant Carl Davis informed the Panel that he had been advised that the Licence Holder for Rising Sun Public House, 138 Greenford Road, Harrow, HA1 3QL, had submitted a variation application to address the issues raised by Sergeant Davis in his review application. Considering the variation application Sergeant Davis felt a review was no longer necessary and sought to withdraw his application. As a result, the application would not now require determination by the Panel.

RESOLVED: To note that the application for a review of the licence held by Rising Sun Public House, 138 Greenford Road, Harrow, HA1 3QL, was withdrawn.

(Note: The meeting having commenced at 7.10 pm, closed at 9.44 pm)

(Signed) COUNCILLOR MRS LURLINE CHAMPAGNIE
Chairman

[Note: Licensing Panel minutes are:-

- (1) approved following each meeting by the Members serving on that particular occasion and signed as a correct record by the Chairman for that meeting;
- (2) printed into the Council Minute Volume, published monthly;
- (3) not submitted to the next panel meeting for approval.

Reasons: The Licensing Panel is constituted from a pooled membership. Consequently, a subsequent Panel meeting is likely to comprise a different Chairman and Members who took no part in the previous meeting's proceedings. The process referred to at (1) above provides appropriate approval scrutiny].

PERSONNEL APPEALS PANEL

12 DECEMBER 2007

Chairman: * Councillor Joyce Nickolay

Councillors: * Salim Miah * Raj Ray

* Denotes Member present

PART I - RECOMMENDATIONS - NIL**PART II - MINUTES**77. **Appointment of Chairman:**

RESOLVED: That Councillor Joyce Nickolay be appointed Chairman of the Panel for the purposes of the meeting.

78. **Declarations of Interest:**

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

79. **Arrangement of Agenda:**

RESOLVED: That the appeal be considered with the press and public excluded on the grounds that it would involve the disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972, in that there would be disclosure of information relating to an individual.

80. **Minutes:**

(See Note at conclusion of these minutes).

81. **Grievance Appeal:**

Following careful consideration of both the written and verbal evidence presented by the appellant and the written and verbal evidence presented by management, the Panel

RESOLVED: That (1) the appeal be dismissed;

(2) the relevant Corporate Director be made aware of a number of concerns expressed by the Panel in relation to the case.

(Note: The meeting having commenced at 9.35 am, closed at 12.58 pm)

(Signed) COUNCILLOR JOYCE NICKOLAY
Chairman

[Note: Personnel Appeals Panel minutes are:-

- (1) approved following each meeting by the Members serving on that particular occasion and signed as a correct record by the Chairman for that meeting;
- (2) printed into the Council Minute Volume, published monthly;
- (3) not submitted to the next panel meeting for approval.

Reasons: The Personnel Appeals Panel is constituted from a pooled membership. Consequently, a subsequent Panel meeting is likely to comprise a different Chairman and Members who took no part in the previous meeting's proceedings. The process referred to at (1) above provides appropriate approval scrutiny].

PENSION FUND INVESTMENTS PANEL (SPECIAL)**19 DECEMBER 2007**

Chairman: * Councillor David Ashton

Councillors: * Mano Dharmarajah * Richard Romain
* Thaya IdaikkadarCo-optee * Howard Bluston
(Non-voting):

* Denotes Member present

[Note: Mr George Henshilwood and Mr Alistair McKissack of Hymans Robertson LLP attended in an advisory role, as the Council's Actuary/Adviser.]

PART I - RECOMMENDATIONS - NIL**PART II - MINUTES**84. **Attendance by Reserve Members:****RESOLVED:** To note that there were no Reserve Members in attendance at this meeting.85. **Declarations of Interest:****RESOLVED:** To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.86. **Arrangement of Agenda:****RESOLVED:** That (1) in accordance with the Local Government (Access to Information) Act 1985, the following item be admitted late to the agenda by virtue of the special circumstances and grounds for urgency stated below:

<u>Item</u>	<u>Special Circumstances/Grounds for Urgency</u>
6. Review of UBS Fund Restructure Proposals	Information regarding the performance of UBS was tabled at the meeting as it was unavailable at the time the agenda was dispatched. Members were asked to consider this information as a matter of urgency in order to make an informed decision.

(2) all items be considered with the press and public present with the exception of the following items for the reasons set out below:

<u>Item</u>	<u>Reason</u>
6. Review of UBS Fund Restructure Proposals) These reports contained exempt information under Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 in that they contained information relating to the financial or business affairs of any particular person (including the authority holding that information).
7. Fund Manager's Presentation	

87. **Minutes:****RESOLVED:** That the minutes of the meeting held on 12 November 2007 be deferred until the next ordinary meeting of the Panel.88. **Deputations:****RESOLVED:** To note that no deputations were received at the meeting under the provisions of Committee Procedure Rule 17.89. **Review of UBS Fund Restructure Proposal:**

The Panel received a confidential report of the Corporate Director (Finance), which set out an assessment of the changes proposed by UBS in their investment process. The

Panel received a briefing from Hymans Robertson on the UBS Fund proposals and performance. Information regarding the performance of UBS, which was not available at the time the agenda was circulated, was tabled.

RESOLVED: That (1) the report be noted;

(2) the recommendations in the report of the Corporate Director (Finance) be considered during discussion of the Fund Manager's Presentation.

(See also Minute 90)

90. **Fund Manager's Presentation:**

Representatives from UBS made a formal presentation to the Panel. The presentation was received in the private session of the meeting.

Members of the Panel asked questions of the Fund Managers and discussed issues arising. Upon conclusion of the presentation, the representatives were thanked for their attendance.

RESOLVED: That (1) it be noted that UBS would be using their Systematic Alpha approach to manage the UK equity portfolio in future and that the transition would be completed by March 2008. The Corporate Director (Finance) to write to UBS regarding this and request UBS not to make any charges in respect of transaction fees for the transition;

(2) the Corporate Director (Finance) write to UBS expressing concern about performance and advise them that the Panel would be reviewing the fund manager structure in 2008; the letter to request evidence of analyst performance;

(3) the Corporate Director (Finance) commission an asset liability study from Hymans Robertson to be completed by the end of June 2008.

(See also Minute 89)

91. **Group Manager - Corporate Finance:**

The Corporate Director (Finance) advised the Panel that Barry Evans (Group Manager - Corporate Finance) would be retiring in March 2008. The Panel thanked the Group Manager for all his work, and wished him a very happy retirement.

RESOLVED: That the above be noted.

(Note: The meeting having commenced at 6.30 pm, closed at 9.35 pm)

(Signed) COUNCILLOR DAVID ASHTON
Chairman

OVERVIEW AND
SCRUTINY
COMMITTEE

REPORT OF OVERVIEW AND SCRUTINY COMMITTEE

SPECIAL MEETING HELD ON 11 DECEMBER 2007

Chairman:	* Councillor Stanley Sheinwald	
Councillors:	* Mrs Margaret Davine * B E Gate * Mitzi Green * Ashok Kulkarni (2) * Barry Macleod-Cullinane * Anthony Seymour	* Dinesh Solanki * Bill Stephenson (1) * Yogesh Teli * Mark Versallion * Jeremy Zeid (6)
Voting Co-opted:	(Voluntary Aided) † Mrs J Rammelt † Reverend P Reece	(Parent Governors) * Mr R Chauhan * Mrs D Speel

* Denotes Member present
(1), (2) and (6) Denote category of Reserve Members
† Denotes apologies received

[Note: Councillor David Ashton, having been invited to the meeting in his capacity as the Deputy Leader of the Council, also attended this meeting to speak on the item indicated at Minute 247 below].

PART I - RECOMMENDATIONS - NIL
PART II - MINUTES

241. **Membership of Overview and Scrutiny Committee:**
The Chairman advised the Committee of the change in the membership of the Overview and Scrutiny Committee, as set out in the supplemental front sheet circulated at the meeting. He stated that Councillor Mrs Vina Mithani had been appointed as an Ordinary Member of the Committee and as the Policy Lead Member for Adult Health and Social Care.

242. **Attendance by Reserve Members:**

RESOLVED: To note the attendance at this meeting of the following duly appointed Reserve Members:-

Ordinary Member

Councillor Manji Kara
Councillor Jerry Miles
Councillor Mrs Vina Mithani

Reserve Member

Councillor Jeremy Zeid
Councillor Bill Stephenson
Councillor Ashok Kulkarni

243. **Declarations of Interest:**

RESOLVED: To note that the following interests were declared:

Agenda Item 6(a) – Year Ahead Statement 2008/09

- (i) Section 2 – Redevelop the Town Centre

Councillor Anthony Seymour declared a personal interest in that, as Chairman of the Call-in Sub-Committee, he had chaired a meeting on 29 November 2007 where the Call-in had related to the Town Centre. Councillors Stanley Sheinwald and Jeremy Zeid declared a personal interest as they had served as Members on that body. Councillor Bill Stephenson declared a personal interest as he had been one of the signatories to the Call-in. Councillor David Ashton declared a personal interest on the basis that he had appeared at the Call-In Sub-Committee to give evidence.

Councillor Dinesh Solanki declared a personal interest in that he lived in Harrow Weald.

They would all remain in the room to ask questions, respond to questions and listen to the responses given.

During the course of the meeting, Councillor Mrs Kinnear, who was not a Member of the Committee, declared a personal interest in that she lived and owned a property in the Town Centre. She would remain in the room to listen to responses given.

During the course of the meeting, Councillor Susan Hall, who was not a Member of the Committee, left the room during the discussion relating to the Wealdstone Town Centre.

- (ii) Sections 3/4 – Improve the well-being of adults and children and the care of those who need our help most/ Extend community use of schools while making education in Harrow even better

Councillor Mitzi Green declared a personal interest in that her son received care from the Council.

Councillor Mrs Margaret Davine declared a personal interest in that her mother received social care from the Council.

The majority of Members of the Committee and Councillor Mrs Kinnear, who was not a Member of the Committee, declared personal interests in that they were governors of various schools in Harrow.

Councillor Barry Macleod-Cullinane declared a personal interest in that his sister taught at a school in Harrow. During the course of the meeting, he also declared a personal interest in that he was employed by London Councils Limited and stated that this had been registered in the Members Register of Interest Forms held by the Council.

They would all remain in the room to ask questions and listen to the responses given.

244. **Arrangement of Agenda:**

RESOLVED: That all items be considered with the press and public present.

245. **Minutes:**

- (a) Minutes of the meeting held on 13 November 2007

RESOLVED: That (1) the minutes of the meeting held on 13 November 2007 be taken as read and the Chairman be authorised to sign them as a correct record when published in the Council Bound Minute Volume;

- (b) Minutes of the meeting held on 20 November 2007

RESOLVED: That (1) subject to (i) below, the minutes of the meeting held on 20 November 2007 be taken as read and the Chairman be authorised to sign them as a correct record when published in the Council Bound Minute Volume:

- (i) Minute 237 – Strategic Approach to School Organisation – to replace the first sentence of paragraph 3 of the preamble with the following:- “In response to the concerns expressed by a co-opted member that the amalgamation policy had been approved without consultation with stakeholders, the Director mentioned that the matter had been agreed by the Portfolio Holder for Schools and Children’s Development. She added that the Council’s Amalgamation Policy was amended in light of legislative changes in the Education and Inspections Act 2006 and to give greater clarity to the process to support the change of age of transfer.”

246. **Deputations:**

RESOLVED: To note that no deputations were received at the meeting under the provisions of Overview and Scrutiny Procedure Rule 10.

247. **Question and Answer Session with the Leader, Deputy Leader and the Chief Executive:**

On behalf of the Committee, the Chairman welcomed the Deputy Leader and the Chief Executive to the meeting. It was noted that the Leader was unwell and had sent his apologies to Members. He would be happy to attend a future meeting of the Committee. Members wished him a speedy recovery.

The Chairman also welcomed the co-opted members to their first question and answer session with the Deputy Leader of the Council and the Chief Executive.

The meeting and questions had been based around the Year Ahead Statement 2008/09 and arranged under the following themes:-

Deliver better environmental services and keep crime low, Redevelop the town centre, Improve the well-being of adults and children and the care of those who most need our help, Extend community use of schools while making education in Harrow even better, Improve the way we work for our residents, Develop communities where people from different backgrounds get on well together and Central government grant/Local lottery.

Before receiving questions, the Deputy Leader thanked Members for the invitation to discuss the Year Ahead Statement 2008/09, a first element of the Council's Corporate Plan.

The Deputy Leader referred to the Council's Vision of being "recognised as one of the best London Councils by 2012 in a borough that was cosmopolitan, confident and cohesive"; a vision which was intended to coincide with the 2012 Olympic games in London. The vision had been driven partly by the Comprehensive Performance Assessment (CPA) review, which had indicated that the Council needed to strengthen its vision and priorities. The Council had accepted that its performance needed improving, and had tasked itself to be the best London Council by 2012. He referred to the new and reduced set of vision statements and the focused set of corporate priorities, details of which were set out in the Chief Executive's report.

The Committee was informed that the vision statements could only be delivered with the commitment of staff and the Council's partners, notably those that formed the Harrow Strategic Partnership (HSP). The Deputy Leader stated that each of the 6 corporate priorities would link to new flagship actions, each of which would be tangible and measurable, details of which would be submitted to Cabinet at its meeting in January 2008 and to the Overview and Scrutiny Committee in the New Year. The Council's Year Ahead Statement would then be amplified by the flagship actions supported by Service Plans from each of the Directorates and linked to the Council's Corporate Plan and the Budget. Any comments made by the Overview and Scrutiny Committee would be incorporated.

The Chief Executive outlined the non-political issues and obstacles facing the Council, and referred to the following 9 steps that had been put in place to help the Council achieve its vision:-

Vision and Priorities, Structures to reflect the needs and priorities of the organisation, Finance, Investment in staff/Members, Work Life balance, Performance management, Cultural change and Improved communications.

He stated that whilst good progress had been made, a great deal of work needed to be done for the Council to be able to achieve its vision.

Members were invited to put their questions to the Deputy Leader and the Chief Executive under the various themes set out below. Members of the Overview and Scrutiny Committee also asked supplemental questions, which were duly answered.

Section 1 - Deliver better environmental services and keep crime low

In response to questions about landfill costs, dedicated policing in the Town Centre, traffic congestion, the MORI survey results and street cleansing, the Deputy Leader and the Chief Executive stated that:-

- Issues around landfill costs had been raised through the West London Waste Authority (WLWA), as there was a risk of various Councils, including Harrow, picking up additional tax of those boroughs that had less efficient recycling rates. The current situation appeared to penalise efficient boroughs. This issue could have a detrimental effect on existing good relationships between boroughs.
- The Borough Commander for Harrow had put forward a concept of a dedicated Town Centre policing unit, which would cost of £250,000. With the Council's challenging financial situation, the concept was not feasible. It would also imply that the Council Tax payers would be paying twice for the local police services given that policing was funded from the Greater London Authority (GLA) precept. The Deputy Leader undertook to respond in writing to all Members of the Committee on the plans by the Police to move from South Harrow to Central Harrow.

- It was perceived that traffic congestion in Harrow was getting worse in comparison with other boroughs. Statistics produced by Transport for London (TfL) suggested that Harrow had the fourth lowest level of traffic congestion in London. Various traffic measures were in the pipeline to improve the situation, such as the Petts Hill Bridge project. Quarterly meetings were held with the relevant authorities to discuss this issue. The situation was influenced largely by factors outside the control of the Council. It was intended to improve traffic congestion in Wealdstone by opening the High Street. The government's parking policy, the Mayor of London's requirement to build extra 4,000 homes in Harrow, various planning proposals, some of which had been refused by the Council but approved by the Planning Inspector on appeal, and the Mayor's London Plan would all contribute to increased traffic congestion in Harrow. The Deputy Leader agreed to respond, in writing, to the question on how the Council was promoting the removal of aspects at junctions. He agreed with a Member that the 24hr CCTV, which helped cut down crime in Harrow, ought also to be used to enforce bus lanes and other traffic infringements. Revenue raised could however only be directed to traffic initiatives.
- The Chief Executive was of the view that traffic congestion was an issue for all individuals to consider, including their contribution to it. It was important for the Council to lead by example with its Partners.
- In terms of policing arrangements in the Town Centre, and the comment from a Member that he supported the use of public funds to address the challenge of increased crime in the Town Centre, the Deputy Leader stated that he welcomed the introduction of a police cabin in the Town Centre that would be staffed by local police officers and the British Transport Police. The Deputy Leader undertook to respond to the query on whether the Fire Service had been consulted on proposed developments in Harrow Town Centre, as it had not been able to meet their targets in terms of attending the problems in there.
- Harrow had the lowest customer satisfaction level in London and measures had been put in place to address the issue. Better communication would help improve perception together with improvements to Access Harrow and the One Stop Shop. Improvements to the public realm maintenance had been included in the draft Budget for 2008/09. The Deputy Leader was of the view that the budget for street cleaning had been reduced to an unacceptable level but that this was driven by the challenging financial position faced by the authority. He stated that the Council would be investigating why its costs for street cleaning were considerably higher than those of its neighbours.
- Only time would tell of the return received on the proposed regeneration of Wealdstone town centre by opening Wealdstone High Street to traffic. The opening may attract new shops but it was impossible to put a value on the return.

Section 2 - Redevelop the Town Centre

In response to questions about the proposed redevelopment of the Town Centre, existing business space there and business flight, and parking charges, the Chief Executive and the Deputy Leader stated that:-

- The redevelopment of the Town Centre, which was looking 'tired', was a key ingredient in Harrow achieving its vision, particularly when neighbouring shopping centres were adding to their existing investments. The vision for the Town Centre would need to be articulated by the Council, its residents and businesses. The Chief Executive added that it was important that the Council talked to its residents on their aspirations for the Town Centre and what would make them shop and spend time there. Mixed-use development would be the ideal option and he cited the example of Walton Town Centre in Surrey, which he had previously spearheaded, where an inclusive approach to the development had been a success.
- The issue of business flight from Harrow was not considered to be acute when compared with other boroughs. The issue could be addressed and a successful Town Centre that had a mixture of uses – business/retail/residential – would help resolve the problem.
- In addition, the Town Centre should be seen as a safe and clean area and investments in these areas were also important along with its design. The

administration was meeting with local businesses with a view to working together and defining expectations.

- Income from parking had reduced but it was unclear whether a reduction in parking charges would result in an increase in income. The administration was looking at the different rates of parking charges that currently existed in Harrow.
- Only time would tell of the return received on the proposed regeneration of Wealdstone town centre by opening Wealdstone High Street to traffic. The opening would provide greater buying power and may attract new shops but it was impossible to put a value on the return.

Sections 3/4 - Improve the well-being of adults and children and the care of those who most need our help/Extend community use of schools while making education in Harrow even better

In response to questions, the Deputy Leader briefed Members on the challenges facing the Council in the provision of care and the probable impact of new legislation and the risks of new costs. It was intended to use the grants received flexibly as the Comprehensive Spending review (CSR) settlement was unlikely to meet these costs.

With regard to benchmarking costs against other authorities, he urged caution on this issue. In some cases costs were driven by local factors such as the level of need. With regard to home care, some of the existing contracts had been renegotiated to drive down costs. Procurement was challenging because of TUPE requirements affecting some former Council staff, as old providers were not required to provide information on costs until fairly late in the process.

The Chief Executive outlined the actions being taken in regard to value for money and performance and that officers were being asked to prepare actions plans to mitigate the problems ahead. The Council would also work with the West London Alliance with a view to cutting down costs.

In response to a suggestion from a Member about new ways of providing services such as the patient transport service currently provided by London Ambulance, the Deputy Leader stated that the Council was working closely with the Harrow PCT on such issues. He was also looking into why Harrow had the highest infant mortality rate in London.

Responding to a question from another Member about how the Council would reduce the gap in the confidence of those who used its services, the Deputy Leader stated that this issue was related to the outcome of the judicial review on Fair Access to Care Services (FACS). He expressed concern about self-directive care and the need to support vulnerable service users in taking advantage of these new approaches. He spoke highly of Telecare, and urged Members to visit the Milman's Centre for a demonstration on its use.

The Deputy Leader also clarified that cost was not the sole concern when contracts were negotiated.

Section 5 - Improve the way we work for our residents

The Chief Executive responded to questions from Members in this regard and the request that training, particularly for Middle Managers, ought to be brought forward to allow the Council to achieve a cultural change in the organisation and a 'can do' culture. He outlined the 'traditional' and hierarchal nature of the organisation, which needed changing whereby it would release capacity and move away from the blame culture. He acknowledged that the culture of the organisation would be difficult to change as the organisation appeared to have been 'bruised'. He outlined his ambitions for the Council and how he intended to build on the foundations laid down.

Both the Chief Executive and the Deputy Leader spoke about the need to change behaviour, culture and system support. They referred to the recent meetings with staff, which had shown the frustrations of some junior staff who felt that their ideas/suggestions were being blocked. The Chief Executive re-iterated his 9-point plan, which he hoped would help release potential that existed in the organisation.

In terms of whether the Council had the capacity, time and resources to make inroads, the Chief Executive and the Deputy Leader informed Members that the limited project management ability within the organisation had been recognised and costs of engaging

experts had been built-in for new projects. Training in basic project management skills would be provided. The Council would ensure that resources were used in the most effective way and that employees were aware of the organisation's direction. Effective use of existing resources and providing staff with essential tools would help increase capacity within the organisation. New staff would be inducted in the organisation's vision. It was important that all staff felt that they were involved, developed and that their contributions acknowledged. Succession planning was important. The experience, expertise and potential of Middle Managers needed nurturing. It was essential that the relationship between officers and Members was one of mutual respect.

Additionally, Members would also be provided with a development programme to support them in dealing with the new challenges of managing a complex organisation. The programme would be practical, reflective, enhancing and would be supplemented by development work.

Section 6 - Develop communities where people from different backgrounds get on well together

In response to cross-party concern that the Local Area Agreement (LAA) indicator of people from different backgrounds reporting that they got on well together was moving away from the target and whether the MORI survey was the correct way to measure the volunteering aspects, the Deputy Leader acknowledged that the result was a surprise bearing in mind that Harrow did not suffer from community tensions that other boroughs faced. It was noted that officers were looking at ways of improving the performance against this target, perhaps by face-to-face interviewing. The definition of volunteers was somewhat odd. All these issues had to be taken into the context of targets driven government.

Other Issues - Central Government Grant and Local Lottery

The Deputy Leader responded to questions on central government grant and confirmed that the cross-party campaign highlighting the poor settlement received by Harrow would continue and that support had been received from one of the two local MPs. He informed Members that the legal advice was that the Council could set up its own local lottery but that it could be used for capital projects only, such as heritage. A Member indicated his support for such an initiative.

Conclusion

The Chairman thanked the Deputy Leader and the Chief Executive for their attendance and responses. The Deputy Leader thanked Members for their fair questions.

248. **Healthcare for London - Joint Overview and Scrutiny Committee (JOSC):**

RESOLVED: That the query relating to the legal basis of the decision taken by Council in relation to the pan-London Joint Overview and Scrutiny Committee, referred to in the 'Note' relating to Minute 209, be actioned prior to the next meeting of the Committee.

249. **Children's Services Complaints Annual Report:**

RESOLVED: That the officer respond to Members about the nature of the complaints about policy and procedural requirements not being met and whether they related to any systematic issues, as referred to in paragraph 3 of the preamble to Minute 234 of the minutes of 20 November 2007 meeting of the Committee.

(Note: The meeting, having commenced at 7.34 pm, closed at 9.57 pm).

(Signed) COUNCILLOR STANLEY SHEINWALD
Chairman

STANDARDS
COMMITTEE

REPORT OF STANDARDS COMMITTEE

MEETING HELD ON 17 DECEMBER 2007

Chairman: * The Right Revd Peter Broadbent

Councillors: * B E Gate * Joyce Nickolay
 * Mrs Kinnear * Phillip O'Dell
 * Jean Lammiman

Independent Persons: * Ms Sheila Darr * Mr Mohammad Rizvi
 * Dr J Kirkland

* Denotes Member present

PART I - RECOMMENDATIONS - NIL

PART II - MINUTES

71. **Attendance by Reserve Members:**

RESOLVED: To note that there were no Reserve Members in attendance at this meeting.

72. **Declarations of Interest:**

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

73. **Arrangement of Agenda:**

RESOLVED: That all items be considered with the press and public present.

74. **Appointment of Vice-Chairman:**

RESOLVED: To appoint Dr John Kirkland as Vice-Chairman of the Standards Committee for the remainder of the Municipal Year 2007/08.

75. **Minutes:**

RESOLVED: That the minutes of the meeting held on 11 September 2007 be taken as read and signed as a correct record.

76. **Public Questions:**

RESOLVED: To note that no public questions were put at the meeting under the provisions of Committee Procedure Rule 19.

77. **Petitions:**

RESOLVED: To note that no petitions were received at the meeting under the provisions of Committee Procedure Rule 16.

78. **Deputations:**

RESOLVED: To note that no deputations were received at the meeting under the provisions of Committee Procedure Rule 17.

79. **Protocol for Councillors' Website:**

An officer presented a report of the Director of Business Transformation and Customer Services, which set out proposals for a protocol for Councillors writing information and/or including material on the Internet such as web logs or blogs. The Committee was requested to approve the protocol and recommend that Council formally adopt the Protocol for inclusion in the Council's Constitution.

The officer explained that the protocol was based on a series of legislation and advised that a protocol was necessary. One Member expressed the view that Members

needed to be properly supported in updating Internet pages. This included support with technical elements.

The Chairman noted that blogs were inherently controversial and suggested the option of a link to the Councillor blog outside the main Harrow Council website. An independent member expressed concern about Part 4D and 4E of the protocol, which he felt could lead to complaints.

In response to questions, the officer confirmed that:

- information regarding Councillors was available on the Harrow Council Website but it was not in an easily accessible format;
- Harrow was moving towards 'lively' web pages and then blogs;
- work would be within the existing Web budget.

An independent member expressed the view that a complete 'commitment sheet' was necessary, to ensure the project was properly funded. The Chairman noted that it was appropriate for the issue of funding to be referred to the relevant Portfolio Holder. Some Members expressed concern over the checking of the Web pages and expressed further concerns about the proposals.

The Director of Legal and Governance Services questioned whether the protocol would be acceptable to Members of the Committee for just the 'lively' web pages. The Chairman expressed the view that the protocol should be re-considered once the web pages were active. The Chairman noted that it would be useful for Members of the Committee to look at the London Borough of Lambeth's Website. One Member expressed the view that the proposed protocol could be built into Members' Code of Conduct training.

RESOLVED: That, in light of the comments made in the preamble above, the protocol not be approved, but be referred to the Director of Business Transformation and Customer Services and the Member Development Panel for further consideration, and that consideration should include whether a better way forward is to have links to external sites for political matters, the practice and experience at Lambeth, funding and training for Councillors.

80. **Local Government and Public Involvement in Health Act 2007 - Ethical Standards:**

The Director of Legal and Governance Services presented a report, which set out the measures which the Committee needed to consider resulting from the Local Government and Public Health Involvement in Health Act 2007.

The Director explained that the Standards Board for England intended to scale down into a more strategic body. The Board would eventually only deal with the most serious cases and, as a result, the majority of cases would be dealt with by Harrow's Standards Committee.

The Director stated that the Committee would exercise more functions and therefore three Sub-Committees should be established. He explained that the Committee was being asked to establish the Sub-Committees initially but further details could be dealt with at a later date.

Members questioned the arrangements for membership including issues regarding Reserve Members. One Member was of the view that the rules on political proportionality did not apply for the Standards Committee.

Following further discussion it was

RESOLVED: That (1) three sub-committees be established to deal with:

- Filtering of written allegations that a Member or Co-opted member might have failed to comply with the Code of Conduct;
- Requests for review of a decision not to refer a complaint for investigation;
- Determination of complaints that have been investigated.

(2) the Membership of the Sub-Committees be referred to Members and the Director of Legal and Governance Services for further consideration.

81. **Feedback on Standards Board Local Filter Pilot Project:**
The Director of Legal and Governance Services introduced a report, which set out the findings of the Standards Board for England on the Local Filter Pilot Project. He thanked Members who had participated in the Project.

Following a short discussion, it was

RESOLVED: That the report be noted.

(Note: The meeting, having commenced at 7.32 pm, closed at 8.29 pm).

(Signed) THE RIGHT REVD PETER BROADBENT
Chairman

DEVELOPMENT
MANAGEMENT
COMMITTEE

REPORT OF DEVELOPMENT MANAGEMENT COMMITTEE

MEETING HELD ON 18 DECEMBER 2007

Chairman: * Councillor Marilyn Ashton

Councillors: * Don Billson * Julia Merison
 * Mrinal Choudhury * Narinder Singh Mudhar
 * Keith Ferry * Joyce Nickolay
 * Thaya Idaikkadar

* Denotes Member present

[Note: Councillor Mrs Kinnear also attended this meeting to speak on item 2/01 indicated at Minute 169 below].

PART I - RECOMMENDATIONS - NIL
PART II - MINUTES
168. Attendance by Reserve Members:

RESOLVED: To note the attendance at this meeting of the following duly appointed Reserve Member:-

<u>Ordinary Member</u>	<u>Reserve Member</u>
Councillor Mrinal Choudhury	Councillor Graham Henson

169. Right of Members to Speak:

RESOLVED: That, in accordance with Committee Procedure Rule 4.1, the following Councillor, who was not Member of the Committee, be allowed to speak on the agenda items indicated:

<u>Councillor</u>	<u>Agenda Item</u>
Councillor Mrs Kinnear	Planning Application 2/01

170. Declarations of Interest:

RESOLVED: To note that the following declarations of interest made by Members present relating to business to be transacted at this meeting:

- (i) Planning application 2/07 – 141-143 Headstone Lane, Harrow
 Councillor Keith Ferry declared a prejudicial interest in the above item. Accordingly, he would leave the room and take no part in the discussion or decision-making on the item.

171. Arrangement of Agenda:

RESOLVED: That (1) in accordance with the Local Government (Access to Information) Act 1985, the following items be admitted late to the agenda by virtue of the special circumstances and grounds for urgency detailed below:-

<u>Agenda item</u>	<u>Special Circumstances / Grounds for Urgency</u>
Addendum	This contained information relating to various items on the agenda and was based on information received after the agenda's dispatch. It was admitted to enable Members to consider all information relevant to the items before them for decision.
16a. Prince Edward Playing Fields Application P/2/07/CFU/RP1	This report was not available at the time the agenda was printed and circulated owing to the Environment Agency's very recent withdrawal of their objections (subject to conditions) to the granting of planning permission. Members were requested to consider this item, as a matter of urgency, to enable planning permission to be issued as agreed by Strategic Planning Committee on 14 March 2007.

(2) all items be considered with the press and public present.

172. **Minutes:**

RESOLVED: That the minutes of the meeting held on 21 November 2007 be taken as read and signed as a correct record.

173. **Public Questions:**

RESOLVED: To note that no public questions were put at the meeting under the provisions of Committee Procedure Rule 19 (Part 4b of the Constitution).

174. **Petitions:**

RESOLVED: To note that no petitions had been received.

175. **Deputations:**

RESOLVED: To note that no deputations were received at the meeting under the provisions of Committee Procedure Rule 17 (Part 4b of the Constitution).

176. **Representations on Planning Applications:**

RESOLVED: That, in accordance with the provisions of Committee Procedure Rule 18 (Part 4B of the Constitution), representations be received in respect of item 2/07 on the list of planning applications.

177. **Planning Applications Received:**

RESOLVED: That authority be given to the Head of Planning to issue the decision notices in respect of the applications considered, as set out in the schedule attached to these minutes.

178. **Raw Lasan, 154 Stanmore Hill, Stanmore:**

The Committee received a report of the Group Manager (Planning and Development) in this matter.

RESOLVED: That an enforcement issue be issued.

179. **Tree Preservation Order No. 890:**

The Committee received a report of the Director of Planning, Development and Enterprise in this matter.

RESOLVED: To confirm Tree Preservation Order No. 890.

180. **Member Site Visits:**

RESOLVED: That a Member visit to the following site take place on Saturday 19 January 2008 at 9.30 am:

- 2/17 – Land at rear of 176-182 Harrow View, HA1 4TN, adjacent to 2 Bolton Road

181. **Prince Edward Playing Fields Application P/2/07/CFU/RP1:**

The Committee received a report of the Director of Planning, Development and Enterprise in this matter.

RESOLVED: That (1) the additional conditions proposed by the Environment Agency, as set out in the committee report, be agreed in respect of application P/2/07/CFU/RP1 previously considered by the Strategic Planning Committee of the 14 March 2007;

(2) the period for completion of the legal agreement be extended for 3 months from the date of the Committee's decision (until 18 March 2008).

(Note: The meeting, having commenced at 6.30 pm, closed at 7.50 pm).

SECTION 2 – OTHER APPLICATIONS RECOMMENDED FOR GRANT

LIST NO:	2/01	APPLICATION NO:	P/2969/07/DFU/MRE
LOCATION:	50 South Hill Avenue, Harrow, HA2 0NQ		
APPLICANT:	K Sisodia for Mr Charles Aniya		
PROPOSAL:	External alterations and conversion of dwellinghouse to two flats; retention of rear dormer & one off-street parking space & ramp at front and bin store at side		
DECISION:	GRANTED permission for the development described in the application and submitted plans, subject to the following: <ul style="list-style-type: none"> i) Add "Resident Permit restricted" to the description; ii) Add an additional informative, INFORM 33M, which states " The relevant traffic order will impose a restriction making residential occupiers of this building ineligible for resident's parking permits in the surrounding controlled parking zone". iii) Amend Condition 2 to read "The development hereby permitted shall not commence until there has been submitted to, and approved by, the Local Planning Authority, a scheme of hard and soft landscape works for the forecourt of the site. Soft landscape works shall include: planting plans, and schedules of plants, noting species, plant sizes and proposed numbers / densities". iv) Delete condition 4 - insert Condition "Disabled Access - Parking for Lifetime Homes" (DISACPK_LH) which states "The development hereby permitted shall not be occupied or used until the forecourt parking space shown on the approved plans has been made available for use. The space shall be allocated for use by the occupants of the ground floor flat only and shall be used for no other purpose without the prior written permission of the Local Planning Authority". 		

REASON: To ensure suitable parking provision for people with disabilities in accordance with the policies of the Harrow Unitary Development Plan.

[Note: (1) Councillors Marilyn Ashton, Don Billson, Julia Merison, Joyce Nickolay, Thaya Idaikkadar, and Graham Henson wished to be recorded as having voted for the application;

(2) Councillor Keith Ferry wished to be recorded as having voted against granting the application].

LIST NO:	2/02	APPLICATION NO:	P/2559/07/DFU/GL
LOCATION:	32 Roxborough Road, Harrow, HA1 1PA		
APPLICANT:	G M Simister Frics for Mr J Fisher		
PROPOSAL:	Conversion of dwellinghouse into two flats; two storey side extension; side porch (resident permit restricted)		
DECISION:	GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported, as amended on the Addendum: <ul style="list-style-type: none"> (i) Delete Condition 7 – insert Condition "Disabled Access - Parking for Lifetime Homes" (DISACPK_LH) which states "The development hereby permitted shall not be occupied or used until the forecourt parking space shown on the approved plans has been made available for use. The space shall be allocated for use by the occupants of the ground floor flat only and shall be used for no other purpose without the prior written permission of the Local Planning Authority". 		

REASON: To ensure suitable parking provision for people with disabilities in accordance with the policies of the Harrow Unitary Development Plan.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/03 **APPLICATION NO:** P/1974/07/CFU/DC3

LOCATION: Land rear Of Church Farm, High Street, Pinner, HA5 5PJ

APPLICANT: PHD Chartered Town Planners for Henry Homes Plc

PROPOSAL: Two storey building and conversion of 'the studio' to provide 4 dwellings; alterations to and refurbishment of outbuilding to form dwelling; bin store, parking and vehicular access (revised) (resident permit restricted)

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/04 **APPLICATION NO:** P/1977/07/DLB/DC3

LOCATION: Land rear Of Church Farm, High Street, Pinner, HA5 5PJ

APPLICANT: PHD Chartered Town Planners for Henry Homes Plc

PROPOSAL: Listed building consent: reconstruction and refurbishment of outbuilding to form a dwellinghouse

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/05 **APPLICATION NO:** P/2615/07/DFU/GL

LOCATION: The Stables, 1 Grove Hill Road, Harrow, HA1 3AA

APPLICANT: Dyer & Sey Ltd for Minster Care Homes

PROPOSAL: Two storey plus basement building on eastside (front) for office use. External alterations; boundary wall with railings; demolition of single storey office building; two storey rear extension on west side.

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/06 **APPLICATION NO:** P/3221/07/DFU/RM2

LOCATION: 67 Rowlands Avenue, Hatch End HA5 4BX

APPLICANT: Building Design (UK) Ltd for Mr P Varsani

PROPOSAL: Two storey side and single storey rear extensions; demolition of existing garage

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/07 **APPLICATION NO:** P/3115/07/DCO/GL

LOCATION: 141-143 Headstone Lane, Harrow, HA2 6LX

APPLICANT: Anthony Keating

PROPOSAL: Continued use of second floor (loft) 3 bedroom flat as two x 1 bedroom flats with insertion of velux window in front roofslope

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.

[Notes: (1) Prior to discussing the above application, the Committee received representations from an objector, which were noted;

(2) there was no indication that a representative of the applicant was present and wished to respond;

(3) the Committee wished it to be recorded that the decision to grant the application was unanimous].

(See also Minute 170).

LIST NO: 2/08 **APPLICATION NO:** P/3713/07/DFU/GL

LOCATION: 100a/100b Nibthwaite Road Harrow, HA1 1TG

APPLICANT: Jackson Property Consultancy Ltd for Haroon Hanif

PROPOSAL: Two/single storey rear extension to ground and first floor flats; front porch

DECISION: GRANTED permission for the development described in the application and submitted plans, as amended on the Addendum, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/09 **APPLICATION NO:** P/3099/07/DFU/JB

LOCATION: 62a Bransgrove Road, Edgware HA8 6JA

APPLICANT: Mr J I Kim / Architect for Mr S Nandy

PROPOSAL: Single Storey Front, Side And Rear, Two Storey Side To Rear Extensions

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/10 **APPLICATION NO:** P/3326/07/DFU/AD1

LOCATION: 61 Whitchurch Gardens, Edgware, HA8 6PF

APPLICANT: H Amratlal

PROPOSAL: Single storey front/ side extension (revised)

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/11 **APPLICATION NO:** P/2609/07/DFU/MRE

LOCATION: 32 Ovesdon Avenue, Harrow HA2 9PD

APPLICANT: Ms Tomita (PADD Ltd) for PK Properties

PROPOSAL: Single storey front and rear extensions and conversion of dwellinghouse to two flats

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported, as amended on the Addendum:

(i) Delete Condition 6 – insert Condition “Disabled Access - Parking for Lifetime Homes” (DISACPK_LH) which states “The development hereby permitted shall not be occupied or used until the forecourt parking space shown on the approved plans has been made available for use. The space shall be allocated for use by the occupants of the ground floor flat only and shall be used for no other purpose without the prior written consent of the Local Planning Authority”.

REASON: To ensure suitable parking provision for people with disabilities in accordance with the policies of the Harrow Unitary Development Plan.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/12 **APPLICATION NO:** P/2943/07/DFU/LW

LOCATION: 5 and 7 Tintagel Drive, Stanmore HA7 4SR

APPLICANT: David R Yeaman and Associates for Mr & Mrs Padashifard

PROPOSAL: Single storey rear extension to each property, alterations to detached garage at no. 7

DECISION: GRANTED permission for the development described in the application and submitted plans, as amended on the Addendum, subject to the conditions and informative reported.

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/13 **APPLICATION NO:** P/2419/07/CCO/NR

LOCATION: Bakkavor Pizza/Katies Kitchen, Christchurch Industrial Estate, Forward Drive, Harrow, HA3 8NT

APPLICANT: Lancaster & Lodge Architects for Bakkavor Pizza

PROPOSAL: Retention of single storey temporary storage and cold store units with corridor links to existing buildings

DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the informative reported, and amended as following:

(i) Amend Condition 1 to read: “The building(s) hereby permitted shall be removed and the land restored to its former condition within nine months of the date of this permission, in accordance with a scheme of work submitted to, and approved by, the local planning authority.”

(ii) Amend Informative 4 to read:

”INFORMATIVE:
The applicant is advised that any further extension of this temporary permission is unlikely to be favourably considered, and the applicant is urged to pursue a permanent facility as soon as possible.”

[REASON: To safeguard the amenity of neighbouring residents and to permit reconsideration in the light of circumstances then prevailing.]

[Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/14 **APPLICATION NO:** P/3161/07/DFU/LW
LOCATION: 17 North Parade, Mollison Way, Edgware, HA8 5QH
APPLICANT: N Kotak Associates for Mr J B Sanghvi
PROPOSAL: Change of use from retail to restaurant (class a1 to a3) with single/two storey rear extension and extract flue at rear (revised)
DECISION: GRANTED permission for the development described in the application and submitted plans, subject to the conditions and informative reported.
 [Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/15 **APPLICATION NO:** P/3525/07/CFU/GL
LOCATION: Weald Middle School, Robin Hood Drive, Harrow Weald, HA3 7DH
APPLICANT: David Kann Associates for Harrow Council
PROPOSAL: Single-storey extensions; 2.1m high metal railings with 2.4m high entrance gates on south elevation; external alterations
DECISION: GRANTED permission for the development described in the application and submitted plans, as amended on the Addendum, subject to the conditions and informative reported.
 [Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/16 **APPLICATION NO:** P/3665/07/CFU/GL
LOCATION: Oxhey Lane Farm, The Avenue, Harrow, HA5 4EL
APPLICANT: Mark Mathews for Thames Water
PROPOSAL: Formation of construction compound for temporary period (in relation to sewer upgrade at the avenue)
DECISION: GRANTED permission for the development described in the application and submitted plans, as amended on the Addendum, subject to the conditions and informative reported, subject to the following:
 (i) amending Condition 3 by inserting "land and access way" to read: "A scheme detailing proposals for the reinstatement of the land and access way, including a mitigation strategy for dealing with the monitoring, management and alleviation of the potential spread of invasive weeds shall be submitted to, and approved in writing by, the Local Planning Authority, within six months of the date of this permission."
 [Note: The Committee wished it to be recorded that the decision to grant the application was unanimous].

LIST NO: 2/17 **APPLICATION NO:** P/2759/07/DFU/GL
LOCATION: Land at r/o 176-182 Harrow View, Harrow; adjacent to No 2 Bolton Road
APPLICANT: Accent BDA Architects for Assured Property Services
PROPOSAL: Two, two-storey houses with accommodation in roof; access and parking
DECISION: DEFERRED for Member site visit.

THE CABINET
AND
CABINET ADVISORY PANELS

CABINET

REPORT OF CABINET

MEETING HELD ON 13 DECEMBER 2007

Chairman: * Councillor Chris Mote

Councillors: * David Ashton * Janet Mote
 * Marilyn Ashton * Paul Osborn
 * Mrs Camilla Bath * Mrs Anjana Patel
 † Miss Christine Bednell * Eric Silver
 * Susan Hall

* Denotes Member present
 † Denotes apologies received

[Note: Councillor Paul Scott also attended this meeting to speak on the item indicated at Minute 328 below].

PART I - RECOMMENDATIONS - NIL
PART II - MINUTES

 323. **Declarations of Interest:**

RESOLVED: To note that the following interest was declared:

Agenda Item 17 – Key Decision - Opening Wealdstone High Street to Traffic – Consultation Results and Objections to Traffic Orders

Councillor Susan Hall declared a prejudicial interest in the above item arising from the fact that she had a business in Wealdstone. Accordingly, she would leave the room and take no part in the discussion or decision-making on the item.

 324. **Minutes:**

RESOLVED: That the minutes of the meeting held on 8 November 2007 be taken as read and signed as a correct record.

 325. **Arrangement of Agenda:**

The Chairman indicated that, in relation to agenda item 15, Stanmore and Pinner Golf Courses, he was minded to recommend, during consideration of that item, an alternative course of action in that the Council retain the ownership of the golf courses. He invited members of the public to stay for that item if they so wished.

RESOLVED: That (1) in accordance with the Local Government (Access to Information) Act 1985, the following agenda item be admitted late to the agenda by virtue of the special circumstances and grounds for urgency detailed below:-

<u>Agenda item</u>	<u>Special Circumstances/Ground for Urgency</u>
18. Urgent Item – Changes in Membership	This item was being consulted on at the time the agenda was printed and circulated. Members were requested to consider this item, as a matter of urgency, so that the changes in memberships of the Panels could be made with immediate effect.

(2) all business be considered with the press and public present with the exception of the following items for the reasons set out below:-

<u>Item</u>	<u>Reason</u>
19. Cedars Hall, Uxbridge Road, Harrow	This report, which related to item 14 on the agenda and which contained additional financial and legal implications, was considered to be exempt from publication under paragraphs 3 and 5 of Part 1 of Schedule 12A to the Local Government Act 1972 in that it contained information relating to the financial or business affairs of any particular person (including the authority

holding that information) and in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

20. Stanmore and Pinner Golf Courses
This report, which related to item 15 on the agenda and which contained supplemental information, was considered to be exempt from publication under paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 in that it contained information relating to the financial or business affairs of any particular person (including the authority holding that information).
21. 2 Garland Road, Honey Pot Lane Industrial Estate, Stanmore
This report was considered to be exempt from publication under paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 in that it contained information relating to the financial or business affairs of any particular person (including the authority holding that information).

326. **Petitions:**

- (1) On behalf of Tanglewood Monday Club, a petition was presented by the Leader of the Council, Councillor Chris Mote, containing 74 signatures, on the following terms:-

“We, the undersigned, are members of the Tanglewood Monday Club and since 1975 we have met every Monday at the Brember Centre, South Harrow. Earlier this year we lost our classroom, which we used for our Arts & Crafts group and as a place to have a quiet chat with our friends away from the hustle and bustle of the main clubroom. The manager of the Centre has told us that, despite the fact that we have been using that area for over 32 years, we cannot have our classroom back until the middle of next year at the earliest. Not being able to use this room is having major effect on the club and its members. We wish to let it be known that we are very upset and want our classroom back now.”

RESOLVED: That the petition be received and referred to the Portfolio Holder for Community and Cultural Services for consideration.

- (2) Councillor Eric Silver presented a petition from the Residents of Parkfield Avenue, Harrow, in relation to a business trading from 11 Parkfield Crescent on the following terms:-

“The residents in the vicinity do not understand how a business of this type is being allowed to trade in a residential area. Despite fears of reprisals, many residents have approached official bodies to complain, but there appears to have been no action. However, we remain committed to preserving the character of the area and now approach you collectively, with a petition containing 73 signatures, and some of the photographic evidence collected by various residents over the last 6 months. There are 3 breakdown recovery vehicles and lorries permanently parked in the area. In addition, there is also between 8 and 20 cars parked at any one time, in various states of repair in Parkfield Crescent, Parkfield Avenue and Verwood Road and Fernleigh Court. Irrespective of whether the vehicles are legally owned, taxed or parked, the issue is the unacceptable volume of vehicles which has changed the outlook of the area from ‘pleasant residential’ to ‘scrap yard’.”

The residents respectively called for answers to a number of questions set out in the petition.

RESOLVED: That the petition be received and referred to the Portfolio Holder for Environment for consideration.

- (3) A local resident, Mr B Stoker, presented a petition containing 2 signatures in relation to the consultation process in respect of the future of the Cedars Hall site. The terms of the petition were as follows:-

“Now that the Cedars Hall site in Harrow Weald is not to be used for emergency accommodation, we request that the promised consultation on the future of the Cedars Hall and associated site be actioned. Local residents and users of the Cedars Open Space want to be involved in the consultation and would like to know how this will take place. We request that the content of this petition be recorded in the minutes of this Cabinet meeting.”

RESOLVED: That the petition be received and referred to the relevant Portfolio Holders and the Corporate Director of Community and Environment for consideration.

- (4) A local resident, Miss F Pickersgill, presented a petition containing 2 signatures in relation to Cedars Hall Site Public Meeting held on 3 October 2007. The terms of the petition were as follows:-

“In the matter of the public meeting concerning the Cedars Hall site chaired by the Council: A public meeting concerning the Cedars Hall site was held at Kingsley High School, Harrow Weald on 3 October 2007. The meeting, to which 250 local residents were invited, was chaired by Councillor Camilla Bath. At this meeting, which was 10 weeks ago, 52 questions were put to the Council. Written answers to these questions were promised yet 10 weeks on, no answers have been received. We request that the promised answers are sent to the invitees urgently. We request that the contents of this petition be recorded in the minutes of this Cabinet meeting.”

RESOLVED: That the petition be received and referred to the relevant Portfolio Holders and the Corporate Director of Community and Environment for consideration.

327. **Public Questions:**

RESOLVED: To note that the following public question had been received:-

1.

Questioner: Arnold Rosen

Asked of: Councillor Chris Mote, Leader and Portfolio Holder for Strategic Overview, HSP, External Affairs and Property.

Question: Has any application been made for outline planning permission of Stanmore golf course?

Answer: No.

Supplemental question: If such application were to be made would the Council be expected to look favourably upon it as no developer is going to buy the site as an investment solely for rental income from the golf club?

Answer: Stanmore Golf Club sits within an area designated as Metropolitan Open Land, which protects it from future development. In principle, Metropolitan Open Land cannot be built on.

[Notes: (i) The questioner was not present at the meeting. With the permission of the Chairman, another member of the public asked the question on the questioner's behalf. He also asked a supplementary question, which was duly answered;

(ii) the Chairman reminded all present of the Data Protection Act Notice, as indicated on the agenda. He stated that the recording was being trialled for two meetings of Cabinet].

328. **Councillor Question Time:**

RESOLVED: To note that the following Councillor Question had been received:-

1.

Questioner: Councillor Paul Scott

Asked of: Councillor Chris Mote, Leader and Portfolio Holder for Strategic Overview, HSP, External Affairs and Property

Question: What do you regret most about the Cedars Hall fiasco: the waste of taxpayers' money and officers' time; the damage to the Council's relationship with Pathmeads; the year's delay in moving homeless people out of bed and breakfasts and into decent accommodation; or the upset this whole sorry saga has caused to local people and the resulting damage to the standing of your party in particular and the Council in general.

Answer: I have no comment to make. I can talk to you privately on this matter but cannot possibly comment here and on the views of other Members of Cabinet.

Supplemental question: Would you be willing to give an indication/guarantee that when the item on Cedars Hall comes back to Cabinet, it will not be for residential use?

Answer: I cannot answer the supplemental question, until after the matter has gone out for consultation.

[Note: The Chairman reminded all present of the Data Protection Act Notice, as indicated on the agenda. He stated that the recording was being trialled for two meetings of Cabinet].

329. **Forward Plan 1 December 2007 - 31 March 2008:**

RESOLVED: To note the contents of the Forward Plan for the period 1 December 2007 – 31 March 2008.

330. **Reports from the Overview and Scrutiny Committee or Sub-Committees:**

RESOLVED: To note that there were no reports to be considered.

331. **Cabinet Assistants:**

RESOLVED: (1) To note that Councillor Salim Miah had stood down as Assistant (Support Member) to the Portfolio Holders for Children's Services and Community and Cultural Services; and

(2) that Councillor Mrs Julia Merison be appointed as Assistant (Support Member) to the Portfolio Holder for Environment Services; her remit being 'Refuse'.

332. **The Council's Calendar of Meetings 2008/09:**

Cabinet received the report of the Director of Legal and Governance Services, which set out proposals for the Council's Calendar of Meetings for the Municipal Year 2008/09.

The Leader stated that consultations had taken place on the Calendar of Meetings, and it was

RESOLVED: That the Calendar of Meetings for the Authority for the Municipal Year 2008/09 be approved.

Reason for Decision: Advance approval of the Calendar would facilitate the planning and forward commitments to both Members and officers.

333. **Key Decision - Draft Capital Programme 2008-09 - 2010-11:**

The Corporate Director of Finance introduced the report, which set out the draft capital programme for 2008-09 to 2010-11 and formed part of the annual budget review process. She provided details of some of the schemes set out in the report, which included a range of improvements to the public realm, the construction of three

neighbourhood resource centres for people with learning disabilities and improvements to street lighting. The latter two were Private Finance Initiative (PFI) schemes.

The Corporate Director stated that the report would be refined when submitted to Cabinet in February 2008, and there would be a phasing of the various schemes.

The Portfolio Holder for Finance and Portfolio Co-ordination indicated that the presentation of the information in the report would be improved for clarity when presented to Cabinet in February 2008.

RESOLVED: That the draft capital programme for 2008-09 to 2010-11 be approved.

Reason for Decision: To allow for the publication of the draft capital programme, as part of the annual budget review process.

334.

Key Decision - Draft Revenue Budget 2008-09 and MTFS 2008-09 - 2010-11:

The Corporate Director of Finance introduced the report, which set out the draft revenue Medium Term Financial Strategy (MTFS) for 2008-09 to 2010-11. She highlighted some of the key points, details of which were set out in the report.

The Corporate Director informed Members that the Local Government Settlement was announced on 6 December 2007, after this report was written and circulated. She provided details of the 3-year settlement, which had only improved marginally for the later two years. However, the grant would not address the pressures that the Council was experiencing, particularly in the provision of social care and waste disposal. As a result, the Council would be looking to increase Council Tax for the next 3 years by 3% and to hold any increase below inflation, circumstances permitting.

Members were informed that the Budget included £2m of growth, which would be invested in priority areas and would be the subject of further discussion with Members. There was a gap of £4m in the budget for next year, which needed to be met, £6m and £8m in subsequent years. Further details would be submitted to Cabinet in February 2008, including measures to increase revenue through fees and charges. In addition, reserves would be replenished during the 3-years by the addition of £1m each year.

It was noted that the schools' budget would be funded adequately and that the Housing Revenue Account (HRA) was consistent with other Plans. Consultation on the HRA would take place with the Tenants' and Leaseholders' Forum. There would be widespread consultation through various forums, which would provide an opportunity to give feedback to the Council prior to the setting of the budget and Council Tax in February 2008.

The Director also informed Members that the Mayor of London had made an announcement on 12 December 2007, which was likely to lead to an increase in the precept. This too would be built into the budget when presented to Cabinet in 2008.

The Portfolio Holder for Finance and Portfolio Coordination referred to the proposed increase in Council Tax and stated that whilst it was originally intended to achieve 0% increase in Council Tax, this was unrealistic in the context of very low government grant settlements. Unpalatable decisions, such as cuts in services, would have to be made in order to achieve a 0% increase. It was also becoming difficult to find efficiencies as the Council was working from a relatively low cost base. He stated that further details would be included in the report to Cabinet in February 2008.

RESOLVED: That (1) the draft revenue budget of £162.574m for 2008-09 and the draft MTFS be agreed;

(2) officers be authorised to initiate and conduct such consultations as may be required to support the proposals identified in the Corporate Director's report and the outcome of consultations be reported to Cabinet so that decisions can be made on those proposals;

(3) the draft Housing Revenue Account (HRA) for 2008-09 to 2010-11 be approved, and the draft HRA be referred to the Tenants' and Leaseholders' Consultative Forum in January 2008.

Reason for Decision: To allow for the publication of the draft budget.

335. **Quarter 2 Revenue and Capital Monitoring as at 30 September 2007:**

The Corporate Director of Finance introduced the report, which set out the Quarter 2 monitoring statement of the Council's Revenue and Capital Budgets for 2007-2008. The Corporate Director highlighted the key aspects of the report and the need to ensure that pressures were managed effectively. She outlined the actions being taken to promote a stronger culture of financial management and improve forecasting. In addition, Capital Ambition had provided the Council with a grant to provide additional capacity for improving the Council.

Members noted the assurances given by the Corporate Director that the Council would come in on budget. The need for robust financial management was highlighted.

The Portfolio Holder for Finance and Portfolio Coordination referred to page 87 of the agenda and stated that the problems had been compounded by a lack of reserves.

RESOLVED: That (1) the current revenue and capital monitoring position at the end of Quarter 2 for 2007-2008 be noted;

(2) the strategy for ensuring that the Council comes in on budget this year, including approval of a number of virements, as set out in paragraph 4 of the Corporate Director's report, be agreed.

Reason for Decision: To effectively monitor the Council's Revenue and Capital Budgets.

336. **Key Decision - Cedars Hall, Uxbridge Road, Harrow:**

Cabinet received a report of the Corporate Director of Community and Environment, which asked Members to reconsider the Cabinet resolution of 9 November 2006 to dispose Cedars Hall to Pathmeads Housing Association. A confidential report containing additional financial and legal implications was also considered by the Cabinet in taking this decision. The Corporate Director outlined the reasons for his recommendations.

The Leader of the Council referred to the petitions that had been received by Cabinet that evening and asked that these be sent to the Corporate Director for consideration. He added that a full report on possible options for this site would be submitted to Cabinet.

RESOLVED: (1) That the Cabinet resolution of 9 November 2006 relating to:-

- (i) the disposal of the Cedars Hall site to Pathmeads Housing Association for the purposes specified in the confidential report considered by Cabinet on that date;
- (ii) the application of funds from the Council's Affordable Housing Funds towards the redevelopment cost of resolution 1(i) above on the conditions specified in the confidential report considered by Cabinet on that date;

be revoked;

(2) to note that a further detailed report would be submitted to Cabinet in the New Year.

Reason for Decision: To allow for alternative options to be considered.

337. **Key Decision - Stanmore and Pinner Golf Courses:**

Cabinet received a report of the Corporate Director of Community and Environment, which set out details for the disposal of the two golf courses. Cabinet also considered a confidential report, which contained supplemental information, in reaching its decision.

The Leader of the Council stated that he was minded to put forward a different course of action than that proposed in the report, as he had concerns over the time period of the leases. He moved that the Council retain the freehold of the golf courses.

The Portfolio Holder for Planning, Development and Enterprise stated that Metropolitan Land was afforded the highest protection in the London Plan. The Council was minded to retain the existing uses of the sites but she was concerned about its future uses if the golf courses were disposed of. She was concerned that these uses could change at any future appeal stage. She cited examples of where planning permission had been refused by the Council but subsequently granted on appeal by the Planning Inspector. There was also a degree of uncertainty over the pressures that might be put

on the Council by the government. The sites were 'beauty spots' and the Council needed to protect the golf courses. She seconded the Leader's motion and, following a vote, it was

RESOLVED: That the Council retain the freehold of the Stanmore and Pinner Golf Courses.

Reason for Decision: To protect its future use.

338. **Dissolution of the Town Centre and Major Projects Panel:**

The Portfolio Holder for Planning, Development and Enterprise introduced the report which set out proposals for the dissolution of the Town Centre and Major Projects Panel.

RESOLVED: That the Town Centre and Major Projects Panel be dissolved.

Reason for Decision: To avoid duplication of reporting and improve decision-making.

339. **Key Decision - Opening Wealdstone High Street to Traffic - Consultation Results and Objections to Traffic Orders:**

Cabinet received the report of the Corporate Director of Community and Environment, which set out proposals for opening Wealdstone High Street to traffic. The Traffic and Road Safety Advisory Panel had considered the consultation results and the objections to the Traffic Orders on 28 November 2007. The Panel had made recommendations on this matter to Cabinet.

The Leader of the Council stated that the proposal to re-open Wealdstone High Street to traffic would meet the administration's manifesto commitment and was good news for residents and shopkeepers.

RESOLVED: That (1) officers be authorised to make the traffic orders set out in paragraph 2.4.1 of the Corporate Director's report, the details of which be delegated to officers, and to implement the scheme to open Wealdstone High Street to traffic as set out in Appendices G and H to the Corporate Director's report;

(2) public realm improvements be carried out as set out in paragraphs 2.3.12, 2.3.13 and 2.3.16 of the Corporate Director's report subject to confirmation of additional funding from Transport for London (TfL) and confirmation of affordability.

Reason for Decision: To regenerate Wealdstone Town Centre and promote new business.

(See also Minute 323).

340. **Urgent Item - Changes in Membership:**

RESOLVED: That the changes to the Conservative Group Membership on the bodies set out below be agreed:

Local Development Framework Panel

Reserve Members: No. 3 Vacancy to be filled by Councillor Susan Hall.

Supporting People Panel

Members: To remove Councillor Mrs Vina Mithani and replace her with Councillor Narinder Singh Mudhar.

Reserve Members: No. 1 now Councillor Jeremy Zeid
No. 2 Councillor Stanley Sheinwald
No. 3 Councillor Mrs Vina Mithani.

Reason for Decision: To allow for efficient working and to fill vacancies.

341. **2 Garland Road, Honey Pot Lane Industrial Estate, Stanmore:**

Cabinet considered a confidential report of the Corporate Director of Community and Environment in this regard. The Leader of the Council and the Portfolio Holder for Finance and Portfolio Co-ordination stated that a higher reserve price should be set.

RESOLVED: That (1) the property edged red in Appendix 1 to the report of the Corporate Director was surplus to requirements and that its disposal be approved;

(2) the Corporate Director of Community and Environment be authorised to dispose at auction on the most favourable terms with the reserve price to be agreed with the Portfolio Holder for Strategic Overview, HSP, External Affairs and Property.

Reason for Decision: To generate a capital receipt for the Council.

(Note: The meeting, having commenced at 7.30 pm, closed at 8.12 pm).

(Signed) COUNCILLOR CHRIS MOTE
Chairman

CABINET
ADVISORY
PANELS

SUPPORTING PEOPLE ADVISORY PANEL

12 DECEMBER 2007

Chairman: * Councillor Eric Silver

Councillors: * Mrs Margaret Davine
* David Gawn* Mrs Myra Michael
* Narinder Singh Mudhar (1)* Denotes Member present
(1) Denotes category of Reserve Member**PART I - RECOMMENDATIONS - NIL****PART II - MINUTES**56. **Attendance by Reserve Members:****RESOLVED:** To note the attendance at this meeting of the following duly appointed Reserve Member:-Ordinary MemberReserve Member

Councillor Mrs Vina Mithani

Councillor Narinder Singh Mudhar

57. **Declarations of Interest:****RESOLVED:** To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.58. **Arrangement of Agenda:****RESOLVED:** That all items be considered with the press and public present.59. **Minutes:****RESOLVED:** That the minutes of the meeting held on 27 September 2007 be taken as read and signed as a correct record.60. **Public Questions:****RESOLVED:** To note that no public questions were received at this meeting under the provisions of Advisory Panel and Consultative Forum Procedure Rule 16 (Part 4E of the Constitution).61. **Petitions:****RESOLVED:** To note that no petitions were received at this meeting under the provisions of the Advisory Panel and Consultative Forum Procedure Rule 14 (Part 4E of the Constitution).62. **Deputations:****RESOLVED:** To note that no deputations were received at this meeting under the provisions of Advisory Panel and Consultative Forum Procedure Rule 15 (Part 4E of the Constitution).63. **The Supporting People Programme Update:**

The Panel received a report of the Interim Corporate Director, Adults and Housing, updating Members on key developments and progress on key priorities in the Supporting People (SP) Programme since the previous meeting of the Panel in September 2007. An officer drew Members' attention to the procurement timetable relating to the West London procurement tender panel, on which Harrow was represented. He updated Members on the SP team's progress towards the targets set out in the 2007/08 plan, and answered questions from Members. The officer agreed to circulate information on disabled facilities grants, the complexity of which had been an issue, and the Panel agreed to discuss the subject at a future meeting.

The Panel discussed ways of improving awareness of SP services throughout the Council and the Borough, for example, by publicising examples of the work of the SP services in 'Harrow People'.

During discussion of the Learning Disability Shared Ownership Initiative, the officer agreed to circulate information on the relationship between the Disabled Living Allowance and Income Support Mortgage Interest Benefit, and the Panel agreed to consider this at its next meeting.

RESOLVED: That the report and the comments above be noted.

64. **Date of Next Meeting:**

RESOLVED: That the next meeting be held during the first week of March 2008.

(Note: The meeting having commenced at 11.05 am, closed at 12.55 pm)

(Signed) COUNCILLOR ERIC SILVER
Chairman

**EDUCATION ADMISSIONS AND AWARDS
ADVISORY PANEL**

12 DECEMBER 2007

Chairman: (Vacancy)

Councillors: * Joyce Nickolay (in the Chair) * Asad Omar (1)

Advisers: Ms V Swaida
(Vacancy)* Denotes Member present
(1) Denotes category of Reserve Member**PART I - RECOMMENDATIONS****RECOMMENDATION 1 - Admissions to County Schools**

On 12 December 2007, there were 4 children for whom admissions staff could make no reasonable offer of a school place. The Education Admissions and Awards Advisory Panel was requested to authorise the admission of these pupils to a school, where no place existed in the relevant year group.

Resolved to RECOMMEND:

That offers of admission to schools be made as follows:

<u>Reference</u>	<u>Year Group</u>	<u>Admitting School</u>
H128	10	Whitmore
H129	10	Harrow High
H130	10	Rooks Heath
H132	11	Nower Hill

[Note: Case H131 had been withdrawn as an offer for a place had already been made].

PART II - MINUTES248. **Appointment of Chairman:**

RESOLVED: That Councillor Joyce Nickolay be appointed Chairman of the Panel for the purposes of this meeting.

249. **Attendance by Reserve Members:**

RESOLVED: To note the attendance at this meeting of the following duly appointed Reserve Member:-

<u>Ordinary Member</u>	<u>Reserve Member</u>
Councillor Mrinal Choudhury	Councillor Asad Omar

250. **Declarations of Interest:**

RESOLVED: To note that there were no declarations of interests made by Members in relation to the business transacted at this meeting.

251. **Arrangement of Agenda:**

RESOLVED: That (1) in accordance with the Local Government (Access to Information) Act 1985, the following item be admitted late to the meeting by virtue of the special circumstances and grounds for urgency stated below:

<u>Item</u>	<u>Special Circumstances / Grounds for Urgency</u>
9.(a) Admissions to County Schools	The applications detailed in this report were received after the main agenda was printed and circulated. Members were asked to consider the applications, in order to allocate an appropriate place to the applicants.

(2) all items be considered with the press and public present with the exception of the following item for the reason set out below:

<u>Item</u>	<u>Reason</u>
9. Admissions to County Schools	This item was considered to contain exempt information under paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972, in that it contained information relating to individuals.

252. **Minutes:**

RESOLVED: That the minutes of the meetings held on 3 October, 19 October, 31 October, 14 November and 28 November 2007 be deferred until printed in the Council Bound Minute Volume.

253. **Public Questions:**

RESOLVED: To note that no public questions were received at this meeting under the provisions of Advisory Panel and Consultative Forum Procedure Rule 16 (Part 4E of the Constitution).

254. **Petitions:**

RESOLVED: To note that no petitions were received at this meeting under the provisions of the Advisory Panel and Consultative Forum Procedure Rule 14 (Part 4E of the Constitution).

255. **Deputations:**

RESOLVED: To note that no deputations were received at this meeting under the provisions of Advisory Panel and Consultative Forum Procedure Rule 15 (Part 4E of the Constitution).

256. **Admissions Panel Dates - Spring Term 2008:**

RESOLVED: That meetings of the Panel be held on the following dates:

- 16 January 2008 at 2.30 pm
- 30 January 2008 at 2.30 pm
- 13 February 2008 at 2.30 pm
- 27 February 2008 at 2.30 pm
- 12 March 2008 at 2.30 pm
- 26 March 2008 at 2.30 pm
- 9 April 2008 at 2.30 pm
- 23 April 2008 at 2.30 pm

257. **Admissions to County Schools:**

(See Recommendation 1).

(Note: The meeting having commenced at 2.30 pm, closed at 2.52 pm)

(Signed) COUNCILLOR JOYCE NICKOLAY
(Chairman for the meeting)

LOCAL DEVELOPMENT FRAMEWORK PANEL

12 DECEMBER 2007

Chairman: * Councillor Marilyn Ashton

Councillors: * Robert Benson * Manji Kara
* Keith Ferry * Joyce Nickolay
* Thaya Idaikkadar * Navin Shah

* Denotes Member present

[Note: Councillor Bill Stephenson also attended this meeting to speak on the item indicated at Minute 76 below, and Councillor Mrs Kinnear attended to speak on the items indicated at Minutes 77 and 78 below].

PART I - RECOMMENDATIONS**RECOMMENDATION 1 – Draft Biodiversity Action Plan**

The Panel received a report of the Director of Planning, Development and Enterprise which set out the series of actions planned to be implemented in order to deliver the Harrow Biodiversity Action Plan (BAP). The draft BAP focused on the important habitats and species found within Harrow, and the report sought agreement of the draft for public consultation purposes.

During the discussion on the report, the following issues were raised by Members:

- There was no mention of butterflies and moths in the draft action plan, and the Herts & Middlesex Butterfly Trust was not listed as one of the invited parties.
- In response to a question from a Member about retention of bare ground habitats, given the pressure to build in the Borough, officers explained how the designation of habitats in the BAP enabled more control to be exercised over development through the attachment of conditions and planning restrictions to the granting of planning permissions.
- A Member expressed the hope that stronger emphasis would be placed on protecting allotments in the section on Garden Habitats, since the Council owned and controlled allotments in the Borough.
- A Member requested that officers provide the Panel with regular updates on broad progress in implementing the Action Plan after it has been agreed.

Resolved to RECOMMEND: (to the Portfolio Holder for Planning, Development and Enterprise)

That the draft Biodiversity Action Plan be approved for the purposes of public consultation.

[Reason for Recommendation: Adopting a Biodiversity Action Plan would contribute towards the Council's Vision to "Protect our Green Belt and Harrow heritage" and in turn would complement the Council's corporate priority to "Promote policies that retain Harrow's suburban character".]

(See also Minute 75).

RECOMMENDATION 2 - Annual Monitoring Report 2006-2007

The Panel received a report of the Director of Planning, Development and Enterprise which presented the draft Annual Monitoring Report (AMR), identifying the performance of Harrow Council for the past year (2006/07) against a set of nationally defined indicators designed to monitor the implementation and performance of planning and related policies. The national indicators were further supplemented by local indicators. Producing an AMR and submitting it to the Secretary of State by 31 December each year was a statutory requirement.

The Panel's attention was drawn by officers to key statistics in the Annual Monitoring Report, particularly regarding achievements in the provision of affordable housing and

increased rates of recycling all categories of waste (commercial, non-commercial and household) in the Borough. The Chairman welcomed particularly the improvement in housing completion rates and the signing of the Nottingham Declaration on climate change.

A Member drew officers' attention to an inaccuracy in Table 1, 2005 Mid-Year Estimates for Harrow, by 5 year age groups, in the 60-64 years and 80-84 years categories, and officers advised that this and any other errors found would be corrected before the final report was produced as a colour version.

In response to Members' concern that other Members and officers should be made aware of the contents of this valuable document, the Director of Planning, Development and Enterprise advised that the report would be placed on the Council's website and the intranet and publicised to all Members, with copies being provided to all Development Management Committee, Strategic Planning Committee and Local Development Framework Panel members, as well as Group offices. Publicity for the report would also be included in ongoing work to raise the profile of the Local Development Framework.

Resolved to RECOMMEND: (to the Portfolio Holder for Planning, Development and Enterprise)

That (1) the AMR be endorsed, subject to changes requested by the LDF Panel;

(2) the final AMR be approved, prior to submission to the Secretary of State before 31 December 2007.

[Reason for Recommendation: To enable the AMR to be submitted to the Secretary of State before 31 December 2007.]

RECOMMENDATION 3 - Draft Harrow on the Hill Supplementary Planning Document (SPD) and Sustainability Appraisal (SA)

The Panel received a report of the Director of Planning, Development and Enterprise which introduced the draft Supplementary Planning Document (SPD) for Harrow on the Hill's eight conservation areas. The SPD was an overarching planning document, supported by the individual character appraisals and management strategies for each conservation area, and provided the critical link between the core data in those appraisals and strategies and the higher level Development Plan/Development Framework policies.

Officers explained that, as well as all Harrow on the Hill residents groups receiving these documents as part of the public consultation, all heritage and amenity groups in the borough (and English Heritage) would receive copies too. All the appraisals would be annexed to the SPD so that members of the public would be able to see the details underpinning the overarching document. There would be a statutory public consultation period, programmed to begin in January, including a public exhibition on or near the Hill.

Councillor Mrs Kinnear said she had made some suggestions to officers about the documents, and noted that the questions being put to consultees were useful and hoped that the answers would be interesting and useful too.

Resolved to RECOMMEND: (to the Portfolio Holder for Planning, Development and Enterprise)

That (1) the draft Harrow on the Hill Conservation Areas Supplementary Planning Document (SPD) be approved for public consultation;

(2) the draft Harrow on the Hill Conservation Areas Sustainability Appraisal (SA) be approved for public consultation.

[Reason for Recommendation: To subject these documents to full public consultation and adoption as part of the Local Development Framework programme.]

RECOMMENDATION 4 - Draft Character Appraisals and Management Strategies for Harrow Park and Harrow School Conservation Areas

The Panel received a report of the Director of Planning, Development and Enterprise which presented the outstanding two draft character appraisals and management strategy documents for Harrow on the Hill's eight conservation areas, the other six of

which had already been agreed for draft consultation. The new document for Harrow Park drew on information and detail included in an earlier document prepared for the area. The Harrow School Character Appraisal was adopted in 2006 and had been changed only very slightly from the detail approved last year.

In answer to a question about when the results of earlier Conservation Area consultations carried out earlier in the year would be available, officers explained that there would be a single report prepared covering all the consultations, so that the draft documents could be amended and adopted through a single decision by Cabinet.

Resolved to RECOMMEND: (to the Portfolio Holder for Planning, Development and Enterprise)

That (1) the draft Harrow Park Estate Conservation Area Character Appraisal and Management Strategy be approved for public consultation;

(2) the draft Harrow School Conservation Area Character Appraisal and Management Strategy be approved for public consultation.

[Reason for Recommendation: To agree these documents as part of the Harrow on the Hill Conservation Areas Supplementary Planning Document (SPD) in preparation for full public consultation and adoption as part of the Local Development Framework programme in due course; and, once subject to public consultation, to help towards the Council's performance against Best Value Performance Indicator (BVPI) 219, which assesses the number of conservation areas with up-to-date appraisals and management strategies.]

PART II - MINUTES

67. **Attendance by Reserve Members:**

RESOLVED: To note there were no Reserve Members in attendance.

68. **Declarations of Interest:**

RESOLVED: To note the following declarations of interest made by Members relating to business to be transacted at this meeting:

Agenda item 10 – Motion referred by Council on 18 October 2007 – Proposal to set up a 'Harrow Heritage Buildings Commission'

Councillors Marilyn Ashton and Bill Stephenson declared a personal interest in the above item arising from the fact that they were members of the Harrow Heritage Trust.

69. **Arrangement of Agenda:**

RESOLVED: That (1) agenda item 10 - Motion Referred by Council on 18 October 2007 - be taken immediately after agenda item 7 - Deputations;

(2) all items be considered with the press and public present.

70. **Minutes:**

RESOLVED: That the minutes of the meeting held on 24 September 2007 be taken as read and signed as a correct record.

71. **Public Questions:**

RESOLVED: To note that no public questions were received at this meeting under the provisions of Advisory Panel and Consultative Forum Procedure Rule 16 (Part 4E of the Constitution).

72. **Petitions:**

RESOLVED: To note that no petitions had been received.

73. **Deputations:**

RESOLVED: To note that no deputations were received at this meeting under the provisions of Advisory Panel and Consultative Forum Procedure Rule 15 (Part 4E of the Constitution).

74. **Motion Referred by Council on 18th October 2007 - Proposal to set up a 'Harrow Heritage Buildings Commission':**

The Director of Planning, Development and Enterprise introduced the report and summarised the reasons for the officers' recommendation not to support the setting up of 'Harrow Heritage Buildings Commission'. Allocating the resources required to set up such an organisation would be wasteful because the work envisaged was already undertaken. The report explained how the Council currently deals robustly with these matters now. Parallel machinery was therefore not required, especially given the heavy workload involved in dealing with Conservation Areas and Listed Buildings.

Councillor Bill Stephenson emphasised his view of the importance of preserving Harrow's heritage and buildings, and acknowledged that the motion was not as clearly defined as it might be. He recognised that the Planning Department was overworked, and read out a letter from the Department illustrating this, which explained that in the foreseeable future the Council would not be able to add any more buildings to the local list. The desire to set up a Heritage Buildings Commission aimed to achieve some momentum and ownership by local people: local residents would do the work of identifying buildings for local (or national) listing. He acknowledged that Harrow Heritage Trust already did a lot of work in this area, so the purpose was not to set up additional machinery. The motion was not intended to be party political – he hoped the panel would think about how this might work through co-operation with the voluntary sector.

In response, the Chairman said although the intention of the motion was to be beneficial, she agreed with the officers' professional assessment. The Conservation Areas Advisory Committee already addressed this role, as did everyone else interested in this area, and therefore she felt that it would duplicate existing activity. While she did not disagree that this was a useful debate to have and more momentum would be useful, she was not minded to set up another body.

A Member of the Panel expressed the view that the officers' report did not do justice to all the issues. The problem was highlighted, in his view, by the message of the first paragraph of the report which was that if you do not live in a conservation area, you did not stand a chance of getting a possible listing looked at proactively because of the pressure to deal with conservation areas. What the motion sought was an active and lively body with and in partnership with local residents. The spot listing of Rayners Public House was an example of where the building would have been lost if it had not been for an active public. Nor did the report touch on local listing, where the Vaughan Centre was an example of not being able to consider the matter carefully.

The Chairman responded by acknowledging that the proposition had been put very fairly, but in her view the Local Development Framework would, when in place, provide a much more overarching document which would provide more protection generically for all wards. The intended result would be that some of the charming buildings not worthy of listing but, still an integral part of Harrow's townscape would be adequately protected.

A Member concurred with the Chairman that implementing the motion would involve putting too great a load on officers. She was disappointed that after the Rayners building, which was in her ward, had been listed, no further action had been forthcoming from the residents to secure investment in it. She contrasted this with a local cinema that had been restored.

On being put to the vote, the motion was lost.

[Notes: (i) Councillors Keith Ferry, Thaya Idaikkadar and Navin Shah wished to be recorded as having voted for the motion;

(ii) Councillors Marilyn Ashton, Robert Benson, Manji Kara and Joyce Nickolay wished to be recorded as having voted against the motion.]

(See also Minute 68)

75. **Draft Biodiversity Action Plan:**

Further to Recommendation 1, the Panel requested officers:

- (1) to include butterflies in the Woodland Habitat Action Plan;
- (2) to ask John Hollingdale of the Herts & Middlesex Butterfly Trust if he would also represent the Trust in his current involvement with the Biodiversity Action Plan (BAP) partnership;

- (3) to be less specific in the identification of where rare orchid species could be found in Harrow.

The Panel congratulated officers on the production of an interesting draft Action Plan.

RESOLVED: That the above be noted.

76. **Annual Monitoring Report 2006/07:**
(See Recommendation 2).
77. **Draft Harrow on the Hill Supplementary Planning Document (SPD) and Sustainability Appraisal (SA):**
(See Recommendation 3).
78. **Draft Character Appraisals and Management Strategies for Harrow Park & Harrow School Conservation Areas:**
(See Recommendation 4).

(Note: The meeting having commenced at 7.30 pm, closed at 8.45 pm)

(Signed) COUNCILLOR MARILYN ASHTON
Chairman

