

2005 - 2006

**HARROW COUNCIL
COUNCIL SUMMONS**

**MEETING
Thursday 20 October 2005**



COUNCIL SUMMONS

Legal Services Department

Civic Centre

Harrow

12 October 2005

Dear Member

I hereby request and summon you to attend a **MEETING OF THE COUNCIL OF THE LONDON BOROUGH OF HARROW** to be held in the **COUNCIL CHAMBER** at the **CIVIC CENTRE, STATION ROAD, HARROW, on Thursday, 20th day of October 2005 at 7.30 pm** to take into consideration the following numbered matters and to pass such resolutions and to make such orders thereon as may then be determined.

PRAYERS

The Mayor's Chaplain, the Reverend Terence H. MacMath, will open the meeting with Prayers.

1. **COUNCIL MINUTES:** (Pages 1 - 12)

That the minutes of the Annual Meeting held on 12 May 2005, having been circulated, be taken as read and signed as a correct record.

[Notes: (i) The Annual Council minutes have been circulated previously within Volume 1 of the Cabinet and Council Minutes May 2005;

(ii) those minutes are also now enclosed with the Summons for ease of reference].

2. **DECLARATIONS OF INTEREST:**

To receive declarations of personal or prejudicial interests, arising from business to be transacted at this meeting, from all Members present.

3. **MAYOR'S ANNOUNCEMENTS:**

To receive any announcements from the Mayor.

[Note: Information as to recent Mayoral engagements will be tabled].

4. **PROCEDURAL MOTIONS:**

To receive and consider any procedural motions by Members of the Council, under relevant Council Procedure Rules, in relation to the conduct of the business for this Council Meeting.

[Note: Notice of such procedural motions, received after the issuing of this Summons, will be tabled].

5. **PETITIONS:**

To receive petitions (if any) submitted in accordance with Council Procedure Rule 11 and presented:-

- (i) by a representative of the petitioners;
- (ii) by a Councillor, on behalf of petitioners; or
- (iii) by the Director of Corporate Governance, on behalf of petitioners.

6. **PUBLIC QUESTIONS:**

A period of up to 15 minutes is allowed under Council Procedure Rule 12 for members of the public to ask questions of members of the Executive, Portfolio Holders and Chairs of Committees, of which notice has been received no later than 5.00 pm two clear working days prior to the day of this Meeting.

Notice has been received of the following Question from Mr P. Seedher to be asked of the Portfolio Holder for Social Care and Health:-

“If after the new year budget has been prepared and implemented – your dept was to receive an additional £500,000 or even an additional £1m on top of your requirement – how would you like to spend it ? Do you have a wish list of essential items ?”

[Note: Confirmation of any further questions will be tabled].

7. **SERVICE PLANNING AND FINANCIAL PLANNING 2006-07:** (Pages 13 - 18)

CABINET (28 JULY 2005): RECOMMENDATION I

8. **ANNUAL REPORT OF THE OVERVIEW AND SCRUTINY COMMITTEE 2004/05:** (Pages 19 - 56)

OVERVIEW AND SCRUTINY COMMITTEE (26 APRIL 2005): RECOMMENDATION I

9. **OVERVIEW AND SCRUTINY COMMITTEE: CONSTITUTIONAL AMENDMENT:** (Pages 57 - 60)

OVERVIEW AND SCRUTINY COMMITTEE (19 JULY 2005): RECOMMENDATION I

Rights of Members of Overview and Scrutiny Committee to Information.

[Note: The Constitutional change proposed in this Recommendation was also considered by the Constitution Review Working Group which also endorses the revision. The report from that Working Group does not therefore include this particular matter, for the avoidance of duplication].

10. **REVISIONS TO THE CONSTITUTION:** (Pages 61 - 102)

To receive the Recommendations of the Constitution Review Working Group.

11. **PROPOSED VARIATIONS IN COUNCIL MEETING DATES:**

Further to the preceding item on the Summons and the consideration afforded by the Constitution Review Working Group to the possible effect on Council dates of the Cabinet having the statutory responsibility to agree the Council Tax Taxbase, the Leader of the Council (Councillor Navin Shah) proposes that:-

The Council agree (1) to cancel the 19 January 2006 Council Meeting (as had been nominally anticipated in the printed Calendar of Meetings 2005/06);

(2) that within future Municipal Years the January Meeting be replaced by a July Meeting; and

(3) that the Calendar of Meetings for 2006/07 should so include a Council Meeting in July 2006.

FOR CONSIDERATION

12. **COMPLAINTS AGAINST COUNCILLORS - PROCEDURE FOR LOCAL INVESTIGATIONS OF COMPLAINTS REFERRED FROM THE STANDARDS BOARD FOR ENGLAND:** (Pages 103 - 112)

STANDARDS COMMITTEE (21 SEPTEMBER 2005): RECOMMENDATION I

13. **COMPLAINTS AGAINST COUNCILLORS - PROCEDURE FOR LOCAL**

DETERMINATION OF COMPLAINTS REFERRED FROM THE STANDARDS BOARD FOR ENGLAND: (Pages 113 - 134)

STANDARDS COMMITTEE (21 SEPTEMBER 2005):
RECOMMENDATION II

14. APPOINTMENT OF INDEPENDENT MEMBERS OF THE STANDARDS COMMITTEE: (Pages 135 - 140)

STANDARDS COMMITTEE (21 SEPTEMBER 2005): RECOMMENDATION III

15. REPORT OF THE LEADER OF THE COUNCIL: PORTFOLIO HOLDER DELEGATIONS:

The Leader of the Council, Councillor Navin Shah, has given notice of seeking the approval of the Council under the provisions of Paragraph 7.02, Article 7 of the Constitution, to effect the following limited variation in the delegations to Portfolio Holders.[This variation has already been the subject of a temporary re-assignment under the general provisions of Paragraph 4 (Appendix to Executive Procedure Rules), as then notified to all Members in June 2005].

It is proposed that an existing delegation appropriately be transferred from the remit of the Deputy Leader, Portfolio Holder for Business Connections and Performance to the delegations ascribed to the Portfolio Holder for Communications, Partnership and Human Resources.

The particular delegation reads as follows:-

“the development of the Council’s response to crime, substance abuse and associated issues and the maintenance of good working relationships with other agencies to secure a safe living and working environment within the Borough “.

FOR CONFIRMATION

16. QUESTIONS WITH NOTICE (Council Procedure Rule 13):

A period of up to 15 minutes is allowed (Council Procedure Rule 13.2) for the asking of written questions by Members of Council of a member of the Executive or the Chair of any Committee:-

- (i) of which notice has been received at least two clear working days prior to the day of this Meeting;
- (ii) or which relate to urgent matters, the consent of the Executive member or Committee Chair to whom the question is to be put has been obtained and the content has been advised to the Chief Executive by 12.00 noon on the day of the Council Meeting.

Notice has been given by **Councillor Williams** of a question to be asked of the **Business Connections and Performance Portfolio Holder (Councillor Dighé)** in the following terms:-

“How much does this Council expend, in terms of money, time and facilities, in promoting Black History Month, and what is the expend, on an equal basis, in terms of promoting White History ?”.

(Confirmation of any further questions will be tabled).

17. MOTIONS:

The following Motions have been notified in accordance with the requirements of Council Procedure Rule 15, to be moved and seconded by the Members so indicated.

(1) Fair Trade Borough

To be moved by Councillor Thornton and seconded by Councillor Marie-Louise Nolan:

“That this Council notes the work being undertaken by the Fairtrade Foundation to tackle poverty by enabling disadvantaged producers from poor countries to receive a better deal for their labours.

This Council resolves:

1. to express its support for the principles of Fair Trade as part of the Council’s commitment to Local Agenda 21 and in pursuit of sustainable development;
2. to commit itself to promote awareness of Fair Trade through the Council’s communications and its website;
3. to encourage the serving of Fair Trade products at its meetings and Council run outlets;
4. to request that officers work with Fair Trade Groups in the Borough and outside to ensure continued commitment to Harrow becoming a Fair Trade Borough.”

FOR CONSIDERATION

(2) RAF Bentley Priory

To be moved by Councillor John Cowan and seconded by Councillor C.Mote:

“This Council regrets that the Ministry of Defence is contemplating selling RAF Bentley Priory with its historical significance to a property developing company and calls upon the Borough’s two MPs to use all their best endeavours to keep the Priory within public ownership, for the future benefit of the British people”.

FOR CONSIDERATION

(3) Harrow Borough Controlled Drinking Zone

To be moved by Councillor C.Mote and seconded by Councillor D.Ashton:-

“This Council notes the success of controlled drinking zones in other London boroughs, in particular Westminster where it has been adopted for the whole borough, and calls for the introduction of a controlled drinking zone to cover the whole of Harrow, thereby giving the police power to act against anti-

social drinking”.

FOR CONSIDERATION

18. STATUTORY OFFICERS:

Report of the Chief Executive.
(This report is to follow).

19. COUNCIL APPOINTEES AS MEMBERS OF COMMITTEES AND REPRESENTATIVES ON OUTSIDE BODIES: (Pages 141 - 144)

Report of the Chief Executive.

20. URGENT DECISION TAKEN ON A MATTER RESERVED TO THE COUNCIL: (Pages 145 - 148)

In accordance with the delegations to Chief Officers, the Leaders of the three political groups on the Council were consulted on and agreed the attached urgent decision on behalf of the Council.

FOR CONFIRMATION

21. DECISIONS TAKEN UNDER THE URGENCY PROCEDURE AND THE USE OF THE SPECIAL URGENCY PROCEDURE: (Pages 149 - 158)

In accordance with the relevant Overview and Scrutiny Procedure Rules and Rule 17.3 of the Access to Information Rules, as set out in Part 4 of the Constitution, it is a requirement to report those urgent decisions and special urgency decisions taken on behalf of the Executive (that is, as individually authorised by the Portfolio Holders), since the previous Council Meeting.

Those requirements are met in the attached paper from the Director of Corporate Governance.

Yours sincerely



for the Chief Executive

To: The Worshipful the Mayor and all Members of the Council of the London Borough of Harrow