



**MINUTES
of the
MEETING
of the
COUNCIL
of the
LONDON BOROUGH OF HARROW
held on
THURSDAY 30 OCTOBER 2008**

Present: **The Worshipful the Mayor (Councillor John Nickolay)
The Deputy Mayor (Councillor Eric Silver)**

Councillors:

Husain Akhtar
Nana Asante
David Ashton
Mrs Marilyn Ashton
Mrs Camilla Bath
Miss Christine A. Bednell
Robert Benson
Don Billson
Mrs Lurline Champagnie
Mrinal Choudhury
Golam Sobhan Chowdhury
John Cowan
Bob Currie
Margaret Davine
Mano Dharmarajah
Anthony Ferrari
Keith Ferry
Archie T. Foulds
Brian E. Gate

David Gawn
Mitzi Green
Susan Hall
Graham Henson
Thaya Idaikkadar
Nizam Ismail
Krishna James
Manji. Kara
Ashok Kulkarni
Jean Lammiman
Barry Macleod-Cullinane
Julia Merison
Salim Miah
Myra Michael
Jerry J. Miles
Vina Mithani
Chris Mote
Mrs Janet Mote
Narinder Singh Mudhar

Mrs Joyce Nickolay
Christopher D. Noyce
Phillip O'Dell
Asad Omar
Paul Osborn
David Perry
Raj Ray
Paul Scott
Anthony Seymour
Navin Shah
Mrs Rekha Shah
Dinesh Solanki
Bill Stephenson
Mrs Sasikala Suresh
Yogesh Teli
Keekira Thammaiah
Mark A. Versallion
Thomas Weiss
Jeremy Zeid

PRAYERS

The meeting opened with Prayers offered by the
Reverend Antony Ford Rablen

290. COUNCIL MINUTES:

The Council agreed that Resolution 284 of the minutes be amended to reflect Councillor Keith Ferry as the nominated Member of Strategic Planning Committee.

RESOLVED: That the minutes of the meeting held on 10 July 2008 be taken as read and signed as a correct record, subject to the above amendment.

291. DECLARATIONS OF INTEREST:

It was noted that there were no declarations of interests on behalf of Members with regard to business to be transacted at this meeting of the Council.

292. MAYOR'S ANNOUNCEMENTS:

The Mayor spoke briefly on several of his recent engagements, including the success of the Battle of Britain Service.

The Mayor then reminded Members of certain upcoming engagements, including Remembrance Sunday, the Mayoress' Ball and the Mayor's banquet, requesting that Members note the engagements within their diaries.

RESOLVED: That the report of the Worshipful the Mayor upon his official duties, as tabled, be noted and received.

293. PROCEDURAL MOTIONS:

- (i) Councillor Bill Stephenson moved a procedural motion under the general provisions of Rule 15.6 that the Motion included at Item 15(1) (Climate Change / Nottingham Declaration) of the Summons and indicated to stand referred to the next meeting of the Cabinet, as being a matter within its remit, should rather be considered at this Council meeting. Upon a vote, the procedural motion was not carried.
- (ii) Councillor Bill Stephenson moved a procedural motion under the general provisions of Rule 15.6 that the Motion included at Item 15(2) (Fair Trade) of the Summons and indicated to stand referred to the next meeting of the Cabinet, as being a matter within its remit, should rather be considered at this Council meeting. Upon a vote, the procedural motion was not carried.

RESOLVED: That

- (1) the procedural motion under Rule 15.6, seeking the consideration at this meeting of the Motion at 15(1) of the Summons (Climate Change / Nottingham Declaration) (Resolution 304 refers), be not agreed;**
- (2) the procedural motion under Rule 15.6, seeking the consideration at this meeting of the Motion at 15(2) of the Summons (Fair Trade) (Resolution 304 refers), be not agreed.**

294. PETITIONS:

In accordance with Rule 11, the following petitions were presented by Members of Council on behalf of Petitioners:-

- (i) Submitted by Councillor Ashok Kulkarni containing 95 signatures of residents, seeking a review of yellow lines at Rayners Lane / Alexandra Avenue.
[The petition stood referred to the Traffic & Road Safety Panel].
- (ii) Submitted by Councillor Bill Stephenson containing 7 signatures of residents, objecting to a planning application at 90 Kingsfield Avenue (P/3198/08).
[The petition stood referred to the Development Management Committee].
- (iii) Submitted by Councillor Bill Stephenson containing 64 signatures of residents, urging the reopening of Gayton Road Library for use as a temporary Art Gallery and associated activities, and asking the Council to prepare a feasibility study for the development of the Gayton Road Library site and adjoining sites (Sonia Court and Public Car Park) for a mixed use development incorporating an Arts Gallery, Performance Space, combined Central and Reference Library,

residential use - together with a replacement public car park.

[The petition stood referred to the Leader].

- (iv) Submitted by Councillor Nana Asante containing 142 signatures of residents, requesting consideration of the reconvening of the Fair Trade Steering Group to enable Harrow to become a fair trade borough.

[The petition stood referred to the Cabinet].

295. PUBLIC QUESTIONS:

Further to item 6 on the Summons, no questions from members of the public had been received under the provisions of Rule 12.3.

296. CHANGE TO BUSINESS OF ORDINARY COUNCIL SUMMONS:

- (i) In relation to Item 7 on the Summons, the Council considered a report proposing the addition of a new regular item to the Ordinary Council Summons entitled "Leader's Announcements".

- (ii) Councillor Bill Stephenson moved, and Councillor Navin Shah seconded the following amendment, which after debate and upon a vote was not carried:

"Council is therefore asked to consider whether it wishes to agree a change to the Constitution to enable a new regular item being added to the business of Ordinary Council meetings to be entitled "Leader's Announcements". Such an item would enable the Leader to update the Council as a body concerning actions since its last meeting on the general work and progress of the Executive and Council, by providing a written report in the Council's agenda papers with the same time scale as all other agenda papers, and responding to questions on the issues raised within the presentation.

Council further agrees that in addition there would be an opportunity for members of Council to debate this report with a right of reply by the opposition parties.'

- (iii) Councillor B E Gate moved, and Councillor Bill Stephenson seconded the following amendment, which after debate and upon a vote, was not carried:

After "that", delete all wording and replace with: the report be deferred for consideration at the next meeting of the Constitution Review Working Group.

- (iv) The meeting then moved to a vote upon the substantive recommendation; this was carried.

RESOLVED: That the Constitutional change of the addition of a regular item to the ordinary Council Summons entitled "Leader's Announcements" be approved.

297. LEADER'S ANNOUNCEMENTS:

- (i) Further to the addition of this item agreed at Resolution 296 above, the Leader introduced his report highlighting achievements and proposals

- (ii) At the conclusion of his report the Leader responded to questions from Members of the Council.

- (iii) On a point of Order and in accordance with Rule 16.2(c) a motion "that the Council proceed to the next item of business" was moved and upon being put to the vote, was not carried.

RESOLVED: That the report of the Leader be received.

298. COMMUNITY SAFETY PARTNERSHIP PLAN PRIORITIES 2008/11:

Further to Item 9 on the Summons, the Council received Recommendation I of the Cabinet meeting held on 18 September 2008 on this matter.

The Recommendation was formally moved by the Leader (Councillor David Ashton).

RESOLVED: That the Community Safety Partnership Plan be approved and adopted.

299. OVERVIEW & SCRUTINY COMMITTEE - WORK PROGRAMME:

Further to Item 10 on the Summons, the Council received a Recommendation from the Overview and Scrutiny Committee meeting held on 7 October 2008 to note its proposed work programme for 2009/10.

The Recommendation was formally moved by Councillor Mitzi Green (Vice-Chairman of the Committee).

RESOLVED: That the Work Programme be noted.

300. AMENDMENTS TO REPRESENTATIVES ON COUNCIL COMMITTEES:

Item 11 on the Summons provided for the receipt of proposals from the Political Groups as to the appointment of representatives of the Authority to committees for the remainder of the Municipal Year 2008/09.

RESOLVED: That the following appointments for the remainder of the Municipal Year 2008/09 be approved:

Name of Committee	Name of Councillor (Reserve)
Overview and Scrutiny Committee	Councillor John Cowan (1)
Overview and Scrutiny Committee	Councillor Camilla Bath (7)

301. AMENDMENT TO REPRESENTATIVE TO OUTSIDE BODY:

Item 12 on the Summons provided for the receipt of proposals from the Political Groups as to the appointment of representatives of the Authority to an outside body for the remainder of the Municipal Year 2008/09.

RESOLVED: That the following appointment for the remainder of the Municipal Year 2008/09 be approved:

Name of Outside Body	Name of Councillor
London Council's Transport & Environment Committee (3 rd Deputy)	Councillor Mark Versallion

302. RECOMMENDED CONSTITUTIONAL CHANGES:

Councillor Paul Osborn, Chairman of the Constitution Review Working Group, moved the Recommendations arising from the meeting of the Working Group held on 22 July 2008.

RESOLVED: That the proposed changes to the authority's Constitution as endorsed by the Constitution Review Working Group and detailed in its report be approved.

303. QUESTIONS WITH NOTICE:

The following questions had been submitted by a Member of Council under Rule 13.2:-

<u>QUESTION BY</u>	<u>QUESTION OF</u>	<u>TEXT OF QUESTION</u>
(1) Councillor Phillip O'Dell	Portfolio Holder for Adult Services & Housing (Councillor Barry MacLeod-Cullinane)	Would the Portfolio Holder explain why there is no contract with Borough Parking Enforcement (BPE) to enforce parking schemes on Council housing estates?
(2) Councillor Phillip O'Dell	Portfolio Holder for Adult Services & Housing (Councillor Barry MacLeod-Cullinane)	Is the Portfolio Holder aware that the Council are unable to monitor the performance of BPE?
(3) Councillor Phillip O'Dell	Portfolio Holder for Adult Services & Housing (Councillor Barry MacLeod-Cullinane)	How much has BPE been paid over the last two financial years?
(4) Councillor Phillip O'Dell	Portfolio Holder for Adult Services & Housing (Councillor Barry MacLeod-Cullinane)	Can the Portfolio Holder give a breakdown of the number of enforcement notices which have been issued by BPE in each the last four financial years?

[Notes: (i) Under the provisions of Council Procedure Rule 13.4, the Portfolio Holder undertook to respond fully to all four questions in writing to the Member, all Members of Council and the press].

(ii) under the provisions of Council Procedure Rule 13.5, the Member asked supplementary questions, which were also agreed to be the subject of a written response].

304. MOTIONS:

Further to the provisions of Council Procedure Rule 15.6, it was

RESOLVED: That

- (1) **the Motion at item 15(1) of the Summons stand referred to the next meeting of the Cabinet, as being a matter within the remit of the Executive.**
- (2) **the Motion at item 15(2) of the Summons stand referred to the next meeting of the Cabinet, as being a matter within the remit of the Executive.**

305. DECISIONS UNDER THE URGENCY PROCEDURE AND USE OF SPECIAL URGENCY PROCEDURE:

Further to Item 16 on the Summons, the meeting received a report of the Director of Legal and Governance Services which provided a summary of the urgent decisions taken by the Leader and Cabinet and the use of the special urgency procedure, since the last ordinary meeting of Council on 10 July 2008.

RESOLVED: That the urgent decisions taken by the Portfolio Holders and the Leader since the Council meeting on 10 July 2008 be noted.

306. DECISIONS ON URGENT MATTERS RESERVED TO COUNCIL:

The Director of Legal and Governance Services advised of two urgent decisions he had taken in respect of matters reserved to Council, following consultation with the Leaders of each of the Political Groups on the Council, since the last meeting held on 10 July 2008.

RESOLVED: That the decisions taken under delegation by the Director of Legal and Governance Services, on behalf of Council, be noted.

307. EXTRAORDINARY COUNCIL:

With the consent of Council, this Item was withdrawn.

(CLOSE OF MEETING: All business having been completed, the Mayor declared the meeting closed at 9.20 pm).