



COUNCIL MEETING - 30 JUNE 2016

Councillors of the London Borough of Islington are summoned to attend a meeting of the Council to be held in the Council Chamber, Town Hall, Upper Street, N1 2UD on **30 June 2016 at 7.30 pm**

Chief Executive

AGENDA

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- | | | |
|----|---|--------|
| 1. | Minutes of the last meeting | 1 - 12 |
| | Minutes of the Annual Council meeting on 12 May 2016. | |

2. Declarations of Interest

If you have a **Disclosable Pecuniary Interest*** in an item of business:

- if it is not yet on the council's register, you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent;
- you may **choose** to declare a Disclosable Pecuniary Interest that is already in the register in the interests of openness and transparency.

In both the above cases, you **must** leave the room without participating in discussion of the item.

If you have a **personal** interest in an item of business **and** you intend to speak or vote on the item you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent but you **may** participate in the discussion and vote on the item.

- *(a) **Employment, etc** - Any employment, office, trade, profession or vocation carried on for profit or gain.
- (b) **Sponsorship** - Any payment or other financial benefit in respect of your expenses in carrying out duties as a member, or of your election; including from a trade union.
- (c) **Contracts** - Any current contract for goods, services or works, between you or your partner (or a body in which one of you has a beneficial interest) and the council.
- (d) **Land** - Any beneficial interest in land which is within the council's area.
- (e) **Licences** - Any licence to occupy land in the council's area for a month or longer.
- (f) **Corporate tenancies** - Any tenancy between the council and a body in which you or your partner have a beneficial interest.

- (g) Securities** - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

This applies to **all** members present at the meeting.

3. Mayoral Announcements

- (i) Apologies
- (ii) Order of business
- (iii) Declaration of discussion items by the Majority and Opposition parties

4.	Leader's Announcements and Appointment of Councillors to the Executive	13 - 14
5.	Petitions	
6.	Questions from Members of the Public	15 - 16
7.	Questions from the Youth Council	17 - 18
8.	Questions from Members of the Council	19 - 22
9.	Constitution update	23 - 48
10.	Chief Whip's report	To Follow
11.	Notices of Motion	49 - 52

Where a motion concerns an executive function, nothing passed can be actioned until approved by the Executive or an officer with the relevant delegated power.

Motion 1 – Tenant Tax

Motion 2 – Andargachew Tsege, British National illegally detained in Ethiopia

Motion 3 – Responding to the new Mayor of London's proposed Ultra Low Emission Zone (ULEZ) Consultation.

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Despatched : 22 June 2016

LONDON BOROUGH OF ISLINGTON
ANNUAL COUNCIL MEETING - 12 MAY 2016

MINUTES OF PROCEEDINGS

At the meeting of the Annual Council held at Council Chamber, Town Hall, Upper Street, N1 2UD on 12 May 2016 at 7.30 pm.

Present:

Councillor Debono	Councillor Hamitouche	Councillor R Perry
Greening	Heather	Picknell
Andrews	Hull	Poole
Burgess	Ismail	Poyser
Caluori	Jeapes	Russell
Chowdhury	Kaseki	Comer-Schwartz
Convery	Kay	Shaikh
Court	Khan	Smith
Diner	Klute	Ward
Donovan	Murray	Ward
Doolan	Ngongo	Watts
Erdogan	Nicholls	Wayne
Fletcher	O'Halloran	Webbe
Gantly	O'Sullivan	Williamson
Gill	Parker	

The Mayor (Councillor Richard Greening) in the Chair

1 MAYORAL ANNOUNCEMENTS

A minute's silence was held in memory of Pat Haynes, who was a councillor for over 30 years and Mayor of Islington in 1983/4.

Apologies for absence:

Apologies were received from Councillor Alice Perry and Councillors Gallagher, Spall and Turan.

2 MINUTES OF THE COUNCIL MEETING ON 25 FEBRUARY 2016

RESOLVED:

That the Minutes of the meeting on 25 February 2016 be confirmed as a correct record and the Mayor be authorised to sign them.

3 YOUNG MAYOR AND YOUNG DEPUTY MAYOR - WELCOME AND PRESENTATION OF BADGES

The Youth Council were welcomed to the meeting and badges of office were presented to Young Mayor Darey Cletus and Young Deputy Mayor Diana Gomez.

4 VOTE OF THANKS AND PRESENTATION OF COMMEMORATIVE BADGES TO OUTGOING MAYOR AND CONSORT

Councillor Watts moved a vote of thanks to the outgoing Mayor, Councillor Richard Greening. Councillor Watts noted that it was fitting that our longest serving councillor should be Mayor in our 50th Anniversary year and thanked Councillor Greening and Patsy Bradbury, the Mayoress, for all their hard work and advised that the Mayor had raised £25,000 for Music First, the highest amount he can recall being raised.

Councillor Hull seconded the vote of thanks.

The Mayor thanked colleagues for the opportunity of being Mayor and for their support for his charity. The Mayor also thanked his Mayoress Patsy Bradbury for her support during the year.

Commemorative Badges were presented to Councillor Greening and Patsy Bradbury.

5 TO ELECT THE MAYOR OF THE LONDON BOROUGH OF ISLINGTON FOR THE ENSUING MUNICIPAL YEAR

Councillor Nick Ward, seconded by Councillor Burgess, moved that Councillor Kat Fletcher be elected as Mayor for the ensuing municipal year.

RESOLVED:

There being no other nominations the Mayor declared that Councillor Kat Fletcher be elected as Mayor of the London Borough of Islington for 2016/17.

The Mayor vacated the chair and the Council adjourned while Councillor Fletcher was invested with the robes of office. The Mayoral party then returned to the Chamber.

The Mayor (Councillor Kat Fletcher) in the Chair.

6 DECLARATION OF ACCEPTANCE OF OFFICE BY THE MAYOR

The Mayor accepted the office by making and subscribing to the required declaration, attested by Councillor Nick Ward and Councillor Burgess.

The Mayor thanked the Council for electing her. The Revd Melanie Toogood will be the Mayor's Consort.

The Mayor announced that her charity will be the Ben Kinsella Trust.

The Mayor announced that the Deputy Mayor will be Councillor Una O'Halloran and that Ray O'Halloran will be the Deputy Mayor's Consort.

7 APPOINTMENT OF THE DEPUTY LEADER AND THE EXECUTIVE

Councillor Watts introduced the amended paper and advised the Council that Councillor James Murray would be stepping down from the Executive for a few weeks and would be informally advising the new Mayor of London, Sadiq Khan. Councillor Watts thanked Councillor Convery for his work on the Executive and welcomed Councillor Comer-Schwartz. The Council noted the following appointments made by Councillor Watts, Leader of the Council:

Deputy Leader and Executive Member for Health and Social Care: Cllr Janet Burgess

Executive Member for Children, Young People and Families: Cllr Joe Caluori

Executive Member for Community Development: Cllr. Comer-Schwartz

Executive Member for Finance, Performance & Community Safety: Cllr Andy Hull

Executive Member for Economic Development: Cllr Asima Shaikh

Executive Member for Environment and Transport: Cllr Claudia Webbe

8 APPOINTMENT OF COUNCILLORS TO POLITICAL POSITIONS AND THE APPOINTMENT OF CHAIRS AND VICE CHAIRS AND MEMBERSHIP OF COMMITTEES 2016/17

Councillor Gill, seconded by Councillor Picknell, moved the recommendations in the report, subject to the following amendments:

That the membership of Policy and Performance Committee has been increased by one and the proposed member is Councillor Gary Heather. That the substitutes for Policy and Performance Scrutiny Committee have also changed with Councillor Angela Picknell replacing Councillor Diarmaid Ward and that the membership of Licensing Committee has been increased by one and the proposed member is Councillor Diarmaid Ward.

RESOLVED:

That the Labour Group have made the following appointments be noted:

Leader of Group	Councillor Richard Watts
Deputy Leader of Group	Councillor Paul Smith
Chief Whip	Councillor Alice Perry
Assistant Whips	Councillors Satnam Gill & Angela Picknell
Chair of Group	Councillor Gary Heather
Vice-Chair	Councillor Claudia Webbe
Secretary	Councillor Jilani Chowdhury
Treasurer	Councillor Rupert Perry
Social Secretary	Councillor Olly Parker
Ordinary Member Posts	Councillors Nurullah Turan & Aysegul Erdogan

A. APPOINTMENT OF CHAIRS AND VICE-CHAIRS AND MEMBERSHIP OF COMMITTEES FOR 2016/17

RESOLVED:

- 1) That the following appointments be made to the Policy and Performance Committee for 2016/17 or until successors are appointed be agreed:

POLICY & PERFORMANCE COMMITTEE (14 members)

Councillor Richard Greening (Chair)	Councillor Martin Klute
Councillor Clare Jeapes (Vice Chair)	Councillor James Court
Councillor Gary Doolan	Councillor Mick O'Sullivan
Councillor Jilani Chowdhury	Councillor Theresa Debono
Councillor Una O'Halloran	Councillor Nick Wayne
Councillor Osh Gantly	Councillor Gary Heather
Councillor Alice Perry	Councillor Caroline Russell

Substitutes:

Councillor Mouna Hamitouche	Councillor Satnam Gill
Councillor David Poyser	Councillor Angela Picknell
Councillor Marian Spall	

- 2) That the following appointments be made to the remaining committees for 2016/17 or until successors are appointed be agreed:

CHILDREN'S SERVICES SCRUTINY COMMITTEE (7 Councillors)

Councillor Theresa Debono (Chair)	Councillor Alex Diner
Councillor Rakhia Ismail (Vice Chair)	Councillor Nick Wayne
Councillor Nick Ward	Councillor Diarmaid Ward
Councillor Michelline Safi Ngongo	

**Co-opted Members for
Education related issues:**

Parent Governor – Primary – Erol Baduna
Parent Governor – Secondary – James Stephenson
Roman Catholic Diocese – Mary Clement
Church of England Diocese - Vacancy

Substitutes:

Councillor David Poyser	Councillor Angela Picknell
Councillor Alice Perry	Councillor Alice Donovan
Councillor Satnam Gill	

ENVIRONMENT & REGENERATION SCRUTINY COMMITTEE (8 Councillors)

Councillor James Court (Chair)	Councillor Gary Heather
Councillor Diarmaid Ward (Vice Chair)	Councillor Rupert Perry
Councillor Clare Jeapes	Councillor Raphael Andrews
Councillor Mouna Hamitouche	Councillor Caroline Russell

Substitutes:

Councillor Alice Perry	Councillor Satnam Gill
Councillor David Poyser	Councillor Theresa Debono
Councillor Angela Picknell	

HEALTH AND CARE SCRUTINY COMMITTEE (8 Councillors)

Councillor Martin Klute (Chair)	Councillor Nurullah Turan
Councillor Rakhia Ismail (Vice Chair)	Councillor Jilani Chowdhury
Councillor Gary Heather	Councillor Michelline Safi Ngongo
Councillor Tim Nicholls	Councillor Una O'Halloran

Substitutes:

Councillor Clare Jeapes	Councillor Marian Spall
Councillor Alice Perry	Councillor Satnam Gill
Councillor David Poyser	Councillor Angela Picknell

HOUSING SCRUTINY COMMITTEE (8 Councillors)

Councillor Mick O'Sullivan (Chair)	Councillor Mouna Hamitouche
Councillor Marian Spall (Vice Chair)	Councillor Osh Gantly
Councillor Gary Doolan	Councillor Una O'Halloran
Councillor Aysegul Erdogan	Councillor Angela Picknell

Substitutes:

Councillor Alice Perry	Councillor Alex Diner
Councillor Gary Heather	Councillor David Poyser
Councillor Olly Parker	Councillor Raphael Andrews
Councillor Satnam Gill	

Co-opted Resident members:

Jim Rooke – Directly Managed Tenants
Rose-Marie McDonald – PFI Managed Tenants

AUDIT COMMITTEE (6 members, 4 Councillors and 2 independent members, as below)

Councillor Satnam Gill (Chair)	Councillor Richard Greening
Councillor Olly Parker (Vice Chair)	Councillor Flora Williamson

Substitutes:

Councillor David Poyser	Councillor Alice Perry
Councillor Clare Jeapes	Councillor Angela Picknell

Independent Members:

David Bennett
Vacancy

HEALTH AND WELLBEING BOARD (15 members, comprised as below)

Councillors:

Councillor Richard Watts (Chair)
Councillor Janet Burgess
Councillor Joe Caluori

Officers:

Julie Billett – Joint Director of Public Health for Camden and Islington
Sean McLaughlin – Service Director, Adult Social Care
Carmel Littleton – Corporate Director of Children's Services

Representatives of the Islington Clinical Commissioning Group:

Alison Blair – Chief Officer, Islington Clinical Commissioning Group
Dr Jo Sauvage – GP and Chair of the Islington Clinical Commissioning Group
Vacancy – GP and Joint Vice Chair of the Islington Clinical Commissioning Group
Sorrel Brookes – Lay Vice-Chair, Islington Clinical Commissioning Group
Melanie Rogers – Director of Quality and Integrated Governance, Islington Clinical Commissioning Group (non-voting)

Representative of Islington Healthwatch:

Emma Whitby – Chief Executive, Islington Healthwatch (non-voting)

Representatives of the NHS:

Dr Henrietta Hughes, NHS England (non-voting)
Angela McNab, Camden and Islington NHS Trust (non-voting)
Simon Pleydell, Whittington NHS Trust (non-voting)

Substitutes may attend meetings subject to prior agreement of the Chair.

Councillor Substitutes:

Councillor Comer-Schwartz	Councillor Asima Shaikh
Councillor Andy Hull	
Councillor Claudia Webbe	

Officer Substitutes:

For Julie Billett – Jonathan O’Sullivan, Islington Deputy Director of Public Health
For Sean McLaughlin – Simon Galczynski, Service Director Adult Social Care
For Carmel Littleton – Mark Taylor, Director of Learning and Schools

Clinical Commissioning Group Substitutes:

For Alison Blair and Melanie Rogers: Paul Sinden (Director of Commissioning)
For Dr Jo Sauvage : Katie Coleman (Clinical Vice-Chair of the CCG)
For Sorrel Brooks: Lucy de Groot (Lay Chair of the ICCG Audit Committee)

Islington Healthwatch Substitute:

For Emma Whitby: Olav Ernstzen

NHS Substitute:

For Dr Henrietta Hughes – Dr Helene Brown (Associate Medical Director, NHS England London)
For Simon Pleydell – Siobhan Harrington (Deputy Chief Executive, The Whittington Hospital)
For Angela McNab – Paul Calaminus (Deputy Chief Executive, Camden and Islington NHS Foundation Trust).

PLANNING COMMITTEE (10 members)

Councillor Robert Khan (Chair)	Councillor Jilani Chowdhury
Councillor Martin Klute (Vice Chair)	Councillor Angela Picknell
Councillor Alice Donovan (Vice Chair)	Councillor Paul Convery
Councillor Tim Nicholls	Councillor David Poyser
Councillor Una O’Halloran	Councillor Nick Ward

Substitutes:

Councillor Kat Fletcher	Councillor Nick Wayne
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Councillor Osh Gantly
Councillor Alice Perry
Councillor Flora Williamson
Councillor Asima Shaikh

Councillor Joe Caluori
Councillor Claudia Webbe
Councillor Satnam Gill

STANDARDS COMMITTEE (8 members, 4 Councillors and 4 Independent Persons)

Councillor Alice Perry (Chair)
Councillor Satnam Gill

Councillor Angela Picknell
Councillor Nurullah Turan

Substitute:

Councillor David Poyser

Independent Persons (who have observer status on the committee):

Louise Richards
Ali Bird JP

James Woolf
Vacancy

LICENSING COMMITTEE (15 members)

Councillor Flora Williamson (Chair)
Councillor Nick Wayne (Vice Chair)
Councillor Marian Spall
Councillor Michelline Safi Ngongo
Councillor Satnam Gill
Councillor Robert Khan
Councillor Joe Caluori
Councillor Diarmaid Ward

Councillor Gary Poole
Councillor Aysegul Erdogan
Councillor Rupert Perry
Councillor Alex Diner
Councillor Paul Smith
Councillor Paul Convery
Councillor Asima Shaikh

LICENSING REGULATORY COMMITTEE (4 members)

Councillor Nurullah Turan (Chair)
Councillor David Poyser

Councillor Marian Spall
Councillor Michelline Safi Ngongo

Substitutes:

Councillor Theresa Debono
Councillor Clare Jeapes

Councillor Satnam Gill
Councillor Angela Picknell

Note: Appointments to sub-committees of the Audit Committee, the Executive and the Licensing Committee will be made at the first meeting of those committees in the new municipal year.

FOSTERING PANEL AND ADOPTION AND PERMANENCE PANEL

Councillor Jilani Chowdhury

CORPORATE PARENTING BOARD

Councillor Joe Caluori (Chair)
Councillor Satnam Gill
Councillor Rakhia Ismail

Councillor Tim Nicholls
Councillor Flora Williamson

STANDING ADVISORY COUNCIL ON RELIGIOUS EDUCATION

Roman Catholic Diocese of Westminster		Conor McGinn Vacancy
Free Church Federal Council:		
	Methodist	Paul Weary
	United Reformed Church	Tim Clarke
	Baptist Union	1 Vacancy
	Salvation Army	1 Vacancy
	Society of Friends	1 Vacancy
Greek Orthodox Church		Vacancy
Elim Pentecostal Church		Vacancy
Jewish	Board of Deputies of British Jews	Judith Fox
Muslim Community:		
	Muslim Welfare House Trust	Mohammed-Jamal El-Turk
	Muslim Education Trust	Ahlam Mansour
Jain	Jain Samaj Europe	Vinay K Shah
Buddhist	Harrow Zazenkai-White Wind Zen Community	Frank Tettsu Woods
Islington Baha'i Community		1 Vacancy
Hindu	Brittania Hindu (Shiva) Temple Trust	1 Vacancy
Sikh		Rosalind Miller
Daoist		1 Vacancy
Church of England:		
	London Diocesan Board for Schools	Allan McClean
	St Mary Magdalene Academy	April Keech
	St Luke's	Revd Dave Tomlinson 2 Vacancies
Humanist	British Humanist Association	Catriona McLellan 1 Vacancy
National Union of Teachers (NUT)		
Secondary Heads Association		1 Vacancy
National Association of Head Teachers (NAHT)		1 Vacancy
National Association of Schoolmasters Union of Women Teachers (NASUWT)		1 Vacancy
Head of RE Secondary Schools		Sophie Morgan
Head of RE Special Schools		1 Vacancy
Schools RE Coordinator		Andrea Smith
Representative of Governors Organisations		1 Vacancy
Islington Council:		
	Labour Party	Councillor Joe Caluori
	Labour Party	Councillor Michelline Safi Ngongo
	Labour Party	Councillor Asima Shaikh (Deputy)
	Labour Party	Councillor Raphael Andrews (Deputy)

CHILDREN'S STRATEGY GROUPS

0-11

Councillor Joe Caluori

Councillor Theresa Debono

11-19

Councillor Joe Caluori

Councillor Theresa Debono

JOINT TMO LIAISON COMMITTEE

Councillor Mick O'Sullivan

OTHER POSITIONS

Carers Champion – Councillor Jilani Chowdhury

Equalities Champions – Councillor Aysegul Erdogan

Arts Champion – Councillor Robert Khan

Armed Forces Champion – Councillor Gary Poole

Mental Health Champion – Councillor Osh Gantly

Social Enterprise Champion – Councillor Rakhia Ismail

9 APPOINTMENT OF REPRESENTATIVES TO CERTAIN OUTSIDE ORGANISATIONS FOR 2016/17

Councillor Gill, seconded by Councillor Picknell, moved the recommendations in the report.

RESOLVED:

A. That the following list of appointments to outside bodies for 2016/17 for one year or until successors are appointed be agreed:

Outside Body	Term of Office	Member(s)
London Council Committees:		
Leaders Committee	One Year	Leader: Cllr Richard Watts Deputies: Cllr Janet Burgess Cllr Rakhia Ismail
Associated Joint Committee - Transport and Environment Committee	One Year	Cllr Claudia Webbe Deputies: Cllr Janet Burgess Cllr James Court
London Councils Forums:		
Greater London Employment	One Year	Cllr Andy Hull
Local Government Association:		
LGU General Assembly	One Year	Cllr Claudia Webbe Cllr Janet Burgess Cllr Richard Watts

London Borough of Islington

		Cllr Paul Smith
Others:		
Angel Business Improvement Board	One Year	Cllr Martin Klute
Archway Town Centre Management Board	One year	Cllr Kaya Comer-Schwartz Cllr David Poyser
Crossrail High Level Forum	One Year	Cllr Claudia Webbe Deputy: Cllr James Court

Cross River Partnership	One Year	Cllr Asima Shaikh
Finsbury Park Trust	One Year	Cllr Mick O'Sullivan Deputy: Cllr Gary Heather
Greater London Enterprise	One Year	Cllr Asima Shaikh
Groundwork London Local Authority Strategic Board	One Year	Cllr Asima Shaikh
Islington Community Covenant Grant Schemes Panel	One Year	Cllr Kaya Comer-Schwartz Cllr Gary Poole
Islington Community Chest Panel	One Year	Cllr Kaya Comer-Schwartz Cllr Rakhia Ismail Cllr Theresa Debono
London Road Safety Council	One Year	Cllr Claudia Webbe Cllr Tim Nicholls (deputy)
Nags Head Town Centre Management Group	One Year	Cllr Gary Heather Cllr Rakhia Ismail
North London Waste Authority	One Year	Cllr Richard Greening Cllr Claudia Webbe
Reserve Forces and Cadets	One Year	Cllr Gary Poole
Safer Neighbourhoods Boards	One Year	Cllr Andy Hull Cllr Nick Wayne
Three Corners Trust	One Year	Cllr James Court

B. That the following list of appointments to outside bodies to take effect on the date indicated, for the term of office indicated, or until successors are appointed be agreed:

Outside body	Member(s)	Term of Office	Date Appointment to take effect
Camden and Islington NHS Foundation Trust	Cllr Asima Shaikh	Three years	1.10.16
Central London Forward	Cllr Richard Watts	Two years	May 2016
Dame Alice Owens	Cllr Richard Watts Cllr Joe Caluori	Three year term	May 2016
Islington United Charities	Cllr Theresa Debono	Four year term	31 August 2016
Richard Cloudesley	Cllr Joe Caluori	Four years	16.5.16
St Mary Magdalene Academy	David Forrester	Four years	13.5.16
University College NHS Foundation Trust	Cllr Claudia Webbe	Three years	May 2016

The meeting closed at 9.00 pm

MAYOR

COUNCIL MEETING – 30 JUNE 2016

REPORT OF: Leader of the Council

APPOINTMENT OF COUNCILLORS TO THE EXECUTIVE

To note the appointment has made to the Executive:

Executive Member for Housing and Development: Councillor Diarmaid Ward

The Executive Member responsibility for Services is as follows:

Leader of the Council – Cllr. Watts

Overall management, resilience and civil emergencies
Communications and consultation
Implementation of the Employment Commission
Devolution
Prevent

Health & Social Care – Cllr. Burgess

Adult Social Services and Public Health
Sport and Leisure

Children, Young People & Families – Cllr. Caluori

Early Years and Children's Centres
Schools
Play and Youth Services
Children's Social Services & Child Protection
Tackling child poverty
YOS & Youth Crime

Community Development – Cllr. Comer Schwartz

Community Development and Resilience
The Voluntary Sector
Ward Partnerships and Local Initiative Funding
Arts and Culture
Equalities and community cohesion
Licensing

Finance, Performance & Community Safety – Cllr. Hull

Community safety and policing (including hate crime)

Public Protection

Finance, Property, Revenues & Benefits and Pensions

Performance, Contract Management and Risk management

Contact Islington and Complaints

ICT, Procurement, Legal and Human Resources

Democratic Services, Registrars and Electoral Registration

Council transformation

Economic Development – Cllr. Shaikh

Employment & employment services

Lifelong Learning and Skills & Libraries

Apprenticeships

Economic regeneration

Business relationships

Housing & Development – Cllr. Diarmaid Ward

Tenant and Resident engagement and representation

Tenant Management Organisations

Housing Management, including Partners for Improvement

Private Sector Housing

Housing Strategy and Supply

Strategic Planning and Development Control

Environment & Transport – Cllr. Webbe

Street Scene, Waste

Sustainability

Greenspace and Cemeteries

Traffic & Transportation and Parking.

The delegation of Executive functions remains unchanged.

Councillor Richard Watts

Leader of the Council



COUNCIL MEETING – 30 JUNE 2016

QUESTIONS FROM MEMBER OF THE PUBLIC

- a Greg Foxsmith to Councillor Webbe, Executive Member for Environment and Transport:

How did the Council promote National Walking Month in May this year, and Walk to School Week in the same month?

- b Paul Milican to Councillor Webbe, Executive Member for Environment and Transport

It is estimated that 100 Islington residents die each year from health effects that are exacerbated by poor air quality. Is it not your responsibility to ban barbecues so that the 8 out of 10 residents who do not have a back garden can enjoy fresh air on warm days rather than have serious health issues exacerbated by the pollutants that barbecues emit? You have stated that there is no public health risk from BBQs but given there is no level at which PM2.5 is deemed safe, what proof do you have?

- c Leyla Daybelge to Councillor Webbe, Executive Member for Environment and Transport

A monitoring report on barbecues commissioned by the council in 2015 indicated that PM2.5 pollution levels in Highbury Fields caused by widespread barbecue use were three times the level of one of London's busiest roads. These fine particles are known to cause heart and lung disease. Given that there is no level at which PM2.5 particles are deemed safe, should the council not take a precautionary approach and ban barbecues on its green spaces?

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COUNCIL MEETING – 30 JUNE 2016

QUESTIONS FROM MEMBERS OF THE YOUTH COUNCIL

- a Young Mayor Darey to Councillor Watts, Leader of the Council

What does Cllr Watts think will be the impact on young people living in London following the election of the new London Mayor?

- b Youth Councillor & Member of the Youth Parliament Mohamed to Councillor Caluori, Executive Member for Children, Young People and Families:

Crime and gang related violence continue to be of concern for Islington's young people. The IYC recognises that the police and its school engagement team are running a series of Safer School roadshows, What else is being done by the police and the council to address these concerns?

- c (Youth Councillor Miriam to Councillor Caluori, Executive Member for Children, Young People and Families:

As a result of Scottish legislation as of April 2016, 16 and 17 year olds were given the right to vote in the Scottish Parliament election. How can Islington Council support the IYC to promote this concept locally in order that young people are given the vote in London?

- d Youth Councillor Honey to Councillor Shaikh, Executive Member for Economic Development:

What can be done to improve information about apprenticeships in our schools/colleges to increase awareness that apprenticeships are a pathway on par with those that are academic

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COUNCIL MEETING – 30 JUNE 2016

QUESTIONS FROM MEMBERS OF THE COUNCIL

- a Councillor O'Halloran to Councillor Diarmaid Ward, Executive Member for Housing and Development:

Housing is a hugely important issue for residents in my ward and for everyone across the borough. Can you tell me what your priorities will be in your new role?

- b Councillor Debono to Councillor Caluori, Executive Member for Children, Young People and Families:

In recent years the council has had an excellent relationship with local schools, and this has helped to achieve brilliant results and progress for our young people. Given the government has made it clear that it still wants to see all schools become academies, what is the council doing to ensure that Islington's community of schools model is protected?

- c Councillor Nick Ward to Councillor Burgess, Executive Member for Health and Social Care:

According to government figures, the proportion of people living with HIV in London is three times higher than the average across England, and in 2014, London accounted for 45 per cent of all people diagnosed as HIV positive in England. In Islington, more than 1,200 people are living with HIV. Given that these figures show a rise in the prevalence of HIV in London, do you agree with me that NHS England's decision not to commission the highly effective HIV prevention treatment, PrEP (Pre-exposure Prophylaxis), represents a serious risk to the work undertaken to tackle HIV, and do you share the concerns of the Terence Higgins Trust which has said that the delay in commissioning PrEP will see seven more people contract HIV every day?"

- d Councillor Poyser to Councillor Hull, Executive Member for Finance, Performance and Community Safety:

There was recently a shooting incident in Elthorne Park involving a pellet gun. One victim was struck in the arm, but did not need hospital treatment. A second victim was taken to hospital as a fragment of pellet hit them in the eye. What attempts are being made by the council and partners to ensure that weapon ownership, of any kind, in the Borough is monitored and what efforts are being made to reduce weapon ownership?

- e Councillor Poyser to Councillor to Councillor Hull, Executive Member for Finance, Performance and Community Safety:

There has recently been another attempted suicide on Archway Bridge. Luckily the victim was saved. It is obviously important that any changes to the bridge are well tested with world class experts to ensure that suicide becomes impossible, while there is minimal effect on the appearance of the Victorian Bridge, an Islington landmark. Both Islington and Haringey Planning Committees have agreed to Transport for London's plans last year. Is there an idea of when we can expect to see the anti-suicide changes to the bridge, and any other suicide prevention measures?

- f Councillor Ismail to Councillor Caluori, Executive Member for Children, Young People & Families -

Most of Islington's Secondary Schools are thriving since the Labour administration, that I am proud to be part of, came into office in 2010. However, my question concerns the comments of parents and young people that Year 10 and 11 students are being excluded more than students in other years, at a time that is a critical turning point in a young person's life.

Can I ask why that is the case, and how many Year 10 and 11 students have been excluded in the last few years, with a breakdown by gender and ethnicity. In addition, may I ask what information we have about what happens to these young people and, what power does the Council have to support schools or influence them not to exclude students, particularly those in Years 10 and 11 , so that young people do not face difficulties in future?

- g Councillor Ismail to Councillor Shaikh, Executive Member for Economic Development –

What has been achieved in the last 12 months since you have been lead member for economic development, what are the issues for economic growth development in the borough that you will be developing, and what two areas will you prioritise in the next 12 months for economic prosperity in our borough inclusive of gender, age and ethnicity?

h Councillor Russell to Councillor Watts, Leader of the Council:

In October 2015 this council passed a motion on Prevent resolving:

- To work with local schools, school governors and local faith groups to ensure that the implementation of Prevent is effective, sensitive and constructive.
- To work with local groups to ensure extremism is challenged collaboratively rather than driven underground or over exaggerated.
- To praise the many local community and faith groups who work across our borough to improve community cohesion and prevent violent extremism.
- To work with local Trade Unions, universities and faith groups to make representations to government and local MPs to request the Government to change the elements of the anti-terror programme that damage community cohesion and are therefore counter- productive.

What progress has been made on this work?

i Councillor Russell to Councillor Diarmaid Ward, Executive Member for Housing and Development

I would like to congratulate the Executive Member for Housing on his appointment and ask him if he will set out his plans for increasing council housing in the borough?

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ISLINGTON

Chief Executive's Department
Town Hall, Upper Street, London N1 2UD

Report of: Assistant Chief Executive (Governance and HR)

Meeting of	Date	Ward(s)
Council	June 2016	All

Delete as appropriate	Exempt	Non-exempt
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Subject: Annual Review of the Constitution

1. Synopsis

- 1.1 This report proposes a number changes to the Council's Constitution.

2. Recommendations

- 2.1 To note that the Leader of the Council has approved the changes to delegation of Executive functions.
- 2.2 To approve the amendments to the Constitution set out in the attached Appendix including to Part 7.
- 2.3 To authorise the Assistant Chief Executive (Governance and HR) to make any consequential amendments to the Constitution she considers necessary

3. Background

- 3.1. A general review of the Council's Constitution is undertaken approximately annually in order to update it to reflect changes in legislation and in Council policy and to ensure that it remains fit for purposes.
- 3.2. Appendix 1 contains extracts from the Constitution on which proposed changes are marked, by crossing through in the case of deletions and by underlining in the case of additions. Proposed changes which are not self

explanatory are explained in footnotes. The most significant change is to the Procurement Rules as set out below.

4. Main proposed changes

- 4.1 **Part 6 – Procurement Rules** At the moment the Procurement Rules apply the same requirement for formal tendering to all contracts with an estimated spend above the Public Contract Regulations 2015 supplies and services threshold. This is currently of £164,176. The same requirements also apply to contracts under which the council is estimated to receive income above that threshold. These are known as concession contracts. The Public Contract Regulations don't require this threshold to be applied to works or concessions contracts or to certain services which tend to attract less cross-border competition e.g. certain social, health and education services.
- 4.2 It is proposed, therefore, that to avoid unnecessary bureaucracy and expense in procuring these contracts a higher threshold be set above which formal tendering will be required. It is proposed that formal tendering will only be required where the estimated spend or income under the contract exceeds £500k revenue or £1m Capital. To ensure there is still proper testing of the market and transparency, for contract with a value between this new threshold and the existing threshold it is proposed that a minimum of four (4) competitive written quotations (or 5 in the case of contracts exceeding £250k revenue of £500k capital) will be required.
- 4.3 **Part 7 – Allowances scheme** – the figures in Part 7 have been updated with effect from the start of the financial year, in line with the provision in section 1.5 of the Members Allowances Scheme, that the basic and special responsibility¹ allowances be upgraded annually with reference to the annual Local Government Pay settlement. This is in accordance with the recommendations of the Independent Remuneration Panel for London Boroughs. The settlement for 2016/17 is 1%. Some changes are also proposed to the scheme in respect of the welfare benefits advice it contains.

5 Conclusion and recommendations

- 5.1 A number of changes are proposed to the Constitution in this report for approval by the Council.

6. Implications

Financial Implications

There are no financial implications arising directly from this report.

¹ This is a clarification

Legal Implications

The Local Government and Housing Act 1989, Local Authorities (Member Allowances) Regulations 1991 and the Local Authorities (Members Allowances) (Amendment) Regulations 1995, and the Local Authorities (Members' Allowances) (England) Regulations 2001 require authorities to make a scheme for the payment of allowances to Councillors.. In making a scheme, regard must be had to the recommendations of the Independent Remuneration Panel for the authority.

The scheme may be amended during the year.

The amount of any Special responsibility must be specified in the scheme and any new scheme or amendment to the scheme is required to be publicised.

Other legal considerations are contained in the body of the report and in the footnotes in the Appendix.

Resident Impact Assessment

There are no resident implications arising directly from this report.

Environmental Implications

There are no environmental implications arising directly from this report.

Background papers:

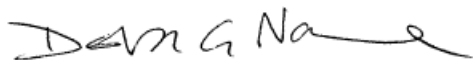
None.

Attachments:

Appendix – Extracts from the Constitution

Final Report Clearance

Signed by



Assistant Chief Executive (Governance and HR)

22 June 2016

Date

Report author Debra Norman, Assistant Chief Executive (Governance and HR)

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APPENDIX 1

PART 2 - ARTICLES

- (d) The Executive may appoint members to a joint committee from outside the Executive if the joint committee has functions for only part of the area of the authority and that area is smaller than two-fifths of the authority by area or population. In such cases, the Executive may appoint to the joint committee any councillor who is a member of a ward which is wholly or partly contained within the area. The Executive may appoint non-executive councillors to a joint committee in other circumstances permitted by legislation.¹
- (e) The Executive may appoint non-executive members to joint boards established under the NHS and Local Authorities Bodies Partnership Arrangements Regulations 2001 and to other Boards which are not joint committees.
- (f) Where both executive and non-executive functions are delegated to a joint committee, appointments to the joint committee will be made by the Council.
- (g) Details of any joint arrangements including any delegations to joint committees or boards are set out in Part 3 of this Constitution

14.03 Legal proceedings

The Assistant Chief Executive (Governance and HR) ~~and other officers authorised by her in accordance with Appendix 3.4,~~² are authorised to institute, defend, participate in, conduct or settle any legal proceedings in any case where such action is necessary to give effect to decisions of the Council or in any case where the Assistant Chief Executive (Governance and HR) and/or the Chief Executive considers that such action is necessary to protect the Council's interests.

PART 3 – RESPONSIBILITY FOR FUNCTIONS

4.4 FINANCE AND PROPERTY

- (a) Within the overall budgetary framework set by the Council and subject to the Council's financial regulations, to take decisions on all matters relating to the Council's finances including (but not limited to) the following:
 - (i) budgetary control;

¹ The relevant legislation is sections 101 and 102 of the Local Government Act 1972, section 9EB of the Local Government Act 2000 and regulation 11 of Local Authorities (Arrangements for the Discharge of Functions) (England) Regulations 2012.

² This is to clarify the position where legal work, e.g. debt collection, is undertaken outside Legal Services,

- (ii) allocations of both capital and revenue expenditure to and between all services;
- (iii) significant changes to insurance arrangements;
- (iv) the Council's borrowing and investment policy (for recommendation to Council);
- (v) budget revisions;
- (vi) allocation of capital and revenue contingency;

(vii) payment of the Government's sales levy imposed under the Housing and Planning Act 2016.

.....

(j) Decisions on acquisitions and disposals of interests in land except:

(i) ~~(i)~~ —disposals of void council owned homes where the best consideration reasonably obtainable is £3 million or less;³

~~(i)~~(ii) disposals of other property where the best consideration reasonably obtainable is £1.5 million or less;

6. MATTERS DELEGATED TO INDIVIDUAL EXECUTIVE MEMBERS

In relation to those social services and public health functions exercised jointly with the Islington CCG pursuant to section 75 of the National Health Service Act 2006, the Executive Member with portfolio responsibility for social services, public health and/or health shall be entitled to take decisions on an individual basis. Where those decisions are key decisions, the relevant provisions of the Access to Information Procedure Rules and Scrutiny Procedure Rules shall apply. The fact that the Executive Member is entitled to take decisions in these circumstances shall not prevent the whole Executive from choosing to take the decision itself.

7 FUNCTIONS TO BE EXERCISED BY THE COUNCIL ITSELF

.....

7.2 The Council shall also be responsible for making appointments to outside bodies (other than to Boards as referred to in Article 10.01(b) and (c) or to companies established to carry out Executive functions) and appointing people to serve on schools admission and exclusion appeal panels although the Audit Committee shall also have power to make such appointments.

³ This change is proposed to facilitate compliance with requirements to be imposed under the Housing and Planning Act 2016.

.....

PART 4 - PROCEDURE RULES

10. ORDINARY MEETINGS

.....

10.2 Business at ordinary meetings will be to:

- (a) ...
 - (j) Include a public question session (subject to 19(2)(a)) which shall include the presentation and discussion of petitions from members of the public in accordance with Rule 19;
 - (k) Include a councillors' questions session (subject to 19(2)(a));
-

19.2 Questions

- (a) Subject to Rule 19.4, councillors and members of the public may at any ordinary meeting of the Council, other than the budget setting meeting, ask the Leader, another member of the Executive or the Chair of any scrutiny -committee questions on any matter in relation to which the Council has powers or duties or which affects the borough.⁴
-

56. EXECUTIVE MEETINGS

56.1 Dates, time and place

- (a) Ordinary meetings of the Executive or a committee of the Executive will take place in accordance with a programme decided by the Chief Executive following consultation with the Whips. In order to enable the Executive properly to discharge its functions, particularly in relation to service performance and financial monitoring, the Executive shall meet not less than ten times a year. Meetings shall commence at 7-~~30~~pm or such other time as agreed by the Leader.
-

56.3 Procedure

- (a) Executive decisions will be taken at a meeting convened in accordance with the Access to Information Rules in Part 4 of the Constitution.

⁴ This change is proposed to ensure the smooth running of the council's budget meeting

- (b) Where Executive decisions are delegated to a committee of the Executive or a Joint Committee (unless the Leader otherwise agrees), the rules applying to Executive decisions taken by them shall be the same as those applying to those taken by the Executive as a whole.

.....

HEALTH AND WELLBEING BOARD

Composition

- Leader of the Council
- Lead Member for Health and Wellbeing Social Care
- Lead Member for Children, Young People and Families
- GP and Chair of the Islington Clinical Commissioning Group
-

Part 6 – PROCUREMENT RULES

1. Introduction and Thresholds

- 1.1 These mandatory rules apply to all spend by officers or agents of the Council and partnerships for which the Council has responsibility, on goods, works and services, including when we are leading in a central purchasing body arrangement. References to the Council in these Procurement Rules should be substituted by any relevant ~~-or~~ partnership as appropriate. The rules ensure we comply fully with our obligations for Standing Orders under the Local Government Act 1972 Section 135. It is a disciplinary offence for officers/agents not to follow the Procurement Rules. These rules govern any purchase, lease, rental or combination but exclude employment arrangements or Council land arrangements.
-

- 1.6 The procedure is, [once authority to procure has been granted](#):

- 1.6.1 Utilise an existing corporate contract wherever available (for more information refer to our website); or
- 1.6.2 When no corporate contract is available, follow the procedure set out in Table 1.

Table 1

<u>All Contracts</u>		
Value Band	Estimated whole life value (excluding VAT)	Required Procedure
i)	£ 0 - £4,999	No formal written quotation required. Spend should be made by purchase card wherever possible.
ii)	£5,000 to £24,999	One (1) written quotation from a suitable provider with a reason for decision based on value for money recorded in writing. All contracts within this value band must be notified by email to the Strategic Procurement Team to be recorded on the corporate contracts database register.
iii)	£25,000 and the supplies/services threshold mentioned in 2.2.	A minimum of three (3) competitive written quotations with justification on grounds of value for money for award recorded in writing.

		<p>The three (3) quotations must include one (1) quotation from a local (Islington) supplier, as long as a suitable supplier is available.</p> <p>Where contracts within this Value Band are to be advertised, the agreement of the Head of Strategic Procurement is required. The Head of Strategic Procurement (or their nominated representative) will advise on the wording and content of the advertisement and must additionally arrange for the advertisement to be placed in Contracts Finder.</p> <p>All contracts within this value band must be notified by email to the Strategic Procurement Team to be recorded on the corporate contracts database.</p>
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Table 2(a)

<u>Services and Supplies Contracts other than “Light Touch” (see section 2.2) Services*</u>		
<u>Value Band</u>	<u>Estimated whole life value (excluding VAT)</u>	<u>Required Procedure</u>
iv)	The supplies/services threshold mentioned in 2.2. or above (Note: this applies for the procurement of works as well as supplies and services)	<p>Contact Strategic Procurement Team who will look at the availability of an existing suitable consortium or framework arrangement.</p> <p>If one is not available:</p> <p>a formal tender process with a minimum of five (5) written competitive tenders.</p> <p>Where five (5) written competitive tenders are not available or a lower number is desired, the commissioning client officer shall follow the advice of the Head of Strategic Procurement (or their nominated representative).</p>

		<p>All contracts within this value band must be notified by email to the Strategic Procurement Team and subsequent guidance adopted.</p> <p>Note: European advertising requirements will have to be complied with for the procurement of most services in this category (see 2.2) in addition to the Council's portal and advertising in Contracts Finder. European advertising requirements will only apply to the procurement of works contracts that have a value that is above the relevant EU threshold for works.</p>
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Table 2(b)

<u>"Light Touch" Services (see section 2.2), Concessions (see section 2.3) and Works Contracts</u>		
<u>Value Band</u>	<u>Estimated whole life value (excluding VAT)</u>	<u>Required Procedure</u>
iv)	The supplies/services threshold mentioned in 2.2. - Up to £500k revenue or £1m Capital	<p>A minimum of four (4) competitive written quotations (or 5 in the case of contracts exceeding £250k revenue or £500k capital) with justification on grounds of value for money for award recorded in writing.</p> <p>The quotations must include one (1) quotation from a local (Islington) supplier, as long as a suitable supplier is available.</p> <p>Where contracts within this Value Band are to be advertised, the agreement of the Head of Strategic Procurement is required. The Head of Strategic Procurement (or their nominated representative) will advise on the wording and content of the advertisement and must additionally arrange for the advertisement to be placed in Contracts Finder.</p>

		<p><u>Where four (4) written competitive tenders are not available or a lower number is desired, the commissioning client officer shall follow the advice of the Head of Strategic Procurement (or their nominated representative).</u></p> <p><u>All contracts within this value band must be notified by email to the Strategic Procurement Team to be recorded on the corporate contracts database.</u></p>
<u>iv) - b</u>	<u>£500k revenue or £1m Capital</u>	<p><u>Contact Strategic Procurement Team who will look at the availability of an existing suitable consortium or framework arrangement.</u></p> <p><u>If one is not available:</u></p> <p><u>a formal tender process with a minimum of five (5) written competitive tenders.</u></p> <p><u>Where five (5) written competitive tenders are not available or a lower number is desired, the commissioning client officer shall follow the advice of the Head of Strategic Procurement (or their nominated representative).</u></p> <p><u>All contracts within this value band must be notified by email to the Strategic Procurement Team and subsequent guidance adopted.</u></p>

2. Value Based Procedures

- 2.2 The Public Contract Regulations 2015 (the Regulations) apply to all contracts although which specific rules apply will depend on the value and subject matter of the contract. Specific advertising and tender process requirements apply to the procurement of some contracts with a value estimated to exceed thresholds of **£164,176** whole life value for supplies/services and **£4,104,394** whole life value for

works. The Strategic Procurement Team shall advise whether a contract is supplies, services or works in accordance with the Regulations and the definitions below:

2.2.1 a supplies contract is an agreement which has at its object the purchase, lease, rental or hire-purchase, with or without the option to buy, a physical product or piece of software, including any incidental matter, siting or installation;

2.2.2 a service contract is an agreement which has at its object the action of performing an activity or operation for or on behalf of the Council without a physical product;

2.2.3 Aa works contract is an agreement which has as its object ia mixture of service or labour and transfer of goods, leading to the realisation or improvement of a physical asset, for example a building contract.

The Strategic Procurement team shall provide the appropriate Common Procurement Vocabulary (CPV) code(s) for any required Contract Notice.

2.3 In the case of services contracts, the Strategic Procurement Team shall determine whether the service is covered by the "light touch" regime under the Regulations. Light touch contracts are for services which tend to be of lower interest to cross-border competition and include certain social, health and education services, defined by Common Procurement Vocabulary (CPV) codes. The list of services to which the Light Touch Regime applies is set out in Schedule 3 of the Public Contracts Regulations 2015 (Annex A). Light-touch regime services which exceed a whole life value of £589,148 also will be subject to advertising within the Official Journal of the European Union (OJEU).

2.3 Concessions (or contracts for income) are subject to the advertising requirements of Procurement Rule 1.8 and additionally to advertising within OJEU when they exceed whole contract life value of £4,104,394 in terms of income and/or monies received.

3. Exceptions to the Procurement Procedure

3.2 Exceptions to the Procurement Rules (including in the case of any collaborative arrangement between the Council and any other body under which the other body undertakes a procurement process with or on behalf of the Council) will only be considered on the basis of a written report ("waiver request") produced in advance of procurement activity. The waiver request should set out good operational and financial reasons and be based on value for money principles. Examples of exceptions, such as an emergency where serious financial loss or loss of life may be concerned, or when the goods, works or services are of an exclusive proprietary nature should be outlined in the waiver request.

3.3 Where the collaboration is on-going (e.g. in the case of a shared service arrangement) exceptions may be agreed in respect of all procurements by the other body which are undertaken as part of that arrangement.

3.4 The waiver request must include comments from the Legal Services Contracts Team, Strategic Procurement and Finance.

.....

21. Commissioning officer Responsibilities

21.1 Commissioning officers (officers leading on procurement) shall:

.....

21.1.3 complete an Health and Safety Impact Assessment (other than where the purchase consists of system software to operate computer hardware), and London Living Wage consideration report for a Value Band ii) contract or above;

21.1.4 complete an Environmental Impact Assessment (other than where the procurement consists of the procurement of software), and Risk Assessment for a Value Band iv) contract;

PART 7 - MEMBERS' ALLOWANCE SCHEME

1. MEMBERS' ALLOWANCES SCHEME – ~~2015/16~~2016/17

- 1.1 The Local Government and Housing Act 1989, Local Authorities (Members' Allowances) Regulations 1991, Local Authorities (Members' Allowances) (Amendment) Regulations 1995 and the Local Authorities (Members' Allowances) (England) Regulations 2001 require authorities to make a scheme for the payment of allowances to Councillors.

Before making, amending or reworking its allowances scheme, the Council is required by virtue of Regulation 3 of the 2001 Regulations to have regard to the recommendations of an Independent Remuneration Panel. The Council is not, however, bound to adopt all or any of the Panel's recommendations provided it has given them due consideration and is satisfied that it has justifiable reasons for not doing so.

Government Regulations do not limit the amount that can be paid under allowances schemes. This Council's total budget including on-costs for Members' Allowances for ~~2015/16~~2016/17 is ~~£917,300~~£26,500.

Any Member may by notice in writing to the Chief Executive, elect to forego any part of entitlement to an allowance under the scheme.

.....

- 1.6 The Corporate Services Committee on 20 March 2007 considered the recommendations of the December 2006 report of the Independent Remuneration Panel and adopted the recommendations in relation to basic allowance increase, payment of an allowance to the Independent Members on the Standards Committee and the co-optees on the Children's ~~Services Scrutiny and Young People's Education~~ Committee.

.....

- 1.8 The scheme as approved provides for the following:

(a) **Basic Allowance**

A Basic Allowance payable equally to each Member for the financial year ~~2015/16~~2016/17 is ~~£9,911.36~~£10,010.47. (This is paid on a monthly basis rather than as a lump sum).

(b) **Special Responsibility Allowance**

Local authorities may make provision within the scheme for the payment of Special Responsibility Allowance and, if so, include a list of posts and the amount of SRA payable. This allowance is paid in addition to the Basic Allowance to those Members considered to bear additional responsibilities. Holders who are entitled to SRA for the period they hold the post must fall into one or more of the following groups.

- * Acting as leader or deputy leader of a political group within the authority;

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- * Presiding at meetings of a committee or a sub-committee of the authority, or a joint committee of the authority and one or more other authorities, or a sub-committee of such a joint committee;
- * Representing the authority at meetings of, or arranged by, any other body;
- * Membership of a committee or a sub-committee of the authority which meets with exceptional frequency or for exceptionally long periods;
- * Acting as the spokesman of a political group on a committee or sub-committee of the authority;
- * Such other activities in relation to the discharge of the authority's functions that require of the member an amount of time and effort equal to or greater than would be required by any one of the above activities.

Where an SRA is paid and Members of the authority are divided into at least two political groups, SRA will be paid to at least one Councillor who is not a member of the controlling group provided that Member has a special responsibility as defined above.

No Councillor may receive more than one SRA.

The list of Special Responsibility Allowances is set out in **Appendix A**.

Special Responsibility Allowance and Basic Allowance will be paid pro rata to Councillors whose term of office begins or ends part way through the financial year. Similarly, if the scheme is amended so as to affect entitlement, the Allowance will be paid pro rata.

(c) **Allowances for the Independent person, co-optees on the Standards Committee, Audit Committee, Children's Services Scrutiny Committee and the Pension Board Independent Member**

Independent and Co-opted members:

An allowance per meeting is payable to the Independent person appointed under the Localism Act 2012 and to the co-optees on the Standards Committee, the Audit Committee and to the Children's Services Scrutiny Committee and the Pension Board Independent Member. This is calculated on the number of meetings per year and at a standard rate as follows:

Standards Committee

Independent Person £117 per meeting

Audit Committee and Children's Services Scrutiny Committee

Co-opted Members £117 per meeting

Pension Board

Independent Member £117 per meeting of the Pension Board and of the Pension Sub-Committee.

The Independent Person may also claim reasonable out of pocket expenses for tasks undertaken outside formal committee meetings. Any such claim shall be made to, and authorised by, the Assistant Chief Executive (Governance and HR).

(d) **Dependent Carers' Allowance**

A Dependent Carers' Allowance is payable to Councillors who, in order to undertake their duties as a Councillor, incur costs in arranging care for dependent relatives living with them. Dependent relatives are defined as children under the age of 15, elderly, disabled or invalid (temporarily or permanently) relatives who cannot be left alone. Payments will not normally be made to carers who are family members or persons resident at the Councillor's home.

The Carers' Allowance also includes costs associated with Councillors who themselves need the help of a carer in order for them to fulfil their duties as a Councillor.

The maximum rate for this allowance is £8.44 per hour to meet, or contribute towards the actual costs incurred in arranging care. The maximum period from which any one claim can be made is the duration of the meeting itself, plus £4.22 as a contribution towards travelling time to and from the meeting venue.

2. TRAVELLING AND SUBSISTENCE ALLOWANCES

- 2.1 Travel expenses can be claimed to cover the cost of travelling to and from approved duties/conferences **outside** the borough (or within the borough in the case of non-councillor members of the Housing Scrutiny Committee). The amount claimed depends on the means of travel i.e.

Public transport	-	actual fare
Own vehicle	-	schedule of rates set by Central Government

Subsistence allowance is a 'meals' allowance for approved duties lasting 4 or more hours, again payable by a schedule of rates set by Central Government. Copies of these rates are set out in **Appendix B**.

3. BROADBAND EXPENSES

- 3.1 The Scheme provides for the payment of the one-off connection charge to Broadband plus the monthly broadband rental up to the value of £25 per month.

4. PAYMENTS FOR OTHER BODIES

The Local Government Association have their own Members' Allowances Scheme payable to those Members' of Executive and Scrutiny bodies of the Association. The London Fire and Emergency Planning Authority also have their own separate scheme.

5. CLAIMING THE ALLOWANCES

- 5.1 Basic and Special Responsibility Allowances are paid automatically, once bank details, National Insurance, date of birth and home address are forwarded to the Corporate Director of Finance and Resources; all others are claimed by means of the appropriate forms, samples of which are attached at **Appendix C**.
- 5.2 Payments via the payroll system are made on a regular monthly cycle direct to your bank or building society account with a payslip being sent to you at the same time. Travel and Subsistence (if taxable are paid through the payroll). Telephone and Dependent Carers' Allowances are paid through the payroll.
- 5.3 You should submit your claims for Travel, Subsistence and Dependent Carers' Allowance within **two** months of the duty undertaken. Broadband allowance payments need to be claimed either monthly or quarterly and should be accompanied by the relevant invoice.

Receipts **must** accompany all expenses claims.

6. RATES PAYABLE

- 6.1 The rates for each allowance change from time to time, generally with effect from 1 April each year.

7. MATERNITY, PATERNITY AND SICKNESS PAY

- 7.1 All Members shall continue to receive their Basic Allowance in full in the case of maternity, paternity and sickness leave.
- 7.2 Members entitled to a Special Responsibility Allowance shall continue to receive their allowance in the case of maternity, paternity and sickness leave in the same way that the Council's employees enjoy such benefits.
- 7.3 If a replacement to cover the period of absence is appointed by Council or the Leader of the Executive (or in the case of party group position, the party group) the replacement will be entitled to claim an SRA.

7. TAXATION

Basic, Special Responsibility, Dependent Carers' Allowances and telephone expenses are taxable and the Director of Finance and Resources will deduct and account for tax as directed by the Inspector of Taxes. Members will receive an annual certificate of tax deducted, at the end of each tax year, or on leaving office.

Business travel is not treated as earnings and is not taxable. Business travel means travel from place of work to place of work. For a councillor, place of work is defined as the Town Hall, any Council building, any place visited in your capacity as a councillor and your home, but **not** your place of normal paid employment.

9. NATIONAL INSURANCE CONTRIBUTIONS

Local authority councillors are elected office holders and they are treated as employed earners for benefit purposes. Members' Basic Allowance, Special Responsibilities Allowance and Dependent Carers Allowance are, accordingly, taxable under Schedule E and count as income liable for deduction of Class 1 national insurance contributions. Payment towards expenses actually incurred in carrying out employment, for example travelling expenses, do not count as income and do not give rise to a liability for class 1 NI contributions.

Class 1 national insurance contributions do not have to be paid if you are above state pension age (~~it is approx. 62 for women born before 5th May 1952 and 65 for men born before 6 December 1953~~). ~~If you are born after these dates, your state pension age will be rise. You can check your pension credit age at <https://www.gov.uk/state-pension-age>.~~ If you are above state pension age, you will need to give your employer proof that you have reached pension age in order to avoid further national insurance contributions. Satisfactory proof includes: birth certificate, passport, driving licence or certificate of age exemption (available from HMRC). If you have more than one employer, you will need a certificate of age exemption for each.

Class 1 contributions are also not payable if your earnings from employment do not exceed the employee's earnings threshold. From April ~~2015~~2016, that threshold is £155

If, in addition to your office as an elected member, you do paid work for another employer, you will have to pay class 1 national insurance contributions in respect of each employment where the earnings exceed the earnings threshold.

~~If your combined earnings from the other sources of paid employment are high (over £810 a week for tax year 2015-16) you could find that you are paying substantial class 1 national insurance contributions. You can apply to HMRC for a refund of contributions paid in excess of your annual maximum level of contributions. You should write to:~~

~~HM Revenue & Customs
National Insurance Contributions Office
Refunds Group
Benton Park View
Newcastle upon Tyne
NE98 1ZZ~~

~~If self-employed, and your earnings from self-employment are above the small earnings exception limit, you will have to pay class 2 national insurance contributions in addition to any Class 1 contributions deducted from your Members allowance(s). The small earnings exception limit for 2015/16 is £5,965 a year. If you are self-employed, you may I have to pay self- employed national insurance rates. These rates are available at <https://www.gov.uk/self-employed-national-insurance-rates>.~~

Some married women or widows, who were eligible on or before 5 April 1977 to opt for paying a reduced rate of national insurance contribution, also do not have to pay the full rate of class 1 contributions. Many have lost their entitlement to a reduced rate of contributions because of changes in personal circumstances. If you are still paying reduced contributions, take advice. Your entitlement to benefits is affected

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by your rate of contribution and, if the reduced rate is being applied incorrectly, the Inland Revenue may ask you to make good any missing payments. You can apply to revoke your reduced rate of contribution, but the government's proposal for a single tier retirement pension means you should take advice on transitional protection expected for women who have paid at a reduced rate.

10. BENEFITS AND TAX CREDITS

Most benefits have rules that give special treatment both to work carried out as an elected councillor and to the Members allowances received. ~~The special~~ These rules are intended to ensure that people claiming benefits are not discouraged from carrying out public duties.

Although local authority councillors are treated as employed earners for benefit purposes, any council business undertaken as a councillor does not attract the usual penalties associated with working while claiming out of work benefits. Your hours of work as a councillor will be ignored for income support, job seeker's allowance (JSA) and Employment & Support Allowance (ESA). However, if you do work as a Member for a minimum of 30 hours a week, are between 25 and 59 years of age and would be better off by claiming in-work benefits, you can choose to have your hours of work as a councillor taken into account in claiming working tax credit. People under 25, those over 60 and couples can also claim working tax credit, but hours of work are treated differently and some will face additional conditions about responsibility for a child or disability. This flexibility in choosing whether to claim out of work benefits or working tax credit can result in elected members facing complex decisions about how they will be better off. You may need help to decide what is best for you to claim, take advice.

~~From November 2015 At the moment, in Islington, Universal Credit is expected to be rolled out in the three Islington Jobcentres. As claimed by single, new job seekers only, will be able to claim Universal Credit from November 2015, this change is unlikely to affect current councillors.~~

No other dates have been announced for when couples and families will be able to claim Universal Credit, but it is expected that the full roll out of universal Credit will be complete by the end of 2019/2020.

However, if a newly ~~affected~~ elected councillor receives Universal Credit, they should seek advice from the:

Income Maximisation Team on 0207527-8600 who will be able to advise on how allowances and expenses are treated under Universal Credit rules.

Hours of work, as an elected councillor, can include all official council business, travel to and from home when engaged on council business, time spent at home reading and preparing for council meetings and work undertaken on behalf of constituents. Work does not include purely party political activities.

The special benefit rules applying to councillors provide significant advantages, but they can make it difficult to know if you are claiming the right benefits for your circumstances. The following brief summary is only a general guide to the main

factors affecting benefits for elected Members. Advice should be sought in individual cases.

Members of working age who claim income-replacement benefits or tax credits

If you are claiming income replacement benefits because you are out of work, your duties undertaken as a councillor are ignored, except for the purposes of statutory sick pay and industrial injuries scheme. You still have to meet all of the other conditions of entitlement for each particular benefit – for example, if you claim Jobseeker's Allowance you still have to be available for work, actively looking for work and keeping to the terms of your claimant commitment.

Members' allowances still count as earnings, however, and the amount you are paid may affect means tested benefits, benefits based on your national insurance contributions and tax credits. Means tested benefits include: income support, income-based Employment and Support Allowance, income-based Jobseeker's Allowance, housing benefit and council tax support). National insurance benefits include: ~~incapacity benefit~~, contribution-based Employment and Support Allowance, and contribution based Jobseeker's Allowance. Tax credits include both working tax credit and child tax credit. ~~Expenses~~Some expenses arising from your council duties, unless reimbursed by the Council, ~~should~~can be used to reduce the income taken into account when calculating your means tested benefits or tax credits. Expenses offset against your Member's allowance must arise wholly and exclusively from your work as an elected Member.

Members over pension credit age

Work as a councillor and the allowances paid to you will not affect your right to your own retirement pension, or the amount paid to you. It may, however, affect means tested benefits such as pension credit, housing benefit and council tax support. If you work for more than 16 hours a week as an elected Member, you may be able to claim working tax credit. ~~Expenses~~Some expenses arising from your council duties, unless reimbursed by the Council, ~~should~~can be used to reduce the income taken into account when calculating your means tested benefits or tax credits. Expenses offset against your Member's allowance must arise wholly and exclusively from your work as an elected Member.

Members with a disability or caring responsibility

Members who have a disability that affects their ability to carry out the usual tasks of personal self-care (such as washing, dressing, communicating or avoiding substantial danger) may be entitled to claim additional disability benefits. These benefits are personal independence payment (if under 65) and attendance allowance (65 and over). These benefits are not taxable and may mean that you will be entitled to more means' tested benefits or tax credits. If you have a need for care or assistance in the course of carrying out your duties as an elected member, this can be taken into account when your claim for either of these benefits is considered by the Department of Work and Pensions.

If you are caring for a severely disabled person for at least 35 hours a week and they receive Attendance Allowance or the middle or highest rate of the care component of DLA or the personal independence payment then you may be able

to claim Carer's Allowance. You will not be entitled to Carer's Allowance if your earnings exceed £~~402-110~~ per week but this is after deducting any NI contributions, half of any pension contributions and work-related expenses not reimbursed by the Council.

.....

Further advice

The ~~managers of the~~ income maximisation service ~~offer~~offers confidential ~~benefits~~benefit advice to Members on the way in which Member's allowances may affect their rights and duties under the benefit regulations. Contact their advice line on 020 7527 8600 or Eileen Broderick (eileen.broderick@islington.gov.uk ~~ext. or 020 7527 8892~~) ~~or Barrie Curtis (barrie.curtis@islington.gov.uk ext. 020 7527 8603)~~.

Alternatively, you may wish to contact an organisation outside the authority. Look up "Advice" in Yellow Pages.

SPECIAL RESPONSIBILITY ALLOWANCES ~~2015/16~~2016/17

The SRA figures will come into effect on 1 ~~April 3-May 2015~~2016

Band 4 Amount £

Leader of the Council – Councillor Richard Watts	37, 303 676
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Band 3

Executive Members

Councillor Janet Burgess	29, 127 418
Councillor Joe Caluori	29, 127 418
Councillor Paul Convery Kaya Comer-Schwartz	29, 127 418
James Murray	
Councillor Andy Hull	29, 127 418
Councillor Asima Shaikh	29, 127 418
Councillor <u>Diarmaid Ward</u>	29, 127 418
Councillor Claudia Webbe	29, 127 418

Band 2

Chair of Policy and Performance Scrutiny Committee	
Councillor Troy Gallagher	11, 753 871
<u>Richard Greening</u>	
Chief Whip: Councillor Alice Perry	<u>5,161</u>

Band 1(a)

Chairs of Scrutiny Committees

Councillor Kaya Comer-Schwartz Theresa Debono	5, 110 161
Councillor James Court	5, 110 161
Councillor Martin Klute	5, 110 161
Councillor Mick O'Sullivan	5, 110 161

Band 1

Chair of Audit Committee: Councillor Satnam Gill	<u>3,097</u>
Chair of Licensing Committee: Councillor Flora Williamson	<u>3,097</u>
Chair of Planning Committee: Councillor Robert Khan	<u>3,097</u>
Chair of Planning Sub Committee A: <u>Councillor Martin Klute</u>	<u>3,097</u> *
Chair of Planning Sub Committee B: <u>Councillor Alice Donovan</u>	<u>3,097</u>
Councillor Martin Klute	3,066 *

Mayor

Councillor Richard Greening Kat Fletcher	6, 260 323
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Deputy Mayor

Councillor <u>Una O'Halloran</u>	128 * <u>129</u>
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Member of the Adoption and Fostering Panels

Councillor Una O'Halloran Jilani Chowdhury	6, 132 193
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* Councillors are only entitled to claim one Special Responsibility Allowance. Any allowances marked with an asterisk above are therefore unclaimed.

APPENDICES

APPENDIX 2

EXECUTIVE AND NON-EXECUTIVE FUNCTIONS

- (ii) Allocation of local choice functions to as executive or non-executive functions and delegation of functions to bodies and individuals

(1) Function	(2) Executive or Council	(3) Delegated to
<p>15. The appointment of any individual –</p> <p>(a) to any office other than an office in which he or she is employed by the authority;</p> <p>(b) to any body other than -</p> <p>(i) the authority;</p> <p>(ii) a joint committee of two or more authorities; or</p> <p>(c) to any committee or sub-committee of such a body and the revocation of any such appointment.</p>	<p>Council, except in the case of those appointments (which includes removal of an appointee) reserved to the Executive in Article 11.01(b) and (c) <u>or in the case of companies established to carry out Executive functions.</u>⁵</p>	<p>Other than those appointments allocated as Executive functions, <u>In the case of a member of staff, the relevant Corporate Director in whose department the member of staff is employed. In the case of the Councillor appointments, other than those appointments allocated as Executive functions or made to companies established to carry out Executive functions, they shall be made by the Council at the Annual Meeting of the Council and then again by the Council or the Audit Committee if a vacancy arises during that municipal year,</u></p>

⁵ This is a clarification

APPENDIX 3

Additional Delegations to Officers

2 Service Managers (if authorised by their Corporate Director)

-
- (iii) The following powers may not be exercised by Service Managers:
- ~~To agree working on beyond retirement age;~~
 - To implement the council's job share scheme;

4 Legal Proceedings

The institution, defence, participation in, conduct or settlement any legal proceedings may be undertaken by any Corporate Director, Services Director, Head of Services, Service Manager or officer reporting to a Service Manager, where authorised by the Assistant Chief Executive (Governance and HR), subject to any conditions which she may impose.



ISLINGTON

COUNCIL MEETING – 30 JUNE 2016

NOTICES OF MOTION

1. Motion No. 1 – Tenant Tax

Moved by Councillor O'Sullivan

Seconded by Councillor Jeapes

This council notes

- That the Housing and Planning Act received Royal Assent on 12th May 2016.
- That this legislation includes significant and damaging changes, such as, increasing rents for some working tenants living in council housing, forcing councils to sell the most valuable council homes, and ending secure lifetime tenancies for new council tenants.

This council believes that this legislation will have extremely negative consequences for social housing and working families in Islington, and represents a threat to the mixed communities that we in Islington are proud of.

This council further notes –

- That the legislation will see tenants in council housing forced to pay higher rents should their household income exceed £40,000 per year.
- That a household earning £45,000 would be £750 worse off per year as a result of this new charge.
- That this new charge is levied on taxable income of council tenants and will be paid to HM Treasury to contribute to 'deficit reduction', and therefore represents an additional tax on working people living in council housing.

This council resolves to –

- Refer to the increase in rent charges levied on council housing tenants with incomes over £40,000 per year as the 'Tenant Tax'.
- Offer advice and information to all Islington tenants that may be affected by the introduction of the Tenant Tax and other measures within the Housing and Planning Act.
- Continue to make representations to government to change elements of the Housing and Planning Act that will have such negative effects on Islington, such as, the Tenant Tax and the forced sale of council homes.

2. Motion No. 2 - Andargachew Tsege, British National Illegally Detained in Ethiopia

Moved by Cllr Alice Donovan

Seconded by Cllr James Court

Islington Council acknowledges with great concern and dismay the continued detention of UK national, Andargachew Tsege in Ethiopia, following his kidnapping and illegal rendition to that country on 23 June 2014.

The Council wishes to remind the Secretary of State for Foreign & Commonwealth Affairs, of the series of unlawful acts perpetrated against Mr Tsege by a Foreign State. Namely, that on 23rd June 2014, Mr Tsege was kidnapped at Sana'a Airport, Yemen, and illegally rendered to Ethiopia by the Ethiopian authorities. He was held in *incommunicado* detention at an unknown location for over a year before being transferred to a Federal Prison in July 2015, where he continues to be held in arbitrary detention. Mr Tsege has been convicted *in absentia* three times by the Ethiopian Government, whilst he was living in London.

This Council further notes the UN Special Rapporteur on Torture's March 2016 conclusion that Mr Tsege was sentenced to death *in absentia* in 2009, "without due process", and deplores the complete absence of due process in Mr Tsege's case, despite recent assurances given to the Foreign Secretary that Mr Tsege will be allowed "legal access".

This Council is very concerned by the Ethiopian Government's continuing use of the country's legislative and judicial framework to stifle dissent and convict political opponents, including Mr Tsege, in politically motivated trials; concurs with the UN Working Group on Arbitrary Detention's Opinion No. 2/2015 (on Ethiopia and Yemen) and Resolution of the European Parliament recommending Mr Tsege's immediate release; and regrets that the Government has not yet urged the Ethiopian Government to release Mr Tsege's.

This Council resolves that -

The Leader of the Council writes to the Secretary of State for Foreign & Commonwealth Affairs to make further representations to the Ethiopian Government calling for Mr Tsege's release and return home to the UK as a matter of urgency.

3. Motion No. 3 - Responding to the new Mayor of London's proposed Ultra Low Emission Zone (ULEZ) consultation

Moved by Councillor Russell

Air pollution is a major public health problem in Islington. Community projects monitoring NO₂ across the borough continue to expose illegally high levels of nitrogen dioxide on busy roads where people live, work and study.

This Council therefore welcomes the proposals from new Mayor of London Sadiq Khan to expand the ULEZ consultation area from the existing congestion charging zone to include all boroughs, including Islington, in the area bounded by and including the North and South Circular roads.

With a consultation on the plans expected soon, this Council resolves to:

Ask the Executive to respond positively and to make recommendations for further measures that would achieve pollution levels within legal limits in as short a time as possible for Islington, as required by the law.

These measures include:

- the introduction of the ULEZ before 2020;
- bringing the North and South Circular roads into the new ULEZ zone and allowing boroughs with parts that lie beyond the North and South Circular to opt their whole areas into a wider zone;
- plans to help reduce traffic levels and the distances people and goods are driven;
- support for car-free housing in planning policies;
- practical support for workplace, school and hospital travel plans;
- investment in quietways, protected cycle routes, Copenhagen crossings and other measures to help people make daily journeys on foot, by bike and on public transport;
- the development of new and extensive networks for charging electric vehicles;
- allocating cleaner buses to routes that use Islington's main roads, which have been found to have the highest levels of pollution;
- developing a wider network of automatic pollution monitoring sites, with clear real-time information for residents about levels of pollution and support for community air pollution monitoring.

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