

**MINUTES OF THE MEETING OF THE COUNCIL HELD ON WEDNESDAY, 19
SEPTEMBER 2012**

COUNCILLORS

PRESENT

Kate Anolue (Mayor), Chaudhury Anwar MBE (Deputy Mayor), Alan Barker, Ali Bakir, Caitriona Bearryman, Chris Bond, Yasemin Brett, Jayne Buckland, Alev Cazimoglu, Lee Chamberlain, Bambos Charalambous, Yusuf Cicek, Christopher Cole, Ingrid Cranfield, Christopher Deacon, Dogan Delman, Marcus East, Patricia Ekechi, Achilleas Georgiou, Christine Hamilton, Ahmet Hasan, Elaine Hayward, Robert Hayward, Denise Headley, Ertan Hurer, Tahsin Ibrahim, Chris Joannides, Jon Kaye, Nneka Keazor, Joanne Laban, Henry Lamprecht, Michael Lavender, Dino Lemonides, Derek Levy, Simon Maynard, Chris Murphy, Terence Neville OBE JP, Ahmet Oykenner, Anne-Marie Pearce, Daniel Pearce, Martin Prescott, Geoffrey Robinson, Michael Rye OBE, George Savva MBE, Toby Simon, Alan Sitkin, Edward Smith, Andrew Stafford, Doug Taylor, Glynis Vince, Ozzie Uzoanya, Tom Waterhouse, Lionel Zetter and Ann Zinkin

ABSENT

Andreas Constantinides, Christiana During, Del Goddard, Jonas Hall, Eric Jukes, Paul McCannah, Donald McGowan, Ayfer Orhan and Rohini Simbodyal

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**ELECTION (IF REQUIRED) OF THE CHAIRMAN/DEPUTY CHAIRMAN OF
THE MEETING**

The election of a Chair/Deputy Chair of the meeting was not required.

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MAYOR'S CHAPLAIN TO GIVE A BLESSING

Father Emmanuel – Parish Priest of St Edmonds Church, Edmonton, gave the blessing.

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**MAYOR'S ANNOUNCEMENTS (IF ANY) IN CONNECTION WITH THE
ORDINARY COUNCIL BUSINESS**

The Mayor made the following announcements:

- She thanked Father Emmanuel for offering the blessing.

The Mayor informed Members that since the last Council she had attended various community events in the borough. These events were an opportunity to celebrate achievements and to provide support for the groups and individuals concerned. She was particularly pleased to have enjoyed such

great weather at both the Edmonton and Enfield Carnivals and thanked everyone involved in organising these events for the community.

Following on from a fantastic summer of sport, the Mayor reported that she was proud to be hosting a celebration of sport in Enfield at Forty Hall on 20 September 2012. She thanked everyone who had taken part in the London Youth Games event, the Mayors Charity Fun Run and the Enfield Night Hike. Special thanks were given to Jan Hickman, Simon Gardner and their teams who had organised many of the activities in the run up to the Olympic and Paralympic Games. In addition she thanked Kelly Jones for her enthusiasm and organisation of the Fun Run and for attracting sponsors.

Special congratulations were also offered to the Borough's Olympic gold medallists - Charlotte Desjardin and Ben Maher both members of the equestrian team. The Mayor felt it was wonderful to have a post box painted gold to reflect their achievements and as a reminder to Enfield of how proud the Borough should be of them.

The Mayor highlighted the following achievement:

1. Association of Public Service Excellence Award – Corporate Scrutiny & Outreach Team

The Mayor was proud and delighted to announce that the Council's Scrutiny & Outreach Team had won a second National award this year.

The award, from the Association for Public Service Excellence, had once again shown the way in which the team, working with councillors from all wards, had been able to reach out and take community engagement into the council's democratic core, linked to scrutiny and the decision making process.

The award showed the team had worked:

- with hard to reach communities including young men and women, those with disabilities and those from the large variety of cultural and ethnic communities in the borough; and
- alongside members during the day, evening and weekends to ensure that they were able to engage communities at time and place that best suited them.

The Mayor formally presented the award to Mike Ahuja and members of the Corporate Scrutiny & Outreach Team.

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MINUTES**

AGREED that the minutes of the Council meeting held on Wednesday 10 July 2012 be confirmed and signed as a correct record.

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APOLOGIES

Apologies for absence were received Councillors Andreas Constantinides, Christiana During, Del Goddard, Jonas Hall, Eric Jukes, Paul McCannah, Don, McGowan, Ayfer Orhan and Rohini Simbodyal.

Apologies for lateness were received from Councillors Simon Maynard, Martin Prescott and Ann Zinkin.

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DECLARATION OF INTERESTS

In response to a request for advice, John Austin (Assistant Director Corporate Governance) advised members who were currently serving as Council appointed representatives on the Enfield Homes Board that they would need to consider declaring a non pecuniary interest in agenda item 8 (Housing Management Review), under paragraph 28 of the Council's new code of conduct. This was on the basis that they were in a position of general control or management on that body but had been appointed by the Council. Any members who declared such an interest would, however, be permitted to, remain in the chamber and vote on the matter.

As a result, non pecuniary interests were declared by the following members on agenda item 8 – Housing Management Review as they were all Council appointed representatives on the Enfield Homes Board:

- Councillor Chaudhury Anwar
- Councillor Lee Chamberlain
- Councillor Marcus East
- Councillor Denise Headley
- Councillor Tashin Ibrahim

All of the above members remained in the meeting during the consideration of this item and voted.

No other declaration of interests were made by members at the meeting.

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CHANGE IN ORDER OF BUSINESS

Councillor Brett moved and Councillor Taylor seconded a proposal to change the order of business on the agenda under paragraph 2.2 (page 4-5) of the Council's procedure rules to enable the meeting to take the following as the next items of business:

- Item 19.5: Motion – in the name of Councillor Hamilton on Primary Health Care Provision & the NHS

This was agreed by the Council, without a vote. Please note the minutes reflect the order in which the items were dealt with at the meeting.

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MOTIONS

Councillor Hamilton moved and Councillor Cazimoglu seconded the following motion:

“This Council condemns the financial and re-organisational pressures being imposed upon the NHS by this Tory led government which, in Enfield, has resulted in the announcement that the Evergreen Walk-In Centre will reduce opening hours.

Now that Andrew Lansley has been spectacularly sacked by David Cameron, we call upon the new Secretary of State for Health to properly fund Primary Health Care in Enfield and address the £70million shortfall needed for the development of Primary Health Care provision.”

Following a lengthy debate, the motion was put to the vote and agreed with the following result:

For: 28

Against: 23

Abstention: 0

68
HOUSING REVENUE ACCOUNT (HRA) 30 YEAR BUSINESS PLAN

Councillor Oykenor moved and Stafford seconded the report from the Director of Health, Housing & Adult Social Care and Director of Finance, Resources & Customer Services (No.41A) setting out the Council’s proposed Housing Revenue Account (HRA) 30 Year Business & Treasury Management Plan .

NOTED

1. The recommendations in the report had been approved for recommendation onto Council by Cabinet on 18 July 2012.
2. The Business Plan was the first prepared by the Council within the context of the new system of HRA self-financing, which came into effect on 1 April 2012.
3. The Plan was supported by:
 - a. a fully costed financial model, which had been based on a number of assumptions, detailed within section 4.3 of the report; and
 - b. an HRA Asset Management Strategy, which had been approved by Council on 4 July 2012;These had all been prepared in consultation with key stakeholders, including tenants, leaseholders & Enfield Homes.
4. The Plan and supporting financial model had been subject to internal audit and external validation by independent consultants both of which had resulted in a positive outcome.
5. In addition, Council was advised that confirmation had now been received from the Greater London Assembly regarding the award of the remaining Decent Homes grant funding totalling £26m.

6. Whilst supportive of the Business Plan, concerns were raised by the Opposition Group in relation to the ambitious size of the Plan, the assessment of risk and need for a robust annual monitoring and review process.
7. In response to the concerns highlighted under 6 above, members were advised that:
 - a. the risks associated with setting a 30 Year Business Plan had been recognised and were detailed within a separate section of the Plan. These were also supported by a full risks, issues and opportunities register;
 - b. the Plan and its supporting model would be subject to ongoing and regular review throughout its duration.
8. The thanks to all officers and key stakeholders for their work in producing the Plan.

Following a debate the recommendations in the report were agreed unanimously without a vote.

AGREED

- (1) To approve the 30-Year HRA Business Plan document.
- (2) To adopt the base business plan financial model as the starting point to move into self-financing.
- (3) To note that, as options relating to the business plan are further developed, these will be reported to Cabinet for decision at the relevant time.
- (4) To note that the HRA Treasury Management Plan included in the document had been prepared in accordance with the Corporate Treasury Management Policy and Strategy.

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HOUSING MANAGEMENT REVIEW

Councillor Oykenor moved and Councillor Georgiou seconded the report from the Director of Health, Housing & Adult Social Care (No.42A) setting out the results of the test of opinion survey undertaken in June 2012 and outcome of the review of housing management arrangements for Council housing stock from April 2013.

NOTED

1. Cabinet (20 June 2012) had considered the outcome of an independent housing consultant review into the efficiency and effectiveness of Enfield Homes and options for management arrangements, once the current Management Agreement with Enfield Homes expired in March 2013.
2. As part of the review process the Council had been required to undertake a comprehensive Test of Opinion consultation exercise with Council tenants, leaseholders and other key stakeholders.

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3. The consultation process undertaken, as detailed in section 3.10 of the report, which had generated over 6000 responses. This represented a response rate of 38.47% (41.8% tenants and 30.3% leaseholders). The results from the Test of Opinion survey had been detailed in section 3.11 of the report.
4. Cabinet (18 July 2012) had considered the results of the survey and as a result had:
 - a. recommended a 2 year time limited extension to the Management Agreement with Enfield Homes, which had been designed to:
 - reflect the findings within the survey and achievements as well as weaknesses identified as part of the relationship with Enfield Homes; and
 - co-ordinate the use of Enfield Homes for delivery of housing management functions pending completion of the externally funded decent homes programme in March 2015;
 - b. agreed, subject to a. above and as detailed in section 3.12 of the report, a range of other changes to leadership and governance arrangements to provide closer partnership and joint working between Enfield Homes and the Council whilst also generating increased efficiencies and reduced costs. In addition the need for further work had been identified to address the reasons for the difference between the levels of tenant and leaseholder satisfaction highlighted within the survey;
5. whilst recognising the success of the consultation process, in terms of responses generated, concerns were highlighted by the Opposition Group in relation to:
 - a. the 2 year time limit on the extension of the Management Agreement, given the high percentage of tenants in favour of Enfield Homes continuing to provide their housing service;
 - b. the uncertainty it was felt this would cause, in advance of a further review and given the aim, as set out in section 3.12.6 of the report, for the Council to agree a smooth transition to a successful Council led Housing Service following expiry of the extended Management Agreement in 2015;
6. The Council would continue to work with key stakeholders and Enfield Homes to agree the shape and transition arrangements of any future led Council led service, which would be subject to a further review in 2014. In the meantime members thanked all those involved in developing, promoting and responding to the survey.

Following a lengthy debate the recommendations were then put to the vote, with the following result:

For: 28

Against: 18

Abstentions: 8

AGREED that

- (1) The Management Agreement with Enfield Homes be revised and extended until March 2015.

- (2) In the event of a cessation or substantial reduction of Decent Homes funding before March 2015, the Director of Health, Housing and Adult Social Care may terminate the Management Agreement with Enfield Homes in accordance with clause 67.3 of the Management Agreement.

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THE DRIVE TOWARDS PROSPERITY: ENFIELD'S CHILD & FAMILY POVERTY STRATEGY

Councillor Taylor moved and Councillor Charalambous seconded the report of the Director of Schools and Children's Services and Director of Regeneration, Leisure & Culture (No.43) seeking approval of the Child and Family Poverty Strategy and strategic action plan.

NOTED

1. The recommendations set out in the report had been approved by Cabinet on 18 July 2012 for referral on to Council.
2. The Strategy had been designed as a major cross Council and Partnership activity and had been designed to address a significant area of social concern as well as meet the Council's statutory duty under the Child Poverty Act 2010.
3. Whilst recognising the Council's limited capacity to address, as a single organisation, the issue of children and family poverty the strategy had been developed to identify, coordinate and build on the extensive range of partnership activity already focussed on this issue across the Borough.
4. The Strategy was accompanied by an Action Plan which had identified two challenging ambitions and seven aims, each with a key priority, as detailed within Appendix 1 of the report. These aims had been drawn from a range of council and partnership plans and where possible would be delivered by extending and adapting existing services and from within existing resource provision. They would also act as Enfield's Life Chance Indicators and included performance management measures.
5. The concerns highlighted in relation to:
 - a. The potential impact of the Government's Universal Benefit & Welfare Reform programme;
 - b. The lack of new proposals and focus of the strategy and action plan around existing plans and strategies.
6. The Enfield Strategic Partnership (ESP) had endorsed the strategy and adopted combating child and family poverty as one of its "cross cutting" issues. The work of partners across the ESP had been mapped as part of the development of the strategy with the aim of identifying any gaps and coordinating activities to deliver multiple benefits (including neighbourhood and economic regeneration, education & training, healthier lifestyles and wellbeing) as well as enabling smarter working between service providers and more efficient use of resources.
7. The consultation process undertaken as part of the development of the strategy, as detailed in section 3 of the report.

After a debate the recommendations were put to the vote, with the following results:

For: 28

Against: 0

Abstention: 22

AGREED

- (1) To approve the Child and Family Poverty Strategy and the Strategic Action Plan, incorporating consultation feedback.
- (2) To note that the individual Thematic Action Groups of the ESP will drive forward, co-ordinate and monitor progress towards achieving the aims, priorities and ambitions of the Strategy.
- (3) To approve the seven Key Aims and Priorities identified within the Strategic Action Plan (Appendix 1).
- (4) To approve the two challenging ambitions to:
 - (a) reduce the percentage of children living in poverty, by 2020, to 25% (compared to 36% in 2008); and
 - (b) narrow the gap between the most and least deprived wards, in child poverty terms, from the current gap of 42% to 30% also by 2020.

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COUNCIL PROCEDURE RULE 8 - DURATION OF COUNCIL MEETING

NOTED that in accordance with Council Procedure Rule 8 (page 4-8 – Part 4), the remaining items of business on the Council agenda were considered without debate, as the time available for the meeting had elapsed.

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SCRUTINY ANNUAL WORK PROGRAMME 2012/13

RECEIVED the report of the Overview & Scrutiny Committee (No.65) setting out the 2012/13 annual programme of work for the Council's Scrutiny function.

NOTED that Cabinet (12 September 2012) had approved the 2012/13 annual scrutiny work programme for recommendation on to Council, subject to the following comment:

- The need to ensure that Panels, wherever possible, adhered to the timescales set out in their work programme as this would assist in the effective and planned use of required resources.

AGREED having noted the comment referred on by Cabinet, to formally adopt the annual scrutiny work programme 2012/12 9as detailed in the Appendix 1 of the report.

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AUDIT COMMITTEE ANNUAL REPORT 2011/12

RECEIVED for consideration and approval the 2011/12 annual report from the Council's Audit Committee, which set out the key issues dealt with over the previous year.

NOTED that the annual report had been agreed and recommended on to Council for consideration by the Audit Committee on 10 July 2012.

AGREED to note and approve the 2011/12 Annual Report from the London Borough of Enfield's Audit Committee.

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WITHDRAWAL OF PERMITTED DEVELOPMENT RIGHTS FOR HOUSES IN MULTIPLE OCCUPATION VIA A PROPOSED BOROUGH WIDE ARTICLE 4 DIRECTIVE.

RECEIVED the report of the Director – Environment seeking approval to the introduction of a “non immediate” Article 4 Direction to withdraw permitted development rights for small HMOs across the borough.

AGREED

- (1) The Director - Environment undertakes the necessary steps to give 12 months notice on the proposal to make a “non-immediate” Article 4 Direction, covering the whole borough, withdrawing permitted development rights for changes of use from use class C3 (dwelling house) to use class C4 (house in multiple occupation).
- (2) Any representations arising from the process of making the “non-immediate” Article 4 Directions be reported to Planning Committee for consideration.
- (3) To delegate authority to the Planning Committee to confirm the proposed Article 4 Direction and authorise the notification to the Secretary of State.

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ANNUAL TREASURY MANAGEMENT OUTTURN REPORT 2011/12

RECEIVED the report of the Director of Finance, Resources and Customer Services (No.80) presenting the Council's Treasury Management Outturn statement for 2011/12.

AGREED to approve the 2011/12 Treasury Outturn report.

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PETITION SCHEME REVIEW

RECEIVED the report of the Director of Finance, Resources and Customer Services (No.75A) presenting the outcome of a review of the Council's petition scheme.

NOTED that the review had been considered at the Members & Democratic Services Group on 4 September 2012 who had approved and recommended Option 1 (to continue with the scheme in its current format) on to Council. This had been subject to an update of the trigger referral levels to take account of the current population census figures for Enfield.

AGREED

- (1) To approve Option 1 (continue with petition scheme in current format) as detailed in section 4 of the report, including the update of the referral trigger levels to take account of the current population figures in Enfield.
- (2) To note that a privacy statement is to be added to the scheme (as detailed in section 5 of the report).

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MEMBER GOVERNOR FORUM: TERMS OF REFERENCE

RECEIVED the report of the Director of Schools and Children's Services (No.76A) seeking approval to a number of revisions to the Terms of Reference for the Member Governor Forum.

NOTED that the report had been considered by the Members & Democratic Services Group on 4 September 2012 who had approved the amended Terms of Reference for recommendation on to Council.

AGREED the amended Terms of Reference for the Member Governor Forum, as set out in the report.

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SCHOOLS FORUM: TERMS OF REFERENCE

RECEIVED the report of the Director of Schools and Children's Services (No.77A) seeking approval to a number of amendments to the Schools Forum Terms of Reference.

NOTED that the report had been considered by the Members & Democratic Services Group on 4 September 2012 who had approved, subject to a further minor change, the amended Terms of Reference for recommendation on to Council.

AGREED

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- (1)** To approve the enactment of the Schools Forum (England) Regulations 2012 and amended Terms of Reference for the Schools Forum, as set out in the report.
- (2)** In view of comments raised by the Opposition Group and Chair of the Members & Democratic Services Group, the amended Terms of Reference (as approved under **(1)** above) be referred back to the Schools Forum for further review, with a report to be provided for the Members & Democratic Services Group.

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NEW STANDARDS REGIME: APPOINTMENT OF INDEPENDENT PERSON(S)

NOTED

1. Council (4 July 2012) had authorised the Councillor Conduct Committee to commence the recruitment process for the appointment of two Independent Persons, required as part of the new standards framework introduced under the Localism Act 2011.
2. The Councillor Conduct Committee had conducted its first interview on Monday 17 September 2012 but had not recommended any appointment as a result.
3. A further interview was due to be undertaken, with the outcome of that process to be reported back to the next Council meeting on 7 November 2012.

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COUNCILLORS' QUESTION TIME (TIME ALLOWED - 30 MINUTES)

1.1 Urgent Questions

The Mayor advised that she had received three requests for issues to be considered as urgent questions. All three questions had been rejected as they were not felt to have met the urgency criteria.

1.2 Questions by Councillors

NOTED the thirty eight questions on the Council's agenda which had received a written reply from the relevant Cabinet Member.

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MOTIONS

The remaining motions listed on the agenda, as set out below, lapsed due to lack of time:

1.1 In the name of Councillor Lavender

In order to maintain probity and transparency this Council resolves:

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- (i) to insert in future Conditions of Grant Funding of the Enfield Residents Priority Fund Grant Agreements as a condition of the award of any element of the Grant that the Grant Applicant discloses to the Council in the related Grant Funding Application Form any membership, or other financial or property interest or obligation (each an 'Interest') that any councillor, close relative or dependant of any councillor, or any political party any councillor represents has in relation to:

- (a) any such Grant Applicant; or
- (b) any property occupied by such Grant Applicant; or
- (c) in the Project

immediately upon the Grant Applicant becoming aware of such Interest arising; and

- (ii) that any councillor who either himself or herself has an Interest in, or becomes aware of any of their close relatives or dependants having any Interest in, or whose party they politically represent has any Interest in:

- (a) any existing or proposed Grant Applicant which has entered into a Grant Agreement; or
- (b) any property occupied by such Grant Applicant; or
- (c) in any related Project

shall have a duty to disclose full particulars of such Interest in the register of members' interests.

1.2 In the name of Councillor Lavender:

This Council:

- (a) notes the proximity of Barnet and Enfield Town Centres;
- (b) notes the existence of empty car parking spaces in both town centres;
- (c) notes the announcement on Tuesday 4th September of the reduction of car parking charges in Town Centres by Barnet Council; and
- (d) resolves to similarly reduce car parking charges in its Town Centres, particularly on a Sunday.

1.3 In the name of Councillor Lavender

This Council welcomes the Coalition Government's Infrastructure (Financial Assistance) Bill, which intends to give statutory backing to the UK Guarantees programme announced in July and the housing guarantee schemes to dramatically accelerate major infrastructure investment and provide major support to UK exporters.

The Council notes that the UK Guarantees scheme has been established to ensure that where major infrastructure projects may struggle to access private finance because of adverse credit conditions they can proceed as planned.

The Council also notes the Government's support for the long-term delivery of new rental homes and that the Government intends to issue debt guarantees to support the building of new private rented sector and affordable homes.

The Council notes that the Government is expediting the legislation in order to ensure that it can take forward detailed discussions with eligible commercial parties as soon as possible and subsequently provide suitable forms of guarantee.

The Council notes the scope of the Bill covers the transport, energy, communications and environmental sectors set out in the National Infrastructure Plan as well as the wider housing sector.

The Council resolves to monitor these developments to explore whether any of the many regeneration projects in Enfield, which were first formulated under the previous administration, but which seem to have ground to a halt under the present Labour administration can benefit from these initiatives.

1.4 In the name of Councillor Charalambous

Enfield Council recognises the stunning success of the London 2012 Olympic and Paralympic Games respectively and congratulates the torch bearers, volunteers, athletes and participants with a connection to Enfield who were involved in making the Games such a spectacular and inspirational global event and in turn proving the sceptics and naysayers so wildly wrong.

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MEMBERSHIPS

AGREED the following changes to committee memberships

- 1. Conservation Advisory Group** – Vacancy (name to be notified) to replace Councillor Buckland
- 2. Public Transport Consultative Group** – Councillor Lamprecht to replace Councillor Chamberlain.

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NOMINATIONS TO OUTSIDE BODIES

AGREED the following change to the Council's nominations on outside bodies:

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- 1. Enfield Strategic Partnership** – Councillor Prescott to replace Councillor Zinkin
- 2. Enfield Church Trust for Girls** – Councillor Buckland to replace Graham Eustace for term of office expiring 19.09.16

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CALLED IN DECISIONS

None received.

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DATE OF NEXT MEETING

NOTED that the next meeting of the Council would be held at 7.00pm on Wednesday 7 November 2012 at the Civic Centre.