

**MINUTES OF THE MEETING OF THE COUNCIL
HELD ON WEDNESDAY, 27 NOVEMBER 2013**

COUNCILLORS

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

ABSENT Kate Anolue, Alan Barker, Chris Bond, Jonas Hall, Paul McCannah, Chris Murphy, Edward Smith and Ann Zinkin

70

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

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

71

MAYOR'S CHAPLAIN TO GIVE A BLESSING

Rabbi Levy from the Palmers Green & Southgate Synagogue gave the blessing.

72

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

The Mayor made the following announcements.

Rabbi Levy from Palmers Green & Southgate Synagogue was thanked for offering the blessing at the start of the meeting.

The Mayor informed Members that:

a. Goldstein Award

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Members of Enfield Council's Community Safety Partnership had won the 2013 International Herman Goldstein Award for Excellence in Problem-Oriented Partnerships - a prestigious international award for reducing youth robbery by nearly 60%. The Partnership had beaten worldwide competition from New Zealand and the United States of America for its work tackling "Robbery of School Age Children".

The project, which had also won the London Problem Orientated Partnership Award in September, had started in 2009 and was aimed at reducing the number of crimes committed against and by school children.

The global Goldstein Award recognised effective problem-orientated projects that had successfully tackled recurring crime, disorder or public safety problems facing the police and communities. With this in mind, the Mayor congratulated Enfield Council and the police for striving to constantly keep the residents of Enfield safe.

The Mayor asked Sandeep Broca (Enfield Council's Community Safety Unit) and Sergeant Neil Standring (Metropolitan Police) who had led the project, to come forward and collect the award. Both were congratulated by all Members at the meeting.

73 MINUTES

AGREED that the minutes of the Council meeting held on Wednesday 9 October 2013 be confirmed and signed as a correct record.

74 APOLOGIES

Apologies for absence were received from Councillors Kate Anolue, Alan Barker, Chris Bond, Jonas Hall, Paul McCannah, Chris Murphy, Edward Smith &, Ann Zinkin. Apologies for lateness were received from Councillors, Ali Bakir, Chris Deacon & Henry Lamprecht.

75 DECLARATION OF INTERESTS

Councillors Del Goddard and CElaïne Hayward declared an interest in Agenda Item 10 (Future Provision of Secondary Tuition Services) in their capacity as Chair and Vice-Chair of the Secondary Tuition Centre Governing Body. John Austin (Assistant Director, Corporate Governance) confirmed the interest registered was of a non-pecuniary nature, so they would be able to remain in the meeting and participate in any discussion and vote on this item.

Councillor Bambos Charalambous also took the opportunity to declare, in respect of Motion 15.3 (Chickenshed) that all members of the Council had received two free tickets to attend a performance at Chickenshed Theatre.

76

OPPOSITION BUSINESS - ENFIELD: THE ENVIRONMENT IN WHICH WE ALL LIVE

Councillor Laban introduced the issues paper, prepared by the Conservative Group. Issues highlighted were as follows:

1. The need identified by the Opposition Group for the current Administration to recognise the need for action to be taken in order to preserve those aspects of the Borough most valued by residents, in terms of the day-to-day living environment, and which would make Enfield a place in which they wanted to stay and live.
2. Areas of concern identified included:
 - a. The need to support local businesses, particularly in town centres and those areas affected by the disturbances in 2011, utilising all available sources of funding;
 - b. The proposed use of funding being made available by the Mayor for London to support local business on the Market Garden initiative within Enfield, as opposed to further investment in town and local retail centres;
 - c. The time taken to redevelop small vacant housing sites across the borough;
 - d. The impact of traffic calming schemes across the borough, which it was felt had failed to understand the local environment and been undertaken in an uncoordinated way. It was felt these schemes, combined with a range of anti-car measures, had led to increased traffic congestion across the borough with a detrimental impact on local residents;
 - e. The appearance of the physical street scene across the borough, which had seen paving slabs replaced in many areas by tarmac and unsatisfactory communication with residents in terms of them being able to report incidents during the recent bad weather;
 - f. Planning enforcement activity, with measures needed to challenge the erosion of conservation areas and Green Belt as well as quality of developments and adherence to the planning process.

Whilst supportive of the Enfield 20:20 concept the Opposition Group felt there needed to be more focus on the issues highlighted in order to safeguard the living environment within the borough.

Councillor Goddard, Cabinet member for Business & Regeneration, responded on behalf of the Majority Group, highlighting:

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1. What was felt to be a lack of clear focus within the Opposition Business Paper, given the range of issues highlighted and need to develop more evidence based solutions.
2. The need to recognise the following national, regional as well as local policy context in terms of the issues raised and impact in terms of key drivers on the local environment:
 - a. at local level the Council had continued with the Core Strategy almost entirely as adopted by the Opposition Group under the previous Administration, which included a range of housing and other socio-economic and development objectives.
 - b. at regional level the Council was required to take account of the Mayor for London's strategies and policy objectives as set out within the London Plan in relation to areas such as housing, planning development and the Green Belt
 - c. nationally the Council was having to manage the impact of the Government's programme of welfare reforms.
3. In terms of support for local business and town centres the Market Garden initiative had been funded through the GLA but not via the Outer London Fund. The aim behind the initiative was to create local employment opportunities designed to address increasing levels of poverty within the borough and was supported by the Mayor for London. Funding secured via Phase I & II of the GLAs Outer London Fund was being used to support improvements and development work within Town Centres, with particular success along the eastern corridor of the borough such as Hertford Road where the occupancy rate for retail units was approx. 98%. Occupancy problems had been recognised in Enfield Town, but these were largely due to the high cost of rents and size of units available. Whilst outside of its direct control, the Council was working with the retail and property companies in the private sector in an attempt to influence and address these issues. The mini Holland scheme was also provided as another example of the way in which the Council was working (on a cross party basis) to address the issues raised. Members were also asked to support the various local initiatives being planned as part of "Small Business Saturday" on 7 December 13.
4. The policy being followed in relation to management of the Green Belt had been set out in the Core Strategy and Development Management Document (DMD). A review of the Green Belt boundary had been completed, which had been subject to a process of consultation, with the changes proposed resulting in 13 site gains and 19 site loses. This only accounted for a 0.15% loss overall in terms of the Green Belt within the DMD, which was due to be submitted to the Planning Inspectorate. It was not felt this represented a mismanagement or deterioration of the Green Belt.

5. The central theme in the Opposition Business Paper that Enfield was no longer a place that people wanted to live was not accepted, evidenced by the demand for housing and increased prices in large parts of the borough, which the Meridian Water and Estate Renewal Programme had also in part been designed to address.

Other issues highlighted during the debate were as follows:

- (a) The improvements highlighted by the Opposition Group in relation to the street scene and environment across the borough under their Administration including CCTV, wheelie bin pilot and street lighting PFI and concerns highlighted at what they felt to be:

- a lack of clear strategy and piecemeal approach towards the implementation of traffic management schemes across the borough and impact this was having in terms of congestion and traffic displacement in surrounding areas. The need to recognise the opportunities and threats arising from the proposed extended opening of the tube network in managing this issue was also highlighted alongside the need for a review of the strategy for managing the free flow of traffic across the borough;
- the impact that the levies and fees charged for development activity was having in terms of regeneration and planning development across the borough and for a review to be undertaken on the level of fees and levies charged;
- the limited impact of market gardening as an initiative designed to stimulate growth and local employment opportunities;
- the way in which the Core Strategy and planning objectives and guidelines were being applied in relation to developments across the borough, with specific examples provided of the extension of George Spicer School on Metropolitan Open Land and in Conservation (amended at Council – 29 January 14) Areas despite opposition from the Conservation Advisory Group;
- the detrimental impact on the appearance of the street scene by the replacement of paving slabs with tarmac;
- The delays in delivery of the housing renewal and delivery programme;

- (b) The need highlighted by members of the Majority Group in response to the issues highlighted under Opposition Business to recognise:

- the co-ordinated nature of investment being provided under the Local Implementation Plan in relation to highway, traffic and transport scheme and increased level of resident satisfaction in terms of highway maintenance across the borough;
- The programme of investment, as opposed to budget reductions, in the Waste Management and Street Cleansing service, which had seen a borough wide roll-out of the wheelie bin programme and improved recycling rates;

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- The investment and improvement in CCTV provision and monitoring across the borough;
 - The impact of the Government's Welfare Reform programme in terms of the increase in transient proportion of the population in the borough and associated pressure this created in terms of the transport, housing, health and education infrastructure;
 - The impact of the Government's Planning Policy Framework in terms of the presumption now being in favour of development;
 - The success of the efforts made to improve and enhance the environment in the borough, measured in relation to the increase from 75% - 81% in resident satisfaction with the borough as an area in which to live. 76% of residents surveyed had also said that they felt the Council was working to make the borough a cleaner and greener place in which to live;
 - The actions being undertaken in conjunction with the Sustainability & Living Environment Scrutiny Panel to improve work around bio-diversity, levels of air and water quality across the borough and to develop a sustainable programme of energy efficiency initiatives;
 - The Estate Renewal and small housing site development programmes now underway across the borough and impact that the lack of what was felt to be a joined up approach in national and regional housing and economic policy had created in relation to the provision of affordable housing.
- (c) The passionate but differing nature of the views expressed by both Groups in relation to management of environmental issues in the borough.

During the above debate the Mayor advised that the time available for Opposition Business had expired. In view of the nature of the discussion and number of members who had indicated they still wished to speak it was agreed that the time available should be extended for a further 15 minutes.

At the end of the debate Councillor Lavender was invited to sum up on behalf of the Opposition Group and highlighted the following recommendations as outcomes for the Administration to consider and comment upon:

- (a) review and reconsider support for the Market Garden initiative, in view of what were felt to be the limited benefits.
- (b) maintain an ongoing review of the Council's Transport and Traffic Management Strategy with a focus on a more coordinated approach that recognised the impact of schemes on the flow of traffic across the borough and other unintended consequences e.g. parking displacement. The review should include an analysis of the threats and opportunities presented by plans to extend operation of the tube network.
- (c) review the level of fees and charges in relation to planning and development activity and whilst recognising that not all of these were

directly controlled by the local authority, undertake benchmarking with other authorities in order to compare the level of fees charged.

- (d) Review the level of business rates with a view to reducing them where possible, as an additional support for local business.
- (e) Provide improved training for councillors serving on the Planning Committee designed to improve the credibility of the planning process and way that decisions were made.

In responding to the debate Councillor Taylor (Leader of the Council) advised of the difficulty he had in identifying any clear actions, given what he felt to be the lack of focus and detailed evidence based recommendations within the Opposition Business paper and way in which issues had been highlighted during the debate. Councillor Lavender referred to the procedure rules on Opposition Business which stated that the debate should contain specific outcomes, recommendations or formal proposals and felt the Opposition in presenting their paper had complied with this requirement.

Councillor Taylor highlighted that the procedure also required the issue paper to set out the purpose of the Opposition Business and any recommendations for consideration, which he felt had not been done. Whilst proposals had been identified during the debate it was not felt that these had been presented in a coherent way enabling actions to be considered and identified as an outcome.

In view of the comments made in summing up a request was made for the current rules within the Opposition Business procedure to be reviewed by the Members & Democratic Services Group in order to clarify the requirements on the way that recommendations were identified and presented for consideration under Opposition Business at future Council meetings.

The proposals identified as a result of Opposition Business were not therefore approved. No vote was requested by the Leader of the Opposition on the outcome of the debate.

77

REFERENCE FROM OVERVIEW & SCRUTINY COMMITTEE: DEEPHAMS SEWAGE PLANT - PETITION

RECEIVED a report from the Director of Finance, Resources and Customer Services (No.138) outlining a reference from Overview and Scrutiny Committee (17 October 2013) in relation to the receipt of a petition regarding Deephams Sewage Plant.

Before inviting Councillor Simon (as chair of Overview & Scrutiny Committee) to formally move the report the Mayor invited Claire Whetstone (as lead petitioner) to introduce and present the petition to Council. The following issues were highlighted during the presentation:

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- The detrimental and significant impact on the quality of life of local residents and businesses caused by the smell associated with the Plant, particularly during the summer months.
- Whilst recognising the local demographic pressures behind the consideration being given to expanding capacity of the Plant, there was also a need to ensure (as part of the same process) that plans included the provision of new technology to tackle and reduce odour and the nuisance caused as a result to local residents and local businesses.
- The need to recognise the wider benefits in tackling the nuisance being caused as a result of the odour, not only in terms of local residents and businesses but also the large scale regeneration activities in the surrounding area.
- The support being sought from the Council in terms of the concerns identified and in working with Thames Water and Ofwat to ensure the necessary level of investment in new technology was provided to address the nuisance being caused by odour from the site and ensure, as far as practicable, all odours remained contained on site. This to also include partnership working with the London Borough of Waltham Forest, whose residents are also affected by the same issues.
- The strength of public feeling regarding the issue, as demonstrated by the number of people who had signed the petition in support of the action being sought.

The Mayor thanked Claire Whetstone for her introduction. Councillor Simon then moved and Councillor Constantindies seconded the report.

NOTED

1. Under the terms of the Council's Petition Scheme, Overview and Scrutiny Committee (OSC) on 17 October 2013 had received and considered the petition requesting that the Council use all of its powers to urge Thames Water to work with Ofwat in order to take action to stop the smell for the Deephams Sewage Plant entering the atmosphere and impacting on the local environment.
2. In considering the petition, OSC had also sought views from local residents and business representatives and had noted the strength of feeling expressed (particularly by young people) at the impact of the odour on the surrounding area. The concerns expressed and action being sought under the Petition received unanimous support from OSC who were also advised of plans being prepared by Thames Water for a major upgrade of the Plant in order to address capacity needs. As a result OSC had agreed to refer the Petition on to Council for consideration and endorsement of the actions identified in response.
3. Whilst recognising the need for the major upgrade of the Plant, OSC were keen to ensure that the cost benefit analysis and funding proposals being developed by Thames Water for submission to Ofwat included sufficient resource for the provision of modern technology to achieve the management of odour within the plant boundaries. It was also felt that

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the drivers for the upgrade work should include an increased focus on odour management and not only water quality.

4. Given that Thames Water had advised the cost involved in providing the level of technology required to confine odour levels within the site were likely to be above the level of cost approved by Ofwat, the OSC chair had written to Ofwat to highlight the concerns raised through the petition and Committee's support of these views and actions being sought as a result. A copy of the letter had been attached as Appendix 1 to the report, which contained a specific request for Thames Water to share their economic analysis for the upgrade works with the Local Authorities affected in order that the metrics used and values assigned to them could be reviewed. In addition a request had been made to ensure that odour generated by the Plant was contained within site boundaries as part of the upgrade works.
5. Whilst recognising the concerns highlighted by the local community and supportive of the actions identified within the Petition, the Opposition Group expressed disappointment that it did not appear the Council had taken an opportunity to address the issue when responding to a consultation in 2011 on a National Policy Statement relating to Urban Waste Water Management, which included the option of relocating as well as upgrading the existing site.
6. The need identified, in response to the concerns highlighted by the Opposition Group, to recognise the lack of viable alternative site options available and fact that Thames Waters' preferred option had therefore been redevelopment of their existing site at Deephams. Given the current position, and cross party support for tackling the concerns expressed by local residents, members felt that the focus should now be on working to ensure that Thames Water and Ofwat made sufficient resource available as part of their upgrade plans of the existing site to provide the technology available to manage any odour produced within the boundaries of the site and thus minimise impact on the surrounding local community.

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

AGREED

- (1) to receive the petition.
- (2) to endorse the conclusion of the Overview & Scrutiny Committee (OSC) meeting on 17 October 13, as detailed in section 4 of the report.
- (3) to note the letter from the Chair of OSC to Ofwat, as detailed in Appendix 1 of the report.

- (4) to share residents concern about the issue and instruct officers to continue to work with Thames Water, Ofwat and London Borough of Waltham Forest to ensure that as far as practicable all odour is contained within the site as soon as possible.

78

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 15.1: Motion in the name of Councillor Headley on action to tackle the issue of Female Genital Mutilation (FGM).

The change in order of the agenda was agreed without a vote.

Please note the minutes reflect the order in which the item was dealt with at the meeting.

79

MOTION & DURATION OF COUNCIL MEETING (COUNCIL PROCEDURE RULE 8)

1.1 Councillor Headley moved the following motion:

"The Council notes the recent announcements made by Public Health Minister, Jane Ellison MP of planned measures to combat the threat of Female Genital Mutilation (FGM).

In light of these announcements and comments made by the Minister in a recent London Evening Standard interview regarding her "determination to prevent child abuse that was leaving victims to face life-long physical and mental pain".

This Council instructs the Cabinet members for Children & Young People and Community Well Being and Public Health to do the following:

1. Support the Minister's position on FGM
2. Publicly declare that FGM will not be tolerated
3. Find out the extent of this problem in Enfield.

This Council agrees to work in a non-adversarial and collaborative manner to investigate FGM in Enfield and how it is affecting our community and instructs the Cabinet Members for Community Well Being and Public Health and Wellbeing Board, the opposition lead on Health and Education and the Elders and Leaders in the affected communities, to find a mechanism to better understand the issue and how we can prevent any Enfield child enduring the procedure."

Once the original motion had been moved, Councillor Hamilton immediately moved and Councillor Orhan seconded the following amendment:

To delete and replace all wording after the first paragraph in the original motion with the following:

“The Council also notes that 25th November was White Ribbon Day and that Enfield Council was the first London Council to be awarded White Ribbon status for our work in tackling violence against women and girls.

FGM is a serious issue this Council will not tolerate. The statement from the public health Minister reflects the view held by this Council and the work it is already progressing to tackle FGM in Enfield. This includes the following:

- A recent public event was held for residents and communities by “Forward UK”, a national charity that challenges the practice of FGM. This was a well-attended event with numerous communities contributing to discussions and both men and women challenging the acceptance of this abuse.
- The Enfield Safeguarding Children’s Board has set up a task force which will be exploring FGM from January 2014. Details of this can be found on their website which is for practitioners, parents and young people.
- There is on-going discussion with health partners in respect of FGM. These are in relation to the practice, identification and reporting of this issue.
- A number of voluntary services operate in Enfield including Samafal, which provides information, support and advice on FGM and where to access help. This is both if someone is concerned about a future procedure or requires medical attention for any practice to her.

This council agrees to continue to build on the work already underway in order to stamp out this child abuse to ensure that no child in Enfield endures this procedure.

Moreover, to support the campaign against violence to women and girls, this Council calls on the coalition government to introduce statutory provisions to make personal, social and health education include a zero tolerance approach to violence and abuse in relationships.”

During the debate on the amendment a second amendment was moved by Councillor Lamprecht and seconded by Councillor Jukes to add at the end of the wording for the proposed amendment:

“In addition Enfield Council supports the Mayor of London’s call for hospitals to share more information on the victims of FGM with police and social services.”

This was agreed as an addition to the original amendmen(without a vote).

Following a lengthy debate on this motion the Mayor advised the Council that in accordance with Council Procedure Rule 8 (page 4-8 – Part 4), the meeting was due to end at 10:15pm. As there were still a number of members from both Groups who had indicated they would like to speak on the item the Leader advised that he was minded to recommend an extension to the time of the meeting in order to allow the debate to be concluded.

Councillor Taylor therefore moved and Councillor Waterhouse seconded a procedural motion under Council Procedure Rule 8 to extend the time of the meeting for an additional period of 30 minutes. This was put to the vote and agreed, with the following result:

For: 29

Against: 1

The debate then continued and at the end of the extended time period the amendments to the motion were put to the vote and agreed, with the following result:

For: 33

Against: 13

Abstentions:0

The substantive motion (as amended and detailed below) was then agreed unanimously, without further debate:

“This Council notes the recent announcements made by Public Health Minister, Jane Ellison MP of planned measures to combat the threat of Female Genital Mutilation (FGM).

The Council also notes that 25th November was White Ribbon Day and that Enfield Council was the first London Council to be awarded White Ribbon status for our work in tackling violence against women and girls.

FGM is a serious issue this Council will not tolerate. The statement from the public health Minister reflects the view held by this Council and the work it is already progressing to tackle FGM in Enfield. This includes the following:

- A recent public event was held for residents and communities by “Forward UK”, a national charity that challenges the practice of FGM. This was a well-attended event with numerous communities contributing to discussions and both men and women challenging the acceptance of this abuse.
- The Enfield Safeguarding Children’s Board has set up a task force which will be exploring FGM from January 2014. Details of this can be found on their website which is for practitioners, parents and young people.

- There is on-going discussion with health partners in respect of FGM. These are in relation to the practice, identification and reporting of this issue.
- A number of voluntary services operate in Enfield including Samafal, which provides information, support and advice on FGM and where to access help. This is both if someone is concerned about a future procedure or requires medical attention for any practice to her.

This council agrees to continue to build on the work already underway in order to stamp out this child abuse to ensure that no child in Enfield endures this procedure.

Moreover, to support the campaign against violence to women and girls, this Council calls on the coalition government to introduce statutory provisions to make personal, social and health education include a zero tolerance approach to violence and abuse in relationships.

In addition Enfield Council supports the Mayor of London's call for hospitals to share more information on the victims of FGM with police and social services."

80

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 (as extended) had elapsed.

81

REFURBISHMENT OF PALMERS GREEN LIBRARY

RECEIVED a report from the Director of Finance, Resources and Customer Services & Director of Regeneration, Leisure & Culture (No.96A) seeking approval to the inclusion of the scheme for the refurbishment of Palmers Green Library on the Council's Capital Programme.

NOTED

1. The recommendations in the report, approved by Cabinet on 16 October 2013.
2. The Cabinet decision had been subject to a call-in considered by Overview & Scrutiny Committee on 5 November 2013. As a result of the call-in, an outline of the options considered and further detail on the associated financial implications had been included as supplementary detail within the report, for Council's information.

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3. The revision to the report tabled on the amendment sheet at the meeting with reference to Contract Procedure Rules in section 12.2.4 (Legal Implications) of the report being amended to Property Procedure Rules.

AGREED

- (1) To approve the addition of the scheme for the refurbishment of Palmers Green Library on the Council's Capital Programme 2014-15.
- (2) To note the following recommendations agreed by Cabinet on 16 October 2013:
 - (a) To approve the overall financial proposals for expenditure and funding, as detailed within section 6 the report, including all Professional, Technical and associated costs.
 - (b) To delegate authority to the Cabinet Member for Finance and Property & the Director of Finance, Resources and Customers Services to accept a subsequent tender for construction works. **(Key Decision – Reference KD3791)**

82

FUTURE PROVISION OF SECONDARY TUITION SERVICES

RECEIVED a report from the Director of Schools and Children's Services (No.98A) seeking approval to the inclusion of the scheme for the re-provision of the Secondary Tuition Service (STS) also known as the Pupil Referral Unit (PRU) on the Council's Capital Programme.

NOTED

1. The item was accompanied by a separate Part 2 report (No.102) providing further valuation details in relation to the scheme.
2. The recommendations in the report had been approved by Cabinet on 16 October 2013.
3. The following amendments to the report, tabled on the amendment sheet at the meeting:
 - a. Figure in recommendation 2.1 to read £3.099m; and
 - b. Second sentence in section 7.1.1 to read "Based on preliminary estimates using benchmark data and assuming modular construction, the capital expenditure is expected to be £6.2m plus a £300k contingency sum, giving a total of £7.2m."

AGREED

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- (1) To note that Cabinet had agreed the following, in referring the report to Council:
- (a) To approve the additional capital funding for the proposed works and associated technical services totalling £3.099m as detailed in section 7.1 of the report and to include the revised total project value of £7.5m over 3 years in the Council's Capital Programme.
- (b) the Director of Schools & Children's Services being authorised to:
- approve expenditure for orders by operational decision for individual orders up to a maximum of £250,000 for works and technical services;
 - manage the project budget in a flexible way within the overall funding available to take account of variations between estimates and tender costs;
 - approve an appropriate procurement strategy by operational decision for works and technical services, subject to the financial restrictions set out above;
 - undertake work for and approve submission of a Planning Application.
- (c) The disposal of the two assets detailed in para 3.3 of the Part 2 report, subject to the approval of the Director of Finance, Resources & Customer Services and the Cabinet Member for Finance & Property.
- (2) To approve the additional capital requirement of £3.099m being included on the Council's Capital Programme, subject to the decision in relation to the accompanying Part 2 report being confirmed. **(Key decision – reference number 3799)**

83

REVISED PROPERTY PROCEDURE RULES

RECEIVED a report from the Director of Finance, Resources and Customer Services (No.114A) seeking approval to the adoption of revised Property Procedure Rules.

NOTED the revised Property Procedure Rules had been approved for recommendation on to Council by Audit Committee (7 November 2013) and Cabinet (13 November 2013).

AGREED to approve the revised Property Procedure Rules, as detailed within the report, for formal adoption and inclusion within the constitution.

84

REFERENCE FROM THE MEMBERS & DEMOCRATIC SERVICES GROUP - AMENDMENTS TO THE CONSTITUTION: LOCAL AUTHORITIES (FUNCTIONS & RESPONSIBILITIES) ORDER 2000 - ESTABLISHMENT OF COMPANIES

RECEIVED a report from the Director of Finance, Resources & Customer Services (No.135A) seeking approval to a change in the Constitution relating to the way in which decisions to establish companies and trusts and acquire share capital are agreed.

NOTED the proposed change in decision making arrangements had been considered and recommended on to Council by the Members & Democratic Services Group (12th November 2013).

AGREED to approve the removal of approval for the establishment of any companies or trusts and acquisition of share capital as a matter in the Constitution reserved for Council and its inclusion, in accordance with the Local Authorities (Functions & Responsibilities) Order, as an Executive function under the remit for Cabinet.

85

REFERENCE FROM COUNCILLOR CONDUCT COMMITTEE: REVIEW OF PROCEDURE FOR DEALING WITH COMPLAINTS AGAINST COUNCILLORS & CO-OPTED MEMBERS

RECEIVED a report from the Director of Finance, Resources & Customer Services (No.139) seeking approval to amendments made to the procedure for handling complaints against Members.

NOTED the revised procedure had been considered and recommended on to Council for approval by the Councillor Conduct Committee (22 October 2013).

AGREED

- (1) To approve the amended procedure for dealing with complaints against Councillors & Co-Opted Members, as set out in Appendix A to the report.
- (2) To note the flowchart, complaint and appeal forms attached to the procedure, which would be used to administer the complaints process.

86

COUNCILLORS' QUESTION TIME (TIME ALLOWED - 30 MINUTES)

1.1 Urgent Questions

NOTED that in accordance with the criteria in the Constitution, the Mayor had accepted urgent questions from Councillor Georgiou to Councillor Taylor, Leader of the Council regarding the closure of TfL ticket offices in the Borough; and from Councillor Neville to Councillor Stafford, Cabinet

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Member for Finance & Property regarding the Council's IT contract with SERCO.

As the guillotine was in effect both questions lapsed due to lack of time.

1.2 Questions by Councillors

NOTED the forty one questions on the Council's agenda which had received a written reply from the relevant Cabinet Member & Scrutiny Chair.

87 MOTIONS

The following motions listed on the agenda, lapsed due to lack of time:

1.1 In the name of Councillor Hamilton:

"We ask this Council to note that 25th November was white ribbon day and that Enfield Council was the first London Borough to be awarded white ribbon status.

There will be a range of events during the week to call for the end of violence against women and girls; and we Enfield Council call on the coalition government to introduce statutory provisions to make personal, social and health education include a zero tolerance approach to violence and abuse in relationships".

1.2 In the name of Councillor Charalambous:

"This Council acknowledges with pride Chickenshed's contribution to arts, community and education in the London Borough of Enfield over the last 40 years and restates the Council's commitment to a continued partnership which has benefited so many of the Borough's residents."

1.3 In the name of Councillor Hamilton:

"I call on Enfield Council to urge the Government, and in particular the Ministry of Justice, to think again about their proposals for the privatisation of the probation service where they are proposing G4S and the like running the probation service.

We oppose the government's plan to privatise the probation service to make cost savings from centrally managing more offenders in the community and closing prisons. This will increase risk to Enfield residents".

88

USE OF THE COUNCIL'S URGENCY PROCEDURES

NOTED the details of the following decision taken under the Council's urgency procedure relating to the waiver of call-in and, where necessary, the notice required of a Key Decision along with the reasons for urgency. The decision had been made in accordance with the urgency procedures set out in Paragraph 17.3 of Chapter 4.2 (Scrutiny) and Paragraph 16 of Chapter 4.6 (Access to Information) of the Council's Constitution:

- (1) Decision (Rule 16): Judicial Review of the Enfield Clinical Commissioning Group (ECCG)'s decision of 25th September 2013 to close the Accident and Emergency and Maternity services at Chase Farm Hospital.

89

MEMBERSHIPS

No changes notified.

90

NOMINATIONS TO OUTSIDE BODIES

No changes notified.

91

CALLED IN DECISIONS

None received.

92

DATE OF NEXT MEETING

NOTED that the next meeting of the Council would be held at 7.00pm on Wednesday 29 January 2014 at the Civic Centre.

93

EXCLUSION OF THE PRESS & PUBLIC

AGREED to pass a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the items of business listed on part 2 of the agenda on the grounds that they involved the likely disclosure of exempt information as defined in paragraph 3 of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

94

FUTURE PROVISION OF SECONDARY TUITION SERVICES

RECEIVED a report from the Director of Schools & Children's Services (No.102) providing additional financial information in relation to the provision of the Secondary Tuition Service.

NOTED that recommendation in the report had been approved by Cabinet on 16 October 2013. Report No.96A (Part 1 Agenda) also refers (see Min.82 above).

AGREED to note the valuation and risk implications associated with the scheme for the future provision of the Secondary Tuition Service, as detailed within the report and as a result to confirm its inclusion on the Council's Capital Programme. **(Key Decision – Reference KD3799).**

(Exempt information as defined in Paragraph 3 (information relating to the financial or business affairs of any particular person (including the authority holding that information)) of Schedule 12A to the Local Government Act 1972 as amended).