
Full Council

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To: The Mayor and Councillors of Haringey Council.

Dear Sir/Madam,

A meeting of the Council of the London Borough of Haringey will be held at the on MONDAY, 21ST MAY, 2007 at 19:30 HRS, to transact the following business:

AGENDA

1. TO ELECT THE MAYOR

1. To elect the Mayor for the ensuing year.

[The Local Government Act 1972 provides as follows with regard to election of Mayor:-

Schedule 2, paragraphs 2(1) and 13(3) – The Mayor shall be elected annually by the Council from among the Councillors.

Schedule 2, paragraph 3(1) – The election of the Mayor shall be the first business transacted at the Annual Meeting of the Council.

Schedule 2, paragraph 3(3) – In the case of an equality of votes, the person presiding at the meeting shall give a casting vote in addition to any other vote he/she may have.

2. TO RECEIVE APOLOGIES FOR ABSENCE

3. TO ASK THE MAYOR TO CONSIDER THE ADMISSION OF ANY LATE ITEMS OF BUSINESS IN ACCORDANCE WITH SECTION 100B OF THE LOCAL GOVERNMENT ACT 1972

4. DECLARATIONS OF INTEREST

A member with a personal interest in a matter who attends a meeting of the authority at which the matter is considered must disclose to that meeting the existence and nature of that interest at the commencement of that consideration, or when the interest becomes apparent.

A member with a personal interest in a matter also has a prejudicial interest in that matter if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the member's judgement of the public interest.

5. TO APPROVE AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE COUNCIL HELD ON 19 MARCH 2007 (PAGES 1 - 8)

6. TO RECEIVE WRITTEN NOTIFICATION OF THE APPOINTMENT OF DEPUTY MAYOR

To receive written notification of the appointment of Deputy Mayor.

[The Local Government Act 1972 provides as follows with regard to the appointment of Deputy Mayor:-

Schedule 2, paragraph 5(1) – The Mayor may appoint a Councillor of the Borough to be Deputy Mayor, and the person so appointed shall, unless he/she resigns or becomes disqualified, hold office until a newly elected Mayor becomes entitled to act as Mayor (whether or not he/she continues until that time to be a Councillor).

Schedule 2, paragraph 5(2) – The appointment of a Deputy Mayor shall be signified to the Council in writing and be recorded in the minutes of the Council.]

7. TO PASS A VOTE OF THANKS

To pass a vote of thanks to the retiring Mayor and Mayor's Escort and Deputy Mayor and Deputy Mayoress.

8. **TO RECEIVE SUCH COMMUNICATIONS AS THE MAYOR MAY LAY BEFORE THE COUNCIL**
9. **TO ELECT THE LEADER OF THE COUNCIL FOR THE MUNICIPAL YEAR 2007/8**
10. **TO AGREE THE NUMBER OF COUNCILLORS TO BE APPOINTED TO THE CABINET AND APPOINT THOSE MEMBERS OF THE CABINET FOR THE MUNICIPAL YEAR 2007/8.**

11. **TO AGREE THE APPOINTMENTS PROCEDURE AND TO APPOINT COMMITTEES**

To agree the appointments procedure and to appoint Committees, Sub-Committees and other bodies for the Municipal Year 2007/08 including the selection of the Chairs and Deputy Chairs (to follow).

(List of Committees, Sub-Committees and other bodies to be appointed, with Chairs and Deputy Chairs indicated, to be tabled).

12. **TO MAKE APPOINTMENTS TO OUTSIDE BODIES.**
13. **TO RECEIVE THE REPORT OF THE CHIEF EXECUTIVE, NOTING THE APPOINTMENTS MADE BY THE POLITICAL GROUPS, AND TO TAKE SUCH ACTION AS MAY BE APPROPRIATE.**
14. **TO CONSIDER A REPORT OF THE ACTING HEAD OF LEGAL SERVICES AND MONITORING OFFICER ON IMPLEMENTATION OF THE GAMBLING ACT 2005. (PAGES 9 - 30)**
15. **TO CONSIDER A REPORT OF THE ACTING HEAD OF LEGAL SERVICES AND MONITORING OFFICER ON THE REVISED MODEL CODE OF CONDUCT FOR COUNCILLORS. (PAGES 31 - 44)**
16. **TO CONSIDER A REPORT OF THE CHIEF EXECUTIVE PROPOSING AN INCREASE IN RESPECT OF THE MAYOR AND DEPUTY MAYOR'S ALLOWANCES.**
17. **TO RECEIVE THE REPORT OF THE CHIEF EXECUTIVE AND ACTING HEAD OF LEGAL SERVICES AND MONITORING OFFICER ON THE REVIEW OF THE COUNCIL'S CONSTITUTION AND TO RECOMMEND THAT MEMBERS ADOPT THE REVISED COUNCIL CONSTITUTION IN "MODULAR FORM". (PAGES 45 - 74)**

- 18. TO AGREE THE SCHEDULE OF MEETINGS FOR THE 2007/8 MUNICIPAL YEAR.
(PAGES 75 - 90)**
- 19. TO RECEIVE A STATEMENT OF COUNCILLORS' ATTENDANCE AT MEETINGS
OF THE COUNCIL, COMMITTEES AND SUB-COMMITTEES IN ACCORDANCE
WITH COUNCIL PROCEDURE RULES .**
- 20. TO NOTE THE END OF MUNICIPAL YEAR FINANCIAL STATEMENT FOR 2006/07.
(PAGES 91 - 96)**

Dr Ita O'Donovan
Chief Executive
River Park House
225 High Road
Wood Green
London N22 8HQ

Friday 11 May 2007

**MINUTES OF THE FULL COUNCIL
MONDAY, 19 MARCH 2007**

Councillors Adje, Aitken, Alexander, Amin, Baker, Basu, Beacham, Bevan, Beynon, Bloch, Bull, Butcher, Canver, Cooke, Davies, Demirci, Diakides, Dobbie, Dodds, Dogus, Edge, Egan, Engert, Gorrie, Griffith, Haley, Hare, B. Harris, Hoban, Jones, Rahman Khan, Knight, Kober, Lister, Mallett, Meehan, Mughal, Newton, Oakes, Oatway, Patel, Peacock, Portess, Reid, Reith, Santry, Thompson, Vanier, Weber, Whyte, Williams, Wilson and Winskill

Apologies Councillor Adamou, C. Harris, Rainger and Stanton

ELECTION OF CHAIR

At this point in the proceedings the Chief Executive announced that the Mayor was unwell and not therefore in attendance. The Chief Executive sought nominations for the Chair for the duration of the meeting.

The Chief Whip - Councillor Dobbie nominated Councillor Thompson as Chair, and also proposed Councillor Griffith as Vice Chair for the duration of the proceedings.

There being no other nominations Councillor Thompson and Councillor Griffith were elected Chair and Vice Chair for the duration of the proceedings.

COUNCILLOR S. THOMPSON IN THE CHAIR

MINUTE NO.	SUBJECT/DECISION	ACTION BY
CNCL105	TO RECEIVE APOLOGIES FOR ABSENCE Apologies for absence were received from Councillors Adamou, C Harris, Rainger and Stanton.	
CNCL106	TO ASK THE MAYOR TO CONSIDER THE ADMISSION OF ANY LATE ITEMS OF BUSINESS IN ACCORDANCE WITH SECTION 100B OF THE LOCAL GOVERNMENT ACT 1972 See Minute 114	
CNCL107	DECLARATIONS OF INTEREST Councillor Dobbie declared a personal interest in Item 12 – Motion V, as he was an employee of the North Middlesex NHS Trust. He also commented that he had been advised that this interest was not considered a prejudicial one and therefore he would be remaining and taking part in the debate. Councillor Rahman Khan declared a personal interest in item 11 –	

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	<p>Appendix 1 point 12.</p> <p>Councillor Davies declared a personal interest in Item 12 – Motion V as he was an employed by the Health Care Commission.</p> <p>Councillor Reid declared a personal interest in item Item 12 – Motion V as he was a Unison Shop Steward.</p> <p>Councillor Haley declared a personal interest in Item 12 – Motion V, as he was an employee of the Camden and Islington Health Authority.</p> <p>Councillor Dobbie, on behalf of all Members of the Labour Group declared a personal interest in item 11 in relation to the report from the General Purposes Committee in respect of Member Allowances.</p> <p>Councillor Aitken, on behalf of all Members of the Liberal Democrat Group declared a personal interest in item 11 in relation to the report from the General Purposes Committee in respect of Member Allowances.</p>	
<p>CNCL108</p>	<p>TO APPROVE AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE COUNCIL HELD ON 19 FEBRUARY 2007.</p> <p>Copies of the Minutes having been circulated, they were taken as read.</p> <p>RESOLVED:</p> <p>That the minutes of the meeting of the Council held on 19 February 2007 be signed as a true record.</p>	
<p>CNCL109</p>	<p>TO RECEIVE SUCH COMMUNICATIONS AS THE MAYOR MAY LAY BEFORE THE COUNCIL</p> <p>1. The Deputy Mayor was sad to announce the death of Mary Neuner who died earlier in the afternoon in the Whittington Hospital. The Deputy Mayor informed the meeting that Mary was a Councillor in Crouch End Ward from 1986 to 1990 and represented Alexandra Ward from 1990 until her retirement in 2002. Mary served as Deputy Mayor in 1989/1990, and 2000/2001, and served as Mayor in 1990/1991 and 2001/2002.</p> <p>The meeting stood for a 1 minute silence in memory of Mary Neuner.</p> <p>The Leader of the Council spoke in tribute to Mary Neuner. Councillors Dobbie, Aitken, Adje, Rahman Khan, Patel, and Haley, also spoke in tribute.</p> <p>The Council requested that its condolences be passed to the family.</p> <p>2. The Deputy Mayor passed on the Mayor's thanks to her son</p>	

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	<p>Andreas and Cllrs Peacock and Amin for joining her on the Lord Mayor's Sponsored Walk on Sunday 4 March, and also thanks also to colleagues and friends who have sponsored the Mayor. The Deputy Mayor also advised of 2 events – the first A Dog Show on Saturday 21st April at the Civic Centre and the Mayor's End of Year Dinner and Dance at the Cypriot Centre on Friday 27th April. Further details would be sent out shortly.</p> <p>3. The Deputy Mayor advised of the Kurdish New Year–Newroz–on Wednesday 21 March 2007. The Deputy Mayor also referred to a celebration in the Council Chamber on 16 March 2007 attended by members, including the Leader and the Borough's two serving MPs – David Lammy and Lynne Featherstone. The Deputy Mayor commented that the Kurdish Community was the largest ethnic minority community in Haringey. The Deputy Mayor passed on his best wishes for very happy new year.</p> <p>4. The Deputy Mayor commented on an event on 8 March 2007 whereby 400 businesses attended Awards at the Decorium in Wood Green. 10 businesses won awards and this successful occasion was given high profile coverage in the Journal. The Deputy Mayor was pleased that many members attended and he passed on his particular thanks to the Leader of the Council and the Executive Member for Enterprise and Regeneration for their contributions.</p>	
<p>CNCL110</p>	<p>TO RECEIVE THE REPORT OF THE CHIEF EXECUTIVE</p> <p>An addendum to the Chief Executive's report was tabled.</p> <p>The Leader of the Council thanked Davina Fiore, Head of Legal Services, for her services to the Authority and wished her well in her new role as Head of Legal and Democratic Services at the London Fire and Emergency Planning Authority.</p> <p>RESOLVED</p> <p>1. That the Deputy Head of Legal Services be appointed as the Council's Monitoring Officer with effect from 30 March 2007 until permanent recruitment to the post of Head of Legal Services.</p> <p>2. That Councillor Egan replace Councillor Dobbie on the Homes for Haringey Board.</p>	
<p>CNCL111</p>	<p>TO RECEIVE THE REPORT OF THE HEAD OF LEGAL SERVICES AND MONITORING OFFICER (TO FOLLOW)</p>	

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	There were no matters to report.	
CNCL112	<p>TO CONSIDER REQUESTS TO RECEIVE DEPUTATIONS AND/OR PETITIONS AND, IF APPROVED, TO RECEIVE THEM</p> <p>A deputation from Ms Sue Sparks was received in respect of library restructuring.</p> <p>Questions were then put to Ms Sparks.</p> <p>The Mayor thanked Ms Sparks for her attendance.</p> <p>There was a further request for a deputation from Milton Park Neighbourhood Watch and Residents' Association concerning parking controls. The request was not accepted given that the matter would be coming before the Executive on 24 April following public consultation.</p>	
CNCL113	<p>TO CONSIDER HARINGEY'S SUSTAINABLE COMMUNITY STRATEGY 2007 - 2016/7 "A SUSTAINABLE WAY FORWARD"</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That, subject to the comments of the Haringey Strategic Partnership, the Haringey Sustainable Community Strategy 2007-2016/2017 be adopted. 2. That the Chief Executive be delegated authority, in consultation with the Leader of the Council, to make agreed consequential changes to the Haringey Sustainable Community Strategy 2007-2016/2017 following the HSP meeting on 22 March 2007. 	
CNCL114	<p>TO ANSWER QUESTIONS, IF ANY, IN ACCORDANCE WITH COUNCIL RULES OF PROCEDURE NOS. 9 & 10</p> <p>The Mayor agreed to the admission of this report as urgent business. Under Standing Orders, notice of questions was not requested until eight clear days before the meeting, following which matters raised had to be researched and replies prepared, in order to be given at the meeting.</p> <p>There were 10 oral questions and 27 for written answer.</p> <p>Oral Questions 9 & 10 were not reached in the allotted time and written answers were supplied to these questions.</p>	
CNCL115	<p>TO RECEIVE REPORTS FROM THE FOLLOWING BODIES</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That Executive report number 14 be received and adopted. 	

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	<p>2. That General Purposes Committee report number 4 be received and that the recommendation on Members Allowances be adopted subject to the Mayor and Deputy Mayor's allowances being referred to both Party Groups for consultation and that following this a further report be submitted as appropriate. That the allowances paid to the Mayor and Deputy Mayor remain at the current level pending any further report.</p> <p>3. That the General Purposes Committee's recommendation that approval in principle be given, subject to formal decisions in due course by Annual Council and the June Licensing Committee, to the amendments to the terms of reference of the full Council, the Licensing Committee and the Licensing Sub-Committees, and the alterations to the scheme of delegation to officers and the Local Licensing Procedure Rules set out in Appendices 3, 4, 5, 6 and 7 to the General Purposes Committee's report.</p>	
<p>CNCL116</p>	<p>TO CONSIDER THE FOLLOWING MOTIONS IN ACCORDANCE WITH COUNCIL RULES OF PROCEDURE NO. 13</p> <p><u>MOTION U (2006/07):</u></p> <p>It was moved by Councillor Egan and seconded by Councillor Dobbie that:</p> <p style="padding-left: 40px;">“This Council notes current proposals from the police to reduce the front desk service at night-time hours at Wood Green Police Station.</p> <p style="padding-left: 40px;">This Council believes that a 24-hour staffed front desk at the police station in Wood Green is and should remain a key part of the policing arrangements for Haringey, and in particular Wood Green.</p> <p style="padding-left: 40px;">This Council calls on the Leader and Executive Member for Crime and Community Safety to ask the police to reconsider their proposals to ensure that the proven demand for front desk services is balanced with the need for officers on the streets.”</p> <p>The Motion was then put to the meeting and agreed unanimously.</p> <p><u>MOTION V (2006/07):</u></p> <p>It was moved by Councillor Wilson and seconded by Councillor Winskill that:</p> <p style="padding-left: 40px;">“This Council</p> <p style="padding-left: 40px;">Recognises and welcomes the extra resources that have been put into the NHS by Labour since 1997, following years of under</p>	

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funding by the Conservative Government; But,

expresses anger and dismay at;

- the continuing financial crisis in the NHS and the impact that is having on frontline health services in Haringey, and on Haringey PCT's ability to properly plan services;
- the London Strategic Health Authority repeated raiding of Haringey PCT's budget, with over £10 million top-sliced from the 2006/07 budget;
- the Health Authorities threat to again top-slice the PCT's budget by up to 3.6% in 2007/08, taking up to £12.5 million away from health services in Haringey to be 'loaned' to other parts of the Health Service in London;
- the absence of any commitment from the Secretary of State for Health in her recent letter as to when this £12.5 million 'loan' will be returned to the PCT;
- the PCT's latest budget forecasts for 2007/08, which shows a £11.4m funding gap between what the Trust needs to spend to cover wage rises, inflation and new Government targets, and what has been provided by the Labour Government;

opposes the Labour Government's incompetent management of the National Health Service;

further opposes Haringey Labour Party's feeble acquiescence in this mismanagement, and their lack of opposition to the continued raiding of Haringey PCT's budget;

and calls on the Labour Leader of Haringey Council and the Labour MP for Tottenham to join Haringey Liberal Democrats and Lynne Featherstone MP in arguing with Ministers against these cuts and standing up for Haringey's Health Service"

An amendment to motion V was moved by Councillor B Harris and seconded by Councillor Bull that:

Delete all after 'Conservative Government' and insert;

"And welcomes the commitment this Council has shown to improving health care facilities in the borough.

The council is committed to continuing robust discussions with the PCT and fighting for the high quality frontline health care services which best meet Haringey's needs.

This council pledges to continue to work with the PCT, the Department of Health, and our local representatives to ensure the NHS in Haringey has the resources it needs to provide the consistently high standard of healthcare which the people of Haringey deserve".

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	<p>A named vote was requested in respect of the amendment to the Motion.</p> <p>For (27): The Deputy Mayor (Councillor Thompson), Councillors Amin, Basu, Bevan, Bull, Canver, Cooke, Diakides, Dobbie, Dodds, Dogus, Egan, Griffith, Haley, B Harris, Jones, Khan, Knight, Kober, Lister, Mallett, Meehan, Patel, Peacock, Reith, Santry, and Vanier.</p> <p>Against (24): Councillors Aitken, Alexander, Baker, Beacham, Beynon, Bloch, Butcher, Davies, Demirci, Edge, Engert, Gorrie, Hare, Hoban, Newton, Oakes, Oatway, Portess, Reid, Weber, Whyte, Williams, Wilson and Winskill.</p> <p>Abstentions: Nil</p> <p>Absent : Councillors Adamou, Adje, C. Harris, Mughal, Rainger and Stanton.</p> <p>The substantive Motion was then put to the meeting and declared CARRIED. There being 27 for, 0 against, and 24 abstentions.</p> <p><u>MOTION W</u> was not reached due to lack of time.</p>	
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COUNCILLOR GINA ADAMOU

Mayor

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Agenda item:

Annual Council

on

21 May 2007Report Title: **Implementation of the Gambling Act 2005**Report of: **The Acting Head of Legal Services and Monitoring Officer**Forward Plan ref. no. **N/A**Wards Affected: **All**Report: **for Decision by Full Council****1. Purpose**

1.1 To report to Members on arrangements to implement the Gambling Act 2005 and to recommend amendments to the terms of reference of full Council, the Licensing Committee and the Licensing Sub-Committees and additions to the scheme of delegation to officers.

2. Recommendations

- 2.1 That Members note the recommendations of the Licensing Committee on 20 February 2007 and the General Purposes Committee on 8 March and the resolution of the full Council on 19 March 2007 to approve in principle the recommendations below.
- 2.2 That Members resolve to amend the terms of reference of the full Council and the Licensing Committee as set out in Appendices 1 and 2 to this report.
- 2.3 That Members resolve to amend the terms of reference of the Licensing Sub-Committees and the Scheme of Delegation to Officers as set out in Appendices 3 and 4 to this report, subject to formal confirmation of these changes by the Licensing Committee on 24 May.

Report Authorised by:

John Suddaby, Acting Head of Legal Services and Monitoring Officer

Contact Officer: **Terence Mitchison, Senior Project Lawyer, Corporate**
(8489 5936) terence.mitchison@haringey.gov

3. Acting Director of Finance Comments

3.1 There are no specific financial implications.

4. Acting Head of Legal Services Comments

4.1 The legal and constitutional implications are set out in the main report.

5. Executive Summary and Reasons for Change

5.1 The Gambling Act 2005 comes fully into force by 1 September 2007. New statutory powers under the Act will be given to the Council and its Licensing bodies and so their terms of reference will need to be amended. Additions will also be needed to the scheme of delegation to officers. Full Council is empowered to amend its own terms of reference and those of the Licensing Committee. Full Council is recommended to approve the amendments to the terms of reference of the Licensing Sub-Committees and the scheme of delegation subject to these both being formally confirmed by the Licensing Committee on 24 May 2007.

6. Local Government (Access to Information) Act 1985

6.1 The following background papers were used in the preparation of this report and can be inspected at the Alexandra House, 10 Station Road, Wood Green, London N22 7TR by contacting Terence Mitchison on 020 8489 5936:

- (i) the Council's Constitution
- (ii) Gambling Commission Guidance on the Gambling Act 2005

7. Introduction

7.1 The Gambling Act 2005 ("the 2005 Act") will come into force at various dates this year and fully into force by 1 September 2007. The new statutory powers will require amendments to the terms of reference of the Full Council, the Licensing Committee and its Licensing Sub-Committees.

7.2 The Licensing Committee and its Sub-Committees are already empowered to make the important decisions under the Licensing Act 2003 ("the 2003 Act"). The functions under the 2005 Act will be allocated to the Council, the Committee, the Sub-Committees and officers in a manner similar to the arrangements under the 2003 Act. This will enable Members to carry out one of the most important new functions under the 2005 Act which will be hearing contested applications for premises licences where various forms of gambling will be permitted.

- 7.3 Members will recall that full Council at its meeting on 13 November 2006 adopted the Council's Statement of Gambling Policy ("SGP") which took effect from 15 January 2007. The SGP reflects the Guidance to all Councils from the Gambling Commission and now contains the Council's own policies to be applied in dealing with applications under the 2005 Act subject to the requirement that the facts of each individual case must be taken into account.
- 7.4 The SGP is based upon the three national licensing objectives for gambling which are: (i) to prevent gambling being a source of crime or disorder, (ii) ensuring that gambling is conducted in a fair and open way, and (iii) protecting children and other vulnerable persons from being harmed or exploited by gambling.
- 7.5 A version of this report was considered by the Licensing Committee on 20 February 2007 and by the General Purposes Committee on 8 March. Members of those Committees approved and recommended to full Council the changes set out in Appendices 1, 2, 3 and 4 to this report.
- 7.6 As explained in paragraph 14.1 below, all the necessary statutory powers to make these changes are only fully in force on 21 May 2007, the date for Annual Council. The formal decision-making by full Council has therefore had to wait until Annual Council to be legally effective. However, a report on this matter from the General Purposes Committee was considered and approved in principle by the last full Council meeting on 19 March 2007.
- 7.7 Members should not regard the "approval in principle" in March as fettering their discretion to reach a decision at Annual Council having full regard to all the appropriate matters, as explained in this report.
- 7.8 Members will be aware that there is a separate report on this Annual Council agenda about the proposed revisions to the Council Constitution. The changes recommended in this report on the Gambling Act have already been incorporated into the text changes shown in the revised Constitution made available to Members. Obviously, the inclusion of these changes in the new Constitution is dependent upon Members agreeing the recommendations in this report on the Gambling Act.

8. The terms of reference of full Council

- 8.1 The 2005 Act requires two functions to be performed by the full Council and not delegated. The first is the adoption of the SGP. This is being added to the list of Major service plans to be adopted by full Council which are set out in Part 2, Article 4.01 (a) (vii) and also in Part 3, Section B (the Budget & Policy Framework Schedule) at paragraph (b) (vii) of the revised Constitution. These changes are shown in Appendix 1 to this report.
- 8.2 The other new statutory function for full Council is the power to pass a resolution not to issue any casino premises licences in the Borough. Such a resolution, if passed, would prevent any casino from being licensed for the next three years. After the end of three years the resolution would lapse unless passed again. No

such resolution has been passed and there are no casinos in the Borough. However, the position might change and the new power should be added to the terms of reference of the full Council set out in Part 2, Article 4.02 (u) and also in Part 3, Section 3 of the revised Constitution as shown in Appendix 1 to this report.

9. Fixing Fees for Applications

9.1 The power to fix fees for applications under the 2005 Act may be exercised either by full Council or by the Licensing Committee. Legally, Members have a free choice about this arrangement. It is proposed that this is an appropriate function for the Committee. It is shown included in the new functions of the Licensing Committee at paragraph 6 (1) (e) in Appendix 2 to this report.

9.2 The discretion to set fees is limited by recent Regulations (S.I. 2007/479) which set maximum limits for fees for different categories of premises licence. In any event, Members will be under a statutory duty when fixing fees to ensure so far as possible that fee income equates to the cost of providing the relevant services.

9.3 There will be a separate report on this matter to the next meeting of the Licensing Committee on 24 May 2007 when Members will be asked to fix the fees for applications under the 2005 Act which are expected to begin arriving after 21 May.

10. The terms of reference of the Licensing Committee

10.1 As is the case with the Licensing Act 2003 (“the 2003 Act”), most of the functions under the 2005 Act are referred to the Licensing Committee. The Guidance issued by the Gambling Commission recommends that decisions on individual contested applications should be delegated by the Licensing Committee to the three-Member Licensing Sub-Committees.

10.2 Under the 2003 Act, the main Committee has retained jurisdiction to hear the few cases where 500 persons or more would be present at an event. This threshold is to be retained so that contested applications under the 2005 Act involving 500 or more persons present at an event would be heard by the main Committee. The Chair also has power to refer any specially significant or difficult cases to the Committee and it is recommended that this power should apply to the 2005 Act.

10.3 The proposed terms of reference of the Committee would include the monitoring of gambling activities in the Borough and the right to receive reports on gambling matters. So far as is legally possible, the main Committee will co-ordinate the work of the Sub-Committees through reviewing the lessons of past decisions and by determining the Local Procedure Rules for hearings.

10.4 The terms of reference of the Licensing Committee being recommended to Members are shown in Appendix 2 to this report which will affect Part 3, Section C of the revised Constitution.

11. The terms of reference of the Licensing Sub-Committees

11.01 If Members agree, then the Licensing Sub-Committees (“LSCs”) will be given powers under the 2005 Act in relation to gambling equivalent to those already exercised under the 2003 Act in relation to alcohol sales and entertainment licensing. The proposed terms of reference are shown in Appendix 3 to this report which will affect Part 3, Section C of the revised Constitution.

11.02 The main function will be hearing applications for a premises licence where relevant representations (i.e. objections) have been made. LSCs will also have the power to “review” premises licences for gambling where valid complaints have been made.

11.03 There are important differences between a premises licence under the 2003 Act and the 2005 Act. Under the 2005 Act the Gambling Commission will have the responsibility for granting personal licences and operating licences which must be obtained before the Council grants a premises licence to an applicant. In consequence, the LSCs will not be legitimately concerned with the suitability of an applicant or the operational details of the proposed gambling activities. The main role of the LSCs will be to consider whether any particular factors affecting the nature and location of the premises would justify refusal of the application or the imposition of special conditions in addition to the statutory conditions.

11.04 The differences in procedures between the 2003 Act and the 2005 Act are reflected in the proposed terms of reference in Appendix 3. For example, under the 2003 Act objections to the transfer of a premises licence would be made by the Police whereas under the 2005 Act objections to transfer would be made by the Gambling Commission (see sub-paragraphs 3.1 (j) and (s) in Appendix 3).

11.05 There are different procedures for Temporary Event Notices (“TENs”) under the 2003 Act as compared to Temporary Use Notices (“TUNs”) under the 2005 Act. Objections to a TEN can only be made by the Police whereas objections to a TUN would generally, but not always, be made by the Gambling Commission (see sub-paragraphs 3.1 (o) and (u) in Appendix 3).

11.06 Under the 2005 Act, unlike the 2003 Act, there is a procedure whereby a premises licence which has lapsed can be re-instated upon application. A licence will lapse if the holder dies, becomes bankrupt or goes into liquidation (companies). Either the original holder or a new applicant may apply within 6 months to take over the lapsed premises licence and this application for re-instatement would be heard by a LSC in the event of an objection.

11.07 There will be a new power for LSCs to hear applications for club gaming permits if there were objections from the Gambling Commission or the Police. Members would also hear officers’ proposals to cancel a club gaming permit (for example, where a category B4 or C gaming machine had been used by children) if the holder had requested a hearing before Members.

11.08 A club gaming permit can be granted to a club having at least 25 members which has been established wholly or mainly for purposes other than gaming, for example, a bridge or whist club or a branch of the Royal British Legion. A permit would enable the club to provide certain games of chance and up to 3 gaming machines in categories B4, C or D. Where only the gaming machines were applied for, then a club machine permit could be issued.

12. Amendment of the Scheme of Delegation to Officers

12.1 Under the 2005 Act, as under the 2003 Act, there are a large number of routine management and operational functions that need to be delegated to officers to ensure the effective working of the Licensing Service. This will be necessary to enable officers to complete the large volume of work anticipated in converting existing licences under the “old” legislation into new premises licences under the 2005 Act which will come into effect on 1 September.

12.2 The same principles of delegation are recommended to apply under the 2005 Act as apply now under the 2003 Act. Members will make the decisions in all cases that require a hearing because relevant representations or objections have been received against the application. Other cases that are not contentious will be decided by officers on the basis of the policies set out in the adopted SGP.

12.3 In relation to “reviews”, officers would act to rule out complaints that were clearly frivolous, vexatious or repetitious. Valid applications for review of a premises licence under the 2005 Act would be decided by Members of a LSC after hearing the evidence from the parties.

12.4 There will be several new statutory procedures for the grant of various types of permit under the 2005 Act. Most of these applications for permits must be notified to the Police and the Gambling Commission which may object but there is no provision for objections by local residents or others. Most of these permits would be routine matters which could be dealt with by officers within the policies in the SGP. However, the club gaming and club machine permits might be more significant and are therefore proposed for Members’ decision.

12.5 Officers would also be given delegated powers to enforce the 2005 Act, carry out registration and other routine operational duties and exercise procedural functions under the Regulations made under the Act. The recommended additional delegated powers are shown in Appendix 4 to this report as amendments to Part F.7, section 4 of the Constitution. They would be granted to the Director, Urban Environment, the Assistant Director Enforcement and the Licensing Manager.

13. Amendments to the Local Licensing Procedure Rules

13.1 Hearings under the 2005 Act relating to gambling activities will be substantially similar to the hearings that have been regularly held into contested applications under the 2003 Act relating to alcohol sales and public entertainments. In both cases there will be a broad framework established by central Government through Regulations that

set out the “ground rules” for hearings and preliminary matters such as the notification requirements and time limits for hearings. The details of procedure are left to local discretion subject to the relevant Regulations and the legal rules of “Natural Justice” i.e. fairness to all parties.

13.2 The Council already has Local Licensing Procedure Rules that have operated successfully to regulate the numerous hearings of contested applications under the 2003 Act. The draft Regulations issued by central Government for hearings under the 2005 Act contain very similar ground rules. The course of action proposed is for the existing Local Licensing Procedure Rules to be extended so that they apply to hearings under the 2005 Act. The detailed changes needed to achieve this will be contained in a the report to be submitted to the Licensing Committee on 24 May

13.3 Under the revised Council Constitution the Local Licensing Procedure Rules are to be removed from the Constitution along with other procedures and protocols that only apply to individual Committees or Sub-Committees. If Members agree the changes proposed for the Constitution, then the amendments to the Local Licensing Procedure Rules are exclusively within the remit of the Licensing Committee and do not require the approval of full Council.

14. Timing of the Changes

14.1 Most of the statutory provisions in the 2005 Act relating to applications for premises licences and many other provisions will come into force after 30 April 2007. Some of the new statutory powers including those relating to the fixing of fees will only come into effect on 21 May. For this reason the making of formal decisions on the arrangements to implement the 2005 Act has had to await the meeting of Annual Council on 21 May.

14.2 After 21 May the holders of existing licences under the “old” legislation, and applicants for the new premises licences under the 2005 Act, can both start making applications to this Council. In the event of objections, there would be hearings before LSCs but such hearings would not have to be held at the earliest until late June 2007.

14.3 The holders of existing licences will only be able to claim “grand-father” rights, and avoid possible objections and hearings, if they submit their applications to convert their old licences by 31 July 2007.

14.4 The new premises licences under the 2005 Act will only come into effect on 1 September 2007. On that date the 2005 Act will be fully in force and the “old” legislation, such as the Gaming Act 1968 will be repealed.

15. Comments of the Acting Head of Legal Services

15.1 The legal and constitutional implications are set out in the main report.

16. Comments of the Acting Director of Finance

16.1 There are no specific financial implications.

17. Use of Appendices / Tables / Photographs

17.1 Appendix 1 to this report sets out the proposed amendment to the terms of reference of the full Council in Part 2 Article 4, Part 3 Section B and Part 3 Section C of the revised Constitution.

17.2 Appendix 2 to this report sets out the proposed amendments to the terms of reference of the Licensing Committee in Part 3, Section C of the revised Constitution.

17.3 Appendix 3 to this report sets out the proposed amendments to the terms of reference of the Licensing Sub-Committees in Part 3, Section C of the revised Constitution.

17.4 Appendix 4 to this report shows the proposed amendments to section 4 of Part F.7 in Appendix E of the revised Constitution (Scheme of Delegation to Officers).

APPENDIX 1

[the words proposed for addition and insertion are shown in bold and in italics at Article 4.01 (a) (vii) under Major service plans on page 1 of this Appendix and at Article 4.02 (u) under Functions of the full Council on page 3 of this Appendix]

The change with respect to the Statement of Gambling Policy will also be set out in Part 3, Section B (The Budget & Policy Framework Schedule) at paragraph (b) (vii) under Major service plans on page 1 of that Section.

The change with respect to the resolution not to issue casino premises will also be set out in Part 3, Section C (The Terms of Reference of the Full Council) at paragraph (u) under Council functions on page 2 of that Section.

Article 4 - The Full Council

4.01 Meanings

- (a) **Policy Framework.** These are the plans and strategies that Haringey Council has decided should be reserved to the full Council for approval:

Overarching strategies:

- (i) Community Strategy;
- (ii) Such other strategies that the full Council is required to adopt as a matter of law.

Major service plans:

- (i) Housing Strategy ;
- (ii) Unitary Development Plan;
- (iii) Single Education Plan;
- (iv) Strategy for Children and Young People;
- (v) Local Transport Plan;
- (vi) Statement of Licensing Policy
- (vii) Statement of Gambling Policy***
- (viii) Such other service plans that the full Council is required to adopt as a matter of law

Plans required from partnerships of which the authority is a member

- (i) Crime and Disorder Reduction Partnership/Drug Action Team Strategy

(ii) Connexions Business Plan

Such other plans and strategies that Haringey Council decides should be reserved for the full Council for approval and adopted by it.

- (b) **Budget.** The budget includes the allocation of financial resources to different services and projects, proposed contingency funds, setting the council tax and decisions relating to the control of the Council's borrowing requirements, the control of its capital expenditure and the setting of virement limits. The determination of the Council Tax Base is delegated to the Chief Finance Officer in consultation with the Cabinet Member for Finance and the Cabinet Advisory Board.
- (c) **Housing Land Transfer.** Housing Land Transfer means the approval or adoption of applications (whether in draft form or not) to the Secretary of State for approval of a programme of disposal of 500 or more properties to a person under the Leasehold Reform, Housing and Urban Development Act 1993 or to dispose of land used for residential purposes where approval is required under sections 32 or 43 of the Housing Act 1985.

4.02 Functions of the full Council

Only the Council will exercise the following functions:

- (a) Adopting and changing the Constitution;
- (b) Approving or adopting the policy framework as set out in the appropriate schedule above;
- (c) Approving the budget and levying Council Tax;
- (d) Determining the borrowing limits for the authority for each financial year and the proportions of borrowing that are to be set at variable rates;
- (e) Approving any application to the Secretary of State in respect of any Housing Land Transfer as set out in Article 6.01 (c) above;
- (f) Subject to the urgency procedure contained in the Access to Information Procedure Rules in Part 4 of this Constitution, making decisions about any matter in the discharge of an Cabinet function which is covered by the policy framework or the budget where the decision maker is minded to make it in a manner which would be contrary to the policy framework or contrary to/or not wholly in accordance with the budget;
- (g) Appointing the Leader and Members of the Cabinet;
- (h) Agreeing and/or amending the terms of reference for committees, deciding on their composition and making appointments to them and delegating functions to them from time to time as may be appropriate;

- (i) Agreeing recommendations arising from Scrutiny Reviews of non-executive functions;
- (j) Deciding on recommendations arising from Scrutiny Reviews not accepted by the Cabinet and referred by the Chair of Overview and Scrutiny Committee;
- (k) Agreeing and/or amending the Scheme of Delegations to Officers;
- (l) Appointing representatives to outside bodies unless the appointment is a Cabinet function or has been delegated by the Council;
- (m) Adopting and amending the Members' Allowances Scheme;
- (n) Changing the name of the area, conferring the title of honorary alderman or freedom of the borough and establishing any new Civic Link;
- (o) Confirming the appointment or dismissal of the Head of Paid Service;
- (p) Making, amending, revoking, re-enacting or adopting bylaws and promoting or opposing the making of local legislation or personal Bills including the adoption of any legislation where the Council has a discretion;
- (q) All local choice functions set out in Part 3 of this Constitution which the Council decides should be undertaken by itself rather than the Cabinet, or any Committee, Sub-Committee or officer;
- (r) Entering into, or confirming existing, joint arrangements with other local authorities;
- (s) Adopting the Members' Code of Conduct;
- (t) Approving Pilot Schemes for Local Elections;
- (u) ***Resolving not to issue any casino premises licences in the next three years;***
- (v) Adopting Standing Orders for the Council and Standing Orders as to Contracts;
- (w) Making any decisions in respect of non-Executive functions which have not been expressly delegated elsewhere;
- (x) All matters that must be reserved to Council under the Finance Procedure Rules; and
- (y) All other matters that, by law, must be reserved to Council.

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APPENDIX 2

[the words proposed for addition or insertion are shown in bold and in italics]

Part 3, Section 3 of the revised Council Constitution

Terms of reference: Non-Executive Bodies

[the text shown below would be added under Committees starting at page 8 in Part 3, Section 3 of the Constitution]

6. Licensing Committee

- (1) The Licensing Committee has all the functions referred to it by law under the Licensing Act 2003 *and the Gambling Act 2005*. These include:
 - (a) To be responsible for monitoring the operation of the Acts licensable activities *and gambling* in the Borough;
 - (b) To receive reports on these matters and on the functions delegated to the Licensing Sub-Committees and to officers. To call for a report on any individual case;
 - (c) To be consulted on the review and determination of the Licensing Policy Statement *and the Statement of Gambling Policy* including procedures for Council consultation with external stakeholders;
 - (d) To determine the procedures to be followed in handling applications, notices, representations and all hearings, subject to the relevant Regulations;
 - (e) *Subject to Regulations, to determine the fees payable for applications for premises licences and related matters under the Gambling Act 2005;*
 - (f) To exercise the functions of the Licensing Sub-Committees in relation to any premises, site or event where 500 or more persons are to be present;
 - (g) To exercise the functions of the Licensing Sub-Committees in any case referred to the Committee by its Chair, or by the Chair of a Licensing Sub-Committee on the grounds of its special significance or difficulty;

- (h) In a Council Election Year when there is a need to hold a hearing in the period between Election day and the Annual Meeting of the Council, those Members of the Licensing Committee who are re-elected as Councillors shall meet as the Licensing Committee to exercise any of the functions of the Licensing Sub-Committees, or under (f) above, and shall elect a Chair for the meeting.
- (2) Excluded from the Licensing Committee's terms of reference are:
- (a) The functions statutorily referred to the General Purposes Committee, *the Cabinet and the full Council* including the *formal* review and determination of the Licensing Policy Statement *and the Statement of Gambling Policy*;
 - (b) The functions delegated to the Licensing Sub-Committees, as set out below, except where referred back to the Committee under sub-paragraph 6(1)(g) above.

APPENDIX 3

[the words proposed for addition or insertion are shown in bold and in italics]

Part 3, Section 3 of the revised Council Constitution

Terms of reference: Non-Executive Bodies

[the text shown below would be added under Sub-Committees and Panels starting at page 16 in Part 3, Section C of the Constitution]

3. Under Licensing Committee

3.1 Licensing Sub-Committees

General Provisions

- (a) To exercise all the functions listed *in these terms of reference* in relation to any premises, site or event where less than 500 persons are to be present;
- (b) The Chair of a Licensing Sub-Committee may, before hearing it, refer any case falling within *these terms of reference* to the Licensing Committee on the grounds of its special significance or difficulty. *This power may also be exercised by the Chair of the Licensing Committee;*
- (c) Licensing Sub-Committees have the power to make final decisions on behalf of the Council on matters within their terms of reference and there is no right of appeal to the Licensing Committee.

Functions under both the Licensing Act 2003 and the Gambling Act 2005

- (d) To determine applications for premises licences where relevant representations have been made;
- (e) To determine applications for provisional statements where relevant representations have been made;
- (f) To determine applications for variations of premises licences where relevant representations have been made;

- (g) To determine valid applications for review of premises licences;
- (h) To decide on any other matter where it is necessary or desirable for Members to make that decision;

Functions under the Licensing Act 2003 alone

- (i) To determine applications to vary designated premises supervisors following police objections;
- (j) To determine applications for transfer of premises licences following police objections;
- (k) To consider police objections made to interim authority notices;
- (l) To determine applications for club premises certificates where relevant representations have been made;
- (m) To determine applications to vary club premises certificates where relevant representations have been made;
- (n) To determine valid applications for review of club premises certificates;
- (o) To decide whether to give counter notices following police objections to temporary event notices;
- (p) To determine applications for grants of personal licences following police objections;
- (q) To determine applications for renewals of personal licences following police objections;
- (r) To decide on revocation of personal licences where convictions come to light after grant;

Functions under the Gambling Act 2005 alone

- (s) *To determine applications for transfers of premises licences following representations by the Gambling Commission or others;*
- (t) *To determine applications for the re-instatement of premises licences where relevant representations have been made;*
- (u) *To decide whether to give counter notices following objections to temporary use notices;*

- (v) To determine applications for the grant of club gaming permits and club machine permits where objections have been received;**
- (w) To determine proposals to cancel club gaming permits and club machine permits where the holder requests a hearing;**
- (x) When the licence holder requests a hearing, to determine officer proposals: (i) to make an order removing the entitlement of an on-premises alcohol licence holder to have one or two gaming machines, or (ii) to cancel or vary a licensed premises gaming machine permit;**
- (y) To determine licensed premises gaming machine permit applications for 5 or more machines and all applications for any number of machines where there is cause for concern about the proper management of the premises;**

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APPENDIX 4

APPENDIX E of the revised Council Constitution

PART F.7 of the Council's Constitution – Scheme of Delegation to Officers

Section 4 – Delegated Powers of the Director of Urban Environment

[the text shown below would be added to the end of the schedule of statutory delegations starting at page 110 of Part F.7 section 4 after the provisions on the Clean Neighbourhoods and Environment Act 2005]

Gambling Act 2005	The delegations below do not include the functions of the Licensing Sub-Committees	
Sections 29, 30, 350 and Schedule 6 Parts 1 & 4	Duties and powers to provide information required or requested by the Gambling Commission or other bodies	AD-Enf
Sections 33, 37, 41, 42, 43 and 44	Power to prosecute and enforce against offences including unlawful use of premises for gambling activities	AD-Enf
Section 156	Duty to make publicly available the register of premises licences and to provide copies on payment of prescribed fees	AD-Enf
Section 161	Power to make representations on applications for premises licences	AD-Enf
Sections 163 to 165 and 167 to 169	Powers to grant or reject applications where valid representations have not been made, to give relevant notices and to impose or exclude conditions	AD-Enf
Section 185	Power to prosecute for failure to keep licence on premises or make it available on request	AD-Enf
Sections 186 to 190	Power to alter or provide copies of premises licence on application and to enforce provisions. Power to vary or transfer a premises licence where valid representations have not been made and to impose or exclude conditions	AD-Enf
Sections 192 to 196	Power to notify surrenders, revoke premises licence on non-payment of fees and to reinstate licence	AD-Enf
Section 197 to 200	Power to grant an application for review of a premises licence or to reject an	AD-Enf

	application under s.198(1), to initiate any review and to make all arrangements connected with the hearing of a review by Members	
Sections 206 to 209	Power to conduct appeals	AD-Enf
Sections 218, 220, 222, 225, 226, 227, 228 and 234	Power to give counter-notice in response to a temporary use notice, to acknowledge temporary use notice, to agree with other parties in the event of objection that a hearing is unnecessary, to dismiss objections, to conduct appeals and to endorse, return and provide copies of temporary use notices and to maintain and make available the register	AD-Enf
Section 242	Power to prosecute for making a gaming machine available for use in contravention of an operating schedule or Regulations	AD-Enf
Section 247 and Schedule 10	Power to grant or reject applications for the grant or renewal of permits for family entertainment gaming machines including consideration of representations, making notifications, replacing permits, the conduct of appeals, maintaining and making available the register, providing copies on payment of fees and enforcement of all provisions	AD-Enf
Section 258 to 261 and Schedule 11	Power to prosecute and enforce in cases of unlawfully promoting or facilitating a lottery and misusing profits of lotteries and exempt lotteries	AD-Enf
Section 262 and Schedule 11 Parts 4 & 5	Power to register or refuse registration of small society and non-commercial society lotteries in accordance with the provisions including cancellations, provision of copies, the conduct of appeals, maintaining and making available records and enforcing all provisions	AD-Enf
Section 274 and Schedule 12	Power to grant or refuse applications for the grant or renewal of club gaming permits or club machine permits in accordance with the provisions including grant by "fast track procedure", variation, cancellation, and surrender of permits, the conduct of appeals, maintaining and making available the register, providing copies on payment of fees and	AD-Enf

	enforcement of all provisions	
Section 283 and Schedule 13	Power to grant, refuse or modify applications for licensed premises gaming machine permits in accordance with the provisions including the variation, transfer or cancellation of permits, the conduct of appeals, maintaining and making available the register, providing copies on payment of fees and enforcement of all provisions	AD-Enf
Section 284	Power to make orders for specific premises removing the right to provide exempt gaming under section 279 or the right to make up to two gaming machines available for use under section 282 in accordance with the requirements for notifications, considering representations and the conduct of appeals	AD-Enf
Section 289 and Schedule 14	Power to grant or refuse applications for prize gaming permits in accordance with the provisions including amendment and renewal of permits, the conduct of appeals, maintaining and making available the register, providing copies on payment of fees and enforcement of all provisions. Power to prepare a draft statement of principles in relation to prize gaming permits for approval by Members	AD-Enf
Section 304	Power to designate officers as authorised persons for the purposes of the Act	AD-Enf delegation to AD only
Section 305	Power to undertake activities to assess compliance with the Act or detect offences	AD-Enf
Section 307, 309, 310, 311, 312, 313, 314, 315, 317, 318, 319, 322 and 326	Power to enter premises in connection with facilities for gambling, gaming machines at family entertainment centres, premises licensed for alcohol, prize gaming permits, clubs, licensed premises, lotteries, temporary use notices, and to exercise all functions under these provisions including application for warrants and enforcement against obstruction	AD-Enf
Section 342	Power to prosecute in relation to persons giving false or misleading information	AD-Enf
Section 346	Power to prosecute for any offence	AD-Enf

	referred to in this section	
Section 349	Power to prepare and consult upon a draft statement of principles and any review or revision of such statement subject to Members' approval of the final statement or revision	AD-Enf

Agenda item:

COUNCIL ANNUAL GENERAL MEETING 21 May 2007

Report Title: Revised Model Code of Conduct for Councillors.

Forward Plan reference number (if applicable): **N/A**

Report of: **Monitoring Officer**

Wards(s) affected: **All**

Report for: **Non – Key Decision.**

1. Purpose

1.1 To report on the revised Model Code of Conduct for Councillors.

2. Recommendations

2.1 To agree the recommendations on adoption, sign-up, re-registration of interests and training set out at paragraph 10.1 of the report.

Report Authorised by: **Monitoring Officer**

Contact Officer: **John Suddaby, Monitoring officer.**
Email: John.Suddaby@haringey.gov.uk

3. Executive Summary

3.1 3.1 This report brings to Members' attention the newly published revised Model Code of Conduct and proposes its adoption by the Council, and recommends that the Monitoring Officer ensure that all Members are contacted so that they can individually sign up to the Code and re-register their personal interests under the new Code and conducts the necessary briefing and training of Members and Officers on the significant changes that it contains.

4. Local Government (Access to Information) Act 1985

4.1 The Local Authorities (Model Code of Conduct) Order 2007 (S.I. 2007 No 1159)

5. Background

5.1 The Department of Communities and Local Government (DCLG) published a consultation paper seeking views on the draft of a proposed new model code of conduct for local authority members on 22 January 2007. Following consultation on this consultation paper, the Department has now published a Revised Model Code of Conduct which comes into force on 3 May 2007 and has to be adopted by Councils within 6 months of the date it was made (2 April 2007). This means that if it is not adopted by the Council by 1 October it will apply automatically. Attached at Appendix 1 is a copy of the Revised Model Code as contained in the statutory instrument.

5.4

6. Report

6.1 The new Revised Model Code is designed to be a clearer and more enabling Code.

The most significant changes are as follows:

- Rules on interests are designed to empower Members as community advocates, enabling them to speak on matters where they have a prejudicial interest providing they withdraw immediately afterwards.
- Members whose personal interest is shared by their ward do not have a personal interest, whereas before only if they shared their interest with the Borough's inhabitants/taxpayers was a Member able to discount it.
- Members will now have a personal interest if the matter affects the interests of someone who has provided them with a gift or hospitality of £25 or more in the last 3 years.
- Members may agree with the Monitoring Officer not to register sensitive information where it may give rise to a risk of violence or intimidation
- They clarify the rules on confidential information
- Include a new provision on bullying
- Remove the requirement to report other Members in breach of the Code
- The Code is now to be read together with the general principles prescribed by the Secretary of State (Appendix 2).

6.2 It is proposed that the Revised Model Code should be adopted at this Annual General Meeting of the Council. Authorities are entitled to add to the Code additional local provisions before adoption providing these do not conflict with the mandatory provisions of the Revised Code, however, the Standards Committee recommends that the Council adopts the Revised Code unamended at this meeting.

- 6.3 Once the Revised Model Code is adopted by the Council meeting, it becomes the Haringey Code of Conduct for Members and individual members should signify in writing their consent to abide by the Code. Attached at Appendix 3 is a form which it is proposed will be used for this purpose. Members have 2 months from the date of adoption by the Council to sign their agreement to observe the Code and failure to do so within this time would result in their automatic disqualification as Councillors. Adoption of the Revised Code will also mean that Members will have to re-register their personal interests within 28 days of the date of adoption i.e. before 20 June 2007. It is proposed that the Monitoring Officer makes arrangements for this to be done as part of the same process of securing Members written agreement to observe the new Code.
- 6.4 Once the Code is adopted the Council must publicise this in a local newspaper.

9. Summary and Conclusions

- 9.1 The Revised Model Code of Conduct comes into force on May 3 and must be adopted by Authorities by 1 October 2007. Once adopted by the Council, Members must sign to say they will abide by the Code within a period of 2 months from the date of adoption. Failure to signal their consent within that period will result in automatic disqualification. The Revised Code contains significant changes in the rules governing Member conduct which it is in the interests of all Members to understand as fully as possible and to assist this, briefings for Members will be organised in the two months following Council adoption of the Code together with subsequent briefings of Senior Officers.

10. Recommendations

- 10.1 It is recommended that the Council Meeting agrees:
- To adopt the Revised Model Code of Conduct with effect from 22 May 2007.
 - That the Monitoring Officer undertakes the process of obtaining individual Member agreement to observe the Code and the re-registration of individual Members' personal interests and as part of this process supplies each Member with a copy of the new Code and guidance issued by the Standards Board for England.
 - That the Monitoring Officer takes steps to publicise the adoption of the Code in a local newspaper.
 - To the proposals for Member and Senior Officer briefing on the new

Code.

11. Use of Appendices / Tables / Photographs

Appendix 1 – Revised Model Code of Conduct

Appendix 2.- Principles of Conduct

Appendix 3 - Undertakings to abide by the Code pro formas

Appendix 1

SCHEDULE

THE MODEL CODE OF CONDUCT

Part 1

General provisions

Introduction and interpretation

1. —(1) This Code applies to **you** as a member of an authority.

(2) You should read this Code together with the general principles prescribed by the Secretary of State.

(3) It is your responsibility to comply with the provisions of this Code.

(4) In this Code—

"meeting" means any meeting of—

(a) the authority;

(b) the executive of the authority;

(c) any of the authority's or its executive's committees, sub-committees, joint committees, joint sub-committees, or area committees;

"member" includes a co-opted member and an appointed member.

(5) In relation to a parish council, references to an authority's monitoring officer and an authority's standards committee shall be read, respectively, as references to the monitoring officer and the standards committee of the district council or unitary county council which has functions in relation to the parish council for which it is responsible under section 55(12) of the Local Government Act 2000.

Scope

2. —(1) Subject to sub-paragraphs (2) to (5), you must comply with this Code whenever you—

(a) conduct the business of your authority (which, in this Code, includes the business of the office to which you are elected or appointed); or

(b) act, claim to act or give the impression you are acting as a representative of your authority,

and references to your official capacity are construed accordingly.

(2) Subject to sub-paragraphs (3) and (4), this Code does not have effect in relation to your conduct other than where it is in your official capacity.

(3) In addition to having effect in relation to conduct in your official capacity, paragraphs 3(2)(c), 5 and 6(a) also have effect, at any other time, where that conduct constitutes a criminal offence for which you have been convicted.

(4) Conduct to which this Code applies (whether that is conduct in your official capacity or conduct mentioned in sub-paragraph (3)) includes a criminal offence for which you are convicted (including an offence you committed before the date you took office, but for which you are convicted after that date).

(5) Where you act as a representative of your authority—

(a) on another relevant authority, you must, when acting for that other authority, comply with that other authority's code of conduct; or

(b) on any other body, you must, when acting for that other body, comply with your authority's code of conduct, except and insofar as it conflicts with any other lawful obligations to which that other body may be subject.

General obligations

3. —(1) You must treat others with respect.

(2) You must not—

(a) do anything which may cause your authority to breach any of the equality enactments (as defined in section 33 of the Equality Act 2006);

(b) bully any person;

(c) intimidate or attempt to intimidate any person who is or is likely to be—

(i) a complainant,

(ii) a witness, or

(iii) involved in the administration of any investigation or proceedings,

in relation to an allegation that a member (including yourself) has failed to comply with his or her authority's code of conduct; or

(d) do anything which compromises or is likely to compromise the impartiality of those who work for, or on behalf of, your authority.

(3) In relation to police authorities and the Metropolitan Police Authority, for the purposes of sub-paragraph (2)(d) those who work for, or on behalf of, an authority are deemed to include a police officer.

4. You must not—

(a) disclose information given to you in confidence by anyone, or information acquired by you which you believe, or ought reasonably to be aware, is of a confidential nature, except where—

(i) you have the consent of a person authorised to give it;

(ii) you are required by law to do so;

(iii) the disclosure is made to a third party for the purpose of obtaining professional advice provided that the third party agrees not to disclose the information to any other person; or

(iv) the disclosure is—

(aa) reasonable and in the public interest; and

(bb) made in good faith and in compliance with the reasonable requirements of the authority; or

(b) prevent another person from gaining access to information to which that person is entitled by law.

5. You must not conduct yourself in a manner which could reasonably be regarded as bringing your office or authority into disrepute.

6. You—

(a) must not use or attempt to use your position as a member improperly to confer on or secure for yourself or any other person, an advantage or disadvantage; and

(b) must, when using or authorising the use by others of the resources of your authority—

(i) act in accordance with your authority's reasonable requirements;

(ii) ensure that such resources are not used improperly for political purposes (including party political purposes); and

(c) must have regard to any applicable Local Authority Code of Publicity made under the Local Government Act 1986.

7. —(1) When reaching decisions on any matter you must have regard to any relevant advice provided to you by—

(a) your authority's chief finance officer; or

(b) your authority's monitoring officer,

where that officer is acting pursuant to his or her statutory duties.

(2) You must give reasons for all decisions in accordance with any statutory requirements and any reasonable additional requirements imposed by your authority.

Part 2

Interests

Personal interests

8. —(1) You have a personal interest in any business of your authority where either—

(a) it relates to or is likely to affect—

(i) any body of which you are a member or in a position of general control or management and to which you are appointed or nominated by your authority;

(ii) any body—

(aa) exercising functions of a public nature;

(bb) directed to charitable purposes; or

(cc) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union),

of which you are a member or in a position of general control or management;

(iii) any employment or business carried on by you;

(iv) any person or body who employs or has appointed you;

(v) any person or body, other than a relevant authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties;

(vi) any person or body who has a place of business or land in your authority's area, and in whom you have a beneficial interest in a class of securities of that person or body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital (whichever is the lower);

(vii) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a person or body of the description specified in paragraph (vi);

(viii) the interests of any person from whom you have received a gift or hospitality with an estimated value of at least £25;

(ix) any land in your authority's area in which you have a beneficial interest;

(x) any land where the landlord is your authority and you are, or a firm in which you are a partner, a company of which you are a remunerated director, or a person or body of the description specified in paragraph (vi) is, the tenant;

(xi) any land in the authority's area for which you have a licence (alone or jointly with others) to occupy for 28 days or longer; or

(b) a decision in relation to that business might reasonably be regarded as affecting your well-being or financial position or the well-being or financial position of a relevant person to a greater extent than the majority of—

(i) (in the case of authorities with electoral divisions or wards) other council tax payers, ratepayers or inhabitants of the electoral division or ward, as the case may be, affected by the decision;

(ii) (in the case of the Greater London Authority) other council tax payers, ratepayers or inhabitants of the Assembly constituency affected by the decision; or

(iii) (in all other cases) other council tax payers, ratepayers or inhabitants of your authority's area.

(2) In sub-paragraph (1)(b), a relevant person is—

(a) a member of your family or any person with whom you have a close association; or

(b) any person or body who employs or has appointed such persons, any firm in which they are a partner, or any company of which they are directors;

(c) any person or body in whom such persons have a beneficial interest in a class of securities exceeding the nominal value of £25,000; or

(d) any body of a type described in sub-paragraph (1)(a)(i) or (ii).

Disclosure of personal interests

9. —(1) Subject to sub-paragraphs (2) to (7), where you have a personal interest in any business of your authority and you attend a meeting of your authority at which the business is considered, you must disclose to that meeting the existence and nature of that interest at the commencement of that consideration, or when the interest becomes apparent.

(2) Where you have a personal interest in any business of your authority which relates to or is likely to affect a person described in paragraph 8(1)(a)(i) or 8(1)(a)(ii)(aa), you need only disclose to the meeting the existence and nature of that interest when you address the meeting on that business.

(3) Where you have a personal interest in any business of the authority of the type mentioned in paragraph 8(1)(a)(viii), you need not disclose the nature or existence of that interest to the meeting if the interest was registered more than three years before the date of the meeting.

(4) Sub-paragraph (1) only applies where you are aware or ought reasonably to be aware of the existence of the personal interest.

(5) Where you have a personal interest but, by virtue of paragraph 14, sensitive information relating to it is not registered in your authority's register of members' interests, you must indicate to the meeting that you have a personal interest, but need not disclose the sensitive information to the meeting.

(6) Subject to paragraph 12(1)(b), where you have a personal interest in any business of your authority and you have made an executive decision in relation to that business, you must ensure that any written statement of that decision records the existence and nature of that interest.

(7) In this paragraph, "executive decision" is to be construed in accordance with any regulations made by the Secretary of State under section 22 of the Local Government Act 2000.

Prejudicial interest generally

10. —(1) Subject to sub-paragraph (2), where you have a personal interest in any business of your authority you also have a prejudicial interest in that business where the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice your judgement of the public interest.

(2) You do not have a prejudicial interest in any business of the authority where that business—

(a) does not affect your financial position or the financial position of a person or body described in paragraph 8;

(b) does not relate to the determining of any approval, consent, licence, permission or registration in relation to you or any person or body described in paragraph 8; or

(c) relates to the functions of your authority in respect of—

(i) housing, where you are a tenant of your authority provided that those functions do not relate particularly to your tenancy or lease;

(ii) school meals or school transport and travelling expenses, where you are a parent or guardian of a child in full time education, or are a parent governor of a school, unless it relates particularly to the school which the child attends;

(iii) statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992, where you are in receipt of, or are entitled to the receipt of, such pay;

(iv) an allowance, payment or indemnity given to members;

(v) any ceremonial honour given to members; and

(vi) setting council tax or a precept under the Local Government Finance Act 1992.

Prejudicial interests arising in relation to overview and scrutiny committees

11. You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where—

(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, committee, sub-committee, joint committee or joint sub-committee mentioned in paragraph (a) and you were present when that decision was made or action was taken.

Effect of prejudicial interests on participation

12. —(1) Subject to sub-paragraph (2), where you have a prejudicial interest in any business of your authority—

(a) you must withdraw from the room or chamber where a meeting considering the business is being held—

(i) in a case where sub-paragraph (2) applies, immediately after making representations, answering questions or giving evidence;

(ii) in any other case, whenever it becomes apparent that the business is being considered at that meeting;

unless you have obtained a dispensation from your authority's standards committee;

(b) you must not exercise executive functions in relation to that business; and

(c) you must not seek improperly to influence a decision about that business.

(2) Where you have a prejudicial interest in any business of your authority, you may attend a meeting (including a meeting of the overview and scrutiny committee of your authority or of a sub-committee of such a committee) but only for the purpose of making representations, answering questions or giving evidence relating to the business, provided that the public are also allowed to attend the meeting for the same purpose, whether under a statutory right or otherwise.

Part 3

Registration of Members' Interests

Registration of members' interests

13. —(1) Subject to paragraph 14, you must, within 28 days of—

(a) this Code being adopted by or applied to your authority; or

(b) your election or appointment to office (where that is later),

register in your authority's register of members' interests (maintained under section 81(1) of the Local Government Act 2000) details of your personal interests where they fall within a category mentioned in paragraph 8(1)(a), by providing written notification to your authority's monitoring officer.

(2) Subject to paragraph 14, you must, within 28 days of becoming aware of any new personal interest or change to any personal interest registered under paragraph (1), register details of that new personal interest or change by providing written notification to your authority's monitoring officer.

Sensitive information

14. —(1) Where you consider that the information relating to any of your personal interests is sensitive information, and your authority's monitoring officer agrees, you need not include that information when registering that interest, or, as the case may be, a change to that interest under paragraph 13.

(2) You must, within 28 days of becoming aware of any change of circumstances which means that information excluded under paragraph (1) is no longer sensitive information, notify your authority's monitoring officer asking that the information be included in your authority's register of members' interests.

(3) In this Code, "sensitive information" means information whose availability for inspection by the public creates, or is likely to create, a serious risk that you or a person who lives with you may be subjected to violence or intimidation.

Appendix 2

The Ten General Principles of Public Life

Selflessness – members should serve only the public interest and should never improperly confer an advantage or disadvantage on any person.

Honesty and integrity – members should not place themselves in situations where their honesty and integrity may be questioned, should not behave improperly, and should on all occasions avoid the appearance of such behaviour.

Objectivity – members should make decisions on merit, including when making appointments, awarding contracts, or recommending individuals for rewards or benefits.

Accountability – members should be accountable to the public for their actions and the manner in which they carry out their responsibilities, and should co-operate fully and honestly with any scrutiny appropriate to their particular office.

Openness – members should be as open as possible about their actions and those of their authority, and should be prepared to give reasons for those actions.

Personal judgement – members may take account of the views of others, including their political groups, but should reach their own conclusions on the issues before them and act in accordance with those conclusions.

Respect for others – members should promote equality by not discriminating unlawfully against any person, and by treating people with respect, regardless of their race, age, religion, gender, sexual orientation or disability. They should respect the impartiality and integrity of the authority's statutory officers and its other employees.

Duty to uphold the law – members should uphold the law and, on all occasions, act in accordance with the trust that the public is entitled to place in them.

Stewardship – members should do whatever they are able to do to ensure that their authorities use their resources prudently, and in accordance with the law.

Leadership – members should promote and support these principles by leadership, and by example, and should act in a way that secures or preserves public confidence.

Appendix 3

**DECLARATION OF ACCEPTANCE OF OFFICE AND UNDERTAKING TO
OBSERVE THE CODE OF CONDUCT**

I,, being an elected Member of the London Borough of Haringey Council, undertake to observe the code as to the conduct which is expected of members of the London Borough of Haringey Council.

Signed

Date

**INDEPENDENT /CO-OPTED MEMBER UNDERTAKING TO OBSERVE THE CODE
OF CONDUCT**

I,, being an Independent/Co-opted Member of the London Borough of Haringey Council, undertake to observe the code as to the conduct which is expected of members of the London Borough of Haringey Council.

Signed

Date

Annual Council *on* **21 May 2007**

Report Title: Review of the Council's Constitution	
Report of: The Chief Executive and the Acting Head of Legal Services and Monitoring Officer	
Wards affected: All	Report for: Decision by full Council
<p>1. Purpose</p> <p>1.1 To report to Members on the Review of the Council's Constitution and to recommend that Members adopt the revised Council Constitution in "modular form".</p>	
<p>2. Recommendations</p> <p>2.1 That Members resolve to:</p> <p>(i) re-arrange the Council's Constitution so that it is in the "modular format" set out in Appendix 1 to this report.</p> <p>(ii) adopt the Council Reshaping Schedule set out in Appendix 2 to this report as a part of the Constitution until the existing Scheme of Delegation to Officers is revised and adopted after the forthcoming Review.</p> <p>(ii) adopt the documents contained in the lever arch files entitled "Revised Council Constitution May 2007", already made available to Members, as the Constitution of Haringey Council under section 37 of the Local Government Act 2000 with effect after 21 May 2007.</p>	
<p>Report authorised by:</p> <p>Ita O'Donovan John Suddaby Chief Executive Acting Head of Legal Services and Monitoring Officer</p>	
<p>Contact officer: Terence Mitchison – Senior Project Lawyer, Corporate Telephone: 020 8489 5936 terence.mitchison@haringey.gov</p>	

<p>3. Acting Director of Finance Comments</p> <p>3.1 There are no specific financial implications</p>
<p>4. Acting Head of Legal Services Comments</p> <p>4.1 The legal and constitutional implications are set out in the main report</p>
<p>5. Executive summary and reasons for change</p> <p>5.1 This report sets out recommendations for the revision of several key Parts of the Council's Constitution in the light of the recommendations of the Constitution Review Working Group. The revisions proposed aim to combine best practice nationally with logical improvements. The substantive changes are relatively limited overall and are explained in outline in the report. Members are recommended to approve and adopt the revised Constitution in the "modular format" which is more usual among other Councils.</p>
<p>6. Access to information:</p> <p>Local Government (Access to Information) Act 1985</p> <p>The following background papers were used in the preparation of this report and can be inspected at the Alexandra House, 10 Station Road, Wood Green, London N22 7TR by contacting Terence Mitchison on 020 8489 5936:</p> <p>The Council's Constitution.</p>

7. Background

7.1 The Constitution Review Working Group (CRWG) comprises the Leader and Deputy Leader, the Chair of Overview and Scrutiny, the Chair of the General Purposes Committee, the Leader of the Opposition and Opposition Chief Whip, the Chief Executive, the Monitoring Officer, the Assistant Chief Executive People, Organisation & Development and the Head of Local Democracy & Member Services.

7.2 The CRWG has been assisted in its task by Rockpools an external consultant with substantial experience nationally of advising Council's on their Constitutions, governance arrangements and best practice.

7.3 The remit of the CRWG has been to:

- (i) improve the efficiency and effectiveness of decision-making
- (ii) streamline the number and length of meetings
- (iii) clarify Member and officer roles
- (iv) ensure best practice is followed

- (v) create a governance structure for partnership working
- (vi) ensure the Constitution is legally sound
- (vii) reduce the length of the Constitution by keeping only essential components and transferring more peripheral matters to protocols or appendices, and
- (viii) make the Constitution more user-friendly and accessible.

8. Progress of the Review

- 8.1 The CRWG has been working for 6 months. There have been several meetings in January, February and March to consider in detail the draft revisions to key Parts of the Constitution suggested by Rockpools.
- 8.2 The proposals were reported to meetings of both the political groups in April. As a result of the views then expressed by Members, a limited number of further changes have been incorporated into the text now being recommended.
- 8.3 An important recommendation of the CRWG is to re-arrange the Constitution into the “modular format”. This was the basic format of the original model Constitution prepared by the ODPM (predecessor of today’s DCLG). It was recommended to, and adopted by, the great majority of Councils when the new “executive arrangements” were first introduced under the Local Government Act 2000. Haringey Council’s first Constitution under the Act was adopted in the modular format in 2002.
- 8.4 In 2004 a previous Constitution Review decided to re-arrange the Constitution into “topic headings”. This has since been criticised as confusing. In order to improve accessibility and user-friendliness, the CRWG are recommending that the revised Constitution should revert to its original “modular” format.
- 8.5 The revised “modular” format is shown as Appendix 1 to this report. The larger left hand column shows the list of contents as they will be arranged in the new revised and re-arranged Constitution. The right hand column sets out the corresponding “Part” in the old Constitution for comparison. Unless stated otherwise, references in this report to Parts of the Constitution are references to that Part as it appears in the new Constitution.
- 8.6 Complete sets of the new re-arranged Constitution have been placed in lever arch files entitled “Revised Council Constitution May 2007”. Copies of the new Constitution have been placed in the Members’ Room for inspection and to give Members the opportunity to question officers in advance. Copies will be available in the Council Chamber at the Annual Council meeting. Because of the size of the complete Constitution, it was not thought practicable to distribute the full document with the Council agenda papers.
- 8.7 The new Constitution contains (i) Parts that are recommended for revision now (ii) Parts that will be reviewed in the near future and (iii) Parts that are not being recommended for change at all. This is explained in more detail below.
- 8.8 The Constitution is a very lengthy document and in order to make reasonable progress it was agreed that certain Parts of it should be incorporated into the revised Constitution without detailed consideration. These are Parts that have

either been individually amended recently or that are considered satisfactory as they stand. They are:

- (i) Part 4.H – Call-In Procedure Rules. Reviewed and amended in 2005-06.
- (ii) Part 4.I – Finance Procedure Rules. Reviewed and amended in 2006.
- (iii) Part 4.J – Contract Procedure Rules. Recently amended in January 2007.
- (iv) Part 4.K – Officer Employment Procedure Rules. These are mainly statutory.
- (v) Part 5.A – The Members’ Code of Conduct. The Code has been subject to a recent national consultation and review. There is a separate report about this on the agenda for this Annual Council meeting.
- (vi) Part 5.B – Protocol on Member/Officer Relations. No changes needed.
- (vii) Part 5.D – Protocol for Decision-Making. No changes needed.
- (viii) Part 6 – Scheme of Members’ Allowances for 2007/08. Already agreed by full Council on 19 March 2007.

8.9 The Council’s Constitution has progressively grown in length and should be edited down to a more reasonable size to make it easier to use. Several Parts are not required to be included in the Constitution and are not relevant to the whole Council. It has been agreed that they should be procedural protocols of the relevant Committee/body or included within the Ethical Governance provisions on the Council’s website. These Parts to be excluded from the new Constitution are listed below with the Part No. and heading they had in the old Constitution:

- (i) C.4 – Members Code of Conduct for Planning Applications Sub-Committee (PASC)
- (ii) C.5 – Code of Conduct for PASC Members’ Site Visits
- (iii) C.6 – Protocol for Hearing Representations at PASC
- (iv) C.8 – Protocol on the Attendance of Statutory Non-Councillor Members
- (v) C.9 – Local Licensing Procedure Rules for Hearings
- (vi) E.6 – List of Non-Executive Functions (reflects national legislation)
- (vii) K.3 – Officer’s Code of Conduct
- (viii) K.4 – Monitoring Officer Protocol

8.10 The Scheme of Delegation to Officers will be the subject of detailed consideration by the CRWG in the near future to ensure that it properly meets the Council’s needs and to explore whether it could be reduced to a more reasonable size. The Local Choice Functions (Part 3.A) will be reviewed as part of this process.

8.11 The remaining Parts of the Constitution have been subject to detailed consideration in the Review. Some Parts have been re-drafted to make them clearer or to bring them into line with best practice. Where there have been substantive changes these are set out in the new Constitution in text which is both in bold and in italics. All the changes are described in this report under headings for each Part or section of the Constitution.

9. Part 1 – Summary and Explanation

9.1 This is simply a descriptive introduction to the Constitution to make it more accessible to the public. The only substantive change from the old Part A.1 is the paragraph on the Haringey Strategic Partnership (in the middle of page 3 in the new Part 1) which is assuming greater importance in the co-ordination of public services in the Borough.

10. Part 2 - The Articles

10.1 The Articles explain the key provisions of the Constitution and they are now to be consolidated near the beginning of the document rather than being scattered in several different places as in the old Constitution.

10.2 The changes will be:

- (i) In Article 2 (Members of the Council) – There are new references to Members’ roles as Council representatives on Outside Bodies (Art 2.03 (a)(vii) on page 2) and a clarification of a Committee’s rights to decide to disclose information within its remit which was previously described as “exempt” after Members have considered the advice of the Monitoring Officer (Art 2.03 (b)(ii) on page 3):
- (ii) In Article 4 (The Full Council) – The Best Value Performance Plan will cease to be a legal requirement so this is deleted from the list of “Overarching Strategies” in Art 4.01 (a) on page 7. The Statement of Licensing Policy and the Statement of Gambling Policy are statutory requirements that have been added to the list of “Major Service Plans” in Art 4.01 (a). The new reference to a resolution not to issue casino premises licences, in Art 4.02 (u) on page 9, is explained in the separate report to this Annual Council meeting on the Gambling Act 2005.
- (iii) In Article 7 (The Cabinet) – There is an amendment to provide that Cabinet Member portfolios are agreed by Annual Council each year and not fixed in the Constitution (Art 7.04 on page 15).
- (iv) In Article 8 (Regulatory and other Committees) – In Article 8.03 on page 17 there is a reference to the fact that the old Part E.6 has been omitted from the Constitution. This is because it simply repeats the effect of legislation and is not necessary.
- (v) In Article 9 (Standards Committee) - Article 9.02 (c) (i) on page 18 now states that the Chair of the Standards Committee is to be selected by the Committee from among the independent members. Though not yet stated in the Article, it is proposed that from May 2008 onwards there will be a majority of independent members on the Committee.
- (vi) In Article 9 (Standards Committee) – The Committee will have an expanded list of functions in Art 9.03 which will include granting dispensations to Members with prejudicial interests to attend meetings where the Regulations permit (sub-paragraph (f) on page 18) and hearing complaints against co-opted members falling outside the jurisdiction of the Standards Board (sub-paragraph (j) on page 19). Although the functions of the Committee have been re-drafted there are no other substantive changes.
- (vii) In Article 10 (Area Assemblies) – The former Art 10.03 in the old Part E.5 has been deleted (see page 20 of the new Part 2). This prevented a Member of an Area Assembly speaking or voting at a scrutiny meeting concerning any business of that Area Assembly without an express

dispensation. This rule is now too broad in the light of the revised Members' Code of Conduct.

- (viii) In Article 12 (Officers) – The revised Management Structure to reflect the Council Reshaping at the beginning of 2007 is set out at pages 27 - 28. The statutory officers (Chief Executive, Monitoring Officer and Chief Finance Officer) are no longer tied to specific senior officer posts (Art 12.01 (c) on page 28). This will permit greater flexibility in appointing the statutory officers. The respective functions of the Monitoring Officer and the Head of Local Democracy & Member Services in relation to access to information are clarified in Art 12.03 (g) on page 29.
- (ix) In Article 13 (Decision-Making) – This introduces a new reference to the principles of decision making i.e. due consultation, proportionality, respect for human rights, openness and clarity of aims (Art 13.02 on page 31).
- (x) In Article 15 (Review and Revision of the Constitution) – There is a new provision in Art 15.03 (a) on page 34 that future changes to the Constitution, including the Scheme of Members' Allowances, are to be considered by an informal Member Group convened by the Leader. This Member Group is likely to be similar in its composition to the Members on the Constitution Review Working Group. It will take over this function from the General Purposes Committee but the decision to formally adopt any amendments to the Constitution must still be taken by all Members at full Council on the recommendation of the Member Group and with the advice of the Monitoring Officer.

11 Part 3, Section A – Local Choice Functions

- 11.1 The Local Choice Functions are a list of functions, prescribed in Regulations, where each Council has a choice as to whether they are to be exercised by the executive side (Cabinet) or by the non-executive side (Council and Committees) or delegated to officers. They are in Part F.2 of the old Constitution. This part of the Constitution remains unchanged but will be reviewed together with the Scheme of Delegation to Officers.

12. Part 3, Section B – Budget & Policy Framework Schedule

- 12.1 This section is Part F.6 in the old Constitution and it mirrors Article 4.01 (a) on the Policy Framework in Part 2 of the new Constitution. The only changes are those already described above for Art 4.01 (a) in paragraph 10.2 (ii) of this report.

13. Part 3, Section C – Terms of Reference: Full Council and Non-Executive Bodies

- 13.1 These are in the old Constitution as Part E.7. The changes will be:
 - (i) The functions of the full Council will include the power to resolve not to issue any casino premises licences in the next three years (paragraph (u) on page

- 2). This is a consequence of the Gambling Act 2005 and is explained in the separate report on the implementation of that Act to this Annual Council.
- (ii) The General Purposes Committee (GPC) ceases to have the function of determining planning decisions referred from the Planning Applications Sub-Committee by at least 2 Planning Members (paragraph 1 (b) on page 3). This is a power that has rarely been exercised in recent years. It does not appear that any other London Borough gives power to confirm planning decisions to a Committee not regularly exercising planning functions.
 - (iii) GPC's licensing functions are amended to make it clear that GPC is only concerned with those non-executive functions outside the remit of the Licensing Committee and its Sub-Committees, for example, street trading (paragraph 1 (b) (i) on pages 3 to 4). The only exception is the power of GPC to make recommendations on the Statement of Licensing Policy to full Council; a function that must formally be exercised by a non-executive body but not the Licensing Committee.
 - (iv) In sub-paragraph (ii) on page 4 there is clarification that GPC's Health & Safety at Work functions relate to the regulation of other employers in the Borough not to the Council's own Health & Safety duties to its staff.
 - (v) In sub-paragraph (iii) on page 4 there is clarification that GPC has all the non-executive functions relating to Elections except the approval of pilot schemes for local elections which is reserved to the full Council.
 - (vi) In sub-paragraph (iv) on page 4 the current "overlap" in Pensions functions between GPC and the Pensions Panel is to be ended. GPC will keep only the role of the "Employing Authority" determining the Council's policies on retirement and deciding the entitlement of individual senior officers who retire early or are made redundant. The role of "Administering Authority" i.e. the monitoring and management of the Pensions fund will go to the new Pensions Committee (see sub-paragraph (xvi) on page 8 below)
 - (vii) In sub-paragraph (v) on page 4 the remit of GPC is clarified to exclude non-executive functions, under Paragraph I of the Regulations, which this Council has placed within the remit of full Council, for example, the power to make Contract Standing Orders.
 - (viii) In sub-sub-paragraph (B) on page 4 it is stated that GPC will continue to monitor the proper administration of the Council's financial affairs, except where this is within the remit of the Audit Committee. But the amendment makes clear that the appointment (or dismissal) of the Chief Finance (section 151) Officer is the task of an ad hoc Panel set up by GPC under the statutory Officer Employment Procedure Rules. The same point is made in sub-paragraph (D) lower down on page 4 in relation to all Chief and Deputy Chief Officers.
 - (ix) Following sub-sub-paragraph (C) on page 4 there is reference to the deletion of GPC's powers to appoint "proper officers" under local government legislation. The appointment of a proper officer would be an amendment to the Constitution that should stay with full Council.

- (x) In sub-sub-paragraph (E) on page 5 the powers of GPC to provide redress in cases of maladministration are extended to include benefits other than cash payments, as allowed for in the legislation.
- (xi) In paragraph (d) on page 5 there is reference to GPC's powers to make recommendations to full Council on the Council's functions but clarification that this does not include amendments to the Constitution and that the Council retains the right to make valid decisions even without a recommendation from GPC.
- (xii) The changes to the terms of reference of the Standards Committee on pages 6-7 have been described above in paragraph 10.2 (vi) of this report.
- (xiii) The terms of reference of the Remuneration Committee are not being changed but at the end, on page 8, there is a new reference to the membership of this Committee which is to include the Leader, Leader of the Opposition and the Chairs of General Purposes Committee (GPC) and Overview & Scrutiny Committee. There is also a short reference to the role of GPC in establishing Appointments Panels.
- (xiv) The Licensing Committee and its Sub-Committees will take on additional functions under the Gambling Act 2005 as shown on pages 8-9 and 16-18. These are explained in the separate report to this Annual Council meeting on the Gambling Act 2005.
- (xv) The Audit Committee's terms of reference on pages 9-12 have several amendments to bring them into line with CIPFA guidance and best practice. There are no significant change to the Committee's substantive functions.
- (xvi) The Planning Applications Sub-Committee will become a full Committee of the Council and be renamed "The Planning Committee". References to the Local Development Framework, which will progressively replace the Unitary Development Plan, have been added at paragraphs (d), (e) and (f) on pages 12 and 13.
- (xvii) The Pensions Panel will also become a full Committee of the Council and be renamed "The Pensions Committee" The Pensions Committee will be limited to the functions it already exercises in practice as the "Administering Authority" i.e. responsibility for the management of the Haringey Pension Fund and admitting other bodies associated with the Council to the Fund (pages 13-14).
- (xviii) The terms of reference of the Scrutiny Review Panels are brought into line with the procedure prescribed in Part 4.G. Provision is now made in paragraph 2.1 (c) on page 16 for the report of a Scrutiny Review Panel, once approved by Overview and Scrutiny Committee, to be referred to the Cabinet in the case of executive functions and to full Council in the case of non-executive functions.

14. Part 3, Section D – Terms of Reference of the Cabinet

14.1 These are in the old Constitution as Part H.4. The main changes will be:

- (i) To rename “The Executive” as “The Cabinet” and to apply this change to the individual Cabinet Members, Cabinet Committees and other matters as appropriate.
- (ii) To delete fixed Cabinet portfolios from the Constitution (paragraph 2.1 on page 1). They will be agreed and may, within legal limits, be varied at each Annual Council.
- (iii) To give the Cabinet a discretion, but not a duty, to appoint Assistant Cabinet Members (paragraph 3.1 on page 2).
- (iv) New provisions, under Section 2 on page 3, to clarify that Cabinet Committees can operate with immediate effect once set up by the Cabinet without requiring confirmation by the full Council. All decision-making Committees would continue in operation until expressly abolished by the Cabinet. All advisory or consultative Committees would cease to exist by the first Cabinet meeting in the next municipal year (usually in June) unless expressly renewed then.
- (v) All advisory and consultative Cabinet Committees would be removed from listing in the Constitution because they are subject to relatively frequent variation. The bodies themselves would continue to operate as proposed in (iv) above (see the bottom of page 4 and top of page 5).

15. Part 3, Section E - Scheme of Delegation to Officers – Introduction and Basic Rules

15.1 The Scheme of Delegation to Officers, which is Part F.7 in the old Constitution, has not yet been reviewed or amended. The first section of the Scheme sets out its general principles and rules of operation. It is appropriate to include this at the end of Part 3 of the Constitution which covers “Responsibility for Functions”. The detailed delegations to each Directorate are likely to be regularly varied and updated and so these will be more appropriately located in a separate Appendix at the end of the Constitution.

16. Part 4, Section A – Council Procedure Rules

16.1 These are in the old Constitution as Part E.8, Part 1. The changes will be:

- (i) Amending the order of business at the Annual Meeting to add apologies for absence, late or urgent business, declarations of Members’ interests, notification of the Deputy Mayor’s appointment, votes of thanks to the retiring Mayor/Deputy Mayor and communications from the Mayor (CSO 1.1 (iii) to (ix) on page 1). Also added to the order of business will be the appointment of the Audit and Licensing Committees, and the Chairs, Vice Chairs and substitute Members of all non-executive Committees (CSO 1.1 (xii) on page 2). The terms of reference of Committees and the Scheme of Delegation to Officers will be “confirmed” rather than “agreed” since changes would not usually be reported to Annual Council (CSO 1.1 (xii) & (xv)).
- (ii) Amending the order of business at Ordinary Meetings to add apologies for absence, urgent statutory business and opposition business (CSO 2.1 (ii), (iii) & (xii) on pages 2 - 3).

- (iii) A new rule will be added against altering the order of the first 5 items of business at Ordinary Meetings of the Council (CSO 2.2 on page 3). The order of other business may be varied by the Mayor in consultation with the Leader or by a resolution at the meeting.
- (iv) There will be a quicker procedure for the Mayor to establish if a quorum is present. The bell will ring for 30 seconds rather than the meeting adjourning for 3 minutes (CSO 6 on page 4).
- (v) A small change will be made to the power of the Mayor to extend the ending of meetings at 10 p.m. This will now include an extension to allow for the time taken by deputations (CSO 7.1 on page 4).
- (vi) There will be a new provision to clarify how outstanding business is dealt with at 10 p.m. The item under discussion can be completed. The Mayor will put all outstanding reports forward for adoption and each item will be voted on without debate. Individual Member's motions would be referred to the relevant Committee or The Executive. Business not dealt with under these provisions would be considered at a time and date fixed by the Mayor (CSO 7.2 – on page 5).
- (vii) Questions may be put by members of the public to Council representatives on outside bodies. For open debates questions would be at the Mayor's discretion (CSO 8.1 on pages 5-6). A list of valid questions from the public will be circulated (CSO 8.3 on page 6). There would be a new provision for the Mayor to ask a question on behalf of an absent questioner (CSO 8.5 on page 6). The Mayor may decide to allow discussion to take place on any question but otherwise there will be no discussion (CSO 8.7 on page 7).
- (viii) Members will be able to question the Council's representative on an outside body (CSO 9.2 on page 7). The grounds for the Monitoring Officer to reject a question remain the same but if a Member's question is rejected the questioner will receive written reasons for this (CSO 9.4 on page 8).
- (ix) The number of questions to be asked and answered orally will be limited to 8, not 10 as before. Three minutes would be allocated to answer the main question and 2 minutes to answer any supplementaries (CSO 9.5 (a) on page 8). All other questions would be answered in writing as before and the overall time limit for oral questions and answers remains 30 minutes.
- (x) All questions and answers must be clearly recognisable as such and not a speech or a statement (CSO 9.5 (c)). The right of each Member to ask one question for written answer in addition to those for oral answer is clarified. There will be a new provision that all questions should be confined to one substantive topic (CSO 9.5 (d)). This is intended to discourage the practice of asking multi-part questions at Council.
- (xi) The second supplementary question will be specifically available to the other party from the original questioner but, if not taken up, the question reverts to the party of the original questioner (CSO 9.7 on page 9).

- (xii) No deputations would be allowed from political parties nor on the paper-head of a party (CSO 10.2 on page 9). The Mayor will consult the Leader in deciding whether to admit a Deputation and the Leader will have regard to the business on the agenda (CSO 10.3). The deputation leader must be notified in writing as soon as possible if the deputation is not being taken at full Council (CSO 10.4 on page 9).
- (xiii) Any Member may move that a Deputation be not received or be referred to another Council body (CSO 10.8 on page 10). The relevant Cabinet Member will have a right to respond to a Deputation or to provide a response at the next ordinary meeting which will be copied to the deputation leader (CSOs 10.10 and 10.11).
- (xiv) Petitions will be treated differently from Deputations i.e. all are to be received without debate and answers are to be provided at the next ordinary meeting (CSO 11.1 on page 10).
- (xv) There will be a new CSO allowing the Opposition to raise one item of business of its choice at each meeting provided this has been notified in writing to Member Services 6 clear days in advance (draft CSO 12 on page 11). Fifteen minutes will be allowed to deal with opposition business. An item of opposition business can be rejected by the Monitoring Officer on similar grounds to those applying to Council questions and in that event the Leader of the Opposition would receive written reasons for rejection.
- (xvi) There will be new rules for Motions on Notice. Written notice of every motion is to be available for inspection after receipt (CSO 13.1 on page 11). A motion on the Summons that is not moved is to be treated as withdrawn (CSO 13.4 on page 11). The Mayor, in consultation with the Chief Executive or the Monitoring Officer, will have power to rule out of order motions that breach Council Procedure Rules or risk defamation (CSO 13.5 on page 12).
- (xvii) There will be changes to the rules on the length of speeches. At any Council meeting the Leader, a Cabinet Member presenting a report, the mover of a motion and a Member replying to a motion may all speak for up to 5 minutes (CSO 15.6 (b) on page 14).
- (xviii) At Annual Council, the Budget Setting Meeting and the State of Borough Debate the Leader will have 15 minutes to deliver the main speech. The Leader of the Opposition will have 7 minutes to reply and the Leader 3 minutes to respond in turn. The old limits are 7 minutes for a proposer, 5 minutes for a seconder and otherwise 3 minutes (CSO 15.6 (c) on page 14).
- (xix) Any proposed amendment to a motion or recommendation to Council must be submitted by 10.00 a.m. on the day of the meeting. If such proposed amendments are received there will be a new requirement for the Head of Local Democracy & Member Services to notify Group Leaders by telephone or email as soon as possible and in any event before 2.00 p.m. (CSO 15.8 (b) on page 15).

- (xx) There will be new powers to hold Open Sessions with Partner Organisations as part of the State of the Borough debate. This may include holding workshops or other events before or during the debate (CSO 16.1 on page 18).
- (xxi) There will be a new provision that a Committee can recommend to full Council, that a Council decision taken in the last 6 months be rescinded or varied (CSO 17.3 on page 18).
- (xxii) The Chair of Standards Committee has the right to submit a written report on the Committee's proceedings to Council at least once a year. From now the Chair of the Overview and Scrutiny Committee will have the same right (CSO 20.4 on page 20).
- (xxiii) The requirement that Members comply with the Code of Conduct at all times will be expressly stated with provision for reminders from the Mayor when appropriate (CSO 23.1 on page 21).
- (xxiv) The rule that Members must stand to address the meeting continues but qualified by an exception for any Member physically unable to do so (CSO 23.2 on page 21).
- (xxv) The requirement that Members declare personal interests at the start of the meeting or once the interest becomes apparent will be expressly stated (CSO 25 on page 22). If the interest is prejudicial the member must withdraw from the Chamber for the relevant item unless the Member is present for a purpose permitted under the revised Code of Conduct or the Member has obtained a dispensation.
- (xxvi) There will be a new power for the Mayor to alter the date or time of a Council meeting when considered necessary in consultation with Leader and provided due notice can be given (CSO 27 on page 23).
- (xxvii) Notice of any interest in a Council contract shall be given by officers to the Monitoring Officer not the Chief Executive as before (CSO 28 on page 23).
- (xxviii) There will be a new provision for the Mayor to permit officers to give advice to the Council meeting when appropriate (CSO 29 on page 23).
- (xxix) There will be new provision to provide for open sessions and debates between Members and partner organisations on matters of common interest. Such meetings may be held outside Council premises but the Council's rules of debate would apply (CSO 30.1 on page 23). The State of the Borough debate may take the form of an Open Session (CSO 30.2).
- (xxx) There is a clarification to the rules on votes of no confidence in a Committee Chair to provide expressly that the Vice Chair will assume the role of Chair in the event of such a vote (CSO 31.5 on page 24).
- (xxxi) There is an addition to the Mayor's powers on the interpretation of Council Procedure Rules to make it clear that the Mayor should act on the advice of the Chief Executive or the Monitoring Officer and that the power only applies beyond challenge at the Council meeting (CSO 33 on page 24).

17 Part 4, Section B - Committee Procedure Rules

17.1 These are in the old Constitution as Part E.8, Part 2. The changes will be:

- (i) There will be a change to make it clear that these Procedure Rules apply to the Licensing Committee but not when the Licensing Committee (or its Sub-Committees) are conducting a hearing. The rules on Substitute Members will apply in all cases (Rules 6 and 11 on pages 1 - 2).
- (ii) There will be an extension and clarification of the rules on the election of a temporary Chair when the usual Chair and Deputy Chair are both absent. Each proposal to elect a temporary Chair is to be voted upon in turn. The Head of Local Democracy & Member Services or their representative at the meeting will have the power to interpret the rules. Until a temporary Chair is elected no business can be transacted (Rule 23 on page 4).
- (iii) Under the old Constitution the decisions of the Planning Applications Sub-Committee could be delayed pending confirmation or rejection by the General Purposes Committee. This rule (CSO 35 (c) in Part E.8 of the old Constitution) is to be deleted (see under Rule 28 (b) of the new Constitution on page 5).
- (iv) The Council Procedure Rules on Deputations and Petitions will apply to Committees and Sub-Committees with appropriate modifications. The matter addressed must fall within the Committee's terms of reference. (Rule 29.10 on page 6).
- (v) The rule that a Member can attend the public part of any meeting, even if not an appointed Member of that body, will continue (Rule 46 on page 8). There will be a new requirement in this Rule that a Member intending to attend or address a meeting in these circumstances should give advance written notice to the Chair preferably before-hand but in any event as soon as the Member arrives at the meeting. Members will not be required to fill in any form used by the public to request permission to speak.
- (vi) There would be a clearer statement that Members, other than those appointed to the relevant Panel, should not attend meetings affecting specific individuals such as Appointments and Appeals Panels (Rule 47 on page 8).

18. Part 4, Section C - Miscellaneous Standing Orders

18.1 These are in the old Constitution as Part E.8, Parts 3 and 4. The changes will be:

- (i) To the rules on Confidentiality of Reports and Members' Rights to Inspect Documents. In order to avoid duplication, the full categories of exempt and confidential information in Schedule 12A of the Local Government Act 1972 are not set out here nor are the rules about the rights of individual Members. Instead, reference is made to the Access to Information Rules in Part 4 of the Constitution where these matters are fully explained. This affects Rules 4(1) & (2) and Rule 5(1) all on page 3).

- (ii) To the Rule on Matters Affecting Named Individuals or Employees. If an issue arises concerning a named employee or former employee the meeting must first decide whether to exclude the press and public and the advice of the Monitoring Officer to be considered (Rule 9(1) on page 5).
- (iii) In the event of a Member wishing to criticise an individual officer at a meeting Members will now be required to follow the provisions of the Protocol on Member/Officer Relations (Rule 9(3)). This requires a complaint against an officer to be raised confidentially with the relevant Chief Officer. However, this does not prevent Members asking officers proper questions. More serious allegations of impropriety, fraud and crime are to be raised confidentially with the Chief Executive under the Whistleblowing Policy (Rule 9(4) on page 5).

19. Part 4, Section D - Access to Information Procedure Rules

19.1 These are in the old Constitution as Part D.2. The changes will be:

- (i) Adding two new introductory paragraphs explaining the scope of these rules and stating that they do not affect the additional statutory rights of the public, for example, under the Freedom of Information Act 2000 (paragraphs 1 and 2 on page 1).
- (ii) A re-statement of the rules on confidential and exempt information that incorporates the revised categories of “exempt” information which came into force in March 2006 (paragraph 10.4 on pages 3 and 4). The main substantive change then was the introduction of the “public interest test” when the Monitoring Officer decides whether information should be disclosed or not (see paragraph 10.4 under Part 2 at sub-paragraph (c) on page 4).
- (iii) Revised paragraphs that explain the application of these Access to Information Procedure Rules to the Cabinet and its decisions (paragraph 12 on page 5). Meetings of the Cabinet and its Committees will comply with the Rules whether or not the items of business are key decisions. The Rules do not apply in cases where the statutory urgency procedures are used or where the principal purpose of a meeting is for officers to brief Members.
- (iv) A new power for the Overview and Scrutiny Committee (OSC) to require a report by the Cabinet to full Council when OSC thinks that a key decision was not properly taken in accordance with the relevant rules (paragraphs 17.1 and 17.2 on pages 8 - 9).
- (v) A new provision for the Chair and Deputy Chair of OSC to have copies of all agendas and reports on matters relevant to current scrutiny reviews at the same time as these are sent to Cabinet Members. Other OSC Members can have such papers on request (paragraph 21.3 on page 11).

20. Part 4, Section E - Budget and Policy Framework Procedure Rules

20.1 These are in the old Constitution as Part F.3. The essential provisions are a legal requirement in every Council Constitution under the Local Authorities’ “Standing

Orders Regulations” 2001/3384. The changes will be:

- (i) A new simplified section on the process for developing the budget/policy framework each year (paragraphs 2.1 to 2.9 on pages 1 & 2). The essential procedures remain the same.
- (ii) A new paragraph explaining “virements” in accordance with Financial Regulations (paragraph 7 on page 6). Virement is the ability to meet increased expenditure or reduced income under one expenditure vote from savings or increased income under another expenditure vote.
- (iii) A new clarified paragraph on “In-Year Changes to the Policy Framework” (paragraph 8 on page 6).

21. Part 4, Section F - Cabinet Procedure Rules

21.1 These are in the old Constitution as Part H.2. The changes will be:

- (i) The Council’s Procedure Rules are to apply where the Cabinet Procedure Rules are silent unless this would be clearly inconsistent with Cabinet functions (paragraph 1.1 on page 1).
- (ii) The Cabinet Procedure Rules now state expressly that individual Cabinet Members can take “key decisions” when these are allocated to them in the Forward Plan (paragraph 1.3(a) on page 1). The Cabinet may delegate specific decisions to individual Cabinet Members or Cabinet Committees.
- (iii) There is a new “safety net” provision to ensure that a key decision, which would otherwise have gone to the Cabinet, can be taken when it is genuinely urgent and the Leader is not available. The Deputy Leader would be able exercise this power and, in her/his absence, the Chief Executive could do so in consultation with the relevant Cabinet Member. The power would be subject to the existing safeguards i.e. the consent of the Chair of Overview and Scrutiny Committee (paragraph 1.3 (b),(c) & (d) on page 2).
- (iv) Simplified rules for the location and timing of Cabinet meetings and for public/media access to meetings (paragraphs 1.7 and 1.8 on page 3). The Cabinet will meet at 7.30 p.m. in the Civic Centre.
- (v) There is clarification that the Cabinet will take the majority of decisions on “executive” functions although some may be allocated to individual Cabinet Members or Committees (paragraph 1.10 on page 3)
- (vi) Decisions delegated to a Cabinet Committee, an individual Cabinet Member or an officer are to be subject to the same rules that apply to the Cabinet as a whole (paragraph 1.10(b) on page 4).
- (vii) The existing rules permit any Member of the Council (not only Cabinet Members) and the Overview and Scrutiny Committee to place items on the next Cabinet agenda. There would be changes to remove the fixed limit on the

number of such items. Admitting these items to the agenda would depend on the amount of business already on it (paragraphs 2.4 (b) and (c) on page 5).

- (viii) The Chief Executive, in addition to the Monitoring Officer and Chief Finance Officer, may include an item for consideration on the Cabinet agenda and may convene a meeting (paragraph 2.4 (d) on page 5).
- (ix) To amend the rule about Substitutes at Cabinet meetings to reflect the role of assistant Cabinet Members who can speak with the Leader's permission but not vote. Otherwise non-Cabinet Members cannot act as substitutes (paragraph 2.5 (a) on page 6).
- (x) To amend the rule giving the Leader/Chair a casting vote in the event of an initial tied vote, by clarifying that the Leader can exercise the casting vote whether or not he/she had voted in the first instance (paragraph 2.6 (f) on page 6).

22. Part 4, Section G - Overview and Scrutiny Procedure Rules

22.1 These are in the old Constitution as Part I.2. The changes will be:

- (i) New powers for Overview and Scrutiny Committee (OSC) to monitor the effectiveness of both the Council's Forward Plan and its Call-In procedures (paragraphs 1.2 (vi) and (x) on pages 1 - 2).
- (ii) A new requirement for Members on OSC or a Scrutiny Review Panel to declare the existence and nature of the "party whip", if there is one, in relation to a matter under scrutiny (paragraph 17 on page 11).

23. Part 4, Section H – Call-In Procedure Rules

23.1 These are in the old Constitution as Part I.3. They were reviewed in 2005-06. They were not considered to need further Review in the recent process and they remain unchanged.

24. Part 4, Section I – Finance Procedure Rules

24.1 These are in the old Constitution as Part G.2. They were reviewed in 2006 as part of the ALMO arrangements. They were not considered to need further Review in the recent process and they remain unchanged except for the replacement of references to the Director of Finance by references to the "section 151 officer" i.e. the statutory Chief Finance Officer.

25. Part 4, Section J – Contract Procedure Rules

25.1 These are in the old Constitution as Part G.3 and are often known as Contract Standing Orders. They were subject to a comprehensive review and amendments adopted by full Council on 8 January 2007. They remain unchanged except for the amended definition of "key decision" described below in paragraph 29.3 of this report (paragraph 11.04 on page 12).

26. Part 4, Section K – Officer Employment Procedure Rules

26.1 These are in the old Constitution as Part K.2 and the essential terms are mandatory for all Councils under the Local Authorities' "Standing Orders Regulations" 2001/3384. They have not been reviewed and remain unchanged.

27. Part 5, Section A – Members' Code of Conduct

27.1 This is in the old Constitution as Part C.2. Following the national consultation and review, the Government has issued the revised Code of Conduct which all Councils will be required to adopt within 6 months from 3 May 2007. The revised Code is now set out in Part 5, Section A together with the other Council-wide Codes and Protocols. This is the subject of a separate report to this Annual Council meeting.

28. Part 5, Section B – Protocol for Member/Officer Relations

28.1 This is in the old Constitution as Part C.3. It was not considered to require review and it remains unchanged.

29. Part 5, Section C – Protocol for Key Decisions

29.1 This is in the old Constitution as Part F.4. There is a legal requirement to list all likely future key decisions in the Council's Forward Plan.

29.2 There is a two part statutory description of a key decision as one which is likely: (a) to result in expenditure or savings which are significant having regard to the Council's budget for the relevant Service or function, or (b) to be significant in terms of its effects on communities living or working in two or more Wards. It is open to each Council to give a more precise definition to the financial limits in (a) and/or the community impact criteria in (b).

29.3 In the old Constitution the financial limit for the award of contracts and expenditure was £3 million. This limit will now be reduced to £500,000 (paragraph 4 on page 1). This means that any expenditure or contract valued at £500,000 or above will be a "key decision". This limit is more in line with the financial limits for key decisions adopted by other London Boroughs.

29.4 The only exceptions will be for spot contracts to secure care services and contracts for the supply of energy to the Council. Contracts in these two categories usually require urgent decisions under delegated powers by officers and the details are insufficiently predictable for ready inclusion on the Forward Plan. There is already a requirement for all awards of spot contracts to be reported to the relevant Cabinet Member every month and to the Cabinet meeting every quarter. Any energy supply contract above this limit should be reported to the Cabinet every month under existing arrangements.

30. Part 5, Section D - Protocol for Decision-Making

30.1 This is in the old Constitution as Part F.5. It was not considered to require review and it remains unchanged.

31. Part 6 – Scheme of Members' Allowances

31.1 This is in the old Constitution as Part C.7. The Scheme was thoroughly reviewed and amended by full Council on 13 November 2006 after the report of the independent Panel on the remuneration of London Councillors. The Scheme for 2007/08 was made by full Council on 19 March 2007 with only minor amendments.

32. Appendix A – Cabinet Portfolios: Appendix B – Other Member Appointments

32.1 It is a requirement that the portfolios be included in the Council's Constitution together with the names of the Cabinet Members and the other Members appointed to Committees and Sub-Committees. Since these matters are liable to change every year, it is preferable to place the details in appendices at the end of the Constitution so that they can readily be replaced.

33. Appendix C – CEMB Structure Chart

33.1 This is a chart that helps describe the management structure of the Council's first tier officers. It is a requirement that the Constitution includes information about the officer management structure.

34. Appendix D – Senior Management Structure Schedule

34.1 The Senior Management Structure Schedule was at the end of Part K.5 in the old Constitution. It is referred to in the Scheme of Delegation to Officers and, as it is only 3 pages, it has been redrafted to reflect the Council Reshaping agreed by full Council on 13 November 2006.

35. Appendix E – Details of the Delegations to Officers

35.1 The Scheme of Delegation to Officers was in Part F.7 of the old Constitution. It was amended to reflect the Council "Reshaping" agreed by full Council on 13 November 2006. Because of the impending Review, and the very large scale of the task, it has not been practicable to re-draft the whole Scheme in detail before Annual Council. So the amendments required by the Reshaping have been put into effect through the much shorter 6 page Council Reshaping Schedule. This is set out at the start of Appendix E in the new Constitution and also at Appendix 2 to this report.

35.2 The Council Reshaping Schedule re-allocates the existing powers delegated to officers to the new Directorates and post holders in a general way without repeating them all in detail. The Schedule was first agreed at the beginning of January 2007 by the Chief Executive under powers delegated to her by full Council.

35.3 This Council Reshaping Schedule has now been amended to reflect the decision of full Council on 19 February 2007 to appoint the Head of Corporate Finance to be Acting Director of Finance and statutory Chief Finance (section 151) Officer.

35.4 The Council Reshaping Schedule will only be part of the Constitution temporarily until the review of the Scheme of Delegation has been completed. Until that time

the old Part F.7 has to be included in Appendix E to show the details of the Scheme.

36. Recommendations

36.1 That Members resolve to:

- (i) re-arrange the Council's Constitution so that it is in the "modular format" set out in Appendix 1 to this report.
- (ii) adopt the Council Reshaping Schedule set out in Appendix 2 to this report as a part of the Constitution until the existing Scheme of Delegation to Officers is revised and adopted after the forthcoming Review.
- (iii) adopt the documents contained in the lever arch files entitled "Revised Council Constitution May 2007", already made available to Members, as the Constitution of Haringey Council under section 37 of the Local Government Act 2000 with effect after 21 May 2007.

37. Equalities Implications

37.1 There are no specific equalities implications.

38. Appendices to this Report

- (i) Appendix 1 – Contents of the Council's new Constitution with a comparison of the corresponding parts in the old Constitution
- (ii) Appendix 2 – Council Reshaping Schedule

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APPENDIX 1

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Article 7 - The Cabinet (formerly The Executive)	Part H.1
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PART 3 - Responsibility for Functions

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**NEW RE-ARRANGED
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PART 4 - Rules of Procedure

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PART 5 - Codes and Protocols

A. Members' Code of Conduct	Part C.2
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APPENDIX 2

COUNCIL RESHAPING SCHEDULE

This Schedule shows the re-allocation of Officers' Delegated Powers in consequence of the "Reshaping" agreed by the Council on 13 November 2006 and the appointment of the Acting Director of Finance by the Council on 19 February 2007. Until the completion of the Constitution Review the existing Scheme of Delegation to Officers in Parts F.7 of the Constitution remains in force as amended by those decisions of the Council.

This Schedule is not a permanent part of the Council's Constitution.

1. DIRECTORATE OF CORPORATE RESOURCES

(1) The Director of Corporate Resources shall have the following delegated powers as currently set out in Part F7 of the Council's Constitution and management responsibility for the Services listed in (i) to (iii) below:

- (i) All the powers of the Head of Property.
- (ii) All the powers of the Head of Legal Services except that the functions of the Monitoring Officer shall continue to be exercised by the Head of Legal Services as an independent statutory officer.
- (iii) All the powers of the Assistant Director Access and Customer Focus. The delegation to this post includes powers relating to Information Technology and Customer Services.

(2) The Director of Corporate Resources shall have overall management responsibility for the Services listed in (iv) to (vii) below but line management and the functions of the Chief Finance Officer (section 151 officer) in relation to these Services shall be exercised for the time being by the Acting Director of Finance:

- (iv) The Head of Corporate Finance.
- (v) The Head of Audit and Risk Management. This delegation includes operational and management powers relating to insurance cover and claims handling.
- (vi) The Head of Benefits and Local Taxation.
- (vii) The Head of Corporate Procurement.

(3) The Heads of Service listed in paragraphs (i),(ii) and (iv) to (vii) above shall continue to have their existing delegated powers.

(4) The Assistant Director Access and Customer Focus shall have the delegated powers set out in (iii) above.

2. DIRECTORATE OF URBAN ENVIRONMENT

(1) The Director of Urban Environment shall have the following delegated powers as currently set out in Part F7 of the Council's Constitution:

- (i) All the powers and proper officer functions of the former Director of Environmental Services except in relation to recreation services.
- (ii) All the powers of the Assistant Director of Planning, Environmental Policy and Performance who will now be entitled the Assistant Director, Planning Policy and Development.
- (iii) All the powers of the Assistant Director, Streetscene.
- (iv) All the powers of the Assistant Director, Enforcement.
- (v) All the powers of the Assistant Director, Economic Regeneration. The delegation to this new post includes operational and management powers relating to economic strategy, the promotion of employment, enterprise and tourism, town centre management, European and Regional projects and Better Haringey.
- (vi) All the powers of the Assistant Director, Housing Strategy and Needs. The delegation to this new post includes operational and management powers relating to Homelessness, Temporary Accommodation, Allocations, Housing Supply, Housing Assessment, Housing Registration, Housing Advice and monitoring the performance of the ALMO.

(2) The Director of Urban Environment shall have management responsibility for the Assistant Directors listed in paragraphs (ii) to (vi) above.

(3) The Assistant Directors listed in paragraphs (ii) to (iv) above shall continue to have their existing delegated powers.

(4) The Assistant Director, Economic Regeneration shall have the delegated powers set out in paragraph (v) above.

(5) The Assistant Director, Housing Strategy and Needs shall have the delegated powers set out in paragraph (vi) above.

3. DIRECTORATE OF ADULTS, CULTURE AND COMMUNITY SERVICES

(1) The Director of Adults, Culture and Community Services shall have the following delegated powers as currently set out in Part F7 of the Council's Constitution:

- (i) All the powers and proper officer functions of the former Director of Social Services except in relation to housing services.
- (ii) All the powers of the Assistant Director, Adults and Older People. The delegation to this new post includes all the powers of the former Assistant Director Adults and the former Assistant Director Older People.
- (iii) All the powers of the Assistant Director, Performance Planning and Resources. The delegation to this new post includes operational and management powers relating to performance planning, commissioning services, finance planning and business support.
- (iv) All the powers of the Head of Libraries who will now be entitled Assistant Director, Adult Learning Libraries and Culture. This post includes operational and management powers relating to Adult Learning services.
- (v) All the powers of the Head of Recreation Services who will now be entitled Assistant Director, Recreational Services.

(2) The Director of Adults, Culture and Community Services shall have management responsibility for the Assistant Directors listed in paragraphs (ii) to (v) above.

(3) The Assistant Directors listed in paragraphs (ii) to (v) above shall each have the powers referred to in the relevant paragraph.

4. DIRECTORATE OF CHILDREN AND YOUNG PEOPLE'S SERVICES

(1) The Director of Children and Young People's Services shall have the following delegated powers as currently set out in Part F7 of the Council's Constitution:

- (i) All the powers of the former Director of the Children's Service except in relation to Adult Learning services.
- (ii) All the powers of the Deputy Director, Children and Families who will now be entitled the Deputy Director, Safeguarding Children and Families
- (iii) All the powers of the Deputy Director, Standards and Inclusion who will now be entitled the Deputy Director, Learning Inclusion Attainment and Effectiveness
- (iv) All the powers of the newly appointed Deputy Director, Business Delivery, Performance, Resources, Support and Delivery. This delegation includes all the powers of the former Deputy Director, Community and Resources, the former Deputy Director, Delivery and Performance and the

former Assistant Director Business Support and Development.

(2) The Director of Children and Young People's Services shall have management responsibility for the Deputy Directors listed in paragraphs (ii) to (iv) above.

(3) The Deputy Directors listed in paragraphs (ii) to (iv) above shall each have the powers referred to in the relevant paragraph.

5. ASSISTANT CHIEF EXECUTIVE POLICY PARTNERSHIPS PERFORMANCE AND COMMUNICATION

(1) The Assistant Chief Executive, Policy, Partnerships, Performance and Communication shall have the following delegated powers as currently set out in Part F7 of the Council's Constitution:

- (i) All the powers of the former Assistant Chief Executive, Strategy in relation to partnerships, economic regeneration and neighbourhoods management.
- (ii) All the powers of the Head of the Safer Communities Unit who will now be entitled the Head of Community Safety.
- (iii) All the powers of the Head of Communication.

- (iv) All the powers of the Head of Partnerships. The delegation to this new post includes operational and management powers relating to the Haringey Strategic Partnership, the co-ordination and governance of partnerships, Local Area Agreement, neighbourhood management and renewal, voluntary and community sector and community engagement and involvement.
- (v) All the powers of the Head of Performance and Policy. The delegation to this new post includes operational and management powers relating to Corporate Policy Development, Business Planning, Performance Management, Audit and Inspection, CPA, Corporate Complaints, Knowledge Management and Equalities Monitoring.

(2) The Assistant Chief Executive, Policy, Partnerships, Performance and Communication shall have management responsibility for the Heads of Service listed in paragraphs (ii) to (v) above.

(3) The Heads of Service listed in paragraphs (ii) to (v) above shall each have the powers referred to in the relevant paragraph.

6. ASSISTANT CHIEF EXECUTIVE PEOPLE AND ORGANISATIONAL DEVELOPMENT

(1) The Assistant Chief Executive People and Organisational Development shall have the following delegated powers as currently set out in Part F7 of the Council's Constitution:

- (i) All the powers of the former Assistant Chief Executive, Organisational Development in relation to Personnel,

Member Services, Organisational Development and Training.

- (ii) All the powers of the Head of Personnel who will now be entitled the Head of Human Resources.
- (iii) All the powers of the Head of Organisational Development and Learning who will now be entitled the Head of Organisational Development.
- (iv) All the powers of the Head of Member Services who will now be entitled the Head of Local Democracy and Member Services.

(2) The Assistant Chief Executive People and Organisational Development shall have management responsibility for the Heads of Service listed in paragraphs (ii) to (iv) above.

(3) The Heads of Service listed in paragraphs (ii) to (iv) above shall continue to have their existing delegated powers.

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Annual Council Meeting on 21 May 2007

Report title: SCHEDULE OF MEETINGS FOR 2007/8
Report of: The Chief Executive
Wards Affected: All
1. Purpose 1.1 To agree the schedule of meetings for the 2007/8 Municipal Year.
2. Recommendations 2.1 That the schedule of meetings, as attached, be approved.
Report authorised by: Chief Executive
4. Access to information: Local Government (Access to Information) Act 1985 Contact Officer: Ken Pryor Tel: 020 8489 2915 Designation: Deputy Head of Local Democracy and Member Services

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May 2007

June 2007

May 2007

M	T	W	T	F	S	S
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

M	T	W	T	F	S	S
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14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
	1 May	2	3	4	5
			19:00 22:00 Area Assembly 19:00 22:00 Area Assembly		
	7	8	9	10	11
Bank Holiday	19:00 22:00 Labour Group	19:00 22:00 Lib Group AGM	19:00 22:00 Area Assembly 19:00 22:00 Area Assembly 19:00 22:00 Pension Fund Manager's Mtg	14:00 17:00 MH Area Assembly	
	14	15	16	17	18
19:00 22:00 Planning Cttee	19:00 22:00 Labour Group AGM	19:00 21:00 H Com & Police Cons Cttee	09:45 12:45 CAB 19:00 22:00 Planning Committee 19:00 21:00 Homes for Haringey Board	19:00 22:00 Labour Group AGM	
	21	22	23	24	25
19:30 22:00 Full Council	18:00 22:00 Special HSP	18:30 21:00 SACRE - Agreed Syllabus Conference	17:00 19:00 Members Training 19:30 22:30 Licensing Committee	10:00 12:30 Members Training	
	28	29	30	31	
	SCHOOL HOLIDAYS (LATE SPRING HALF TERM)				
Bank Holiday			19:30 22:30 LAB GROUP EXEC		

June 2007

June 2007							July 2007						
M	T	W	T	F	S	S	M	T	W	T	F	S	S
4	5	6	7	8	9	10	2	3	4	5	6	7	8
11	12	13	14	15	16	17	9	10	11	12	13	14	15
18	19	20	21	22	23	24	16	17	18	19	20	21	22
25	26	27	28	29	30	31	23	24	25	26	27	28	29

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
				1 June SCHOOL HOLIDAYS (LATE SPRING)	
4 19:00 22:00 O & S CTTEE	5 14:00 16:00 Enterprise Partnership Board 19:00 22:00 Leader's Conference ??	6 19:00 22:00 LIB GROUP MTG	7 09:45 12:45 CAB 19:30 22:30 LAB GROUP	8 09:00 17:00 Disc Appeal Panel	
11 11:00 13:00 Safer Communities Partnership Board 18:30 21:00 Better Places Partnership Board 19:00 22:00 Pensions Panel - Currency Manager 19:00 22:00 Planning Cttee	12 19:00 22:00 Well being Partnership Board 19:30 21:30 Standards Cttee	13	14 09:00 17:00 Disc Appeal Panel 09:45 12:00 CAB (MO)	15	
18 19:00 21:30 Licensing Sub Cttee 19:30 20:00 SAGRE	19 09:00 17:00 Disc Appeal Panel 18:00 22:00 Disc Appeal Panel 18:30 20:30 Member Learning Dev 19:30 22:30 Cabinet	20	21 09:45 12:45 CAB 19:30 22:00 Audit Committee	22	
25 09:00 22:00 Disc Appeal Panel 19:00 22:00 Pensions Committee 19:00 21:30 Remuneration Cttee	26 19:00 21:30 CAB Procurement Cttee	27 17:00 19:00 Youth Council (Civic Centre)	28 09:45 12:45 CAB (MO) 19:00 21:30 General Purposes Cttee 19:00 21:30 Licensing Sub Cttee	29 Better Haringey Green Fair - Alexandra Palace	30

July 2007

July 2007							August 2007						
M	T	W	T	F	S	S	M	T	W	T	F	S	S
2	3	4	5	6	7	8	6	7	8	9	10	11	12
9	10	11	12	13	14	15	13	14	15	16	17	18	19
16	17	18	19	20	21	22	20	21	22	23	24	25	26
23	24	25	26	27	28	29	27	28	29	30	31		
30	31												

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
					1 July
2 18:00 21:00 Pension Fund AGM 19:00 22:00 O & S CTTEE	3 09:00 22:00 Disc Appeal Panel 19:00 22:00 CAB Voluntary Sector Sub-Cttee 19:30 22:00 APPA 19:30 22:00 Wt Grm & Br Grv AA	4 Local Government Association Annual Conference - Birmingham 19:00 22:00 LIB GROUP MTG	5 09:45 12:45 CAB 19:00 21:30 Licensing Sub-Cttee 19:30 21:30 Cr Ed, Hor & Std Grm AA 19:30 21:30 St Annes &	6 09:45 12:00 CAB (MO) 19:30 22:30 LAB GROUP	7
9 18:30 21:00 Children and Young Peoples Partnership Board 19:00 22:00 Planning Cttee 19:30 21:30 NrthPk & Wnt Hart	10 19:00 22:00 School Admissions Forum 19:00 21:30 Audit Cttee 19:30 22:30 TotHale & Sev Sis 19:30 22:00 APPC	11 19:00 21:00 Homes for Haringey Board	12	13	14
16 19:30 22:30 Full Council	17 19:30 22:30 Cabinet 19:30 22:00 APPB	18	19 09:45 12:45 CAB 18:30 20:30 Member Learning Dev 19:30 21:30 Wd Grm AA	20	21
23 19:00 21:30 Misc Func Sub-Cttee 19:30 21:30 CEJCC 19:30 21:30 Mus HillAA	24 19:00 21:30 Cab Procurement Cttee	25 SCHOOL HOLIDAY (SUMMER BREAK) Executive Awayday 09:00 22:00 Disc Appeal Panel 19:30 22:30 LAB GROUP EXEC	26	27	28
30 SCHOOL HOLIDAY (SUMMER BREAK) 09:00 22:00 Disc Appeal Panel 19:00 22:00 O & S CTTEE	31 18:00 22:00 HSP 19:00 22:00 Pension Fund Managers Meeting				29 SCHOOL HOLIDAY (SUMMER BREAK)

September 2007

September 2007							October 2007						
M	T	W	T	F	S	S	M	T	W	T	F	S	S
3	4	5	6	7	8	9	1	2	3	4	5	6	7
10	11	12	13	14	15	16	8	9	10	11	12	13	14
17	18	19	20	21	22	23	15	16	17	18	19	20	21
24	25	26	27	28	29	30	22	23	24	25	26	27	28

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
					1 September
19:00 22:00 Planning Cttee	3 Leader's Conference ?? 19:00 21:00 PROV -Cab Procurement Cttee (BSF)	4 19:00 22:00 LIB GROUP MTG	5 09:45 12:45 CAB 19:30 22:30 LAB GROUP	6 7	8
10	11	12	13	14	15
19:00 22:00 O & S CTTEE 19:00 22:00 Pensions Committee 19:00 21:30 Licensing Cttee	18:00 19:30 PROV - Cab Procurement Cttee 19:00 21:30 General Purposes Cttee 19:30 22:00 Wood Green Area 19:30 21:30 St Anne's &	19:00 22:00 SACRE	Islam - First day of Ramadan Jewish New Year - Rosh Hashanah 09:45 12:45 CAB (MO) 18:30 20:30 Member Learning and Dev	16 Haringey Peace Week LIB DEM PARTY CONFERENCE	17 Haringey Peace Week LIB PARTY CONFERENCE
17	18	19	20	21	22
	LIB DEM PARTY CONFERENCE 15:00 17:00 AGM - Homes for Haringey Board 19:00 21:00 Homes for Haringey Board 19:30 22:30 Cabinet	LIB DEM PARTY CONFERENCE 19:00 21:00 H Com & Police Cons Cttee	09:45 12:00 CAB 19:30 22:30 Labour Group	Jewish Religious day - Yom Kippur	23 LAB PARTY CONFERENCE
24	25	26	27	28	29
	LAB PARTY CONFERENCE	LAB PARTY CONFERENCE	Jewish Religious Day -First day of T		30

November 2007

November 2007							December 2007						
M	T	W	T	F	S	S	M	T	W	T	F	S	S
5	6	7	8	9	10	11	3	4	5	6	7	8	9
12	13	14	15	16	17	18	10	11	12	13	14	15	16
19	20	21	22	23	24	25	17	18	19	20	21	22	23
26	27	28	29	30			24	25	26	27	28	29	30
							31						

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
			1 November 09:45 12:45 CAB 19:00 22:00 Licensing Sub-Cttee	2	
5 19:00 22:00 Planning Cttee	6 19:00 22:00 Leader's Conference ??	7	8 09:45 12:45 CAB (MO) 19:30 22:30 LAB GROUP	9 Diwali - Hindu Festival of Light	10
12 19:30 22:00 CEJCC	13 18:00 21:30 HSP	14	15 09:45 12:00 CAB 19:00 22:00 Pension Fund Managers Mtg	16	17
19 19:00 22:00 Misc Funct Sub-Cttee	20 19:30 22:30 Cabinet	21 19:00 21:00 H Comm & Police Cons Cttee	22 09:45 12:00 CAB (MO) 19:30 22:30 LAB GROUP	23	24 11:00 13:30 Remembrance Sunday
26 19:30 22:30 Full Council	27 19:00 21:30 Cab Procurement Cttee 19:00 21:00 Homes for Haringey Board	28 19:00 22:00 LIB GROUP MTG	29 09:45 12:00 CAB 18:30 20:30 Member Learning and Dev	30 St Andrew's Day	31

December 2007

December 2007

January 2008

M	T	W	T	F	S	S	M	T	W	T	F	S	S
3	4	5	6	7	8	9	7	8	9	10	11	12	13
10	11	12	13	14	15	16	14	15	16	17	18	19	20
17	18	19	20	21	22	23	21	22	23	24	25	26	27
24	25	26	27	28	29	30	28	29	30	31			
31													

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
					1. December
3 19:00 22:00 O & S CITEE 19:00 21:30 General Purposes Ctee	4 19:00 22:00 Pensions Committee 19:00 22:00 Planning Ctee	5 Chanucah - Jewish Festival of Lights 14:00 16:00 Enterprise Partnership Board	6 09:45 12:45 CAB (MO) 19:30 22:30 LAB GROUP	7	
10 11:00 13:00 Safer Communities Executive Board 18:30 21:30 Children and Young People's Partnership Board	11 19:00 22:00 Leader's Conference ??	12 17:00 19:00 Youth Council (Civic Centre)	13 09:45 12:00 CAB 19:00 21:30 Well-being Partnership Board	14	
17 18:30 21:30 Better Places Partnership Board 19:00 22:00 Licensing Ctee	18 18:30 20:30 Member Learning and Dev 19:30 22:30 Cabinet	19 19:00 22:00 LIB GROUP MTG	20 09:45 12:45 CAB (MO) 19:00 22:00 Licensing Sub-Ctee 19:30 22:30 LAB GROUP EXEC	21	
24	25 Christmas Day - Bank Holiday	26 SCHOOL HOLIDAYS (WINTER BREAK) Boxing Day Bank Holiday	27	28	29
31 SCHOOL HOLIDAYS (WINTER BREA					30 SCHOOL HOLIDAYS (WINTER BREA

January 2008

January 2008							February 2008						
M	T	W	T	F	S	S	M	T	W	T	F	S	S
1	2	3	4	5	6		7	8	9	10	11	12	13
14	15	16	17	18	19	20	14	15	16	17	18	19	20
21	22	23	24	25	26	27	21	22	23	24	25	26	27
28	29	30	31				28	29	30	31			

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
	1 January 2008 SCHOOL HOLIDAYS (WINTER BREAK) Bank Holiday	2	3	4	5
			09:45 12:45 CAB		
7	8	9	10	11	12
19:00 21:30 Planning Cttee	19:00 22:00 SACRE	19:00 22:00 LIB GROUP MTG	09:45 12:45 CAB (MO) 19:00 22:00 OSC (Provisional) 19:30 21:30 Standards Cttee		
14	15	16	17	18	19
19:00 22:00 Licensing Sub-Cttee 19:00 22:00 O & S CTTEE	18:30 20:30 Member Learning & Dev 19:00 22:00 OSC(Provisional)	19:00 22:00 Leader's Conference	09:45 12:45 CAB 19:30 22:30 LAB GROUP		
21	22	23	24	25	26
19:30 22:30 Full Council	19:30 22:30 Cabinet	19:00 22:00 LIB GROUP MTG	19:30 22:30 LAB GROUP		
28	29	30	31		
19:00 21:30 Audit Cttee 19:30 22:00 CEJCC 19:30 22:00 St Annes & Harr AA	19:00 22:00 Licensing Sub-Cttee 19:00 21:30 Cab Procurement Cttee 19:30 22:00 Mus Hill Area Assembly	19:00 22:00 Homes for Haringey Board meeting 19:00 21:30 Pensions Panel 19:00 21:00 H Comm & Police Cons Cttee 19:30 22:00 Crouch End Area 19:30 22:00 Nrth & Whit Hart Ln	09:45 12:45 CAB 19:00 22:00 School Admissions Forum 19:30 22:00 Tott & Sev Sis Area Assembly 19:30 22:00 Wd Grn Area Assembly		
					27 National Holocaust Memeorial Day

February 2008

February 2008

March 2008

M	T	W	T	F	S	S
3	4	5	6	7	8	9
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17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

M	T	W	T	F	S	S
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11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29		

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
				1 February	
19:30 22:00 Council - budget	4 Shrove Tuesday 18:30 21:30 Children and Young People' Partnership 19:00 22:00 Misc Func Sub-Cttee 19:30 22:00 W Gr & Bruce Grove Area Assembly 19:30 21:30 APPA	5 Ash Wednesday 19:00 22:00 LIB GROUP MTG	6 09:45 12:45 CAB (MO) 19:30 22:30 LAB GROUP EXEC	7	
18:00 21:00 HSP 19:00 22:00 Planning Cttee	11 19:00 22:00 Cab Voluntary Sector Sub Cttee 19:30 21:30 APPC	12 17:00 19:00 Youth Council (Civic Centre)	13 09:45 12:45 CAB 19:30 22:30 LAB GROUP	14	
19:30 22:30 Full Council	18 18:30 20:30 Member Learning & Dev 19:30 22:30 Cabinet	19 SCHOOL HOLIDAY (HALF TERM)	20	21	22
19:00 22:00 O & S CTTEE	25 19:00 21:30 Cab Procurement Cttee 19:30 22:00 APPB	26 19:00 21:30 Cab Procurement Cttee 19:30 22:00 APPB	27 09:45 12:45 CAB (MO) 19:00 22:00 Licensing Cttee 19:00 21:30 Remuneration Cttee	28	29

March 2008

March 2008

April 2008

M	T	W	T	F	S	S	M	T	W	T	F	S	S
3	4	5	6	7	8	9	1	2	3	4	5	6	7
10	11	12	13	14	15	16	8	9	10	11	12	13	14
17	18	19	20	21	22	23	15	16	17	18	19	20	21
24	25	26	27	28	29	30	22	23	24	25	26	27	28
31							29	30					

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
					1 March
					St David's day
					2
3 19:00 22:00 Pensions Panel Managers Meeting 19:00 22:00 Planning Cttee	4 19:00 22:00 SACRE 19:00 22:00 Well Being Partnership Board	5 14:00 16:30 Enterprise Partnership Board 19:00 22:00 LIB GROUP MTG	6 09:45 12:45 CAB (MO) 19:30 22:30 LAB GROUP	7	8
10 19:00 22:00 Leader's Conference ???	11 18:30 22:00 Better Places Partnership Board 19:00 21:30 General Purposes Cttee	12 17:00 19:00 Youth Council (Civic Centre) 18:00 19:30 SAF	13 09:45 12:45 CAB 19:00 22:00 Licensing Sub-Cttee 19:00 22:00 Pensions Committee 19:30 22:30 LAB GROUP EXEC	14	15
17 St Patrick's Day 11:00 13:00 Safer Communities Enterprise Board	18 18:30 20:30 Member Learning and Dev 19:30 22:30 Cabinet	19	20 09:45 12:45 CAB (MO)	21 Bank Holiday (Good Friday)	22
24 Bank Holiday (Easter Monday)	25 19:00 21:30 Cab Procurement Cttee	26 19:00 22:00 Homes for Haringey Board	27	28	29
31 19:30 22:30 Full Council					30
					Easter Sunday
					23

April 2008

May 2008

April 2008

M	T	W	T	F	S	S
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

M	T	W	T	F	S	S
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
	1 April 18:30 21:30 Children & Young People's Partnership Board 19:00 22:00 Planning Cttee	2 19:00 22:00 LIB GROUP MTG	3 Executive Awayday 19:30 22:30 LAB GROUP	4	5
7 19:00 22:00 O & S CTTEE	8 18:00 21:30 HSP	9 School holiday - Spring Break	10 09:45 12:45 CAB 19:00 22:00 Licensing Sub-Cttee 19:30 21:30 Standards Cttee	11	12
14 19:30 22:00 Area Assembly 19:30 22:00 Area Assembly	15 19:30 22:00 Area Assembly 19:30 22:00 Area Assembly	16 School holiday - Spring Break	17	18	19
21 19:30 22:00 Area Assembly 19:30 22:00 Area Assembly 19:30 22:00 CEJCC	22 18:30 20:30 Member Learning and Dev 19:30 22:30 Cabinet	23 St Georges Day 17:00 19:00 Youth Council (Civic Centre)	24 09:45 12:45 CAB (MO) 19:30 21:30 Area Assembly	25	26
28 19:00 21:30 Audit Committee	29 19:00 21:30 Cab Procurement Cttee	30 19:00 22:00 LIB GROUP MTG			27
					20 Passover - Jewish Religious Holiday
					School holiday - Spring Break

May 2008

May 2008							June 2008						
M	T	W	T	F	S	S	M	T	W	T	F	S	S
5	6	7	8	9	10	11	2	3	4	5	6	7	8
12	13	14	15	16	17	18	9	10	11	12	13	14	15
19	20	21	22	23	24	25	16	17	18	19	20	21	22
26	27	28	29	30	31		23	24	25	26	27	28	29
							30						

Monday	Tuesday	Wednesday	Thursday	Friday	Sat/Sun
			1 May GLA Elections		
5 Mayday Bank Holiday	6 18:30 21:00 Children and Young People's Strategic Partnership Board 19:00 22:00 Planning Cttee	7 18:30 22:00 LIB GROUP AGM 19:00 22:00 LIB GROUP MTG	8 09:45 12:45 CAB 19:30 22:30 LAB GROUP EXEC		
12 18:00 22:00 Special HSP	13 19:30 22:30 LAB GROUP AGM	14 19:30 22:30 LAB GROUP AGM	15 09:45 12:45 CAB (MO)	16	17
19 19:30 22:30 Annual Council	20	21	22	23	24
26 Witsun Bank Holiday	27	28	29	30	31
		School Holidays (Late Spring Half Term)			

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Annual Council Meeting on 21 May 2007

Report Title: MEMBERS' ALLOWANCES PAID IN 2006/07
Report of: The Chief Executive
Wards Affected: All
<p>1. Purpose</p> <p>To note the end of year statement for 2006/7 of allowances paid to Members.</p>
<p>2. Recommendations</p> <p>That the allowances paid to each Member, as set out at Appendix 1, be noted.</p>
Report authorised by: Chief Executive
Contact Officer: Ken Pryor Tel: 020 8489 2915 Deputy Head of Local Democracy and Member Services
<p>3.1 Executive summary</p> <p>This report sets out details of Members allowances paid during 2006/7.</p>
<p>3.2 Reasons for any change in policy or for new policy development</p> <p>Not applicable</p>
4. Access to information:

Local Government (Access to Information) Act 1985

The following background papers were used in the preparation of this Report and can be inspected at River Park House, 225 High Road Wood Green, London N22 8HQ by contacting Ken Pryor on 020 8489 2915:
Report on members allowances from Council 22 May 2006.

5. REPORT – MEMBERS ALLOWANCES

- 5.1 The Council Meeting on 20 March 2006 approved a scheme for the payment of members' allowances for 2006/7. The scheme was originally based on the findings of an Independent Panel commissioned by the ALG.
- 5.2 The scheme is made in accordance with the Local Authorities (Members Allowances) Regulations. The regulations indicate that agreement and adoption of the scheme is the responsibility of full Council and will continue to be so within any new arrangements set out in the Constitution which the Council is required to adopt under the Local Government Act 2000.
- 5.3 This report indicates the amounts paid to Members in 2006/07, as detailed at Appendix 1.
- 5.4 The allowances that can be paid include:
- basic allowance
 - special responsibility allowance
 - childcare and dependent carers' allowance
 - travel (outside M25 area only)
- 5.5 Arrangements must be made for publication of the total amount paid to each member, including basic, special responsibility and childcare/dependent carers' allowance, after the end of the year to which the scheme relates. These are set out for 2006/07 in Appendix 1.

Members' Allowances - Municipal Year 2006/2007							
		Basic Allowance*	Position Held in 2006/07	SRA Allowance*	Creche Allowance	Travel Cost	Total Cost
Cllr G	Adamou	£9,325	Mayor	£9,735.20	£0.00		£19,060
Cllr C	Adje	£9,325	Chair of Alexandra Palace & Park Board.	£12,525	£0.00		£21,850
Cllr R	Aitken	£9,325	Opposition Chief Whip	£12,525	£0.00	£74.00	£21,924
Cllr K	Alexander	£9,325			£0.00		£9,325
Cllr K	Amin	£9,325	Executive Member	£18,000	£0.00	£57.00	£27,382
Cllr C	Baker	£9,325			£0.00		£9,325
Cllr D	Basu	£9,325	Executive Member	£18,000	£0.00		£27,325
Cllr D	Beacham	£9,325			£0.00		£9,325
Cllr J	Bevan	£9,325	Member of Overview & Scrutiny	£12,525	£0.00		£21,850
Cllr S	Beynon	£9,325			£0.00		£9,325
Cllr J	Bloch	£9,325			£0.00		£9,325
Cllr G	Bull	£9,325	Chair of Overview & Srutiny	£18,000	£0.00		£27,325
Cllr E	Butcher	£9,325			£0.00		£9,325
Cllr N	Canver	£9,325	Executive Member	£18,000	£0.00	£84.00	£27,409
Cllr M	Cooke	£9,325	Member of Overview & Scrutiny	£12,525	£0.00		£21,850
Cllr M	Davies	£9,325	Member of Overview & Scrutiny	£12,525	£0.00		£21,850
Cllr A	Demirci	£9,325			£0.00		£9,325
Cllr I	Diakides	£9,325	Executive Member	£18,000	£0.00		£27,325
Cllr A	Dobbie	£9,325	Chief Whip	£13,875	£0.00	£55.70	£23,256
Cllr R	Dodds	£9,325	Chair, Area Assembly	£4,125	£0.00		£13,450
Cllr D	Dogus	£9,325			£0.00		£9,325
Cllr L	Edge	£9,325	Chair, Area Assembly	£4,125	£0.00		£13,450
Cllr P	Egan	£9,325			£0.00		£9,325
Cllr G	Engert	£9,325	Chair, Area Assembly	£4,125	£0.00		£13,450
Cllr R	Gorrie	£9,325			£0.00		£9,325
Cllr E	Griffith	£9,325	Chair of General Purposes	£12,525	£0.00	£74.00	£21,924
Cllr B	Haley	£9,325	Executive Member	£18,000	£0.00		£27,325
Cllr B	Hare	£9,325			£0.00		£9,325
Cllr C	Harris	£9,325			£0.00		£9,325
Cllr B	Harris	£9,325	Executive Member	£18,000	£0.00		£27,325
Cllr W	Hoban	£9,325	Opposition Deputy Leader	£12,525	£0.00		£21,850
Cllr E	Jones	£9,325	Member of Overview & Scrutiny	£12,525	£0.00		£21,850
Cllr F	Knight	£9,325			£0.00		£9,325
Cllr C	Kober	£9,325			£0.00		£9,325
Cllr H	Lister	£9,325			£0.00		£9,325
Cllr A	Mallett	£9,325	Executive Member	£18,000	£0.00		£27,325
Cllr G	Meehan	£9,325	Leader	£26,175	£0.00		£35,500
Cllr F	Mughal	£9,325			£0.00		£9,325
Cllr M	Newton	£9,325	Member of Overview & Scrutiny	£12,525	£0.00		£21,850
Cllr J	Oakes	£9,325			£0.00		£9,325
Cllr S	Oatway	£9,325			£0.00		£9,325
Cllr J	Patel	£9,325	Chair of Licensing	£12,525	£0.00		£21,850
Cllr S	Peacock	£9,325	Chair of Planning	£12,525	£0.00		£21,850
Cllr J	Portess	£9,325			£0.00		£9,325

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