
Full Council

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 Civic Centre, High Road, Wood Green, N22 8LE on MONDAY, 3RD OCTOBER, 2005 at 19:00 HRS, to transact the following business:

AGENDA

- 1. TO RECEIVE APOLOGIES FOR ABSENCE**
- 2. 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 (PAGES 1 - 2)**
- 3. 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.

- 4. TO APPROVE AS A CORRECT RECORD THE MINUTES OF THE MEETING OF THE COUNCIL HELD ON 11 AND 18 JULY (PAGES 3 - 12)**
- 5. TO RECEIVE SUCH COMMUNICATIONS AS THE MAYOR MAY LAY BEFORE THE COUNCIL**
- 6. TO RECEIVE THE REPORT OF THE CHIEF EXECUTIVE (PAGES 13 - 14)**

7. **TO RECEIVE THE REPORT OF THE MONITORING OFFICER**
8. **TO MAKE APPOINTMENTS TO OUTSIDE BODIES (PAGES 15 - 18)**
9. **TO CONSIDER REQUESTS TO RECEIVE DEPUTATIONS AND/OR PETITIONS AND, IF APPROVED, TO RECEIVE THEM**
10. **TO ANSWER QUESTIONS, IF ANY, IN ACCORDANCE WITH COUNCIL RULES OF PROCEDURE NOS 9 AND 10 (PAGES 19 - 30)**
11. **TO RECEIVE REPORTS FROM THE FOLLOWING BODIES: (PAGES 31 - 188)**

The Executive – Reports 5 & 6/2005-6
General Purposes Committee – Report 1

In accordance with Council Rules of Procedures No 12 (1), the Chief Executive will submit a report, if appropriate, listing any recommendations from the Overview and Scrutiny Committee requiring policy change or executive action.

12. **TO CONSIDER THE FOLLOWING MOTIONS IN ACCORDANCE WITH COUNCIL RULES OF PROCEDURE NO 13 (PAGES 189 - 190)**

MAX CALLER
Interim Chief Executive
Civic Centre
High Road
Wood Green
London N22 8LE

Item 2COUNCIL MEETING – 3 OCTOBER 2005**LATE ITEMS OF URGENT BUSINESS****The Chief Executive**

Madam Deputy Mayor, I am asking you to agree the admission of the following late items of business, which could not be available earlier, and which need to be dealt with at this meeting. The reasons for lateness and urgency are given.

Item 6 – Report of the Chief Executive

My report was not available at the time of despatch as it includes recent changes proposed following party group meetings. It is urgent in order to permit changes to be made to committee memberships.

Item 8 – Outside bodies

My report was not available at the time of despatch as it includes recent changes proposed following party group meetings. It is urgent in order to permit changes to be made to outside body appointments.

Item 10 – Questions and Written Answers

Notice of questions is not requested until 5 clear days before the meeting, following which the matters raised have to be researched and replies prepared to be given at the meeting.

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MINUTES OF THE COUNCIL MEETING**11 July 2005**

Councillors: *The Mayor (Councillor Griffith), *The Deputy Mayor (Councillor Adamou);
 Councillors *Adje, *Aitken, *Basu, *Bax, *Beacham, *Bevan, Blanchard, *Bloch, *Herbie Brown, *Jean Brown, *Bull, *Canver, Davidson, *Davies, *Dawson, *Diakides, *Dillon, *Dobbie, Dodds, *Edge, *Engert, Featherstone, *Floyd, *Gilbert, *Haley, *Hare, *Harris, *Hillman, *Hoban, *GMMH Rahman Khan, Knight, *Krokou, *Lister, *Makanji, *Manheim, *Meehan, Millar, *Milner, *Newton, *Oatway, Patel, Peacock, Erline Prescott, Quincy Prescott, *Reith, *Reynolds, *Rice, *Robertson, *Santry, Simpson, *Stanton, Sulaiman, *Williams, *Winskill and *Wynne.

* Members present

17. APOLOGIES: Apologies were received from Councillors Davidson, Featherstone, Erline Prescott, Quincy Prescott and Simpson.

18. DECLARATIONS OF INTEREST:

Members were asked by the Mayor to declare any personal interest in respect of items on the agenda. In accordance with Part 2 of the Members Code of Conduct set out in the Council Constitution, any Member disclosing a personal interest which was also prejudicial would be asked to withdraw from the Chamber during consideration of the item and neither were they to seek to improperly influence a decision on the said item.

There were no declarations of interest.

19. EXCLUSION OF THE PRESS AND PUBLIC:

The following item was the subject of a motion to exclude the press and public from the meeting as it contained "exempt" information as defined within Section 100A of the Local Government Act 1972: namely that it contained information that related to a particular employee and also contained an opinion of Counsel:

A named vote was requested.

For: The Mayor (Councillor Griffith), the Deputy Mayor (Councillor Adamou), Councillors Adje, Basu, Bax, Bevan, Herbie Brown, Jean Brown, Bull, Canver, Dawson, Dobbie, Harris, Hillman, Khan, Krokou, Makanji, Manheim, Meehan, Milner, Reynolds, Rice, Robertson and Santry.

Against: Councillors Aitken, Beacham, Bloch, Davies, Edge, Engert, Floyd, Hare, Hoban, Newton, Oatway, Williams and Winskill.

The Motion was declared CARRIED.

20. EARLY RETIREMENT OF THE CHIEF EXECUTIVE (Report of the Chair of the Special Committee set up under Part K2 of the Constitution - agenda item 5):

We agreed to exclude the press and public from the meeting as it contained "exempt" information as defined within Section 100A of the Local Government Act 1972: namely that it contained information that related to a particular employee and also contained an opinion of Counsel.

Councillor Rice, Chair of the Special Committee, presented the report and recognised the enormous contribution David Warwick had made to the Council

MINUTES OF THE COUNCIL MEETING

11 July 2005

A named vote was requested.

For: The Mayor (Councillor Griffith), the Deputy Mayor (Councillor Adamou), Councillors Adje, Basu, Bevan, Herbie Brown, Bull, Canver, Dawson, Diakides, Haley, Harris, Hillman, Khan, Krokou, Lister, Makanji, Manheim, Meehan, Milner, Reith, Reynolds, Rice, Robertson, Santry, Stanton and Wynne.

Against: Councillors Aitken, Beacham, Bloch, Davies, Edge, Engert, Floyd, Gilbert, Hare, Hoban, Newton, Oatway, Williams and Winskill.

Not voting: Councillors Bax and Jean Brown.

RESOLVED:

1. That the recommendation of the Special Committee held on 27 June 2005, to terminate the contract of employment of the Chief Executive with effect from 30 September 2005, be approved.
2. That the terms of the agreement with the Chief Executive, including the exit package as detailed in the report, be noted.
3. That it be noted that consultation had taken place with the District Auditor and that Counsel's opinion had been sought on the terms of the package. Leading Counsel's opinion, further advice from Counsel and a report of the Independent Adviser were available for Members to inspect before and during the Council meeting. The letter of the District Auditor was attached to the report at appendix 2.

21. INTERIM ARRANGEMENTS FOR THE CHIEF EXECUTIVE (Report of the Head of Personnel - agenda item 6:

This item was withdrawn and would be submitted to the next ordinary Council on 18 July 2005.

EDDIE GRIFFITH
Mayor

MINUTES OF THE COUNCIL MEETING

18 July 2005

Councillors: *The Mayor (Councillor Griffith), *The Deputy Mayor (Councillor Adamou);
Councillors *Adje, *Aitken, *Basu, Bax, *Beacham, *Bevan, *Blanchard, *Bloch, Herbie
Brown, Jean Brown, *Bull, *Canver, *Davidson, *Davies, *Dawson, *Diakides, Dillon,
*Dobbie, *Dodds, *Edge, *Engert, *Featherstone, *Floyd, *Gilbert, *Haley, *Hare, *Harris,
*Hillman, *Hoban, *GMMH Rahman Khan, *Knight, *Krokou, *Lister, Makanji, *Manheim,
*Meehan, *Millar, *Milner, *Newton, *Oatway, *Patel, *Peacock, Erline Prescott, Quincy
Prescott, *Reith, Reynolds, *Rice, Robertson, *Santry, *Simpson, *Stanton, *Sulaiman,
Williams, *Winskill and *Wynne.

* Members present

22. APOLOGIES: Apologies were received from Councillors Bax, Herbie Brown, Jean Brown, Dillon, Makanji, Erline Prescott, Quincy Prescott, Robertson and Williams.

23. DECLARATIONS OF INTEREST:

Members were asked by the Mayor to declare any personal interest in respect of items on the agenda. In accordance with Part 2 of the Members Code of Conduct set out in the Council Constitution, any Member disclosing a personal interest which was also prejudicial would be asked to withdraw from the Chamber during consideration of the item and neither were they to seek to improperly influence a decision on the said item.

All Councillors declared a personal interest in item 16 on indemnities.

Councillor Haley declared a personal interest in the item on deputations, as a non-voting member of the African Caribbean Leadership Council. Councillor Griffith also declared a personal interest as a former member of this body.

Councillor Adje declared a personal interest in the item on deputations, as a former representative on the Haringey Business Development Agency.

24. MINUTES:

Copies of the Minutes having been circulated, they were taken as read.

RESOLVED:

That the minutes of the meeting of the Council held on 23 May 2005 be signed as a true record.

25. MAYOR'S COMMUNICATIONS:

1. The Mayor reported that following the terrorist atrocities in London on 7 July, "A Book of Condolence" was opened last Thursday in the Civic Centre, which he asked Members to sign.

The Mayor expressed outrage at the attacks on behalf of members and residents of the Borough.

The Leader of the Council and Deputy Leader of the Opposition spoke and the Council conveyed its pride and admiration to the emergency services for their courage and resolve.

MINUTES OF THE COUNCIL MEETING

18 July 2005

The Council stood in silence for one minute, as a mark of respect.

2. The Mayor unveiled the Coat of Arms for Haringey. The plaque was commissioned by property services. It is a copy of the heraldic coat of arms granted in May 1965 when Haringey was formed. You can find more information on the Coat of Arms on the Haringey Website.
3. The Mayor referred members to the tabled list of Mayoral Engagements, which detailed the Mayoral engagements from the end of May. He mentioned in particular the excellent work being done by all the staff in the Registrars office, who organise the Citizenship Ceremonies in the Civic Centre each week. We have now welcomed over 3,300 new citizens to the Borough. The Mayor thanked all Councillors who have attended the ceremonies and welcomed our new citizens.
4. Councillor Wynne presented Ben Brown and the Asylum Seekers Team with awards in recognition of services rendered to asylum seekers in Haringey since 2001.
5. The Mayor encouraged all cricketers to participate in a fundraising match he was organising at 12 noon on Sunday 4 September against the North Middlesex Cricket Team in Park Road Hornsey.

The event promised to be a lot of fun and was free. The Mayor encouraged Members to support this event and bring their friends and family. Further details of the event would be available later this week.

26. VARIATION OF ORDER OF BUSINESS:

The meeting agreed to vary the order of business to permit Motion A to be taken at this point.

(Councillor Aitken requested that his dissent be recorded)

27. MOTION A (2005/06):

It was moved by Councillor Wynne and seconded by Councillor Winskill that:

“This Council wishes to place on record its appreciation of the work undertaken by staff who work and have worked in the Asylum Service.

Since 1997 this division of the Social Services Directorate has worked with some of the most marginalised members of our community who have come to this country to escape from the kind of torture and persecution that most of us can thankfully only imagine. Our staff have faced a number of challenges in providing not only day to day support directly or on behalf of the National Asylum Support Service but also to help people rebuild their lives. They have worked not only with single adults but also with families with children and acted as parents for those children who arrived alone in the UK.

The positive links made with many local organisations mean that asylum seekers in Haringey are given a real opportunity to once again become part of a community that welcomes diversity and the tensions that developed elsewhere in the UK did not manifest themselves in Haringey.

MINUTES OF THE COUNCIL MEETING

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We are proud of the work done with individuals to help them acquire new skills to gain employment in the UK or to achieve UK recognition for their professional qualifications enabling them to take their place in society when granted the right to remain in the UK.

This work is coming to an end as the responsibility for support reverts to the Home Office so it is appropriate to celebrate now the commitment and dedication of those who did this important work on our behalf, many of whom are now using their experience and expertise in other Council services”.

The Motion was unanimously declared CARRIED.

28. REPORT OF THE CHIEF EXECUTIVE (Agenda item 6):

The Mayor agreed to admit the report as urgent business. The report dealt with matters considered at Party Group meetings within the last few days. These required approval to permit appointments to Council committees to be made.

RESOLVED:

1. That Councillor Bull be appointed to the General Purposes Committee, following Councillor Khan’s resignation.
2. That Councillor Newton be appointed to the remaining vacancy on the Planning Sub-Committee.

29. REPORT OF THE MONITORING OFFICER (Agenda item 7):

The Monitoring Officer reported that on Thursday 16 June 2005, the Standards Sub-Committee Determination Hearing found that Councillor Peacock had failed to comply with Paragraph 4 of the Council’s Code of Conduct for Members by conducting herself in a manner which could reasonably be regarded as bringing her offices as Councillor and Mayor and the Council into disrepute. Councillor Peacock acknowledged that she had said something inappropriate when she felt under pressure, which had offended a member of the public. She apologised for that. It was decided that the breach was not serious enough to justify a suspension and so Councillor Peacock was censured. She may apply for permission to appeal against the findings.

30. APPOINTMENT TO OUTSIDE BODIES (Agenda item 8):

The Mayor agreed to admit the report as urgent business. The report dealt with matters considered at Party Group meetings within the last few days. These required approval to permit appointments to outside bodies to be made.

RESOLVED:

That Councillor Wynne be appointed to the vacancy on Haringey Strategic Partnership.

31. DEPUTATION AND PETITIONS (Agenda item 9):

The meeting agreed to receive two deputations.

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The first deputation was from Mr Mughal concerning the development of an ethical loan fund to businesses, which was compliant with Islamic finance principles.

Questions were then put to Mr Mughal.

The Mayor thanked Mr Mughal for his attendance.

The second deputation was from Haringey Black Business Consortium.

The Council agreed that this request be referred to the special meeting of the Executive on 19 July 2005.

32. QUESTIONS (Agenda item 10):

The Mayor agreed to the admission of this report as urgent business. Under Standing Orders, notice of questions was not requested until five clear days before the meeting, following which matters raised had to be researched and replies prepared, in order to be given at the meeting.

There were two urgent oral questions from Members, ten oral questions and sixteen for written answer. Questions 5 –10 were not reached in the allotted time and written answers were supplied to these questions.

33. ANNUAL REPORT FROM THE STANDARDS COMMITTEE (Report of the Chair of Standards Committee – agenda item 11):

RESOLVED:

That the report on activities of the Committee over the previous year, information on the monitoring of the Members' Code of Conduct and of complaints against Members, be noted.

34. YOUTH JUSTICE PLAN 2005/06 (Report of the Assistant Chief Executive – Strategy – agenda item 12):

RESOLVED:

That the Youth Justice Plan be approved for submission to the National Youth Justice Board for England and Wales.

35. INTERIM ARRANGEMENTS FOR THE CHIEF EXECUTIVE (Report of the Assistant Chief Executive – Organisational Development – agenda item 13):

The Chair of the Selection Panel, called under Part K2 of the Constitution, gave an oral update to the meeting and made a recommendation as to the appointment of the Interim Chief Executive.

RESOLVED:

1. That the Council amend its Constitution so that all references to the "Chief Executive" are replaced by references to the "Interim Chief Executive", for the time being.
2. That the amendment to the Constitution in Resolution 1 above be effective

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from the date that the current Chief Executive stands down from his duties until the date that full Council confirms the appointment of a new permanent Chief Executive.

3. That Council note the interim management arrangements detailed in the report and agree the oral recommendation of the Chair of the selection Panel called under Part K2 of the Constitution, that Max Caller CBE be appointed as Interim Chief Executive.
4. That Max Caller shall act as Interim Chief Executive and Head of Paid Service until such time as Council confirms a permanent appointment to the post of Chief Executive.

36. PROCESS IMPROVEMENT FOR ENERGY PROCUREMENT (Report of the Director of Finance – agenda item 14).

RESOLVED:

1. That Contract Standing Orders be amended so as to remove the need for The Executive or its Procurement Committee to award Energy Supply Contracts valued at over £250,000 under CSO 11.03 and so as to authorise the award of such contracts by the Director of Finance or, in his/her absence, another Director.
2. That the above amendments to Contract Standing Orders be made subject to the legal requirements of CSO 8.01 (EU procedures) and to the award of contracts being made in accordance with a robust and market tested process.
3. That Members adopt the amendments to Part G.3 of the Council's Constitution, (Contract Standing Orders) set out in Appendix B to the report.

37. COUNCIL TAX BASE (Report of the Director of Finance – agenda item 15).

RESOLVED:

That the item be withdrawn.

38. INDEMNITIES FOR MEMBERS AND EMPLOYEES OF THE COUNCIL (Report of the Monitoring Officer – agenda item 16).

RESOLVED:

That Members endorse the recommendations of the General Purposes Committee and:

1. adopt the Members' and officers' indemnity resolutions attached at appendices 1 and 2 to the report;
2. agree to delegate to the Director of Finance the taking out of appropriate insurance cover for Members and officers.
3. agree to the proposed review of Member and officer representation on outside bodies;
4. agree the proposals contained in the report regarding the production of guidance and briefings for Members and officers.

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- 39. DECRIMINALISATION OF MOVING TRAFFIC OFFENCES** (Report of the Director of Environmental Services – agenda item 17).

RESOLVED:

That the recommendation of The Executive meeting on 5 July 2005 be agreed and that:

1. Section 4 of the London Local Authorities and Transport for London Act 2003 be adopted, which provides for the civil enforcement of Moving Traffic Offences.
2. That 1 November 2005 be fixed as the Appointed Day for bringing those new powers into operation.

- 40. COMMITTEE REPORTS:**

The report was late because one of the decisions taken at the Executive meeting was subject to a call in which was only considered by the Overview and Scrutiny Committee on 12 July.

The report was too urgent to await the next meeting because the Youth Justice Plan 2005/06, which was included in the report, had to be submitted to the National Youth Justice Board.

RESOLVED:

That reports 1 – 4 /2005-6 of the Executive be received and the recommendations concerning the Treasury Strategy, Youth Justice Plan, appointment of subordinate bodies and consequential Constitution changes, be adopted.

- 41. MOTION B (2005/06):**

The meeting agreed to accept a tabled alteration of the Motion, which differed from that circulated with the Council Summons. The altered Motion was moved by Councillor Canver and seconded by Councillor Sulaiman, as follows:

“This Council is delighted to note that overall crime in Haringey is down and the Council's overall approach continues to value community engagement and seeks a balance between prevention, early intervention, enforcement and treatment. Much of the success is due to greater information sharing, more effective partnership working and co-ordinated joint operations.

Council applauds the efforts of the local police and Council staff and notes that as a result, last year, robbery was *down* by 25%, burglary was *down* by 3%, vehicle crime was *down* by 13% and firearm offences were *down* by 19%.

This Council congratulates the Labour government in prioritising the issue of Crime and Anti Social Behaviour and notes that the increased investment and new legislation since 1997 means that Haringey now has 691 police officers and 39 police community support officers and the Council and its partners also have greater powers in dealing with Anti Social Behaviour.

MINUTES OF THE COUNCIL MEETING
18 July 2005

This Council calls on all parties to support the efforts of the government and local authorities like Haringey, in tackling crime and Anti Social Behaviour. Council further asks that in the interests of local residents, the Haringey Liberals publicly back measures to tackle Anti Social Behaviour, unlike their national party who consistently voted against making streets safer for local communities”.

It was moved that the question be now put. This was put to the vote and declared CARRIED.

Following the right of reply by Councillor Canver, a named vote was requested.

For: The Mayor (Councillor Griffith), the Deputy Mayor (Councillor Adamou), Councillors Adje, Basu, Bevan, Bull, Canver, Dawson, Dobbie, Haley, Harris, Hillman, Khan, Knight, Krokou, Lister, Manheim, Meehan, Millar, Patel, Peacock, Reith, Rice, Santry, Sulaiman and Wynne.

Against: Councillors Aitken, Beacham, Davies, Edge, Engert, Floyd, Hoban, Newton, Oatway, Simpson and Winskill.

The Motion was declared CARRIED.

42. MOTION C (2005/06): Motion C was not reached before 10pm.

EDDIE GRIFFITH
Mayor

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COUNCIL**On 3 October 2005**Report Title: **MEMBERSHIP CHANGES**Report of: **CHIEF EXECUTIVE**Wards(s) affected: **All**Report for: **Non - key****1. Purpose**

1.1 To agree committee membership changes

2. Recommendations

2.1 That the membership changes as detailed in paragraph 6 of the report be agreed.

Report Authorised by: **Head of Member Services**Contact Officer: **Ken Pryor, Democratic Services Manager (Council)**

Tel: 0208 489 2915

3. Executive Summary

3.1 Changes to appointments can be made at any stage during the municipal year with the changes being reported to the Council as appropriate

4. Reasons for any change in policy or for new policy development (if applicable)

N/A

5. Local Government (Access to Information) Act 1985

1. The following papers have been 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.

Information supplied by the Party Groups.

6. Background

The following changes have been notified to the Chief Executive since the last Council meeting.

Housing Management Board

Councillor Patel to be appointed to the vacancy on this body.

Licensing Committee and Sub-Committee E

Councillor Stanton had resigned from the Committee and Sub-Committee E, creating a vacancy.

Changes to appointments can be made at any stage during the municipal year with the changes being reported to the Council as appropriate.

COUNCIL**On 3 OCTOBER 2005**Report Title: **APPOINTMENTS TO OUTSIDE BODIES**Report of: **CHIEF EXECUTIVE**Wards(s) affected: **All**Report for: **Non - key****1. Purpose**

1. To advise the Council of nominations of Council representatives to fill current vacancies on outside bodies and seek approval for appointments.

2. Recommendations

That the appointments detailed on the attached appendix be approved.

Report Authorised by: **Head of Member Services**

Contact Officer: **Ken Pryor, Democratic Services Manager (Council)**
Tel: 0208 489 2915

3. Executive Summary

- 3.1 Changes to appointments can be made at any stage during the municipal year with the changes being reported to the Council as appropriate

4. Reasons for any change in policy or for new policy development (if applicable)

4.1 N/A

5. Local Government (Access to Information) Act 1985

1. The following papers have been used in the preparation of this report and can be inspected at the Civic Centre, High Road Wood Green, London, N22 8LE by

contacting Ken Pryor on 020 8489 2915.

Information supplied by the Party Groups.

6. Background

The changes attached have been notified to the Chief Executive by the Labour Group since the last Council meeting.

Council Meeting - 03 October 2005

Proposed Appointments to Outside Bodies

Body Name	No of Reps	Term of Office:	Category:
Culture and Tourism Panel Association of London Government	2	1 year (s)	Association
14/alg/alc	2 Lab.		Lead member for Culture/tourism or sport normally appointed plus one deputy. Nominated members will compete with other boroughs for a place on the committee.
Granted Aid: No			
<u>Retiring Representative (s) / Expiry</u>	Clr R Reynolds	31/05/2006	To replace Clr Dodds
	Clr I Robertson	31/05/2006	Deputy Lead Member Env.
Leader's Committee Association of London Government	3	1 year (s)	Association
14/alg/lc	3 Lab.		Leader of The Council is voting member plus 2 deputies
Granted Aid: No			
<u>Retiring Representative (s) / Expiry</u>	Clr C Adje	31/05/2006	Voting member
	Clr H Lister	31/05/2006	To replace Clr Reynolds
	Clr G F Meehan	31/05/2006	
West Green Learning Neighbourhood Board Haringey Council	5	1 year (s)	Partnership
14/wgl	5 Lab.		
Granted Aid: No			
<u>Retiring Representative (s) / Expiry</u>	Clr H A Brown	31/05/2006	Ward Clr for Bruce Grove
	Clr I Diakides	31/05/2006	Ward Clr for Tott Green
	Clr B Harris	31/05/2006	Ward Clr for St Ann's
	Clr E Prescott	31/05/2006	To fill vacancy for West Green Ward
	vacant	18/07/2005	To replace Clr Griffith
Tottenham Green Enterprise Centre Tottenham Green Enterprise Centre	1	1 year (s)	Partnership
14/tye	1 Lab.		
Granted Aid: No			
<u>Retiring Representative (s) / Expiry</u>	Clr Q Prescott	31/05/2006	To fill vacancy
local Economic Partnership for Upper Lee Valley Urban Futures London Limited	4	1 year (s)	Partnership
14/lep			
Granted Aid: No			
<u>Retiring Representative (s) / Expiry</u>	Clr J Bevan	31/05/2006	Northumberland Park Ward Member
	Clr A Dobbie	31/05/2006	Noel Park Ward Member, to fill vacancy
	Clr E Prescott	31/05/2006	West Green Ward Member, to fill vacancy
	Clr R Reynolds	31/05/2006	Seven Sisters Ward Member

Body Name

No of Reps

Advisory Committee (Statutory)
Alexandra Park and Palace

8

Term of Office: 1 year (s)

Category: Statutory
6 of the 8 Councillors represent
Alexandra, Bounds Green, Fortis Green
Hornsey, Muswell Hill and Noel Park Wards.

14/aps

5 Lab.

3 Lib.

Granted Aid: No

Retiring Representative (s) / Expiry

Cllr J Bloch	31/05/2006	Muswell Hill Ward Member
Cllr S Gilbert	31/05/2006	Fortis Green Ward
Cllr W Hoban	31/05/2006	Alexandra Ward
Cllr B Millar	31/05/2006	Bounds Green Ward
Cllr E Prescott	31/05/2006	
Cllr Q Prescott	31/05/2006	Hornsey Ward
vacant	22/07/2005	In Place of Cllr Manheim
vacant	18/07/2005	Noel Park Ward

The Trust
Selby Trust
14/str

Category:

Trusts

3

Term of Office: 4 year (s)

Granted Aid: Yes

Retiring Representative (s) / Expiry

Cllr L Santry	31/05/2009	
vacant	24/06/2005	replace cllr Adje who resigned
vacant	23/09/2005	To replace Cllr Lister who resigned

Item 10

COUNCIL QUESTIONS – 3 OCTOBER 2005:**ORAL QUESTIONS****Oral Question 1 – To the Executive Member for Children & Young People from Cllr Harris**

Could the Exec member for Executive Member for Children & Young People outline the results achieved by Haringey children in tests and examinations during the last school year?

Oral Question 2 - To the Executive Member for Enterprise & Regeneration from Cllr Williams

If he will welcome the decision of the Executive not to grant £380,000 to the Tottenham-based Haringey Business Development Agency (HBDA) to deliver the City Growth Enterprise Village.

Oral Question 3 - To the Executive Member for Environment and Conservation from Cllr Santry

Is the Exec. Member for Environment and Conservation aware of CABE's campaign for on site staff and a multi-skilled 'Parkforce' in every park? How many of our parks have their own park keepers?

Oral Question 4 - To the Executive Member for Children and Young People from Cllr Hoban

Please could he (a) outline the consultation process followed in respect of the promised review of a decision to close the Red Gables unit in Crouch End. (b) state who was actively invited to participate in the consultation process and (c) confirm the outcome of the consultation process, or the current status, if not yet completed.

Oral Question 5 - To the Executive Member for Environment and Conservation from Cllr Bull

Does the Executive Member for the Environment and Conservation agree with me that the £600,000 cash injection for the White Hart Lane community sports centre shows our continuing commitment to sport and leisure in Haringey?

Oral Question 6 - To the Executive Member for Finance from Cllr Aitken:

Whether future plans for the Civic Centre include possible use by the Metropolitan Police as a Police Station?

Oral Question 7 - To the Executive Member for Community Involvement from Cllr Jean Brown

Could the Executive Member for Community Involvement outline the nature and extent of Haringey Council's support for and involvement with the voluntary sector?

Oral Question 8 - To the Leader of the Council from Cllr Bloch

Could the Council Leader please confirm (a) the number of council employees paid more than £50,000 in 2002-03, 2003-04 and 2004-05 respectively, (b) where there has been a large increase in the number of staff employed within a particular salary band over this period (e.g. £50 - £59,999), explain the reason for such increases.

Oral Question 9 - To the Leader of the Council from Cllr Haley

Could the Leader outline what Haringey Council will be doing to mark Black History Month in the borough?

Oral Question 10 - To the Executive Member for Children and Young People from Cllr Engert

As a matter of urgency, what steps he intends to take to provide proper after school and holiday provision for the children of Muswell Hill, following the closure of The Grove Workshop Playcentre two years ago.

WRITTEN QUESTIONS**Written Question 1 - To the Executive Member for Crime and Community Safety from Cllr Williams**

What is the total expenditure by the Council under her portfolio and if she will provide a breakdown of the expenditure for each of the services in her portfolio; please give details of contributions to both the crime and community safety budgets by other agencies.

Answer

As will be appreciated, Haringey Council on behalf of the Crime and Drugs Reduction Partnership receives a significant amount of monies from Government departments, all of which has clear spend-criteria attached. This money is therefore separated out below from Haringey Council's core budgets.

With regard to other agencies contributions, this is beyond our powers to gain access to, as this information belongs to the Police, Probation Service, Courts, Crown Prosecution Service, Health Trusts, and the many voluntary and community groups that provide crime and community safety work and resources within our Borough.

External Grants received *(The figures given below are in £1,000's):*

External Grants	Anti-Social Behaviour Team	Community Safety/ DAAT Team	Emergency Planning & Business Continuity	Enforcement Service	Domestic Violence	Youth Offending Service	Total
£000's							
BSCF	£72	£351	0	0	0	0	£423
Borough Commander's Fund:	0	£115	0	0	0	0	£115
Formula Funding	0	0	£148	0	0	0	£148
HRA	£200	0	0	0	0	0	£200
National Treatment Agency:	0	£1,877	0	0	0	0	£1,877
NRF	£200	£280	0	£200	£80	£302	£1,062
ODPM				£300	0		£300
Youth Justice Board	0	0	0	0	0	£882	£882
Total	£472	£2,623	£148	£500	£80	£1,184	£5,007

Internal, Core Budgets (The figures given below are in £1,000's):

Internal Core Budget	Anti-Social Behaviour Team	Community Safety/ DAAT Team	Emergency Planning & Business Continuity	Enforcement Service	Domestic Violence	Youth Offending Service	Total
£000's							
Core Budget	0	£187	0	£4,200	£30k	£1,229	£5,646

In summary:

Total expenditure by the Council under the portfolio of the Executive Lead Member for Crime & Community Safety is therefore:

External funds: £5,007,000

Internal funds: £5,646,000

Total: £10,653,000

Written Question 2 - To the Executive Member for Housing from Cllr Beacham

In the last three years how many a) Police Officers b) NHS Nursing staff c) NHS Doctors d) Firefighters have been housed by the Council as part of the keyworker scheme contained in the Housing Application form? What steps has the Council taken to promote this to the relevant organisations and their employees?

Answer

The following data has been provided by Metropolitan Home Ownership, the zone agent for the key worker living programme in North London. The information covers applications for the period up to the end of the first quarter 2005, of the 2004 – 2006 Housing Corporation funded programme.

Group	<i>Intermediate Rent</i>	Shared Ownership	Homebuy
NHS	13	11	86
Education	21	17	116
LC Teachers *	3	2	67
Police	3	5	44
Prison	1	0	0
Probation	2	3	4
Local Authority	3	3	11

* LC – London Challenge

Although Haringey's definition of a key worker includes fire fighters, the definition used for the key worker living programme excludes this group. Fire fighters will be eligible to apply for key worker housing to be completed under future Housing Corporation funded schemes. NHS staff covers nurses, midwives, physiotherapists and other ancillary staff.

Haringey's Housing Strategy team has produced leaflets and a poster to provide information to potential key worker housing applicants. These have been widely distributed to Council offices, all borough schools and young children's centres, the health service for distribution to all their staff, the police and fire service. A very positive response has been received to this campaign. In addition, details have been posted on Haringey's website, and individual phone enquiries are taken.

Written Question 3 - To the Executive Member for Enterprise and Regeneration from Cllr Winskill

Which consultants have been employed as part of the Haringey Heartlands Project in the last three years and how much have they received in fees?

Answer

The following consultants have been employed on the Haringey Heartlands Project over the last three years, Prosperity Management, Arup, Avery, CB Richard Ellis (formerly CB Hillier). The totals spent for each of the last three years were 02/03 £256,055, 03/04 £173,373, 04/05 £154,389.

The funds used to meet consultancy fees on Haringey Heartlands have been predominantly from the annual revenue budget allocated for the delivery of strategic sites with some match funding provided under SRB Round 3 and by the LDA on such things as shared independent legal advice. Work has been various but includes preparing the masterplan, the outline of a Local Development Framework and work under the Council's direction on a range of regeneration matters.

Written Question 4 - To the Executive Member for Environment and Conservation from Cllr Hare

What has been the cost to the Council of pursuing the Aquaterra Option for Leisure Services for the last four years?

Answer

The Council actually made a decision to terminate the contract negotiations with Aqua Terra in the early summer of 2004, at what was an advanced stage of the procurement process. This complex project required significant external legal and financial technical support, at a cost of £470,000 over 4 years. Clearly some of that work has been used to inform decisions on both the interim management arrangement and strengthened in-house operation.

Subsequently, the Council has approved a £4.6m investment programme in new and refurbished facilities over the next 4 years.

Written Question 5 - To the Executive Member for Environment from Cllr Simpson:

How many Essential User Parking Permits have been issued in the last three years and if he will provide a breakdown of the number of permits issued to Midwives, District Nurses etc. What progress has been made with the ALG regarding improved recognition of parking permits for NHS Primary Care Staff?

Answer

The Council issued 8100 Essential Service Permits over the past 3 years and of which approximately 900 were issued to the Primary Care Trust.

The ALG Transport and Environment Committee and the London Boroughs operate a parking badge scheme for Doctors and others involved in primary healthcare. The badge is called a Health Emergency Badge. This badge covers urgent or emergency home visits by doctors, nurses, midwives and health visitors who are regularly away from their normal base.

This scheme is in place for a number of years and there are no plans at present to revise this scheme.

Written Question 6 - To the Executive Member for Crime and Community Safety from Cllr Floyd

With regard to the Council's proposal to place CCTV cameras to monitor the fountain beside Hornsey Library where will they be monitored from and will the Police have direct access to the images?

Answer

The cameras will be monitored by library staff during library opening hours: footage from the previous evening will be routinely screened each morning.

We have investigated the potential for linking images directly to the wider CCTV arrangements for the borough. We will implement procedures to ensure routine screening each day of footage from the previous evening.

Written Question 7 - To the Executive Member for Finance from Cllr Gilbert

What is the average time in days that it takes for Haringey to settle accounts with external suppliers for financial years 2002/3, 2003/4, 2004/5?

Answer

This has been an area of considerable improvement. Best value performance indicator no.8 measures the percentage of commercial invoices paid within terms (usually 30 days) and our performance over the last three years is as follows:

	Haringey target	Haringey actual	London top quartile	National top quartile	National target
Year	%	%	%	%	%
2002/03	80%	73%	80%	94%	100%
2003/04	80%	76%	87%	96%	100%
2004/05	86%	85%	87%	96%	100%

In 2005/06 to date the performance is at 90%.

This measure excludes disputed invoices.

Written Question 8 - To the Executive Member for Children and Young People from Cllr Engert

What has been the total cost in legal fees and compensation of the two recent cases involving a) the boy who was taken to court by Haringey Council after being granted a place at Weston Park School b) The eight year old boy with Asperger's disorder who was adjudged by the Local Government Ombudsman to have been denied him much needed extra schooling. Which budget head do these legal and other costs come under?

Answer

a) The case of the child offered a place at Weston Park School.

The authority initiated legal proceedings against the admissions appeal panel on the grounds that its decision was unlawful and unreasonable and thus created an undesirable precedent in relation to future cases. The court found in the authority's favour on the basis that the panel had applied the wrong legal test in making its decision. The proceedings were not issued against the child whose appeal had been upheld by the panel. The authority did inform the parents of the child, at the earliest opportunity, of its intention to issue proceedings against the appeal panel.

Under statute the authority is required to indemnify members of an admissions appeal panel in respect of legal costs incurred in relation to any decision taken by them in good faith in pursuing their functions. Consequently the authority incurred legal costs in respect of both parties in the proceedings. The total sum for the external legal costs for both parties amounts to £9,990 plus staff time valued at £3945 (internal legal charges) was incurred.

The fees were taken from the Admissions budget, which contains a provision for judicial review cases and legal advice.

b) This concerned a Haringey child with Asperger's who was placed in an out-borough school. The Children's Service had to contract with Barnet PCT for Occupational Therapy provision, the delivery of which was delayed. Haringey PCT were providing clinical support but this was not school-based. The pupil concerned was not out of school nor missed any schooling during this time. The parents were compensated with the sum of £7000 from the SEN budget for the delay in the OT provision.

Written Question 9 - To the Executive Member for Environment and Conservation from Cllr Newton

What bonus scheme if any are offered to parking wardens and other parking enforcement officers employed or contracted by the Council.

Answer

Parking Attendants working for the London Borough of Haringey do not receive any form of 'bonus' incentive for carrying out their duties. No such schemes or initiatives are in place for any member of staff working within the Parking Service.

Written Question 10 - To the Executive Member for Community Involvement from Cllr Davies

In light of recent Electoral Commissions report that 8-9% of the eligible population, did not register to vote in 2000, could the Executive member please detail what the Council is doing to encourage greater electoral participation, particularly in areas of economic deprivation?

Answer

The responsibility for electoral registration lies with the Electoral Registration Officer [ERO] appointed by the Council. In Haringey this is the Chief Executive. The Electoral Commission's report, *Understanding Electoral Registration*, highlights the difficulties associated with compiling an accurate register of electors. The report is to be welcomed, although there are some aspects of the statistical data that are being questioned by Electoral Registration professionals and we await further clarification on these.

There is, however, no room for complacency when it comes to involving residents in the democratic process and Haringey has been at the forefront in encouraging people to register. Haringey won the first national award for innovation in electoral administration for the introduction of telephone registration. This is now used by more than half the Councils in the Country. Our Electoral Services Office is currently in the process of recruiting 150 canvassers to call on all households that have not returned the registration form delivered to them at the end of August. They will be calling at all these addresses during October and November. We expect to get responses from 95% of these households in order to ensure that the revised register which is to be published on 1 December 2005 is as accurate as it can be.

Written Question 11 - To the Executive Member for Crime & Community Safety from Cllr Edge

How many a), prosecutions for fly-tipping were made in each of the last five years, and b), of them how many have been successful?

Answer

The Enforcement Service records date back to 2002. Since 2002 officers have reported 34 offences of fly-tipping for prosecution. In addition to this there are a number of cases pending from 2005 that have not yet been reported and which are not included here.

Reported cases have resulted in a range of outcomes from a conditional discharge to £700 plus costs. There is no record of any cases being lost, although some have been withdrawn where for example a company has ceased to trade.

A more detailed breakdown dating back 5 years can be provided at a later date using records held by Legal Services.

Written Question 12 - To the Executive Member for Crime & Community Safety from Cllr Oatway

How many fines have been issued in the borough for each of the last five years for a), littering, and b), dog mess?

Answer

(a) Fixed penalty notices issued for littering in the last 5 years are as follows

2001	-	45
2002	-	118
2003	-	91
2004	-	85
2005 ytd	-	72

(b) No fixed penalty notices have been issued.

Written Question 13 - To the Leader of the Council from Cllr Aitken

With regard to Civil Partnerships will the Executive Member a) detail how many of the registered venues in the borough will accept civil partnerships from 20th December 2005 b, whether Haringey Council will be permitting civil partnership ceremonies at the Civic Centre c, what training has been given to registry staff in preparation of the introduction of civil partnerships.

Answer

There are 8 premises in Haringey which are approved venues to celebrate marriage ceremonies. They have all been advised that their registration covers Civil Partnerships from the 20th December 2005. Haringey Registration Service will be offering ceremonies for Civil Partnership in the Civic Centre. Many enquiries have already been dealt with and 10 ceremonies have provisionally been booked for December and others for the New Year. Staff have already attended Civil Partnership Awareness Seminars arranged by the Association of Registration & Celebratory Services and are booked in for further training courses organised by the Registrar General's Office in October.

Written Question 14 - To the Leader of the Council from Cllr Bloch

How many requests under the Freedom of Information Act have been received since 1 January 2005, how many cases has the information been provided in full, in how many cases in part, and in how many cases has the council declined to disclose the information. How many cases have been taken to review and what has the outcome been in each instance.

Answer

At the end of August 2005, 333 Freedom of Information requests had been received. Of the 333 requests, 266 were supplied in full, three were supplied in part and two were declined. Of the remaining 62 requests not responded to at that date, exemptions are being considered in four of the cases. Two requests have been subject to internal review and in both cases the decision was upheld.

Written Question 15 - To the Executive Member for Community Involvement from Cllr Featherstone:

To ask the Executive member for Community Engagement from Cllr Featherstone: Please would the Council detail the a, staffing b, production c, distribution cost per issue to produce Haringey People magazine.

Answer

The total average costs per edition under the current contract is £36,366, broken down as follows:

Staffing and production: £14,841
Distribution: £21,525

It is forecast that these costs will reduce to £30,760 under a new contract to produce the magazine starting in December.

Written Question 16 - To the Executive Member for Finance from Cllr Hoban

Please would the Executive Member detail the amount of housing benefit over-paid in each of the last three years and of that a, how much was recovered and b, how much was written off.

Answer

Please see below a breakdown of each of the last three years in respect of overpaid housing benefits:

2002/03

Overpayments raised	£4.014 million
Payments received	£1.175 million
Write-offs	£4.647 million

Please note that the above figure for 2002/03 excludes the overpayments raised and received from ongoing benefit entitlement.

2003/04

Overpayments raised	£10,913 million
Payments received	£3,714 million
Write-offs	£275,000

2004/05

Overpayments raised	£7,742 million
Payments received	£3.412 million
Write-offs	£2,182 million

Please further note that the write-offs undertaken in each year will cover debts raised from 1st April 2000.

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**REPORT OF THE EXECUTIVE. No. 05/2005-06
COUNCIL 3 OCTOBER 2005**

Chair:
Councillor Charles Adje

Deputy Chair:
Councillor Harry Lister

INTRODUCTION

- 1.1 This report covers matters considered by the Executive at our meeting on 5 July 2005. For ease of reference the Report is divided into the Executive portfolios.
- 1.2 We trust that this Report will be helpful to Members in their representative role and facilitate a fruitful dialogue between the Executive and all groups of Councillors. These reports are a welcome opportunity for the Executive on a regular basis to present the priorities and achievements of the Executive to Council colleagues for consideration and comment. The Executive values and encourages the input of fellow members.

ITEMS OF REPORT

Finance

2. FINANCIAL PLANNING 2006/7-2008/9

- 2.1 The Council's financial planning was based on a four-year strategy covering the period of this administration from 2003/4 to 2006/7. We were now in year three of the strategy and the planning horizon needed to be extended to 2008/9 so that a three-year view was maintained. The original four-year strategy was defined by the very poor settlement for 2003/4. This was the year of the last major formula review, which resulted in the Council losing £17.7m from the base level of annual resources. Largely as a result of this, the Council received only the 'floor' (lowest possible) increase in grant for the three years 2003/4 to 2005/6. The major challenge for our strategy had therefore been to deliver targeted investment in key service priorities, whilst managing Council Tax levels in the context of the Government's threatened use of capping powers.
- 2.2 National resource levels for the period to 2007/8 were defined by the 2004 Spending Review. On this basis, the Council set a balanced budget for the period 2005/6 to 2007/8 earlier this year. The Council Tax increases for the Haringey element, both actual and assumed in that budget, were as follows:

	% increase
2003/4 (actual)	17.4
2004/5 (actual)	7.2
2005/6 (actual)	4.9
2006/7 (planned)	2.5
2007/8 (planned)	2.5

- 2.3 Housing Revenue Account (HRA) budget planning was based on a five-year period to 2009/10. The HRA faced a deteriorating underlying position as a result of the inter-relationship of stock reduction and subsidy issues. It was planned that this be managed from 2006/7 via as yet unspecified efficiency savings. There were also planned investment programmes over 2005/6 and 2006/7, in part underpinned by assumed improvement in the collection of service charges.

- 2.4 Education budget planning reflected the Council's current policy of passporting all education Formula Spending Share (FSS) resources. On this basis, the budget was balanced in 2005/6 but showed a potential deficit in the non-schools budget of £0.8m in 2006/7. It should be noted that this assumed the continuation of the Targeted Improvement Grant and external funding of sixth form centre transitional costs.
- 2.5 The capital programme was agreed for the period to 2007/8, based on the capital strategy and assumed levels of capital receipts. The programme was underpinned by the assumed disposal of part of the Civic Centre site and surplus residential homes capacity.
- 2.6 We considered a report which proposed a financial strategy for the period 2006/7 to 2008/9 and a process for consideration of the budget for 2006/7. Drawing on the matters set out in the report, we noted that the key strategy issues were as follows -

Although there was a possibility of some FSS formula changes in 2006/7, significant change in the local government finance system was more likely in 2007/8.

The pursuit of efficiency savings and improved value for money was a key factor in terms of maximising flexibility for service improvement and Council Tax restraint, meeting the Government's efficiency targets, and scoring well in the CPA judgement.

A period of relative constraint in public expenditure levels was likely to mean that further significant investment in service improvement would not be possible, and the emphasis would be on maximising performance from current investment levels.

When in due course the Council was required to enter into a Local Area Agreement (LAA), the Government would also participate more directly in the local planning process.

- 2.7 Our use of a business planning process at business user level to ensure that the strategic agenda was reflected in budget plans had, in recent years been supported by 'pre-business plan reviews' (PBPRs) to ensure that all options were considered, there were clear links to other internal strategies and service developments, that information could be shared fully with all stakeholders, and that performance expectations were clear. This process having proved successful in balancing strategic and detailed consideration of budgets and being well regarded by the various inspectors we report that we agreed that the PBPRs should again form the basis of the budget process.
- 2.8 The process to date had been based around targets for cashable efficiency savings of 2.5% per annum. We noted that current plans for 2007/8 were balanced on the basis that this target would be achieved, but that £2.5million was as yet not specified. It was proposed that 2.5% cashable savings targets be retained for the PBPR process, and that further consideration be given in due course to the possibility of further savings options being researched.

We also agreed the following timetable for the budget process:

Activity	By whom	By when
Consider overall strategy and process	Executive Advisory	21 June

	Board (EAB)	
Commence PBPR process	Chief Executive's Management Board (CEMB)	30 June
Consider budget scrutiny process	Overview and Scrutiny Cttee	4 July
Consider overall strategy and process	Executive	5 July
Agree release of PBPRs for budget scrutiny and consultation	Executive	1 November
Receive draft settlement	Officers	30 November
Consider draft settlement	EAB	6 December
Consider draft settlement	Executive	20 December
Consider product of budget scrutiny and consultation and draft budget package	EAB	10 January
Consider budget package	Leader's Conference	17 January
Agree budget package	Executive	24 January
Consider Executive's budget package	Council	6 February
Agree final budget and council tax	Council	20 February (subject to GLA timetable)

Organisational Development and Performance

3. IMPLEMENTING ELECTRONIC GOVERNMENT (IEG) 4.5

3.1 The IEG4.5 was a return required by the Office of the Deputy Prime Minister (ODPM), and was essentially a mid-term progress update based heavily on the format of the December 2004 IEG 4 Return. It recorded our progress in delivering Government targets on priority service outcomes and e-enabling services. We noted that good progress was being made. However, we were informed of a number of areas of concern in delivering 6 (out of 54) of the priority outcomes, compared with 7 which were reported to us in December 2004.

3.2 In approving the return for submission we noted that it had seven sections, viz:

The local context which was the only free form part of the return. Our concerns had been expressed about the Government's overall position on e-government. A brief summary of our overall arrangements had also been submitted, emphasising the three benefit classes (savings, performance improvement and perception improvement) which we were seeking to realise under the programme.

Section 1 set out our anticipated position against the priority outcomes. There were 6 outcomes which our current plans indicated we would not be able to meet. The reasoning was set out in the introduction to the IEG and we had made representations to ODPM officials. There were two broad reasons:

- the outcome specified was not deliverable or not economically deliverable in respect of outcomes R27 (Consistent CRM), G24 (CRM integration) and R28 (email handling);
- we were awaiting guidance and/or support from the Government which we did not believe would be forthcoming in sufficient time to deliver the outcome in respect of outcomes G8 (Single Business Account), G12 (integrated infrastructure in particular smart cards) and G16 (joined-up working for children at risk).

Section 2 sets out our position on change management issues. It was not mandatory to meet these requirements but we were are making reasonable progress.

Section 3 set out our position on BVPI 157 which we anticipated meeting.

Section 4 sets out our position on channel take up. These were largely a continuation of the data set out in previous IEG returns.

Section 5 sets out our expenditure on e-government.

Section 6 sets out the programme efficiency gains which were consistent with the Annual Efficiency Statement submitted in April 2005.

Housing

3. DIRECTION AND STRUCTURE OF HOUSING STRATEGY AND NEEDS BUSINESS UNIT

- 3.1 National guidance was clear that preparations for setting up an Arms Length Management Organisation (ALMO) should include measures to enhance the Council's strategic housing ability and not focus exclusively on the needs of the ALMO. The way that Councils tackled homelessness, temporary accommodation and re-housing also continued to change. Choice-based lettings, long term temporary accommodation and an increased emphasis on prevention were viewed by the Government as imperatives. The Council's homelessness prevention and options project was an example of how we were addressing this. Large-scale sustainable development of affordable rented and intermediate housing was crucial to the economic and social well-being of Haringey and the Housing Service needed the ability to plan, agree and deliver future housing provision.
- 3.2 We considered a report which advised us that the Housing Strategy and Needs Division needed to develop in order to respond to the changing local/national housing agenda and proposed new senior management structure for that Division. The new Business Unit configuration would allow the service to focus on our main housing priorities and achieve the Unit's Business Plan objectives. The suggested structure, which we approved, would also help key areas of the Strategy and Needs service to improve to meet the two star standard required at the Council's ALMO inspection in Summer/Autumn 2006.

Social Services and Health

4. OLDER PEOPLE'S INSPECTION (CSCI) OUTCOME

- 4.1 The Commission for Social Care Inspection (CSCI) was a relatively new Government inspection which had three key roles:

To inspect local services such as residential homes and to report to the Local Authority on their findings measured against agreed and published standards;

To accredit social care agencies; and, more strategically

To inspect an area of social care delivery such as, in this case, Haringey's Older People's Service, taking soundings from service users, partners and staff as to their opinion of the service and then to produce an evaluation of, in their opinion, where they believed the service stood in terms of quality and future possibility.

- 4.2 We considered a report which formed part of a series of themed Older People's Inspections which had taken place recently and we noted that the judgement of our service was that Haringey was serving some older people well and that capacity for improvement was promising.
- 4.3 The Inspection Report had captured a snapshot of how our Older People's Service had been operating at the time (October 2004) and contained many positive comments. There were 18 key recommendations and we noted from the Improvement Plan which had been produced that a great deal of work had been done in these areas since the time of the Inspection. There were also some areas of criticism with which we disagreed.
- 4.4 We remained committed to on-going improvement in our Older People's Services and we were pleased to see that the CSCI had so many positive comments to make in particular in relation to the strong and clear strategic direction which had been developed. We endorsed the Improvement Plan which clearly indicated that the Service was aiming for excellence and did indeed have promising prospects.

5. EXPERIENCE COUNTS: HARINGEY'S STRATEGY FOR IMPROVING THE QUALITY OF LIFE FOR OLDER PEOPLE'S

- 5.1 The Government's Green Paper (Independence, Wellbeing and Choice) and the All Our Tomorrows policy paper (Local Government Association/Association of Directors of Social Services) on adult social care for older people both suggested that such care should be seen in whole life terms rather than on a service by service basis. This paralleled the approach for children's services in the Children Act 2004. In addition, the Audit Commission (2004) had identified the need for an overarching strategy to improve quality of life for older people.
- 5.2 The Comprehensive Performance Assessment 2005 had emphasised the role of local government in promoting healthier communities and services to improve the quality of life for older people and the most recent Government strategy on ageing, 'Opportunity Age', highlighted the need to deliver two objectives:

To prepare effectively for the age shift, which would gather pace between now and the middle of the century; and
 To help meet everyone's aspirations for better later lives for themselves and their families.

- 5.3 As part of the development of our Community Care Strategy we gave a commitment to develop a wider strategy for older people by April 2005 and the report we considered proposed a strategy which would honour that commitment.
- 5.4 The strategy aimed to create better services to improve the quality of life for older people in Haringey and to promote positive attitudes towards ageing. It encouraged older people to be seen in whole life terms rather than on a service by service basis and covered all aspects of life including active retirement, volunteering, housing, employment, life long learning, transport, safety. It also encouraged people to take more responsibility for their personal health and well being and aimed to ensure that the diversity of Haringey's communities and the aspirations of older people were valued and responded to appropriately keeping services relevant to people's changing needs.
- 5.5 It was Haringey's first five-year strategy covering the period 2005 to 2010 and it described our priorities and commitments to people over 50. The central vision and guiding principles of the strategy would be applied to any service with which an older person in Haringey was likely to come into contact. In agreeing the strategy we noted that it met the requirements of Level 3 of the Key Lines of Enquiry for Comprehensive Performance Assessment 2005.

6. SOCIAL SERVICES ANNUAL REPORT 2004/05

- 6.1 We approved the 2004/05 Annual Report which identified the key improvements that had taken place within the Service last year. It also outlined where the service needed to improve and it's plans for the future. Following our approval of the contents, the Report was intended for publication and consultations on all of the initiatives would take place with the Haringey NHS Primary Care Trust, the voluntary sector and a range of partners.
- 6.2 The key issues of Independence Well-being and Choice, Community Care, Better Living for Older People and User and Carer Involvement were essential considerations for our delivery of equalities objectives. We noted that we had exceeded targets on the number of black and minority ethnic adults being helped to live at home (a total of 420) for the second year running. This was also the case for women (521). We had exceeded targets on helping black and minority ethnic adults (69%) and women (70%) who received direct payments. We had also exceeded targets for assessing and providing services for black and minority ethnic older people. This demonstrated our continuing commitment to ensuring that equalities issues were a golden thread running through all the services we provided.
- 6.3 For both Children's and Youth Offending Services the challenge had been to set realistic targets to try to bring down the disproportionately high numbers of children from certain black and minority ethnic groups represented within the service profile. We had also worked hard to address these issues with our strategic partners, and achieved some success including by equalising some sentencing outcomes for young offenders, and

ensuring black and minority ethnic young people in care obtained good exam results at GCSE and A-level.

7. SOCIAL SERVICES ANNUAL COMPLAINTS REPORT FOR 2004/05

- 7.1 We considered a report which outlined the performance of the Social Services complaints handling procedures and practices for the period 2004/5 against the two statutory complaints procedures. Both sets of regulations required that for monitoring purposes the Local Authority must make annual reports on the operation of their complaint procedures. We noted that the report provided recommendations for improving complaint handling and ensuring early resolution and that the local manager had resolved 89% of complaints.
- 7.2 The decreased volume of complaints indicated that lessons had been learnt and we were resolving issues before they escalated. Haringey residents had a greater awareness of the complaints' procedure and increased confidence in the Council's ability to resolve issues. The 'Listen Up' initiative was encouraging children and young people with learning disabilities to complain.
- 7.3 With regard to initiatives for 2005/06, we noted that there were a number of steps that Social Services were taking to improve performance including the need to learn from complaints as a strategy to minimise the likelihood of failings reoccurring, thus enabling benefits for service users. The development of this aspect was continuing to develop including by increasing relationships with the Independent Review Officers and Advocates to ensure earlier resolution, thereby eliminating complaints proceeding to stage two. In addition, the new structure of the complaints' policies and procedures, which incorporated resolution meetings and mediation, had helped minimise the escalation of complaints. Social Services Management teams were committed to the Council's vision of high performance and improvement and continued monitoring was taking place to ensure that recommendations were implemented which would in turn ensure service improvement.

Environment and Conservation

8. EXECUTIVE RESPONSE TO SCRUTINY REVIEW OF GREEN AND OPEN SPACES

- 8.1 The Scrutiny Review of Green Open Spaces was undertaken between December 2004 and March 2005. The aim was to examine in broad detail how the Review could contribute to the development of the Council's draft Open Spaces Strategy. The Review was undertaken in parallel with the development of the Haringey Open Spaces Strategy which set out the Council's vision and key strategic objectives for the future management and development of open space for the next 10 years. The majority of the recommendations from the Review had been incorporated within this Strategy.
- 8.2 We considered a report which advised us that the Review had identified 24 recommendations which, for the benefit of our consideration had been summarised into the following 10 key themes:

Developing a more co-ordinated approach to the management of green space;
 Improving safety, access and diversity of usage for green open spaces;

Improving the quality of management;
Land use policy;
Funding issues;
Monitoring;
Biodiversity and nature conservation;
Events in parks;
Representations to Central Government concerning the protection and importance of open space; and
Recommendations for future reviews.

A number of the recommendations had implications for more than one of the above themes.

- 8.2 We agreed that the key themes together with the recommendations to which they related and our responses thereto be allocated a proposed priority rating of high, medium or low and that our responses be incorporated within the Recreation Service's Business Planning process for 2005/6-2007/8. The draft Open Spaces Strategy which was also the subject of our consideration and which was included elsewhere in this report reflected the priority rating and would be the subject of public consultation.

9. OPEN SPACES INFRASTRUCTURE IMPROVEMENT PROGRAMME

- 9.1 The strategic importance and role of good quality open space was acknowledged in the Community Plan which referred to 'improving the environment' and in our draft Open Spaces Strategy which referred to 'safe, attractively designed, well used, and well maintained open spaces'.
- 9.2 Action and improvement were driven by the Better Haringey programme which alluded to 'cleaner, greener, safer,' and more specifically by the Recreation Service Business Plan which undertook 'to replace and upgrade', whilst at a local level specific proposals were developed and reflected in individual site Management Plans. At the heart of this agenda was the maintenance and enhancement of our public open space assets, which incorporated the replacement, refurbishment and renewal of physical infrastructure and facilities.
- 9.3 We report that we approved the proposed improvement programme for 2005/6 and in so doing noted that it had two strands of work which focussed on planning for major renewal and general improvement respectively, and was informed by external standards and assessment, condition audits, surveys, and 'Friends' feedback. The total programme spend was £1.77million of which 8% (£137,000) was committed to feasibility work on 4 major renewal sites, and 92% to refurbishment works across 26 sites.

10. EXECUTIVE RESPONSE TO SCRUTINY REVIEW OF HARINGEY'S TRANSPORT STRATEGY

- 10.1 The Scrutiny Review of Haringey's Transport Strategy was established as the Member Steering Group to guide the development of the Local Implementation Plan [LIP] in Haringey. The LIP set out how the Council would implement the Mayor's Transport Strategy. We considered a report which advised us that the Scrutiny Review had taken a

broad look at the local transport issues from their perspective as local community representatives and as pedestrians, cyclists, bus public transport users and drivers. During the review evidence had been heard from key stakeholders such as representatives from older people, car drivers, cyclists, pedestrians and environmental and transport organisations. A Stakeholder Forum had been held on 10 December 2004 to gather views on key transport themes in the Mayor's Transport Strategy.

- 10.2 We noted that the Member Steering Group [Scrutiny Review Panel] would be reconvened to consider if any changes were necessary for the final draft of the LIP. The draft LIP was to be the subject of consultation between mid June and 29 July and was to be sent to Transport for London and the GLA for comments. The timetable for the LIP was to redraft following consultation by October with formal approval expected by the Mayor within about 3 months of resubmission. Formal adoption by the Council would be expected in early 2006.
- 10.3 We report that we approved responses to the twenty five recommendations of the Scrutiny Review of Adaptations Service and in so doing we recorded our thanks to the Scrutiny Panel for their assistance in the development of the Transport Strategy and also to the Stakeholder Panel for it's active participation in the Review.

11. BOROUGH SPENDING PLAN

- 11.1 The Council was required each year to submit a bid for funding transport projects. The context for the Borough Spending Plan (BSP) was the requirement for the Council to prepare its Local Implementation Plan [LIP]. The LIP was required to set out how the Council would implement the Mayor for London's Transport Strategy at the local level. The draft LIP prepared had included a Borough Policy Statement, Parking and Enforcement Plan, Road Safety Plan and a School Travel Plan strategy. The LIP provided details of projects and programmes for the 4-year period from 2005/6 to 2008/9 with indicative proposals for 2009-2011. However, the LIP was not a bidding document and it was the BSP, which was linked to the LIP, which would remain as the mechanism for obtaining funding for transport projects and programmes from Transport for London (TfL).
- 11.2 We considered a report which advised us that this year TfL required the BSP to be submitted by 22 July 2005. The submission process was to tie in with the development of TfL's Business Plan. TfL had provided details of estimated allocations under the BSP until 2009/10 which showed that future allocations including for 2006/7 would reduce over this period in real terms and hence would not match the record allocation for 2005/6. TfL had changed the process whereby boroughs could submit bids for area-wide schemes. Under the new process there was a 3-step method of obtaining funding for schemes for town centres, station access and streets for people schemes. Boroughs could submit an initial bid at any time, not just at the time of submitting the full BSP, to obtain initial support and funding for developing a scheme. The second stage was the development of a scheme in detail and the third was the implementation. TfL would provide funding for the second and third stages subject to the availability of funding.
- 11.3 The BSP had to be based on the Transport Topics as set out in the guidance. These areas were: principal road maintenance, bridge strengthening and maintenance, local

safety schemes/20mph zones, school travel plans, Controlled Parking Zones, travel awareness, walking, cycling, area based schemes, regeneration area schemes, freight, environment, accessibility, local bus priority measures and bus stop accessibility works. The aim of the BSP was to obtain funds for broad areas of transport projects. The details of each project would be developed and consulted upon once the allocation had been decided by Transport for London in November 2005. There was scope within the funding mechanism to reallocate funds within the same transport areas and between transport areas if particular problems were encountered during the design/consultation stage which meant that there was some flexibility in allocating funds to meet the Council's overall transport objectives.

- 11.4 We report that we approved the submission of a Borough Spending Plan bid of £8.3 million to Transport for London. We also noted that sub-regional schemes were still being developed for North London through the North London Transport Forum by Enfield Council and so we authorised the Director of Environmental Services to approve the final bid following consultation with the Executive Member for Environment and Conservation.

12. DECRIMINALISATION OF MOVING TRAFFIC OFFENCES

- 12.1 This matter was the subject of a report to the Council meeting on 18 July 2005.

Chair:
Councillor Charles Adje

Deputy Chair:
Councillor Harry Lister

INTRODUCTION

- 1.1 This report covers matters considered by the Executive at our meeting on 26 July 2005. For ease of reference the Report is divided into the Executive portfolios.
- 1.2 We trust that this Report will be helpful to Members in their representative role and facilitate a fruitful dialogue between the Executive and all groups of Councillors. These reports are a welcome opportunity for the Executive on a regular basis to present the priorities and achievements of the Executive to Council colleagues for consideration and comment. The Executive values and encourages the input of fellow members.

ITEMS OF REPORT

Finance

2. ASSET MANAGEMENT PLAN

- 2.1 We considered a report which advised us that, in 2002, the Office of the Deputy Prime Minister had introduced a requirement for all local authorities to produce a formal Asset Management Plan (AMP). Each of these plans was assessed and for London authorities this assessment was carried out by the Government Office for London (GoL) with a marking category ranging from poor to good. A similar process was undertaken in regard to each Council's capital strategy (CS).
- 2.2 In 2003, both the Council's AMP and Capital Strategy (CS) were assessed as good and, as this was the highest assessment category, the Council was no longer required to submit an AMP or CS to GoL but nonetheless was expected to adhere to the principles of the assessments. In 2004, officers continued to collate relevant performance indicator information and undertook a number of property related projects introduced via the current AMP.
- 2.3 This year the revised Comprehensive Performance Assessment (CPA) introduced a new category within the key lines of enquiry – use of resources. This was, in effect, a continuation of the process to ensure that Council's adhered to best practice with regard to asset management. As a result, as part of the financial management criteria, the Council would be required to provide detailed evidence as to its use of resources.
- 2.4 We noted that the current AMP had been brought up to date so as to reflect the Audit Commission's lines of enquiry and detailed the current corporate asset management planning being undertaken in this Council. We also noted that the requirement to report to the Audit Commission on Use of Resources was intended to be an annual event and that as part of that process, an updated version of the AMP would be reported to us at least annually.

Organisational Development and Performance

3. ANNUAL REPORT ON THE COUNCIL'S HANDLING OF COMPLAINTS, COMPLIMENTS AND SUGGESTIONS IN 2004/05

- 3.1 We considered the annual report on the operation of the Council's corporate feedback procedures which detailed the Council's performance in both 2003-04 and 2004-05, and set out progress in implementing improvements to the customer feedback scheme. The report included the Local Government Ombudsman's annual letter on complaints he received against the Council in the year, and the Council's response to the issues raised.
- 3.2 In receiving the report we noted that key achievements over the last year included:
- Reducing the number of complaints escalating to stages 2 and 3 of the complaints procedure;
- Reducing the number of complaints about Haringey received by the Local Government Ombudsman, and the time taken to respond to his enquiries; and
- Continuing the embedding of learning from complaints to improve services.

Housing

4. EXECUTIVE RESPONSE TO THE SCRUTINY REVIEW OF THE COUNCIL'S APPROACH TO PRIVATE SECTOR HOUSING

- 4.1 Private sector housing played a major role in meeting housing need in Haringey, providing homes to over 70,000 households. The Private Sector Housing Strategy detailed how the sector could provide affordable, accessible and decent homes for those wishing to buy or rent.
- 4.2 We considered a report which recommended a response to the a scrutiny review of four areas of the Private Sector Housing Strategy, namely:
- Empty Properties
Initiatives for elderly owner-occupiers and private rented tenants
The Landlord Accreditation scheme
Houses in Multiple Occupation and the Unitary Development Plan (UDP).
- We noted that the Scrutiny Review had been endorsed by the Overview and Scrutiny Committee and we welcomed the comprehensive range of recommendations.
- 4.3 In total, the Review had given rise to 52 recommendations, the majority of which were agreed in full, and we report that we agreed specific responses to each of those recommendations that were either agreed in part, agreed in principle or not agreed. In endorsing the recommended response we also agreed to commission an action plan to set out the specific tasks required to implement the agreed recommendations.

5. FRAMEWORK FOR ESTABLISHING THE HARINGEY ARMS LENGTH MANAGEMENT ORGANISATION

- 5.1 In January 2005 the Council agreed, subject to an affirmative ballot of tenants, to establish an arms length management organisation (ALMO) to undertake day to day housing management of the Council housing stock and the works necessary to achieve the Decent Homes Standard. A successful ballot had since been held.
- 5.2 We considered a report which described Office of the Deputy Prime Ministers (ODPM) requirements for establishing an ALMO and which recommended the framework for the Haringey ALMO. We report that we reached a number of strategic and key decisions to enable Officers to develop detailed proposals for submission to the Government and we will keep the Council informed of progress of our submission.

Social Services and Health

6. CONSULTATION RESPONSE TO THE INDEPENDENCE, WELL BEING AND CHOICE GREEN PAPER

- 6.1 We received a paper in May 2005 which summarised the proposals contained in the Green Paper on the future of social care for adults (*Independence, Well-being and Choice*) and set out the Government's vision for social care in the context of growing demand for services, higher expectations, and people's wish to remain independent for as long as possible. The Government's consultation period on the proposals lasted until 28 July 2005 and various consultation events were held throughout June and early July to help in the formulation of a response.
- 6.2 We welcomed the new approach signalled in the Green Paper in which the local authority would occupy a key role in providing and facilitating access to universal services and addressing the well-being and public health agendas. We also welcomed the move away from traditional services towards an environment where individuals were offered real choices, preventative services were effective and there was more control on the part of the user. While all of these themes were laudable it was felt that there were a number of key omissions from the Green Paper:

The absence of an implementation strategy to deliver the vision;
 Vague and in some cases non-existent integration of the proposals in the Green Paper with other emerging agendas, particularly in the NHS;
 Lack of clarity about how the Directors of Adult Social Services were actually going to be able to deliver on their role, given the lack of "power" over other agencies and questionable incentives for those agencies to co-operate; and
 Lack of clarity over Government intentions to publish a White Paper on adult social care following the consultation period.

- 6.3 We report that we approved a response to the Green Paper which reflected the foregoing summary and we will keep the Council informed of any developments.

7. CONSULTATION PAPER FOR MENTAL HEALTH STRATEGY FOR HARINGEY

- 7.1 Mental Health Services in Haringey had been improving through recent community based service developments including Crisis Assessment and Treatment Teams and

Assertive Outreach Teams. However, there was a need to build on these improvements and increase the focus on community based services. The vision was of a comprehensive range of community based services, focusing on prevention of mental health problems, increased social and educational opportunities for service users and maximised independence and social inclusion. Service users wanted to be offered comprehensive assessment and real choice of intervention for their health and social care needs. Social care provision and voluntary sector providers were pivotal to this model of care.

- 7.2 Services locally had, historically, been centred on hospital based care but general consensus had been achieved through the development of the mental health strategy that this emphasis needed to change. Investment in expensive hospital care needed to be redirected into community based alternatives where appropriate. To achieve this vision would require the delivery of complex incremental change across all services both within Health and Social Care. We considered a report which proposed a strategy across the whole system of Mental Health Services in order to deliver a model appropriate to the needs of the people of Haringey.
- 7.3 We approved the move towards a system of mental health care which had greater emphasis on prevention, mental health promotion and care and treatment in the community as well as the suggested phasing of the work, in particular the delivery of changes to the provision of social care in day service and accommodation settings. We also agreed to increased joined up working across partners to maximise the positive outcomes for people with mental health problems in Haringey and granted approval to formal consultation on the proposals.

8. THE COMMUNITY CARE (RESIDENTIAL STRATEGY) FOR OLDER PEOPLE PAPER

- 8.1 The main thrust of our Community Care Strategy for Older People was to reduce the use of residential care and to increase and broaden the range of community care support. The Council currently had six residential homes for older people – two of which were outside the Borough. It was planned to dispose of these two homes, demolish and rebuild one of the in Borough homes which was already empty and to refurbish the three remaining three to a standard which was acceptable to the Commission for Social Care Inspection (CSCI).
- 8.2 We have been in discussion with Haringey Teaching Primary Care Trust (TCPT) for some years now regarding the phased development of the site which housed the former Hornsey Central Hospital in Park Road, N8. The first phase of this development was to have included various dementia related projects such as a day resource, and the second phase covered, amongst other developments, a care home. Initial thinking was along the lines of building a state of the art care home for older people with dementia, with the project to be funded via LIFT. The timeline was originally estimated to be 2006/07 the intention being to close and dispose one of the existing in Borough homes, Cranwood, and to move its residents to the new care home, a short distance away. However, we had also agreed to twin-track the future planning with the alternative option being to refurbish Cranwood.

- 8.3 Cranwood was a residential home located in Muswell Hill with 35 beds, 9 of which were used for intermediate care (short stay rehabilitation). It badly needed refurbishment both for the well being and morale of residents, and also to CSCI standards. CSCI considered the refurbishment work overdue and although they were content with the proposed programme to refurbish the home they did not want to see the works delayed. Within this programme there would be some work required to comply with Disability Discrimination Act standards. Due to a degree of doubt regarding the Hornsey Central development, Cranwood was included in a refurbishment tendering process which included two other homes. Following the tendering process, the estimated cost of refurbishment was approximately £300,000.
- 8.4 We considered a report which advised us that the TPCT had now reviewed it's priorities in relation to the Hornsey Central Hospital development and the proposed care home there was not likely to be built before 2009. As stated above, we had been twin tracking our approach to these two projects but the fact that the refurbishment programme was about to commence coupled with the TPCT rethinking the funding and the timescales for both phases of the Hornsey Central Hospital site made it imperative that a decision was made about how best to proceed.
- 8.5 We considered that the TPCT's timeline was inappropriate for the Council's planning and that we should no longer consider this development as viable. Consequently, we formally agreed to end our discussions with the TPCT, retain Cranwood and refurbish it in line with other Haringey homes.

Environment and Conservation

9. HARINGEY FOOTBALL DEVELOPMENT PLAN

- 9.1 Football was the most high profile sport nationally taking into account levels of participation, spectator interest and media coverage and, because of this high profile, it was uniquely placed to influence behaviour in a positive way, particularly that of young people, and could contribute to improving Community Plan outcomes across the range of themes.
- 9.2 Within the Borough, a Football Partnership Steering group had been established to co-ordinate provision across the Borough at a strategic level. Membership of the Partnership was from Tottenham Hotspur F.C., Neighbourhood Management, Youth Offending, Safer Communities, Recreation, Education, Youth, Connexions, Haringey Primary Care Trust, Metropolitan Police and Haringey Sports Development. A Football Development Plan had been developed in order to provide a more co-ordinated and strategic approach towards the provision of football facilities and activity within Haringey which should enable improved inter agency working, better targeted programmes and enhanced opportunities to generate external funding.
- 9.3 We report that we approved the Plan which included a Mission Statement together with 6 objectives as the basis for the development of future provision.

10. OPEN SPACES INFRASTRUCTURE IMPROVEMENT PROGRAMME

- 10.1 The strategic importance and role of good quality open space was acknowledged in the Community Plan which referred to 'improving the environment' and in our draft Open Spaces Strategy which referred to 'safe, attractively designed, well used, and well maintained open spaces'.
- 10.2 Action and improvement were driven by the Better Haringey programme which alluded to 'cleaner, greener, safer,' and more specifically by the Recreation Service Business Plan which undertook 'to replace and upgrade', whilst at a local level specific proposals were developed and reflected in individual site Management Plans. At the heart of this agenda was the maintenance and enhancement of our public open space assets, which incorporated the replacement, refurbishment and renewal of physical infrastructure and facilities.
- 10.3 We report that we approved the proposed improvement programme for 2005/6 and in so doing noted that it had two strands of work which focussed on planning for major renewal and general improvement respectively, and was informed by external standards and assessment, condition audits, surveys, and 'Friends' feedback. The total programme spend was £1.77million of which 8% (£137,000) was committed to feasibility work on 4 major renewal sites, and 92% to refurbishment works across 26 sites.

11. DRAFT SPORT AND PHYSICAL ACTIVITY STRATEGY - INCREASING PARTICIPATION

- 11.1 We considered a report which advised us that there had never been a more opportune time to build upon the success of work being undertaken across the Borough. The commitment and dedication of a small number of agencies, some of which were identified within the Strategy, was unquestionable and that commitment now needed to be harnessed and supported in order to provide the opportunity for increasing participation across the Borough at all levels and all abilities.
- 11.2 The renewed and increased focus on sport and physical activity was driven by:
- The award of the 2012 Olympics and Paralympics to London;
 - The new CPA Culture Block and focus upon consultation, participation, and satisfaction;
 - The Government's new "Choosing Health" strategy and the promotion of physical activity, particularly amongst young people and the elderly;
 - The creation of Children's Services and a focus on healthy lifestyles;
 - The Haringey Strategic Partnership's (HSP) emerging priorities around 'liveability' and 'wellbeing';
 - The role of sport in addressing social exclusion and supporting community cohesion; and
 - The Council's recent commitment to both Capital investment and a strengthening of in-house management capacity and drive.
- 11.3 The Strategy's 5 year vision which was underpinned by 6 key objectives, was:
- "To improve the quality of life of the people of Haringey through the development of high quality and affordable sporting and recreational activity and opportunity either directly or in partnership with community, voluntary and private sectors across Haringey".

11.4 The key messages and development proposed included:

A shift in focus to provision rather than provider, and the development of a “commissioning” function;
 Specific priority given to young people, the elderly and the workplace;
 The need to strengthen facilities management and pump prime wider partnership working;
 The development of a new integrated 3 tier approach to provision at a local, area and sub regional level;
 A focus on the development of the ‘area’ tier around Area Assembly and Children’s Services Network boundaries;
 The improvement and extension of sports facilities on or adjacent to secondary school sites, and the development of community access and programming agreements;
 Development of a new Sports and Physical Activity Panel linked to the HSP through the ‘Better Places’ Board (for facility planning/management) and the ‘Wellbeing’ and ‘Children’s Services’ Boards (for access and programming);
 More effective support to the voluntary sector; and
 The redevelopment of White Hart Lane Community Sports Centre with a sports development and sub regional remit.

11.5 We report that we endorsed the focus and objectives of the draft Strategy and approved it for wider consultation. We noted that a final report would be presented to us for formal approval and the launch of the Sport and Physical Activity Strategy for the Borough in November 2005.

12. DUKES AVENUE AREA - RESULT OF STATUTORY CONSULTATION

12.1 We reported to the Council on 4 October 2004 about our decision to introduce traffic calming measures within the Dukes Avenue Area. A leaflet was distributed in November 2004 to inform of the impending measures following which a number of residents, particularly those from Rosebery Road, raised issues regarding the types of measures to be implemented and concerns about the loss of parking.

12.2 We noted that a meeting had been held in late December with representatives of Rosebery Road, the then Executive Member for Environment and the Head of Highways. It was agreed at that meeting that residents would conduct their own Rosebery Road consultation for alternative methods of traffic calming. The Executive Member and Head of Highways offered to discuss these methods further with the representatives with a view to implementing them if supported by the residents. The feedback from the Rosebery Road consultation provided evidence that there was a high level of support for the introduction of flat top humps and the measures were subsequently implemented.

12.3 Following the introduction of flat top humps along Rosebery Road, residents of other roads were given the opportunity to view the flat top humps and contact the Council should they wish their road to be considered for alternative traffic calming measures, including flat top humps. In the meantime our officers continued with the creation of a 20mph zone and erection of vehicle activated signs.

12.4 Evidence was provided by residents’ representatives of Dukes Avenue, The Avenue, Grove Avenue, Muswell Road and Curzon Road, in the form of signed consultation

responses, that there was support for the introduction of flat top humps following which a leaflet was distributed to all properties in the original consultation area in April 2005 to inform of the impending introduction of road humps in Dukes Avenue, The Avenue, Grove Avenue, Muswell Hill and Curzon Road.

- 12.5 The proposal to introduce a 20mph speed limit in the area was advertised prior to the decision to make the necessary Traffic Management Order but, due to an oversight, the necessary consultation in accordance with section 90C of the Highways Act 1980 for the construction of road humps did not take place. Specifically, the proposal was not advertised in a local paper or on the highway. Therefore all works were suspended until a decision could be made following statutory consultation.
- 12.6 We considered a report which analysed the views received from all interested parties during the Statutory Consultation process. The report demonstrated that the statutory requirements for introducing flat top humps had been satisfied and, as a result, the report recommended that approval be granted for amendments to the existing humps and the introduction of further humps. We also received two deputations the first of which from residents of Dukes Avenue, Rosebery Road, Grove Avenue and the Avenue spoke in general support of the proposals to introduce flat top speed humps as specified in the report. We also received a second deputation which outlined their opposition to the proposals while accepting the need for calming measures in Dukes Avenue near the school.
- 12.7 We received a briefing note from the Head of Legal Services about matters that were relevant to our decision and having considered all the representations made under the statutory consultation both for and against the proposals as well as those made to us earlier by the two deputations, and having regard to the traffic, parking, safety and environmental factors supporting the proposals, we granted approval to amendments to the flat top humps in Rosebery Road, Dukes Avenue and Grove Avenue so that the gradient was reduced from 1:8 to 1:10. We also agreed that subject to funding approval from Transport for London to the construction of flat top humps in The Avenue, Muswell Road and Curzon Road. Consideration would also be given to further options for an HGV ban for the area and the A406 (North Circular Road) study would include monitoring of the effects of the scheme now agreed.
- 13. TOTTENHAM HOTSPUR PROPOSED MATCH DAY CONTROLLED PARKING ZONE**
- 13.1 It was recognized that on Tottenham Hotspur home match days parking pressures in the area of their stadium increased considerably and this had a negative impact on the environment. A number of meetings had been held between the Council and representatives from the Football Club to discuss the situation and possible solutions. As a result of the discussions Tottenham Hotspur had entered into a Section 106 agreement with the Council to investigate the possibility of introducing a Match Day Controlled Parking Zone (CPZ) in the roads suffering from match day parking pressures. Prior to conducting consultation with residents/businesses various meetings were held with Ward Members to establish an area that would form a match day CPZ.
- 13.2 We considered a report which analysed the views of residents/businesses both for and against the proposed Match Day CPZ and which made recommendations to proceed to the Statutory Consultation stage for the making of the necessary Traffic Management

Orders for it's implementation in specified roads.

- 13.3 We report that we agreed to proceed with Statutory Consultation for a Match Day Controlled Parking Zone at no cost to residents in specified roads. The proposed hours and days of operation of the CPZ would be Monday to Friday 5:00pm to 8:30pm and Saturday, Sunday and Bank Holidays, noon to 4:30pm on match days. We also agreed to the maintenance of the existing Traffic Management Orders for strategic roads surrounding the stadium. The decision on whether or not to make the requisite Traffic Management Orders having regard to representations received and all other relevant considerations would be made by the Director of Environmental Services in consultation with the Executive Member for Environment and Conservation. Residents would be informed of the decision.

Community Involvement

14. BRUCE GROVE CORE CENTRE TOWNSCAPE HERITAGE INITIATIVE

- 14.1 We reported to the Council on 4 October 2004 on the Townscape Heritage Initiative (THI) which was a grant scheme available from the Heritage Lottery Fund (HLF) to assist with the regeneration of historic urban conservation areas, focusing on the repair of the historic fabric and building features. The project met many of the priorities of both the Community Strategy and the Neighbourhood Renewal Strategy and was accompanied by the education of the owners, occupiers and the wider public to better appreciate the built heritage and ensure buildings were adequately looked after in future. This emphasis on the restoring of historic buildings in urban areas was a contribution to the shared goal of improving the physical, economic and social viability of the inner city urban environment. The initial grant application was successful following a lengthy Stage 2 approval process, and the full £1 million HLF funds were granted for the project. The approval was announced on 23 June 2005.
- 14.2 We considered a report which advised us that the proposal included the shop fronts in the core centre, the building envelope (exteriors of buildings) and improvements to dilapidated residential units above the shops. The programme of improvements was arranged in four groups, with one additional reserve group (Group 5). HLF required THI schemes to concentrate in very tightly defined geographical areas for maximum beneficial impact, hence the importance to progress the block 513-527 High Road in combination with the other properties in Groups 1-4. Group 5 would be moving away from this tight selection of properties and HLF required that grant applicants used every method possible to secure improvement of the priority selected properties, including compulsory purchase if necessary. Groups 1 - 4 included approximately 21-23 shop fronts, 6 individual buildings, 2 large blocks (or "parades"), and living accommodation above the shops in at least Groups 1 and 4.
- 14.3 We noted that the Bruce Grove THI was an ambitious project with the potential to draw in considerable additional funds to Tottenham High Road and to regenerate Bruce Grove Core Town Centre by refurbishing the rich supply of historic buildings, by improving the social housing, and by spurring economic regeneration in this important core centre of Tottenham. It was important to select a concentrated group of buildings in Bruce Grove

and the groups of properties selected were considered to be the most historically significant, represented similar architectural styles and scale and to be the most dilapidated. During the preparation stage of the programme the freeholders and shop owners in the four principal groups had been consulted and most were in favour of participation and were eager for the project to proceed. "In principle" agreements had been reached with most owners and occupiers. However, there were two exceptions, the owner of 515-525 High Road had initially refused to participate in the scheme and the owner of 527 had not responded to correspondence.

- 14.4 Initial discussions with the owner of 513-525 High Road (part freehold, 515-525 and part tenant, 513), confirmed they were prepared to consider becoming involved in the Scheme but during subsequent discussions they decided that they did not wish to be involved. A meeting had been held on 28 June 2005 with the owner and their planning and architect consultant which had resulted in an agreement that a structural survey be carried out and a condition report prepared with recommendations for work necessary to make the building stable. This could then be used as a basis to prepare an overall viability study.
- 14.5 Despite numerous attempts by project consultants and by the Council's partner housing associations it had not been possible to make contact with the owners of 527 High Road or gain a response from them. If agreement could not be obtained from the freeholders to work with the Council to improve the building and the core centre, then it was open to us to pursue the compulsory purchase of this building. The HLF noted in its guidance that local authority applicants should be prepared to use Compulsory Purchase Orders (CPO's) to secure key sites if required.
- 14.6 We report that in approving the Bruce Grove THI project, we noted that it was hoped to deliver the project by agreement with the relevant landowners following receipt of funding approvals. However, we also agreed that, subject to Network Housing Group underwriting the associated costs, to proceed to CPO's as a last resort to deliver the scheme.

Children and Young People

15. SCHOOL PLACE PLANNING ANNUAL REPORT

- 15.1 We considered a report which set out principles to inform school place planning in coming years, updated on the progress with the development of additional places, and summarised the most recent school rolls projection which had been significantly updated since December 2004. We noted the overall conclusions which were as follows:

At primary level, the provision of 120 new places in the west of the Borough at Coldfall (an additional 30) Tetherdown (an additional 30) and the TUC site (an additional 60) should provide sufficient capacity for at least the next two years, although this would be reviewed annually. The expansion of Rhodes Avenue would not be appropriate at this point.

At secondary level, the case for an additional secondary school, as proposed in the original 2003 Building Schools for the Future (BSF) bid, still stood. Further

recommendations relating to the secondary phase were reported later in this report in the item on Building Schools for the Future Strategic Business Case.

- 15.2 We report that we approved the opening of 60 new school reception places on the TUC site, Crouch End Hill, by the expansion of Coleridge Primary school to accommodate four forms of entry, subject to the outcome of statutory consultation and endorsed the following principles for school place planning:

Seek to meet demand for places within local communities, having regard for the role of schools at the heart of sustainable communities;
 Seek to make all our schools popular and successful - where expansion was needed to meet demand for places, the expansion of schools should be favoured where there was proven demand and well-established and successful leadership and management;
 Have regard to the impact of any changes on the viability and standards at existing and new schools; and
 Bring forward proposals that make best use of scarce capital resources.

We noted that a further annual report on school places would be presented to us in July 2006.

16. CHILDREN'S NETWORKS AS A FRAMEWORK FOR THE DELIVERY OF THE CHILDREN'S SERVICE INCLUDING CHILDREN'S CENTRES, PLAY PROVISION AND EXTENDED SCHOOLS

- 16.1 We considered a report which proposed that the delivery of the Children's Service should be via three Children's Networks (CN's). Each CN would bring together all services and provision for children and young people and their families provided by the Council, the Primary Care Trust (PCT), the Metropolitan Police and other statutory and voluntary services. The proposal had been developed in collaboration with those bodies. The delivery model took account of the Every Child Matters (ECM) agenda which was enshrined in the Children Act 2004, the proposed Childcare Bill; and Government initiatives including the Children's Centre Strategy, the Ten Year Childcare Strategy, the National Service Framework for Child Health and Maternity and the Extended Schools prospectus.
- 16.2 Children's Networks would include Children's Centres. By March 2006 there would be 10 (with 4 already designated) and a further 8 by 2008. Together they would target almost 15,000 children under 5. The criteria for establishing Children's Centres meant that most would be developed in the east of the Borough although it was intended to develop a borough-wide strategy. The Children's Centre service areas would be developed in line with the three Children's Networks thereby bringing coherence to the delivery of services to this age group. The combined revenue grant funding from both phases of Children's Centres was almost £6million and for capital £6.7million. These developments had pressed the need for building a more coherent framework for under 5's. The report therefore proposed that there was full integration of Sure Start Local Programmes into the delivery of Children's Centre Services. Revenue grant funding for Children's Centres was not guaranteed after 2008 and we noted that this underlined the need for a full financial appraisal to be brought to us in due course.

- 16.3 Children's Networks would also include Extended Schools. Extended Schools were schools that provided a range of extended services and facilities for the benefit of pupils, their parents, families and the wider community, tailored to local need. These schools were likely to be open to pupils, families and the wider community throughout the school day, before and after school hours, at weekends and during school holidays. Following the publication by the Department for Education and Skills (DfES) of an extended schools prospectus in June this year, local authorities were being challenged to facilitate the roll-out of a core offer of extended services in local schools. The headline targets were for half of all primary schools and one-third of all secondary schools to be providing this core offer to children and young people by 2008. The Office for Standards in Education (Ofsted) would report during school inspections on how wider services available in schools were contributing to improved standards, as well as improved well-being. DfES had announced targeted grant funding to support this initiative (a total of about £2.5 million over 3 years) and progress against this agenda would be measured through inspection. The Children's Service needed to respond quickly to these developments.
- 16.4 Haringey Play Service was strongly placed to play a key role in the Extended Schools Strategy and the delivery of the requirements of the Childcare Bill. Working as part of the Children's Service to provide better outcomes for children it would take a lead role in ensuring that play and out of school childcare supported the physical, social and emotional development of children. The Play Service would be responsible for fulfilling the Local Authority duty to secure sufficient childcare in response to the needs of families within each of the Children Network areas. The Play Service would assist the Children's Service to 'shape and support' the provision of out of school childcare to meet the challenge of the Ten Year Childcare Strategy.
- 16.5 These developments would require a more coherent and robust consultative strategy for the Children's Service. A new Under 5s, Play and Childcare Forum was proposed that would include the Early Years Development Childcare Partnership (EYDCP) and would bring together all those with a stake in services for the under 5s. The Under 5s, Play and Childcare Forum would itself become part of a more coherent structure for stakeholder involvement across the whole service with representation on the main Stakeholder Forum for the Children's Service that would feed into the Children and Young People's Strategic Partnership. The overall consultative strategy would be implemented between September and November 2005.
- 16.6 We noted that substantial progress had been made through phases 1 and 2 of Haringey's Change for Children programme (CfC) to establish the Children's Service and drive change. Progress on the delivery of the Service through the three Children's Networks needed to be taken forward during the Autumn to enable the development of coherent, integrated services focused on the needs of children and their families. The announcement of Phase 2 funding for Children's Centres, the need to develop the Play Service (especially the charging policy) and the recent announcement of funding for Extended Schools had all accelerated the need to draw these strands of the CfC programme together in an integrated strategy which would be addressed within a full financial appraisal.
- 16.7 Key changes including the full integration of Sure Start Local Programmes into the delivery of Children's Centre Services were essential in order to move toward a more

equitable service delivery in areas of disadvantage. It was also crucial that Children's Centres built on what had been learnt from the Sure Start programmes and this would be a foundation for the delivery of services for young children and their families.

17. BUILDING SCHOOLS FOR THE FUTURE INITIATIVE - STRATEGIC BUSINESS CASE

- 17.1 Building Schools for the Future (BSF) was a £2.2 billion funding stream from the Department for Education and Skills (DfES). Its purpose was to renew the stock of secondary school buildings across the country to deliver education fit for the 21st century. The BSF programme started last year and would run for 10-15 years. Haringey secured £87 million in wave two of the BSF funding stream, for non-PFI schools but we were still negotiating for PFI schools. When the outcome of these negotiations was confirmed the total would determine Haringey's BSF funding envelope, which would be split over waves two and four.
- 17.2 The intention was that all schools in the Borough would benefit whilst those facing the greatest educational challenge would receive more support to tackle social disadvantage. The money would be used to create successful schools, enjoying the confidence of local communities, maximising the life chances of local children and young people, contributing to the well-being and cohesion of the area and gaining from the potential of connections across the capital. The Children's Service together with governors, head teachers, staff and stakeholders were working with a team of advisors to examine how Haringey schools should look and function into the 21st Century. The main principles of the BSF initiative was to place schools firmly at the heart of their communities, to act as the major component of social and economic regeneration, and to harness the community in the task of raising achievement for all learners.
- 17.3 We considered a report which advised us that, the Council having been accepted in the second wave of the Building Schools for the Future Programme, we must submit a Strategic Business Case (SBC) in order to gain approval to move onto the development of the Objective Business Case which would detail the works to be carried out at each school site. As part of the SBC the Council needed to agree its vision and priorities for the future of secondary education in the Borough.
- 17.4 We report that we agreed to the priorities and vision for the development of secondary education in the Borough and we noted the progress made in the development of the SBC for the BSF programme. We also agreed that the finalisation of the SBC be delegated to the Director of the Children's Service and the Director of Finance in consultation with the Executive Member for Children and Young People.

18. REVIEW OF UNDER FIVES POLICY FOR CHARGING FEES

- 18.1 The Council had four Under 5s Centres that provided high quality integrated care and education for children aged 18 months to 5 years. The Centres included a high proportion of children with additional support needs including language and communication delay, social needs and special educational needs which had been identified by a range of agencies. As part of the Children's Centre strategy, the Under 5s Centres were in the first phase of development and were aiming to deliver the Children's

Centres core offer by March 2006. Where there was a Sure Start programme, they worked closely with the Sure Start family support team.

- 18.2 The Government's approach to supporting childcare was to provide funding for parents, rather than providers. As part of the Working Tax Credit parents might qualify for help towards the cost of childcare up to a maximum of 70%. The Child Tax Credit also contained a family element and a child element. It was imperative to utilise this funding by increasing fees as we noted that the Service would overspend in this financial year by an estimated £160,000 if no corrective action were taken. An alternative option to reduce staffing levels which accounted for 92% of costs was not feasible as Office for Standards in Education (OfSTED) staffing ratios were clearly specified and had to be maintained.
- 18.4 A detailed programme of informal workshops with parents was planned for July and August to support parents in accessing the Working Tax Credit and the Child Tax Credit. This programme would be extended to the wider network of Children's Centres over the coming year. We noted that it had been almost three years since there had been an increase in fees and a review had revealed that Haringey Centres had fallen well behind national and local rates.
- 18.5 We report that we agreed the following actions proposed to address the costs of the service -

Increase fee levels as from 1st September 2005 within the Working Tax Credit limits for childcare;

Provide a robust support programme to enable approximately 70% of parents to recover the cost of childcare from Working Tax Credits;

Develop a more flexible approach to the childcare provision on offer to enable greater choice for parents including by varying the number of sessions available; and 'Band' fees according to the services on offer at each Children's Centre.

**REPORT OF THE GENERAL
PURPOSES COMMITTEE No.01/2005-06**

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COUNCIL 3 OCTOBER 2005

Chair:
Councillor Reg Rice

Deputy Chair:
Councillor Jean Brown

INTRODUCTION

- 1.1 This report covers four matters considered by the General Purposes Committee at our meeting on 20 September 2005 and two matters considered by us at meetings earlier this year. Three of the reports from our last meeting resulted in recommendations from the Committee to full Council to make amendments to the Council's Constitution. The fourth report on the web-casting of meetings produced a request to full Council to adopt a Protocol that will have effect on a trial basis before it is recommended for adoption as part of the Constitution.

**ITEMS FOR DECISION FROM THE COMMITTEE MEETING ON
20 SEPTEMBER 2005**

2. CHILDREN'S SERVICE – DELEGATIONS TO OFFICERS

- 2.1 We noted that the Children Act 2004 and the Government's "Change for Children" programme have required the co-ordination of all the Council's services for children within a new Directorate. The Children's Service under its Director Sharon Shoesmith took over the functions of the former Education Directorate and the functions of the former Social Services Directorate relating to children with effect from 1 April 2005.
- 2.2 In order to provide the Director and her senior officers with the legal authority to take operational decisions, it was necessary to make urgent amendments to the scheme of delegation to officers. Under provisions in the Constitution, on 31 March 2005 the Leader authorised interim amendments to have effect for 6 months only.
- 2.3 Since March new Deputy Directors have come into post in the Children's Service and the allocation of responsibilities between them has been clarified. The proposed permanent scheme of delegation for the Children's Service is set out in Appendix 1 to this report. The functions relating to children that were formerly listed in the delegations to the Social Services Directorate are shown struck through in Appendix 2 which sets out the revised scheme for Social Services.

- 2.4 We were advised that the great majority of the statutory and non-statutory functions under the old scheme continue to be delegated in the same way under the new scheme but to officers with different titles.

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The Director of Children's Services will have the powers of the former Director of Education and the powers once exercised by the Director of Social Services in relation to children. The Director will have all the powers of her senior managers so that she has the authority to exercise effective control over decision-making. The former Deputy Director, School Improvement and Inclusion is replaced by the new Deputy Director, Standards and Inclusion with similar responsibilities. The former Deputy Director Resources and Community Services is replaced by the new Deputy Director, Community and Resources with similar responsibilities.

- 2.5 The main substantive changes arise from the new role of the Assistant Director, Business Support and Development (ADBSD). He will have powers relating to personnel matters concurrent with the existing powers of the Director. This is shown on page 3 of Appendix 3 to this report. The ADBSD will take over the existing delegated powers (i) to fix school term dates and training days, (ii) to license public performances by under 16s, (iii) to make exceptions to policies on admitting pupils to schools below statutory school age but only in cases with urgent medical or social reasons, and (iv) to provide travelling assistance, milk meals and clothing for children.
- 2.6 In some cases it is recommended that it would be more appropriate for existing delegations, that were once only at Director level, to be granted now, in addition, to the relevant Deputy Director or Assistant Director. These include (i) power to approve applications by youth workers to accompany youth groups on residential visits, (ii) power to approve training for youth service leadership and other training courses, (iii) power to provide careers education, (iv) duties to arrange appeals against exclusion from schools (v) duties in relation to school admissions parental preferences and appeals, (vi) duty to review sufficiency of childcare, (vii) duty to prepare (but not adopt) the Early Years Development Plan and (viii) powers relating to support for students in further and higher education.
- 2.7 We were recommended to clarify the roles of the Director (or her/his nominee) when establishing Fostering or Adoption Panels. The officer establishing the Panel must not be the same as the officer making the eventual decision in the light of the Panel's recommendation.
- 2.8 There are a small number of new statutory powers proposed as part of the revised scheme of delegation that were not included in the old scheme. The new reference to section 18 of the Children Act 2004 is required for legal reasons but confers no extra powers in practice.

There are new delegated powers under the Education Act 2005 relating to the inspection of maintained schools.

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- 2.9 Consequential changes to Parts K.1 and K.5 of the Constitution, which show the responsibilities of each Chief Officer and Directorate, are set out in Appendices 4 and 5 to this report.
- 2.10 We noted that there would be quarterly reports to The Executive with a digest of the types and numbers of decisions taken by officers under these delegated powers. Decisions of particular significance would be noted individually.
- 2.11 We were advised, by way of a late amendment to the report before us, that the arrangements for service provision relating to adult asylum seekers had changed. Since the Home Office were in the process of assuming responsibility for this provision, the remaining adult asylum seeker functions had now come under the management of the Deputy Director Children and Families within the Children's Service. We accepted that the references to the Immigration and Asylum Act 1999 in Appendix 2 should be deleted and that the corresponding references in Appendix 1 should be amended to remove the words (underlined and in italics) restricting the function to dependant children of asylum seekers.
- 2.12 We received recommendations from the Executive Member for Children and Young People that certain amendments be made to the scheme of delegation in Appendix 1 as follows:
- (i) on page 2, under "School Matters" item 1, the second sentence, relating to lost or stolen pupils' property, should be deleted ("Where payment exceeds £70 the Executive Member shall be consulted")
 - (ii) on page 3, under "School Matters" item 14, where the Director had authority to meet the employer's costs in cases of teachers stepping down, the circumstances should be better defined and the power should be subject to both consultation with, and the agreement of, the Executive Member with a report for to The Executive for decision in the event of disagreement.
 - (iii) on page 13, under the reference to 62 of the Children Act 1989, the word "himself" should be rendered gender-non-specific and similar changes should be made elsewhere.
 - (iv) near the start of the Appendix there should be a definition of "child" in age terms for Members' information.
- 2.13 We agreed to include the changes noted in paragraphs 2.11 and 2.12 above in the Appendices now recommended to Council. Arising from our discussion of the matter, we called for a Note from the Head of

legal Services for Committee Members before 3 October explaining (i) the circumstances in which the Council might be involved in claims for compensation for lost or stolen property of pupils at school, and (ii) the

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reference to Regulations under section 13 of the Social Security Act 1988 regarding the distribution of welfare foods.

WE RECOMMEND

That Council adopt the revisions to the scheme of delegation to officers set out in Appendices 1, 2, 3, 4, and 5 to this report and that Parts F.7, K.1 and K.5 of the Council's Constitution be amended accordingly.

3. AMENDMENT OF CONTRACT STANDING ORDERS

- 3.1 We considered a report dealing with Care Contracts for individuals and the need to amend the current procedures in Contract Standing Orders at CSO 6.10.
- 3.2 Before the coming into being of the Children's Service, responsibility for all care Contracts rested with the Social Services Directorate. Because of the need for urgent decisions to ensure continuity of care, the Director of Social Services was given powers to enter into "spot contracts". These are defined as one-off contracts meeting the needs of one or more individual "client" where beds, places or services are provided by the contractor without pre-agreed process. The price is negotiated on each referral over the contract period. Contract Standing Orders 8,9,10 and 11 relating to tender procedures and contract formation do not apply to spot contracts.
- 3.3 Other care contracts are categorised as "block contracts". These are defined as contracts where a number of beds places or services are provided by the contractor at pre-agreed prices. All Contract Standing Orders apply to block contracts. The Director is enjoined to maximise their use where this represented best value for the Council.
- 3.4 Responsibility for arranging care contracts for children has passed from Social Services to the new Children's Service. The Director of Children's Services should have the same powers in relation to both spot and block contracts as are granted to the Director of Social Services. The latter needs to retain her existing powers in order to continue provision for vulnerable adults and elders. The report proposed that a reference to "Children's Services" be added to CSO 6.10 wherever there is an existing reference to "Social Services" or its Director.

- 3.5 We also considered the recommendation to widen the definition of “block contract” so that it encompassed the current procurement practice. Most London Boroughs, including Haringey, have joined a pan-London scheme to secure fostering and residential care services

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for children. This involves a form of contract competitively tendered by the LB Harrow as lead Borough. This contract can be used by any participating Borough as the need arises. The scheme has substantial bulk purchasing advantages and is being extended to the provision of care for vulnerable adults and elders.

- 3.6 The pan-London contracts fits the definition of a block contract in all respects except that there is not generally a fixed “pre-agreed price”. Instead there will be a maximum price cap or a pre-agreed pricing schedule with upper and lower limits depending on the level of service provided. We noted that amending the definition to cover contracts with “pre-agreed pricing schedules” would bring the pan-London contract within the block contract definition.
- 3.7 We noted that a quarterly digest of decisions taken by the Director to enter into spot contracts would be reported to The Executive in addition to the existing monthly report to the relevant Executive Member.

WE RECOMMEND

That Council adopt the amendments to Contract Standing Order 6.10 set out in Appendix 6 to this report and that Part G.3 of the Council’s Constitution be amended accordingly.

4. AMENDING THE SCHEME OF DELEGATION TO OFFICERS

- 4.1 We noted that the last report proposing extensive changes to the scheme of delegation was considered by the Committee in January. New legislation had come into effect, or would soon do so, particularly the Housing Act 2004 and the Clean Neighbourhoods and Environment Act 2005.
- 4.2 Appendix 7 to this report records the changed title of the Head of Revenues and Benefits who is now the Head of Benefits and Local Taxation.
- 4.3 Appendix 8 to this report covers the revision of the delegated powers of the Head of Highways under the Highways Act 1980. It shows the removal of duplicated references to sections 130 to 278. It includes a reference to sections 90A-G granting powers relating to road humps and other traffic calming works. Delegated powers extend to consultation on proposals and implementing unopposed schemes.

Schemes subject to objection would be reported for decision to Members. Existing and new statutory powers relating to the stopping up and diversion of footpaths or other lengths of highway are now included together with the new "gating orders" procedure in locations

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experiencing significant crime or anti-social behaviour. We noted that controversial schemes would be reported for Member decision.

- 4.4 The Head of Highways and Assistant Director Streetscene would be granted the new powers under Part 5 in relation to skips scaffolding and building materials on highways in line with their existing delegated powers under the Traffic Management Act 2004, as shown on the first page of Appendix 9.
- 4.5 We noted that the Housing Act 2004 will replace the existing housing fitness standard with a new Housing health and safety rating system. It will introduce a new licensing regime for private rented properties. There will be a new requirement for sellers or estate agents to produce a home information pack before marketing any residential property for sale. These functions are to be exercised by the Assistant Director Enforcement as set out in Appendix 9.
- 4.6 The Clean Neighbourhoods and Environment Act 2005 will give the Council more effective powers to deal with nuisance and illegal parking, abandoned vehicles, litter, graffiti, fly-posting, waste deposits, dogs, noise from intruder alarms and other forms of statutory nuisance. These powers are to be exercised by the Assistant Director Enforcement as set out in Appendix 9 and also by the Head of Parking in relation to the parking controls.
- 4.7 We were advised that the Housing Act 2004 had introduced new powers in to the Housing Act 1985 and that new delegations to the Assistant Director Housing Management were appropriate in line with the existing delegations under the 1985 Act. These new powers included the ability to seek suspension of the "Right-to-Buy" in cases where the Council proposed demolition or tenants were guilty of anti-social behaviour. There were provisions on recovery of discounts on early disposals by former tenants, a right of "first refusal" for the Council on such disposal and powers to extend the trial period of an introductory tenancy. These new delegations are shown included with the existing powers in Appendix 10 to this report.
- 4.8 We noted that a quarterly digest of the type and number of decisions taken by officers under delegated powers would be reported to The Executive. Traffic Management Orders, road hump and traffic calming schemes, gating orders and other decisions of particular significance would be reported individually.

WE RECOMMEND

That Council adopt the revisions to the scheme of delegation to officers set out in Appendices 7, 8, 9, and 10 to this report and that Part F.7 of the Council's Constitution be amended accordingly.

5. WEB-CASTING OF EXECUTIVE AND OTHER COUNCIL MEETINGS

- 5.1 We received a report about the web-casting of Council and Committee meetings. We noted that a similar report was being submitted on the same date to The Executive in relation to "executive" bodies and that the report to us sought our recommendations to full Council in relation to the "non-executive" bodies.
- 5.2 The Government's E-Democracy National Project encourages Councils to engage more actively with their local communities using new technology. The web-casting of meetings and the inclusion of recorded material on the Council's website would accord with this. The report before us summarised the benefits in terms of increasing community awareness of the Council's policies, achievements and democratic processes and the ability to promote Haringey as a leading and innovative Council.
- 5.3 We were informed that the officer team had already sourced a suitable supplier of web-casting services with the intention of producing 5 hours of web-casting per month. Preparatory measures training and pilot web-casting of meetings had already occurred. The formal introduction of web-casting, if approved by Council, would be at the Wood Green Area Assembly on 17 October 2005.
- 5.4 We considered a proposed Protocol on Webcasting which would provide a set of rules to regulate it during meetings. There would be warnings on agendas and signage at meetings including an opportunity for individuals to object to being filmed. In each case the Chair would have discretion to suspend filming if it prejudiced the proper conduct of the meeting or if advised that it might infringe the rights of an individual.
- 5.5 This Protocol is intended to have effect once approved by full Council but it would not be adopted as part of the Council's Constitution until members were satisfied that it was appropriate for its purpose in the light of practical experience. After 6 months or thereabouts a further report will be submitted to Council recommending the adoption of the

Protocol as part of the Constitution. In the meantime, and in order to ensure that any problems can be rapidly resolved, we are recommending that the Head of Member Services, in consultation with the Leader and the Chair of this Committee, be granted delegated power to amend the Protocol if necessary.

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- 5.6 We received advice from the report and from officers present about the costs of the project and the legal implications in terms of Data Protection, Human Rights and Copyright Law. We also considered the implications for the hearing of licensing and planning applications in circumstances where there might be valid concerns about broadcasting identifiable objectors. We were concerned to ensure that individual objectors do not prevent themselves being filmed except where there are genuine and well-founded reasons for avoiding exposure but we agreed to support the text of the Protocol as drafted.

WE RECOMMEND

That Council agree to:

- (1) the web-casting of its meetings and those of its non-executive subordinate bodies, and
- (2) the adoption of the "Protocol for the Webcasting of Council and Other Meetings" set out in Appendix 11 to this report, pending a future report recommending the adoption of the Protocol as part of the Council's Constitution, and
- (3) grant delegated authority to the Head of Member Services, acting in consultation with the Leader and the Chair of the General Purposes Committee, to amend the above Protocol if this proves to be desirable in order to secure the proper conduct of meetings.

That Council note that a report in similar terms has been agreed by The Executive at its meeting on 20 September 2005 in relation to its own meetings and those of its subordinate bodies.

ITEM FOR DECISION FROM THE COMMITTEE MEETING ON 8 MARCH 2005

6. ATTENDANCE BY STATUTORY NON-COUNCILLOR MEMBERS OF COUNCIL BODIES

- 6.1 On 4 October 2004 the Council amended the Scheme of Members' Allowances so as to put beyond doubt that the "Co-optees' Allowances" were only payable to the various statutory non-Councillor members of Committees, these being the 5 education representatives on scrutiny

bodies and the 4 independent members of the Standards Committee. In order to comply with the Regulations governing Members' Allowances, it was agreed that these allowances could no longer be paid at the rate of £50 per meeting attended but should instead be paid

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as an annual sum of £250 subject to pro-rata reduction if membership ceased during the year.

- 6.2 We noted that Councillors are subject to rules in section 85 of the Local Government Act 1972 which remove them from membership if they fail to attend any formal meeting throughout a period of 6 months without the approval of the Council before the expiry of that period. A similar rule applies to elected Parent Governors on scrutiny bodies. However, we had concerns about the payment of the "Co-optees' Allowances" to the church representative on scrutiny bodies and the independent Standards Committee members in circumstances where there might be no effective sanction to secure the attendance of those members at the Council bodies to which they had been appointed. Therefore, we called for a report on this matter and undertook a protracted consultation exercise on a draft Protocol with the bodies affected inside and outside the Council.
- 6.3 The proposed Protocol is attached to this report as Appendix 12. It provides for a procedure in the event that a statutory non-councillor member fails to attend a meeting of a Council body to which that member has been appointed for two consecutive meetings. The Head of Member Services will send a warning letter requesting the attendance of that member at the next meeting of the relevant body in order that the member can offer an explanation for absence. In the event of illness or other sufficient reason the member can submit a written explanation. The relevant Committee will decide whether to condone any past or future non-attendance and may impose conditions. The Overview and Scrutiny Committee and Standards Committee may recommend to full Council that a non-attending member should be removed from office.
- 6.4 We have been advised that the Council has power to terminate the membership of a non-attending Standards Committee member. In the case of the two church representatives on scrutiny bodies, the power to appoint and remove rests with the Diocesan Board of Education (Church of England) and the Roman Catholic Bishop. The Council could only request the church authorities to make a fresh appointment in the event of non-attendance.
- 6.5 We noted that the Standards Committee had accepted the draft Protocol. The Overview and Scrutiny Committee was unhappy with the proposals and they had asked us to re-consider them in relation to the church representatives. The Diocesan Board of Education had

indicated that it was happy with the proposals. Despite efforts to chase a reply, we were informed that the Roman Catholic Diocese office never responded to the consultation.

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6.6 At our meeting on 8 March we agreed the following amendments to the draft Protocol in order to meet the concerns expressed by the Overview and Scrutiny Committee (OSC):

- (i) paragraph 6 in its final sentence should provide that the “warning letter” procedure would not apply where an apology for absence had previously been sent and accepted, and
- (ii) paragraph 7 should state that the removal of a non-attending member is entirely a matter for the relevant Committee, and
- (iii) paragraph 10 should provide that OSC may take into account the potentially irregular nature of the meetings of OSC and its Scrutiny Review Panels where education matters would be considered. OSC may also take into account the other Council-related work done by the church representatives part from attending the formal meetings of scrutiny bodies, and
- (iv) paragraph 16 should mention the statutory reason why other faith and non-faith representatives have not had a role on education scrutiny.

6.7 We resolved to recommend the draft Protocol with these amendments to full Council but subject to a final consultation with OSC through its Chair. Consultation has been carried out but no adverse comments have been received in relation to the Protocol.

WE RECOMMEND

That Council adopt the Protocol set out in Appendix 12 to this report as a new Part C.8 of the Council’s Constitution.

ITEM FOR DECISION FROM THE COMMITTEE MEETING ON 4 JULY 2005

7. COUNCIL TAX BASE - DELEGATION OF THE ANNUAL DETERMINATION TO THE DIRECTOR OF FINANCE IN CONSULTATION WITH THE EXECUTIVE MEMBER FOR FINANCE

7.1 We considered a report on this matter from the Director of Finance. We noted that the council tax base determination (CTB) is not only required for the Council’s purposes but also to enable the precepting bodies to set their budgets and levies. As such there is some pressure to conclude the annual determination within tight time limits. For this

reason there is a move among many Councils to delegate this to the Chief Finance Officer rather than leaving it for full Council.

- 7.2 We were advised that changes to the statutory position introduced by the Local Government Act 2003 mean that there is now no longer a

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legal requirement to have full Council determine the CTB. Legally, the Council can delegate this to a Committee or an officer.

- 7.3 The CTB for Revenue Grant purposes, as calculated in accordance with Annexe C of the Local Government Finance Report, measures the tax-raising capacity of local authorities, expressed in terms of properties. The CTB is used to calculate the level of Council tax for a Band D property to give the amount to be paid by individual households.
- 7.4 Council tax requires that all domestic properties be placed in one of nine valuation bands. The Government has determined that the Council Tax level for each of the bands is assessed as a proportion of the tax rate for a band D property. Each year the Council must estimate the equivalent number of Band D properties, after allowing for discounts, exemptions, losses on collection etc.
- 7.5 We noted that Haringey's CTB for 2005/06 of 83,314, after allowing for a provision for non-collection of council tax of 4 per cent, was approved at Council on 24 January 2005. Benefits and Local Taxation, in conjunction with Corporate Finance, each year provide this calculation. The methodology for calculating the CTB is set out in the Local Authorities (Calculation of Council Tax-Base) Regulations 1992. In summary the number of dwellings in each property band as assessed by the District Valuer is adjusted for discounts, exemptions and disabled person reductions. The resultant sum is then converted to Band D equivalent by application of the statutory weighting (ratio to Band D). The Council, in declaring its CTB, must take into account a provision for non-collection. It also needs to take into account the monies that will ultimately be received.
- 7.6 We were advised that determining the CTB is essentially a technical calculation with an element of discretion, for example in relation to the provision for non-collection, that must be exercised on the basis of professional judgement. As such, it is an appropriate matter to be delegated to the Director of Finance in consultation with the Executive Member for Finance. We noted that the actual level of Council Tax would continue to be a matter for the Executive and Council as part of the budget setting process.
- 7.7 This matter was subsequently considered by the Executive Advisory Board (EAB) on 6 September 2005. The EAB accepted the proposed

delegation arrangement subject to the proviso that EAB too must be consulted by the Director of Finance before the delegation is exercised each year. This will be reflected in the terms of the delegation.

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- 7.8** Part E1 paragraph 6.02 (b) of the Constitution refers to the 'Council Tax Base' in the definition of the 'Budget' so this would need amendment together with Part F7 section 3 which sets out the delegated powers of The Director of Finance.

WE RECOMMEND

That Council adopt the addition to the delegated powers of the Director of Finance set out in Appendix 13 to this report and that Parts E.1 and F.7 of the Council's Constitution be amended accordingly.

AMENDMENT TO THE SCHEME OF DELEGATION TO OFFICERS FOR THE CHILDREN'S SERVICE – TO BE MOVED AT FULL COUNCIL ON 03/10/05

The amendment arises in Appendix 1 to the report of the General Purposes Committee, at page 2 of the Appendix, in the list of Non-Statutory delegations, under the heading "School Matters", at item 1. This delegates the "power to deal with applications for compensation in respect of lost or stolen property belonging to pupils whilst at school." This is shown in the agenda papers as delegated to the Deputy Director Standards and Inclusion but, in fact, the power is exercised by the Risk and Insurance Manager under the supervision of the Director of Finance. The proposed amendment, is to delete the reference to the Deputy Director Standards and Inclusion and to replace it with references to the Director of Finance and the Risk and Insurance Manager. The amendment now proposed is shown in red on the attached page.

Schedule of abbreviations used in the Scheme of Delegations for the Education <u>Children's</u> Service
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Director of Education the Children's Service	<u>DES- DCS</u>
Deputy Director-School Improvement <u>Standards</u> & Inclusion	<u>DD-S&I</u> <u>DDS & I</u>
Deputy Director-Resources & Community <u>& Resources</u> Services	<u>DDR&CS</u> <u>DDC&R</u>
<u>Deputy Director – Children & Families</u>	<u>DD – C&F</u>
<u>Assistant Director – Business Support & Development</u>	<u>AD – BS&D</u>
<u>Director of Finance</u>	<u>DF</u>
<u>Risk and Insurance Manager</u>	<u>R&IM</u>

To the Principal Education Welfare Officers

Authorising all enforcement functions, prosecutions and legal prosecutions in the area of operational responsibility of the post including legislation relating to school attendance.

Non-statutory delegations

Further Education Matters	
1. Power to approve applications from full-time youth workers employed by the Borough to accompany youth groups on residential visits as part of their official duties subject to the time spent on such visits not exceeding 10 working days in any year and each individual residential visit not exceeding 5 working days.	<u>DES</u> <u>DDC&R</u>
2. Power to approve arrangements for youth service leadership and other training courses.	<u>DES</u> <u>DDC&R</u>
School Matters	
1. Power to deal with application for compensation in respect of lost or stolen property belonging to pupils whilst at school. Where payment exceeds £70, the Executive Member for Education shall be consulted.	<u>DD-S&I</u> <u>DF</u> <u>R&IM</u>
2. Power to consider applications and grant assistance towards the cost of boarding education within the agreed criteria.	<u>DD-S&I</u>
3. Power to place children with special educational needs at suitable residential schools as and when necessary.	<u>DD-S&I</u>
4. Power to consider and decide upon applications by teaching staff for leave of absence.	<u>DD-S&I</u>
5. Power to approve school journeys and payment of assistance to	

pupils and teachers in accordance with the approved regulations for such journeys.	<u>DD-S&I</u>
6. Power to enforce requirements regarding school attendance and the employment of children or young persons and discretion to institute a Parenting Order as an alternative to prosecution for non-attendance.	<u>DD-S&I</u>
7. Power to vary the teacher/pupil ratio for staff accompanying children from Special Schools or classes.	<u>DD-S&I</u>
8. Power to make exceptions for urgent medical or social reasons to the policy of admissions of pupils below statutory school age.	<u>DD-SI&I</u> <u>ADBS&D</u>

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APPENDIX 1

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

PART F.7 OF THE CONSTITUTION

Section 5 ~~Education~~ The Children's Service - Scheme of Delegation

To the Director of ~~Education~~ the Children's Service

All Education Services functions of the Council, except those powers and responsibilities undertaken by the Executive or Executive Member with this portfolio or reserved to the Council. Reserved to The Executive and excluded from this delegation are:

- i) Local Management of Schools – significant variations to the Scheme and any cases of a withdrawal of delegated powers;
- ii) The adoption of a syllabus of religious education on the recommendation of the Standing Advisory Council on Religious Education (SACRE);
- iii) Determination of Discretionary Awards
- iv) Establishment or discontinuance of Schools

All Social Services functions of the Council relating to children except those powers and responsibilities undertaken by The Executive or Executive Member with this portfolio or reserved to the Council. Reserved to The Executive and excluded from this delegation are decisions on the permanent closure, relocation or change of use of residential establishments and day establishments providing services for children which shall be reserved to The Executive.

Included in this delegation are the statutory and non-statutory functions also delegated to the designated officers as listed below.

~~All the powers delegated to any of the senior officers within the Directorate will be able to be exercised by other senior officers in place of that senior officer. Each Assistant Director shall be authorised to exercise other Assistant Director's delegations in their absence to ensure 24 hour service provision.~~

Any Deputy Director or Assistant Director in the Children's Service may exercise the delegated powers of any other Deputy Director or Assistant Director if that other officer is absent in order to ensure 24 hour service provision

Schedule of abbreviations used in the Scheme of Delegations for the Education <u>Children's Service</u>
--

Director of Education the Children's Service	DES <u>DCS</u>
Deputy Director-School Improvement <u>Standards & Inclusion</u>	DD-S&I <u>DDS & I</u>
Deputy Director-Resources & Community <u>& Resources Services</u>	DDR&CS <u>DDC&R</u>
<u>Deputy Director – Children & Families</u>	<u>DD – C&F</u>
<u>Assistant Director – Business Support & Development</u>	<u>AD – BS&D</u>

To the Principal Education Welfare Officers

Authorising all enforcement functions, prosecutions and legal prosecutions in the area of operational responsibility of the post including legislation relating to school attendance.

Non-statutory delegations

Further Education Matters	
1. Power to approve applications from full-time youth workers employed by the Borough to accompany youth groups on residential visits as part of their official duties subject to the time spent on such visits not exceeding 10 working days in any year and each individual residential visit not exceeding 5 working days.	DES <u>DDC&R</u>
2. Power to approve arrangements for youth service leadership and other training courses.	DES <u>DDC&R</u>
School Matters	
1. Power to deal with application for compensation in respect of lost or stolen property belonging to pupils whilst at school. Where payment exceeds £70, the Executive Member for Education shall be consulted.	DD- <u>S&I</u>
2. Power to consider applications and grant assistance towards the cost of boarding education within the agreed criteria.	<u>DD-S&I</u>
3. Power to place children with special educational needs at suitable residential schools as and when necessary.	<u>DD-S&I</u>
4. Power to consider and decide upon applications by teaching staff for leave of absence.	<u>DD-S&I</u>

5. Power to approve school journeys and payment of assistance to pupils and teachers in accordance with the approved regulations for such journeys.	<u>DD-S&I</u>
6. Power to enforce requirements regarding school attendance and the employment of children or young persons and discretion to institute a Parenting Order as an alternative to prosecution for non-attendance.	<u>DD-S&I</u>
7. Power to vary the teacher/pupil ratio for staff accompanying children from Special Schools or classes.	<u>DD-S&I</u>
8. Power to make exceptions for urgent medical or social reasons to the policy of admissions of pupils below statutory school age.	<u>DD-SI&I</u> <u>ADBS&</u> <u>D</u>
9. Power to increase price of school meals to meet inflation.	<u>DD-</u> <u>C&R</u>
10. Power to authorise a review of the group of a special school in response to representations from the governors of the head teacher of the school.	<u>DCS</u>
11. Power to determine the school term and holiday dates including in-service training days for any community, community special or voluntary controlled school.	<u>DD-</u> <u>R&CS</u> <u>ADBS&</u> <u>D</u>
12. Power to undertake the appointment of appraisers of head teachers.	<u>DD-S&I</u>
13. Authority to determine response to governing bodies in respect of teachers below head teacher, secondary deputy head or posts of comparable level in respect of premature retirement.	<u>DD-S&I</u>
14. Authority to agree to the LEA meeting the costs of the employers' contribution in appropriate cases of teachers' stepping down <u>where changes in the employment status of teachers are effected in the interests of the effective discharge of the education function. The exercise of this power is subject to consultation with, and the agreement of, the Executive Member. In the event of disagreement, the matter shall be reported for decision to The Executive.</u>	<u>DCS*</u>
Educational Development Matters	
1. Power to approve the acceptance of any tender for a minor works project which exceeds the approved estimated cost by up to 10% and to utilise as necessary the contingency sum in this respect.	<u>DD-</u> <u>C&R</u>
2. Power to take action for the security of educational premises to prevent damage and trespass at schools.	<u>DD-</u> <u>C&R</u>
3. Power to determine the future siting of mobile classrooms having regard to the amount allocated for this purpose in the approved estimates and to the proved need for such accommodation.	<u>DD-</u> <u>C&R</u>
4. Power to approve the occupation of residential properties on education land.	<u>DD-</u> <u>C&R</u>

5. Power to agree on appropriate charges in exceptional circumstances and settle questions of interpretation re letting of education premises.	<u>DD-</u> <u>C&R</u>
6. Power to approve voluntary projects for buildings where a loan is not required; the proposal does not involve an additional teaching space; the proposed building is in permanent, traditional or pre-fabricated concrete construction and the Chief Executive and Director of Finance is satisfied that the revenue implications of the proposed development can be contained within the appropriate budget.	<u>DD-</u> <u>C&R</u>
7. Power to apply for deemed planning permission for all appropriate building projects provided that the project is within an approved programme or, in the case of the projects which are the responsibility of schools or the college under the schemes of local management, that an appropriate resolution has been passed by the governing body approving the project.	<u>DD-</u> <u>C&R</u>
8. Power to determine each year for schools not having a delegated budget the standard charge for the various categories of lettings within the approved scheme of lettings.	<u>DD-</u> <u>C&R</u>
9. Power to implement the provisions of uncontested statutory notices.	<u>DCS</u>
Social Services Matters	
1. Appoint review panels to consider stage 3 complaints <i>relating to children</i> that fall within the National Health Service and Community Care Act 1990	<u>DSS</u> <u>DCS</u>
2. Power to determine requests for access to personal files <i>relating to children</i>	<u>DSS</u> <u>DCS</u>
3. Consent to passport application of a child subject to a Care Order	<u>DSS</u> <u>DCS</u>
4. Consent to medical treatment for a child subject to a Care Order	<u>DSS</u> <u>DCS</u>

Specific Statutory Delegations

NOTE

A "child" is defined in the Children Act 1989 as a person under the age of 18. Different ages may be relevant to the statutory duty in the case of former "looked after" children and for the purposes of other Statutes.

Local Government (Records) Act 1962		
Section 1	Power to promote adequate use of records	<u>DD-C&R</u>
Section 2	Power to acquire by agreement or accept by way of gift records of local interest	<u>DD-C&R</u>
Children & Young Persons Act 1963		
Section 37	Power to grant licences to children of statutory school age for child performances	<u>AD-CS</u> <u>DD-SI&I</u> <u>ADB&S</u>
Section 39	Power to revoke such licences	<u>AD-CS</u> <u>DD-SI&I</u> <u>ADB&S</u>
Section 41	Powers to grant or revoke licences for training persons between 12 and 16 for dangerous performances	<u>DDC&F</u>
Section 56	Power to prosecute for offences under the CYP Acts	<u>DDC&F</u>
Health Services & Public Health Act 1968		
Section 65	Power to give assistance by way of grant or loan to a voluntary organisation whose activities consist of or include the provision of a service similar to a relevant service (services under the National Assistance Act 1948, Adoption Act 1976, Children Act 1989, etc)	<u>DDC&F</u>
Children & Young Persons Act 1969		
Section 23	Power to provide accommodation (including secure accommodation) for children and young persons remanded or committed by a court to local authority accommodation; to authorise any officer or other person to detain any person so remanded or committed; to apply to any Court for conditions to be attached to any such remand or committal; and to seek the Secretary of State's consent to arrangements that the whole or part of any period of any such remand or committal should be in a secure training centre	<u>DDC&F</u>

Section 30	Power to detain any person in a community home or controlled community home in accordance with directions given by the Secretary of State, and to recover from the Secretary of State any expenses reasonably incurred in discharging this duty.	<u>DDC&F</u>
Local Government Act 1972		
Section 195(3)	Power to submit proposals for <ul style="list-style-type: none"> • the care of mothers and young children under the National Health Service Act 1946 • prophylaxis care and after care under the Health Services and Public Health Act 1968 and schemes under the National Assistance Act 1948 relating to the accommodation and welfare of handicapped persons and the employment of disabled persons	<u>DDC&F</u>
Adoption Act 1976		
Section 1	Power to establish and maintain an adoption service	<u>DDC&F</u>
Section 6	Power to safeguard and promote the welfare of any child when making a decision with regard to their adoption, and to ascertain the wishes and feelings of such a child	<u>DDC&F</u>
Section 7	Power to have regard to any wishes of a child's parents and guardians as to the religious upbringing of the child when placing it for adoption	<u>DDC&F</u>
Section 9	Power to exercise and perform all powers and duties conferred upon adoption agencies by the Adoption Act 1976 and any regulations made under it	<u>DDC&F</u>
Section 18	Power to apply to a court for an order declaring a child free for adoption and to apply for dispensation from the need for the agreement of the parent or guardian of the child to the making of such an order	<u>DDC&F</u>
Section 19	Power to give notice to a former parent informing them whether an adoption order has been made and whether the child has his home with a person with whom he has been placed for adoption; to give subsequent notice of the making of an adoption order, the placing of the child for adoption or the cessation of such a placement, and to secure the recording by the	<u>DDC&F</u>

	Court of any declaration by a former parent that they do not wish to be involved in future questions concerning the adoption of the child	
Section 20	Power to seek the leave of the court for the placing of a child for adoption notwithstanding that a former parent has made an application under this section to revoke an order under section 18 of this Act	<u>DDC&F</u>
Section 21	Power to apply to a court for the variation of an order made under section 18 of this Act	<u>DDC&F</u>
Section 22	Power to investigate a notice of intention to adopt , to provide a report of such an investigation to the court, and to inform another local authority of the receipt of a notice of intention to adopt in respect of a child which it is known is looked after by that other authority	<u>DDC&F</u>
Section 23	Power to report to the court on the suitability of applicants for adoption, on the placing of a child for adoption, and on any other matters relating to the welfare of the child	<u>DDC&F</u>
Section 28	Power to report to the court on the suitability of applicants for adoption, on the placing of a child for adoption, and on any other matters relating to the welfare of the child	<u>DDC&F</u>
Section 30	Power to give notice of intention not to allow a child to remain with a prospective adopter and to make an application to the court for leave to give such a notice where an application for an adoption order has already been made, and to nominate a suitable person to receive a child returned by a prospective adopter following the giving of a notice under this section	<u>DDC&F</u>
Section 31	Power to require the return of a child who has not been placed for adoption on the refusal or withdrawal of an application for an adoption order	<u>DDC&F</u>
Section 33	Power to secure that protected children (as defined in section 32 of this Act) are visited and to authorise officers to visit protected children, to satisfy themselves as to the well-being of such children, and to give advice as to their care and maintenance	<u>DDC&F</u>
Section 35	Power to give information concerning a protected child to another local authority on the change of address of a person with whom a protected child has his home	<u>DDC&F</u>
Section 51	Power to provide counselling for adopted	<u>DDC&F</u>

	persons who apply for information on birth records when requested to do so	
Section 57	Power to receive payment from a parent, guardian, adopter or prospective adopter in respect of expenses reasonably incurred in connection with an adoption, and to make payments to; an adopter for legal or medical expenses incurred in connection with an application to adopt; another adoption agency in consideration of the placing of a child with any person for adoption; or to a voluntary organisation as a fee for the services of that organisation in putting the Council in touch with another adoption agency,	<u>DDC&F</u>
Section 58A	Power to provide prescribed information concerning the Council's adoption functions to the Secretary of State as directed	<u>DDC&F</u>
Supreme Court Act 1981		
Section 41	Power to make wardship application in respect of a minor	<u>DDC&F</u>
Mental Health Act 1983		
Section 27	Powers of nearest relative in respect of children and young persons in care of local authority.	<u>DDC&F</u>
<u>Adoption Agencies Regulations 1983</u>		
	<p>(1) <u>Power to establish an Adoption Panel to exercise functions under the Adoption Agencies Regulations 1983 including recommendations in adoption cases, and</u></p> <p>(2) <u>Power to make decisions in adoption cases in accordance with the above Regulations, and</u></p> <p>(3) <u>Power to nominate another officer within the Children's Service to do (1) and (2) above, subject to the proviso</u></p> <p>(4) <u>That if the Director, or any nominated officer, establishes an Adoption Panel under (1) they shall not make a decision in an adoption case under (2).</u></p>	<u>DCS</u>
Disabled Persons (Services Consultation and Representation) Act 1986		
Section 5	Power to appoint an appropriate officer under	<u>DDC&F</u>

	the terms of this section with regard to any child in respect of whom a statement of special educational needs is maintained and to require that officer to provide their opinion as to whether or not the child is a disabled person, and to exercise and perform the further powers and duties contained in this section with regard to disabled students	
Section 6	Power to keep under review the date when any disabled student is expected to cease to receive full-time education	<u>DDC&F</u>
Housing Act 1986		
Section 213A	Power to make a request for advice and assistance from the housing authority where a case is referred to social services under this section (case of person under 18 living with applicant for housing who is likely to be unsuccessful)	<u>DDC&F</u>
Children Act 1989		
Section 4	Power to apply for discharge of a Parental Responsibility Order or Agreement	<u>DDC&F</u>
Section 6	Power to apply for discharge of appointment of a child's guardian	<u>DDC&F</u>
Section 7	Power to arrange for an officer or other person to report to the court on matters relating to the welfare of a child if requested by a Court, considering any question with respect to a child under this Act, to do so	<u>DDC&F</u>
Section 8 Schedule 1 Para 15	Power to make contributions towards the cost of the accommodation and maintenance of a child, where that child lives with a person as the result of a Residence Order	<u>DDC&F</u>
Section 9(3)	Power to give consent to the making of an application for leave to apply for an order under section 8 of this Act by a foster parent	<u>DDC&F</u>
Section 10	Power to apply to a Court for an Order under section 8 of this Act other than a Residence Order or Contact Order (application for a Prohibited Steps Order or a Specific Issue Order) and to apply for the variation or discharge of such an Order	<u>DDC&F</u>
Section 15 and para 15 of Sch1	Power to make contributions to the cost of the accommodation and maintenance of a child	<u>DDC&F</u>

	where that child lives with a person as a result of any Residence Order	
Section 16	Power to make available an officer to advise, assist and befriend any child pursuant to an order under this section (a family assistance order) and to refer to the Court the question whether a section 8 order should be varied or discharged; and to agree to the making of a Family Assistance Order	<u>DDC&F</u>
Section 17	Duty to safeguard and promote the welfare of children in need and to promote the upbringing of such children by their families by providing a range and level of services appropriate to those children's needs and to exercise and perform the powers and duties set out in Part I of Schedule 2 of this Act or any additional power or duty which may be added to that Schedule by order of the Secretary of State	<u>DDC&F</u>
Section 17(5)	Power to facilitate the provision by others of services which the Council has power to provide by virtue of sections 17, 18, 20, 23 or 24 of this Act and to make arrangements for any person to act on the Council's behalf in the provision of any such service	<u>DDC&F</u>
Section 17(6) (Amended by the Adoption and Children Act 2002)	Power to provide accommodation and give assistance to children in kind or in cash	<u>DDC&F</u>
Section 17(7)	Power to make any assistance under this section subject to conditions as to the repayment of the assistance or of its value in whole or in part	<u>DDC&F</u>
Section 17A	Power to make direct payments to a person with parental responsibility for a disabled child or to a disabled child aged 16 or 17 instead of providing services to them under section 17 of this Act save where Regulations made by the Secretary of State under this section (including the Disabled Children (Direct Payments) England Regulations 2001) provide that direct payments may not be made	<u>DDC&F</u>
Section 17B	Power to issue vouchers to a person with parental responsibility for a disabled child in accordance with Regulations made by the Secretary of State under this section.	<u>DDC&F</u>
Section 18	Power to provide day care for children who are	<u>DDC&F</u>

	aged 5 and under and who are not at school (whether in need or not), to provide facilities (including training, advice, guidance and counselling) for those caring for or accompanying children in day care, and to provide appropriate care or supervised activities for children who are attending school outside school hours and during school holidays (whether those children are in need or not)	
Section 19	Power to review the services provided under section 18 of this Act, and also day care and child minder services provided for children under eight, at least once a year, to publish the results of any such review and any proposals arising from it, and to have regard to representations when conducting any such review	<u>DDC&F</u>
Section 20	Power to make decisions with regard to welfare needs for the accommodation of children and young persons	<u>DDC&F</u>
Section 21	Power to make provision for the reception and accommodation of children who are removed or kept away from home under Part V of this Act (emergency protection provisions) or who are under police protection, detained by the police, or remanded by the Courts, and to recover any reasonable expenses of accommodating such a child from the local authority in whose area he <i>the child</i> is ordinarily resident	<u>DDC&F</u>
Section 22	Duty to safeguard and promote the welfare of any child looked after by the Council and in so doing to make use of services which available for children who are cared for by their own parents, to ascertain as far as is reasonably practicable the wishes of the child, his <i>the child's</i> parents, and others before making any decision with respect to such a child, to exercise the Council's powers with respect to a child whom the Council is looking after in a manner which may not be consistent with the duties contained in this section if this appears to be necessary for the purpose of protecting members of the public from serious injury, and to comply with any directions given by the Secretary of State under this section	<u>DDC&F</u>
Section 23	Power to provide accommodation and	<u>DDC&F</u>

	<p>maintenance for any child looked after by the Council and in so doing to comply with the provisions of, and exercise and perform the powers and duties contained in this section, paragraph 12 of Schedule 2 to this Act and any Regulations made by the Secretary of State under this section. This delegation does not extend to those powers and duties contained in any Regulations made under this section which fall to be exercised or performed by the Director of Social Services under the terms of those Regulations</p>	
Section 23B	<p>Duty to take reasonable steps to keep in touch with any relevant child as defined by section 23A of this Act and by any regulations made by the Secretary of State thereunder (children formerly looked after by the Council), for whom the Council is the responsible authority; to appoint a personal adviser for any such child; to carry out an assessment of the needs of and prepare a pathway plan for any such child; to keep such a plan under regular review; to safeguard and support such a child's welfare; to take reasonable steps to re-establish contact with such a child where such contact has been lost; to attach conditions to any assistance given under this section requiring its repayment in whole or in part; to ascertain and have regard to the views of any such child and other relevant persons; and to comply with and exercise and perform any powers and duties contained in regulations made under this section by the Secretary of State</p>	<u>DDC&F</u>
Section 23C	<p>Power to perform the continuing duties provided for in this section towards former relevant children as defined in section 23A of this Act (similar duties to those contained in section 23B of this Act)</p>	<u>DDC&F</u>
Section 23D	<p>Duty to comply with and to exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to the appointment of personal advisers to children or young persons</p>	<u>DDC&F</u>
Section 23E	<p>Duty to comply with and to exercise and perform any powers and duties contained in any Regulations made by the Secretary of State</p>	<u>DDC&F</u>

	under this section with regard to the preparation and review of pathway plans	
Section 24A (Amended by the Adoption and Children Act 2002)	Power to consider whether the conditions provided for in this section apply to a person qualifying for advice and assistance (as defined in section 24 of this Act), in either case to advise and befriend any such person and provide them with assistance by providing accommodation or cash, and to make such assistance subject to a condition requiring repayment	<u>DDC&F</u>
Section 24B	Power to contribute to expenses incurred by persons to whom this section applies in living near the place where he/ <u>she</u> is or will be employed or seeking employment or where he/ <u>she</u> is or will be receiving education or training, to make a grant towards expenses incurred in connection with such a person's education or training, and to provide such a person with accommodation during the vacation or assistance in obtaining such accommodation	<u>DDC&F</u>
Section 24C	Power to provide information to another local authority when a person for whom the Council is responsible proposes to live or is living in the area of that other local authority	<u>DDC&F</u>
Section 24D	Duty to establish a procedure for considering representations and complaints about the discharge of the Council's functions under Part 111 of this Act and to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section	<u>DDC&F</u>
Section 25	Power to apply to the Court for authority to keep a child in secure accommodation	<u>DDC&F</u>
Section 26	Duty to establish a procedure for considering representations and complaints about the discharge of the Council's functions under Part 111 of this Act, to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section, and to give notice of any decision made after receiving any representation or complaint and of any action which has or will be taken as a result	<u>DDC&F</u>

Section 27	Power to request the help of other authorities in exercising the Council's functions under Part 111 of this Act	<u>DDC&F</u>
Section 28	Power to consult with Local Education Authorities	<u>DDC&F</u>
Section 29	Power to recover the cost of providing services	<u>DDC&F</u>
Section 31	Power to make application for Care/Supervision Orders	<u>DDC&F</u>
Section 33	Power to apply for leave for child subject to a Care Order to be known by a new surname or travel abroad	<u>DDC&F</u>
Section 34	Power to restrict access and to make related court applications	<u>DDC&F</u>
Section 35	Power to advise, assist and befriend a child who is the subject of a supervision order, to take such steps as are reasonably necessary to give effect to such an Order, to consider whether or not to apply to the Court for a variation of such an order, and to exercise and perform the powers and duties contained in Parts 1 and 11 of Schedule 3 of this Act	<u>DDC&F</u>
Section 36(1)	Power to apply for Education Supervision Order	<u>DD-S&I</u>
Section 36(8)	Power to respond to consultations by the Local Education Authority prior to that Authority making an application for an Education Supervision Order	<u>DDC&F</u>
Section 37	Power to undertake an investigation into a child's circumstances when directed to by a court; to consider whether to apply for a court order, provide services or assistance or take other action; to inform the court of reasons for not seeking a court order and of any services or assistance provided or to be provided and of any action taken or to be taken; and to consider whether to review the case at a later date	<u>DDC&F</u>
Section 38	Power to apply for variation of directions made under an Interim Care Order or Supervision Order	<u>DDC&F</u>
Section 38A	Power to apply for the provision of an exclusion requirement and a power of arrest in an Interim Care Order	<u>DDC&F</u>
Section 39	Power to apply to the Court for discharge or variation of a Care or Supervision Order	<u>DDC&F</u> <u>DDS&I</u>
Section 42	Power to make available records relating to a child who is the subject of an application under this Act to an officer of the Children and Families Court Advisory and Support Service	<u>DDC&F</u>

Section 43	Power to apply for a Child Assessment Order.	<u>DDC&F</u>
Section 44	Power to apply for an emergency protection order, to comply with the terms of any such order, the provisions of this section limiting the exercise of powers under such an order, and the requirements of any regulations made by the Secretary of State for the purposes of this section.	<u>DDC&F</u>
Section 44A	Power to apply for the provision of an exclusion requirement and a power of arrest in an Emergency Protection Order	<u>DDC&F</u>
Section 45	Power to apply for the extension of an Emergency Protection Order	<u>DDC&F</u>
Section 47	Power to carry out investigation/apply for Emergency Protection Orders	<u>DDC&F</u>
Section 50	Power to apply for a Recovery Order	<u>DDC&F</u>
Section 53	Power to make arrangements for securing that homes ("community homes") are made available for the care and accommodation of children looked after by the Council and for purposes connected with the welfare of children, to make such arrangements jointly with other local authorities, to make arrangements for the management of accommodation provided by the Council for the purpose of restricting the liberty of children to be undertaken by another person, to designate controlled and assisted community homes, and to comply with and exercise and perform any powers and duties contained in Schedule 4 of this Act and any regulations or orders made thereunder with regard to the management and conduct of community homes	<u>DDC&F</u>
Section 55	Power to refer any dispute concerning a controlled or assisted community home to the Secretary of State	<u>DDC&F</u>
Section 57	Duty to give not less than two years' notice in writing of an intention to withdraw the designation of a controlled or assisted community home as such	<u>DDC&F</u>
Section 62	Duty to satisfy <i>her/himself</i> that any voluntary organisation providing accommodation in the Council's area or on behalf of the Council are satisfactorily safeguarding and promoting the welfare of the children so provided with accommodation, to arrange for children who	<u>DDC&F</u>

	are so accommodated to be visited, to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section, to secure that the care and accommodation of a child is undertaken by another person when not satisfied that the welfare of a child accommodated by a voluntary organisation is not being satisfactorily safeguarded or promoted, to authorise any person to enter and inspect any premises, inspect any children thereon, require the furnishing of records, and require assistance in having access to any computer	
Section 63(12) Schedule 7 Para 4	Power to grant exemption from the usual fostering limit in appropriate circumstances and inform accordingly	<u>DDC&F</u>
Section 64	Power to exercise the powers contained in section 62 of this Act which apply in the case of voluntary organisations in the case of a person carrying on a children's home (visits, powers of entry and inspection etc)	<u>DDC&F</u>
Section 65	Power to consent to disqualified foster parents being concerned in the management of registered children's homes	<u>DDC&F</u>
Section 67(1)	Duty to satisfy <i>her/himself</i> that the welfare of any child who is privately fostered within the Council's area is being satisfactorily safeguarded and promoted and to secure that advice is given to those caring for them	<u>DDC&F</u>
Section 67(2)	Duty to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to privately fostered children	<u>DDC&F</u>
Section 67(3)	Power to authorise Officers to visit private foster homes	<u>DDC&F</u>
Section 67 (5)	Power to take such steps as are reasonably practicable to secure that the care and accommodation of a child who is being privately fostered is undertaken by another person where their welfare is not being satisfactorily safeguarded or promoted	<u>DDC&F</u>
Section 68	Power to give consent for private fostering to disqualified foster parent	<u>DDC&F</u>
Section 69	Power to prohibit private fostering	<u>DDC&F</u>
Section 70	Power to prosecute in relation to private	<u>DDC&F</u>

	fostering	
Section 78	Power to serve enforcement notice	<u>DDC&F</u>
Section 80(3)	Power to consent to an officer of the authority being authorised by the Secretary of State to conduct inspections under section 80 of this Act	<u>DDC&F</u>
Section 83	Power to conduct or assist in conducting research into any matter connected with the Council's functions in relation to children and their welfare, adoption and accommodation, and to transmit such particulars as may be required about the Council's performance of such functions to the Secretary of State	<u>DDC&F</u>
Section 85(4)	Power to take such steps as are reasonably practicable to determine whether the welfare of a child who has been accommodated by any health or education authority is adequately safeguarded and promoted and to consider the extent to which any functions under this Act should be exercised	<u>DDC&F</u>
Section 86	Power to safeguard the welfare of children in residential care, nursing or mental nursing homes	<u>DDC&F</u>
Section 94	Power to take such steps as are reasonably practicable to determine whether the welfare of a child who has been accommodated by any health or education authority is adequately safeguarded and promoted and to consider the extent to which any functions under this Act should be exercised	<u>DDC&F</u>
Section 100	Power to seek the leave of the court to make an application for the exercise of the court's inherent jurisdiction with respect to children	<u>DDC&F</u>
Section 102	Power to make an application to the court for a warrant authorising any constable to assist in the exercise of powers of entry	<u>DDC&F</u>
Schedule 2		
Para 1 of Sch 2	Power to take reasonable steps to identify the extent to which children are in need in the Council's area, to publish information about the provision of services by the Council and others, and to take such steps as are reasonable practicable to ensure that those who might benefit from the services receive the information relevant to them	<u>DDC&F</u>
Para 1A of Sch 2	Duty to review the Council's provision of services under sections 17, 20, 21, 23 and 24 of this Act, to prepare and publish a plan for the provision of	<u>DDC&F</u>

	services under Part 111 of this Act, to review, modify, and substitute such a plan, to consult others when producing or modifying such a plan, and to submit copies of such a plan to the Secretary of State on request. (This delegation does not include the power to approve, adopt or revoke any such plan or any modification or variation of it)	
Para 2 of Sch 2	Power to open and maintain a register of disabled children within the Council's area	<u>DDC&F</u>
Para 3 of Sch 2	Power to assess the needs of any child at the same time as any assessment is made under any other enactment	<u>DDC&F</u>
Para 4 of Sch 2	Duty to take reasonable steps to prevent children suffering ill-treatment or neglect and to inform other local authorities that a child is likely to suffer harm	<u>DDC&F</u>
Para 5 of Sch 2	Power to provide assistance to a person to obtain alternative accommodation where it appears that a child is suffering or is likely to suffer ill treatment at the hands of that person	<u>DDC&F</u>
Para 6 of Sch 2	Power to provide services to minimise the effect on disabled children of their disabilities and to give such children the opportunity to lead lives which are as normal as possible	<u>DDC&F</u>
Para 7 of Sch 2	Duty to take reasonable steps to; reduce the need to bring court proceedings in respect of any child; to encourage children not to commit criminal offences; and to avoid the need for children to be placed in secure accommodation	<u>DDC&F</u>
Para 8 of Sch 2	Power to make provision for the services specified in this paragraph (which include advice, guidance, counselling, social, cultural and recreational activities, home help, travel, and holidays) to be available with respect to children in need while they are living with their families	<u>DDC&F</u>
Para 9 of Sch 2	Power to provide appropriate family centres in the Council's area	<u>DDC&F</u>
Para 10 of Sch 2	Power to take such steps as are reasonably practicable to enable a child to live with his/ <i>her</i> family or to promote contact between him and his family	<u>DDC&F</u>
Para 11 of Sch 2	Duty to have regard to the different racial groups to which children who are in need in the Council's area belong when making arrangements for the provision of day care or to	<u>DDC&F</u>

	encourage persons to act as foster parents	
Para 15 of Sch 2	Duty to endeavour to promote contact between a child who is looked after by the Council and his/ <i>her</i> parents, relatives, friends and others connected with him, and to inform such persons of where the child is being accommodated	<u>DDC&F</u>
Para 16 of Sch 2	Power to make payments in respect of travelling, subsistence or other expenses incurred by persons visiting a child looked after by the Council, or incurred by such a child visiting others	<u>DDC&F</u>
Para 17 of Sch 2	Power to appoint an independent person as a visitor to a child looked after by the Council, and to give notice terminating such an appointment	<u>DDC&F</u>
Para 18 of Sch 2	Power to undertake any obligation by way of guarantee under any deed of apprenticeship or articles of clerkship which may be entered into by a child looked after by the Council or qualifying for advice and assistance	<u>DDC&F</u>
Para 19 of Sch 2	Power to arrange for or to assist in arranging for any child in the care of or looked after by the Council to live outside England and Wales, and to seek the necessary approval for this from the court or any person	<u>DDC&F</u>
Para 19A of Sch 2	Power to advise, assist and befriend a child who is looked after by the Council with a view to promoting his/ <i>her</i> welfare when he ceases to be looked after	<u>DDC&F</u>
Para 19B of Sch 2	Power to perform the additional functions set out in this paragraph and in any regulations made by the Secretary of State under this paragraph with regard to eligible children (as defined in this paragraph and by regulations made by the Secretary of State under this paragraph) who are looked after by the Council. (Carrying out of an assessment of needs and preparing a pathway plan)	<u>DDC&F</u>
Para 19C of Sch 2	Power to arrange for an eligible child (as defined in paragraph 19B and regulations made under that paragraph) who is looked after by the Council to have a personal adviser	<u>DDC&F</u>
Para 20 of Sch 2	Power to give notice of the death of a child looked after by the Council, to arrange for the burial or cremation of such a child, to make payments in respect of expenses incurred in attending such a child's funeral, and to recover expenses incurred by the Council in arranging	<u>DDC&F</u>

	the burial or cremation of a child under 16 from any parent of the child	
Para 21 of Sch 2	Power to consider whether to recover contributions towards the maintenance of a child looked after by the Council	<u>DDC&F</u>
Para 22 of Sch 2	Power to serve a contribution notice on any person requiring payment of a contribution towards the maintenance of a child looked after by the Council, and to withdraw any such notice	<u>DDC&F</u>
Para 23 of Sch 2	Power to apply to the court for a contribution order requiring the contributor to contribute a weekly sum towards the maintenance of a child looked after by the Council, to apply to vary or revoke such an order, and to appeal against any such order	<u>DDC&F</u>
Para 24 of Sch 2	Power to collect contributions towards the maintenance of a child looked after by another local authority at the request of that authority and to deduct from the sum collected an agreed amount in respect of services rendered, to request another local authority to collect such contributions on behalf of the Council and to agree to make payments in respect of services rendered in so doing, and to enforce payment of any such contributions	<u>DDC&F</u>
Para 25 of Sch 2	Duty to comply with and to exercise and perform any powers and duties conferred by any regulations made by the Secretary of State with regard to contributions towards the maintenance of children looked after by the Council	<u>DDC&F</u>
Schedule 3		
Para 2 of Sch 3	Power to give directions to a child who is the subject of a supervision order with regard to where the child lives, his/ <i>her</i> whereabouts, and his activities	<u>DDC&F</u>
Para 4 of Sch 3	Power to give directions to a child who is the subject of a supervision order with regard to medical and psychiatric examinations	<u>DDC&F</u>
Para 6 of Sch 3	Power to apply to the court to extend or further extend a supervision order	<u>DDC&F</u>
Para 9 of Sch 3	Power to agree to the making of a supervision order	<u>DDC&F</u>
Para 11 of Sch 3	Duty to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State	<u>DDC&F</u>

	under this paragraph with regard to supervision orders and to defray any expenditure incurred by a supervisor in compliance with directions given by virtue of regulations made under this paragraph	
Para 19(2) of Sch 3	Power to investigate the circumstances of any child about whom the Council has been notified Sch 3 under paragraph 19(1) of this Schedule (persistent failure to comply with directions given under education supervision order)	<u>DDC&F</u>
Paras. 12 to 19 of Sch 3	Powers of Education Authority in relation to Education Supervision Orders	<u>DDS&I</u>
Schedule 6		
	Powers in relation to registration of private children's homes	<u>DDC&F</u>
Schedule 7		
Para 6 of Sch 7	Duty to establish a complaints procedure re exemptions from the usual fostering limit	<u>DDC&F</u>
Schedule 8		
Para 6 of Sch 8	Power to impose requirements on any person fostering or proposing to foster a child privately as to the number, age, and sex of children who may be fostered, the standard of accommodation and equipment to be provided, the arrangements to be made with respect to health and safety, and any particular arrangements which must be made with respect to the provision of care, to give notice of any such conditions and the reasons for them, and to vary or remove any requirement or impose an additional requirement	<u>DDC&F</u>
Para 9 of Sch 8	Power to exempt a person from giving notice under paragraph 9(3) of this Schedule (notice as to the estimated number of children who will be living at a school for more than 2 weeks during school holidays)	<u>DDC&F</u>
Complaints Procedure Directions 1990		
	Power to take action on recommendations of the Review Panel	<u>DDC&F</u>

Education Act 1996		
Section 29	Duty to make such reports to the Secretary of State as required	<u>DCS</u>
Section 316	Duty to educate in mainstream school subject as provided	<u>DD-S&I</u>
Section 317	Duties in relation to pupils with special educational needs	<u>DD-S&I</u>
Section 318	Power to supply goods and services in connection with special education needs	<u>DD-S&I</u>
Section 319	Power to arrange special educational provisions other than in schools	<u>DD-S&I</u>
Section 320	Power to make arrangements for statemented children outside England and Wales	<u>DD-S&I</u>
Section 321	General duty towards children to identify special education needs	<u>DD-S&I</u>
Section 323	Duty to serve notice of proposal to assess, etc.	<u>DD-S&I</u>
Section 324	Duty to make statement of educational needs	<u>DD-S&I</u>
Section 325	Duty to notify parent of decision not to make a statement	<u>DD-S&I</u>
Section 327	Power to authorise person to have access to monitor special education provision	<u>DD-S&I</u>
Section 331	Power to assess a child under the age of 2	<u>DD-S&I</u>
Section 437	Power to serve school attendance order	<u>DD-S&I</u>
Section 438	Duty to serve notice of intention to serve order	<u>DD-S&I</u>
Section 439	Duties in relation to specification of school in notice	<u>DD-S&I</u>
Section 453	Power to recover examination fees	<u>DD-C&R</u>
Section 458	Power to remit charges for board and lodging at boarding schools	<u>DD-C&R</u>
Section 508	<ul style="list-style-type: none"> • Power to secure facilities etc. and power to establish, maintain and manage or assist with camps, holiday classes, playing fields, play centres and other places for recreation and training. • Duty to secure that the facilities for primary & secondary education, include adequate facilities for recreation and social and physical training. 	<u>DD-C&R</u>
Section 509	Duty to provide transport	<u>DD-C&R</u>

Section 509a	Power to provide child with travelling assistance	<u>DD- R&CS ADBS& D</u>
Section 510	Power to require parents to pay according to their means a sum not exceeding the cost to the Authority of providing the clothing	<u>DD- R&CS ADBS& D</u>
Section 512	Power to provide milk, meals and other refreshments as Council wishes	<u>DD- R&CS ADBS& D</u>
Section 512(3)	Power to exercise above authority in relation to pupils of parents in receipt of supplementary benefit or family income supplement as appears requisite	<u>DD- R&CS ADBS& D</u>
Section 512(4)	Power to provide such facilities as appropriate for the consumption of any refreshments brought to schools by pupils	<u>DD- C&R</u>
Section 514	Power to provide board and lodging and require a parent to pay such sum as <i>she/he</i> is able (in accordance with Council scheme) for board and lodging of child etc.	<u>DD- C&R</u>
Section 515	Power to make available to any day nursery the services of any teacher employed by them in a nursery school or nursery class in a primary school	<u>DD- C&R</u>
Section 518	Power to pay expenses to children and grant scholarships to people over compulsory school age.	<u>DCS</u>
Section 520	Power to make arrangements to encourage and assist etc. pupils to take advantage of the provision for medical and dental inspection and treatment made for them.	<u>DD-S&I</u>
Section 521	Power to ensure cleanliness of pupils	<u>DD-S&I</u>
Section 522	Power to serve notice on parents requiring cleanliness of pupils	<u>DD-S&I</u>
Section 527A	Duty to prepare plan relating to children with behavioural difficulties	<u>DD-S&I</u>
Section 528	Duty to publish disability statements relating to further education	<u>DD-S&I</u>
Section 529	Power to approve acceptance of gifts on trust for education purposes	<u>DD-S&I</u>
Section 547	Power to prosecute persons causing a nuisance or disturbance on school premises	<u>DD-S&I</u>
Section 559	Power to supervise, regulate and control the employment of children not over compulsory	<u>DD-S&I</u>

	school age	
Section 560	Power to make or approve arrangements for the provision of work experience for pupils in their last year of compulsory education.	<u>DD-S&I</u>
Education Act 1997		
Section 43	Duty to provide careers education	<u>DD-S&I</u> <u>DES</u>
School Standards and Framework Act 1998		
Part II Chapter II	The publication of proposals concerning the establishment, alteration or discontinuance of schools.	<u>DCS</u>
Section 16A	Power to provide for school governing body to consist of interim executive members.	<u>DCS</u>
Section 28	Duty to publish in the prescribed manner, the proposals of the Council to establish or alter community or foundation schools.	<u>DCS</u>
Section 29	Duty to publish in the prescribed manner, the proposals of the Council to discontinue a community foundation or voluntary school.	<u>DCS</u>
Section 67	Duty to arrange appeals against exclusions.	<u>DES</u> <u>DDS&I</u>
Section 86	Duty to comply with parental preferences, with certain exceptions.	<u>DES</u> <u>ADBS&</u> <u>D</u>
Section 92	Power to publish information for parents of admission arrangements.	<u>DES</u> <u>ADBS&</u> <u>D</u>
Section 94	Duty to make arrangements to enable parents to appeal against decision regarding admissions.	<u>DES</u> <u>ADBS&</u> <u>D</u>
Section 95	Duty to make arrangements for a governing body to appeal against the admission of an excluded child to whom Section 87(2) applies.	<u>DCS</u>
Section 96	Power to give direction to admit a child to a specified school.	<u>DCS</u>
Section 118	Duty to secure sufficient nursery education	<u>DCS</u>
Section 118A	Duty to review sufficiency of childcare in the LEA's area	<u>DES</u> <u>DDC&R</u> <u>ADBS&</u>

		<u>D</u>
Section 120	Duty to prepare an early years development plan	DES <u>DDC&R</u>
Part III Chapter I	All duties and powers of local education authority concerning arrangements for the admission of children.	<u>DCS</u>
The Teaching & Higher Education Act 1998		
Part II	Exercising the functions of the Secretary of State in relation to the award of support for students in further and higher education	DES <u>ADBS&</u> <u>D</u>
Adoption (Intercountry Aspects) Act 1999		
Section 2(4)	Power to carry out the functions under Article 9(a) to (c) of the Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption 1993 (Hague Convention). (To collect, preserve and exchange information about a child and prospective adopters, to facilitate and expedite adoption proceedings, and to promote the development of adoption -adoption services)	<u>DDC&F</u>
Protection Of Children Act 1999		
Section 2	Power to refer to the Secretary of State an individual who is or has been employed in a child care position for inclusion in the list maintained under section 1 of this Act (individuals who are considered unsuitable to work with children)	<u>DDC&F</u>
Section 4C	Power to apply to the High Court for an order restoring an individual's name to the list maintained by the Secretary of State under section 1 of this Act (persons unsuitable to work with children)	<u>DDC&F</u>
Section 7	Power to ascertain whether an individual to whom it is proposed to offer employment in a child care position, or whom another person to whom the Council proposes to make a payment under section 17A of the Children Act 1989 (in respect of securing the provision of child care) employs or proposes to employ, is included in any of the lists maintained under this or any	<u>DDC&F</u>

	other Act of persons who are unsuitable to work with children, and to cease to employ an individual in a child care position if it is discovered that they are included in any such list	
Immigration and Asylum Act 1999		
Section 95(13)	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under Schedule 9 of this Act with regard to the provision of support to Asylum Seekers during the period prescribed in the regulations	AD-Asy <u>DDC&F</u>
Section 99	Power to provide support for Asylum Seekers in the way authorised by sections 96(1) and 96(2) of this Act (by providing accommodation, providing living needs, enabling them to meet expenses connected with their claim for asylum, and enabling them to attend bail proceedings) in accordance with arrangements made by the Secretary of State under section 95 of this Act	AD-Asy <u>DDC&F</u>
Section 100	Duty to assist the Secretary of State in the exercise of his powers under section 95 of this Act to provide accommodation where so requested, and to supply to the Secretary of State such information about the Council's housing accommodation as he may request	AD-Asy <u>DDC&F</u>
Criminal Justice and Court Services Act 2000		
Section 34	Power to apply to the High Court for an order under this section (an order restoring an order disqualifying a person from working with children)	<u>DDC&F</u>
Care Standards Act 2000		
Section 12	Duty to apply to register any establishment or agency to which this Act applies (children's home, residential family centre etc.) with the National Care Standards Commission, and to apply for registration as the manager of any such establishment or agency <i>but only in so far as these functions relate to children.</i>	<u>DDC&F</u>
Section 15	Power to apply for the variation or removal of any condition attached to any registration granted under section 13 of this Act, or for the cancellation of any such registration <i>but only in so far as these functions relate to children.</i>	<u>DDC&F</u>

Section 16	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of applications for the registration of any establishment or agency to which this section applies <i>but only in so far as these functions relate to children</i>	<u>DDC&F</u>
Section 18	Power to make written representations to the National Care Standards Commission in response to a notice served under section 17 of this Act (notice of proposed refusal of registration or of proposed attaching of un-agreed conditions to a registration) <i>but only in so far as these functions relate to children</i>	<u>DDC&F</u>
Section 21	Power to appeal to the Tribunal against any decision of the National Care Standards Commission as regards registration or against any order made by a justice of the peace under section 20 of this Act <i>but only in so far as these functions relate to children</i>	<u>DDC&F</u>
Section 22	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the regulation of any establishment or agency to which this Act applies <i>but only in so far as these functions relate to children</i>	<u>DDC&F</u>
Section 28	Duty to display any certificate of registration issued under this Act in respect of any establishment or agency to which the Act applies <i>but only in so far as these functions relate to children</i>	<u>DDC&F</u>
Section 31	Duty to provide information relating to any establishment or agency registered under this Act to the National Care Standards Commission if so requested <i>but only in so far as these functions relate to children</i>	<u>DDC&F</u>
Section 32	Duty to provide such facilities and assistance as may be required by any inspectors carrying out an inspection of any establishment registered under the terms of this Act <i>but only in so far as these functions relate to children</i>	<u>DDC&F</u>
Section 33	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard	<u>DDC&F</u>

	to the making of an annual return to the National Care Standards Agency in respect of any establishment registered under the terms of this Act <i>but only in so far as these functions relate to children</i>	
Section 45	Duty to provide information, documents or records to the National Care Standards Commission with regard to the Council's discharge of its adoption and fostering functions	<u>DDC&F</u>
Section 48	Duty to comply with and to exercise and perform any powers and duties contained in any Regulations made under this section with regard to the exercise of the Council's fostering functions	<u>DDC&F</u>
Section 50	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of annual returns to the National Care Standards Commission about the Council's performance of its adoption and fostering services	<u>DDC&F</u>
Section 51	Duty to comply with and to exercise and perform any powers and duties contained in any Regulations made under this section with regard to the payment of an annual fee to the National Care Standards Commission	<u>DDC&F</u>
Carers and Disabled Children Act 2000		
Section 1	Duty to carry out an assessment of any carer's ability to provide and continue to provide care for a person cared for by them when so requested, and to comply with any directions made by the Secretary of State under this section with regard to the making of any such assessment	<u>DDC&F</u>
Section 2	Duty to consider any assessment carried out under section 1 of this Act and to decide whether the carer has need in relation to the care <i>she/he</i> is providing and whether to provide services to the carer, and to comply with and exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of provision under this section	<u>DDC&F</u>
Section 3	Duty to comply with and to exercise and perform any duties and powers contained in any	<u>DDC&F</u>

	regulations made under this section with regard to the issue of vouchers to carers in respect of the provision of respite care	
Section 6	Power to carry out an assessment of the ability of a person with parental responsibility to care for and to continue to provide care for a disabled child when so requested, to comply with any directions made by the Secretary of State under this section with regard to the making of any such assessment, and to have regard to any such assessment when determining what, if any, services to provide under section 17 of the Children Act 1989	<u>DDC&F</u>
The Adoption and Children Act 2002		
Section 3	Power to continue to maintain an adoption service	<u>DDC&F</u>
Section 4	Power to carry out assessments for adoption support services, prepare and review adoption support plans, provide adoption support services, and to exercise and perform all powers and duties contained in any regulations made under this section	<u>DDC&F</u>
Section 5	Power to prepare a plan for adoption services and exercise and perform support plans, provide adoption support services, and to exercise and perform all powers and duties contained in any regulations made under this section	<u>DDC&F</u>
Section 18 & others	Power to exercise and perform all powers and duties conferred upon adoption agencies by the Adoption and Children Act 2002 and any regulations made under it	<u>DDC&F</u>
Section 22-24	Power to apply to a court for a placement order in respect of a child, and to apply to vary or revoke a placement order	<u>DDC&F</u>
Section 41	Power to apply for a recovery order in respect of a child who is or may be placed by an adoption agency	<u>DDC&F</u>
Section 44	Power to investigate a notice of intention to adopt , to provide a report of such an investigation to the court, and to inform another local authority of the receipt of a notice of intention to adopt in respect of a child which it is known is looked after by that other authority	<u>DDC&F</u>
Section 53	Duty to ascertain the wishes and feelings of certain persons, and duty to endeavour to	<u>DDC&F</u>

	promote contact with parents and to consider whether to recover contributions towards maintenance from the parents in accordance with regulations made under this section	
Education Act 2002		
Section 1	Power to apply to Secretary of State for relaxation of statutory requirements	<u>DCS</u>
Section 19 & Schedule 1	Powers in relation to the membership and proceedings of governing bodies and other matters including the appointment of a clerk.	<u>DCS</u>
Section 35 & Schedule 2	Powers in relation to the staffing of community, voluntary controlled and community special schools.	<u>DCS</u>
Section 207	Power to recoup cost of providing education for persons not belonging to the Council's own area.	<u>DDC&R</u>
<u>Fostering Services Regulations 2002</u>		
	<p>(1) <u>Power to establish a Fostering Panel to exercise functions under the Fostering Services Regulations 2002 including the assessment of prospective foster parents, and</u></p> <p>(2) <u>Power to decide whether to approve another person as a foster parent including the terms of any such approval, and</u></p> <p>(3) <u>Power to nominate another officer within the Children's Service to do (1) and (2) above, subject to the proviso</u></p> <p>(4) <u>That if the Director, or any nominated officer, establishes a Fostering Panel under (1) they shall not approve a person as a foster parent under (2)</u></p>	<u>DCS</u>
<u>Children Act 2004</u>		
<u>Section 18 (1), (2), & (4)</u>	<u>Power to exercise all the officer functions relating to children set out in the sub-sections here specified</u>	<u>DCS</u>

<u>Education Act 2005</u>		
<u>Section 38</u>	<u>Duty to make available copies/summaries of inspection report on maintained school</u>	<u>DCS</u>
<u>Section 40</u>	<u>Power to prepare written statement of action to be taken in the light of a report following inspection of a maintained school.</u>	<u>DCS</u>
<u>Section 51</u>	<u>Power to inspect a maintained school for the purposes of any Local Education Authority function</u>	<u>DCS</u>

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APPENDIX 2

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

PART F.7 OF THE CONSTITUTION**Section 7 Social Services - Scheme of Delegation****To the Director of Social Services**

All Social Services functions of the Council, except those powers and responsibilities undertaken by the Executive or Executive Member with this portfolio or reserved to the Council and excluding decisions on the permanent closure, relocation or change of use of residential establishments and day establishments, which shall be reserved to the Executive.

Included in this delegation are the statutory and non-statutory functions also delegated to the designated officers as listed below. All the powers delegated to any senior officer within the Directorate will be able to be exercised by other senior officers, in place of that senior officer. Each Assistant Director shall be authorised to exercise other Assistant Director's delegations in their absence to ensure 24 hour service provision.

Director of Social Services	DSS
Assistant Director - Adults	AD-A
Assistant Director – Asylum	AD-Asy
Assistant Director – Children's Service	AD-CS
Assistant Director - Older People	AD-OP
Assistant Director- Youth Offending Service	AD-YOS

Non-statutory delegations

Appoint review panels to consider Stage 3 complaints in Social Services that fall within the National Health Service and Community Care Act 1990	DSS
Power to determine requests for access to personal files	DSS
Consent to passport application of a child subject to a Care Order.	DSS

Consent to medical treatment for a child subject to a Care Order.	DSS
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Statutory delegations

Census Act 1920		
Section 3(1)(d)	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of census returns in respect of the inmates of any institution for which the Council is responsible	DSS
National Assistance Act 1948		
Section 21	Power to make arrangements for the provision of residential accommodation for persons aged 18 or over who by reason of age, illness, disability or any other circumstances are in need of care and attention which is not otherwise available to them and for the provision of residential accommodation for expectant and nursing mothers who are in need of care and attention which is not otherwise available to them	AD-A AD-OP
Section 22	Power to make and recover charges in respect of accommodation provided under section 22 of this Act, to assess the ability of any person to pay any such charges and to charge a lower rate accordingly, to limit payments required for accommodation for a period of no more than eight weeks, and to comply with and exercise and perform any powers and duties contained in any regulations made under this section with regard to the assessment of a person's ability to pay. (The power to fix any standard rates for accommodation under this section shall be exercised in consultation with the Executive Member for Social Services and Health)	AD-A* AD-OP*

Section 23	Power to make rules for the conduct of premises managed by the Council in which accommodation is provided under Part 111 of this Act	AD-A AD-OP
Section 24	Power to provide accommodation under Part 111 of this Act for any person with no settled residence or in the Borough and in urgent need of accommodation as if they were ordinarily resident in the Borough, and to provide accommodation for any person ordinarily resident in the area of another authority with that authority's consent	AD-A AD-OP
Section 26	Power to make arrangements with any voluntary organisation for the provision of accommodation under Part 111 of this Act	AD-A AD-OP
Section 29	Power to make arrangements for promoting the welfare of persons aged 18 or over who are blind, deaf or dumb, who suffer from mental disorder of any description or who are substantially and permanently handicapped by illness, injury or congenital deformity or such other disabilities as may be prescribed	AD-A AD-OP
Section 30	Power to employ any voluntary organisation or any other person as the Council's agent for the purposes of section 29 of this Act	AD-A AD-OP
Section 32	Power to recover expenditure incurred under Part 111 of this Act from another local authority, and to refer any question arising as to the ordinary residence of a person to the Minister	AD-A AD-OP
Section 43	Power to make a complaint to any magistrates' court for an order requiring any person who is liable to maintain any other person to contribute to the Council's costs of providing assistance to that person under Part 111 of this Act	AD-A AD-OP
Section 45	Power to recover any expenditure incurred under Part 111 of this Act incurred as a result of any misrepresentation or non-disclosure	AD-A AD-OP

Section 47	Power to apply to a magistrates' court for an order requiring the removal of any person to a suitable hospital or other place where this is necessary in the interests of that person or for preventing injury to the health of or serious nuisance to other persons, to apply to extend or vary any such order, to give notice of intention of applying for such an order, and to recover any expenditure incurred	AD-A AD-OP
Section 48	Power to provide temporary protection for the property of any person admitted to hospital, accommodation provided under Part 111 of this Act, or removed under section 47 of this Act, to enter any premises for the purposes of this section, and to recover reasonable expenses incurred in providing such protection	AD-A AD-OP
Section 49	Power to defray the expenses of any officer who applies for appointment as a receiver for any patient under Part VII of the Mental Health Act 1983	AD-A AD-OP
Section 55	Power to authorise any person to exercise any power of entry conferred by this Act	AD-A AD-OP
Section 56	Power to recover any sum due under this Act summarily as a civil debt	AD-A AD-OP
National Assistance (Amendment) Act 1951		
Section 1	Power to make an application under section 47 of the National Assistance Act 1948 without notice where the medical officer and another medical practitioner certify that removal is necessary without delay	AD-A AD-OP
Births and Deaths Registration 1953		
Section 16	Duty to give information to the registrar in respect of any person dying in any institution for which the Council is responsible	AD-A AD-OP
Section 18	Duty to give preliminary notice of death in accordance with this section	AD-A AD-OP

Disabled Persons (Employment) Act 1958		
Section 3	Power to seek approval from the Secretary of State for, and to comply with directions from the Secretary of State with regard to, the making of arrangements for the provision of facilities for any of the purposes mentioned in section 14(1) of the Disabled Persons (Employment) Act 1944 (provision of employment or work for registered persons who are seriously disabled)	AD-A AD-OP
Mental Health Act 1959		
Section 131	Power to prosecute for any offence under Part IX of the Act	AD-A
Children & Young Persons Act 1963		
Section 37	Power to grant licences to children below statutory school age for child performances.	AD-CS
Section 39	Power to vary or revoke such licences.	AD-CS
Section 41	Powers to grant or revoke licences for training persons between 12 and 16 for dangerous performances	AD-CS
Section 56	Power to prosecute for offences under the C.Y.P. Acts	AD-CS
Health Services and Public Health Act 1968		
Section 45	Power to seek the approval of the Secretary of State for arrangements for promoting the welfare of old people, and to employ any voluntary organisation or other person as the Council's agent in this respect	AD-OP
Section 65	Power to give assistance by way of grant or loan to a voluntary organisation whose activities consist of or include the provision of a service similar to a relevant service (services under the National Assistance Act 1948, Adoption Act 1976, Children Act 1989, etc)	AD-A AD-OP AD-CS
Local Government Grants (Social Need) Act 1969		
Section 1	Power to comply with and to exercise and perform any powers and duties contained in any conditions made by the Secretary of State when making a grant to the Council	DSS

Children and Young Persons Act 1969		
Section 9	Power to make investigation concerning the home surroundings, school record, health and character of any young person against whom proceedings for an offence are commenced by the Council and provide the court with such information	AD-YOS
Section 13 (as amended by Powers of Criminal Courts Act 1973).	Power to select supervisor where a Supervision Order is made	AD-YOS
Section 15	Power to apply for discharge or variation of supervision orders	AD-YOS
Section 23	Power to provide accommodation (including secure accommodation) for children and young persons remanded or committed by a court to local authority accommodation; to authorise any officer or other person to detain any person so remanded or committed; to apply to any court for conditions to be attached to any such remand or committal; and to seek the Secretary of State's consent to arrangements that the whole or part of any period of any such remand or committal should be in a secure training centre	AD-YOS AD-CS
Section 23AA	Power to inform a court of the view of a youth offending team that an electronic monitoring condition is suitable in the case of the remand or committal of any person under section 23 of this Act and to exercise and perform all powers and duties conferred by any rules made by the Secretary of State under this section	AD-YOS
Section 30	Power to detain any person in a community home or controlled community home in accordance with directions given by the Secretary of State, and to recover from the Secretary of State any expenses reasonably incurred in discharging this duty	AD-YOS AD-CS

The Chronically Sick and Disabled Persons Act 1970		
Section 1	Duty to take steps to determine the number of persons in the Borough to whom section 29 of the National Assistance Act 1948 applies (deaf, blind and other disabled persons) and of the need for making arrangements under that section, and to publish information about any such arrangements	AD-A
Section 2	Duty to provide welfare services to any person to whom section 29 of the National Assistance Act 1948 applies	AD-A
Section 18	Duty to provide to Secretary of State information as to accommodation of younger with older persons under Part III National Assistance Act 1948	AD-A
Local Authority Social Services Act 1970		
Section 7	Power to exercise the Council's social services functions, including the exercise of any discretion, under the general guidance of the Secretary of State	DSS
Section 7A	Power to exercise the Council's social services functions in accordance with such directions as may be given by the Secretary of State under this section	DSS
Section 7B	Power to establish a procedure for considering any representations and complaints concerning the exercise of the Council's social services functions, to comply with and exercise and perform any powers and duties contained in any directions given by the Secretary of State under this section with regard to the procedure to be adopted in undertaking any such consideration, and to publicise any such procedures, and to take action on the recommendations of any panel established under this section	DSS
Local Government Act 1972		

Section 195(3)	<p>Power to submit proposals for</p> <ul style="list-style-type: none"> • the care of mothers and young children under the National Health Service Act 1946 • prophylaxis care and after care under the Health Services and Public Health Act 1968 and • schemes under the National Assistance Act 1948 relating to the accommodation and welfare of handicapped persons and the employment of disabled persons 	<p>AD-CS</p> <p>AD-A</p> <p>AD-A</p>
Adoption Act 1976		
Section 1	Power to establish and maintain an adoption service	AD-CS
Section 6	Power to safeguard and promote the welfare of any child when making a decision with regard to their adoption, and to ascertain the wishes and feelings of such a child —	AD-CS
Section 7	Power to have regard to any wishes of a child's parents and guardians as to the religious upbringing of the child when placing it for adoption	AD-CS
Section 9	Power to exercise and perform all powers and duties conferred upon adoption agencies by the Adoption Act 1976 and any regulations made under it	AD-CS
Section 18	Power to apply to a court for an order declaring a child free for adoption and to apply for dispensation from the need for the agreement of the parent or guardian of the child to the making of such an order	AD-CS

Section 19	Power to give notice to a former parent informing them whether an adoption order has been made and whether the child has his home with a person with whom he has been placed for adoption; to give subsequent notice of the making of an adoption order, the placing of the child for adoption or the cessation of such a placement, and to secure the recording by the court of any declaration by a former parent that they do not wish to be involved in future questions concerning the adoption of the child	AD-CS
Section 20	Power to seek the leave of the court for the placing of a child for adoption notwithstanding that a former parent has made an application under this section to revoke an order under section 18 of this Act	AD-CS
Section 21	Power to apply to a court for the variation of an order made under section 18 of this Act	AD-CS
Section 22	Power to investigate a notice of intention to adopt, to provide a report of such an investigation to the court, and to inform another local authority of the receipt of a notice of intention to adopt in respect of a child which it is known is looked after by that other authority	AD-CS
Section 23	Power to report to the court on the suitability of applicants for adoption, on the placing of a child for adoption, and on any other matters relating to the welfare of the child	AD-CS
Section 28	Power to report to the court on the suitability of applicants for adoption, on the placing of a child for adoption, and on any other matters relating to the welfare of the child	AD-CS

Section 30	Power to give notice of intention not to allow a child to remain with a prospective adopter and to make an application to the court for leave to give such a notice where an application for an adoption order has already been made, and to nominate a suitable person to receive a child returned by a prospective adopter following the giving of a notice under this section	AD-CS
Section 31	Power to require the return of a child who has not been placed for adoption on the refusal or withdrawal of an application for an adoption order	AD-CS
Section 33	Power to secure that protected children (as defined in section 32 of this Act) are visited and to authorise officers to visit protected children, to satisfy themselves as to the well-being of such children, and to give advice as to their care and maintenance	AD-CS
Section 35	Power to give information concerning a protected child to another local authority on the change of address of a person with whom a protected child has his home	AD-CS
Section 51	Power to provide counselling for adopted persons who apply for information on birth records when requested to do so	AD-CS
Section 57	Power to receive payment from a parent, guardian, adopter or prospective adopter in respect of expenses reasonably incurred in connection with an adoption, and to make payments to; an adopter for legal or medical expenses incurred in connection with an application to adopt; another adoption agency in consideration of the placing of a child with any person for adoption; or to a voluntary organisation as a fee for the services of that organisation in putting the Council in touch with another adoption agency;	AD-CS
Section 58A	Power to provide prescribed information concerning the Council's adoption functions to the Secretary of State as directed	AD-CS

National Health Service Act 1977		
Section 21 & Schedule 3	Power to place persons in residential accommodation	AD-A
Section 21	Power to exercise and perform the powers and duties contained in Schedule 8 of this Act in relation to; the care of mothers, prevention, care and aftercare; home help and laundry facilities; and research, to permit other authorities to use any premises, furniture or equipment provided under this section, and to provide accommodation for officers of the Council or a voluntary organisation employed in providing the services specified under this section.	AD-A
Section 22	Power to co-operate with any National Health Service body when exercising the Council's functions	AD-A
Section 28	Power to make the services of employees employed for the purposes of the Council's functions under the Local Authorities Social Services Act 1970 available to National Health Service authorities so far as is reasonably necessary and practicable to enable them to discharge their functions under this Act and the National Health Service and Community Care Act 1990	AD-A
Section 28BB	Power to make payments to any NHS body in connection with the performance by them of any by regulations made under this section by the Secretary of State, and to comply with and exercise and perform any powers and duties contained in any directions given by the Secretary of State under this section with regard to conditions governing any such payments	AD-A
Supreme Court Act 1981		
Section 41	Power to make wardship application in respect of a minor	AD-CS
Mental Health Act 1983		
Section 4	Power to make an emergency application to admit a patient for assessment	AD-A
Section 7	Power to apply for the guardianship of any patient who has attained the age of 16 years	AD-A

Section 8	Power to accept an application for the guardianship of any patient who has attained the age of 16 years and thereafter to act as that person's guardian, and to exercise and perform any powers and duties contained in any regulations made under this section with regard to guardianship	AD-A
Section 9	Power to comply with and to exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to the exercise of the functions of a guardian in relation to any patient, and with regard to the supervision of any guardianship where the guardian is a person other than the Council	AD-A
Section 10	Power to take over guardianship of a patient in case of death, incapacity etc of guardian (other than a local authority).	AD-A
Section 11	Power to apply for the admission for assessment of, admission for treatment of, or for the guardianship of any patient under sections 2, 3 and 7 of this Act	AD-A
Section 13	Power to apply for the admission to hospital of or guardianship of any patient where it is necessary for such an application to be made, and to notify the patient's nearest relative in writing where a decision not to make such an application is made	AD-A
Section 13(4)	Power to direct an approved social worker to take a patient's case into consideration as soon as practicable where so requested by the patient's nearest relative	AD-A
Section 14	Power to arrange for the interview of any patient and the preparation of a report on them where they are admitted to hospital	AD-A
Section 15	Power to rectify or amend any application made where a patient has been admitted to hospital under the terms of this Act	AD-A
Section 18	Power to authorise any officer in writing to take into custody any patient subject to guardianship under this Act who is absent without leave from the place at which he is required to reside	AD-A

Section 19	Power to transfer any patient to or from the guardianship of the Council, and to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the transfer of patients	AD-A
Section 20	Power to renew the guardianship of any patient, and to inform the patient of the report from the responsible medical officer supporting such a renewal	AD-A
Section 23	Power to make an order discharging any patient who is subject to guardianship	AD-A
Section 25a	Power to consult with the Health Authority before accepting a supervision application	AD-A
Section 25B	Power to make a written supervision recommendation	AD-A
Section 25c	Power to visit and interview any patient for the purpose of deciding whether to make a supervision recommendation and to require the production of records in that connection	AD-A
Section 25d	Power to impose requirements on any patient subject to after-care under supervision where the Council are supervising the after-care	AD-A
Section 25e	Power to keep the after-care services provided under section 117 of this Act for a patient who is subject to after-care under supervision, and any requirements made under section 25d of this Act under review	AD-A
Section 25f	Power to inform any patient where a report is furnished under subsection (1) of this section (reclassification of patient subject to after-care under supervision)	AD-A
Section 25g	Power to extend the period of after-care under supervision, and to inform the patient of this	AD-A
Section 25h	Power to take part in any consultation with regard to ending any after-care under supervision, and to inform any patient where any such supervision comes to an end	AD-A
Section 27	Powers of nearest relative in respect of children and young persons in care of local authority.	AD-CS

Section 29	Power to make an application for an order that the functions of the nearest relative of a patient shall be exercisable by the Council	AD-A
Section 30	Power to apply for an order discharging an order made under section 29 of this Act, or varying such an order	AD-A
Section 32	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to the manner of exercising the provisions of Part II of this Act (compulsory admission to hospital and guardianship)	AD-A
Section 37	Power to agree to any criminal court making an order placing an offender under the guardianship of the Council	AD-A
Section 39a	Power to provide a criminal court minded to make a guardianship order with information about whether the Council is willing to accept any offender into guardianship and indicating how it would exercise its powers under section 40 of this Act	AD-A
Section 40	Power to exercise the powers of a guardian conferred by Part II of this Act in respect of an offender named in a guardianship order made under section 37 of this Act	AD-A
Section 114	Power to appoint approved social workers	AD-A
Section 115	Power to enter and inspect any premises in which a mentally disordered patient is living	AD-A
Section 116	Power to arrange for visits to be made to any patient in a hospital or care home and to take such other steps as would be expected to be taken by the patient's parents	AD-A
Section 117	Power to provide after-care services in accordance with the provisions of this section	AD-A
Section 135	Power to apply to a justice of the peace for a warrant to search for and remove any patient	AD-A
Section 136	Power to interview a mentally disordered person removed to a place of safety	AD-A

Section 137	Power to exercise the powers, authorities and privileges of a constable when having someone in their custody under the terms of this Act	AD-A
Health and Social Services & Social Security Adjudications Act 1983		
Section 17	Power to recover charges in respect of services to which this section applies and to determine to recover a lesser amount where the person's means are insufficient for it to be reasonably practicable for them to pay the full amount	AD-A
Section 21	Power to recover charges due to the Council in respect of accommodation provided under part III of the National Assistance Act 1948 from persons other than the person receiving the accommodation where they have disposed of their assets with the intention of avoiding such charges	AD-A
Section 22	Power to create a charge over any person's interest in land where that person fails to make payments in respect of any accommodation provided under Part III of the National Assistance Act 1948, and to comply with any directions given by the Secretary of State under this section with regard to the creation of such charges	AD-A
Section 24	Power to determine the rate of interest payable in respect of any charge created under section 22 of this Act. (This power is to be exercised in consultation with the Chief Finance Officer)	AD-A
Public Health (Control Of Disease) Act 1984		
Section 46	Power to bury or cremate the body of any person who has died whilst receiving accommodation under Part 111 of the National Assistance Act 1948, and to recover the costs of burying or cremating any person who was receiving Part 111 accommodation	AD-A AD-OP
Transport Act 1985		
Section 106	Power to make grants for transport facilities and services for disabled people	AD-A

Disabled Persons (Services Consultation and Representation) Act 1986		
Section 1	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the appointment of authorised representatives of disabled persons	AD-A
Section 2	Duty to comply with the requirements of this section with regard to the rights of authorised representatives of disabled persons appointed pursuant to any regulations made under section 1 of this Act	AD-A
Section 3	Power to carry out any assessment of the needs of any disabled person, to allow for the making of representations in respect of any such assessment, and to consider any such representations	AD-A
Section 4	Power to decide whether the needs of any disabled person call for the provision of any services in accordance with section 2 of the Chronically Sick and Disabled Persons Act 1970 when requested to do so	AD-A
Section 5	Power to appoint an appropriate officer under the terms of this section with regard to any child in respect of whom a statement of special educational needs is maintained and to require that officer to provide their opinion as to whether or not the child is a disabled person, and to exercise and perform the further powers and duties contained in this section with regard to disabled students	AD-CS
Section 6	Power to keep under review the date when any disabled student is expected to cease to receive full-time education	AD-CS

Section 7	Power to make arrangements for assessing the needs of any person in respect of whom the Council has received a notification under this section (notification that a person receiving medical treatment for mental disorder will be discharged from hospital), to co-operate with any health authority in this respect and to appoint any appropriate officer under the terms of this section	AD-A
Section 8	Power to take into account the abilities of any carers when determining what services to provide for any disabled person	AD-A
Housing Act 1986		
Section 213A	Power to make a request for advice and assistance from the housing authority where a case is referred to social services under this section (case of person under 18 living with applicant for housing who is likely to be unsuccessful)	AD-CS
Social Security Act 1988		
Section 13	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the distribution of welfare foods	DSS
Children Act 1989		
Section 4	Power to apply for discharge of a Parental Responsibility Order or Agreement	AD-CS
Section 6	Power to apply for discharge of appointment of a child's guardian	AD-CS
Section 7	Power to arrange for an officer or other person to report to the court on matters relating to the welfare of a child if requested by a court considering any question with respect to a child under this Act to do so	AD-CS
Section 8 <i>Schedule 1 Para 15</i>	Power to make contributions towards the cost of the accommodation and maintenance of a child, where that child lives with a person as the result of a Residence Order	AD-CS

Section 9(3)	Power to give consent to the making of an application for leave to apply for an order under section 8 of this Act by a foster parent	AD-CS
Section 10	Power to apply to a court for an order under section 8 of this Act other than a residence order or contact order (application for a prohibited steps order or a specific issue order) and to apply for the variation or discharge of such an order	AD-CS
Section 15 and para 15 of Sch1	Power to make contributions to the cost of the accommodation and maintenance of a child where that child lives with a person as a result of any residence order	AD-CS
Section 16	Power to make available an officer to advise, assist and befriend any child pursuant to an order under this section (a family assistance order) and to refer to the court the question whether a section 8 order should be varied or discharged; and to agree to the making of a family assistance order	AD-CS
Section 17	Duty to safeguard and promote the welfare of children in need and to promote the upbringing of such children by their families by providing a range and level of services appropriate to those children's needs and to exercise and perform the powers and duties set out in Part 1 of Schedule 2 of this Act or any additional power or duty which may be added to that Schedule by order of the Secretary of State	AD-CS
Section 17(5)	Power to facilitate the provision by others of services which the Council has power to provide by virtue of sections 17, 18, 20, 23 or 24 of this Act and to make arrangements for any person to act on the Council's behalf in the provision of any such service	AD-CS
Section 17(6) (Amended by the Adoption and Children Act 2002)	Power to provide accommodation and give assistance to children in kind or in cash	AD-CS
Section 17(7)	Power to make any assistance under this section subject to conditions as to the repayment of the assistance or of its value in whole or in part	AD-CS

Section 17A	<p>Power to make direct payments to a person with parental responsibility for a disabled child or to a disabled child aged 16 or 17 instead of providing services to them under section 17 of this Act save where regulations made by the Secretary of State under this section (including the Disabled Children (Direct Payments) England Regulations 2001) provide that direct payments may not be made</p>	AD-CS
Section 17B	<p>Power to issue vouchers to a person with parental responsibility for a disabled child in accordance with regulations made by the Secretary of State under this section.</p>	AD-CS
Section 18	<p>Power to provide day care for children who are aged 5 and under and who are not at school (whether in need or not), to provide facilities (including training, advice, guidance and counselling) for those caring for or accompanying children in day care, and to provide appropriate care or supervised activities for children who are attending school outside school hours and during school holidays (whether those children are in need or not)</p>	AD-CS
Section 19	<p>Power to review the services provided under section 18 of this Act, and also day care and child minder services provided for children under eight, at least once a year, to publish the results of any such review and any proposals arising from it, and to have regard to representations when conducting any such review</p>	AD-CS
Section 20	<p>Power to make decisions with regard to welfare needs for the accommodation of children and young persons</p>	AD-CS

<p>Section 21</p>	<p>Power to make provision for the reception and accommodation of children who are removed or kept away from home under Part V of this Act (emergency protection provisions) or who are under police protection, detained by the police, or remanded by the courts, and to recover any reasonable expenses of accommodating such a child from the local authority in whose area he is ordinarily resident</p>	<p>AD-CS</p>
<p>Section 22</p>	<p>Duty to safeguard and promote the welfare of any child looked after by the Council and in so doing to make use of services which are available for children who are cared for by their own parents, to ascertain as far as is reasonably practicable the wishes of the child, his parents, and others before making any decision with respect to such a child, to exercise the Council's powers with respect to a child whom the Council is looking after in a manner which may not be consistent with the duties contained in this section if this appears to be necessary for the purpose of protecting members of the public from serious injury, and to comply with any directions given by the Secretary of State under this section</p>	<p>AD-CS</p>

Section 23	Power to provide accommodation and maintenance for any child looked after by the Council and in so doing to comply with the provisions of, and exercise and perform the powers and duties contained in this section, paragraph 12 of Schedule 2 to this Act and any regulations made by the Secretary of State under this section. This delegation does not extend to those powers and duties contained in any regulations made under this section which fall to be exercised or performed by the Director of Social Services under the terms of those regulations	AD-CS
Section 23B	Duty to take reasonable steps to keep in touch with any relevant child as defined by section 23A of this Act and by any regulations made by the Secretary of State thereunder (children formerly looked after by the Council), for whom the Council is the responsible authority; to appoint a personal adviser for any such child; to carry out an assessment of the needs of and prepare a pathway plan for any such child; to keep such a plan under regular review; to safeguard and support such a child's welfare; to take reasonable steps to re-establish contact with such a child where such contact has been lost; to attach conditions to any assistance given under this section requiring its repayment in whole or in part; to ascertain and have regard to the views of any such child and other relevant persons; and to comply with and exercise and perform any powers and duties contained in regulations made under this section by the Secretary of State	AD-CS
Section 23C	Power to perform the continuing duties provided for in this section towards former relevant children as defined in section 23A of this Act (similar duties to those contained in section 23B of this Act)	AD-CS

Section 23D	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to the appointment of personal advisers to children or young persons	AD-CS
Section 23E	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to the preparation and review of pathway plans	AD-CS
Section 24A (Amended by the Adoption and Children Act 2002)	Power to consider whether the conditions provided for in this section apply to a person qualifying for advice and assistance (as defined in section 24 of this Act), in either case to advise and befriend any such person and provide them with assistance by providing accommodation or cash, and to make such assistance subject to a condition requiring repayment	AD-CS
Section 24B	Power to contribute to expenses incurred by persons to whom this section applies in living near the place where he is or will be employed or seeking employment or where he is or will be receiving education or training, to make a grant towards expenses incurred in connection with such a person's education or training, and to provide such a person with accommodation during the vacation or assistance in obtaining such accommodation	AD-CS
Section 24C	Power to provide information to another local authority when a person for whom the Council is responsible proposes to live or is living in the area of that other local authority	AD-CS
Section 24D	Duty to establish a procedure for considering representations and complaints about the discharge of the Council's functions under Part 111 of this Act and to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section	AD-CS
Section 25	Power to apply to the Court for authority to keep a child in secure accommodation	AD-CS

Section 26	Duty to establish a procedure for considering representations and complaints about the discharge of the Council's functions under Part 111 of this Act, to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section, and to give notice of any decision made after receiving any representation or complaint and of any action which has or will be taken as a result	AD-CS
Section 27	Power to request the help of other authorities in exercising the Council's functions under Part 111 of this Act	AD-CS
Section 28	Power to consult with Local Education Authorities	AD-CS
Section 29	Power to recover the cost of providing services	AD-CS
Section 31	Power to make application for Care/Supervision Orders	AD-CS
Section 33	Power to apply for leave for child subject to a Care Order to be known by a new surname or travel abroad	AD-CS
Section 34	Power to restrict access and to make related court applications	AD-CS
Section 35	Power to advise, assist and befriend a child who is the subject of a supervision order, to take such steps as are reasonably necessary to give effect to such an order, to consider whether or not to apply to the court for a variation of such an order, and to exercise and perform the powers and duties contained in Parts 1 and 11 of Schedule 3 of this Act —	AD-CS
Section 36(8)	Power to respond to consultations by the Local Education Authority prior to that Authority making an application for an Education Supervision Order	AD-CS

Section 37	Power to undertake an investigation into a child's circumstances when directed to by a court; to consider whether to apply for a court order, provide services or assistance or take other action; to inform the court of reasons for not seeking a court order and of any services or assistance provided or to be provided and of any action taken or to be taken; and to consider whether to review the case at a later date	AD-CS
Section 38	Power to apply for variation of directions made under an Interim Care Order or Supervision Order	AD-CS
Section 38A	Power to apply for the provision of an exclusion requirement and a power of arrest in an interim care order	AD-CS
Section 39	Power to apply to the Court for discharge or variation of a care or supervision order	AD-CS
Section 42	Power to make available records relating to a child who is the subject of an application under this Act to an officer of the Children and Families Court Advisory and Support Service	AD-CS
Section 43	Power to apply for a Child Assessment Order.	AD-CS
Section 44	Power to apply for an emergency protection order, to comply with the terms of any such order, the provisions of this section limiting the exercise of powers under such an order, and the requirements of any regulations made by the Secretary of State for the purposes of this	AD-CS
Section 44A	Power to apply for the provision of an exclusion requirement and a power of arrest in an emergency protection order	AD-CS
Section 45	Power to apply for the extension of an emergency protection	AD-CS
Section 47	Power to carry out investigation/apply for Emergency Protection Orders	AD-CS
Section 50	Power to apply for a recovery order	AD-CS

Section 53	Power to make arrangements for securing that homes ("community homes") are made available for the care and accommodation of children looked after by the Council and for purposes connected with the welfare of children, to make such arrangements jointly with other local authorities, to make arrangements for the management of accommodation provided by the Council for the purpose of restricting the liberty of children to be undertaken by another person, to designate controlled and assisted community homes, and to comply with and exercise and perform any powers and duties contained in Schedule 4 of this Act and any regulations or orders made thereunder with regard to the management and conduct of community homes	AD-CS
Section 55	Power to refer any dispute concerning a controlled or assisted community home to the Secretary of State	AD-CS
Section 57	Duty to give not less than two years' notice in writing of an intention to withdraw the designation of a controlled or assisted community home as such	AD-CS
Section 62	Duty to satisfy himself that any voluntary organisation providing accommodation in the Council's area or on behalf of the Council are satisfactorily safeguarding and promoting the welfare of the children so provided with accommodation, to arrange for children who are so accommodated to be visited, to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section, to secure that the care and accommodation of a child is undertaken by another person when not satisfied that the welfare of a child accommodated by a voluntary organisation is not being satisfactorily safeguarded or promoted, to authorise any person to enter and inspect any premises, inspect any children thereon, require the furnishing of records, and require assistance in having access to any computer	AD-CS

Section 63(12) Schedule 7 Para 4	Power to grant exemption from the usual fostering limit in appropriate circumstances and inform accordingly	AD-CS
Section 64	Power to exercise the powers contained in section 62 of this Act which apply in the case of voluntary organisations in the case of a person carrying on a children's home (visits, powers of entry and inspection etc)	AD-CS
Section 65	Power to consent to disqualified foster parents being concerned in the management of registered children's homes	AD-CS
Section 67(1)	Duty to satisfy himself that the welfare of any child who is privately fostered within the Council's area is being satisfactorily safeguarded and promoted and to secure that advice is given to those caring for them	AD-CS
Section 67(2)	Duty to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to privately fostered children	AD-CS
Section 67(3)	Power to authorise Officers to visit private foster homes	AD-CS
Section 67 (5)	Power to take such steps as are reasonably practicable to secure that the care and accommodation of a child who is being privately fostered is undertaken by another person where their welfare is not being satisfactorily safeguarded or promoted	AD-CS
Section 68	Power to give consent for private fostering to disqualified foster parent	AD-CS
Section 69	Power to prohibit private fostering	AD-CS
Section 70	Power to prosecute in relation to private fostering	AD-CS
Section 78	Power to serve enforcement notice	AD-CS
Section 80(3)	Power to consent to an officer of the authority being authorised by the Secretary of State to conduct inspections under section 80 of this Act	AD-CS

Section 83	Power to conduct or assist in conducting research into any matter connected with the Council's functions in relation to children and their welfare, adoption and accommodation, and to transmit such particulars as may be required about the Council's performance of such functions to the Secretary of State	AD-CS
Section 85(4)	Power to take such steps as are reasonably practicable to determine whether the welfare of a child who has been accommodated by any health or education authority is adequately safeguarded and promoted and to consider the extent to which any functions under this Act should be exercised	AD-CS
Section 86	Power to safeguard the welfare of children in residential care, nursing or mental nursing homes	AD-CS
Section 94	Power to take such steps as are reasonably practicable to determine whether the welfare of a child who has been accommodated by any health or education authority is adequately safeguarded and promoted and to consider the extent to which any functions under this Act should be exercised	AD-CS
Section 100	Power to seek the leave of the court to make an application for the exercise of the court's inherent jurisdiction with respect to children	AD-CS
Section 102	Power to make an application to the court for a warrant authorising any constable to assist in the exercise of powers of entry	AD-CS
Schedule 2		
Para 1 of Sch 2	Power to take reasonable steps to identify the extent to which children are in need in the Council's area, to publish information about the provision of services by the Council and others, and to take such steps as are reasonable practicable to ensure that those who might benefit from the services receive the information relevant to them	AD-CS

Para 1A of Sch 2	Duty to review the Council's provision of services under sections 17, 20,21,23 and 24 of this Act, to prepare and publish a plan for the provision of services under Part 111 of this Act, to review, modify, and substitute such a plan, to consult others when producing or modifying such a plan, and to submit copies of such a plan to the Secretary of State on request. (This delegation does not include the power to approve, adopt or revoke any such plan or any modification or variation of it)	AD-CS
Para 2 of Sch 2	Power to open and maintain a register of disabled children within the Council's area	AD-CS
Para 3 of Sch 2	Power to assess the needs of any child at the same time as any assessment is made under any other enactment	AD-CS
Para 4 of Sch 2	Duty to take reasonable steps to prevent children suffering ill treatment or neglect and to inform other local authorities that a child is likely to suffer harm	AD-CS
Para 5 of Sch 2	Power to provide assistance to a person to obtain alternative accommodation where it appears that a child is suffering or is likely to suffer ill treatment at the hands of that person	AD-CS
Para 6 of Sch 2	Power to provide services to minimise the effect on disabled children of their disabilities and to give such children the opportunity to lead lives which are as normal as possible	AD-CS
Para 7 of Sch 2	Duty to take reasonable steps to; reduce the need to bring court proceedings in respect of any child; to encourage children not to commit criminal offences; and to avoid the need for children to be placed in secure accommodation	AD-CS

Para 8 of Sch 2	Power to make provision for the services specified in this paragraph (which include advice, guidance, counselling, social, cultural and recreational activities, home help, travel, and holidays) to be available with respect to children in need while they are living with their families	AD-CS
Para 9 of Sch 2	Power to provide appropriate family centres in the Council's area	AD-CS
Para 10 of Sch 2	Power to take such steps as are reasonably practicable to enable a child to live with his family or to promote contact between him and his family	AD-CS
Para 11 of Sch 2	Duty to have regard to the different racial groups to which children who are in need in the Council's area belong when making arrangements for the provision of day care or to encourage persons to act as foster parents	AD-CS
Para 15 of Sch 2	Duty to endeavour to promote contact between a child who is looked after by the Council and his parents, relatives, friends and others connected with him, and to inform such persons of where the child is being accommodated	AD-CS
Para 16 of Sch 2	Power to make payments in respect of travelling, subsistence or other expenses incurred by persons visiting a child looked after by the Council, or incurred by such a child visiting others	AD-CS
Para 17 of Sch 2	Power to appoint an independent person as a visitor to a child looked after by the Council, and to give notice terminating such an appointment	AD-CS
Para 18 of Sch 2	Power to undertake any obligation by way of guarantee under any deed of apprenticeship or articles of clerkship which a child looked after by the Council or who qualifies for advice and assistance may enter into	AD-CS

Para 19 of Sch 2	Power to arrange for or to assist in arranging for any child in the care of or looked after by the Council to live outside England and Wales, and to seek the necessary approval for this from the court or any person	AD-CS
Para 19A of Sch 2	Power to advise, assist and befriend a child who is looked after by the Council with a view to promoting his welfare when he ceases to be looked after	AD-CS
Para 19B of Sch 2	Power to perform the additional functions set out in this paragraph and in any regulations made by the Secretary of State under this paragraph with regard to eligible children (as defined in this paragraph and by regulations made by the Secretary of State under this paragraph) who are looked after by the Council. (Carrying out of an assessment of needs and preparing a pathway plan)	AD-CS
Para 19C of Sch 2	Power to arrange for an eligible child (as defined in paragraph 19B and regulations made under that paragraph) who is looked after by the Council to have a personal adviser	AD-CS
Para 20 of Sch 2	Power to give notice of the death of a child looked after by the Council, to arrange for the burial or cremation of such a child, to make payments in respect of expenses incurred in attending such a child's funeral, and to recover expenses incurred by the Council in arranging the burial or cremation of a child under 16 from any parent of the child	AD-CS
Para 21 of Sch 2	Power to consider whether to recover contributions towards the maintenance of a child looked after by the Council	AD-CS
Para 22 of Sch 2	Power to serve a contribution notice on any person requiring payment of a contribution towards the maintenance of a child looked after by the Council, and to withdraw any such notice	AD-CS

Para 23 of Sch 2	Power to apply to the court for a contribution order requiring the contributor to contribute a weekly sum towards the maintenance of a child looked after by the Council, to apply to vary or revoke such an order, and to appeal against any such order	AD-CS
Para 24 of Sch 2	Power to collect contributions towards the maintenance of a child looked after by another local authority at the request of that authority and to deduct from the sum collected an agreed amount in respect of services rendered, to request another local authority to collect such contributions on behalf of the Council and to agree to make payments in respect of services rendered in so doing, and to enforce payment of any such contributions	AD-CS
Para 25 of Sch 2	Duty to comply with and to exercise and perform any powers and duties conferred by any regulations made by the Secretary of State with regard to contributions towards the maintenance of children looked after by the Council	AD-CS
Schedule 3		
Para 2 of Sch 3	Power to give directions to a child who is the subject of a supervision order with regard to where the child lives, his whereabouts, and his activities	AD-CS
Para 4 of Sch 3	Power to give directions to a child who is the subject of a supervision order with regard to medical and psychiatric examinations	AD-CS
Para 6 of Sch 3	Power to apply to the court to extend or further extend a supervision order	AD-CS
Para 9 of Sch 3	Power to agree to the making of a supervision order	AD-CS

Para 11 of Sch 3	Duty to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this paragraph with regard to supervision orders and to defray any expenditure incurred by a supervisor in compliance with directions given by virtue of regulations made under this paragraph	AD-CS
Para 19(2) of Sch 3	Power to investigate the circumstances of any child about whom the Council has been notified Sch 3 under paragraph 19(1) of this Schedule (persistent failure to comply with directions given under education supervision order)	AD-CS
Schedule 6		
	Powers in relation to registration of private children's homes	AD-CS
Schedule 7		
Para 6 of Sch 7	Duty to establish a complaints procedure re exemptions from the usual fostering limit	AD-CS
Schedule 8		
Para 6 of Sch 8	Power to impose requirements on any person fostering or proposing to foster a child privately as to the number, age, and sex of children who may be fostered, the standard of accommodation and equipment to be provided, the arrangements to be made with respect to health and safety, and any particular arrangements which must be made with respect to the provision of care, to give notice of any such conditions and the reasons for them, and to vary or remove any requirement or impose an additional requirement	AD-CS
Para 9 of Sch 8	Power to exempt a person from giving notice under paragraph 9(3) of this Schedule (notice as to the estimated number of children who will be living at a school for more than 2 weeks during school holidays)	AD-CS
NHS & Community Care Act 1990		

Section 46	Power to consult in connection with and to publish any plan for community care services. (The power to prepare and modify any such plan is not hereby delegated)	AD-A AD-OP
Section 47	Power to carry out any assessment of any person's need for community care services, and to comply with and exercise and perform any powers and duties contained in any directions made by the Secretary of State under this section with regard to the making of such assessments	AD-A AD-OP
Complaints Procedure Directions 1990		
	Power to take action on recommendations of the Review Panel	AD-CS
Criminal Justice Act 1991		
Section 61	Duty to secure that the Council is in a position to comply with any security requirement which may be imposed by a remand or committal to local authority accommodation by providing secure accommodation or by making arrangements with other local authorities or other organisations for the provision of such accommodation, and to comply with and exercise and perform any powers and duties contained in any regulations made by the Secretary of State under this section with regard to such accommodation	AD-YOS
Section 65	Power to appoint a social worker or member of a youth offending team to supervise a person under the age of 22 years who has been released from a term of detention in a young offender institution or under section 91 of the Powers of Criminal Courts (Sentencing) Act 2000	AD-YOS
Carers (Recognition and Services) Act 1995		

Section 1	Power to carry out an assessment of any carer's ability to provide and continue to provide care for any person when so requested before making any decision as to the care to be provided by the Council, and to comply with any directions made by the Secretary of State under this section with regard to the carrying out of such assessments	AD-A AD-OP
Housing Act 1996		
Section 182	Duty to have regard to any guidance issued by the Secretary of State under this section when performing any functions under Part VII of this Act (homelessness)	DSS
Section 213(1)(b)	Duty to co-operate in rendering assistance to any local authority in discharging their functions under Part VII of this Act (homelessness) where so requested	DSS
Community Care (Direct Payments) Act 1996		
Section 1	Power to make direct payments in respect of any community care under section 47 of the National Health Service and Community Care Act 1990, and to comply with and exercise and perform any powers and duties contained in any regulations made under this section	AD-A AD-OP
Crime and Disorder Act 1998		
Section 1	Power to apply for an Anti-Social Behaviour Order	
Section 11	Power to apply for a Child Safety Order	
Section 12	Power to apply for the discharge or variation of a child safety order	
Section 14	Power to make a local child curfew scheme, to consult before making such a scheme, to respond to consultation by the police where they intend to make such a scheme, to seek the Secretary of State's confirmation for such a scheme, and to publish a curfew notice given under such a scheme	

Section 38	Power to secure, in co-operation with the police and other authorities, that appropriate youth justice services are available in the Council's area, (including, but not limited to, the provision of appropriate adults, the assessment of children and young persons and the provision of rehabilitation programmes, the provision of support to such persons when remanded or committed on bail, the placement of such persons in accommodation, the provision of reports, the provision of responsible officers, and the supervision of children and young persons) and the making of payments towards expenditure incurred in the provision of such services	
Section 39	Power to establish a youth offending team as defined in this section, to make payments towards expenditure incurred by or for purposes connected with such a team, and to appoint any social worker to form part of such a team	
Section 40	Power to formulate and implement a youth justice plan as defined in this section, to submit such a plan to the Youth Justice Board, and to publish it in such manner as the Secretary of State may direct. (This delegation does not include the power to approve, adopt or revoke any such strategy or any modification or variation of it)	
Section 65	Power to act as an appropriate adult for an offender under the age of 17 when a reprimand or warning under this section is given	
Section 66	Power to assess a person referred to the youth offending team under this section (following a reprimand or warning under section 65 of this Act), to arrange for him to participate in a rehabilitation programme, and to have regard to any guidance in relation to rehabilitation programmes issued by the Secretary of State under this section	

Adoption (Intercountry Aspects) Act 1999		AD-CS
Section 2(4)	Power to carry out the functions under Article 9(a) to (c) of the Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption 1993 (Hague Convention). (To collect, preserve and exchange information about a child and prospective adopters, to facilitate and expedite adoption proceedings, and to promote the development of adoption -adoption services)	
Immigration and Asylum Act 1999		AD-ASY
Section 95(13)	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under Schedule 9 of this Act with regard to the provision of support to Asylum Seekers and their dependants during the period prescribed in the regulations	
Section 99	Power to provide support for Asylum Seekers and their dependants in the way authorised by sections 96(1) and 96(2) of this Act (by providing accommodation, providing living needs, enabling them to meet expenses connected with their claim for asylum, and enabling them to attend bail proceedings) in accordance with arrangements made by the Secretary of State under section 95 of this Act	
Section 100	Duty to assist the Secretary of State in the exercise of his powers under section 95 of this Act to provide accommodation where so requested, and to supply to the Secretary of State such information about the Council's housing accommodation as he may request	
Protection Of Children Act 1999		AD-CS
Section 2	Power to refer to the Secretary of State an individual who is or has been employed in a child care position for inclusion in the list maintained under section 1 of this Act (individuals who are considered unsuitable to work with children)	

Section 4C	Power to apply to the High Court for an order restoring an individual's name to the list maintained by the Secretary of State under section 1 of this Act (persons unsuitable to work with children)	
Section 7	Power to ascertain whether an individual to whom it is proposed to offer employment in a child care position, or whom another person to whom the Council proposes to make a payment under section 17A of the Children Act 1989 (in respect of securing the provision of child care) employs or proposes to employ, is included in any of the lists maintained under this or any other Act of persons who are unsuitable to work with children, and to cease to employ an individual in a child care position if it is discovered that they are included in any such list	
Health Act 1999		DSS
Section 28	Duty to participate in the preparation and review of any Health Authority plan which is required to be prepared under this section, and to comply with any directions made under this section	
Section 31	To comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to entering into arrangements with prescribed bodies in connection with the exercise of prescribed functions of NHS bodies and prescribed health related functions of the Council	
Criminal Justice and Court Services Act 2000		
Section 34	Power to apply to the High Court for an order under this section (an order restoring an order disqualifying a person from working with children)	AD-CS

Care Standards Act 2000		AD-CS AD-A AD-OP
Section 12	Duty to apply to register any establishment or agency to which this Act applies (children's home , care home, residential family centre etc.) with the National Care Standards Commission, and to apply for registration as the manager of any such establishment or agency	
Section 15	Power to apply for the variation or removal of any condition attached to any registration granted under section 13 of this Act, or for the cancellation of any such registration	
Section 16	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of applications for the registration of any establishment or agency to which this section applies	
Section 18	Power to make written representations to the National Care Standards Commission in response to a notice served under section 17 of this Act (notice of proposed refusal of registration or of proposed attaching of un-agreed conditions to a registration)	
Section 21	Power to appeal to the Tribunal against any decision of the National Care Standards Commission as regards registration or against any order made by a justice of the peace under section 20 of this act	
Section 22	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the regulation of any establishment or agency to which this Act applies	
Section 28	Duty to display any certificate of registration issued under this Act in respect of any establishment or agency to which the Act applies	
Section 31	Duty to provide information relating to any establishment or agency registered under this Act to the National Care Standards Commission if so requested	

Section 32	Duty to provide such facilities and assistance as may be required by any inspectors carrying out an inspection of any establishment registered under the terms of this Act	
Section 33	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of an annual return to the National Care Standards Agency in respect of any establishment registered under the terms of this Act	
Section 45	Duty to provide information, documents or records to the National Care Standards Commission with regard to the Council's discharge of its adoption and fostering functions	AD-CS
Section 48	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the exercise of the Council's fostering functions	AD-CS
Section 50	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of annual returns to the National Care Standards Commission about the Council's performance of its adoption and fostering services	AD-CS
Section 51	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the payment of an annual fee to the National Care Standards Commission	AD-A AD-OP
Section 82	Duty to refer to the Secretary of State a care worker for inclusion in the list maintained under section 81 of this Act (individuals who are considered unsuitable to work with vulnerable adults)	AD-A AD-OP
Powers Of Criminal Courts (Sentencing) Act 2000		AD-YOS

Section 21 & 22	Power to adjourn any meeting of a youth offender panel, to refer an offender back to the appropriate court, and to allow any person to attend a meeting of a youth offender panel	
Section 23	Power to seek to reach agreement with an offender on a programme of behaviour the aim of which is to prevent re-offending (a youth offender contract) and to record and sign any such agreement	
Section 25	Power to end an initial meeting with an offender without agreeing a youth offender contract, to resume consideration of such a contract at a further meeting, and to refer the offender back to the appropriate court	
Section 26	Power to request a youth offending team to arrange for the holding of a progress meeting in respect of any offender party to a youth offending contract, and to review any such contract at any meeting so arranged	
Section 27	Power to conduct a final meeting, to review a offender's compliance with a youth offending contract, to decide whether such compliance has been such as to justify the conclusion that any offender will have satisfactorily completed any youth offending contract by the end of the compliance period, to give written confirmation of any such decision, and to refer any offender back to the appropriate court	
Section 29	Power to arrange for the provision of administrative staff, accommodation and other facilities as are required by a youth offender panel, to make arrangements for supervising any offender's compliance with a youth offending contract, and to ensure that the member of any youth offender panel appointed by the youth offending team keeps records of any offenders' compliance with such a contract	

Section 46	Power to appoint an appropriate officer to give information to a court as to the suitability of making a community punishment order	
Section 47 & 48	Power to appoint a member of a youth offending team to discharge the functions of a responsible officer with regard to the operation of a community punishment order and to exercise and perform the powers and duties in Schedule 3 of this Act	
Sections 63 & 65	Power to act as a supervisor for any child or young person in relation to whom a supervision order has been made under this section and to exercise and perform the powers and duties in Schedule 7 of this Act	
Section 64	Power to agree to the designation of the Council as the supervisor of a child or young person under a supervision order made under section 63 of this Act, and to defray any expenditure incurred by a supervisor in compliance with directions or requirements given by virtue of the provisions of Schedule 6 of this Act	
Section 66	Power to make arrangements with other persons for the provision of facilities for enabling directions and requirements made under Schedule 6 of this Act to be carried out effectively, to consult with a local probation board about any such arrangements, to specify any such arrangements in a scheme, to provide copies of any such scheme to the chief executive of the Haringey petty sessions area and others, to keep a copy of any such scheme available for inspection by members of the public, and to make a further such scheme	
Section 69	Power to appoint a social worker to; act as a responsible officer for the purposes of an action plan order made under this section, and provide a written report prior to the making of such an order	

Section 71	Power to provide a further report to the court with regard to the effectiveness of an action plan order made under section 69 of this Act	
Sections 70 and exercise 72	Power to give directions under an action plan order made under section 69 of this Act and to and perform the powers and duties in Schedule 8 of this Act	
Section 73	Power to appoint a social worker to prepare a report for any court considering the making of a reparation order under this section	
Section 74 &75	Power to appoint a social worker to act as a responsible officer for the purposes of a reparation order made under section 73 of this Act and to exercise and perform the powers and duties in Schedule 8 of this Act	
Section 103	Power to appoint a social worker to supervise an offender subject to a detention and training order	
Sections 36 &162	Power to appoint an appropriate officer to prepare any pre-sentence report	
Local Government Act 2000		
Section 93	Power to apply to the Secretary of State for any grant under this section in respect of welfare services, to provide such information as the Secretary of State may require in connection with any such application, to have regard to any guidance issued by the Secretary of State under this section, and to comply with and exercise and perform any powers and duties contained in any direction given by the Secretary of State under this section with regard to the administration and application of any such grants	DSS
Carers and Disabled Children Act 2000		AD-CS
Section 1	Duty to carry out an assessment of any carer's ability to provide and continue to provide care for a person cared for by them when so requested, and to comply with any directions made by the Secretary of State under this section with regard to the making of any such assessment	

Section 2	Duty to consider any assessment carried out under section 1 of this Act and to decide whether the carer has need in relation to the care he is providing and whether to provide services to the carer, and to comply with and exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of provision under this section	
Section 3	Duty to comply with and to exercise and perform any duties and powers contained in any regulations made under this section with regard to the issue of vouchers to carers in respect of the provision of respite care	
Section 6	Power to carry out an assessment of the ability of a person with parental responsibility to care for and to continue to provide care for a disabled child when so requested, to comply with any directions made by the Secretary of State under this section with regard to the making of any such assessment, and to have regard to any such assessment when determining what, if any, services to provide under section 17 of the Children Act 1989	
Health and Social Care Act 2001		AD-A AD-OP
Section 50	Duty to provide community care services for persons with preserved rights under this section, and to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the provision of such services and the identification of persons entitled to them	
Section 51	Power to request or supply information from in relation to persons with preserved rights under this Act	

Section 54	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of additional payments in respect of accommodation provided under Part 111 of the National Assistance Act 1948	
Section 55	Power to enter into a deferred payment agreement with any resident in respect of accommodation provided under Part 111 of the National Assistance Act 1948	
Section 56	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to making arrangements under section 21 of the National Assistance Act 1948 for a person to be provided with residential accommodation in Scotland, Northern Ireland, the Isle of Man or the Channel Islands	
Section 57	Duty to comply with and to exercise and perform any powers and duties contained in any regulations made under this section with regard to the making of direct payments	
Homelessness Act 2002		
Section 1	Power to assist in the carrying out of a homelessness review, and to take account of any homelessness strategy formulated under this section	DSS
The Adoption and Children Act 2002		
Section 3	Power to continue to maintain an adoption service	AD-CS
Section 4	Power to carry out assessments for adoption support services, prepare and review adoption support plans, provide adoption support services, and to exercise and perform all powers and duties contained in any regulations made under this section	
Section 5	Power to prepare a plan for adoption services and exercise and perform support plans, provide adoption support services, and to exercise and perform all powers and duties contained in any regulations made under this section	

Section 18 & others	Power to exercise and perform all powers and duties conferred upon adoption agencies by the Adoption and Children Act 2002 and any regulations made under it	
Section 22-24	Power to apply to a court for a placement order in respect of a child, and to apply to vary or revoke a placement order	
Section 41	Power to apply for a recovery order in respect of a child who is or may be placed by an adoption agency	
Section 44	Power to investigate a notice of intention to adopt, to provide a report of such an investigation to the court, and to inform another local authority of the receipt of a notice of intention to adopt in respect of a child which it is known is looked after by that other authority	
Section 53	Duty to ascertain the wishes and feelings of certain persons, and duty to endeavour to promote contact with parents and to consider whether to recover contributions towards maintenance from the parents in accordance with regulations made under this section	

APPENDIX 3

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

PART F.7 OF THE CONSTITUTION**Section 8 General Delegations**

The Chief Executive, Assistant Chief Executives, Directors and the General Manager of Alexandra Palace & Park may exercise any functions, powers and duties of the Council to take management and operational decisions on behalf of the Council. They may take these decisions in accordance with the law in those areas of responsibility assigned to the respective Directorates in Part ~~7~~ K of the Constitution from time to time:

- to secure the effective management of their services including the authorisation of any procedures or contracts within the framework of Financial Regulations and Contract Procedure Rules;
- to implement and develop initiatives within the strategic policy framework and other Council plans and policy documents;
- to act or authorise the carrying out of the functions of the proper officer of the Council assigned by the scheme of delegation.

This authorisation will include the power:

- to authorise the service of any statutory notice;
- to authorise officers to enter premises in pursuance of a statutory function of the Council;
- to authorise the institution of any process or proceedings for administering or enforcing the functions of the Council;
- to take action on any urgent matter between meetings of the Executive or any Committee or Sub-Committee of the Council subject to statutory provisions and relevant considerations.

This authorisation gives the Chief Executive, Assistant Chief Executives, Directors and the General Manager of Alexandra Palace & Park all the powers delegated to other senior officers within their Directorates and the right to exercise those powers in the place of those senior officers.

This authorisation includes all the specific non-statutory and statutory powers set out overleaf.

Non-statutory delegations

Administrative and Legal Matters

- Power to apply for a warrant to enter premises in exercise of his/her responsibilities
- Subject to the provisions of the Copyright Act 1963, authority to supply photocopies of documents to the general public subject to making such charges as may be agreed in a scheme approved by the Chief Executive and Director of Finance
- Power to authorise officers to enter land and where necessary to apply for warrant of entry
- Power to waive charges
- Power to authorise the recovery by legal proceedings of any sum to which the Council is entitled
- Power to appoint officers as authorised officers for any statutory purpose
- Power to deal with requests for access to Council premises by the media

Personnel Matters

- Changes to the establishment - affecting 20 or less posts - where the relevant employees' side are in agreement or have not raised objections within the agreed timetables, excluding in the case of the Education Service, the closure of service units*

(Note: consultation would be expected with the appropriate Executive Member in any event.)

- Power to enter into and agree appropriate settlements for individuals at termination of employment or in legal proceedings including those reached by compromise agreement;
- Power to designate posts as casual or essential users in accordance with criteria as determined by the Head of Personnel;
- Approval of sickness pay (half and full pay) or extension beyond the national, provincial or local agreements;
- Extensions of service in accordance with agreed procedures, beyond the age of 65
- Approval of extension of special leave with pay;
- Extensions of accident pay beyond the national, provincial or local agreements;
- Grant of honoraria and where relevant ex-gratia payments to employees;
- Power to appoint applicants above the minimum permissible increment point upon appointment;

- Power to authorise accelerated increments;
- Approval to changes to grades on various scales/conditions for all employee groups, except for Senior Management/Director Grades;
- Re-designation of posts - subject to normal consultative procedures;
- Decisions not to reclaim financial assistance granted under the Post-Entry Training Scheme;
- Decision not to reclaim maternity pay;
- Deletion of vacant, unfunded posts;
- Approval of redundancies in accordance with the Council's redundancy policy and the approval of appropriate selection criteria in consultation with Head of Personnel;
- Approval of minor changes in conditions of service established practice;
- Appointments to vacancies and new posts below Assistant Director or equivalent level;
- Dismissals and disciplinary action below Assistant Director or equivalent level in accordance with agreed procedures ;
- Approval of more than 5 days carry-over of annual leave to the following leave year.

The powers relating to Personnel Matters, above, may also be exercised by the Assistant Director Business Support & Development in the Children's Service as well as by the Director of that Service.

Property Matters

Any decision concerning the management or use of land held for the operational requirements of the officers of a Directorate may be taken by the relevant Director. Any decision on the letting or disposal of land held for the Directorate shall be referred to the Director of Finance or the Head of Property in accordance with their respective delegated powers, unless it is a key or a relevant decision referred to The Executive or the appropriate individual Executive Member.

Statutory Delegations

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APPENDIX 4

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

Part K.1**Officers Article****Article 18 – Officers****18.01. Management Structure**

- (a) **General.** The Council may engage such staff (referred to as officers) as it considers necessary to carry out its functions.
- (b) **Chief Officers.** The Council will engage persons for the following posts, who will be designated chief officers:

Post	Functions and areas of responsibility
Chief Executive	Overall corporate management and operational responsibility (including overall management responsibility for all officers). Provision of professional advice to all parties in the decision making process. Together with the monitoring officer, responsibility for a system of record keeping for all the Council's decisions. Legal Services. Representing the Council on partnership and external bodies (as required by statute or the Council).
Assistant Chief Executive – Access	IT, Customer Services, Libraries, Neighbourhoods Management, Access to Services.
Assistant Chief Executive – Organisational Development	Personnel; Organisational Development and Learning; Equalities; Improvement and Performance; Members' and Democratic Services.
Assistant Chief Executive – Strategy	Health, Safer Communities and Voluntary Sector; Policy, Partnerships, and Consultation; Economic Regeneration; Communications.
Director of Finance	Finance, Procurement, Corporate Finance, Revenues and Benefits, Property Services.
<i>Director of Children's</i>	<i>School Improvement and Inclusion, All Children's</i>

Post	Functions and areas of responsibility
<u>Service</u>	<u>Services, Community and Lifelong Learning, Resources and Planning.</u>
Director of Housing	Housing Strategy and Needs; Housing Management; Technical and Building Services.
Director of Environment	Planning and Environmental control, Recreation Services, Streetscene.
Director of Social Services	Children, Adults, Older People, Asylum Seekers.

APPENDIX 5

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

CHILDREN'S SERVICES **Part K. 5 of the Constitution**

<u>Director of Children's Services</u>	<u>DCS</u>	<i>Responsibility to provide all services relating to children and education including:</i> <ul style="list-style-type: none"> • <i><u>Services for vulnerable children and children in care</u></i> • <i><u>Child Protection</u></i> • <i><u>School improvement and inclusion</u></i> • <i><u>Resources and Community Services</u></i> • <i><u>Quality and Development Services</u></i>
<u>Deputy Director-Standards and Inclusion</u>	<u>DD-S&I</u>	<i>Responsibility to provide services relating to School Improvement and Inclusion areas as indicated below:</i> <ul style="list-style-type: none"> • <i><u>School Governance</u></i> • <i><u>Primary Standards</u></i> • <i><u>Secondary Standards</u></i> • <i><u>Access and Pupil Support</u></i>
<u>Deputy Director - Community and Resources</u>	<u>DD-C&R</u>	<i>Responsibility to provide services relating to Resources and Community Services as indicated below:</i> <ul style="list-style-type: none"> • <i><u>Community and Regeneration</u></i> • <i><u>Finance and School Support</u></i> • <i><u>Property and Contracts</u></i> • <i><u>Adult Learning</u></i> • <i><u>Early Years and Play</u></i>
<u>Deputy Director – Children & Families</u>	<u>DD – C&F</u>	<i>Responsibility to provide services relating to Children and Families as indicated below:</i> <ul style="list-style-type: none"> • <i><u>Child Protection</u></i> • <i><u>Looked-after children</u></i> • <i><u>Fostering & adoption</u></i> • <i><u>Family support</u></i> • <i><u>Children & disabilities</u></i> • <i><u>Asylum Seekers</u></i>
<u>Deputy Director – Delivery & Performance</u>	<u>DD – D&P</u>	<i>Responsibility to provide services relating to Delivery and Performance as indicated below:</i> <ul style="list-style-type: none"> • <i><u>Planning & Performance monitoring</u></i> • <i><u>Performance management</u></i>
<u>Assistant Director - Business Support & Development</u>	<u>AD-BS&D</u>	<i>Responsibility to provide services relating to Business Support and Development services as indicated below:</i> <ul style="list-style-type: none"> • <i><u>Management Information and research</u></i> • <i><u>Communications and customer relations</u></i> • <i><u>Information and communications technology</u></i> • <i><u>School Admissions</u></i> • <i><u>Administration</u></i> • <i><u>Personnel</u></i> • <i><u>Policy development</u></i>

		• <u>Equalities</u>
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SOCIAL SERVICES

Director of Social Services	DSS	<p>Responsibility to provide the following Social Services related functions:</p> <ul style="list-style-type: none"> • Children's Services <ul style="list-style-type: none"> ▪ Adults ▪ Older People • Asylum <ul style="list-style-type: none"> ▪ Youth Offending
Assistant Director - Adults	AD-A	<p>Responsibility for the delivery of social care support for people aged between 18 and 64 who are assessed as needing and being eligible for community care services.</p> <p>In some cases, responsible for providing services to individuals aged 65 over in order to ensure continuity of care.</p> <p>Responsible for providing services relating to mental health, learning disabilities, physical disabilities, HIV/AIDS, substance misuse, carers and the Supportive People Programme.</p>
Assistant Director - Asylum	AD-Asy	<p>Responsibility to provide accommodation and subsistence, at a level provided by the Home Office to separate eligible asylum seeking unaccompanied families with children and single adults placed by the Borough, and to protect their interests in the local and national communities.</p>
Assistant Director - Children's Service	AD-CS	<p>Responsibility to provide services to children, young people and their families including:</p> <ul style="list-style-type: none"> • Safeguarding children in need of protection • Assessment and care management for children in need • Services to children with disabilities • Arrangements to support children to live in their own homes or to live with extended family networks • Supporting the independence and other needs of young people leaving care • Promoting the achievement of permanent solutions, including adoption of children for those looked after by the Council • Achieving positive educational and health outcomes for looked after children wherever possible.
Assistant Director - Older People	AD-OP	<p>Responsibility to provide services to older people, including:</p> <ul style="list-style-type: none"> • Assessment and Care Management • Residential Services • Day Services and Supported Housing • Home Care Service. • Community Support and Partnership • Finance and Performance Management
Assistant Director - Youth Offending Service	AD-YOS	<p>Remit to prevent offending and re-offending by children and young people aged 10 - 18 years, living in Haringey.</p> <p>Responsibility to work as part of a multi-agency, multi-disciplinary service dealing with youth offending in Haringey; set up under the requirements of the Youth Offending Act 1997.</p>

		of the Crime and Disorder Act 1998.
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APPENDIX 6

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

PART G.3 OF THE COUNCIL'S CONSTITUTION CONTRACT STANDING ORDERS

Social services care contracts for individuals

- 6.10. Social Services and Children's Services care contracts may be 'block' contracts (where a number of beds, places or services is provided by the contractor **at pre-agreed prices pricing schedules**, to which the Council may refer users over the contract period) or 'spot' contracts (one-off contracts meeting an individual user's needs, or contracts where a number of beds, places or services are provided by the contractor **without pre-agreed prices**, such prices to be agreed upon each referral of a user over the contract period). The Directors of Social Services and Children's Services will seek to maximise the use of block contracts where this represents best value for the Council. The following provisions shall apply to Social Services and Children's Services care contracts:
- (a) All Contract Standing Orders apply to block contracts;
 - (b) Contract Standing Orders 8, 9, 10 and 11 (in relation to tender procedures and formation of contract) shall not apply to spot contracts;
 - (c) The Directors of Social Services and Children's Services may award all spot contracts, which shall be reviewed at least annually as part of the review of whether the service provided continues to meet the needs of the service user;
 - (d) The Directors of Social Services and Children's Services shall provide monthly reports to the relevant Executive Member and ~~an annual~~ a quarterly report to the Executive detailing the nature, extent and value of spot contracts entered into in the previous quarter ~~year~~.

APPENDIX 7

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

**PART F.7 – SCHEME OF DELEGATION TO OFFICERS
SECTION 3 – FINANCE DIRECTORATE
STATUTORY DELEGATIONS –
(starts on page 14 of the June 2005 update)**

Section 3 Finance Directorate – Scheme of Delegation
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To the Director of Finance

All Financial Services functions of the Council except those powers and responsibilities undertaken by the Executive Member with this portfolio or reserved to the Council or to Committees, Sub-Committees or Panels within their terms of reference. This delegation includes all the powers delegated to other senior officers within the Directorate and the Director shall be able to exercise those powers in the place of that senior officer.

Included within this delegation are:

- (a) At the request of the Director of Social Services, acting as Receiver appointed by the Court of Protection
- (b) All matters relating to the acquisition, disposal and management of land or interests in land, except the matters delegated to the Head of Property Services. This delegation to the Director includes:
 - (i) any decision to acquire or dispose of any property asset with a capital value equalling or exceeding £250,000 unless such a transaction is pursuant to a statutory requirement when the Director shall make the decision if the capital value equals or exceeds £500,000.
 - (ii) Any decision to agree rent, payable or receivable, in respect of property assets which are Council owned, occupied or leased and where the rent is to equal or exceed £100,000 per annum.
- (c) The statutory and non-statutory functions also delegated to the designated officers as listed below.

This delegation to the Director excludes any decision to acquire or dispose of any property asset with a capital value equalling or exceeding £3 million or which is otherwise a key decision. Such decisions are referred to The Executive unless the Leader allocates them to the appropriate individual Executive Member.

To the Head of Revenues and Benefits Benefits and Local Taxation

Authorising all enforcement functions, prosecutions and legal proceedings in the area of operational responsibility of the post including action to prevent fraud in relation to Housing Benefit and Council Tax. ~~Included in this delegation are the statutory and non-statutory delegations to the Head of Revenues and Benefits listed below.~~

To the Head of Property Services

All matters relating to the acquisition, disposal and management of land or interests in land, subject to the following exceptions:

1. Any decision to acquire or dispose of any property asset with a capital value equalling or exceeding £3 million or which is otherwise a key decision.
2. Any decision to acquire or dispose of any property asset with a capital value equalling or exceeding £250,000 unless such a transaction is pursuant to a statutory requirement (for example, Right-to-Buy sales under the Housing Act 1985). In cases where the transaction is pursuant to a statutory requirement the decision is still within the delegation to the Head of Property Services unless the capital value equals or exceeds £500,000.
3. Any decision to agree rent, payable or receivable, in respect of property assets which are Council owned, occupied or leased and where the rent is to equal or exceed £100,000 per annum.
4. Any decision concerning management or use of land held for the operational requirements of the officers of a Directorate. Any decision on the letting or disposal of such land shall be within the delegation to the Head of Property Services if the capital is below £250,000 and otherwise within the delegation to the Director of Finance unless a key decision.

Outside the scheme of delegation are:

- (i) Any acquisition of property assets involving the use of a Compulsory Purchase Order, and
- (ii) Any acquisition of land in advance of identified requirements.

Included in this delegation are the statutory and non-statutory delegations to the Head of Property listed below.

Schedule of abbreviations used in the Scheme of Delegations for the Finance directorate
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Director of Finance	DF
Head of Procurement	HPr
Head of Property	HP
Head of Corporate Finance	HCF
Head of Revenues and Benefits	HRB

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APPENDIX 8

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PART F.7 – SCHEME OF DELEGATION TO OFFICERS**SECTION 4 – ENVIRONMENTAL SERVICES****STATUTORY DELEGATIONS**

(starts on page 59 of the June 2005 update)

Highways Act 1980		
	Creation of Highways	
Section 25	Power to create footpaths or bridleway by agreement	AD-PEPP TL-TP
Section 35	Power to create a walkway by agreement	AD-PEPP TL-TP
	Interference with Highways and Streets	
Section 130	Power to protect public rights	HOH
Section 134	Power to ensure that Council given notice of proposed ploughing of footpath, and to ensure surface made good as soon as reasonably convenient after ploughing	HOH
Section 134	Power to enforce landowners duty to make good the surface of a footpath or bridleway within 6 weeks of its ploughing by a farmer, and to vary the period for carrying out such work	HOH
Section 139/140	Power to control and remove Builders skips	HOH
Section 142	Power to grant licences to plant trees, shrubs, etc in a highway	HOH
Section 146	Power to enforce landowners duty to repair and maintain stiles etc on footpaths and bridleways and to decide extent of Council's contribution to cost	HOH
Section 147	Power to authorise erection of stiles in footpath or bridleway	HOH

Section 149	Power to remove things deposited on highways so as to be a nuisance and to recover expenses	HOH
Section 153	To authorise action in relation to removal of doors opening over a highway	HOH
Section 169	Power to control use of scaffolding on highways by licence	HOH
Section 171	Power to give consent with conditions for temporary deposits and excavations in highways	HOH
Section 171	Power to give consent with conditions to building materials deposited on highways	HOH
Section 171/173	Power to regulate erection of hoardings during building operations etc	HOH
Section 178	Power to license beams, rails, pipes, cables, wires and other apparatus over highway	AD-PEPP TL-TP
Section 179/180	Power to prohibit construction of cellars etc under highway without consent, and to control openings into cellars etc. and pavement lights	HOH
Section 209	Power to deal with objections to provisional and final appointments	HOH
Section 220	To authorise the service of advance payments code	HOH
Section 236	Power to agree contribution by Council to private frontagers expenses pursuant to street works	HOH
Section 278	The completion of relevant agreements in respect of the above	AD-PEPP TL-TP
	Maintenance	
Section 36	Duty to keep list of publicly maintainable highways	AD-PEPP TL-TP
Section 37	Power to decide whether dedicated highway should become publicly maintainable	AD-PEPP TL-TP
Section 38	Power to adopt roads by agreement	AD-PEPP TL-TP

Section 45	Power to get materials for repair of publicly maintainable highways	HOH
Section 46	Power to fence and fill up excavations made pursuant to S.45	HOH
Section 47	Power to apply to Magistrates Court for order that it is unnecessary to maintain a highway as a publicly maintainable highway	AD-PEPP TL-TP
Section 56(2)	Power to serve counter-notice admitting or denying that highway is publicly maintainable	AD-PEPP TL-TP
Section 59	Power to recover maintenance expenses due to extraordinary traffic	HOH
	Improvement of Highways	
Section 66	Power to provide footway and guard rails	HOH
Section 67	Power to provide, maintain, alter and remove guard rails in private streets	HOH
Section 68	Power to provide pedestrian refuges	HOH
Section 70	Power to construct, light, maintain, alter, remove or close temporarily a footbridge	HOH
Section 71	Power to provide margin for horses or livestock where considered desirable	HOH
Section 72	Power to make agreements for widening of existing highways	AD-PEPP TL-TP
Sections 75-77	Power to vary respective widths of carriageway/footway and alteration of levels of highway	HOH
Section 78	Power to cut off dangerous corners	HOH
Section 79	Power to serve notices preventing obstruction of view at corners	HOH
Section 80	Power to fence highways	HOH
Section 81	Power to provide highway boundary posts	HOH
Sections 82-83 & 86-87	Power to make provision for cattle grids	HOH

<u>Sections 90A to G</u>	<u>Powers relating to road humps and other traffic calming works including powers to carry out consultations on proposals and to implement unopposed measures</u>	HOH
Section 96	Power to plant trees in and lay out grass verges to a highway	HOH
Section 97	Power to provide lighting for highways	HOH
Section 99	Power to metal highways	HOH
Section 100	Power to undertake works for drainage of highway	HOH
Section 101	Power to fill in roadside ditches, etc.	HOH
Section 102	Power to carry out works to protect highway against natural hazards	HOH
Sections 103-104	Power to provide posts to indicate depth of flood water and to carry out works to mitigate dust	HOH
Section 115 E and F	Power to authorise provision of facilities and structures on the highway	AD-PEPP TL-TP
	<u>Stopping Up and Diversion of Highways</u>	
Section 116	Power to authorise application to Magistrates Court to order stopping up or diversion of highway	HOH
Section 117	Agreeing request to apply for order under S.116	HOH
<u>Section 118</u>	<u>Powers relating to stopping up footpaths and bridleways</u>	HOH
<u>Section 118A</u>	<u>Powers relating to stopping up highways crossing railways</u>	HOH
<u>Section 118B</u>	<u>Powers relating to stopping up highways for the purpose of crime prevention etc.</u>	HOH
<u>Section 119</u>	<u>Diversion of footpaths and bridleways</u>	HOH
<u>Section 119A</u>	<u>Diversion of footpaths and bridleways crossing railways</u>	HOH
<u>Section 119B</u>	<u>Diversion of highways for the purpose of crime prevention etc.</u>	HOH
<u>Section 120</u>	<u>Powers relating to public path extinguishment and diversion orders</u>	HOH
<u>Section 122</u>	<u>Powers relating to temporary diversion where highway to be repaired or widened</u>	HOH
<u>Sections 124 to 129</u>	<u>Powers relating to private access to/from</u>	HOH

	<i>highways and providing new means of access</i>	
<u>Sections 129A to G</u>	<u>Powers relating to gating orders for footpaths and other highways affected by crime and anti-social behaviour</u>	<u>HOH</u>
	Interference with Highways and Streets	
Section 130	Power to protect the rights of the public	HOH AD-Enf
Section 131	Power to deal with damage to the highway	HOH AD-Enf
Section 132	Power to remove unauthorised marks from highway.	HOH AD- Enf
Section 133	Power to make good damage to highway and recover expenses from person responsible	HOH AD- Enf
Section 134	Powers in relation to ploughing of footpaths and remedial action	HOH

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APPENDIX 9

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PART F.7 – SCHEME OF DELEGATION TO OFFICERS
SECTION 4 – ENVIRONMENTAL SERVICES
STATUTORY DELEGATIONS
(starts on page 103 of the June 2005 update)

Traffic Management Act 2004		
Section 16	Duty of responsibility for network management	AD-SS HOH
Section 17	Powers to make arrangements for network management	AD-SS HOH
Part 3	Powers in relation to permit schemes for street works	AD-SS HOH
Part 4	Powers in relation to the co-ordination and enforcement of controls over street works	AD-SS HOH
<i>Part 5</i>	<i>Powers in relation to skips, scaffolding and building materials etc occupying highways</i>	<u>AD-SS HOH</u>
Part 6	Powers in relation to the civil enforcement of Traffic Contraventions	AD-SS HP
<u>Housing Act 2004</u>		
<i>Part 1 Chapter 1 sections 3 & 4</i>	<i>Powers to assess housing conditions</i>	<u>AD-Enf</u>
<i>Part 1 Chapter 1 sections 5 to 10</i>	<i>Powers to enforce housing standards</i>	<u>AD-Enf</u>
<i>Part 1 Chapter 2 sections 11 to 39</i>	<i>Powers relating to improvement notices, prohibition orders and hazard awareness notices</i>	<u>AD-Enf</u>
<i>Part 1 Chapter 3 sections 40 to 45</i>	<i>Powers relating to emergency measures</i>	<u>AD-Enf</u>
<i>Part 1 Chapter 4 sections 46 to 48</i>	<i>Powers relating to demolition and slum clearance</i>	<u>AD-Enf</u>
<i>Part 1 Chapter 5 sections 49 to 50</i>	<i>Powers to recover expenses relating to enforcement action</i>	<u>AD-Enf</u>
<i>Part 2 sections 55 to 78</i>	<i>Powers relating to licensing of homes in multiple occupation</i>	<u>AD-Enf</u>
<i>Part 3 sections 79 to 100</i>	<i>Powers relating to selective licensing of other residential accommodation</i>	<u>AD-Enf</u>
<i>Part 4 Chapter 1</i>	<i>Powers relating to interim and final</i>	<u>AD-Enf</u>

<u>sections 101 to 131</u>	<u>management orders</u>	
<u>Part 4 Chapter 2 sections 132 to 138</u>	<u>Powers relating to interim and final empty dwelling management orders</u>	<u>AD-Enf</u>
<u>Part 4 Chapter 3 sections 139 to 144</u>	<u>Powers relating to overcrowding notices</u>	<u>AD-Enf</u>
<u>Part 5 sections 148 to 178</u>	<u>Powers to enforce duties relating to Home Information Packs</u>	<u>AD-Enf</u>
<u>Part 7 section 232</u>	<u>Power to maintain register of licences and management orders</u>	<u>AD-Enf</u>
<u>Part 7 sections 235 to 238</u>	<u>Powers relating to information provisions</u>	<u>AD-Enf</u>
<u>Part 7 sections 239 to 242</u>	<u>Powers relating to enforcement</u>	<u>AD-Enf</u>
<u>Part 7 section 243</u>	<u>Power to authorise for enforcement purposes</u>	<u>AD-Enf</u>
<u>Clean Neighbourhoods and Environment Act 2005</u>		
<u>Part 2 sections 3 to 17</u>	<u>Powers relating to nuisance and illegal parking and abandoned vehicles</u>	<u>AD-Enf</u> <u>HP</u>
<u>Part 3 sections 18 to 27</u>	<u>Powers relating to litter and refuse</u>	<u>AD-Enf</u>
<u>Part 4 sections 28 to 34</u>	<u>Powers relating to graffiti, fly-posting and advertisements</u>	<u>AD-Enf</u>
<u>Part 5 sections 35 to 50</u>	<u>Powers relating to the transport, deposit and disposal of waste</u>	<u>AD-Enf</u>
<u>Part 6 sections 55 to 64</u>	<u>Powers relating to controls on dogs</u>	<u>AD-Enf</u>
<u>Part 7 sections 69 to 86</u>	<u>Powers relating to audible intruder alarms noise from premises and statutory nuisance</u>	<u>AD-Enf</u>

APPENDIX 10

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

PART F.7 – SCHEME OF DELEGATION TO OFFICERS**SECTION 6 – HOUSING SERVICES****STATUTORY DELEGATIONS**

(starts on page 119 of the June 2005 update)

Housing Act 1985		
Section 9	Power to provide accommodation by the erection, conversion, acquisition, altering, enlarging, repairing or improving of houses	AD - HHBS
Section 10	Power to provide furniture in respect of any house acquired etc. under S.92	AD - HS&N
Section 11	Power to provide board and laundry facilities in connection with housing accommodation already provided	AD - HS&N
Section 12 & 15	Power to provide buildings or land connected with providing accommodation	AD - HM
Section 13	Power a) to lay out public streets, and open spaces when developing housing land; b) to contribute to expenses of laying out streets etc when selling land for housing purposes	AD - HM
Section 14	Power to execute works in connection with housing operation outside own area	AD - HM
Section 18	Power to deal with land acquired or appropriated for provision of accommodation	AD - HM
Section 21	Power to manage, regulate and control local authority houses	AD - HM
Section 26	Power to make financial assistance available towards tenant's removal expenses	AD - HM
Section 32-42	Power to dispose of any land acquired for housing purposes <i><u>Powers in relation to disposals of any</u></i>	AD - HM

	<i>housing land including repayment of discounts</i>	
Section 48	Duty to provide information on service charges	AD - HM
Section 82	Power to decide to apply to Court for Order determining secure tenancy	AD - HM
Section 83	Power to serve notice terminating secure tenancy	AD - HM
Section 89	Functions in relation to succession to periodic tenancies	AD - HM
Section 92	Consent to assignment of tenancies by way of exchange	AD - HM
Sections 93 & 94	Functions relating to consent to sub-letting of secure tenancy of dwelling-house	AD - HM
Section 96	Functions under tenants' right to repairs	AD - HM
Section 97	Power to consent to tenant's improvements	AD - HM
Section 98	Power to give statement of reasons for refusal of Section 97 consent	AD - HM
Section 100	Power to reimburse cost of tenant's improvements	AD - HM
Section 102	Power to vary terms of secure tenancy upon service of appropriate notice	AD - HM
Section 104	Power to provide information about secure tenancy	AD - HM
Section 105	Power to consult secure tenant over matters of housing management	AD - HM
Section 106	Power to provide information about housing allocation of secure tenancies	AD - HM
Section 118	Power to determine whether conditions giving right to buy are satisfied	AD - HM
<i>Section 121A</i>	<i>Power to apply for Court Order suspending the right to buy in cases of anti-social behaviour etc</i>	<u>AD-HM</u>
Section 124	Power to serve Notice admitting/denying right to buy	AD - HM
Section 125	Power to serve Notice on tenant in relation to purchase price and mortgage advance	AD - HM
Sections 126, 127 & 129	Power to determine purchase price and discount	AD - HM
Section 128	Power to exercise the right of landlord	AD - HM

	to require re-determination of price by DV	
Section 128	Power to serve Notice informing tenant of re-determination	AD - HM
Section 132 and 133	Power to determine right to and minimum amount of mortgage	AD - HM
Section 134	Power to extend period in which tenant can claim right to mortgage	AD - HM
Section 135	Power to serve Notice as to amount of mortgage	AD - HM
Section 136	Power to serve Notice on new tenant of right to purchase and obtain mortgage (after former tenant has given notification of desire to buy and obtain mortgage)	AD - HM
Section 138	Power to complete sale	AD - HM
Section 138(2)	Power to exercise discretion not to complete if more than four weeks' rent outstanding	AD - HM
<u>Section 138A & Schedule 5A</u>	<u>Power to serve initial demolition notice on secure tenant claiming right to buy</u>	<u>AD-HM</u>
<u>Section 138B & Schedule 5</u>	<u>Power to serve final demolition notice</u>	<u>AD-HM</u>
Section 139	Power to determine terms of mortgage deed	AD - HM
Section 140	Power to serve completion notice	AD - HM
Section 141	Power to extend period in which tenant can serve notice claiming deferral of completion	AD - HM
Sections 144 & 146	Power to serve the notice of admission or denial of tenant's right to acquire on shared ownership terms	AD - HM
Section 147	Power to serve notice of initial contribution.	AD - HM
Section 150	Power to grant shared ownership lease.	AD - HM
Section 151 and Schedule 9	Power to serve notice on tenant of entitlement to further advance.	AD - HM
Section 152	Power to serve pre-completion notice.	AD - HM
Section 153	Power to serve completion notice.	AD - HM
Section 154	Power to give certificate as to title	AD - HM
<u>Sections 155 & 155A, B, & C</u>	<u>Powers to determine and demand repayment of discount on early disposals</u>	<u>AD-HM</u>
Section 156	Power by written notice to postpone the change taking effect in favour of a	AD - HM

	legal charge advanced by a specified body	
<u>Section 156A</u>	<u>Powers in relation to Council's right of first refusal</u>	<u>AD-HM</u>
Section 178	Power to charge tenant Council's legal costs of mortgage, in accordance with scheme as laid down from time to time by the Council	AD - HM
Section 184	Power to decide whether inclusion of land with dwelling house is reasonable	AD - HM
Section 197, 222, 260, 319 & 395	Power to authorise entry for inspection etc. for various purposes	AD - HM
Section 428	Power to borrow for purposes of Act	AD - HM
Section 435-440	Powers to make advances etc	AD - HM
Section 438	Power to waive or reduce interest to a person acquiring a house in need of repair	AD - HM
Section 438 and Sch 16	Power to alter certain mortgage interest rates to the higher of standard national rate or applicable local average rate	AD - HM
Section 438 and Sch 16	Power to charge the higher of the standard national rate or the applicable local average rate upon Council mortgages	AD - HM
Section 438 and Sch 16	Power to declare at six-monthly intervals the rate of interest applicable to certain advantages, transfers and monies left outstanding as described in Section 110(1)	AD - HM
Section 438 and Sch 16	Power to serve Notice of variation of mortgage rate	AD - HM
Section 442	Power to indemnify Building Societies in respect of mortgage advances, where the Council has obtained the Secretary of State's agreement to a Scheme	AD - HM
Section 442 and 444	Power to indemnify recognised bodies, with the approval of the Secretary of State	AD - HM
Section 443	Power to make contributions towards mortgage costs incurred.	AD - HM

Housing Act 1996		
<i>Part V Chapter I – Introductory Tenancies</i>		
Section 124	Functions relating to introductory tenancies	AD – HM
Section 125	Duration of introductory tenancies	AD – HM
<u>Section 125A</u>	<u>Power to serve notice extending trial period of introductory tenancy</u>	<u>AD-HM</u>
<u>Section 125B</u>	<u>Power to arrange a review, by a different senior officer, of a decision under s.125A</u>	<u>AD-HM</u>
Section 127	Authorising proceedings for possession	AD – HM
Section 128	Service of notice of proceedings for possession	AD – HM
Section 129	Authority to review decision to seek possession	AD – HM
Section 133	Functions in relation to succession to introductory tenant	AD – HM
Section 136	Provision of information about tenancies	AD – HM
Section 137	Consultation on matters of housing management	AD – HM

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APPENDIX 11

[PROPOSED PROTOCOL]

HARINGEY COUNCIL PROTOCOL FOR THE WEBCASTING OF COUNCIL AND OTHER MEETINGS

The Council has proposed that certain meetings should be the subject of live web transmission ('webcasting'), or recorded for subsequent transmission. Fixed cameras are located within the Council Chamber for this purpose and there is a mobile unit for use in other locations.

This Protocol has been agreed to assist the conduct of webcast meetings and to ensure that in doing so the Council is compliant with its obligations under the Data Protection Act 1998 and the Human Rights Act 1998. Accordingly the following will apply to all meetings to be webcast by the Council:-

Agenda Front Sheets and Signage at Meetings

On the front of each agenda for meetings, and on signs to be displayed inside the every room used for official meetings, there will be the following notice:-

"Please note: this meeting may be filmed for live or subsequent broadcast via the Council's internet site - at the start of the meeting the Chair will confirm if all or part of the meeting is being filmed. The images and sound recording may be used for training purposes within the Council.

Generally the public seating areas are not filmed. However by entering the meeting room and using the public seating area, you are consenting to being filmed and to the possible use of those images and sound recordings for webcasting and/or training purposes.

If you have any queries regarding this, please contact the representative of the Head of Members' Services at the meeting."

Meetings of the Planning Applications Sub-Committee, Licensing Sub-Committees, Miscellaneous Functions Sub-Committee and other 'Quasi Judicial' Hearings

In any correspondence notifying applicants, supporters or objectors of the meeting date on which an application will be heard, the following advice will be included:-

"Please note that Council meetings may be filmed for live or subsequent broadcast via the Authority's internet site. If you do not wish the hearing of the application, with which you are concerned, to be filmed, please contact the representative of the Head of Members' Services to discuss arrangements. "

Conduct of Meetings

At the start of each meeting to be filmed, an announcement will be made to the effect that the meeting is being, or may be, webcast, and that the Chair may also terminate or suspend the webcasting of the meeting should the Chair consider this desirable to maintain the proper running of the meeting. This will be confirmed by the Chair making the following statement:-

"It is the Council's agreed practice to film meetings for live or subsequent broadcast via the Council's internet site. The images and sound recording may be used for training purposes within the Council.

The Chair of the meeting has the discretion to terminate or suspend filming, if in the opinion of the Chair continuing to do so would prejudice the proceedings of the meeting or if the Chair, on advice, considers that continued filming might infringe the rights of any individual."

Other Recording or Broadcasting of Meetings

No form of photography, filming, recording or broadcasting of meetings (other than webcasting for the Council's purposes) shall take place except with the express permission given in advance by the Chair in his/her discretion.

Cessation of Webcasting for Private Sessions

No part of any meeting will be webcast after Members have passed the resolution excluding the press and public because there is likely to be disclosure of exempt or confidential information. The representative of the Head of Members' Services will ensure that filming and/or recording of the meeting has ceased and will confirm this to the Chair of the meeting before any discussion of exempt or confidential matters is commenced.

[for addition to the Constitution]

PART C.8

PROTOCOL ON THE ATENDANCE OF STATUTORY NON-COUNCILLOR MEMBERS

Background

1. The Members Allowances Scheme (Part C.7 of this Constitution) provides for the payment of a “Co-optees’ Allowance”, currently £250 per annum, to the statutory non-Councillor members. These are defined in the Scheme as the 4 independent members of the Standards Committee and the 5 education representatives on the Overview and Scrutiny Committee (“OSC”). These 5 comprise 3 parent governor representatives and 2 Church representatives.
2. Legally, the “Co-optees’ Allowance” cannot be claimed for each meeting attended but must be paid on an annualised basis. Only if a member is removed or otherwise ceases to be qualified as a statutory non-Councillor member during the municipal year, can the “Co-optees’ Allowance” be reduced pro rata.

Application of Protocol

3. The 3 parent governor representatives are elected and hold office under the Parent Governor Representatives (England) Regulations 2001. If a parent governor representative fails to attend any meeting of an education scrutiny body for a continuous period of 6 months that representative automatically ceases to be qualified under the Regulations unless an apology for absence has previously been accepted. This rule is similar to the statutory rule applicable to Councillors and, therefore, there is no need for this Protocol to apply to parent governor representatives.
4. This Protocol applies only to the 2 Church representatives on OSC and the 4 independent members of the Standards Committee. None of these statutory non-Councillor members are subject to any statutory provisions disqualifying them from membership for non-attendance at meetings of the bodies to which they have been appointed.

Procedures on Non-Attendance of Members

5. If a statutory non-Councillor member fails to attend any meeting of a Committee or Sub-Committee (including a Panel), to which that member has been appointed, for 2 consecutive meetings or a continuous period of 6 months (whichever shall be the longer period in the circumstances), then the Head of Members' Services shall send that member a warning letter.
6. The warning letter will request the member to attend the next meeting of the relevant Committee and offer, in person, an explanation for his/her past non-attendance. If the absent member has a serious health problem or some other sufficient reason for continued non-attendance, then that member may submit a written explanation for absence. This procedure will not apply where an apology has previously been sent and accepted by the relevant Committee.
7. The relevant Committee will consider the adequacy of the oral or written explanation offered by the member. The Committee will then decide whether or not to condone the past, and any future, non-attendance, by that member. These decisions are entirely a matter for the relevant Committee in the light of all the circumstances.
8. The Committee may decide to condone past or future non-attendance only for a defined period, or only subject to conditions.
9. If a member breaches a condition imposed under paragraph 8, then a further warning letter shall be sent by the Head of Members' Services and paragraphs 6, 7 and 8 will apply afresh with any appropriate modifications.

Church representatives

10. The Church representatives are only expected to attend those meetings of OSC and its Sub-Committees/Panels which consider education matters and such meetings may be irregular. In reaching any decision whether or not to condone such a member's absence, OSC may take this factor into account together with the contribution made by the member to Council-related work other than attending meetings of the Committee/Sub-Committees.

Removal of Members – General Procedure

11. If the Standards Committee or OSC decides not to condone a member's non-attendance, then the Committee will recommend that the next meeting of the full Council should take such steps as are available to remove that member.

12. Full Council must consider and have regard to the reasons for the Committee's recommendation but full Council can exercise its own discretion in deciding what action to take.

Removal of Members – Standards Committee

13. In the case of the independent Standards Committee members, full Council has power to act on the recommendation of the Committee by resolving to remove a member for non-attendance forthwith.
14. If it exercises this power full Council must also consider whether it is necessary to advertise for a replacement independent member (or members) having regard to the number of the remaining independent Standards Committee members, their outstanding term of office and any other relevant circumstances.

Removal of Members – Church Representatives

15. In the case of the Church representatives, the Council may decide to act on a recommendation from OSC by resolving to request the relevant Church Authority to remove the non-attending member and nominate a replacement.
16. The nomination and removal of Church representatives is outside the Council's control and a matter for the Diocesan Board of Education (Church of England) and the Roman Catholic Bishop. The fact that other faith and non-faith representatives do not have a statutory role in education scrutiny is a consequence of the provisions in the Local Government Act 2000.

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APPENDIX 13

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

Part E.1

The Full Council Article

Article 6 - The Full Council

6.01. Meanings

- (a) **Policy Framework.** A complete list of all the plans and strategies comprising the Council's Policy Framework is set out in the appropriate Schedule in **Part F, Decision Making**. These are the plans and strategies that Haringey Council has decided should be reserved to the full Council for approval:
- (b) **Budget.** The budget includes the allocation of financial resources to different services and projects, proposed contingency funds, ~~the council tax base~~, 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 Director of Finance in consultation with the Executive Member for Finance and the Executive 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.

6.02. 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 in **Part F**;
- (c) Approving the budget, levying Council Tax and setting the non-domestic rate multiplier;
- (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;

Part F.7 section 3

Director of Finance – Specific statutory delegations

<p>Social Security Contribution and Benefits Act 1992</p> <ul style="list-style-type: none"> • Section 123 	<ul style="list-style-type: none"> • Power to operate income related benefit scheme 	<p>DF</p>
<p>Social Security Administration Act 1992</p> <ul style="list-style-type: none"> • Section 134 	<ul style="list-style-type: none"> • Power to operate housing benefits scheme 	<p>DF</p>
<p><u>Local Government Finance Act 1992</u></p> <ul style="list-style-type: none"> • <u>Sections 33 and 34</u> 	<ul style="list-style-type: none"> • <u>Power to determine the Council Tax Base i.e. item T or item TP</u> 	<p><u>DF*</u></p>
<p>Local Government Finance Act 1992 and Council Tax (Administration and Enforcement) Regulations 1992</p> <ul style="list-style-type: none"> • Regulation 3 • Regulation 4 • Regulation 5 • Regulation 7 • Regulation 12 • Regulation 18 • Regulation 21 	<ul style="list-style-type: none"> • Power to request information from resident • Power to request information from public bodies • Power to request information from Registrar • Power to notify owner of exempt dwellings • Power to request information of resident, owner or managing agent • Power to serve demand notice 	<p>DF</p> <p>DF</p>

<ul style="list-style-type: none">• Regulation 23• Regulation 24• Regulation 25• Regulation 28• Regulation 29• Regulation 31• Regulation 33• Regulation 34• Regulation 37	<ul style="list-style-type: none">• Power to serve instalment notice• Authority to serve reminder notice• Power to serve notice of adjustment• Power to accept lump sum payment• Power to serve joint taxpayers notice• Power to serve penalty payment notice• Power to serve default notice• Authority to serve final notice• Power to apply for liability order• Power to make attachment of earnings	
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*** HARINGEY COUNCIL ***

MOTIONS – 3 October 2005

To consider the following Motions in accordance with Council Rules of Procedure No. 13:

MOTION D (2005/06):

Councillor Edge has given notice that she will move in the following terms:

“This Council notes -

- That the Government has returned to its aim of introducing compulsory ID Cards for all adults in Britain.
- That the Treasury insists that this policy should be self-financing- that the citizen must pay or face fines or imprisonment.
- That the Government has reported that this will cost £93 per person yet other sources have reported that the costs of the technology will be double that of the Government’s estimate (The Times 31 May 2005) or even as high as £300 (London School of Economics The Observer May 29 2005).
- That The Independent reported that the US Government has approached the UK Government seeking compatible technologies so that US Agencies may obtain access to the information held.

This Council believes-

- That this is an unacceptable infringement of civil liberties and a further domination of Government over the Citizen.
- That ID Cards will have a radically detrimental effect upon community relations in Haringey by undermining trust in the police and creating conditions for discrimination and harassment.
- That it is unacceptable for the Citizens of Haringey to have to fork out up to £300 per person, costing £75 million, irrespective of ability to pay.
- That there will be costs to the Council itself in terms of ensuring compatibility of operations.

Council therefore resolves-

- To submit its objections to this legislation to the Home Secretary.
- To investigate future costs and future risks to the Council as a result of ID cards coming into operation.
- To ask Haringey’s two Members of Parliament to oppose the ID Card Scheme”.

MOTION E (2005/06):

Councillor Harris has given notice that he will move in the following terms:

“This Council welcomes the publication of the recent green paper ‘Youth Matters’ by the Department for Education and Skills, which will be of great help in continuing the improvement of the provision of local services to young people.

“Council applauds the priority given to greater integration of youth services and the emphasis of co-operation between bodies related to young people, in order to tackle more effectively youth issues such as study, employment, health, self-esteem, prejudice and anti-social behaviour.

“Council encourages the strengthening of a spirit of civic service and volunteering, which is at the heart of ‘Youth Matters’ and hopes to promote opportunities for young people to contribute to our community in this way.

“Furthermore, this Council welcomes the emphasis in the Green Paper on improving the effectiveness and suitability of services by engaging young people and their parents to shape the services they themselves receive.”