

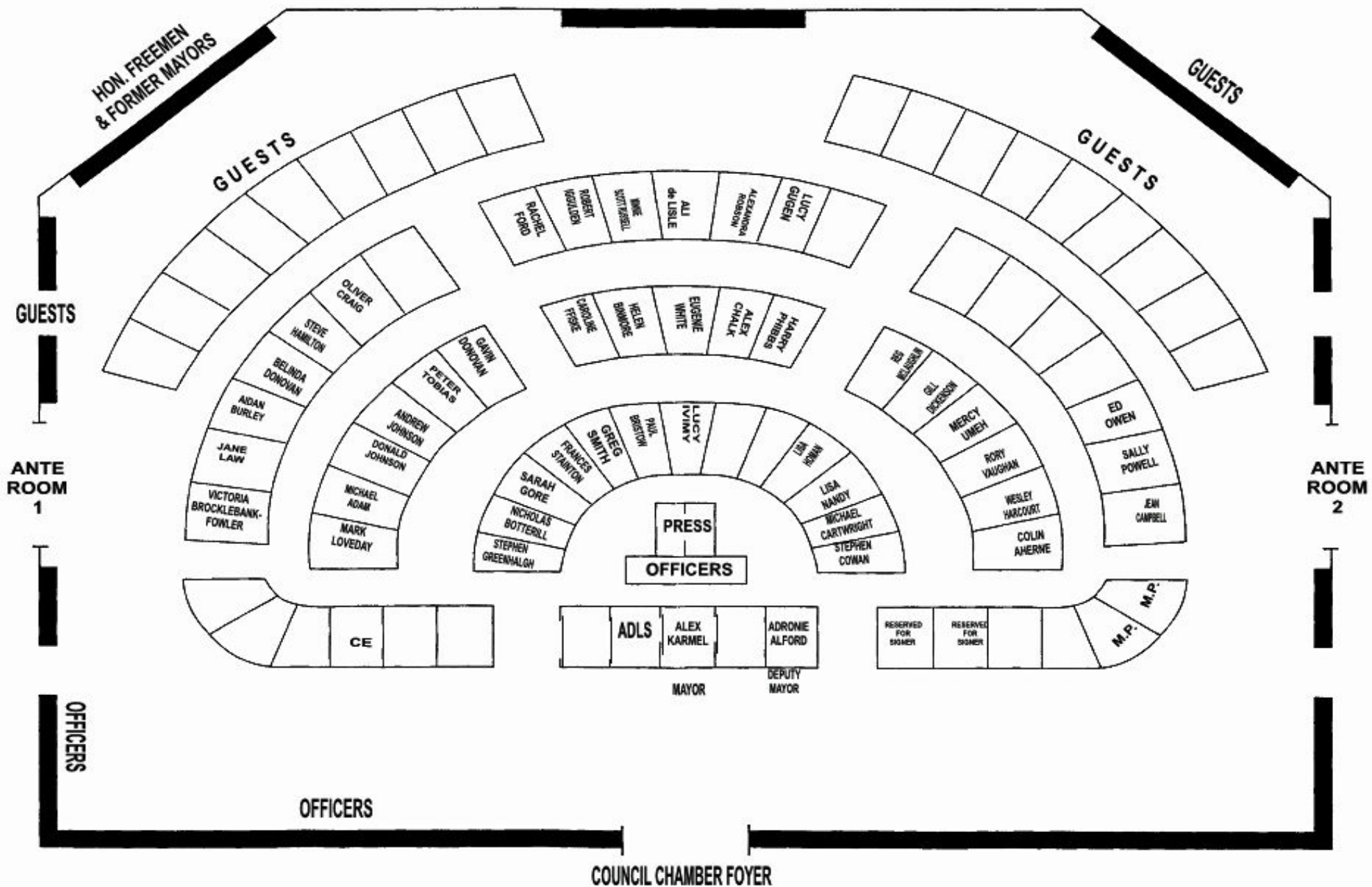
# COUNCIL AGENDA

(Ordinary Council Meeting)

Wednesday 27 January 2010



# COUNCIL CHAMBER SEATING 2009/10





The Mayor (Councillor Alex Karmel)  
Deputy Mayor (Councillor Adronie Alford)

ADDISON

Helen Binmore (C)  
Belinda Donovan (C)  
Peter Tobias (C)

HAMMERSMITH  
BROADWAY

Michael Cartwright (L)  
Stephen Cowan (L)  
Lisa Nandy (L)

RAVENSCOURT PARK

Lucy Ivimy (C)  
Harry Phibbs (C)  
Eugenie White (C)

ASKEW

Gill Dickenson (L)  
Rory Vaughan (L)  
Lisa Homan (L)

MUNSTER

Michael Adam (C)  
Adronie Alford (C)  
Alex Karmel (C)

SANDS END

Ali de Lisle (C)  
Steve Hamilton (C)  
Jane Law (C)

AVONMORE &  
BROOK GREEN

Alexandra Robson (C)  
Robert Iggulden (C)

NORTH END

Caroline Ffiske (C)  
Sarah Gore (C)  
Lucy Gugen (C)

SHEPHERDS BUSH  
GREEN

Mercy Umeh (L)  
Ed Owen (L)  
Alex Chalk (C)

COLLEGE PARK &  
OLD OAK

Wesley Harcourt (L)  
Reg McLaughlin (L)

PALACE RIVERSIDE

Donald Johnson (C)  
Minnie Scott Russell (C)

TOWN

Stephen Greenhalgh (C)  
Greg Smith (C)  
Ollie Craig (C)

FULHAM BROADWAY

Aidan Burley (C)  
Victoria Brocklebank-  
Fowler (C)  
Rachel Ford (C)

PARSONS GREEN AND  
WALHAM

Nicholas Botterill (C)  
Mark Loveday (C)  
Frances Stainton (C)

WORMHOLT AND  
WHITE CITY

Colin Aherne (L)  
Jean Campbell (L)  
Dame Sally Powell (L)

FULHAM REACH

Paul Bristow (C)  
Gavin Donovan (C)  
Andrew Johnson (C)



# SUMMONS

Councillors of the London Borough of  
Hammersmith & Fulham  
are requested to attend the  
Ordinary Meeting of the Council on  
Wednesday 27 January 2010  
at Hammersmith Town Hall, W6

The Council will meet at 7.00pm.

18 January 2010  
Town Hall  
Hammersmith W6

Geoff Alltimes  
Chief Executive

# Full Council Agenda

27 January 2010

<u>Item</u>		<u>Pages</u>
<b>1.</b>	<b>MINUTES</b> To approve and sign as an accurate record the Minutes of the Council Meeting held on 28 October 2009.	210 - 232
<b>2.</b>	<b>APOLOGIES FOR ABSENCE</b>	
<b>3.</b>	<b>MAYOR'S/CHIEF EXECUTIVE'S ANNOUNCEMENTS (IF ANY)</b>	
<b>4.</b>	<b>DECLARATIONS OF INTERESTS</b> If a Councillor has any prejudicial or personal interest in a particular report he/she should declare the existence and nature of the interest at the commencement of the consideration of the item or as soon as it becomes apparent.  At meetings where members of the public are allowed to be in attendance and speak, any Councillor with a prejudicial interest may also make representations, give evidence or answer questions about the matter. The Councillor must then withdraw immediately from the meeting before the matter is discussed and any vote taken, unless a dispensation has been obtained from the Standards Committee.  Where members of the public are not allowed to be in attendance, then the Councillor with a prejudicial interest should withdraw from the meeting whilst the matter is under consideration, unless the disability has been removed by the Standards Committee.	
<b>5.</b>	<b>PUBLIC QUESTIONS (20 MINUTES)</b> The Leader/relevant Cabinet Member to reply to questions submitted by members of the public:	
<b>5.1</b>	<b>QUESTION 1 - MR ROB EASTHOPE</b>	233
<b>5.2</b>	<b>QUESTION 2 -MR JON BURDEN</b>	234
<b>5.3</b>	<b>QUESTION 3 - MR JOHN GRIGG</b>	235

<b>6.</b>	<b>ITEMS FOR DISCUSSION/COMMITTEE REPORTS (IF ANY)</b>	
<b>6.1</b>	<b>COUNCIL TAX BASE AND COLLECTION RATE 2010/2011</b>	<b>236 - 242</b>
	This report contains an estimate of the Council Tax collection rate and calculates the Council Tax base for 2010/11. The Council Tax base will be used in the calculation of the Band D Council Tax undertaken in the Revenue Budget Report for 2010/11.	
<b>6.2</b>	<b>LICENSING ACT 2003 : FULHAM TOWN CENTRE - ADOPTION OF A SPECIAL LICENSING POLICY</b>	<b>243 - 260</b>
	This report sets out a Special Licensing Policy and Area for the Fulham Town Centre. Members are requested to agree the policy, following which it will be incorporated into the Council's current Licensing Policy.	
<b>6.3</b>	<b>AMENDMENT TO MEMBER INVOLVEMENT IN THE COUNCIL'S APPOINTMENTS AND DISMISSALS PANELS</b>	<b>261 - 267</b>
	This report recommends a change to the recruitment and selection and dismissal processes for Deputy Chief Officers (Assistant Director or equivalent level) from Member Appointments/Dismissals Panels to officers' appointments/dismissals processes, thereby bringing them into the responsibility of the Head of Paid Service (Chief Executive), or his/her nominee.	
<b>7.</b>	<b>SPECIAL MOTIONS</b>	
	To consider and determine any Special Motions:	
<b>7.1</b>	<b>SPECIAL MOTION 1 -CHANGE OF COMMITTEE MEMBERSHIP</b>	<b>268</b>
<b>7.2</b>	<b>SPECIAL MOTION 2 - CRIME</b>	<b>269</b>
<b>7.3</b>	<b>SPECIAL MOTION 3 - STREET CLEANING</b>	<b>270</b>
<b>7.4</b>	<b>SPECIAL MOTION 4 - FREEDOM PASS</b>	<b>271</b>
<b>7.5</b>	<b>SPECIAL MOTION - FALSE STATEMENTS</b>	<b>272</b>
<b>8.</b>	<b>INFORMATION REPORTS - TO NOTE (IF ANY)</b>	

# **COUNCIL MINUTES**

(COUNCIL MEETING)

WEDNESDAY 28 OCTOBER 2009



PRESENT

The Mayor Councillor Alex Karmel  
Deputy Mayor Councillor Adronie Alford

Councillors:

Michael Adam	Gavin Donovan	Andrew Johnson
Colin Aherne	Caroline Ffiske	Donald Johnson
Nicholas Botterill	Rachel Ford	Jane Law
Paul Bristow	Sarah Gore	Mark Loveday
Victoria Brocklebank-Fowler	Stephen Greenhalgh	Reg McLaughlin
Aiden Burley	Lucy Gugen	Lisa Nandy
Michael Cartwright	Steve Hamilton	Sally Powell
Alex Chalk	Wesley Harcourt	Alexandra Robson
Stephen Cowan	Lisa Homan	Frances Stainton
Oliver Craig	Robert Iggulden	Peter Tobias
Gill Dickenson	Lucy Ivimy	Rory Vaughan
Belinda Donovan		

**19. MINUTES**

The minutes of the Ordinary Council Meeting held on 24 June 2009 were confirmed and signed as an accurate record.

**20. APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Will Bethell, Jean Campbell, Helen Binmore, Ali de Lisle, Ed Owen, Harry Phibbs, Minnie Scott Russell, Greg Smith and Mercy Umeh.

**21. MAYOR'S/CHIEF EXECUTIVE'S ANNOUNCEMENTS (IF ANY)**

The Mayor's Announcements were circulated and tabled at the meeting. (Copy attached as **Appendix 1** to these minutes).

## **22. TRIBUTES**

The Mayor announced the deaths of former Councillors Vera Godden (née Freeman) and Mike Goodman, as well as Councillor Antony Lillis (Cabinet Member for Community and Children's Services). The Council observed a minute silence in their memory.

Councillor Stephen Cowan paid tribute to former Councillor Vera Godden who had been first elected to the Council in 1964, and had served until 1978.

Councillor Lisa Homan then paid tribute to former Councillor Mike Goodman who had been elected as a Councillor for the Sands End ward in 1986 and served until 1991.

Under Council Procedure Rule 15(e) iii, the Mayor allowed special motion 6.4 (Councillor Antony Lillis) to have precedence and be debated as the next item.

During the consideration of Special Motion 6.4 the Council noted that Councillor Antony Lillis was one of the borough's longest-serving and most widely respected councillors. He passed away on Wednesday 29 July after a battle with cancer at the age of forty two. He was born and brought up in Fulham and lived all his life in the borough. He attended Langford Primary School in Sands End and then Henry Compton Secondary School. In 1990, at the age of twenty-two, he was elected as a Councillor to the Colehill ward. Between 1991 and 2006 Councillor Lillis was the Opposition spokesman for education and social care. In May of 2006, he was appointed as the Cabinet Member for Community Services and then a year later he took on the additional responsibility of Children's Services.

## **23. DECLARATIONS OF INTERESTS**

There were no declarations of interest.

## **24. PUBLIC QUESTIONS (20 MINUTES)**

7.41pm – The Mayor called on the member of the public who had submitted a question to the Leader to ask his question. The Leader responded.

Question No.1 – Mr John Grigg to the Leader of the Council (Councillor Stephen Greenhalgh).

[A copy of the public question submitted and the reply given is attached at Appendix 2 to these minutes].

## 25. ITEMS FOR DISCUSSION/COMMITTEE REPORTS (IF ANY)

### 25.1 **Town Ward By-Election - Returning Officer's Report**

7.47pm - The Council noted that Councillor Oliver Craig, the Conservative Party candidate, was elected Ward Councillor to the vacancy in Town Ward at the By-election held on 15 October 2009. The Mayor welcomed Councillor Oliver Craig to the chamber.

### 25.2 **Audit Committee Annual Report**

7.47pm - The report and recommendation was formally moved for adoption by the Leader of the Council, Councillor Stephen Greenhalgh.

The report and recommendation was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The report and recommendation was declared **CARRIED**.

7.47pm **RESOLVED:**

That the Council notes the Audit Committee Annual Report 2008/09.

### 25.3 **Treasury Management Outturn**

7.48pm - The report and recommendation was formally moved for adoption by the Leader of the Council, Councillor Stephen Greenhalgh.

The report and recommendation was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The report and recommendation was declared **CARRIED**.

7.48pm **RESOLVED:**

That the Council notes the borrowing and investment activity for the period 1 April 2008 to 31 March 2009.

25.4 **London Local Authorities and Transport for London Act 2008 - Appointed Day (Adoption of Powers Under Part 5 - Non Payment of Penalty Charge Notices)**

7.50pm - The report and recommendation was formally moved for adoption by the Leader of the Council, Councillor Stephen Greenhalgh.

The report and recommendation was put to the vote:

FOR	22
AGAINST	0
ABSTENTIONS	10

The report and recommendation was declared **CARRIED**.

7.50pm **RESOLVED:**

That the Council resolves that the appointed day for which Part 5 of the London Local Authorities and Transport for London Act 2008 shall come into operation on public highways for which the London Borough of Hammersmith and Fulham is the Highways Authority shall be 4 January 2010.

25.5 **Gambling Act 2005 - Council's Statement of Gambling Principles**

7.50pm - The report and recommendations were formally moved for adoption by the Leader of the Council, Councillor Stephen Greenhalgh.

The Mayor reminded those present that Appendix 2 to the report had been circulated separately to the agenda.

The report and recommendation was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The report (as amended) and recommendations were declared **CARRIED**.

7.50pm **RESOLVED:**

That the Council:-

1. Approves and adopts a 'no casino' resolution;
2. Approves and adopts the Statement of Gambling Principles set out in Appendix 1 to this report, that it be published, and that the Director of Environment be authorised to make minor amendments or any changes arising from the publication of secondary legislation and guidance.

## 25.6 Changing Governance Arrangements

7.52pm - The report and recommendations were formally moved for adoption by the Leader of the Council, Councillor Stephen Greenhalgh.

The report and recommendation was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The report and recommendations were declared **CARRIED**.

7.52pm **RESOLVED:**

That the Council:-

1. Notes the outcome of the consultation;
2. Indicates that its proposed model of executive governance will be the new style Leader and Cabinet Executive model to be operated from the third day after the May 2010 local elections; and
3. Agree that a further report be brought to a Special Meeting of Council in January 2010 at which the final decision as to the form of executive arrangements will be taken together with constitutional changes resulting from such a decision.

## 25.7 Review of the Council's Constitution - Changes to Cabinet Member Portfolios, Officer Schemes of Delegation and Committee Terms of Reference

7.52pm - The report and recommendation was formally moved for adoption by Councillor Mark Loveday.

A speech on the report was made by Councillor Reg McLaughlin, before being put to the vote:

FOR	24
AGAINST	10
ABSTENTIONS	0

The report and recommendation was declared **CARRIED**.

7.53pm **RESOLVED:**

That the Council agrees the changes and amendments to the Council Constitution, as summarised in Annex 1 to the report.

## 26. SPECIAL MOTIONS

### 26.1 **Special Motion No.1 - Appointment of Cabinet Member and Memberships of Regulatory and Scrutiny Committees 2009/10**

7.55pm - Councillor Mark Loveday moved, seconded by Councillor Nicholas Botterill, the special motion standing in their names:

“This Council agrees the following appointments under its Constitution for the rest of the Municipal Year 2009/10, effective from the day after the Council meeting:

- **Cabinet Member**

Councillor Sarah Gore – be appointed as the Cabinet Member for Children’s Services.

- **Chairmen and Memberships of Scrutiny Committee**

Councillor Donald Johnson be appointed as Chairman of the Education and Children’s Services Scrutiny Committee in place of Councillor Helen Binmore who will continue as a Committee Member;

Councillor Sarah Gore to come off the Education and Children’s Services Scrutiny Committee;

Councillor Oliver Craig be appointed a member of the Education and Children’s Services Scrutiny Committee;

and notes their respective Portfolios / Terms of Reference, as set out in the Council’s Constitution.”

The motion was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The motion was declared **CARRIED**.

7.55pm – **RESOLVED**:

This Council agrees the following appointments under its Constitution for the rest of the Municipal Year 2009/10, effective from the day after the Council meeting:

- **Cabinet Member**

Councillor Sarah Gore – be appointed as the Cabinet Member for Children’s Services.

- **Chairmen and Memberships of Scrutiny Committee**

Councillor Donald Johnson be appointed as Chairman of the Education and Children’s Services Scrutiny Committee in place of Councillor Helen Binmore who will continue as a Committee Member.

Councillor Sarah Gore to come off the Education and Children’s Services Scrutiny Committee.

Cllr Oliver Craig be appointed a member of the Education and Children’s Services Scrutiny Committee

and notes their respective Portfolios / Terms of Reference, as set out in the Council’s Constitution.”

26.2 **Special Motion No.2 - Council Appointments to London Local Government Organisations 2009/10**

7.55pm - Councillor Nicholas Botterill moved, seconded by Councillor Mark Loveday, the special motion standing in their names:

"This Council agrees the Council’s appointments to London Local Government Organisations for 2009/10, as set out in the Schedule attached”:

<b>NAME OF OUTSIDE ORGANISATION</b>	<b>NUMBER OF REPS/RATIO</b>	<b>NOMINATION</b>	<b>TERM/EXPIRES</b>
London Councils Leader's Committee	1 Rep. + 2. Deps. (1 vote per authority)	(Dep.2 Cllr. Frances Stainton)	1 year to 31.05.10
London Councils Grants Committee (Assoc.Joint Cttee)	1 Rep. + up to 4 Deps.	Cllr Adronie Alford	1 year to 31.05.10
London Councils Forums [+ = Nominations only]	1 Rep.+ 1 Dep.  [Nomination]	Cllr Frances Stainton  [Cllr Sarah Gore]	1 Year to 31.05.10
Local Government Association (LGA) General Assembly	Up to 4 Reps & 4 Votes	Cllr Frances Stainton	1 year to 22.07.10

The motion was put to the vote:

FOR Unanimous  
 AGAINST 0  
 ABSTENTIONS 0

The motion was declared **CARRIED.**

7.55pm – **RESOLVED:**

This Council agrees the Council's appointments to London Local Government Organisations for 2009/10, as set out in the Schedule attached.

NAME OF OUTSIDE ORGANISATION	NUMBER OF REPS/RATIO	NOMINATION	TERM/EXPIRES
London Councils Leader's Committee	1 Rep. + 2. Deps. (1 vote per authority)	(Dep.2 Cllr. Frances Stainton)	1 year to 31.05.10
London Councils Grants Committee (Assoc.Joint Cttee)	1 Rep. + up to 4 Deps.	Cllr Adronie Alford	1 year to 31.05.10
London Councils Forums [+ = Nominations only]	1 Rep.+ 1 Dep.  [Nomination]	Cllr Frances Stainton  [Cllr Sarah Gore]	1 Year to 31.05.10
Local Government Association (LGA) General Assembly	Up to 4 Reps & 4 Votes	Cllr Frances Stainton	1 year to 22.07.10

### 26.3 Special Motion No.3 - Green Flag Status

7.56pm - Councillor Paul Bristow moved, seconded by Councillor Frances Stainton, the special motion standing in their names:

"This Council notes the importance of green and open spaces to the quality of life of local residents; warmly welcomes the Green Flag award of excellence given to Ravenscourt Park, Frank Banfield Park and Margravine Cemetery; further notes that this is the first time that an open space in the borough has been awarded this accolade, and thanks the volunteers, grounds maintenance staff and the local 'friends' groups for everything that has been done to improve the standard of our parks and open spaces."



Speeches on the special motion were made by Councillor Bristow, Stainton, Greenhalgh and Ford (for the Administration) and Councillors Cowan and Aherne (for the Opposition).

Councillor Bristow (for the Administration) made a speech winding up the debate before the substantive motion was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The motion was declared **CARRIED**.

8.17pm – **RESOLVED**:

This Council notes the importance of green and open spaces to the quality of life of local residents; warmly welcomes the Green Flag award of excellence given to Ravenscourt Park, Frank Banfield Park and Margravine Cemetery; further notes that this is the first time that an open space in the borough has been awarded this accolade, and thanks the volunteers, grounds maintenance staff and the local ‘friends’ groups for everything that has been done to improve the standard of our parks and open spaces.

#### 26.4 **Special Motion No.4 - H&F Homes**

8.18pm - Councillor Donald Johnson moved, seconded by Councillor Lucy Ivimy, the special motion standing in their names:

“That this Council welcomes the recent inspection report of the Audit Commission which found that H&F Homes was providing residents with a two star “good” service with “excellent prospects for improvement”.

Speeches on the motion were made by Councillors Donald Johnson, Ivimy, Greenhalgh and Andrew Johnson (for the Administration) and Councillors Nandy and Cowan (for the Opposition).

Councillor Donald Johnson (for the Administration) made a speech winding up the debate before the motion was put to the vote:

FOR	24
AGAINST	10
ABSTENTIONS	0

The motion was declared **CARRIED**.

8.49pm – **RESOLVED**:

This Council welcomes the recent inspection report of the Audit Commission which found that H&F Homes was providing residents with a two star “good” service with “excellent prospects for improvement”.

26.5 **Special Motion No.5 - Imperial Wharf New Railway Station**

8.50pm - Councillor Steve Hamilton moved, seconded by Councillor Jane Law, the special motion standing in their names:

“That this Council:

Congratulates the administration and its partners the Royal Borough of Kensington and Chelsea and Transport for London, on the recent opening of the new railway station at Imperial Wharf.

Regrets the years of delay and drift under the previous administration who failed to secure adequately funding for the station.

Welcomes the new opportunities for residents in Sands End resulting from the new transport links”.

Speeches on the motion were made by Councillors Hamilton, Law, Botterill and Greenhalgh (for the Administration) and Councillor Cartwright (for the Opposition).

Councillor Hamilton (for the Administration) made a speech winding up the debate before the substantive motion was put to the vote:

FOR	23
AGAINST	10
ABSTENTIONS	0

The motion was declared **CARRIED**.

9.14pm – **RESOLVED**:

That this Council:

Congratulates the administration and its partners the Royal Borough of Kensington and Chelsea and Transport for London, on the recent opening of the new railway station at Imperial Wharf.

Regrets the years of delay and drift under the previous administration who failed to secure adequately funding for the station.

Welcomes the new opportunities for residents in Sands End resulting from the new transport links.

26.6 **Special Motion No.6 – Councillor Antony Lillis**

7.13pm - Councillor Stephen Greenhalgh moved, seconded by Councillor Stephen Cowan, the special motion standing in their names:

“That this Council

- regrets the sad and sudden death of Councillor Antony Lillis on 29 July 2009 after a battle with cancer;
- recognises that Councillor Antony Lillis was one of the borough’s longest-serving, most widely respected and well-loved Councillor with strong ties to the community he served for nearly 20 years;
- appreciates his hard work as Cabinet Member for Community and Children’s services managing a hugely complex and challenging portfolio of service responsibilities. His drive and commitment meant that he was able to build up a connection with the people and the places he served. Councillor Lillis combined a depth of knowledge and expertise in his subject areas with charm and huge personal warmth. In the Council Chamber, he was a voice of calm and conciliation. His genuine interest in individual people’s lives and concerns enabled him to achieve a level of respect few politicians are given. Outside his role as a Councillor, he was a larger-than-life character who lived every day to the full. He will be hugely missed.
- asks the Chief Executive to write to his family expressing our sincere condolences”.

Speeches on the motion were made by Councillor Karmel, Greenhalgh, Gore and Alford (for the Administration) and Councillors Cowan, McLaughlin, Nandy and Vaughan (for the Opposition) before it was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The motion was declared **CARRIED**.

7.40pm – **RESOLVED**:

This Council:

- regrets the sad and sudden death of Councillor Antony Lillis on 29 July 2009 after a battle with cancer;
- recognises that Councillor Antony Lillis was one of the borough’s longest-serving, most widely respected and well-loved Councillor with strong ties to the community he served for nearly 20 years;
- appreciates his hard work as Cabinet Member for Community and Children’s services managing a hugely complex and challenging portfolio of service responsibilities. His drive and commitment meant that he was able to build up a connection with the people and the places he served.

Councillor Lillis combined a depth of knowledge and expertise in his subject areas with charm and huge personal warmth. In the Council Chamber, he was a voice of calm and conciliation. His genuine interest in individual people's lives and concerns enabled him to achieve a level of respect few politicians are given. Outside his role as a Councillor, he was a larger-than-life character who lived every day to the full. He will be hugely missed.

- asks the Chief Executive to write to his family expressing our sincere condolences.

## 26.7 **Special Motion No.7 - Imperial College Healthcare NHS Trust**

9.15pm - Councillor Stephen Greenhalgh moved, seconded by Councillor Andrew Johnson, the special motion standing in their names:

"This Council:

Reiterates its concern that Charing Cross Hospital faces a continued downgrade in services in the rush for foundation trust status.

Calls on Imperial College Healthcare NHS Trust to ensure that Hammersmith and Fulham Council has representation on its board, given that two of the three hospitals within the Trust are located in the borough."

A speech on the motion was made by Councillor Stephen Greenhalgh.

Under Council Procedure Rule 15 (e) (vi), Councillor Rory Vaughan, seconded by Councillor Stephen Cowan, moved an amendment to the motion as follows:

Delete all after 'This Council' and replace with:

"regrets the Hammersmith and Fulham Conservative Party's electoral strategy of scaremongering residents about Charing Cross Hospital since 2005. This Council urges Conservative councillors to apologise for those clearly false rumours. And this Council recognises the tens of millions of pounds invested in services at Charing Cross by the Labour government".

Speeches on the amendment were made by Councillor Vaughan, Cowan and Homan (for the Opposition) and Councillors Greenhalgh, Andrew Johnson and Iggulden (for the Administration) before it was put to the vote:

FOR	9
AGAINST	24
ABSTENTIONS	0

The motion was declared **LOST**.

Speeches on the substantive motion were then made by Councillor Tobias (for the Administration) and Councillor Vaughan (for the Opposition).

Councillor Greenhalgh (for the Administration) made a speech winding up the debate before the substantive motion was put to the vote:

FOR	24
AGAINST	0
ABSTENTIONS	9

The motion was declared **CARRIED**.

9.55pm – **RESOLVED**:

This Council:

Reiterates its concern that Charing Cross Hospital faces a continued downgrade in services in the rush for foundation trust status.

Calls on Imperial College Healthcare NHS Trust to ensure that Hammersmith and Fulham Council has representation on its board, given that two of the three hospitals within the Trust are located in the borough.

#### 26.8 **Special Motion No. 8 - Traditional Public Houses**

9.50pm - Councillor Wesley Harcourt moved, seconded by Councillor Colin Aherne, the special motion standing in their names:

“This Council notes the number of traditional public houses that are closing. Such establishments have long been a valuable community asset, providing a focus for many communities which satisfies their social needs and offers a means of support for many people. Council resolves, therefore, to develop a local planning guidance that aims to preserve our traditional public house which is a much-loved aspect of our heritage.”

Speeches on the motion were made by Councillors Harcourt and Aherne (for the Opposition) and Councillor Gore (for the Administration) before it was put to the vote:

FOR	Unanimous
AGAINST	0
ABSTENTIONS	0

The motion was declared **CARRIED**.

9.59pm – **RESOLVED**:

This Council notes the number of traditional public houses that are closing. Such establishments have long been a valuable community asset, providing a focus for many communities which satisfies their social needs and offers a means of support for many people. Council resolves, therefore, to develop a local planning guidance that aims to preserve our traditional public house which is a much-loved aspect of our heritage.

*Under Standing Order 24.1, at 10.00pm the Mayor instructed that the guillotine provisions had come into effect. Therefore, all remaining items of business were voted on without debate.*

**26.9 Special Motion No.9 - New Shepherds Bush Library**

10.01pm Councillor Stephen Cowan moved, seconded by Councillor Lisa Homan, the special motion standing in their names:

“This Council hails the opening of the new Shepherds Bush Library as a symbol of how effective partnership between local government and business can bring real benefits to local residents, and congratulates the previous Labour administration for negotiating the terms under which Westfield contributed to the costs of the library as part of its Section 106 responsibilities.”

The motion was put to the vote:

FOR	9
AGAINST	24
ABSTENTIONS	0

The motion was declared **LOST**.

**26.10 Special Motion No.10 - Housing**

10.01pm - Councillor Lisa Nandy moved, seconded by Councillor Stephen Cowan, the special motion standing in their names:

“This Council resolves to be open and transparent in its dealings with tenants and residents, notes the Leader’s refusal to answer questions raised by the Guardian newspaper about what ‘alternative housing’ means for people who stand to lose their homes under the Conservatives’ plans, and agrees that this constitutes a failure to local people.”

The motion was put to the vote:

FOR	9
AGAINST	24
ABSTENTIONS	0

The motion was declared **LOST**.

26.11 **Special Motion No.11 - Fare Increases**

10.02pm - Councillor Michael Cartwright moved, seconded by Councillor Reg McLaughlin, the special motion standing in their names:

“This Council condemns the decision of the Mayor to increase tube fares by 3.9 percent and bus fares by 12.7 percent from January next year. This Council further condemns his decision to cut back on the programme for step-free access to underground stations, which means the Shepherds Bush Central Line lifts are not in any TfL programme until after 2018.”

The special motion was put to the vote:

FOR	9
AGAINST	24
ABSTENTIONS	0

The motion was declared **LOST**.

27. **INFORMATION REPORTS - TO NOTE (IF ANY)**

27.1 **Special Urgency Decisions – Quarterly Report**

10.03pm The Mayor noted the information report on special urgency decisions taken between June and September 2009.

\* \* \* \* \* CONCLUSION OF BUSINESS \* \* \* \* \*

Meeting started: 7.00 pm  
Meeting ended: 10.03 pm

Mayor .....

## **ANNOUNCEMENTS BY THE MAYOR**

1. I am sure everyone shares my sadness to hear of the deaths of former Councillors' Vera Godden/Freeman on Saturday 22nd August 2009, Mr Michael Goodman on 24<sup>th</sup> August 2009 and Councillor Antony Lillis a serving Councillor on Wednesday 29<sup>th</sup> July 2009, all in London.

Mrs Vera Nellie Freeman as she was then was first elected to the Council in 1964 - 1968 representing Wormholt Ward. (From 1966 she was Mrs Godden) Mrs Vera Godden returned to the council in May 1974 as Councillor for Sullivan ward and served until May 1978.

Mr Michael Goodman was elected to the council in May 1986 representing Sands End Ward and served as Leader of the Council from 1988 to 1991.

Councillor Antony Lillis was first elected to the Council in May 1990 to present day. Antony represented Colehill Ward from 1990 to 1998 then Town Ward from 1998 to July 2009.

I will invite you all to stand for one minute silence in their memory.

2. On 25<sup>th</sup> June 2009, accompanied by my Mayoress, I attended the opening of the Bishop Centre, Godolphin and Latimer School, Cambridge Grove, W6
3. On 25<sup>th</sup> June, accompanied by my Mayoress, I attended the BBC Proms Out and About concert featuring the BBC Symphony Orchestra, Westfield London Shopping Centre, W12
4. On 26<sup>th</sup> June, I attended John Betts School's 150 Years Anniversary celebration, Paddenswick Road, W6
5. On 26<sup>th</sup> June, I attended a tour of Innocent Drinks, Goldhawk Road, W12
6. On 27<sup>th</sup> June, accompanied by my Mayoress, I was delighted to attend the Fulham Festival, Jerdan Place, SW6
7. On 27<sup>th</sup> June, I attended Bhavan Institute's Indian Cultural Festival, Castletown Road, W14
8. On 30<sup>th</sup> June, I was delighted to attend All Saint Primary School Art Exhibition, Fulham Palace, SW6
9. On 30<sup>th</sup> June, I attended Hammersmith London and The Metropolitan Police Service. Art Award Ceremony, Sir Paul Stephenson was guest of honour, at the Novotel Hammersmith, W6



10. On 1<sup>st</sup> July, I attended the 562 Tpt Sqn RLC 'Regimental Cocktail Party', HMS President, 72 St Katharines Way E1
11. On 2<sup>nd</sup> July, I attended the 5<sup>th</sup> Anniversary celebrations of Ramada Encore Hotel, 4 Portal Way London W3 6RT
12. On 2<sup>nd</sup> July, I attended The London Regiment Reception, The Guards Museum, Birdcage Walk SW1E
13. On 3<sup>rd</sup> July, I was delighted to attend H&F and Hounslow schools 'Science & Technology', Challenge Day Finals, West London College, Gliddon Road, W14
14. On 4<sup>th</sup> July, accompanied by my Mayoress, I attended the Launch Party for Masbro Community Centre for Children, Masbro Community Centre, Blythe Road, London W14
15. On 4<sup>th</sup> July, accompanied by my Mayoress, I attended Phoenix High School Summer Fair, The Curve, W12
16. On 5<sup>th</sup> July, accompanied by my Mayoress, I officially opened the Il Pagliaccio Restaurant Football Tournament and trophy presentations, South Park, SW6
17. On 5<sup>th</sup> July, accompanied by my Mayoress, I was delighted to attend The London Youth Games, where H&F schools' participated, Crystal Palace National Sports Centre, SE23
18. On 8<sup>th</sup> July, I attended the H&F 'Awards for Innovation' Presentation Evening, Fulham Football Club, SW6
19. On 11<sup>th</sup> July, accompanied by my Mayoress, I attended St Paul's School Summer Fete, Worlidge Street, London W6
20. On 11<sup>th</sup> July, accompanied by my Mayoress, I attended Celebration of the French National Day 'Bastille Day', 17 Queensbury Place, SW7
21. On 12<sup>th</sup> July, accompanied by my Mayoress, I attended the Mayor of Merton's Civic Service, 58 Christ Church Road, Colliers Wood SW19
22. On 13<sup>th</sup> July, I attended the Queen's Award for Voluntary Service, Kensington Town Hall, W8
23. On 14<sup>th</sup> July, I was delighted to attend a lunch reception for the judges of London In Bloom, Imperial Wharf, SW6
24. On 14<sup>th</sup> July, I attended the Fulham Society Annual Party, Lady Margaret School, Parsons Green, SW6
25. On 15<sup>th</sup> July, I attended the Duchess of Gloucester Cup Competition at Longmoor Camp, Hampshire

26. On 16<sup>th</sup> July, I was delighted to attend with Cllr Greg Smith, the launch of 'YOU London', Buckingham Palace, SW1
27. On 17<sup>th</sup> July, accompanied by my Mayoress, I attended H&F Foster Carers Celebration Dinner, Novotel Hammersmith, W6
28. On 18<sup>th</sup> July, accompanied by my Mayoress, I attended the Parade and March Past, Kensington Town Hall, W8 for the 31<sup>st</sup> (City of London) Signal Regiment
29. On 18<sup>th</sup> July, I attended the 31<sup>st</sup> (City of London) Signal Regiment (V) Dinner Evening, Kensington Town Hall, W8
30. On 20<sup>th</sup> July, accompanied by my Mayoress, I attended the official opening reception for Commonwealth Telecommunication Office HQ, 64-66 Glenthorne Road W6
31. On 21<sup>st</sup> July, I was honoured to greet and welcome the Princess Royal to the Borough. The Princess Royal was guest of honour at the Riding for the Disabled, Wormwood Scrubs Pony Centre, W12
32. On 21<sup>st</sup> July, I attended the London Mayors' Association AGM, The Council Chamber, County Hall, SE1
33. On 21<sup>st</sup> July, accompanied by my Mayoress, I attended the Mayor of Ealing's Charity Opera and Reception evening, Warpole Park, W5
34. On 25<sup>th</sup> July, accompanied by my Mayoress, I attended H&F events team Cultural Triathlon event, Lyric Square, W6
35. On 25<sup>th</sup> July, accompanied by my Mayoress, I attended Elizabeth Barnes Court Sheltered Scheme's Summer Fete, Sands End, SW6
36. On 27<sup>th</sup> July, I attended a guided tour of Eltham Palace, Court Road, SE9
37. On 1<sup>st</sup> August, accompanied by my Mayoress, I attended the BBC Symphony Orchestra Promenade Concert, Royal Albert Hall, W8
38. On 3<sup>rd</sup> August, I was delighted to greet and host a reception for Valdo Football Club, Under 13's Girls Team from Sweden, Mayor's Parlour, HTH
39. On 5<sup>th</sup> August, I attended H&F Playday event, Ravenscourt Park, W6
40. On 7<sup>th</sup> August, accompanied by my Mayoress, I attended the Bhavan Centre 'India Independence' celebration, Bhavan Centre, Castletown Road, W14
41. On 9<sup>th</sup> August, I was delighted to attend the Community Shield football match between Chelsea and Manchester United and to watch Chelsea win, Wembley Stadium

42. On 11<sup>th</sup> August, I attended the Army Cadet Force Annual Camp, Salisbury Plain
43. On 21<sup>st</sup> August, accompanied by my Mayoress, I awaited the arrival of the hearse at Hammersmith Town Hall and attended the funeral service for Councillor Antony Lillis, Mortlake Crematorium, then a celebration of his life reception, hosted by Fulham Football Club, Craven Cottage, SW6
44. On 14<sup>th</sup> September, I was delighted to attend and open the new Shepherds Bush Library at Westfield London, with Jeremy Paxman and Benjamin Chang, Wood Lane, W12
45. On 14<sup>th</sup> September, I was honoured to attend and present certificates to H&F young people competing in the London Youth Games competition held at Crystal Palace, The Harris Suite, Chelsea FC, SW6
46. On 15<sup>th</sup> September, accompanied by my Mayoress, I attended the Balfour Beatty London Youth Games Awards and Hall of Fame Induction of Linford Christie, Room by the River, Upper Ground, Southbank, SE1
47. On 19<sup>th</sup> September, I attended the Edwardian Extravaganza Exhibition, Fulham Palace, SW6
48. On 19<sup>th</sup> September, I attended and opened the new Old Oak Community Centre, Braybrook Street, W12
49. On 19<sup>th</sup> September, I attended the annual BBQ party in aid of Latymer Sub Aqua Club for the Disabled, Latymer Upper School, Rivercourt Road W6
50. On 21<sup>st</sup> September, I attended a reception to celebrate the Independence Day of the Republic of Armenia, The Cavalry and Guards Club, Piccadilly, W1J
51. On 22<sup>nd</sup> September, I attended Shepherds Bush Housing Group 'Residents Conference', Novotel Hammersmith, W6
52. On 22<sup>nd</sup> September, I attended the Peace Week event organised by HammersmithLondon and the Metropolitan Police, Lyric Square, W6
53. On 22<sup>nd</sup> September, I attended the Education and Children's Services Scrutiny Panel reception, Mayor's Parlour, HTH
54. On 23<sup>rd</sup> September, I attended the launch of Lancaster Court's new Play Area, and to celebrate the 100<sup>th</sup> project completed under the Housing Estates Improvement Programme delivered by Groundwork in partnership with H&F Homes, Lancaster Court Estate, SW6
55. On 25<sup>th</sup> September, I was delighted to attend three Worlds Biggest Coffee Morning events, Charing Cross Hospital, W6
56. On 27<sup>th</sup> September, accompanied by my Mayoress, I attended the 111<sup>th</sup> Anniversary Celebration of London's Pearly Kings and Queens

Costermongers' Harvest Service and reception, St Mary le Bow Church Cheapside, EC2V and reception at the Butchers Hook and Cleaver, EC1A

57. On 30<sup>th</sup> September, accompanied by my Mayoress, I unveiled a plaque at the opening event for the Imperial Wharf Park and the celebration of the new station, Imperial Wharf, SW6
58. On 30<sup>th</sup> September, I attended and launched the Hammersmith London Privilege Card, Bianco Nero restaurant, Hammersmith Road, W6
59. On 5<sup>th</sup> October, accompanied by my Mayoress, I attended and presented awards to the winners of H&F Borough In Bloom competition, Mayor's Foyer, HTH
60. On 6<sup>th</sup> October, I attended the Metropolitan Police and H&F Junior Citizenship Safety awareness event, Linford Christie Stadium, W12
61. On 6<sup>th</sup> October, I attended the lecture by the Minister of State entitled 'Belgium After World War II', 36 Belgrave Square SW1X
62. On 7<sup>th</sup> October, accompanied by my Mayoress, I attended H&F Historic Buildings Group AGM, Latymer School, King Street, W6
63. On 8<sup>th</sup> October, I attended Queensmill School Junk Rock event, Clancarty Road, SW6
64. On 9<sup>th</sup> October, accompanied by my Mayoress, I attended the Limerick Association London Book launch reception, The New Irish Club, Tudor Street, EC4
65. On 10<sup>th</sup> October, accompanied by my Mayoress, I attended Bishop Creighton House Annual Fair, Lillie Road, SW6
66. On 10<sup>th</sup> October, accompanied by my Mayoress, I attended the London Irish Rifles Late Loos Dinner, Connaught House, Flodden Road, SE5
67. On 12<sup>th</sup> October, I was delighted to host a reception for the other London Borough Mayors' including VIP Tours of the BBC and Innocent Drinks company, in aid of my chosen Charity, Mayor's Parlour, HTH
68. On 12<sup>th</sup> October, I was delighted to attend and introduce the other London Mayors' to the H&F Local Democracy Week event and welcome pupils from Holy Cross Primary School to the Mayor's Foyer and Council Chamber, HTH
69. On 14<sup>th</sup> October, I was delighted to welcome Shay McCarthy (Phoenix High School) and Isabella Wood (John Betts) the two winners of 'Mayor for the Day' schools' competition, which included tea/cakes in the Mayor's Parlour, an exclusive tour and lunch at Chelsea Football Club, SW6
70. On 15<sup>th</sup> October, I attended the Metropolitan Police Borough Commanders Commendation Ceremony, Queens Park Football Club, South Africa Road, W12

71. On 16<sup>th</sup> October, I attended H&F and Hestia Housing 'Time of Your Life' event, Assembly Hall, HTH
72. On 16<sup>th</sup> October, accompanied by my Mayoress, I attended the Mayor of Bromley's charity event, Old Palace, Bromley Civic Centre, Bromley.
73. On 18<sup>th</sup> October, accompanied by my Mayoress and the Deputy Mayor, I attended the London Mayors' Association Annual Civic Service, Westminster Abbey, SW1
74. On 20<sup>th</sup> October, accompanied by my Mayoress, I attended and presented Awards at the H&F Adult Learning and Skills Service Awards Evening, Macbeth Centre, Macbeth Street, W6
75. On 21<sup>st</sup> October, I attended the Fulham Library Centenary Celebrations, Fulham Library. SW6
76. On 21<sup>st</sup> October, I attended Lilly Davies 99<sup>th</sup> Birthday Celebrations, Tabor Road W6
77. On 21<sup>st</sup> October, I attended the Greater London Reserve Forces and Cadet Association AGM, Kensington Town, Hall, Horton Street, W8
78. On 22<sup>nd</sup> October, I attended H&F BME Black History Month Celebration & AGM, Palinswick House, King Street, W6
79. On 26<sup>th</sup> October, I was delighted to visit Emery Walker House, 7 Hammersmith Terrace, W6
80. Since 1<sup>st</sup> July, I attended 10 Citizenship Ceremonies during which, I presented each citizen with their official certificate, Council Chamber, FTH and HTH

No. 1

**PUBLIC QUESTION TIME**

**LONDON BOROUGH OF HAMMERSMITH & FULHAM**

**COUNCIL MEETING – 28 OCTOBER 2009**

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Question by: John Grigg

To the: The Leader

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**QUESTION**

I am pleased to see from the published "guarantee" that residents of the council estates being threatened with demolition will be "involved fully in any future plans or proposals." Would the Leader of the Council provide details of how that would work?

**RESPONSE**

I am delighted to provide more details on this. Should any regeneration plans come forward for any estate we are guaranteeing that all existing council tenants will be offered a suitable, permanent home in the same area as they are living. Our aim would be to offer our residents better homes in a better housing environment with access to new job and training opportunities. However, let me be absolutely clear: There are no plans or proposals for any of our estates, with the exception of West Kensington and Gibbs Green where Capital & Counties are in the very early stages of developing future proposals after being challenged by Council to come up with a plan that is good for the area and good for our residents. If plans are progressed, the guarantee of offering permanent homes in the area would mean exactly that - no one would be asked to move away from North Fulham and West Kensington.

The Council will continue to seek the input of local people in order to shape any future plans for the neighbourhood. That is why we will be holding a series of events throughout late November, December and January where people can tell us what they think about their neighbourhood and what potentially they would like to see changed. At the same time we will be talking to individual tenants and leaseholders so that their individual requirements can be assessed.

No. 1

**PUBLIC QUESTION TIME**

**LONDON BOROUGH OF HAMMERSMITH & FULHAM**

**COUNCIL MEETING – 27 JANUARY 2010**

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Question by: Rob Easthope

To the: Deputy Leader and Cabinet Member for Environment

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**QUESTION**

“Would the Council please explain the lack of gritting for pavements during the recent winter freeze, creating treacherous conditions for children walking to school and disrupting local businesses on Askew Road?”

# Agenda Item 5.2

No. 2

## PUBLIC QUESTION TIME

### LONDON BOROUGH OF HAMMERSMITH & FULHAM

#### COUNCIL MEETING – 27 JANUARY 2010

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Question by: Jon Burden

To the: Deputy Leader and Cabinet Member for Environment

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#### QUESTION

“Would the Council please explain all of the projects that will be undertaken with the £3.8million recently provided by TfL? There have been press reports about some of the projects, but I would like to know all of the projects that are being undertaken with this funding”.



**PUBLIC QUESTION TIME**

**LONDON BOROUGH OF HAMMERSMITH & FULHAM**

**COUNCIL MEETING – 27 JANUARY 2010**

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Question by: John Grigg

To the: Cabinet Member for Housing

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**QUESTION**

“At a public meeting at St Pauls Church on 5 January, David Cameron said he supported the Council's housing plans but added that you *"don't have plans to knock down estates"*. This seems at odds with information already in the public realm. Could you give me details of the information your Administration gave to Mr Cameron?”



# Report to Council

27 JANUARY 2010

**LEADER**

*Councillor Stephen Greenhalgh*

**COUNCIL TAX BASE AND COLLECTION RATE 2010/2011**

**Wards All**

This report contains an estimate of the Council Tax collection rate and calculates the Council Tax base for 2010/11.

The Council Tax base will be used in the calculation of the Band D Council Tax undertaken in the Revenue Budget Report for 2010/11.

**CONTRIBUTORS**

DFCS  
ADLDS

**Recommendations:**

**That Council agrees for the 2010-2011 financial year:**

<b>HAS A PEIA BEEN COMPLETED? YES</b>
-------------------------------------------

- (i) **That the estimated numbers of properties for each Valuation Band as set out in this report be approved.**
- (ii) **That an estimated Collection rate of 97.5% be approved.**
- (iii) **That the Council Tax Base of 79,052 Band "D" equivalent properties be approved.**

## **1. BACKGROUND**

- 1.1 Under Section 33(1) of the Local Government Finance Act 1992 and the Local Authorities (Calculations of Council Tax Base) Regulations 1992, the Council (as billing authority) is required to calculate its Council Tax Base. This comprises both the estimated numbers of properties within each Valuation band plus the Council's estimate of its collection rate for the coming financial year.
- 1.2 For the current financial year the Council approved a Council tax base of 80,795 Band D equivalent dwellings, and an estimated Collection Rate of 98.0%, which resulted in a tax base of 79,179.
- 1.3 Under Section 11A of the Local Government Finance Act 1992 and the Council Tax (Prescribed Classes of Dwellings) (England) Regulations 2003 the Council has reduced discounts for Second Homes and Long Term Empty properties.
- 1.4 For 2005/06 and subsequent years until revoked, the Council approved discount reductions on Second Homes from 50% to 10% and on Long Term Empty properties from 50% to 0%.

## **2. PURPOSE**

- 2.1 The purpose of the report is to make recommendations to Council on the estimated Collection Rate and Council Tax Base for 2010/11.

## **3. DISCOUNTS**

### **3.1 Second Homes**

3.1.1 There are some 2,109 second homes in the borough. The reduction in discount from 50% to 10%, will add an additional 993 Band "D" equivalents to the taxbase for 2010/11.

3.1.2 Based upon 2009/10 Council Tax levels, this reduction in the discount will generate income to the Council of £0.83m. Such additional income will directly benefit the Council and is allowed for within our Medium Term Financial Strategy. Our preceptor, the GLA, will also benefit from the reduction in the discount.

### **3.2 Long Term Empty Properties**

3.2.1 There are some 818 long-term empty properties and these have been reflected in the CTB1 return, which the Council provided to the DCLG on 16 October 2009. The net impact of the reduction in the discount on long term empty properties from 50% to nil, is to add an additional 460 Band D equivalents to the taxbase.

3.2.2 Based upon 2009/10 Council Tax levels this will generate additional income of £0.39m. Unlike the income generated from the reduction in the second homes discount, the Government considers that such additional Council Tax income should not directly benefit the Council. Accordingly, it is taken account of within the Formula (RSG) Grant process. The Government suggests that any decision regarding the long term empty property discount rate should be made for housing, rather than financial, reasons.

#### 4. VALUATION BAND PROPERTIES

- 4.1 The latest information on the number of properties within each valuation band is contained within a return (CTB1), which the Council provided to the DCLG on 16 October 2009.
- 4.2 This return reflected the actual number of properties shown in the Valuation List as at 14 September 2009 and the Council's records as at 5 October 2009.
- 4.3 A detailed analysis of the properties in each valuation band can be summarised as follows. There are a total of 81,140 dwellings on the list with some 32,429 properties estimated to receive a sole occupier discount. The total Band "D" equivalent is approximately 80,525 properties.

<b>Band</b>	<b>Band Size</b>	<b>Total Dwellings</b>	<b>Total after Discounts, Exemptions and Disabled Relief</b>	<b>Ratio</b>	<b>Band "D" Equivalents</b>
	Band A disabled relief	0	0.00	5/9	0.0
A	Values not exceeding £40,000	3,136	2,509.00	6/9	1,672.7
B	Values exceeding £40,000 but not exceeding £52,000	5,473	4,366.00	7/9	3,395.8
C	Values exceeding £52,000 but not exceeding £68,000	13,784	10,985.75	8/9	9,765.1
D	Values exceeding £68,000 but not exceeding £88,000	23,059	19,462.00	9/9	19,462.0
E	Values exceeding £88,000 but not exceeding £120,000	14,385	12,550.50	11/9	15,339.5

<b>Band</b>	<b>Band Size</b>	<b>Total Dwellings</b>	<b>Total after Discounts, Exemptions and Disabled Relief</b>	<b>Ratio</b>	<b>Band "D" Equivalents</b>
F	Values exceeding £120,000 but not exceeding £160,000	8,834	7,853.50	13/9	11,343.9
G	Values exceeding £160,000 but not exceeding £320,000	10,485	9,525.25	15/9	15,875.4
H	Values exceeding £320,000	1,984	1,835.50	18/9	3671.0
		<b>81,140</b>	<b>69088</b>		<b>80,525.4</b>

## 5. ADJUSTMENTS TO THE VALUATION LIST

5.1 The above table shows the valuation band position at 14 September 2009 but the Council is also required to take into account likely changes during the financial year 2010-2011. The following potential adjustments need to be considered:

(i) New Properties

There are likely to be a number of new properties, conversions etc. added to the valuation list at some point during the year. There are approximately 590 units currently under construction on various sites in the borough that will be added to the tax base sometime during 2010/11. It is estimated after allowing for different completion dates that this will equate to an additional 361 Band 'D' equivalents.

(ii) Banding Appeals

There have been over 9,000 appeals lodged with the valuation office in respect of initial Council Tax bandings. There are now only a small number unsettled so it is not proposed to make any adjustments for these.

(iii) Second Homes

The effect of reducing the discount for second homes from 50% to 10% from 1 April 2010, would add a further 993 Band "D" equivalents as outlined in section 3.1.

(iv) Student Exemptions

Dwellings wholly occupied by students are exempt from Council Tax. The projected Council Tax base needs to be adjusted to allow for students that have yet to prove their exemption for the new academic year. It is estimated that an adjustment of 800 Band "D" equivalents is required.

5.2 The Council is required to set its Tax Base on the total of the relevant amounts for the year for each of the valuation bands shown or is likely to be shown for any day in the year in the authority's valuation list.

5.3 Taking into account the latest information from the CTB1 return to the DCLG and the proposed adjustments, the Cabinet is requested to approve the estimated numbers of properties for each valuation band as set out in the following table:

5.4

Band	Band "D" Equivalent	Adjustments for New Properties	Adjustments for second homes discount	Adjustments for student exemptions	Revised Band "D" Equivalents
A	1,672.7	0	22	-20	1,675
B	3,395.8	18	31	-15	3,430
C	9,765.1	35	102	-103	9,799
D	19,462.0	169	249	-263	19,617
E	15,339.5	38	210	-187	15,400
F	11,343.9	9	139	-134	11,358
G	15,875.4	70	186	-72	16,059
H	3,671.0	22	54	-6	3,741
	<b>80,525.4</b>	<b>361</b>	<b>993</b>	<b>-800</b>	<b>81,079</b>

## 6. COLLECTION RATE

6.1 The Council is also required to estimate its Collection Rate for 2010/11 at the same time as arriving at the estimated number of properties within the Tax Base. In arriving at a percentage Collection Rate for 2010/11, the Council should take into account the likely sum to be collected, previous collection experience and any other relevant factors.

6.2 The actual sum to be collected from local Council Tax payers cannot be finally determined until, the preceptors' requirements are known and the Council has approved its budget. The Council therefore has to make an estimate of the sums to be collected locally, making estimated allowance for sums from Council Tax Benefits and write-offs/non-collection.

6.3 The actual collection rate for 2009/10 achieved to mid November 2009 is 68.7% comprising cash collection of £52.1m and Council Tax benefit of £17.0m. It is estimated that a further £20.4m (26.9%) will need to be collected by 31 March 2010 and £1.8m (2.4%) thereafter.

6.4 Collection performance has been calculated in order to comply with Best Value performance indicator calculations. The collection rate was increased from 97.5% to 98.0% for 2008/09, due to improved collection performance, and continued for 2009/10. However the latest calculations indicate that this level of collection can not be continued for 2010/11, due to the effects of the recession. Collection rates are 0.5% lower compared with 2007/08 and it is suggested that the collection rate for 2010/11 be reduced back to 97.5%.

## **7. THE TAX BASE**

7.1 Under Section 33(1) of the Local Government Finance Act 1992 and the Regulations, the Council's tax base is calculated by multiplying the estimated number of Band "D" equivalents by the estimated collection rate.

7.2 Based on the number of Band "D" equivalents in the table in paragraph 5.4 above and the estimated collection rate in paragraph 6.4 above, the calculation is as follows:-

(Band D equivalents) x (Collection Rate) = (Tax Base)			
<b>81,079</b>	<b>x</b>	<b>97.5%</b>	<b>= 79,052</b>

## **8. COMMENTS OF THE DIRECTOR OF FINANCE AND CORPORATE SERVICES**

8.1 The tax base is set by 31 January each year, as outlined in the Local Government Finance Act 1992. It is used within the overall Council Tax and budget setting process, due to be reported to Budget Council on 24 February 2010.

8.2 The proposed Council Taxbase for 2010/11 of 79,052 is 147 band D equivalents lower than the 79,179 agreed for 2009/10. This will result in a net reduction in forecast 2010/11 Council Tax income, for the Council, of £0.119m. The reduction is due to a lower assumed collection rate and reflects the impact of the recession on collection performance.

## **9. COMMENTS OF THE ASSISTANT DIRECTOR (LEGAL & DEMOCRATIC SERVICES)**

9.1 The Council is under a statutory duty to set the Council Tax for the forthcoming financial year and to make a budget. This report forms part of that process. The Council is obliged, when making its budget, to act reasonably and in accordance with its statutory duties, the rules of public law and its general duty to Council Tax payers.

9.2 The basic amount of Council Tax must be calculated in accordance with Section 31(1) of the Local Government Finance Act 1992 and the Local Authorities (Calculation of Council Tax Base) Regulations 1992.

- 9.3 The Council Tax base has been calculated in accordance with the Act and the Regulations. Reducing the estimated collection rate to 97.5% is a reasonable and realistic estimate.
- 9.4 Regulations under the Local Government Act 2003 allow the Council to reduce Council Tax discount for dwellings that are not the sole or main residence of an individual and which are furnished (second homes) to a minimum of 10%. The regulations also allow the Council to reduce Council Tax discount for dwellings that are unoccupied and substantially unfurnished for more than six months (long term empty properties) to zero.

**LOCAL GOVERNMENT ACT 2000**  
**LIST OF BACKGROUND PAPERS**

<b>No.</b>	<b>Description of Background Papers</b>	<b>Name/Ext. of Holder of File/Copy</b>	<b>Department/ Location</b>
1.	Local Government Finance Act 1992	A. Lord Ext. 2531	6 <sup>th</sup> Floor Town Hall Extension
2.	DCLG Return CTB1 (October 2009)	S. Barrett Ext. 1053	2 <sup>nd</sup> Floor Town Hall Extension
3.	Taxbase Adjustment Calculations	S. Barrett Ext. 1053	2 <sup>nd</sup> Floor Town Hall Extension
4.	Collection Rate Statistics	S. Barrett Ext. 1053	2 <sup>nd</sup> Floor Town Hall Extension





# Report to Council

27 JANUARY 2010

**DEPUTY LEADER  
(+ENVIRONMENT)**  
*Councillor Nicholas  
Botterill*

**CABINET MEMBER  
FOR CRIME AND  
STREET SCENE**  
*Councillor Greg Smith*

**LICENSING ACT 2003 : FULHAM TOWN  
CENTRE – ADOPTION OF A SPECIAL  
LICENSING POLICY**

**Wards  
All**

Seeking approval for the Special Licensing Policy to be adopted for the Fulham Town centre area.

Where the cumulative effect of many licensed premises gives rise to problems of public disorder and nuisance in the surrounding area, the Council may consider it inappropriate for any further licensed premises to be established or permitted hours of operation to be increased. Through adopting a special policy, the Licensing Authority will be empowered to reject new applications and restrict changes to existing licences following a valid representation.

A cumulative Impact Study carried out in the Fulham Town Centre area in November 2008 indicated that the area was suffering stress due to the concentration of licensed premises adversely affecting the objectives under the Licensing Act 2003. A special licensing policy has been developed and consulted upon, and the policy needs to be approved by Full Council to take effect.

**CONTRIBUTORS**

DENV  
DFCS  
ADLDS

**Recommendations:**

**That the Special Licensing Policy and Area for the Fulham Town Centre, as set out in Appendices 1 and 2, to this report be agreed and incorporated into the Council's current Licensing Policy.**

## 1. INTRODUCTION

- 1.1. In May 2008, as a result of concern over problems with public disorder and nuisance, a project was initiated to establish if the Fulham Town Centre area was suffering stress as a result of the cumulative impact of a concentration of licensed premises. The project objectives were to assess the level of evidence in favour of and against the creation and adoption of such a policy.
- 1.2. The project was undertaken and data collected by the following methods:
  - A responsible authority working group was established to discuss the progress of the project. The group was formed with representatives from Environmental Health, Metropolitan Police, Planning and Licensing.
  - Consultation was carried out with the following parties:
    - i) Licensed premises
    - ii) Responsible authorities and major stakeholders
    - iii) Local residents and business
  - A consultant specialising in the night-time economy was contracted to carry out an observational study and a statistically significant survey of 4,000 residents and businesses.
  - Data was obtained from responsible authorities.
- 1.3. The evidence produced was wide ranging and consisted of crime data, anti-social behaviour data, service requests (noise complaints relating to licensed premises) licensing statistics, hospital admissions and local residents' and businesses' opinion on the introduction of a Cumulative Impact Policy.
- 1.4. Most residents surveyed said they experienced and witnessed problems associated with licensed premises within the area in the evening and at night. Residents were also mainly supportive of further action, including a Cumulative Impact Policy to try and address these issues.
- 1.5. A considerable amount of negative activity associated with the night time economy of the town centre area was identified.
- 1.6. Following the initial consultation in November and the evidence gathered as part of this project, a policy was drafted for formal consultation. Consultation was undertaken with all the bodies listed in Section 5(3) of the Licensing Act 2003.
- 1.7. Formal consultation started on the 30 June 2009 for a period of twelve weeks ending on 23 September 2009. Consultees were invited to comment on the proposed draft policy and provide any evidence in support or against the need for such policy. On conclusion of the consultation exercise, all consultation comments were considered with the majority supporting adoption of the proposed policy.

## **2. CUMULATIVE IMPACT**

- 2.1. "Cumulative impact" is not mentioned specifically in the Licensing Act 2003 (LA2003). It is, however, mentioned in the guidance issued by the Secretary under section 182. It is defined as the potential impact on the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.
- 2.2. In accordance with the guidance, where the cumulative effect of many licensed premises within an area gives rise to problems of public disorder and nuisance to the surrounding area, the Council may consider it inappropriate for any further licensed premises to be established in the area or permitted hours of operation to be increased. Therefore, through adopting a special licensing policy for Fulham Town Centre area, the Licensing Authority will be empowered to reject new applications and restrict changes to existing licences following a valid representation.

## **3. NUMBER OF PREMISES WITHIN THE BOROUGH**

- 3.1. The borough has a total of 884 premises licensed under the Licensing Act 2003; this figure includes all premises such as pubs, restaurants, nightclubs, off-licences, take aways, cinemas and hotels.
- 3.2. There are currently sixty-nine licensed premises falling within the proposed area which may be affected by the implementation of the special policy.
- 3.3. Based on the capacities of venues, Fulham Town Centre can see upwards of 3,000 people in the area at any one time. This is further exacerbated when Chelsea Football Club is playing at home. On match days up to 42,000 fans pass through the Broadway, many of them using the licensed premises and local facilities.

## **4. PROPOSED CUMULATIVE IMPACT AREA**

- 4.1. The geographical boundary of the proposed special policy was considered by the working group and decided based upon historic complaint mapping and intelligence from the Metropolitan Police and Responsible Authorities. The Proposed Cumulative Impact Area (CIP) can be seen in Appendix 1.
- 4.2. During the consultation study on the proposed area, the majority (79%) of people said that they agreed with the boundaries that were used on the map. The same area with only minor changes was used for the formal consultation.
- 4.3. The main areas that residents felt should also be included were the residential side streets off Fulham Road / Fulham Broadway area, e.g. Effie Road, Barclay Road. However, it was felt that these streets should be adequately protected by planning designation as residential land use. Therefore, it would be extremely unlikely that a building that was zoned for residential would receive planning permission for a change from residential to leisure use.

## **5. CONSULTATION PROCESS**

- 5.1. In order to give a scientific basis to the necessity of a special licensing policy and to give a strong evidential foundation to the policy, consultants were engaged to initially consult and monitor within the proposed area. The aim of the study was to produce independent and robust observational and public opinion data on the cumulative impact of the evening and night-time economy in Fulham Town Centre.
- 5.2. The study comprised two separate strands of research. The first was an observational study which involved the training and deployment of 6 field researchers around Fulham Road on various nights who observed the behaviour of those using the town centre. The objectives were to capture incidents of low level crime and anti-social behaviour which would have an impact on the area but may not necessarily be recorded by the Police.
- 5.3. The second part of the study involved a statistically significant survey of 4,000 residents and businesses within a boundary of 200m of the proposed stress area.
- 5.4. The Council then carried out a formal 12 week consultation concerning adoption of the proposed special licensing Policy (Appendix 2) starting on 1 July 2009 and ending on the 23 September 2009. The consultation was carried out in accordance with the guidance issued under the Licensing Act. The consultation was placed on the Council web site, advertised in H&F News and received wide press attention. Consultees included:
  - Residents' associations
  - Licensed premises
  - Metropolitan Police
  - Fire authority
  - Ward Councillors
  - Drug and alcohol action team
  - Crime and disorder reduction partnership

## **6. CONSULTATION RESULTS**

- 6.1. A copy of the responses received via the internet are attached for information at Appendix 3.
- 6.2. The Council's twelve week consultation returned 47 written responses. Overall, 45 were received via the internet and 2 received as letters. The vast majority show support for the adoption of a special policy.
  - 1 response chose to make no comment and 1 was unreadable.
  - 4 repeated comments suggested that problems arose as a result of closing times being too restricted and supported longer opening hours.

- 2 felt that there were not enough licensed premises and would support new business and that competition should be allowed to control numbers of premises.
- 2 responses expressed concern about the policy not extending further.

## **7. SCRUTINY**

- 7.1. The report was taken to the Local Neighbourhoods Scrutiny Committee on 11 November 2009. The Committee made the following recommendation:

“That the Committee notes the report and fully endorses the adoption by the Council of the special policy relating to cumulative impact for the Fulham Town Centre Area.” – **RESOLVED**

## **8. COMMENTS OF THE ASSISTANT DIRECTOR (LEGAL AND DEMOCRATIC SERVICES)**

- 8.1. There are no legal implications which are not considered in the body of the report. The Council is empowered to make revisions to its statement of Licensing Policy by virtue of section 5 of the Licensing Act 2003. The Special Licensing Policy will be incorporated into the Council's existing Statement of Licensing Policy. The decision to adopt the new policy must be made by full Council.

## **9. COMMENTS OF THE DIRECTOR OF FINANCE AND CORPORATE SERVICES**

- 9.1. The recommendations of the report seek to adopt a special policy that will enable the Council as the Licensing Authority to reject new applications and restrict changes to existing licences following a valid representation. As such, there is likely to be minimal financial impact upon the Council.

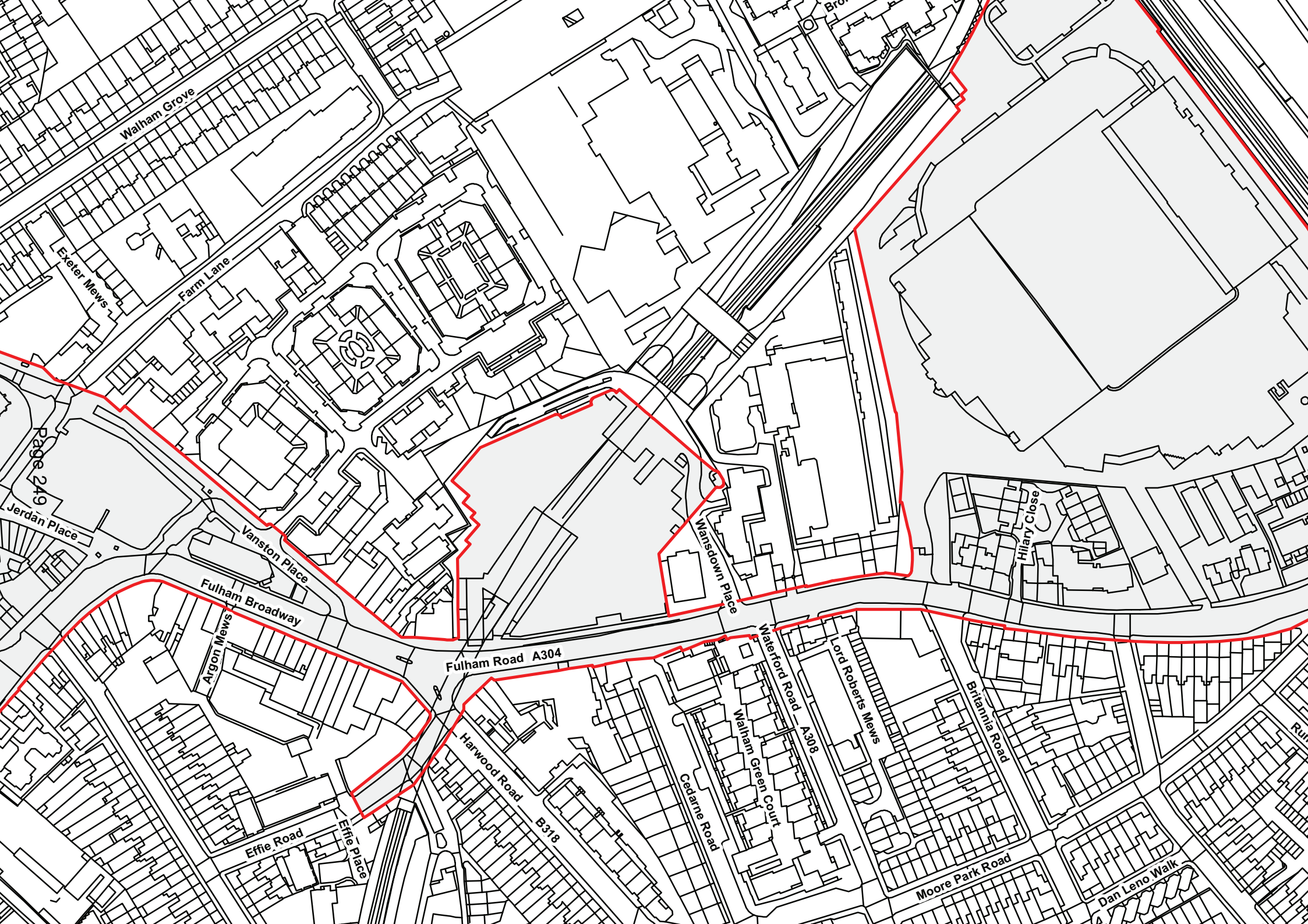
## **10. RECOMMENDATION**

- 10.1 That the Council approve and adopt the Special Licensing Policy and Area for the Fulham Town Centre, as set out in Appendices 1 and 2 to this report, and that it be incorporated into the Council's current Licensing Policy.

**LOCAL GOVERNMENT ACT 2000**  
**LIST OF BACKGROUND PAPERS**

<b>No.</b>	<b>Description of Background Papers</b>	<b>Name/Ext. of Holder of File/Copy</b>	<b>Department/ Location</b>
1.	Guidance Issued under section 182 of the Licensing Act	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
2.	FULHAM TOWNCENTRE CUMULATIVEIMPACT AREA REPORT MAY 2009	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
3.	Statement of Licensing Policy – November 2007	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
4.	Fulham Town Centre cumulative impact are report summary May 2009	Oliver Sanandres X2213	Environment Services Department / 5 <sup>th</sup> Floor Town Hall Extension
5.	Scrutiny Committee Minutes 11 <sup>th</sup> November 2009	Jenni Atkinson x 2038	Committee Services

<b>CONTACT OFFICER:</b>	<b>NAME: Oliver Sanandres</b> <b>EXT: x2213</b>
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Walham Grove

Exeter Mews

Farm Lane

Page 240

Jerdan Place

Vanston Place

Fulham Broadway

Argon Mews

Fulham Road A304

Harwood Road B318

Effie Road

Effie place

Wansdown place

Waterford Road A308

Lord Roberts Mews

Cedars Road

Melham Green Court

Britannia Road

Moore Park Road

Dan Leno Walk

Hilary Close

## APPENDIX 2

### **Draft special licensing policy for Fulham Town Centre Area**

1. The Council has decided to introduce a special policy relating to cumulative impact as provided by the Secretary of State in the Guidance issued under section 182 of the Licensing Act 2003 (paragraphs 13.24 to 13.39) and the Council's own Statement of Licensing policy dated November 2007 at paragraph 4.3 to the Fulham Town Centre Area (being the shaded area and all premises which have a principal form of access onto the shaded area as shown on the plan in Appendix 1)

2. "Cumulative impact" means the potential impact on the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.

3. The Fulham Town Centre Area has been identified as being adversely affected in terms of the licensing objectives because of the cumulative impact of the concentration of drink led premises. There is evidence that the cumulative impact includes serious problems of crime, disorder and public nuisance. Having regard to the evidence, the Licensing Authority has been satisfied that it is appropriate and necessary to include an approach to cumulative impact. The evidence for this special policy may be viewed on request at the Council Offices.

4. Applications for new premises licences, club premises certificates or any variations within the Fulham Town Centre Area that are likely to add to the existing cumulative impact will normally be refused where a relevant representation has been made, unless the applicant can demonstrate that there will be no negative cumulative impact on one or more of the licensing objectives. Accordingly, the presumption of refusal in this policy is not absolute and the circumstances of each application will be considered where a relevant representation has been made.

5. The presumption of refusal does not relieve responsible authorities or interested parties of the need to make a relevant representation. Applicants will need to address the special policy issues in their operating schedules. If there are no representations the licensing authority must grant the application in terms consistent with the operating schedule submitted.

6. The cumulative impact policy will be kept under review by the Licensing Authority.



## **Fulham Broadway Saturation**

### **Policy Overview**

From **02/07/2009** to **24/09/2009**, London Borough of Hammersmith & Fulham ran a consultation entitled '*Fulham Broadway Saturation Policy*'. This report covers the online element of the consultation process, which was run from <http://www.citizenspace.com/local/lbhf/SaturationPolicy>

#### ***Topic 1: Comments***

**Q1:** Your comments on the Saturation Policy proposal:

*There are 45 responses to this question. Please see overleaf for the text of these responses.*

***Your comments on the Saturation Policy proposal:***

1. I have several very simple points which support a tighter control on the type of venues proposing to add to the writhing mass of existing establishments. The first is the amount of vomit, rubbish, empty glasses which result from these places. The second is the amount of unruly bodies which fill the pavements not just outside the venues but anywhere you happen to be unfortunately enough to have to walk as they zig zag drunkenly across the pavements or through local shops and bash into you, not to mention the foul language, shouting and screaming. The thing I personally find most frightening is the way they either overflow outside these places into the street or just stagger out in front of you when you're driving-I'm terrified of knocking one of them over and have had to slam on the breaks several times to avoid doing so. Thirdly it is extremely difficult- no impossible- for the many local residents to find somewhere to go out themselves in the evening where they can avoid this mess.

2. I believe that this proposal is a step in the right direction but I also believe that the council and police need to take further action to reduce the amount of drunken and anti-social behaviour that occurs week in, week out around Fulham Broadway. The council should consider reducing the number of licensed premises or requesting that the format of some premises is changed to be more welcoming to older, local residents. Promotions and offers for cheap or free drinks should be banned and perhaps the age for drinking alcohol in the zone should be increased to 21 (if legally possible). I speak as a local resident who steers clear of Fulham Broadway on Thursday, Friday and Saturday evenings because the behaviour of (usually non-local) drinkers is so out of hand and unpleasant. Seeing guys urinate in the street as you walk home, or picking your way round vomit and rubbish, is one of the considerable downsides of living in this neighbourhood. If Fulham Broadway was no longer regarded as a "drinking destination" in London, then the quality of life for local residents and workers such as shop assistants and the police would improve significantly.

3. Thank you for not granting any more licences for pubs/bars or granting extensions of licences in the saturation zone. I fully support the idea of restricting existing licensed premises. We, your voters, will be grateful for it!

4. I think that residents will never be happy. When there are no bars restaurants and nightlife the area is not attractive and people do not move in. When there is nightlife people complain about noise. The best solution would be to provide incentives to build bars and clubs in industrial areas (see off Carnwath Rd). Alternatively, venues could be built on adapted barges docked somewhere along the river like happens in many European cities. I agree that there must be a limit

on new venues in residential areas but the council must provide an appropriate nightlife development strategy.

**5.** As a resident in a very nearby area, I strongly support the proposal and would urge the council to extend the proposal to put restrictions on existing premises. This is a huge problem for our neighbourhood and it is already out of control. We can not go to town center for shopping or restaurants due to extreme rowdiness. It is very uncomfortable even sitting in our living room with levels of noise and antisocial behaviour on our street until the morning on Friday and Saturdays. Large part of the problem is places with cheap drinks and sports bars. This attracts lots of people from outside the borough to travel here to cause trouble and litter the streets. Licensing should be used to create premises which can also be enjoyed by the residents.

**6.** We support the initiative to introduce a special policy in relation to cumulative input.

**7.** I am not sure limiting the number of bars opening is going to make a difference. To a certain extent competition will dictate the number that can survive. Perhaps it would be better to control via limiting opening hours.

**8.** I agree with this person's statement (below) - it's ridiculous that closing times are so early, you force people to binge drink early in the evening, you get rowdy behaviour. Plus, if you're going to give licences to places like Belushi's then that's the kind of crowd you get. Why not give licenses to some wine bars? The main problem is caused by the 2-3AM closing time restriction during the weekends, and the happy hours promotion. This forces people to drink as much as they can until 7/9PM and then they only have 3-5h in front of them to have a good time. It is when they are in really good mood and full of energy that the bars and clubs switch off the music and push them in the streets. Of course in that state and having nothing to do, they start to behave very badly. Solution: We need to have bars/clubs with longer opening hours 5/7AM like anywhere else in Europe. It will help keeping these partying people indoors until they are completely exhausted. Look at the mess in the West End at 2AM... Why? Because so many people very excited are pushed in the streets at the same time. Longer opening hours will encourage people to drink slower as well.

**9.** I support the whole idea of restricting further licences in the area. It has become dirty, entire areas neglected, rowdiness, drunken behaviour etc. Ideally some officers should be checking regularly the streets. It is shameful and embarrassing to see some people urinating in the streets and no police in the area to stop it, in front of women and children.

**10.** I LIVE ON FULHAM BROADWAY, AND THE NOISE FROM PEOPLE LEAVING THE PUBS AT NIGHT IS EXTREME, NOT ONLY DO WE HAVE THEM COMING ONTO OUR ESATE AND USING IT AS A TOILET, BUT NOE

hAVANA HAS GOT ITS LATE NIGHT LICENSE BACK THE BURGER BAR OPPOSITE US IS NOW STAYING OPEN UNTIL APPROX 3.30.AM SO WE HAVE THE NOISE FROM PEOPLE COMING OUT OF THE PUBS AND THEN THEY HANG AROUND THE BURGER BAR SHOUTING, THIS SITUATION CAN NOT BE ALLOWED TO CONTINUE, I AS A RESIDENT WILL NOT GO OUT IN THE BROADWAY AFTER 10PM ON A THURSDAY, FRIDAY SATURDAY, SUNDAY EVENINGS.

11. Limit late opening hours 2. Limit further licenses 3. Get the cleaning crews onto the street at 1am - nothing like starting to clean up for people to get the message to "go home" 4. Actively police anti-social behaviour: issue £50 spot fines for urinating/ vomiting/ littering

12. It's wise, but be sure that it doesn't force the businesses to buy further down the road (Aka North End, or perhaps properties in Munster or Dawes) as this will only widen the problem area. There will still be drunks, they'll just be wandering further, although I suppose that means they'll be working off the alcohol!

13. This seems an entirely sensible idea and one which I would support.

14. I fully support the Saturation Policy proposal. I walk / drive through the area to get to my home. At nights and on match days, the area is like a war zone with boisterous drunks, noise, road accidents waiting to happen, litter and general filth. I would also ask that consideration also be given to: 1) removing whatever entitlement permits bars and pubs to have their patrons drinking outside their premises. Often, to avoid the mayhem, one has to walk along the road because the pavement is full of drinkers. Also, on match days, when things are particularly boisterous and intimidating, drinkers outside pubs from opposite teams tend to goad each other into battle. 2) extending the zone to include Fulham Road in the area of the Munster Road cross. There is a growing problem there on match days with heavy drinkers (apparently from opposing teams' support) outside pubs on both sides of the Fulham Road indulging in 'tribal' taunting. By the close of last football season, there had been two all-out battles on the road and after the last couple of matches, there were nine ( 9 ! ) policemen on precautionary watch at the road cross ready to intervene. - But that, of course, doesn't make things any quieter or less intimidating. - It just stops the drinkers killing each other. - Again - WHY are bars allowed to have their drunken patrons drinking OUTSIDE their premises? - If they were inside while drinking, things would be far better.

15. kghjgjhghj

16. There is an increasing problem in Fulham Broadway at night and I think there should definitely be a restriction on drinking hours and no further licences be given to new premises. As a local I would like to be able to support the good restaurants in the area and visit the cinema - I rarely do either because of the problems highlighted. When football is on it is unbearable and quite frightening.

Something must be done immediately.

**17.** I agree that there are already too many drinking establishments in these areas. The drunks on our streets at night are a disgrace. Fulham Broadway despite attempts to improve the area is considered by most people as a no go area at night.

**18.** I fully support the proposed policy of limiting both the number of licenced premises and also the hours of operation. I can see no justification for the majority (namely residents) to be seriously inconvenienced by the very anti-social behaviour of the minority (some of whom undoubtedly travel into the area because of its reputation).

**19.** Hammersmith & Fulham compared with other inner London boroughs, is fairly quiet on Friday and Saturday nights. The most significant problems appeared to go away once the School Disco night at Hammersmith Palais finished. Licensing & opening hours are already fairly strict in the borough (very few late night venues). Because of this I usually travel outside of the borough when going out, to places such as Islington and Camden. Perhaps it would be more worthwhile speaking to boroughs and seeing how they manage their night time economy. Especially as the number of bars in Fulham seems relatively sparse in comparison to these other places

**20.** There are too many bars in the Broadway offering cheap drinks, so called happy hours that extend for most of the evening. The customers are so drunk, they urinate in the street, cause fights, overload the hospital emergency departments and are generally very unpleasant at the bus stops in the area. Please ban these offers. It is nice that there are places to go in the area but these offers attract people who just want to get drunk and cause trouble. In the Parsons Green area outside Fests, there is often broken glass on the pavements which is not cleaned up by them but the local street cleaner. Customers are noisy and often destructive when they leave at closing time. Now it appears that there is another licencing application for a new bar opposite. Instead of more bars could we have some useful shops?

**21.** I applaud any action taken to deal with drunken loutish behaviour in Fulham. It is depressing that the Borough Council has to contemplate this action because the breweries and other businesses selling alcohol indiscriminately appear to be unwilling to control the amount of alcohol they sell to their customers, and also appear to abdicate any responsibility they have to discourage disorder and anti-social behaviour. Although I do not have much experience of Fulham Broadway late at night I am not surprised that the borough council has decided that it is necessary to introduce a more stringent policy in this area. My main concern is that a policy to regulate more strictly the bar businesses in Fulham town centre may result in the problems of disorder and mayhem migrating to other areas of Fulham. I live in a residential area just off Fulham Road between Parson's Green

Lane and Munster Road. Until recently we had to endure the utter misery of living near the Leopard Lounge, and we had to fight hard to stop it from operating after midnight, disgorging rowdy drunken louts into our streets while we were trying to sleep. Although mercifully the Leopard Lounge is no longer in operation near us, we still have two other bars in the vicinity which create nightly mayhem particularly acute at the weekends. My fear is that the rapacious operators of these bars will be encouraged to seek later licenses in our area and to subject us to unutterable misery if Fulham town centre is brought under some kind of control. So, my plea is that the residential areas not far from the town centre must also be protected from this nuisance. The special licensing policy should be available to our area as well, and there should always be a presumption against the operation of bars and clubs after midnight near residential areas.

**22.** Maybe quality rather than quantity should be the main focus. Even if individual premises are well run or well staffed, if you are serving individuals pint upon pint of cheap snakebite before sending them home then they are most likely to vomit on the locals' doorsteps. I am of the belief that the area of Fulham Broadway could do with one or two nice bars that are open past the midnight curfew and that there are a couple of bars that could do with shutting down permanently as they add nothing to the area.

**23.** I would be very pleased if the Council introduced a special policy in relation to cumulative impact regarding licensed premises, clubs and so on. Let's clean our Borough up, protect our children, young people, residents and shop keepers from drunks and their doings and bad behaviour. Police time too would be spared to do other jobs necessary for our protection.

**24.** A large percentage of the licensed premises in the Fulham Broadway area are focussed on attracting overwhelmingly young people. Unfortunately in the evenings (particularly Fridays and Saturdays) these premises become predominantly associated with heavy binge drinking with predictable consequences. At best this involves groups of people making considerable noise in the streets often very late at night and leaving a trail of detritus behind, at worst it degenerates into violence of various sorts. Although this area is designated as a town centre, it is also a residential area. The only way to protect the amenity of residents plus reduce the antisocial behaviour associated with such style of drinking (recently highlighted in international surveys as the new British Disease) is to curb and roll back this particular type of nighttime economy. It is simply unacceptable and irresponsible to allow a predominance of these types of licensed establishments in the Fulham Broadway area. I therefore support the Saturation Policy as proposed by H&F Council.

**25.** I agree with the proposed policy but the same caution should be applied in the surrounding streets of the saturation zone as well.

**26.** The area is already over-saturated with late-night establishments, with the

result that Fulham Broadway attracts , from a wide area including from well outside the Borough, people looking for a late night out. Sadly, however, this brings with it serious inconvenience to residents, with noise, rowdiness, drunken behaviour and occasionally violence too. So, no new licences please, and appropriate restrictions on the hours of those establishments already with licences.

**27.** the council has made great efforts to improve fulham broadway, decent bars clubs and restaurants are part of it, but the place is now overrun on friday and saturday nights with scenes of mayhem. if it cannot be controlled the number of establishments needs to be limited or the type of establishments changed- more restaramts less pubs etc.. apparently these areas are referred to as 'drinking villages' which says it all. i live on eel brook common and the noise from people coming home is often terrible...but the planes are much worse!

**28.** I believe that the bars and clubs of Fulham bring much needed business and jobs to the area. However more control needs to be excercised over the unruly behaviour.Competition will sort out which and how many can survive. Fulham Broadway area used to be a complete dump - a nothing area- now it has a certain livliness that seems to have improved the area . If there was a way of controlling the drunks, vomiting and urinating in the street. I would welcome any new business into the area.

**29.** To ban more bars without resticting football matches is ridiculous - it is almost always on Chelsea match days that problems occur from excess traffic and parking pressure to antisocial behavior. The bars are not the problem it is the people in them.

**30.** I completely agree that Fulham has reached saturation point on new pubs and clubs. We too, are tired of warning our children to step over vomit and broken glass, and are tired of being woken up frequently by the drunken element leaving the venues. Certainly we have enough places for people to drink around here! We have lived in both the Fulham Broadway and Parsons Green areas, and anywhere you mix ignorance and alcohol, you get trouble for the residents. I do not agree with another comment someone made about not living in Fulham if you want a quiet neighborhood - there is nothing wrong with wanting to live in a vibrant, metropolitan place, but the partying element lack common sense and courtesy towards the residents. What we really need is a much bigger police presence around the hot spots during problem times (I was actually told by the police once that they couldn't do anything about so-called noise disturbances!). And while I do appreciate the frequent street cleaning, don't forget the pavements, which suffer more than the streets do! Between the vomit, spit and dog mess, it is less fraught to walk in the street!

**31.** None

**32.** We also have this disturbance daily on the Uxbridge Road near Covedale Road. What about looking at this area as well as Fulham.

**33.** The main problem is caused by the 2-3AM closing time restriction during the weekends, and the happy hours promotion. This forces people to drink as much as they can until 7/9PM and then they only have 3-5h in front of them to have a good time. It is when they are in really good mood and full of energy that the bars and clubs switch off the music and push them in the streets. Of course in that state and having nothing to do, they start to behave very badly. Solution: We need to have bars/clubs with longer opening hours 5/7AM like anywhere else in Europe. It will help keeping these partying people indoors until they are completely exhausted. Look at the mess in the West End at 2AM... Why? Because so many people very excited are pushed in the streets at the same time. Longer opening hours will encourage people to drink slower as well.

**34.** Restricting the number of licensed premises is a worthwhile & sensible step. Fulham Broadway & its surrounding area is not a safe or pleasant place to be on a Friday or Saturday night or on any day when Chelsea are playing at home. I do not understand why it has taken the authorities so long to realise this fact

**35.** I am in favour of restricting new licences in the Fulham Broadway, Fulham Road area and of very strict supervision of existing licenced premises. The visible police presence at Fulham Broadway is very reassuring to those who have to pass through the area late in the evening.

**36.** I think that restriction should be made to opening times for Bars like Belushi, Havana, Slug at Fulham Bar. They should all close at normal licensing hours to help avoid problems below. The customers congregate at the pavement during and after closing time and endanger the public using it as they have to walk around the crowd - by walking through the ROAD and endangering ourselves on a daily basis. This is ridiculous and unacceptable. Plus vomit, noise, rowdiness and antiocial behaviour towards others public users and the neighbourhood. Plus general bolshie intimidating and threatening drunken behaviour. from drunks....

**37.** Fulham Broadway is a no go area at the weekends for local residents the bars spill out on to the streets and pavements i suppose because of the cigarette ban inside

**38.** I support the policy and hope that it leads to variations in the licensing hours - as many have said Fulham Broadway and the surrounding streets/eel brook common are becoming a no go area and whilst there might be a Police presence on the Broadway itself most of the mayhem happens in the side streets on the common.

**39.** The main problem is caused by the 2-3AM closing time restriction during the weekends, and the happy hours promotion. This forces people to drink as much



as they can until 7/9PM and then they only have 3-5h in front of them to have a good time and liberate all that energy accumulated during the week. It is when they are in really good mood and full of energy that the bars and clubs switch off the music and push them in the streets. Of course in that state and having nothing to do next, they start to behave very badly. Solution: We need to have bars/clubs with longer opening hours 5/7AM like anywhere else in Europe. It will help keeping these partying people indoors until they are completely exhausted. Look at the mess in the West End at 2AM... Why? Because so many people, very excited, are pushed in the streets at the same time. Longer opening hours will encourage people to drink slower as well. Please note that I don't own any bar or club. Just a regular citizen.

**40.** I support the introduction of this policy

**41.** Disagree with the need for more licensing regulation. Fulham is a young, lively and fun area to live in and if people want to have more "quiet" then they should not live in Central London. I am married, a father of one and live within spitting distance of the so called impact area on Fulham Road and I actually enjoy having such facilities near-by. What the council should focus on imo is facilitating a lively nightlife but managing the impact by good policing and street cleansing. Nightlife does not cause us any noise burden to speak of (unlike air traffic which does), but our street frequently looks like a rubbish dump, so rather than impose rules on a sector that's already suffering, I like to see some more promotion, enforcement and perhaps some more bins. Hope this helps,

**42.** Fulham Broadway already has far too many 'open all hours' bars and pubs. The Saturation Policy sounds like a very good idea as there is a real need to curb the number of establishments of this type. Fulham (except for the Broadway area) is in general a quiet and civilised area and unfortunately these establishments tend to lower the tone and cause disruption over the weekends. On another note, the length of pub and bar licences should, in my opinion, be reviewed. For example, I find it bizarre that people can drink until quite so late on a Sunday night. Although I'm sure having lax licensing helps the bar owners to make a lot of extra cash, I'm not convinced that the more general implications of such a licensing policy is well thought through.

**43.** I agree the area has currently reached saturation point. I live on Dawes Road which is a popular route home for revellers and the level of noise and general rowdiness is excessive and goes on throughout the night until the early hours of the morning ( 4am / 5am ) this is not just restricted to weekends but is also experienced during the week. I have to sleep with ear plugs in. In addition, empty bottles and cans of beer are left strewn around the street, on garden walls and hedges ( incl. mine ) - so increased litter and criminal damage are also a problem. It would be beneficial if police could heighten their profile in / around the streets when clubs and pubs are winding up to remind revellers that they are in a residential area, and that they should refrain from breaching the peace.

**44.** I fully endorse this proposal and hope the Council implements it as soon as possible. Not only am I woken up on a regular basis on Thursday, Friday and Saturday nights, I fear for myself and my young teenage children coming home from events on those evenings. We have a right to live in peace and safety and certainly I pay council tax on two properties to ensure that right. Please Please implement this strongly, and for a long foreseeable period of time.

**45.** I endorse your proposal to curb further entertainment licenses in the Fulham Broadway area.



# Report to Council

27 JANUARY 2010

**LEADER**

*Councillor Stephen  
Greenhalgh*

**AMENDMENT TO MEMBER INVOLVEMENT IN  
THE COUNCIL'S APPOINTMENTS AND  
DISMISSALS PANELS**

**Wards  
All**

This report recommends a change to the recruitment and selection and dismissal processes for Deputy Chief Officers (Assistant Director or equivalent level) from Member Appointments/Dismissals Panels to officers' appointments/dismissals processes, thereby bringing them into the responsibility of the Head of Paid Service (Chief Executive), or his/her nominee.

**CONTRIBUTORS**

DFCS  
ADLDS

**Recommendations:**

1. To approve the delegation of appointments and dismissals of all staff below Chief Officer level to the Head of Paid Services or his/her nominee.
2. To amend the Council's Constitution as set out in Appendix A.

## **1. BACKGROUND**

- 1.1 The Council is required to conduct the recruitment and selection of the Head of Paid Service (Chief Executive) and Chief Officers (Director level), in accordance with the Local Authorities (Standing Orders) Regulations 1993. In the case of the Head of Paid Service, the full Council must approve the appointment following the recommendation of the appointment by a Committee or Sub Committee of the Council before an offer of appointment is made.
- 1.2 Currently a Committee or Sub Committee of the Council has responsibility for appointing Chief Officers (Director level) and Deputy Chief Officers (Assistant Director level). The appointment of officers below Deputy Chief Officer (other than assistants to political groups and an assistant to the Mayor) is the responsibility of the Head of Paid Service or his/her nominee, and may not be made by Councillors.
- 1.3 The appointment of an assistant to a political group is made in accordance with the wishes of that political group.

## **2. CURRENT ARRANGEMENTS FOR THE APPOINTMENTS' PANELS**

- 2.1 The recruitment and selection of senior Council officers i.e. Head of Paid Service (Chief Executive), Chief Officers (Director level) and Deputy Chief Officers (Assistant Director or equivalent level), is currently conducted in accordance with the Officer Employment Procedures set out in Part 4 of the Council's Constitution. The current terms of reference for the Appointments' Panels stipulate that the membership for such panels include the Leader, the Deputy Leader and the Cabinet Member relevant to the area of appointment, as well as the Leader of the Opposition or his/her named substitute and one other relevant Opposition member. Where the appointment relates to the portfolios of two Cabinet Members, both will be members of the panel. There is no scheme of delegation in place to enable substitutes for Members of Appointments' Panels.
- 2.2 In accordance with the Council's Constitution, an Appointments Panel will:
  1. Appoint, except in the case of the Chief Executive (where a recommendation to full Council is required), all statutory Chief Officers, non-statutory Chief Officers (Director level), and Deputy Chief Officers (Assistant Director Level) (and, in appropriate circumstances, Head Teachers);
  2. Notify the Proper Officer of the name and any relevant details relating to the appointment of any of the Chief or Deputy Chief Officers set out above in accordance with paragraphs 5 & 6 of Part II Schedule I of the Local Authorities (Standing Orders) (England) Regulations 2001, and to appoint accordingly, no objection having been received from the Executive within the timescale specified by the Proper Officer for lodging such objections.

### **3. PROPOSALS FOR CHANGE TO THE SCOPE OF DECISION MAKING POWERS FOR THE APPOINTMENTS PANELS**

- 3.1 It now seems timely to examine the Council's existing arrangements for Member involvement in the Appointments Panels and to consider making recommendations for change to reflect the need for reducing Member time spent on officer recruitment and selection processes so that Members would be involved in recruitment and selection only occasionally.
- 3.2 Within the Council's senior management structure, there are 26 Deputy Chief Officers, otherwise known as Assistant Directors and including one Deputy Director. Under the current arrangements, all of these posts are appointed to through Members' Appointments Panels.
- 3.3 Given the numbers of posts involved, as well as the inevitability that there is likely to be some turnover at this level, coupled with the occasional creation of additional posts from time to time, this can engender recruitment and selection activity, which in turn has the potential to become an overly time consuming activity for Members. It therefore seems entirely sensible for this Council to adopt the same process as already put in place in several other London Authorities by normally delegating the recruitment and selection processes for Deputy Chief Officers (Assistant Director level or equivalent) to officer appointments panels with the appointment decision becoming the responsibility of the Head of Paid Service or his/her nominee, and not be made by Councillors.
- 3.4. Should the scheme of delegation to officer level be introduced for appointments at Assistant Director level or equivalent, it is proposed that in such circumstances, a 'call in' arrangement be put in place, so that the Leader would be consulted with, prior to any formal offer of employment being made to the prospective successful candidate.
- 3.5 Of course there will be circumstances where the Members may wish to be involved in the appointments process for a select number of Deputy Chief Officer posts (Assistant Director level or equivalent), or where there may be a compelling need for them to be involved because of the political sensitivity/particularly high profile nature of certain posts, e.g. the Monitoring Officer which is a statutory appointment, the Head of Communications post and assistants to the political groups. It is proposed that the Head of Paid Service takes a view in each case as to whether a Members Appointments Panel applies, in consultation with the Leader.
- 3.6 Such proposed changes, if put into effect, would be advantageous for the Council as it would free up the Leader, Deputy Leader and other Members linked to the Appointments Panel, which would in turn provide them with greater capacity to concentrate more fully on their accountability to residents, the business of the Council and corporate leadership, which would in turn maximise efficiency of decision making in the Council.

**4. DISMISSALS**

4.1 Deputy Chief Officer dismissals are also currently delegated to Member panels. It is recommended that this responsibility also be delegated to the Head of Paid Service, or his/her nominee.

**5. COMMENTS OF THE ASSISTANT DIRECTOR (LEGAL AND DEMOCRATIC SERVICES)**

5.1 As explained in the body of the report whilst chief officers must be appointed by the Council or a committee or sub-committee the appointment deputy chief officers (assistant directors) may be delegated.

**6. COMMENTS OF THE DIRECTOR OF FINANCE AND CORPORATE SERVICES**

6.1. There are no financial implications arising from the proposals outlined in this report.

**LOCAL GOVERNMENT ACT 2000**  
**LIST OF BACKGROUND PAPERS**

<b>No.</b>	<b>Description of Background Papers</b>	<b>Name/Ext. of Holder of File/Copy</b>	<b>Department/ Location</b>
1.	Employment Procedures (Part 4 of the LBHF Constitution)	Kayode Adewumi Head of Councillors' Services	Councillors' Services

## Officer Employment Procedure Rules

*Local Government Act 2000 & Local Authorities (Standing Orders)  
(England) Regulations 2001.*

### LEADER AND CABINET CONSTITUTIONS

#### 1. Recruitment and Appointment

##### (a) Declarations

i) The Council will draw up a statement requiring any candidate for appointment as an officer to state in writing whether they are the parent, grandparent, partner, child, stepchild, adopted child, grandchild, brother, sister, uncle, aunt, nephew or niece of an existing Councillor or officer of the Council; or of the partner of such persons.

ii) No candidate so related to a Councillor or an officer will be appointed without the authority of the relevant Chief Officer or an officer nominated by him/her.

##### (b) Seeking support for appointment.

i) The Council will disqualify any applicant who directly or indirectly seeks the support of any Councillor for any appointment with the Council. The content of this paragraph will be included in any recruitment information.

ii) No Councillor will seek support for any person for any appointment with the Council.

#### 2. Recruitment of Head of Paid Service and Chief Officers

(a) Where the Council proposes to appoint a Chief Officer (within the meaning of the Local Authorities (Standing Orders) Regulations 1993) and it is not proposed that the appointment be made exclusively from among their existing officers, it shall:-

(i) draw up a statement specifying –

(a) the duties of the officer concerned, and

(b) any qualifications or qualities to be sought in the person to be appointed;

(ii) make arrangements for the post to be advertised in such a way as is likely to bring it to the attention of persons who are qualified to apply for it; and

(iii) make arrangements for a copy of the statement to be sent to any person on request.

(b) Where a post has been advertised under paragraph 2(a) the Council shall interview all qualified applicants for the post or select a short list of such qualified applicants and interview those included on the short list. Where no qualified person has applied the Council shall make further arrangements in accordance with paragraph 2(a)(ii).

### **3. Appointment and Dismissal of the Head of Paid Service**

- (a) The full Council will approve the appointment and dismissal of the Head of Paid Service following the recommendation of such an appointment or dismissal by a Committee or Sub-Committee of the Council before an offer of appointment is made or notice of dismissal is given. That Committee or Sub-Committee shall include at least one member of the Executive.
- (b) The full Council may only make or approve the appointment or dismissal of the Head of Paid Service where no well-founded objection from any member of the Executive has been received in accordance with the procedure in paragraph 5.

### **4. Appointment and Dismissal of Chief Officers**

- (a) A Committee or Sub-Committee of the Council will appoint Chief Officers. That Committee or Sub-Committee shall include at least one member of the Executive.
- (b) An offer of appointment must only be made or notice of dismissal given where no well founded objection from any member of the Executive has been received in accordance with the procedure in paragraph 5.

### **5. Consultation with the Executive**

An offer of appointment or notice of dismissal must not be given in respect of the post of Head of Paid Service or Chief Officer until: -

- (a) the Committee or Sub-Committee has notified the Assistant Director (Human Resources) the name of the person it wishes to appoint or dismiss and any other particulars which it considers relevant to the appointment or dismissal;
- (b) the Assistant Director (Human Resources) has notified every member of the Executive of:-
  - (i) the name of the person to whom the Committee or Sub-Committee wishes to make an offer of appointment or give notice of dismissal;
  - (ii) any other particulars relevant to the appointment or dismissal which the Committee or Sub-Committee has notified to the Assistant Director (Human Resources);
  - (iii) the period within which any objection to the making of the offer or the dismissal is to be made by the Leader to the Assistant Director (Human Resources) on behalf of the Executive, and
- (c) Either
  - (i) the Leader has within the period specified in paragraph 5(b)(iii) notified the Committee or Sub-Committee that neither he nor any other member of the Executive has any objection;



- (ii) the Assistant Director (Human Resources) has notified the Committee or Sub-Committee that no objection was received within that period from the Leader or;
- (iii) the Committee or Sub-Committee is satisfied that any objection received from the Leader within that period is not is not well founded.

## **6. Other Appointments**

- (a) **Officers below Chief Officer.** Appointment of officers below Chief Officer (other than assistants to political groups and an assistant to the Mayor) is the responsibility of the Head of Paid Service or his/her nominee, and may not be made by Councillors.
- (b) **Assistants to political groups.** Appointment of an assistant to a political group shall be made in accordance with the wishes of that political group.

## **7. Disciplinary Action**

- (a) **Suspension.** The Head of Paid Service, Monitoring Officer and Chief Finance Officer may be suspended whilst an investigation takes place into alleged misconduct. That suspension must be on full pay and last no longer than the expiry of two months beginning on the day on which the suspension takes effect.
- (b) **Independent person.** No other disciplinary action may be taken in respect of any of those officers except in accordance with a recommendation in a report made by a designated independent person appointed under regulation 7 of the Local Authorities (Standing Orders) (England) Regulations 2001.
- (c) Councillors will not be involved in the disciplinary action against any officer below Chief Officer, except where such involvement is necessary for any investigation or inquiry into alleged misconduct, where the Council's disciplinary, capability and related procedures, as adopted from time to time, may allow a right of appeal to members in respect of disciplinary action.

## **8. Dismissal**

Councillors will not be involved in the dismissal of any officer below Chief Officer except where such involvement is necessary for any investigation or inquiry into alleged misconduct, where the Council's disciplinary, capability and related procedures, as adopted from time to time, may allow a right of appeal to members in respect of dismissals.

January 2010

# Agenda Item 7.1

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## **SPECIAL MOTION NO. 1 –CHANGE OF COMMITTEE MEMBERSHIP**

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Standing in the names of:

- (i) Councillor Stephen Greenhalgh
- (ii) Councillor Nicholas Botterill

"This Council agrees the following appointment under its Constitution for the rest of the Municipal Year 2009/10, effective from the day after the Council meeting:

Councillor Oliver Craig be appointed a member of the Audit Committee.

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## SPECIAL MOTION NO. 2 – CRIME

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Standing in the names of:

- (i) Councillor Greg Smith
- (ii) Councillor Ollie Craig

“This Council notes:

- a. The poor legacy of the previous administration in making inadequate provision for fighting crime;
- b. The firm action taken by this administration on crime in our Town Centres, including the ground breaking 24/7 police teams in Fulham Broadway and Shepherds Bush Green, enhanced police teams in Hammersmith Broadway and a zero tolerance approach to drugs and violence on our estates.

This Council welcomes:

- a. The much improved security in the borough (and in particular the main Town Centres) under this Conservative administration;
- b. The overall reduction in crime from 25,861 crimes in 2005/06 to 22,858 crimes in 2009/09; with a real terms reduction in crime projected for 2009/10;
- c. The contribution of crime fighting measures by the Council to delivery of the 2006 Conservative election promise of “Lower Taxes, Less Waste and Better Services.”

# Agenda Item 7.3

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## SPECIAL MOTION NO. 3 – STREET CLEANING

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Standing in the names of:

- (i) Councillor Nicholas Botterill
- (ii) Councillor Greg Smith

"This Council notes:

- a. The poor legacy of the previous administration which included amongst the dirtiest streets in England and a budget overspend on street cleaning;
- b. The firm action taken by this administration including the re-specification of the entire borough street cleaning contract, market testing of the contract and the adoption of a firm but practical and fair working relationship with the successful contractor Serco.

This Council welcomes:

- a. The much improved cleanliness of the borough's streets (and in particular the main thoroughfares) under this Conservative administration;
- b. The overall reduction in the cost of providing the service;
- c. The contribution of cleaner streets to delivery of the 2006 Conservative election promise of "Lower Taxes, Less Waste and Better Services".

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## SPECIAL MOTION NO. 4 – FREEDOM PASS

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Standing in the names of:

- (i) Councillor Mark Loveday
- (ii) Councillor Paul Bristow

"This Council notes:

- a. Its commitment to the Freedom Pass, which provides free travel 24 hours a day, 7 days a week on bus, tube and most rail routes for the borough's over 60 and disabled residents;
- b. The 3-year agreement made with government in April 2008 to part-fund the Freedom Pass;
- c. The decision in July 2009 by Transport Minister Sadiq Khan MP to re-open funding of the Freedom Pass;
- d. The proposals in the consultation paper "*Local Authority special grant funding in 2010/11 for the national bus concession in England*" to renege on the funding agreement so that London will lose £29 million - almost half its agreed funding for 2010-11;
- e. The threat this entails to free travel for thousands of pensioners and disabled residents in Hammersmith & Fulham.

This Council resolves:

- a. To oppose the Department for Transport's re-opening of the 3-year funding deal;
- b. To ask both borough MPs to write to the Prime Minister seeking his intervention to protect funding for the Freedom Pass".

# Agenda Item 7.5

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## SPECIAL MOTION NO. 5 – FALSE STATEMENTS

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Standing in the names of:

- (i) Councillor Michael Cartwright
- (ii) Councillor Stephen Cowan

“This Council calls upon Councillor Greenhalgh to stop allowing his Administration to mislead residents and the media on the amount of affordable housing provided by his administration and insist that all information is double checked and is true before being released.

The facts are as follows. Firstly, this Council does not build homes. It has granted planning permissions for housing associations to build homes. In November 2009 the council's Chief Executive wrote to Councillor Stephen Cowan to respond to a query about the figures being quoted.

When responding to a question about this Administration's lack of commitment to affordable rented housing, Mr Alltimes wrote to confirm that of the 870 home "built or are anticipated to be built" none would be built by H&F Homes or the London Borough of Hammersmith and Fulham. Indeed, 723 of the 870 affordable rented homes being claimed had been given planning permission by previous Labour administrations between 2001 and March 2006 - with most of those being opposed by the Conservatives at the time. And, out of the remaining 147 homes, 104 of those were forced on this Conservative Administration by Ken Livingston when he was Mayor of London.

The Conservative leader David Cameron has also mislead our residents by repeating this false information”.