

Council Meeting
12 April 2011

SUPPLEMENTAL REPORT OF THE HEAD OF GOVERNANCE
AGENDA ITEM 5.3

5.3.5 EMERGENCY MOTION IN THE NAME OF COUNCILLOR ALISON MOORE

Reasons for urgency - it emerged only yesterday that MetPro was not properly licensed, and the extent of the value of their contract - after the deadline for motions. The council has said they will audit the matter, but members ought to discuss the terms of reference of this audit and whether or not it is held in public given the nature of the public concern.

BARNET'S SECURITY ARRANGEMENTS

Council notes the headlines yesterday in the Evening Standard relating to MetPro Rapid Response who have been covertly filming whilst on duty in council premises.

Council notes that it has now emerged that MetroPro was not properly licensed, and is now under investigation by the Security Industry Authority.

Council notes that around £1.2m of Barnet council tax payers' money has been paid to MetPro for security duties in council premises, but there does not appear to be any evidence of a Cabinet or delegated officer decision to employ MetPro.

Council also notes that there does not seem to be any official Council premises Security Policy in place.

Council is concerned that proper contract procedures may not have been followed in the engagement of MetPro, and that without a proper security policy in place the Council is vulnerable to something similar occurring in the future.

Council notes that the Council is investigating these issues, but believes that a full and proper public inquiry should be held in the interests of transparency.

Council therefore asks that an ad-hoc scrutiny committee is set-up to review the council's procurement of the MetPro contract, and the council's premises security arrangements.

For the motion to be debated, Council would have to agree to suspend Council Procedure Rule 31.1 relating to the deadline for submission of motions, and in so doing to agree that it is a matter of urgency.

31.1 Any member may put a motion on the agenda for an ordinary meeting of the Council, except the meeting that deals with the budget and council tax. The member must give written notice to the Democratic Services Manager at least six clear working days before the meeting. Any motion delivered after 4pm will be recorded as received on the next working day. The motion must be signed by the member and delivered by hand, post, fax or e-mail.

The relevant provisions for suspending of standing orders are set out in Council Procedure Rule 14.1.

14.1 The Council at any of its meetings may suspend any standing order provided that:

14.1.1 either due notice has been given, or Council agrees that it is a case of urgency, and

14.1.2 the motion to suspend a standing order is moved, seconded and carried without discussion by a majority of the members of the Council present and voting.

5.3.6 REPORT FROM CABINET - LOCAL DEVELOPMENT FRAMEWORK

Prior to consideration of the Cabinet report on the Local Development Framework, Council is asked to approve the recommendation of Special Committee (Constitution Review) of 9th February 2011 to amend Part 3 of the Constitution (with regards to 3.8, Responsibility for Executive Functions) to include the addition of the following Statutory Framework Policies – For Council Decision, and Plans and Strategies for Cabinet Decision:

Statutory Framework Policies - For Council Decision

- Submission and adoption of Development Plan Documents comprising the Local Development Framework
- Agreement to establish Joint Committees to be local planning authorities, and of agreeing to confer additional functions on such Committees
- Agreement to prepare with two or more Authorities one or more joint Development Plan Documents.

Plans and Strategies For Cabinet Decision

- Draft Development Plan Documents and adoption Supplementary Planning Documents comprising the Local Development Framework

RECOMMEND:

- (1) That Council approve the above additions to the Responsibility for Functions in the Constitution.**
- (2) That the Head of Governance be instructed to make the appropriate changes to the Council's Constitution.**

5.3.7 COMMENTS FROM BUSINESS MANAGEMENT OVERVIEW AND SCRUTINY SUB-COMMITTEE – 11 APRIL 2011

Business Management OSSC considered a call-in on the Local Development Framework, North London Waste Plan last night. They were advised that, as the decision made by Cabinet on 29 March 2011 was to refer the NLWP to Council for approval (the LDF is a policy framework document), that they were only able to make comments to Council (O&S Procedure Rule 16(r) refers).

Accordingly, they made comments as follows:

- 1. The Sub-Committee expressed concern that insufficient consultation has been carried out with Barnet residents living in N10 who will be affected by any decision on the Pinkham Way site.**

2. **The Sub-Committee request that the LBB’s response to any planning application in regard to the Pinkham Way site that is submitted to the Haringey planning department should be referred to the LBB P&E for information & comment. The Sub-Committee further request that, as part of this process, the LBB Planning department carry out wide and extensive consultation, making local Barnet residents aware of the application so that they can submit their comments to the Haringey planning department. The LBB Planning department should liaise with the Haringey planning department to use best efforts to ensure that such comments from Barnet residents are taken into consideration when formulating its response.**

RECOMMEND – That Council note the comments from Business Management Overview and Scrutiny sub-Committee.

5.3.8 FURTHER AMENDMENTS TO ITEMS ON THE AGENDA

- (1) **Item 3.4: Motion in the name of Councillor Claire Farrier – Review of Statutory Duties**

Amendment in the name of Councillor Lynne Hillan

Insert the following after Paragraph 1:

Council welcomes this initiative by the Conservative Secretary State, underlining the Coalition’s commitment to Localism in contrast to the Centralising Bureaucracy of the old Labour Government.

Substantive Motion to read:

Review of Statutory Duties

Council notes the recently announced government review of statutory duties that councils are being consulted on (closing date 25 April 2011).

Council welcomes this initiative by the Conservative Secretary State, underlining the Coalition’s commitment to Localism in contrast to the Centralising Bureaucracy of the old Labour Government.

Council asks Cabinet to carefully assess each of the statutory duties listed in the consultation and respond to the consultation by the deadline.

Under Standing Order Part 4, Section 1, 31.5: if my item is not dealt with by the end of the meeting I ask that it be voted upon at the council meeting

(2) Item 4.2: Opposition Policy Item - Protecting frontline NHS services

Amendment in the name of Councillor Helena Hart

Delete all after "Council" (line 1) and insert:

...notes and welcomes the Coalition Government's decision to pause in the passage of the Health & Social Care bill currently going through Parliament in order to further consult and engage with healthcare professionals and locally elected representatives.

Council re-affirms its support for the ethos of the Health White Papers which promised a National Health Service dedicated to the welfare of patients and carers and to quality and outcomes that are among the best in the world.

Council continues to support the transfer of the Public Health function to Local Authorities such as the London Borough of Barnet and looks forward to being able to make a real difference in terms of both health improvement and disease avoidance for local residents.

In addition, Council welcomes assurances that potential providers of NHS services will not be allowed to "cherry pick". Council requests the Cabinet Member for Public Health seek confirmation on this matter from the Secretary of State for Health, and further requests that prospective providers should be able to demonstrate a long term and proven commitment to the NHS and to the delivery of high quality, safe and sustainable health services for the people of Barnet.

Council would also welcome any involvement by the Health Overview and Scrutiny Committee Scrutiny in seeking to ensure that the best possible outcome for Barnet patients can be sought from the planned reforms.

Substantive Policy Item to read:

Protecting Frontline NHS services

Council notes and welcomes the Coalition Government's decision to pause in the passage of the Health & Social Care bill currently going through Parliament in order to further consult and engage with healthcare professionals and locally elected representatives.

Council re-affirms its support for the ethos of the Health White Papers which promised a National Health Service dedicated to the welfare of patients and carers and to quality and outcomes that are among the best in the world.

Council continues to support the transfer of the Public Health function to Local Authorities such as the London Borough of Barnet and looks forward to being able to make a real difference in terms of both health improvement and disease avoidance for local residents.

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term and proven commitment to the N.H.S. and to the delivery of high quality, safe and sustainable health services for the people of Barnet.

Council would also welcome any involvement by the Health Overview and Scrutiny Committee Scrutiny in seeking to ensure that the best possible outcome for Barnet patients can be sought from the planned reforms.

Aysen Giritli
Head of Governance