

# Meeting of the Council of the London Borough of Barnet

TO BE HELD ON

TUESDAY 20TH OCTOBER, 2015 AT 7.00 PM

VENUE

HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BQ

A G E N D A



ASSURANCE GROUP

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Agenda and Timetable  
Tuesday 20th October, 2015

Item	Subject	Timing	Page Nos
	<b>Part 1 - Statutory formalities/Announcements (15 minutes)</b>	<b>7.00pm – 7.15pm</b>	
1.	<b>Apologies for absence</b>		
2.	<b>Elect a Member to preside if the Mayor is absent</b>		
3.	<b>Prayer</b>		
4.	<b>Declarations of Interest</b>		
5.	<b>Minutes of the last meeting</b>		1 - 20
6.	<b>Official announcements</b>		
7.	<b>Any business remaining from last meeting</b>		
	<b>Part 2 - Question Time (30 minutes or until 7.45pm whichever is longer)</b>	<b>7.15pm – 7.45pm</b>	
8.	<b>Questions to the Leader (and Committee Chairmen if he/she has delegated)</b>		To Follow
	<b>Part 3 - Statutory Council Business (60 minutes)</b>	<b>7.45pm – 8.45pm</b>	
9.	<b>Petitions for Debate (20 minutes). A petition organiser (up to 5 minutes) and Members responding (up to 15 minutes)</b>		
10.	<b>Reports from the Leader</b>		
11.	<b>Reports from Other Committees (if any)</b>		
11.1	Annual Report of the Audit Committee 2014/15		21 - 30

11.2	Referral from Assets Regeneration and Growth Committee - Land to the rear of 71 Holden Road, North Finchley, N12 7DR		31 - 126
12.	<b>Reports of Officers</b>		
12.1	Report of the Chief Executive - West London Economic Prosperity Board - Call-in Procedure		127 - 178
12.2	Report of Head of Governance		179 - 186
13.	<b>Questions to Council Representatives on Outside Bodies</b>		
	<b>Break (15 minutes)</b>	<b>8.45pm – 9.00pm</b>	
	<b>Part 4 – Business for Debate (45 minutes)</b>	<b>9.00pm – 10.00pm</b>	
14.	<b>Motions (45 minutes)</b>		
14.1	Joint Motion in the names of Cllr Richard Cornelius, Cllr Alison Moore and Cllr Jack Cohen - Syrian refugee crisis		187 - 188
14.2	Opposition Motion in the name of Cllr Alan Schneiderman - Roads and Pavements		189 - 190
15.	<b>Motions for Adjournment</b>		

Andrew Charlwood, Head of Governance  
Building 4, North London Business Park, Oakleigh Road South, N11 1NP

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## Minutes

OF THE MEETING OF THE COUNCIL OF THE LONDON BOROUGH OF BARNET  
held at Hendon Town Hall, The Burroughs, London NW4 4BQ, on 28 July 2015

### AGENDA ITEM 5

#### PRESENT:-

The Worshipful the Mayor (Councillor Mark Shooter)  
The Deputy Mayor (Councillor Alison Cornelius )

#### Councillors:

Hugh Rayner	Anne Hutton	Barry Rawlings
Maureen Braun	Andreas Ioannidis	Tim Roberts
Rebecca Challice	Dr Devra Kay	Gabriel Rozenberg
Pauline Coakley Webb	Sury Khatri	Lisa Rutter
Dean Cohen	Adam Langleben	Shimon Ryde
Jack Cohen	Kathy Levine	Brian Salinger
Melvin Cohen	David Longstaff	Gill Sargeant
Philip Cohen	Kitty Lyons	Joan Scannell
Geof Cooke	John Marshall	Alan Schneiderman
Alison Cornelius	Kath McGuirk	Agnes Slocombe
Richard Cornelius	Arjun Mittra	Stephen Sowerby
Tom Davey	Alison Moore	Caroline Stock
Val Duschinsky	Ammar Naqvi	Daniel Thomas
Paul Edwards	Nagus Narenthira	Reuben Thompstone
Claire Farrier	Graham Old	Jim Tierney
Anthony Finn	Charlie O-Macauley	Amy Trevethan
Brian Gordon	Alon Or-Bach	Laurie Williams
Eva Greenspan	Reema Patel	Peter Zinkin
Helena Hart	Bridget Perry	Zakia Zubairi
John Hart	Wendy Prentice	Rohit Grover
Ross Houston	Sachin Rajput	

#### Apologies for Absence

#### 1. APOLOGIES FOR ABSENCE

There were none.

#### 2. ELECT A MEMBER TO PRESIDE IF THE MAYOR IS ABSENT

The Worshipful the Mayor was present.

### 3. PRAYER

The Mayor's chaplain, Dayan Yonason Abraham, offered prayers.

### 4. DECLARATIONS OF INTEREST

Councillor Richard Cornelius made a general declaration on behalf of all Councillors that all the interests that are declared in the published Members register of Interests are taken as declarations of interest for this meeting.

The following interests were declared:

<b>Member:</b>	<b>Subject:</b>	<b>Interest Declared:</b>
Councillor Dean Cohen	14 – Motion in the name of Councillor Kathy Levine on Abbotts Depot	Disclosable pecuniary interest as Councillor Cohen acted for a client who occupies part of the Oakleigh Road South site. It was noted that a dispensation had been granted to allow Councillor Dean Cohen to speak and vote on this item (agenda item 12.2 Report of the Deputy Monitoring Officer refers)
Councillor Barry Rawlings	11.1 – Referral from CLC – Faith Covenant and Charter with the Voluntary Sector	Non-pecuniary interest as he is a safeguarding advisor at Community Barnet
Councillor Adam Langleben	9 – West Hendon petition	Non-pecuniary interest as is a trustee of the West Hendon Community Trust Fund
Councillor John Marshall	10 – Sweets Way petition	Non-pecuniary interest as is a council nominated Director of the Barnet Group
Councillor Peter Zinkin	13 – Questions to Council Representatives on Outside Bodies	Non-pecuniary interest as his previous employer is the chairman of one of the main subcontractors of the NLWA
Councillor Ross Houston	10 – Sweets Way petition	Non-pecuniary interest as is a council nominated Director of the Barnet Group

### 5. MINUTES OF THE LAST MEETING

**RESOLVED - That the minutes of the Annual Council meeting held on 13 May 2015 be agreed as a correct record.**

## 6. OFFICIAL ANNOUNCEMENTS

The Worshipful the Mayor made the following announcements:

On behalf of Council, The Worshipful the Mayor noted he was pleased to announce the receipt of letters from Kensington Palace and Buckingham Palace acknowledging receipt of the Council's letters congratulating the Duke and Duchess of Cambridge and the Queen on the birth of the royal baby, Princess Charlotte.

The Mayor noted he had attended three services since the last Council meeting:

- The memorial service for the Hendon School Headteacher, Kevin McKellar;
- The memorial service for the former MP for Chipping Barnet, Sydney Chapman; and
- A memorial service at St. Paul's Cathedral to commemorate the 10 year anniversary of the 7/7 London bombings.

He had also attended an event at the London Borough of Barking and Dagenham marking the 50th anniversary since the creation of the London Boroughs. The event was attended by the Queen and Duke of Edinburgh.

The Worshipful the Mayor noted he had attended a farewell service for Reverend Colin Smith, the Methodist Superintendent for Barnet from 2001 – 2015.

The Worshipful the Mayor requested Council join him in congratulating Father John Hawkins of West Hendon who has been appointed Archdeacon of Hampstead.

The Worshipful the Mayor requested Council join him in congratulating Saracens who won the rugby world premiership title on 30<sup>th</sup> May.

In relation to procedural matters, the Worshipful the Mayor made the following points:

He was proposing to take the break slightly earlier this evening prior to the consideration of all of the committee referrals and reports. He would aim to conclude all of the business by 10pm.

Council was asked to note that the Housing Committee took decisions on 29th June to refer both the Housing Strategy and Housing Rents Policy to Council.

Subsequently, on 8th July, the Chancellor announced that social rents will be subject to a reduction of 1% per annum for the next 4 years.

The Council had received advice from the Department for Communities and Local Government on the implications of this policy, which was being included in current draft legislation. As a result officers have advised that the approach to increasing the supply of affordable housing and associated targets in the draft Housing Strategy will need to be reconsidered. In addition the Housing Rents Policy proposed in the draft Housing Strategy will not be possible to implement.

In view of this, the Worshipful the Mayor proposed that the Housing Strategy and Housing Rents Policy are not presented to Council on 28<sup>th</sup> July, and that the Housing Committee is asked to reconsider the Council's approach on these matters.

Council were advised there were typographical errors on the headings of the published Motions the names of Cllr Levine, Cllr Sargeant and Cllr McGuirk. It was noted these were in fact Opposition Motions.

With regard to Petitions, Worshipful the Mayor moved that Council suspend Council Procedure Rule 2.1, Part 3, 9 and Public Participation and Engagement Rules 6.10 to allow two petitions to be considered at the same meeting, which was duly agreed by Council.

**RESOLVED – That Council suspend Council Procedure Rule 2.1, Part 3, 9 and Public Participation and Engagement Rules 6.10 to allow two petitions to be considered at the same meeting.**

**7. EMERGENCY MOTION TO COUNCIL IN THE NAME OF COUNCILLOR GILL SARGEANT - GRAHAME PARK COMMUNITY PROVISION**

Councillor Alison Moore MOVED under Council Procedure Rules 7.1 and 7.2 that Council Procedure Rules 2.1 and 23.1 be suspended to allow for the debate of an urgent motion in the name of Councillor Gill Sargeant. The motion was duly seconded and agreed.

**RESOLVED - That Council Procedure Rules 2.1 and 23.1 be suspended to allow for the debate of an urgent motion in the name of Councillor Gill Sargeant.**

The Worshipful the Mayor then put to the vote whether Council agreed to suspend Full Council Procedure Rule 2(14), to allow the opposition to debate two motions, which was duly agreed. The Worshipful the Mayor noted that the emergency motion would be considered directly before the other motions on the agenda in Part 4 (Business for Debate).

**RESOLVED – That Council suspend Full Council Procedure Rule 2(14).**

**8. ANY BUSINESS REMAINING FROM LAST MEETING**

There was none.

**9. QUESTIONS TO THE LEADER (AND COMMITTEE CHAIRMEN IF HE/SHE HAS DELEGATED)**

The questions, together with the answers provided and the text of any supplementary questions and answers, are set out in Appendix 1 to the minutes.

**10. PETITIONS FOR DEBATE**

**10.1 PETITIONS FOR DEBATE - SWEETS WAY**

A representative for the lead petitioner, Ms Philippa Whitecross, addressed Council.



The following Members asked a question of the lead petitioner:

- Councillor Brian Salinger;
- Councillor Nagus Narenthira;
- Councillor Maureen Braun; and
- Councillor Ross Houston.

The Leader responded to the issues raised in a closing address.

**RESOLVED – That the petition be noted.**

## **10.2 PETITIONS FOR DEBATE - WEST HENDON**

The lead petitioner, Ms Jasmine Parsons, addressed Council.

The following Members asked a question of the lead petitioner:

- Councillor Brian Salinger;
- Councillor Adam Langleben;
- Councillor John Hart; and
- Councillor Ross Houston.

The Chairman of the Assets Regeneration and Growth Committee responded to the issues raised in a closing address.

**RESOLVED – That the petition be noted.**

## **11. REPORTS FROM THE LEADER**

There were none.

## **12. REPORTS FROM COMMITTEES**

## **13. REFERRAL FROM THE COMMUNITY LEADERSHIP COMMITTEE, 24 JUNE 2015 - FAITH COVENANT AND CHARTER WITH THE VOLUNTARY SECTOR**

Councillor David Longstaff moved reception and adoption of the recommendations set out in the report from the Community Leadership Committee. Debate ensued.

Upon being put to the vote the recommendations in the report of the Community Leadership Committee were declared carried.

**RESOLVED -**

- 1. That Council adopts the All Parliamentary Party Covenant for Engagement between Faith Communities and Local Authorities, endorses its principles and authorises officers to carry out the planned actions under the five commitments, set out in paragraphs 1.10 to 1.14 of this report.**
- 2. That Council notes and endorses the planned actions to further develop and mainstream use of the Council's Charter with the Voluntary Sector, as set out in paragraph 1.17 of the report.**

**13.1 REFERRAL FROM THE ASSETS, REGENERATION & GROWTH COMMITTEE, 1 JUNE 2015 - LAND AT PAVILION WAY, BURNT OAK**

Councillor Daniel Thomas introduced the report and moved reception and adoption. Councillor Ammar Naqvi moved his amendment. Debate ensued.

The amendment in name of Councillor Ammar Naqvi was put to the vote. Votes were recorded as follows:

For: 31  
Against: 32  
Abstain: 0  
Absent: 0  
TOTAL: 63

The amendment was declared lost.

The recommendations as set out in the report were put to the vote. Votes were declared as follows:

For: 32  
Against: 0  
Abstain: 31  
Absent: 0  
TOTAL: 63

The recommendations in the report were declared carried.

**RESOLVED -**

- 1. That Council note the responses to the public advertising of the Council's intended appropriation of the Site as shown edged red on drawing number 23839 to planning purposes under Section 122 (2A) Local Government Act 1972: and**
- 2. That, subject to planning consent being granted for (1) the temporary school as shown edged green on drawing number 23839/2 and (2) the permanent free school on the Site, Council approves the appropriation of the Site pursuant to S122 (1) of the Local Government Act 1972 for the above planning purposes.**
- 3. That, subject to planning consent being granted for the temporary school, Council approves the grant of a Tenancy at Will to the Bellevue Place Education Trust for the temporary school.**
- 4. That Council note the additional response to the public advertising of the Council's intended appropriation of the Site as shown edged red on drawing number 23839 to planning purposes under Section 122 (2A) Local Government Act 1972**

5. That Council note the amendment to paragraph 3.1 of the main report as detailed below.

The following words highlighted should be included at the beginning of the second sentence as follows:

“The three current objections received as a result of the public advertising”....

6. That Council agree to delegate authority to the Chief Operating Officer in consultation with the Chairman of the Assets Regeneration and Growth Committee to make such determinations as shall be required in relation to any objections to the public notice advertising the proposed disposal of the Site to the Trust pursuant to s 233(4) of the TCPA; and
7. That Council agree to delegate authority to the Chief Operating Officer in consultation with the Chairman of the Assets Regeneration and Growth Committee to negotiate and finalise the terms of the 125-year academy lease to the Trust, together with any ancillary or related legal documentation.

## 13.2 REPORT FROM CONSTITUTION, ETHICS AND PROBITY COMMITTEE, 30 JUNE 2015 - CONSTITUTION REVIEW

Councillor John Marshall introduced the report and moved reception and adoption. Councillor Alison Moore moved her amendment. Debate ensued.

A vote was taken on part 1 of the amendment in name of Councillor Alison Moore. Votes were recorded as follows:

For:	31
Against:	32
Abstain:	0
Absent:	0
TOTAL:	63

The amendment was declared lost.

A vote was taken on part 2a of the amendment in name of Councillor Alison Moore. Votes were recorded as follows:

For:	31
Against:	32
Abstain:	0
Absent:	0
TOTAL:	63

The amendment was declared lost.

A vote was taken on part 2b of the amendment in name of Councillor Alison Moore. Votes were recorded as follows:

For: 31  
Against: 32  
Abstain: 0  
Absent: 0  
TOTAL: 63

The recommendations as set out in the report were put to the vote. Votes were declared as follows:

For: 32  
Against: 31  
Abstain: 0  
Absent: 0  
TOTAL: 63

The recommendations in the report were declared carried.

**RESOLVED –**

- 1. That Council approve the recommendations contained in the report from the Constitution Ethics & Probity Committee at Annexe 1A, and the track change versions attached at Appendix A to Appendix I**
- 2. That the Monitoring Officer be authorised to implement these revisions and publish a revised Constitution.**

**13.3 REPORT FOR THE ENVIRONMENT COMMITTEE, 11 JUNE 2015 - MOVING TRAFFIC CONTRAVENTIONS**

Councillor Dean Cohen introduced the report and moved reception and adoption. Councillor Alan Schneiderman moved his amendment. Debate ensued.

The amendment in the name of Councillor Alan Schneiderman was put to the vote, and votes were recorded as follows:

For: 31  
Against: 32  
Abstain: 0  
Absent: 0  
TOTAL: 63

The amendment was declared lost.

Upon the recommendations as set out in the report being put to the vote, the recommendations were declared carried.

**RESOLVED –**

- 1. That Council notes the powers granted to it under the London Local Authorities and Transport for London Act 2003, regarding Civil Enforcement of Moving Traffic Contraventions.**

2. That Council approve that the enforcement responsibility is transferred from the Police to the Traffic Authority (the Council) and that the Council will use the London Local Authorities and Transport for London Act 2003 (LLA & TfL Act 2003) to take on the Civil Enforcement of certain moving vehicle contraventions (Moving Traffic Contraventions, MTC) with an anticipated 'Appointed Day' of 1 January 2016.

#### **13.4 REPORT FROM POLICY & RESOURCES COMMITTEE, 2 JUNE 2015 - STATEMENT OF COMMUNITY INVOLVEMENT**

Councillor Daniel Thomas introduced the report and moved reception and adoption. Debate ensued.

Upon the recommendations as set out in the report being put to the vote, the recommendations were declared carried.

**RESOLVED – That Council notes the proposed Responses to Representations in Appendix B and adopts the Statement of Community Involvement (SCI) (attached at Appendix A).**

#### **13.5 REPORT FROM POLICY & RESOURCES COMMITTEE, 9 JULY 2015 - WEST LONDON ALLIANCE ECONOMIC PROSPERITY BOARD**

Councillor Daniel Thomas introduced the report and moved reception and adoption. Debate ensued.

Upon the recommendations as set out in the report being put to the vote, the recommendations were declared carried.

**RESOLVED –**

1. That Council note the work being undertaken to develop an Economic Prosperity Board across west London.
2. That Council
  - a) approve the functions and procedure rules for the West London Economic Prosperity Board
  - b) set up the section 102 Joint Committee and appoint the member and substitute member to sit on it
  - c) amend the constitution to reflect the governance arrangements of the West London Economic Prosperity Board.
3. That Council instructs officers to develop proposals on a referral mechanism for the joint committee, in consultation with the chair of the

**Constitution, Ethics and Probity Committee, to be agreed at the next Council meeting on 20 October 2015.**

- 4. That Council delegate responsibility to the Chief Executive Officer, in consultation with the Leader, to incorporate and clear any minor amendments to the functions and procedure rules made after 28 July 2015.**

## **14. REPORTS OF OFFICERS**

### **14.1 REPORT OF THE HEAD OF GOVERNANCE**

The Head of Governance introduced the report.

It was agreed that votes would be taken on Appendices A, D, E, and F together, and that separate votes be taken on Appendices B, C and E1, to be moved by the Group Secretaries.

#### **Appendices A, D, E and F**

The recommendations as set out in Appendices A, D, E and F of the report were put to the vote. The recommendations were declared carried.

#### **RESOLVED – That Council**

- 1. Note the changes to the calendar of meetings contained in Appendix A.**
- 2. Approve the updated terms of reference for the Local Pensions Board, as set out at Appendix D1, and that the Monitoring Officer be delegated authority to make any further minor amendments following the first meeting of the Board on 29 July 2015.**
- 3. Approve the appointment of members to the Pensions Board as outlined in Appendix E**
- 4. Approve the appointment of Geraldine Chadwick to the Audit Committee, as Independent Member.**
- 5. Approve the replacement of Cllr Pauline Coakley Webb with Cllr Claire Farrier as member of the Adults and Safeguarding Committee.**
- 6. Note the designation of Davina Fiore as the Monitoring Officer**
- 7. Approve the amendment of the Constitution, Responsibility for Functions, Annex B (Scheme of Delegated Authority to Officers) as follows:**
  - Responsibility for Functions, Annex B, Scheme of Delegated Authority to Officers - Under “Delegated Authority to the Chief Operating Officer” delete the following provision: “The delivery of all assurance functions for the Council including the functions of the Corporate Anti-Fraud Team and Internal Audit” and allocate this to the Monitoring Officer.**

## Appendix C

The Conservative Group Secretary moved the Administration nominations for Appointments to School Governing Bodies as tabled in her name, and also moved:

1. To defer nominations to:
  - Dollis Junior school...
  - Sachs Morasha Free school
  - St Joseph's Catholic Primary
  - St Paul's CE School, NW7
  
2. To nominate Mr Michael Jordan for appointment to Barnet Early Years Alliance

The recommendations as moved were put to the vote. The recommendations were declared carried.

### RESOLVED –

#### 1. That the following nominations to school governing bodies be approved

<b>School</b>	<b>Apointment</b>
Hollickwood School	Cllr Reema Patel
St John's CE Primary School (N20)	Cllr Alison Cornelius
Livingstone School	Mrs Liz Pearson
Moss Hall Junior School	Mrs Aneka Grover
St Theresa's Catholic School	Mrs Ajantha Tennakoon
The Squires Lane Learning Federation	Cllr Alison Moore

#### 2. That Mr Michael Jordan be appointed to Barnet Early Years Alliance.

#### 3. That nominations to the following be deferred:

- Dollis Junior school
- Sachs Morasha Free School
- St Joseph's Catholic Primary
- St Paul's CE School, NW7

## Appendix B

The Conservative Group Secretary moved the Administration nominations for appointments to Outside Bodies as tabled in her name, and also moved to nominate Councillor Alison Cornelius for appointment to the Eleanor Palmer Trust.

The Labour Group Secretary moved the Opposition nominations as tabled in his name.

Upon the Conservative Group nominations being put to the vote, the votes were declared as follows:

For: 32  
Against: 30  
Abstain: 1  
Absent: 0

The Conservative Group nominations were carried.

**RESOLVED – That the following be appointed Council nominees to Outside Bodies:**

<b>Outside Body</b>	<b>Councillor</b>
Henry Smith Charity	Cllr Steven Sowerby
Eleanor Palmer Trust	Cllr Alison Cornelius

The Conservative Group Secretary moved the Administration nominations for the Arts Depot Trust Ltd and the Royal Free London NHS Foundation Trust. The Labour Group Secretary moved the Opposition motions as tabled in his name. Upon the Conservative Group nominations being put to the vote, the votes were declared as follows:

For: 32  
Against: 31  
Abstain: 0  
Absent: 0

The Conservative Group nominations were carried.

**RESOLVED – That the following be appointed Council nominees to Outside Bodies:**

<b>Outside Body</b>	<b>Councillor</b>
Arts Depot Trust Ltd	Cllr Joan Scannell
Royal Free London NHS Foundation Trust	Cllr Peter Zinkin

#### **Appendix E1**

The Conservative Group Secretary moved the Administration nominations for appointments to Committees in her name.

The Labour Group Secretary stated there were no nominations from the Labour Group.

Upon the Conservative Group nominations being put to the vote, the votes were declared as follows:

For: 32  
Against: 31  
Abstain: 0  
Absent: 0

The Conservative Group nominations were declared carried.

**RESOLVED – That the following appointments be made:**

#### **West London Economic Prosperity Board**

- **Member: Councillor Richard Cornelius**
- **Substitute Member: Councillor Daniel Thomas**

#### **North London Waste Authority**

- **Councillor Richard Cornelius**
- **Councillor Daniel Thomas**



## 14.2 REPORT OF THE MONITORING OFFICER

**RESOLVED - That Council note the action taken by the Monitoring Officer in granting the dispensation for this meeting as set out in the report.**

## 15. QUESTIONS TO COUNCIL REPRESENTATIVES ON OUTSIDE BODIES

**From Councillor Anthony Finn**

1. As a recently appointed member of the North London Waste Authority, what are your first impressions as to the effectiveness of the organisation?

### **Response from Councillor Peter Zinkin, Council representative on the North London Waste Authority**

In responding to the question I would like to note that, as has just been voted on, that Councillor Dean Cohen and I resigned today from the North London Waste Authority for reasons I will explain later but do go to the heart of the question about the efficiency of that body. Since being appointed I have visited the waste plant twice but I have also been with Councillor Dean Cohen and the Commissioning Director for Environment to the recycling centre where the blue bins are taken. I would like to reassure Councillors because we were asked by the Leader to visit this to check that the blue bins had done to them what was supposed to happen to them in terms of the mixed waste being separated, and I can assure Councillors that having seen the process that the substance put into the blue bin is separated, that it is separated very efficiently and to an extraordinarily high standard given the mix and volume of waste that actually goes to that facility. And that residents should be encouraged to use the blue bins as it is a very efficient process.

The reason that we resigned was because as soon as we were appointed and the calendar came out it became clear that the meeting in September was one that neither Councillor Cohen nor I could attend, and despite strenuous efforts to persuade the North London Waste Authority to move that meeting so that there could be representation for Barnet they refused to do so and so the Councillors substituted members for that meeting who will be able to attend because it is an important meeting for the Authority.

2. As an experienced member of the North London Waste Authority, what is your view with regards to the efficiency and effectiveness of the authority?

### **Response from Councillor Dean Cohen, Council representative on the North London Waste Authority**

I won't answer what Councillor Zinkin has just said, merely I certainly feel that the North London Waste Authority does need to look at tightening its belt to save money the same way as any other public bodies have and need to do.

**16. MOTIONS (45 MINUTES)**

**16.1 EMERGENCY MOTION TO COUNCIL IN THE NAME OF COUNCILLOR GILL SARGEANT - GRAHAME PARK COMMUNITY PROVISION**

Councillor Gill Sargeant moved the Motion in her name. Councillor Richard Cornelius moved his amendment. Debate ensued.

The amendment in name of Councillor Richard Cornelius was put to the vote. Votes were recorded as follows:

For: 32  
 Against: 0  
 Abstain: 31  
 Absent: 0  
 TOTAL: 63

The amendment was declared carried, and became the substantive motion.

Council voted on the substantive motion as carried. The votes were declared as follows:

For: 32  
 Against: 0  
 Abstain: 31  
 Absent: 0  
 TOTAL: 63

At least ten members called for a formal division on the voting. Upon the vote being taken, the results of the division were declared as follows:

	<b>For</b>	<b>Against</b>	<b>Not Voting</b>	<b>Absent</b>
Maureen Braun	✓			
Rebecca Challice	✓			
Pauline Coakley Webb	✓			
Dean Cohen	✓			
Jack Cohen			✓	
Melvin Cohen	✓			
Philip Cohen	✓			
Geof Cooke	✓			
Alison Cornelius	✓			
Richard Cornelius	✓			
Tom Davey	✓			
Val Duschinsky	✓			
Paul Edwards	✓			
Claire Farrier	✓			
Anthony Finn	✓			
Brian Gordon	✓			
Eva Greenspan	✓			
Rohit Grover	✓			
Helena Hart	✓			

	<b>For</b>	<b>Against</b>	<b>Not Voting</b>	<b>Absent</b>
John Hart	✓			
Ross Houston	✓			
Anne Hutton	✓			
Andreas Ioannidis	✓			
Devra Kay	✓			
Sury Khatri	✓			
Adam Langleben	✓			
Kathy Levine	✓			
David Longstaff	✓			
Kitty Lyons	✓			
John Marshall	✓			
Kath McGuirk	✓			
Arjun Mittra	✓			
Alison Moore	✓			
Ammar Naqvi	✓			
Nagas Narenthira	✓			
Charlie O'Macauley	✓			
Graham Old	✓			
Alon Or-Bach	✓			
Reema Patel	✓			
Bridget Perry	✓			
Wendy Prentice	✓			
Sachin Rajput	✓			
Barry Rawlings	✓			
Hugh Rayner	✓			
Tim Roberts	✓			
Gabriel Rozenberg	✓			
Lisa Rutter	✓			
Shimon Ryde	✓			
Brian Salinger	✓			
Gill Sargeant	✓			
Joan Scannell	✓			
Alan Schneiderman	✓			
Mark Shooter	✓			
Agnes Slocombe	✓			
Stephen Sowerby	✓			
Caroline Stock	✓			
Daniel Thomas	✓			
Reuben Thompstone	✓			
Jim Tierney	✓			
Amy Trevethan	✓			
Laurie Williams	✓			
Peter Zinkin	✓			
Zakia Zubairi	✓			

For: 62  
Against: 0  
Abstain: 1  
Absent: 0  
TOTAL: 63

The motion was declared carried.

**RESOLVED -Council notes the deep concern of Colindale Councillors that long standing plans to locate a community centre at Plot 8 in Grahame Park have been dropped because of the space required for the new council office block. Council therefore re-affirms its commitment to building a new community centre at the heart of the Grahame Park development in line with the agreed Masterplan and at the earliest opportunity.**

**16.2 MOTION IN THE NAME OF COUNCILLOR GABRIEL ROZENBERG - EXTENDING SUNDAY TRADING HOURS**

The Conservative Group Secretary stated that of the three motions put forward by the Administration, the Administration had chosen to debate the motion in the name of Councillor Gabriel Rosenberg.

Councillor Gabriel Rosenberg moved the Motion in his name. Councillor Kath McGuirk moved her amendment. Debate ensued.

The amendment in name of Councillor Kath McGuirk was put to the vote. Votes were recorded as follows:

For: 31  
Against: 32  
Abstain: 0  
Absent: 0  
TOTAL: 63

The amendment was declared lost.

Council voted on the Councillor Rozenberg's motion, and the votes were declared as follows:

For: 30  
Against: 31  
Abstain: 2  
Absent: 0  
TOTAL: 63

The motion was declared lost.

**17. EXTENSION OF BUSINESS**

Under Meeting Procedure Rule 15.2, The Right Worshipful the Mayor moved that the time for transaction of business be extend to 10:30pm.

**18. OPPOSITION MOTION IN THE NAME OF COUNCILLOR KATHY LEVINE - ABBOTTS DEPOT**

The Labour Group Secretary stated that of the two motions put forward by the Opposition, the Opposition had chosen to debate the motion in the name of Councillor Kathy Levine.

Councillor Kathy Levine moved the Motion in her name. Councillor Geof Cooke moved his amendment. Debate ensued.

The amendment in name of Councillor Geof Cooke was put to the vote. Votes were recorded as follows:

For: 31  
 Against: 32  
 Abstain: 0  
 Absent: 0  
 TOTAL: 63

The amendment was declared lost.

Council voted on the Councillor Kath McGuirk's motion, and the votes were declared as follows:

For: 31  
 Against: 32  
 Abstain: 0  
 Absent: 0  
 TOTAL: 63

At least ten members called for a formal division on the voting. Upon the vote being taken, the results of the division were declared as follows:

	<b>For</b>	<b>Against</b>	<b>Not Voting</b>	<b>Absent</b>
Maureen Braun		✓		
Rebecca Challice	✓			
Pauline Coakley Webb	✓			
Dean Cohen		✓		
Jack Cohen	✓			
Melvin Cohen		✓		
Philip Cohen	✓			
Geof Cooke	✓			
Alison Cornelius		✓		
Richard Cornelius		✓		
Tom Davey		✓		
Val Duschinsky		✓		
Paul Edwards	✓			
Claire Farrier	✓			
Anthony Finn		✓		
Brian Gordon		✓		
Eva Greenspan		✓		
Rohit Grover		✓		

Helena Hart		✓		
John Hart		✓		
Ross Houston	✓			
Anne Hutton	✓			
Andreas Ioannidis	✓			
Devra Kay	✓			
Sury Khatri		✓		
Adam Langleben	✓			
Kathy Levine	✓			
David Longstaff		✓		
Kitty Lyons	✓			
John Marshall		✓		
Kath McGuirk	✓			
Arjun Mittra	✓			
Alison Moore	✓			
Ammar Naqvi	✓			
Nagas Narenthira	✓			
Charlie O'Macauley	✓			
Graham Old		✓		
Alon Or-Bach	✓			
Reema Patel	✓			
Bridget Perry		✓		
Wendy Prentice		✓		
Sachin Rajput		✓		
Barry Rawlings	✓			
Hugh Rayner		✓		
Tim Roberts	✓			
Gabriel Rozenberg		✓		
Lisa Rutter		✓		
Shimon Ryde		✓		
Brian Salinger		✓		
Gill Sargeant	✓			
Joan Scannell		✓		
Alan Schneiderman	✓			
Mark Shooter		✓		
Agnes Slocombe	✓			
Stephen Sowerby		✓		
Caroline Stock		✓		
Daniel Thomas		✓		
Reuben Thompstone		✓		
Jim Tierney	✓			
Amy Trevethan	✓			
Laurie Williams	✓			
Peter Zinkin		✓		
Zakia Zubairi	✓			

For: 31  
Against: 32  
Abstain: 0  
Absent: 0  
TOTAL: 63

The motion was declared lost.

## 19. MOTIONS FOR ADJOURNMENT

There were none.

## 20. REMAINING BUSINESS - MOTIONS FOR THE VOTE

The Right Worshipful the Mayor announced that in accordance with Council Procedure Rule 23.5 votes would be taken on the relevant remaining motions.

### **Administration Motion in the name of Councillor Helena Hart – Public Health Funding**

Votes were taken on Councillor Barry's Rawling's amendment to the Motion in the name of Councillor Helena Hart. The votes were declared as follows:

For: 31  
Against: 32  
Abstain: 0  
Absent: 0  
TOTAL: 63

The amendment was declared lost.

Votes were taken on the Motion in the name of Councillor Helena Hart. The votes were declared as follows:

For: 63  
Against: 0  
Abstain: 0  
Absent: 0  
TOTAL: 63

The motion was declared carried.

**RESOLVED – Council notes the Chancellor's plan to eliminate the UK's budget deficit during this Parliament and the mandate given for this at the General Election. Council believes that it is vital that the UK lives within its means to ensure a strong and stable economy and understands that this necessitates further reductions in our expenditure. In Barnet, we are far more advanced than most Local Authorities in planning ahead for future reductions in our revenue budget.**

Council is, however, concerned by proposals for an in-year cut to Public Health funding. A £200m cut across the Country equates to about 7% of the total Public Health budget. It is unclear how this cut would be apportioned, but effected on a pro rata basis could see a reduction in excess of £1m for Barnet. This would create significant challenges. In addition, whilst increases in the prevalence of sexually transmitted diseases and TB further emphasise the necessity for vital preventative work, Barnet is already, per head, the third lowest funded Authority in London at the same time as experiencing rapid population growth in both young and older residents.

Council notes and welcomes the fact that the Leader has already written to the Chancellor, the Health Secretary and the Secretary of State for Communities and Local Government, arguing against a blanket cut.

Council understands that the upcoming Consultation now may consider how the cut should be implemented. Council calls on the Leader, the Chairman of the Health and Wellbeing Board and officers to continue lobbying (including via the consultation) for the protection of Barnet's Public Health funding, with any cuts being weighted towards those Authorities which have historically and are currently far better funded on a per capita basis and away from our own already underfunded service.

#### **Administration Motion in the name of Councillor Brian Salinger – Holocaust Memorial Centre**

Council voted on the Motion in the name of Councillor Brian Salinger. The votes were declared as follows:


For:	63
Against:	0
Abstain:	0
Absent:	0
TOTAL:	63

The motion was declared carried.

**RESOLVED** – Council congratulates the Government on the announcement made earlier this year that there will be a major Holocaust Memorial Centre set up in the UK. Council notes that the Leader has previously written to the Prime Minister welcoming this announcement and offering Barnet as a potential location. Council supports this and calls on the Chief Executive to write to the project board, established to progress this plan, to ask that full and proper consideration be given to locating the centre within the London Borough of Barnet.

The meeting finished at 10.06 pm



	AGENDA ITEM 11.1
	<p><b>Council</b></p> <p><b>20 October 2015</b></p>
<b>Title</b>	<b>Annual Report of the Audit Committee 2014/15</b>
<b>Report of</b>	Chairman of the Audit Committee
<b>Wards</b>	N/A
<b>Status</b>	Public
<b>Enclosures</b>	Appendix A - Annual Report of the Audit Committee 2014/15
<b>Officer Contact Details</b>	Clair Green, Assurance Assistant Director, <a href="mailto:clair.green@barnet.gov.uk">clair.green@barnet.gov.uk</a>

<b>Summary</b>
<p>The Constitution under Responsibility for Functions includes the following within the Audit Committee’s terms of reference: “The Audit Committee shall prepare a report to Full Council on an annual basis on its activity and effectiveness.”</p> <p>The attached Annual Report describes how the Audit Committee met its objectives as well as detailing the work of the Committee and the outcomes it achieved for 2014-15. It was approved by the Audit Committee on 30 July 2015.</p>

<b>Recommendations</b>
<b>1. That Council note the Annual Report of the Audit Committee for 2014-15.</b>

**1. WHY THIS REPORT IS NEEDED**

- 1.1 The Annual Report describes the work of the Committee and the outcomes it achieved for 2014-15.

## **2. REASONS FOR RECOMMENDATIONS**

- 2.1 It is a Constitutional requirement for the Audit Committee to present an Annual Report to full Council each year.

## **3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED**

- 3.1 None.

## **4. POST DECISION IMPLEMENTATION**

- 4.1 N/A

## **5. IMPLICATIONS OF DECISION**

### **5.1 Corporate Priorities and Performance**

- 5.2 The Audit Committee provides the Council with independent assurance and effective challenge and, therefore, the Committee is central to the provision of effective governance that supports delivery of all corporate priorities.

### **5.3 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

None in the context of this report.

### **5.4 Legal and Constitutional References**

- 5.5 Constitution, Responsibility for Functions, Annex A requires that the Audit Committee “shall prepare a report to Full Council on annual basis on its activity and effectiveness”.

### **5.6 Risk Management**

- 5.6.1 None in the context of this report

### **5.7 Equalities and Diversity**

- 5.7.1 None in the context of this report

### **5.8 Consultation and Engagement**

- 5.8.1 N/A

## **6. BACKGROUND PAPERS**

- 6.1.1 None

# Appendix A – Audit Committee Annual Report 2014/15

# Contents

1. Introduction and overview
2. Summary of Audit Committee outcomes during 2014-15
3. Conclusions
4. Appendix 1 – Planned and Unplanned Work
5. Appendix 2 – Annual Internal Audit Opinion
6. Appendix 3 – CAFT Annual Report

## 1. Introduction and Overview

Good corporate governance requires independent, effective assurance about both the adequacy of financial management and reporting, and the management of other processes required to achieve the organisation's corporate and service objectives. Good practice from the wider public sector indicates that these functions are best delivered by an independent audit committee. In this context, "independence" means that an audit committee should be independent from any other executive function. Further, the National Audit Office regards "well-functioning Audit Committees as key to helping organisations achieve good corporate governance".

It is important that local authorities have independent assurance about the mechanisms underpinning these aspects of governance.

Specifically:

- **independent assurance** of the adequacy of the control environment within the authority;
- **independent review** of the authority's financial and non-financial performance to the extent that it affects the authority's exposure to risk and weakens the control environment, and
- **assurance** that any issues arising from the process of drawing up, auditing and certifying the authority's annual accounts are properly dealt with and that appropriate accounting policies have been applied.

Effective audit committees can bring many benefits to local authorities and these benefits are described in CIPFA's *Audit Committees - Practical Guidance for Local Authorities* as:

- raising greater awareness of the need for internal control and the implementation of audit recommendations
- increasing public confidence in the objectivity and fairness of financial and other reporting;
- reinforcing the importance and independence of internal and external audit and any other similar review process (for example, providing a view on the Annual Governance Statement); and
- providing additional assurance through a process of independent and objective review.
- Effective internal control and the establishment of an audit committee can never eliminate the risks of serious fraud, misconduct or misrepresentation of the financial position. However, an audit committee:
  - **can give additional assurance through a process of independent and objective review**
  - **can raise awareness of the need for sound control and the implementation of recommendations by internal and external audit**

### **Audit Committee at Barnet**

The Constitution includes the terms of reference for the Audit Committee, defining its core functions. The terms of reference describes the purpose of the Audit Committee as:

*"to provide independent assurance of the adequacy of the risk management framework and the associated control environment, independent scrutiny of the authority's financial and non-financial performance to the extent that it affects the authority's exposure to risk and weakens the control environment, and to oversee the financial reporting process."*

In order to bring additional expertise from the sector and financial capability the Audit Committee also has two independent members.

In July the Audit Committee, appointed in June 2014, received training on the Role and Terms of reference of Audit Committee, the roles of Internal and External Audit, and the role of the Corporate Anti-Fraud Team (CAFT). A subsequent training session was held in March 2015 to update members on recent changes in the public sector relevant to the remit of the Committee, a Knowledge & Skills discussion of the key competencies needed in Audit Committee members, a Risk Management session and finally a session on 'Being Effective', which explored how the Audit Committee can add value to the organisation.

The Audit Committee has a work programme that has been drawn up to effectively discharge its responsibilities as defined by the terms of reference. The Committee relies upon independent, qualified professionals to provide assurance. Directors and Assistant Directors have been requested by the Audit Committee to support the process and to aid in the Committees effectiveness/understanding.

The Committee undertakes all of its meetings in the public domain. In addition, there have been no instances whereby items have been considered exempt. The Chairman during 2014-15 required senior officer attendance where there were high priority Audit recommendations and has encouraged public participation at the Audit Committee.

## **2. Summary of Audit Committee Outcomes during 2014-15**

During the financial year (April 2014 – March 2015) the Audit Committee has demonstrated a number of outcomes with a focus on delivering improvement to the organisation. The way in which these were implemented was as follows.

- Key controls and assurance mechanisms – The Committee relies upon information presented from qualified, independent and objective officers and external assurance providers. The key controls and assurance mechanisms are as described within the Annual Governance Statement. The Audit Committee is not a working group, it does not carry out the work itself, but relies on the assurance framework to bring significant issues to the Committee for discussion and make recommendations for the then Executive and officers to take forward. The Committee recognises that management are responsible for a sound control environment<sup>1</sup>.
- Improvement agenda – the Audit Committee is committed to improving shortfalls in the control environment, rather than apportioning blame. The Committee has been provided with assurances on high priority recommendations and the progress against these quarter by quarter. The Committee and its Chairman has asked that leading officers (Directors or Assistant Directors) come to the Audit Committee to explain any deficiencies and how they intend to action them. The important aspect that the Committee has been assessing each quarter is whether the direction of travel from one quarter to the next has been improving via recommendations having been implemented. This focus on improving the control environment through follow-up and discussion has made Delivery Units accountable for improvement. The number of high priority recommendations reduced this year from 42 in 2013-14 (22 Council and 20 Schools) to 35 in 2014-15 (24 Council and 11 Schools). 73% of high priority recommendations were confirmed as having been fully implemented within agreed timescales, and 25% were partly implemented. This has had a tangible impact and, along with a slight reduction in the percentage of Limited and No assurance audit reports being issued (19% in 2014/15 compared to 20% in 2013/14), has resulted in a 'Satisfactory' Annual Internal Audit Opinion for the third consecutive year.

<sup>1</sup>The control environment comprises the systems of governance, risk management and internal control

- Concerns from external and internal assurances – during the year the Committee has been presented with various reports regarding control weaknesses. Of those weaknesses identified the Committee has continued to follow up recommendations, particularly regarding Contract Management. After management of the Barnet Homes contract was given a “no” assurance rating in 2013-14 the Committee requested a review of the management of the Your Choice Barnet contract early in 2014-15, which led to a Limited Assurance audit report. Progress against the associated recommendations is being monitored by the Committee. Throughout the year the Committee has continued to challenge the assurances being received over the major contracts with Capita. Limited Assurance audit reports were issued over a number of the Key Financial Systems after the transfer from SAP to the Integra system. These were all followed up and recommendations confirmed as being implemented in advance of the external audit of the accounts for 2014-15. Serious weaknesses over People Management controls were identified in quarter 4 with a Limited assurance report over Pre-employment Checks. Progress against these recommendations will be reviewed by the Committee in 2015-16. Finally, in 2013-14 IT Access Controls and the SWIFT & Wisdom systems in use by the Adults & Communities service were given “no” assurance ratings; these were followed up by the Committee during 2014-15 and all recommendations due were confirmed as being implemented. A summary of the internal audit work completed during the year is included within the Annual Internal Audit Opinion at Appendix 2.
  
- Anti-Fraud – during the year the Corporate Anti-Fraud Team (CAFT) operated to a detailed anti-fraud strategy and annual plan which was approved by the Committee. This is the first year that Committee has received quarterly progress as well as an Annual report from CAFT which provide detailed summary on outcomes including preventative, proactive and reactive anti-fraud work undertaken. There has been consistent good work reported by CAFT in relation to benefit fraud, tenancy fraud and corporate fraud.  
In relation to tenancy fraud CAFT investigations resulted in 48 properties having had their tenancies ended, which means those properties are able to be re-let to those genuinely in need of housing assistance, 24 ‘Right to Buy’ applications were denied as a result of CAFT interventions preventing the loss of valuable council assets, and 2 homelessness applications were denied as a result of CAFT interventions. A summary of all the work completed during the year is included with the CAFT Annual Report at Appendix 3.
  
- Internal Audit, CAFT and Risk Management have a combined Annual Plan approved by Audit Committee which demonstrates their commitment to joint working, making the best use of resources and avoidance of duplication of effort. This also enables them to ensure that any control weakness identified through fraudulent activity are followed up with recommendations to strengthen the control environment and noted on the service risk registers.
  
- The Internal Audit, CAFT and Risk Management functions are organisationally independent from the Strategic Commissioning Board and other Council officers.
  
- Planned and unplanned work – The Committee has completed its work plan in accordance with its planned level of activity.

### **3. Conclusions**

The Committee feels that it has demonstrated that it has added value to the council’s overall governance framework.

During 2015-16 it continues to require senior officers to attend Committee meetings to aid in its understanding of the services and the issues identified through the audit process, but mostly to ensure that internal and external recommendations are given the priority required and implemented on a timely basis.

The Committee's focus will continue to be ensuring action is taken of internal control deficiencies and reviewing progress on a regular basis.



**Appendix 1 – Planned and Unplanned work**

**Detail Reports considered:**

Date	Reports
<b>29 April 2014</b>	Exception Recommendations and Internal Audit Progress Report – up 31 <sup>st</sup> March 2013
	Internal Audit and Anti-Fraud Strategy and Annual Plan and Risk Management Approach 2014-15
	External Audit Plan 2013-14
	Annual Report of the Corporate Anti-Fraud Team
	Risk Management Framework
	Group Accounts
	Audit Committee Work Programme 2014/15
<b>22 July 2014</b>	Annual Report of the Audit Committee 2013/14
	External Auditor's Report under International Standard on Auditing (ISA) 260 for the year 2013/14
	Annual Governance Statement 2013/14
	Internal Audit Annual Opinion
	Corporate Anti-Fraud Team Quarter 1 2014-15
	Internal Audit and Risk Management Quarter 1 2014-15 and Exceptions Recommendation report

Date	Reports
<b>29 July 2014</b>	External Auditor's Report under International Standard on Auditing (ISA) 260 for the year 2013/14
<b>6 November 2014</b>	Counter Fraud Framework Annual Review
	Internal Audit and Risk Management Quarter 2 2014-15 update and exceptions report
	Corporate Anti-Fraud Team Quarter 2 2014-15
	Quarterly Progress Reports - The External Auditors – verbal update
<b>January 2015</b>	Internal Audit and Risk Management Quarter 3 2014-15 update and exceptions report
	Corporate Anti-Fraud Team Quarter 3 2014-15
	Annual Audit Letter 2013/2014
	Grants Certification Work Report 2013/2014
	Quarterly Progress Reports - The External Auditors – verbal update



**Council  
20 October 2015**

<b>Title</b>	<b>Referral from Assets, Regeneration and Growth Committee – Land to the rear of 71 Holden Road</b>
<b>Report of</b>	Head of Governance
<b>Wards</b>	All
<b>Status</b>	Public
<b>Urgent</b>	No
<b>Key</b>	Yes
<b>Enclosures</b>	<p>Annex 1: Report to Assets, Regeneration and Growth Committee, 7 September 2015 (agenda item 7)</p> <p>Annex 2 – Appendix A to Report to Assets, Regeneration and Growth Committee, 7 September 2015</p> <p>Annex 3 – Appendix B to Report to Assets, Regeneration and Growth Committee, 7 September 2015</p> <p>Annex 4: Appendix C to Report to Assets, Regeneration and Growth Committee, 7 September 2015</p> <p>Annex 5: Appendix D to Report to Assets, Regeneration and Growth Committee, 7 September 2015</p> <p>Annex 6: Appendix E to Report to Assets, Regeneration and Growth Committee, 7 September 2015</p>
<b>Officer Contact Details</b>	Salar Rida, Governance Officer <a href="mailto:salar.rida@barnet.gov.uk">salar.rida@barnet.gov.uk</a> 020 8359 7113

**Summary**

Assets Regeneration and Growth, Agenda item 7 'Land to the rear of 71 Holden Road, North Finchley, N12 7DR' was referred up to Full Council by four members in accordance with the Constitution. The decisions taken by the Committee are set out below. Council is

requested to consider the recommendations and take a decision on them.

## **Recommendations**

### **That Council:**

- 1. Consider the objections received.**
- 2. Declare the land as surplus to the Council's requirements.**
- 3. Approve the granting of a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the public open space land at the rear of 71 Holden Road on a 150 year lease subject to planning, and a tree maintenance plan. A condition of the lease will be that the public are afforded access to the amenity land**
- 4. Delegate authority to the Chief Operating Officer in consultation with the Chairman of the Assets Regeneration and Growth Committee to negotiate and finalise the terms of the Lease including the 2 year call option**
- 5. That a Local Wildlife Group be consulted in the drawing up of the Woodland Management Plan**

### **1. WHY THIS REPORT IS NEEDED**

- 1.1 The Constitution allows a certain number of members to refer a matter on which a Committee has taken a decision to its parent body. At the meeting on 7<sup>th</sup> September 2015, the required number of members of the Assets, Regeneration and Growth Committee referred agenda item 7 up to the next meeting of Full Council.
- 1.2 The Assets, Regeneration and Growth Committee on 7<sup>th</sup> September 2015 considered agenda item 7 and the appendices to the report, pertaining to Land to the rear of 71 Holden Road, North Finchley, N12 7DR which included the representations of the public consultation.
- 1.3 The Chairman moved a motion to include a new recommendation 5 - that a Local Wildlife Group be consulted in the drawing up of the Woodland Management Plan. The motion was seconded. Having been put to the vote, the motion was declared carried.
- 1.4 Following discussion of the item, the Chairman moved to a vote on the recommendations. Votes were declared as follows:  
  
For: 5  
Against: 0  
Abstain: 4
- 1.5 Immediately following the vote Councillor Geof Cooke moved to refer the item to the next practicable meeting of Full Council. The reason given for the request to refer the item was that there had been a lot of opposition to the proposals and there was a need to ensure continuous public access. The referral was supported by: Councillor Nagus Narenthira, Councillor Pauline Coakley Webb and Councillor Philip Cohen.

- 1.6 As the Assets, Regeneration and Growth Committee immediately indicated after the decisions had been taken that they required the decision to be referred up, the procedures to be followed will be those set out in Paragraph 20 of Full Council Procedure Rules (Rules of Debate). For reports of Committees (including Overview and Scrutiny Committees), the Chairman of the relevant committee, or the Vice-Chairman in their absence, will move reception of the report and adoption of the recommendations. This report need not be seconded. The leader of each of the other groups, or another member of their group, will then have an opportunity to comment on the recommendation, and at the end of the time allowed the Mayor will bring this part of the debate to an end, whether or not all those entitled have spoken or completed their speeches.
- 1.7 The Community Leadership Sub-Committee on 15<sup>th</sup> October 2015 will be requested to make a decision on a received nomination to list the land to the rear of 71 Holden Road as an Asset of Community Value (ACV). The report to the Community Leadership Sub-Committee considers whether the nomination received meets the requirements of the statutory test for listing as an Asset of Community Value, by virtue of the Localism Act 2011. If the asset is listed as an ACV, a full Council decision to dispose of the land will trigger a six week moratorium period in which no sale can happen and the nominating group or another community group can register an interest in bidding for the land. If no person or group registers an interest during that period, the Council's decision will stand and the two year call option to HGS Properties to purchase the public open space land will be granted. If however, a person or group does register an interest within the six week period, the full six month moratorium period is triggered, during which time the land can't be sold to anyone whilst bids are submitted. At the end of the six month moratorium the Council must consider all bids and make a decision to sell based on a best value assessment.

## **2. REASONS FOR RECOMMENDATIONS**

- 2.1 As set out in the substantive report.

## **3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED**

- 3.1 As set out in the substantive report.

## **4. POST DECISION IMPLEMENTATION**

- 4.1 As set out in the substantive report.

## **5. IMPLICATIONS OF DECISION**

### **5.1 Corporate Priorities and Performance**

- 5.1.1 As set out in the substantive report.

### **5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

5.2.1 As set out in the substantive report.

### 5.3 **Social Value**

5.3.1 As set out in the substantive report.

### 5.4 **Legal and Constitutional References**

5.4.1 Constitution, Responsibility for Functions, Paragraph 6, Members Rights to Refer Matters to Parent Body – states that “A specified number of Members of a Committee or Sub-Committee may require that any decision of the Committee or Sub-Committee is referred up to the next practicable meeting of Full Council or the relevant Committee to which the Committee or Sub-Committee reports, by indicating immediately after the decision is taken that they require the decision to be referred up. The report to Full Council or the relevant Committee to which the Committee or Sub-Committee reports on the referral shall set out the reasons given for the referral.” Paragraph 6.3 of Responsibility for Functions specifies that the number of members required to support a referral from Assets Regeneration and Growth Committee is four.

5.4.2 Constitution, Full Council Procedure Rules, Paragraphs 20 and 21- Rules of Debate and Time for Debate.

### 5.5 **Risk Management**

5.5.1 As set out in the substantive report.

### 5.6 **Equalities and Diversity**

5.5.1 As set out in the substantive report.


### 5.7 **Consultation and Engagement**

5.7.1 None

## 6. **BACKGROUND PAPERS**

6.1 Assets, Regeneration and Growth Committee, 7<sup>th</sup> September 2015, Agenda Item 1 – ‘Minutes of the last meeting’  
<http://barnet.moderngov.co.uk/documents/g8310/Printed%20minutes%2007th-Sep-2015%2019.00%20Assets%20Regeneration%20and%20Growth%20Committee.pdf?T=1>

6.2 Community Leadership Sub-Committee, 15<sup>th</sup> October 2015, Agenda Item 7 ‘Nomination of land to the rear of Holden Road as an Asset of Community Value’  
<http://barnet.moderngov.co.uk/ieListDocuments.aspx?CId=752&MId=8516&Ver=4>

	<p><b>Assets Growth and Regeneration Committee</b></p> <p><b>07<sup>th</sup> September 2015</b></p>
<p><b>Title</b></p>	<p><b>Land to the rear of 71 Holden Road, North Finchley, N12 7DR</b></p>
<p><b>Report of</b></p>	<p>Chief Operating Officer</p>
<p><b>Wards</b></p>	<p>Totteridge</p>
<p><b>Status</b></p>	<p>Public</p>
<p><b>Urgent</b></p>	<p>No</p>
<p><b>Key</b></p>	<p>Yes</p>
<p><b>Enclosures</b></p>	<p>Appendix A - Representations                  Appendix B - Summary of most frequently asked questions                  Appendix C – Fact sheet summary                  Appendix D – Councillors queries                  Appendix E - Plan</p>
<p><b>Officer Contact Details</b></p>	<p>Chris Smith – Head of Estates  <a href="mailto:Chris.Smith@barnet.gov.uk">Chris.Smith@barnet.gov.uk</a>                  Glenn Miller – Director of Estates and Valuation  <a href="mailto:Glenn.Miller2@capita.co.uk">Glenn.Miller2@capita.co.uk</a>                  Jeremy McDermott– Registered Valuer  <a href="mailto:Jeremy.McDermott@barnet.gov.uk">Jeremy.McDermott@barnet.gov.uk</a></p>
<p><b>Summary</b></p>	
<p>On the 15<sup>th</sup> of December 2014, the Assets Growth and Regeneration Committee (ARG) considered and approved a decision relating to the disposal of the rear of 71 Holden Road North Finchley N12 7DR on a long lease subject to planning, a tree maintenance plan and advertising in the local paper.</p> <p>As a result of statutory public open space public consultation and advertising under Sec 123 (2A) of the Local Government Act 1972, representations have now been received and are reported to herein in the report which is being brought to the Committee for consideration. (See appendix A)</p> <p>The Committee is now requested to consider the representations of the public consultation and to ratify the Committee’s decision of the 15<sup>th</sup> of December.</p>	

## Recommendations

### That the committee

1. Consider the objections received.
2. Declare the land as surplus to the Council's requirements.
3. Approve the granting of a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the public open space land at the rear of 71 Holden Road on a 150 year lease subject to planning, and a tree maintenance plan. A condition of the lease will be that the public are afforded access to the amenity land
4. Delegate authority to the Chief Operating Officer in consultation with the Chairman of the Assets Regeneration and Growth Committee to negotiate and finalise the terms of the Lease including the 2 year call option

### 1. WHY THIS REPORT IS NEEDED

- 1.1 This report is required to consider the representations and objections received following advertising under Sec 123 (2A) of the Local Government Act 1972.

### 2. REASONS FOR RECOMMENDATIONS

- 2.1 Following the meeting of the 15<sup>th</sup> of December 2014 Public consultation was undertaken under section 123(2) of the Local Government act 1972.
- 2.2 The Council received 63 objections predominantly relating to the opposition to the disposal of the land which are detailed in (Appendix A)
- 2.3 Officers provided responses by way of answers to their specific questions and a summary of the frequently asked questions was also provided and is attached in (Appendix B). The answers supplied have mitigated these objections and explained how the Public will benefit from the proposed disposal.
- 2.4 There is also a clause in the prospective lease that the land will remain accessible to the public.
- 2.5 The disposal by means of a long lease ensures that the Council retains limited control over the future of the site and preserves the visual impact of the woodland. This evidenced by previous transactions such as:
  - Noah's Ark Hospice Byng Road - A long lease was granted for 125 years from July 2010 for the land to managed by the wildlife trust.
  - Land at the rear of 258 -280 Long Lane Finchley N3 2RN (Long Lane Pastures) - A twenty five year lease as a nature reserve
  - Former disused railway line Bunns lane & Deans Lane - A twenty five year term granted from 1988
  - Totteridge fields - A twenty five year term was granted from January 2002 to manage as a nature reserve.



- Oakhill Woods - A five year licence was granted effective from April 1999 thereby on a year to year basis thereafter.

### **3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED**

- 3.1 Retaining the site will incur a continuing maintenance liability or further deterioration would occur. The opportunity presented to the Council allowed a disposal to take place with the Council still retaining control by way of a long lease.
- 3.2 **Selling the freehold interest in the land.** This was rejected because it is essential that the council retain reasonable control over the on-going use of the land, which giving up the freehold would not provide
- 3.3 **Purchasing a right of way from the developer to provide access from Holden Road.** This was rejected because it would mean the council would incur continuing maintenance liability in addition to the premium for securing a right of way.
- 3.4 **Fording the brook or constructing a bridge.** Providing a bridge would provide access for maintenance at a cost, which would be substantial in relation to its potential use. We also looked at the complexities of this and there are a number of obstacles to be overcome principally regarding rights of way. No maintenance had been carried out and the woodland is in a neglected state. The most economical solution is to dispose of the site by way of a long lease.
- 3.5 **Advertising the land in the Open Market.** The value of the land will only be achieved by developing the frontage land. In addition it is not that easily accessible except through the frontage site which is trespassing or fording the brook. Therefore the disposal of the land would be of limited interest except to a special purchaser.

### **4. POST DECISION IMPLEMENTATION**

- 4.1 HB Public Law to draft the option agreement.
- 4.2 Agree a tree maintenance plan for the site and public access and right of way over the land
- 4.3 Monitoring the planning application for the development of No. 71 Holden Road.
- 4.4 Monitoring the lease to ensure covenants and the maintenance plan are carried out by the tenant.

### **5. IMPLICATIONS OF DECISION**

- 5.1 **Corporate Priorities and Performance**

- 5.1.1 The Council's Corporate Plan 2015-20 states that the Council, working with local, regional and national partners, will strive to ensure that Barnet is a place:
- Of opportunity, where people can further their quality of life
  - Where people are helped to help themselves, recognising that prevention is better than cure
  - Where responsibility is shared, fairly and
  - where services are delivered efficiently to get value for money for the taxpayer.

5.1.2 Disposing of this land by way of a long lease will help meet these objectives by obtaining a significant capital receipt and improving the access rights and maintenance of a largely inaccessible parcel of amenity land.

## 5.2 **Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

5.2.1 Following the acceptance of the Council's proposal there is a significant financial contribution for the leasehold disposal of the Public Open Space site as previously detailed in the exempt report.

## 5.3 **Social Value**

5.3.1 There are a number of benefits from the proposal:

- A condition of the 150 year lease will protect the area from development and removes the liability of the land from the (LBB) and hence the rate payers.
- The land will be managed through an agreed Woodland Management Plan to improve its ecological contribution including clearing brambles, putting up signs, bat and bird boxes.. This would be part of the Section 106 Planning Agreement.
- The Council will be given a right of access to the remaining woodland which they currently have no access rights.
- At pre-application stage, it was agreed that the following would be sought through the Section 106 process, acknowledging also that a Capital infrastructure payment would be substantial as a result of this development:
- Affordable housing provision, either on site, off site or in the form of a commuted payment and a contribution towards employment and training

## 5.4 **Legal and Constitutional References**

5.4.1 Local authorities are given powers under Section 123(1) of the Local Government Act 1972 (as amended) to dispose of land held by them in any manner they wish. The proposed sale will be at market value to the adjoining owner who is a special purchaser as he controls access to the Council's land.

5.4.2 Legal Services commented upon the contents of the Official Copy of Title and information collated from the Council's deeds. The Mayor and Burgesses of the London Borough of Barnet possess the Freehold Title of the Land with Title Absolute and the title does not stipulate how the land should be held nor is there any fetter on the Council's power to dispose (other than complying with the requirements of sec 123 LGA 1972 which has now been undertaken)

5.4.3 Council Constitution, Responsibility for Functions, Annex A – The Assets, Regeneration and Growth Committee has responsibility for "Asset Management – all matters relating to land and buildings owned, rented or proposed to be acquired or disposed of by the Council.

5.4.4 The Council Constitution, The Management of Asset, Property and Land Rules, Appendix 1, Table A sets out the authorisation thresholds and requires the disposal of an asset to be authorised by the Assets Growth and Regeneration Committee.

## 5.5 Risk Management

5.5.1 There are no risks in granting an option to sell the leasehold interest in the land for a period of two years as the risks will occur during the option period.

5.5.2 The risk that impact on the corporate plan is obtaining satisfactory planning outcome.

5.5.3 The main condition of the option is obtaining satisfactory planning consent on the adjoining site and if this is not granted the sale will not proceed. This is a financial project risk, which will terminate the activity

## 5.6 Equalities and Diversity

5.6.1 The 2010 Equality Act outlines the provisions of the Public Sector Equalities Duty which requires Public Bodies **to have due regard** to the need to:

- Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Equality Act 2010
- Advance equality of opportunity between people from different groups.
- Foster good relations between people from different groups.

5.6.2 This will be done at design concept and prior to build by assessing the impact of our actions on different groups in Barnet including those identified in equality legislation as protected characteristics, namely: age, disability, gender, gender reassignment marriage, civil partnership, pregnancy, maternity, sexual orientation, religion or belief

## 5.7 Consultation and Engagement

5.7.1 The matter went to public consultation and representations are included in Appendix A. Councillors have also been afforded the opportunity to visit the site at a predetermined date and case workers will be available to answer any queries they may have.

## 5.8 Insight

5.8.1 As stated previously the matter went to public consultation and the representations are included in Appendix A. We also have summarised the main body of the representations into six standard question and answers which are also enclosed in appendix B and a fact sheet in Appendix C. In addition Councillors were also consulted (see Appendix D)

## 6. BACKGROUND PAPERS

6.1 Assets Growth and Regeneration report of the 15<sup>th</sup> December 2014: <https://barnet.moderngov.co.uk/documents/s19829/ARG%20Public%20Report%2071%20Holden%20Road%20-%20Publish.pdf>

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Faith Mwende  
Committee Clerk  
London Borough of Barnet  
North London Business Park  
Oakleigh Road South  
London N11 1NP

5/8/15

Dear Ms Mwende


**Metropolitan Open Land to the rear of Brookdene, 71 Holden Road**

Though I now live in Golders Green I was brought up in Finchley and still go there regularly. I was surprised to learn that the land between Brookdene and the Dollis Brook is to be sold on a long lease to a developer. I understand the land is Metropolitan Open Land and Site of Interest for Nature Conservation. The paths worn through the undergrowth show that local people do use the area, accessing it using the stepping stones across the stream. As a Barnet resident, I would object to our Metropolitan Open Land being sold off so that an attractive spot currently open to the public becomes part of private development.

One additional point I would make is that access to the area could be improved cheaply and easily with larger flatter stepping stones.

Yours sincerely

Charles Harvey



1 August, 2015

Ms Faith Mwendu  
Members Room  
Hendon town Hall  
London NW4 4AX

Dear Ms Mwendu

**Land to the rear of 71 Holden Road, adjoining Dollis Brook**

A thoughtful neighbour of mine has brought to my attention the fact that Barnet Council is proposing to lease the above land to a property developer. I am writing to raise my serious objections to this proposal.

One of the main reasons why I moved into the Woodside Park area 35 years ago was the natural beauty and green spaces which are available for residents here. The land in question is publicly owned and is certainly not derelict nor is it unappreciated by local residents. In fact my neighbours and I think of it not just as "land to the rear of 71 Holden Road" but as a nature reserve, the Brookdene Nature Reserve.

This unspoilt and beautiful area is a haven for many kinds of wildlife and should rightly be preserved for the enjoyment of future generations. The land is easily accessible and I have often taken my grandchildren there to appreciate its beauty.

I urge you and your fellow Councillors to visit the area to appreciate that it would be a very retrograde step to spoil it by allowing the construction of housing or other property.

Please convey my reservations to Barnet Council. I would also appreciate it if you could acknowledge receipt of this letter by email or letter.

Yours sincerely



Dr R C Raichura

**McDermott, Jeremy**

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**From:** Neil Watson [REDACTED]  
**Sent:** 10 August 2015 17:58  
**To:** Mwende, Faith  
**Subject:** holden road development

I am concerned at the proposed change of usage of Brookdene open space and hope the councils present policies on biodiversity will be upheld. Neil Watson [REDACTED]

# THE FINCHLEY SOCIETY

Derek Warren

10th August 2015

To The Assets, Growth and Regeneration Committee, London Borough of Barnet.

Land behind Brookdene, that used to be 71 Holden Road, N 12.

The Dollis brook, together with the land either side, is a wonderful Green Corridor running through the Borough, and it is essential to retain as much of this as possible, especially as there is so much pressure on the Green Belt. We are extremely lucky to have areas of grassland and trees, but there is little woodland such as the area behind Brookdene.

This section by the brook contains some fine mature trees including oak, ash, alder, yew, sycamore, larch, together with much undergrowth, resulting in a haven for a great variety of wildlife. We would therefore be unhappy to see it go out of the Council's control.

At a recent visit a sparrowhawk kept returning to feed its young, and the cuckoo pint was showing its bright red berries. But unfortunately there is a patch of Japanese knotweed.

There are well worn paths and it is a pity that the Council have never incorporated this area into the Brook Side Walk, or made it into a small nature reserve.

We do feel strongly that the area must never be built on, or be taken out of the control of Barnet Council.

*Derek Warren*, for the Environment & Transport Committee.

By email to Faith Mwende, Cllr. D Thomas, and Cllr. R Cornelius.



David Jones [REDACTED]

5 August 2015 13:52

To: f.mwende@barnet.gov.uk

Sale by lease of land on east bank of Dollis Brook(rear of 71 Holden Road)

Dear Ms Mwende,

It has been brought to my attention that there is an area of green land to the rear of 71 Holden Road ,which some call Brookdene Nature Reserve,which the Council may sell to a developer on a long lease. This sale would deprive the community of the amenity of this green site. Since this is an unspoilt site ,accessible at present to the public,it would be unforgivable for this to be sectioned off as part of a property development.

As a long standing resident of this area I would like to record my objection to this course of action by the council.

Yours Sincerely

D G Jones  
[REDACTED]

(  
THEY TO E-MAIL ABOVE BUT E-MAIL FAILED)  
SO HERE WITH HARD COPY.



11<sup>th</sup> Aug. 2015

Members of the LLB Assets, Growth & Regeneration Committee

Dear Members

Brookdene Nature Reserve

I have only once visited this very valuable little nature reserve but I am horrified to learn that it is under threat of destruction to provide a quick profit for developers. Any development is not likely to ease the housing crisis as the government has not seen fit to ban developers from selling their new properties abroad.

Of course you will know that, as Britain's population grows, habitat for what remains of our wildlife is dwindling fast so it is important that each little pocket that remains is protected. Dollis Brook, mostly very shallow with its stepping stone crossing is a delight for children & an essential life-sustainer for wildlife. The trees provide nest-sites, food & shelter for birds, mammals & insects.

Please visit this place before you make any decisions about it.

Yours sincerely,



Wendy Reynolds

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**From:** Frances [REDACTED]  
**Sent:** 13 August 2015 14:13  
**To:** Mwende, Faith  
**Subject:** unspoilt green land to the rear of 71 Holden Rd that backs onto Dollis Brook-Brookdene

[REDACTED]

Dear Ms Mwende

I have learned that the above is to be disposed of as surplus to requirements.

It would be an absolute shame to dispose of unspoilt woodland of this nature and I would like to register my opposition to this plan as a council tax payer and a member of West Finchley Residents Association.

yours sincerely  
Frances Fogarty



This email has been checked for viruses by Avast antivirus software.  
[www.avast.com](http://www.avast.com)

## McDermott, Jeremy

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**From:** Marilyn Lee [REDACTED]  
**Sent:** 13 August 2015 19:29  
**To:** Mwende, Faith  
**Subject:** PUBLIC SPACE UNDER THREAT land behind 71 Holden Road

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Committee Clerk, Faith Mwende

Dear Faith Mwende

I am on the committee of the West Finchley Residents Association, but I am writing this as an individual. The WFRA is aware as the Chairman attended the exhibition of the plans for this redevelopment of the whole of the land to the rear of 71 Holden Road (primarily the existing maisonettes) some three weeks ago. The WFRA were told by Peter Pickering that the Council's Assets and Resources Committee will be deliberating in September on granting a long lease of this parcel of land to the developers and that there is no planning application yet, but who knows. However I would like to show my support with the fight against the so called 'Nature Reserve' which I believe is a way of building 43 housing units behind 71 Holden Road!

I am opposed to this development because it is a development. The area as you have rightly said is a natural place for wildlife. The walks along the brook are a delight. There was a fear that when the path was repaired and made easier for people to walk along that the wildlife would be disturbed but as nature is wonderful the birds etc have returned.

The idea that there will be 43 housing units horrifies me too which to me smells of a developer making money. We have already been duped by the development on Nether Street, Fursby House with the '2 houses' built on the front. We have now found out that they are infact 7 flats. I believe the owners/developers never informed any of the neighbours and I think did not get planning permission. Therefore I am very suspicious of this so called 'Nature Reserve'.

Yours

Marilyn Lee

Cllr David Thomas

Chair

Assets, Growth and Regeneration Committee

London Borough of Barnet

13 August 2015

Dear Sir,

**Planning Ref 15/04857/FUL: Area to rear of 71 Holden Road (Brookdene Nature Reserve)**

I wish to object to the proposal to dispose of this woodland area through a long lease in order to facilitate the construction of up to 43 dwellings by a developer.

As a local resident I believe this development will be highly detrimental to the people and environment of West Finchley and Woodside Park.

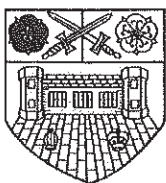
The specific grounds for my objection are:

**The development will have an adverse effect on nature conservation and result in the loss of well-established trees** in the Woodside Park and West Finchley areas. There are relatively few mature woodlands of this kind in the local area and its destruction and/or incorporation into a housing development will deprive local people of access to green space and increase the urbanisation of the area. There are important environmental and health benefits to be gained from preserving precious woodland oases in suburban and urban areas which the Council should take full account of.

**The adverse effect it will have on a conservation area:** the site is designated as a site of interest for nature conservation. Its value for nature conservation will be greatly diminished or destroyed by the construction of housing on the site and the loss of the open and wild nature of the existing woods. Its development will reduce the range of habitats available to birds and other wildlife. I understand that the site is also designated as Metropolitan Open Land and should not therefore be subject to this type of intensive development.

The proposed **development of this site is not appropriate for the local area:** the woodland forms an important part of the Green Valley route along Dollis Brook, a route which has recently received significant investment from the Mayor of London's fund. It is therefore highly contradictory to undermine what has recently been achieved along the Dollis Brook Valley greenspace by allowing intensive housing to be built in place of riverside woodland.

For the same reasons an intensive residential development of this scale will have **an adverse effect on the surrounding area and on adjoining neighbours.** It will fundamentally alter the attractive landscaping of the Dollis Brook valley and the amenity value of this landscape to local residents.



# The Barnet Society

*Campaigning for a better Barnet*

Faith Mwende  
Governance Officer  
Assurance Group  
London Borough of Barnet  
North London Business Park  
Oakleigh Road South  
London N11 1NP

13 August 2015

Dear Faith Mwende,

**Land to rear of 71 Holden Road, North Finchley  
(aka Brookdene Nature Reserve, Dollis Brook)**

The Barnet Society is extremely concerned about Barnet Council's proposal to grant a 150-year lease to the developer of 71 Holden Road. Although the site is outside our normal area of interest, it would set a precedent that could jeopardise many others in Barnet.

The land in question is a vital link in the chain of Sites of Local Importance for Nature Conservation along the Dollis Brook, part of a remarkable thread of greenery extending most of the length of the Borough. It is an indispensable wildlife corridor, and a source of pleasure and well-being to residents and visitors out of all proportion to its slender width.

The Dollis Valley is one of the green spaces that are among Barnet's most distinctive features. As pressure to build inexorably increases, so will their value to residents. Our descendants would be amazed and unforgiving if we sold, relinquished control of, or failed to maintain such irreplaceable assets.

We object strongly to the principle of transferring public assets to private ownership to the exclusion of the public, however short the lease. We would only be prepared to consider such a course if the net benefit to Barnet residents of sale to a responsible body could be clearly demonstrated. However no such case has been made.

The Brookdene site deserves proper protection and management, and to be made more – not less – publicly accessible. The public interest would only be truly served if it were made an integral part of the Dollis Valley Walk, policies to which Barnet Council is already committed (UDP: GBEnv4, enhancing Special Areas and O12, Green Chains). These are incompatible with private ownership, and we therefore oppose the proposal as it stands.

Founded in 1945, The Barnet Society campaigns for improvements to the environment of Chipping Barnet and surrounding areas and for protection of the Green Belt

President: Aubrey Rose CBE Vice Presidents: Jenny Remfry Robin Marson David Lee  
Chair: Nick Jones Vice Chair Gail Laser Hon Treasurer: Penny Dye

Post: 28 The Drive, Barnet, Herts EN5 4JQ E: [info@barnetsociety.org.uk](mailto:info@barnetsociety.org.uk) W: [www.barnetsociety.org.uk](http://www.barnetsociety.org.uk)

## McDermott, Jeremy

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**From:** McDermott, Jeremy  
**Sent:** 11 August 2015 17:25  
**To:** CoakleyWebb, Cllr Pauline  
**Cc:** Members Enquiries; Kerrison, Rita; 'glenn.miller2@capita.co.uk'  
**Subject:** FW: Land to the rear of 71 Holden Road North Finchley N12 7DR  
**Attachments:** No. 24300 Land to the rear of 71 Holden Road Title Search Compliant.pdf; Holden Road.xlsx

Cllr.P.Coakley Webb

In response to your queries please see below.

Trusting the above is in order.

**Jeremy McDermott BSc MRICS**  
**Valuer - Barnet Estates**  
**CAPITA Customer and Support Group**

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**My understanding is that the western part of the site does have SINC status , could you please confirm ?**

That is correct Please find the maps attached which show the area designated as a SINC coloured green and the area of land proposed to be leased edged in red

**Why was SINC status not in the report to ARG?**

As SINC status relates to a small area of land bordering the brook to the West of the site and the land is to be kept in its existing use and condition, with the benefit of a management plan, SINC status is not expected to be affected. It was therefore not identified as a reason not to proceed with the lease. The report to ARG currently being prepared will include an explanation of the SINC designation and boundary.

**It is correct that the west side of the site is MOL with SINC status whereas the eastern section has no status?**

The western part of the plot adjacent to Dollis Brook is Metropolitan Open Land (MOL) with SINC status and our understanding is the eastern side has no such status

**Could I please have the total number of objections received?**

44 objections were received immediately following the statutory advertising of the committee decision and a further 11 have been received since, all of which will be provided to the committee.

**Following last weeks meeting of the Assets and Capital board on 30th July, could you please let me know when the minutes will be available and those of any meetings held since January this year?**

We would advise that as ACB is not a decision making board but a meeting where senior officers have the opportunity to discuss their input into the recommendations that are intended to be taken to the ARG committee, minutes are not usually circulated outside the attendees. We should be in a position to release the minutes shortly

**Is the draft report on this item, due to go to ARG on 7th Sept, available and what will be the officer recommendation?**

The draft is not currently available but will be distributed to Governance for publication on the 19<sup>th</sup> of August. Members consideration will be shortly after that. As the report is directed only to the consideration of objections received it will not include an officers recommendation. Additionally it is not intended to re state all of the information provided as part of the original committee submission, a copy of which will be attached for information. Please advise if you would like a copy.

**Why is it going back to ARG?**

The purpose of the referral of this matter back to ARG is for consideration of representations and will include all objections received.

**Will there be a report back on the consultation and will details of the objections be included?**

Yes and as above

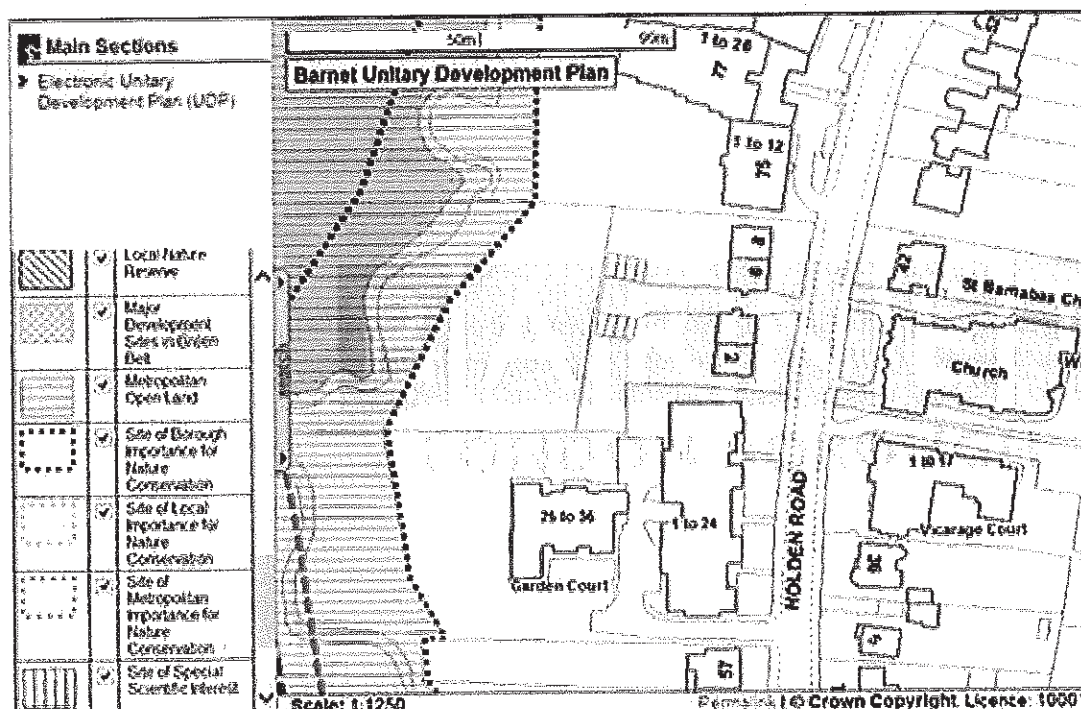
**On planning could you please tell me the ratio of new build to amenity space i.e. Would the developer be able to build, as per the plans, without any extra space?**

The site area to the east of the vertical dividing line and forming the built up area of the site is approximately 2250sq.m. Approximately 1920sq.m is built up. This leaves peripheral communal space at ground floor level. However, there are communal areas and terraces at upper floor levels which contribute to provide the formal amenity space for the development.

The planning statement for the application states that each unit has private amenity space either in balconies, enclosed gardens or roof terraces to meet or exceed the requirements of the local plan. There would also be three communal areas one of which would include children’s play space. The scheme would have approximately 156sq.m of communal space. The scheme is not reliant on the woodlands to make up the numbers for communal space as far as I am aware, however, it is an asset for future residents.

**If the western side of the site was retained as MOL with SINC status and the eastern side only used by the developer for amenity space would this have any impact on the current new build plans.**

The boundaries of the Eastern part of the site designated as MOL with SINC status are not sufficiently clear to enable accurate measurement without a comprehensive land survey however





Above is an excerpt from the proposals map for the Barnet Local Plan. The site is one directly opposite the church (behind the A, R and N for Barnet).

This shows the application site on the left hand (western) side of Holden Road. At the rear of the red line site are two designations:

Green: Metropolitan Open Land

Black dots: SINC (Site of Importance for nature conservation).

I can confirm that the extent of the red line site is as per the vertical red line site on the plan above. So it is clear that the actual development site is set a substantial distance away from both these designations.

These designations would not affect the development footprint or the basement car park.

#### **Have any discussions taken place as to what would be included in a S106 agreement?**

At pre-application stage, it was agreed that the following would be sought through the Section 106 process, acknowledging also that a CiL payment would be substantial as a result of this development:

Affordable housing provision, either on site, off site or in the form of a commuted payment

A contribution towards employment and training

A Woodlands Management Plan

A Travel Plan

Contributions to the green walk.

Depending on the considerations of highways officers, any highway modifications that may be necessary to contribute to safe access and highway effectiveness.

#### **Re 6e below. This didn't answer my question.**

#### **If the developer has a lease on the land will the public be barred from accessing it ?**

There will be no change to the public access rights however as was stated in the original report to committee the site is bounded on three sides by private ownership and the brook to the rear and public access is restricted.

The documentation submitted with the application indicates that it is an objective of the developer to facilitate both communal access from the development to the woodland area and also wider access from other members of the public. Access is currently gained by walking through the brook, but an access across the river through a new bridge would be sought. It is likely that members of the general public would access this site not through the development but from the west using the Dollis Valley Greenwalk


#### **When does council expect plans to be submitted?**

The application has been submitted. This took place late on 31 July. The application was registered on 3 August. There is a 13 week expiry date of 2 November. The applicants have entered into a planning performance agreement with the Council and the aim is to take the application to committee on 28 October with completion of the Section 106 agreement on or by 11 November.

The application is currently out for consultation internally and externally.

**Jeremy McDermott BSc MRICS**  
**Valuer - Barnet Estates**  
**CAPITA Customer and Support Group**

London Borough of Barnet,  
North London Business Park, Oakleigh Road South, London N11 1NP  
Tel: 020 8359 7925 ; Mobile: 07824350808 ; Fax: 0870 889 7450  
Barnet Online: [www.barnet.gov.uk](http://www.barnet.gov.uk)

 Please consider the environment - do you really need to print this email

**From:** Mary O'Connor [REDACTED]  
**Sent:** 05 August 2015 13:14  
**To:** McDermott, Jeremy  
**Subject:** Re: FW: Woodland Area, to the Rear of Brookdene 71 Holden Road London N12 7DR

Dear Mr McDermott,

\* Thank-you for your email. Can I please speak at the 7th September Assets and Regeneration Committee Meeting? If so, can you inform me of the conditions?

Can you clarify some points in your email and the attachment for me please? For emphasis I have added bold and underline to some quotes.

1. In 1) of your email, it is stated that "Subject to statutory open space consultation, the Committee **has** approved the granting of a two year call option to purchase the public open space at the rear of 71 Holden Road on a 150 year lease subject to planning. The public are **not excluded** but the land is land locked and access can only be gained through the brook."
  1. I find the wording confusing. Has the two year call option already been granted and if so has a deposit been paid?
  2. If it has been granted, who granted this and when? Can I have a copy of the Options Agreement?
  3. If the lease is granted, will not the lessee be able to exclude the general public as is the case with other Barnet Council land that is leased to various organisations?
2. If the two year call option has already been granted, what protection of the woodland is provided during this time? Who is responsible for maintenance during this time? Much of the value of the woodland by nature is the ground cover - how will this be maintained during the two-year option? During the two-year option who is responsible for things like the Environment Agency requirements as the site goes to Dollis Brook? Can I have a copy of the Woodland Management Plan?
3. In the "Frequently asked questions" attachment, it states "The Council will be given a right of access to the remaining woodland which they **currently have no access rights**". In the introduction it states that the land is owned freehold by the Council. How does this not give the Council access rights? And by the Council having a right of access, does that include the residents of Barnet? Why refer to the "remaining" woodland. Is it to be reduced in size?
4. Who are the members and what is the purpose of the Assets and Capital Board? I have attempted to find the composition of this board on the Barnet Council website but can find no mention of its purpose or members. Is there a founding document or constitution that I can read?
5. As the Assets and Capital Bond meeting of 30th July 2015 has now been can I have a copy of the minutes or if these are not available yet, when they are? If the minutes are not yet available, what was the outcome of them considering the representations?
6. What is meant by the Assets and Capital Board "will then be requested to consider the representations and confirm it is in order to present to (ARG) on the 7th of September."? Are the Assets and Capital Board going to make representations to the Assets and Regeneration Committee?
7. "There **will be a statutory public open space consultation**; however the Committee has approved the granting of a two year call option to purchase the public open space at the rear of 71 Holden Road on a 150 year Lease which is subject to planning." There **has been** a public notice and representations. But this statement says there **will be** a statutory public open space consultation. Can you advise me of when in the future this will be and what form it will take?
8. It states the public are not excluded from the area. This is the present - if the lease is agreed, then does the lessee then have the right to exclude the general public? "A condition of the 150 year lease

which is to be granted will protect the area from ANY development. No development will take place." Is erecting a fence on the land to prevent public access development?

I continue to be very concerned at Barnet Council's actions with regard to this woodland so I would appreciate a reply as soon as possible.

Regards,

Mary

**McDermott, Jeremy**

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**From:** Michelle Romm [REDACTED]  
**Sent:** 15 August 2015 19:54  
**To:** Mwende, Faith  
**Subject:** Fwd: Objection 71 Holden rd n12

Sent from my iPhone

Begin forwarded message:

**From:** Michelle Romm [REDACTED]  
**Date:** 15 August 2015 19:52:39 BST  
**To:** "[cllr.d.thomas@barnet.gov.uk](mailto:cllr.d.thomas@barnet.gov.uk)" <[cllr.d.thomas@barnet.gov.uk](mailto:cllr.d.thomas@barnet.gov.uk)>, "[faith.mwende@barnet.gov.uk](mailto:faith.mwende@barnet.gov.uk)" <[faith.mwende@barnet.gov.uk](mailto:faith.mwende@barnet.gov.uk)>  
**Subject:** **Objection 71 Holden rd n12**

To whom it may concern,

Re: Development to the rear of 71 Holden Road N12

We most strongly object to the proposed building development on land of natural beauty to the rear of 71 Holden Road N12 adjacent to Dollis Brook. My family and I have enjoyed walking through this unspoilt woodland area on a regular basis and southwards following the Brook alongside Brent Way and Finchley Golf Course. There is absolutely no doubt that new buildings on the proposed site will be a total blight to the whole area.

It is also of deep concern, not only to us, but our neighbours in Brent Way that should planning permission be granted for the above development, a precedent will be set for the council to approve future development plans along the whole of Dollis Brook. This project is totally unacceptable to all residents and children living in Brent Way.

One of the main reasons why my husband and I moved to this particular area along with other families and their children, is the existence of the delightful open spaces that surround our property. We sincerely hope that planning permission will not be granted as it is detrimental to the whole area.

Yours sincerely,

Michelle and Ben Shasha  
[REDACTED]

## McDermott, Jeremy

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**From:** Linda Farley [REDACTED]  
**Sent:** 15 August 2015 20:24  
**To:** Mwende, Faith  
**Subject:** Fw: Assests, Growth and Regeneration Committee. Land to rear of 71 Holden Road, N12

Dear Faith,

I originally sent this message on Thursday 13 August, but it did not reach you as I had the wrong e-mail address for you. The Councillors did receive the message I think. Please accept this message now and include it in the papers for the Assests, Growth and Regeneration Committee.

Thank-you,

Linda Farley

On Thursday, 13 August 2015, 21:45, Linda Farley [REDACTED]

I am writing to ask you not to agree to the disposal of the public open space behind 71 Holden Road which currently comprises a lovely resource for Barnet residents who prize the natural world and access to green and tranquil places.

I am a Barnet resident who enjoys the green spaces in the borough and values especially the unspoilt, more natural areas. Many of the Boroughs parks are dull and not very enjoyable, but the open areas along the Dollis Green walk are lovely, interesting, peaceful and full of wild life. I think it important for the well being of the local community that areas like this piece of land are preserved unspoilt and with free access.

I am also shocked and alarmed that the Council is not only contemplating this sale, but seems to be pushing it through with as little public consultation as possible. I think the process of selling public open space will impoverish the larger community and wonder what local people will be left with when this process ends?

Linda Farley

## McDermott, Jeremy

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**From:** Carolyn Whitehead [REDACTED]  
**Sent:** 16 August 2015 23:17  
**To:** Mwende, Faith  
**Subject:** Objections to the proposed sale of woodland at Holden Road

Dear Ms. Mwende,

I am writing to you in your position of Committee Clerk to the Assets, Growth and Regeneration Committee to register my objections to the proposed sale on a 150 year lease of the area of woodland at the rear of 71 Holden Road/Brookdene.

Briefly, I do not see how any wild area in the borough can be considered "surplus to requirements"; London needs all the wild areas it can get. People do use this woodland, as a cursory inspection of the area will show, so sections 1.1 and 2.1 of the Assets, Regeneration and Growth Committee document/report for the meeting on Monday 15<sup>th</sup> December 2014 are incorrect in stating that it is "not capable of being accessed for (...) the public" and is "un-useable".

What is more, it is of important value to wildlife because of its connection with Dollis Brook and the adjacent designated areas of Metropolitan Open Land and Site of Importance for Nature Conservation. Disturbing the Brookdene site by, for example, turning it into gardens or a landscaped area for a new housing development would inevitably have a detrimental effect on the ecology of Dollis Brook, the MOL and the SINC. Has any preliminary environmental impact assessment of the proposed use of the land been carried out at the Brookdene woodland site?

If a later environmental impact assessment were carried out and it was decided for nature conservation reasons that no development or change whatsoever could be made on the site, would the purchaser of the 150 year lease have any claim they could pursue against the Council for selling a site to them which they were then unable to use?

Whilst the potential purchaser will apparently have to agree to lease conditions including "a tree maintenance plan and no building on the woodland site", they clearly would intend changing the appearance, quality and use of the site from its current natural, wild space to one that would be of less value ecologically; if they did not intend at least landscaping the site (or worse - using it for car parking?), then why would they pay to purchase it? If they just want a nice green space alongside their proposed housing development, why not leave the land exactly as it is now - unspoiled and in public ownership?

The only apparent benefit to the Council in selling this land is, according to the Assets, Regeneration and Growth Committee document/report mentioned above, financial: the income from the sale and the claim that the Council has a continuing maintenance liability for the Brookdene woodland site. This latter objection seems trivial; presumably, the Council has a similar responsibility for maintenance of the Dollis Brook itself and the adjacent MOL and SINC; when the Council is carrying out whatever maintenance is required in these other areas, the additional cost of extending the maintenance into the 0.7 of an acre of the Brookdene woodland area would surely be very small.

This land is designated Public Open Space. It is a public asset. It is of ecological value. I do not believe it is in the best interests of the residents of Barnet that this public land be sold.

Thank you for taking the time to read and note my objections to this sale.

Yours sincerely,

Carolyn Whitehead  
[REDACTED]

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**From:** Carolyn Whitehead [mailto: [REDACTED]]  
**Sent:** 16 August 2015 23:17  
**To:** Mwende, Faith  
**Subject:** Objections to the proposed sale of woodland at Holden Road

Dear Ms. Mwende,

I am writing to you in your position of Committee Clerk to the Assets, Growth and Regeneration Committee to register my objections to the proposed sale on a 150 year lease of the area of woodland at the rear of 71 Holden Road/Brookdene.

Briefly, I do not see how any wild area in the borough can be considered "surplus to requirements"; London needs all the wild areas it can get. People do use this woodland, as a cursory inspection of the area will show, so sections 1.1 and 2.1 of the Assets, Regeneration and Growth Committee document/report for the meeting on Monday 15<sup>th</sup> December 2014 are incorrect in stating that it is "not capable of being accessed for (...) the public" and is "un-useable".

We note your comments regarding the meeting of the 15<sup>th</sup> of December. There will be no change to the public access rights however as was stated in the original report to the committee the site is bounded on three sides by private ownership and the brook to the rear and public access is restricted.

The documentation submitted with the application indicates that it is an objective of the developer to facilitate both communal access from the development to the woodland area and also wider access from other members of the public.

The difficulties faced by the Council maintaining the Woodland are covered off in the FAQ attached.

What is more, it is of important value to wildlife because of its connection with Dollis Brook and the adjacent designated areas of Metropolitan Open Land and Site of Importance for Nature Conservation. Disturbing the Brookdene site by, for example, turning it into gardens or a landscaped area for a new housing development would inevitably have a detrimental effect on the ecology of Dollis Brook, the MOL and the SINC. Has any preliminary environmental impact assessment of the proposed use of the land been carried out at the Brookdene woodland site?

In essence three documents have been produced following site surveys.

- 1, A Scoping Survey.
- 2, A Tree Survey.
- 3, A Management Plan.

These have been carried out by qualified specialists at Southern Ecological Solutions Ltd, our appointed Ecology Consultants.

These cover the work that is normally done and they will form part of the planning application when it is submitted.

Please also see attached in the FAQ's

If a later environmental impact assessment were carried out and it was decided for nature conservation reasons that no development or change whatsoever could be made on the site, would the purchaser of the 150 year lease have any claim they could pursue against the Council for selling a site to them which they were then unable to use?

This is explained further in the FAQ's doc attached. The Developer does not propose to use the land at all as part of the proposed agreement the land will remain as is.

Whilst the potential purchaser will apparently have to agree to lease conditions including "a tree maintenance plan and no building on the woodland site", they clearly would intend changing the appearance, quality and use of the site from its current natural, wild space to one that would be of less value ecologically; if they did not intend at least landscaping the site (or worse – using it for car parking?), then why would they pay to purchase it? If they just want a nice green space alongside their proposed housing development, why not leave the land exactly as it is now - unspoiled and in public ownership?



The tree maintenance plan will be annexed to the lease. The purchase of the land will ensure the land is better maintained

The only apparent benefit to the Council in selling this land is, according to the Assets, Regeneration and Growth Committee document/report mentioned above, financial: the income from the sale and the claim that the Council has a continuing maintenance liability for the Brookdene woodland site. This latter objection seems trivial; presumably, the Council has a similar responsibility for maintenance of the Dollis Brook itself and the adjacent MOL and SINC; when the Council is carrying out whatever maintenance is required in these other areas, the additional cost of extending the maintenance into the 0.7 of an acre of the Brookdene woodland area would surely be very small.

This is covered off in the FAQ's attached

This land is designated Public Open Space. It is a public asset. It is of ecological value. I do not believe it is in the best interests of the residents of Barnet that this public land be sold.

Noted

Thank you for taking the time to read and note my objections to this sale.

Yours sincerely,

Carolyn Whitehead



**From:** Mary O'Connor [mailto: [REDACTED]]  
**Sent:** 05 August 2015 13:14  
**To:** McDermott, Jeremy  
**Subject:** Re: FW: Woodland Area, to the Rear of Brookdene 71 Holden Road London N12 7DR

Dear Mr McDermott,

Thank-you for your email. Can I please speak at the 7th September Assets and Regeneration Committee Meeting? If so, can you inform me of the conditions?

Can you clarify some points in your email and the attachment for me please? For emphasis I have added bold and underline to some quotes.

1. In 1) of your email, it is stated that "Subject to statutory open space consultation, the Committee **has** approved the granting of a two year call option to purchase the public open space at the rear of 71 Holden Road on a 150 year lease subject to planning. The public are **not excluded** but the land is land locked and access can only be gained through the brook."
  1. I find the wording confusing. Has the two year call option already been granted and if so has a deposit been paid?

2. If it has been granted, who granted this and when? Can I have a copy of the Options Agreement?
3. If the lease is granted, will not the lessee be able to exclude the general public as in the case with other Barnet Council land that is leased to various organisations?
2. If the two year call option has already been granted, what protection of the woodland is provided during this time? Who is responsible for maintenance during this time? Much of the value of the woodland by nature is the ground cover - how will this be maintained during the two-year option? During the two-year option who is responsible for things like the Environment Agency requirements as the site goes to Dollis Brook? Can I have a copy of the Woodland Management Plan?
3. In the "Frequently asked questions" attachment, it states "The Council will be given a right of access to the remaining woodland which they **currently have no access rights**". In the introduction it states that the land is owned freehold by the Council. How does this not give the Council access rights? And by the Council having a right of access, does that include the residents of Barnet? Why refer to the "remaining" woodland. Is it to be reduced in size?
4. Who are the members and what is the purpose of the Assets and Capital Board? I have attempted to find the composition of this board on the Barnet Council website but can find no mention of its purpose or members. Is there a founding document or constitution that I can read?
5. As the Assets and Capital Board meeting of 30th July 2015 has now been can I have a copy of the minutes or if these are not available yet, when they are? If the minutes are not yet available, what was the outcome of them considering the representations?
6. What is meant by the Assets and Capital Board "will then be requested to consider the representations and confirm it is in order to present to (ARG) on the 7th of September."? Are the Assets and Capital Board going to make representations to the Assets and Regeneration Committee?
7. "There **will be a statutory public open space consultation**; however the Committee has approved the granting of a two year call option to purchase the public open space at the rear of 71 Holden Road on a 150 year Lease which is subject to planning." There **has been** a public notice and representations. But this statement says there **will be** a statutory public open space consultation. Can you advise me of when in the future this will be and what form it will take?
8. It states the public are not excluded from the area. This is the present - if the lease is agreed, then does the lessee then have the right to exclude the general public? "A condition of the 150 year lease which is to be granted will protect the area from ANY development. No development will take place." Is erecting a fence on the land to prevent public access development?

I continue to be very concerned at Barnet Council's actions with regard to this woodland so I would appreciate a reply as soon as possible.

Regards,

Mary

On Tue, Jul 21, 2015 at 1:10 PM, McDermott, Jeremy <[Jeremy.McDermott@barnet.gov.uk](mailto:Jeremy.McDermott@barnet.gov.uk)> wrote:

Ms O'Connor,

Thank you for your interest and representations concerning the above and we sincerely apologise for the delay in replying to you.

Please note that your representations in respect of the woodland area, to the rear of Brookdene 71 Holden Road London N12 7DR will now be considered by the London Borough of Barnet, at its next Assets and Regeneration Committee (ARG) meeting on the 7<sup>th</sup> of September 2015

In response to the most frequently raised questions regarding the representations received, please find attached a frequently asked questions document, that sets out the Council's responses to the various queries.

Please also find below answers to many of the queries received.

1. Subject to statutory open space consultation, the Committee has approved the granting of a two year call option to purchase the public open space at the rear of 71 Holden Road on a 150 year lease subject to planning. The public are not excluded but the land is land locked and access can only be gained through the brook.

2. The land will remain as it is, currently land locked and will be managed through an agreed Woodland Management Plan to improve its ecological contribution. This would be part of the Section 106 Planning Agreement.

3. Only a portion of this land is metropolitan open space.

4. The sale of a long leasehold for 150 years of an area of public open space will enable the Council to retain an element of control over the management of the woodland. The capital receipt which will be generated will be available for delivering the Council's corporate objectives, without any loss of visual amenity.

5. The land has not been maintained due to access difficulties hence there is an accrued maintenance liability in the future for the Council if it is not sold. The site is not accessible to the public and it would be an advantage for the Council to take this opportunity, to enable a sale of a long leasehold interest for 150 years by means of a two year option to purchase. The sale will secure a capital receipt from an area of currently unusable public open space, which will not be built on, and will continue to provide a visual backdrop from Dollis Brook Pathway.

6. The land will remain as it is, currently land locked and largely inaccessible to the public. The land will remain undeveloped but will provide garden / amenity land for the frontage development. No fording the brook or constructing a bridge was considered but it is believed it would not be sufficient reason not to dispose of the site. Providing a bridge would provide access for maintenance at a cost which would be substantial in relation to its potential use. No maintenance has been carried out and the woodland is in a neglected state. The most economical solution is to dispose of the site by way of a long lease.

In relation to your queries raised regarding the '*Woodland area to the rear of Holden Road N12*' please find attached response and frequently asked questions sheet for your information.

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 **The Greenacre Project**

---

Chris Smith  
Head of Estate Management  
1<sup>st</sup> Floor, Building 2  
North London Business Park  
Oakleigh Road South, N11 1NP

32 Long Lane  
London N3 2PU

3<sup>rd</sup> April 2015

Dear Mr Smith,

**Green Land to the Rear of 71 Holden Road.**

Firstly, I would like to request an extension to the time period for making comments upon the proposal to sell or lease the land to the rear of 71 Holden Road. I have only just learnt of the proposals and do require some time to consult with my colleagues and make a proper, considered response to this very important issue.

Secondly, in order to make a proper comment, we feel we require some further information and/or clarification on a number of points. I have set out these points below and would request a full and clear answer to every numbered point at your earliest opportunity.

1. I calculate that the land to the rear of 71 Holden Road is approximately 2700 sq. yards in total (55.8% of an acre). Could you confirm that the whole of this land is being considered for 'disposal' on a 150 year lease.
2. This area is shown on Council maps as Designated Metropolitan Open Space (MOL). Can you confirm this to be the case.
3. This area is shown on Council maps as a Site of Importance for Nature Conservation (SINC) and has been further identified as such, as part of a 'Site of Borough Importance – Grade 1' in the adopted version of the Borough's Development Management Policies (17.2 Biodiversity). Can you confirm this to be the case.
4. Has a proper environmental study been carried out in the last 12 months?
5. Has a proper survey been carried out to monitor protected species?
6. To whom are you proposing to lease the land and for what purpose?
7. There are rumours circulating the neighbourhood that a property developer is trying to get rights to this land and all buy all the existing maisonettes that presently occupy 71 Holden Road in order to carry out a major housing redevelopment scheme, rumoured to be in the order of 40-54 housing units. Are you aware of this?
8. A major housing development on and adjoining MOL would be in conflict to many stated council policies relating to planning, regeneration, green spaces and the environment. Are you proposing or in favour of such a development scheme?

We will make a full response on receipt of clarification to the above points, although I will say at this stage that disposal of such a protected and unspoilt piece of green land without proper consultation at the very least, is unacceptable in terms of loss of valuable public green space, loss of mature trees and harm to wildlife and biodiversity. I would therefore urge you to halt the process until a proper consultation, proper environmental surveys and various impact assessments be carried out. This is not a forgotten piece of backland – it is public green space, designated Metropolitan Open Land and a haven for wildlife.

Yours sincerely,

Mike Gee, Chair, Greenacre Project Environment Committee.

CC. Cllr. Richard Cornelius

**McDermott, Jeremy**

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**From:** Frances [REDACTED]  
**Sent:** 03 April 2015 10:20  
**To:** Smith, Chris  
**Subject:** RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

**BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Mr Smith

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
  - 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
  - 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
  - 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
  - 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
  - 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Yours sincerely  
Frances Fogarty

[REDACTED]



This email has been checked for viruses by Avast antivirus software.

[www.avast.com](http://www.avast.com)

**McDermott, Jeremy**

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**From:** Jkelly957 [REDACTED]  
**Sent:** 03 April 2015 13:13  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

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- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Name: josephine kelly

**McDermott, Jeremy**

---

**From:** Peter Marsh [REDACTED]  
**Sent:** 03 April 2015 15:07  
**To:** Smith, Chris  
**Subject:** BE/AM/001.

Dear Sirs,

I strongly object to the proposed lease of woodland on Dollis brook. Any development would have an enormous detrimental effect on this area of natural beauty.

I would propose that there should be a longer period for public consultation and that the council should not attempt to slip this through by making the closing date in a holiday time.

Yours faithfully

Peter Marsh



**McDermott, Jeremy**

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**From:** Tanya Joseph [REDACTED]  
**Sent:** 03 April 2015 19:16  
**To:** Smith, Chris  
**Subject:** BE/AM/001.

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
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- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) As the area goes to Dollis Brook it also includes the Environment Agency's 8 metre zone to protect Dollis Brook and its banks.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Tanya Joseph  
[REDACTED]

Sent from my iPhone

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: chris.smith@barnet.gov.uk

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

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- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space. Green Chains does go along the brook - there is a mistake on the map. Each green chain is important to the total length of the chain. As this land contains many trees, undergrowth and regeneration it is particularly vital to the green chains as other areas do not have such a natural environment. As the area goes to Dollis Brook it also includes the Environment Agency's 8 metre zone to protect Dollis Brook and its banks. As Metropolitan Open Land it should be given absolute protection. The 150 year lease proposal would not give this. In the 15 Dec 2014 document no mention is made of a fauna and flora survey having been undertaken. Barnet Council's assurance that "a long lease ensures the Council retains limited control of the future of the site and preserves the visual impact of the woodland" implies very weak protection. This woodland must be properly managed as public open space for residents and wildlife. Hopefully this will be a hands-off approach where this woodland is left totally in its natural state - no asphalt, no asphalt paths, pollard trees and mown lawn. The attitude of Barnet Council in wanting to remove their responsibility is appalling.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed. At this time of year it is usually ankle deep and in Summer can frequently be crossed without getting your feet wet.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) I have been wondering why a developer would want a piece of land that could not be built on. However, with this piece of land would Barnet Council grant the developer planning permission to build more units on the front area facing Holden Road if this is being redeveloped? If this is the case, this is concerning as it indicates that Barnet Council is favouring developers over residents? It concerns me that a developer would want a 150 year lease on some land that they could not build on without there being some other concession in the developer's favour. What is the concession?
- 8) Barnet Council's Motto is "Putting the Community First". This seems to no longer appropriate.
- 9) I am extremely concerned at the Public Notice being written to discourage any enquiries. I am unsure whether it was placed on the street at 71 Holden Avenue but I know it was not along the Dollis Valley Greenwalk at the point where the public leave the Greenwalk to enter the woodland. The Public Notice says that to see the plan you have to make an appointment. In this day and age why are these not available on-line? While I was emailed the plan when I rang up it was just that - the plan - same as I had already obtained online from the Land Registry. Why do the Public Notices not state the meeting where Barnet Council voted for these options? If they did, the public could directly look up the information available in the agenda and minutes. The answer given at the Residents' Forum of 25th March 2015, while giving the meeting where the decision was made, did not direct the questioner to information on that meeting's agenda. And again the answers were incorrect as the land is and has always been accessible to the public. The intention of this decision is to remove the accessibility of this land to the public! The answers were written as though Barnet Council was a developer, concealing the reality from the public.

## My visit to the rear of 71 Holden Road

Yesterday, I decided that I needed to visit this place again as it has been some years since I was there. I also wanted to make people aware that Barnet Council was going to pass this 0.29 hectares to a private developer for 150 years! I went along Dollis Valley Greenwalk, crossing Argyle Road and continuing until the Old Finchleians' ground was straight ahead. I jumped over Folly Brook and then paddled across the ankle-deep water in Dollis Brook to reach the rear of 71 Holden Road. I walked around the woodland along the natural paths as this is obviously an area visited often by the venturous. When walking through this area there were a few things that really struck me. None of the trees had been attacked by a chainsaw, there was much birdsong and it seemed the most isolated spot in London! The ground vegetation is mainly ivy and wild garlic and natural paths have formed. There are many mature trees but there is also lots of low vegetation and regeneration. While Barnet Council might require the developer to retain some of the mature trees, this natural space will be greatly changed and the public will be denied access to it.

I chatted to a Mum and her school-aged daughter who said this was her favourite spot. Like me they could not understand why Barnet Council would effectively sell this natural woodland to a private owner. But as they always enter through Dollis Brook and there have been no signs there they had no idea about Barnet Council's intentions.

Barnet Council's document only considers the financial aspect. There would be many people who would object if they knew what Barnet Council has planned. I am not sure if a notice was placed in Holden Road but there definitely was not one placed along Dollis Brook so the users of this woodland would not be aware of this proposal. Barnet Council's document said fording Dollis Brook was not practical. What nonsense! And for children that is part of the adventure. Barnet Council has not maintained it in the past, but do not want to retain it as it has "accrued a maintenance liability". Much of the charm of this woodland is because it has been left to nature. The document has an "Alternative Options Considered and Not Recommended" section which includes

*Retaining the site to preserve the visual amenity but this will incur continuing maintenance liability.*

*Fording the brook or constructing a bridge was considered but it is believed it would not be sufficient reason not to dispose of the site. Providing a bridge would provide access for maintenance at a cost, which would be substantial in relation to its potential use. No maintenance has been carried out and the woodland is in a neglected state. The most economical solution is to dispose of the site by way of a long lease.*

And their reasons for the recommendation to lease the site for 150 years to a private developer, thus excluding the public and destroying much of the natural value of the woodland

*To secure a capital receipt from an area of currently un-useable Public Open Space*

Like all Barnet Council owned land, the land belongs to the residents of Barnet. Barnet Council has no respect for this. Why are they only considering the 'visual amenity' and 'financial aspect'? If the councillors who voted to sell it or the staff who wrote this document had visited this area with their eyes open they would have recognised the value of the site. It is both a Borough Wide Site for Nature Conservation, and a natural space that has been enjoyed by many in the past, at present and should be available for the public in the future. Little areas like this allow children and adults to experience nature at its best in London. It does not require "maintenance". Nature will do that. Barnet Council's portfolio of Open Space needs to have variety - this is nature as nature intended with much biodiversity - spaces without the human intervention of asphalt paths, pollard trees and mown lawns

Barnet Council's document does not mention that this site is Metropolitan Open Land. It is also in the "green chain" that runs along Dollis Brook linking all the green areas along the brook and so allowing movement of fauna. The Environment Agency requires an 8 metre wide zone to protect the brook and its banks. They do not mention any fauna or flora survey so presumably none has been carried out. Is Barnet Council knowledgeable enough to be trusted with this Public Open Space?

This Woodland Metropolitan Open Space, green chains, Borough wide area for Nature Conservation and Dollis Brook and surrounds needs to be valued. Not effectively sold and the public be denied access. Barnet Council needs to put the community first which definitely means no disposing of public owned land!

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.  
Thank you.

I would like to speak to the Assets, Growth and Regeneration Committee if this matter comes before this or another committee again.

Name: Mary O'Connor



**McDermott, Jeremy**

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**From:** Lindsay Bamfield [REDACTED]  
**Sent:** 03 April 2015 14:01  
**To:** Smith, Chris  
**Subject:** re BE/AM001 Land to rear of 71 Holden Road, N12 7DR

Dear Sir

Re: BE/AM001 Land to rear of 71 Holden Road, N12 7DR,

I strongly object to the granting of a two year option and 150 year lease on this land.

This land is public open space and must remain so. If a private organisation leases this land it will no longer be public space.

The area is a valuable wildlife are and forms part of a vital green corridor through the borough.

L.B. Barnet appears to believe this land is surplus to its requirements but this is not so. The people of Barnet use this land for recreation as it is perfectly possible to cross the brook here. Walking and taking children exploring in their local environment is a healthy activity and should be encouraged in our current obesity epidemic. Physical activity must be promoted not denied by taking away open public land.

When my daughter was young we often walked along the brook and played in this area. I expect to bring my grandchildren here in a few years' time. I aim to keep my own health and fitness viable by continuing to use this open land for walks and nature appreciation, where the stresses of a demanding job in the public sector can temporarily be forgotten.

I call upon Barnet Council to reverse their decision saying that the land to the rear of 71 Holden Road is surplus to their requirements. I also ask them to not grant a two year option to HGS Properties - or any other company - to purchase a 150 year lease on this land.

Yours sincerely,

Lindsay Bamfield

[REDACTED]

**McDermott, Jeremy**

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**From:** A M Popp [REDACTED]  
**Sent:** 03 April 2015 14:57  
**To:** Smith, Chris  
**Cc:** Andrew Newby  
**Subject:** behind 71 Holden Road

**Importance:** High

Hello Chris

I am very worried about the proposed 150 year lease on the land to the rear of 71 Holden Road - please treat this as AN OBJECTION.

Too much of our public space is being privatised. This is public 'Open Space'. What criteria fit it for privatisation?

Anyway - where is the environmental impact assessment of this wooded land? I could find none! Absolutely no disposal until we know that, for heaven's sake. This land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space. An assessment of its environmental and social value are just as important as financial value and visual amenity – which appear to be your sole concerns (according to the paperwork).

To say it is inaccessible is both helpful (it helps the wildlife) and untrue! I have walked along there myself - Crossing the stream when I was exploring.

Anyway – what about the Environment Agency's 8 metre-zone to protect Dollis Brook and its banks? Where is that addressed in your assessments and recommendation?

Don't grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease, not before the matters I raise above are fully explored.

Yours

[REDACTED]

**McDermott, Jeremy**

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**From:** Arl G [REDACTED]  
**Sent:** 03 April 2015 10:23  
**To:** Smith, Chris  
**Subject:** RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Chris Smith,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Yours sincerely

A R L Golland  
[REDACTED]

**McDermott, Jeremy**

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**From:** Johanna Knight [REDACTED]  
**Sent:** 03 April 2015 17:01  
**To:** Smith, Chris

Reference  
BE/AM/001

Mr Smith

I am writing to express my deep dismay and concern about the council's plan to lease the Public land of Dollis Brook for 150 years to a developer.

This land is ours, it belongs to the public of Barnet. It is an environmental treasure.

Under no circumstances would the majority of Barnet residents agree to this lease if they knew about it if you had done a proper public enquirey.

Johanna Knight  
[REDACTED]



## McDermott, Jeremy

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**From:** SIMON MARKS [REDACTED]  
**Sent:** 03 April 2015 16:40  
**To:** Smith, Chris  
**Subject:** re: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) As the area goes to Dollis Brook it also includes the Environment Agency's 8 metre zone to protect Dollis Brook and its banks.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Simon Marks  
[REDACTED]

## McDermott, Jeremy

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**From:** Monica Chabria [REDACTED]  
**Sent:** 03 April 2015 18:36  
**To:** Smith, Chris  
**Subject:** : BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

### **RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) As the area goes to Dollis Brook it also includes the Environment Agency's 8 metre zone to protect Dollis Brook and its banks.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

## McDermott, Jeremy

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**From:** Derek Dishman [REDACTED]  
**Sent:** 03 April 2015 14:47  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) As the area goes to Dollis Brook it also includes the Environment Agency's 8 metre zone to protect Dollis Brook and its banks.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

**McDermott, Jeremy**

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**From:** Anne Kruse [REDACTED]  
**Sent:** 03 April 2015 13:05  
**To:** Smith, Chris  
**Subject:** Land at rear of 71 Holden Road N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

- 7) The council needs to manage its green ways in a more coherent manner and not lease off part of public land

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Name: Anne and Peter Kruse  
[REDACTED]

## McDermott, Jeremy

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**From:** jayhollis [REDACTED]  
**Sent:** 03 April 2015 12:14  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith  
Head of Estate Management  
London Borough of Barnet  
North London Business Park  
Oakleigh Road South  
London, N11 1NP

Re: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I am writing to oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.

2) Because this area has not been 'maintained' it is very valuable as a natural site, in respect of the flora and fauna there and a resource for the local population.

3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.

4) Contrary to Barnet Council's statement that this land is "surplus to the Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.

5) Public Open Spaces must be valued for more than their financial value and visual amenity.

6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

Furthermore, in the hands of a private developer I fear the space will be built upon within the period of the 150 lease and therefore lost forever. What assurances can Barnet Council give that this will not happen? None, I suspect.

## McDermott, Jeremy

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**From:** Corinne Gibson [REDACTED]  
**Sent:** 03 April 2015 11:51  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road London N12 7DR

For the attention of Chris Smith, email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on

the following grounds:

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- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road

Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Name: Corinne Gibson  
[REDACTED]

**McDermott, Jeremy**

---

**From:** Corinne Gibson [REDACTED]  
**Sent:** 03 April 2015 11:51  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road London N12 7DR

For the attention of Chris Smith, email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

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- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to

the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road

Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Name: Corinne Gibson  
[REDACTED]





**McDermott, Jeremy**

---

**From:** Michael Kentish [REDACTED]  
**Sent:** 03 April 2015 11:08  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

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- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
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I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Yours sincerely,  
Michael Kentish



## McDermott, Jeremy

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**From:** Issy R-L [REDACTED]  
**Sent:** 03 April 2015 10:35  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

### **RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
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- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.  
Isabelle Reynolds-Logue

**McDermott, Jeremy**

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**From:** [REDACTED] Jeffrey Newman  
**Sent:** 03 April 2015 10:03  
**To:** Smith, Chris  
**Subject:** Land behind 71 Holden Road

Dear Mr Smith,

Though it is true that at times this area is very muddy, even impassable, I have walked along it frequently, particularly in summer. I wish to lodge a formal objection to its being sold by Barnet Council and in a way that has made it impossible to bring the issue to the public.

The land is not 'surplus to Council requirements': it does not belong to the Council but to the people of Barnet. The Council administers it on our behalf. Many will wish it to be maintain in its present condition as wild and as a wildlife corridor.

Please register my strong objections, both to the process and the proposal.

Rabbi Jeffrey Newman  
[REDACTED]

**McDermott, Jeremy**

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**From:** Jerry [REDACTED]  
**Sent:** 03 April 2015 09:32  
**To:** Smith, Chris  
**Subject:** Natural woodland being handed to private developers

Ref: BE/AM/001

Dear Chris Smith,

I am dismayed to read Barnet Council is intent on selling off yet more of our borough's precious green space.

The woodland in question behind property in Holden Road is an invaluable natural resource that should be preserved for generations to come - NOT leased to private developers so they can provide 'garden space' for the expensive apartments they intend to build.

I urge you to reject this proposed sale, and to pledge Barnet Council will protect and preserve the borough's vital but diminishing green space.

Yours,

Jeremy Logue

Sent from my iPhone

## McDermott, Jeremy

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**From:** tpph [REDACTED]  
**Sent:** 03 April 2015 09:30  
**To:** Smith, Chris  
**Subject:** BE/AM/001 - Land to the rear of 71 Holden Road

I am appalled that the council should think it can dispose of something as precious as this by merely treating it as something on which it can make a "Capital Receipt". Open space is a commodity of increasing rarity in the urban environment and must be protected and preserved for all to enjoy. I am in complete agreement with the sentiments below expressed.

The council should bring shame on itself for even considering such a scheme.

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

### **RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

## McDermott, Jeremy

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**From:** Tim Fearn [REDACTED]  
**Sent:** 03 April 2015 08:03  
**To:** Smith, Chris  
**Cc:** First Contact  
**Subject:** RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

FAO Chris Smith, Head of Estate Management, London Borough of Barnet

Dear Mr Smith,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed. I have personally entered this section of woodland on numerous occasions and see it as an essential piece of public green space.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) Any development of this space will have a negative impact on both surrounding residents and also the Dollis Brook Greenway, which is a vital green corridor through our neighbourhood.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Yours sincerely,

Tim Fearn

[REDACTED]

## McDermott, Jeremy

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**From:** Rhonda [REDACTED]  
**Sent:** 03 April 2015 10:37  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

3<sup>rd</sup> April 2015

For the attention of Chris Smith  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

Dear Mr. Smith,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This land is regularly used by the public (including my children and me) and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Rhonda Miller  
[REDACTED]

**Dennis Penner**



2<sup>nd</sup> April 2015

Chris Smith  
Head of Estate Management  
First Floor, Building 2  
NLBP, Oakleigh Road South  
London, N11 1NP

Dear Mr Smith

**Ref: BE/AM/001**  
**Land to the rear of 71 Holden Road, N12 7DR**

I have only recently seen your Notice in *The Hendon and Finchley Press*, which no longer appears to be sold in Finchley Church End. The proposed disposal of the open green space affects rather more people than those living in the immediate vicinity and ought, I think, to have been advertised more widely.

I think the Council should reconsider its decision to dispose of this land.

1. It is Metropolitan Open Land. What it can be used for, and your Notice offers no information about this, is very limited. For example, the 'Three Strands' approach, which underpins Barnet's Development Plans, give MOLs 'absolute protection' comparable to that given to the Green Belt.
2. The land – public open land – is designated as a Site of Borough Importance for Nature Conservation. It is part of a 'green chain' stretching through much of the borough along the Dollis Brook. A green chain is a series of conservation sites that open out along the brook, which links them together. Both the sites and the links are important for the movement and regeneration of wildlife.
3. I note that the area marked on your map for disposal extends from the rear of 71 Holden Road to the banks of the brook itself and therefore includes not only the MOL and the Conservation Site but also the 8m. wide zone imposed by the Environment Agency to protect the watercourse and its banks.
4. I should add that whoever drew up the proposals map has a very strange idea of the boundaries of conservation sites. Fauna and flora will spread through the area available whatever lines are drawn on maps. This is as it should be, and if the Council has any regard for our rapidly depleting natural environment it should go out of its way to ensure that such refuges are not lost or damaged.



5. The inaccessibility of this piece of land suggests that its conservation value has probably been enhanced by its neglect. An environmental assessment would show to what extent this has happened. Rather than leasing it out to a particular company for purposes not given in your Notice but at the very least for the private benefit of a few householders (and at the worst to be built on), the whole of this land should be retained by the Council as an Open Space for the benefit of the public. There would, however, have to be restrictions if its conservation value is not to be diminished.

6. For instance, a 'Friends' group could be set up to oversee a full environmental assessment and draw up a management plan. Help would, I am sure, be forthcoming for this, and to apply to funding bodies for the resources to carry out the necessary improvements, including tree work. At some point early in the proceedings a footbridge over the brook would be needed both to encourage people to visit and see what had been achieved and to continue the Dollis Valley Greenwalk, which leaves the brook at this point. There should also be access from Holden Road.

7. These are preliminary suggestions only. The main point I wish to make clear is that every effort should be made to retain this piece of Open Space in public ownership and that the Council should not dispose of it simply because it can profit by doing so and some private organization can benefit.

I would appreciate the opportunity to speak to your committee should the matter come before them again.

Yours sincerely

A solid black rectangular box redacting the signature of the sender.

Friends of Windsor Open Space

**McDermott, Jeremy**

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**From:** R WILLIAMS [REDACTED]  
**Sent:** 03 April 2015 15:50  
**To:** Smith, Chris  
**Subject:** RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith, email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment

## McDermott, Jeremy

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**From:** Jasmin Parsons [REDACTED]  
**Sent:** 03 April 2015 14:15  
**To:** Smith, Chris  
**Cc:** Kay, Cllr Devra; Langleben, Cllr Adam  
**Subject:** Objection to BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

**RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been deliberately 'maintained' it is very valuable as a natural site of beauty, for all flora and fauna there, but also the varied insect and small shy animals that rely on the natural habitat remaining constant and just as importantly for the local community and wider population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) As the area goes to Dollis Brook it also includes the Environment Agency's 8 metre zone to protect Dollis Brook and its banks.
- 8) This is contrary to the Localism Act 2012 which states that not only is it the right of the community to be given full access to all planning information that predefines local assets and/ or amenities.

- 9) The Localism Act 2012 also states that the local community has the right to choose to manage the recognised local asset/ amenity before it can be offered to any other person/s/ authorities/ company.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Name: Jasmin Parsons



**McDermott, Jeremy**

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**From:** John Colmans [REDACTED]  
**Sent:** 03 April 2015 11:52  
**To:** Smith, Chris  
**Subject:** LAND TO THE REAR OF 71 HOLDEN ROAD

Dear Mr Smith

Your Ref: BE/AM/001

LAND AT THE REAR OF 71 HOLDEN ROAD

I write in respect of Barnet Council's proposal to sell off land at the rear of 71 Holden Road on a long lease of 150 years to a private developer. I wish to register my objections to this proposal.

This area of land, which I understand to be Metropolitan Open Space, is held by the council for the benefit of the residents of Barnet. It also forms part of a green corridor which runs the entire length of the Dollis Brook, a corridor which, through the provision of signposts, residents are encouraged to use. As a long-term resident of North Finchley, a member of the London Natural History Society and an active local bird-watcher I am very familiar with this area. In the breeding season many common species of bird can be found here (Robin, Wren, Blackbird, Song Thrush, three species of tit etc) but there are also less familiar species: Great Spotted Woodpecker, Blackcap, Goldcrest, Coal Tit, for example, can all be found. More importantly, the brook is a regular haunt of both Kingfishers and Grey Wagtails, birds which are specific in their habitat requirements and therefore less adaptable to change. Moorhens also nest here and both Grey Heron and Little Egret have been recorded. The continued presence of these species will clearly be threatened by any development of the kind likely to occur if the land is disposed of.

To say the land is un-useable is therefore nonsense. People do use it but, more importantly, wildlife does. You describe the woodland as neglected but, I ask, what is wrong with that? Once again, as so often in recent years, Barnet Council's actions show that, in Oscar Wilde's phrase, they know 'the price of everything and the value of nothing.'

Yours faithfully

John Colmans  
[REDACTED]

**McDermott, Jeremy**

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**From:** Stewart Wild [REDACTED]  
**Sent:** 03 April 2015 11:40  
**To:** Smith, Chris  
**Cc:** [REDACTED]  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith  
Head of Estate Management  
London Borough of Barnet

RE: BE/AM/001 Land to the rear of 71 Holden Road, N12 7DR

Dear Sir,

I strongly oppose the granting of the two-year option and a 150-year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150-year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has changed little for more than a century. It is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are untrue statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect. The land is easily accessed by crossing the brook which is practical at most times of the year.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two-year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150-year lease.

signed

[REDACTED]

## McDermott, Jeremy

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**From:** Mary O'Connor [REDACTED]  
**Sent:** 02 April 2015 12:36  
**To:** McDermott, Jeremy  
**Cc:** Smith, Chris  
**Subject:** Land to the rear of 71 Holden Road

Dear Mr McDermott,

Following our conversation I am emailing my concerns before I email my objection to Chris Smith tomorrow. I presume an email by 5pm tomorrow fulfills the requirements of being received by 5pm given that tomorrow is a public holiday and there is no post.

I am extremely concerned that Barnet Council is considering this option when the area is part of metropolitan open space and a site of Borough Importance for Nature Conservation.

On the map

<http://barnet.devplan.org.uk/map.aspx?map=12&layers=all>

When Dollis Valley Greenwalk was re-routed to go around the streets, because an agreement could not be reached with the Fincherians, the green chains should not have been changed on the map as green chains are continuous green spaces linking all the small green areas into a continuous one. It runs the length of Dollis Brook and this area should be marked as green chains.

The fact that it is not so accessible to the public does not diminish its value for Nature Conservation or as a Green Chain. However, the use of a footbridge across Dollis Brook would allow public access from a current area open to the public. While not considered at present, this option should be available in the future.

What justification is there for a 150 year lease? A very long time to remove an area of public space from the public for private use of an adjoining property. How do we know what future public use of this area, people in 10, 20, 50 or 100 years might want to use it for. Being isolated may make it ideal for a Nature Conservation area only visited for observing nature. Barnet Council has recently destroyed the natural area behind the tennis courts so this natural area needs to be retained as an example of an undisturbed area. Has a review of the fauna been carried out?

How can Barnet Council state that it is surplus to their requirements? Why has only an economical "solution" been considered?

I am extremely concerned that disposal of this land to a private organisation for 150 years should even be considered. It belongs as public open space, not just for the present but for the future as well.

I cannot understand the consideration of Barnet Council to dispose of this land.

I have just found the 15 Dec 2014 'Asset Growth and Regeneration Committee' minutes. Can you confirm that the intention is to allow the potential leaseholder to be permitted to build up to 45 units on this land? If this is the case why was this not mentioned at the Residents Forum on the 25th March? Instead the reply at the residents' forum stated

The land will remain undeveloped but will provide garden/amenity land for the frontage development.

## McDermott, Jeremy

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**From:** Margaret McHugh [REDACTED]  
**Sent:** 03 April 2015 13:44  
**To:** Smith, Chris  
**Subject:** Objection to planning

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

### **RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7)

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.



## McDermott, Jeremy

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**From:** mrs angry [REDACTED]  
**Sent:** 03 April 2015 11:37  
**To:** Smith, Chris  
**Subject:** 71 Holden Road

I am writing to object very strongly to the proposal to grant a 150 year old lease to a private developer for open space and woodland located at this address. Such a proposal is wrong in my view for two reasons: specifically here, as there is absolutely no reason why the developer should be granted this land grabbing request, other than to fall for the lure of easy cash, and secondly because it sets a very dangerous precedent for the future.

We should be doing everything possible to protect our open spaces and woodlands from encroachment by development, and especially so in this case as the land in question adjoins the Dollis Brook amenity, which is of capital wide significance as well as a precious local natural resource, and puts at risk the ecological integrity of the area which is of so much importance to so many residents, including myself and my family. The risk to local wildlife and the wider ecology has clearly not been assessed, nor the precedent that such a transaction instigates.

Yours sincerely

Theresa Musgrove  
[REDACTED]

## McDermott, Jeremy

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**From:** [REDACTED]  
**Sent:** 03 April 2015 13:53  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

### Objections 71 Holden Road

Put in the subject: **BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR**  
For the attention of Chris Smith, email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

### RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7)

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to

**McDermott, Jeremy**

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**From:** Beverley [REDACTED]  
**Sent:** 03 April 2015 12:19  
**To:** Smith, Chris  
**Subject:** Lease of land at Dollis brook

Dear sir,

I hear you are proposing to lease land at the above site to a private developer for 150 years. This is unacceptable as we in London, let alone the wildlife, need as much untouched natural public space as we can get. So, barnet council, stop selling or leasing off the silver. You do not own it, you are merely caretakers of it. STOP NOW!!

Yours faithfully  
Beverley R-Logue  
Sent from my iPhone

## McDermott, Jeremy

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**From:** DANIEL OAKLEY [REDACTED]  
**Sent:** 03 April 2015 16:43  
**To:** daniel 3; Smith, Chris  
**Cc:** Houston, Cllr Ross; Tierney, Cllr Jim; McGuirk, Cllr Kathy  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
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- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.
- 7) As the area goes to Dollis Brook it also includes the Environment Agency's 8 metre zone to protect Dollis Brook and its banks.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

## McDermott, Jeremy

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**From:** Peter Pickering [REDACTED]  
**Sent:** 03 April 2015 16:30  
**To:** Smith, Chris  
**Cc:** Cornelius, Cllr Richard  
**Subject:** BE/AM/001

Dear Mr Smith

I have only just become aware of your press notice of 5th March proposing to grant a 150-year lease of this land by the Dollis Brook.

I live very close (3 Westbury Road) and believe I should have been properly consulted; I am also an active member of the Finchley Society and should have expected the Society to have been consulted in accordance with the Council's Statement of Community Involvement.

The papers on the website are not properly informative. They should have explained how the Council came to acquire this land (it is the other side of the Dollis Brook from the park), and for what purpose, and why a long lease rather than sale is proposed. It should also assess the wildlife value of the land, and how the Council intends to assure it.

Please withdraw this notice, and consult properly.

Yours sincerely  
Peter Pickering

## McDermott, Jeremy

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**From:** jessicakilleen-duffy [REDACTED]  
**Sent:** 03 April 2015 12:56  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: [chris.smith@barnet.gov.uk](mailto:chris.smith@barnet.gov.uk)

RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you.

Jessica Byrne

[REDACTED]

## McDermott, Jeremy

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**From:** Fred Leplat [REDACTED]  
**Sent:** 03 April 2015 09:15  
**To:** Smith, Chris  
**Subject:** BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Apley Road South,  
London, N11 1NP.

RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.
- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.
- 5) Public Open Spaces must be valued for more than their financial value and visual amenity.
- 6) There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

**McDermott, Jeremy**

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**From:** [REDACTED]  
**Sent:** 03 April 2015 06:18  
**To:** Smith, Chris  
**Subject:** Ref : BE/AM/001

Dear Sir,

I would like to raise my objections to the leasing of this land to a developer for 150 years.

This land is next to Dollis Brook and I often walk there especially in the spring to see the wild garlic. Many other locals also visit. The area is easily accessible and a rare area of natural state.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Thank you

Cathy Pash  
[REDACTED]



For the attention of Chris Smith,  
Head of Estate Management  
London Borough of Barnet,  
North London Business Park,  
Oakleigh Road South,  
London, N11 1NP.

email: chris.smith@barnet.gov.uk

RE: BE/AM/001 Land to the rear of 71 Holden Road, London N12 7DR

Dear Sir,

I very strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

- 1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.
- 2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population. It is also a Site of Nature Conservation Interest (SNCI) and therefore should be protected.
- 3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space:

As LBB states: The construction of new buildings, and changes of use of existing land and buildings, within the Green Belt or Metropolitan Open Land, unless there are very special circumstances, will be inappropriate, except for the following purposes:

- i. Agriculture, horticulture and woodland;
- ii. Nature conservation and wildlife use; or
- iii. Essential facilities for outdoor sport and recreation, cemeteries and for other uses which complement and improve access to, and which preserve the openness and do not conflict with, the purposes and objectives of the Green Belt or Metropolitan Open Land.

**Building property for profit in no way meets this criteria.**

The proposed development would be incompatible with, and detract from, the function and essentially open characteristics of the site as part of an area of Metropolitan Open land, to the detriment of the character and quality of the environment and as such would be contrary to Policies G1, G5, G6, O3.1, O3.2, O4.1 and L1.1 of the Barnet Adopted Unitary Development Plan (1991) and Policies GMOL, GL3, O1 and O2 of the Barnet Revised Deposit Draft Unitary Development Plan (March 2001).

The proposed development would result in an **unacceptable** loss of land which could reasonably be expected to provide outdoor recreation facilities and as such would be contrary to Policies G10, L1.1 and L1.2 of the Barnet Adopted Unitary Development Plan (1991) and Policies GL3 and L17 and L18 of the Barnet Revised Deposit Draft Unitary Development Plan (March 2001)

- 4) Contrary to Barnet Council's statement that this land is "surplus to Council's requirements", I believe that this is not the case. Rather by its 'unmaintained' state it is a

valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.

5) Public Open Spaces must be valued for more than their financial value and visual amenity.

6) **There are misleading statements in the 15 December 2014 document. "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect** This needs to be minuted and amended.

I call upon Barnet Council to reverse their decision to declare the land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.

Yours sincerely,  
Rosemary Canning



**McDermott, Jeremy**

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**From:** [REDACTED]  
**Sent:** 03 April 2015 16:59  
**To:** Smith, Chris  
**Cc:** Peter Pickering  
**Subject:** Leasing of woodland for 150 years.

Dear Mr Smith,

I am the Chairman of The Finchley Society. I find it intolerable that I should be made aware of this proposal a matter of minutes before a deadline of 5 p.m. on 3rd April.

It looks like yet another example of the LBB putting the community last rather than first.

Why has this proposal not been made public? Why has The Finchley Society not been consulted?

On principle I wish to object to the proposal - at the very least until we have been given the facts. I speak on behalf of The Society. Please send us the relevant facts and let us enter into a dialogue.

David Smith

**Question to the Estate Team of Barnet:**

**What is the longest lease granted on Barnet Open Space by Barnet Council to Developers up to the present time?**

Perhaps it would be possible to work on a renewal of lease on the understanding that they are conforming with the Council's conditions and restrictions and so long as drainage, flooding and other civil interests were not affected then a short lease of say 10 to 15 years could be extended in small chunks of time rather than such a long lease which I am sure from talking to people regarding my petition to save this land from developers and keep it in local council eyes and hands with direct access to our elected councillors and council officers, is what we, who pay council tax, want to see.

Additionally, only half a million for 150 years is a very low capital receipt, representing less than the sale of one of their units on the new development of 43 units.

This land is priceless and must be protected along with all of the open space we currently have along the corridor of the Brook.

Local people have come up with several plans to contribute to the management of the nature reserve in order to keep it in council care.

I hope that public officers like yourself will find a path so that more thought, information gathering and discourse could be prioritised prior to a final decision on 7th Sept. This would also have the result in building bridges with the public and reassuring us that our council has our interests in front of the interests of developers.

Many thanks  
Yours sincerely,  
Jenny Brown

Chairman  
Dianne Murphy



## Barnet Borough Group

Dear Mr McDermott,

10/04/2015

### **Notice of Disposal of land to the rear of 71 Holden Road, North Finchley London N12 7DR**

We would like to object to the proposed disposal outlined in the above notice.

Part of this parcel of land is both metropolitan open land and a site of importance for nature conservation. It is also a small part of the Dollis Valley and a green corridor that runs right through the heart of the borough. It is of great importance to Barnet's wildlife and human residents alike. We feel that transferring the management of this land into the hands of anyone who does not recognise this importance or have the experience and expertise to manage it appropriately would be a grave mistake. It is also likely to set a precedent which could result in wholesale fragmentation of this valuable public asset.

Even if conditions are imposed to protect the many mature trees on this land the desire to 'sanitise' this area, turning it into formal or informal gardens for the new development will result in the loss of important habitat and is likely to be devastating for the wide range of wildlife (flora and fauna) likely to be occupying this area.

One only has to see the adjacent plot (75 Holden Road) to see the result of unsympathetic management. All trees and shrubs have been removed, neat lawn and paths laid and lighting installed which is completely inappropriate for an area which is very likely to be used by nocturnal creature as well as diurnal.

The proximity to the Dollis brook and the presence of large mature trees which have been subject to minimal management means this area is likely to be highly attractive to a wide range of wildlife including birds, amphibians, reptiles, invertebrates and mammals. Our investigation indicated the presence of a number of notable species some of which have legal protection.

The removal of any trees and vegetation will also have a negative effect on the Dollis brook which runs along the perimeter of the site as it will increase erosion of the banks and reduce flood attenuation, increasing the risk of flooding downstream. This is already a significant problem for some of the boroughs residents.

It seems the Asset Growth and Regeneration committee was not fully informed of the legal designations that apply to this land when asked to decide if disposal was appropriate. As I'm sure you are aware metropolitan open land has the same status as green belt and the Local authority has a duty to protect it from inappropriate development.

Protecting London's wildlife for the future

The London Wildlife Trust is a company limited by guarantee registered in England and Wales no. 1600379 and registered charity no. 283895.

We also feel that too much emphasis was placed on the inaccessibility of this area. There are several well worn tracks through the area so clearly it is regularly accessed by both human and wildlife visitors.

We would expect to see comprehensive wildlife surveys carried out before any further decisions are made regards this land and would be happy to advice and share our observations.

We would also ask that the Environment Agency should be consulted on this matter because of the potential impact on the Dollis brook.

We would very much appreciate it if you could keep us informed of any progress, planning applications etc. relating to this site.

Yours sincerely,

Dianne Murphy

Chairman - Barnet Group, London Wildlife Trust

## **Appendix B- Summary of most frequently asked questions**

I strongly oppose the granting of the two year option and a 150 year lease on the land to the rear of 71 Holden Road on the following grounds:

1) This is Public Open Space and should not be disposed of in a 150 year lease to a private organisation, thereby excluding the public. It must remain Public Open Space for current and future residents.

Subject to statutory public open space consultation, the Committee has approved the granting of a two year call option to purchase the public open space at the rear of 71 Holden Road on a 150 year Lease subject to planning. The public are not excluded but the land is land locked and access can only be gained through the brook.

2) Because this area has not been 'maintained' it is very valuable as a natural site, both for all flora and fauna there, and, for the local population.

The Land will remain as it is; currently land locked and will be managed through an agreed Woodland Management Plan to improve its ecological contribution. This would be part of the Section 106 Planning Agreement.

3) The Land is a Borough Wide area for Nature Conservation, green chains and Metropolitan Open Space.

Only a portion of this land is metropolitan open space.

4) Contrary to Barnet Council's statement that this land is 'surplus to Council's requirements', I believe that this is not the case. Rather by its 'unmaintained' state it is a valuable example of a natural environment which has probably changed little for more than a century. Also it is used by many residents and the brook is easily crossed.

The sale of a long leasehold for 150 years of an area of Public open space will enable the Council to retain an element of control over the management of the woodland. The capital receipt which will be generated will be available for delivering the Council's corporate objectives, without any loss of visual amenity.

5) Public Open Spaces must be valued for more than their financial value and visual amenity.

The land has not been maintained because of access difficulties hence there is an accrued maintenance liability in the future for the Council if it is not sold. The site is not accessible to the public and it would be an advantage for the Council to take this opportunity, to enable a sale of a long leasehold interest for 150 years by means of a two year option to purchase. The sale will secure a capital receipt from an area of currently unusable Public Open Space, which will not be built on, and will continue to provide a visual backdrop from Dollis Brook pathway

6) There are misleading statements in the 15 December 2014 document "Fording the brook, which is not practical" and "currently landlocked and not accessible to the public" are incorrect.

The Land will remain as it is, currently land locked and largely inaccessible to the public. The land will remain undeveloped but will provide garden/ amenity land for the frontage development. No fording the brook or construction a bridge was considered but it is believed it would not be sufficient reason not to dispose of the site. Providing a bridge would provide access for maintenance at a cost which would be substantial in relation to its potential use. No maintenance has been carried out and the woodland is in a neglected state. The most economical solution is to dispose of the site by way of a long lease.

I call upon Barnet Council to reverse their decision to declare land to the rear of 71 Holden Road surplus to the council's requirements. Further that they not grant a two year call option to HGS Properties (Brookdene Holden Road Ltd) to purchase the Public Open Space at the rear of 71 Holden Road on a 150 year lease.



## **Appendix C – Fact sheet summary**

### **Land to the rear of 71 Holden Road North Finchley N12 7DR**

#### **Fact Sheet summary**

##### **Introduction**

The woodland site is owned freehold by the Council and is situated at the rear of Holden Road within the London Borough of Barnet (LBB) and approximately 1km west of Finchley High Street. The woodland site is bounded to the east by 71 Holden Road and currently landlocked. The area under consideration is approximately three quarters of an acre. It is designated as open space, but not managed.

(LBB) who own the land has no direct access as it is land locked and therefore cannot be maintained.

The Land contains a mixture of native English woodland trees and recent imports probably seeded from ornamental trees. Some trees are dead, damaged or at the end of their lifespan.

##### **Proposal**

It is proposed to grant a long lease of 150 years so the woodland can be managed as part of a new development. This would include clearing rubbish that has been dumped, removing dead and damaged trees together with any species incompatible with an English Woodland. A variety of new trees would be planted that are native English trees to enhance the ecology of the area. This work would be carried out by specialist ecological consultants. The area would be monitored to prevent antisocial behaviour which has been evident in its currently unmanaged state.

##### **Benefits**

There are a number of benefits from the proposal:

- It removes the liability of the land from the (LBB) and hence the rate payers.
- Provides the council with a cash sum to use for other initiatives in the Borough.
- The land will be managed through an agreed Woodland Management Plan to improve its ecological contribution. This would be part of the Section 106 Planning Agreement.
- The Council will be given a right of access to the remaining woodland which they currently have no access rights.
- A number of apartments in the new development would overlook the woodland and hence provide some natural supervision.
- The area can be used by the residents of the apartments as an area for quiet enjoyment.

A condition of the 150 year lease will protect the area from development.

Overall there is an improvement to the woodland as a result of this proposal. This is an opportunity to find a solution to a liability that (LBB) has, without any obvious downside and to ensure that the woodland will be conserved for many years to come.

### **Current position**

On the 15<sup>th</sup> of December 2014, the Assets Growth and Regeneration Committee (ARG) considered and approved a decision relating to the disposal of the rear of 71 Holden Road North Finchley N12 7DR on a long lease subject to planning, a maintenance plan and advertising in the local paper.

The decision was taken and as a result of advertising and representations have now been received, which are being brought to the Assets and Capital Board (ACB) for consideration on the 30<sup>th</sup> of July.

The (ACB) will then be requested to consider the representations and confirm it is in order to present to (ARG) on the 7<sup>th</sup> of September.

### **Why is the land being sold?**

The sale of a long leasehold for 150 years of an area of Public open space will enable the Council to retain an element of control over the management of the woodland. The capital receipt which will be generated will be available for delivering the Councils corporate objectives, without any loss of visual amenity.

### **Has the correct legal procedure been followed?**

Under Sec 123 (2a) of the local Government act 1972 as the land is held as public open space , the proposed disposal was advertised for two consecutive weeks in a newspaper circulating in the area in which the land is situated with any objections to the proposed disposal being considered by the Council. Under s. 123 Local Government Act 1972 s. 2A "a principal council may not dispose under subsection (1) above of any land consisting or forming part of an open space unless before disposing of the land they cause notice of their intention to do so, specifying the land in question, to be advertised in two consecutive weeks in a newspaper circulating in the area in which the land is situated, and consider any objections.

There is also a legal obligation to consider any objections to the proposed disposal which may be made to them. Each of the objections have been dealt with by way of a formal response. In addition in accordance with the Local Government Act 1972 the representations in respect of the Woodland Area, to the Rear of Brookdene 71 Holden Road London N12 7DR are to be considered by the London Borough of Barnet, at its next (ACB) Assets and Capital Board meeting.

### **What will happen to the money raised from the sale?**

A capital receipt of £ 500,000 will be generated which will be available for delivering the Councils corporate objectives.

### **Has there been a Public consultation?**

There will be a statutory public open space consultation; however the Committee has approved the granting of a two year call option to purchase the public open space at the rear of 71 Holden Road on a 150 year Lease which is subject to planning.

### **Are the Public excluded from the woodland area?**

The public are not excluded but the land is land locked and access can only be gained through the brook.

**Will any development take place?**

A condition of the 150 year lease which is to be granted will protect the area from ANY development. No development will take place.

**Recommendations**

That the (ACB) consider the representations received following the advertising under Section 123 of the Local Government Act 1972 in relation to the disposal of the rear of 71 Holden Road, North Finchley, N12 7DR

That, following consideration of the representations, the Committee determine whether or not they wish to make representations to the Assets, Regeneration and Growth Committee

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## **Appendix D- Councillors Queries**

### **Representations made by Councillor**

**My understanding is that the western part of the site does have SINC status, could you please confirm?**

That is correct Please find the maps attached which show the area designated as a SINC coloured green and the area of land proposed to be leased edged in red appendix E

**Why was SINC status not in the report to ARG?**

As SINC status relates to a small area of land bordering the brook to the West of the site and the land is to be kept in its existing use and condition, with the benefit of a management plan, SINC status is not expected to be affected. It was therefore not identified as a reason not to proceed with the lease. The report to ARG currently being prepared will include an explanation of the SINC designation and boundary.

**It is correct that the west side of the site is MOL with SINC status whereas the eastern section has no status?**

The western part of the plot adjacent to Dollis Brook is Metropolitan Open Land (MOL) with SINC status and our understanding is the eastern side has no such status

**Could I please have the total number of objections received?**

44 objections were received immediately following the statutory advertising of the committee decision and a further 11 have been received since, all of which will be provided to the committee.

**Following last week's meeting of the Assets and Capital board on 30th July, could you please let me know when the minutes will be available and those of any meetings held since January this year?**

We would advise that as ACB is not a decision making board but a meeting where senior officers have the opportunity to discuss their input into the recommendations that are intended to be taken to the ARG committee, minutes are not usually circulated outside the attendees. We should be in a position to release the minutes shortly

**Is the draft report on this item, due to go to ARG on 7th Sept, available and what will be the officer recommendation?**

The draft is not currently available but will be distributed to Governance for publication on the 19<sup>th</sup> of August. Member's consideration will be shortly after that. As the report is directed only to the consideration of objections received it will not include an officer's recommendation. Additionally it is not intended to re state all of the information provided as part of the original committee submission, a copy of which will be attached for information. Please advise if you would like a copy.

**Why is it going back to ARG?**

The purpose of the referral of this matter back to ARG is for consideration of representations and will include all objections received.

**Will there be a report back on the consultation and will details of the objections be included?**

Yes and as above

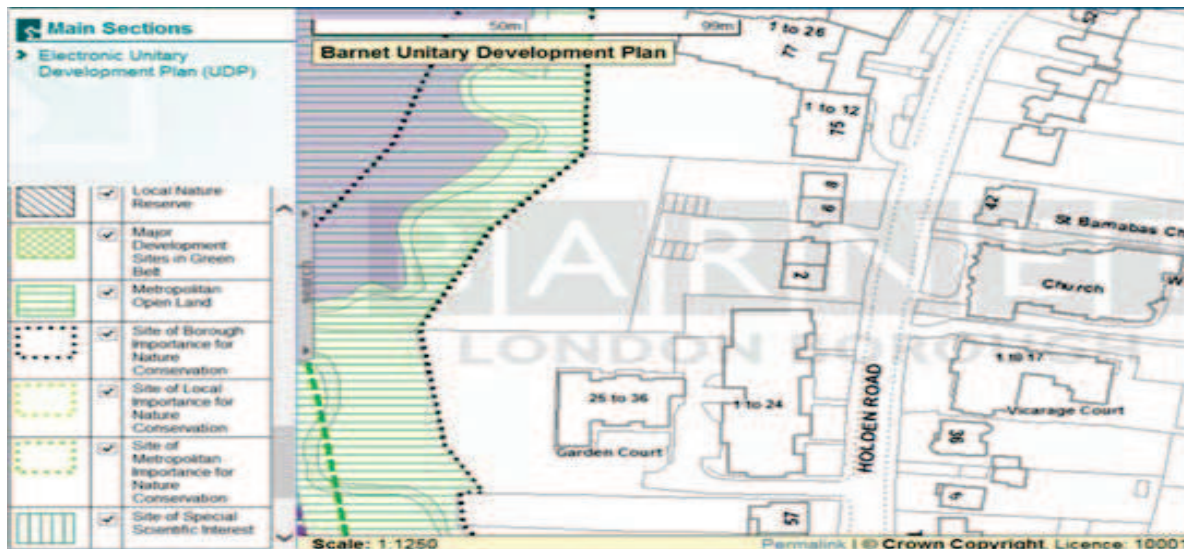
**On planning could you please tell me the ratio of new build to amenity space i.e. would the developer be able to build, as per the plans, without any extra space?**

The site area to the east of the vertical dividing line and forming the built up area of the site is approximately 2250sq.m. Approximately 1920sq.m is built up. This leaves peripheral communal space at ground floor level. However, there are communal areas and terraces at upper floor levels which contribute to provide the formal amenity space for the development.

The planning statement for the application states that each unit has private amenity space either in balconies, enclosed gardens or roof terraces to meet or exceed the requirements of the local plan. There would also be three communal areas one of which would include children's play space. The scheme would have approximately 156sq.m of communal space. The scheme is not reliant on the woodlands to make up the numbers for communal space as far as I am aware; however, it is an asset for future residents.

**If the western side of the site was retained as MOL with SINC status and the eastern side only used by the developer for amenity space would this have any impact on the current new build plans?**

The boundaries of the Eastern part of the site designated as MOL with SINC status are not sufficiently clear to enable accurate measurement without a comprehensive land survey.



Above is an excerpt from the proposals map for the Barnet Local Plan. The site is one directly opposite the church (behind the A, R and N for Barnet).

This shows the application site on the left hand (western) side of Holden Road.  
 Green: Metropolitan Open Land  
 Black dots: SINC (Site of Importance for nature conservation).

It is clear that the actual development site is set a substantial distance away from both these designations.

These designations would not affect the development footprint or the basement car park.

**Have any discussions taken place as to what would be included in a S106 agreement?**

At pre-application stage, it was agreed that the following would be sought through the Section 106 process, acknowledging also that a CiL payment would be substantial as a result of this development:

Affordable housing provision, either on site, off site or in the form of a commuted payment

- A contribution towards employment and training
- A Woodlands Management Plan
- A Travel Plan
- Contributions to the green walk

Depending on the considerations of highways officers, any highway modifications that may be necessary to contribute to safe access and highway effectiveness.

**Re 6e below. This didn't answer my question.**

**If the developer has a lease on the land will the public be barred from accessing it?**

There will be no change to the public access rights however as was stated in the original report to committee the site is bounded on three sides by private ownership and the brook to the rear and public access is restricted.

The documentation submitted with the application indicates that it is an objective of the developer to facilitate both communal access from the development to the woodland area and also wider access from other members of the public. Access is currently gained by walking through the brook, but an access across the river through a new bridge would be sought. It is likely that members of the general public would access this site not through the development but from the west using the Dollis Valley Greenwalk

**When does council expect plans to be submitted?**


The application has been submitted. This took place late on 31 July. The application was registered on 3 August. There is a 13 week expiry date of 2 November. The applicants have entered into a planning performance agreement with the Council and the aim is to take the application to committee on 28 October with completion of the Section 106 agreement on or by 11 November.

The application is currently out for consultation internally and externally.





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	<p><b>Council</b></p> <p><b>20 October 2015</b></p>
<p style="text-align: right;"><b>Title</b></p>	<p><b>West London Economic Prosperity Board – Call-in Procedure</b></p>
<p style="text-align: right;"><b>Report of</b></p>	<p>Chief Executive</p>
<p style="text-align: right;"><b>Wards</b></p>	<p>All</p>
<p style="text-align: right;"><b>Status</b></p>	<p>Public</p>
<p style="text-align: right;"><b>Enclosures</b></p>	<p>Appendix A – Proposed changes to the Constitution – Meetings Procedure Rules</p> <p>Appendix B – Proposed changes to the Constitution – Responsibility for Functions Annex A.</p>
<p style="text-align: right;"><b>Officer Contact Details</b></p>	<p>Andrew Charlwood, Head of Governance  <a href="mailto:andrew.charlwood@barnet.gov.uk">andrew.charlwood@barnet.gov.uk</a>                      020 8359 2014</p> <p>Luke Ward, Commissioning Lead, <a href="mailto:luke.ward@barnet.gov.uk">luke.ward@barnet.gov.uk</a>                      020 8359 2672</p>

## Summary

At its meeting on 28 July 2015 Full Council approved the functions and procedure rules and membership for the establishment of the West London Economic Prosperity Board and instructed officers to develop proposals on a referral mechanism for the joint committee, in consultation with the chairman of the Constitution, Ethics and Probity Committee, to be agreed at the next Council meeting on 20 October 2015. This report sets out the recommendations for the referral mechanism, and attaches proposed changes to the Constitution

## **Recommendations**

- |  |
|--|
| <b>1. That Council agree the proposed call-in mechanism for decisions made by the West London Economic Prosperity Board, as set out in Appendix A.</b>   |
| <b>2. That Council amend the Constitution as set out in Appendices A and B.</b>  |
| <b>3. That Council recommend to Performance and Contract Management Committee that, in line with this call-in mechanism, it establishes a sub-committee to respond to any items referred to it from the West London Economic Prosperity Board.</b> |

### **1. WHY THIS REPORT IS NEEDED**

- 1.1 On 28 July 2015 Full Council approved the Functions and Procedure Rules for the West London Economic Prosperity Board (EPB) and agreed to set up the section 102 Joint Committee and to amend the constitution to reflect the governance arrangements of the EPB.
- 1.2 Full Council also instructed officers to develop proposals on a referral mechanism for the EPB, in consultation with the Chairman of the Constitution, Ethics and Probity Committee, to be agreed at the next Council meeting on 20 October 2015.
- 1.3 Officers recommend that the referral mechanism for the EPB should be referred to as a call-in procedure in order for the terminology to be consistent with similar mechanisms at other West London boroughs.
- 1.4 This work to develop a call-in procedure for Barnet has now been undertaken and the proposed procedure is attached at Appendix A, with further recommended changes to the Constitution attached in Appendix B.
- 1.5 The call-in procedure has been developed following legal advice, and takes into account the arrangements that exist in the other participating councils which have Executive arrangements and a statutory call-in process. The Performance and Contract Monitoring Committee has been identified as the most appropriate decision making authority for the call-in procedure as it undertakes a scrutiny role, and there would be no conflict in terms of the current membership of that Committee and the membership of the EPB (currently being the Leader and the Deputy Leader as substitute).
- 1.6 The Chairman of the Constitution Ethics and Probity Committee and the Chairman of the Performance and Contract Management Committee have also been consulted on the proposed arrangements.
- 1.7 Should Full Council approve the referral mechanism, for practical purposes it is recommended that the Performance and Contract Management Committee create a Sub-Committee to be convened only for the purpose of consideration of any call-in decisions of the EPB. This would facilitate the convening of a

meeting within the specified timeframe (7 clear working days).

## **2. REASONS FOR RECOMMENDATIONS**

2.1 Paragraph 24.4 of the Function and Procedure rules of the WPB sets out that:

“Any decision called in for scrutiny before it has been implemented shall not be implemented until such time as the call in procedures of the Participating Borough concerned have been concluded.”

2.2 As Barnet has a Committee system it does not have the statutory call-in procedure as exists in councils operating under an Executive system. There is therefore a need for Barnet to establish a call-in procedure for the EPB in accordance with the process which will be followed by the other participating councils and to comply with the EPB’s Function and Procedure Rules.

## **3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED**

3.1 As set out in the report to Full Council, 28 July 2015.

## **4. POST DECISION IMPLEMENTATION**

4.1 If agreed by Full Council the proposed call-in mechanism will be incorporated into the Constitution as set out in Appendices A and B.

4.2 A report will be presented to the next meeting of the Performance and Contract Management Committee which recommends the establishment of a sub-committee to be convened only for the purpose of considering any called-in decisions of the EPB. Subject to the Committee agreeing the recommendation, the Constitution will require further amendment to include a reference to the membership and terms of reference of the Performance and Contract Management Sub-Committee.

## **5. IMPLICATIONS OF DECISION**

### **5.1 Corporate Priorities and Performance**

5.1.1 As set out in the report to Full Council, 28 July 2015.

### **5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

5.2.1 As set out in the report to Full Council, 28 July 2015.

### **5.3 Legal and Constitutional References**

5.3.1 Constitution, Responsibility for Functions – sets out the functions of Full Council which include ‘Adopting and changing the Constitution, except where otherwise provided in the Constitution or by resolution of the Council’ and ‘all policy matters and new proposals relating to significant partnerships with external agencies.’

5.3.2 Constitution, Article 7, section 7.03 sets out that “Any Committee appointed by the Council may at any time appoint additional sub-committees and panels throughout the year. Such bodies’ terms of reference and the delegation of powers to them shall be explicit and within the appointing committee’s terms of reference. Any motion proposing to establish a sub-committee must include a reference to the powers that will be delegated by the parent committee and proposals for the membership composition of the sub-committee.” This process would apply for future consideration by Performance and Contract Management Committee of the creation of a Sub-Committee for the purpose of call-in of decisions of the EPB.

### **5.4 Risk Management**

5.4.1 As set out in the report to Full Council, 28 July 2015.

### **5.5 Equalities and Diversity**

5.5.1 As set out in the report to Full Council, 28 July 2015.

### **5.6 Consultation and Engagement**

5.7 As set out in the report to Full Council, 28 July 2015.

## **6. BACKGROUND PAPERS**

6.1 Report to Policy and Resources Committee, 9 July 2015 West London Economic Prosperity Board, item 12:  
<http://barnet.moderngov.co.uk/ieListDocuments.aspx?CId=692&MId=8346&Ver=4>

6.2 Report to Full Council, West London Economic Prosperity Board, 28 July 2015, item 14.5:  
<http://barnet.moderngov.co.uk/ieListDocuments.aspx?CId=162&MId=8339&Ver=4> .

## Proposed changes to the Constitution – Meetings Procedure Rules

### Meetings Procedure Rules

#### NOTE ON THE CONDUCT OF LICENSING HEARINGS

Notwithstanding the following procedure rules for Council Committees and Sub-Committees, all hearings relating to the Authority's functions under the Licensing Act 2003, will be conducted within the framework and requirements of the Hearings Regulations made by the Secretary of State under that Act.

#### PROCEDURE RULES FOR COUNCIL COMMITTEES AND SUB-COMMITTEES

### 1. Membership and Quorum

- 1.1 The following table outlines Committee and Sub-Committee Membership arrangements:

<b>Committee</b>	<b>Membership</b>	<b>Substitute Members</b>	<b>Quorum</b>
Planning Committee	11	6 (3 for each political group)	3
<b>Area Planning Committees:</b>			
Finchley and Golders Green	7	7 (one per ward and one substitute for each ward)	3
Chipping Barnet	7	7 (one per ward and one substitute for each ward)	3
Hendon	7	7 (one per ward and one substitute for each ward)	3
<b>Area Committees</b>			
Finchley and Golders Green	7	7 (one per ward and one substitute for each ward)	3
Chipping Barnet	7	7 (one per ward and one substitute for each ward)	3
Hendon	7	7 (one per ward and one substitute for each ward)	3

<b>Committee</b>	<b>Membership</b>	<b>Substitute Members</b>	<b>Quorum</b>
Licensing Committee	11	Not applicable	3
Constitution, Ethics and Probity Committee	7	6 (3 for each political group)	3
Group Leaders Panel	5	4 (2 for each Political Group)	3
Urgency Committee	3	3 (1 for each Member)	2
Licensing Sub-Committee	3	All other members of the Licensing committee	All three Members must be present for the meeting to proceed
Audit Committee	7	6 (3 for each political group)	3
Chief Officer Appointment Panel	5	2 (1 for each political group)	3
Performance and Contract Management Committee	11	6 (3 for each political group)	3
Children, Education, Libraries and Safeguarding Committee	9		
Adults and Safeguarding Committee	9		
Environment Committee	11		
Assets, Regeneration	9		



and Growth Committee			
Housing Committee	9		
Community Leadership Committee	11		
Health Overview and Scrutiny Committee	9		
Policy and Resources	12	6 (3 for each political group)	3
General Functions Committee	7	6 (3 for each political group)	3
Pension Fund Committee	7	6 (3 for each political group)	3
Health and Well-Being Board	12	3 (1 for each Member)	3 This must include at least one elected Councillor

## 2. Substitute Members – Rules

- 2.1 A substitute Member may only attend, speak or vote at a meeting in place of a member from the same political group who is unable to attend the meeting. In the case of Area Committees and Area Planning Committees, substitutions are made on the basis of ward. If a meeting is adjourned, the substitution will carry forward into any subsequent adjourned meetings to consider the outstanding item(s).
- 2.2 Details of membership substitutions or apologies for absence will be detailed in the formal record of the meeting.

## 3. Quorum – Rules

- 3.1 If a Committee or Sub-Committee is inquorate, it cannot transact any business. If there is no quorum at the time the meeting is due to begin, the start of the meeting will be delayed for up to 15 minutes. When 15 minutes have elapsed,

the Head of Governance or their representative will count the number of Members present and if there is no quorum, s/he will advise the meeting that no business can be transacted and the meeting will be cancelled.

- 3.2 If the Chairman finds that a quorum of Members is not present at any time during the meeting, the Chairman must adjourn the meeting until such time as a quorum is returned.

#### **4. Chairman of Meetings**

- 4.1 If the Chairman is absent from a meeting the Vice-Chairman will take the Chair. If both are absent, the Head of Governance (or their representative) will open the meeting and he/she will seek nominations for the position of Chairman. A Chairman must be elected for the business of the meeting to be transacted. Where more than two persons are nominated for any position to be filled by the Committee or Sub-Committee and there is no majority of votes in favour of one person, the name of the person having the least number of votes shall be deleted from the list. Further votes will then be taken on the same basis until a majority of votes is given in favour of one person.
- 4.2 In exceptional circumstances, the Chairman may change the date of any meeting, cancel or postpone any meeting or call any additional meeting by seeking and gaining the agreement of a majority of Members of the Committee.
- 4.3 Any procedural issues or challenges to the conduct of the meeting that arise during the course of a meeting shall be determined by the person presiding at the meeting.
- 4.4 The Chairman shall have the power to invite any persons or bodies with a particular expertise on a given agenda item to give evidence to the Committee and answer questions. This power is in addition to the Public Participation Rules elsewhere in the Constitution.

#### **5. Minutes**

- 5.1 Apologies for absence, declaration of interests and the confirmation of the minutes of previous meetings are the first items of business at the meeting, except when there is a need to elect a Chairman.
- 5.2 Minutes can only be amended to correct factual inaccuracy in the record, and not to make any retrospective amendment to the decisions made. Any questions upon their accuracy shall be raised by motion and voted on without discussion. The meeting will not proceed further until the minutes are approved, either

amended or unamended. Upon approval as a correct record, the Chairman shall sign the minutes.

## **Members' Rights**

### **6. Members' Items for the Agenda**

- 6.1 A Member (including Members appointed as substitutes by Council) will be permitted to have one matter only (with no sub-items) on the agenda for a meeting of a Committee or Sub-Committee on which s/he serves. This rule does not apply to the Licensing Committee and Licensing Sub-Committees. A referral from Full Council will not count as a Member's item for the purposes of this rule.
- 6.2 Members' Items must be relevant to the terms of reference of the body which will consider the item.
- 6.3 The Head of Governance must receive written notice of a Member's item, at least seven clear working days before the meeting. Any item received after 5pm will be recorded as received on the next working day. Items received after that time will only be dealt with at the meeting if the Chairman agrees they are urgent.

### **7. Urgent Business**

- 7.1 There are occasions when an urgent decision is needed, or the matter cannot wait for the next ordinary meeting of a committee.
- 7.2 When an urgent matter has arisen after the publication and despatch of an appropriate agenda the following procedure applies:-

The Chairman has the authority to agree to take urgent items not on the agenda. By convention, the Chair will consult with the Vice-Chairman and Opposition Spokesperson for the committee. The Chairman (with advice from the Monitoring Officer as appropriate) needs to be satisfied as to the need for urgency under the following criteria:-

- i) the item has arisen between the compilation of the agenda and the date of the meeting.
  - ii) the item requires an urgent decision in the public interest which cannot be dealt with by other means
- 7.3 In all cases the reason for the urgency shall be clearly stated and recorded in the minutes of the meeting and the urgent item will be taken at the end of other items of business.

- 8. Councillors' rights to attend and speak at Committees or Sub-Committees when they are not a Member**
- 8.1 Councillors may attend any Council Committee or Sub-Committee, even when they are not appointed to them, but they cannot vote.
- 8.2 Where a Councillor is not a member of the Committee or Sub-Committee, s/he should sit in the public gallery so that it is clear to the public that the Member is not part of the body taking decisions. However if the Committee has excluded the press and public then councillors who are not members of the Committee may in most circumstances remain. There may be occasions when they will be asked to leave by the committee if the exempt item contains personal information which they do not need to know in order to fulfil their role as a councillor.
- 8.3 Except for the committees detailed in section 8.4 below, where a Councillor has a right to attend a Committee or Sub-Committee, s/he may speak at a meeting subject to giving notice to the Chairman of the meeting before the start of the meeting and the Chairman giving his or her consent. Any Councillor wishing to address the Committee or Sub-Committee shall have up to 3 minutes.
- 8.4 The following arrangements apply in the case of Licensing Committees:
- 8.4.1 Members may only attend and speak at Licensing Sub-Committees (or the Licensing Committee if it is conducting the hearing or review of determinations under the Licensing Act of 2003 or the Gambling Act of 2005) in accordance with the Members Licensing Code of Good Practice.
- 8.5 The following arrangements applies in the case of Planning Committees
- 8.5.1 Members may only address Area Planning Committees on applications which affect their ward. When a Ward Member wishes to address a Committee they should give notice to the Chairman of the meeting before the start of the meeting. Any Ward Member wishing to address the Committee shall have up to 3 minutes.
- 8.5.2 One Ward Member who is not a member of the Planning Committee will have the right to address that Committee when it considers any planning application relating to the ward in question. Where the ward is represented by Members from more than one party group one Member from each party group may address the Committee. When a Ward Member wishes to address a Committee they should give notice to the Chairman of the meeting before the start of the meeting. Any Ward Member wishing to address the Committee shall have up to 3 minutes.
- 8.5 Where an Area Planning Committee has referred an item up to a relevant committee, the Chairman of the Committee will have a right to attend and speak at the meeting of the Committee where the referral is being considered.

## **9. Disorderly Conduct**

- 9.1 If the Chairman considers that a Member is behaving improperly or offensively they reserve the right to prevent the Member from speaking (but not voting) at the meeting. If the disorderly conduct continues the Chairman may require the Member be removed from the meeting. When a Member is removed, they must leave for the entire remaining part of the meeting.
- 9.2 If a member(s) of the public or press interrupts the proceedings at any meeting, the Mayor or Chairman may warn him/her. If s/he continues the interruption and a warning has previously been given, the Mayor or Chairman may order his/her removal from the meeting place. In the event that the meeting is disrupted the Mayor or the Chairman may adjourn the meeting and if required clear the public gallery. The meeting will then reconvene to consider the remaining business without the public.

## **Motions and Amendments**

### **10. Validity of Motions and Amendments**

- 10.1 Every motion, amendment or question shall be relevant to matters within the Committee, Sub-Committee or panel's terms of reference and to the agenda for the meeting. The Chairman of the meeting shall, if need be, give a ruling as to whether the motion is relevant.
- 10.2 An amendment must be relevant to the motion and shall be to either:-
- 10.2.1 refer a subject of debate to another Committee for consideration or re-consideration; or
  - 10.2.2 change the words (including leaving out words or adding words);
- but such changes must not merely have the effect of negating the motion before the Committee.
- 10.3 No Member may personally move more than one amendment to a motion. However, amendments may be discussed together.
- 10.4 If an amendment is carried, the motion as amended shall take the place of the original motion and shall become the motion upon which any further amendment may be moved. This is known as the substantive motion.
- 10.5 If the amendment is lost further amendments may be proposed on the original motion.

- 10.6 Once all amendments are dealt with in this way, the motion or the motion as amended is then put to the final vote.
- 10.7 All motions which are moved and voted on will be recorded in the decisions of the Committee or Sub-Committee.

## **11. Motions which may be moved during debate**

When a motion is under debate no other motion shall be moved except motions:-

- 11.1 to amend the motion;
- 11.2 to adjourn the meeting;
- 11.3 to adjourn the debate;
- 11.4 that the question be now put;
- 11.5 by the Chairman
- that a Member be prevented from speaking;
  - that a Member must leave the meeting;
- 11.6 to exclude the press and public under Section 100A (4) of the Local Government Act 1972.

## **Decisions**

12. After each meeting decisions made under the Committee or Sub-Committee's delegated powers will be produced and published on the Council's website and will be made available in paper format on request.
- ## **13. Reports of Committees to Council or parent body**
- 13.1 There are a number of ways Committees and Sub-Committees may refer reports to their parent bodies, other Committees or Council which are set out in Paragraph 6 of the Responsibility for Functions section of the Constitution. Where a referral is made under that paragraph, the Officer's report to the Committee and any recommendations of the Committee or Sub-Committee will be submitted to the next meeting of the Council or the Committee concerned.

## 14. Reports of Sub-Committees and Panels

- 14.1 A report of a Sub-Committee or panel will be submitted to the next meeting of the parent committee where:-
- 14.1.1 the Sub-Committee or panel has made recommendations on a matter within its terms of reference but outside its delegated powers; or
  - 14.1.2 any Sub-Committee or panel by agreement or majority vote has agreed to suspend a decision on a particular item until the parent Committee has considered the matter.
  - 14.1.3 a Chairman of an Area Committee has referred the decision up under paragraph 12.1(2), in which case the Sub-Committee's recommendation will be referred up to the parent committee.
  - 14.1.4 any Area Committee considering a proposal for discharging a function for a location that crosses their boundaries do not approve recommendations submitted to them.
- 14.2 Any report from a Sub-Committee or panel on its proceedings shall be submitted to the parent Committee and not direct to the Council.

## 15. Performance and Contract Management Committee / Sub-Committee – Call-in Procedure

- 15.1 The following procedure applies after a decision has been made by the West London Economic Prosperity Board (a Joint Committee in accordance with section 102 of the Local Government Act 2000).
- 15.2 Paragraph 24.4 of the Function and Procedure rules of the West London Economic Prosperity Board read as follows
- “Any decision called in for scrutiny before it has been implemented shall not be implemented until such time as the call-in procedures of the Participating Borough concerned have been concluded.”
- 15.3 Where a decision is made by the decision shall be published. Once the decision is published then it may be implemented on the expiry of 7 working days after publication unless 10 members of the Council wish to call it in.
- 15.4 The notice seeking to invoke the call-in procedure must be communicated to the Head of Governance who will then notify the West London Economic Prosperity Board.
- 15.5 A notice seeking to invoke the call-in procedure must state at least one of the following grounds in support of the request for a call-in of the decision:

-

- (a) Inadequate consultation with stakeholders prior to the decision;
- (b) The absence of adequate evidence on which to base the decision;
- (c) The action is not proportionate to the desired outcome;
- (d) A potential human rights challenge;
- (e) Insufficient consideration of legal and financial advice;
- (f) The decision is contrary to the policy framework, or contrary to, or not wholly in accordance with the budget framework of the Council;

15.6 A meeting of the Performance and Contract Management Committee (or Sub-Committee of the Committee created for this purpose), will be convened within 7 clear working days of the request for call-in.

If such a meeting is called the decision of the West London Economic Prosperity Board may not be implemented until the decisions of the sub-committee meeting are known.

15.7 The Performance and Contract Management Committee or Sub-Committee may:

- (a) Take no action,
- (b) Refer the matter back to the West London Economic Prosperity Board for reconsideration

The Performance and Contract Management Committee or Sub-Committee may not refer the call-in to Council.

15.8 The call-in procedure set out above shall not apply where the decision being taken by the West London Economic Prosperity Board is urgent. For the purposes of this call-in procedure a decision will be urgent if any delay likely to be caused by the call-in process would seriously prejudice the West London Economic Prosperity Board and the interests of Barnet. Reports to the West London Economic Prosperity Board must state that the report is urgent and provide the reasons for urgency.

15.9 The Chairman of the Performance and Contract Management Committee must agree that the decision proposed should be treated as a matter of urgency

15.10 In the absence of the Chairman of the Performance and Contract Management Committee the consent of the Mayor is required.

15.11 The Performance and Contract Management Committee when considering a call-in shall consider the following business:

- (a) Minutes of the last meeting;
- (b) Declarations of interest;
- (c) The call-in request for which the meeting is convened.



15.12 Decisions taken as a matter of urgency must be reported by the Monitoring Officer to the next available meeting of the Performance and Contract Management Committee, together with the reasons.

**16. Suspension of business at Committee and Sub-Committee meetings**

- 16.1 No business at any meeting of a Committee or Sub-Committee shall be transacted after 10 pm and any business transacted after that time shall be null and void. At 10 pm and without further debate the Chairman shall immediately put to the vote any motion or amendment, which has been formally moved and seconded.
- 16.2 At any meeting of the Council, Planning Committee and Area Planning Committees, the Chairman at their sole discretion may extend the period for the transaction of business to 10.30pm. This will be recorded in the Committee's decisions.
- 16.3 Residents Forums will meet at 6.30pm and will conclude their business by 8.30pm at the latest, followed by the Area Committee on the same night and same venue at 7.00pm or on the conclusion of the Residents' Forum, whichever is later.
- 16.4 If any items remain on the agenda to be dealt with, the Committee or Sub-Committee may decide to call a special meeting or refer the remaining items to the next ordinary meeting.

**Voting and recording of votes**

**17. Voting at meetings**

- 17.1 The mode of voting at all meetings of the Council, its Committees, Sub-Committees or panels shall be determined by a show of hands except where otherwise provided by law or in these standing orders.
- 17.2 In cases where a vote is taken, the minutes of the meeting should record the number of votes for and against the matter together with the number of abstentions.
- 17.3 The Chairman will always have the right to exercise a casting vote in the event of equality of voting on a motion or amendment, in accordance with the provisions of the Local Government Act 1972, provided s/he has voted when the motion or amendment was first put to the vote.

**18. Vote to be recorded**

- 18.1 A member of the body can request that his/her vote to be recorded in the minutes.

**19. Filming and Recording of Meetings**

- 19.1 Discreet, unlit, non-disruptive filming and recording of Council and Committee meetings by members of the public from the public gallery is allowed.

## Appendix B – Proposed changes to the Constitution – Responsibility for Functions, Annex A

### ANNEX A TO RESPONSIBILITY FOR FUNCTIONS - Membership and Terms of Reference of Committees, Sub-Committees and Partnership Boards

Body responsible	Functions	Membership												
Policy and Resources Committee	<p>(1) To be the principal means by which advice on strategic policy and plans is given and co-ordinated and to recommend to Full Council, as necessary, on strategic issues. This is to include:</p> <ul style="list-style-type: none"> <li>• Approval of the Corporate Plan</li> <li>• Council’s Capital and Revenue Budget setting (subject to Full Council) and Medium Term Financial Strategy</li> <li>• Ensuring effective Use of Resources and Value for Money</li> </ul> <p>(2) To be responsible for the overall strategic direction of the Council including the following specific functions/activities:</p> <table border="1" data-bbox="419 1064 1050 2083"> <tbody> <tr> <td data-bbox="419 1064 742 1227"> <ul style="list-style-type: none"> <li>• Customer Care, Communications and Resident Engagement</li> </ul> </td> <td data-bbox="746 1064 1050 1227"> <ul style="list-style-type: none"> <li>• Strategic Partnerships</li> </ul> </td> </tr> <tr> <td data-bbox="419 1234 742 1615"> <ul style="list-style-type: none"> <li>• Equalities, Diversity and Community Cohesion</li> </ul> </td> <td data-bbox="746 1234 1050 1615"> <ul style="list-style-type: none"> <li>• Approve development of statutory Local Plan and related documents and Neighbourhood Plans (for adoption by Full Council)</li> </ul> </td> </tr> <tr> <td data-bbox="419 1621 742 1785"> <ul style="list-style-type: none"> <li>• Internal Transformation programmes</li> </ul> </td> <td data-bbox="746 1621 1050 1785"> <ul style="list-style-type: none"> <li>• Local Taxation-Billing, Collection and Recovery</li> </ul> </td> </tr> <tr> <td data-bbox="419 1792 742 1839"> <ul style="list-style-type: none"> <li>• Write off of debt</li> </ul> </td> <td data-bbox="746 1792 1050 1839"> <ul style="list-style-type: none"> <li>• Insurance</li> </ul> </td> </tr> <tr> <td data-bbox="419 1845 742 1964"> <ul style="list-style-type: none"> <li>• Treasury Management Strategy</li> </ul> </td> <td data-bbox="746 1845 1050 1964"> <ul style="list-style-type: none"> <li>• Information Technology provision</li> </ul> </td> </tr> <tr> <td data-bbox="419 1971 742 2083"> <ul style="list-style-type: none"> <li>• Housing Benefit, Council Tax Support and</li> </ul> </td> <td data-bbox="746 1971 1050 2083"> <ul style="list-style-type: none"> <li>• Mayoralty budget</li> </ul> </td> </tr> </tbody> </table>	<ul style="list-style-type: none"> <li>• Customer Care, Communications and Resident Engagement</li> </ul>	<ul style="list-style-type: none"> <li>• Strategic Partnerships</li> </ul>	<ul style="list-style-type: none"> <li>• Equalities, Diversity and Community Cohesion</li> </ul>	<ul style="list-style-type: none"> <li>• Approve development of statutory Local Plan and related documents and Neighbourhood Plans (for adoption by Full Council)</li> </ul>	<ul style="list-style-type: none"> <li>• Internal Transformation programmes</li> </ul>	<ul style="list-style-type: none"> <li>• Local Taxation-Billing, Collection and Recovery</li> </ul>	<ul style="list-style-type: none"> <li>• Write off of debt</li> </ul>	<ul style="list-style-type: none"> <li>• Insurance</li> </ul>	<ul style="list-style-type: none"> <li>• Treasury Management Strategy</li> </ul>	<ul style="list-style-type: none"> <li>• Information Technology provision</li> </ul>	<ul style="list-style-type: none"> <li>• Housing Benefit, Council Tax Support and</li> </ul>	<ul style="list-style-type: none"> <li>• Mayoralty budget</li> </ul>	<p>12</p> <p>Chairman, Vice Chairman, Members and substitutes to be appointed by Council.</p> <p>Committee to be made up in accordance with proportionality.</p>
<ul style="list-style-type: none"> <li>• Customer Care, Communications and Resident Engagement</li> </ul>	<ul style="list-style-type: none"> <li>• Strategic Partnerships</li> </ul>													
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	<p>Welfare programmes</p>		
	<ul style="list-style-type: none"> <li>• Corporate Procurement (including agreement of the Procurement Forward Plan and agreeing exceptions to CPRs)</li> </ul>		
	<p>(3) To submit recommendations to the Council in the event of a difference of opinion arising between committees upon a matter which falls within the terms of reference of more than one committee.</p> <p>(4) To be responsible for those matters not specifically allocated to any other committee affecting the affairs of the Council.</p> <p>(5) To consider and take any necessary action upon proposals for new legislation, Bills before Parliament, Acts of Parliament and other proceedings before Parliament affecting or likely to affect the interests of the Borough or its inhabitants generally where not the specific concern of any other committee(s). The promotion of Bills and Provisional and Statutory Orders in Parliament shall be dealt with by the Council.</p> <p>(6) Approve budget and business plan of the Barnet Group Ltd.</p> <p>(7) To allocate a budget, as appropriate, for Area Committees and agree a framework for governing how that budget may be spent.</p> <p>(8) To represent Barnet's strategic interests in dealings with sub-regional, regional and national Government and influence relevant tiers of Government</p> <p>(9) To consider petitions within the remit of the Committee that contain between 2,000 and 6,999 signatures in accordance with Public Participation and Engagement Procedure Rules.</p>		

	<p>(10) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.</p> <p>(11) To receive reports reviewing the progress of petitions considered at theme committees</p> <p>(12) To receive reports on the issuance of grants below £5000 by Officers in accordance with their delegated authority.</p> <p>(13) To note decisions taken by theme committees, the Planning Committee and Licensing Committee on fees and charges within the remit of those committees.</p> <p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	
<p>Performance and Contract Management Committee</p>	<p>(1) Overall responsibility for quarterly budget monitoring, including monitoring trading position and financial strategy of Council Delivery Units.</p> <p>(2) Monitoring of Performance against targets by Delivery Units and Support Groups including Customer Support Group; Re; the Barnet Group Ltd (including Barnet Homes and Your Choice Barnet); HB Public Law; NSL; Adults and Communities; Family Services; Education and Skills; Street Scene; Public Health; Commissioning Group; and Assurance.</p> <p>(3) Receive and scrutinise contract variations and change requests in respect of external delivery units.</p> <p>(4) To make recommendations to Policy and Resources and Theme Committees on relevant policy and commissioning implications arising from the scrutiny of performance of Delivery Units and External Providers.</p>	<p>11</p> <p>Chairman, Vice Chairman, Members and substitutes to be appointed by Council.</p> <p>Committee to be made up in accordance with proportionality</p>

	<p>(5) Specific responsibility for the following functions within the Council:</p> <table border="1" data-bbox="419 416 1043 544"> <tr> <td data-bbox="419 416 730 544"> <ul style="list-style-type: none"> <li>• Risk Management</li> </ul> </td> <td data-bbox="730 416 1043 544"> <ul style="list-style-type: none"> <li>• Treasury Management Performance</li> </ul> </td> </tr> </table> <p>(6) Note the Annual Report of the Barnet Group Ltd.</p> <p>(7) To consider reserved matters of the Joint Venture Company (JVCO).</p> <p>(8) To consider petitions within the remit of the Committee that contain between 2,000 and 6,999 signatures in accordance with Public Participation and Engagement Procedure Rules.</p> <p>(9) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.</p> <p><u>(10) To consider any decisions of the West London Economic Prosperity Board which have been called in, in accordance with Meeting Procedure Rules.</u></p> <p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	<ul style="list-style-type: none"> <li>• Risk Management</li> </ul>	<ul style="list-style-type: none"> <li>• Treasury Management Performance</li> </ul>	
<ul style="list-style-type: none"> <li>• Risk Management</li> </ul>	<ul style="list-style-type: none"> <li>• Treasury Management Performance</li> </ul>			
<p>Children, Education, Libraries and Safeguarding Committee</p>	<p>1) Specific responsibilities include:</p> <ul style="list-style-type: none"> <li>• Planning the adequate provision of school places in the Borough</li> <li>• Investment in educational infrastructure to meet the needs of the Borough's learners</li> <li>• Development and enhancement of the</li> </ul>	<p>9</p> <p>Chairman, Vice Chairman, Members and substitutes to be appointed by Council. Requirement to have a Lead Member for</p>		

	<p>Library Service</p> <ul style="list-style-type: none"> <li>• Development of cultural activities</li> <li>• To be responsible for those powers, duties and functions of the Council in relation to Children's Services (including schools)</li> </ul> <p>(2) Lead the Council's responsibilities under the Children Act 2004 and Education and inspection Act 2007</p> <ul style="list-style-type: none"> <li>• Oversee effective support for young people in care; and enhance the Council's corporate parenting role</li> <li>• Oversee the multi-agency Youth Offending Team</li> <li>• Oversee the effective provision of support across partners for the wellbeing of vulnerable families - including the Troubled Families programme</li> </ul> <p>(3) Approve the Children and Young People Plan and associated sub strategies promoting the following areas:</p> <ul style="list-style-type: none"> <li>• Education</li> <li>• Inclusion</li> <li>• Child Poverty</li> <li>• Early Intervention and Prevention</li> </ul> <p>(4) To approve any non-statutory plan or strategy within the remit of the Committee that is not reserved to Full Council or Policy and Resources.</p> <p>(5) To ensure that the Council's safeguarding responsibilities are taken into account.</p> <p>(6) To receive and consider reports as appropriate from the Children's Trust Board.</p> <p>(7) To approve Fees and Charges for those areas under the remit of the Committee.</p> <p>(8) Discussion of transformation schemes not in service plans but not outside the Council's budget or policy framework</p> <p>(9) To consider petitions within the remit of the Committee that contain between 2,000 and 6,999 signatures in accordance with Public Participation and Engagement Procedure Rules.</p>	<p>Children's Services. Committee to be made up in accordance with proportionality</p> <p><u>Co-Opted Members</u></p> <p>The following co-opted members will be appointed. They may speak on all matters but cannot vote.</p> <p>Three Voluntary Aided School Representatives - to provide a faith perspective on education matters (Church of England; Roman Catholic; and Jewish Voluntary Aided representatives).</p> <p>One representative from the Standing Advisory Committee on Religious Education</p> <p>Two Parent governor representatives (PGRs) elected by other parent governors to represent the views of all parents and hold the authority to account by consulting with and feeding back to parents on discussions and decisions relating to education.</p>
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	<p>(10) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.</p> <p>(11) To submit to the Policy and Resources Committee proposals relating to the Committee's budget for the following year in accordance with the budget timetable.</p> <p>(12) To make recommendations to Policy and Resources Committee on issues relating to the budget for the Committee, including virements or underspends and overspends on the budget. No decisions which result in amendments to the agreed budget may be made by the Committee unless and until the amendment has been agreed by Policy and Resources Committee.</p> <p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	
<p>Adults and Safeguarding Committee</p>	<p>(1) Specific responsibilities include: To be responsible for those powers, duties and functions of the Council in relation to Adults and Communities including the following specific functions:</p> <ul style="list-style-type: none"> <li>• Promoting the best possible Adult Social Care services</li> </ul> <p>(2) Work with partners on the Health and Well Being Board to ensure that social care, interventions are effectively and seamlessly joined up with public health and healthcare and promote the Health and Well Being Strategy and its associated sub strategies.</p> <p>(3) To approve fees and charges for those areas under the remit of the Committee</p> <p>(4) Specific responsibilities to include:</p> <div style="border: 1px solid black; padding: 5px;"> <ul style="list-style-type: none"> <li>• Leisure Services.</li> </ul> </div>	<p>9</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council. Committee to be made up in accordance with proportionality</p>



	<p>(5) To ensure that the Council’s safeguarding responsibilities are taken into account.</p> <p>(6) To approve any non-statutory plan or strategy within the remit of the Committee that is not reserved to Full Council or Policy and Resources.</p> <p>(7) Discussion of transformation schemes not in service plans but not outside the Council’s budget or policy framework</p> <p>(8) To consider petitions within the remit of the Committee that contain between 2,000 and 6,999 signatures in accordance with Public Participation and Engagement Procedure Rules.</p> <p>(9) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.</p> <p>(10) To submit to the Policy and Resources Committee proposals relating to the Committee’s budget for the following year in accordance with the budget timetable.</p> <p>(11) To make recommendations to Policy and Resources Committee on issues relating to the budget for the Committee, virements or underspends and overspends on the budget. No decisions which result in amendments to the agreed budget may be made by the Committee unless and until the amendment has been agreed by Policy and Resources Committee.</p> <p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	
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<p>Environment Committee</p>	<p>(1) To include specific responsibilities for commissioning the following:</p> <table border="1" data-bbox="437 264 1050 1774"> <tr> <td data-bbox="437 264 740 465"> <ul style="list-style-type: none"> <li>Street Scene including pavements and all classes of roads</li> </ul> </td> <td data-bbox="745 264 1050 465"> <ul style="list-style-type: none"> <li>Parking provision and enforcement</li> </ul> </td> </tr> <tr> <td data-bbox="437 472 740 524"> <ul style="list-style-type: none"> <li>Road Safety</li> </ul> </td> <td data-bbox="745 472 1050 524"> <ul style="list-style-type: none"> <li>Street Lighting</li> </ul> </td> </tr> <tr> <td data-bbox="437 530 740 909"> <ul style="list-style-type: none"> <li>Transport and traffic management-including agreement of London Transport Strategy-Local Implementation Plan</li> </ul> </td> <td data-bbox="745 530 1050 909"> <ul style="list-style-type: none"> <li>Refuse and recycling</li> </ul> </td> </tr> <tr> <td data-bbox="437 916 740 1003"> <ul style="list-style-type: none"> <li>Street Cleaning</li> </ul> </td> <td data-bbox="745 916 1050 1003"> <ul style="list-style-type: none"> <li>Waste Minimisation</li> </ul> </td> </tr> <tr> <td data-bbox="437 1010 740 1097"> <ul style="list-style-type: none"> <li>Waterways</li> </ul> </td> <td data-bbox="745 1010 1050 1097"> <ul style="list-style-type: none"> <li>Allotments</li> </ul> </td> </tr> <tr> <td data-bbox="437 1104 740 1249"> <ul style="list-style-type: none"> <li>Parks and Open Spaces</li> </ul> </td> <td data-bbox="745 1104 1050 1249"> <ul style="list-style-type: none"> <li>Fleet Management</li> </ul> </td> </tr> <tr> <td data-bbox="437 1256 740 1384"> <ul style="list-style-type: none"> <li>Trees</li> </ul> </td> <td data-bbox="745 1256 1050 1384"> <ul style="list-style-type: none"> <li>Cemetery and crematorium and Mortuary</li> </ul> </td> </tr> <tr> <td data-bbox="437 1391 740 1603"> <ul style="list-style-type: none"> <li>Trading Standards</li> </ul> </td> <td data-bbox="745 1391 1050 1603"> <ul style="list-style-type: none"> <li>Contaminated land and all statutory nuisances.</li> </ul> </td> </tr> <tr> <td data-bbox="437 1610 740 1774"> <ul style="list-style-type: none"> <li>Flood Risk Management (scrutiny aspect)</li> </ul> </td> <td data-bbox="745 1610 1050 1774"></td> </tr> </table> <p>(2) Council highways functions (including highways use and regulation, access to the countryside, arrangements and extinguishment of public rights of way) which are limited to:</p> <ul style="list-style-type: none"> <li>approving the annual programme of highways and footways works</li> </ul>	<ul style="list-style-type: none"> <li>Street Scene including pavements and all classes of roads</li> </ul>	<ul style="list-style-type: none"> <li>Parking provision and enforcement</li> </ul>	<ul style="list-style-type: none"> <li>Road Safety</li> </ul>	<ul style="list-style-type: none"> <li>Street Lighting</li> </ul>	<ul style="list-style-type: none"> <li>Transport and traffic management-including agreement of London Transport Strategy-Local Implementation Plan</li> </ul>	<ul style="list-style-type: none"> <li>Refuse and recycling</li> </ul>	<ul style="list-style-type: none"> <li>Street Cleaning</li> </ul>	<ul style="list-style-type: none"> <li>Waste Minimisation</li> </ul>	<ul style="list-style-type: none"> <li>Waterways</li> </ul>	<ul style="list-style-type: none"> <li>Allotments</li> </ul>	<ul style="list-style-type: none"> <li>Parks and Open Spaces</li> </ul>	<ul style="list-style-type: none"> <li>Fleet Management</li> </ul>	<ul style="list-style-type: none"> <li>Trees</li> </ul>	<ul style="list-style-type: none"> <li>Cemetery and crematorium and Mortuary</li> </ul>	<ul style="list-style-type: none"> <li>Trading Standards</li> </ul>	<ul style="list-style-type: none"> <li>Contaminated land and all statutory nuisances.</li> </ul>	<ul style="list-style-type: none"> <li>Flood Risk Management (scrutiny aspect)</li> </ul>		<p>11</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council. Committee to be made up in accordance with proportionality</p>
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- creating, stopping up and diverting footpaths and bridleways
- asserting and protecting public rights to use highways
- removing things deposited on highways which cause nuisance

(3) Gaming, entertainment, food and miscellaneous licensing in so far as not otherwise the responsibility of the Licensing Committee or the Licensing Sub-Committee, and Health and Safety regulation (otherwise than as an employer).

(4) To approve fees and charges for those areas under the remit of the Committee

(5) To approve any non-statutory plan or strategy within the remit of the Committee that is not reserved to Full Council or Policy and Resources.

(6) Discussion of transformation schemes not in service plans but not outside the Council's budget or policy framework.

(7) To consider petitions within the remit of the Committee that contain between 2000 and 6999 signatures in accordance with Public Participation and Engagement Procedure Rules.

(8) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.

(9) To submit to the Policy and Resources Committee proposals relating to the Committee's budget for the following year in accordance with the budget timetable.

(10) To make recommendations to Policy and Resources Committee on issues relating to the budget for the Committee, including and virements or underspends and overspends on the budget. No decisions which result in amendments to the agreed budget may be made by the Committee unless and until the amendment has been agreed by Policy and Resources Committee.

	<p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	
<p>Assets, Regeneration and Growth Committee</p>	<p>(1) Specific responsibilities include:</p> <ul style="list-style-type: none"> <li>• Develop and oversee a Regeneration Strategy</li> <li>• Develop strategies which maximise the financial opportunities of growth- e.g. New Homes Bonus, localisation of business rates</li> <li>• Promote skills and enterprise and approve a Skills Enterprise and Employment Strategy (having regard to the views of the Lead Member for Children’s Services on relevant matters)</li> <li>• Engagement with the business community and measures to support local business</li> <li>• Oversee major regeneration schemes- including those of key social housing estates</li> <li>• Town Centre regeneration programmes</li> <li>• Asset Management – all matters relating to land and buildings owned, rented or proposed to be acquired or disposed of by the Council</li> </ul> <p>(2) To approve fees and charges for those areas under the remit of the Committee.</p> <p>(3) To approve any non-statutory plan or strategy within the remit of the Committee that is not reserved to Full Council or Policy and Resources.</p> <p>(4) Discussion of transformation schemes not in service plans but not outside the Council’s budget or policy framework.</p> <p>(5) To consider petitions within the remit of the Committee that contain between 2000 and 6999 signatures in accordance with Public Participation and Engagement Procedure Rules.</p>	<p>9</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council. Committee to be made up in accordance with proportionality</p>

	<p>(6) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.</p> <p>(7) To submit to the Policy and Resources Committee proposals relating to the Committee's budget for the following year in accordance with the budget timetable.</p> <p>(8) To make recommendations to Policy and Resources Committee on issues relating to the budget for the Committee, including virements or underspends and overspends on the budget. No decisions which result in amendments to the agreed budget may be made by the Committee unless and until the amendment has been agreed by Policy and Resources Committee.</p> <p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	
Housing Committee	<p>(1) Specific responsibilities include:</p> <ul style="list-style-type: none"> <li>• Housing Strategy (incorporating Homelessness Strategy)</li> <li>• Work with Barnet Homes, RSLs and social housing providers to ensure the optimum provision of housing and associated facilities for those who require social housing</li> <li>• Commissioning of Environmental Health</li> <li>• Promote the better integration of privately rented properties into the Borough's framework;</li> <li>• All matters related to Private sector Housing including Disabled Facility Grants</li> <li>• Housing licensing and housing enforcement.</li> </ul> <p>(2) To approve fees and charges for those areas under the remit of the Committee</p>	<p>9</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council. Committee to be made up in accordance with proportionality</p>

	<p>(3) To approve any non-statutory plan or strategy within the remit of the Committee that is not reserved to Full Council or Policy and Resources.</p> <p>(4) Discussion of transformation schemes not in service plans but not outside the Council's budget or policy framework.</p> <p>(5) To consider petitions within the remit of the Committee that contain between 2000 and 6999 signatures in accordance with Public Participation and Engagement Procedure Rules.</p> <p>(6) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.</p> <p>(7) To submit to the Policy and Resources Committee proposals relating to the Committee's budget for the following year in accordance with the budget timetable.</p> <p>(8) To make recommendations to Policy and Resources Committee on issues relating to the budget for the Committee, including virements or underspends and overspends on the budget. No decisions which result in amendments to the agreed budget may be made by the Committee unless and until the amendment has been agreed by Policy and Resources Committee.</p> <p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	
Community Leadership Committee	<p>Specific responsibilities include:</p> <ul style="list-style-type: none"> <li>• Grants to Voluntary Sector</li> <li>• Registration and Nationality Service</li> <li>• Emergency Planning</li> <li>• Civic events</li> </ul>	<p>11</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council. Committee to be made up in</p>

	<p>(1) To oversee arrangements for cross partner co-operation including any pooling of budgets (other than those within the remit of the Health and Well Being Board) e.g. Community Budgets.</p> <p>(2) To maintain good community relations with Barnet's diverse communities ensuring that all communities have the opportunity to participate fully in the Borough's affairs.</p> <p>(3) To contribute to achieving better outcomes in the Safer Communities Strategy through CCTV, fighting crime and anti-social behaviour, combating graffiti flytipping and other environmental crime, action against Domestic Violence and any other relevant Council activity.</p> <p>(4) To work together with partners on the Barnet Safer Communities Partnership including Police, Fire and Criminal Justice Agencies to help make Barnet a safer place.</p> <p>(5) Provide scrutiny aspect of Community Safety.</p> <p>(6) To approve any non-statutory plan or strategy within the remit of the Committee that is not reserved to Full Council or Policy and Resources.</p> <p>(7) To receive nominations and determine applications for buildings / land to be listed as an Asset of Community Value (Community Right to Bid)</p> <p>(8) Discussion of transformation schemes not in service plans but not outside the Council's budget or policy framework.</p> <p>(9) To consider petitions within the remit of the Committee that contain between 2000 and 6999 signatures in accordance with Public Participation and Engagement Procedure Rules.</p> <p>(10) Authorise procurement activity within the remit of the Committee and any acceptance of variations or extensions if within budget in accordance with the responsibilities and thresholds set out in Contract Procedure Rules.</p>	<p>accordance with proportionality.</p>
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	<p>(11) To submit to the Policy and Resources Committee proposals relating to the Committee's budget for the following year in accordance with the budget timetable.</p> <p>(12) To make recommendations to Policy and Resources Committee on issues relating to the budget for the Committee, including virements or underspends and overspends on the budget. No decisions which result in amendments to the agreed budget may be made by the Committee unless and until the amendment has been agreed by Policy and Resources Committee.</p> <p>If any report comes within the remit of more than one committee, to avoid the report being discussed at several committees, the report will be presented and determined at the most appropriate committee. If this is not clear, then the report will be discussed and determined by the Policy and Resources Committee.</p>	
Community Leadership Sub-Committee	To receive nominations and determine applications for buildings / land to be listed as an Asset of Community Value (Community Right to Bid) when there is no scheduled meeting of the full Committee which falls within the eight week statutory deadline for determining applications	<p>3</p> <p>Community Leadership Committee Chairman, Vice-Chairman and Opposition Spokesperson</p> <p>Membership to be appointed by Community Leadership Committee</p>
Area Committees	<p>In relation to the area covered by the Committee:</p> <p>(1) Consider matters raised at Residents Forums and determine how they are to be taken forward, including whether to request a report for a future meeting, refer to an Officer and/or ward councillors.</p> <p>(2) Discharge any functions, within the budget and policy framework agreed by Policy and Resources, of the theme committees that they agree are more properly delegated to a more local level. These include but are not limited to:</p> <ul style="list-style-type: none"> <li>• <i>Town Centre Regeneration and Management</i></li> <li>• <i>Sewers, drainage, public conveniences,</i></li> </ul>	<p>7</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council.</p> <p>One Member and one Substitute member for each Ward.</p>



	<p><i>water courses</i></p> <ul style="list-style-type: none"> <li>• <i>Refuse collection, litter, cleansing, waste and recycling</i></li> <li>• <i>Parks, open spaces, nature reserves, allotments, recreation and leisure facilities</i></li> <li>• <i>Libraries and Culture</i></li> <li>• <i>Cemeteries and Crematoria</i></li> <li>• <i>Recommending the creation of Conservation Areas to Environment Committee</i></li> <li>• <i>Day to day environmental issues and management of land on Council Housing estates</i></li> <li>• <i>Local highways and safety schemes</i></li> </ul> <p>(4) Administer any local budget delegated from Policy and Resources Committee for these committees in accordance with the framework set by the Policy and Resources Committee.</p> <p>(5) Powers to deal with small public works.</p> <p>Area committees should not deal with issues that are specifically within the remit of other committees (e.g. Licensing), that should be exercised at a Borough wide level or that are outside the budget and policy framework.</p>	
Council acting as the Licensing Authority	Agreeing and reviewing the Statement of Licensing Policy.	All Members of the Council
Licensing Committee	<p>All functions under the Licensing Act 2003 and the Gambling Act 2005 associated Regulations, not otherwise delegated to the Licensing Sub-Committee.</p> <p>To approve fees and charges for those areas under the remit of the Committee.</p> <p>Applications and appeals and revocations relating to Sex Shops, Sex Cinemas and Sex Encounter Establishments.</p> <p>Applications, appeals and revocations relating to Special Treatment Licenses.</p> <p>Application for film classification for films shown within the Borough.</p> <p>Gaming, entertainment, food and miscellaneous licensing including functions relating to: street trading including the designation of permanent pitches for street</p>	<p>11</p> <p>Chairman, Vice Chairman, Members</p>

	trading. Safety at sports ground certification.	
Licensing Sub-Committee	All functions under the Licensing Act 2003 and the Gambling Act 2005 and associated Regulations, as delegated to it by the Licensing Committee. All functions in relation to other licensing as delegated by the Licensing Committee.	3 Chairman appointed at each meeting of a Sub-Committee.
Audit Committee	Statement of Purpose The purpose of an audit committee is to provide independent assurance of the adequacy of the risk management framework and the associated control environment, independent scrutiny of the authority's financial and non-financial performance to the extent that it affects the authority's exposure to risk and weakens the control environment, and to oversee the financial reporting process. Terms of Reference <u>Audit Activity</u> 1. To consider the annual internal audit opinion and plan. . 2. To consider summaries of specific internal audit reports as requested. 3. To consider reports dealing with the management and performance of the providers of internal audit services. 4. To consider a report from internal audit on agreed recommendations not implemented within a reasonable timescale. 5. To consider the external auditor's annual letter, relevant reports, and the report to those charged with governance. 6. To consider specific reports as agreed with the external auditor. 7. To comment on the scope and depth of external audit work and to ensure it gives value for money. 8. To liaise with the body responsible over the appointment of the Council's external auditors. 9. To commission work from the internal and external audit, proportionate to risk identified and with agreement from Chief	7 Chairman, Vice Chairman, Members and substitutes appointed by Council. Committee to be made up in accordance with proportionality. The membership should also include two independent, non-voting Members with a period of appointment of four years. The Chairman should preferably be a member of an opposition party. Additionally, the Chairman should not be permitted to serve in that role for more than 4 consecutive years.

	<p>Executive.</p> <p>10. To approve revisions to the Internal Audit Charter.</p> <p>11. To approve decisions relating to the appointment and removal of the Chief Audit Executive</p> <p><u>Anti-Fraud Activity</u></p> <p>12. To monitor the effective development and operation of the Council's Corporate Anti-Fraud Team (CAFT).</p> <p>13. To consider the anti-fraud strategy, annual anti-fraud work plan and CAFT Annual Report.</p> <p>14. To consider regular anti-fraud progress reports and summaries of specific fraud issues and investigation outcomes.</p> <p>15. To monitor the Council's Counter Fraud framework and policies within and recommend their application across the Council.</p> <p><u>Regulatory Framework.</u></p> <p>16. To review any issue referred to it by the Chief Executive or a director, or any Council body.</p> <p>17. To monitor the effective development and operation of risk management and corporate governance in the Council.</p> <p>18. To oversee the production of the authority's Annual Governance Statement and to recommend its adoption.</p> <p><u>Accounts</u></p> <p>19. To review and approve the annual statement of accounts. Specifically, to consider whether appropriate accounting policies have been followed and whether there are concerns arising from the financial statements or from the audit that need to be brought to the attention of the Council.</p> <p>20. To consider the external auditor's report to those charged with governance on issues arising from the audit of the accounts.</p>	
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	<p><u>Annual Report</u></p> <p>21. The Audit Committee shall prepare a report to Full Council on annual basis on its activity and effectiveness.</p>	
Planning Committee	<p>Take action under Town and Country Planning, and associated legislation including Part 8 of the Anti-Social Behaviour Act 2003 relating to high hedges</p> <p>The following functions are reserved to the Committee and cannot be discharged by an Area Sub-committee or officer.</p> <ul style="list-style-type: none"> <li>• planning applications which involve a significant departure from the statutory development plan;</li> <li>• planning applications on behalf of the Council or where the Council has a significant interest in the development;</li> <li>• planning applications within the categories of development which must be referred to the Mayor of London; and</li> <li>• matters of significance to the entire borough or where major issues extend across boundaries of committees or across local government boundaries.</li> </ul> <p>(Reports on all the matters reserved to the Committee shall be made direct to the Committee and not through an area - committee).</p> <p>Commons registration and town and village greens including powers of protection and enforcement although in practice these specific functions will be discharged by officers.</p> <p>(Which may include considering the recommendations of a non-statutory inquiry chaired by an independent person).</p> <p>Designating neighbourhood areas and neighbourhood forums for the purposes of neighbourhood planning and considering Neighbourhood Development Orders.</p> <p>To approve building control and land charges fees and charges for those areas under the remit of the Committee</p>	<p>11</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council.</p>

<p>Area Planning Committees (3)</p>	<p>Determine planning applications within the boundaries of their areas, in accordance with Council policy and within budget, that relate to town and country planning and development control, including tree and hedgerow protection and excluding matters which fall within the terms of reference of the Planning Committee.</p> <p>[For the purposes of this section a planning application is defined as an application for planning permission as defined by the Town and Country Planning Act 1990, as amended, but also includes applications for approval of reserved matters, Listed Building and Conservation Area Consents and consent under Tree Preservation Orders and Hedgerow legislation.]</p> <p>This excludes the functions reserved to the Planning Committee</p> <p>If in cases where the Council has a minor interest in developments where a decision is required by a Committee, the Strategic Director for Growth and Environment will refer the matter to the appropriate Area Planning Committee.</p> <p><b>Relevant Considerations for Area Planning Committees</b></p> <p>A. consideration of planning applications by Area Planning Committees:</p> <p>The work of the Area Planning Committees consists mostly of determining applications for planning applications. Delays in determining applications will jeopardise the Council's ability to meet national performance criteria and impact adversely on the interests of residents and affected applicants.</p> <p>One potential cause of such delays is the deferral by committees of planning applications for further information or for members to undertake site visits. To minimise this there is a general presumption that:</p> <ul style="list-style-type: none"> <li>• Chairmen of Area Planning Committees should arrange for site visits to be made in advance of the Committee meeting, particularly where the proposals appear to be contentious or they are of major importance to the area;</li> <li>• Committee members who have queries on</li> </ul>	<p><b>Chipping Barnet Area Planning Committee</b></p> <p>7 (one councillor representing each of the following Wards:</p> <p>Underhill High Barnet East Barnet Oakleigh Brunswick Park Coppetts Totteridge</p> <hr/> <p><b>Finchley and Golders Green Area Planning Committee</b></p> <p>7 (one councillor representing each of the following Wards:</p> <p>East Finchley West Finchley Woodhouse Childs Hill Finchley Church End, Garden Suburb Golders Green</p> <hr/> <p><b>Hendon Area Planning Committee</b></p> <p>7 (One Councillor representing the following wards:</p> <p>Hale Edgware Burnt Oak West Hendon Colindale Hendon Mill Hill</p>
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	<p>applications will raise them either at the site visit, or, in any event, as soon as possible before the meeting at which they will be considered.</p> <p>B. In so far as developments where the Council has minor interests in the development, these matters will normally be dealt with by the Assistant Director of Planning and Development Management under delegated powers, unless it proves necessary to refer them to Committee. These are:</p> <ul style="list-style-type: none"> <li>• Minor developments on the public highway or Council owned land – including crossovers, hard standings/ramps, bus shelters, advertisements, satellite dishes, etc.</li> <li>• Minor extensions or ancillary building proposals less than 1000 sq. m to buildings or property, including minor school extensions, housing estate, ancillary buildings, community services, etc.</li> </ul> <p>Any ‘other’ or ‘minor’ developments as defined by the DCLG in PS1/PS2 Planning statistical categories of developments, for example 9 or less dwellings, advertisements, Listed Building and Conservation Area consents.)</p>	
<p>General Functions Committee</p>	<p>All other Council functions that are not reserved to Full Council including</p> <ul style="list-style-type: none"> <li>• Appointing representatives on outside bodies</li> <li>• Appointing representatives to School Governing Bodies</li> <li>• Staff matters (i.e. salaries and conditions of service) other than those within the remit of Chief Officer Appointment Panel</li> <li>• Polling Stations</li> <li>• Ward Boundaries</li> <li>• Request a ward boundary review by the Local Government Boundary Commission for England</li> <li>• Elections in general</li> <li>• Health and safety</li> <li>• Approving premises for marriages and the</li> </ul>	<p>7</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council.</p>

	<p>formation of civil partnerships</p> <ul style="list-style-type: none"> <li>• Determine Members requests for non-committee information as specified in the Members Information Management Policy</li> <li>• Endorsing the calendar of meetings prior of Annual Council approval</li> <li>• Agreeing the Members Diary and Year Book</li> </ul> <p>Where decisions have a significant impact on the Pension Fund and/or Council budget, decisions will be subject to agreement also by the Pension Fund Committee and/or Policy and Resources Committee.</p> <p>Collective Disputes - In accordance with the Council's Trade Union and Employee Engagement Framework, certain disputes may be referred to the General Functions Committee.</p> <p>(a) Only where there has been a failure to agree at People Management Group about the implementation (or proposed implementation) of change affecting working arrangements can the matter be referred to the General Functions Committee at its next scheduled meeting.</p> <p>(b) Issues concerning working arrangements which are submitted to the General Functions Committee will be supported by the minutes of the People Management Group which considered the matter.</p> <p>(c) Where the matter is not resolved at this point, the Collective Disputes Procedure is regarded as exhausted and the Council will advise trade unions and employees of its intentions.</p> <p>(d) When considering the report, a representative of the trade unions may be requested to speak with the consent of the Chairman or be questioned by the Committee before a decision is made.</p> <p>(e) Consider reports on restructure in line with the HR Regulations.</p>	
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In accordance with supplementary guidance issued by the Department for Communities & Local Government in 2012 and February 2013 Council be given the opportunity to vote on Chief Officer salary packages, of salary packages of £100,000 or more and any severance packages at or above £100,000 and in instances where Council has delegated these functions to the General Functions Committee, then the General Functions Committee will:

Decide on and report back to Council on

- a. Chief Officer salary packages
- b. Salary packages to be offered of £100,000 or more
- c. Severance packages per individual of £100,000 or more. (Severance package will consist of redundancy pay, pay in lieu of notice, any holiday pay the employee is contractually entitled to and any pension lump sum the employee is entitled to in accordance with the Local Government Pension Scheme).

#### **Responsibilities**

The Committee will take account of the Reward and Employment strategies of the Council and ensure that it is fully briefed on the prevailing organisational approach. The following list of responsibilities is not intended to be exhaustive:

- a. To develop the annual pay policy statement for full Council approval and be responsible for the publication of the annual statement, which will include:
  - The level and elements of remuneration for each Chief Officer;
  - Relationship of the remuneration of Chief Officers and other officers;
  - A description of the relationship between decisions made on the lowest paid and top paid employees in the organisation;
  - Remuneration of the lowest paid (with the definition of the lowest paid and the reasons for adopting that definition);
  - Remuneration on recruitment, increases and additions to



	<p>remuneration, use of performance-related pay and bonuses, termination payments;</p> <ul style="list-style-type: none"> <li>• Transparency arrangements;</li> <li>• Reasons for chosen approach to remuneration levels and how this is to be implemented;</li> <li>• Differences of approach to groups of employees and the reasons for them;</li> <li>• Pay dispersion.</li> <li>• Incremental progression factors</li> <li>• Use of honoraria and ex-gratia payments</li> <li>• Determine remuneration parameters for officers who have returned to work for a local authority</li> <li>• Appointment and remuneration terms</li> </ul> <p>b. To review annually remuneration, as defined above, for the Council's Chief Officers except those elements determined nationally or pensions.</p> <p>c. To keep under review the terms &amp; conditions as they relate to pay for all Council employees and where changes have a significant impact on the Pension Fund and/or Council budget, decisions will be subject to agreement also by the Pension Fund Committee and/or Policy and Resources Committee and/or General Functions Committee.</p> <p>d. To receive information in the context of reward from organisations that have a relationship with the Council or arrangements that may influence decisions when determining pay</p> <ul style="list-style-type: none"> <li>• The employees of Barnet Group</li> <li>• Contractors</li> <li>• Shared management schemes</li> <li>• Outplacements</li> <li>• Agency and other staff</li> </ul> <p>e. To have oversight to ensure that remuneration terms of appointments are appropriate.</p> <p>f. To take advice from the Pension Fund Committee with regard to decisions on pay that would impact upon pension arrangements or contributions.</p>	
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	<p>g. To set parameters for the remuneration of Chief Officers on recruitment.</p> <p>h. To ensure that sufficient flexibility exists within the pay policy to allow responses to unforeseen circumstances without having recourse to revising the pay policy statement between annual reviews.</p> <p>i. To have oversight of the national pay agenda and consider the implications in the local context.</p> <p>j. To commission relevant research and/or comparative information on salaries in the public and private sectors e.g. from:</p> <ul style="list-style-type: none"> <li>• The Council's own HR function</li> <li>• National and/or Regional employers' organisations</li> <li>• Independent consultancy organisations with relevant experience in pay market analysis</li> <li>• Submissions made by the Associations on behalf of their members and make recommendations thereon.</li> </ul> <p>k. To ensure that the Public Sector Equality Duty, as set out by the Equality Act 2010, is applied throughout the pay and reward structure.</p> <p>l. To take cognisance of the CLG Code of Recommended Practice for Local Authorities on Data Transparency.</p> <p>m. To reference back to previous year's actual remuneration for Chief Officers and senior employees ( definition of senior employee is consistent with CLG Code of Recommended Practice for Local Authorities on Data Transparency).</p> <p>n. To obtain assurance that adequate internal and external moderation and benchmarking takes place when senior posts are subject to job evaluation.</p> <p>o. To take account of forward plans and the impact of remuneration on workforce planning, talent management and succession planning.</p>	
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	<p>p. To review remuneration arising from performance management and ensure that any performance-related pay mechanisms are fair and transparent.</p> <p>q. To refer such items as necessary to the Council.</p> <p>r. To refer to guidance from the Secretary of State.</p>	
Constitution, Ethics and Probity Committee	<p>To have responsibility for overseeing the Council's governance arrangements.</p> <p>Proactively to review and keep under review all aspects of the Council's Constitution so as to ensure that it remains current and fit for purpose, and to make recommendations thereon to the Council.</p> <p>To consider and make recommendations to the Council on: (i) how it can satisfy the continuing duty to promote and maintain high standards of conduct for Members; (ii) on the Code of Conduct for Members; and (iii) on ethical standards in general across the authority.</p>	<p>7</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council.</p>
Group Leaders Panel	<p>To investigate and determine allegations of a breach of the Code of Conduct for Members in the context of satisfying the Council's continuing duty to promote and maintain high standards of conduct for Members.</p>	<p>5 (By convention the Members comprise the Leaders of the political groups).</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council.</p> <p>The Panel will take account of the views of an Independent Person.</p>
Pension Fund Committee	<p>To approve and act in accordance with the following statutory Pension Fund documents:-</p> <ul style="list-style-type: none"> <li>• Statement of Investment Principles</li> <li>• Funding Strategy Statement</li> <li>• Governance Policy Statement</li> <li>• Pension Administration Strategy</li> <li>• Communication Policy Statement</li> </ul> <p>To review the above documents at least triennially, or more frequently if advised by the Chief Finance Officer of the need to do so (e.g. change in statutory guidance on what these documents should cover).</p>	<p>7</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council.</p>

	<p>To meet review and approve the Pension Fund Statement of Accounts, income and expenditure and balance sheet or record of payments and receipts (as the case may be)</p> <p>To receive and approve the Pension Fund Annual Report.</p> <p>To invite a recognised representative from the trades unions and a representative from Middlesex University (the largest scheduled/admitted body) to meetings of the committee. These representatives are appointed to advise the committee on behalf of the interests they represent, but are not to have any voting rights. Further invites to scheduled/admitted bodies to be decided by the chairman of the committee.</p> <p>To appoint independent investment advisors.</p> <p>To appoint Pension Fund investment managers.</p> <p>To appoint Pension Fund actuaries.</p> <p>To appoint a performance management company.</p> <p>To appoint custodians.</p> <p>To review and challenge at least quarterly the Pension Fund investment managers' performance against the Statement of Investment Principles in general and investment performance benchmarks and targets in particular. One of these meetings to be the annual review, at which the representative from the council's performance management organisation attends to comment on the relative performance of the fund managers.</p> <p>To consider actuarial valuations and their impact on the Pension Fund.</p> <p>To consider advice given by the Chief Finance Officer, independent advisors, and views expressed by non-voting representatives at Pension Fund Committee meetings.</p> <p>To approve applications from organisations wishing to become admitted bodies into the</p>	
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	<p>Pension Fund where legislation provides for discretion, including the requirements for bonds.</p> <p>To determine the appropriate course of action on any matter not specifically listed above that pertains to the leadership and/or strategic management of the Pension Fund, in particular any matter which could materially affect its financial performance or long-term standing.</p> <p>To convene regularly each quarter and additionally at such times outside the regular quarterly cycle as the Chairman deems appropriate</p> <p>To require that all voting members receive adequate training on matters relating to the operation of the Local Government Pension Scheme to enable the committee to fulfil its fiduciary responsibilities in a satisfactory manner.</p>	
<p>Local Pension Board</p>	<p>The Board is responsible for assisting with:</p> <ul style="list-style-type: none"> <li>○ securing compliance with Local Government Pension Scheme (LGPS) Government regulations and any other legislation relating to the governance and administration of the LGPS</li> <li>○ securing compliance with the requirements imposed in relation to the PGPS by the Pensions Regulator.</li> <li>○ such other matters that the LGPS regulations may specify</li> </ul> <p>Ensure the effective and efficient governance and administration of the LGPS for the LBB Pension Fund</p> <p>Ensure the Pension Fund's strategy and policy documents are in place and have been maintained in accordance with the LGPS Regulations. These documents are the: communications policy statement; funding strategy statement; governance compliance statement; pensions administration strategy; Pension Fund annual report and accounts; statement of investment principles</p> <p>Ensure the Pension Fund's internal Risk Register is in place and reviewed at least annually</p>	<p>5 Members comprising:</p> <p>2 employers side representatives (one councillor and one employer representative from an admitted body)</p> <p>2 employee side representatives (one active member and one deferred member)</p> <p>1 independent member/advisor</p>

	<p>Review the Pension Fund's performance in complying with the requirements of the LGPS Regulations and any other legislation relating to the governance and administration of the LGPS</p> <p>Review the Pension Fund's performance in complying with the requirements of the Pension Regulator</p> <p>Annually submit a proposed work plan for the forthcoming financial year, to the Pension Fund Committee</p> <p>To carry out any other activities relating to the efficient governance and administration of the Pension Fund.</p> <p>The Local Pension Board does not replace the Administering Authority or make decisions or carry out duties other than duties which are the responsibility of the Administering Authority (refer to Pension Fund Committee terms of reference)</p> <p>The Administering Authority retains ultimate responsibility for the administration and governance of the scheme. The role of the Board is to support the Administering Authority to fulfil that responsibility and secure compliance with any requirements imposed by the Pensions Regulator.</p>	
Chief Officer Appointment Panel	To deal with Chief Officer Appointments, Discipline and Capability matters.	<p>5</p> <p>Chairman, Vice Chairman, Members and substitutes appointed by Council. By convention the Members comprise:</p> <p>Chairman – Leader of the Council</p> <p>Deputy Leader of the Council.</p> <p>Chairman of General Functions Committee.</p> <p>Leader of the Opposition</p> <p>Leader of the Minority opposition group</p> <p><i>One substitute from each</i></p>

		<i>political group</i>
Health and Wellbeing Board	<p>(1) To jointly assess the health and social care needs of the population with NHS commissioners, and apply the findings of a Barnet joint strategic needs assessment (JSNA) to all relevant strategies and policies.</p> <p>(2) To agree a Health and Wellbeing Strategy (HWBS) for Barnet taking into account the findings of the JSNA and performance manage its implementation to ensure that improved outcomes are being delivered.</p> <p>(3) To work together to ensure the best fit between available resources to meet the health and social care needs of the population of Barnet (including children), by both improving services for health and social care and helping people to move as close as possible to a state of complete physical, mental and social wellbeing. Specific resources to be overseen include money for social care being allocated through the NHS; dedicated public health budgets; the Better Care Fund; and Section 75 partnership agreements between the NHS and the Council.</p> <p>(4) To consider all relevant commissioning strategies from the CCG and the NHS England and its regional structures to ensure that they are in accordance with the JSNA and the HWBS and refer them back for reconsideration.</p> <p>(5) To receive assurance from all relevant commissioners and providers on matters relating to the quality and safety of services for users and patients.</p> <p>(6) To directly address health inequalities through its strategies and have a specific responsibility for regeneration and development as they relate to health and care. To champion the commissioning of services and activities across the range of responsibilities of all partners in order to achieve this.</p> <p>(7) To promote partnership and, as appropriate, integration, across all necessary areas, including the use of joined-up commissioning plans across the NHS, social</p>	<p>Chairman, Vice Chairman, Members and substitutes appointed by Council.</p> <p>Three Members of the Council</p> <p>Director of Public Health, Barnet and Harrow</p> <p>Commissioning Director for Children &amp; Young People</p> <p>Commissioning Director for Adults &amp; Health</p> <p>Barnet Clinical Commissioning Group-Board members x 3</p> <p>Barnet Clinical Commissioning Group-Chief Officer</p> <p>Barnet Healthwatch representative</p> <p>Independent Chair of the Adults and Children's Safeguarding Boards (Non-Voting Member)</p> <p>NHS England</p> <p>NOTE 1: Each member will be able to nominate a substitute member if they are unable to attend.</p> <p>NOTE 2: The flexibilities given in the Local Authority (Public Health, Health and Wellbeing Board and Health Scrutiny) Regulations 2013(SI 218) to disapply elements of the 1972 Local Government Act have been used to:</p> <p>Waive requirement for proportionality</p> <p>Allow voting rights to members other than Members of the Council.</p>

	<p>care and public health. To explore partnership work across North Central London where appropriate.</p> <p>(8) Receive the Annual Report of the Director of Public Health and commission and oversee further work that will improve public health outcomes.</p> <p>(9) Specific responsibilities for:</p> <ul style="list-style-type: none"> <li>• Overseeing public health</li> <li>• Developing further health and social care integration.</li> </ul>	
<p>Health Overview and Scrutiny Committee</p>	<ol style="list-style-type: none"> <li>1. To perform the overview and scrutiny role in relation to health issues which impact upon the residents of the London Borough of Barnet and the functions services and activities of the National Health Service (NHS) and NHS bodies located within the London Borough of Barnet and in other areas.</li> <li>2. To make reports and recommendations to Council, Health and Well Being Board, the Secretary of State for Health and/or other relevant authorities on health issues which affect or may affect the borough and its residents.</li> <li>3. To receive, consider and respond to reports, matters of concern, and consultations from the NHS Barnet, Health and Wellbeing Board, Health Watch and/or other health bodies.</li> <li>4. To scrutinise and review promotion of effective partnerships between health and social care, and other health partnerships in the public, private and voluntary sectors.</li> <li>5. Both Council and the Health Overview and Scrutiny Committee are authorized pursuant to Regulation 30 Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013/218 to establish together with the health overview and scrutiny committees of one or more other local authorities a joint overview and scrutiny committee. Any such joint overview and scrutiny committee shall have such terms of reference and shall exist for so long, as the appointing Overview and Scrutiny Committees may</li> </ol>	<p>9</p> <p>Chairman, Vice-Chairman, Members and substitutes to be appointed by Council</p>



	<p>agree.</p> <p>6. Appointment of Members to any such Committees established can only be made by Full Council.</p>	
Urgency Committee	To consider any item of business which needs a decision as a matter of urgency and where a meeting of the relevant Committee is not scheduled to take place within the time period within which the decision is required.	3 Appointed by Council.
<p>Residents Forums</p> <p><u>Chipping Barnet Residents Forum</u> Underhill, High Barnet, East Barnet, Oakleigh, Brunswick Park, Coppetts and Totteridge Wards.</p> <p><u>Hendon Residents Forum</u> Hale, Edgware, Burnt Oak, West Hendon, Colindale, Hendon and Mill Hill Wards</p> <p><u>Finchley and Golders Green Residents Forum</u> Woodhouse, West Finchley, Finchley Church End, Garden Suburb, Golders Green, Childs Hill and East Finchley Wards</p>	<p>Residents Forums provide an opportunity for any resident to raise local matters. Local matters are any matters which are relevant to the Council except for matters relating to specific planning or licensing applications.</p> <p>Items and questions must be received by the Governance Service by 10am on the fifth working day prior to the meeting for the item to be discussed at the Forum. Written responses to local matters will be provided by 5pm the working day before the Residents Forums take place.</p> <p>The Forum Chairman has the discretion to accept items and questions with less than five days notice if they deem the matter to be urgent. Responses to urgent matters will be responded to by officers at the Forum meeting.</p> <p>The Six Month Rule shall apply whereby matters dealt with cannot be raised again within this period.</p> <p>The Residents Forum may also be a forum for certain consultations from the Council as decided by the Chairman.</p> <p>The Chairman will determine issues in the following way:</p> <ol style="list-style-type: none"> <li>1. Residents will have the opportunity to discuss the issue raised</li> <li>2. Chairman, Chief Officers or other relevant officers may respond to the issues raised</li> <li>3. Having considered the issues the Chairman can take the following actions: <ul style="list-style-type: none"> <li>- note the issue and take no action</li> <li>- instruct that an appropriate named officer contact the resident within 20</li> </ul> </li> </ol>	A Chairman and Vice-Chairman of each appointed by the Council.

	<p>working days to provide an additional response</p> <ul style="list-style-type: none"> <li>- instruct that Ward Members are notified of the issue.</li> <li>- decide that the issue be referred to the next meeting of an Area Committee for consideration, subject to the issue being within the terms of reference of an Area Committee</li> </ul> <p>When determining issues in accordance with the options detailed above, the Chairman must give reasons for their decision.</p>	
<p>Local Strategic Partnership (Barnet Partnership Board)</p>	<p>(a) A Local Strategic Partnership is an advisory committee which brings together the key public, private and voluntary organisations within the borough to identify and articulate the needs and aspirations of Barnet's local communities and to provide a forum to assist the Council by collectively reviewing and steering public resources, through identifying priorities in Sustainable Community Strategies. In Barnet the functions of a Local Strategic Partnership are discharged by the Barnet Partnership Board.</p> <p>(b) The Barnet Partnership Board is not the ultimate decision maker. All target-setting and consequential financial, commissioning or contractual commitments proposed by it must be formalised through the Council's Decision making structure or through one of the other members of the Board (for example if policing resources are involved). Note; Provisions relating to the Health and Well Being Board are slightly different and reflect Government Regulations on their remit and legal status. Terms of Reference are set out in Responsibility for Functions.</p> <p>(c) The Council will exercise a leadership role in relation to the Barnet Partnership Board and specifically will ensure that it has a formal constitution setting out its terms of reference, membership, organisational and management arrangements and the duties and responsibilities of Partnership members, such duties and responsibilities to be incorporated into a partnership agreement to be signed by all Partnership members.</p>	<p>Leader of the Council Other Council representatives to be appointed by Annual Council</p> <p>Senior representatives from:</p> <p>Met Police Middlesex University Barnet Clinical Commissioning Group Community Barnet Brent Cross Shopping Centre Barnet and Southgate College Job Centre Plus</p>

	<p>(d) The Council will ensure that the Barnet Partnership Board develops clear and transparent lines of accountability and responsibility between its members.</p> <p>(e) The Council will, on an annual basis (or at more frequent intervals should it deem it appropriate to do so), consider a report on the work and performance of the Barnet Partnership Board and its thematic Boards, Partnerships and sub-Partnerships, such annual report to include, amongst other things, a review of the governance arrangements and the progress made in respect of Sustainable Community Strategy priorities and objectives.</p> <p>(f) The Council will ensure that a Partnership Register is maintained (and regularly reviewed) by the Council's Officers which sets out key information in relation to the governance arrangements of the Barnet Partnership Board, its thematic Boards, Partnerships and Sub-Partnerships, to include details on terms of reference, membership, financial arrangements, statutory requirements, accountability, risk assessments and data sharing protocols.</p> <p>(g) The Council will ensure that appropriate arrangements are in place to enable appropriate review of the Barnet Partnership Board, thematic Boards, Partnerships and sub-Partnerships and relevant partner associations in accordance with statutory provision.</p>	
<p>Children's Trust Board</p>	<p>The Children's Trust is the sum total of co-operation arrangements and partnerships between organisations with a role in improving outcomes for children and young people. The Children's Trust is not a separate organisation. Each partner within the Children's Trust retains its own functions and responsibilities within the wider partnership framework.</p> <p>Section 10 of the Children Act 2004 places a duty on Local Authorities and other specific agencies to co-operate and improve the well being of children in relation to the five every child matters outcomes:</p> <ul style="list-style-type: none"> <li>• Be healthy</li> </ul>	<p>The Board will be chaired by the Lead Member for Children's Services as appointed by the Council.</p> <p>Members are able to delegate a deputy of suitable authority if they are unable to attend, by agreement with the chairman.</p> <p>Current partners are:</p> <ul style="list-style-type: none"> <li>• LB Barnet</li> <li>• Barnet Clinical Commissioning</li> </ul>

	<ul style="list-style-type: none"> <li>• Stay safe</li> <li>• Enjoy and achieve</li> <li>• Make a positive contribution</li> <li>• Achieve economic wellbeing</li> </ul> <p>The Children’s Trust Board (CTB) provides inter-agency governance to ensure that partners in Barnet are working effectively together to improve the well being of children and young people.</p> <p>The Children’s Trust Board is an essential channel to ensure that a shared set of better outcomes for children and families are delivered by a range of partners. It is leading the development of inter agency arrangements to support families with complex needs, through the expansion of the Intensive Family Focus Programme. Partners are being asked to invest in the scheme in proportion to the proven cost savings through effective intervention.</p> <p>The Children’s Trust Board is responsible for the following:</p> <ul style="list-style-type: none"> <li>• To develop and promote a local vision – set out in the Children and Young People Plan (CYPP) – to drive improved outcomes for local children, young people and their families</li> <li>• To serve as the strategic forum where agreement can be brokered and agreed. This includes providing a strategic framework within which the partners may commission services in a coordinated way using either joint or aligned budgets</li> <li>• To serve as the strategic interface for Children's Services with the LSP/ Barnet Partnership Board, neighbouring borough services and organisations and with national bodies and government</li> <li>• To develop and carry out on-going review of a strategic three to five year vision</li> <li>• To oversee development, delivery and reviewing of the CYPP</li> <li>• To monitor progress, including via a report produced on the extent to which the</li> </ul>	<p>Group</p> <ul style="list-style-type: none"> <li>• CommUnity Barnet</li> <li>• Barnet and Southgate College</li> <li>• Metropolitan Police</li> <li>• Primary, Secondary and Special Schools</li> </ul>
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	Children's Trust partners act in accordance with the CYPP and a report from the Barnet Safeguarding Children Board.	
Safer Communities Partnership Board	<p>The Safer Communities Partnership Board (SCPB) is the inter-agency mechanism in Barnet to reduce crime and anti-social behaviour and reoffending and promote social cohesion. It acts as the Crime and Disorder Reduction Partnership as defined (and required) by the 1998 Crime and Disorder Act and subsequent amendments including the 2006 Police and Justice Act and the 2009 Policing and Crime Act. The SCPB operates within the constitutional requirements of Barnet Council, the Metropolitan Police and other partner agencies, who ensure that the Board's approaches to policy formulation and resource allocation are consistent with those of the agencies concerned. It is a thematic subgroup of the Barnet Partnership Board which has overall strategic responsibility and has delegated to the SCPB the responsibility for delivering the Strong Safe Communities for Everyone theme of the Sustainable Community Strategy.</p> <p>It is taking forward one of the objectives in the strategy to develop an Integrated Offender Management system that brings together the different agencies involved in managing the punishment and rehabilitation of offenders in a much more efficient and joined up way, reducing the risks of reoffending and ensuring far more offenders complete their drug rehabilitation successfully.</p> <p>Barnet Safer Communities Partnership is an unincorporated body and therefore it does not have a legal personality. Its members work collectively within their own individual legal frameworks.</p>	<p>Meetings will be quarterly and a quorum will comprise four members provided this consists of:</p> <p>The Chairman or Vice Chairman</p> <p>At least one representative each of the Council and the Metropolitan Police.</p> <p>Other current partners are:</p> <ul style="list-style-type: none"> <li>• London Probation Trust</li> <li>• National Probation Service</li> <li>• London Fire Brigade</li> <li>• Barnet Clinical Commissioning Group</li> <li>• MOPAC- Mayor's Office for Policing and Crime</li> <li>• Barnet Safer Neighbourhood Board</li> <li>• Middlesex University</li> <li>• North West London Magistrates' Court</li> <li>• Community Barnet</li> <li>• Victim Support, North London Division</li> <li>• Department for Work and Pensions</li> </ul> <p>The Chairman will be an elected Local Authority member to reflect the Council's role in providing community leadership in this area.</p> <p>The Vice Chairman will be from the Metropolitan Police. These chairing arrangements will be reviewed and agreed at the first meeting of the Board in each new</p>

		municipal year. Members are able to delegate a deputy of suitable authority if they are unable to attend.
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**COUNCIL**  
**20 October 2015**

<b>Title</b>	<b>Report of Head of Governance</b>
<b>Report of</b>	Head of Governance
<b>Wards</b>	All
<b>Status</b>	Public
<b>Enclosures</b>	Appendix A – Changes to the Calendar of Meetings 2014/15 Appendix B – Appointments to Committees and Other Bodies
<b>Officer Contact Details</b>	Andrew Charlwood, Head of Governance, 020 8359 2014, <a href="mailto:andrew.charlwood@barnet.gov.uk">andrew.charlwood@barnet.gov.uk</a>

**Summary**

This item presents various constitutional and administrative matters for Council's agreement. Full details are as set out in the appended reports.

**Recommendations**

- 1. That Council note the changes to the Calendar of Meetings 2014-15 in Appendix A**
- 2. That Council increase the membership of the Corporate Parenting Advisory Panel to 10 members, as set out in Appendix B**
- 3. That Councillor Shimon Ryde be appointed to the Corporate Parenting Advisory Panel, as set out in Appendix B**

## **1. WHY THIS REPORT IS NEEDED**

- 1.1 The Head of Governance report seeks Council's approval for various matters of business relating to the Council's statutory and constitutional functions.

## **2. REASONS FOR RECOMMENDATIONS**

- 2.1 As set out in the attached Appendices.

## **3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED**

- 3.1 N/A

## **4. POST DECISION IMPLEMENTATION**

- 4.1 Council decisions will be minuted and implemented through the Head of Governance.
- 4.2 The Calendar of Meetings 2016-17 and 2017-18 will be approved by Annual Council meeting in 2016

## **5. IMPLICATIONS OF DECISION**

### **5.1 Corporate Priorities and Performance**

- 5.1.1 As set out in attached Appendices.

### **5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

- 5.2.1 Any specific implications are set out in the attached Appendices.

### **5.3 Legal and Constitutional References**

- 5.3.1 Council Constitution, Full Council Procedure Rules – requires that the Annual Council meeting “Agree the calendar of meeting including for ordinary meetings of the Council.”
- 5.3.2 Council Constitution, Full Council Procedure Rules – that full council has responsibility for “Agreeing and amending the terms of reference of Committees, deciding on their terms of composition and making appointments to them.”

### **5.4 Risk Management**

- 5.4.1 As set out in attached Appendices.



**5.5 Equalities and Diversity**

5.5.1 As set out in attached Appendices.

**5.6 Consultation and Engagement**

5.6.1 None specifically arising from this report.

**6. BACKGROUND PAPERS**

6.1 None.

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**CHANGES TO THE CALENDAR OF MEETINGS**

<b>Committee</b>	<b>Date of Meeting</b>	<b>New date of Meeting</b>
Children Education Libraries and Safeguarding Committee	N/A	12 October 2015
Community Leadership Sub-Committee	N/A	15 October 2015
Hendon Area Planning Committee	15 October 2015	N/A
Local Pension Board	N/A	9 November 2015
Policy and Resources Committee	1 December 2015	16 December 2015

**RECOMMEND – That Council note the changes to the calendar of meetings contained in the table above.**

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**APPOINTMENT TO COMMITTEES AND OTHER BODIES**

**(i) Corporate Parenting Advisory Panel**

The membership of the Corporate Parenting Advisory Panel was approved by Annual Council on 13 May 2015, and is a body which is not subject to political balance (proportionality) rules.

The Chairman of the Corporate Parenting Advisory Panel has requested that the Panel membership be increased from 9 to 10 members. The Conservative Group Secretary, Councillor Joan Scannell, has moved that Councillor Shimon Ryde be appointed to fill the proposed vacancy.

**RECOMMEND –**

- 1. That the Council increase the membership of the Corporate Parenting Advisory Panel to 10 members**
- 2. That Councillor Shimon Ryde be appointed to the Corporate Parenting Advisory Panel**

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**Joint Motion in the names of Cllr Richard Cornelius, Cllr Alison Moore and Cllr Jack Cohen**

Syrian refugee crisis

Council has great sympathy for the plight of refugees, notably those driven from their homes in Syria.

Council notes that the current refugee crisis is the greatest such crisis in Europe since World War II and represents the largest mass movement of people fleeing their homes and livelihoods since that war, with 4.1m people having fled Syria, and a further 7.6m internally displaced.

The scenes of human suffering played out daily on the news make us all conscious of the need for supranational and British Government action to end the conflict and allow normal life to be restored.

Council recognises that the vast majority of refugees that have fled Syria have been absorbed by neighbouring countries and notes that the UK has delivered over £1bn in aid, including large sums to support refugees in those neighbouring countries.

Council also notes that the government has agreed to resettle 20,000 refugees over 5 years in the UK.

Council recognises that Barnet is a place with acute pressures on housing. However it is a large borough with a proud tradition of helping those seeking refuge and is home to refugees and their descendants from all over the world. Indeed it is a borough whose own success has, in no small part, been built on the success of those who have previously sought refuge.

Council feels it would be wrong to shut our eyes to the situation of those in danger. Barnet therefore thanks the large number of residents who have already volunteered, donated or offered to assist those in need, and applauds the work of community organisations, notably Citizens UK, who have identified housing, schooling, GPs and even offers of employment in the borough.

Council commits to support their endeavours and to use its position as the leading organisation in the borough to inspire such generosity and enable others. Subject to compatibility with the government scheme and suitable funding, so as not to disadvantage our existing residents, we would commit to helping the community resettle at least 50 Syrian refugees in the borough as extra accommodation is found.

Council further recognises that many more people are likely to end up in the London boroughs as a result of this conflict, arriving via other channels (such as internal migration within the UK following initial resettlement). Council calls upon the Chief Executive to begin preparing plans to deal with this.

In the meantime, Council calls on officers to continue to take practical steps to support residents in assisting with the crisis; sign-posting information to help people donate and volunteer their services, such as those of a linguistic nature, or coordinate offers of accommodation.

Council notes that national government has the leading role in identifying, transporting and supporting refugees, but that every local authority in the UK has a part it can play. Council confirms that Barnet will do its bit.

Council therefore calls upon the Chief Executive to write to the Secretary of State and inform him of our borough's readiness to assist those in dire need, as we have done before and will do so again in the future.



**Opposition Motion in the name of Cllr Alan Schneiderman**

Roads and Pavements

Council notes the rising complaints over the state of the boroughs roads and pavements, and that roads and pavements are the number one issue of concern for residents according to the council's own Residents Perception Survey.

Council also notes the recent practice of 'road surface dressing' in Barnet which leaves tarmac road chippings loose on the road surface resulting in damage to vehicles from flying chippings and damage to homes from tar.

Council further notes that many residents have complained about this new approach to road repairs, and asks the Environment Committee to review the procedure, including any contingency for dealing with a deterioration in roads due to the approaching cold winter weather.

Under Full Council Procedure Rule 23.5 I ask that if my motion is not dealt with by the end of the meeting it is referred directly to the Environment Committee.

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