Agenda

Council

Date       Monday 14th October 2019

Time       7.00 p.m.

Venue      Main Hall - Old Town Hall, Stratford

Rokhsana Fiaz OBE               Althea Loderick
Mayor of Newham                  Chief Executive
LONDON BOROUGH OF NEWHAM

Members of the Council of the London Borough of Newham are HEREBY SUMMONED to attend the Council Meeting on Monday 14th October 2019, at 7.00 p.m. in the Main Hall - Old Town Hall, Stratford to transact the following business.

AGENDA

Chair of Council: Councillor Joy Laguda MBE
Deputy Chair of Council: Councillor Nazir Ahmed

1. Apologies for Absence

To receive any apologies for absence from Members.

2. Declarations of Interest

In accordance with the Members’ Code of Conduct, Councillors are invited to declare any personal or personal and prejudicial interests they may have in any matter being considered at this meeting, having due regard to the guidance attached to the agenda.

3. Minutes

Council is invited to approve, as a correct record, the attached Minutes of the last Ordinary Meeting of the Council, held on Monday 16 September 2019.

4. Newham Partners Update

5. Any Announcements by the Chair

To receive any announcements by the Chair of Council, Councillor Joy Laguda MBE.
6. **Any Announcements by the Mayor**
   To receive any announcements by the Mayor, Rokhsana Fiaz OBE.

7. **Any Announcements by the Chief Executive**
   To receive any announcements by the Chief Executive, Althea Loderick.

8. **Any Updates by Cabinet Members**
   To receive any updates by Members of the Cabinet.

9. **Overview and Scrutiny Committee Work Programme**
   Council to invite Councillor Anthony McAlmont, Chair of the Council’s Overview and Scrutiny Committee, to address Council on his Committee’s Work Programme.

10. **Deputations**
   There are no deputations this evening.

11. **Petitions**
   Members are invited to present any petitions received by them, in accordance with Rule 25 to Part 4.1 of the Council’s Constitution.

12. **Members' Questions**
   Council to receive any questions from Members to the Mayor and Executive or the Chair of the Council’s Overview and Scrutiny Committee, in accordance with Rule 21 to Part 4.1 of the Council’s Constitution.

   All Member (Item 12) and Public (Item 13) Questions received, and published responses, are included in the “Yellow Pages” within the Order Paper.
13. Questions by the Public

Council to dispose of the following questions received by members of the public, in accordance with Rule 26 to Part 4.1 of the Council’s Constitution.

**Question 1 from Resident (supplied name but chose to remain anonymous)**

Question 1: Were the views of the nine councillors for the FGN [Forest Gate North], FGS [Forest Gate South] or S&NT [Stratford and New Town] wards taken into account when Newham recommended to the Local Government Boundary Commission for England (LGBCE) that the Maryland community should now be divided between 4 wards, not 3?

Question 2: Will Newham commit to seeking FGN/FGS/SNT councillor views on the effect of the LGBCE’s draft recommendations (due to be published on 29 Oct) on the Maryland community when it prepares its Jan 2020 response letter to the draft recommendations?

14. Speeches from Members

There are no speeches from Members this evening.

15. Motions

There are no motions this evening.


(Pages 21 - 34)

Council is invited to review the findings of the current review of Polling Districts and Places in Newham and to agree the minor changes set out in the recommendations.

17. **Procurement Review of Evaluation Weightings**

(Pages 35 - 44)

Council is invited to implement alternative price-quality ratios to be applied to contracts to be awarded within the Council.
18. **Constitutional Amendments: Officer Employment Procedure Rules**

The Council is invited to consider a report which sets out a proposal to amend Officer Employment Procedure Rules. These Rules are set out in Appendix 1.

19. **Appointments**

   (i) To receive any appointments by the Mayor or the Chief Whip; and

   (ii) Council to **AGREE** that the S151 Officer/Chief Finance Officer be authorised to make appointments to the Pension Board.

20. **Conclusion of Business of Council Meeting**
Members' Declarations of Interest

Matters for Consideration
Revised Guidance – February 2016

The following is offered as a guide to Members. Further details are set out in the Members’ Code of Conduct, attached as Part 5.1 of the Council’s Constitution.

1. Disclosable Pecuniary Interests

Disclosable Pecuniary Interests (DPI) are covered in detail in the Localism Act 2011. Breaches of the law relating to these may be a criminal offence.

1.1 If you have a DPI in any matter on the agenda you must not participate in any discussion or vote on that matter. If you do so without a prior Dispensation (see below) you may be committing a criminal offence, as well as a Breach of the Code of Conduct. The Council's Constitution requires any Member declaring a DPI to leave the meeting (including any public seating area) during consideration of the matter.

1.2 Members will be asked at the start of the meeting if they have any declarations of interest. The Council's Code of Conduct requires you to make a verbal declaration of the fact and nature of any DPI. You are also required to declare any DPIs before the consideration of the matter, or as soon as the interest becomes apparent, if you were not aware of it at the start of the meeting.

2. Non-Disclosable Pecuniary Interest or Non-Pecuniary Interest

2.1 The Council's Code of Conduct requires you to make a verbal declaration of the existence and nature of any "Non-Disclosable Pecuniary Interest or Non-Pecuniary Interest". Any Member who does not declare these interests in any matter when they apply may be in breach of the Code of Conduct.

2.2 You may have a "Non-Disclosable Pecuniary Interest or Non-Pecuniary Interest" in an item of business where:

2.2.1 A decision in relation to that business might reasonably be regarded as affecting your well-being or financial standing, or a member of your family, or a person with whom you have a close association with to a greater extent than it would affect the majority of the Council taxpayers, ratepayers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the authority's administrative area, or

2.2.2 It relates to interests which would be a DPI, but in relation to a member of your family or a person with whom you have a close association and that interest is not a DPI. If the matter concerns your spouse, your civil partner or someone you live with in a similar capacity, it is covered by the provisions relating to DPIs.

2.2.3 It could also cover membership of organisations which you have listed on your Register of Interests (including appointments to outside bodies), where there is no well-being or financial benefit accruing to you but where your membership might be said to be relevant to your view of the public interest.

2.3 A person with whom you have a close association is someone who is more than an acquaintance, and is someone you are in contact with over a period of time, whether regularly or not. It is someone that a reasonable member of the public might think you would be prepared to favour or disadvantage when discussing a matter which affects them and so covers friends, colleagues, business associates, or someone you know through social contact.
2.4 Family should be given a wide meaning. In relation to the family of both you and your partner, it would include the parents, parents-in-law, children and step children, brothers and sisters, grandparents, grandchildren, uncles and aunts, nephews or nieces, together with the partners of any of these persons.

2.5 You should make a verbal declaration of any such interest in a matter to be considered at the meeting at the start of the meeting, or before the consideration of the item of business, or as soon as the interest becomes apparent if you are not aware at the start of the meeting of the interest.

3. **Register of Members interests**

Members are required to complete the Register of Interests and to keep this register up to date by informing the Monitoring Officer in writing within 28 days of becoming aware of any change in respect of their DPIs.

4. **Dispensations**

In certain circumstances the Monitoring Officer is able to grant a dispensation to you which will enable you either to participate in the discussion on a matter, to vote on the matter, or both. Dispensations can only be granted in limited circumstances. If you believe that you are able to claim a dispensation you must seek advice as soon as possible from the Monitoring Officer, who will consider your request.

The Monitoring Officer, under Section 33(2) of the Localism Act, has granted the following general dispensations to all Members until the Annual Council meeting in 2022, on the grounds that the dispensation is in the interests of the inhabitants of Newham and/or it is appropriate to grant the dispensation to maintain a similar position as applied under the previous code of conduct. This means Members do not need to leave the meeting if their Disclosable Pecuniary Interest arises and is:

- An interest common to the majority of inhabitants in their ward.
- An interest so remote that it is not likely to prejudice their judgement of the public interest.
- Council housing unless related to their own particular tenancy.
- School meals and/or transport unless relating to their own child’s school.
- Statutory sick pay for members.
- Members allowances.
- Setting Council Tax or precept.
- Agreeing any Local Council Tax Benefit Scheme.
- Interests arising from membership of an outside body to which the authority has appointed or proposes to appoint them.
- The Local Government Pension Scheme unless relating specifically to their own circumstances.

5. **Bias and Predetermination**

If in relation to any decision, your outside connections may make it appear to a reasonable person that there is a real danger of bias, or predetermination you should seek advice as to whether it is appropriate for you to participate in any discussion about the matter and in the decision, regardless of whether or not you consider that you should declare an interest as defined above.

For further advice about these matters please contact the Monitoring Officer, Daniel Fenwick on 01708 432714
Members Attendance at Meetings - Statutory Requirements

Section 85 of the Local Government Act 1972 provides that a Member (Councillor) of an authority must attend a meeting of the authority as a whole (i.e. Council) or a Committee, Sub-Committee or a Joint Committee at least once every six months. Attendance at a meeting of a Committee or Sub-Committee of Council listed below would count in lieu of a meeting of Council provided that the Councillor was an appointed member of that Committee or Sub-Committee:

- Standards Advisory Committee
- Local or Strategic Development Committee
- Licensing Committee
- Overview and Scrutiny Committee or a Scrutiny Commission
- Investment and Accounts Committee
- Chief Officers Appointment Committee
- Audit Board
- Health & Wellbeing Board
- Corporate Parenting Board
- Standing Advisory Council on Religious Education (SACRE)

Members of the Executive (the Mayor and Cabinet Members) also need to attend a meeting of the Executive i.e. Cabinet at least once every six months.

If you have any queries with regard to this guidance you should contact:

Daniel Fenwick, Monitoring Officer – 01708 432714
(E-mail: Daniel.Fenwick@Onesource.co.uk)