



City of Westminster

# Council Agenda

Title: **Council Meeting**

Meeting Date: **Wednesday 23rd January, 2019**

Time: **7.00 pm**

Venue: **Westminster Council House, 97-113 Marylebone Road, London, NW1 5PT**

Members: **All Councillors are hereby summoned to attend the Meeting for the transaction of the business set out.**

**Admission to the public gallery is available from 6.30pm.**



**Please telephone if you are attending the meeting in a wheelchair or have difficulty walking up steps. There is wheelchair access via the Sammy Ofer Centre.**



**An Induction loop operates to enhance sound for anyone wearing a hearing aid or using a transmitter. If you require any further information, please contact the Committee Officer, Reuben Segal, Acting Head of Committee and Governance Services.**

**Email: [rsegal@westminster.gov.uk](mailto:rsegal@westminster.gov.uk) Tel: 020 7641 3160  
Corporate Website: [www.westminster.gov.uk](http://www.westminster.gov.uk)**

**1. APPOINTMENT OF RELIEF CHAIRMAN**

To appoint a relief Chairman.

**2. MINUTES**

To sign the Minutes of the Meeting of the Council meeting held on 7 November 2018.

**3. COUNCILLOR FOR LANCASTER GATE WARD**

To note that Councillor Margot Bright was elected at a by election on 22 November 2018 to fill the Lancaster Gate ward vacancy.

**4. STATEMENT ON URGENT MATTERS**

With the approval of the Chairman of the meeting, the Leader of the Council may make a statement on an urgent matter and the Leader of the Opposition will have an equivalent right of reply.

**5. LORD MAYOR'S COMMUNICATIONS**

1. The Lord Mayor to report that, on 8 November, she attended a service to mark the 80<sup>th</sup> anniversary of Kristallnacht Westminster Abbey.
2. The Lord Mayor to report that, on 11 November, she attended a service to Remembrance Sunday at Westminster Abbey.
3. The Lord Mayor to report that, on 12 November, she attended a banquet to mark the installation of the Lord Mayor of the City of London at Guildhall.
4. The Lord Mayor to report that, on 19 and 20 November, she visited Oslo to cut down the Trafalgar Square Christmas Tree with the Mayor of Oslo.
5. The Lord Mayor to report that, on 21 November, she attended the official opening of London's Winter Wonderland in Hyde Park.
6. The Lord Mayor to report that, on 27 November, she hosted a reception for the Heartstone charity at Westminster City Hall.

7. The Lord Mayor to report that, on 28 November, she attended the Community Champions Conference, at Porchester Hall.
8. The Lord Mayor to report that, on 30 November, she hosted a reception and awards ceremony for Westminster City Council's Long Service Awards.
9. The Lord Mayor to report that, on 4 December, she attended a reception at Buckingham Palace for the diplomatic community in London.
10. The Lord Mayor to report that, on 7 December, she attended an awards ceremony for the Active Westminster Awards at Lord's Cricket Ground.
11. The Lord Mayor to report that, on 9 December, she attended the Westminster Tea Dance at the Grosvenor House Hotel.
12. The Lord Mayor to report that, on 12 December, she attended the Story of Christmas Annual Fundraising event at St George's Church.
13. The Lord Mayor to report that, on 17 December, she attended a carol service for Hospice UK, held at St Luke's Church.
14. The Lord Mayor to report that, on 18 December, she attended a carol service for Christians in the Civil Service, held at Westminster Abbey
15. The Lord Mayor to report that, on 1 December, she attended the London New Year's Day Parade in Westminster.

**6. DECLARATIONS OF INTEREST**

**7. PETITIONS AND DEPUTATIONS**

- (a) Councillor Karen Scarborough to present a petition to call on the Council to not proceed with any proposal to build on the Luxborough Tower playground, immediately adjacent to Luxborough Street W1, because it is listed as a Protected Open Space in the Council's City Plan.
- (b) Any other Petitions or Deputations.

## 8. QUESTIONS

The Lord Mayor will call Members who indicate that they wish to ask a question after the Leader of the Opposition has asked his questions.

## 9. COUNCILLOR ISSUES

- (a) Councillor Lorraine Dean: Using the expertise of local partners to grow employment pathways with local employers for Westminster adults with learning disabilities.
- (b) Councillor Maggie Carman: The Proposed relocation of Victoria Coach Station to Royal Oak.

## 10. FUTURE POLICY PLAN

To consider items chosen for debate from the attached Future Policy Plan.

(Pages 19 - 24)

## 11. CABINET/CABINET MEMBER/COMMITTEE REPORTS

To receive, consider and debate, if chosen, the following reports which contain a recommendation to the Council for decision.

(Pages 25 - 30)

### **Cabinet/Cabinet Member/ Committees**

### **Date of Meeting or Decision**

**Report of the Cabinet meeting**

**10 December 2018**

Council Tax Discounts and Council Tax Base

Appendix 1 -

<https://committees.westminster.gov.uk/documents/s30183/Cabinet%20Report%20Council%20Tax%20Base%202019-2020.pdf>

**Report of the Cabinet Member for  
Environment and City Management**

**18 December 2018**

London Local Authority and Transport for  
London Act 2013 – Lighting Attachments  
and Street Signs.

Appendix 2

<https://committees.westminster.gov.uk/documents/s30340/181210%20CMR%20LLA%20TfL%20Act%202013%20Final.pdf>

**Report of the General Purposes Committee 16 January 2019**  
(To follow)

Programme of Meetings 2019-2020

Appendix 3 –

<https://committees.westminster.gov.uk/documents/s30456/Rpt%20Re%20Programme%20of%20Meetings%202019-2020.pdf>

Members Allowances Scheme

Appendix 4 –

<https://committees.westminster.gov.uk/documents/s30458/Rpt%20Re%20Members%20Allowances%20Scheme.pdf>

Establishment of an Additional P&S Committee

Appendix 5 –

<https://committees.westminster.gov.uk/documents/s30459/General%20Purposes%20Committee%20Re%20Constitutional%20Issues%20New%20PS%20Ctee.pdf>

**12. NOTICE OF MOTION**

To be moved by Councillor Butler Thalassis and seconded by Councillor Matt Noble:

“This Council notes the gridlock in Parliament over Britain’s future relationship with the European Union.

This Council also notes the rise in extremist political intimidation in Westminster, notably around Parliament, that has been fuelled by the Brexit debate.

This Council believes that a No Deal Brexit would be hugely damaging to Westminster and the country as a whole.

The Council believes that the Withdrawal Agreement and Political Declaration negotiated by the Government fails to deliver on the political promises made by the Leave Campaign in 2016.

The Council also believes that the Withdrawal Agreement and Political Declaration fail to ensure a strong and collaborative future relationship with the EU; they fail to deliver the exact same benefits as membership of the Single Market and Customs Union; they fail to ensure a fair future approach to migration; they do not fully defend rights and protections (including for Westminster’s EU citizens); they limit the scope for collaboration to protect national security and cross-border crime and will cause significant problems for the regions and nations of the UK.

The council resolves to call on Parliament to take further urgent steps to prevent a No-Deal Brexit.

The council resolves to call for Parliament to trigger a General Election to attempt to break the deadlock in Parliament and help deliver a government with a mandate to tackle both the Brexit issue and the economic, social and political challenges facing the country.

The council resolves to argue that this future Government, or the current Government if an election cannot be achieved, should put any Brexit deal to a public vote through a second referendum, with an option to remain in the EU. It also believes that given the wide range of Westminster communities whose futures will be shaped by Brexit that, if achievable, such a vote would be open to 16-18 year olds and to residents who are EU citizens.”

**5 Strand  
London, WC2 5HR  
11 January 2019**

**Chief Executive**

## CITY OF WESTMINSTER

### MINUTES OF PROCEEDINGS

At the Meeting of the Council of the City of Westminster held at 7.00 pm on Wednesday 7th November, 2018 at Westminster Council House, 97-113 Marylebone Road, London, NW1 5PT.

#### PRESENT

The Lord Mayor, Councillor Lindsey Hall

#### COUNCILLORS

Heather Acton	Adam Hug
Ian Adams	Louise Hyams
Nickie Aiken	Aicha Less
Barbara Arzymanow	Pancho Lewis
Timothy Barnes	Andrea Mann
Geoff Barraclough	Patricia McAllister
Richard Beddoe	Guthrie McKie
Rita Begum	Tim Mitchell
David Boothroyd	Gotz Mohindra
Iain Bott	Eoghain Murphy
Susie Burbridge	Matt Noble
Ruth Bush	Emily Payne
Nafsika Butler-Thalassis	Papya Qureshi
Melvyn Caplan	Robert Rigby
Maggie Carman	Rachael Robathan
Danny Chalkley	Tim Roca
Antonia Cox	Ian Rowley
Tony Devenish	Karen Scarborough
Paul Dimoldenberg	Mark Shearer
Richard Elcho	Selina Short
Christabel Flight	Andrew Smith
Peter Freeman	James Spencer
Murad Gassanly	Paul Swaddle
Jonathan Glanz	Shamim Talukder
Jim Glen	Hamza Taouzzale
Matthew Green	Aziz Toki
Angela Harvey	Judith Warner
David Harvey	Jacqui Wilkinson
Elizabeth Hitchcock	

#### **1 APPOINTMENT OF RELIEF CHAIRMAN**

- 1.1 It was moved by the Lord Mayor and seconded by Councillor Tim Mitchell that Councillor Christabel Flight be elected as Relief Chairman.

Motion put, and on a show of hands, declared **CARRIED**.

## **2 MINUTES**

- 2.1 **RESOLVED:** The minutes of the proceedings at the Council meetings (Ordinary and Extraordinary) on Wednesday 11 July 2018 were, with the assent of the Members present, signed by the Lord Mayor as true records of the proceedings.

## **3 RESIGNATION OF COUNCILLOR ROBERT DAVIS, MBE, DL**

- 3.1 The resignation of Councillor Robert Davis was noted and that the By-election for the vacancy in Lancaster Gate would be held on 22 November.

## **4 LORD MAYOR'S COMMUNICATIONS**

- 4.1 The Lord Mayor referred to these as set out on the Agenda.
- 4.2 The Lord Mayor advised the Council, with deep sadness, of the passing of Rachel Whittaker. Rachel Whittaker represented Victoria ward between 1978 – 1988 and held the post of Chief Whip and served on a number of Council committees including Policy, Management Services, Town Planning Committee and Social Services.
- 4.3 The Council stood in silence in memory of Rachel Whittaker and in the approach to the centenary of the Armistice in remembrance of all those who had given their lives in service to the country.
- 4.4 The Lord Mayor also spoke in tribute of the service provided to the Council by Mick Steward, Head of Committee and Governance Services who was attending his last Council meeting after 24 years service before he retired the following month.

## **5 DECLARATIONS OF INTEREST**

- 5.1 Councillor Boothroyd declared that he is Head of Research and Psephology for Thorncliffe, whose clients are companies applying for planning permission from various local authorities. No current schemes are in Westminster; if there were he would be precluded from working on them under the company's code of conduct.
- 5.2 Councillor Paul Swaddle declared, in relation to the report from the Cabinet Member for Public Protection and Licensing in respect of the Adoption of the Amended Statement of Principles for Gambling under the Gambling Act 2005 that he has clients that are gambling and casino companies, and this policy could impact them.



## **6 PETITIONS AND DEPUTATIONS, IF ANY**

### **(a) Petitions**

Councillor Paul Dimoldenberg presented the petition from residents of the Lillington and Longmoor Gardens Estate regarding the contracting out of the gardening service. The petition was referred to the Executive Director for Growth, Planning and Housing for reporting to the relevant Cabinet Member.

### **(b) Deputations**

There were no deputations.

## **7 REPORT OF THE GENERAL PURPOSES COMMITTEE (31 OCTOBER 2018): REVIEW OF THE CONSTITUTION**

- 7.1 The Lord Mayor put the recommendations in the report to the vote and on a show of hands declared the recommendation **ADOPTED**.

### **RESOLVED:**

1. That the changes to Standing Order 11 and the removal of Standing Order 43 as set out in paragraph 3.4 of the Committee report be approved (times allocated for debates at full Council and the removal of the attendance requirement for Co-opted members).
2. That the revised Standing Order 9 for Council Questions, as set out in paragraph 3.5 of the Committee report be adopted, subject to a further review in 12 months (Revision to the Process for the asking Questions at full Council meetings).
3. That the revised format of the Constitution and authorising officers to make the adjustments described in the Committee report be adopted and that the Director of Law be authorised to make further minor drafting updates and to publish to the Constitution.
4. That the arrangements for approving various parts of the Council's Constitution, set out in Appendix E to the Committee report, be endorsed.

## **8 QUESTIONS**

- 8.1 The questions, supplementary questions and replies are included as an audiot recording on the Council's website.

## **9 COUNCILLOR ISSUES**

### **(a) Estate Regeneration and Infill Programme in Churchill Ward**

Councillor Murad Gassanly spoke and Councillor Rachael Robathan replied.

(b) **Home Truths**

Councillor David Boothroyd spoke and Councillor Andrew Smith replied.

**10 STATEMENT ON URGENT MATTERS**

10.1 There were no urgent matters.

**11 REPORT OF THE CABINET - 15 OCTOBER 2018**

11.1 The report of the Cabinet on 25<sup>th</sup> October 2018 was submitted. Paragraphs 1 to 5 were considered together.

11.2 Councillor Rachael Robathan spoke in favour of the recommendations set out in the Cabinet report and Councillor Adam Hug made the first Opposition Speech and in doing so moved the amendments in his name as set out on the Order Paper which were seconded by Councillor David Boothroyd.

11.3 Following debate to which Councillor Robathan replied, the Lord Mayor put Amendment One to the recommendations in paragraph 1 of the Cabinet report moved by Councillor Adam Hug and seconded by Councillor David Boothroyd and on a roll call vote undertaken by the Chief Executive, there voted:

**For amendment one:** Councillors Barraclough, Begum, Boothroyd, Bush, Butler-Thalassis, Carman, Dimoldenberg, Hug, Less, Lewis, Mann, McAllister, McKie, Noble, Qureshi, Roca, Talukder and Taouzzale.

**Against amendment one:** Councillors Acton, Aiken, Adams, Arzymanow, Barnes, Beddoe, Bott, Caplan, Chalkley, Cox, Devenish, Elcho, Flight, Freeman, Gassanly, Glanz, Glenn, Green, Angela Harvey, David Harvey, Hitchcock, Hyams, Mitchell, Mohindra, Murphy, Payne, Rigby, Robathan, Rowley, Scarborough, Shearer, Short, Smith, Spencer, Swaddle, Warner and Wilkinson.

**Absence or not voting:** The Lord Mayor, and Councillors Burbridge, Dean and Toki.

11.4 The Lord Mayor declared Amendment one to be **LOST**.

11.5 The Lord Mayor then put the additional recommendation (amendment two) to the recommendations of the Cabinet's Budget Proposals, moved by Councillor Adam Hug and seconded by Councillor David Boothroyd and on a roll call vote undertaken by the Chief Executive, there voted:

**For the additional recommendation:** Councillors Barraclough, Begum, Boothroyd, Bush, Butler-Thalassis, Carman, Dimoldenberg, Hug, Less, Lewis, Mann, McAllister, McKie, Noble, Qureshi, Roca, Talukder and Taouzzale.

**Against the additional recommendation:** Councillors Acton, Aiken, Adams, Arzymanow, Barnes, Beddoe, Bott, Caplan, Chalkley, Cox, Devenish, Elcho, Flight, Freeman, Gassanly, Glanz, Glenn, Green, Angela Harvey, David Harvey, Hitchcock, Hyams, Mitchell, Mohindra, Murphy, Payne, Rigby, Robathan, Rowley, Scarborough, Shearer, Short, Smith, Spencer, Swaddle, Warner and Wilkinson.

**Absence or not voting:** The Lord Mayor, Councillors Burbridge, Dean and Toki.

11.6 The Lord Mayor declared the additional recommendation to be **LOST**.

11.7 The Lord Mayor advised that the voting was on the unamended recommendations of the Cabinet in paragraph 1 of the Cabinet report – 2019-2020 Budget Proposals. The Lord Mayor put the recommendations of the Cabinet in paragraph 1 to the vote and on a roll call vote undertaken by the Chief Executive there voted:

**For the recommendations:** Councillors Acton, Aiken, Adams, Arzymanow, Barnes, Beddoe, Bott, Caplan, Chalkley, Cox, Devenish, Elcho, Flight, Freeman, Gassanly, Glanz, Glenn, Green, Angela Harvey, David Harvey, Hitchcock, Hyams, Mitchell, Mohindra, Murphy, Payne, Rigby, Robathan, Rowley, Scarborough, Shearer, Short, Smith, Spencer, Swaddle, Warner and Wilkinson.

**Against the recommendations:** Councillors Barraclough, Begum, Boothroyd, Bush, Butler-Thalassis, Carman, Dimoldenberg, Hug, Less, Lewis, Mann, McAllister, McKie, Noble, Qureshi, Roca, Talukder and Taouzzale.

**Absence or not voting:** The Lord Mayor, Councillors Burbridge, Dean and Toki.

11.8 The Lord Mayor declared the recommendations in paragraph 1 of the Cabinet report **ADOPTED**.

**Resolved:**

1. That the budget proposals for the 2019/20 set out in the report of the City Treasurer attached to the Cabinet report as Appendix 1 be approved, where relevant external consultations have been completed.
2. That in principle, the budget proposals for the 2019/20 budget where relevant external consultations have not been completed as separately listed in Section 19 of the report attached as Appendix 1 be approved. Such proposals will be further considered, by Full Council on 6 March 2019, once all consultations and EIAs (Equality Impact Assessments) have been completed.
3. That the Council confirmed that they had regard to the Equality Impact Assessments (EIA) in Annex B to the report and considered the views

of the Budget and Performance Task Group set out in Annex A as set out in Appendix 1 of the report considered by the Cabinet.

4. That the financial regulations as set out in Section 19.6 and Annex D of the report attached as Appendix 1 be noted.

- 11.9 The Lord Mayor put the recommendations in paragraph 2 of the Cabinet report, Capital Strategy 2019-2020 to 2023-2024, Forecast Position for 2018-2019 and Future Years Forecasts summarised up to 2032-2033 to the vote and there voted on a roll call vote undertaken by the Chief Executive.

**For the recommendations:** Councillors Acton, Aiken, Adams, Arzymanow, Barnes, Barraclough, Begum, Beddoe, Bott, Boothroyd, Bush, Butler-Thalassis, Carman, Caplan, Chalkley, Cox, Devenish, Dimoldenberg, Elcho, Flight, Freeman, Gassanly, Glanz, Glenn, Green, Angela Harvey, David Harvey, Hitchcock, Hyams, Hug, Less, Lewis, Mitchell, Mohindra, Murphy, Mann, McAllister, McKie, Noble, Payne, Rigby, Robathan, Rowley, Scarborough, Shearer, Short, Smith, Spencer, Swaddle, Warner and Wilkinson, Qureshi, Roca, Talukder and Taouzzale.

**Against the recommendations:** None.

**Absence or not voting:** The Lord Mayor, Councillors Burbridge, Dean and Toki.

- 11.10 The Lord Mayor declared the recommendations in paragraph 2 of the Cabinet report **ADOPTED**.

**RESOLVED:**

- (i) That the Council approved the capital strategy as set out in the Cabinet's report attached as Appendix 2;
- (ii) Approved the capital expenditure of the General Fund as set out in the report attached as Appendix A to Appendix 2 for 2019-2020 to 2023-2024 and future years to 2032-2033;
- (iii) Approved the capital expenditure forecasts for the General Fund as set out in Appendix A of Appendix 2 for 2018-2019 (Period 4);
- (iv) Approved the expenditure forecast for 2018-2019 (Period 4) for the HRA as set out in Appendix B of the report attached as Appendix 2 ;
- (v) Approved that in the event that any additional expenditure is required by a capital scheme over and above the approved programme the revenue consequences of this will be financed by revenue savings or income generation from relevant service areas;
- (vi) Approved that all development and investment projects, along with any significant projects follow the previously approved business case

governance process as set out in paragraphs 5.1 and 6.5 to 6.14 of the report attached as Appendix B;

- (vii) Approved that no financing sources, unless stipulated in regulations or necessary arrangements, are ring fenced;
- (iix) Approved that contingencies in respect of major projects are held corporately, with bids for access to those contingencies to be monitored by the Capital Review Group (CRG) in the event that they are required to fund capital project costs, as detailed in Sections 12.11 to 12.14 of the report attached as Appendix 2;
- (ix) Approved the Council plans to continue its use of capital receipts to fund the revenue costs of eligible proposals (subject to full business cases for each project). This comes under the MHCLG Guidance on the Flexible Use of Capital Receipts (FCR), if considered beneficial to the Council's finances by the City Treasurer at year-end. (The Council's strategy for flexible use of capital receipts is outlined in Section 11 of Appendix 2);
- (x) Approved the use of a further £7.193m of flexible use capital receipts to fund revenue costs associated with City Hall, Network and Telephony Transformation and Technology Refresh projects as detailed in section 11.9 and 11.14 to 11.24 of the report attached as Appendix 2 ;
- (xi) Approved the Council's proposal to make use of £400m of forward borrowing to finance the capital programme and subsequently reduce the longer-term revenue impact;
- (xii) Approved the financing of the capital programme and revenue implications as set out in paragraphs 14.1 to 14.33 of the report attached as Appendix 2 ;
- (xiii) Approved the financing of the capital programme being delegated to the City Treasurer at the year end and to provide sufficient flexibility to allow for the most effective use of Council resources.

11.11 The Lord Mayor put the amendment to the recommendation in paragraph 3 of the Cabinet report moved by Councillor Adam Hug and seconded by Councillor David Boothroyd to the vote and on a show of hands declared the amendment **LOST**.

11.12 The Council noted paragraph 3 of the Cabinet report – Housing Investment Strategy and Housing Revenue Account Business Plan 2019-2020.

11.13 The Lord Mayor then put the recommendations in paragraph 4 of the Cabinet report to the vote and on a show of hands declared the recommendations **ADOPTED**.

**RESOLVED:**

That the Council approved:

- (i) The Treasury Management Strategy Statement attached as Appendix 4;
- (ii) The Prudential Indicators set out in section 8 of the report attached as Appendix 4;
- (iii) The overall borrowing strategy and borrowing limits for 2019-2020 to 2023-2024 as detailed in sections 5 to 7 of the report attached as Appendix 4;
- (iv) Investment strategy and approved investments set out in Appendix 1 of the report attached as Appendix 4;
- (v) The Minimum Revenue Provision Policy set out in Appendix 2 of the report attached as Appendix 4.

11.14 The Lord Mayor then put the recommendations in paragraph 5 of the Cabinet report to the vote and on a show of hands declared the recommendations **ADOPTED.**

**RESOLVED:**

That the Council:

- (i) Approved and implemented the Integrated Investment Framework set out in the report as attached Appendix 5 (to be reviewed on an annual basis).
- (ii) Approved that the target for the overall return on Council investments should aspire to match inflation.
- (iii) Approved that the benefits of investing in the Pension Fund should be used as a benchmark when evaluating other investments.
- (iv) Adopted the asset allocation percentages set out in the Framework and work towards achieving this.
- (v) Approved that the overarching objective of this Framework is to achieve an overall return on Council investments aspiring to match inflation, or to reduce costs and liabilities at an equivalent rate whilst maintaining adequate cash balances for operational purposes and not exposing the capital value of investments to unnecessary risk.
- (vi) Approved that investments allocated to out-of-borough property developments should be considered individually and should outweigh the benefits of investing in-borough (which can have a number of non-commercial benefits, e.g., place making) and in a diversified property fund. Individual decisions should be subject to Cabinet Member approval.

- (vii) Approved that the property and alternative asset allocation should focus on in-borough, with out of borough options being explored as and when they arise and subject to Cabinet Member approval.
- (viii) Approved that the Investment Executive implement, monitor and report on the investment strategy.

## **12 FUTURE POLICY PLAN**

- 12.1 Having reached the time allocated for debate by the Majority Party, following a Motion moved by Councillor Geoff Barraclough which was duly seconded to extend the time limit for speeches on the debate, the Lord Mayor put the Motion to the vote and on a show of hands declared the Motion **CARRIED**.
- 12.2 The meeting accordingly debated the item chosen from the Future Policy Plan by the Majority Party:

### **West End Partnership – Oxford Street District Scheme**

- 12.3 The Majority Party had selected item number 115 on the Future Policy Plan, West End Partnership – Oxford Street District Scheme. The debate will be referred to the relevant Executive Director for consideration when reporting on the subject.

## **13 NOTICE OF MOTION**

- 13.1 The Minority Party had selected for debate the Notice of Motion as set out on the agenda.
- 13.2 The Majority Party had submitted an amendment to the Notice of Motion as set out on the Order Paper.
- 13.3 The Council, having agreed to extend the time for debate, on the item selected by the Majority Party on the Future Policy Plan, the Lord Mayor, with the agreement of the Minority Party, put the Notice of Motion and the tabled amendment to a vote without debate.
- 13.4 The Lord Mayor put the amendment to the vote and on a show of hands declared the amendment **CARRIED**.
- 13.5 The Lord Mayor then put the substantive motion to the vote and on a show of hands declared the substantive motion **CARRIED**.

### **RESOLVED:**

The Council notes the continued pressures on our residential neighbourhoods caused by the uncontrolled expansion of short-lettings.

The Council notes the concerns of local residents that many properties are being let out by professional landlords as permanent short-let accommodation.

The Council believes that it is important to protect the flexibility and freedoms of residents who want to rent out their home or rooms for short periods, but that illegal short-lets are damaging many of our communities.

The Council believes that the current legal framework for short-lets created by the 2015 Deregulation Act does not enable local authorities in major urban areas such as Westminster to respond to the needs of our communities.

The Council welcomes the current extensive efforts made to deal with the negative effects of commercial short term letting in our city, and recognises the sector leading work undertaken by our Housing Standards Taskforce in this area.

The Council notes that already the Housing Standards Taskforce has opened 1,493 cases and inspected 299 properties related to Short Term Lets since its launch in April 2018.

The Council recognises the significant investment made to tackle unlawful short term lets in Westminster and supports the proactive work undertaken to engage with other large cities across the UK, the GLA, central government, and the industry on this matter.

The Council resolves to lobby the government for rules that better reflect the short-let challenges Westminster faces and that empowers the Council to take suitable action.

The Council resolves to further improve its policies and enforcement, including exploring new sources of funding where available, to help crackdown on illegal short-lets.

#### **14 REPORT OF THE GENERAL PURPOSES URGENCY SUB-COMMITTEE: 23 OCTOBER 2018**

- 14.1 The Lord Mayor, at the conclusion of the time for debates, then put the recommendation of the General Purposes Urgency Sub-Committee report to the vote and on a show of hands declared the recommendation **ADOPTED**.

##### **Resolved:**

That Mr Asif Iqbal, MBE be appointed, as an Independent person.

#### **15 REPORT OF CABINET MEMBER FOR PUBLIC PROTECTION AND LICENSING**

- 15.1 The Lord Mayor then put the recommendation of the report of the Cabinet Member for Public Protection and Licensing to the vote and on a show of hands declared the recommendation **ADOPTED**.



**Resolved:**

That the Statement of Licensing Principles for Gambling attached as Appendix 7 to the Agenda be adopted and published on 1 December 2018, effective from 31 January 2019.

The Meeting ended at 9.55 pm

**CHAIRMAN:**

\_\_\_\_\_

**DATE**

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# Agenda Item 10

## City of Westminster

### Council Meeting – Agenda Item 10

Wednesday 23 January 2019

#### Future Policy Plan

No.	Subject	Cabinet Member Portfolios	Lead Officer
1	Addressing dementia	Family Services & Public Health	Bernie Flaherty
2	Adult Education	Economic Development, Education and Skills	Barbara Brownlee
3	Affordable business space	Economic Development, Education and Skills	Barbara Brownlee
4	Affordable Childcare	Family Services & Public Health	Melissa Caslake
5	Affordable Housing	Housing Place Shaping and Planning	Barbara Brownlee
6	Air Quality	Environment and City Management Family Services and Public Health	Julia Corkey
7	Alternative Education	Economic Development, Education and Skills	Melissa Caslake
8	Anti-social behaviour	Public Protection and Licensing	Richard Barker/Sara Sutton
9	Apprenticeships	Economic Development, Education and Skills	Barbara Brownlee
10	Assets of Community Value	Economic Development, Education and Skills	Julia Corkey
11	Benefits administration	Finance, Property and Regeneration	Steve Muldoon David Hodgkinson
12	BIDS	Economic Development, Education and Skills	Julia Corkey Barbara Brownlee Richard Barker/Sara Sutton
13	Business Rates	Leader of the Council Finance, Property and Regeneration Economic Development, Education and Skills	Stuart Love Steve Mair Barbara Brownlee
14	Businesses in Westminster	Economic Development, Education and Skills	Barbara Brownlee
15	Capital Programme	Finance, Property and Regeneration	Steve Muldoon David Hodgkinson
16	Care Act	Family Services & Public Health	Bernie Flaherty
17	CCTV	Environment and City Management Public Protection and Licensing	Richard Barker/Sara Sutton

<b>No.</b>	<b>Subject</b>	<b>Cabinet Member Portfolios</b>	<b>Lead Officer</b>
18	Child poverty	Family Services & Public Health	Melissa Caslake Bernie Flaherty
19	Child Protection	Family Services & Public Health	Melissa Caslake
20	Childhood Obesity	Family Services & Public Health	Melissa Caslake Bernie Flaherty
21	City for All	Leader of the Council	Julia Corkey Stuart Love
22	City Inspectors	Environment and City Management	Richard Barker/Sara Sutton
23	CityWest Homes	Housing	Barbara Brownlee
24	Clinical Commissioning Groups	Family Services & Public Health	Bernie Flaherty
25	Commercial Opportunities	Leader of the Council Finance, Property and Regeneration	Julia Corkey
26	Community Cohesion	Leader of the Council	Richard Barker/Sara Sutton
27	Community Engagement	Sports, Culture and Community	Julia Corkey
28	Community Infrastructure Levy	Place Shaping and Planning	Julia Corkey Barbara Brownlee
29	Corporate Parenting	Family Services and Public Health	Melissa Caslake
30	Corporate Services	Leader of the Council Housing Finance, Property and Regeneration	Stuart Love
31	Council Budget & Financial Management	Finance, Property and Regeneration	Stuart Love Steve Muldoon David Hodgkinson
32	Council Management	Leader of the Council	Stuart Love
33	Council Tax	Finance, Property and Regeneration	Stuart Love Steve Muldoon David Hodgkinson
34	Counter-terrorism	Leader of the Council	Richard Barker/ Sara Sutton
35	Crossrail 1 and 2	Place Shaping and Planning	Barbara Brownlee
36	Customer Services	Digital and Customer Services	Julia Corkey Ben Goward

<b>No.</b>	<b>Subject</b>	<b>Cabinet Member Portfolios</b>	<b>Lead Officer</b>
37	Cycling	Environment and City Management	Julia Corkey Barbara Brownlee
38	Debt Management	Finance, Property and Regeneration	Steve Muldoon David Hodgkinson
39	Devolution	Leader of the Council	Stuart Love
40	Encouraging social enterprise	Economic Development, Education and Skills	Barbara Brownlee
41	EU Nationals	Leader of the Council	Stuart Love
42	Equalities	Leader of the Council	Julia Corkey
43	Family Recovery / Troubled Families	Family Services and Public Health	Melissa Caslake
44	Fire Station Reforms	Leader of the Council	Richard Barker/Sara Sutton
45	Fostering and Adoption	Family Services and Public Health	Melissa Caslake
46	Education	Economic Development, Education and Skills	Melissa Caslake
47	Freedom Pass	Leader of the Council Family Services and Public Health Environment and City Management	Bernie Flaherty
48	Gangs & Youth Violence	Family Services and Public Health Public Protection and Licensing	Melissa Caslake Richard Barker/ Sara Sutton
49	GP Quality & Performance	Family Services and Public Health	Bernie Flaherty
50	Green Spaces & Parks	Environment and City Management	Richard Barker/ Sara Sutton
51	Greener City Action Plan	Environment and City Management	Julia Corkey Barbara Brownlee
52	Growth and Economic Development	Economic Development, Education and Skills	Barbara Brownlee
53	Public Health	Family Services and Public Health	Bernie Flaherty
54	Healthwatch Westminster	Family Services and Public Health	Bernie Flaherty
55	High Speed 2	Place Shaping and Planning	Barbara Brownlee
56	Home Meals Services	Family Services & Public Health	Bernie Flaherty
57	Homelessness / Rough Sleeping	Public Protection and Licensing Housing	Bernie Flaherty Barbara Brownlee

<b>No.</b>	<b>Subject</b>	<b>Cabinet Member Portfolios</b>	<b>Lead Officer</b>
58	Housing Revenue Account	Housing	Barbara Brownlee
59	Housing Strategy & Housing Renewal	Housing Finance, Property and Regeneration	Barbara Brownlee
60	Health & Wellbeing Strategy and the Sustainability and Transformation Plan (STP)	Family Services and Public Health	Stuart Love Bernie Flaherty
61	Digital Strategy	Digital and Customer Services	Ben Goward
62	Information Technology Strategy	Digital and Customer Services	Ben Goward
63	Legal Services	Finance, Property and Regeneration	Stuart Love
64	Libraries	Economic Development, Education and Skills	Richard Barker/ Sara Sutton
65	Licensing	Public Protection and Licensing	Richard Barker/ Sara Sutton
66	Local Government Finance	Finance, Property and Regeneration	Steve Muldoon David Hodgkinson
67	London Plan	Place Shaping and Planning	Julia Corkey
68	Managed Services Programme	Finance, Property and Regeneration	Dave Hodgkinson
69	Protests & demonstrations	Leader Public Protection and Licensing	Richard Barker/ Sara Sutton
70	Managing the public realm	Place Shaping and Planning Environment and City Management	Barbara Brownlee Richard Barker/ Sara Sutton
71	Utility Companies	Environment and City Management	Richard Barker/ Sara Sutton
72	Mayor of London & London Governance	Leader of the Council	Stuart Love
73	Military Covenant	Housing	Julia Corkey
74	My Westminster Programme	Leader of the Council	Stuart Love
75	Natural Environment	Environment and City Management	Richard Barker/ Sara Sutton Barbara Brownlee Julia Corkey
76	Neighbourhood Forums	Economic Development, Education and Skills Place Shaping and Planning	Julia Corkey
77	Ward budgets	Sports, Culture and Community	Julia Corkey

<b>No.</b>	<b>Subject</b>	<b>Cabinet Member Portfolios</b>	<b>Lead Officer</b>
78	Overcrowding (Housing)	Housing	Barbara Brownlee
79	Parenting	Family Services and Public Health	Melissa Caslake Bernie Flaherty
80	Parking services and enforcement	Environment and City Management	Richard Barker/Sara Sutton
81	Pedicabs	Environment and City Management	Richard Barker/Sara Sutton Barbara Brownlee
82	Development Planning services	Place Shaping and Planning	Barbara Brownlee
83	Policing	Public Protection and Licensing	Richard Barker/Sara Sutton
84	Policy and Scrutiny	Leader of the Council	Julia Corkey
85	Preventing Re-offending	Family Services and Public Health Public Protection and Licensing	Melissa Caslake Richard Barker/ Sara Sutton
86	Procurement	Finance, Property and Regeneration	Kevin Goad
87	Corporate Property	Finance, Property and Regeneration	Barbara Brownlee
88	Property Tenancy Agreements	Housing	Barbara Brownlee
89	Public Conveniences	Environment and City Management	Richard Barker/ Sara Sutton
90	Public Health	Family Services and Public Health	Bernie Flaherty
91	Queens Park Community Council	Economic Development, Education and Skills	Stuart Love Julia Corkey
92	Royal Parks	Leader of the Council	Richard Barker/ Sara Sutton Barbara Brownlee
93	School Meals	Economic Development, Education and Skills	Melissa Caslake
94	School Nursing	Family Services and Public Health Economic Development, Education and Skills	Bernie Flaherty Melissa Caslake
95	Sexual Health	Family Services and Public Health	Bernie Flaherty
96	Short Term Lets	Place Shaping and Planning	Barbara Brownlee
97	Special Events	The Leader of the Council	Julia Corkey
98	Special Needs Provision	Family Services and Public Health	Melissa Caslake

<b>No.</b>	<b>Subject</b>	<b>Cabinet Member Portfolios</b>	<b>Lead Officer</b>
99	Specialist Housing Strategy	Housing	Bernie Flaherty
100	Sports & leisure services	Sports, Culture and Community	Richard Barker/ Sara Sutton
101	Staffing	The Leader of the Council	Stuart Love
102	Street entertainment	Environment and City Management Public Protection and Licensing	Richard Barker/ Sara Sutton Barbara Brownlee
103	Street Management	Environment and City Management	Richard Barker/ Sara Sutton
104	Substance misuse	Family Services and Public Health	Bernie Flaherty Richard Barker/ Sara Sutton
105	Support for small businesses	Economic Development, Education and Skills	Barbara Brownlee
106	Supporting carers	Family Services and Public Health	Melissa Caslake Bernie Flaherty
107	The City Plan	Place Shaping and Public Realm	Julia Corkey
108	Transport for London	Environment and City Management	Barbara Brownlee
109	Tri-borough	Leader of the Council	Stuart Love
110	Violence Against Women & Girls	Family Services and Public Health	Melissa Caslake
111	Voluntary sector and community support	Sports, Culture and Community	Julia Corkey
112	Walking Strategy	Environment and City Management	Julia Corkey
113	Waste and recycling	Environment and City Management	Richard Barker/ Sara Sutton
114	Welfare Reform & Universal Credit	Leader of the Council	Julia Corkey
115	West End Partnership	Leader of the Council	Stuart Love
116	Worklessness	Economic Development, Education and Skills	Barbara Brownlee
117	World War I Centenary Commemorations	Housing	Julia Corkey
118	The City Council's Strategic Direction	Leader of the Council	Stuart Love
119	Oxford Street District	Place Shaping and Planning	Barbara Brownlee



## REPORT OF THE CABINET MEETING HELD ON 10 DECEMBER 2018

**Present:** Councillor Nickie Aiken (Chairman), David Harvey, Heather Acton, Ian Adams, Richard Beddoe, Tim Mitchell, and Andrew Smith

**Also present:** Councillors Angela Harvey and Gotz Mohindra

### 1. **COUNCIL TAX DISCOUNTS (INCLUDING COUNCIL TAX LOCAL REDUCTION SCHEME) AND COUNCIL TAX BASE REPORT**

- (a) The Local Government Act 2003 provides local authorities with discretion in relation to the level of Council Tax discount for specific categories of Council Tax properties, namely second homes and long term empty properties. It also makes provision for a local authority to set its own “local” Council Tax discount categories. Following a decision last year by the Cabinet Member for Children Services, care leavers can apply for a 100% Council Tax Discount for a three-year period. This reflects the Council’s important role and commitment as a corporate parent.
- (b) The Local Government Finance Act 2012, with effect from 2013/14, removed several Council Tax exemptions and replaced them with local determined discounts. The Act also enables local authorities to remove the previous statutory minimum 10% discount for second homes and to set a local long term empty property premium. We are recommending that the Council Tax discount for empty and second homes remains at 0% and that a Long Term Empty Property Premium continues at the maximum percentage allowed for by the current legislation, which is a 100% premium for 2019/20, which is an increase on the 2018/19 level.
- (c) The Welfare Reform Act 2012 and Local Government Finance Act 2012 replaced the previous Council Tax Benefit scheme with a locally determined Council Tax Reduction Scheme (also referred to as Council Tax Support scheme), which is effectively a new type of Council Tax discount. We also agreed that the current Council Tax Reduction scheme should continue in its current form in 2019/20. The scheme effectively mirrors the previous Council Tax Benefit scheme and will not result in the Government’s 10% benefit funding cut being passed onto the borough’s working age claimants. We are recommending that as previously introduced the Council agree a Council Tax Reduction Scheme for 2019/20 based on the Council Tax Reduction Schemes (Default Scheme) Regulations. We are also recommending again that War Disabled pensions, War Widows pensions and Armed Forces Compensation Scheme payments are disregarded in full when calculating a claimant’s income.
- (d) The Council Tax Base is calculated in accordance with a nationally prescribed formula and represents the equivalent number of Band D properties within the area. The formula takes account of the number of properties in each band, the number of discounts given for single occupiers, empty dwellings, second homes and other eligible criteria, the prescribed proportions to convert numbers to Band D equivalents and the estimated collection rate. The

relevant regulations were changed for 2013/14 so that the tax base calculation includes a deduction for the equivalent number of Band D properties relating to the Council Tax Reduction Scheme. The Council Tax Base must be determined and be notified to the Greater London Authority (GLA) and the levying bodies. As in the past, these notifications must be made by 31 January.

- (e) The calculations as detailed in Appendices 1 and 2 of the report were considered which confirm a figure of 130,319.70 equivalent Band D properties for the whole city, 3,496.10 Band D equivalent properties for Queens Park and 97.61 Band D equivalent properties for Montpelier Square. The tax base calculation is based on the assumption that the recommendations in the report in relation to the level of Council Tax discounts and in relation to the Council Tax Resolution Scheme are adopted.
- (f) The parish of Queen's Park was created on 1 April 2014 under the Council's Reorganisation of Community Governance Order 2013. The Queen's Park Community Council was elected on 22 May and consequently became a new precepting authority for the purposes of Part 1 of the Local Government Finance Act 1992. The calculations in Appendix 1 and 2 of the report considered by us confirm a tax base for Queen's Park Parish Council of 3,496.10 Band D equivalent properties.
- (g) The full report we considered is attached as Appendix 1.

**We recommend:**

1. That the Council approve for the financial year 2019/20:
  - (i) that the Council Tax discount for second homes remains at 0%.
  - (ii) that the Council tax discounts for empty properties, including the discounts that replaced the previous Class A and C Council Tax exemptions remains at 0%.
  - (iii) that a long term empty property premium continues at the maximum percentage allowed for by the current legislation, which is a 100% premium for 2019/20 (an increase on the 2018/19 level).
  - (iv) that the Head of Revenues & Benefits determines any individual local discount applications received from vulnerable Council Taxpayers during the course of the 2019/20 financial year.
2. That the Council approve the same Council Tax Reduction Scheme for 2019/20 as operated successfully since 2013/2014 which is based on the Default Scheme Regulations and that War Disabled Pensions, War Widow, Pensions and Armed Forces Compensation Scheme payments are disregarded in full when calculating a claimant's income.

3. That the Council resolve that the Council Tax Base for 2019/20 for the whole city is 130,319.70 equivalent Band D properties, for Montpelier Square alone 97.61 equivalent Band D properties and for Queen's Park 3,496.10 equivalent Band D properties.
4. That the Council resolve that the figures set out in Recommendation 3 above for the Council Tax Base for 2019/20 be used by the Council to make a determination pursuant to the requirements of the Local Government Finance Act 1992.

Councillor Nickie Aiken, Leader of the Council

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Local Government Act 1972 (Background Papers)

None

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## **Report of the Cabinet Member for Environment and City Management (Councillor Tim Mitchell)**

### **1. London Local Authority and Transport for London Act 2013 - Part 2 Section 4 Lighting Attachments and Street Signs**

- (a) The Cabinet Member for Environment and City Management has considered a report which is Appendix 2 to this report.
- (b) The Council is continually searching for ways to improve the urban landscape by reducing street clutter and removing unnecessary street furniture. Whilst it is important for the council to install street signs to provide highway users with essential traffic management and safety information, the posts to which they are attached can be unsightly and a hindrance to pedestrians particularly those with visual impairments and highway users with wheelchairs or prams. Similarly whilst street lighting improves safety on London's streets, the required lamp columns can also have a detrimental effect on the streetscape. Growth projections indicate that there will be increasing demand for space as the numbers of highway users grow and use intensifies. One of the ways that the Council can achieve their objectives is by utilising existing building infrastructure to attach street lighting and signs.
- (c) At present the City Council is reliant on legal Wayleave Agreements to permit the attachment of street signs (including street nameplates) and street lights to buildings. The process of preparing and agreeing these legal agreements (between the Council and the property owner) has to date often been difficult to obtain, costly to administer, and taken a considerable amount of time to implement.
- (d) The London Local Authorities and Transport for London Act 2013 has amended the requirements for affixing traffic signs and street lighting to buildings in London so that London authorities must follow a notice procedure rather than obtain consent from the building owner.
- (e) The Council is being recommended to adopt the London Local Authority and Transport for London Act 2013 - Part 2 Section 4 Lighting Attachments and Street Signs to address the aforementioned concerns and enable the good management of the city's highways.

#### **The Council is recommended:**

- (i) To adopt the London Local Authority and Transport for London Act 2013 – Part 2 Section 4 Lighting Attachments and Street Signs.
- (ii) To delegate to the Executive Director of City Management and Communities, the authority to exercise the functions bestowed by the legislation referred to in paragraph (i) above.

Tim Mitchell, Cabinet Member for Environment and City  
Management

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**Local Government Act 1972 – Background Papers**

Report considered by the Cabinet Member for Environment and City  
Management