

# Agenda

For enquiries on this agenda, please contact:  
**Sam Nicholls tel. 020 8547 5533**  
e-mail: sam.nicholls@kingston.gov.uk



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## Council

Date: Tuesday 15 December 2020

Time: 7:30 pm

Place: This meeting will be broadcast live on the [Council's Youtube Channel](#)

### Opening of Meeting

The Mayor will invite her Chaplain Reverend Luke Wickings to open the meeting.

### Global Teacher Prize 2020 Presentation

Acknowledgment of Kingston teacher shortlisted for Global Teacher Prize 2020.

#### 1. Apologies

#### 2. Declarations of Interest

Members are invited to declare any disclosable pecuniary interests and any other non-pecuniary interests (personal interests) relevant to items on this agenda.

#### 3. Minutes

To confirm as a correct record the minutes of the meeting of the Council held on 13 October 2020.

#### 4. Mayor's Announcements

## 5. Petitions

To receive petitions submitted by Councillors, or by members of the public who live, work or study in the Borough, on a matter in relation to which the Council has powers or duties or which affects the Royal Borough. The petition must contain at least 20 signatures, and notice of the intention to submit the petition must be given in writing to [democratic.services@kingston.gov.uk](mailto:democratic.services@kingston.gov.uk) by 10am the day before the meeting. The petitioner will have up to 2 minutes speaking time to present the petition. Up to 5 petitions can be presented at the meeting which will be presented in order of the number of signatories. (Any remaining petitions can be submitted, without speaking.)

Petitions will be processed in accordance with the [Council's Petition Scheme](#).

## 6. Public Questions

The following public questions were received by the deadline as set out in the Council's Meeting Procedure Rule 17(A):

Megan Taylor	Flytipping and condition of road at Broad Oaks in Tolworth
Janet Brannigan- Croggon	Boat Mooring near Queen's Promenade
Mary Parmar	Alpha Road Estate parking issues
James Giles	Anti-Bullying Pledge
Rob Robb	Planning Sub-Committee process
Vicky	Communications with children with special educational needs and disability (SEND)

A period of up to 30 minutes shall be allowed at each Ordinary Meeting of the Council during which any person who resides, studies or works in the Borough other than Members of the Council may ask questions of the Mayor, the Leader of the Council, Leaders of the other Party Groups, any Portfolio Holder, Chairs of the Strategic and Neighbourhood Committees, and members representing the Council on outside bodies any question on any matter in relation to which the Council has powers or duties or which affects the Royal Borough.

At any one meeting no person may submit more than one question and no more than one such question may be asked on behalf of one organisation.

Questions will be asked in the order in which notice of them was received, unless the Mayor decides otherwise in the interests of the efficient conduct of the meeting.

One supplementary question shall be allowed provided it is for clarification, arises directly out of the original question/response and is not a statement.

Any question which cannot be dealt with during public question time, either because of lack of time or because of the non attendance of the Member, to whom it was to be put, will be dealt with by a written answer and a copy of the answer will be recorded with the minutes of the meeting.

## **7. Motion: White Paper, 'Planning for the Future'**

In accordance with Procedure Rule 8(A)(5), the Council will debate a motion which has been submitted by Members of the Council.

This alternates, from meeting to meeting, between a motion submitted on behalf of the Administration and a motion submitted on behalf of Opposition Members of the Council.

The following Motion has been received from the Administration (the Liberal Democrat Group):

Proposed by Councillor Rebekah Moll

Seconded by Councillor Caroline Kerr

### **"White Paper, 'Planning for the Future'**

#### **This Council notes:**

- i. The Royal Institute for British Architects called the proposals in the White Paper '*shameful, and which will do almost nothing to guarantee delivery of affordable, well-designed and sustainable homes.*' RIBA also said, '*proposals could lead to the next generation of slum housing.*'
- ii. The proposals to reform the planning process seek to blame councils and communities for the root cause of issues with the planning system and yet, it's clear the housing delivery system is broken; not the planning system.
  - a) 90% of planning applications are approved by councils and more than one million homes with planning consent in the past decade are yet to be built according to figures from the LGA; and
  - b) Kingston Council has permitted 2753 homes over the past five years which are not yet built.

#### **This Council is concerned that the proposals seek to:**

- i. Significantly increase housing targets in Kingston from 964 pa to 1526;
- ii. Provide less affordable housing, taking no account of housing land supply;
- iii. Take away many of the opportunities for communities and their locally elected representatives to have a final say on how their areas develop; .
- iv. Reduce or remove the right of residents to object to applications near them by giving automatic rights to build in 'growth' areas, and increase permitted development rights, risk unregulated growth and unsustainable communities;
- v. Remove Section 106 payments and the Community Infrastructure Levy for infrastructure and replace them with a national levy; it is unclear how the new level of developer contributions would work; and

- vi. Minimise the climate emergency as the reforms do not make it a key priority that would enable the planning system to respond to the climate crisis.

**Calls on the Government to reform its current rules on development to give local authorities more powers to:**

- Challenge unrealistic targets;
- Insist on improved infrastructure with new developments;
- Challenge viability assessments that allow developers to get away without providing adequate affordable housing for local people;
- Remove those permitted development rights that lead to substandard homes being built;
- Require new development to meet high sustainability standards.; and
- Prevent loss of biodiversity, threatening species of fauna, insects and other wildlife.

**This Council resolves to:**

- i. Object to the Government's proposals for arbitrary housing targets and the reduction of local control proposed in the consultation paper;
- ii. Highlight our concerns over these proposals with the public and local residents; and
- iii. Campaign for a planning framework that provides for our residents and our communities and puts people not developers at the heart of any solution."

**8. Member Questions**

In accordance with Procedural Rule 6 (1&2) replies will be given to questions of which notice has been given which may be addressed to the Mayor, the Leader of the Council, Portfolio Holders, the Leader of the Opposition, Chairs of the Standing and Neighbourhood Committees and Members representing the Council on Outside Bodies.

**9. Achieving for Children Governance Arrangements**

**Appendix A**

At its meeting on 30 July 2020, the Response and Recovery Committee considered a report which included a recommendation to Council regarding the transfer of Band 3 Reserved Decision Making from the Achieving for Children (AfC) Joint Committee to the Children's and Adults Care and Education Committee and noted the consequential need for changes to the the AfC Joint Committee Terms of Reference in respect to its change in function to a dispute resolution committee.

AfC was initially established by the London Borough of Richmond and the Royal Borough of Kingston Upon Thames to undertake and provide a range of services to children and young people and an Inter Authority Agreement (IAA) was entered into on 31 March 2014. On 1 August 2017, the Royal Borough of Windsor and Maidenhead was admitted to the Company as a new member and entered into an IAA with the other authorities and AfC. The three councils established a Joint Committee to agree and assess the operation and performance of the Company.

As set out in the report to the Response and Recovery Committee, a review of AfC governance arrangements was carried out and reported to the Joint Committee on 2 March 2020. It was noted that the AfC Joint Committee had approved the transfer of

functions in relation to Band 3 Reserved Matters from the Joint Committee to relevant bodies of the constituent authorities and changing the Joint Committee to an ad-hoc dispute resolution committee. In the case of this Council it was proposed that the functions be transferred to the Children's and Adults Care and Education Committee (CACE). This will strengthen governance arrangements in respect of AfC and ensure that each Council has direct oversight and influence over a number of significant AfC functions.

Similar reports have been considered and approved by the Royal Borough of Windsor and Maidenhead (on 27 October 2020) and the London Borough of Richmond (on 24 November 2020).

The Council is **RECOMMENDED** to resolve that the amendments to the constitution detailed in **APPENDIX A** be approved.

#### **10. Appointments of Members to Committees, Panels and other bodies**

The Council is **RECOMMENDED** to make the following appointments:

- Louise Gallagher be appointed as alternate to Majid Mafi as the RBK Staff Representative on the Pension Fund Panel.

#### **11. Urgent Items authorised by the Mayor**

To consider any items which, in the view of the Mayor, should be dealt with as a matter of urgency because of special circumstances in accordance with S100B(4) of the Local Government Act 1972.

#### **12. Exclusion of the Press and Public**

The following resolution is included as a standard item which will only be relevant if any exempt matter is to be considered at the meeting for which the Committee wish to resolve to exclude the press and public:

To exclude the public from the meeting under Section 100(A)(4) of the Local Government Act 1972 on the grounds that it is likely that exempt information, as defined in paragraph \*...of Part I of Schedule 12A to the Act, would be disclosed and the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

(\*relevant regulatory paragraph to be indicated)