

Merton Council Sustainable Communities Overview and Scrutiny Panel



Date: 26 June 2023
Time: 7.15 pm
Venue: Merton Civic Centre

AGENDA

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1	Apologies for absence	
2	Declarations of pecuniary interest	
3	Minutes of the previous meeting	1 - 6
4	Executive Director introductions	
5	Borough of Sport	7 - 12
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10	Task group discussion	

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Sustainable Communities Overview and Scrutiny Panel Membership

Councillors:

Stuart Neaverson (Chair)
Daniel Holden (Vice-Chair)
John Braithwaite
Mike Brunt
Anthony Fairclough
Dan Johnston
Nick McLean
Stephen Mercer
Marsie Skeete
Slawek Szczepanski
Martin Whelton
James Williscroft
Victoria Wilson

Substitute Members:

Caroline Charles
Edward Foley
Klaar Dresselaers
Samantha MacArthur
Max Austin

Note on declarations of interest

Members are advised to declare any Disclosable Pecuniary Interest in any matter to be considered at the meeting. If a pecuniary interest is declared they should withdraw from the meeting room during the whole of the consideration of that matter and must not participate in any vote on that matter. For further advice please speak with the Managing Director, South London Legal Partnership.

What is Overview and Scrutiny?

Overview and Scrutiny describes the way Merton's scrutiny councillors hold the Council's Executive (the Cabinet) to account to make sure that they take the right decisions for the Borough. Scrutiny panels also carry out reviews of Council services or issues to identify ways the Council can improve or develop new policy to meet the needs of local people. From May 2008, the Overview & Scrutiny Commission and Panels have been restructured and the Panels renamed to reflect the Local Area Agreement strategic themes.

Scrutiny's work falls into four broad areas:

- ⇒ **Call-in:** If three (non-executive) councillors feel that a decision made by the Cabinet is inappropriate they can 'call the decision in' after it has been made to prevent the decision taking immediate effect. They can then interview the Cabinet Member or Council Officers and make recommendations to the decision-maker suggesting improvements.
- ⇒ **Policy Reviews:** The panels carry out detailed, evidence-based assessments of Council services or issues that affect the lives of local people. At the end of the review the panels issue a report setting out their findings and recommendations for improvement and present it to Cabinet and other partner agencies. During the reviews, panels will gather information, evidence and opinions from Council officers, external bodies and organisations and members of the public to help them understand the key issues relating to the review topic.
- ⇒ **One-Off Reviews:** Panels often want to have a quick, one-off review of a topic and will ask Council officers to come and speak to them about a particular service or issue before making recommendations to the Cabinet.
- ⇒ **Scrutiny of Council Documents:** Panels also examine key Council documents, such as the budget, the Business Plan and the Best Value Performance Plan.

Scrutiny panels need the help of local people, partners and community groups to make sure that Merton delivers effective services. If you think there is something that scrutiny should look at, or have views on current reviews being carried out by scrutiny, let us know.

For more information, please contact the Scrutiny Team on 020 8545 4035 or by e-mail on scrutiny@merton.gov.uk. Alternatively, visit www.merton.gov.uk/scrutiny

Agenda Item 3

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SUSTAINABLE COMMUNITIES OVERVIEW AND SCRUTINY PANEL

8 MARCH 2023

(7.15 pm - 9.45 pm)

PRESENT Councillors Councillor Stuart Neaverson (in the Chair),
Councillor Daniel Holden, Councillor John Braithwaite,
Councillor Caroline Charles, Councillor Anthony Fairclough,
Councillor Dan Johnston, Councillor Gill Manly,
Councillor Stephen Mercer, Councillor Martin Whelton,
Councillor James Williscroft and Councillor Victoria Wilson

John Bosley (Assistant Director Public Space Contracts and Commissioning), Paul McGarry (FutureMerton Manager) and John Morgan (Executive Director, Adult Social Care, Integrated Care and Public Health)

1 APOLOGIES FOR ABSENCE (Agenda Item 1)

No apologies were received.

2 DECLARATIONS OF PECUNIARY INTEREST (Agenda Item 2)

There were no declarations of pecuniary interest.

3 MINUTES OF THE PREVIOUS MEETING (Agenda Item 3)

The minutes were not yet available, due to tight turnaround times between meetings, but will be circulated when possible.

The Action Log was not yet available, due to tight turnaround times between meetings, but will be circulated when possible.

4 PERFORMANCE MONITORING (Agenda Item 4)

The Assistant Director of Public Space highlighted a few figures for the Panel:

CRP126 - Number of missed collections per hundred thousand - December was the lowest level it's been since 2019. Important to note this is following Christmas collections so this is good performance in respect to that.

SP032 - Number of green flag parks - we have ambitiously made three new applications in January of this year.

A Member asked for clarification on SP518 - Rent reviews, with a value of nine and target of 32. The AD for Public Space explained that rent reviews are slightly behind at present as the team is down by one member of staff.

5 CALL IN: TRAVELLERS SITE - REVIEW OF LICENCE FEE (Agenda Item 5)

The Chair invited Councillor Macarthur to outline the reasons for calling in the decision. Cllr Macarthur explained that Councillors had called in this decision due to the belief that two principles of decision making have not been applied. Those principles are a respect for human rights inequalities, and a consideration and evaluation of alternatives.

Brickfield Road is a traveller site in Wimbledon Park ward, over which the council retain ownership, but it is managed by Clarion who charge a license fee to the occupants of the site.

The management agreement states that Clarion will make a recommendation for the licence, which must be reasonable, and that the Council will review annually. There was no equality impact assessment at the time which is an integral part of the decision-making process and would ensure the Council look at the potentially negative impacts of its decision and take steps to mitigate them.

Travelers are one of the most discriminated against groups nationally and internationally and this surely means the Council should be especially careful in its consideration of the equality's impact. However, the Council did not consider equality at all it states that at Power 8 of the

The council prepared an equalities analysis after the call-in - why was that EA not considered as part of the decision? The council claimed they did not need to do so because, as is normal with government initiatives, the government had conducted an EA. However, this never usually precludes the council conducting a local one.

It also appears from paragraph 3 of the decision report that the Council accepted the seven percent increase recommended by Clarion and did not question or negotiate it. There are various other options open to the Council including choosing to negotiate the increase or they could have visited the site to see whether Clarion are upholding their obligations with regards to the management contract.

After visiting the site and speaking to residents, we do not believe that correct management of the site is being upheld, considering there is a chronic rat infestation, failure to maintain running water to every pitch and disconnected firefighting equipment.

The Chair invited the Director of Adult Social Care, Integrated Care & Public Health to respond to the points raised.

As part of the stock transfer agreement there is a requirement to review the rent annually.

With inflation running at 10.1% to 11.1% we decided on a maximum lower formula and the increase was capped to 7%.

In the last five years, since the records have been monitored, there have been no concerns or issues reported of any traveller having had problems with paying the rent. If any reports were to be made, there are systems in place to help. For example, Clarion has a specialist team that can go out and assist people to apply for benefits to maximise their incomes.

With regards to the Equality Impact Assessment, we originally utilised the national one completed by Government but have subsequently developed our own.

The Chair moved to a vote on whether the Panel wish to refer the decision back to the Executive Director of Adult Social Care, Integrated Care & Public Health for reconsideration, setting out the nature of the Panel's concerns. There were 3 votes in favour, 6 Against, and 1 abstention. Therefore, the original decision stands.

The Panel RESOLVED to send the following recommendation to Cabinet.
"This Panel recommends the Director of Adult Social Care, Integrated Care and Public Health and the Cabinet Member for Housing and Sustainable Development arrange for inspection of the Brickfield Road site, to explore the issues raised by the Councillors who submitted the call-in. This was seconded with all 10 Panel members voting in favour.

6 RETROFITTING (Agenda Item 6)

The item was introduced by the Cabinet Member for Local Environment, Green Spaces and Climate Change.

The report outlines that since declaring our climate emergency in 2019, we have set out a climate strategy and action plan every year and it highlights some of the work we've been doing to retrofit buildings in the borough.

The majority of emissions come from buildings through heating and electricity usage, and it is estimated that 74% of the borough's emissions comes from buildings and energy.

Decarbonising our stock is going to be essential to us reaching our 2050 Target.

To decarbonise every building in the borough would cost approximately £2.8 billion.

We don't own our own housing stock, so the report sets out the program progress we've made and the future plans for decarbonisation of the council's own buildings, including Community Schools as well as homes and businesses.

Officers will be developing a Retrofit Strategy and Energy Masterplan to help facilitate and support Borough wide retrofitting by 2050. Officers intend to undertake and extensive and intensive engagement as part of this work.

In response to questions, further information was provided by the Cabinet Member and the Climate Change Project Officer.

The Council is looking at additional potential for solar PV across the community schools and the council recently commissioned a new solar PV consultant.

£100k has been allocated to a review of Community Schools Heating and Catering systems so that's something that will happen this year which will help inform works to community schools across the borough.

On the local plan front, the London energy transformation initiative published a climate emergency design guide a few years ago and the three key recommendations are that the buildings need to be very energy efficient, they need to use low carbon heat and they need to maximise renewable energy generation on site. As part of this we are looking to introduce a metric to better measure and monitor the efficiency of buildings, we are requiring low carbon heat in all new developments and also looking to maximise renewable energy, particularly through solar PV on site.

We have recently published a paired down version of the climate delivery action plan online that plots out kind of our carbon emissions as a council and as a borough and our intention is to publish a paired down version of the delivery plan every year so everyone can see where we are at.

We are working on a retrofit roadmap with the South London partnership because it's really important for us to work at a regional level on that, not just a borough wide level. The retrofit road map is specifically to help the private homeowners who need support and guidance on how to retrofit properties.

7 PLANNING ENFORCEMENT (Agenda Item 7)

The report was presented by the Head of Development Management and Building Control.

When the Council motion was raised, we had over 900 cases registered. The target was set to halve that number by the end of 2022. We are now down to now between 300- 350 cases, so we've exceeded the target and reduced the workload down considerably.

Further to this work we have also:

- Proposed a staff structure to present to the incoming Executive Director to tackle recruitment, including a Principal Enforcement Officer.
- Drafted a new local enforcement plan that will set standards for the service and how we envisage the service will perform moving forward

- Southwest London Auditors recently completed their review of the service, and we await their final report

In response to questions from Panel Members, the Head of Development Management and Building Control provided further information.

Communication is something that we've been looking at with the auditors - and we do have some ideas around making sure everyone is notified of the outcomes. We have started monthly updates and reports to the Planning Applications Committee and we're looking at possibility of quarterly newsletters for Members, particularly about the higher profile cases.

In terms of staffing, we are down by one part time member of staff and have one officer on training once a week.

The Government is now consulting on increasing planning application fees everybody department has been waiting up for that for a long time. If approved, it will bring in some much-needed increased income.

8 COMMUNITY TOILET PROVISION (Agenda Item 8)

Cllr Stephen Mercer and former Cllr Peter Southgate are reviewing toilet provision in Merton.

There has been a decline in public toilet provision since 1999 probably exacerbated by the Disability Discrimination Act and by the pandemic.

- 91% of people don't feel the provision in their borough is adequate according to the Greater London Assembly survey.
- 94% have difficulty finding a public toilet in an unfamiliar area of their borough.
- 56% of people restrict fluid intake to due to concern over lack of toilet facilities which leads to dehydration risk according to the Royal Society for Public Health.
- One in five of the general public, say they're not able to go out as often as they would like because of concerns around a lack of public toilets. For those with an illness or a condition requiring more frequent toilet use, this figure rises to 43%.

The review we are undertaking includes exploring awareness of toilet provision, mapping the existing provision, looking at the direction of travel in Merton and we're exploring barriers to extending the existing Community Toilet Scheme.

In Richmond and Lewisham, around 70 businesses signed up to the community toilet scheme. For context, Merton has 4.

We are currently running an online survey, have worked with four focus groups (including the Merton Centre for Independent Living), and we've had two small group surveys.

Our draft proposals will be submitted to the next meeting of the Sustainable Communities Panel.

9 WORK PROGRAMME (Agenda Item 9)

The Chair reminded Members to send in any topic suggestions by the end of March.

Committee: Cabinet

Date: 19 June 2023

Wards: All

Subject: Borough of Sport

Lead Director: Dan Jones, Executive Director Environment, Civic Pride & Climate

Lead member: Cllr Caroline Cooper Marbiah, Cabinet Member for Sport and Heritage

Contact officer: Mike Diaper and David Gentles (Borough of Sport Consultants)

Part 4b Section 10 of the constitution applies in respect of information within appendixes 1 and 2 and it is therefore exempt from publication:

Information relating to the financial or business affairs of any particular person (including the Authority holding that information).

Members and officers are advised not to disclose the contents of the Exempt appendix.

Recommendations:

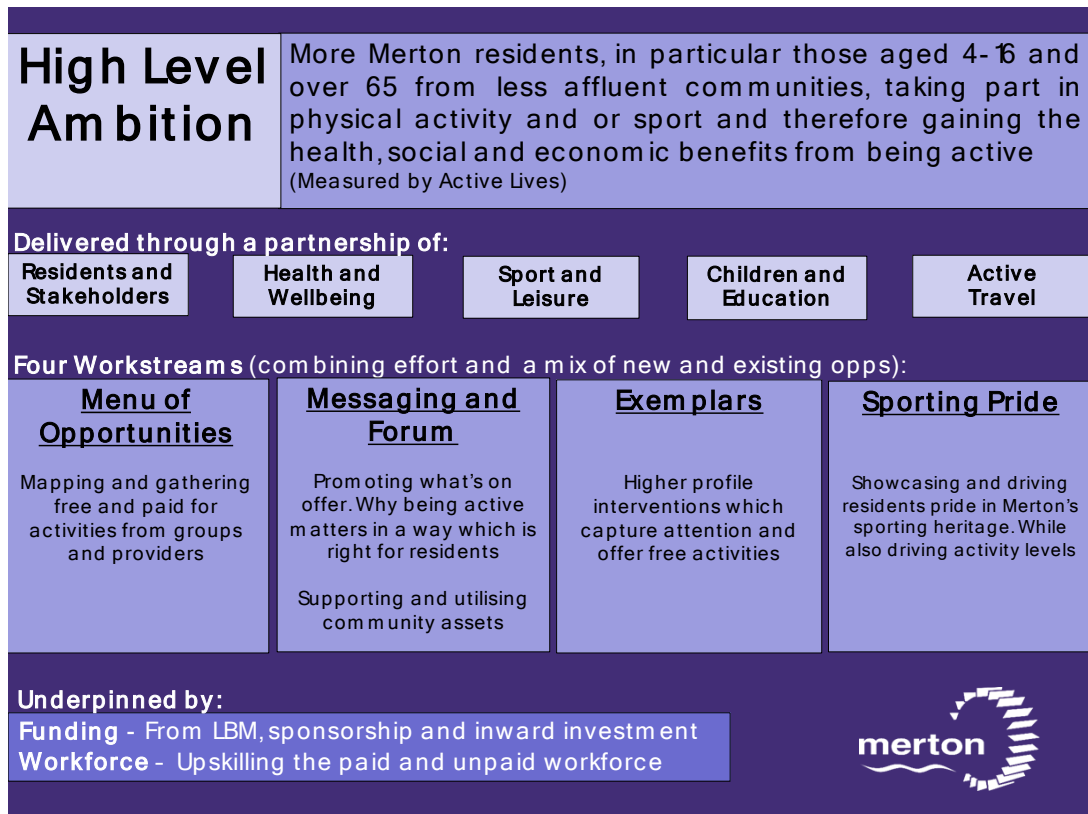
That Cabinet:

- A. Agree the proposals to make Merton London's Borough of Sport.
 - B. Note the estimated costs associated with the plans and agree the final costs are allowed for in the Council's Medium Term Financial Strategy between 2023-26.
 - C. Note the creation of a public forum to gain support and combine effort, and the creation of a cross sector advisory group to guide and steer actions.
 - D. Note London's Borough of Sport will be formally launched towards the end of the summer with stakeholder and community events, with preparatory activities taking place across the summer.
-

1 PURPOSE OF REPORT AND EXECUTIVE SUMMARY

- 1.1. Being London's Borough of Sport is one of the administrations' priorities, alongside civic pride and sustainable futures. The plans set out in this paper deliver the commitment to make Merton, London's Borough of Sport.
- 1.2. Borough of Sport is about: getting more residents, in particular, but not only, 4 to 16-year-olds, the over 65s and the less affluent, physically active; putting Merton on the map for Sport; and celebrating the borough's sporting heritage. The overall ambition is to, "ensure that more Merton residents, in particular those aged 4-16, over 65 and from less affluent communities, take part in physical activity and sport once a week and therefore gain the health, social and economic benefits which come from being physically active
- 1.3. It's about sport in its widest sense so includes walking, cycling, dance – anything that gets residents moving. The call to action is to do one, or one more, physical activity session each week, to unlock benefits for individuals and the borough.

- 1.4. The plans have been informed by extensive consultation with local community groups and council officers. Over 100 local groups and individuals have helped shape the plans. It's been important to take time and listen to local groups to hear what they need and to gain their support.
- 1.5. The following diagram provides a snapshot of the Borough of Sport plans and its four workstreams.



- 1.6. Key actions across the first 18 months of delivery include:
- the recruitment of dedicated officer support at the council and two Community Activators;
 - the creation of a Borough of Sport brand;
 - the establishment of a forum and advisory group;
 - the launch of the Borough of Sport Activity Finder web platform;
 - exemplar projects to catch attention; and
 - a 3 year Borough of Sport small grants fund.

The plan is to formally launch the Borough of Sport towards the end of summer.

2 DETAILS

- 2.1. Borough of Sport is a three-year action plan. To drive the ambition and call to action there are three underpinning actions: 1. dedicated roles: 2. an operational group; and 3. Logo/brand.
- 2.2. **Dedicated Roles to Drive Borough of Sport** – At the council the plan is to recruit two roles:

- The first will be primarily inward facing and their key tasks will include: working across the Council to combine effort and ensure Borough of Sport is a priority, ensuring alignment with other corporate Council agendas, supporting the operational group, Leader and Cabinet Member, overseeing the small grants fund and some key stakeholder relationships, agreeing the work plans of the Community Activators and maintaining the overall work plan and risk register.
- The second role will be primarily outward community facing and key tasks include: building and maintaining relationships with the stakeholders, supporting local groups to take advantage of funding and other opportunities, building the number of activities on the Get Active Portal and supporting the forum/ advisory group.

The plan is to commence recruitment once the plans have been approved by Cabinet in June 2023.

- 2.3. There will also be two paid community activators based within a community organisation host. These are not council roles. Rather roles within the community funded by Borough of Sport – in effect shared roles, with the hosts and council agreeing their work programmes. One will be focused on children and young people and the second on older people. They will help support community groups and assets, seek to garner support and also help local groups apply for funding and combine effort with others. **The plan is to recruit the activators during the first year of Borough of Sport.**
- 2.4. **Borough of Sport Operational Group** – Within the Council there is great enthusiasm for the Borough of Sport, but effort needs to be combined and focused. To co-ordinate action, a Borough of Sport Operational Group has been established. The group draws together senior managers and met for the first time in April 2023 and is now meeting monthly.
- 2.5. **Borough of Sport brand** – A simple and easily recognisable brand which can be used widely by the council and partners to badge and promote the Borough of Sport, something akin to the hugely successful ‘Inspired by 2012’ logo.
- 2.6. Action is then focused around four workstrands.
- Theme 1- Menu of Opportunities.**
- 2.7. There is a huge amount of sport and physical activity, free and paid for, on offer across Merton, but many don’t know about what they could do. There is a need to map opportunities and then publicise them via digital and accessible formats. A bespoke **Borough of Sport Get Active portal** is in development. This will promote what is on offer to the target audiences and drive take up. Community, commercial and voluntary providers will be encouraged and supported to upload their offers on the platform. The activity finder will be promoted by local health workforce (link workers), the Community Activators and amplified by local trusted groups and networks. **The platform is in development and will be ready to be launched during the summer.**

Theme 2 – Messaging, Forum and Advisory Group

- 2.8. This is about promoting what is on offer and supporting and utilising community assets. The Borough of Sport Get Active Platform is also an essential action within this workstrand. There are then three further key actions – 1. the creation of a public forum, 2. an advisory group to co-develop Borough of Sport and 3. a small grants fund.
- 2.9. A public **forum** will be created to bring together partners. Membership will be open, so anyone can attend. Non sporting will be encouraged to join. The forum's purpose is to explain the Borough of Sport concept, garner support, gather questions, concerns and gaps and then combine effort. The forum will be used to keep local groups informed of developments and opportunities. The forum will meet up to four times a year. **The forum will meet for the first time towards the end of the summer when Borough of Sport is formally launched.**
- 2.10. In order to further garner support an **advisory group** is being created to help guide actions. The group will have a regular membership, meet more frequently, most likely monthly and bring key partners including the council around the same table. **The advisory group will meet formally towards the end of the summer when Borough of Sport is formally launched.**
- 2.11. A **small grants fund** will be created and could be transformative to many community groups focused on supporting children and young people and older people. Additional information on how the fund could operate is set out at **exempt appendix 1. The small grants fund will start up during the first year of Borough of Sport and will help realise the ambition of access to free activities. Grants will be overseen by the advisory group.**

Theme 3 - Exemplars

- 2.12. Exemplars are higher profile interventions which capture attention and provide free opportunities. The highly successful Beat the Street which engaged more than 20,000 residents is a good example of what an exemplar will be. Across the three years the plan is to run around 6 or so exemplars. The advisory group will help select the exemplars to they meet local needs.

Theme 4 – Sporting Pride

- 2.13. This workstrand is about showcasing and driving residents' pride in Merton's sporting heritage and footprint while also driving activity levels. The Civic Pride funding awards have already contributed to this theme as is a stronger presence and position within the London Youth Games. Additional actions could include utilising the Canons House Historic Track, the creation of Community Sports Awards; and a partnership with Sporting Memories.

Outcomes and Measurement of Impact

- 2.14. In addition, to the ambition to increase participation in sport and physical activity the following **outcomes** will also measure impact:
- increased physical activity levels across under-represented groups;
 - improved wellbeing (physical and mental);
 - improved social cohesion and community spirit;

- improved civic pride;
- community sports and physical activity providers feel more connected and valued; and
- positive experiences of being physically active.

2.15. The plan is to have three levels of measurement. The **Ambition** will be measured through the Sport England Active Lives adults and children's surveys which report once a year. The **Borough of Sport Activity Finder** provides an analytics dashboard that includes data which measures the number of searches, what people are searching for and their demographics. All the **exemplar** initiatives will have an additional level of monitoring and measurement. We would expect activity and volunteering levels to increase, the number of activities on offer and inward investment to both go up and for the sport sector to feel better contacted to each other and the council.

3 ALTERNATIVE OPTIONS

3.1. Merton's ambition to be London's Borough of Sport is unique. No other London Borough has sought to do this. Alternative options have not been considered and the plans represent best practice. As action will be delivered across a three-year period 2023-26, plans can evolve and be tweaked to respond to changing needs.

4 CONSULTATION UNDERTAKEN OR PROPOSED

4.1. In drawing up the plans over 100 local groups and individuals have been consulted. It's been important to take time to listen to residents and local groups and hear what they need. It means the plans are rooted in the realities of what people are facing. Where actions are parachuted into communities without their involvement or agreement, they are unlikely to work. The proposed public forum and the advisory group which will help steer Borough of Sport, provide for an on-going dialogue with residents and local groups. Whilst Borough of Sport will be led by the Council it will only be realised through partnership working and the combining of effort.

5 FINANCIAL, RESOURCE AND PROPERTY IMPLICATIONS

5.1. Please see **Exempt Appendix 2** for the Financial, Resource and Property implications.

6 LEGAL AND STATUTORY IMPLICATIONS

6.1. There are no legal implications arising from the contents of this report.

7 HUMAN RIGHTS, EQUALITIES AND COMMUNITY COHESION IMPLICATIONS

7.1. There are no material equalities implications resulting from the recommendation(s) of this report.

8 CRIME AND DISORDER IMPLICATIONS

8.1. There are no material crime and disorder implications resulting from the recommendation(s) of this report.

9 RISK MANAGEMENT AND HEALTH AND SAFETY IMPLICATIONS

9.1. The Borough of Sport Operational Group which was established in April 2023 is drawing up a risk register.

10 APPENDICES – THE FOLLOWING DOCUMENTS ARE TO BE PUBLISHED WITH THIS REPORT AND FORM PART OF THE REPORT

- Appendix 1 – Small Grants Fund
- Appendix 2 – Financial, resource and property implications

Part 4b Section 10 of the constitution applies in respect of information within appendixes 1 and 2 and are therefore exempt from publication:

Information relating to the financial or business affairs of any particular person (including the Authority holding that information).

Committee: Cabinet

Date: 19 June 2023

Wards: All

Subject: Reference from the Electric Vehicle Charging Task Group

Lead member: Councillor Laxmi Attawar, Chair of the EV Task Group

Contact officer: Rosie Mckeever, Scrutiny Officer, 0208 545 4035

Recommendations:

-
1. That Cabinet considers the report and recommendations (attached in Appendix A) arising from the scrutiny review of Electrical Vehicle Charging in Merton.
 2. That Cabinet agrees to the implementation and inclusion of the recommendations through the Electric Vehicle Strategy due to be written by Future Merton working with the Cabinet Member for Transport.
-

1 PURPOSE OF REPORT AND EXECUTIVE SUMMARY

- A. To present the scrutiny review report on Electric Vehicle Charging in Merton for endorsement and seek approval to implement the review recommendations through the Electric Vehicle Strategy.

2 DETAILS

- 2.1. This task group was established by the Council's Sustainable Communities Overview and Scrutiny Panel. Following suggestions received during the topic selection campaign, the Panel agreed to undertake a scrutiny review of Electric Vehicle Charging in Merton to consider how the Council can best support the rapid increase in electric vehicles across the borough, including the necessary infrastructure, such as electric charging points.
- 2.2. The recommendations of the review are set out in Appendix A.

3 ALTERNATIVE OPTIONS

- 3.1. The Sustainable Communities Overview and Scrutiny Panel can select topics for scrutiny review and for other scrutiny work as it sees fit, taking into account the views and suggestions from officers, partner organisations and the public.
- 3.2. Cabinet is constitutionally required to receive, consider, and respond to scrutiny recommendations within two months of receiving them at a meeting.
- 3.3. Cabinet is not, however, required to agree and implement recommendations from Overview and Scrutiny. Cabinet could agree to implement some, or none, of the recommendations made in the scrutiny review final report.

4 CONSULTATION UNDERTAKEN OR PROPOSED

- 4.1. In carrying out its review, the task group questioned senior council officers as well as hearing from other local authorities.

5 TIMETABLE

5.1. As the next meeting of the Sustainable Communities Panel takes place on 26 June 2023 (after Cabinet on 19 June), the report and background information was circulated via email for approval from the Sustainable Communities Chair and Panel Members.

5.2. The report was approved by the Panel via email in May 2023 where it was agreed to present the report to Cabinet

6 FINANCIAL, RESOURCE AND PROPERTY IMPLICATIONS

6.1. None for the purpose of this report. None for the purposes of this covering report. It is envisaged that the recommendations in the attached report will not have any major resource implications. However, any specific resource implications will be identified and presented to Cabinet prior to agreeing an action plan for implementing the report's recommendations.

7 LEGAL AND STATUTORY IMPLICATIONS

7.1. None for the purposes of this report. Scrutiny work involves consideration of the legal and statutory implications of the topic being scrutinised.

8 HUMAN RIGHTS, EQUALITIES AND COMMUNITY COHESION IMPLICATIONS

8.1. It is a fundamental aim of the scrutiny process to ensure that there is full and equal access to the democratic process through public involvement and engaging with local partners in scrutiny reviews. Furthermore, the outcomes of reviews are intended to benefit all sections of the local community.

9 CRIME AND DISORDER IMPLICATIONS

9.1. None for the purposes of this report. Scrutiny work involves consideration of the crime and disorder implications of the topic being scrutinised.

10 RISK MANAGEMENT AND HEALTH AND SAFETY IMPLICATIONS

10.1. There are no risk management and health and safety implications as a result of this report.

11 APPENDICES – THE FOLLOWING DOCUMENTS ARE TO BE PUBLISHED WITH THIS REPORT AND FORM PART OF THE REPORT

11.1. Appendix A – Recommendations

12 BACKGROUND PAPERS

None



London Borough of Merton

Recommendations arising from the scrutiny task group review of Electric Vehicle Charging.

Sustainable Communities Overview & Scrutiny Panel

Task group membership

Councillor Laxmi Attawar (Chair)
Councillor John Braithwaite
Councillor Caroline Charles
Councillor Daniel Holden
Councillor Stephen Mercer
Councillor Slawek Szczepanski
Councillor Matthew Willis

Scrutiny support:

Rosie Mckeever, Scrutiny Officer

Terms of reference

- To scrutinise the current electric vehicle charging performance
- To identify existing best practice in Merton and elsewhere that could inform the council's future approach to expanding its EV infrastructure. Include cables channels in pavements, hubs.
- To make recommendations that will help create an electric vehicle strategy for Merton.
- To propose credible short term quick wins that the Council can achieve – including by lobbying Government and TFL

List of task group's recommendations

The purpose of the below recommendations are to help shape the electric vehicle strategy for Merton.

Recommendation 1
The Council runs 15/20 trials across the borough to test the operation and benefits of cable channels and other home charging alternatives. For example, Gul-e and KERBO.
Recommendation 2
This Council will lobby the government for fairer VAT charging between the cost for home charging and on street charging for electric vehicles.
Recommendation 3
Range of charging types and speeds to be spread as evenly as possible throughout the borough.
Recommendation 4
Ensure all dedicated EV bays have appropriate and clear signs. These should include CPZ zone, the operational periods of the EV bay, whether parking in EV bays is only allowed if the vehicle is charging, etc. The borough needs consistent signs to inform drivers.
Recommendation 5
This Council should lead by example and have EV charging points in their car parks and encourage the provision and installation of charge points in council premises, community centres, libraries, and schools.
The Council should seek all available Government grants to maximise their potential in achieving the above.
Recommendation 6
Procurement policies should insist fleets are electric where possible and if not available then alternative sustainable power should be required.
Recommendation 7
Cabinet reviews its policy on street decluttering to include such things as electric vehicle chargers and cables on public footpaths, ensuring public safety and accessibility.
Recommendation 8
After the successful roll out of lamp column chargers, the Council needs to focus its energy on rapid charge points, on a par with other neighbouring boroughs, such as Wandsworth, by 2026.
Recommendation 9
Given the increasing proportion of electric cars, undertake a review of parking and permit charges for electric vehicles in 2026.
Recommendation 10
Strongly encourage all Housing Associations to maximise their provision of electric vehicle charging for residents.

The Cabinet Member to immediately write to all Housing Associations to ask for their current proposals.

The Council will support Housing Associations in their applications for Government grants.

Recommendation 11

If the Council rolls out a Cable Channel charging scheme (i.e., Gul-e) across the borough, the EV Task Group strongly recommends that an ownership model by the Highway Authority is chosen. This will mean the Highway Authority commissions the installation, provides maintenance, and either licences or otherwise permits use by the resident and may recoup costs from the user as such.

Consideration should also be given to insurance requirements being included within the strategy. For example, should residents take out appropriate insurance, to cover for any claims from members of the public, for accidents that might be caused because of an installed 'cable channel'.

Recommendation 12

Dedicated EV charging units to be sympathetic to environment (e.g. black or green colour rather than white) to better blend into the environment/streetscape.

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PUBLIC TOILET PROVISION IN MERTON

Report on a Scrutiny Enquiry

Prepared for:

Sustainable Communities
Overview & Scrutiny Panel

Rapporteur: Cllr Stephen Mercer
Adviser: Honorary Alderman Peter Southgate

June 2023

Public Toilet Provision in Merton

- Report
- Appendix I – Toilets visited by Age UK Merton February – March 2023
- Appendix II – Survey Results – Review of Toilet Provision
- Appendix III – The costs of Toilet Provision
- Appendix IV – Community Toilet Review Scheme report by London Borough of Richmond
- Appendix V – Letter from Cllr Bokhari to the Mayor of London regarding toilets at Morden underground station
- Appendix VI – Merton CIL’s response to the consultation

FOREWORD

I believe the subject matter of this report is one of the identifiers of a civilised society and one in which we demonstrate our concern for our fellow human beings. I am grateful for the support of Councillors Foley and Neaverson in encouraging and enabling me to undertake the enquiry.

I must acknowledge with gratitude the contribution of the many LB of Merton officers who made it possible, such as the Scrutiny team (Rosie McKeever in particular), Kris Witherington who facilitated the survey and all those who contributed their expertise that I have listed separately.

Most of all I need to record the time and energy, support, encouragement, invaluable advice and expertise of Alderman Southgate, without whom I doubt this report could have been produced.

I hope everyone who reads it finds it thought provoking and will join me in looking for significant change.

RECOMMENDATIONS

1. Adequate provision of toilets for public use should be recognised as an essential aspect of Merton's public health policy, the fulfilment of which is a matter of civic pride.
2. Merton should work with London Councils and London Assembly Members to argue that the provision of toilets available for public use should become a statutory duty on local authorities, to be supported by ring-fenced government funding. In addition it should act in anticipation of a statutory duty, commit funding for such provision and ring-fence it until 2026.
3. Merton's existing Community Toilet Scheme (CTS) has failed. The CTS should be relaunched and adequately resourced to ensure it is effective and serves a useful purpose.
4. How should the new Community Toilet Scheme be operated in order to make it successful and enduring? The evidence suggests the following:
 - (i) To demonstrate its commitment to Merton, the Council should take the lead by being the first to pledge its assets to the new CTS. Public sector organisations like the NHS should then be asked to pledge their assets, followed by the voluntary sector and not for profit organisations eg. churches. No payments are proposed.
 - (ii) Use case studies from Wimbledon and other London boroughs with successful CTS's to demonstrate the value of toilet provision in attracting customers to town centres as retail and leisure destinations, especially holders of the "grey £" who are otherwise likely to stay at home.
 - (iii) The need for toilets in each town centre should be mapped based on footfall, and compared with existing provision. A plan should be drawn up to address the shortcomings, using information such as the audit carried out by Age UK in Merton (AUKM) to identify potential members for a new CTS.
 - (iv) In seeking candidates for a new CTS for Merton, learn from the membership profile of successful CTS's such as Richmond, and select pubs, supermarkets and larger retailers likely to provide high quality facilities for their customers.
 - (v) Examine the strengths and weaknesses of each town centre to decide how best to present the positive case for CTS membership. Payment may be more influential in some town centres than others.
 - (vi) Employ signage, print and on-line channels to build awareness and usage of the new CTS

- (vii) Payment for enrolling businesses into the CTS can be used selectively and proportionately, to ensure coverage where there would otherwise be gaps
- (viii) It cannot be assumed that the CTS concept is familiar or understood, so a new scheme for Merton will require extensive publicity when it is launched to build awareness. Assurances of hygiene and cleanliness will be needed to win acceptance, especially among the vulnerable groups who have the most to gain from the scheme
- (ix) Given the evidence of commitment of volunteers to improving toilet provision in Merton, the opportunity should be given to involve them in the ongoing monitoring of the standards of toilets maintained by CTS members in Merton. In addition, Councillors should be encouraged to “buy into” the CTS in their own wards by publicising it to their residents and visiting their CTS members. The Council’s formal Scrutiny processes can be used to check the development and performance of the new CTS.

Special cases

5. Maintain pressure at the highest level, using all levers available to ensure TfL honours its commitment to the feasibility study to restore toilets at Morden station, and press for the reintroduction of provision as a matter of urgency.
6. Explore the use of the licensing system to make the grant of late-night licences conditional upon access to staff toilets for delivery drivers.
7. Information published on CTS members must clearly indicate the type of facilities available, particularly in relation to disabled users. As the leader of place and principal driver of the new CTS, the council should review its property assets in Merton to identify one or two realistic potential candidates for accommodating Changing Places Toilets (CPT’s), related to the areas of greatest need.
8. Look for opportunities to amend Supplementary Planning Documents (SPDs) that would encourage businesses to join the CTS when applying for planning permission. Consider the use of CIL funds to provide public toilets in vacant town centre premises where the CTS fails to achieve adequate coverage. Instruct the Planning department to use S106 agreements to ensure more than minimal provision in new developments.

INTRODUCTION AND OBJECTIVES

Public toilets meet a fundamental human need, yet there is no statutory requirement on local authorities (or any level of government) to ensure adequate provision. This is an astonishing omission, given that other aspects of public health are subject to extensive regulation. Yet the subject is hardly ever discussed; *The Merton Story* (2021) makes just one incidental reference to toilets in its 131 pages.

The London Loos Paper, a research study published by Age UK in 2022, highlighted the consequences of inadequate provision in the capital, and stimulated our interest in conducting a review of toilet provision specifically in Merton. Further to a meeting on 9th November 2022, the Sustainable Communities Scrutiny Panel authorised Cllr Stephen Mercer, a member of the panel, to undertake a rapporteur enquiry into toilet provision with the following terms of reference:

1. To understand the impact of toilet provision on perceptions and behaviour of older residents in Merton, plus the disabled and those with health conditions requiring more frequent visits to the toilet.
2. To map toilet provision in Merton (cf. websites such as the Great British Toilet Map), including toilets in retail and commercial premises as well as public toilets.
3. To measure awareness of the Community Toilet Scheme (CTS) in Merton, and its history since it was introduced in 2009.
4. To explore ways of expanding and increasing awareness of the CTS, including barriers to its extension such as business attitudes and public reservations about using toilets intended for customers only.

METHODOLOGY

The enquiry used a range of data collection techniques, as follows:

1. **Focus groups** – to get participants to describe their coping mechanisms and behaviours if they need the toilet while out, and whether they felt inhibited from going out.
 - Merton Park Ward Residents' Association (MPWRA) – 17 January 2023
 - Wimbledon Guild (WG) - 25 January
 - Age UK Merton (AUKM) – 30 January
 - Merton Centre for Independent Living (MCIL) – 31 January

The focus groups were moderated by Peter Southgate.

2. **Desk research**, including the following published reports:
 - The Provision of Public Toilets – Department for Communities and Local Government (DCLG) 2007/8
 - An Urgent Need – the State of London's Public Toilets – Greater London Authority (GLA) 2006
 - The Toilet Paper – Improving London's Loos- GLA 2021
 - The London Loos Paper – Age UK London (AUKL) 2022
 - Still Dying to Spend a Penny – Greenwich LB 2022
 - Taking the P*ss – the Decline of the Great British Public Toilet – Royal Society for Public Health (RSPH) 2019
 - Community Toilet Scheme Review – Richmond LB 2023
 - Improving Public Toilet Provision in Times of Financial Hardship – Age UK/ London Councils seminar – April 2023
 - London Loos in Focus: Local Authorities' Community Toilet Schemes – AUKL 2023
3. **Expert witnesses**, including:
 - Sarah Xavier (Future Merton)
 - Barry Causer and Dan Butler (Merton Public Health)
 - Alan Goode and Megan Hatton (Safer Merton)
 - Mark Humphries (Infrastructure and Technology Division)
 - Jonathan Turner and Alan Trumper (Greenspaces) and Andy Robinson (idVerde)
 - Jonathan Berry (Planning)
 - Cllr Alan Juriansz (Richmond LB)
 - Laura Tilbury (Lewisham Local)
 - John Merriman (Love Morden)
 - Craig Hurring (Love Wimbledon)
 - Marc Doherty (Centre Court)
 - Victoria Norman (Wimbledon Village Business Association)

- Chris Larkman (Raynes Park Association)
 - Gregory Hamilton (Elys)
 - James Pickard (TfL) and Leonie Cooper (AM for Merton and Wandsworth)
 - John McGeachy (Age UK London)
4. **Mystery shopper** and visits to CTS and other Merton sites with toilets, predominantly undertaken by Julie Johns of Merton Age UK. A list of the sites visited is attached as APPENDIX I; some of these may be regarded as potential CTS members.
5. **On line survey** project managed by Kris Witherington (Community Engagement) and hosted on Merton’s website. A total of 961 self-completion questionnaires were returned between 6 March and 17 April 2023. The survey was publicised in “My Merton” and email newsletters. The full results and the questionnaire are attached as APPENDIX II.

The questions for the survey were piloted in a Teams meeting with Merton’s Community Champions on 22nd February, and amended prior to publication.

The sample for the survey was self-selecting; it does not purport to be demographically representative of the population of Merton. However, it is representative of the target audience of people more likely to need public toilets in Merton.

- 73% say they need to use the toilet more often than other people
- 22% consider themselves to have a disability
- 2 in 3 are age 55 plus (23% are 55 – 64, 30% are 65 – 74 and 11% are 75 and over).
- 2 in 3 (64%) are female (the recommended provision is twice as many toilet cubicles for women as for men)
- Nearly all (98%) live or work in Merton.

FINDINGS

1. The consequences of inadequate provision

- 1.1 The provision of toilets has been called “the barometer of civilisation” in which case the readings for the London boroughs have been low and declining for the past 25 years.

“We are supposedly a civilised, progressive society – what happened?”
(Survey)

London had 486 public toilets in 2000, falling to 419 in 2005 and 393 in 2011. No estimates are available after 2011, but the decline has continued, because toilets that were closed during the pandemic have not re-opened.

- 1.2 Just as the number of public toilets in London has fallen dramatically in recent years, so the need for them has grown. Everyone needs to go to the toilet, just as they need to eat, sleep and breathe. It is a universal requirement, but it affects some more than others. The four groups more in need of public toilets are: - the elderly (65 and over), the disabled, mothers with babies and toddlers, and sufferers from Crohn’s disease and colitis.
- 1.3 The largest of these groups is the elderly (1.1m in London) and their numbers are growing. In Merton the population aged 65 and over is forecast to increase by 43% over the next 15 years, while those aged 85 and over will grow by 52%.
- 1.4 From our survey 77% of those aged 65+ said they need to use the toilet more often than other people. The lack of public toilets makes them think twice before going out; 50% “always” and 31% “sometimes” consider the availability of public toilets where they are going in Merton before leaving home.
- 1.5 The effects of this constraint are well documented. 20% don’t feel able to go out as often as they would like (RSPH), otherwise known as the “loo leash”. More than half (56%) restrict their fluid intake before going out to avoid the need to find a toilet. Such deliberate dehydration can have serious consequences, especially for those with existing medical problems such as cystitis.

- 1.6 Because these coping and avoidance mechanisms are hidden from view, the lack of toilet provision is not recognised as a public health issue. Yet inadequate provision is preventing older residents from going out and taking part in activities that would improve their quality of life, both mentally and physically.

"I'm not even old, but I drive more because if I walk places I know I might get cut short. At least if you drive you can nip home quickly"
(Survey)

- 1.7 Ratings of public toilet provision in Merton are extremely low, with more than 9 in 10 rating it either "poor" (45%) or "very poor" (48%). If this measure were included in the Resident Satisfaction Survey, ratings as low as this would surely lead to demands for improvement. But because the lack of provision and its consequences for health and well-being are hidden from view, both have been effectively ignored in council policies over the years.

Recommendation 1.

Adequate provision of toilets for public use should be recognised as an essential aspect of Merton's public health policy, the fulfilment of which is a matter of civic pride.

2. Statutory provision

- 2.1 Local authorities are under no statutory obligation to provide public toilets. The Public Health Act 1936 gives them the power but not the duty to provide public toilets. Successive enquiries have highlighted the consequences of this omission, and pressed for legislation to address it.
- 2.1.1 The DCLG Select Committee report in 2007/8 recommended that “the Government imposes a duty on each local authority to develop a strategy on the provision of public toilets in their areas” while leaving it to each local authority to decide how to plan and utilise its own strategy.
- 2.1.2 In its 2021 report “The Toilet Paper” the GLA Health Committee endorsed the call for provision to be statutory, and went further on how this might be funded: “The government should make the provision of public toilets a statutory duty for local authorities, and the Mayor should be leading on this issue for London with London Councils for the provision of ring-fenced funding to enable this to be achieved”
- 2.1.3 The Levelling Up and Regeneration Bill 2023 is currently making its way through Parliament, and includes clauses to impose a statutory duty of toilet provision. However, at the time of writing it is feared that the relevant sections may not have survived as the Bill moves through its committee stages.
- 2.1.4 With financial pressures increased by the costs of Covid and the Ukraine war, once again the temptation is considerable to save money by avoiding expenditure where no statutory duty exists.

Recommendation 2.

Merton should work with London Councils and London Assembly Members to argue that the provision of toilets available for public use should become a statutory duty on local authorities, to be supported by ring fenced government funding. In addition it should act in anticipation of a statutory duty, commit funding for such provision and ring fence it until 2026.

3. Current toilet provision in Merton

- 3.1 The current Community Toilet Scheme (CTS) was launched in 2009 to plug perceived gaps in toilet provision in Mitcham and Morden: "There is less need for a formal CTS in Wimbledon than in Mitcham and Morden as the town centre is better served on an informal basis" (Cabinet - March 2009)
- 3.2 This selective approach coupled with a lack of resourcing meant that when a scrutiny review was undertaken later the same year there were just four participating businesses – three in Morden (including the Civic Centre) and one in Mitcham.
- 3.3 Currently five participants are listed on Merton's website, but none of them display signs to show they are CTS members, and two have signs on the door saying "Customer use only"**
- 3.4 Unsurprisingly, awareness of the current CTS is extremely low. Just 2% of survey respondents describe themselves as "fully" and 14% are "partly" aware. That leaves 6 in 7 of the target audience totally unaware of the scheme.
- 3.5 It is clear that the existing scheme is not working and needs a complete overhaul.
- 3.6 Without a CTS to ensure decent provision of toilets, Merton is faced with financing and maintaining them from Council funds. Maintenance of a pair of toilets costs in the region of £5,000 per year, so that to add 50 or 60 such facilities across the Borough would cost over £250,000 extra per year (an estimate of maintenance costs is included as APPENDIX III). It has been made clear in discussions that this is not a realistic option, given current pressures on the Council and council tax payers.
- 3.7 An alternative for Merton is to stop its spending on the CTS and rely entirely on informal provision by the private sector. This would be to ignore the considerable evidence of unsatisfied need and run completely counter to the will of residents clearly stated in the recent survey.
- 3.8 The logical conclusion is that some type of CTS is the only way of adequately providing for need at a level of cost which is acceptable to the Council.

- 3.9 Richmond and Lewisham are examples of South London boroughs which have tackled the problem with reasonable degrees of success. Richmond is identified as the 'poster child' of CTS schemes, being the first borough to implement such a scheme. However, even there the scheme is currently under review; in the last few years membership has fallen from 70 participants to less than 50. A committee has been established to consider the problem and identifies the lack of a dedicated officer as a key cause of the decline (their report is attached as APPENDIX IV).
- 3.10 Lewisham by comparison has in the same time frame grown its scheme from 51 to 69 participants, supported by a funded officer from a charity, Lewisham Local. The Richmond/Lewisham comparison strongly suggests that even a well established CTS needs significant drive and ongoing support from an officer or equivalent.

Recommendation 3

Merton's existing Community Toilet Scheme (CTS) has failed. The CTS should be relaunched and adequately resourced to ensure it is effective and serves a useful purpose.

4. How should the new Community Toilet Scheme be operated in order to make it successful and enduring?

i. Role for Merton in new Community Toilet Scheme

- 4.1 Given near zero awareness of the present CTS, plans for a relaunched CTS start with a blank sheet. Although there is no statutory obligation on the council to provide toilets, people do expect it to take the lead:

"It should be the responsibility of local government to provide public toilets" (MPWRA)

As the leader of place, the council should take the opportunity to build its new CTS by starting with its own assets. Popular and well managed CTS's are a source of civic pride in Richmond and Lewisham. Merton can similarly build civic pride by committing its own assets and demonstrating its commitment to being the lead partner in the new CTS network. The council should be first mover in pledging its assets before asking others to do so.

- 4.2 At present only the Civic Centre in Morden opens its toilets to the public. **As a guiding principle, all council buildings that serve the public should make their toilets available.** This includes libraries, leisure centres, community centres, and parks and open spaces.
- 4.3 Currently only Wimbledon Park and Cannizaro have maintained toilets, but other parks can provide access to toilets when staffed for specific purposes eg. paddling pools during the summer, and events such as festivals and firework displays. Toilets are provided in changing rooms on recreation grounds when pitches are booked, and these should be open to the public for the duration of the booking.
- 4.4 The council has a further opportunity to increase toilet provision in the borough when granting "meanwhile" leases on its property assets. Enterprises in receipt of grant funding on condition of delivering social value outcomes often benefit from very low rents. The provision and maintenance of toilet facilities open to the general public is a source of social value, and could be written into the terms of the lease.
- 4.5 Once the council has committed its assets to the new CTS, other public sector organisations that provide toilets for their

customers should be requested to make their toilets available to the general public. These include NHS medical centres, DWP employment centres, DVLA test centres (etc) and other premises where security considerations do not preclude public access.

- 4.6 Many voluntary organisations in Merton (such as Wimbledon Guild and Age UK) have close working relationships with the council, and could be invited to make their toilets available to the public on request during the hours they are staffed. Not for profit organisations such as churches and charities will be open during the day for various activity groups, and could make their toilets available on request at these times, subject to adequate supervision.
- 4.7 Only when the council has secured the co-operation of the wider public and not-for-profit sectors should the business sector be approached to join the new CTS.

Suggestion 4(i)

To demonstrate its commitment to Merton, the council should take the lead by being the first to pledge its assets to the new CTS. Public sector organisations like the NHS should then be asked to pledge their assets, followed by the voluntary sector and not for profit organisations eg. churches. No payments are proposed.

- 4.8 There are economic as well as health consequences as a result of inadequate toilet provision. More than half (52%) of those in our survey say they would be “much” more likely to visit shops, cafes and other businesses in Merton with an improvement in public toilet provision, and a further 35% say they would be “somewhat” more likely – making nearly 9 in 10 more pre-disposed to shop or visit in Merton.

“An ageing population needs toilet provision. A borough that fails to provide toilets is missing out on business, people spend more money when they know they can stay out for longer”

(Survey)

The managers of Elys and Centre Court believe the availability of toilets on their premises attracts footfall and increases dwell time, making customer purchases more likely. Conversely, Age UK found that 40% spend less time in a destination because of the lack of loos.

- 4.9 The well documented success of Community Toilet Schemes in Richmond and Lewisham is because businesses are convinced they are integral to their attraction as shopper destinations. Wetherspoons' own surveys show that good toilet provision ranks high on customer requirements of a pub.
- 4.10 Wimbledon is the borough's only major shopping centre, and of its six town centres it is the only one where a majority (72%) of survey respondents are confident they could find a suitable toilet if they needed one. Correlation does not impute causality, but toilet provision is regarded by major retailers in Wimbledon as an essential pre-condition for attracting and retaining customers.

Suggestion 4(ii)

Use case studies from Wimbledon and other London boroughs with successful CTS's to demonstrate the value of toilet provision in attracting customers to town centres as retail and leisure destinations, especially holders of the "grey £" who are otherwise likely to stay at home.

- 4.11 Perceptions of how easy it is to find a toilet vary enormously across Merton's six town centres:

"If you needed one, could you find a suitable toilet in:

	n= 961
	%
Wimbledon town centre	72
Morden	22
Colliers Wood	14
Raynes Park	7
Wimbledon Village	4
Mitcham	1.5

This provides a starting point for mapping where the perceived shortcomings in provision are, which can be set against the Great British Toilet Map (GBTM) to identify actual gaps in coverage. However, the fit is only approximate, as the GBTM has been found to be out of date and unreliable in some parts of the borough.

- 4.12 Although it does not cover the whole borough, members of Age UK in Merton (AUKM) have undertaken an extensive audit of toilets that could be accessible to the public in various areas. This demonstrates the potential for much increased provision via a new CTS. However, at present these are mostly toilets for customer use only.

Suggestion 4(iii)

The need for toilets in each town centre should be mapped based on footfall and compared with existing provision. A plan should be drawn up to address the shortcomings, using information such as the audit carried out by Age UK in Merton (AUKM) to identify potential members for a new CTS.

- 4.13 In the absence of signposted public toilets, those in need must rely on knowing where other toilets are to be found and asking permission to use them as a non-customer – or just using them anyway. This can pose an awkward dilemma; only a minority feel confident about asking to use the toilet if they are not a paying customer:

n=854	Café	Shop	Pub
	%	%	%
Very confident	5	4	9
Somewhat confident	15	16	32
Not very confident	45	39	33
Not at all confident	35	40	27

However, there is more variation in confidence to use pub toilets than for either shops or cafes. This may be to do with pubs being perceived as male domains; whatever the reason, women, the elderly, the disabled and those who need the loo frequently are all less confident about using the toilet in a pub.

- 4.14 Of the three types of outlets rated, pubs are more likely to instil user confidence than either shops or cafes. This is partly based on brand reputation:

"If I'm down the high street I usually use the one in Wetherspoons" (WG)

Confidence also has to do with size and how easy it is to find the toilet as a non-customer:

"I think I'd still feel obligated to buy something, but less so in Waitrose than in a café because they're bigger" (MPWRA)

Survey respondents cited other examples of sizable operations making toilets seem more accessible for non-customers such as Sainsbury's and Marks & Spencer in Colliers Wood, and Elys in Wimbledon (surely the most popular and best maintained toilets in the borough).

Analysis of the types of outlets selected in Richmond and Lewisham confirms the evident suitability of pubs, supermarkets and large retailers for CTS membership.

Suggestion 4(iv)

In seeking candidates for a new CTS for Merton, learn from the membership profile of successful CTS's such as Richmond, and select pubs, supermarkets and larger retailers likely to provide high quality facilities for their customers.

Building a new CTS for Merton in partnership with business

- 4.15 To be successful and sustained, a new CTS for Merton must be planned at the strategic level:
- Political commitment from the Cabinet by the portfolio holder and Director for Civic Pride
 - Recognition of toilet provision as a key aspect of public health policy and integration into borough planning
 - Growth item in the budget for a dedicated CTS officer (or equivalent C.I.C.) and annual payments to c.50 CTS partners
 - Appointment of dedicated officer or C.I.C with proven track record to work with BID's or equivalent organisations in each town centre to enlist businesses as CTS partners
- 4.16 Improving toilet provision in Merton can only be achieved through a reciprocal arrangement between the council and the business community i.e., a new CTS in some form. The council needs partners to offer their toilet facilities, as the cost of building or re-opening its own toilets is prohibitive. In exchange, partners currently receive £600 in Merton, and £800 - £1000 in Richmond depending on the facilities offered eg. for the disabled. Larger payments might be appropriate depending on the circumstances.
- 4.17 However, the success of a CTS does not depend solely or mainly on the financial contract between council and partner. Both parties need to have a positive view of the value of the CTS, not only to the business community but also to the wider public. Elys and Wetherspoons provide toilets without payment from the council because they see it as a service to their customers and as part of their civic responsibilities to the wider community.

4.18 Persuading potential CTS partners to sign up will be more challenging in town centres where there are no positive role models as there are in Wimbledon. Small independents may take some convincing that the positives can outweigh the negatives for their business. But the benefits CTS membership can bring in terms of increased trade could exceed the value of any annual payment. A Tower Hamlets survey found 90% were “likely/ highly likely” to return as customers after being permitted to use the toilet.

Suggestion 4(v)

Examine the strengths and weaknesses of each town centre to decide how best to present the positive case for CTS membership. Payment may be more influential in some town centres than others.

4.19 Drawing on lessons learned from successful CTS’s in Richmond and Lewisham, the council can assist CTS members through marketing support, giving them prominent positions in Merton Local for example. Both Richmond and Lewisham host on-line interactive maps allowing anyone searching for a toilet in a particular location to see what the identified CTS member offers such as specialist goods or services, and opening hours.

4.20 Not everyone looking for a toilet while out and about will have the resources or ability to search online, however. Older people in particular are more likely to be digitally excluded. For them there is no substitute for signs on the street, or on the premises themselves. This is evident when communication preferences are cross analysed by age.

Best ways to communicate toilet locations in Merton:

	All (888) %	<55 (290) %	55-64 (204) %	65+ (366) %
Signs on the street	75	68	70	82
Sign on the premises	60	60	64	59
Toilet location app	31	36	36	24
Map on council website	19	23	17	16
Large map eg. outside station	10	9	8	12
Small paper map	2	*	1	4

It is evident that information on the locations of CTS members needs to be communicated through multiple channels, digital

and analogue. Given that awareness of the CTS will have to be built up from a near zero base, a multi-channel strategy offers the most chances of reaching the widest spread of the target audience.

Suggestion 4(vi)

Employ signage, print and on-line channels to build awareness and usage of the new CTS

- 4.21 A thriving CTS will improve the quality of life for the many who need the toilet frequently, and will assist in regenerating the borough's town centres. In acknowledgement of their contribution, the council should recognise CTS members as Community Champions, and use its media communication channels to thank and promote them.
- 4.22 Payment for signing up to the CTS may not be appropriate in many cases. Public sector, voluntary and not for profit organisations will take part out of a sense of civic responsibility. This will also be the primary driver for large retailers like Elys and Centre Court who provide toilets now, and meet the cost as a customer service. National or regional chains in retailing, pubs and restaurants, and entertainment cannot easily authorise payments to individual branches. So payments can only be made to independent, owner-managed businesses, and should be kept to the minimum required to achieve adequate coverage of each town centre.
- 4.23 Inadequate coverage forces the burden of provision onto a smaller number of participants, who may then seek to withdraw from the scheme. Alternatively, the public recognition of the social value added by participants, financial compensation and increased business might make other businesses eager to participate. The CTS should incentivise where necessary, retain the option of accepting or excluding participants and adjust financial support up or down as necessary.
- 4.24 Apart from the need to achieve critical mass, the amount paid can be referenced to what other London boroughs are paying. Tariffs should reflect opening hours and the facilities available, with more paid for wheelchair access, mother and baby change options, a greater number of toilets and proximity to areas of high demand. The amount paid is not intended to meet maintenance costs on a stand-alone basis.

Suggestion 4(vii)

Payment for enrolling businesses into the CTS can be used selectively and proportionately, to ensure coverage where there would otherwise be gaps

4.25 A Community Toilet Scheme for Merton might be expected to overcome all the misgivings people have about using toilets in premises where they are not paying customers. In practice, it's not quite so simple; possibly because the CTS¹ concept is new and unknown to most people, only half would feel confident using it:

n=854		65+	Frequent	Disability	Female
	%	%	%	%	%
Very confident	20	18	18	12	21
Somewhat confident	30	26	30	28	31
Not very confident	28	28	28	31	28
Not at all confident	22	28	23	29	20

The irony is that those who might benefit most from a CTS seem to have less confidence about using it than others. So it is the elderly, the disabled and those who need the loo frequently who are more likely to express misgivings. However, women (52%) have more confidence than men (44%).

Users do differentiate between toilets they experience, and based mainly on accessibility and cleanliness, they adjust their preferences for future visits accordingly.

Suggestion 4(viii)

It cannot be assumed that the CTS concept is familiar or understood, so a new scheme for Merton will require extensive publicity when it is launched to build awareness. Assurances of hygiene and cleanliness will be needed to win acceptance, especially among the vulnerable groups who have the most to gain from the scheme.

¹ Definition for survey: "The Community Toilet Scheme involves payments to private businesses such as cafes and shops in Merton, in return for making their toilets available to people who are not paying customers"

Sustaining a successful Community Toilet Scheme

- 4.26 The new CTS envisaged for Merton will be a complex organisation with many partners drawn from the council itself, the wider public sector, the voluntary sector and not-for-profits, and the business sector. Staff and owners change constantly, creating a shifting landscape for the new CTS to track. Once established, it will need ongoing support if it is to be sustainable. Scaling back on officer support has proved a false economy in neighbouring boroughs.
- 4.27 While many council departments will be involved in the new CTS (i.e., waste, economy, facilities, licensing) one officer/ CIC must be responsible for its implementation and ongoing support. It is proposed they should report to the Director for Civic Pride. Health and hygiene standards for the CTS will be subject to policies overseen by the Director for Public Health, and maintained by the appropriate regulatory services.
- 4.28 Provision of public toilets (or more accurately, the lack of it) is a subject that has generated widespread interest in Merton, as evidenced by the survey attracting almost 1,000 responses. Merton members of Age UK London have devoted hours of their time and energy to mapping potential sources of toilet provision in the borough, although their work has not covered all town centres. Clearly, improving toilet provision is a cause that people care about passionately, and one ideally suited to the engagement of the voluntary sector.
- 4.29 It is proposed to invite the Age UK volunteers who have already done so much work to map Merton's toilet potential, to form the nucleus of a group of volunteers to monitor CTS members and file regular reports on the standards observed in their toilets. Volunteers can also help by reporting developments on the high street as businesses change hands. They would report to the officer/ CIC responsible for the CTS.
- 4.30 Members of the public can also report any concerns they may have about standards in toilets provided by CTS members, much as they can now to Environmental Health. These complaints should be seen by the officer/CIC responsible for the CTS.
- 4.31 Councillors should be encouraged to visit CTS members in their wards, promote them to their residents and feedback informally to the CTS officer. This would demonstrate their

commitment to Merton's CTS and support for its members; it is as much about building relationships with businesses in their wards as it is about monitoring standards.

- 4.32 The ongoing performance of the new CTS should be monitored by scrutiny, and the Sustainable Communities Panel is the most appropriate body. The relevant officer should be asked to report initially at 6 monthly intervals, and thereafter annually.

Suggestion 4(ix)

Given the evidence of commitment by volunteers to improving toilet provision in Merton, they should be given the opportunity to involve themselves in the ongoing monitoring of the standards of toilets maintained by CTS members in Merton. Councillors should be encouraged to "buy into" the CTS in their own wards by publicising it to their residents and visiting their CTS members. The Council's formal Scrutiny processes can be used to check the development and performance of the new CTS.

Special cases/ special needs

5.1 Public transport

- 5.1.1 Although there is a need for public toilets at all transport interchanges, the need is especially acute at termini. On the Underground, passengers may have been travelling for an hour or more by the time they reach the end of the line, and some will be experiencing stress and discomfort if they cannot find a toilet immediately.
- 5.1.2 There are 28 termini on the London Underground network, of which 22 have toilets, either inside or outside the gateline. Of the six that do not, three have well signed toilets nearby eg. in the bus interchange. All three without toilets or alternative facilities are on the Northern Line, now approaching its centenary.
- 5.1.3 The most egregious example is Morden, the terminus for the Underground and a key interchange and terminus for several bus routes, including 24-hour services on routes 93 and 154, and night service on route N155. To make matters worse, toilets were available at Morden station within living memory:

"It drives me mad, because I know that station has a toilet"
(MPWRA)

5.1.4 Since 2016 the need has increased as a result of the all-night service on Friday and Saturday. Passengers who have spent the evening in central London travel southwards, with no station providing toilets south of Elephant and Castle, and arrive at Morden in the early hours of the morning with no toilet provision in the area of any sort.

5.1.5 The inevitable consequence of the lack of provision is the misuse or abuse of the short passageway leading through to the car park, otherwise known as "p*ss alley". This is notorious amongst local residents who see it as a disincentive to visiting Morden:

"It doesn't encourage anyone to go shopping in Morden"
(MPWRA)

5.1.6 Elected members from the former Leader of the council to Merton Park Ward councillors have been lobbying for more than 20 years for the toilets at Morden station to be re-opened, but without success. Progress was made on a very recent² site visit with the AM for Merton and Wandsworth, when the challenges were recognised and TfL confirmed there would be a feasibility study into how toilets might be re-provided at Morden station.

5.1.7 Local Assembly Member Hina Bokhari has acknowledged the problem and is supportive of efforts to secure new provision. Her recent letter on the topic is attached as APPENDIX V.

Recommendation 5

Maintain pressure at the highest level, using all levers available to ensure TfL honours its commitment to the feasibility study to restore toilets at Morden station, and press for the reintroduction of provision as a matter of urgency.

² 21st April 2023

6 Itinerant workers

6.1.1 A large and growing proportion of the workforce has no fixed place of employment, and therefore no certain access to toilets during their work shifts. They include key public sector workers such as policemen, ambulance crews and postmen, and also those who are employed as delivery drivers, sometimes precariously.

6.1.2 Anecdotal evidence suggests these itinerant workers come to informal arrangements that rely on their shifts following a regular route or pattern, so they know where the toilets are. While this may work well for public sector employees such as policemen and postmen who are generally held in high regard by the community, it works less well for delivery drivers who are not known to their customers.

6.1.3 Take away delivery drivers face a particular problem at night when toilet facilities available to them during the day are closed. The nature of their employment means they are generally classed as self-employed, and often on minimum wage, without the benefit of the terms and conditions applying to payroll workers.

6.1.4 Take away outlets are bound to provide toilets for their own staff, but these are rarely available to delivery drivers, especially at night time when the outlet is closed to walk in customers.

6.1.5 The licensing of food and drink outlets, and the amendment of existing licences, allows an opportunity to set conditions relating to toilet access that seem unlikely to be opposed.

Recommendation 6

Explore the use of the licensing system to make the grant of late-night licences conditional upon access to staff toilets for delivery drivers.

7. **Disabled access**

7.1 The survey shows that 22% consider themselves to have a disability, although this may not be visible³ - just 1 in 4 (23%) of this group find their disability makes it difficult or impossible to use a toilet in a standard cubicle.

7.2 If people who need the loo frequently (73% of those surveyed) have to plan their outings around the availability of a toilet at their destination, imagine the additional planning involved for someone in a wheelchair, with fewer options open to them:

"We use it as a meeting place, but you have to make sure it's an accessible Starbucks, because not all of them are - it's a bit of a minefield" (CIL)

When health conditions are combined with a limited number of accessible toilets within wheelchair range, the disabled may find themselves stuck at home involuntarily:

"I have a condition, I ought to drink plenty of water, but I can't drink plenty of water if I know I'm going out, I have to limit myself I drink at home to try to get 2 litres in" (MCIL)

This underscores the extent to which a lack of accessible toilet provision for the disabled impacts their quality of life, and runs counter to Merton's equalities policies for those with protected characteristics, including age and disability.

7.3 The audit form used for "mystery shopper" visits to toilets in various locations across the borough recorded whether they were accessible to a wheelchair user, and whether they had baby change facilities. Toilets in small independent outlets were less likely to be accessible:

"It's got to be accessible as well, sometimes these places are out the back, it's difficult to manoeuvre - a very narrow opening" (MCIL)

7.4 Changing Places Toilets (CPT's) are now compulsory in new public buildings⁴ with a capacity of 350 or more, including

³ Remember respondents to the survey are not representative of the population of Merton as a whole. The 2021 Census records 14% of Merton residents living with a disability.

⁴ Defined as "places of assembly, recreation and entertainment"

retail premises (2500m²+) and sports and leisure centres (5000m²+) . CPT's are spacious (12m²) to accommodate the needs of a severely disabled user and carer, and equipped with a hoist and changing table. The government has set up a fund to meet the cost of installing CPT's with grants administered by local authorities. 12 London boroughs applied in the second round of funding, and were awarded grants averaging £40,000-£50,000 per CPT. However, the full cost of purchasing and installing a stand-alone modular CPT unit is estimated at £88,000.

7.5 There are now 1839 CPT's in the UK. Merton has three, in Morden Leisure Centre, the AELTC grounds, and Tesco Extra in New Malden. Romulus propose to instal a fourth as part of their re-development of Centre Court.

7.6 The Merton Centre for Independent Living (MCIL) makes the case for more accessible toilets across the borough, but especially in the East. More CPT's could improve the quality of life for the severely disabled, who are otherwise effectively trapped in their homes. MCIL nominates the Civic Centre, community spaces like Vestry Hall and local leisure centres as potential sites for CPT's. (Their submission to the review is attached as APPENDIX VI.)

Recommendation 7

Information published on CTS members must clearly indicate the type of facilities available, particularly in relation to disabled users. As the leader of place and principal driver of the new CTS, the council should review its property assets in Merton to identify one or two realistic potential candidates for accommodating Changing Places Toilets (CPT's), related to the areas of greatest need.

8 **Planning**

8.1 Merton's local plan includes the strategic health and well-being policy HW 10.1 which states "we will continue to improve and promote a more active and healthier lifestyle of our residents, tackle the causes of ill health (physical and mental), and health inequalities" The first section of our report shows how inadequate toilet provision militates against the achievement of an active and healthy lifestyle by limiting the time some people can spend away from home before they need the loo:

"I shop for elderly neighbours who do not feel confident to go out based on this issue alone" (Survey)

Yet the local plan makes no reference to public toilet provision as an essential element to the realisation of an active and healthy lifestyle.

8.2 Medium to long term improvement of the quality and number of facilities available to residents can be accelerated if private developments can become part of the solution. Building regulations set minimum levels of toilet provision for buildings. However, where visitors to buildings are concerned there is some room for interpreting the appropriate toilet provision narrowly or more generously; more than minimum provision can help those in need to 'go before you go'.

8.3 The London Plan (2021) includes policy S.6 – Public toilets, which requires large scale developments⁵ that are open to the public, and large areas of the public realm, to provide and secure the management of free publicly-accessible toilets suitable for a range of users. These should be available during opening hours, or 24 hours a day where access is from the public realm. Changing Places toilets are part of the requirement.

In smaller developments, the London Plan suggests accessible toilets may be provided as part of a CTS or through the Community Infrastructure Levy (CIL)

8.4 Merton's local plan is now in the final stages of approval and cannot be amended. Although they are not statutory, supplementary planning documents (SPD's) may offer scope to improve toilet provision as they come up for review. Specifically, A3 (Food and Drink) Use was adopted in 1999 making it the oldest SPD not to be revised. It stipulates that

⁵ Defined previously at 7.3.4

businesses seeking a change of use from A1 (retail) or A2 (professional and financial services) to A3 (food and drink) must apply for planning permission. In most circumstances the introduction of food and drink services will require toilets being made available to customers, either from existing facilities or new build. Where local CTS coverage is insufficient, businesses can be encouraged to join Merton's scheme as part of the grant of planning permission.

8.5 The Public Toilet Research Unit (PTRU) undertakes design research to improve toilet provision for all, including innovative projects to re-provide public toilets using vacant premises. Their research could be relevant to Mitcham and Morden, both town centres looking to restore their viability and vitality yet lacking obvious candidates to join Merton's CTS. In the absence of alternatives, vacant town centre premises could be re-purposed for new uses eg. start-up business hub or community centre, with public toilet facilities built on. Construction costs could be met from CIL because public toilets are being created in an area where none existed before, thus adding social value. Ongoing maintenance would be provided by the tenant, as a condition of the lease.

8.5 S106 agreements are concluded in relation to larger developments and these include obligations relating to material planning considerations. The Planning Department should be asked to identify more than minimal toilet provision as a material planning consideration when S106 agreements are being concluded.

Recommendation 8

Look for opportunities to amend SPD's that would encourage businesses to join the CTS when applying for planning permission. Consider the use of CIL funds to provide public toilets in vacant town centre premises where the CTS fails to achieve adequate coverage. Instruct the Planning department to use S106 agreements to ensure more than minimal provision in new developments.

Toilets visited by Age UK Merton February – March
2023

- Leon 5 Wimbledon Hill Road London SW19 7NF
- Dundonald Recreation Ground Dundonald Road SW19
- Wimbledon Station (South West TFL trains) the Broadway SW19 7NL
- Morden Park Leisure Centre London Road Morden SM4 site
- Waitrose 25 Coombe Lane SW20 OBS
- The Raynes Park (pub) 32 Coombe Lane Raynes Park, SW20 OLA
- Waffle Jacks 8 Merton Park Parade London SW19 3NT
- Costa Coffee Unit A, 213 Worple Road Raynes Park, SW20 8QY
- Costa Coffee 363-365 Kingston Road, Wimbledon Chase, SW20
- Starbucks Coombe Lane, Raynes Park, SW20 OJY
- Raynes Park Library 21 Approach Road, SW20 8BA
- The Leather Bottle, 277 Kingston Road, Wimbledon Chase, SW20 3NW
- Wimpy 56 London Road, Morden SM4 4EF
- Lower Morden Garden Centre/Blue Diamond Lower Morden Lane SM4 4SJ
- National Trust Morden Hall Park SM4 5JD
- Tesco KT 3 4PJ Different form format
- Sainsburys (formerly Savacentre) 1 Merton High Street /SW19 1DD
- Ely's 16 St .George's Road London SW19 4DP
- Waitrose Alexandra Road Wimbledon SW19
- John Innes Park Mostyn Road Merton Park
- Centre Court Wimbledon SW19 8YA

Colliers Wood -

Dunelm

Aldi

Next/Café Nero

Nandos

Starbucks

TK Maxx

Review of public toilet provision

	Question	Response	%				Figures
1:	Please tell us how you would rate public toilet provision in Merton?	Very good	1				n=961
		Good	1				
		Satisfactory	5				
		Poor	45				
		Very poor	48				
2:	How often do you consider the availability of public toilets where you are going in Merton before leaving home?	Always	50				n=957
		Sometimes	31				
		Occasionally	13				
		Never	6				
3:	If someone were to ask directions to the nearest public toilet in your local area, how confident of its location would you be?	Very confident	6				n=946
		Somewhat confident	12				
		Not very confident	26				
		Not at all confident	56				
4:	If you needed one, could you find a suitable toilet in the following town centres?		Yes	No			
Page 49		Wimbledon town centre	72	28			n= 928
		Wimbledon Village	4	96			n=886
		Morden	22	78			n=887
		Colliers Wood	14	86			n=865
		Mitcham	1.5	98.5			n=869
		Raynes Park	7	93			n=868
	5:	The Community Toilet Scheme involves payments to private businesses such as cafes and shops in Merton, in return for making their toilets available to people who are not paying customers. Are you aware of the Community Toilet Scheme in Merton?	Fully aware	2			
		Partly aware	14				
		Not aware at all	84				
6:	How confident would you feel going into each of the following where you are not a paying customer, and asking to use the toilets.		Very confident	Somewhat confident	Not very confident	Not at all confident	
	Café in Merton	5	15	45	35	n= 931	
	Shop in Merton	14	16	39	40	n=917	
	Pub in Merton	19	32	33	27	n=913	
	Member of the Community Toilet Scheme in Merton.	20	30	28	23	n=898	

Review of public toilet provision

	Question	Response	%	%	Figures																		
7:	Thinking about information available to help people locate toilets in Merton, which of the following would be the best ways to communicate that information?	<table border="1"> <tr><td>Signs on the street</td><td>75</td></tr> <tr><td>Large Map on the wall</td><td>10</td></tr> <tr><td>Small paper maps</td><td>2</td></tr> <tr><td>Maps or list of locations on the council website</td><td>19</td></tr> <tr><td>Toilet location app</td><td>31</td></tr> <tr><td>Sign or sticker on premises</td><td>60</td></tr> </table>	Signs on the street	75	Large Map on the wall	10	Small paper maps	2	Maps or list of locations on the council website	19	Toilet location app	31	Sign or sticker on premises	60			n=931						
Signs on the street	75																						
Large Map on the wall	10																						
Small paper maps	2																						
Maps or list of locations on the council website	19																						
Toilet location app	31																						
Sign or sticker on premises	60																						
8:	Please tell us if an improvement in public toilet provision would make you more likely to visit shops, cafes or other businesses in Merton?	<table border="1"> <tr><td>Much more likely</td><td>52</td></tr> <tr><td>Somewhat more likely</td><td>35</td></tr> <tr><td>No more likely than now</td><td>11</td></tr> <tr><td>Don't know</td><td>2</td></tr> </table>	Much more likely	52	Somewhat more likely	35	No more likely than now	11	Don't know	2			n=928										
Much more likely	52																						
Somewhat more likely	35																						
No more likely than now	11																						
Don't know	2																						
9:	In order to encourage more toilet provision in Merton, would you be willing to pay for the use of toilets, as a contribution to the costs?	<table border="1"> <tr><td>Yes</td><td>52</td></tr> <tr><td>No</td><td>48</td></tr> </table>	Yes	52	No	48			n=927														
Yes	52																						
No	48																						
10:	What is the maximum you will be willing to pay?	<table border="1"> <tr><td>20p</td><td>33</td></tr> <tr><td>50p</td><td>48</td></tr> <tr><td>£1</td><td>17</td></tr> <tr><td>£2</td><td>1</td></tr> <tr><td>Other</td><td>1</td></tr> </table>	20p	33	50p	48	£1	17	£2	1	Other	1			n=481								
20p	33																						
50p	48																						
£1	17																						
£2	1																						
Other	1																						
11.	Please tell us if you have any other comments about public toilet provision in Merton.	Listed verbatim – 531 responses																					
About you																							
12:	What is your age group?	<table border="1"> <tr><td>15 or under</td><td>*</td></tr> <tr><td>16-24</td><td>1</td></tr> <tr><td>25-34</td><td>4</td></tr> <tr><td>35-44</td><td>10</td></tr> <tr><td>45-54</td><td>17</td></tr> <tr><td>55-64</td><td>23</td></tr> <tr><td>65-74</td><td>30</td></tr> <tr><td>75 or over</td><td>11</td></tr> <tr><td>Prefer not to say</td><td>3</td></tr> </table>	15 or under	*	16-24	1	25-34	4	35-44	10	45-54	17	55-64	23	65-74	30	75 or over	11	Prefer not to say	3			n=892
15 or under	*																						
16-24	1																						
25-34	4																						
35-44	10																						
45-54	17																						
55-64	23																						
65-74	30																						
75 or over	11																						
Prefer not to say	3																						
13:	Please tell us if you have any children aged 5 or under?	<table border="1"> <tr><td>Yes</td><td>10</td></tr> <tr><td>No</td><td>90</td></tr> </table>	Yes	10	No	90			n=887														
Yes	10																						
No	90																						

Review of public toilet provision

14:	Would you say you or someone in your care need the toilet more often than other people?	Yes	73	n=886
		No	27	
About you				
15:	Do you consider that you have a disability?	Yes	22	n=882
		No	78	
16:	Does your disability make it difficult or impossible for you to use a toilet in a standard cubicle?	Yes	23	n=190
		No	77	
17:	Are you?	Male	33	n=871
		Female	64	
		Other	0	
		Prefer not to say	3	
18:	Which of the following options best describes your sexual orientation?	Heterosexual or straight	79	n=848
		Gay man	1	
		Gay woman or lesbian	1	
		Bisexual	1	
		Prefer not to say	17	
		Other	0	
19:	Do you.....?	Live in Merton	78	n=677
		Work in Merton	3	
		Live and Work in Merton	17	
		Do not live/work in Merton	2	

The Cost of Toilet Provision

During the enquiry various voices called for greater investment in public toilet infrastructure and in maintenance of toilets (eg by way of the provision of attendants). The following sets out some of the information gathered on the issue of cost.

Estimate of maintenance costs for a standard toilet (not Changing Places):

Assumptions:

2 toilets

5 minutes per clean (2.5 minutes each) – includes preparation etc.

10 cleans per day

360 days per year

Cost of labour, including employment costs, and assuming London Living Wage = £15.64/hour

$5/60 \times 10 \times 360 \times £15.64 = £4692$ for labour cost for 2 toilets per year

Toilet rolls and cleaning materials – approx. £1/day x 360 = £360/year.

Total £5052/year

This cost assumes no significant non-standard cleaning time required (eg vomit), no travel time, no profit margin and a pair of toilets side by side. On average a single toilet will cost more, a larger group of toilets cost less.

Calculated by Stephen Mercer

Changing Places Toilets

The budget cost of installing a modular Changing Places toilet facility is detailed below, but it should be noted that these costs are subject to change and dependant on local site conditions. On that basis each site would require a detailed survey to be completed before a more detailed price could be provided.

For the purposes of providing a budget estimate, the following elements have been considered:

- Standard modular Unit - £52k
- Delivery - £3k
- Planning Permission - £1k
- Groundworks - £12k (including services connections)
- Electrical supply - £5k
- Fees - £7k (just under 10%)

- Contingency - £8k – (10%)

Total - £88k

Source: **Mark Humphries**, Assistant Director, Infrastructure & Technology Division, Merton Council

Toilets in Open Spaces

In order to open a toilet to the public the water has to be checked, cleanliness checked and paper and soap replenished. Hand drying equipment or paper needs to be checked. If toilets were opened even for RADAR key access only across the borough, this would need to be done every day. The estimated costs of such opening and closing, including travel time between venues, could quickly reach toward £40,000/year assuming 10-12 different venues.

Source: **Alan Trumper**, Open Spaces, Merton Council

Policy and Performance Review Board

Community Toilet Scheme Review

Foreword

Richmond was the first London borough to introduce a Community Toilet Scheme (CTS), an initiative that has received significant interest over the years from other councils seeking to emulate us. However, bars, restaurants and other CTS providers had to close during the Covid lockdowns, and some of them have not reopened. This review provides an opportunity to see how the scheme can be improved as well as revived now that normality has returned.

Toilet provision is a fundamental function of local authorities and a public health priority. It is important to ensure that everyone who needs a toilet can access one. For many people in our community, such as those with bladder and bowel conditions, parents with young children and pregnant women, they are more than just a convenience, they are a necessity.

As the Kings' Fund noted in their report, *A Lav Affair*, "At an individual level, there are physical and mental health consequences when adequate toilet facilities are not available." 'A lack of public toilets is a national issue that can lead to disabled people requiring otherwise preventable surgery', says the health charity. 'Many of us feel forced to plan when not confident of a public toilet being available and some of us simply never leave home at all.' We do not want that in Richmond upon Thames.

Our review of the CTS has been well received by residents, local groups, and businesses, and I am grateful to all those who have taken the time to respond to our surveys. Their input has been essential to helping us make recommendations for an expanded and well-signposted scheme that will benefit us all.

Cllr. Richard Warren
Chair of the Policy and Performance Review Board

Current Situation

The Community Toilet Scheme (CTS) was set up in 2008 and allows businesses across the Borough to be financially compensated in return for allowing non-paying customers to use their toilet facilities. Businesses are also promoted across the borough, informing visitors of the facilities on offer. They are paid based on the number of days that toilet facilities are available to the public with a minimum payment of £800 and a maximum of £1,000 (plus VAT) per annum. Participating businesses are required to display a Community Toilet Scheme sticker as provided by Richmond Council. Membership is subject to area need, types of facilities to be provided and other factors, and is not automatic. A review of the scheme was carried out by Environment & Community Services (ECS) in 2018 and found a number of issues including a lack of inspections of toilet sites and areas in the borough without sufficient community toilet facilities.

The Community Toilet Scheme enables local businesses like pubs, restaurants and shops, to work together with the Council to make more clean, safe and accessible toilets available to the public (in a cost-effective way). There are now nearly 50 premises taking part in the scheme. The Council displays information on [its webpages](#) on the scheme for residents and visitors. The scheme is managed by Environment and Community Services (ECS).

The public are able to access useful [interactive area maps](#) on the Council website which show who takes part in the scheme, what facilities they have and where they are. This includes all Council owned buildings such as libraries as well as private businesses. Participating premises display a sticker in their window showing male, female, baby changing facilities available and whether they are wheelchair accessible Community Toilet Scheme members. There is also street signage to indicate the name and direction of the participating businesses. Members of the public can use toilet facilities during the premises opening hours and without the need to make a purchase and businesses have the right to refuse entry in exceptional

circumstances. Currently approximately half of the scheme members offer wheelchair accessible facilities and approximately one quarter provide baby changing facilities. Interactive maps indicate the types of facilities at each location.

Purpose of Review

At its meeting on 18th October, the Policy and Performance Review Board resolved to review the community toilet scheme and make recommendations to the Environment, Sustainability, Culture and Sport Committee.

Members of the Review Group

The members of the Review Group were:

Cllr Warren (Chair)
Cllr Juriansz
Cllr Gant
Cllr Wren
Cllr Mansfield

What the Review Group Investigated

The Review Group focussed their investigation under four headings:

1. How to promote the scheme to the public,
2. How to ensure the right type of facilities were available
3. Whether the facilities were in the right locations, and
4. How to encourage more businesses to join the scheme.

What the Review Group did:

The Review Group held four meetings across November, December and January. The review group was very pleased to hear from Dr Vivienne Press, on behalf of the Richmond Society, at their third meeting.

The review was publicised using Twitter, Facebook, Nextdoor, the council's business e-newsletter, RCVS newsletter, VCS newsletter sent through the Council and by email to ward councillors and local groups and organisations.

Ten responses were received from members, sixteen from local organisations and charities, twelve from members of the public and seven from participating venues.

What the Review Group Found:

The Review Group found that feedback comments were received relating to all the headings above, which after careful consideration led to the following recommendations:

Recommendation 1

Promoting the Community Toilet Scheme to the public

There were a substantial number of comments on this topic, including feedback from ward councillors, Richmond Business Improvement District, Richmond AID and AgeUK Richmond, highlighting a lack of knowledge of the scheme, lack of information about where the participating venues were (inadequate signage), lack of information about opening times, disability access and lack of information on the RADAR (Royal Association for Disability and Rehabilitation) scheme.

The Review Group therefore recommends that:

Information and publicity for the Community Toilet Scheme is refreshed and further on and off-line channels are included
--

Feedback from the survey suggest the following should be given consideration regarding this recommendation:

- Information about the scheme should be readily available and regularly reviewed to ensure it is up-to-date. Information should continue to be provided online on the Council's website ('Spend a Penny' map) and also using apps such as Google/Apple Maps, and the Great British Public Toilet Map: <https://www.toiletmap.org.uk/> Hard copy maps should be made available at visitor and transport hubs in the borough, and information given on Council noticeboards, in libraries as well as medical centres. A QR code system should also be considered.
- The information provided should include whether the facilities have disability access and changing facilities, their opening hours and information on the RADAR scheme, where appropriate.
- Subject to agreement, facilities provided by other organisations (eg Royal Parks, Network Rail) should be included in the information.
- Street signage should be improved, with pavement roundels to indicate direction of the nearest facilities and lamp-post signage for permanent facilities (such as those provided by the Council).
- The stickers provided for participating venues should be updated to be more eye-catching.
- Information provided should include advising that making a purchase from the participating venue is not necessary
- Local partners should be contacted to suggest that Community Toilet Scheme information should be included on their website 'visit' pages.

Recommendation 2

Location of facilities

There were over 30 comments on the location of facilities, including feedback from ward councillors on areas of the borough that were inadequately served by the scheme, whether chain outlets, churches and community centres could be included and the appropriateness of the participating venues (eg pubs not being suitable for young people). Feedback included the suggestion that the Council provided facilities in key areas and whether closed toilet blocks could be reopened such as in the Old Deer Car Park, Whittaker Avenue and at the top of Richmond Hill.

The Review Group therefore recommends that:

A measurable performance goal is agreed (such as an optimum number of facilities in each area/ward) with a review of the location and spread of facilities across the borough. This would be to ensure the spread/type of facilities offered is appropriate and that destination areas have adequate provision for visitors (destination areas being town centres, playgrounds and green spaces, for example).

Recommendation 2

Feedback from the survey suggest the following should be given consideration regarding this recommendation:

- Other organisations with facilities in the borough (such as Royal Parks, GP surgeries, community centres, churches and railway stations) with facilities should be approached to encourage them to enable public access and extending the available hours where possible.
- Where appropriate, national retail chains should be encouraged to join the scheme on a goodwill basis.

Recommendation 3

Types of Facilities

Comments were received on this issue, including from Richmond AID and AgeUK Richmond, noting the need to focus more strongly on accessible facilities (wheelchair access), the lack of changing facilities for children and access to drinking water.

The Review Group therefore recommends that:

The spread of facilities across the borough should include equitable access to wheelchair accessible facilities and changing facilities.

Recommendation 3

Feedback from the survey suggest the following should be given consideration regarding this recommendation:

- Council provided facilities should have disabled access, changing facilities and drinking water available.
- Drinking water should be available at as many venues as possible, including water bottle filling points.
- Where possible, sanitary protection should be made available.
- Where new public facilities are planned by the Council, consideration should be given to the design, for example, direct access facilities (where doors open on to the street).

Recommendation 4

Promoting the Community Toilet Scheme to Businesses and Organisations

Comments received on this issue (including from Richmond BID, AgeUK Richmond and Hampton & Hampton Hill Voluntary Care) included that large chain outlets might waive their payment by seeing their membership as being part of their corporate social responsibility, whether those in receipt of the business rate subsidy should provide facilities, the current financial offer being too low and that increased footfall might benefit the organisation.

The Review Group therefore recommends that:

A more proactive approach is taken from the team responsible for the scheme in conducting in-person visits to potential participating venues, prioritising areas of less provision.

Recommendation 4

Feedback from the survey suggest the following should be given consideration regarding this recommendation:

- Organisations such as churches, community centres and charities should be approached to join the scheme, as these venues would be more inclusive for example, for young people.
- The financial incentive should be reviewed with a view to improving funding for participating venues and considering whether businesses benefitting from the 50% subsidy could be linked to joining the scheme.
- Promotion of the scheme should include potential benefits, such as that joining is a way to give back to the community and that participating venues can benefit from increased footfall.
- Where businesses are located on Council-owned land, consideration should be given to the inclusion in the lease for public access to the toilets.

Recommendation 5

Management of the Scheme

Comments on this issue included that the scheme had suffered from lack of a designated officer, a visiting officer needed to check the facilities available, and that unannounced inspections would be useful.

The Review Group therefore recommends that:

A designated officer is allocated to be a central point of co-ordination for the scheme, and that consideration is given to which department of the Council has responsibility for the scheme (with business, parks, community and communication all being of considerable significance in the success of the scheme).

Recommendation 5

Feedback from the survey suggest the following should be given consideration regarding this recommendation:

- A designated officer would be a significant advantage to the scheme, enabling in-person promotion, responsive communication between all parties, arranging inspections, keeping information up to date, liaising with non-council sponsored providers (eg Royal Parks, Network Rail) and generally ensure the scheme runs smoothly. Review group members felt that ward councillors could also provide informal, occasional feedback on the scheme.

Recommendation 6:

Feedback from the Director of Public Health suggested that the Community Toilet Scheme could be brought into the Council's Prevention Framework planning by members, with a view to ameliorating the disproportionate impact that the lack of toilets has on people with disabilities, certain long-term conditions and older adults.

The Review Group therefore recommends that:

Members engage with the Richmond Council Prevention Network planning process with a view to including the Community Toilet Scheme in future Council programmes.

Recommendation 6

Feedback from the survey included reference to the Kings' Fund report, 'A Lav Affair', which highlighted the physical and mental health consequences when adequate toilet facilities were not available.

Review Group members recognised that increased resources were required to support the Community Toilet Scheme.

Appendices:

Feedback summary

Useful Links:

[Council's Prevention Framework](#)

[Out and About](#)

[A lav affair: do we care enough about public toilets?](#)

<https://www.richmond.gov.uk/services/spendapenny>

January 2023

LONDON ASSEMBLY

Liberal Democrat Group



Hina Bokhari AM

City Hall

Kamal Chunchie Way
London
E16 1ZE
Tel: 020 7983 4000

6th June 2023

Mayor Sadiq Khan
City Hall
Kamal Chunchie Way
London
E16 7ZE
[SENT BY EMAIL]

Dear Mayor,

The urgent need for public toilets at Morden Underground Station

I am writing to you regarding a longstanding issue which has for many years not been seen as a priority. I do so on behalf of the residents of Morden as well as passengers who make use of the Northern line on a regular basis.

At the time of writing, there are currently no toilets situated at Morden Underground Station. It is my view, and the view of many others, that this needs to change as a matter of urgency. Public access to toilets is crucial as a matter of accessibility, hygiene and safety, but also inclusivity, as many individuals have differing levels of need.

Although there is a need for public toilets at all transport interchanges, it is especially acute at termini. On the Underground, passengers may have been travelling for an hour or more by the time they reach the end of the line, and some will be experiencing stress and discomfort if they cannot find a toilet immediately.

There are 28 termini on the London Underground network, of which 22 have toilets, either inside or outside the gateline. Of the six that do not, three have well signed toilets nearby eg. in the bus interchange. All three without toilets or alternative facilities are on the Northern Line, now approaching its centenary.

The most egregious example is Morden, the terminus for the underground and a key interchange and terminus for several bus routes, including 24-hour services on routes 93 and 154, and night service on route N155.

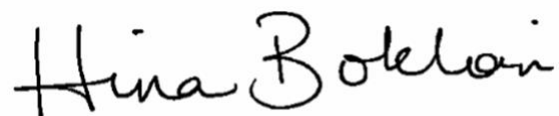
Since 2016 the need has increased as a result of the all-night service on Friday and Saturday. Passengers who have spent the evening in central London travel southwards, with no station providing toilets south of Elephant and Castle, and arrive at Morden in the early hours of the morning with no toilet provision in the area of any sort.

The inevitable consequence of the lack of provision is the misuse or abuse of the short passageway leading through to the car park. This is notorious amongst local residents who see it as a disincentive to visiting Morden.

It is my understanding that progress was very recently made during a site visit when TfL agreed to request a feasibility study into how toilets might be re-provided at Morden station.

I now call upon you, as the chair of TfL, to ensure that this study is taken seriously, and to consider the strong case for public toilets to be made available at Morden Underground Station. I do so for the sake of passengers and the local community, as a local councillor in Merton and as a London Assembly member representing the whole of London. I look forward to hearing back from you on this matter.

Yours sincerely,

A handwritten signature in black ink that reads "Hina Bokhari". The signature is written in a cursive, flowing style.

Hina Bokhari AM

Liberal Democrat London Assembly Member



Merton CIL's response to The London Borough of Merton's consultation on local toilet provision.

March 2023

Please tell us how you would rate public toilet provision in Merton?

Merton CIL and its members would like to see more accessible toilet facilities across the borough. Toilet provision in the East is worse than in the West. There are only three Changing Places facilities across the borough and Merton CIL are keen to see Changing Places facilities installed in the civic centre, community spaces like Vestry Hall, and all local leisure centres in particular.

How often do you consider the availability of public toilets where you are going in Merton before leaving home?

Merton CIL members have fed back that it is a regular occurrence to consider the availability of public toilets before leaving home. One member has said:

"Using a mobility scooter can limit my access to public toilets. I must plan carefully where to go and how long I can stay out."

For some Disabled people, health implications of a lack of accessible toilets are significant. A Merton CIL member shared that managing their condition is reliant upon an intake of over 2 litres of water each day.

However, when they have plans to leave their home, they have to limit their fluid intake to avoid having to use public toilets.

If someone were to ask directions to the nearest public toilet in your local area, how confident of its location would you be?

Mitcham, Morden & Raynes Park – Not confident at all

Wimbledon & Colliers Wood – Quite Confident

If you needed one, could you find a suitable toilet in the following town centres?

Wimbledon

Merton CIL would like to see more fully accessible toilet spaces in Wimbledon but recognise the provision is better than in many other locations across the borough. One member felt that Elys was a good location for toilets, but another member felt that the lift was too small for mobility scooters. Merton CIL are also excited by the plans to have more accessible facilities for Disabled people in the regeneration of Centre Court.



Wimbledon Village

We do not know of any accessible toilet space in Wimbledon Village. There is a changing places facility in AELTC but it is not accessible to the wider community.

Photo: Estifanos & Pippa at Metronome/Crown Lane Studios with their accessible toilet & hoist.

Morden

We recognise that there is a Changing Places facility in Morden Leisure centre, but this is quite a distance from

the town centre. Metronome has an accessible toilet with a hoist, which is a good example of what small businesses could do to ensure their facilities are accessible. Merton CIL would like to see a Changing Places facility installed in the civic centre.

Mitcham

Merton CIL members felt the public toilet provision in Mitcham was 'terrible' and this has been made even worse with the closure of Morrisons. A Merton CIL member wrote a poem about their experience of public toilets in Mitcham.

Image: Poem about toilet provision in Mitcham by Merton CIL member

Raynes Park

Merton CIL members felt that they would not be able to find an accessible toilet in Raynes Park town centre.

Colliers Wood

Merton CIL members felt the provision for toilets in Colliers Wood was good. They shared that the Starbucks/M&S has good toilet facilities and points which can be used charging electric wheelchairs and mobility scooters.

IF YOU WERE ME...

If you were me,
What would you do?
I'm on a scooter
But I'm just like you!
I fill my bladder
And I need the loo
I watch my intake
Not to require no 1 or 2
Because of you
I struggle to get through

Mitcham Sibthorpe road
Disabled access you say
Toilet is filthy
And so dark and grey
The Door is a pull
So I have to wait all day
To Ask for help
It takes my independence
away

**Poem by
A Merton CIL member**



How confident would you feel going into each of the following where you are not a paying customer, and asking to use the toilets?

Merton CIL members shared views that they were not confident that all accessible toilet spaces were fully accessible. Some public toilets have been labelled accessible but have a grab rail only. Some café's also require an entry code on receipt to access toilet, which can feel like an unhelpful barrier. Some people also feel obliged to buy something if they use the toilet.

Thinking about information available to help people locate toilets in Merton, which of the following would be the best two ways to communicate that information?

Accessible information in a variety of forms – Easy to read & accessible signs in community spaces could be useful.

Please tell us if an improvement in public toilet provision would make you more likely to visit shops, cafes or other businesses in Merton?

The total spending power of families with at least 1 Disabled person is estimated at £274 billion a year (Scope). Ensuring accessible toilets are available in town centres will promote engagement with the local community, build diverse customer bases for local businesses and make Merton a positive example for inclusivity.

Other comments:

There is limited awareness around community toilet facilities in Merton.

Disabled people already face a higher cost of living. We would not like to see the introduction of paid accessible facilities in Merton.

Some Disabled people require support when using toilet facilities and accessible toilets within gendered toilet spaces can cause embarrassment if the Disabled person and carer are of different genders.

Accessible toilets can often be left dirty, or used as baby changing facilities or storage places, which is unacceptable.

Toilet facilities at train stations needs to be improved.

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Sustainable Communities - Performance against Target – Q4/Year end 2022/2023

Members will note some differences in the format of the performance report for this quarter – this is a test example for consideration by Sustainable Communities Committee in response to feedback from the committee on how Sustainable Communities performance data could be reported differently so it is easier to digest. This report uses the format and performance measures from the corporate performance reporting, therefore does not include the full list of service plan indicators. Service areas across the two directorates have provided further context in a short narrative about performance in key areas for Q4 and year-end. Additionally, the Committee's feedback and suggestions on the approach below and future performance reporting is welcomed. If Members wish to see the full list of service plan indicators (as provided in previous reports), these can be provided

Executive Summary

Highlights and successes

- Installation of Electric Vehicle charging points exceeded targets. 500 charging points expected by summer 2023.
- Following intervention at monthly service meetings with our contractors, we have seen a steady improvement in the number of missed bin collections in the second half of the year.
- Development management achieved almost a 100% rate of all applications determined on time.
- Backlog of planning enforcement cases has been reduced from 900 to 350, which is business as usual.
- Building control has risen to 40% market share, and further work is ongoing to increase market share and income further.

Issues and performance areas to improve

- Not yet reaching the London wide target of 50% of all household waste recycled. But 6th highest performance in London.
- Parking revenue continues to underperform against target. Mitigations are being looked at to either regularise this target downwards or find ways of increasing income.
- Our levels of carriageway defects have increased, although our % of defects is still above the target. An extra £1m has been allocated to the resurfacing programme which will help improve performance.
- The regulatory services partnership has not met its service request target, mostly relating to the noise service which has seen demand rise by c100% since Covid. A restructure will help to embed resilience.
- New homes delivered will be reported in the autumn. The London Plan target of 918 additional new homes per year is challenging given estate regenerations and market slowdown. It is hoped the Local Plan adoption will step targets, to allow for demolition, whilst retaining the overall 10-year target.

Directorates' Narrative

Public Protection (Parking, Safer Merton, Regulatory Services)

- The Anti Social Behaviour (ASB) team are split across localities which allows for a dedicated response, with oversight and support from the ASB manager. The number of complaints has increased over the past months however the team continue to respond accordingly with effective partnership work with both internal and external partners our attendance at various Ward panel meetings and improved use of our case management system. The ASB team resource has increased, however, the challenge faced is that two of these roles rely on external grant funding, currently secured until March 2025.
- Our Violence Against Women and Girls (VAWG) lead continues to manage and oversee the Multi Agency Risk Assessment Conference (MARAC) referrals and process. In this area there has been an increase in demand since Covid with referrals nearly doubling but we continue to manage these as best as possible, working closely with partners.
- The demand of the MARAC and DA service is significant and is also reliant on grant funding. Due to this we are not meeting the recommended service requirements as stated by Save Lives for the number of Independent Domestic Violence Advocates (IDVAs), we have based on the number of referrals we receive. Growth bids will be submitted for both the ASB and VAWG services.
- The Regulatory Services Partnership (RSP) performed well across the suite of Corporate and Service level indicators with 8/10 landing at (6) or nearly at (2) the target. Service request responses is the Corporate KPI that failed to meet target. The failures relate mainly to the noise service that has seen an uplift in demand of c.100% since pre-pandemic times. This uplift has been sustained, post-pandemic. A growth bid and restructure plans are being prepared to ensure sufficient resourcing and embedded resilience to the service going forward.

Public Spaces (Waste Services including Street Cleansing, Greenspaces, Leisure, Transport)

- For '% Household waste recycled and composted', the service acknowledges the ambitious London-wide target of 50% of household waste being recycled by 2030, however taken in context, according to the latest published Defra figures, out of the 33 London Boroughs (including City of London), Merton Council is the 6th highest performing Authority for percentage of household waste recycled. Both Merton, and our Service Providers continue to promote recycling, and in particular this year, have focussed on the quality of recycling and reduction of contamination. This has been reflected in the food waste participation project, contamination tagging, and training delivered by Veolia as well as the recent paper contamination Social Media Campaign.

- The service acknowledges that there were some issues with the number of fly-tips being removed within service level agreement (SLA), dropping to 75.9% in June 22. This has been addressed through the monthly Service Operational Meetings, and adjustment of the KPI performance fund weighting to ensure that effort is focussed on achieving the contractual standard. There has been a steady and sustained improvement in the percentage of fly-tips removed within 24 hours since then. In terms of street cleanliness, the rescheduling and remodelling of the street cleaning schedules to increase frequency of cleaning and incorporate the newly purchased mechanical sweepers that went live in the East of the Borough in October 2022 has had the biggest positive impact on the standards of street cleanliness. This showed an immediate and sustained improvement in levels of litter. There are 1,486 streets in the Borough and the Client Team inspected 8,756 streets in the year. This means that every street in the Borough has been inspected by a member of the Client Team at least five times. This provides a more accurate and representative reflection of the cleanliness standards across the Borough, and there are discussions to replace the current NI195 methodology KPI with the results from the Client Team inspections moving forward.
- The Service acknowledges there have been issues with the number of missed bins per 100,000, particularly in the first half of the year. The Client Team addressed this with our Service Provider through the monthly Service Operational Meetings and with 45% of the performance fund weighting being placed on collections, with the exception of a spike in February, we have seen a steady improvement in the number of missed collections over the second half of the year.

Sustainable Communities (Development and Building Control, Future Merton including Traffic and Highways, Property)






- The Development Management team is performing to a very high standard with almost 100% of major, minor, and other planning applications being determined on time. Significant Planning Performance Agreement fees are expected in future months from developers.
- There is a strong management structure in place with two Area Development Managers and four Principal Planners successfully progressing large development proposals whilst also coaching the junior members of staff. There are major affordable housing, industrial, regeneration and sporting applications lined up for the next four meetings of the Planning Applications Committee.
- The Planning Enforcement team has successfully reduced the backlog in the service from over 900 cases in 2021 to between 300 and 350 cases which is business as usual for this type of service. The service has received positive feedback from the Sustainable Communities Overview and Scrutiny Panel and further improvements are now to be made via the implementation of audit recommendations, a staff restructure and the adoption of a new Local Enforcement Plan.
- The Building Control service has retained approximately 40% of market share and a staff restructure is underway to boost this. Officers continue to work in partnership with major partners including the All England Lawn Tennis Club, AFC Wimbledon and Clarion.

- Key challenges across the Development Management and Building Control service include increasing income and handling the relatively large volume of Member Enquires and FOI requests in addition to a historic backlog of Stage 1 customer complaints.

Future Merton

- The council is currently undertaking site visits to assess the number of new homes built in the borough and will have the results for 2022-23 by September. Merton's target for new homes is 918 net additional new homes to be built per year, as set out in the London Plan 2021. When combined with the demolitions taking place for the estate regeneration, this target is too high for Merton to meet year on year. Merton's new Local Plan is currently under examination by Planning Inspectors and hoped to be adopted within FY 2023/24 the target will be stepped, i.e., a different target for different years to take account of times when homes are demolished for estate regeneration while still retaining 9,180 homes over 10 years. Macro-economic circumstances such as construction costs, rising interest rates and falling house prices, will still make this extremely challenging to deliver. Government is changing the importance given to housing targets in making planning decisions.
- The council undertakes carriageway condition surveys annually to establish the level and locations of defects in the road network which the council manages. Over recent years reduced Transport for London and council capital investment combined with bad winters has increased our levels of defects. However, despite this issue, our % of defects is still performing above the KPI target as set out in the council plan due to efficient use of resources and timely council interventions in identifying and fixing defects. In April 2023 the council's capital carriageway resurfacing programme has been allocated an additional £1million and we will be able to improve the situation.
- The performance of the council's programme to install Electric Vehicle (EV) Charging Points in the public highway has greatly exceeded its target. Installations are continuing towards the ultimate target of 500 EV charging points by end of the summer 2023.

2022/23 Quarter 4 Measure Progress

Key		
	Red signifies that current YTD performance is below target by more than the specified target deviation.	
	Amber signifies that current YTD performance is below target, but remains within the specified target deviation.	
	Green signifies that the current YTD target has been met, or exceeded.	
DNR	DNR signifies that data was not received by deadline.	
Short trend arrows		Show whether performance for the period is improving (up) or deteriorating (down) compared to last month.
Long trend arrows		Show whether performance for the period is improving (up) or deteriorating (down) compared to the average past two years performance (where available)

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Abbreviations List	
CRP	Service Plan measures identified as key to the Councils performance and reported to CMT
FOI	Freedom of Information
FY	Financial Year
KPI	Key Performance Indicator
Q3	Quarter 3
Q4	Quarter 4
RAG	Red, Amber, Green
SP	Service Plan measures are used to review and manage service level performance, plans and operational working

Performance Summary

In total, 77.8% (14 out of 18 Corporate KPIs returned), met target in Q4.

	Monthly	Quarterly	Annual	Total	RAG Total %
Green	8	2	4	14	77.78%
Amber		1		1	5.6%
Red	2	1		3	16.7%
TBC			1	1	
TOTAL	10	4	5	19	
RAG TOTAL	10	4	4	18	100%

Compared to Q3 returns, 6 RAG rated measures improved performance, 6 declined. 2 are stable.

Q3 to Q4 Progress	
Improved	Declined
CRP 044 Parking services estimated revenue (Monthly)	CRP 045 / SP 118 Income (Development and Building Control) (Monthly)
CRP 052 / SP 115 % of minor planning applications determined within 8 weeks or within agreed timescales (Monthly)	CRP 097 / SP 065 % Household waste recycled and composted (Monthly in arrear)
CRP 053 / SP 116 % of 'other' planning applications determined within 8 weeks or within agreed timescales (Development Control) (Monthly)	CRP 119 / SP 558 Average Performance Quality Score (Litter and Cleansing Standards) (Quarterly)
CRP 103 / SP 454 % of fly-tips removed within 24 hours (Monthly)	CRP 120 / SP 562 % of Regulatory Services service requests with an initial response within the "defined timescale" (Quarterly)
CRP 123 / SP 567 % of sites surveyed on local street inspections for litter that meet the required standard (Monthly) and quarterly in line	CRP 125 / SP 570 % of sites surveyed that meet the required standard for detritus (Quarterly)
CRP 124 / SP 568 % of street reports rectified within the contract standard time frame (Monthly)	CRP 126 / SP 573 Number of refuse collections including recycling and kitchen waste (excluding garden waste) missed per 100,000 (Monthly)

Compared to Q4 returns last year, 11 RAG rated measures improved performance, 5 declined and 2 are stable. One is due to be returned in summer 2023.

Q4 2021/22 to Q4 2022/23 Progress	
Improved	Declined
CRP 045 / SP 118 Income (Development and Building Control) (Monthly)	CRP 044 Parking services estimated revenue (Monthly)
CRP 052 / SP 115 % of minor planning applications determined within 8 weeks or within agreed timescales (Monthly)	CRP 097 / SP 065 % Household waste recycled and composted (Monthly in arrear)
CRP 053 / SP 116 % of 'other' planning applications determined within 8 weeks or within agreed timescales (Development Control) (Monthly)	CRP 119 / SP 558 Average Performance Quality Score (Litter and Cleansing Standards) (Quarterly)
CRP 103 / SP 454 % of fly-tips removed within 24 hours (Monthly)	CRP 120 / SP 562 % of Regulatory Services service requests with an initial response within the "defined timescale" (Quarterly)
CRP 123 / SP 567 % of sites surveyed on local street inspections for litter that meet the required standard (Monthly) and quarterly in line	CRP 101 / SP 389 Carriageway condition - unclassified roads, % not defective (annual)
CRP 124 / SP 568 % of street reports rectified within the contract standard time frame (Monthly)	
CRP 126 / SP 573 Number of refuse collections including recycling and kitchen waste (excluding garden waste) missed per 100,000 (Monthly)	
CRP 111 / SP 497 % ASB cases acknowledged within service timescales (Quarterly)	
CRP 125 / SP 570 % of sites surveyed that meet the required standard for detritus (Quarterly)	
CRP 108 / SP 475 Number of publicly available Electric Vehicles Charging Points available to Merton Residents (Annual)	
CRP 122 / SP 566 Number of monitoring stations measuring below the Nitrogen Dioxide air quality objectives (Annual)	

The information provided above presents Q4 performance for the 18 Corporate Indicators, and whilst this shows that 14 out of 18 KPIs met their target, when these 18 indicators are measured against **annual targets** there is a difference.

Against their **annual targets**, 10 out of 18 KPIs met their target. See tables below for comparisons of the measures that achieved target for the year.

Monthly Reported Corporate KPIs

PI Code & Description	Cabinet Portfolio	Polarity (whether aim is to be higher or lower than target)	Mar-23					Q4 YTD Year to Date or Average Result	Annual YTD Target	YTD Status
			Value	Target	Status	Short Trend	Long Trend			
CRP 044 Parking services estimated revenue (Monthly)	Transport	Aim to Maximise	1,677,226	1,927,022				19,810,621	23,124,264	
CRP 045 / SP 118 Income (Development and Building Control) (Monthly)	Housing and Sustainable Development	Aim to Maximise	193,680	166,036				2,061,130	1,992,432	
CRP 051 / SP 114 % Major applications processed within 13 weeks within agreed timescales (Monthly)	Housing and Sustainable Development	Aim to Maximise	100%	81%				89.66%	81%	
CRP 052 / SP 115 % of minor planning applications determined within 8 weeks or within agreed timescales (Monthly)	Housing and Sustainable Development	Aim to Maximise	96.3%	73%				84.01%	73%	
CRP 053 / SP 116 % of 'other' planning applications determined within 8 weeks or within agreed timescales (Development Control) (Monthly)	Housing and Sustainable Development	Aim to Maximise	99.37%	84%				87.41%	84%	
CRP 097 / SP 065 % Household waste recycled and composted (Monthly in arrears)	Local Environment, Green spaces and Climate Change	Aim to Maximise	40.59%	50%				42.97%	50%	
CRP 103 / SP 454 % of fly-tips removed within 24 hours (Monthly)	Local Environment, Green spaces and Climate Change	Aim to Maximise	99.30%	95%				88.17%	95%	
CRP 123 / SP 567 % of sites surveyed on local street inspections for litter that meet the required standard (Monthly) and quarterly in line with NI 195 reporting	Local Environment, Green spaces and Climate Change	Aim to Maximise	91.55%	87%				84.81%	87%	
CRP 124 / SP 568 % of street reports rectified within the contract standard time frame (Monthly)	Local Environment, Green spaces and Climate Change	Aim to Maximise	95.54%	90%				59.61%	90%	
CRP 126 / SP 573 Number of refuse collections including recycling and kitchen waste (excluding garden waste) missed per 100,000 (Monthly)	Local Environment, Green spaces and Climate Change	Aim to Minimise	72.25	80				95.225	80	

Quarterly Reported Corporate KPIs

PI Code & Description	Cabinet Portfolio	Polarity (whether aim is to be higher or lower than target)	Q4 2022/23					Q4 YTD Year to Date or Average Result	Annual YTD Target	YTD Status
			Value	Target	Status	Short Trend	Long Trend			
CRP 111 / SP 497 % ASB cases acknowledged within service timescales (Quarterly)	Civic Pride	Aim to Maximise	97.7%	90%				92.5%	90%	
CRP 119 / SP 558 Average Performance Quality Score (Litter and Cleansing Standards) (Quarterly)	Local Environment, Green spaces and Climate Change	Aim to Maximise	4.88	4.95				4.905	4.95	
CRP 120 / SP 562 % of Regulatory Services service requests with an initial response within the "defined timescale" (Quarterly)	Civic Pride	Aim to Maximise	77.13%	90%				73.88%	90%	
CRP 125 / SP 570 % of sites surveyed that meet the required standard for detritus (Quarterly)	Local Environment, Green spaces and Climate Change	Aim to Maximise	81%	80%				83.75%	80%	

Annually Reported Corporate KPIs

PI Code & Description	Cabinet Portfolio	Polarity (whether aim is to be higher or lower than target)	Q4 2022/23			
			Value	Target	Status	Trend
CRP 096 / SP 020 New Homes (Annual)	Housing and Sustainable Development	Aim to Maximise	TBC	TBC		
CRP 101 / SP 389 Carriageway condition - unclassified roads, % not defective (annual)	Local Environment, Green spaces and Climate Change	Aim to Maximise	77%	75%		
CRP 108 / SP 475 Number of publicly available Electric Vehicles Charging Points available to Merton Residents (Annual)	Local Environment, Green spaces and Climate Change	Aim to Maximise	441	250		
CRP 121 / SP 565 Number of monitoring stations that meet annual Particulate air quality objectives (Annual)	Local Environment, Green spaces and Climate Change	Aim to Maximise	1	1		
CRP 122 / SP 566 Number of monitoring stations measuring below the Nitrogen Dioxide air quality objectives (Annual)	Local Environment, Green spaces and Climate Change	Aim to Maximise	52	50		

* CRP 096 / SP 020 New Homes – not due until late summer

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Sustainable Communities Work Programme 2023/24

This table sets out the draft Sustainable Communities Overview and Scrutiny Panel's Work Programme for 2023/24 following discussions at the topic workshop on 7 June 2023.

The work programme will be considered at every meeting of the Panel to enable it to respond to issues of concern or to request new pre-decision items ahead of their consideration by Cabinet/Council.

The work programme table shows items on a meeting by meeting basis, identifying the issue under review, the nature of the scrutiny (pre decision, policy development, issue specific, performance monitoring, partnership related) and the intended outcomes.

Chair: Cllr Stuart Neaverson
Vice-chair: Cllr Daniel Holden

Scrutiny Support

For further information on the work programme of the Sustainable Communities Scrutiny Panel please contact: -
Rosie McKeever, Scrutiny Officer
Tel: 020 8545 4035; Email: rosie.mckeever@merton.gov.uk

For more information about overview and scrutiny at LB Merton, please visit www.merton.gov.uk/scrutiny

Meeting date: 26 June 2022 (*Deadline for papers: 5pm, 19 June 2022*)

Item/issue	How	Lead member and/or lead officer	Intended outcomes
Executive Director introductions	Verbal update with Q&A	Lucy Owen (Executive Director of Housing and Sustainability) Dan Jones (Executive Director of Environment, Civic Pride and Climate)	To understand current priorities in relation to Panel work programme
Borough of Sport update	Cabinet report	Dan Jones (Executive Director of Environment, Civic Pride and Climate); Cllr Caroline Cooper-Marbiah, Cabinet Member for Sport and Heritage	
Community Toilet Scheme	Report	Cllr Stephen Mercer	
Electric Vehicle Task Group report	Report	Cllr Laxmi Attawar, Chair of the EV Task Group	
Performance monitoring	Basket of indicators plus verbal report	Executive Directors	To highlight any items of concern
Work programme 2023/24	Written report	Rosie McKeever, Scrutiny Officer	To agree the work programme.
Task Group discussion	Verbal	Chair	Agree a task group for 2023/24.

Meeting date: 19 September 2023 (*Deadline for papers: 5pm, 11 September 2023*)

Item/issue	How	Lead member and/or lead officer	Intended outcomes
Cabinet Member Priorities	Verbal update with Q&A	Cabinet Members for Transport; Housing and Sustainable Development; Sport and Heritage; Local Environment, Green Spaces and Climate.	To understand current priorities in relation to Panel work programme
Mitcham Town Centre Manager / Mitcham regeneration	Report		
Climate Change and Net Zero progress	Report	Paul McGarry	Receive update on the Climate Change action plan and the Council's Net Zero progress
Air quality action plan– air pollution		Jason Andrews	
Performance monitoring	Basket of indicators plus verbal report	Executive Directors	To highlight any items of concern and/or request additional information
Work programme 2023/24	Written report	Rosie McKeever, Scrutiny Officer	To agree the work programme.

Meeting date: 2 November 2023 (*Deadline for papers: 5pm, 24 October 2023*)

Item/issue	How	Lead member and/or lead officer	Intended outcomes
Budget and business planning (round 1)	Written report	Representatives from Clarion will be invited to attend the session	Monitor progress of recommendations
Merton's Housing Associations – repairs and maintenance standards	Q&A	Clarion, MOAT, Wandle	
Clarion Housing: Estate Regeneration – including climate elements of building	Written report	Clarion	
Performance monitoring	Basket of indicators plus verbal report	Executive Directors	To highlight any items of concern and/or request additional information
Work programme 2023/24	Written report	Rosie McKeever, Scrutiny Officer	To agree the work programme.

Meeting date: 18 January 2024 (*Deadline for papers: 5pm, 9 January 2024*)

Item/issue	How	Lead member and/or lead officer	Intended outcomes
Budget and business planning (round 2)	Report	ED of Finance & Digital	To comment on the budget and business plan proposals and make any recommendations to the Commission
Walking & Cycling Strategy (Consultation results and/or conduct pre-decision scrutiny).	Written report	Paul McGarry, Head of Future Merton	<i>Disability Access to be included in walking and cycling strategy</i>
Idverde	Focus on sustainability and best practice.	Andrew Kauffman	
Performance monitoring	Basket of indicators plus verbal report	Executive Directors	To highlight any items of concern and/or request additional information
Work programme 2023/24	Written report	Rosie McKeever, Scrutiny Officer	To agree the work programme.

Meeting date: 29 February 2024 (**Deadline for papers:** 5pm, 20 February 2024)

Item/issue	How	Lead member and/or lead officer	Intended outcomes
Fly tipping Action Plan	Report	AD for Public Space	
Waste and Street Cleaning update	Report	AD for Public Space	
Flooding	Report	Tom Sly, Flood Management Officer	Invite Thames Water to attend
Performance monitoring	Basket of indicators plus verbal report	Executive Directors	To highlight any items of concern and/or request additional information
Work programme 2023/24	Written report	Rosie McKeever, Scrutiny Officer	To agree the work programme.

Meeting date: 21 March 2024 (*Deadline for papers: 5pm, 12 March 2024*)

Item/issue	How	Lead member and/or lead officer	Intended outcomes
Rogue Landlords & update on the selective and additional licensing scheme	Written report	Housing Team	Include HMO's, enforcements, and complaints
Tree Strategy	Written report	Paul McGarry	
Performance Monitoring	Basket of indicators plus verbal report	Executive Directors	
Topic suggestions 2024/25	Written report	Rosie McKeever, Scrutiny Officer	To seek suggestions from the Panel for the Panel's 2024/25 work programme

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