

**1. From: Hamish Norbrook
To the Cabinet Member for Finance**

I would like to ask what facilities the Council has in place for disabled councillors?

Reply

Reasonable adjustments are provided for disabled councillors so that each councillor is able to carry out his or her duties without disadvantage due to their disability. This may include, but is not limited to, reports in accessible formats, specialist IT equipment and support to obtain financial assistance and advice through Access to Work.

**2. From: Sophie Shelton
To the Cabinet Member for Regeneration Environment and Housing**

Ridley Road Wimbledon has many families with young children, elderly and disabled residents, but no speed calming measures. It's noticeable that increasing vehicles are travelling in excess of limits. Can the leader please confirm what action will be taken to reduce the speed of vehicles along this road?

Reply

We do take safety very seriously and respond to safety issues through our annual local safety and accessibility programme; however, due to the availability of funds and resources, it is not possible to address all safety concerns particularly rat running, perceived danger and excessive speed / volume of traffic which are problems in a number of residential roads throughout the borough.

It is therefore necessary to prioritise by giving first consideration to those areas with recorded personal injury accidents and areas outside schools. Engineering solutions are then considered to address accidents' contributory factors. According to our records over the past 3 years there has not been any recorded Personal Injury (PI) accidents in Ridley Road. This road is a relatively narrow road, and with parking on both sides, unhindered 2 way traffic is not possible. It is subject to a 20mph speed limit and according to our latest speed data that was collected in 2014, the average speed in one direction was found to be 20mph and 17mph in the other. Although we would prefer lower speeds, such speeds are not recognised as excessive speed and therefore when compared to other priorities, it would make justifying any action extremely difficult at this point in time. We will of course keep such matters under review.

**3. From: Tony Burton
To the Cabinet Member for Regeneration Environment and Housing**

What is Merton Council's policy determining which planning applications are considered by the Planning Applications Committee and how was this applied with respect to the Queen's Head development in Mitcham Cricket Green Conservation Area which was determined by officers?

Reply

When determining planning applications, officers are bound by the Council's adopted scheme of management:

"The Head of Public Protection and Development is authorised to determine all planning applications and associated applications except the following:

- Where a written request, which gives clear and precise reasons, is received from a Council Member that an application(s) should be determined by Committee
- Where objections have been received which cannot be overcome by conditions but where the application is judged to be in accordance with the Development Plan and so recommended for approval (minor developments or changed of use are excluded from this exception)
- Where the proposals are significantly contrary to Development Plan Policy, unless recommended for refusal
- Proposals which are subject to Section 106 agreement that would contain any heads of terms or contributions that are not a standard requirement of the Local Plan or (for proposals where a standard requirement has been subject to modification through negotiation or otherwise) depart significantly from the standard requirement of the Local Plan; or applications for release or significant modification/variation from such obligations.
- Where conflict arises between the officer's recommendation and the advice issued by English Heritage or other body with similar statutory status
- Determinations in cases where an appeal has been lodged against non-determination which involved public enquiry or informal hearing
- Revocation/modification of planning permission and discontinuance order
- Where the Council may be involved in compensation or service or a purchased notice (except in relation to stop notices)
- Where the proposal involves the Council either as applicant or landowner and the scheme is not of a minor nature
- Where enforcement action will follow on from a refusal of planning permission
- Where an Environmental Impact Assessment has been provided or requested
- Where the applicant is a Councillor or Council officer
- Where officers consider that the application should be determined by Committee
- Major hazardous substances
- Council's own applications."

This policy delegates wide ranging jurisdiction over the determination of planning application to officers. The receipt of objections to a scheme in itself does not preclude officers from issuing a decision to approve an application.

Summary of objections to planning application

In this instance 77 neighbours were notified and 3 objections received relating to the principle of the loss of the pub and detailed issues of design. A conservation area site and Press notice were posted, One letter was received from a neighbour concerned that the wall on their boundary be retained or replaced and that the bin store be situated away from their boundary. CAMRA objected to the loss of the public house. Mitcham Cricket Green Heritage Group objected to the initial design.

As part of a re-consultation on the revised plans no objections were received from the public and the Mitcham Cricket Green heritage group were happy with the bulk scale and massing but had reservations on the material choices and detail. The original design went to the councils Design Review Panel who gave it an Amber. The revised drawings were considered by the Councils urban designer who considered them appropriate for this site.

Assessment of objections as part of planning assessment

SPP policy DM R5 states that the loss of a public house will only be permitted where the applicant can demonstrate to the council's satisfaction that the public house is no longer economically viable and there are alternative public houses located within the local area.

The application was submitted with a Viability and Marketing Report outlining the recent commercial history of the site. The previous three tenants failed to operate at a profit and left the business in debt. At the end of 2015 Shepherd Neame Brewery started looking for a suitable tenant but failed and started marketing the building in March 2016 but received no offers for a pub use. Given the overall general downturn in pub use due to competition from cheaper supermarket drink, the economy of scale of the pub and local demographic changes the report concludes that the public house is unviable. Although currently closed the nearest alternative pub, the White Hart is due to reopen and there are two larger pubs nearby in Mitcham Town centre and the Ravensbury Arms has now reopened. For these reasons the proposals, whilst the loss is regrettable, are not considered contrary to policy DM R5.

Concerns regarding materials, boundary treatment and refuse arrangements are all matters that can be covered by condition.

Conclusions

Having regard to the scheme of management, officers considered that the sole objection regarding the principle of the loss of the pub could not be supported on the basis of the available information including information that had been provided.

The more detailed design concerns did not so much relate to the fundamental aspects of the proposals and could be addressed by condition.

Officers considered that the nature and scope of objections were such that it did not warrant the scheme being reported to Planning Committee.

**4. From: David Anderson
To the Cabinet Member for Street Cleanliness and Parking**

Please explain what the council is doing to solve the growing fly tipping problem in the borough.

Reply

The Council is tough on those who litter or fly tip our streets, we take a range of actions including the following

- Any evidence found within the waste we collate and dependant of the evidence found and quantity of waste we issue a £400 fixed penalty notice. Any other fly tip waste reported along with good intelligence i.e. someone witnessing someone/vehicle dumping the waste we investigate and proceed to court via our legal service team.
- We place fly tipping signs up where possible within hot spot known areas.
- We work with our own CCTV section to help identify fly tipping culprits.
- We have carried out a number of overt ANPR (auto numbering plate recognition) exercises with the police which involved, a planned operation where areas within the borough are used for stopping vehicles especially carrying waste and ensuring they have their waste carrier licence and any waste being carried at the time we request them to send in receipts of where the waste has been disposed of. Offenders are prosecuted.
- We offer up our Free Bulky waste collection service to residents in order to encourage not to fly tip bulk waste items such as furniture.

5. From: Richard Hilton To the Cabinet Member for Education

Conservative Lancashire County Council has banned Halal meat from sources where the animal has not been stunned before slaughter. Is ritually slaughtered meat, including Halal meat served in Merton schools? If so, can you assure me that the meat is sourced from suppliers where the animals are stunned before slaughter?

Reply

School meals is a delegated responsibility for schools, but the council offers a central school meals contract for primary and special schools to buy into, currently operated by Chartwells. All but 3 of the borough's primary and special schools (including Academies) do so.

I can confirm that the halal meat supplied by Chartwells is procured with full consideration to the humane treatment of animals including being stunned before slaughter. This requirement was stated in Chartwells bid for the contract and the company has recently confirmed that this continues to be the case.

6. From: Stephen Kelly To the Cabinet Member for Street Cleanliness and Parking

Can someone explain why the Merton Park Conservation Area has a daily leaf collection, a man who puts everything in sacks for collection.

Meanwhile in adjacent Dorset Road we have had no collection this year and the leaves are piled waist high on the pavement.

Reply

Across the borough we have a number of street champions who volunteer to keep their roads clean and support the service in sweeping up leaf fall material.

All roads with heavy leaf fall are included in the annual 'leafing plan' and are visited as a minimum of twice during the season. The leafing season runs for ten weeks between October and December – we are now in week 4 of the leafing season with additional resources provided by our contractor.

In addition to regular cleansing operations, leaf fall clearance is undertaken. The leafing plan document lists those roads that historically have experienced heavy leaf fall or have been prone to flooding in adverse weather conditions. The plan allows for two visits across the ten week period by the leafing resource to each of the roads listed in the plan.

The proposed leafing schedule is not exhaustive and other locations will be cleared as required.

7. From: Tom Shirley To the Cabinet Member for Regeneration Environment and Housing

What are the council's plans to meet its responsibilities to residents including children using schools and parks to reduce the heavy and dangerous traffic and levels of air pollution at the northern end of Haydons road and the small residential roads that come off Haydons road?

Reply

The council has just completed public consultation on its Air Quality Action Plan, this proposed a number of measures to tackle air quality. These measures will be discussed and approved at Cabinet and include:

1. Emissions from Developments and Buildings.
 - Adoption of air quality as a key priority in our new Local Plan.
 - New planning guidance to ensure that air quality is considered carefully as part of any new development.
 - Cleaner construction.
 - Incorporating our key areas of poor air quality into the council's mapping system.
 - Stricter enforcement of building heating and power sources.
 - Better information in our smoke control areas.
 - Consider air quality implications and sustainability of our buildings and homes.
2. Public Health and Awareness.

- Continue to work with our Public Health colleagues in measuring, assessing and tackling poor air quality.
 - Work with internal council partners to embed the issue of air quality across the council.
 - Promotion of key health projects aimed at air quality such as AirText, Love Clean Air, STARS and the Workplace Charter.
 - Continue to promote polices around active lifestyles and away from use of cars.
3. Delivery Servicing and Freight
- Promote and, where practicable, sign up to cleaner transport initiatives.
4. Borough Fleet Action
- Ensuring the council's fleet and/or our contractors' fleet is as clean as possible.
5. Localised Solutions
- Review traffic movements and pinch-points in our Air Quality Focus Areas with a view to minimising congestion and reducing traffic emissions.
 - Consider options for restrictions of polluting traffic in areas of poor air quality by the use of Clean Air Zones.
 - Audit our schools that are in areas of poor air quality and where necessary take action to protect our children.
 - Continue and improve our air quality monitoring role to ensure that we are gathering important data and able to quantify the impact of this plan.
6. Cleaner Transport in the Borough
- Adopt and enforce anti-idling legislation.
 - Increase and improve the Electric Vehicle Charging Infrastructure in the borough.
 - Review the new emissions based parking levy and its impact.
 - Review policy on free parking for zero emission cars.
 - Provision of infrastructure to support cycling and walking in the borough.

We hope this will work to improve air quality and reduce heavy traffic across the borough.

**8. From: Julia Townsend
To the Cabinet Member for Regeneration Environment and Housing**

Are the roadwork repairs on Ashcombe Road bridge in Wimbledon on schedule to complete by the due date of one December?

Reply

It is anticipated that the bridge will be reopened on 12 December 2017
Updates are available on our website at
www.merton.gov.uk/major-roadworks-schemes

We are aware that the delays caused by unforeseen utility company errors have caused much inconvenience to residents and we appreciate the patience and endurance of the community as we undertake the essential bridge strengthening works.

**9. From: Sandra Vogel
To the Cabinet Member for Regeneration Environment and Housing**

Which businesses in Mitcham participate in the community toilet scheme, how is their participation advertised to the public, what do these businesses get paid for participation, and when will the accessible 24/7 free public toilets promised as part of the town centre works to be completed in January be provided?

Reply

Details of the council's Community Toilet Scheme are available online at
<http://www.merton.gov.uk/communitytoiletscheme>

You can use the toilet facilities in participating local businesses when they are open, without having to make a purchase. Participating premises display a sticker in their window.



The Community Toilet Scheme enables local businesses like pubs, restaurants and shops, to work with the council to make more clean, safe and accessible toilets available to the public.

In Mitcham, the following business participate and the facilities are publicised by the Community Toilet sticker on the premises, and on our website.

Mitcham	Cravings Café 47 Upper Green E, Mitcham CR4 2PF	Monday - Saturday 09:00 - 16:00
Mitcham	King's Arms 260-262 London Road, Mitcham, CR4 3HD	Monday-Thursday 11.00 am-12.00am Saturday-Friday 11.00 am-

		12.30am Sunday 12.00pm-11.30pm
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Business aren't paid to participate, they receive a discount on their business rates to cover the cost of cleaning and additional sanitary wares. The discount ranges between £800-900 per year.

Cravings Café was the recipient of a shopfront improvement grant. As a condition of these works, the council negotiated their inclusion in the Community Toilet Scheme at no cost to the Council.

The provision of a toilet as part of the rediscover Mitcham project has long been on the agenda. The priority for the Council at the moment is the completion of the public realm works. We will revisit the options available to provide a toilet facility mid-2018 once the roadworks and project budgets are reconciled.

In the mean-time, our businesses in Mitcham have shown commitment to the community toilet scheme and we encourage others to do so. We also encourage Mitcham residents to support their local businesses and Market by spending more than a penny in the town centre.

**10. From: Barry Smith
To the Cabinet Member for Finance**

What steps are the council taking to ensure that residents who are entitled to a council tax discount as a result of Severe Mental Impairment are aware of their right to claim this discount and their right to claim a refund for any overpayment in previous years?

Reply

The council promotes all council tax discounts and exemptions on the website. All the discounts and exemptions available are listed and details given on qualifying criteria. Council tax bills refer residents to the website for all relevant information regarding council tax.

Information on how to apply is also provided. Applications can be backdated to previous years for some discounts and exemptions if satisfactory evidence is provided to substantiate their claim. Where there is an overpayment a refund can be made or the credit used to offset any other council tax debt.

**11. From: Hina Bokhari
To the Cabinet Member for Education**

What measures are the council taking to ensure that those children with SEN who are entitled to assistance with transport to and from school are able to access this assistance?

Reply

Merton's SEN Transport Policies are available on the Merton's Local Offer. This gives details of all transport options available to parents/carers and young people as well as the application form.

The SEN and Disabilities Integrated Service employs its own dedicated Transport Co-ordinator whose role it is to co-ordinate transport arrangements with parents/carers, young people and schools and to agree the transport plan.

The Transport Co-ordinator works closely with the schools and colleges and also takes referrals for transport from these educational establishments.

The Transport Co-ordinator also oversees the Independent Travel Training and refers children and young people on to this scheme.

We are currently providing transport assistant to 477 children and young people with a Statement of SEN or Education and Health Care Plan.

**12. From: Richard Hackforth-Jones
To the Cabinet Member for Education**

As the council have the choice over the next two years as to whether to stick with the old schools funding formula or move to the new formula, which is the council favouring, when will the final decision be made and when will this be communicated to schools?

Reply

Merton agreed at the Schools Forum meeting held on the 15th November following consultation with schools, academies and the Schools Forum to use it's local funding formula for 2018/19 (2019/20 will be decided on next year). Amongst other considerations, this enables Merton to phase in the impact of the National Funding Formula on individual schools and spread the additional funding Merton is expected to receive over more schools. Schools will be informed what their 2018/19 grant allocations are in the beginning of February 2018.

**13. From: Klaartje Dresselaers
To the Cabinet Member for Adult Health and Social Care**

Given that the likelihood of under-recording severe mental illness (SMI) in Merton was identified in 2014, what measures has the council taken since to improve recording of SMI, and has the council now improved spending on SMI to at least the national average?

Reply

It seems that the question refers to the mental health needs assessment that was produced in 2014 and is based on health outcomes and health spending by the NHS. The Council is able to provide contextual information around the question asked, however, the funding and responsibility for this sits with the NHS.

We have reviewed the available information and provided local data from Public Health England and NHS England. Data is available over time and is available up to 2015/16.

- Merton had a significantly lower than average number of people with Severe Mental Illness (SMI) known to GPs according to the 2012/13 data used in the Mental Health needs assessment. (*Source: Mental Health Needs Assessment 2013/14*).
- The current trend data (see below) on SMI recorded prevalence on practice registers in Merton shows that numbers have increased over time. In 2015/16 we had 1,899 people in Merton registered with SMI compared to only 1,695 in 2012/13. Even though the rate of SMI recorded prevalence has increased over time we are still lower than the national average. (*Source: Severe Mental Illness profile - <https://fingertips.phe.org.uk/profile-group/mental-health/profile/severe-mental-illness>*)
- Prevalence of SMI in Merton (0.86%) in 2015/16 is lower than neighbouring boroughs in South West London – Sutton (0.92%), Wandsworth (0.95%) and Croydon (1.09%).
- It is expected that the numbers of people with SMIs will increase in the next five years. (*Source: Mental Health Needs Assessment 2013/14*).
- We have no information specifically on spend for SMI over time.

**14. From: Tamara Kohler
To the Cabinet Member for Finance**

Given that Universal Credit will be rolled out to the Mitcham Job Centre in December 2017 what steps have the council taken to support claimants in Merton, given the widely publicised problems that universal credit has caused elsewhere?

Reply

Universal Credit was implemented in the Sutton Job Centre almost two years ago and as a result Merton residents with an SM4 postcode have been claiming Universal Credit since February 2016. The council already has in place a universal support service which helps residents apply and access Universal Credit and also provides personal budgeting support. Different council sections assist with this support including assistance at local libraries, advice and support from social workers and welfare benefits staff. This support will continue to be available when Universal Credit is rolled out to the Mitcham Job Centre in December 2017 and rolled out in other parts of the borough between January and March 2018.

**15. From: Somayeh Aghnianejad
To the Cabinet Member for Regeneration Environment and Housing**

How many complaints have been received about food waste not being collected since 1 September 2017?

TO BE ANSWERED BY THE CABINET MEMBER FOR STREET CLEANLINESS AND PARKING

As from 1 September 2017 we have received 15 Stage 1 complaints relating to Food Waste collections.

**16. From: Paul Kohler
To the Cabinet Member for Community Safety Engagement and Equalities**

What discussions has the Council had with Stephen Hammond MP and Siobhain McDonagh MP about the closure of Wimbledon Police station?

Reply

The closure of Wimbledon Police station was not a Merton Council decision. This came as a result of the government's decision to cut an additional £400m from the Met Police budget, bringing the cuts to £1 billion, and the resulting consultation driven by MOPAC and the Metropolitan Police to which the council did respond. This response was a cross party condemnation of the closure proposal which stressed the need to retain both Wimbledon and Mitcham stations. This position was echoed by both MPs.

**17. From: John Braithwaite
To the Cabinet Member for Regeneration Environment and Housing**

What percentage of building work across the borough for each of the last 5 years has been certified by the council's building control team and what percentage has been signed off by private inspectors?

Reply

Officers have told me this averages at about 65% to the council's building control team and the balance to private approved inspectors.

**18. From: Susan Bucknall
To the Cabinet Member for Regeneration Environment and Housing**

What plans do the council have to improve the issuance for Fixed Penalty notices for fly tipping from the currently abysmal 0.19% of fly tipping offences recorded ?

Reply

TO BE ANSWERED BY THE CABINET MEMBER FOR STREET CLEANLINESS AND PARKING

We will continue to issue fix penalty notices for fly tipping where we have evidence as to who is responsible for dumping the waste.

Fly tippers are becoming more sophisticated in ensuring that there is little or no evidence to trace back to them so preventing successful legal action. Such evidence would include papers or details regarding the company or individuals who dumped the waste. Without this direct evidence then unless we have a witness who is

prepared to provide a statement and agree to attend court, we will struggle to prosecute.

It would be inappropriate use of council money to pursue actions, thereby incurring legal fees and other costs, without a reasonable chance of success.

We will continue to promote fly tipping as unacceptable behaviour through our litter/fly tipping campaigns

19. From: Jo-Anne Pownall

To the Cabinet Member for Regeneration Environment and Housing

There was supposed to be funding from the development of the laundry towards Garfield Rec. Where's that funding? What will it be used for? What additional funding is planned as the playground and other features need updating/making safer, the pond has dried up. Please advise on this important community space.

Reply

The Council has a sum of £10,700 earmarked for improvements to Garfield Recreation Ground, secured through a local planning agreement. Our plans are to invest this sum in improvements to the playground; specifically, new seating, replacement safety surfacing, and some new play items (springers) to replace existing ones.

There are no current investment proposals for this site beyond this.

The playground is regularly inspected and any significant safety issues are addressed and resolved promptly.

The nearby ponds at Wandle Nature Park are seasonal features. These ponds comprise the concrete settlement tanks of the former sewerage works. Their water levels are imposed by the prevailing weather conditions and therefore subject to natural season fluctuations.

20. From: Simon McGrath

To the Cabinet Member for Regeneration Environment and Housing

Where the Planning Committee has an approved development with less than 40% affordable homes, what follow up is carried out to check that the achieved sale/rental prices of the properties do not exceed those forecast in the Viability assessments?

Reply

In most cases the Council will include what is commonly known as a 'Clawback mechanism' or 'review mechanism' that is secured by the associated legal agreement. After a specified time period, ranging from 6 months to 2 years following completion of a development, the applicant is required to review the viability of the scheme and this includes a review of actual sale prices and the matter is then reassessed.

**21. From: Emily Robertson
To the Cabinet Member for Finance**

How many FOI requests since 1 Jan 2017 have not met the 20 working day time limit? What % of the total is this?

Reply

Total number of FOI's received and answered from January 2017 to end September 2017 is as below:

· Total received	1,271
· Total answered on time	936
· Total not answered on time	335
· % answered on time	73.6%
· % not answered in time	26.3%

**22. From: Andrew Boyce
To the Cabinet Member for Regeneration Environment and Housing**

Earlier this year, this Council passed a motion on South Wimbledon. With that in mind, if the current administration is returned at next year's election, what commitments will it give to funding and implementing the South Wimbledon Enhancement Plan which local residents have been developing over the past year?

Reply

Abbey Ward Councillors and Council Officers have already been supporting the South Wimbledon community in creating the South Wimbledon Enhancement Plan. As the plan is still a draft, we do not yet fully understand the funding or resource implications of the plan. We are committed to helping the community identify suitable funding to achieve the plan's objectives. We await the final draft of the plan to better understand the financial asks.

An early quick win of the initiative has been the installation of festive lighting in South Wimbledon, funded by the Council with support from the FutureMerton team and FM Conway. We also recognise the efforts the community have gone to in crowdsourcing the local Christmas tree this year.

**23. From: Dan Goode
To the Cabinet Member for Community Safety, Engagement and Equalities**

With the Pentecostal movement's beliefs on LGBT rights widely known and easily accessible, why didn't Merton Council think to do a full equality assessment on the move of Elim Pentecostal to Merton Hall & why did it fall to residents to inform the council of the Elim organisation's anti-LGBT stance?

Reply

I do not recognise your description of the congregation of the Elim church in Wimbledon.

The Equality analysis undertaken in July 2016 considered the potential impacts regarding the new school that were deemed significant at that time – that was the displacement of a Day Centre for vulnerable adults and impacts on primary school children. Merton Hall is not a council service, only had 12 regular lets, and there was a plan to provide alternative premises.

The council has included Merton Hall in a revised Equalities Analysis which will be available with any further council decision, but the conclusion is that there are alternative premises provided and available elsewhere so no one is adversely impacted.

However, we are aware of concerns from residents that Merton Hall should still be available to hire for wider groups. The Elim Church has confirmed its facilities will be available for lettings when not required by them, and they will of course need to adhere to Equalities Legislation in doing so.

**24. From: Nicola Thompson
To the Cabinet Member for Regeneration Environment and Housing**

Road markings indicating 20mph zones are so worn they're barely visible on many streets. Re-painting them would be a welcome reminder to drivers that they must curb their speed in these zones. For the sake of all road-users, particularly pedestrians and cyclists, when will the 20mph road markings be refreshed?

Reply

It is appreciated that the presence of 20mph road markings offer some supplementary benefit to the legally required signs however these markings are not legally required and due to limited available funding, only those markings that are legally required or have enforcement and safety implications are fully maintained.

Notwithstanding this every effort is made to refresh 20mph markings across the borough and each site is assessed on its own merit.

**25. From: John Carroll
To the Cabinet Member for Finance**

Being only entitled to 50 words to communicate, I can only say - the website is an awful experience for me a technologist, I can only imagine how bad it is for elders, please, reconsider everything, from process's and forms to communication and feedback, User experience is important. Thank you

Reply

Thank you for your question and feedback. I am sorry that your experience has not been a more positive one. Our new website has considerably more transactional

functionality than before and this is mirrored in the number of service requests we receive from residents. We continually review feedback received (including from the link on the website) and involved users in the redesign, and we reconsider user-friendliness and processes where appropriate. We are also continuing to roll-out further services on the website to ensure residents have 24/7 access.

**26. From: George Dunnett
To the Cabinet Member for Regeneration Environment and Housing**

Will the council install low-cost, electric vehicle charging points in lampposts for drivers without off-street parking as other councils across London are beginning to do (e.g. Hounslow: https://www.hounslow.gov.uk/info/20053/transport/1497/electric_vehicles_and_charging_points/2)? This would support the council's goals of improving air quality, be of limited cost to the council, and cause minimal disruption.

Reply

The Council is already working to implement such infrastructure and we are undertaking the necessary investigations in terms the necessary changes to existing lamp columns, power supplier and operational matters. We plan to roll out up to 12 Lamp column socket chargers in 2018/19

Merton is actively promoting electric charging points and will continue to do so.

The last three years have seen a three fold increase in the number of electric cars in the borough, with 300 Merton residents owning electric cars and many more people going electric throughout the capital.

A total of 21 charge points have been installed across the borough in nine locations with plans to expand the network further. 36 fast-chargers are currently progressing through the planning system for installation in 2018 and we intend to roll out a further 30 charging sites in 2019 in addition to 2-3 Rapid Charging stations (50Kw) to be installed by TfL

By the end of 2018/19 there will be over 100 on-street charging points, in addition to those already available in new housing developments, healthcare sites and retail parks.

Keep updated with our Electric Vehicle Charging roll-out at <http://www.merton.gov.uk/electric-vehicle-charging-points>

**27. From: Greg Bryant
To the Cabinet Member for Education**

Following Scrutiny on 9/11 on the new Harris Wimbledon school in High Path, can the Council clarify whether it has a confirmed agreement that students of the new Harris Wimbledon will be able to use the Nursery Road playing fields (freehold owned by Rutlish Foundation) for sport and PE purposes?

Reply

The council has a 99-year lease of Nursery Playing Field that runs until 2059. The report to CYP Scrutiny Committee sought to reassure the Panel that the children attending Harris Wimbledon, like all schools, will have the benefit of accessing a local playing field.

The council will therefore ensure a portion of Nursery Road Playing Fields is available for Harris Wimbledon school pupils, though the specific arrangement will change over time as the school grows and needs and priorities change.

The council is also aware that Rutlish School has an entitlement to use about half the Nursery Road playing field facility for its own use during school hours, though it is currently used much less than this. We are clear that any future arrangement would successfully accommodate the needs of both schools and we are in contact with Rutlish School and the Rutlish Foundation in this regard.

28. From: Julie Gould

To the Cabinet Member for Regeneration Environment and Housing

When will you be serving notice on Veolia UK to terminate contract for waste collection? They are in fundamental breach.

Reply

TO BE ANSWERED BY THE CABINET MEMBER FOR STREET CLEANLINESS AND PARKING

On 2nd November 2017 the Sustainable Communities Scrutiny and Overview Committee were updated on the current performance of the Veolia contract following this meeting Veolia have agreed to come back to scrutiny and provide an update on service improvement. Regular contract meetings are held between South London Waste Partnership, Veolia and LB Merton officers. Veolia have apologised and committed to ensuring the service meets the contract standards.

29. From: Richard English

To the Cabinet Member for Regeneration Environment and Housing

What checks do the Council undertake in order to ensure that the information provided in Planning Applications and supporting documents is accurate and truthful, and what action can the Council take in situations where these are proven to be false or inaccurate?

Reply

All applications are considered by qualified trained planning professionals. Evidence submitted as part of a planning application is scrutinised and may be passed to a relevant expert within the Council or if necessary an outside expert. However, evidence submitted by professionally qualified individuals is considered on its merits

and officers have experience and training on judging the quality of that evidence. If information is found to be false or inaccurate and that is fully demonstrated and accepted, the determination of the application will be delayed until the matter is resolved.

30. From: Emma Sutton

To the Cabinet Member for Regeneration Environment and Housing

What replacement community facility with 200 capacity is there in the immediate future to replace Merton Hall as the Harris Academy & Elim church are yet to built. All saints school hall with 80 capacity is already available to hire, the new Pincott road site is only 40.

Reply

The main Hall at Merton Hall is 178m². There are eight schools within ¾ mile of Merton Hall (so about 15 minutes walk), all with similar sized halls (at least 165m² and some larger than Merton Hall) - Pelham, St Mary's, Merton Abbey, Holy Trinity, Rutlish, Dundonald and Wimbledon Chase. Schools would welcome the financial benefits of hiring their halls out of hours.

There are also other premises of similar size, including St Saviour's Church, Morden Assembly Hall, Vestry Hall, Mansel Centre, St Johns Hall High Path, Merton Arts Space, that are available for private hire. Many other local premises for hire are listed on the Wimbledon Community Association website:
<https://wimbledoncommunity.org/venue-search/>

School Halls nearby:

School	Distance from Merton Hall (m)	Hall size (sqm)
Pelham	156	171
St Mary's	525	165
Merton Abbey	615	165
All Saints (Haydons Rd site)	912	131
Holy Trinity	959	169
Rutlish	1,200	377
Dundonald	1,219	155
Wimbledon Chase	1,234	226
Merton Park	1,234	106

(note – hall at Merton Hall is 178m² plus 38m² backstage area)

Others we know of but there will be more:

- All Saints School Hall (133m²)
- Morden Assembly Hall (120m²)
- Pelham School Hall (160m²)
- St Saviour's Church (170m²)
- Vestry Hall (163m²)

A large selection of community facilities for hire are also available via Wimbledon Community Association website: <https://wimbledoncommunity.org/venue-search/>

**31. From: Sara Sharp
To the Cabinet Member for Finance**

The Council recently set up Merantun, an independent property development firm. How will the private sector be involved and how will Council board members separate between their legal duties as a Local Authority and duties under Company Law?

Reply

Merantun Development Ltd is a private sector company, wholly owned by Merton Council, whereby LBM is the sole shareholder.

The private sector will be involved to the extent that Merantun will commission private sector contractors to design and build the properties.

Currently there is one non-executive director on the Board who is a Council employee. Two further council nominated Directors will be appointed in due course as non-executive directors.

The Companies Act 2006 imposes certain general duties on a director of a UK limited company. A director has duties to promote the success of the company, to act independently of other interests and to exercise reasonable care, skill and diligence.

A director of a company must also avoid a situation in which he/she has, or can have, a direct or indirect interest that conflicts, or possibly may conflict, with the interests of the company (section 175, Companies Act 2006). This covers a very broad range of situations where:

- the director's interest may be actual or potential, and direct or indirect
- the conflict with the company's interests may be actual or potential.

If an actual or potential conflict might arise, it can be authorised in advance either by the shareholder (either before or after the event) or by the other Directors of the Company (in advance of the event). If Directors are placed in the position to make this decision they need to also bear in mind their other duties especially with regards the ones mentioned above.

Separate to the duty under section 175, there is the duty to declare an interest in a proposed transaction or arrangement under section 177. If a director has a direct or indirect interest in that transaction or arrangement, he/she must declare that interest to the Board.

Failure to discharge the duties above can have serious implications. Therefore the Directors on the Merantun Board will be provided training to assist them identifying

the potential for conflict and the necessity to declare interest. In any event the duties described above and the responsibilities of the Directors are not alien to those who work in Local Government as the same sort of obligations are placed on council employees and members when conducting Council business.

**32. From: Eve Cohen
To the Deputy Leader**

To Cllr Mark Allison: At the last Council Meeting you stated that Merton Hall was underused. What is the definition of underused and what are the figures to substantiate this?

Reply

Underused means that the bookings were less than the total or reasonable maximum capacity available such that the buildings use was not optimised or fully utilised. The table below illustrates the underuse.

Merton Hall was underused as there were only five regular bookings throughout the week for the main hall and a further seven regular bookings using the smaller spaces. The full schedule of regular users from 2016 (prior to the council's proposal to transfer the hall to Elim was announced) is provided in the table below. All of the regular users have been successfully relocated.

In terms of casual bookings, over the period January 2015 – September 2016 there was, on average, one casual booking per week at the hall (97 bookings over a period of 91 weeks).

Merton Hall (SWCA) Regular bookings		
Day	Name of User	Time
Monday	Capoeira Adults Main Hall	20:00-21:30
Tuesday	Siegeris Main Hall/Balcony	16:00-19:30
	C P Fitness Balcony	19:15-20:45
Wednesday	Sanga 7 Balcony	19:00-21:00
Thursday	Perform Workshop Balcony	15:45-18:00
	Shogun Martial Arts Balcony	19:00-21:00
Friday	Johane Masowe Balcony	08:45-17:00
	Om Sakthi Pooja Bar Area	10:00-14:00

	Ratnavadivel Hindu Balcony	18:00-22:00
	Kenshukai Karate Main Hall	18:30-22:00
Saturday	Rugby Tots Main Hall	09:00-12:00
Sunday	New Life Church Main Hall	10:00-13:00

**33. From: Anthony Fairclough
To the Cabinet Member for Regeneration Environment and Housing**

What measures were undertaken by Merton to ensure that Connect House, Willow Lane, and Vantage House, Weir Road were suitable to house families as temporary accommodation? In addition, who was responsible for issuing the Building Control certificate?

Reply

For a period up to 30 May 2016 government has stated that a change of use of an office building and land within its curtilage to a residential use falling within the Class C3 dwelling houses Use Class (which includes flats and houses) will be permitted development (i.e. the change of use will not require planning permission); this was a policy introduced under the Conservative/Liberal Democrat coalition government. The council was opposed to this changed in policy and has an Article 4 Direction to exempt Wimbledon town centre and Merton's industrial estates from this permitted change (effective from 3rd April 2015) but unfortunately it was not granted for Willow Lane, and even if it had, it would not have applied retrospectively.

The Council has a statutory duty to provide temporary accommodation to households who are homeless, in priority need, not intentionally homeless and have a local connection with the borough until a suitable and settled housing solution can be found. The Council has the lowest numbers of households in temporary accommodation in London, The Council has no households accommodated in Vantage House . This dwelling is used exclusively by Tower Hamlets The Council has 6 households living in Connect House , which is a building providing 84 units of accommodation. The remaining units are in the main occupied by households from the boroughs of Sutton and Croydon.

The Council would, before providing temporary accommodation, satisfy itself that a dwelling was suitable. There are key factors in assessing suitability include the needs of each households, space and arrangement, health and safety considerations,, affordability and location. Each case is considered individually.

For both Connect House/ Vantage House all the necessary works to these buildings were approved by private Building Control Inspectors and the necessary completion certificates were issued to the Council.

34. Carl Quilliam

To the Cabinet Member for Regeneration Environment and Housing

Given that the council is only proposing to provide 26% affordable housing with its own property company, is the council proposing to drop the council's own affordable housing target or is it proposing to hold developers to a higher standard than it feels it can achieve itself?

Reply

Our Affordable Housing Policy CS.8 also states that in seeking affordable housing provision the Council will have regard to site characteristics such as site size, site suitability and economics of provision such as financial viability.

Developments brought forward through the Council's property development company will be policy compliant schemes and be assessed no differently to that of any other development in the borough.

35. Nicola Richards

To the Cabinet Member for Regeneration Environment and Housing

In its carpark analysis for Elim's move to Merton Hall, did Council analyse how travel of existing users of Merton Hall would be affected by eviction? Local users are now driving around the borough to get to classes no longer accommodated in alternative venues, instead of walking to Merton Hall.

Reply

No analysis would consider the detail in this question as the council has no control regarding where private groups decide to go. All users were provided alternative premises or assisted in finding alternative accommodation. As the table below shows, all user groups successfully found an alternative location if they needed one. Most alternatives were within the local area, but some of the groups that used Merton Hall were not local to the immediate area in any case.

Analysis of regular groups previously at Merton Hall:

Group	Status
Capoeira Adults	Opted to move to alternative accommodation (non-SWCA)
Siegeris	Moved to All Saints School Hall and Victory Road Annexe (managed by SWCA)
C P Fitness	Opted to move to alternative accommodation (non-SWCA) as Pincott Rd was unsuitable for their needs
Sanga 7	Opted to move to alternative accommodation (non-SWCA)

Perform Workshop	Moving to All Saints School Hall in January (managed by SWCA)
Shogun Martial Arts	Opted to move to alternative accommodation (non-SWCA) - All Saints Church Hall
Johane Masowe	Moving to King George V park (council facility managed by idverde) in October
Om Sakthi Pooja	Moving to Pincott Road in November (managed by SWCA)
* Wimbledon Mandram (Ratnavadivel Hindu)	Moved to Pincott Road (managed by SWCA)
Kenshukai Karate	Moved to All Saints School Hall (managed by SWCA)
Rugby Tots	Opted to move to alternative accommodation (non-SWCA) - Raynes Park High School
New Life Church	Group closed (unrelated to move from Merton Hall)

**36. From: Sean Robertson
To the Cabinet Member for Finance**

What minimum commitments and responsibilities are required by councillors in their role as representatives of the borough?

Reply

Councillors are required by law to attend one meeting every 6 months and the council requires them to agree to its Code of Conduct (contained in Part 5A of the Council's Constitution) and set out in full below:

“As a member, or co-opted member of Merton Council, I have a responsibility to represent the community and work constructively with our staff and partner organisations to secure better social, economic and environmental outcomes for all.

In accordance with the Localism Act provisions, when acting in this capacity I am committed to behaving in a manner that is consistent with the following principles to achieve best value for our residents and maintain public confidence in this authority.

The Act further provides for registration and disclosure of interests and in Merton Council this will be done in accordance with guidance issued by the Standards Committee.

Principles

Selflessness Holders of public office should act solely in terms of the public interest. They should not do so in order to gain financial or other material benefits for themselves, their family, or their friends.

Integrity Holders of public office should not place themselves under any financial or other obligation to outside individuals or organisations that might seek to influence them in the performance of their official duties.

Objectivity In carrying out public business, including making public appointments, awarding contracts, or recommending individuals for rewards and benefits, holders of public office should make choices on merit.

Accountability Holders of public office are accountable for their decisions and actions to the public and must submit themselves to whatever scrutiny is appropriate to their office.

Openness Holders of public office should be as open as possible about all the decisions and actions that they take. They should give reasons for their decisions and restrict information only when the wider public interest clearly demands.

Honesty Holders of public office have a duty to declare any private interests relating to their public duties and to take steps to resolve any conflicts arising in a way that protects the public interest.

Leadership Holders of public office should promote and support these principles by leadership and example.

Commitment

I agree to behave in accordance with all our legal obligations, alongside any requirements contained within this authority's policies, protocols and procedures, including on the use of the Authority's resources."

37. From: Ian Veacock

To the Cabinet Member for Regeneration Environment and Housing

Re: Veolia. Waste Collection from Flats. It was stated this would be 'as required': How is this being liaised with caretakers? We have been informed today that the twice weekly clearance is now weekly and we have insufficient bin capacity and space for this.

Reply

TO BE ANSWERED BY THE CABINET MEMEBR FOR ENVIRONMENTAL CLEANLINESS AND STREET CLEANING

The collection of all waste streams from communal properties in Merton is on an output rather than a specified input or frequency basis. This means that the bins will be emptied before they become full on a minimum weekly basis.

The frequency of communal bins are tailored per site. This flexible approach is a service enhancement for those in flatted properties who previously received a fixed scheduled collection. This enables the contractor to manage the demand for collections in these properties better and contribute to achieving the Service Performance Indicators.

**38. From: Nigel Benbow
To the Leader of the Council**

Can the Cabinet Leader please tell me what written representations were received from the Abbey Ward councillors in relation to Merton Hall in the period between submission of most recent planning application for it and the September PAC?

Reply

I understand the Abbey ward councillors, Cllr Abigail Jones and Cllr Katy Neep, submitted representations on the Merton Hall planning application when it first went to committee in April (Cllr Andrew Judge is a member of the planning committee and as such needs to remain unbiased). As Mr Benbow will be aware, this application was turned down by the planning committee and the representations from Cllrs Jones and Neep were taken into account when officers drew up a revised application and the amendments they suggested were made to the new application. Cllrs Jones and Neep also received emails from residents about the second application and ensured all of these were passed onto the planning officers to be considered by committee.

I understand Mr Benbow is standing as a candidate for the Conservative Party in Abbey ward. With so many parents in South Wimbledon supporting the council and government's plans for a new secondary school, I do hope he will focus on the needs of Abbey residents rather than on party political opportunism.