



WOOTTON, Mayor
COURT OF COMMON COUNCIL

THURSDAY, 19th JANUARY, 2012

MEMBERS PRESENT

ALDERMEN

Wootton, D.H. The Rt. Hon. The Lord Mayor	Haines, G.W.	Redcliffe, N.G.M.
Anstee, N.J.	Howard, Sir David, Bt., M.A., D.Sc.	Remnant, The Hon. P., C.B.E.
Evans, J. R.	Lewis, Sir David, M.A., D.L.	Savory, Sir Michael
Finch, Sir Robert	Lord Levene of Portsoken, K.B.E.	Walsh, S., M.A.
Garbutt, J.	Luder, I.D., B.Sc.(Econ)	White, J., T.D.
Gifford, M.R.	Parmley, Dr. A.C., Mus.M., Hon.	Woolf, Mrs F., C.B.E.
Gowman, Miss A.J.	G.S.M	Yarrow, A. Sheriff
Graves, D. A.		

COMMONERS

Abrahams, G.C.	Eskenzi, A.N., C.B.E., D.Sc., Deputy	James, Mrs C.	Page, M., B.A. (Hons)
Absalom, J.D.	Eve, R.A., O.B.E., Deputy	King, A.J.N., Deputy	Pembroke, Mrs. A.M.F.
Ayers, K.E. M.B.E., Deputy	Everett, K.M. D.Sc.	Knowles, S.K., M.B.E., Deputy	Pollard, J.H.G.
Bain-Stewart, A., M.Sc., J.P.	Farr, M.C.	Lawrence, G.A., Deputy	Pulman, G.A.G., J.P. Deputy
Barker, J.A., O.B.E, Deputy	Fletcher, J.W.	Leck, P.	Quilter, S.D., B.Sc.(Hons)
Barrow, D., Deputy	Fraser, S.J.	Littlechild, Mrs V.	Regan, R.D., Deputy
Bennett J. A., Deputy	Fraser, W.B., O.B.E., Deputy,	Llewelyn-Davies, A.	Regis, Miss D.
Bird, J.L., O.B.E.	Fredericks, Ms, M.B.	Lodge, O.A.W., T.D.,B.Sc.	Richardson, M.C.
Boleat, M.J.	Galloway, A.D., O.B.E.	Lord, C.E., O.B.E., J.P.	Rogula, Miss E.
Bradshaw, D.J.	Gillon, G.M.F.	Malins, J.H., Q.C., Deputy	Rounding, Ms V
Brewster, J.W.	Ginsburg, S., Deputy	Martinelli, P.J. M.B.E.	Seaton, I.C.N.
Cassidy, M.J., C.B.E., Deputy	Haines, Rev. Stephen, D., M.A. Deputy	Mayhew, J.P., M.A., M.B.A.	Scott, J.G.S., J.P
Chadwick, R.A.H.	Halliday, Mrs. P.A., O.B.E., Deputy	McGuinness, Miss C.S., M.A., Deputy	Sherlock, M.R.C., M.A., Deputy
Chapman, J.	Hardwick, Dr. P.B., Q.H.P.	Mead, Mrs. W. Sheriff	Shilson, Dr. G.R.E., Deputy
Cotgrove, D., B.A.	Harris, B.N.	Merrett, R.A.	Simons, J.L. , M.Sc
Cressey, N.	Henderson-Begg, M.	Mooney, B.D.F., M.A.	Snyder, Sir Michael, Deputy
Day M. J., B.A., M.Sc., LL.M.	Hoffman, T.D.D., LL.B.	Moore, G.W.	Spanner, J.H., T.D.
Deane, A.J.C.	Howard, R.P.S.	Morris, H. F.	Starling, Mrs A.
Dove, W.H., M.B.E., J.P., Deputy	Hudson, M.	Moys, Mrs. S.D.	Thompson, D.J.
Duckworth, S.D'O. D.L.	Hughes-Penney, R.C.	Nash, Mrs, J.C., O.B.E., Deputy	Tomlinson, J., B.A., M.Sc.
Dudley, Rev. Dr. Martin	Hyde, Ms W	Newman, Mrs, B.P., C.B.E.	Tumbridge, J.R.
Duffield, R.W., B.A., M.Litt.		Owen, Mrs. J., M.B.E., Deputy	Welbank, M. Deputy
Dunphy, P.G.		Owen-Ward, J.R., M.B.E., Deputy	

- Minutes *Resolved* – That the Minutes of the last Court are correctly recorded.
- Overseas visits The Right Honourable the Lord Mayor reported on his recent visits to Wales and Turkey.
- Regan, R.D., Deputy Chadwick, R.A.H. *Resolved unanimously* –that the sincere congratulations of this Court be offered to Alderman, Sir Michael Bear on his recent appointment by Her Majesty the Queen as a Knight Bachelor for services to regeneration, charity and the City of London.
- Regan, R.D., Deputy Chadwick, R.A.H. *Resolved unanimously* – That the sincere congratulations of this Court be offered to Adrian Leppard QPM, Commissioner of the City of London Police, on his recent award of the Queen’s Police Medal by Her Majesty the Queen.
- The Commissioner was heard in reply.
- Regan, R.D., Deputy Chadwick, R.A.H. *Resolved unanimously* – That the sincere congratulations of this Court be offered to Paul Eskriett MBE, lately Principal Security and Contingency Planning Adviser to the City of London Corporation, on his recent appointment by Her Majesty the Queen as a Member of the Most Excellent Order of the British Empire for services to local government.
- Regan, R.D., Deputy Chadwick, R.A.H. *Resolved unanimously* – That the sincere congratulations of this Court be offered to Frederick Ralph Woodhams MBE, Laboratory Technician at the City of London School, on his recent appointment by Her Majesty the Queen as a Member of the Most Excellent Order of the British Empire for services to young people.
- Policy Statement The Chairman of the Policy and Resources Committee updated the Court on the current position concerning the protest encampment outside St Paul’s Cathedral. He reported that the High Court judgement had been made in the City Corporation’s favour and leave was not granted by the High Court for the defendants to appeal. He outlined the steps which now could be taken.
- Hospital Seal Sundry documents were sealed with the Hospital Seal.
- Applications for the Freedom The Chamberlain, in pursuance of the Orders of this Court, presented a list of the under-mentioned persons who had made application to be admitted to the Freedom of this City by redemption:-
- | | | |
|-----------------------------|--|-----------------------------------|
| Malcolm Haddow, MBE | a Police Officer, retired | Spalding, Lincolnshire |
| Elizabeth Ann Haddow, MBE | a Nurse Manager, retired | Spalding, Lincolnshire |
| Lesley Elizabeth Collischon | a Diary Publishing Company Director, retired | Loughton, Essex |
| Richard John Saunders | an Investment Officer | Hayfield, High Peak, Derbyshire |
| John Edwin Hughes | a Civil and Structural Engineer | Astley Bridge, Bolton, Lancashire |
| Ian Douglas Henderson | an Information Technology Consultant | Sharnbrook, Bedfordshire |
| Patrick Guy Nicoll | a Rowing Museum Deputy Chairman | Henley-on-Thames, Oxfordshire |

Peter Hugh Charles Fraser	a Solicitor	Walton on Thames, Surrey
David John Milligan	an Account Manager	Bexleyheath, Bexley
Charles Patrick Marchant	a Civil Servant, retired	Orpington, Bromley
Miles Thomas Roberts	a Photographer	Croydon
Keith Frederick Langridge	a Marine Engineer Officer, retired	Chadwell Heath, Romford, Barking and Dagenham
Taymore Farhat Tabbah	a Finance Broker	Kingswood, Surrey
John Lewis Kelly, MBE	a Security Company Director	Gartocharn, Dunbartonshire
Edward John Bujak	a Lecturer	Grantham, Lincolnshire
Brian John Rees	a Publican, retired	East Ham, Newham
Richard Henry Charles Oakley	a Licensee, retired	Lee, Lewisham
Peter Clement Colvin	an Osteopath	Letchworth Garden City, Hertfordshire
Helen Elizabeth Truesdale	a Landscape Architect, retired	Darien, Connecticut, United States of America
Adam Fox McCloud Richardson	a Barrister	Canary Wharf, Tower Hamlets
Brian Thomas Sullivan	a Printer, retired	St. Katharines Dock, Tower Hamlets
Anne Birtwell	a Television Director	Alderley Edge, Cheshire
Laurence Charles Smith-Dixon	a Market Researcher	Cowes, Isle of Wight
Gwendoline Denise Jones	a Youth Service Manager	Plumstead, Greenwich
Paul Bernard Cohen	an Electronics Company Director, retired	Great Wakering, Essex
Philip James Atkins	a Planning Consultant	Ashtead, Surrey
Nicholas Paul Wells	an Airline Pilot	Elstead, Surrey
William Wilkinson	an Environmental Health and Safety Manager	Watford, Hertfordshire
Aaron Ramson White	an Information Technology Project Manager	Allentown, Pennsylvania, United States of America
Tychicus Christy Selvakumar Thomas	a Local Government Officer	Tottenham, Haringey
James Gillan	a Financial Services Consultant	Buckhurst Hill, Essex
Kenneth James Whatmore	a Financial Crime Director	Great Amwell, Hertfordshire
David Garfield Arseneault	a Police Officer, retired	Worthing, Sussex
Peter Frederick Askew	a Retirement Homes Chief Executive	Gerrards Cross, Buckinghamshire
Sharon Louise Harvey	a Resident Development Manager	Harlow, Essex
Elizabeth Rachel Bootle	a Chartered Physiotherapist	Epsom, Surrey
Matthew David Patrick Noon	a Project Manager	Vauxhall, Lambeth
Clive Dutton, OBE	a Local Authority Executive Director	Southwark
Dharam Bir Lall	a Chartered Accountant, retired	Chigwell, Essex
Sarah Frances Stroud	a Public Relations Consultant, retired	Claygate, Surrey
Keith Ridland	a Charity Chief Executive	Weston-under-Redcastle, Shropshire
Mark Andrew Weddell	a Line Operations Manager	Staplehurst, Kent
William Henry Haymes	a Chauffeur, retired	Rainham, Essex
Ian McLean	a Surveyor	Bexhill on Sea, Sussex
John David Roberts	a Civil Servant	Cheshunt, Hertfordshire
Anthony Graham	a Pilot	Hampton, Richmond upon

Hargreaves		Thames
Kevin Christopher Johnson	a Telecommunications Company Field Co-ordinator	Eynsford, Kent
James Campbell	a Priest	Mayfair, Westminster
James Robert McMaster	a Children's Food Company Chief Operating Officer	Queens Park, Brent
David Charles Pullen	a London Fire Brigade Marine Trainer	Burgh Heath, Tadworth, Surrey
Michael George Fox	a Financial Risk Manager, retired	Shirley, Croydon
Malcolm George Day	a Civil Servant, retired	Welwyn Garden City, Hertfordshire
Robert Harry Arthur Brown	a Yeoman Warder	HM Tower of London, Tower Hamlets
Leonard Michael Mitchell	a Furniture Manufacturer, retired	Bushey Heath, Hertfordshire
Wendy Ann Taylor, CBE	an Artist	Bow, Tower Hamlets
Nigel Andre Smith	a Trainee Boatmaster	Putney, Wandsworth
Daniel George Margolin	a Barrister	Fulham, Hammersmith and Fulham
Claude Regis Ramphul	a Nurse, retired	Lewisham
Philip Gordon Game	a Royal Naval Officer	BFPO 269
Sandra Ann Thatcher	a Research Pharmacologist, retired	Churt, Farnham, Surrey

Read.

Resolved – That this Court doth hereby assent to the admission of the said persons to the Freedom of this City by redemption upon the terms and in the manner mentioned in the several Resolutions of this Court, and it is hereby ordered that Mr. Chamberlain do admit them severally to their Freedom accordingly.

Results of
Ballots

The Town Clerk reported the results of ballots taken at the last Court as follows:-
*denotes appointment

a) One Member on the Investment Committee for the balance of a term expiring in April 2015;

	Votes
Martin James Day, B.A., M.Sc., LL.M.	14
Michael Hudson	26
Jeremy Paul Mayhew, M.A., M.B.A.	55

Whereupon the Lord Mayor declared Jeremy Mayhew to have been appointed on the Investment Committee.

b) One Member on the Policy and Resources Committee for the balance of a term expiring in April 2014;

	Votes
John Alfred Barker, O.B.E., Deputy	3
Martin James Day, B.A., M.Sc., LL.M.	1
Marianne Bernadette Fredericks	20
Dr. Peter Bernard Hardwick, Q.H.P.	5
Tom Hoffman, LL.B.	32

Michael Hudson	5
Hugh Fenton Morris	27
Gerald Albert George Pulman, J.P., Deputy	WITHDREW
Virginia Rounding	6

Read.

The Court proceeded, in accordance with Standing Order No. 10, to ballot on the vacancy.

The Lord Mayor appointed the Chief Commoner and the Chairman of the Finance Committee, or their representatives, to be the scrutineers of the ballot.

Resolved – That the votes be counted at the conclusion of the Court and the result printed in the Summons for the next meeting.

c) To agree with the recommendation of the Establishment Committee regarding the Pay Award for 2011/12, that in view of the current economic climate and the City's own budgetary position, there be no general cost of living increase for 2011/12 – but that a one-off non-consolidated payment of £250 (pro rata for part-timers) be made to staff in Grades A and B (i.e. those earning up to £21,000) in December 2011.

	Votes
Affirmative	97
Negative	4

Whereupon the Lord Mayor declared the recommendation of the Establishment Committee to have been agreed.

Appointments

The Court proceeded to make the following appointments in respect of which the Town Clerk reported that the following nominations had been received:-

a) One Member on the Epping Forest and Commons Committee for the balance of a term to expire in April 2012.

Nomination received:-
George Christopher Abrahams

Whereupon the Lord Mayor declared George Abrahams to have been appointed on the Epping Forest and Commons Committee.

b) One Member on the City Arts Trust Ltd for a four year term to expire in January 2016.

Nomination received:-
Jeremy Paul Mayhew, M.A., M.B.A.

Whereupon the Lord Mayor declared Jeremy Mayhew to have been re-appointed on the City Arts Trust Ltd.

c) Four Members on Christ's Hospital, two for four year terms to expire in January 2016 and two for six year terms to expire in January 2018.

Nominations received:-

Martin James Day, B.A., M.Sc., LL.M.
 Dr. Peter Bernard Hardwick, Q.H.P.
 Janet Owen, M.B.E., Deputy
 Ian Christopher Norman Seaton

Whereupon the Lord Mayor declared Martin Day and Ian Seaton to have been appointed on Christ's Hospital for four year terms to expire in January 2016 and Dr Peter Hardwick and Deputy Janet Owen to have been appointed on Christ's Hospital for six year terms to expire in January 2018.

d) Three Members on the Guild Church Council of St. Lawrence Jewry for one year terms to expire in January 2013.

Nominations received:-
 Roger Arthur Holden Chadwick
 Simon D'Olier Duckworth, D.L.
 Michael Page, B.A.(Hons.)
 Michael Robin Castle Sherlock, M.A., Deputy

Read.

The Court proceeded, in accordance with Standing Order No. 10, to ballot on the vacancy.

The Lord Mayor appointed the Chief Commoner and the Chairman of the Finance Committee, or their representatives, to be the scrutineers of the ballot.

Resolved – That the votes be counted at the conclusion of the Court and the result printed in the Summons for the next meeting.

e) One Member on the Thames Festival Trust for a four year term to expire in March 2016.

Nomination received:-
 John Alfred Barker, O.B.E., Deputy

Whereupon the Lord Mayor declared Deputy John Barker to have been re-appointed on the Thames Festival Trust.

Resolved – That Alderman Fiona Woolf be appointed on the Policy and Resources Committee in the room of Alderman David Wootton (now on the Committee as The Rt. Hon. The Lord Mayor).

Nomination of
 the General
 Purposes
 Committee of
 Aldermen

Questions

1) **John Spanner** asked the **Chairman of the Finance Committee** about the complicated format of the Corporation's revenue and capital budgets.

In response, the **Chairman** stated that the City Corporation's accounts were undeniably complex and, as the Corporation was predominantly a local and police authority, the presentation of budgets and accounts would differ from what Members were used to seeing in company accounts. He added that Members' concerns were shared at a national level, as this issue was being addressed by Cipfa and the Audit Commission, with the intent of simplifying Local Authority accounts. In the meantime, however, the format of the City's committee budget reports would be reviewed to ensure that the reports were simpler to understand

and in a format that Members could discharge their governance responsibilities. He stated that he had requested that for the next budget-round in the autumn of 2012, committees would be given the option to consider their budgets in more detail, outside normal committee business, and the reports would be designed and written to facilitate that. He reminded Members that the Chamberlain's annual briefing on the City's finances, to be held during the Informal Meeting of the Court on 9 February, would attempt to give Members a better understanding of the basics of the Corporation's finances.

In response to a supplementary question from **John Spanner**, the **Chairman** stated that whilst Members may have differing levels of expertise, he hoped that a small group of Members, who were going to have a look at alternative methods of presenting the figures, would assist in making the accounts more understandable to Members generally.

In response to a supplementary question from **Deputy Michael Welbank**, the **Chairman** agreed that the reports prepared by the Chamberlain on the City's various charities would be good examples to follow.

In response to a supplementary question from **Jeremy Mayhew**, the **Chairman** agreed that, notwithstanding Cipfa guidance, the way that information was submitted to committees was a matter for Members to decide.

2) **Peter Martinelli** asked the Chairman of the Markets Committee about lease negotiations with the tenants of Smithfield Market.

In response, the **Chairman** stated that the City Corporation, as landlord, was required by the Landlord and Tenant Act 1954 to either offer a tenant a new lease or seek possession of his premises on certain limited grounds. In this case, with market tenant's leases coming to an end on 31 December 2009, the City offered them, in January 2010, new leases on revised terms. As terms could not be agreed in a reasonable timescale, the market tenants applied to Court to protect their right to renewal and this evoked the Landlord and Tenant procedures. He added that this matter was on-going and the Court would ensure that the market traders, in the eyes of the Court, ended up with new leases on fair terms.

In response to a supplementary question from **Peter Martinelli**, the **Chairman** confirmed that it was always better to negotiate in such circumstances. However the current process had been initiated by the tenants and was on-going.

In response to a supplementary question from **Brian Mooney**, the **Chairman** stated that, as far as he was aware, there were no active plans for Smithfield Market to continue anywhere other than on its current site.

3) **Peter Martinelli** asked the Chairman of the Markets Committee about lease negotiations with the Smithfield Market Tenants' Association concerning their office premises.

In response, the **Chairman** stated that the lease of the Tenants' Association was afforded all the security of tenure provisions under the Landlord and Tenant Act 1954 and, therefore, there had been no attempt to destroy their protection under the Act. In fact, their lease was being treated in exactly the same way as every

meat trader. He reported that the City and the SMTA were engaged in lease renewal negotiations that were proceeding in an orderly fashion. He added, however, that as the meat traders had applied to Court, and the case was in the High Court, matters would now proceed in accordance with the Directions issued by the Court.

In response to a supplementary question from **Peter Martinelli**, the **Chairman** stated that he enthusiastically saluted the Market traders and was delighted to support them in their activities.

Motions There were no Motions.

Awards and Prizes There was no report.

Rates Committees - Reports

COMMUNITY AND CHILDREN'S SERVICES COMMITTEE (The Reverend Dr Martin Dudley)

14 October 2011

(A) Petition of the Inhabitants of the Ward of Portsoken – The Provision of Home Care Services

On 6th October, 2011, the Court had before it a Petition containing 249 signatories concerning consultation for the provision of Home Care Services. Where the consultation we had carried out had involved seeking the views of those in receipt of Home Care Services, the request was, in effect, for other residents also to be consulted. The Court referred the Petition to this Committee to consider and report back on.

The Home Care Service, the only social care service which the City of London provides, has delivered a high quality but expensive service to only 53 service users with the City of London for a number of years. The progressive introduction of 'Individual Budgets', a government priority, would transfer the purchasing power to service users. Since the end of 2011, all service users are able to plan and manage their support needs within an 'Individual Budget' which sets financial parameters within which the support is planned and delivered.

The latest cost per hour for the Home Care Service is £43.57. Currently there are independent providers prepared to provide the service, at between £11.20 and £15.00 per hour with additional charges for evening and weekend service, which range from £12.20 to £30.00 per hour. The move towards 'Individual Budgets' for all service users makes it imperative that the cost of the service is reduced. There would also be a systematic run down of the Home Care Service and a phased reduction of staff to reflect the reducing service requirements.

The Home Care Service currently provides what are known as 'reablement' services to people being discharged from hospital and reduces, in some cases to zero, the need for social care services, and promotes independence within people's homes. It is imperative that these 'reablement' services are available on

a continuing basis or the costs of support would continue to rise and would inhibit our exploring a number of opportunities to combine the City's service with those of other providers.

The public consultation need not be broadened as five public meetings have already taken place and resulted in extensive discussion about the Home Care Service. The future of the Service had also been the subject of three meetings of the Adult Advisory Group, which was set up following a Care Quality Commission inspection to engage service users and carers in service change issues. Therefore, whilst we have, as requested, reviewed our decision we have decided that, in order for the Department to comply in its fiduciary duty to address the cost of the current service and take appropriate action, our original decision should be adhered to and recommend that the reference given to us be now discharged.

Read and agreed to.

9 December 2011

(B) City of London Academy (Southwark) – appointment of Sponsor Governors

Mr Brian Howard, one of the four 'Sponsor Governors' of the City of London Academy Southwark i.e. a Governor appointed by the sponsor of the academy, has advised that he does not wish to be considered for re-appointment when his term of office expires in January, 2012.

Mr Anthony Smyth, a partner of Ernst & Young and a co-opted Governor of the Board has expressed an interest in taking his place.

Mr Anthony Smyth has been a co-opted Governor at the Southwark Academy since 2011. He currently leads the UK's Financial Services Financial Crime team, and he previously led the Information Security Services team. He has spent 25 years working in financial services including banking, insurance and fund management. Prior to professional services, he worked in the apparel industries. In 2009, Mr Smyth was the founding sponsor of the City of London Academy's literacy mentoring program.

Given his experience and knowledge of the Board, the other Directors have confirmed that they are supportive of Mr Smyth's appointment as a sponsor Governor. We **recommend** the appointment of Mr Anthony Smyth as a Sponsor Governor to the City of London Academy Southwark.

Read and agreed to.

Policy, Finance, Establishment, Investment and Audit Committees - Reports

POLICY AND RESOURCES COMMITTEE (Stuart Fraser)

13 October 2011

Declarations
of Interest

For the following item John Absalom, Deputy Ken Ayers, Deputy Doug Barrow, Roger Chadwick, Simon Duckworth, Alderman John Garbutt, George Gillon, Alderman David Graves, Deputy Pauline Halliday, Brian Harris, Tom Hoffman, Deputy Keith Knowles, Alderman Sir David Lewis, Jeremy Mayhew, Deputy Catherine McGuinness, Alderman Neil Redcliffe, The Chief Commoner Deputy Richard Regan, Elizabeth Rogula, John Scott, Alderman Simon Walsh, Deputy Michael Welbank, Alderman Fiona Woolf declared a personal and prejudicial interest and they left the meeting during its consideration.

(A) Support for The Honourable the Irish Society

The Honourable the Irish Society (the Society) was established by Royal Charter in 1613. It maintains interests in land, buildings and riverbeds in the County of Londonderry, the City of Londonderry and the Town of Coleraine. The Society is administered by Aldermen and Members of the Court of Common Council, and links with the City of London Corporation, which historically have been very strong, are currently maintained through various means. A senior Alderman serves as Governor of the Society for a three year term, a Common Councilman as Deputy Governor, and a number of other Aldermen and Common Councilmen also serve.

The Society's activities have, over time, become charitable, although it is not currently a registered charity. In accordance with the Charities Act legislation, the Society should now register as a charity with the Charity Commission and the Society's governing document should reflect the range of its current activities. In order to do this, the Society must apply to the Privy Council for a Supplemental Charter. The Derry City Council and the Coleraine Borough Council have confirmed their support of the Charter proposals and the Charity Commission would, given the Corporation's involvement through supporting Governors, expect to see our support also.

Due to the level of complexity involved, the legal costs of obtaining a Supplemental Charter could be as much as £50,000. In light of the close historic and current relationship the City Corporation has with the Society, your Committee considers that the change should be supported, and accordingly we **recommend** that;

- (i) support be expressed for the application of the Honourable the Irish Society to the Privy Council for a Supplemental Charter to ensure the Society is operating in accordance with the Charities Act 2006 with wholly charitable objects for public benefit and to improve its governance;
- (ii) a contribution be made out of City's Cash to the Society's legal costs

in obtaining the Supplemental Charter of 50% of the total cost up to a maximum of £25,000;

- (iii) specialist advice and support (e.g. legal advice in relation to compliance with charity law, IS support) be provided for the Society by the City Corporation, where appropriate and requested on a cost-recoverable basis.

Read and agreed to.

The Members returned to the room.

10 November 2011

(B) Criminal Records Bureau – rechecking

The Safeguarding Vulnerable Groups Act 2006 sets out that members of the governing body of an educational establishment and members of a local authority involved in discharging any education or social services functions occupy positions which should be Criminal Records Bureau (CRB) checked.

CRB checks are currently carried out on Members who sit on the Board of Governors for the three independent schools, the Guildhall School of Music and Drama and the Community and Children’s Services Committee as they are elected. Periodic repeat checks for Members who continue either on one Committee/Board or transfer to other relevant committees with no break in membership are not currently undertaken. Although re-checking is not required by law it is considered good practice and re-checks are carried out on employees. The proposal to introduce re-checks is seen as an effective balance between implementing good practice with the practicalities of cost, time and timing whilst taking very seriously the City’s responsibilities for safeguarding children and vulnerable adults.

We, together with relevant Committees, have considered and approved proposals concerning re-checking, as detailed in a separately printed and circulated report, and we **recommend** approval thereof.

Motion – ‘To agree the recommendations as detailed in the separately printed and circulated report?’

Deane,
A.J.C.
Mayhew, J.P.,
M.A., M.B.A

Amendment – ‘That the report be referred back to the Policy and Resources Committee for further consideration in the light of proposed new legislation affecting this matter?’

Upon the Question being put, the Lord Mayor declared the amendment to be carried.

Resolved – That the report be referred back to the Policy and Resources Committee for further consideration in the light of proposed new legislation on this matter

(C) Applications for the Use of Guildhall

In accordance with the arrangements approved by the Court on 21 June 2001 for the approval of applications for the use of Guildhall, we now inform the Court of the following applications which have been agreed to:-

Name	Date	Function
Promarket Group	Monday, 27 th February 2012	Dinner
Lord Mayor's Appeal 2012	Tuesday, 28 th February 2012	Indoor Rowing Championship
St David's Day in London	Thursday, 1 st March 2012	Dinner
Women for Women International	Thursday, 3 rd May 2012	Dinner
PKF	Wednesday, 16 th May 2012	Reception
Foreign and Commonwealth Office	Friday, 18 th May 2012	Reception
ifs School of Finance	Friday, 25 th May 2012	Graduation
The Worshipful Company of Carmen	Wednesday, 11 th July 2012	Cart Marking & Lunch
City University London	Monday, 16 th July 2012	Graduation
	Tuesday, 17 th July 2012	Ceremonies
	Wednesday, 18 th July 2012	
	Thursday, 19 th July 2012	
	Friday, 20 th July 2012	

Received.

(D) Cheapside Initiative – Appointment of Company Director

The City Corporation has been supporting the Cheapside Initiative, a partnership which aims to promote and market the area, since 2007. The partnership has now agreed to form a not for profit company limited by guarantee, which will enable the partnership to leverage funds from other public sources in order to enhance the area. Mark Boleat currently sits on the Board and, as a Member of one of the relevant wards as well as a Member of the Policy & Resources Committee, we consider that it would be appropriate that he continue to participate as a Company Director when the transition to the new format takes place.

We therefore **recommend** that Mark Boleat be appointed as a Company Director of the company limited by guarantee.

Day M. J.,
B.A., M.Sc.,
LL.M.
Ginsburg,
S., Deputy

Amendment – 'That the report be referred back to the Policy and Resources Committee for further consideration of the manner in which the Company Director of the Cheapside Initiative should be appointed?'

Upon the Question being put, the Lord Mayor declared the amendment to be carried.

Resolved – That the report be referred back to the Policy and Resources Committee for further consideration of the manner in which the Company

Director of the Cheapside Initiative should be appointed.

(E) London Councils Grants Scheme – City Corporation Subscription and Overall Budget

The London Councils Grants Scheme enables the City of London Corporation and the London boroughs to share the cost of making grants to voluntary organisations which operate in more than one local authority area.

The Scheme, which is administered by London Councils, operates under section 48 of the Local Government Act 1985 which requires that at least two thirds of the constituent councils must approve the total expenditure to be incurred under the Scheme (i.e. the budget) each year. London Councils are recommending a total expenditure of £12,500,000 for 2012/13, comprising £11,845,000 in grants expenditure and £655,000 in administration and other expenditures.

A breakdown of the total expenditure is provided below:-

- Local authority subscriptions – £11,500,000. These subscriptions are calculated on the basis of total resident population as a proportion of the resident population of the whole of Greater London. The City of London's subscription for 2012/13 is £17,194, a decrease of £3,552 over 2011/12; and
- a European Social Fund grant of £1,000,000.

In considering our contribution we have had regard to the impact that the reduction in a London-wide budget will have on delivering services locally and on vulnerable and protected groups, bearing in mind our duties to promote equality. We have not identified any impact on the City Communities as a result of these reductions.

By 1 February, London Councils will confirm whether at least two thirds of the constituent councils have approved the total expenditure and their individual contributions. The Common Council is the designated levying body responsible for issuing the levies to all the constituent councils of the Scheme between 1 and 15 February of each year. We intend to seek a decision from the Court of Common Council during this period using urgency procedures.

We therefore **recommend** that approval be given to the total expenditure for the London Boroughs Grants Scheme of £12,500,000 for 2012/13 and to a contribution by the City of London Corporation of £17,194 towards that amount.

Read and agreed to.

(F) Appointment of Comptroller and City Solicitor

In accordance with Standing Order No. 61(1), the Appointment Panel established by your Policy and Resources Committee submit a candidate for appointment as the Comptroller and City Solicitor.

Our report has been separately printed and circulated only to Members as its contents include personal information relating to the candidate, which is

considered to be exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Local Government Act, 1972.

Regan,
R.D.,
Deputy
Chadwick,
R.A.H

Resolved - That the public be excluded from the meeting for five Items of business concerning the appointment of a Comptroller and City Solicitor, the waterproofing of the Barbican Podium; the purchase of a replacement flying system for the Barbican Theatre; the refurbishment of no. 1 Alie Street, E1; and concerning development proposals in the Smithfield area on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 1 and 3 of Part 1 of Schedule 12A of the Local Government Act, 1972.

Summary of exempt items considered whilst the public were excluded

Following discussion, and in response to Members' suggestions, it was agreed that the appointment process for the appointment of Chief Officers be reviewed and that a report be submitted to the Court thereon, at a later date.

The candidate for the Comptroller and City Solicitor, having been called in, addressed the Court on a given subject, answered questions on other issues and then withdrew.

The Court proceeded to ballot on the appointment.

The Lord Mayor appointed Deputy Richard Regan and Roger Chadwick to be scrutineers of the ballot.

Whilst the counting of votes took place, the Court considered the other items of non-public business, under Item 16.

The Court:-

- A) received action taken under urgency procedures approving recommendations of the Barbican Residential Committee concerning the waterproofing of the Barbican Podium;
- B) agreed recommendations of the Barbican Centre Board on the purchase of a replacement flying system for the Theatre;
- C) received action taken under urgency procedures approving recommendations of the Property Investment Board on the refurbishment of no. 1 Alie Street, E1; and
- D) received action taken under urgency procedures approving recommendations of the Property Investment Board concerning development proposals in the Smithfield area.

The ballot for the Comptroller and City Solicitor having been taken up and cast, the Lord Mayor declared Michael Cogher to have been elected.

Whereupon the Court resolved that strangers be re-admitted.

The Town Clerk reported that the Court of Common Council had, in accordance with Standing Order No. 61(1), elected Michael Cogher to be Comptroller and City Solicitor. Michael Cogher was called back in, onto the Dais.

Whereupon The Right Honourable The Lord Mayor declared Michael Cogher to be duly appointed to the Office of Comptroller and City Solicitor on the usual terms and conditions relating to the appointment of Chief Officers and subject

to such other regulations as this Court had adopted or may hereafter adopt in respect of the said appointment, and to all other orders and regulations of this Court with reference to its Officers.

Michael Cogher accepted the appointment on the above terms and conditions, thanked the Court and withdrew.

**AUDIT & RISK MANAGEMENT COMMITTEE
(Jeremy Paul Mayhew, M.A., M.B.A.)**

15 December 2011

Audit and Risk Management Committee: Appointment of an Independent Member

The Court is asked to approve the recommendation of your Audit & Risk Management Committee that Hilary Daniels, BSc, CPFA be appointed to the vacancy for a third Independent Member of the Audit and Risk Management Committee for a term expiring on 31 March 2016.

Hilary Daniels is a qualified accountant, with a particular interest in the regulation of the profession to ensure high technical and ethical standards in the public interest. Hilary has over 20 year's extensive experience in working at Board level, in both Executive and Non-Executive roles.

The recommendation is made according to the process for appointing Independent Members to the Committee, as agreed by the Court in September 2011. In line with that process, a Member Panel was established which comprised the Chairman and Deputy Chairman of this Audit & Risk Management Committee and the two current Independent Members. The Panel met three of the eleven applicants and were unanimous in their view that Hilary Daniels was the first choice of candidate for the role. We are also delighted to **recommend** the appointment of Hilary Daniels as an Independent Member of the Audit & Risk Management Committee.

Read and agreed to.

City's Cash Committees - Reports

**THE CITY BRIDGE TRUST COMMITTEE
(William Harry Dove, M.B.E., J.P., Deputy)**

20 October 2011

Diamond Jubilee

The City of London Corporation marked the advent of Her Majesty The Queen's Golden Jubilee with a special grants programme focussed on providing positive benefits to local communities. In honour of the upcoming Diamond Jubilee, proposals for a similar special grants programme have been developed, upon which we submit a short printed and circulated report, which we **recommend** for your approval.

Read and agreed to.

DUFFIELD

The meeting commenced at 1 p.m. and ended at 2.55 p.m.

