

LOCAL POLICE & FIRE SCRUTINY SUB-COMMITTEE – 12 APRIL 2018

Local Police & Fire Scrutiny Sub-Committee

Thursday 12 April 2018 at 2.30pm

Present: Provost Brennan, Councillors Clocherty, Crowther (for Curley), MacLeod, McCabe, McVey, Murphy, Quinn and Robertson.

Chair: Councillor Clocherty presided.

In attendance: Head of Environmental & Public Protection, Services Manager (Community Learning & Development, Community Safety & Resilience and Sport) and Ms S Lang (for Head of Legal & Property Services).

In attendance also: Superintendent R Kennedy (Police Scotland), Area Manager G Binning and Group Manager M Gallacher, Scottish Fire and Rescue Service.

Prior to commencement of business the Convener referred with sadness to the death on Tuesday 10 April of Wilma Bain, the Council's Corporate Director Education, Communities & Organisational Development. He indicated that the Provost would pay tribute to Mrs Bain at the start of the Council meeting at 4pm that day.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Sub-Committee.

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| 234 | Apologies, Substitutions and Declarations of Interest | 234 |
| | Apologies for absence were intimated on behalf of Councillors Curley, with Councillor Crowther substituting, C McEleny and Wilson. | |
| 235 | Your Service, Your Voice – A Consultation on the Safe and Planned Future of the Scottish Fire and Rescue Service | 235 |
| | There was submitted a report by the Corporate Director Education, Communities & Organisational Development seeking approval of a response to the Scottish Fire & Rescue Service national consultation "Your Service, Your Voice" on the safe and planned future of the Scottish Fire and Rescue Service. | |
| | Decided: that the Sub-Committee approve the response to the consultation set out in Appendix 2 to the report. | |
| 236 | Scottish Fire and Rescue Service Performance Report | 236 |
| | There was submitted a report on the performance and activities of the Scottish Fire & Rescue Service during the reporting period 1 January to 28 February 2018. | |
| | During the course of discussion on this item, reference was made to the scope of the information contained in the performance report. In this regard, Area Manager Binning indicated that he would give consideration to what activities are reported on in future performance reports. | |
| | Decided: that the information contained in the report and appendices be noted. | |

237 Police Scotland Performance Report**237**

There was submitted a report on the performance and activities of Police Scotland during the reporting period April 2017 to January 2018.

(Provost Brennan left the meeting during consideration of this item of business).

During the course of discussion on this item, reference was made to the inclusion within the overall statistics of assaults committed in prison and within the Inverclyde custody suite and Superintendent Kennedy undertook to report separately on prison and custody suite assaults in future performance reports. He also indicated that he would consult with the Convener regarding the possible inclusion of information on the work of the community policing teams.

Decided: that the information contained in the report and appendices be noted.

THE INVERCLYDE COUNCIL – 12 APRIL 2018

The Inverclyde Council

Thursday 12 April 2018 at 4pm

Present: Provost Brennan, Councillors Ahlfeld, Brooks, Clocherty, Crowther, Dorrian, Jackson, MacLeod, McCabe, McCormick, J McEleny, McKenzie, McVey, Moran, Murphy, Quinn, Rebecchi and Robertson.

Chair: Provost Brennan presided.

In attendance: Chief Executive, Corporate Director Environment, Regeneration & Resources, Head of Legal & Property Services, Ms S Lang (Legal & Property Services), Chief Financial Officer, Ms S McAlees (for Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership), Head of Environmental & Public Protection, Head of Inclusive Education, Culture & Communities, Head of Education, Head of Organisational Development, Human Resources & Communications and Corporate Communications Manager.

238 Mrs Wilma Bain 238

Prior to commencement of the Council business Provost Brennan referred to the death on Tuesday 10 April of Wilma Bain, the Council's Corporate Director Education, Communities & Organisational Development after a long illness bravely fought.

The Provost paid tribute to Mrs Bain's professionalism and expertise in her various roles with Inverclyde Council and to her positive attitude throughout her illness and, on behalf of all Members and Officers, he extended his sincere condolences to Mrs Bain's husband and daughter.

The Council thereafter observed a minute's silence.

239 Apologies and Declarations of Interest 239

Apologies for absence were intimated on behalf of Councillors Curley, C McEleny and Wilson.

No declarations of interest were intimated.

**Minutes of Meetings of
The Inverclyde Council, Committees, Sub-Committees and Boards**

240 Local Police & Fire Scrutiny Sub-Committee – 22 February 2018 240

Approved on the motion of Councillor Clocherty.

241 Inverclyde Council – 22 February 2018 241

Approved on the motion of Provost Brennan.

242 Audit Committee – 27 February 2018 242

Approved on the motion of Councillor Rebecchi.

THE INVERCLYDE COUNCIL – 12 APRIL 2018

243	Environment & Regeneration Committee – 8 March 2018	243
	Approved on the motion of Councillor McCormick.	
244	Education & Communities Committee – 13 March 2018	244
	Approved on the motion of Councillor Clocherty.	
245	Health & Social Care Committee – 14 March 2018	245
	Approved on the motion of Councillor Moran.	
246	Inverclyde Council (Special) – 15 March 2018	246
	Approved on the motion of Provost Brennan.	
247	Policy & Resources Committee – 27 March 2018	247
	Approved on the motion of Councillor McCabe.	
248	Environment & Regeneration Committee (Special) – 28 March 2018	248
	Approved on the motion of Councillor McCormick.	
249	Planning Board – 4 April 2018	249
	Approved on the motion of Councillor Dorrian.	
250	Local Review Body – 4 April 2018	250
	Approved on the motion of Councillor Dorrian.	
251	General Purposes Board – 11 April 2018	251
	Approved on the motion of Councillor Dorrian.	
252	Women 50:50 Campaign – Taking Action on Women’s Under-Representation	252

There was submitted a report by the Head of Legal & Property Services requesting that the Council consider whether it would wish to support the Women 50:50 Campaign, the aim of which is to tackle women’s under-representation in Scotland’s Councils through (1) agreeing a motion of support and (2) using the “What Women Want” resource. The report advised that consideration of the matter had been continued from the meeting on 22 February 2018 to allow its referral to the Women’s Forum and to give the campaign representatives an opportunity to address an All Members’ Briefing Meeting.

Following discussion, Councillor McCabe seconded by Councillor Clocherty moved:

(1) that the motion submitted by the Women 50:50 Campaign be supported in the following terms:

“The council notes that women are under-represented across councils in Scotland and

THE INVERCLYDE COUNCIL – 12 APRIL 2018

make up only 29% of councillors. Council further notes that whilst voluntary mechanisms such as all women shortlists, networks and mentoring have made some progress, women are still not represented equally.

Council notes that despite these measures 29% is the highest proportion of women in council in Scotland's history.

The council congratulates the Women 50:50 campaign which has been working across all political parties and has gained support from the SNP, Scottish Labour, Scottish Liberal Democrats and Scottish Green Party leaders and co-conveners.

The council supports Women 50:50's aim for fair representation of women in Scotland through legislated candidate quotas and backs the campaign's call for fair representation of women across Scotland's public life.

The council recognises that women are not a homogenous group, and that in any of our outreach work to encourage and champion women we should ensure that we engage a diverse group of women from different races, cultures, religions, disabilities, socio-economic statuses and sexualities"; and

(2) that the campaign be supported by use of the "What Women Want" resource.

As an amendment, Councillor Brooks moved that no action be taken. There being no seconder for Councillor Brooks's amendment, this then fell.

Decided:

(1) that the motion submitted by the Women 50:50 Campaign be supported in the following terms:

"The council notes that women are under-represented across councils in Scotland and make up only 29% of councillors. Council further notes that whilst voluntary mechanisms such as all women shortlists, networks and mentoring have made some progress, women are still not represented equally.

Council notes that despite these measures 29% is the highest proportion of women in council in Scotland's history.

The council congratulates the Women 50:50 campaign which has been working across all political parties and has gained support from the SNP, Scottish Labour, Scottish Liberal Democrats and Scottish Green Party leaders and co-conveners.

The council supports Women 50:50's aim for fair representation of women in Scotland through legislated candidate quotas and backs the campaign's call for fair representation of women across Scotland's public life.

The council recognises that women are not a homogenous group, and that in any of our outreach work to encourage and champion women we should ensure that we engage a diverse group of women from different races, cultures, religions, disabilities, socio-economic statuses and sexualities"; and

(2) that the campaign be supported by use of the "What Women Want" resource.

Councillor Brooks asked that his dissent at this decision be recorded.

253

Proposed Traffic Regulation Order – The Inverclyde Council, Disabled Persons' Parking Places (On-Street) Order No. 1 2018 – Remit from Environment & Regeneration Committee

253

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 8 March 2018 requesting approval of the proposed Traffic Regulation Order – The Inverclyde Council, Disabled Persons' Parking Places (On-Street) Order No. 1 2018.

Decided: that the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council, Disabled Persons' Parking Places (On-Street) Order No. 1 2018 and that the Head of Environmental & Commercial Services and the Head

THE INVERCLYDE COUNCIL – 12 APRIL 2018

of Legal & Property Services be authorised to take all necessary action in connection therewith.

254 Treasury Management Strategy Statement and Annual Investment Strategy – 2018/19 – 2021/22: Remit from Policy & Resources Committee 254

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Policy & Resources Committee of 27 March 2018 relative to the Treasury Management Strategy Statement and Annual Investment Strategy 2018/19 – 2021/22.

Decided: that approval be given to:

- (a) The Treasury Management Strategy and Annual Investment Strategy;
- (b) Authorised Limits for 2018/22;
- (c) The Treasury Management Policy Statement set out in paragraph 5.2 of the report to the Policy & Resources Committee;
- (d) The policy on repayment of Loans Fund advances set out in paragraph 8.2 of the report to the Policy & Resources Committee;
- (e) Treasury Policy Limits;
- (f) Prudential Indicators and Treasury Management Indicators; and
- (g) The List of Permitted Investments (including those for the Common Good Fund).

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting for consideration of the following item on the grounds that consideration of the item involved the likely disclosure of exempt information as defined in the respective paragraphs of the relevant Minutes.

Appendices to Minutes

255 Environment & Regeneration Committee – 8 March 2018 255

Approved on the motion of Councillor McCormick.

256 Education & Communities Committee – 13 March 2018 256

Approved on the motion of Councillor Clocherty.

257 Policy & Resources Committee - 27 March 2018 257

Approved on the motion of Councillor McCabe.

258 Environment & Regeneration Committee (Special) – 28 March 2018 258

Approved on the motion of Councillor McCormick.

259 General Purposes Board – 11 April 2018 259

Approved on the motion of Councillor Dorrian.

AUDIT COMMITTEE – 24 APRIL 2018

Audit Committee

Tuesday 24 April 2018 at 3pm

Present: Provost Brennan, Councillors Brooks, Curley, McCabe, McCormick, J McEleny, McVey, Murphy, Nelson and Rebecchi.

Chair: Councillor Rebecchi presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Acting Head of Environmental & Commercial Services, Chief Internal Auditor, Mr J Hamilton (for Head of Legal & Property Services), Ms D Sweeney (Legal & Property Services) and Mr M Thomson (for Chief Financial Officer).

In Attendance Also: Mr T Yule, Audit Scotland.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Committee.

260 Apologies, Substitutions and Declarations of Interest 260

An apology for absence was intimated on behalf of Councillor Quinn.

No declarations of interest were intimated.

261 Internal Audit Progress Report – 5 February to 27 March 2018 261

There was submitted a report by the Corporate Director Environment, Regeneration & Resources appending the monitoring report in respect of Internal Audit activity for the period 5 February to 27 March 2018.

Decided: that the monitoring report in respect of Internal Audit activity for the period 5 February to 27 March 2018 be noted.

262 External Audit Action Plans - Current Actions 262

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the status of current actions from External Audit Action Plans as at 31 March 2018.

Decided: that the Committee note the progress to date in relation to the implementation of external audit actions.

263 Internal Audit Annual Strategy and Plan 2018 to 2019 263

There was submitted a report by the Corporate Director Environment, Regeneration & Resources presenting for approval the Internal Audit Annual Strategy and Plan 2018 to 2019.

Decided: that the internal Audit Annual Strategy and Plan for 2018 to 2019 be approved.

AUDIT COMMITTEE – 24 APRIL 2018

264 Accounts Commission Report – 2016/17 Audit of Dundee City Council – Reporting a Significant Fraud 264

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) informing the Committee of the issues raised by the Accounts Commission report “2016/17 Audit of Dundee City Council – Reporting a Significant Fraud” and (2) suggesting how best the Council may use the findings of the report to assess its own existing practices and identify where improvements could be made.

Decided:

That it be agreed that the Council undertake limited scope financial reviews of the BACS payment process and FMS Logical Access Controls as part of the Internal Audit Annual Plan for 2018 – 2019 and to report the findings to the Audit Committee as part of the regular reporting process.

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following item on the grounds that the business involved the likely disclosure of exempt information as defined in paragraph 1 of Part I of Schedule 7(A) of the Act.

265 Internal Audit Progress Report - Appendix 265

There was submitted an appendix to the Internal Audit Progress Report providing details of a special investigation undertaken since the last meeting of the Committee.

Decided: that the appendix be noted.

HEALTH & SOCIAL CARE COMMITTEE – 26 APRIL 2018

Health & Social Care Committee

Thursday 26 April 2018 at 3pm

Present: Councillors Brooks, Clocherty (for Dorrian), Jackson, Crowther (for MacLeod), McCabe, C McEleny, McKenzie, Moran, Quinn, Rebecchi and Robertson.

Chair: Councillor Moran presided.

In attendance: Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership, Head of Health & Community Care, Head of Mental Health, Addictions & Homelessness, Head of Strategy & Support Services, Head of Children's Services and Criminal Justice, Service Manager (Criminal Justice), Service Manager (Assessment & Care), Team Lead (Assessment & Care), Ms F McLaren (for Chief Financial Officer), Ms V Pollock (for Head of Legal & Property Services), Ms S Lang (Legal & Property Services) and Mr M Bingham (Corporate Communications).

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Committee.

266 Apologies, Substitutions and Declarations of Interest 266

Apologies for absence were intimated on behalf of Councillor Dorrian, with Councillor Clocherty substituting, and Councillor MacLeod, with Councillor Crowther substituting.

Councillors Brooks and McCabe declared a non-financial interest in Agenda Item 8 (Governance of HSCP Commissioned External Organisations).

267 Winter Plan 2017/18 Hospital Discharge Performance 267

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership advising the Committee of the HSCP's sustained performance in achieving the targets relating to hospital discharge and the effectiveness of the Winter Plan for 2017/18.

The Committee heard a presentation on hospital discharge performance by Alan Brown and Ava Hallac, HSCP Assessment & Care, which included information on Home 1st. Thereafter, both Mr Brown and Ms Hallac answered a number of questions in relation to the presentation.

Decided:

(1) that the Committee note the sustained performance against the hospital discharge targets and the effectiveness of the Winter Plan in addressing the pressures presented by winter conditions; and

(2) that it be noted that a report will be submitted to a future meeting of the Committee on the issues arising for the HSCP as a result of the severe weather conditions, particularly with regard to transport resilience.

268 Revenue and Capital Budget 2017/18 Position as at 28 February 2018 268

There was submitted a report by the Chief Financial Officer and the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership on the position of the Revenue and Capital Budgets for the current year as at Period 11 to 28 February 2018.

HEALTH & SOCIAL CARE COMMITTEE – 26 APRIL 2018

Decided:

- (1) that the Committee note the projected underspend of £702,000 in the current year Revenue Budget as at 28 February 2018 and that the majority of this underspend has been addressed as part of the 2018/19 budget;
- (2) that the Committee note that any underspends will be retained by the Integration Joint Board at year end;
- (3) that the Committee note the current projected Capital position; and
- (4) that the Committee note the current Earmarked Reserves position.

269 Planning and Delivering Care and Treatment Across the West of Scotland 269

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership on the progress made towards the development of a West of Scotland Regional Plan for Health and Social Care Services.

The Head of Strategy & Support Services advised the Committee (1) of inaccuracy within the report within section 4.3, 4.4 and clarified by the Regional Planning Team that the seven settings referred to had now been further refined and consolidated into three settings, home, community and hospital, and (2) of a factual inaccuracy in the statement at 4.3 which reads “The NHS GGC Clinical Services Strategy proposes three such sites, namely Queen Elizabeth University Hospital, the Glasgow Royal Infirmary and the Royal Alexandra Hospital”. It was agreed that the report be amended accordingly and that the revised version be circulated to the Committee.

Decided: that the Committee note the progress made towards the development of a West of Scotland Regional Plan for Health and Social Care Services.

Councillor C McEleny left the meeting at this juncture.

270 Big Lottery: Early Action Systems Change Fund 270

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership advising the Committee that the HSCP's submission to the Big Lottery Early Action Systems Change Fund in the area of Women and Criminal Justice had been successful, resulting in an award of £607,250 with an additional £75,000 test of change monies.

(Councillor C McEleny returned to the meeting during consideration of this item of business).

Decided:

- (1) that the Committee note the report and approve the strategic direction presented within the Early Action Systems Change submission; and
- (2) that a further report be submitted to the Committee in due course on progress being made with the project.

271 Wellpark Building Works 271

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership seeking approval for proposed building works in relation to staff accommodation within the Wellpark Building.

Decided: that approval be given to the works which require to be carried out in the Wellpark Building to accommodate additional staff and associated clinical activity.

272 Inverclyde Dementia Strategy Update**272**

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership advising the Committee of progress made with implementation of the Inverclyde Dementia Strategy.

Decided: that the Committee note the progress with the Inverclyde Dementia Strategy as set out in the report.

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following item on the grounds that the business involved the likely disclosure of exempt information as defined in paragraphs 6 and 9 of Part I of Schedule 7(A) of the Act.

273 Governance of HSCP Commissioned External Organisations**273**

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership providing an update on matters relating to the HSCP governance process for externally commissioned Social Care Services.

Councillors Brooks and McCabe declared a non-financial interest in this item as members of the Board of River Clyde Homes. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

Decided:

(1) that the Committee note the governance report set out in Appendix 1 covering the period 27 January to 19 March 2018; and

(2) that Members acknowledge that officers regard the control mechanisms in place through their governance meetings as sufficiently robust to ensure ongoing quality and safety and the fostering of a commissioning culture of continuous improvement.

LOCAL REVIEW BODY – 2 MAY 2018

Local Review BodyWednesday 2 May 2018 at 4pm

Present: Councillors Clocherty, Crowther, Dorrian, McKenzie, Nelson and Rebecchi.

Chair: Councillor Nelson presided.

In attendance: Mr A Hamilton (Planning Adviser), Mr J Kerr (Legal Adviser) and Ms R McGhee (Legal & Property Services).

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Local Review Body.

274 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 274

An apology for absence was intimated on behalf of Councillor Wilson.

No declarations of interest were intimated.

275 PLANNING APPLICATION FOR REVIEW 275

**Proposed Extension to Restaurant and Bar Bistro:
Exchange, 1-3 Tobago Street, Greenock (17/0349/IC)**

There were submitted papers relative to the application for review for the refusal of planning permission for the proposed extension to the restaurant and bar bistro at Exchange, 1-3 Tobago Street, Greenock (17/0349/IC) to enable the Local Review Body to consider the matter afresh.

Prior to consideration of this item of business, Councillor Rebecchi asked that it be noted that he has no connection with the applicant's agent.

Mr Kerr referred to new matters raised on behalf of the applicant within the appeal document in relation to servicing and raising additional points. He asked the Local Review Body whether it wished to have regard to the new matters in determining the application for review of the refusal of planning permission in terms of Section 43(B) of the Town & Country Planning (Scotland) Act 1997. It was agreed that the Local Review Body consider the new matters and copies of the full appeal document were circulated.

Decided:

(1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and

(2) that the application for review be upheld and that planning permission be granted subject to the following conditions:-

1. that samples of all facing materials shall be submitted to and approved in writing by the Planning Authority. The approved materials shall thereafter be used unless a variation is approved in writing by the Planning Authority, in the interests of visual amenity; and

2. that prior to the commencement of construction, details of bin stores and refuse arrangements shall be submitted to and approved in writing by the Planning Authority. The approved arrangements shall be put in place prior to the extension hereby permitted being brought into use, to ensure the extension hereby permitted does not adversely impact on cleansing arrangements.

ENVIRONMENT & REGENERATION COMMITTEE – 3 MAY 2018

Environment & Regeneration Committee

Thursday 3 May 2018 at 3pm

Present: Councillors Ahlfeld, Brooks, Clocherty, Crowther, Curley, Jackson, McCabe, McCormick, J McEleny and McKenzie.

Chair: Councillor McCormick presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Head of Legal & Property Services, Mr A McClintock and Ms R McGhee (Legal & Property Services), Ms M McCabe (for Chief Financial Officer), Head of Regeneration & Planning, Acting Head of Environmental & Commercial Services, Head of Environmental & Public Protection, Mr K Lang and Mr S Walker (Environmental & Commercial Services) and Mr A McDonald (ICT).

In attendance also: Ms F Maguire, Chief Executive, Riverside Inverclyde

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Committee.

276 Apologies, Substitutions and Declarations of Interest 276

No apologies for absence were intimated.

Declarations of interest were intimated as follows:

Agenda Item 5 (Riverside Inverclyde) – Councillors Clocherty and McKenzie.

Agenda Item 10 (Bus Access Improvements – Chapleton Bridge, Port Glasgow Delegated Authority for Contract Award) – Councillor McCabe.

Agenda Item 16 (Update Report on Cumberland Walk and Angus Road, Greenock) – Councillors Brooks, Curley and McCabe.

277 Environment & Regeneration Revenue Budget 2017/18 – Period 11 (28 February 2018) 277

There was submitted a report by the Chief Financial Officer and the Corporate Director Environment, Regeneration & Resources on the position of the Revenue Budget as at Period 11 to 28 February 2018.

Decided:

- (1) that the Committee note the current projected underspend of £219,000 for 2017/18 as at 28 February 2018; and
- (2) that approval be given to the virement detailed in Section 7 and Appendix 5 of the report.

ENVIRONMENT & REGENERATION COMMITTEE – 3 MAY 2018

278 Environment & Regeneration Capital Programme 2017/18 to 2019/20 – Progress – Period 11 (28 February 2018) 278

There was submitted a report by the Chief Financial Officer and the Corporate Director Environment, Regeneration & Resources (1) providing an update on the status of the projects within the Environment & Regeneration Capital Programme and (2) highlighting the overall financial position.

Decided:

- (1) that the Committee note the current position of the Capital Programme 2017/18 and the progress of the specific projects detailed in Appendices 1 and 2 of the report;
- (2) that the Committee approve the issue of tenders for the King George VI Refurbishment project and grant delegated authority to the Head of Legal & Property Services to accept the most economically advantageous tender provided the cost is within the budget allocation for the project; and
- (3) that the Committee note that this report does not reflect the budget decisions approved on 15 March 2018 and these will be included in the next Committee cycle.

279 Environment, Regeneration & Resources CDIP Performance Report 279

There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on progress made towards the achievement of key objectives as set out in the Environment, Regeneration & Resources Corporate Directorate Improvement Plan (CDIP) 2016/19.

Decided:

- (1) that the Committee note that the report reflects the progress made by the Environment, Regeneration & Resources Directorate in delivering its key improvement actions and performance targets as detailed in the Environment, Regeneration & Resources CDIP; and
- (2) that a final version of the document be presented for approval to the meeting of Inverclyde Council on 7 June 2018 and that the year three refresh of the Corporate Directorate Improvement Plans 2018/21 and 2016/19 be postponed until after the summer 2018 recess.

280 Riverside Inverclyde 280

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking authority to engage consultants to consider the future of Riverside Inverclyde beyond March 2019.

Councillors McKenzie and Clocherty declared a non-financial interest in this item as Board Members of Riverside Inverclyde. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

Decided: that the Committee agree to the appointment of consultants through an appropriate procurement exercise to present options for consideration on the future of Riverside Inverclyde after the summer recess.

ENVIRONMENT & REGENERATION COMMITTEE – 3 MAY 2018

- 281 Flood Risk Management – Update Report No. 12 281**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on the progress of the Council's Flood Risk Management Programme.
- Decided:** that the Committee note the current progress on the Central Greenock Flood Prevention Schemes and on the Flood Prevention Scheme outwith central Greenock.
- 282 Simple Funeral Services 282**
- There was submitted a report by the Acting Head of Environmental & Commercial Services requesting approval to offer an additional facility at Greenock Crematorium, namely a new service referred to as a simple funeral.
- Decided:**
- (1) that the Committee approve the proposal to provide simple funerals at Greenock Crematorium;
 - (2) that the Committee approve that a fee of £375 be charged for this service, which includes the Environmental surcharge levy; and
 - (3) that it be remitted to the Head of Environmental and Public Protection to submit a report on Public Health Funerals to the September 2018 meeting of the Committee.
- 283 Cemetery Development Update 283**
- There was submitted a report by the Acting Head of Environmental & Commercial Services updating the Committee on progress as regards cemetery development in Inverclyde.
- Decided:** that the Committee approve investigation into the expansion of Knocknairshill and Port Glasgow Cemeteries in the manner set out in the report.
- 284 Environmental & Commercial Services (Roads) - SPT Grant Funded Projects (2018/19) 284**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources advising the Committee of the Strathclyde Partnership for Transport (SPT) approved grant funded projects for 2018/19.
- Decided:** that the Committee note the SPT approved capital grant to Inverclyde Council and associated projects detailed in paragraph 5.1 of the report for 2018/19.
- 285 Bus Access Improvements – Chapleton Bridge, Port Glasgow Delegated Authority for Contract Award 285**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to grant delegated authority to the Head of Legal & Property Services to accept a tender for Bus Access Improvements – Chapleton Bridge, Port Glasgow.

ENVIRONMENT & REGENERATION COMMITTEE – 3 MAY 2018

Councillor McCabe disclosed that he knows residents within this area on a personal basis but having assessed the nature of his interest and with regard to the Code of Conduct's objective test he has formed the view this non-financial interest did not preclude his continued presence in the Chamber or his participation in the decision making process for this item of business.

Decided: that the Committee approve the issue of tenders for Bus Access Improvements – Chapelton Bridge, Port Glasgow and grant delegated authority to the Head of Legal & Property Services to accept the most economically advantageous tender provided the cost is within the budget allocation for the project.

286 Proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 5) Order 2018 286

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of a Traffic Regulation Order - The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 5) Order 2018.

Decided: that the Inverclyde Council be recommended to make the proposed Traffic Regulation Order - The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 5) Order 2018 and that it be remitted to the Acting Head of Environmental & Commercial Services and the Head of Legal & Property Services to arrange for implementation of the Order.

287 Proposed Traffic Regulation Order – Disabled Persons' Parking Places (On-Street) Order No. 4 2017 287

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of a Traffic Regulation Order to accompany the provision of parking bays for the disabled.

Decided: that the Inverclyde Council be recommended to make the Traffic Regulation Order - Disabled Persons' Parking Places (On-Street) Order No. 4 2017 and that it be remitted to the Acting Head of Environmental & Commercial Services and the Head of Legal & Property Services to arrange for implementation of the Order.

288 McLean's Yard, Cove Road, Gourock 288

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the outcome of a two stage community consultation in respect of the former McLean's Yard, Cove Road, Gourock and making a number of recommendations in this regard.

Decided:

- (1) that the Committee note the three proposed community uses that have come forward as a result of the community consultation as referred to in the report;
- (2) that the three proposed community uses be remitted to the Gourock Regeneration Forum for further discussion with representatives from each of the community groups; and
- (3) that thereafter, a report be submitted to the Committee with any recommendations for consideration and its decision.

ENVIRONMENT & REGENERATION COMMITTEE – 3 MAY 2018

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following items on the grounds that the business involved the likely disclosure of exempt information as defined in the respective paragraphs of Part I of Schedule 7(A) of the Act as are set opposite each item.

Item	Paragraphs
Bow Road, Greenock – Disposal	2,6 & 9
Church Street, Port Glasgow – Lease Renewal	2,6 & 9
Update Report on Cumberland Walk and Angus Road, Greenock	2,6 & 9
Baker Street Road Realignment – Licence	2,6 & 9
Greenock Town Centre Wi-Fi Project	6 & 8

289 Bow Road, Greenock – Disposal 289

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to conclude the disposal of premises at Bow Road, Greenock.

Following consideration the Committee agreed to the action recommended, all as detailed in the appendix.

290 Church Street, Port Glasgow – Lease Renewal 290

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to renew the lease of premises at Church Street, Port Glasgow.

Following consideration the Committee agreed to the action recommended, all as detailed in the appendix.

291 Update Report on Cumberland Walk and Angus Road, Greenock 291

There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on the position regarding Cumberland Walk and Angus Road, Greenock.

Councillors McCabe, Curley and Brooks declared a non-financial interest in this matter as a Board Members of River Clyde Homes. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

Following consideration the Committee agreed the action recommended, all as detailed in the appendix.

292 Baker Street Road Realignment – Licence 292

There was submitted a report by the Corporate Director Environment, Regeneration & Resources advising the Committee of the use of the powers delegated to the Chief Executive in relation to the completion of a Licence for Works required for the Baker Street Road Realignment project.

Following consideration the Committee noted the position, all as detailed in the appendix.

293 Greenock Town Centre Wi-Fi Project**293**

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval for the direct award of a contract for a town centre wi-fi project for Greenock.

Following consideration the Committee agreed to the action recommended, all as detailed in the appendix.

EDUCATION AND COMMUNITIES COMMITTEE – 8 MAY 2018

Education and Communities Committee

Tuesday 8 May 2018 at 2pm

Present: Provost Brennan, Councillors Clocherty, Curley, Crowther (for MacLeod), McCabe, C McEleny, McVey, Murphy, Quinn, Robertson and Brooks (for Wilson), Rev. F Donaldson and Mrs F Gilpin, Church Representatives, Ms A McMillan, Parent Representative and Ms P McEwan, Teacher Representative.

Chair: Councillor Clocherty presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Head of Environmental & Public Protection, Head of Inclusive Education, Culture & Communities, Community Safety and Wellbeing Manager, Ms G Murphy (for Head of Legal & Property Services), Ms S Lang (Legal & Property Services), Mr I Cameron (for Chief Financial Officer), Education & Exchequer Finance Manager, Head of Education, Property Services Manager, and Early Years Manager.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Committee.

294 Apologies, Substitutions and Declarations of Interest 294

Apologies for absence were intimated on behalf of Councillor MacLeod, with Councillor Crowther substituting, Councillor Wilson, with Councillor Brooks substituting, and Rev. D Burt.

Declarations of interest were intimated as follows:

Agenda Item 5 (The Scottish Government's New Private Residential Tenancy) – Councillors Curley and McVey.

Agenda Item 14 (Update on the Greenock Arts Guild Limited – Litigation Matter) – Councillors Brooks, McCabe and Robertson.

Agenda Item 24 (Clune Park Regeneration Plan Progress Report: Update on Current Actions) – Councillors Brooks, Curley, McCabe and C McEleny.

Agenda Item 25 (Inverclyde Leisure Spend to Save Proposals) – Councillors Brooks and Clocherty.

Agenda Item 26 (School Transport Contracts (Mainstream) – Result of Tenders for Contracts 2018/19, 2019/20, 2020/21 and 2021/22) – Councillor McVey.

295 Communities 2017/18 Revenue Budget– Period 11 to 28 February 2018 295

There was submitted a report by the Chief Financial Officer and the Corporate Director Education, Communities & Organisational Development on the 2017/18 Communities Revenue Budget position as at Period 11 to 28 February 2018.

Decided: that the Committee note the current projected underspend of £193,000 in the

EDUCATION AND COMMUNITIES COMMITTEE – 8 MAY 2018

2017/18 Communities Revenue Budget as at 28 February 2018.

296 Communities Capital Programme 2017 – 2020 Progress 296

There was submitted a report by the Head of Environmental & Public Protection and the Chief Financial Officer (1) on the status of the projects forming the Communities Capital Programme and (2) highlighting the overall financial position.

Decided:

- (1) that the Committee note the progress of the specific projects detailed in Appendix 1 of the report; and
- (2) that a report be submitted to the Environment & Regeneration Committee on (a) the Housing Scheme of Assistance, incorporating a number of case studies, and (b) the position in respect of Care and Repair.

297 Delegated Powers: Authorisation of Officers 297

There was submitted a report by the Head of Environmental & Public Protection updating the delegated powers of officers following the first phase of the management restructure and pending a full review of delegated powers.

Decided:

- (1) that the Head of Environmental & Public Protection be granted delegated powers to authorise officers under the Acts contained in Appendix 1 and Regulations made thereunder;
- (2) that the Head of Environmental & Public Protection be granted delegated powers to grant authorisations for directed (covert) surveillance permitted under Sections b 6 and 7 of the Regulation of Investigatory Powers (Scotland) Act 2000; and
- (3) that the Corporate Director Environment, Regeneration & Resources be granted delegated powers to make, serve and revoke Closing Orders under the Housing (Scotland) Act 1987 in respect of Below Tolerable Standard property.

298 The Scottish Government's New Private Residential Tenancy 298

There was submitted a report by the Head of Environmental & Public Protection advising the Committee of the introduction of the Scottish Government's new Private Residential Tenancy.

Councillors Curley and McVey declared a non-financial interest in this item as private landlords. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

Decided:

- (1) that the Committee note the introduction of the Scottish Government's new Private Residential Tenancy and the implications this may have on the private rented sector in Inverclyde; and
- (2) that a report be submitted to the Environment & Regeneration Committee in due course on the operation of the New Private Residential Tenancy.

299 Extension of Opening of Gourock Outdoor Pool 299

There was submitted a report by the Head of Environmental & Public Protection providing information in respect of the extension of the opening of Gourock Outdoor Pool in September 2017.

EDUCATION AND COMMUNITIES COMMITTEE – 8 MAY 2018

Decided:

- (1) that the Committee note the costs of opening Gourrock Pool and the attendance levels in September 2017; and
- (2) that a report be submitted to the Committee in advance of the budget setting process providing comparative figures for September 2017 and September 2018.

300 Vehicle Emissions Enforcement**300**

There was submitted a report by the Head of Environmental & Public Protection seeking approval to implement processes to allow for the adoption of the Road Traffic (Vehicle Emissions) (Fixed Penalty) (Scotland) Regulations 2003.

Decided: that approval be given to an application being made to the Scottish Ministers to make Inverclyde Council a designated local authority under the Road Traffic (Vehicle Emissions) (Fixed Penalty) (Scotland) Regulations 2003.

301 White Ribbon Campaign – Addressing Violence Against Women**301**

There was submitted a report by the Head of Environmental & Public Protection and the Head of Inclusive Education, Culture & Communities (1) providing information on the White Ribbon Campaign and (2) outlining how the campaign would operate in Inverclyde.

Decided:

- (1) that agreement be given to developing a White Ribbon Campaign in Inverclyde with a view to achieving White Ribbon Status; and
- (2) that a progress report be submitted to the Committee in due course.

302 Our Digital Rights – 5Rights For Children and Young People**302**

There was submitted a report by the Head of Environmental & Public Protection and the Head of Inclusive Education, Culture & Communities (1) providing an update on the “Our Digital Rights” report in relation to how best to realise the rights of children and young children in the digital world and (2) seeking approval to take forward the framework and for Community Learning and Development to implement some of the relevant recommendations from the report and become on the first local authorities in Scotland to sign up and endorse the framework.

Decided:

- (1) that the report and appendices be noted;
- (2) that the Committee endorse the framework and authorise officers to develop an action plan to implement relevant recommendations;
- (3) that Inverclyde Council become a “5Rights Signatory” joining other organisations to pledge support for the realisation of children and young people’s rights in the digital world; and
- (4) that an update report be submitted to the Committee in October/November 2018.

303 Grants to Under 19s Sports Groups**303**

There was submitted a report by the Head of Environmental & Public Protection and the Head of Inclusive Education, Culture & Communities proposing a new framework for agreeing and funding waivers to under 19s sports groups.

Decided:

- (1) that approval be given to the terms and conditions of the registration process for

EDUCATION AND COMMUNITIES COMMITTEE – 8 MAY 2018

under 19s sports organisations to allow them to benefit from funding;

(2) that approval be given to the proposed cap on funding as set out in the report; and

(3) that a progress report be submitted to the first meeting of the Committee after the 2018 summer recess, once the first round of funding has been allocated.

304 Grants to Voluntary Organisations

304

There was submitted a report by the Head of Environmental & Public Protection and the Head of Inclusive Education, Culture & Communities requesting the Committee to consider the allocation of funding from the Grants to Voluntary Organisations (GTVO) budget in 2018/19.

Decided:

(1) that the Committee approve a cap of £25,000 on GTVO applications; and

(2) that a progress report be submitted to the first meeting of the Committee after the 2018 summer recess, once the first round of funding has been allocated.

305 Community Facilities in Ward 7

305

There was submitted a report by the Head of Environmental & Public Protection seeking approval to undertake a detailed assessment of community provision within the Ward 7 area and to report back after the summer recess.

Decided: that it be remitted to officers to submit a report to the Committee after the 2018 summer recess following a detailed assessment of community provision within the Ward 7 area which should include the following information for the Paton Street Community Hub, Fancy Farm Tenants' Hall and Grieve Road Community Centre:

(1) the minimum cost to "get the doors open";

(2) the cost of a basic refurbishment; and

(3) the cost of a full refurbishment to ensure the sustainability of each of the buildings for the foreseeable future.

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following 4 items on the grounds that the business involved the likely disclosure of exempt information as defined in the respective paragraphs of Part I of Schedule 7(A) of the Act as are set out opposite the heading to each item.

Item	Paragraph(s)
Birkmyre Pitch Contract Award	6, 8 and 9
Update on the Greenock Arts Guild Limited – Litigation Matter	6
Clune Park Regeneration Plan Progress Report: Update on Current Actions	6, 9, 12 and 13
Inverclyde Leisure Spend to Save Proposals	6

EDUCATION AND COMMUNITIES COMMITTEE – 8 MAY 2018

306 Birkmyre Pitch Contract Award 306

There was submitted a report by the Head of Environmental & Public Protection seeking the agreement of the Committee for the award of a contract for works at the Birkmyre Pitch and the Committee agreed to take action, all as detailed in the appendix.

307 Update on the Greenock Arts Guild Limited – Litigation Matter 307

There was submitted a report by the Head of Legal & Property Services providing an update on the legal action raised by the Greenock Arts Guild Limited (GAG). Councillors McCabe and Robertson declared a non-financial interest in this item as Members of the Board of Greenock Arts Guild Limited and Councillor Brooks declared a non-financial interest as a result of his being awarded a remuneration contract by the organisation which ended in January 2015. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process. The Committee agreed to note the position, all as detailed in the appendix.

308 Clune Park Regeneration Plan Progress Report: Update on Current Actions 308

There was submitted a report by the Head of Environmental & Public Protection (1) on the current actions to implement the Council's decision on the Clune Park Estate and (2) providing information on key, current actions to ensure that the Committee is fully advised of progress. Councillors Brooks, Curley, McCabe and C McEleny declared a non-financial interest in this item as Members of the Board of River Clyde Homes. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process. The Committee noted the current position in respect of the Clune Park Area Regeneration Plan and agreed to the further recommendations set out in the report, all as detailed in the appendix.

309 Inverclyde Leisure Spend to Save Proposals 309

There was submitted a report by the Head of Environmental & Public Protection seeking approval of the Inverclyde Leisure Business Plans for Boglestone Community Centre and Lady Octavia Sports Centre. Councillors Brooks and Clocherty declared a non-financial interest in this item as Members of the Board of Inverclyde Leisure. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process. **Decided:** that the Committee approve the spend to save proposals for Boglestone Community Centre and Lady Octavia Sports Centre based on the Inverclyde Leisure Business Plans attached at appendices 1 and 2 to the report.

The Communities business concluded at 4.35pm. The Committee commenced consideration of the Education items of business at 4.45pm with Rev. Donaldson, Mrs Gilpin, Ms McMillan and Ms McEwan joining the meeting. Councillor C McEleny did not return to the meeting.

EDUCATION AND COMMUNITIES COMMITTEE – 8 MAY 2018

- 310 Education 2017/18 Revenue Budget – Period 11 to 28 February 2018 310**
- There was submitted a report by the Chief Financial Officer and the Head of Education on the 2017/18 Education Revenue Budget position as at Period 11 to 28 February 2018.
- Decided:**
- (1) that the Committee note the current projected underspend of £148,000 in the 2017/18 Education Revenue Budget as at 28 February 2018; and
- (2) that the Committee note that proposals have been approved as part of the 2018/19 budget process to address a number of the projected underspends.
- 311 Education Capital Programme 2017 – 2020 Progress 311**
- There was submitted a report by the Head of Education and the Chief Financial Officer (1) on the status of the projects forming the Education Capital Programme and (2) highlighting the overall financial position.
- Decided:** that the Committee note the progress of the specific projects detailed in Appendix 1 to the report.
- 312 Education & Communities Corporate Directorate Improvement Plan 2016/19 – Final Progress Report 2017/18 312**
- There was submitted a report by the Head of Inclusive Education, Culture & Communities on the achievement of key objectives in the Education, Communities & Organisational Development (ECOD) Corporate Directorate Improvement Plan (CDIP) 2016/19, focusing on improvement actions which sit within the former Education, Inclusive Education & Culture and Safer & Inclusive Communities Services.
- Decided:**
- (1) that the Committee note the progress made in delivering the Year 2 improvement actions outlined in the Education, Communities & Organisational Development (ECOD) CDIP 2016/19; and
- (2) that it be agreed that the Year 3 refresh of the ECOD CDIP 2016/19 be postponed until after the 2018 summer recess to allow the document to be aligned with the Council's new Corporate Statement and changes to the management structure.
- 313 Audit Scotland National Report: Early Learning and Child Care – February 2018 313**
- There was submitted a report by the Head of Education (1) informing the Committee of the Audit Scotland report "Early Learning and Child Care" published in February 2018 and (2) providing an overview of the key messages and recommendations raised in the report.
- Decided:** that the Committee note the contents of the report and agree that a further report be submitted in September 2018 detailing progress made in relation to the recommendations.
- 314 Education Services Standards and Quality Report March 2017 – March 2018 and Improvement Plan 2018–19 314**
- There was submitted a report by the Head of Education on the Education Services Standards and Quality Report for March 2017-18 and the Education Services Improvement Plan for March 2018-19.

EDUCATION AND COMMUNITIES COMMITTEE – 8 MAY 2018

Decided: that the Committee approve the content and publication of the Education Standards and Quality Report March 2017 – March 2018 and the Improvement Plan 2018-19, as set out in the report.

315 Report on the Scottish Government Interim Evaluation of Years 1 and 2 of the Attainment Scotland Fund 315

There was submitted a report by the Head of Education advising the Committee of the Scottish Government Interim Evaluation of Years 1 and 2 of the Attainment Scotland Fund which was published in March 2018.

Decided: that the Committee note the report.

316 Placing Requests for Academic Year 2018/19 316

There was submitted a report by the Head of Education advising the Committee of the position in respect of school placing requests for the academic year 2018/19.

Decided: that the Committee note the current position in relation to placing requests for schools in Inverclyde for the academic year 2018/19.

317 Outcome of Statutory Consultation to Address Minor Anomalies in the Current School Catchment Areas 317

There was submitted a report by the Head of Education seeking approval to implement the outcome of a statutory consultation to amend the catchment areas identified in the outcome report in order to produce a GIS map of school catchment areas.

Decided: that the Committee approve the recommendations of the final outcome report to change 9 minor anomalies to catchment areas in order to produce a GIS map of school catchment areas.

318 School Clothing Grants 2018/19 318

There was submitted a report by the Head of Education seeking approval for proposed arrangements to be put in place for school clothing grants for academic year 2018/19.

Decided: that the Committee approve the following procedures for the administration of school clothing grants and free school meals for academic year 2018/19:

- (1) that the process for claiming school clothing grants and free school meals will operate in the same way as previous years but that officers will use available data to contact eligible families who have not applied; and
- (2) that there will be two payments made to eligible families for the school clothing grant for the academic year 2018/19, the first over the summer of £100 per pupil and the second around Christmas time to utilise fully the available budget.

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following item on the grounds that the business involved the likely disclosure of exempt information as defined in paragraphs 6, 8 and 9 of Part I of Schedule 7(A) of the Act.

319 **School Transport Contracts (Mainstream) – Result of Tenders for Contracts 2018/19, 2019/20, 2020/21 and 2021/22** 319

There was submitted a report by the Head of Education seeking approval to accept tenders for mainstream school transport contracts due for renewal from the start of school session 2018/19, as detailed in appendix 1 to the report.

Councillor McVey declared a non-financial interest in this item as a taxi operator within Inverclyde. He also formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process.

Decided: that authority be granted to accept the tenders as set out in appendix 1 for mainstream school transport contracts due for renewal from the start of the school session 2018/19.

GENERAL PURPOSES BOARD – 9 MAY 2018

General Purposes Board

Wednesday 9 May 2018 at 3pm

Present: Provost Brennan, Councillors Ahlfeld, Brooks, Crowther, Curley, Clocherty (for Dorrian), Jackson, MacLeod, McEleny, McCormick (for Moran) and Quinn.

Chair: Councillor Quinn presided.

In attendance: Mr D Keenan (for Head of Legal & Property Services), Ms D Sweeney (Legal & Property Services) and Sergeant J Hay and Sergeant L McLaren, Police Scotland.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Board.

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| 320 | Apologies, Substitutions and Declarations of Interest | 320 |
| | <p>Apologies for absence were intimated on behalf of Councillors Dorrian and Moran with Councillor Clocherty substituting for Councillor Dorrian and Councillor McCormick substituting for Councillor Moran.</p> <p>No declarations of interest were intimated.</p> <p>It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended that the public and press be excluded from the meeting during consideration of the following items on the grounds that the business involved the likely disclosure of exempt information as defined in Paragraph 6 of Part I of Schedule 7(A) of the Act.</p> | |
| 321 | Application for Taxi Driver's Licence | 321 |
| | <p>There was submitted a report by the Head of Legal & Property Services on an application for a Taxi Driver's Licence which was refused, all as detailed in the appendix.</p> | |
| 322 | Request for Suspension of Street Trader's Licence | 322 |
| | <p>There was submitted a report by the Head of Legal & Property Services requesting the Board to uphold the suspension of a Street Trader's Licence to which the Board agreed, all as detailed in the appendix.</p> | |

PETITIONS COMMITTEE – 17 MAY 2018

Petitions Committee

Thursday 17 May 2018 at 3pm

Present: Councillors Brooks, Robertson (for Curley), Jackson, McVey and Murphy.

Chair: Councillor McVey presided.

In attendance: Mr P MacDonald (for Head of Legal & Property Services) and Ms D Sweeney (Legal & Property Services).

In attendance also: Corporate Director Environment, Regeneration & Resources.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Committee.

323 Apologies, Substitutions and Declarations of Interest 323

An apology for absence was intimated on behalf of Councillor Curley.

Councillor MacLeod, having expressed support for the matter being considered at item 3, was present only in his capacity as a Ward 2 Councillor, and not as a Member of the Petitions Committee.

In these circumstances the Committee unanimously appointed Councillor McVey to preside.

324 Petitions Update Report 324

There was submitted a report by the Head of Legal & Property Services updating the Committee on the position relative to petitions previously reported on and new petitions received since the last meeting.

Decided: that the position relative to petitions previously reported on and new petitions received since the last meeting of the Committee be noted.

325 Petition for Consideration 325
Council Support to bring Inchgreen Dry Dock into Public or Community Ownership

There was submitted a report by the Head of Legal & Property Services providing details of a petition seeking Council support for the principle of bringing Inchgreen Dry Dock into public or community ownership. The report advised that the petition met the petitions criteria and had received the level of public support required in terms of the approved petitions procedures. The Committee heard Mr W Dunlop on behalf of the petitioner in support of the petition, Councillor MacLeod and Councillor McKenzie as Ward Councillors, and the Corporate Director Environment, Regeneration & Resources.

In discussion, reference was made to a further written submission made by the petitioner which had been circulated amongst Members prior to the meeting. This submission expressed the petitioner's willingness to accept a remit to officers to submit a further report on Peel Ports' ownership at Inchgreen and elsewhere in Inverclyde and exploring options in current and future Scottish legislation for Public/Community ownership.

Decided: that the Committee, having considered the petition and having taken into

PETITIONS COMMITTEE – 17 MAY 2018

account the comments of the petitioner and the Council's officers, remitted it to the Corporate Director Environment, Regeneration & Resources to submit a report to the Environment & Regeneration Committee (a) on Peel Ports' ownership of the Inchgreen area and any other areas at Inverclyde Waterfront and (b) exploring any opportunities in current and future Scottish legislation relative to options for public or community ownership of the Inchgreen site, taking into account the information and observations provided by the campaign to save Inchgreen Dry Dock and by Peel Ports.

POLICY & RESOURCES COMMITTEE – 22 MAY 2018

Policy & Resources Committee

Tuesday 22 May 2018 at 3pm

Present: Councillors Ahlfeld, Clocherty, MacLeod, McCabe, McCormick, Crowther (for C McEleny), McVey, Moran, Rebecchi, Robertson and Brooks (for Wilson).

Chair: Councillor McCabe presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Ms D Gillespie (for Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership), Head of Legal & Property Services, Ms S Lang (Legal & Property Services), Chief Financial Officer, Ms T Bunton (Finance Services), ICT Services Manager, Ms B McQuarrie (for Head of Organisational Development, Policy & Communications), Ms K McCready and Ms A Rainey (Organisational Development, Policy & Communications), Head of Inclusive Education, Culture & Communities, Corporate Procurement Manager and Corporate Communications Manager.

In attendance also: Mr T Yule, Audit Scotland.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Committee.

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| 326 | Apologies, Substitutions and Declarations of Interest | 326 |
| | <p>Apologies for absence were intimated on behalf of Councillor C McEleny, with Councillor Crowther substituting and Councillor Wilson, with Councillor Brooks substituting.</p> <p>Councillors Brooks and McCabe declared a non-financial interest in Agenda Item 25 (Cumberland Walk, Greenock – Remit from Environment & Regeneration Committee).</p> | |
| 327 | ICT Services Performance Update | 327 |
| | <p>There was submitted a report by the Chief Financial Officer providing updates on the Council's Digital and ICT Strategies together with performance and Channel Shift statistics.</p> <p>Decided:</p> <p>(1) that the Committee note the performance report and action plan updates for the Digital and ICT Strategies; and</p> <p>(2) that the Committee note the significant PC Refresh Programme planned for 2018/19.</p> | |
| 328 | Corporate Services Performance Report 2017/18 | 328 |
| | <p>There was submitted a report by the Head of Inclusive Education, Culture & Communities providing an update on the achievement of key objectives during 2017/18 by the Council's Corporate Services as detailed in the Education, Communities & Organisational Development Corporate Directorate Improvement Plan (CDIP) 2016/19 and the Environment, Regeneration & Resources CDIP 2016/19, focusing on actions which sit within Finance and ICT, Legal & Property, Procurement, Corporate Policy and</p> | |

POLICY & RESOURCES COMMITTEE – 22 MAY 2018

Organisational Development, Human Resources & Communications.

Decided:

(1) that the Committee note the progress made by the Council's Corporate Services during 2017/18 in delivering the Year 2 improvement actions outlined in the respective CDIPs 2016/19; and

(2) that it be agreed that the Year 3 refresh of the ECOD CDIP 2016/19 be postponed until after the summer 2018 recess to allow the CDIP to be aligned with the Council's new Corporate Plan 2018/22 and changes to the management structure.

329 Annual Corporate Performance Report 2017/18 329

There was submitted a report by the Head of Inclusive Education, Culture & Communities providing an update on the achievement of the Council's wellbeing outcomes through the delivery of improvement actions over the course of 2017/18 as detailed in the Education, Communities & Organisational Development and the Environment, Regeneration & Resources CDIPs 2016/19.

Decided:

(1) that the Committee note the performance information outlined in the report; and

(2) that it be agreed that the report be published on the Council's website as part of the Council's commitment to public performance reporting.

330 NRS Mid-Year Population Estimates (2017) and Population Projections (2016 Based) for Inverclyde 330

There was submitted a report by the Head of Inclusive Education, Culture & Communities providing the Committee with details of the latest population projections published by the National Records of Scotland (NRS) on 28 March 2018 and the mid-year population estimates (2017) published on 20 April 2018.

Decided:

(1) that the Committee note the publication of the NRS population projections for Scottish areas (2016 based) and that the population projections are less pessimistic than in previous years;

(2) that the Committee note that the mid-year population estimates show a small positive increase in net migration in 2017; and

(3) that it be remitted to the Inverclyde Alliance Population Partnership (formerly the SOA Repopulation Outcome Delivery Group) to consider these latest population statistics and agree any additional actions in connection with these.

331 Policy & Resources Capital Programme 2017/2021 – Progress Report 331

There was submitted a report by the Chief Financial Officer and the Corporate Director Environment, Regeneration & Resources (1) providing an update in respect of the status of the projects within the Policy & Resources Capital Programme and (2) highlighting the overall financial position.

Decided: that the Committee note the current position of the 2017/21 Capital Programme, the reported advancement and the progress on the specific projects detailed in the report and in Appendix 1.

332 Capital Programme 2017/21 332

There was submitted a report by the Chief Financial Officer on the latest position of the

POLICY & RESOURCES COMMITTEE – 22 MAY 2018

2017/21 Capital Programme.

Decided: that the Committee note the current position of the 2017/21 Capital Programme and that a report on the 2017/18 outturn will be submitted to the next meeting.

333 Policy & Resources Committee Revenue Budget 2017/18 - Period 11 to 28 February 2018 333

There was submitted a report by the Chief Executive, the Corporate Director Environment, Regeneration & Resources, the Head of Organisational Development, Policy & Communications and the Chief Financial Officer on the 2017/18 projected outturn for the Policy & Resources Committee as at Period 11 to 28 February 2018.

Decided:

- (1) that the Committee note the 2017/18 projected underspend of £1,376,000 for the Policy & Resources Committee as at Period 11 to 28 February 2018;
- (2) that the Committee note the projected fund balance of £11,220 for the Common Good Fund as at 31 March 2018.

334 General Fund Revenue Budget 2017/18 as at 28 February 2018 334

There was submitted a report by the Chief Financial Officer (1) on the position of the General Fund Revenue Budget as at 28 February 2018 and (2) providing an update in respect of the position of the General Fund Reserves and Earmarked Reserves.

Decided:

- (1) that the Committee note the latest position of the 2017/18 Revenue Budget and General Fund Reserves; and
- (2) that the Committee note that the use of any Free Reserves will be considered as part of the 2019/20 budget process.

335 Revenue Budget Update 335

There was submitted a report by the Chief Financial Officer (1) providing an update on the approved 2018/19 Revenue Budget and (2) seeking decisions regarding the progression of the Budget for 2019/20 and beyond.

Decided:

- (1) that the Committee note the initial 2018/19 Revenue Budget and Free Reserves position; and
- (2) that the Committee note the reconvening of the Members' Budget Working Group to support the forthcoming budget process and note the initial high level timelines shown in Appendix 2.

336 Welfare Reforms Update 336

There was submitted a report by the Chief Financial Officer providing an update on the impacts of the UK Government's Welfare Reforms.

Decided:

- (1) that the Committee note the update on the roll out of Universal Credit, the outturn for DHP/SWF in 2017/18 and the impact on rent arrears since the implementation of Universal Credit;
- (2) that the Inverclyde experience in respect of Universal Credit roll out be fed back to CoSLA; and

POLICY & RESOURCES COMMITTEE – 22 MAY 2018

(3) that arrangements be made for an All Members' Briefing on the Scottish Social Security Agency by Scottish Government officials.

337 Efficiency Performance 2017/18 337

There was submitted a report by the Chief Financial Officer (1) advising the Committee of the level of efficiencies achieved by the Council in 2017/18 and (2) seeking approval of the Annual Return to be submitted to CoSLA.

Decided:

- (1) that the Committee note the achievement of £1.467m recurring efficiency savings in 2017/18; and
- (2) that approval be given to the submission of the Annual Return to CoSLA.

338 Accounts Commission Report – Challenges and Performance 2018 338

There was submitted a report by the Chief Financial Officer (1) advising the Committee of the Accounts Commission report 'Local Government in Scotland, Challenges and Performance 2018', (2) highlighting relevant matters and (3) seeking approval for any actions arising.

Decided:

- (1) that the Committee note the contents of the Accounts Commission report, "Local Government in Scotland, Challenges and Performance 2018"; and
- (2) that approval be given to the contents of the action plan set out in Appendix 1.

339 Local Scrutiny Plan 2018/19 339

There was submitted a report by the Chief Executive advising the Committee of Inverclyde Council's Scrutiny Plan for 2018/19.

Decided: that the Committee note the contents of the Local Scrutiny Plan 2018/19 as set out in the report.

340 Freedom of Information Requests 2017 340

There was submitted a report by the Corporate Director Environment, Regeneration & Resources providing details of Freedom of Information (FOI) requests received by the Council from January to December 2017.

Decided:

- (1) that the Committee note the information provided in relation to FOI requests received by the Council during 2017; and
- (2) that future reports include information on (a) cases where information has not been provided and (b) requests categorised by Directorate.

341 General Data Protection Regulation 341

There was submitted a report by the Head of Legal & Property Services advising the Committee of the main provisions of the new EU General Data Protection Regulation (GDPR) and the preparatory work being undertaken by the Council to achieve practical compliance with the GDPR by the implementation date of 25 May 2018.

POLICY & RESOURCES COMMITTEE – 22 MAY 2018

Decided: that the Committee note the contents of the report including the main provisions of the GDPR and the preparatory steps being undertaken by the Council to achieve practical compliance with the GDPR by the implementation date of 25 May 2018.

342 Inverclyde PREVENT Strategy and Guidance 342

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership recommending adoption of the Inverclyde PREVENT strategy and guidance as detailed in the report and appendix.

Decided:

- (1) that the PREVENT strategy and guidance appended to the report be adopted and communicated to all new and existing staff;
- (2) that the PREVENT staff training approach, as detailed in the report, be communicated to all staff and partner agencies; and
- (3) that a report be submitted to the Committee on the feasibility of including completion of the e-learning Introduction to PREVENT Course within the voluntary organisation grant conditions.

343 Wellpark Building Works 343

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership (1) advising the Committee of the effects of the implementation of the new service model for integrated drugs and alcohol support services and (2) requesting the Committee to note the proposed building works in relation to staff accommodation within the Wellpark Centre.

Decided: that the Committee note the implementation of the new integrated service in respect of drugs and alcohol support and the building works which will be undertaken at the Wellpark Centre to accommodate additional staff and associated clinical activity.

344 Contract Awards – 1 October 2017 to 31 March 2018 344

There was submitted a report by the Corporate Director Environment, Regeneration & Resources advising the Committee of contracts awarded for the supply of goods or materials, provision of services and execution of works during the period 1 October 2017 to 31 March 2018.

Decided: that the Committee note the contracts awarded by the Council during the period 1 October 2017 to 31 March 2018.

345 Unite Construction Charter 345

There was submitted a report by the Corporate Director Environment, Regeneration & Resources requesting the Committee to agree to the use of an Inverclyde Council Construction Charter, a Trade Union campaign across UK local authorities to lay down a minimum set of standards, conditions and expectations from construction companies which tender for contracts in the public sector.

Decided: that agreement be given to the use of the Construction Charter as detailed within Appendix 2 to the report.

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346 'The Great Get Together' – 22 – 24 June 2018

346

There was submitted a report by the Head of Organisational Development, Policy & Communications advising the Committee of a request from the Convention of Scottish Local Authorities for Councils to support 'The Great Get Together' from 22 – 24 June 2018, an initiative inspired by the circumstances surrounding the murder of Jo Cox MP and which aims to encourage community cohesion through the organisation of community led events.

Decided: that agreement be given to support community groups and individuals organising events as part of 'The Great Get Together' from 22 – 24 June 2018 to a maximum total budget of £10,000 from the Revenue Contingency, with £700 set aside from the budget for promotion of the fund up to a maximum contribution of £350.

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following items on the ground that the business involved the likely disclosure of exempt information as defined in the respective paragraphs of Part I of Schedule 7(A) of the Act as are set opposite each item:-

Item	Paragraph(s)
Welfare Reforms Update – Appendix 5	6
Equal Pay Update	12
Hydro Electric Scheme – Holeburn at Greenock Cut	6, 8 & 9
Voluntary Severance Policy Update	1
Cumberland Walk, Greenock – Remit from Environment & Regeneration Committee	2, 6 & 9
Birkmyre Pitch Contract Award – Remit from Education & Communities Committee	6, 8 & 9

347 Welfare Reforms Update – Appendix 5

347

There was submitted Appendix 5 relative to agenda item 8 (Welfare Reforms Update) providing information on how the impact on rent arrears of Universal Credit is being managed by Registered Social Landlords.

Decided: that the appendix be noted.

348 Equal Pay Update

348

There was submitted a report by the Head of Organisational Development, Policy & Communications providing an update on the current position in relation to equal pay claims against the Council.

The Committee agreed to note the position and to request the submission of a report in respect of a number of claims to the August meeting of the Committee, all as detailed in the appendix.

POLICY & RESOURCES COMMITTEE – 22 MAY 2018

Councillor Clocherty left the meeting at this juncture.

349 Hydro Electric Scheme – Holeburn at Greenock Cut 349

There was submitted a report by the Head of Legal & Property Services providing an update on the proposed development of a Hydro Scheme on the Holeburn at the Greenock Cut in a partnership between Scottish Water Horizons and the Council. (Councillor Clocherty returned to the meeting during consideration of this item of business).

The Committee agreed to note the level of tender returns and the position arising therefrom and to approve further action, all as detailed in the appendix.

350 Voluntary Severance Policy Update 350

There was submitted a report by the Head of Organisational Development, Policy & Communications providing an update on the position of releases which have been agreed under the Council's Voluntary Severance Scheme since the previous report on 21 March 2017. There was circulated to the Committee, updated Appendix 1 providing information on the Committee approvals relative to the various releases.

The Committee agreed to note the position and to approve the release of two employees, all as detailed in the Appendix.

351 Cumberland Walk, Greenock – Remit from Environment & Regeneration Committee 351

There was submitted a report by the Corporate Director Environment, Regeneration & Resources requesting the Committee to consider a remit from the Environment & Regeneration Committee of 3 May 2018 relative to the financial implications for the Capital Fund as a result of the Cumberland Walk transfer.

Councillors Brooks and McCabe declared a non-financial interest in this item as Members of the Board of River Clyde Homes. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

Decided: that the Committee approve the financial implications relative to the Capital Fund as a result of the Cumberland Walk transfer, as detailed in the report.

352 Birkmyre Pitch Contract Award – Remit from Education & Communities Committee 352

There was submitted a report by the Corporate Director Environment, Regeneration & Resources requesting the Committee to consider a remit from the Education & Communities Committee of 8 May 2018 relative to the Birkmyre Pitch contract award in the circumstances set out in the report.

Decided: that approval be given to accept the most economically advantageous tender as detailed in the report.

PLANNING BOARD – 6 JUNE 2018

Planning Board

Wednesday 6 June 2018 at 3pm

Present: Provost Brennan (for Councillor Clocherty), Councillors Crowther, Dorrian, J McEleny, McKenzie, McVey, Jackson (for Councillor Moran), Murphy, Nelson and Rebecchi.

Chair: Councillor Nelson presided.

In attendance: Development & Buildings Standards Manager, Mr G Leitch and Ms E Provan (Environmental & Commercial Services), Mr J Kerr (for Head of Legal & Property Services) and Ms D Sweeney, Legal & Property Services.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Board.

353 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST

353

Apologies for absence were intimated on behalf of Councillor Clocherty with Provost Brennan substituting, Councillor Moran with Councillor Jackson substituting and Councillor Wilson.

There were no declarations of interest.

354 PLANNING APPLICATION

354

- (a) Construction of a four storey health and care centre and formation of an associated car park:
Former Wellington Academy, Wellington Street, Greenock (18/0043/IC)**

There was submitted a report by the Head of Regeneration & Planning on an application by National Health Service Greater Glasgow & Clyde for construction of a four storey health and care centre and formation of an associated car park at the site of the former Wellington Academy, Wellington Street, Greenock (18/0043/IC).

The report recommended that planning permission be granted subject to a number of conditions.

Decided: that (a) planning permission be granted subject to the following conditions:

- (1) that prior to their use, samples of all facing materials to be used in the construction of the building hereby permitted and the surrounding hard landscaping shall be submitted to and approved in writing by the Planning Authority. Development shall proceed thereafter using the approved materials unless a variation is agreed in writing with the Planning Authority, in the interests of visual amenity;
- (2) that the approved landscaping scheme shall be implemented in full prior to the building hereby permitted being brought into use. Any of the planting which is damaged, is removed, becomes diseased or dies within the first 5 years of planting shall be replaced within the following planting season with plants of a similar size and species, to ensure retention of the approved landscaping scheme;
- (3) that prior to the commencement of development, details shall be provided of a management and maintenance scheme for the approved landscaping, to ensure retention of the approved landscaping scheme;

PLANNING BOARD – 6 JUNE 2018

- (4) that the building hereby permitted shall not be brought into use until all hard landscaping, including the car parking spaces and manoeuvring areas are finished to final sealed wearing course, to ensure the provision of adequate parking facilities;
- (5) that all surface water originating within the site shall be intercepted within the site, to control runoff from the site to reduce the risk of flooding;
- (6) that prior to the commencement of development, confirmation of connection to the Scottish Water Network shall be submitted for approval, to ensure adequate service connections can be achieved;
- (7) that all surface water drainage from the site shall be treated in accordance with the principles of the Sustainable Urban Drainage Systems Manual (C697) (CIRIA 2007). Before development commences, details shall be submitted to and approved in writing by the Planning Authority of the maintenance regime for the water detention areas, to control runoff from the site to reduce the risk of flooding;
- (8) that the development shall not commence until an Environmental Investigation and Risk Assessment, including any necessary Remediation Scheme with timescale for implementation, of all pollutant linkages have been submitted to and approved, in writing by the Planning Authority. The investigations and assessment shall be site-specific and completed in accordance with current codes of practice. The submission shall also include a Verification Plan. Any subsequent modifications to the Remediation Scheme and Verification Plan must be approved in writing by the Planning Authority prior to implementation, to satisfactorily address potential contamination issues in the interests of human health and environmental safety;
- (9) that before the development hereby permitted is occupied the applicant shall submit a report for approval, in writing by the Planning Authority, confirming that the works have been completed in accordance with the agreed Remediation Scheme and supply information as agreed in the Verification Plan. This report shall demonstrate that no pollutant linkages remain or are likely to occur and include (but not limited to) a collation of verification/validation certificates, analysis information, remediation lifespan, maintenance/aftercare information and details of all materials imported onto the site as fill or landscaping material. The details of such materials shall include information of the material source, volume, intended use and chemical quality with plans delineating placement and thickness, to ensure contamination is not imported to the site and confirm successful completion of remediation measures in the interest of human health and environmental safety;
- (10) that the presence of any previously unrecorded contamination or variation to anticipated ground conditions that becomes evident during site works shall be brought to the attention of the Planning Authority and the Remediation Scheme shall not be implemented unless it has been submitted to and approved, in writing by the Planning Authority, to ensure that all contamination issues are recorded and dealt with appropriately;
- (11) that the approved boundary fences and walls shall be erected prior to the building hereby permitted being brought into use, in the interests of visual amenity;
- (12) that existing trees both within the development site and in the vicinity of the boundary of the site which are not to be felled or lopped as part of the proposals are to be protected in accordance with British Standards Recommendations for trees in Relation to Construction, currently BS 5837:2012, to ensure preservations of the trees not to be removed;
- (13) that prior to the commencement of development, the applicant shall submit to and receive approval in writing from the Planning Authority of a scheme for electric vehicle charging points within the site, in the interests of sustainability;
- (14) that prior to the building hereby permitted being brought into use, the applicant shall submit a Travel Plan for approval by the Planning Authority and that, for the

PLANNING BOARD – 6 JUNE 2018

avoidance of doubt, it shall address (but not be limited to) how people will travel to the site, existing public transport provision (including an assessment of spare capacity on existing services), identify if additional services are required and whether a bus shuttle service is required to the bus station or if the existing bus service can be accommodated. Cycle demand also requires to be addressed, to ensure the issues of travel accessibility and sustainability are addressed; and

(15) that road drainage details shall be submitted to and approved in writing by the Planning Authority prior to the commencement of the development, In the interests of flood prevention; and;

(b) with reference to condition (14) above, Planning Authority refers to the Planning Board or equivalent Committee or Board of Inverclyde Council.

LOCAL REVIEW BODY – 6 JUNE 2018

Local Review BodyWednesday 6 June 2018 at 4pm

Present: Councillors Clocherty, Crowther, Dorrian, McKenzie, Nelson, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

In attendance: Ms M Pickett and Ms F Milne (Regeneration & Planning), Mr J Kerr (Legal Adviser) and Ms D Sweeney (Legal & Property Services).

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Local Review Body.

355 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 355

No apologies for absence or declarations of interest were intimated.

356 PLANNING APPLICATIONS FOR REVIEW 356

**(a) Proposed erection of 3 retail units and 1 hot food takeaway with erection of flue to rear and car parking to front of proposed building:
1 Auchmead Road, Greenock (17/0412/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for the proposed erection of 3 retail units and 1 hot food takeaway with erection of flue to rear and car parking to front of proposed building at 1 Auchmead Road, Greenock (17/0412/IC) to enable the Local Review Body to consider the matter afresh.

Ms Pickett acted as planning adviser in relation to this case.

After discussion Councillor Nelson moved (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and (2) that the application for review be dismissed and that planning permission be refused (upholding the Appointed Officer's determination) for the following reason:-

That the proposal would have a detrimental effect on the amenity within the established residential area and to the residents living adjacent to the premises in terms of noise and activity, as the proposed changes may, on a regular basis, generate an unacceptable level of noise and activity particularly late into the evening contrary to Policies RES1 and RES6 (a) and (c) of the Inverclyde Local Development Plan.

As an amendment, Councillor McKenzie moved (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and (2) that the application for review be upheld and that planning permission be granted subject to the conditions detailed in the report.

On a vote, 3 Members, Councillors Rebecchi, Crowther and Nelson voted in favour of the motion and 3 Members, Councillors Clocherty, McKenzie and Wilson voted in favour of the amendment. There being equality in voting, the Chair exercised his casting vote in favour of the amendment which was declared carried. Councillor Dorrian abstained from voting.

LOCAL REVIEW BODY – 6 JUNE 2018

Decided:

- (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and
- (2) that the application for review be upheld and that planning permission be granted subject to the following conditions:
 - (i) that samples of all facing materials shall be submitted to and approved in writing by the Planning Authority prior to their use;
 - (ii) that elevational details of the bin stores shown on the approved drawing shall be submitted to and approved in writing prior to installation. The approved submissions shall be erected prior to the first of the units being brought into use;
 - (iii) that prior to the commencement of development, full details of all hard and soft landscaping within the application site, including maintenance arrangements and boundary treatments, shall be submitted to and approved in writing by the Planning Authority. All approved hard and soft landscaping shall be completed prior to the first of the units hereby permitted being brought into use and be maintained thereafter in accordance with the approved maintenance scheme;
 - (iv) that any of the planting approved in terms of condition 3 above that dies, is damaged, diseased or removed within the first 5 years after planting shall be replaced within the following planting season with plants of the same size and species;
 - (v) that prior to the commencement of development, a surface water management plan and drainage plan shall be submitted to and approved by the Planning Authority. It shall include measures for containment of all surface water within the site during and after construction;
 - (vi) that deliveries or collections to and from the site shall not be carried out between the hours of 23:00 and 07:00;
 - (vii) that the development shall not commence until an Environmental Investigation and Risk Assessment, including any necessary Remediation Strategy with timescale for implementation, of all pollutant linkages has been submitted to and approved, in writing by the Planning Authority. The investigations and assessment shall be site-specific and completed in accordance with acceptable codes of practice. The remediation strategy shall also include a Verification Plan. Any subsequent modifications to the Remediation Strategy and Verification plan must be approved in writing by the Planning Authority prior to implementation. Elevated ground gas is known to be an issue in this area and should be appropriately considered in the risk assessment;
 - (viii) that on completion of remediation and verification works and prior to the site being occupied, the developer shall submit a Completion Report for approval, in writing by the Planning Authority, confirming that the works have been carried out in accordance with the Remediation Strategy. This report shall demonstrate that no pollutant linkages remain or are likely to occur and include (but not be limited to) a collation of verification/validation certificates, analysis information, remediation lifespan, maintenance/aftercare information and details of all materials imported onto the site as fill or landscaping material. The details of such materials shall include information of the material source, volume, intended use and chemical quality with plans delineating placement and thickness;
 - (ix) that the presence of any previously unrecorded contamination or variation to reported ground conditions that becomes evident during site works shall be brought to the attention of the Planning Authority and amendments to the Remediation Strategy (i.e. that have not been included in contingency) shall not be implemented unless it has been submitted to and approved, in writing by the Planning Authority; and
 - (x) that before the commencement of development details of street lighting shall be submitted to and approved in writing by the Planning Authority.

LOCAL REVIEW BODY – 6 JUNE 2018

**(b) Erection of class 3 “drive thru” coffee shop and formation of associated car parking, landscaping and site infrastructure:
Land at Carttsyke Avenue, Greenock (17/0292/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for the erection of a class 3 “drive thru” coffee shop and formation of associated car parking, landscaping and site infrastructure at Carttsyke Avenue, Greenock (17/0292/IC).

Ms Milne acted as planning adviser in relation to this case.

After discussion Councillor Dorrian moved (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and (2) that the application for review be upheld and that planning permission be granted subject to the conditions detailed in the report.

As an amendment, Councillor Nelson moved (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and (2) that the application for review be dismissed and that planning permission be refused (upholding the Appointed Officer’s determination) for the following reasons:

(i) the proposed development is contrary to Policy ECN1 of the Inverclyde Local Development Plan as part of the application site is a Strategic Economic Location and a Class 3 use would be contrary to the policy;

(ii) the proposed development is contrary to policy ECN2 of the Inverclyde Local Development Plan in that the proposal does not constitute a business or industrial use;

(iii) the proposal cannot be justified under Policy ECN3 of the Inverclyde Local Development Plan as it is out of scale with existing developments within the former Enterprise Zone area associated with Policy ECN1 9criterion (a)); it would have a detrimental impact on the existing landscaping to the detriment of visual amenity (criterion (b)); and it could potential adversely impact upon the overall supply of land for business and industry (criterion (f));

(iv) it has not been demonstrated that a sequentially preferential site is unavailable, therefore the proposal is potentially contrary to Policy TCR2 of the Inverclyde Local Development Plan; and

(v) it has not been demonstrated that a sequentially preferential site is unavailable; that there is capacity for the development in terms of expenditure compared to turnover in the appropriate catchment area; or that there will be no detrimental impact, including cumulatively, on the viability and vitality of the designated Centres, consequently the proposal cannot be justified with respect to criteria (g), (h) and (i) respectively of Policy TCR7 of the Inverclyde Local Development Plan.

On a vote, 3 Members, Councillors Dorrian, McKenzie and Crowther, voted in favour of the motion and 4 Members, Councillors Clocherty, Rebecchi, Wilson and Nelson, voted in favour of the amendment which was declared carried.

Decided:

(1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and

(2) that the application for review be dismissed and that planning permission be refused (upholding the appointed Officer’s determination) for the following reasons:-

(i) the proposed development is contrary to Policy ECN1 of the Inverclyde Local Development Plan as part of the application site is a Strategic Economic Location and a Class 3 use would be contrary to the policy;

LOCAL REVIEW BODY – 6 JUNE 2018

- (ii) the proposed development is contrary to policy ECN2 of the Inverclyde Local Development Plan in that the proposal does not constitute a business or industrial use;
- (iii) the proposal cannot be justified under Policy ECN3 of the Inverclyde Local Development Plan as it is out of scale with existing developments within the former Enterprise Zone area associated with Policy ECN1 9(criterion (a)); it would have a detrimental impact on the existing landscaping to the detriment of visual amenity (criterion (b)); and it could potential adversely impact upon the overall supply of land for business and industry (criterion (f));
- (iv) it has not been demonstrated that a sequentially preferential site is unavailable, therefore the proposal is potentially contrary to Policy TCR2 of the Inverclyde Local Development Plan; and
- (v) it has not been demonstrated that a sequentially preferential site is unavailable; that there is capacity for the development in terms of expenditure compared to turnover in the appropriate catchment area; or that there will be no detrimental impact, including cumulatively, on the viability and vitality of the designated Centres, consequently the proposal cannot be justified with respect to criteria (g), (h) and (i) respectively of Policy TCR7 of the Inverclyde Local Development Plan.