

ENVIRONMENT & REGENERATION COMMITTEE – 10 JANUARY 2019

Environment & Regeneration Committee

Thursday 10 January 2019 at 1.30pm

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

Chair: Councillor McCormick presided.

In attendance: Mr P MacDonald (for Head of Legal & Property Services) 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 Committee.

5 Apologies, Substitutions and Declarations of Interest 5

No apologies for absence were intimated.

Councillor McCabe declared an interest in agenda item 2 (The Inverclyde Council, Disabled Persons' Parking Place (On Street) Order No. 2A 2018 The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999)

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There was submitted a report by the Corporate Director Environment, Regeneration & Resources further to the statutory consultation process undertaken in terms of the Road Traffic Regulation Act 1984 and the Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999 on the Disabled Persons' Parking Place (On Street) Order No. 2A (the Proposed TRO), (1) requesting that the Committee adopt the rules of procedure (Rules of Procedure) for the purposes of the special meeting, (2) advising, in relation to the Proposed TRO, of the discussion between Council Officers and the persons who have, as part of the public consultation, objected to the proposed TRO (the Objectors) and (3) making proposals to facilitate the effective, fair and proper hearing by the Committee of the Objectors who have not withdrawn their objections in order that the Committee can consider their objections (the Objections) and come to a formal recommendation on the Proposed TRO.

Councillor McCabe declared a non-financial interest in this matter as the applicant is known to a member of his family. 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.

The Committee decided:

- (1) that the Rules of Procedure as detailed in Appendix 1 to the report be approved;
- (2) that the terms of Appendix 2 in relation to the Objections be considered and noted; and
- (3) that it be agreed to allow the Objectors an opportunity to be heard at the special meeting in accordance with the Rules of Procedure.

In this regard, Mr Lee Clark, Ms Alison Clark, Ms Alison Bradley and Ms Stephanie

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Clark were present and the Committee heard Mr Clark, Ms Bradley and Ms S Clark on behalf of the Objectors in relation to the Objections.

At this juncture, Councillor McCabe indicated that, given the comments made by the Objectors during the course of the meeting, he considered it appropriate to withdraw from participation in the decision-making process and he then left the meeting.

Ms G MacFarlane, Head of Service – Roads and Transportation, Mr M McNab, Head of Environmental & Public Protection, and Ms E Provan, Environmental & Commercial Services, were present and the Committee heard Mr McNab in support of the Proposed TRO.

The Committee then adjourned to private session to consider the Objections.

Following consideration of the Objections, the Committee returned to public session and Mr Clark, Ms A Clark, Ms Bradley, Ms S Clark, Ms MacFarlane, Mr McNab and Ms Provan were re-admitted to the meeting.

The Committee, having considered and having had regard to the Objections and the oral representations made by Mr Clark, Ms Bradley, Ms S Clark and Mr McNab at the meeting, further decided:

(4) that the Objections be dismissed and that the Proposed TRO as detailed in Appendix 3 be approved and referred to the next meeting of the Inverclyde Council recommending that the Inverclyde Council formally approve the Proposed TRO and that it be remitted to the Head of Environmental & Public Protection and the Head of Legal & Property Services to arrange for its implementation in accordance with the statutory procedure, all in accordance with the Rules of Procedure.