

LOCAL POLICE & FIRE SCRUTINY COMMITTEE – 21 FEBRUARY 2019

Local Police & Fire Scrutiny Committee

Thursday 21 February 2019 at 2pm

Present: Councillors Clocherty, Crowther, Curley, Jackson, MacLeod, J McEleny, McVey, Murphy and Quinn.

Chair: Councillor McVey presided.

In attendance: Corporate Director Education, Communities & Organisational Development, Service Manager, Community Learning & Development, Community Safety & Resilience and Sport, Mr I Hanley (Community Safety & Resilience), Mr J Douglas (for Head of Legal & Property Services) and Ms S Lang (Legal & Property Services).

In attendance also: Chief Superintendent G Crossan, Chief Inspector D Reilly and Sergeant J Logsdon (Police Scotland), Group Manager D McCarrey and Station Manager M Meehan (Scottish Fire & Rescue Service).

The Convener welcomed to the meeting, Fiona Miller, SPA Community Accountability Officer who would be observing proceedings.

Prior to the commencement of business, the Convener referred to the major fire which had broken out within commercial premises in Jamaica Street, Greenock over the Christmas period and the three recent, separate house fires which had resulted in loss of life. He asked that the Committee's condolences be conveyed to the families of the victims of the fatal fires and expressed his thanks to the emergency services and Council staff involved in responding to these incidents.

Councillor McVey also conveyed his thanks to both the Fire and Rescue Service for the visit which he and a number of other Members had made to the Service Headquarters in Johnstone and to Police Scotland for hosting a visit by several Members to their HQ in Govan. He indicated that both visits had been extremely informative.

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

100 Apologies, Substitutions and Declarations of Interest 100

No apologies for absence or declarations of interest were intimated.

101 Police Scotland Performance Report 101

There was submitted a report on the performance and activities of Police Scotland during the reporting period 1 April to 31 December 2018.

(Councillor Murphy entered the meeting during consideration of this item of business).

The Committee was advised in particular of (1) Police Scotland's planning in relation to the outcome of the Brexit negotiations and (2) a proposed area based community safety and violence prevention initiative in Inverclyde involving Police Scotland and Inverclyde Council as lead partners which would be the subject of a report to the meeting of the

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Inverclyde Alliance Board on 18 March.

During the course of discussion on this item, it was clarified in relation to the number of domestic incidents recorded in Inverclyde, that many such incidents did not result in a crime but were, nevertheless, recorded as domestic incidents with advice and assistance being provided to the persons involved.

Decided:

- (1) that the information contained in the report be noted; and
- (2) that in future reports, domestic abuse incidents be defined as domestic incidents.

102 Scottish Fire and Rescue Service Performance Report 102

There was submitted a report on the performance and activities of the Scottish Fire and Rescue Service during the reporting period 1 October to 31 December 2018.

Reference was made by Group Manager McCarrey to the three recent fatal fires and he stressed the importance of identifying vulnerable individuals and working with partners to identify people in need of support.

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

103 Local Police and Fire Scrutiny Committee Update Report (February 2019) 103

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on current and emerging issues relating to both Police and Fire and Rescue Services.

Decided: that the information contained in the report in respect of current and emerging national issues relating to Police and Fire and Rescue matters be noted.

104 Update from Inverclyde Community Safety Partnership 104

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on current work within the Inverclyde Community Safety Partnership Strategy Group.

Decided: that the information contained within the report from the Community Safety Partnership Strategy Group of 22 January 2019 and detailed in Section 5 be noted.

THE INVERCLYDE COUNCIL – 21 FEBRUARY 2019

The Inverclyde Council

Thursday 21 February 2019 at 4pm

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

Chair: Provost Brennan presided.

In attendance: Chief Executive, Corporate Director Education, Communities & Organisational Development, Mr A Stevenson (for Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership), Head of Legal & Property Services, Mr J Douglas, Mr J Kerr and Ms R McGhee (Legal & Property Services), Chief Financial Officer, Head of Organisational Development, Policy & Communications, Head of Service – Roads & Transportation and Mr D McLavin (Corporate Communications).

105 Apologies and Declarations of Interest 105

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

No declarations of interest were intimated.

106 Mr Alex MacLean 106

Prior to the commencement of business, the Provost referred to the recent death of Alex MacLean, former Port Glasgow Councillor, Provost of Port Glasgow and Strathclyde Regional Councillor, and on behalf of the Council, extended condolences to Mr MacLean's family.

The Council thereafter observed a minute's silence.

107 Planning Permission in Principle for Residential Development, Access, Infrastructure, Landscape/Open Space and Associated Works at Carsemeadow, Quarriers Village 107

There was submitted a report by the Head of Legal & Property Services together with report by the Planning Board on the pre-determination hearing held on 15 January 2019 in relation to a planning application by Quarriers/Gladman Developments Limited for a proposed residential development with access, open space, landscaping and associated works (in principle) at Carsemeadow, Quarriers Village (18/0190/IC).

Decided: that planning permission be refused for the following reasons, as recommended by the Planning Board:

(1) the proposed development is contrary to the Spatial Development Strategy of the 2017 Clydeplan Strategic Development Plan as it is an unjustified urban development which fails to accord with the Green Belt objectives in that it does not direct planned growth to the most appropriate locations nor, protect the quality, character, landscape setting and identity of the village;

(2) the proposal is contrary to Policies ENV2 and SDS8 of the 2014 Inverclyde Local Development Plan together with Policy 14 of the 2018 Proposed Inverclyde Local Development Plan in that it fails to accord with the objectives of the Green Belt;

(3) the proposal fails to have regard to the six qualities of successful places as required by Policy 1 of the 2017 Clydeplan Strategic Development Plan and Policy 1 of

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the 2018 Proposed Inverclyde Local Development Plan. The proposal is also contrary to the placemaking aims of policy SDS3 of the 2014 Inverclyde Local Development Plan;

(4) the proposal is not a form of residential development in the Green Belt supported by Policy RES7 of the 2014 Inverclyde Local Development Plan;

(5) the proposal fails in respect of Policy RES1 of the 2014 Inverclyde Local Development Plan with reference to the incompatibility with the character and amenity of the area (criterion (a)) and in respect of landscaping proposals and impact on existing landscape features (criteria (b) and (c));

(6) the proposal is contrary to Policies SDS2 and TRA2 of the 2014 Inverclyde Local Development Plan and Policy 10 of the 2018 Proposed Inverclyde Local Development Plan in that it fails to be reasonably accessed by public transport and as such will generate significant traffic demand by private car and will not contribute to sustainable development; and

(7) the proposal is contrary to Policy HER1 of the 2014 Inverclyde Local Development Plan and Policy 28 of the 2018 Proposed Inverclyde Local Development Plan in that there would be a significant and unacceptable impact on the setting and appearance of the Conservation Area and its spatial relationship with the site of the former Bridge of Weir Hospital.

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

108	Local Police & Fire Scrutiny Committee – 29 November 2018	108
	Approved on the motion of Councillor McVey.	
109	Inverclyde Council – 29 November 2018	109
	Approved on the motion of Provost Brennan.	
110	Audit Committee – 8 January 2019	110
	Approved on the motion of Councillor McVey.	
111	Environment & Regeneration Committee (Special) – 10 January 2019	111
	Approved on the motion of Councillor McCormick.	
112	Health & Social Care Committee – 10 January 2019	112
	Approved on the motion of Councillor Dorrian.	
113	Planning Board – 15 January 2019	113
	Approved on the motion of Councillor Wilson.	
114	General Purposes Board – 16 January 2019	114
	Approved on the motion of Councillor Dorrian.	

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115	Environment & Regeneration Committee – 17 January 2019	115
	Approved on the motion of Councillor McCormick.	
116	Education & Communities Committee – 22 January 2019	116
	Approved on the motion of Councillor Clocherty.	
117	Policy & Resources Executive Sub-Committee – 28 January 2019	117
	Approved on the motion of Councillor McCabe.	
118	Policy & Resources Committee – 5 February 2019	118
	Approved on the motion of Councillor McCabe.	
119	Planning Board – 6 February 2019	119
	Approved on the motion of Councillor Wilson.	
120	General Purposes Board – 13 February 2019	120
	Approved on the motion of Councillor Dorrian.	
121	Approval of the Band D Council Tax for 2019/20	121

There was submitted a report by the Chief Financial Officer providing information on the latest position of the 2019/20 Revenue Budget to allow the level of Band D Council Tax for 2019/20 to be determined.

Following discussion, Councillor McCabe seconded by Councillor Clocherty moved:

- (1) that the budget reduction adjustments totalling £330,000, as set out in Appendix 1, be approved;
- (2) that the advice from the Chief Financial Officer and the Head of Legal & Property Services regarding agreeing the Band D Council Tax for 2019/20 in advance of confirmation of the 2019/20 Revenue Budget be noted;
- (3) that the decision to increase the Band D Council Tax for 2019/20 by 4.79% be confirmed;
- (4) that approval be given to the universal introduction of free school meals for primary 4 school children from August 2019; and
- (5) that it be agreed to consider the 2019/20 Budget, which will include the finalised Local Government finance settlement for Inverclyde Council, at a special meeting of the Council on 21 March 2019.

As an amendment to (3), Councillor Brooks seconded by Councillor Wilson moved that the decision to increase the Band D Council Tax for 2019/20 by 3% be confirmed.

On a vote, 2 Members, Councillors Brooks and Wilson, voted in favour of the amendment and 15 Members, Provost Brennan, Councillors Clocherty, Crowther, Curley, Dorrian, Jackson, MacLeod, McCabe, C McEleny, J McEleny, McCormick, Moran, Murphy, Nelson and Robertson, voted in favour of the motion, which was declared carried. 4 Members, Councillors Ahlfeld, McKenzie, McVey and Quinn, abstained from voting.

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Decided:

- (1) that the budget reduction adjustments totalling £330,000, as set out in Appendix 1, be approved;
- (2) that the advice from the Chief Financial Officer and the Head of Legal & Property Services regarding agreeing the Band D Council Tax for 2019/20 in advance of confirmation of the 2019/20 Revenue Budget be noted;
- (3) that the decision to increase the Band D Council Tax for 2019/20 by 4.79% be confirmed;
- (4) that approval be given to the universal introduction of free school meals for primary 4 school children from August 2019; and
- (5) that it be agreed to consider the 2019/20 Budget, which will include the finalised Local Government finance settlement for Inverclyde Council, at a special meeting of the Council on 21 March 2019.

122 Resolution: Setting of Band D Council Tax for 2019/20 122

Arising from the foregoing paragraph, Councillor McCabe seconded by Councillor Clocherty moved that the Council implement a 4.79% increase in the Council Tax for financial year 2019/20 and accordingly resolve to set the Band D Council Tax at £1,293.05.

Decided: that the Band D Council Tax for 2019/20 be set at £1,293.05.

123 Creating a Scottish Jewish Heritage Centre Incorporating a Scottish Holocaust-era Study Centre – Request from Councillor McCabe 123

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a request received from Councillor McCabe that the Council give consideration to a request from the Scottish Jewish Heritage Centre for an annual grant of £2,000-£5,000 from year 2019/2020 to help deliver a project for the creation of a Scottish Jewish Heritage Centre incorporating a Holocaust-era Study Centre based at Garnethill Synagogue, Glasgow.

Decided: that a one-off donation of £10,000 over a period of 5 years be made to the Scottish Jewish Archives Centre from the revenue contingency fund for the creation of a Scottish Jewish Heritage Centre incorporating a Scottish Holocaust-era Study Centre subject to the Council's normal checks and due diligence for grant receiving organisations and the detailed provisions of the Council's grant award letter.

124 Flying the Pride Flag for LGBT History Month – Request from Councillor McCabe 124

There was submitted a report by the Head of Legal & Property Services on a request received from Councillor McCabe that the Council fly the Pride Flag at the Municipal Buildings, Greenock from Friday 22 to Thursday 28 February 2019 and for the whole of the month of February in future years in support and recognition of LGBT History Month. Following discussion, Councillor McCabe seconded by Councillor Clocherty moved that the Council fly the Pride Flag at the Municipal Buildings, Greenock from Friday 22 February to Thursday 28 February 2019 and for the whole of the month of February in future years in support and recognition of LGBT History Month.

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As an amendment, Councillor C McEleny seconded by Councillor Crowther moved that the Council fly the Pride Flag at the Municipal Buildings, Greenock on 28 February 2019 and 1 February in future years in support and recognition of LGBT History Month, on 17 May for International Day Against Homophobia, Transphobia and Biphobia and 13-14 July, or appropriate dates, in recognition of Glasgow Pride.

On a vote, 8 Members, Provost Brennan, Councillors Clocherty, Dorrian, Jackson, McCabe, McCormick, Moran and Murphy, voted in favour of the motion and 13 Members, Councillors Ahlfeld, Brooks, Crowther, Curley, MacLeod, C McEleny, J McEleny, McKenzie, McVey, Nelson, Quinn, Robertson and Wilson voted in favour of the amendment, which was declared carried.

Decided: that the Council fly the Pride Flag at the Municipal Buildings, Greenock on 28 February 2019 and 1 February in future years in support and recognition of LGBT History Month, on 17 May for International Day Against Homophobia, Transphobia and Biphobia and 13-14 July, or appropriate dates, in recognition of Glasgow Pride.

125 Charter against Modern Slavery 125

There was submitted a report by the Head of Legal & Property Services asking the Council to consider whether it would wish to become a signatory to the Charter against Modern Slavery.

Decided: that the Council become a signatory to the Charter against Modern Slavery.

126 Proposed Traffic Regulation Order – The Inverclyde Council Disabled Persons’ Parking Place (On-Street) Order 2A 2018 – The Local Authorities’ Traffic Orders (Procedure) (Scotland) Regulations 1999: Remit from Environment & Regeneration Committee 126

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 10 January 2019 requesting approval of the proposed Traffic Regulation Order - The Inverclyde Council Disabled Persons’ Parking Place (On-Street) Order 2A 2018.

Decided: that approval be given to the making of the Traffic Regulation Order - The Inverclyde Council Disabled Persons’ Parking Place (On-Street) Order 2A 2018 and that the Head of Service - Roads & Transportation and the Head of Legal & Property Services be authorised to undertake all necessary action in connection therewith.

127 Proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 9) Order 2018: Remit from Environment & Regeneration Committee 127

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 17 January 2019 requesting approval of the proposed Traffic Regulation Order - The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 9) Order 2018.

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Decided: that approval be given to the making of the Traffic Regulation Order - The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 9) Order 2018 and that the Head of Service - Roads & Transportation and the Head of Legal & Property Services be authorised to undertake all necessary action in connection therewith.

128 Proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 10) Order 2018: Remit from Environment & Regeneration Committee 128

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 17 January 2019 requesting approval of the proposed Traffic Regulation Order - The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 10) Order 2018.

Decided: that approval be given to the making of the Traffic Regulation Order - The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 10) Order 2018 and that the Head of Service - Roads & Transportation and the Head of Legal & Property Services be authorised to undertake all necessary action in connection therewith.

129 Proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Inner Greenock) (Controlled Parking Zone) (Variation No. 6) Order 2018: Remit from Environment & Regeneration Committee 129

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 17 January 2019 requesting approval of the proposed Traffic Regulation Order - The Inverclyde Council (Various Roads) (Inner Greenock) (Controlled Parking Zone) (Variation No. 6) Order 2018.

Decided: that approval be given to the making of the Traffic Regulation Order - The Inverclyde Council (Various Roads) (Inner Greenock) (Controlled Parking Zone) (Variation No. 6) Order 2018 and that the Head of Service - Roads & Transportation and the Head of Legal & Property Services be authorised to undertake all necessary action in connection therewith.

130 Proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 6) Order 2018: Remit from Environment & Regeneration Committee 130

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 17 January 2019 requesting approval of the proposed Traffic Regulation Order - The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 6) Order 2018.

Decided: that approval be given to the making of the Traffic Regulation Order - The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 6) Order 2018 and that the Head of Service - Roads & Transportation and the Head of Legal & Property Services be authorised to undertake all necessary action in connection therewith.

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131 Treasury Management Strategy Statement and Annual Investment Strategy – 2019/20 – 2022/23: Remit from Policy & Resources Committee 131

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Policy & Resources Committee of 5 February 2019 relative to the Treasury Management Strategy Statement and Annual Investment Strategy 2019/20 – 2022/23.

Decided: that approval be given to:

- (a) The Treasury Management Strategy and Annual Investment Strategy;
- (b) Authorised Limits for 2019/23;
- (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).

132 River Clyde Homes: Reduction in Board Membership – Remit from Policy & Resources Committee 132

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Policy & Resources Committee of 5 February 2019 relative to the implications of the Regulation of Social Housing (Influence of Local Authorities) (Scotland) Regulations 2018 and requesting the Council to determine the two Council nominees to the Board of River Clyde Homes.

Decided: that Councillors Brooks and Curley be appointed as the Council's nominees to the Board of River Clyde Homes.

133 Women's Forum – Remit from Policy & Resources Committee 133

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Policy & Resources Committee of 5 February 2019 relative to the progress of the Women's Forum and seeking the appointment of a Women's Champion.

Following discussion, Councillor Ahlfeld seconded by Councillor McVey moved that Councillor Quinn be appointed the Council's Women's Champion.

As an amendment, Councillor Jackson seconded by Councillor Moran moved that Councillor Murphy be so appointed.

On a vote, 8 Members, Provost Brennan, Councillors Clocherty, Dorrian, Jackson, McCabe, McCormick, Moran and Murphy, voted in favour of the amendment and 13 Members, Councillors Ahlfeld, Brooks, Crowther, Curley, MacLeod, C McEleny, J McEleny, McKenzie, McVey, Nelson, Quinn, Robertson and Wilson, voted in favour of the motion, which was declared carried.

Decided: that Councillor Quinn be appointed the Council's Women's Champion.

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 the following item on the grounds that it contained exempt information as defined in the respective paragraphs of Part I of Schedule 7(A) of the Act as detailed in the relevant minute.

Appendices to Minutes

134	Health & Social Care Committee – 10 January 2019	134
	Approved on the motion of Councillor Dorrian.	
135	General Purposes Board – 16 January 2019	135
	Approved on the motion of Councillor Dorrian.	
136	Environment & Regeneration Committee – 17 January 2019	136
	Approved on the motion of Councillor McCormick.	
137	Policy & Resources Executive Sub-Committee – 28 January 2019	137
	Approved on the motion of Councillor McCabe.	
138	General Purposes Board – 13 February 2019	138
	Approved on the motion of Councillor Dorrian.	

AUDIT COMMITTEE – 26 FEBRUARY 2019

Audit Committee

Tuesday 26 February 2019 at 3pm

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

Chair: Councillor Rebecchi presided.

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

In attendance also: Mr M Laird, Audit Scotland.

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

139 Apologies, Substitutions and Declarations of Interest 139

No apologies for absence or declarations of interest were intimated.

140 Internal Audit Progress Report – 3 December 2018 to 1 February 2019 140

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 3 December 2018 to 1 February 2019.

Decided: that the Committee note the monitoring report in respect of Internal Audit activity for the period 3 December 2018 to 1 February 2019.

141 External Audit Plan 2018/19 141

There was submitted a report by the Chief Financial Officer presenting the External Audit Plan for 2018/19 produced by Audit Scotland.

Decided: that the Committee note the external Annual Audit Plan 2018/19.

142 The National Fraud Initiative in Scotland – 2018/2019 Exercise 142

There was submitted a report by the Corporate Director Environment, Regeneration & Resources providing an update on the progress of the National Fraud Initiative in Scotland 2018/2019 Exercise.

Decided:

- (1) that the Committee note the contents of the report; and
- (2) that further updates be provided to the Committee as part of the Internal Audit Progress report which will outline progress with the 2018/2019 exercise.

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 6 of Part I of

Schedule 7(A) of the Act.**143 Appendix relative to Item 2 providing update on a Special Investigation 143**

There was submitted an appendix to the Internal Audit Progress Report providing an update on a special investigation.

Decided: that the Committee note the appendix.

HEALTH & SOCIAL CARE COMMITTEE – 28 FEBRUARY 2019

Health & Social Care Committee

Thursday 28 February 2019 at 3pm

Present: Councillors Brooks, Crowther, Dorrian, Jackson, J McEleny (for MacLeod), McCabe, 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 & Criminal Justice, Service Manager (Assessment & Care), Ms A Edmiston (for Chief Financial Officer), Ms V Pollock (for Head of Legal & Property Services) and Ms S Lang (Legal & Property Services).

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

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| 144 | Apologies, Substitutions and Declarations of Interest | 144 |
| | An apology for absence was intimated on behalf of Councillor MacLeod, with Councillor J McEleny substituting. | |
| | Councillor Brooks declared an interest in Agenda Items 9 (Rapid Rehousing Transition Plan) and 11 (Governance of HSCP Commissioned External Organisations). | |
| 145 | Revenue and Capital Budget Report – 2018/19 Revenue Projected Outturn as at 31 December 2018 | 145 |
| | There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership and Chief Financial Officer on the projected outturn on the Revenue and Capital Budgets for 2018/19 as at 31 December 2018. | |
| | Decided: | |
| | (1) that the projected underspend of £593,000 in the current year Revenue Budget as at 31 December 2018 be noted; | |
| | (2) that the current projected Capital position be noted; | |
| | (3) that the current Earmarked Reserves position be noted; and | |
| | (4) that it be agreed to note and support the transfer of £75,000 from the projected underspend to Earmarked Reserves. | |
| 146 | UNISON Ethical Care Charter Progress Report | 146 |
| | There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership providing an update on the previous six months of implementation of UNISON'S Ethical Care Charter (ECC) within Inverclyde HSCP, analysing the HSCP's compliance with the Ethical Care Charter in respect of internal and externally commissioned Home Care Services, highlighting areas of good practice and suggesting areas for improvement. | |

HEALTH & SOCIAL CARE COMMITTEE – 28 FEBRUARY 2019

Decided:

- (1) that the significant progress which has been made since accreditation in 2016 in meeting the requirements of the Ethical Care Charter be noted;
- (2) that it be noted that the Staff Partnership Forum is monitoring compliance in relation to the Ethical Care Charter and will report progress on an annual basis, with the next report due in October 2019; and
- (3) that a report be submitted to the Committee providing further details in relation to (a) the issue of choice around zero hours contracts, (b) tender weightings and (c) the implementation of the 15 minutes visit time.

147 Audit Scotland Report – Health and Social Care Integration: Update on Progress 147

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership appending the recent Audit Scotland report 'Health and Social Care Integration: Update on Progress' and advising of the key areas relevant to the Council.

Decided:

- (1) that it be agreed to note the Audit Scotland report 'Health and Social Care Integration: Update on Progress' and the Inverclyde position in relation to the report's key messages as set out in Appendix 1; and
- (2) that a report be submitted to the Committee on the review of progress carried out by the Ministerial Strategic Group for Health and Social Care Integration and the Inverclyde HSCP self-assessment of integration, to allow the Committee to be advised of achievements to date, further aspirations and current governance arrangements, including the relationship between the Committee and Integration Joint Board.

148 Externally Commissioned Review of Advice Provision 148

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership requesting the Committee to note the findings and recommendations from the externally commissioned Review of Advice Provision which had been submitted to the Policy & Resources Committee on 5 February 2019 for approval.

Decided:

- (1) that the analysis, findings and recommendations from the External Review of Advice Provision be noted;
- (2) that it be noted that Officers will progress recommendations 2, 3, 4, 5, 7, 8, 9 and 10 as set out in the review report; and
- (3) that it be noted that the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership will take a lead in the further discussion which is required in relation to recommendations 1, 6 and 11 and will provide an update to a future meeting of the Committee.

149 Draft Inverclyde HSCP Strategic Plan 2019-2024 149

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership appending an updated draft of the second Inverclyde HSCP Strategic Plan 2019 – 2024 for comment and noting.

Decided: that the draft Inverclyde HSCP Strategic Plan 2019-2024 be noted.

HEALTH & SOCIAL CARE COMMITTEE – 28 FEBRUARY 2019

- 150 Proposed Contribution to the IJB 2019/20 150**
- There was submitted an updated report by the Chief Financial Officer and Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership seeking support for the contribution from Inverclyde Council to the Inverclyde IJB for 2019/20, subject to the final 2019/20 Budget decisions due to be taken by the Council on 21 March 2019.
- Decided:**
- (1) that the significant extra funding allocated to Councils to be spent on Social Care as part of the 2019/20 Budget, together with the conditions attached, be noted;
 - (2) that support be given to the proposals set out in paragraph 5.3 and illustrated in Appendix 1 to mitigate the impact elsewhere in the Council Budget arising from the conditions set by the Scottish Government; and
 - (3) that it be agreed that the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership engage with the Inverclyde Integration Joint Board regarding the draft proposals, subject to the final decision of the Council on 21 March 2019.
- 151 Updating of the Contract Management Framework 151**
- There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership seeking approval of the updated draft Contract Management Framework.
- Decided:** that approval be given to the Contract Management Framework appended to the report and the roles and responsibilities performed by the current service.
- 152 Rapid Rehousing Transition Plan 152**
- There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership appending the first draft of the Rapid Rehousing Transition Plan (RRTP) for noting and advising of progress made in development of the plan.
- Councillor Brooks declared a non-financial interest in this item as a Member of the Board of River Clyde Homes. 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:**
- (1) that the first draft of the Rapid Rehousing Transition Plan (RRTP) be noted;
 - (2) that it be noted that the first draft of the RRTP was approved by the Environment & Regeneration Committee in January 2019 and had been submitted to the Scottish Government; and
 - (3) that it be noted that future reporting of the RRTP will be through the Strategic Housing Investment Plan (SHIP) and Local Housing Strategy (LHS) and that the final version and annual reviews of the RRTP as part of the SHIP process will be submitted to the Environment & Regeneration Committee for approval and to the Health & Social Care Committee for noting.
- 153 Social Isolation and Older Adults 153**
- There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership providing an overview of the work being undertaken involving the HSCP and partners to address the impact of social isolation on older adults.

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Decided:

- (1) that the positive work undertaken in relation to social isolation by the HSCP and partner agencies be noted;
- (2) that the commitment to addressing social isolation and loneliness within the HSCP Strategic Plan as part of the approach to public health be noted; and
- (3) that a further report be submitted to the Committee providing any benchmarking information available.

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 out opposite each item.

Item	Paragraph(s)
Governance of HSCP Commissioned External Organisations	6 & 9
Criminal Justice Social Work Funding	1 & 11

154 Governance of HSCP Commissioned External Organisations**154**

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.

Councillor Brooks declared a non-financial interest in this item as a Member of the Board of River Clyde Homes. 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:

- (1) that the governance report for the period 24 November 2018 to 25 January 2019 as detailed in Appendix 1 be noted; and
- (2) that it be acknowledged 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.

155 Criminal Justice Social Work Funding**155**

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership advising of proposals being taken forward by Criminal Justice Social Work Services to mitigate the impact of the changes to the national Criminal Justice Social Work (CJSW) funding formula which was introduced on 1 April 2017 and which had resulted in the Council facing an approximately 25% reduction in grant funding over a five year period.

Decided: that the contents of the report be noted and that approval be given to the work currently being undertaken to realise efficiencies and budget reductions aimed at delivering the service within the Scottish Government's grant allocation.

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Councillor Wilson declared a non-financial interest in this matter as a Director of Link Housing Association and as a Director of Larkfield Housing Association and left the meeting. Councillor Nelson assumed the Chair.

After discussion, Councillor Nelson moved (A) that prior to the issuing of planning permission, a Section 75 Agreement be entered into requiring that the applicant finances upgrading of the Network Rail bridge at the north-eastern corner of the site to bring it up to adoptable standard and on satisfactory completion the Council adopt maintenance and ownership of the bridge, all prior to the commencement of construction within the application site; and (B) that on registration of the Section 75 Agreement required by point (A), the application be granted subject to the conditions detailed in the report.

As an amendment, Councillor Rebecchi moved that consideration of the application be continued (1) for further discussion with Network Rail regarding the bridge at the north-eastern corner of the site and (2) for further discussion with the applicant regarding access to and egress from the site.

As a further amendment, Councillor J McEleny moved that planning permission be refused as the already severely congested roads infrastructure would be unable to cope with the additional traffic generated by the proposed development despite the proposed signalisation of the new junction with the trunk road.

On a vote between the two amendments, one Member, Councillor Rebecchi, voted for his amendment and four Members, Councillors Crowther, Dorrian, J McEleny and McVey, voted for the amendment by Councillor J McEleny. Councillor Rebecchi's amendment, having received fewer votes, then fell. Five Members, Provost Brennan, Councillors Clocherty, Jackson, McKenzie and Nelson, abstained from voting.

On a vote between the motion and the amendment by Councillor J McEleny, four Members, Councillors Crowther, Dorrian, J McEleny and McVey, voted for the amendment and five Members, Provost, Brennan, Councillors Clocherty, Jackson, McKenzie and Nelson, voted for the motion, which was declared carried. One Member, Councillor Rebecchi, abstained from voting.

Decided:

(A) that prior to the issuing of planning permission, a Section 75 Agreement be entered into requiring that the applicant finances upgrading of the Network Rail bridge at the north-eastern corner of the site to bring it up to adoptable standard and on satisfactory completion the Council adopt maintenance and ownership of the bridge, all prior to the commencement of construction within the application site; and

(B) that on registration of the Section 75 Agreement required by point (A), the application 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 dwellings hereby permitted 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 prior to their use samples of all hard landscaping materials shall be submitted to and approved in writing by the Planning Authority. The approved materials shall thereafter be used unless any alternative is agreed in writing with the Planning Authority, to ensure the suitability of these materials;

(3) that prior to the commencement of development full details of a phasing plan for all soft and hard landscaping and details of all management and maintenance arrangements, shall be submitted to and approved in writing by the Planning Authority, to ensure the timely provision of an adequate landscaping scheme in the interests of visual amenity;

(4) that the landscaping scheme approved in terms of condition 3 above shall be

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implemented in full in accordance with a phasing plan to be agreed in writing by the Planning Authority prior to the commencement of development. 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;

(5) that prior to the commencement of development, full details of the equipped play area, including details of management and maintenance arrangements, shall be submitted to and approved in writing by the Planning Authority including a phasing plan for provision of the play area. The play area shall subsequently be provided in accordance with the approved phasing plan, to ensure the provision of adequate play facilities;

(6) that prior to the commencement of development, details of traffic calming measures shall be agreed in writing with the Planning Authority, in the interests of traffic and pedestrian safety;

(7) that no dwelling hereby permitted shall be occupied until the footway and road serving it are completed to sealed base course level, to ensure the provision of adequate traffic and pedestrian facilities;

(8) that prior to the last of the dwellings in each of the “neighbourhoods” hereby permitted being occupied, all footways and roads serving the dwellings in that neighbourhood shall be completed to final wearing course level, to ensure the provision of adequate traffic and pedestrian facilities;

(9) 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 and all other surface water areas, to control runoff from the site to reduce the risk of flooding;

(10) 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;

(11) 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;

(12) that removal/retractable bollards shall be fitted at the north-easternmost access from Inverkip Road prior to the commencement of development. Details of the bollards shall be submitted to and approved in writing by the Planning Authority prior to their use, to ensure that this access is for emergency vehicular use only in order that the site is developed in accordance with the approved transport strategy;

(13) that development shall not proceed until the agreed Japanese Knotweed control measures are implemented. Any significant variation to the treatment methodology shall be submitted for approval in writing by the Planning Authority prior to implementation, to help arrest the spread of Japanese Knotweed in the interests of environmental protection;

(14) 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 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 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;

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(15) 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 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, 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;

(16) 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;

(17) 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 preservation of the trees not to be removed;

(18) that no tree felling, lopping or scrub clearance shall take place within the main bird breeding season, March to June inclusive, and all such works will be preceded by a check for nesting birds in accordance with the Nature Conservation (Scotland) Act 2014 and the protection of wildlife. No development shall take place until details of protection measures have been submitted to and approved in writing by the Planning Authority, in the interests of wildlife protection;

(19) that no development shall take place within the development site as outlined in red on the approved plans until the developer has secured the implementation of a programme of archaeological works in accordance with a written scheme of investigation which has been submitted by the applicant and approved by the Planning Authority. The developer shall ensure that the programme of archaeological works is fully implemented and that all recording and recovery of the archaeological resources within the development site are undertaken to the satisfaction of the Planning Authority and its archaeological advisor, in the interests of antiquity;

(20) that the remote footpaths shown on the approved drawings shall be provided in accordance with a phasing plan to be submitted to and approved in writing by the Planning Authority. Full details of the means of connection and surfacing of the paths shall be submitted to and approved in writing by the Planning Authority prior to their provision, to ensure the provision of adequate footpath connections;

(21) that the recommendations contained within the Ecus Environmental Consultant's "Ecological Appraisal" dated February 2017 shall be implemented in full, in the interests of wildlife protection;

(22) that the recommendations contained within the Echoes Ecology Ltd "Bat Survey" report dated 25 July 2018 shall be implemented in full, in the interests of wildlife protection;

(23) that no development shall take place on site until such time as details of a boundary fence adjacent to Network Rail's boundary have been submitted to and approved in writing by the Planning Authority. A suitable trespass proof fence of at least 1.8 metres in height adjacent to Network Rail's boundary must be installed prior to

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occupation of the first dwelling hereby permitted and provision for the fence's future maintenance and renewal shall be made. Network Rail's existing boundary measure must not be removed without prior permission. The fencing shall be carried out only in full accordance with such approved details, in the interests of public safety and the protection of Network Rail infrastructure;

(24) that drainage must be collected and diverted away from the railway unless through existing channels. Details of all changes in ground levels, laying of foundations, and operation of mechanical plant in proximity to the rail line must be submitted to Network Rail's Asset Protection Engineer for approval prior to works commencing on site. Where any works cannot be carried out in a "fail-safe" manner, it will be necessary to restrict those works to periods when the railway is closed to rail traffic i.e. by a "possession" which must be booked via Network Rail's Asset Protection Engineer and is subject to a minimum prior notice period for booking of 20 weeks, in the interests of public safety and the protection of Network Rail infrastructure;

(25) that the proposed development shall be limited to 200 dwellings, to restrict the scale of the development to that suited to the layout of the existing access and minimise interference with the safety and free flow of traffic on the trunk road;

(26) that the proposed A78(T)/Branchton Road/Gleninver Road junction shall be constructed to a layout generally consistent with Drawing 120756/1016, dated 17 October 2018, forming part of the Transport Assessment and provided in support of application 18/0205/IC. The finalised junction layout, type and method of construction shall be submitted for approval by the Planning Authority, in consultation with Transport Scotland, as Trunk Road Authority, before any part of the development is commenced to minimise interference with the safety and free flow of the traffic on the trunk road;

(27) that the proposed A78(T)/proposed development emergency access junction shall be constructed to a layout generally consistent with Drawing 120756/1002 A, dated 22 November 2017, forming part of the Transport assessment and provided in support of application 18/0205/IC. The finalised junction layout, type and method of construction shall be submitted for approval by the Planning Authority, in consultation with Transport Scotland, as Trunk Road Authority, before any part of the development is commenced, to minimise interference with the safety and free flow of the traffic on the trunk road;

(28) that no part of the development shall be occupied until a comprehensive Travel Plan that sets out proposals for reducing dependency on the private car has been submitted and approved in writing by the Planning Authority, after consultation with Transport Scotland, as the Trunk Road Authority. In particular this Travel Plan shall identify measures to be implemented, the system of management, monitoring, review, reporting and the duration of the plan, to be consistent with the requirements of Scottish Planning Policy (SPP) and PAN 75 Planning for Transport;

(29) that prior to the commencement of the development details of the lighting within the site shall be submitted for the approval of the Planning Authority, after consultation with Transport Scotland, as the Trunk Road Authority, to ensure that there will be no distraction or dazzle to drivers on the trunk road and that the safety of the traffic on the trunk road will not be diminished;

(30) that there shall be no drainage connections to the trunk road drainage system, to ensure that the efficiency of the existing drainage network is not affected;

(31) that prior to the commencement of the construction period, a Construction Traffic Management Plan (CTMP) shall be prepared and agreed in consultation with the Local Authority and Transport Scotland, to minimise interference with the safety and free flow of the traffic on the trunk road, to ensure the safety of pedestrians and cyclists using the trunk road and adjacent facilities, and to be consistent with current guidance and best practice;

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(32) that notwithstanding the terms of condition 1 above, the variation in bricks across the development shall be as per background paper annexe 1, dated 17 January 2019, in the interests of creating a sense of place; and

(33) that prior to the commencement of development full details, including a timetable for provision of the remote footpaths, shall be submitted to and approved in writing by the Planning Authority, to ensure the safe provision of these footpaths.

LOCAL REVIEW BODY – 6 MARCH 2019

Local Review BodyWednesday 6 March 2019 at 4.20pm

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

Chair: Councillor Wilson presided.

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

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

158 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 158

No apologies for absence or declarations of interest were intimated.

159 PLANNING APPLICATIONS FOR REVIEW 159

- (a) Proposed change of use of dwellinghouse (Class 9) and hairdressing salon (Class 1) to children's day nursery (Class 10) including formation of additional off-street car parking space and access ramp:
1 Grieve Road, Greenock (18/0192/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for proposed change of use of dwellinghouse (Class 9) and hairdressing salon (Class 1) to children's day nursery (Class 10) including formation of additional off-street car parking space and access ramp at 1 Grieve Road, Greenock (18/0192/IC) to enable the Local Review Body to consider the matter afresh.

Mr Hamilton acted as Planning Adviser relative to this case.

Mr Kerr referred to a new matter raised by the applicant's agent within the Statement of Review to the Local Review Body. He asked the Local Review Body whether it wished to have regard to the new matter in determining the application for review of refusal of planning permission in terms of Section 43B of the Town & Country Planning (Scotland) Act 1997. It was agreed that the Local Review Body consider the new matter and copies of the relevant section of the Statement of Review to the Local Review Body were circulated.

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 upheld and that planning permission be granted subject to the following conditions:-

1. that the new parking bay shall be a minimum of 5.5 metres by 3 metres, with a gradient of less than 10% parking space, and shall be marked out and surfaced in a permeable hardstanding, all prior to the nursery hereby permitted being brought into use, to ensure the provision of parking facilities and to prevent deleterious materials being carried onto the carriageway;
2. that the nursery use hereby permitted shall not operate outwith the hours of 07.30 to 19.00, Monday to Friday, in the interest of residential amenity;
3. that within the premises at any one time the number of children shall not exceed 26, in the interests of residential amenity;

LOCAL REVIEW BODY – 6 MARCH 2019

4. that pick-up and drop-off times of the nursery shall be at least 15 minutes outwith those of the adjacent Lady Alice Primary School, to help avoid two peak periods of traffic movement coinciding, in the interests of traffic safety and;

5. that the development shall not commence until a report on garden soil chemical quality with an assessment of possible risks to human health has been submitted to and approved, in writing by the Planning Authority. Sampling and assessment is required for all garden and landscaped areas in the proposed development. In the event that contamination is identified a suitable remediation scheme shall be included in this report, to protect human health from contaminated soil in children's play areas.

Advisory Notes

(a) The applicant should submit to the Planning Authority a detailed specification of the containers to be used to store waste materials and recyclable materials produced on the premises as well as specific details of the areas where such containers are to be located. The use of the development shall not commence until the above details are approved in writing by the Planning Authority and the equipment and any structural changes are in place.

(b) All external lighting on the application site should comply with the Scottish Government Guidance Note "Controlling Light Pollution and Reducing Lighting Energy Consumption".

(c) The applicant should be fully aware of the Construction (Design & Management) Regulations 2015 (CDM 2015) and their implications on client duties etc.

(d) Design and Construction of Buildings - Seagulls: It is very strongly recommended that appropriate measures be taken in the design of all buildings and their construction, to inhibit the roosting and nesting of seagulls. Such measures are intended to reduce nuisance to, and intimidation of, persons living, working and visiting the development.

(e) Consultation on Proposed Use: It is strongly recommended that prior to the commencement of any works the applicant consults with Officers of Safer and Inclusive Communities to ensure structural compliance with legislation relating to:

(i) Food Safety Legislation; and

(ii) Health and Safety at Work etc. Act 1974.

(f) Alteration to current use and likely impact on ventilation requirements. It is imperative that if there is any alteration to the use which has been outlined in this application such as a change to the type of cooking carried out, cooking equipment to be used, food types or a significant increase in the volume of cooking officers of Safer and Inclusive Communities (Public Health and Housing) and Planning are consulted with a view to the likely increase in cooking odours resulting in a need to improve the ventilation/air handling to the premises.

As an amendment, Councillor Crowther 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:-

1. contrary to the design guidance in the Council's adopted roads development guide, the proposal fails to provide adequate off-street parking or any drop-off and pick-up facilities, leading to obstructive and inconsiderate parking, which cumulative with existing traffic in the area shall lead to obstructed visibility and accidents at the junction of Grieve Road, Gateside Avenue and Old Inverkip Road, all to the detriment of road safety and contrary to criteria (c) and (f) of the adopted Local Development Plan; and

2. as outside play and activities shall create noise to the detriment of the quality of residential amenity and character enjoyed in adjoining residential property, consequently failing to maintain this part of Greenock as a pleasant and successful place, the proposal is thus contrary to Policy RES1 and criterion (a) of Policy RES6 of

LOCAL REVIEW BODY – 6 MARCH 2019

the adopted Local Development Plan and Policies 20 and 1 of the proposed Local Development Plan.

On a vote, three Members, Councillors Clocherty, Nelson and Wilson, voted for the motion and four Members, Councillors Crowther, Dorrian, McKenzie and Rebecchi, voted for 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:-

1. contrary to the design guidance in the Council's adopted roads development guide, the proposal fails to provide adequate off-street parking or any drop-off and pick-up facilities, leading to obstructive and inconsiderate parking, which cumulative with existing traffic in the area shall lead to obstructed visibility and accidents at the junction of Grieve Road, Gateside Avenue and Old Inverkip Road, all to the detriment of road safety and contrary to criteria (c) and (f) of the adopted Local Development Plan; and

2. as outside play and activities shall create noise to the detriment of the quality of residential amenity and character enjoyed in adjoining residential property, consequently failing to maintain this part of Greenock as a pleasant and successful place, the proposal is thus contrary to Policy RES1 and criterion (a) of Policy RES6 of the adopted Local Development Plan and Policies 20 and 1 of the proposed Local Development Plan.

**(b) External alterations and change of use of former farm outbuildings to forge with associated office and storage accommodation:
Lawpark Farm, Stepends Road, Kilmacolm (18/0140/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for external alterations and change of use of former farm outbuildings to forge with associated office and storage accommodation at Lawpark Farm, Stepends Road, Kilmacolm (18/0140/IC) to enable the Local Review Body to consider the matter afresh.

Ms Pickett acted as Planning Adviser in relation to this case.

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 condition that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town & Country Planning (Scotland) Act 1997 as amended, with the following Advisory Notes being attached to the planning permission:-

1. That all external lighting on the application site should comply with Scottish Government Guidance Note "Controlling Light Pollution and Reducing Lighting Energy Consumption", to protect the amenity of the immediate area, the creation of nuisance due to light pollution and to support the reduction in energy consumption.

2. The applicant should be fully aware of the Construction (Design and Management) Regulations 2015 (CDM 2015) and their implications on client duties, etc.

3. Design and Construction of Buildings – Gulls: It is very strongly recommended that appropriate measures be taken in the design of all buildings and their construction to inhibit the roosting and nesting of gulls. Such measures are intended to reduce nuisance to, and intimidation of, persons living, working and visiting the development.

4. Consultation on Proposed Use: It is strongly recommended that prior to the

LOCAL REVIEW BODY – 6 MARCH 2019

commencement of any works the applicant consults with Officers of Safer and Inclusive Communities to ensure structural compliance with legislation relating to:

- a) Food Safety Legislation; and
- b) Health and Safety at Work etc. Act 1974.

**(c) Proposed elevation treatment and demolition of part of Oak Mall Shopping Centre:
Oak Mall Shopping Centre, Greenock (18/0262/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for proposed elevation treatment and demolition of part of the Oak Mall Shopping Centre, Greenock (18/0262/IC) to enable the Local Review Body to consider the matter afresh.

Mr Williamson acted as Planning Adviser in relation to this case.

Mr Kerr referred to a new matter raised on behalf of the applicant in the form of a table “Oak Mall – Demolition Proposal – Tenant Relocations” within the Grounds of Appeal Statement document. He asked the Local Review Body whether it wished to have regard to the new matter in determining the matter for review of refusal of planning permission in terms of Section 43B of the Town & Country Planning (Scotland) Act 1997. It was agreed that the Local Review Body consider the new matter and copies of the relevant section of the Grounds of Appeal Statement 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 dismissed and that planning permission be refused (upholding the Appointed Officer’s determination) for the following reasons:
 - 1. the unjustified loss of retail floorspace within the town centre inclusive of 14 occupied retail units together with the creation of a large vacant site within the town centre with no proposals or timetable for redevelopment conflicts with the aims of Policy SDS6 in respect of promoting and safeguarding Greenock Town Centre;
 - 2. the proposal is contrary to Policy HER4 of the 2014 Inverclyde Local Development Plan and Policy 29 of the proposed 2018 Proposed Inverclyde Local Development Plan in that there would be a significant and unacceptable impact on the setting of the adjacent Category A listed Greenock Municipal Buildings;
 - 3. the proposal is contrary to Policy HER1 of the 2014 Inverclyde Local Development Plan and Policy 28 of the proposed 2018 Proposed Inverclyde Local Development Plan in that there would be a significant and unacceptable impact on the appearance and setting of the adjacent Conservation Area; and
 - 4. the proposal fails to have regard to the six qualities of successful places as required by Policy 1 of the 2018 Proposed Inverclyde Local Development Plan due to the creation of a large vacant site within the town centre and failure to create a high quality place giving a sense of arrival to the new eastern entrance of the shopping centre. The proposal is therefore also contrary to the placemaking aims of Policy SDS3 of the 2014 Inverclyde Local Development Plan.

ENVIRONMENT & REGENERATION COMMITTEE – 7 MARCH 2019

Environment & Regeneration Committee

Thursday 7 March 2019 at 3pm

Present: Councillors Ahlfeld, Wilson (for Brooks), Clocherty, Curley, Jackson, McCabe, McCormick, Crowther (for C McEleny), J McEleny, McKenzie and Nelson.

Chair: Councillor McCormick presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Head of Legal & Property Services, Technical Services Manager, Ms R McGhee (Legal & Property Services), Mr M Thomson and Ms M McCabe (for Chief Financial Officer), Head of Service – Roads & Transportation, Head of Environmental & Public Protection, Service Manager (Roads), Environmental Services Manager, Service Manager (Public Protection), Head of Regeneration & Planning and Corporate Communications Manager.

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

160 Apologies, Substitutions and Declarations of Interest 160

Apologies for absence were intimated on behalf of Councillor Brooks, with Councillor Wilson substituting, and Councillor C McEleny, with Councillor Crowther substituting.

Declarations of interest were intimated as follows:

Agenda Item 3 (Environment & Regeneration Capital Programme 2018/19 to 2020/21 – Progress) – Councillor Wilson;
 Agenda Item 4 (Riverside Inverclyde – Project Update) – Councillors Clocherty, McKenzie and Nelson;
 Agenda Item 5 (Deposit Guarantee Scheme) – Councillor Curley; and
 Agenda Item 17 (Review of Riverside Inverclyde) – Councillors Clocherty, Curley, McKenzie and Nelson.

161 Environment & Regeneration Revenue Budget 2018/19 – Period 9 to 31 December 2018 161

There was submitted a report by the Chief Financial Officer and the Corporate Director Environment, Regeneration & Resources advising the Committee of the 2018/19 Revenue Budget position as at Period 9 to 31 December 2018.

Decided:

- (1) that the current projected underspend of £205,000 for 2018/19 as at 31 December 2018 be noted; and
- (2) that approval be given to the continued use of the Long Term Empty Homes budget within Housing to fund 50% of the Empty Homes Officer in partnership with River Clyde Homes.

ENVIRONMENT & REGENERATION COMMITTEE – 7 MARCH 2019

162 Environment & Regeneration Capital Programme 2018/19 to 2020/21 – Progress 162

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.

Councillor Wilson declared a non-financial interest in this item as a Board Member of Strathclyde Partnership for Transport. 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:

- (1) that the current position of the 2018/21 Capital Programme and the progress on the specific projects detailed in Appendices 1 and 2 be noted;
- (2) that it be noted that the costs in connection with the additional works for the District Court Room restoration are likely to increase and additional funding will be required and that this will be reported in due course;
- (3) that the addition of projects to address re-roofing works at Inverclyde Centre for Independent Living and Mechanical & Electrical Upgrades at Boglestone Community Centre be noted and that it also be noted that further projects have been identified utilising the 2019/20 core property assets general provision as part of the ongoing review and prioritisation of works based on property condition surveys; and
- (4) that the current City Deal progress detailed in section 8 and Appendix 3 be noted.

163 Riverside Inverclyde – Project Update 163

There was submitted a report together with updated Appendix 1 on Riverside Inverclyde's progress relating to the regeneration projects within Port Glasgow, Greenock and Gourock.

Councillors Clocherty, McKenzie and Nelson declared a non-financial interest in this item as Board Members of Riverside Inverclyde. Councillor Curley also declared a non-financial interest as the organiser of a sporting event 'Port Glasgow 10K' which received a grant from Riverside Inverclyde. All four Members formed the view that the nature of their interests 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 progress to date be noted and that it be noted that further progress reports will be submitted for Members' information and consideration in due course.

164 Deposit Guarantee Scheme 164

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval for a Deposit Guarantee Scheme to help the homeless, potentially homeless or those on low income to rent property in the private rented sector.

Councillor Curley declared a non-financial interest in this item as a private landlord. 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:

- (1) that approval be given to the pilot Deposit Guarantee Scheme for operation in Inverclyde; and

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(2) that a report on the outcomes of the 18 month pilot scheme be submitted to the appropriate Committee.

165 Withdrawal from the European Union 165

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) on actions taken to mitigate the potential risks arising from European Union withdrawal including a “no deal” Brexit and (2) providing an update on the Council’s response to the Audit Scotland report “Withdrawal from the European Union – Key audit issues for the Scottish public sector”.

Decided: that the contents of the report be noted.

166 Street Naming of New Development at Auchneagh Road and Unnamed Road at the Harbours, both Greenock 166

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval for the naming of (a) streets within a new development off Auchneagh Road, Greenock and (b) an unnamed road at the Harbours, Greenock.

Decided:

(1) that the streets within the new development off Auchneagh Road, Greenock be named Auchneagh Gardens and Auchneagh Grove; and

(2) that consideration of the naming of the unnamed road at the Harbours, Greenock be continued for further information on the origin of the name Virginia Street.

167 Joint Collaboration with West Dunbartonshire Council, Strategic Leadership Update 167

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on activities within the Shared Services Joint Committee following the meeting of 11 January 2019.

Decided: that the Committee note the issues discussed at the recent Shared Services Joint Committee, that the Joint Committee will now meet on a three-monthly basis and that reports will only be submitted to the Environment & Regeneration Committee when decisions are required.

168 RAMP Programme – Performance of Microasphalt 168

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the performance of microasphalt surfacing used as part of the RAMP/Capital resurfacing programmes.

Decided: that it be agreed to note the performance of the microasphalt surfacing used as part of the RAMP/Capital resurfacing programmes and that these materials provide a best value approach as part of the Roads Asset Management Strategy.

169 Roads & Transportation – Proposed RAMP/Capital Programme for 2019/20 169

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval in relation to a proposed programme of projects to be undertaken in 2019/20 using RAMP/Capital funding and a grant offer of funding by the Scottish Government for Cycling, Walking and Safer Streets (CWSS) projects.

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Decided:

- (1) that the list of projects for the 2019/20 RAMP/Capital and CWSS grant aided roads related projects as set out in the report be approved; and
- (2) that authority be delegated to the Head of Service – Roads & Transportation to achieve full spend of the RAMP/Capital budget through the substitution of projects from a reserve list when necessary.

170 Proposed Traffic Regulation Order – Disabled Persons’ Parking Places (On-Street) Order No. 4 2018 170

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 2018 and that it be remitted to the Head of Service – Roads & Transportation and the Head of Legal & Property Services to arrange for implementation of the Order.

171 Proposed Traffic Regulation Order – Disabled Persons’ Parking Places (On-Street) Order No. 1 2019 171

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. 1 2019 and that it be remitted to the Head of Service – Roads & Transportation and the Head of Legal & Property Services to arrange for implementation of the Order.

172 Proposed Traffic Calming Measures – Dunlop Street, Greenock 172

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) on the outcome of the consultation procedure undertaken for proposed traffic calming measures at Dunlop Street, Greenock and (2) recommending that the Committee consider the maintained objection in relation to the proposed traffic calming measures at a special meeting of the Committee.

The Head of Legal & Property Services advised of a letter of objection received from Notre Dame High School Parent Council and advised that, should the Committee so wish, it may in terms of the relevant legislation give consideration to the objection.

Decided:

- (1) that consideration be given to the objection from Notre Dame High School Parent Council; and
- (2) that the requirement to hold a public hearing to consider the maintained objections in relation to the proposed traffic calming measures at Dunlop Street, Greenock be noted and that it be remitted to the Head of Service – Roads & Transportation and the Head of Legal & Property Services to make the necessary arrangements for a public hearing at a special meeting of the Environment & Regeneration Committee to be held on Tuesday 16 April 2019 at 3pm.

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173 Proposed Traffic Calming Measures and Road Humps – Lyle Road, Greenock 173

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) on the outcome of the consultation procedure undertaken for proposed traffic calming measures and road humps at Lyle Road, Greenock and (2) recommending that the Committee consider the maintained objections in relation to the proposed traffic calming measures at a special meeting of the Committee.

Decided: that the requirement to hold a public hearing to consider the maintained objections in relation to the proposed traffic calming measures and road humps at Lyle Road, Greenock be noted and that it be remitted to the Head of Service – Roads & Transportation and the Head of Legal & Property Services to make the necessary arrangements for the public hearing at a special meeting of the Environment & Regeneration Committee to be held on Tuesday 16 April 2019 at 3pm.

174 Kilmacolm Parking Study 174

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) on the outcome of a parking study undertaken in Kilmacolm Village Centre and (2) making recommendations in respect of the next steps following the study.

Decided:

- (1) that the findings of the Kilmacolm Parking Study be noted;
- (2) that it be remitted to the Head of Service – Roads & Transportation to undertake a public consultation exercise to consider public opinion on the location and anticipated usage of the proposed car parks on Lochwinnoch Road with access from Bridge of Weir Road, Moss Road/Gillburn Road and the old Police Station and, following the outcome of the public consultation exercise, to provide a detailed design and cost for two of the schemes; and
- (3) that it be noted that a report will be submitted to a future meeting of the Environment & Regeneration Committee detailing the outcome of the public consultation, detailed design and construction costs.

175 Glasgow City Deal – Inverkip (Scottish Power/Transport Scotland) 175

It was noted that this item had been withdrawn and would be submitted to the May meeting of the Committee.

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	Paragraph(s)
Review of Riverside Inverclyde	1, 6, 11 & 12
Materials Recycling Facility – Outcome of Haulage and Sort Tender	6 & 8

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Clune Park Regeneration Plan Progress Report: Update on 6, 9, 12 & 13 Current Actions

Lease of Premises – Inverkip Street, Greenock	2, 6 & 9
Assignment of Lease – Dubbs Road, Port Glasgow	2, 6 & 9
Variation of Current Use – Dubbs Road, Port Glasgow	
Commercial and Industrial Portfolio Information – Scheme of Delegation Register	2, 6 & 9
Shore Street, Gourock: Affordable Housing Site	2, 6 & 9
Upper Kirn Drive, Gourock – Development Proposal	2, 6 & 9
King George VI Building - 9-11 King Street, Port Glasgow	2, 6 & 9
Property Asset Management Report	2, 6 & 9

176 Review of Riverside Inverclyde 176

There was submitted a report by the Corporate Director Environment, Regeneration & Resources providing an update on the review of Riverside Inverclyde. Councillors Clocherty, McKenzie and Nelson declared a non-financial interest in this item as Board Members of Riverside Inverclyde. Councillor Curley also declared a non-financial interest as the organiser of a sporting event 'Port Glasgow 10K' which received a grant from Riverside Inverclyde. All four Members formed the view that the nature of their interests and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision-making process. The meeting adjourned at 4.35pm and re-convened at 4.47pm. Following a vote, the Committee agreed to the action recommended, all as detailed in the Appendix.

177 Materials Recycling Facility – Outcome of Haulage and Sort Tender 177

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the outcome of the tender for the haulage and sorting of dry mixed recyclate from the Council's Materials Recycling Facility.

Decided:

- (1) that approval be given to acceptance of the tender submitted by Ward Recycling Ltd for haulage and sorting of material from the Council's Materials Recycling Facility at Ingleston Park, Greenock, the term of contract being three years with two one year extensions;
- (2) that it be noted that the extra sum of £300,000 allocated by the Committee for the services formerly delivered by Greenlight will be reduced by £120,000 in light of the tender received;
- (3) that the part year position with regard to the kerbside glass service be noted; and
- (4) that agreement be given to the approach to be adopted in respect of Neighbourhood Recycling Points.

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- 178 Clune Park Regeneration Plan Progress Report: Update on Current Actions 178**
- There was submitted a report by the Head of Environmental & Public Protection (1) advising the Committee of the current actions to implement the Council's decisions on the Clune Park Estate and (2) providing a briefing on key, current items to ensure that the Committee is fully advised of progress.
- Decided:** that the current progress in respect of the Clune Park Area Regeneration Plan be noted.
- 179 Mr Drew Hall 179**
- The Convener referred to the forthcoming retirement of Mr Drew Hall, Service Manager (Public Protection), and paid tribute to Mr Hall's service with the Council. On behalf of the Committee, he wished him a long and happy retirement.
- 180 Lease of Premises – Inverkip Street, Greenock 180**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to enter into a lease of premises at Inverkip Street, Greenock.
- Following consideration, the Committee agreed to the action recommended, all as detailed in the appendix.
- 181 Assignment of Lease – Dubbs Road, Port Glasgow 181**
Variation of Current Use – Dubbs Road, Port Glasgow
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval for (1) the assignation and extension of the lease of premises at Dubbs Road, Port Glasgow and (2) variation of the permitted use of premises also at Dubbs Road, Port Glasgow.
- Following consideration, the Committee agreed to the action recommended, all as detailed in the appendix.
- 182 Commercial and Industrial Portfolio Information – Scheme of Delegation Register 182**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the exercise by Officers of powers delegated to them in terms of the Scheme of Delegation and providing an update on the management of the Council's commercial and industrial portfolio for the period January to December 2018.
- Decided:** that the terms of the report be noted.
- 183 Shore Street, Gourrock: Affordable Housing Site 183**
- There was submitted a report by the Head of Legal & Property Services (1) updating the Committee on the status of the site proposed for affordable housing at Shore Street, Gourrock and (2) recommending an option for progress.
- Following consideration, the Committee agreed to the action recommended, all as detailed in the appendix.

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- 184 Upper Kirn Drive, Gourrock – Development Proposal 184**
- There was submitted a report by the Head of Legal & Property Services on the ongoing negotiations relative to the prospective disposal of Council-owned land at Upper Kirn Drive, Gourrock.
Following consideration, the Committee agreed to the action recommended, all as detailed in the appendix.
- 185 King George VI Building - 9-11 King Street, Port Glasgow 185**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on proposals relating to the King George VI Building and making recommendations in this regard.
Following consideration, the Committee agreed to take action, all as detailed in the appendix.
- 186 Property Asset Management Report 186**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources making recommendations in respect of a number of property assets.
Following discussion, the Committee agreed to take action, all as detailed in the appendix.

APPOINTMENT PANEL – HEAD OF EDUCATION – 11 MARCH 2019

Appointment Panel – Head of Education**Monday 11 March 2019 at 3pm**

Present: Councillors J Clocherty, L Quinn and E Robertson, Mr A Fawcett, Chief Executive and Mr S Allan, Corporate Director Environment, Regeneration & Resources.

Present also: Mr S McNab, Head of Organisational Development, Policy & Communications (Adviser to Panel).

Chair: Mr Fawcett presided.

Apologies: An apology for absence was intimated on behalf of Ms R Binks, Corporate Director Education, Communities & Organisational Development

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

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 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.

187 Shortlisting and Arrangements for Interview of Applicants – Post of Head of Education 187

There were submitted copies of applications received from 9 candidates for the post of Head of Education.

The Panel decided to call a shortlist of 6 candidates for interview and thereafter to make an appointment, all as detailed in the appendix.

EDUCATION AND COMMUNITIES COMMITTEE – 12 MARCH 2019

Education and Communities Committee

Tuesday 12 March 2019 at 2pm

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

Chair: Councillor Clocherty presided.

In attendance: Corporate Director Education, Communities & Organisational Development, Head of Inclusive Education, Culture & Communities, Service Manager (Community Learning & Development, Community Safety & Resilience and Sport), Chief Financial Officer, Mr I Cameron and Mr C Given (Finance Services), Ms G Murphy (for Head of Legal & Property Services), Ms S Lang (Legal & Property Services), Acting Head of Education, Corporate Policy, Performance & Partnership Manager, Property Services Manager, Early Years Manager and Corporate Communications Manager.

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

188 Apologies, Substitutions and Declarations of Interest 188

Apologies for absence were intimated on behalf of Councillor MacLeod, with Councillor Crowther substituting, Councillor Murphy, with Councillor Jackson substituting, and Ms P McEwan.

Declarations of interest were intimated as follows:

Agenda Item 5 (Inverclyde Leisure: Annual Report 2017/18) – Councillor Clocherty.

Agenda Item 11 (Beacon Update) – Councillors Clocherty and Robertson.

Agenda Item 16 (Additional School Transport – Increase in SEMP Funding) – Councillor Wilson.

Agenda Item 26 (Early Learning and Childcare - 1140 Hours Expansion Programme) – Councillor Robertson.

189 Communities 2018/19 Revenue Budget - Period 9 to 31 December 2018 189

There was submitted a report by the Chief Financial Officer and Corporate Director Education, Communities & Organisational Development on the position of the 2018/19 Communities Revenue Budget as at Period 9 to 31 December 2018.

Decided: that the current projected underspend of £13,000 in the 2018/19 Communities Revenue Budget as at Period 9 to 31 December 2018 be noted.

190 Communities Capital Programme 2018 - 2021 Progress 190

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

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Decided: that the progress of the specific projects detailed in Appendix 1 of the report be noted.

191 CLD Service Annual Report 2017-18: Progress Report Linking to 3 Year Plan 'Co-ordinating Community Learning and Development in Inverclyde' 191

There was submitted a report by the Corporate Director Education, Communities & Organisational Development advising the Committee of progress within the Community Learning & Development (CLD) Service, with all delivery linking to the 3 year plan 'Co-ordinating Community Learning & Development in Inverclyde'. Copies of the Annual Report 2017-18 were circulated to the Committee.

Decided: that the Community Learning & Development (CLD) Annual Report 2017-18 be noted.

192 Inverclyde Leisure: Annual Report 2017/18 192

There was submitted a report by the Head of Inclusive Education, Culture & Communities appending Inverclyde Leisure's Annual Report 2017/18.

Councillor Clocherty declared a non-financial interest in this item as a Member of the Board of Inverclyde Leisure. 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:

- (1) that the contents of Inverclyde Leisure's Annual Report 2017/18 be noted; and
- (2) that a report be submitted to the Committee on the complaints procedures operated by Inverclyde Leisure.

193 Extension of Opening of Gourock Outdoor Pool 193

There was submitted a report by the Head of Inclusive Education, Culture & Communities providing an update on the attendance levels and net costs incurred by the extension of the opening of Gourock Outdoor Pool in September 2018.

(Councillor Wilson left the meeting during consideration of this item of business).

Decided:

- (1) that the net costs of opening Gourock Pool and attendance levels for the extended opening of the facility over September 2018 be noted;
- (2) that it be noted that the Members' Budget Working Group will consider the mainlining of the costs of the extended opening as part of the 2019/20 budget process; and
- (3) that it be noted that an agreed period of extended opening over 2019 could coincide with any proposed repair work on the Waterfront pool floor.

194 Inverclyde Leisure: Rankin Park Indoor Tennis Facility - Phase 2 Application 194

There was submitted a report by the Head of Inclusive Education, Culture & Communities providing an update on the progress of the Stage 2 application by Inverclyde Leisure to SportScotland relative to the proposed development of the Rankin Park indoor tennis facility.

Decided: that it be agreed to note the success of Inverclyde Leisure's Stage 1 application for funding to develop the Rankin Park indoor tennis facility and the subsequent submission on 1 March 2019 of the Stage 2 application to SportScotland,

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Tennis Scotland and the Lawn Tennis Association.

195 Support Provided to Sporting Organisations/Community Sports Clubs 195

There was submitted a report by the Corporate Director Education, Communities & Organisational Development informing the Committee of the support which Inverclyde Council provides to sporting organisations and community sports clubs.

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

Decided:

- (1) that the contents of the report be noted; and
- (2) that it be noted that, on completion, the Sports Strategy will be submitted to Inverclyde Alliance Board and thereafter to the Committee.

196 Community Facilities 196

(1) Ward 7 Community Facilities: Refurbishment of Grieve Road Community Centre

(2) Community Services: Continued Funding to Craighend, Branchton and Youth Connections

(3) Inverclyde Leisure: Promotion of Community Facilities

There was submitted a replacement report by the Corporate Director Education, Communities & Organisational Development advising the Committee of three aspects of community facilities within Inverclyde, namely (1) the proposed refurbishment of Grieve Road Community Centre following the review of facilities in Ward 7, (2) the continued funding of Craighend Resource Centre, Branchton Community Centre and Youth Connections and (3) proposals to develop Inverclyde Leisure's promotion of community facilities across Inverclyde.

Decided:

- (1) that it be noted that an allocation of £200,000 will be requested from Reserves as part of the budget setting process to address a partial refurbishment/upgrade of the Grieve Road Community Facility;
- (2) that agreement be given to the allocation of the continued one year funding of Branchton and Craighend Community Facilities as detailed in the report and that it be noted that the funding proposals for Youth Connections were the subject of a report later in the agenda;
- (3) that the proposed developments in Inverclyde Leisure's promotion and marketing of Inverclyde community facilities be noted; and
- (4) that it be agreed that Officers continue to work within Wards to review community facilities in Inverclyde.

197 Craighend Resource Centre 197

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) advising the Committee of Inverclyde Council's application to the Regeneration Capital Grants Fund (RCGF) 2018 on behalf of Craighend Resource Centre and (2) seeking delegated authority to accept the grant if awarded.

The Committee was advised that since the writing of the report, intimation had been received that the Stage 2 application had been successful.

Decided:

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- (1) that the success of the Stage 2 funding application for Regeneration Capital Grants Funding on behalf of Craighend Resource Centre be noted; and
- (2) that delegated authority be granted to the Corporate Director Education, Communities & Organisational Development after consultation with the Head of Legal & Property Services and Chief Financial Officer to accept the Regeneration Capital Grants Fund monies on behalf of Inverclyde Council, it being noted that an appropriate Heads of Terms Agreement will be established with Craighend Resource Centre.

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 two items on the grounds that the business involved the likely disclosure of exempt information as defined in the paragraphs of Part I of Schedule 7(A) of the Act as are set out opposite the heading to each item.

Item	Paragraph(s)
Update on the Beacon Arts Centre: The Greenock Arts Guild Ltd	6, 12 and 14
Review of Youth Work	6

198 Update on the Beacon Arts Centre: The Greenock Arts Guild Ltd 198

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing a further update on the Beacon Arts Centre/Greenock Arts Guild Ltd (GAG) as part of the Council's commitment to reporting on the governance of external organisations.

Councillors Clocherty and Robertson declared a non-financial interest in this item as Members of the Board of Greenock Arts Guild Ltd. 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 Corporate Director advised the Committee of the current position relative to the Beacon Arts Centre together with proposed action in this regard. The Committee noted the circumstances as set out in the report and the verbal update by the Corporate Director and agreed that a further report be submitted to a special meeting of the Committee on a date to be arranged, all as detailed in the appendix.

Councillor C McEleny left the meeting at this juncture.

199 Review of Youth Work – Sustainability of IYouth Zone Provision and Youth Connections 199

There was submitted a replacement report by the Head of Inclusive Education, Culture & Communities (1) on a proposed delivery model for IYouth Zones (IYZ) in Inverclyde and a future operating model for Youth Connections following the recent review of youth work and (2) referring to savings in Community Learning and Development to be considered alongside the proposals.

Decided:

- (1) that the contents of the report and the attached Executive Summary from the Youth Work Review be noted;

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- (2) that the Members' Budget Working Group's recommended future funding approach combining Options 2, 3 and 4 as detailed in the report be noted;
- (3) that approval be given to the allocation of the continued one year funding of Youth Connections in the sum of £95,000;
- (4) that the proposals to mainline an element of the IYouth Zone provision be agreed with the resultant impact on the funding gap; and
- (5) that the request for use of £100,000 from Reserves for investment in the Burns Road Youth Connections facility as part of the 2019/20 budget process be noted.

The Communities business concluded at 3.55pm. The Committee commenced consideration of the Education items of business at 4.05pm with Rev. Donaldson, Rev. Burt, Ms Gilpin and Ms McMillan joining the meeting. Councillor Curley did not return to the meeting at this juncture.

200 Education Scotland Report on Port Glasgow High School 200

There was submitted a report by the Corporate Director Education, Communities & Organisational Development informing the Committee of the November 2018 inspection of Port Glasgow High School carried out under the Education Scotland's model of 5 day inspections which focused on progress being made within the school in improving learning and teaching, raising attainment and closing the poverty-related attainment gap. The report advised that in respect of the Quality Indicators, Leadership of Change had been assessed as very good, with Learning, Teaching and Assessment, Raising Attainment and Achievement and Ensuring Wellbeing, Equality and Inclusion all assessed as good.

Mr Stuart Clark, Head Teacher, Port Glasgow High School was present and, along with two pupils, Aaron McAuslan and Claire Steele, addressed the Committee in relation to the inspection report.

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

Decided:

- (1) that the Education Scotland report on Port Glasgow High School be noted; and
- (2) that the Committee's appreciation be extended to all those involved in the inspection process.

201 Education 2018/19 Revenue Budget – Period 9 to 31 December 2018 201

There was submitted a report by the Chief Financial Officer and Corporate Director Education, Communities & Organisational Development on the position of the 2018/19 Education Revenue Budget as at Period 9 to 31 December 2018.

Decided:

- (1) that the current projected underspend of £167,000 in the 2018/19 Education Revenue Budget as at Period 9 to 31 December 2018 be noted; and
- (2) that approval be given to the virements totalling £115,000 detailed in paragraph 7.1 and Appendix 5 of the report.

202 Education Capital Programme 2018 – 2021 Progress 202

There was submitted a report by the Corporate Director Education, Communities & Organisational Development and Chief Financial Officer (1) on the status of the projects forming the Education Capital Programme and (2) highlighting the overall financial position.

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Decided: that the progress of the specific projects detailed in Appendix 1 and the review of the School Estate Funding Model, which is a separate item on the agenda, be noted.

203 Facilities Management 203

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an outline of the services provided within Facilities Management.

Decided: that the functions undertaken by Facilities Management be noted.

204 Additional School Transport – Increase in SEMP Funding 204

There was submitted a report by the Head of Inclusive Education, Culture & Communities informing the Committee of the additional costs incurred in the provision of additional school transport for specific Inverclyde schools which is currently funded through the School Estate Management Programme (SEMP).

Councillor Wilson declared a non-financial interest in this item as the Vice-Chair of Strathclyde Partnership for Transport. 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:

(1) that the circumstances resulting in the increase in school transport costs be noted; and

(2) that the allocation of £324,000 from the School Estate Management Programme (SEMP) to fund the additional transport requirements for session 2018/19 be noted.

205 Education Equality Mainstreaming Report 2019 and Progress on Education Equality Outcomes 2017/21 205

There was submitted a report by the Head of Organisational Development, Policy & Communications (1) seeking approval of the Council's Education Equality Mainstreaming Report 2019 and (2) advising of progress to date in the achievement of the Education Equality Outcomes 2017/21.

During the course of discussion on this item, reference was made to the presentation of information in relation to the various Christian denominations and it was agreed that this be considered further for future reports to the Committee.

Decided:

(1) that the contents of the report be noted;

(2) that approval be given to the refresh of the Education Equality Outcomes 2017/21; and

(3) that approval be given to the insertion of a new improvement action at Education Equality Outcome 3 around the setting up of a Locality Additional Needs (ASN) Forum.

206 Food For Life Accreditation – Bronze Level for Inverclyde Primary Schools 206

There was submitted a report by the Corporate Director Education, Communities & Organisational Development seeking approval to introduce Food for Life accreditation at bronze level for all primary schools in Inverclyde.

Decided:

(1) that it be agreed that the Food for Life Programme be embarked upon to improve

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primary school menus for the young people of Inverclyde; and

(2) that a report be submitted to the Committee on the implications of the decision made by Inverclyde Council on 21 February 2019 to approve the universal introduction of free school meals for primary 4 school children from August 2019.

207 Overview of Ongoing Work on School Empowerment and National Thematic Inspections 207

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) requesting the Committee to note the National Thematic Inspections undertaken by Education Scotland and (2) providing an update on ongoing work towards an empowered system through the Headteachers' Charter for School Empowerment.

Decided: that Inverclyde's contribution to the National Thematic Inspections and emerging guidance on school empowerment be noted.

208 Update on the use of the Pupil Equity Fund 208

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on the use of the Pupil Equity Fund (PEF) for session 2018/19.

Decided:

(1) that the report be noted; and

(2) that a report be submitted to a future meeting of the Committee on the development of a holistic approach to the provision of funding and support aimed at raising the attainment of Looked After Children.

Councillor McVey left the meeting at this juncture.

209 Update on the Glasgow City Region Improvement Collaborative Phase 2 Improvement Plan and the National Interim Evaluation of Regional Improvement Collaboratives 209

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) on progress to date with Phase 2 of the Glasgow City Region Improvement Collaborative, known as the West Partnership, and (2) advising the Committee of the recent national interim evaluation of Regional Improvement Collaboratives (RICs).

Decided: that the progress of the Phase 2 Improvement Plan of the West Partnership and the interim national evaluation be noted.

210 Access to Free Sanitary Products 210

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on the implementation of the Scottish Government commitment to provide free access to sanitary products in schools and community facilities.

(Rev. Burt left the meeting during consideration of this item of business).

Decided: that Inverclyde Council continue to support the commitment to roll out access to free sanitary products across schools and that this be increased in 2019/20 to include a range of places where sanitary products are available for those who need them, it

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being noted that non-school locations should have a range of products available at all times.

211 **Inverclyde's Response to the Children's Commissioner Report 'No Safe Place' 2018** 211

There was submitted a report by the Corporate Director Education, Communities & Organisational Development on the response made by Inverclyde Council to the Children's Commissioner on the recommendation contained within the report 'No Safe Place' published in November 2018.

Decided: that Inverclyde Council's response to the 22 recommendations contained within the Children's Commissioner report 'No Safe Place' 2018 be noted.

212 **Review of School Estate Funding Model and Core Facts Update** 212

There was submitted a report by the Corporate Director Education, Communities & Organisational Development and Chief Financial Officer (1) providing an update on the current position of the School Estate Funding Model and (2) seeking approval of the revised model.

Decided:

(1) that approval be given to the revised Funding Model and associated changes and revisions highlighted in section 5 of the report; and

(2) that it be noted that the revised Funding Model will be built into the Council's revised Financial Strategy due to be submitted to the Council in June 2019.

213 **Year of Young People Report and Legacy** 213

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) on the final report on Inverclyde's Year of Young People 2018 and (2) informing the Committee of the proposed legacy plan going forward.

Decided:

(1) that the final report be noted and that the success of the Year of Young People within Inverclyde be acknowledged; and

(2) that approval be given to the legacy activities from the Year of Young People detailed in the report, subject to the approval of funding.

214 **Early Learning and Childcare - 1140 Hours Expansion Programme** 214

There was submitted a report by the Corporate Director Education, Communities & Organisational Development updating the Committee on important aspects of the Early Years 1140 Hours Expansion Programme.

Councillor Robertson declared a non-financial interest in this item as the spouse of a registered child minder. She also formed the view that the nature of her interest and of the item of business did not preclude her continued presence in the Chamber or her participation in the decision-making process.

(Councillor Wilson left the meeting during consideration of this item of business).

Decided:

(1) that the progress made to date with the implementation of the 1140 Hours Expansion Programme be noted;

(2) that the early phase projects for 2019/20 be agreed and that it be noted that a

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further update on these early phase projects will be submitted to the Committee by summer 2019;

(3) that the support and funding allocation made to providers to support sustainability be noted;

(4) that the current status of graduate recruitment in Inverclyde be noted; and

(5) that the progress made on the recommendations from the February 2018 Audit Scotland report be noted.

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 1 of Schedule 7(A) of the Act.

215 Education Services – Management Restructure**215**

There was submitted a report by the Corporate Director Education, Communities & Organisational Development presenting a comprehensive overview of the proposed changes to the roles and remits within Education Services following the changes to the remits of the Heads of Service agreed by the Policy & Resources Committee on 5 February 2019.

Decided:

(1) that the change of remit and title of the current Head of Inclusive Education, Culture & Communities to Head of Culture, Communities and Educational Resources be noted;

(2) that the change of remit of the current Head of Education be noted; and

(3) that approval be given to the deletion of the Quality Improvement Manager post as specified in the report and the replacement of the post with a Service Manager.

GENERAL PURPOSES BOARD – 13 MARCH 2019

General Purposes Board

Wednesday 13 March 2019 at 3pm

Present: Provost Brennan, Councillors Ahlfeld, Crowther, Curley, Dorrian, J McEleny, Quinn, Robertson and Wilson.

Chair: Councillor Dorrian presided.

In attendance: Mr D Keenan (for Head of Legal & Property Services), Ms F Denver (Legal & Property Services) and Sergeant B Brooks (Police Scotland).

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

- | | | |
|------------|--|------------|
| 216 | Apologies, Substitutions and Declarations of Interest | 216 |
| | <p>Apologies for absence were intimated on behalf of Councillors Brooks, Jackson, MacLeod and Moran, with Councillor Wilson substituting on behalf of Councillor Brooks and Councillor Robertson substituting on behalf of Councillor MacLeod.</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> | |
| 217 | Application for Taxi Driver's Licence | 217 |
| | <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> | |
| 218 | Request for Suspension of Taxi Driver's Licence | 218 |
| | <p>There was submitted a report by the Head of Legal & Property Services requesting the Board to uphold the immediate suspension of a taxi driver's licence to which the Board agreed, all as detailed in the appendix.</p> | |

ENVIRONMENT & REGENERATION COMMITTEE – 14 MARCH 2019

Environment & Regeneration Committee

Thursday 14 March 2019 at 3pm

Present: Councillors Ahlfeld, Clocherty, Curley, Jackson, McCormick, Crowther (for C McEleny), 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.

219 Apologies, Substitutions and Declarations of Interest 219

Apologies for absence were intimated on behalf of Councillors Brooks, McCabe and C McEleny, with Councillor Crowther substituting for Councillor C McEleny.

No declarations of interest were intimated.

220 Proposed Traffic Regulation Order – The Inverclyde Council (Various Roads) (Gourock, Inverkip and Wemyss Bay) (Waiting Restrictions) (Variation No. 6) Order 2018 220
The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999

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 Inverclyde Council (Various Roads) (Gourock, Inverkip and Wemyss Bay) (Waiting Restrictions) (Variation No. 6) Order 2018 (the Proposed TRO), (1) requesting that the Committee adopt the 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.

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, the Committee heard the Objectors, Ms G Brown and Ms N Brown, in relation to the Objections.

Ms G MacFarlane, Head of Service – Roads & Transportation, and Ms E Provan, Environmental & Commercial Services, were present and the Committee heard Ms

ENVIRONMENT & REGENERATION COMMITTEE – 14 MARCH 2019

MacFarlane and Ms Provan 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 Ms G Brown, Ms N Brown, Ms MacFarlane 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 Ms G Brown, Ms N Brown, Ms MacFarlane and Ms Provan 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 Service – Roads & Transportation and the Head of Legal & Property Services to arrange for its implementation in accordance with the statutory procedures, all in accordance with the Rules of Procedure.

GRANTS SUB-COMMITTEE – 20 MARCH 2019

Grants Sub-CommitteeWednesday 20 March 2019 at 3pm

Present: Provost Brennan, Councillors Ahlfeld, Brooks, Crowther (for MacLeod) and J McEleny.

Chair: Councillor Brooks presided.

In attendance: Service Manager, Community Learning & Development, Community Safety & Resilience and Sport, Ms J Fallon (Community Learning & Development), Mr P MacDonald (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 Sub-Committee.

221 Apologies, Substitutions and Declarations of Interest**221**

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

Declarations of interest were intimated as follows:

Agenda Item 2 (Riverside Youth Band) – Councillor Brooks.

Agenda Item 2 (Campaign to Save Inchgreen Dry Dock) – Councillor Crowther.

Agenda Item 2 (Home Start Renfrewshire and Inverclyde) – Councillor J McEleny.

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 4 of Part I of Schedule 7(A) of the Act.

222 Grants to Voluntary Organisations 2018/19**222**

There was submitted a report by the Head of Inclusive Education, Culture & Communities providing details of applications received for consideration for funding from the Grants to Voluntary Organisations (GTVO) Budget in 2018/19.

Councillor Brooks declared a non-financial interest in this item in that he acted as an independent referee in relation to the grant form application by Riverside Youth Band but only as to the suitability of the group for consideration for funding and Councillor Crowther declared a non-financial interest as he is known to the organiser of the campaign to Save Inchgreen Dry Dock. Both Members 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. Councillor J McEleny declared a non-financial interest in Home Start Renfrewshire and Inverclyde as a Trustee of that organisation and did not participate in the consideration of this application or the decision-making process.

Councillor J McEleny moved in relation to the Greenock Cricket Club application that it

GRANTS SUB-COMMITTEE – 20 MARCH 2019

be deferred for consideration to the 2019/20 Grants to Voluntary Organisations budget considerations. As an amendment, Provost Brennan moved that the Officers recommendation of £1,000 be awarded.

On a vote, 2 Members, Provost Brennan and Councillor Brooks voted for the amendment and 3 Members, Councillors Ahlfeld, Crowther and J McEleny, voted for the motion which was declared carried.

Decided:

(1) that Grants to Voluntary Organisations 2018/19 be made as follows:

Group	Award
Greenock Burns Club Youth Committee	£600
Kilmacolm Dramatic Society	£1,000
Rig Arts Ltd	Deferred*
Riverside Youth Band	£1,490
Ardgowan Club	£1,050 (subject to the condition that previous award of £2,000 is returned)
Fort Matilda Bowling Club	£1,500
Lady Alice Bowling Club	£2,000
Lady Alice Bowling Club (Junior Section)	£1,000
Mind Mosaic Counselling and Therapy	Deferred*
St Mary's Episcopal Church, Port Glasgow – L Club	£342
Access Technology Scotland (CIC)	£1,500 (subject to the condition that Officers are satisfied that governance criteria is met)
Fort Matilda Bridge Club	Deferred*
Inverkip Community Initiative	Deferred*
The Holy Family Lunch Club	Deferred*
The Kilmacolm and Port Glasgow Agricultural Society Ltd	Deferred*
Crawfurdsburn Community Centre (OAP Bingo Section)	£500 (subject to the condition detailed in the appendix to the report)
Women's Initiative for Socialising, Health Education & Skills (Wishes)	£1,000 (subject to the condition that 2018 accounts are submitted and approved)
Ardgowan Tennis Club	£1,000 (subject to the condition detailed in the appendix to the report)

GRANTS SUB-COMMITTEE – 20 MARCH 2019

Clydeside Athletic FC	£1,500
Greenock Cricket Club	Deferred*
Greenock United	Reject
Port Glasgow Boys' Club	Reject
St Stephen's Boys' Club	£2,300
Royal West of Scotland Amateur Boat Club	£1,000
Kilmacolm Local Association Guides	Deferred*
Campaign to Save Inchgreen Dry Dock	Deferred*
Clyde Atlantic Trust	£1,000
Glasgow and Clyde Rape Crisis	£2,000
Home Start Renfrewshire and Inverclyde	Deferred*
Inverclyde Heritage Network	£1,000
Inverkip Primary School and Nursery Class Parent Council	£1,000
Police Scotland Youth Volunteers – Inverclyde	£1,500
*Deferred for consideration along with any new applications received for funding from the GTVO budget in 2019/20	

(2) that it be noted that it is the intention of Officers to submit a report to a future meeting of the Education & Communities Committee to provide an overview of the Grants to Voluntary Organisations process and the criteria applied to applications.

THE INVERCLYDE COUNCIL – 21 MARCH 2019

The Inverclyde Council

Thursday 21 March 2019 at 4pm

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

Chair: Provost Brennan presided.

In attendance: Chief Executive, Corporate Director Education, Communities & Organisational Development, Corporate Director Environment, Regeneration & Resources, Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership, Chief Financial Officer, Head of Legal & Property Services, Ms S Lang (Legal & Property Services), Head of Environmental & Public Protection, Head of Service – Roads & Transportation, Head of Organisational Development, Policy & Communications, Ms A Rainey (Organisational Development), Head of Inclusive Education, Culture & Communities, Chief Internal Auditor and Corporate Communications Manager.

223 Apologies and Declarations of Interest

223

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

No declarations of interest were intimated.

224 2019/20 Budget and 2019/23 Capital Programme

224

There was submitted a report by the Chief Financial Officer (1) providing an update on the position in respect of the 2019/20 Revenue Budget and the 2019/23 Capital Programme and (2) seeking the Council's approval of both.

Decided

- (1) that the contents of the report be noted;
- (2) that approval be given to the adjustments as set out in Appendix 3;
- (3) that approval be given to the proposal to balance the budget made by the Members' Budget Working Group as set out in Appendix 4 and that:
 - (a) the savings and policy pressures as set out in Appendix 4 be approved;
 - (b) the detail of the 2019/23 Capital Programme and the proposals to balance the Programme as set out in Appendix 4 be approved; and
 - (c) the write-backs to and subsequent use of Free Reserves as set out in Appendix 4 be approved;
- (4) that approval be given to the financial allocation to the Inverclyde Integration Joint Board in 2019/20 as detailed in Appendix 5B;
- (5) that the savings proposals arising from the budget consultation set out in Appendix 6 be noted;
- (6) that the significant financial challenges faced by the Council based on the projections detailed in Appendix 7 be noted and it be confirmed that the Members' Budget Working Group will continue to meet to develop proposals for a three year budget to be agreed in February/March 2020;
- (7) that the implementation of the new Pay and Grading Model with effect from 1 April 2019 be confirmed;

THE INVERCLYDE COUNCIL – 21 MARCH 2019

(8) that agreement be given to the utilisation of the Early Release Earmarked Reserve to provide funding for the retraining of displaced employees across the Council and that decisions on this matter be delegated to the Corporate Management Team;

(9) that in order to support the development of savings proposals as part of the 2020/23 Budget, delegated authority be granted to the Chief Executive to progress relevant Voluntary Early Release trawls on the understanding that any progression of employee releases will require Committee approval; and

(10) that, due to exceptional circumstances, approval be given to consider the release of those employees who signed up to be released as part of the previous year's Voluntary Early Release trawl but only where such cases meet value for money and the post is part of an approved saving.

EDUCATION AND COMMUNITIES COMMITTEE – 26 MARCH 2019

Education and Communities Committee

Tuesday 26 March 2019 at 1.35pm

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

Chair: Councillor Clocherty presided.

In attendance: Chief Executive, Corporate Director Education, Communities & Organisational Development, Head of Legal & Property Services, Ms G Murphy and Ms S Lang (Legal & Property Services), Chief Financial Officer, Mr C Given and Mr I Cameron (Finance Services) and Head of Organisational Development, Policy & Communications.

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

225 Apologies, Substitutions and Declarations of Interest 225

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

Councillors Clocherty and Robertson declared an interest in Agenda Item 2 (Beacon Arts Centre).

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 12 of Part I of Schedule 7(A) of the Act.

226 Beacon Arts Centre 226

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on a number of matters relating to the Beacon Arts Centre regarding governance and financial sustainability.

Councillors Clocherty and Robertson declared a non-financial interest in this item as Members of the Board of Greenock Arts Guild Ltd. 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 (1) to note the latest position of the Greenock Arts Guild Ltd, recent developments and the short term action plan, (2) to agree proposed funding arrangements as set out in the report subject to conditions, (3) to consider a further update no later than June 2019 and (4) to extend its appreciation to all past and current Board Members and Council Officers for their contributions, all as detailed in the appendix.

POLICY & RESOURCES COMMITTEE – 26 MARCH 2019

Policy & Resources Committee

Tuesday 26 March 2019 at 3pm

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

Chair: Councillor McCabe presided.

In attendance: Chief Executive, Corporate Director Education, Communities & Organisational Development, Head of Inclusive Education, Culture & Communities, Service Manager (Community Learning & Development, Community Safety & Resilience and Sport), Corporate Director Environment, Regeneration & Resources, Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership, Head of Legal & Property Services, Mr A Greer and Ms R McGhee (Legal & Property Services), Chief Financial Officer, ICT Service Manager, Revenues & Customer Services Manager, Head of Organisational Development, Policy & Communications, Corporate Policy, Performance & Partnership Manager and Corporate Communications Manager.

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

227 Apologies, Substitutions and Declarations of Interest 227

Apologies for absence were intimated on behalf of Councillors C McEleny, Rebecchi and Wilson, with Councillor Crowther substituting for Councillor McEleny.

Councillors Ahlfeld and Clocherty declared an interest in Agenda Item 13 (Inverclyde Leisure Trust – ILT Asset Management Plan and replacement of Waterfront Training Pool Moveable Floor).

228 Policy & Resources Capital Programme 2018/2021 – Progress Report 228

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 current position of the 2018/2021 Capital Programme, the report on net advancement and the progress on the specific projects detailed in the report and Appendix 1 be noted.

229 2018/21 Capital Programme 229

There was submitted a report by the Chief Financial Officer on the latest position of the 2018/21 Capital Programme.

Decided: that it be agreed to note the current position of the 2018/21 Capital Programme and that Officers continue to examine ways to minimise any further slippage.

POLICY & RESOURCES COMMITTEE – 26 MARCH 2019

230 Policy & Resources Committee 2018/19 Revenue Budget – Period 10 to 31 January 2019 230

There was submitted a report by the Chief Executive, Corporate Director Environment, Regeneration & Resources, Corporate Director Education, Communities & Organisational Development and Chief Financial Officer on the 2018/19 projected outturn for the Policy & Resources Committee as at Period 10 to 31 January 2019.

Decided:

- (1) that the 2018/19 projected underspend of £716,000 for the Policy & Resources Committee as at Period 10 to 31 January 2019 be noted; and
- (2) that the projected 2018/19 surplus of £20,980 for the Common Good Fund be noted.

231 2018/19 General Fund Revenue Budget as at 31 January 2019 231

There was submitted a report by the Chief Financial Officer (1) on the position of the General Fund Revenue Budget as at 31 January 2019 and (2) providing an update in respect of the position of the General Fund Reserves and Earmarked Reserves.

Decided:

- (1) that the latest position of the 2018/19 Revenue Budget and General Fund Reserves be noted; and
- (2) that it be noted that the use of any Free Reserves will be considered as part of the 2019/20 budget process.

232 Welfare Reform Update 232

There was submitted a report by the Chief Financial Officer providing an update on the latest developments in relation to Welfare Reform.

Decided: that the latest update regarding the impact of Welfare Reform within Inverclyde be noted and that any information available on the effect of Welfare Reform on evictions in the private rented sector in Inverclyde be included in a future report.

Councillor Crowther entered the meeting at this juncture.

233 ICT Services Performance Update 233

There was submitted a report by the Chief Financial Officer providing an update on the Council's Digital and ICT Strategies for 2017-2020, performance and Channel Shift statistics, details of the Council's PC Refresh Programme and a number of upgrade projects being implemented by ICT and the wider Finance Service.

Decided:

- (1) that the Performance Statistics Report and the Action Plan updates for the Digital and ICT Strategies be noted;
- (2) that the progress on the upgrade to Wireless Provision within the Corporate Campus be noted;
- (3) that the projects to implement upgrades to the BACS Banking System and the introduction of an e-Procurement/Purchase to Pay module within the Financial Management System be noted; and
- (4) that the successful conclusion and compliance with the Cyber Resilience Plus and PSN accreditation processes be noted.

POLICY & RESOURCES COMMITTEE – 26 MARCH 2019

- 234 SOLACE Improving Local Government Benchmarking Framework 2017/18 234**
- There was submitted a report by the Head of Organisational Development, Policy & Communications (1) providing details of the Local Government Benchmarking Framework (LGBF) 2017/18 data and (2) highlighting Inverclyde's performance across the range of indicators.
- Decided:**
- (1) that it be noted that the LGBF 2017/18 data was published on 6 February 2019; and
- (2) that it be agreed that the information in the appendix to the report be used to form the basis of the Council's public performance reporting on the LGBF 2017/18.
- 235 Update on the Public Service Improvement Framework (PSIF) 235**
- There was submitted a report by the Head of Organisational Development, Policy & Communications (1) providing an update on the Council's Public Service Improvement (PSIF) programme and (2) seeking approval to move to a three yearly cycle of PSIF assessments.
- Decided:** that a move to a three year cycle of PSIF assessments, which will apply to those services that are not governed by a formal self-evaluation framework, be approved.
- 236 Equality Mainstreaming Report 2019, Progress on Equality Outcomes 2017/21 and Equal Pay Statement 2019 236**
- There was submitted a report by the Head of Organisational Development, Policy & Communications (1) seeking approval of the Equality Mainstreaming Report and (2) providing an update on progress on the achievement of the Equality Outcomes 2017/21 and the Equal Pay Statement 2019.
- Decided:** that the contents of the report be approved.
- 237 Developing Participatory Budgeting in Inverclyde 237**
- There was submitted a report by the Head of Inclusive Education, Culture & Communities updating the Committee on (1) the progress of the Phase 1 Participatory Budgeting (PB) model pilot previously agreed to develop approaches to support decentralisation of budgets and enhance community empowerment and (2) the outcome of the public consultation events to support the application of grant awards to community groups from both the Community Fund and Poverty Initiative Fund through the agreed Community Choices Framework developed as Phase 1 of an Inverclyde Participatory Budgeting model.
- Decided:**
- (1) that the content of the report and planned release of funding to the successful community groups by the end of March 2019 be noted;
- (2) that the consultation, communications and engagement methods, with audiences and key approaches outlined in the report, and the timetable for community events in each Ward be noted; and
- (3) that the planned next steps for development and implementation of the Phase 2 process to implement an appropriate Inverclyde PB model be noted.

POLICY & RESOURCES COMMITTEE – 26 MARCH 2019

238 Marriages within Inverclyde Council Premises - Update 238

There was submitted a report by the Chief Financial Officer updating the Committee on marriage ceremonies within Council premises.

Decided:

- (1) that the successful implementation of the new Marriage Suite in the Port Glasgow Town Hall be noted;
- (2) that it be noted that the former District Court, once renovations are complete, will become an additional venue of choice for marriages in Inverclyde; and
- (3) that the co-operation of Inverclyde Leisure staff during the implementation phase and their ongoing support in supporting marriages delivered by the Council be noted.

239 Inverclyde Leisure Trust – ILT Asset Management Plan and Replacement of Waterfront Training Pool Moveable Floor 239

There was submitted a report by the Head of Legal & Property Services summarising the reasons for the Council's necessary, increasing investment in lifecycle replacement of key building and infrastructure elements of the Waterfront Leisure Centre and other ILT facilities and proposing (1) a joint way forward for future phased investment based upon an ILT Asset Management Plan and (2) a suitable timescale for Waterfront Training Pool moveable floor replacement.

Councillors Ahlfeld and Clocherty declared a non-financial interest in this item as Board Members 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:

- (1) that the terms of the report be noted;
- (2) that approval be given to the joint Council and ILT approach to an investment programme based upon an ILT Asset Management Plan;
- (3) that the timescales for September 2019 completion with submission to the Council and ILT Board thereafter as part of the 2020/2023 budget planning process be noted; and
- (4) that it be confirmed that the replacement of the Waterfront Training Pool moveable floor and its funding options be considered within the above timescales and for implementation in summer 2020, all in liaison with ILT.

240 Version Control and Naming Convention Guidance 240

There was submitted a report by the Head of Legal & Property Services providing an overview of the proposed Version Control and Naming Convention Guidance and seeking approval of the policy, a copy of which was appended to the report.

Decided:

- (1) that the content of the report be noted; and
- (2) that the Version Control and Naming Convention Guidance be approved.

241 Data Protection Impact Assessment Guidance and Template 241

There was submitted a report by the Head of Legal & Property Services providing an overview of the Data Protection Impact Assessment Guidance and Template and seeking approval of the policy, a copy of which was appended to the report.

POLICY & RESOURCES COMMITTEE – 26 MARCH 2019

Decided:

- (1) that the content of the report be noted; and
- (2) that the Data Protection Impact Assessment Guidance and Template be approved.

The Convener being of the opinion that the undernoted report by the Chief Financial Officer was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow a donation, if agreed, to be made at the earliest opportunity. This was agreed unanimously.

242 DEC Appeal – Cyclone Idai**242**

There was submitted a report by the Chief Financial Officer asking the Committee to consider making a donation to the DEC Cyclone Idai Appeal.

Decided: that it be agreed to make a donation of £10,000 from the Revenue Contingency Earmarked Reserve to the DEC Cyclone Idai Appeal.

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	Paragraph(s)
Voluntary Severance Scheme Releases	1
Welfare Reform Update – Appendix 4	6

243 Voluntary Severance Scheme Releases**243**

There was submitted a report by the Head of Organisational Development, Policy & Communications updating the Committee on the position of releases agreed under the Council's Voluntary Severance Scheme since the previous report on 22 May 2018.

Decided:

- (1) that the agreement to release six employees under the Council's Voluntary Severance Scheme as set out in Appendix 1 to the report be noted; and
- (2) that it be noted that future reports will be submitted to the Committee on the release of employees by the Chief Executive under delegated authority on an annual basis.

244 Welfare Reform Update – Appendix 4**244**

There was submitted Appendix 4 relative to Agenda Item 6 (Welfare Reform Update) providing information on rent arrears at Registered Social Landlord level.

Decided: that the terms of Appendix 4 be noted.

APPOINTMENT PANEL – HEAD OF EDUCATION – 27 MARCH 2019

Appointment Panel – Head of Education**Wednesday 27 March 2019 at 8.45pm**

Present: Councillors J Clocherty, L Quinn and E Robertson, Mr A Fawcett, Chief Executive, Ms R Binks, Corporate Director Education, Communities & Organisational Development and Mr S Allan, Corporate Director Environment, Regeneration & Resources.

Present also: Mr S McNab, Head of Organisational Development, Policy & Communications (Adviser to Panel).

Chair: Mr Fawcett presided.

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

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 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.

245 Appointment of Head of Education**245**

The Panel interviewed 6 candidates and agreed to appoint Mr Michael Roach to the post of Head of Education, all as detailed in the appendix.

PLANNING BOARD – 3 APRIL 2019

Planning Board

Wednesday 3 April 2019 at 3pm

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

Chair: Councillor Wilson presided.

In attendance: Development & Building Standards Manager, Mr D Ashman (Regeneration & Planning Services), Shared Head of Service Roads, Service Manager (Roads), Mr J Kerr (for Head of Legal and Property Services), Ms R McGhee (Legal and Property Services) and Corporate Communications Manager.

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

246 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST

246

An apology for absence was intimated on behalf of Councillor Moran, with Provost Brennan substituting.

Declarations of interest were intimated as follows:-

Agenda Item 2(a) (Change of use to Class 3 from Class 1 retail and alterations including new extract ducting, lighting and accessible toilet at 46 Princes Street, Port Glasgow (19/0019/IC)) – Councillor McKenzie; and

Agenda Item 2(b) (Erection of building containing ocean ferry terminal, art gallery and restaurant and associated works at Waterfront car park, Cinema car park and associated land, Custom House Way, Greenock (18/0258/IC)) – Councillors Clocherty, McKenzie, Murphy and Nelson.

247 PLANNING APPLICATIONS

247

There were submitted reports by the Head of Regeneration & Planning and by the Development & Building Standards Manager on applications for planning permission as follows:-

- (a) Change of use to Class 3 from Class 1 retail and alterations including new extract ducting, lighting and accessible toilet:
46 Princes Street, Port Glasgow (19/0019/IC)**

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

Councillor McKenzie declared a non-financial interest in this item as Chair of Port Glasgow Regeneration Forum and in retail premises in Port Glasgow. He also formed the view that the nature of his interests and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision-making process. After discussion, Councillor McKenzie moved that planning permission be refused (1) as the proposal would lead to the loss of a further retail unit in Port Glasgow town centre which would be detrimental to the mix of uses and (2) as the proposal is contrary to

PLANNING BOARD – 3 APRIL 2019

Local Development Plan Policy TCR3 in that it would result in an over-provision of similar Class 3 uses within Port Glasgow town centre.

As an amendment, Councillor Crowther moved that planning permission be granted subject to the conditions detailed in the report.

On a vote, 4 Members, Councillors Clocherty, McKenzie, McVey and Rebecchi, voted for the motion and 6 Members, Provost Brennan, Councillors Crowther, J McEleny, Murphy, Nelson and Wilson, voted for the amendment which was declared carried. One Member, Councillor Dorrian, abstained from voting.

Decided: that planning permission be granted subject to the following conditions:-

(1) that the development shall not commence until a detailed specification regarding the collection, treatment and disposal of cooking odours has been submitted to and approved by the Planning Authority. Such specification shall include precise details on the location of equipment used for the cooking and heating of food, canopies, grease filters, rates of air movement over the canopies, make-up air, air disposal points etc., to protect the amenity of the immediate area and prevent the creation of odour nuisance;

(2) that the system for discharging cooking odours approved under condition 1 shall be fully implemented to the satisfaction of the Planning Authority prior to the commencement of the use hereby approved. It shall then remain in full and effective working order at all times thereafter during the lifetime of the use, to the satisfaction of the Planning Authority, to ensure the provision and retention of the system for discharging cooking odours; and

(3) that deliveries or collections to and from the site shall not be carried out between the hours of 23:00 and 07:00, to protect the amenities of occupiers of premises from unreasonable noise and vibration levels.

(b) Erection of building containing ocean ferry terminal, art gallery and restaurant and associated works:

Waterfront car park, Cinema car park and associated land, Custom House Way, Greenock (18/0258/IC)

The Development & Building Standards Manager advised the Board that, with regard to condition 1 set out in the recommendation, the word “building” should be substituted for “dwellings”.

Councillors Clocherty, McKenzie and Nelson declared a non-financial interest in this item as Board Members of Riverside Inverclyde. Councillor Murphy also declared a non-financial interest by virtue of having attended a presentation by the George Wyllie Foundation. Councillors Clocherty, McKenzie and Murphy formed the view that the nature of their interests and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision-making process. Councillor Nelson left the meeting.

Decided: that 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 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 prior to their use samples of all hard landscaping materials shall be submitted to and approved in writing by the Planning Authority. The approved materials shall thereafter be used unless any alternative is agreed in writing with the Planning Authority, to ensure the suitability of these materials;

(3) that prior to the commencement of development full details of all soft

PLANNING BOARD – 3 APRIL 2019

landscaping within the site shall be submitted to and approved in writing by the Planning Authority. This shall include management and maintenance arrangements, to ensure the provision of an adequate landscaping scheme in the interests of visual amenity;

(4) that the landscaping scheme approved in terms of condition 3 above shall be implemented in full in accordance with a phasing plan to be agreed in writing with the Planning Authority prior to the commencement of development. 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 the provision and retention of an adequate landscaping scheme in the interests of visual amenity;

(5) 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 and other associated connected drainage, to control runoff from the site to reduce the risk of flooding;

(6) 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;

(7) that prior to the commencement of development, confirmation of connection to the Scottish Water Network shall be submitted for approval, to control runoff from the site to reduce the risk of flooding;

(8) that prior to the start of development, details of a survey for the presence of Japanese Knotweed shall be submitted to and approved in writing by the Planning Authority and that, for the avoidance of doubt, this shall contain a methodology and treatment statement where any is found. Development shall not proceed until appropriate control measures are implemented. Any significant variation to the treatment methodology shall be submitted for approval in writing by the Planning Authority prior to implementation, to help arrest the spread of Japanese Knotweed in the interests of environmental protection;

(9) 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;

(10) 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 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, 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;

(11) that the presence of any previously unrecorded contamination or variation to anticipated ground conditions that becomes evident during site works shall be brought

PLANNING BOARD – 3 APRIL 2019

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;

(12) that the building hereby permitted shall not be brought into use until the car park, taxi drop-off and coach drop-off approved layout is constructed, in the interests of public safety;

(13) that the diversion of the coastal footpath shown on the approved drawings shall be implemented prior to the commencement of development, in the interests of public safety;

(14) that details of signage (including cycle route signage) associated with the diversion referred to in condition 13 shall be submitted to and approved in writing by the Planning Authority and thereafter shall be erected and brought into use, all prior to the use of the approved building commencing, in the interests of public safety;

(15) that prior to the commencement of development, full details shall be provided of the gangway connection to the ocean terminal berth, in the interests of public safety;

(16) that the Operational Traffic Management Plan shall be maintained and implemented throughout the life of the facility. Should any changes be required they must be agreed in writing with the Planning Authority, to ensure that traffic associated with the development can operate in a manner which is not detrimental to pedestrian and traffic safety, nor to the disadvantage of adjacent land uses;

(17) that the cycle path adjacent to the building shall be a minimum of 2 metres wide and the footpath a minimum of 1.6 metres wide, to ensure the provision of adequate pedestrian and cycle facilities; and

(18) that prior to the development hereby permitted being brought into use, demountable bollards shall be provided between the footpath/cycle path and the car park, to prevent unauthorised vehicles from causing danger to pedestrians and cyclists.

LOCAL REVIEW BODY – 3 APRIL 2019

Local Review Body

Wednesday 3 April 2019 at 4.05pm

Present: Councillors Clocherty, Crowther, Moran (for Dorrian), McKenzie, Nelson, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

In attendance: Ms F Milne and Mr A Williamson (Planning Advisers), Mr J Kerr (Legal Adviser) and Ms R McGhee (Legal and Property Services).

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

248 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 248

An apology for absence was intimated on behalf of Councillor Dorrian, with Councillor Moran substituting.

No declarations of interest were intimated.

249 PLANNING APPLICATIONS FOR REVIEW 249

**(a) Erection of 2.4m high palisade fence and gates around former car park area:
Car Park off Orchard Street, Greenock (18/0084/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for the erection of a 2.4m high palisade fence and gates around the former car park area at the car park off Orchard Street, Greenock (18/0084/IC) to enable the Local Review Body to consider the matter afresh.

Ms Milne acted as Planning Adviser relative to this case.

Mr Kerr referred to new matters raised by the applicant's agent within the Statement of Review to the Local Review Body and advised that no justification had been received from the applicant's agent in relation to the new matters. The Local Review Body had no regard to the new matters during consideration of the application for review.

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) as the separation of the car park from the functioning of the adjacent retail unit, by the erection of fencing and gates and the removal of the car park markings, will result in the loss of off-street car parking. This will encourage on-street customer, staff and service vehicle parking to the detriment of road safety on Ingleston Street and Orchard Street.

**(b) Proposed extension to retail unit:
(Shop), 3 Bute Street, Gourock (18/0210/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for a proposed extension to the retail unit (shop) at 3 Bute Street, Gourock (18/0210/IC) to enable the Local Review Body to consider the matter afresh.

LOCAL REVIEW BODY – 3 APRIL 2019

Mr Williamson acted as Planning Adviser in relation to this case.

After discussion, Councillor Rebecchi 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) as the proposal compromises the established front building line along Bute Street, thus failing to reflect local architecture and urban form and adversely impacts upon the character and residential amenity and maintenance of this part of Gourock as a successful place. It therefore cannot be justified against criterion (a) of Policy RES6 of the adopted Local Development Plan and is thus contrary to Policies RES1 and TCR10 of the adopted Local Development Plan and Policies 20 and 1 of the proposed Local Development Plan.

As an amendment, Councillor Clocherty 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 following conditions and advisory notes:-

Conditions

1. that the permission hereby granted shall be implemented within 3 years of the date of this permission, to accord with Section 58 of the Town and Country Planning (Scotland) Act 1997;
2. that samples of all facing materials to be used shall be submitted to and approved in writing by the Planning Authority prior to their use. The approved materials shall thereafter be used unless a variation is approved in writing by the Planning Authority, in the interests of visual amenity;
3. that full details of the access gate shall be submitted to and approved in writing by the Planning Authority prior to it being erected, in the interests of visual amenity;
4. that prior to the start of development, details of a survey for the presence of Japanese Knotweed shall be submitted to and approved in writing by the Planning Authority and that, for the avoidance of doubt, this shall contain a methodology and treatment statement where any is found. Development shall not proceed until appropriate control measures are implemented. Any significant variation to the treatment methodology shall be submitted for approval in writing by the Planning Authority prior to implementation, to help arrest the spread of Japanese Knotweed in the interests of environmental protection;
5. 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;
6. 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 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, to ensure contamination is not imported to the site and

LOCAL REVIEW BODY – 3 APRIL 2019

confirm successful completion of remediation measures in the interest of human health and environmental safety;

7. 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; and

8. that deliveries or collections to and from the site shall not be carried out between the hours of 23:00 and 07:00, to protect the amenities of occupiers of premises from unreasonable noise and vibration levels.

Advisory Notes

1. All external lighting on the application site should comply with the Scottish Government Guidance Note “Controlling Light Pollution and Reducing Lighting Energy Consumption”.

2. The applicant must consult or arrange for their main contractor to consult with either Sharon Lindsay or Emilie Smith at Inverclyde Council, Environmental & Public Protection (01475 714200), prior to the commencement of works to agree times and methods to minimise noise disruption from the site.

3. Air conditioning units/heating units/refrigeration units etc. if attached to the property must be suitably insulated or isolated.

4.

(i) The applicant should be fully aware of the Construction (Design & Management) Regulations 2015 (CDM 2015) and their implications on client duties etc.;

(ii) Design and Construction of Buildings – Gulls: It is very strongly recommended that appropriate measures be taken in the design of all buildings and their construction, to inhibit the roosting and nesting of gulls. Such measures are intended to reduce nuisance to, and intimidation of, persons living, working and visiting the development;

(iii) Consultation on Proposed Use: It is strongly recommended that prior to the commencement of any works the applicant consults with Officers of Safer and Inclusive Communities to ensure structural compliance with legislation relating to:

(a) Food Safety Legislation; and

(b) Health and Safety at Work etc. Act 1974.

On a vote, 2 Members, Councillors Nelson and Rebecchi, voted for the motion and 3 Members, Councillors Clocherty, Crowther and Moran, voted for the amendment which was declared carried. 2 Members, Councillors McKenzie and Wilson, abstained from voting.

Decided:

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

(2) that planning permission be granted subject to the following conditions and advisory notes:

Conditions

1. that the permission hereby granted shall be implemented within 3 years of the date of this permission, to accord with Section 58 of the Town and Country Planning (Scotland) Act 1997;

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

3. that full details of the access gate shall be submitted to and approved in writing by the Planning Authority prior to it being erected, in the interests of visual amenity;

LOCAL REVIEW BODY – 3 APRIL 2019

4. that prior to the start of development, details of a survey for the presence of Japanese Knotweed shall be submitted to and approved in writing by the Planning Authority and that, for the avoidance of doubt, this shall contain a methodology and treatment statement where any is found. Development shall not proceed until appropriate control measures are implemented. Any significant variation to the treatment methodology shall be submitted for approval, in writing by the Planning Authority prior to implementation, to help arrest the spread of Japanese Knotweed in the interests of environmental protection;

5. 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;

6. 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 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, 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;

7. 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; and

8. that deliveries or collections to and from the site shall not be carried out between the hours of 23:00 and 07:00, to protect the amenities of occupiers of premises from unreasonable noise and vibration levels.

Advisory Notes

1. All external lighting on the application site should comply with the Scottish Government Guidance Note "Controlling Light Pollution and Reducing Lighting Energy Consumption".

2. The applicant must consult or arrange for their main contractor to consult with either Sharon Lindsay or Emilie Smith at Inverclyde Council, Environmental & Public Protection (01475 714200), prior to the commencement of works to agree times and methods to minimise noise disruption from the site.

3. Air conditioning units/heating units/refrigeration units etc. if attached to the property must be suitably insulated or isolated.

4.

(i) The applicant should be fully aware of the Construction (Design & Management) Regulations 2015 (CDM 2015) and their implications on client duties etc.;

(ii) Design and Construction of Buildings – Gulls: It is very strongly recommended that appropriate measures be taken in the design of all buildings and their

LOCAL REVIEW BODY – 3 APRIL 2019

construction, to inhibit the roosting and nesting of gulls. Such measures are intended to reduce nuisance to, and intimidation of, persons living, working and visiting the development;

(iii) Consultation on Proposed Use: It is strongly recommended that prior to the commencement of any works the applicant consults with Officers of Safer and Inclusive Communities to ensure structural compliance with legislation relating to:

- (a) Food Safety Legislation; and
- (b) Health and Safety at Work etc. Act 1974.

**(c) Non-compliance with standard time condition to extend the time period for commencement of development on site in respect of planning permission 16/0035/IC:
54 Cloch Road, Gourock (18/0325/IC)**

There were submitted papers relative to the application for review of non-compliance with standard time condition to extend the time period for the commencement of the development on site in respect of planning permission 16/0035/IC at 54 Cloch Road, Gourock (18/0325/IC) to enable the Local Review Body to consider the matter afresh. Mr Williamson acted as Planning Adviser in relation to this case.

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 the 2.5m X 90.0m X 1.05m high sightline at the access onto Cloch Road, detailed in drawing 846.SL 1 of planning permission IC/07/384, shall be achieved prior to the house hereby approved being occupied, in the interests of road safety on Cloch Road;
 - 2. that no development shall commence until samples of all external materials have been submitted to and approved in writing by the Head of Regeneration & Planning. Development thereafter shall proceed utilising the approved materials unless the Head of Regeneration & Planning gives his prior written approval to any alternatives, to ensure a continuity of materials in this part of Gourock;
 - 3. that no development shall commence until details of screen planting for the northern side of the driveway have been submitted to and approved in writing by the Head of Regeneration & Planning, to prevent potential overlooking of the rear of the properties at 57 & 58 Cloch Road; and
 - 4. that the approved planting scheme shall be implemented in the first planting season following completion of the house and any specimens that in the subsequent 5 years die, become diseased or are damaged shall be replaced in the next planting season with a similar specimen unless the Head of Regeneration & Planning gives his prior written approval to any alternatives, to prevent potential overlooking of the rear of the properties at 57 & 58 Cloch Road.

GENERAL PURPOSES BOARD – 10 APRIL 2019

General Purposes Board

Wednesday 10 April 2019 at 3pm

Present: Provost Brennan, Councillors Ahlfeld, Brooks, Crowther, Curley, Dorrian, J McEleny and Quinn.

Chair: Councillor Dorrian presided.

In attendance: Mr D Keenan (for Head of Legal & Property Services) and Ms L Carrick (Legal & Property Services).

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

250 Apologies, Substitutions and Declarations of Interest 250

Apologies for absence were intimated on behalf of Councillors Moran and MacLeod.

Councillor Curley declared an interest in agenda Item 2 (Application for Grant of a Street Trader's Licence – Neil Kirkpatrick).

251 Application for Street Trader's Licence – Neil Kirkpatrick 251

There was submitted a report by the Head of Legal & Property Services on an application for the grant of a Street Trader's Licence by Neil Kirkpatrick following receipt of a letter of objection from a member of the public. Mr Kirkpatrick was in attendance.

Councillor Curley declared a non-financial interest in this item as a Board Member of River Clyde Homes. 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.

Following discussion, Councillor Brooks moved that the application be granted. As an amendment Councillor Quinn moved that the application be refused.

On a vote, 1 member, Councillor Quinn, voted for the amendment and 6 members, Provost Brennan, Councillors Brooks, Crowther, Curley, Dorrian and J McEleny voted in favour of the motion, which was declared carried. Councillor Ahlfeld abstained from voting.

Decided: that the application be granted.

252 Request for Suspension of Taxi Driver's Licence 252

There was submitted a report by the Head of Legal & Property Services requesting the Board to uphold the immediate suspension of a taxi driver's licence to which the Board agreed, all as detailed in the Appendix.

ENVIRONMENT & REGENERATION COMMITTEE – 16 APRIL 2019

Environment & Regeneration Committee

Tuesday 16 April 2019 at 3pm

Present: Councillors Ahlfeld, Brooks, Curley, Jackson, McCabe, McCormick, Crowther (for C McEleny), 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.

253 Apologies, Substitutions and Declarations of Interest 253

Apologies for absence were intimated on behalf of Councillors Clocherty and C McEleny, with Councillor Crowther substituting for Councillor C McEleny.

Councillor Brooks declared an interest in Agenda Item 2 (Proposed Traffic Calming Measures – Lyle Road, Greenock).

254 Proposed Traffic Calming Measures – Lyle Road, Greenock 254

There was submitted a report by the Corporate Director Environment, Regeneration & Resources further to the statutory consultation process undertaken in terms of the Roads (Scotland) Act 1984 and associated regulations in relation to proposed traffic calming measures at Lyle Road, Greenock (the Proposal), (1) requesting the Committee to adopt the Rules of Procedure for the purposes of the special meeting, (2) advising, in relation to the Proposal, of the discussion between Council Officers and the persons who have, as part of the public consultation, objected to the Proposal (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 objection in order that the Committee can consider the objections (the Objections) and decide whether or not to approve the Proposal.

Councillor Brooks declared a non-financial interest in this matter as a resident of Newton Street, further east from the proposed traffic calming measures. 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 Traffic Calming Measures 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, the Committee heard the Objectors, Mr C Webster and Mr J MacDougall, in relation to the Objections.

Mr S Walker, Service Manager (Roads), and Ms E Provan, Roads & Transportation,

ENVIRONMENT & REGENERATION COMMITTEE – 16 APRIL 2019

were present and the Committee heard Mr Walker and Ms Provan in support of the Proposal.

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

Following consideration of the Objections, the Committee returned to public session and Mr Webster, Mr MacDougall, Mr Walker and Ms Provan were readmitted to the meeting.

Having considered and having had regard to the Objections and the oral representations made by Mr Webster, Mr MacDougall, Mr Walker and Ms Provan at the meeting:

Councillor Brooks moved that the Objections be upheld in whole and that it be remitted to the Shared Head of Service Roads and the Head of Legal & Property Services to vary the terms of the Proposal to deal with the Objections, to carry out a consultation thereon and (a) in the event of further objection being received to the varied Proposal, report to a future meeting of the Committee with the varied Proposal for approval before implementation or (b) in the event of no further objection being received to the varied Proposal, arrange for its implementation without the need for a further report to a future meeting of the Committee, all in accordance with the Rules of Procedure.

As an amendment, Councillor Curley moved that the Objections be dismissed and that the Proposal as detailed in Appendix 3 be approved and that it be remitted to the Shared Head of Service Roads and the Head of Legal & Property Services to arrange for its implementation, all in accordance with the Rules of Procedure.

On a vote, 4 Members, Councillors Curley, Jackson, McCabe and McCormick, voted for the amendment and 5 Members, Councillors Ahlfeld, Brooks, Crowther, J McEleny and McKenzie, voted for the motion which was declared carried.

The Committee, therefore, further decided:

(4) that the Objections be upheld in whole and that it be remitted to the Shared Head of Service Roads and the Head of Legal & Property Services to vary the terms of the Proposal to deal with the Objections, to carry out a consultation thereon and (a) in the event of further objection being received to the varied Proposal, report to a future meeting of the Committee with the varied Proposal for approval before implementation or (b) in the event of no further objection being received to the varied Proposal, arrange for its implementation without the need for a further report to a future meeting of the Committee, all in accordance with the Rules of Procedure.

Councillor Ahlfeld left the meeting at this juncture.

255 Proposed Traffic Calming Measures – Dunlop Street, Greenock

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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 Roads (Scotland) Act 1984 and associated regulations in relation to proposed traffic calming measures at Dunlop Street, Greenock (the Proposal), (1) requesting the Committee to adopt the Rules of Procedure for the purposes of the special meeting, (2) advising, in relation to the Proposal, of the discussion between Council Officers and the persons who have, as part of the public consultation, objected to the Proposal (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 objection in order that the Committee can consider the objections (the Objections) and decide whether or not to approve the Proposal.

Mr MacDonald advised the Committee that the paragraph numbered 4 of the transcribed letter from the objector Mr MacDonald on page 79 of the agenda should

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read "... this should **not** be looked at ...".

The Committee decided:

- (1) that the Traffic Calming Measures 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, the Committee heard the Objectors, Mr J Keith and Mr B MacDonald, in relation to the Objections. The Committee also viewed digital images and video clips submitted by Mr MacDonald.

Mr S Walker, Service Manager (Roads), and Ms E Provan, Roads & Transportation, were present and the Committee heard Mr Walker and Ms Provan in support of the Proposal.

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

Following consideration of the Objections, the Committee returned to public session and Mr Keith, Mr MacDonald, Mr Walker and Ms Provan were readmitted to the meeting.

Having considered and having had regard to the Objections, the oral representations made by Mr Keith, Mr MacDonald, Mr Walker and Ms Provan at the meeting and the digital images submitted by Mr MacDonald:

Councillor J McEleny moved that the Objections be upheld in whole and that it be remitted to the Shared Head of Service Roads and the Head of Legal & Property Services to vary the terms of the Proposal to deal with the Objections, to carry out a consultation thereon and (a) in the event of further objection being received to the varied Proposal, report to a future meeting of the Committee with the varied Proposal for approval before implementation or (b) in the event of no further objection being received to the varied Proposal, arrange for its implementation without the need for a further report to a future meeting of the Committee, all in accordance with the Rules of Procedure.

As an amendment, Councillor Curley moved that the Objections be dismissed and that the Proposal as detailed in Appendix 3 be approved and that it be remitted to the Shared Head of Service Roads and the Head of Legal & Property Services to arrange for its implementation, all in accordance with the Rules of Procedure.

On a vote, 3 Members, Councillors Brooks, Crowther and J McEleny, voted for the motion and 5 Members, Councillors Curley, Jackson, McCabe, McCormick and McKenzie, voted for the amendment which was declared carried.

The Committee, therefore, further decided:

- (4) that the Objections be dismissed and that the Proposal as detailed in Appendix 3 be approved and that it be remitted to the Shared Head of Service Roads and the Head of Legal & Property Services to arrange for its implementation, all in accordance with the Rules of Procedure.