

# **INVERCLYDE COUNCIL**

**Minutes of Meetings of the Inverclyde Council,  
Committees, Sub-Committees and Boards to be submitted  
to the Meeting of The Inverclyde Council on**

**Thursday 16 February 2023**

**APPOINTMENT PANEL  
HEAD OF CHILDREN, FAMILIES & CRIMINAL JUSTICE (CHIEF SOCIAL WORK OFFICER),  
INVERCLYDE HEALTH & SOCIAL CARE PARTNERSHIP  
3 NOVEMBER 2022**

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**Appointment Panel - Head of Children, Families & Criminal Justice  
(Chief Social Work Officer), Inverclyde Health & Social Care Partnership**

**Thursday 3 November 2022 at 12pm**

**Present:** Mr A Cowan, Chair, Inverclyde Integration Joint Board, Councillor R Moran, Vice Chair, Inverclyde Integration Joint Board, Ms A MacPherson, Director of HR, NHS Greater Glasgow and Clyde, Ms L Long, Chief Executive Inverclyde Council and Ms K Rocks, Chief Officer, Inverclyde Health & Social Care Partnership.

**Chair:** Ms L Long presided.

**In attendance:** Head of Organisational Development, Policy & Communications, Inverclyde Council (as Adviser to the Panel).

The meeting was held by video-conference.

**549 Apologies and Declarations of Interest**

**549**

No apologies for absence or declarations of interest were intimated.

**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.**

**550 Shortlisting and Arrangements for Interview of Applicants – Post of Head of Children, Families & Criminal Justice (Chief Social Work Officer), Inverclyde Health & Social Care Partnership**

**550**

There were submitted copies of applications received from eight candidates for the post of Head of Children, Families & Criminal Justice (Chief Social Work Officer), Inverclyde Health & Social Care Partnership.

**Decided:** that a shortlist of five candidates be called for interview, all as detailed in the Appendix.

**ENVIRONMENT & REGENERATION COMMITTEE – 30 NOVEMBER 2022**

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**Environment & Regeneration Committee**

**Wednesday 30 November 2022 at 3pm**

**Present:** Councillors Cassidy, Clocherty, Crowther, Daisley (for Robertson), Jackson, McCabe, McCormick, Quinn, Reynolds (for Curley) and Wilson (for Brooks).

**Chair:** Councillor McCormick presided.

**In attendance:** Interim Director Environment & Regeneration, Shared Head of Roads & Environmental Services, Interim Head of Property Services, Public Protection Manager, Mr P MacDonald (for Head of Legal & Democratic Services), Ms K MacVey, Mr C MacDonald and Ms D Sweeney (Legal & Democratic Services), Mr M Thomson (for Interim Director Finance & Corporate Governance), Mr G Smith (Finance Services), and Mr P Coulter (for Service Manager Communications, Tourism and Health & Safety).

This meeting was held at the Municipal Buildings, Greenock with Councillors Daisley, Jackson and McCabe attending by video-conference.

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

**551      Apologies, Substitutions and Declarations of Interest      551**

Apologies for absence were intimated on behalf of Councillor Brooks, with Councillor Wilson substituting, Councillor Curley, with Councillor Reynolds substituting and Councillor Robertson, with Councillor Daisley substituting.

No declarations of interest were intimated.

**552      Net Zero Action Plan 2022-2027      552**

There was submitted a report by the Interim Director Environment & Regeneration seeking approval for the costed Net Zero Action Plan 2022-2027, a copy of which was appended to the report.

**Decided:**

- (1) that the Net Zero Action Plan 2022-2027 be approved;
- (2) that it be agreed that an allocation of funding be considered as part of the budget setting process and draft 2023/26 Capital Programme;
- (3) that it be noted that further approvals will be sought for a number of projects within the Action Plan subject to detailed feasibility studies and confirmation of the relevant capital and revenue cost impacts including carbon reduction improvements; and
- (4) that it be noted that progress of the Action Plan will be reported annually to Committee throughout the life of the plan.

**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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**The Inverclyde Council**

**Thursday 1 December 2022 at 4pm**

**Present:** Provost McKenzie, Councillors Armstrong, Brennan, Brooks, Cassidy, Clocherty, Crowther, Curley, Daisley, Jackson, Law, McCabe, McCluskey, McCormick, McGuire, McVey, Moran, Nelson, Quinn, Reynolds, Robertson and Wilson.

**Chair:** Provost McKenzie presided.

**In attendance:** Chief Executive, Corporate Director Education, Communities & Organisational Development, Interim Director Finance & Corporate Governance, Interim Director Environment & Regeneration, Chief Officer for Inverclyde Health & Social Care Partnership, Chief Social Work Officer and Head of Health & Community Care for Inverclyde Health & Social Care Partnership, Head of Legal & Democratic Services, Ms D Sweeney, Ms L Carrick and Ms K MacVey (Legal & Democratic Services), Head of Organisational Development, Policy & Communications, and Service Manager Communications, Tourism and Health & Safety.

The meeting was held at the Municipal Buildings, Greenock with Councillors Brennan, Crowther, Law, McCormick and Nelson attending by video-conference.

**553      Apologies and Declarations of Interest      553**

No apologies for absence or declarations of interest were intimated.

Prior of the commencement of business the Provost acknowledged and congratulated Councillor McCabe on being presented with the Scottish Local Politician of the Year award.

At the commencement of proceedings the Provost ruled, under Standing Order 18 of the Council's Standing Orders and Scheme of Administration, that an additional report (Appointment to the Executive Oversight Committee of the Co-operative Councils Innovation Network) was relevant, competent and could be considered by the Council as a matter of urgency, given that the timetable for election to the Executive Oversight Committee of the Co-operative Councils Innovation Network meant that it had not been possible for the report to be submitted sooner, and that a decision was required in advance of the next scheduled meeting of the Council. The Council unanimously agreed with the Provost's ruling.

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

**554      Policy & Resources Committee (Special) – 20 September 2022      554**

**Approved** on the motion of Councillor McCabe.

**555      Local Police & Fire Scrutiny Panel (Special) – 21 September 2022      555**

**Approved** on the motion of Councillor Wilson.

**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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<b>556</b>	<b>General Purposes Board (Special) – 21 September 2022</b>	<b>556</b>
	Approved on the motion of Councillor Moran.	
<b>557</b>	<b>Inverclyde Council – 22 September 2022</b>	<b>557</b>
	Approved on the motion of Provost McKenzie.	
<b>558</b>	<b>General Purposes Board (Special) – 28 September 2022</b>	<b>558</b>
	Approved on the motion of Councillor Moran.	
<b>559</b>	<b>Grants Sub-Committee – 28 September 2022</b>	<b>559</b>
	Approved on the motion of Councillor Brooks.	
<b>560</b>	<b>Planning Board – 5 October 2022</b>	<b>560</b>
	Approved on the motion of Councillor Curley.	
<b>561</b>	<b>General Purposes Board – 12 October 2022</b>	<b>561</b>
	Approved on the motion of Councillor Moran.	
<b>562</b>	<b>Audit Committee – 18 October 2022</b>	<b>562</b>
	Approved on the motion of Councillor Wilson.	
<b>563</b>	<b>Social Work &amp; Social Care Scrutiny Panel – 20 October 2022</b>	<b>563</b>
	Approved on the motion of Councillor Jackson.	
<b>564</b>	<b>Environment &amp; Regeneration Committee – 27 October 2022</b>	<b>564</b>
	Approved on the motion of Councillor McCormick.	
<b>565</b>	<b>Education &amp; Communities Committee – 1 November 2022</b>	<b>565</b>
	Approved on the motion of Councillor Clocherty.	
<b>566</b>	<b>Planning Board – 2 November 2022</b>	<b>566</b>
	Approved on the motion of Councillor McVey.	
<b>567</b>	<b>General Purposes Board – 9 November 2022</b>	<b>567</b>
	Approved on the motion of Councillor Moran.	
<b>568</b>	<b>Petitions Committee – 10 November 2022</b>	<b>568</b>
	Approved on the motion of Provost McKenzie.	

**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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<b>569</b>	<b>Inverclyde Council (Special) – 10 November 2022</b>	<b>569</b>
	<b>Approved</b> on the motion of Provost McKenzie.	
<b>570</b>	<b>Policy &amp; Resources Committee – 15 November 2022</b>	<b>570</b>
	<b>Approved</b> on the motion of Councillor McCabe.	
<b>571</b>	<b>Local Police &amp; Fire Scrutiny Panel – 17 November 2022</b>	<b>571</b>
	<b>Approved</b> on the motion of Councillor Wilson.	
<b>572</b>	<b>Chief Social Work Officer Annual Report 2021/22</b>	<b>572</b>
	There was submitted a report by the Chief Social Work Officer and Head of Health & Community Care, Inverclyde Health & Social Care Partnership, appending the Chief Social Work Officer Annual Report 2021/22 for noting and comment. <b>Decided:</b> that the content of the Chief Social Work Officer Annual Report 2021/22 be noted.	
<b>573</b>	<b>2022/32 Financial Strategy - Update</b>	<b>573</b>
	There was submitted a report by the Interim Director Finance & Corporate Governance seeking approval for the updated Financial Strategy 2022/32. <b>Decided:</b> (1) that (a) the latest update to the Council's Financial Strategy be approved, and (b) the continued significant impact of the global and UK economic position be acknowledged; (2) that the mid-range estimated 2023/26 funding gap of £20.6million, as detailed in table 4a of the Financial Strategy 2022/23-2031/32 document at appendix 1 to the report, be noted; (3) that it be agreed that the following be built into the 2023/25 Budget: (a) that the £1million contribution to the 2022/25 Capital Programme from the Capital Fund be deferred until 2023/24; (b) that £500,000 from the Insurance Fund be used to reduce service Insurance Fund contributions by £100,000/year between 2023/24 and 2027/28; (c) that the recurring City Deal Funding Model contribution be reduced by £100,000/year from 2023/24; (d) that a one-off sum of £1.2million be earmarked to be added to the Loans Charge Funding Model in 2023/24 to keep the underlying position of the Funding Model in surplus; and (e) that, in relation to decision (d) above, (i) the Internal Resources Income budget be increased by £300,000 from 2023/24 due to the medium term continued increase in interest rates, and (ii) the projected time limited surplus Internal Resources Interest over 2023/26 totalling £4.6million is factored in to the consideration of the use of Reserves as part of the current Budget exercise.	
<b>574</b>	<b>Management Structure</b>	<b>574</b>
	There was submitted a report by the Chief Executive seeking Council approval for a new management structure to be implemented from April 2023.	

**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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**Decided:**

- (1) that Phase 1 of the management structure which focuses on the Corporate Management Team be approved, all as detailed in paragraphs 4.2 to 4.7 of the report;
- (2) that it be agreed to commence the recruitment of the Director of Environment & Regeneration post on a permanent basis, as detailed in paragraph 4.2 of the report;
- (3) that it be agreed that the Chief Financial Officer and the Head of Legal & Democratic Services will report directly to the Chief Executive from 1 April 2023;
- (4) that the reduction of the statutory allowances for the Chief Financial Officer from 1 April 2023, and the Chief Social Work Officer be agreed, as detailed at paragraphs 4.3 and 4.4 of the report;
- (5) that it be noted that further reports with recommendations for the implementations of Phases 2 and 3 of the management restructure will be brought to future meetings of the Council over the next 18 months, which will take into account the impact of the 2023/25 Budget setting, the review of the Council's shared services arrangements with West Dunbartonshire Council and the proposed National Care Service; and
- (6) that delegated authority be granted to the Head of Legal & Democratic Services, in consultation with other relevant officers, to update the Scheme of Delegation (Officers), Financial Regulations and the Standing Orders relating to Contracts to reflect the decisions of the Council in respect of this report.

**575 Council Timetable Changes****575**

There was submitted a report by the Head of Legal & Democratic Services seeking agreement to (1) move the scheduled meeting of the Planning Board from 3pm on Wednesday 4 January 2023 to 1pm on Monday 9 January 2023, and (2) set a time and date for a special meeting of the Inverclyde Council in December in order to consider proposals relating to the 2023/25 Budget.

**Decided:**

- (1) that it be agreed to reschedule the January meeting of the Planning Board to Monday 9 January 2023 at 1pm; and
- (2) that it be agreed to hold a special meeting of the Inverclyde Council on Thursday 15 December 2022 at 4pm and that officers will liaise with the Provost to finalise arrangements.

**576 Inverclyde Academy Young Enterprise Company 'Wicked Wicks' – Request by Councillor Cassidy****576**

There was submitted a report by the Head of Legal and Democratic Services advising of a request received from Councillor Cassidy in the following terms:

"Inverclyde Academy Young Enterprise company 'Wicked Wicks' wins Renfrewshire Young Enterprise Company of the Year 2022

The Council is requested to:

- (1) Welcome the news that Inverclyde Academy's Young Enterprise Company 'Wicked Wicks' has been named winner of the Renfrewshire Young Enterprise Company of the Year 2022.
- (2) Note the group of 7 S6 Inverclyde Academy pupils formed the company as part of the Young Enterprise Company Programme.
- (3) Understand that the company Wicked Wicks made their own range of candles and wax melts which they sold locally and at the Young Enterprise Fair at Braehead. That the company chose to go down the sustainable packaging route, where they repurposed salsa jars for candles instead of buying new ones; used broken crayons

**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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from the art department in school as colouring for their candles instead of them being thrown out; used paper bag packaging for their wax melts and cardboard to package their candles.

(4) Further note that one member of the team won the Banter Award at the Young Enterprise Trade Fair for their excellent sales skills while competing against schools and pupil from across Renfrewshire. That another one of the team members was also Runner Up for the UK-wide YE Journey Award which recognised the value of their growth and personal development.

(5) Further understand that the team benefited enormously in terms of personal growth, built up knowledge of customer care, communications, teamwork and developed production and management skills, which they take on into future studies and careers. And that they all gained a level 6 qualification for their efforts with Glasgow Kelvin College which recognised their business and enterprise skills.”

**Decided:** that the Council agrees Councillor Cassidy’s request.

**577 Inverclyde Task Force**

**577**

There was submitted a report by the Chief Executive providing an update in respect of the Inverclyde Task Force.

The Interim Director Environment & Regeneration advised of an error in the report, and accordingly the reference at paragraph 1.3 which advises that ‘a report updating on the progress of the Inverclyde Task Force would be presented to the December meeting of the Council, and six-monthly thereafter’ should read ‘...four-monthly thereafter’.

During discussion of this item Councillor Brooks advised that Councillor Wilson will replace him as the Scottish Conservative and Unionist representative on the Inverclyde Task Force.

**Decided:**

(1) that the Council notes the activity of the Inverclyde Task Force and continues to support its purpose, subject to the verbal correction that update reports will be provided to the Council on a four monthly basis; and

(2) that it be noted that Councillor Wilson will replace Councillor Brooks as the Scottish Conservative and Unionist representative on the Inverclyde Task Force.

**578 Treasury Management – Mid-Year Report 2022/23 – Remit from Policy & Resources Committee**

**578**

There was submitted a report by the Head of Legal & Democratic Services on a remit from the Policy & Resources Committee of 15 November 2022 relative to the operation of the treasury function and its activities for the first 6 months of 2022/23 as required under the terms of the Treasury Management Practice 6 (TMP6) on ‘Reporting Requirements and Management Information Arrangements’.

**Decided:** that the Mid-Year Report on Treasury Management for 2022/23 as required under the terms of the Treasury Management Practice 6 (TMP6) on ‘Reporting Requirements and Management Information Arrangements’ be approved.

**579 Gourock Burgh Coat of Arms Proposals – Remit from the Education & Communities Committee**

**579**

There was submitted a report by the Head of Legal & Democratic Services requesting the Council as Trustees of the Watt Institution to agree the decision made by the Education & Communities Committee on 1 November 2022 relative to the removal of



**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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the Dardanelles Memorial Window from the Watt Institution.

**Decided:**

- (1) that the Council as Trustees of the Watt Institution agree the decision of the Education & Communities Committee on 1 November 2022 relative to the removal of the Dardanelles Memorial Window from the Watt Institution, namely to approve the same subject to all necessary consents being obtained; and
- (2) that it be noted that Inverclyde Council will meet the costs associated with the removal of the Dardanelles Memorial Window.

**580 Trust Fund Annual Accounts 2021/22 580**

There was submitted a report by the Honorary Treasurer requesting the Council as sole trustee to adopt the examined Annual Accounts of the Birkmyre Trust and the Watt Institution Trust Fund for 2021/22.

**Decided:** that the Council as sole trustee -

- (1) approve the Annual Accounts for the Birkmyre Trust and the Watt Institution Trust Fund for the year ended 31 March 2022; and
- (2) welcome the donation to the Watt Institution Trust Fund from the Temianka Foundation received during the 2022/23 Accounting period.

**581 Appointment to the Executive Oversight Committee of the Co-operative Councils Innovation Network 581**

There was submitted a report by the Head of Legal & Democratic Services seeking approval for the appointment of Councillor Cassidy to the Executive Oversight Committee of the Co-operative Councils Innovation Network, this appointment being subject to the approval of the Chair of the Co-operative Councils Innovation Network.

**Decided:** that approval be given to the appointment of Councillor Cassidy to the Executive Oversight Committee of the Co-operative Councils Innovation Network, this appointment being subject to the approval of the Chair of the Co-operative Councils Innovation Network.

**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 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**

**582 Policy & Resources Committee (Special) – 20 September 2022 582**

**Approved** on the motion of Councillor McCabe.

**583 General Purposes Board (Special) – 21 September 2022 583**

**Approved** on the motion of Councillor Moran.

**584 General Purposes Board – 12 October 2022 584**

**Approved** on the motion of Councillor Moran.

**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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| <b>585</b> | <b>Environment &amp; Regeneration Committee – 27 October 2022</b> | <b>585</b> |
|            | <b>Approved</b> on the motion of Councillor McCormick.            |            |
| <b>586</b> | <b>General Purposes Board – 9 November 2022</b>                   | <b>586</b> |
|            | <b>Approved</b> on the motion of Councillor Moran.                |            |

**THE INVERCLYDE COUNCIL – 1 DECEMBER 2022**

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**The Inverclyde Council**

**Thursday 1 December 2022 at 5.05pm**

**Present:** Provost McKenzie, Councillors Armstrong, Brennan, Brooks, Cassidy, Clocherty, Crowther, Curley, Daisley, Jackson, Law, McCabe, McCluskey, McCormick, McGuire, McVey, Moran, Nelson, Quinn, Reynolds, Robertson and Wilson.

**Chair:** Provost McKenzie presided.

**In attendance:** Chief Executive, Corporate Director Education, Communities & Organisational Development, Interim Director Finance & Corporate Governance, Interim Director Environment & Regeneration, Head of Legal & Democratic Services, Mr P MacDonald, Ms D Sweeney, Ms L Carrick and Ms K MacVey (Legal & Democratic Services), Service Manager Community Learning & Development, Community Safety & Resilience and Sport, Head of Organisational Development, Policy & Communications, and Service Manager Communications, Tourism and Health & Safety.

The meeting was held at the Municipal Buildings, Greenock with Councillors Brennan, Crowther, Law, McCormick and Nelson attending by video-conference.

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| <b>587</b> | <b>Apologies and Declarations of Interest</b>  | <b>587</b> |
|            | No apologies for absence or declarations of interest were intimated.   |            |
| <b>588</b> | <b>Review of the Scheme for the Establishment of Community Councils in Inverclyde</b>  | <b>588</b> |
|            | There was submitted a report by the Corporate Director Education, Communities & Organisational Development and the Head of Legal & Democratic Services seeking a formal resolution of the Inverclyde Council to review the Scheme for the Establishment of Community Councils in Inverclyde. |            |
|            | <b>Decided:</b> that Inverclyde Council agrees to formally commence a review of the Scheme for the Establishment of Community Councils in Inverclyde.  |            |

**APPOINTMENT PANEL  
HEAD OF CHILDREN, FAMILIES & CRIMINAL JUSTICE (CHIEF SOCIAL WORK OFFICER),  
INVERCLYDE HEALTH & SOCIAL CARE PARTNERSHIP  
5 DECEMBER 2022**

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**Appointment Panel - Head of Children, Families & Criminal Justice  
(Chief Social Work Officer), Inverclyde Health & Social Care Partnership**

**Monday 5 December 2022 at 9.15am**

**Present:** Mr A Cowan, Chair, Inverclyde Integration Joint Board, Councillor R Moran, Vice Chair, Inverclyde Integration Joint Board, Ms A MacPherson, Director of HR, NHS Greater Glasgow and Clyde, Ms L Long, Chief Executive Inverclyde Council and Ms K Rocks, Chief Officer, Inverclyde Health & Social Care Partnership

**Chair:** Ms L Long presided.

**In attendance** Head of Organisational Development, Policy & Communications (as Adviser to the Panel).

The meeting was held at the Municipal Building, Greenock.

**589 Apologies and Declarations of Interest**

**589**

No apologies for absence or declarations of interest were intimated.

**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.**

**590 Interview of Applicants – Post of Head of Children, Families & Criminal Justice (Chief Social Work Officer), Inverclyde Health & Social Care Partnership**

**590**

The Panel interviewed five candidates and agreed to appoint Mr Jonathan Hinds to the post of Head of Children, Families & Criminal Justice (Chief Social Work Officer), Inverclyde Health & Social Care Partnership, all as detailed in the Appendix.

**LOCAL REVIEW BODY – 7 DECEMBER 2022**

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**Local Review Body**

**Wednesday 7 December 2022 at 4pm**

**Present:** Councillors Brennan (for Clocherty), Brooks, Crowther, Curley, McCabe and McVey.

**Chair:** Councillor McVey presided.

**In attendance:** Ms M Pickett (Planning Adviser), Mr J Kerr (Legal Adviser), Mr C MacDonald and Ms L Carrick (Legal & Democratic Services) and Mr P Coulter (for Service Manager, Communications, Tourism and Health & Safety).

The meeting was held at the Municipal Buildings, Greenock.

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

**591 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 591**

Apologies for absence were intimated on behalf of Councillor Clocherty, with Councillor Brennan substituting, and Councillor McGuire.

No declarations of interest were intimated.

**592 CONTINUED PLANNING APPLICATION FOR REVIEW 592**

**(a) Planning permission in principle for residential development, landscaping, parking, access and associated works:  
Land at Glasgow Road, Port Glasgow (19/0140/IC)**

There were submitted papers relative to the application for review for planning permission in principle for residential development, landscaping, parking, access and associated works at land at Glasgow Road, Port Glasgow (19/0140/IC) to consider the matter afresh, consideration of which had been continued from the meeting held on 1 September 2021 in order for the Local Review Body to request further written submissions from the applicant.

Ms Pickett acted as Planning Adviser relative to this case.

**Decided:**

(1) that sufficient information had not been submitted to allow the Local Review Body to decide the matter without further procedure; and

(2) that (a) the application for review be continued; (b) the Local Review Body request a joint written submission from the Planning Adviser and the Legal Adviser to the Local Review Body in terms of Regulation 15 of the Town and Country Planning (Schemes of Delegation and Local Review Procedure) (Scotland) Regulations 2013, with respect to sections 15 (Access Road Information) and 16 (Ecological Assessment) of the report and (c) the written submissions from the Planning Adviser and the Legal Adviser to the Local Review Body to be submitted to the Appointed Person by (i) 20 January 2023 in relation to the Access Road Information, and (ii) 4 January 2023 for the Ecological Assessment, and thereafter such submissions to be received by the Local Review Body before 23 February 2023.

**593 PLANNING APPLICATION FOR REVIEW 593**

LOCAL REVIEW BODY – 7 DECEMBER 2022

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(a) **Proposed formation of roof balcony:  
115 South Street, Greenock (22/0146/IC)**

There was submitted papers relative to the application for review for the proposed formation of a roof balcony at 115 South Street, Greenock (22/0146/IC) to enable the Local Review Body to consider the matter afresh.

Ms Pickett acted as Planning Adviser relative 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. the development to which this permission relates must be begun within 3 years from the date of this permission, to comply with section 58 of the Town and Country Planning (Scotland) Act 1997 (as amended); and

2. that prior to the commencement of development, full details of the design, materials and finishes for the 1.8 metre high privacy screen shown in drawing number PL-001, Revision A, dated 26 July 2022 shall be submitted to and approved in writing by the Planning Authority. The approved privacy screen shall be erected along the south-east boundary of the balcony prior to the balcony hereby permitted being brought into use and shall be retained in conjunction with the balcony hereby permitted at all times thereafter, to the satisfaction of the Planning Authority, in the interests of privacy and to prevent an intensification of intervisibility between neighbouring properties.

**THE INVERCLYDE COUNCIL – 15 DECEMBER 2022**

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**The Inverclyde Council**

**Thursday 15 December 2022 at 4pm**

**Present:** Provost McKenzie, Councillors Armstrong, Brennan, Brooks, Cassidy, Clocherty, Crowther, Curley, Daisley, Jackson, Law, McCabe, McCluskey, McCormick, McGuire, McVey, Moran, Nelson, Quinn, Reynolds, Robertson and Wilson.

**Chair:** Provost McKenzie presided.

**In attendance:** Chief Executive, Corporate Director Education, Communities & Organisational Development, Interim Director Finance & Corporate Governance, Interim Director Environment & Regeneration, Head of Legal & Democratic Services, Head of Organisational Development, Policy & Communications, Ms D Sweeney, Ms L Carrick and Ms K MacVey (Legal & Democratic Services), Ms A Bell (Finance Services) and Mr PJ Coulter (Corporate Communications).

The meeting was held at the Municipal Buildings, Greenock with Councillors McCormick, Nelson and Wilson attending by video-conference.

**594 Apologies and Declarations of Interest**

**594**

No apologies for absence or declarations of interest were intimated.

**595 2023/25 Budget Update & Proposals**

**595**

There was submitted a report by the Interim Director Finance & Corporate Governance (1) providing an update in respect of the 2023/25 Revenue Budget, 2023/26 Capital Programme and earmarked reserves, and (2) seeking approval for a number of savings/adjustments whilst outlining the post Christmas break activity relating to the budget.

The Interim Director Finance & Corporate Governance provided a verbal update advising that the Draft Scottish Budget, which contains the Local Government Settlement, expected on 15 December 2022 had not yet been announced.

Councillor Nelson joined the meeting during consideration of this item of business.

**Decided:**

- (1) that the proposals to reduce the funding gap, as detailed in appendix 1 of the report, be approved;
- (2) that (a) after considering the views expressed in the Public Consultation and having due regard to the implications of the same, as detailed at section 5 of the report, the proposed savings detailed at appendix 2 of the report be approved, and (b) it be noted that any further savings required to balance the 2023/24 Budget will be considered at the Council Tax setting/Budget meeting of the Council;
- (3) that the remaining estimated 2023/25 Funding Gap, as detailed at appendix 3 of the report, be noted;
- (4) that (a) the write backs from earmarked reserves totalling £1.460million, as detailed in appendix 4 of the report, be noted, (b) it be agreed that officers will report back to the Environment & Regeneration Committee on the proposals for the use of the unallocated Repopulation and Business Support funding, (c) the latest projected unallocated reserves balance be noted, and (d) the use of Reserves, as detailed in paragraph 5.2 of the report, be approved;
- (5) that (a) the further increase of £270,000 in the 2023/24 Inverclyde Leisure funding

**THE INVERCLYDE COUNCIL – 15 DECEMBER 2022**

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pressure due to recently advised further increases in utility costs be approved, and (b) it be noted that the savings options prepared by officers relating to services delivered by Inverclyde Leisure, as detailed in appendix 5 of the report, will be subject to Public Consultation in January 2023;

(6) that it be noted that the Policy & Resources Committee will consider the impact of the Scottish Government Draft Budget and a proposal in relation to the Council's Service Concession (PPP) accounting at its meeting on 31 January 2023;

(7) that it be agreed that a special meeting of the Council to approve the 2023/24 Budget, 2023/26 Capital Programme and to approve the level of Band D Council Tax for 2023/24 will be held on 2 March 2023; and

(8) that delegated authority be granted to the Head of Legal & Democratic Services to re-schedule the meeting of the Environment & Regeneration Committee, currently scheduled for 2 March 2023, in consultation with the Convenor of the Environment & Regeneration Committee and relevant officers.



**APPOINTMENT PANEL  
DIRECTOR OF ENVIRONMENT & REGENERATION  
20 DECEMBER 2022**

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**Appointment Panel – Director of Environment & Regeneration**

**Tuesday 20 December 2022 at 11am**

**Present:** Councillors Curley, McCabe, McCormick, Quinn, Robertson and Wilson.

**Chair:** Councillor McCabe presided.

**In attendance:** Chief Executive and Head of Organisational Development, Policy & Communications (as Adviser to the Panel).

The meeting was held by video-conference.

**596      Apologies and Declarations of Interest      596**

No apologies for absence or declarations of interest were intimated.

**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.**

**597      Shortlisting and Arrangements for Interview of Applicants – Post of Director of Environment & Regeneration      597**

There were submitted copies of applications received from 13 candidates for the post of Director of Environment & Regeneration.

**Decided:** that a shortlist of three candidates be called for interview, all as detailed in the Appendix.

## SOCIAL WORK & SOCIAL CARE SCRUTINY PANEL – 5 JANUARY 2023

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### Social Work & Social Care Scrutiny Panel

Thursday 5 January 2023 at 3pm

**Present:** Councillors Armstrong, Brennan, Brooks, Cassidy, Daisley, Jackson, McCluskey, Quinn, Reynolds and Robertson.

**Chair:** Councillor Jackson presided.

**In attendance:** Mr A Stevenson (for Chief Officer, Inverclyde Health & Social Care Partnership), Head of Finance, Planning & Resources (Inverclyde HSCP), Interim Head of Children & Families and Criminal Justice Services, Ms L Moore, (Chief Nurse, Inverclyde HSCP), Service Manager Quality & Development (Inverclyde HSCP), Interim Head of Property Services, Ms M Kiers (Finance Services), Mr D Keenan (for Head of Legal & Democratic Services), Ms D Sweeney, Ms L Carrick and Mr P MacDonald (Legal & Democratic Services) and Mr PJ Coulter (Corporate Communications).

The meeting was held at the Municipal Buildings, Greenock with Councillors Brennan, Daisley, Quinn and Robertson attending by video-conference.

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

#### **1 Apologies, Substitutions and Declarations of Interest**

1

An apology for absence was intimated on behalf of Provost McKenzie.

No declarations of interest were intimated, but certain connections were intimated for the purposes of transparency as follows:

Agenda Item 5 (Bagatelle Report – Social Work & Social Care Oversight – December 2022) – Councillor Brooks.

Agenda item 8 (Reporting by Exception – Governance of HSCP Commissioned External Organisations) – Councillors Cassidy and McCluskey.

#### **2 Revenue & Capital Budget Report – Revenue Outturn Position as at 31 October 2022**

2

There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership and the Head of Finance, Planning & Resources, Inverclyde Health & Social Care Partnership, on the projected outturn on revenue and capital for 2022/23 as at 31 October 2022.

**Decided:**

- (1) that the projected current year revenue outturn of a £1.202million underspend at 31 October 2022, as detailed at paragraphs 4.1 to 4.12 of the report, be noted;
- (2) that the projected capital position, as detailed at paragraphs 5.1 to 5.4 of the report, be noted;
- (3) that the current earmarked reserves position, as detailed in paragraphs 6.1 to 6.3 of the report, be noted;
- (4) that the recommendation to the Inverclyde Integration Joint Board to earmark the underspends, as detailed at section 4 of the report, be noted; and
- (5) that the virements, as detailed in appendix 6 of the report, be noted.

## SOCIAL WORK & SOCIAL CARE SCRUTINY PANEL – 5 JANUARY 2023

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- 3 National Care Service 3**
- Mr Stevenson provided a verbal report on the current position regarding the implementation of the National Care Service (NCS) and advised that there had been no significant developments since the update provided to the previous meeting.  
**Decided:** that the verbal report be noted.
- 4 Care Home Assurance Tool Themes and Trends Report – Social Work & Social Care Oversight – December 2022 4**
- There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership advising of emerging themes and trends identified from care assurance visits to the 21 Care Homes within Inverclyde in late 2021 which highlight good practice and areas for improvement.  
**Decided:** that the contents of the report and proposed actions, as detailed at paragraph 4.9 of the report, be noted.
- 5 Bagatelle Report – Social Work & Social Care Oversight – December 2022 5**
- There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership summarising the outcome of a debriefing session which was held following a fire at Bagatelle Court sheltered housing complex on 12 August 2022.  
 Mr A Stevenson (for Chief Officer, Inverclyde Health & Social Care Partnership) provided a verbal update that, at the time of the meeting, 11 families remained displaced from Bagatelle Court.  
 Councillor Brooks declared a connection in this item as a Member of the Board of River Clyde Homes. He also formed the view that the nature of his connection and of the item of business did not preclude his continued presence in the meeting or his participation in the decision-making process and was declaring for transparency.  
**Decided:**  
 (1) that the contents of the report and proposed actions, as detailed at paragraph 4.1 of the report, be noted; and  
 (2) that the Panel's appreciation be conveyed to all staff involved in the response to the incident.
- 6 Children & Families Performance Refresh 6**
- There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership providing context to figures contained within the Inverclyde Council Annual Performance Report 2021/22, a copy of which was appended to the report, relating to (a) the percentage of looked after children with a permanence plan within six months of being accommodated, and (b) the percentage of Child Protection review case conferences taking place within 110 days of registration.  
**Decided:** that (a) the contents of the report be noted and (b) the strategic direction be supported.
- 7 Proposal to Fund Final Year MSc Social Work Students to Commit to Work for Inverclyde HSCP for 3 Years 7**
- There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership providing detail of a new initiative to attract self-funding MSc students who

## SOCIAL WORK & SOCIAL CARE SCRUTINY PANEL – 5 JANUARY 2023

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are not currently employed by Inverclyde HSCP to ensure an intake of newly qualified Social Workers to Inverclyde.

At the conclusion of discussion on this item of business Councillor Jackson extended thanks and appreciation on behalf of the Panel all Social Work and Social Care staff who had worked over the festive period.

**Decided:**

(1) that the proposals in the report be noted, namely that Inverclyde HSCP will implement an approach whereby it funds up to ten final year MSc Social Work Students at a cost of £150,000 where on successful qualification those students would commit to working for Inverclyde HSCP for three years in a qualified Social Worker role;

(2) that it be noted that (a) the proposals contained within the report will be submitted to the Inverclyde Integration Joint Board to secure appropriate approval for the funding of the initiative and (b) there will be a separate report to a future meeting of the Policy & Resources Committee exploring the wider adoption of this approach to assist other Council areas that suffer similar recruitment challenges; and

(3) that the Panels thanks and appreciation be conveyed to all Social Work and Social Care staff who worked over the festive period.

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

### 8 Reporting by Exception – Governance of HSCP Commissioned External Organisations 8

There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership providing an update on matters relating to the Health & Social Care Partnership governance processes for Externally Commissioned Social Care Services.

Councillor Cassidy declared a connection in this item as a family member is on the Board of an organisation mentioned within the report and Councillor McCluskey declared a connection as a family member is in a care home mentioned within the report. They also formed the view that the nature of their connections and of the item of business did not preclude their continued presence in the meeting or their participation in the decision-making process and were declaring for transparency.

**Decided:**

(1) that the governance report for the period 17 September to 18 November 2022 be noted;

(2) that Members acknowledge that officers regard the control mechanisms in place through the governance meetings and managing poorly performing services guidance within the Contract Management Framework is sufficiently robust to ensure ongoing quality and safety and the fostering of a commissioning culture of continuous improvement; and

(3) that it be remitted to officers to provide a report to a future meeting on feedback from service users provided through the 'Mind of My Own' electronic App.

**APPOINTMENT PANEL  
DIRECTOR OF ENVIRONMENT & REGENERATION  
10 JANUARY 2023**

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**Appointment Panel – Director of Environment & Regeneration**

**Tuesday 10 January 2023 at 9.15am**

**Present:** Councillors Curley, McCabe, McCormick, Quinn, Robertson and Wilson.

**Chair:** Councillor McCabe presided.

**In attendance:** Chief Executive and Head of Organisational Development, Policy & Communications (as Adviser to the Panel).

The meeting was held at the Municipal Building, Greenock with Councillor Wilson attending by video-conference.

**9 Apologies and Declarations of Interest 9**

No apologies for absence or declarations of interest were intimated.

**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.**

**10 Interview of Applicants – Post of Director of Environment & Regeneration 10**

The Panel interviewed three candidates and agreed to appoint Stuart Jamieson to the post of Director of Environment & Regeneration, all as detailed in the Appendix.

## AUDIT COMMITTEE – 10 JANUARY 2023

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### Audit Committee

**Tuesday 10 January 2023 at 3pm**

**Present:** Councillors Curley, Crowther, McCabe, McCluskey, McCormick, McGuire, McVey, Robertson (for Nelson), Reynolds and Wilson.

**Chair:** Councillor Wilson presided.

**In attendance:** Interim Director Finance & Corporate Governance, Chief Internal Auditor, Mr M Thomson and Mr G Smith (Finance Services), Chief Officer Inverclyde Health & Social Care Partnership, Head of Finance, Planning & Resources, Health & Social Care Partnership, Head of Legal & Democratic Services, Ms L Carrick, Mr C MacDonald and Ms K MacVey (Legal & Democratic Services) and Service Manager, Communications, Tourism and Health & Safety.

The meeting was held by video-conference.

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

- |           |  |           |
|-----------|--|-----------|
| <b>11</b> | <b>Apologies, Substitutions and Declarations of Interest</b>   | <b>11</b> |
|           | Apologies for absence were intimated on behalf of Councillor Nelson, with Councillor Robertson substituting, and Provost McKenzie.   |           |
|           | No declarations of interest were intimated.  |           |
| <b>12</b> | <b>Internal Audit Progress Report – 26 September to 25 November 2022</b>   | <b>12</b> |
|           | There was submitted a report by the Interim Director Finance & Corporate Governance appending the monitoring report in respect of Internal Audit activity for the period 26 September to 25 November 2022.                       |           |
|           | <b>Decided:</b> that the monitoring report in respect of Internal Audit activity for the period 26 September to 25 November 2022 be noted.   |           |
| <b>13</b> | <b>External Audit Action Plans – Current Actions</b>   | <b>13</b> |
|           | There was submitted a report by the Interim Director Finance & Corporate Governance on the status of current actions from External Audit Action Plans as at 31 October 2022.   |           |
|           | <b>Decided:</b> that the progress to date in relation to the implementation of External Audit actions be noted.  |           |
| <b>14</b> | <b>CIPFA Audit Committee Guidance – 2022 Update</b>  | <b>14</b> |
|           | There was submitted a report by the Interim Director Finance & Corporate Governance advising Members of the updated Chartered Institute of Public Finance and Accountancy guidance on Audit Committees within Local Authorities. |           |
|           | <b>Decided:</b>  |           |
|           | (1) that the updated guidance for Audit Committees be noted;   |           |

**AUDIT COMMITTEE – 10 JANUARY 2023**

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(2) that the self-evaluation questionnaire be completed by Members, the results of which will, together with officers' review of the updated guidance, inform an action plan which will be reported to the next meeting of the Committee for consideration and approval; and

(3) that it be remitted to officers in consultation with the Convener to consider the necessity for a Members Briefing to assist with the completion of the self-evaluation questionnaires.

**15 Annual Governance Statement 2021/22 – Update on Improvement Actions 15**

There was submitted a report by the Interim Director Finance & Corporate Governance on the status of improvement actions arising from the Council's 2021/22 Annual Governance Statement.

Councillor Reynolds left the meeting during consideration of this item of business.

**Decided:**

(1) that the progress to date in relation to the implementation of the improvement actions identified in the 2021/22 Annual Governance Statement be noted; and

(2) that it be noted that a further update on progress will be presented to the April 2023 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 item on the grounds that the business involved the likely disclosure of exempt information as defined in paragraphs 1, 3 and 14 of Part 1 of Schedule 7(A) of the Act**

**16 Appendix relative to Item 2 providing an update on special investigations 16**

There was submitted an appendix to the Internal Audit progress report providing information on a special investigation.

Councillor McCormick joined the meeting during consideration of this item of business.

**Decided:** that the contents of the appendix be noted.

**GENERAL PURPOSES BOARD – 11 JANUARY 2023**

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**General Purposes Board**

**Wednesday 11 January 2023 at 3pm**

**Present:** Provost McKenzie, Councillors Armstrong, Brennan, Cassidy, Crowther, Curley, Moran, McCluskey, Quinn and Reynolds.

**Chair:** Councillor Moran presided.

**In attendance:** Mr D Keenan (for Head of Legal & Democratic Services), Ms F Denver and Ms S MacMaster (Legal & Democratic Services) and Mr C Brown (Civic Enforcement Officer, Public Protection).

**In attendance also:** Sergeant F Moore-McGrath (Police Scotland).

The meeting was held at the Municipal Buildings, Greenock with Councillors Quinn and Reynolds attending by video-conference.

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

- |           |   |           |
|-----------|---|-----------|
| <b>17</b> | <b>Apologies, Substitutions and Declarations of Interest</b>  | <b>17</b> |
|           | No apologies for absence or declarations of interest were intimated.  |           |
|           | <b>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 1 of Schedule 7(A) of the Act.</b> |           |
| <b>18</b> | <b>Application for Renewal of a Taxi Driver's Licence</b>   | <b>18</b> |
|           | There was submitted a report by the Head of Legal & Democratic Services on an application for the renewal of a Taxi Driver's Licence which was continued to a future meeting, all as detailed in the Appendix. There was no Member debate on this item of business.   |           |
| <b>19</b> | <b>Application for Renewal of a Taxi Driver's Licence</b>   | <b>19</b> |
|           | There was submitted a report by the Head of Legal & Democratic Services on an application for the renewal of a Taxi Driver's Licence which was granted, all as detailed in the Appendix.  |           |



## LOCAL REVIEW BODY – 12 JANUARY 2023

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### Local Review Body

#### Thursday 12 January 2023 at 10am

**Present:** Councillors Brooks, Clocherty, Crowther, Curley, McCabe, McGuire and McVey.

**Chair:** Councillor McVey presided.

**In attendance:** Ms M Pickett (Planning Adviser), Mr J Kerr (Legal Adviser), Mr C MacDonald and Ms D Sweeney (Legal & Democratic Services), ICT Services & Customer Services Manager, Mr P Coulter (for Service Manager, Communications, Tourism and Health & Safety).

The meeting was held at the Municipal Buildings, Greenock with Councillors Crowther, McCabe and McGuire attending by video-conference.

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

#### **20 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 20**

No apologies for absence or declarations of interest were intimated.

#### **21 PLANNING APPLICATIONS FOR REVIEW 21**

##### **(a) Proposed dwelling house and detached garage: Plot to North East of 22 and 24 Dunvegan Avenue, Gourock (22/0090/IC)**

There were submitted papers relative to the application for a proposed dwelling house and detached garage at plot to North East of 22 and 24 Dunvegan Avenue, Gourock (22/0090/IC) to enable the Local Review Body to consider the matter afresh.

Ms Pickett acted as Planning Adviser relative 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 dismissed and that planning permission be refused (upholding the Appointed Officer's determination) for the following reasons:

1. the proposal cannot be considered to be the right development in the right place as required by Scottish Planning Policy 2014;

2. the proposed development would result in the loss of open space which is of quality and value in terms of its contribution to the amenity, character and appearance of the wider area and to the community. It is therefore contrary to Policy 35 of the adopted Inverclyde Local Development Plan 2019 and Policies 20 and 36 of the proposed Inverclyde Local Development Plan 2021;

3. the proposal fails to retain this amenity open space - a locally distinct feature - which contributes to the amenity, character and distinctive urban form of the wider development. The proposal is therefore unacceptable with reference to being "Distinctive" and does not fulfil the aims and requirements of Policy 1 within both the adopted and proposed Local Development Plans; and

4. the site is not considered appropriate for residential development, contrary to Policy 18 of both the adopted and proposed Inverclyde Local Development Plans. The site is a valued amenity space which defines the character and form of the wider residential

**LOCAL REVIEW BODY – 12 JANUARY 2023**

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development and therefore presents a conflict with the principle of both adopted and draft PAAN2 and PAAN3.

**(b) Proposed detached house:  
Land at Dunvegan Avenue (adjacent to sub-station), Gourock(22/0169/IC)**

There were submitted papers relative to the application for review for a proposed detached house at land at Dunvegan Avenue (adjacent to sub-station), Gourock (22/0169/IC) to enable the Local Review Body to consider the matter afresh.

Ms Pickett acted as Planning Adviser relative 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 dismissed and that planning permission be refused (upholding the Appointed Officer's determination) for the following reasons:
  1. the proposed development results in the loss of open space which is of quality and value in terms of its contribution to the amenity, character and appearance of the surrounding residential area and is therefore contrary to Policy 35 of the adopted Inverclyde Local Development Plan and Policies 20 and 36 of the proposed Inverclyde Local Development Plan. There are no material planning considerations that outweigh the terms of these policies to allow approval of the proposed development;
  2. the proposed development results in the loss of open space which is of quality and value in terms of its contribution to the amenity, character and appearance of the surrounding residential area and therefore cannot be considered to be the right development in the right place as required by Scottish Planning Policy 2014; and
  3. the proposed development results in the loss of open space which contributes to the amenity, character, appearance and distinctive urban form of the surrounding residential area. The loss of this open space therefore cannot be considered to meet the quality of being "Distinctive" under Policy 1 of both the adopted and proposed Local Development Plans.

## ENVIRONMENT & REGENERATION COMMITTEE – 12 JANUARY 2023

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### Environment & Regeneration Committee

Thursday 12 January 2023 at 3pm

**Present:** Councillors Brooks, Cassidy, Clocherty, Crowther, Curley, Jackson, Law (for Nelson), McCabe, McCormick, Quinn and Robertson.

**Chair:** Councillor Clocherty presided.

**In attendance:** Interim Director Environment & Regeneration, Shared Head of Roads & Environmental Services, Interim Head of Property Services, Head of Legal & Democratic Services, Public Protection Manager, Mr P MacDonald, Mr C MacDonald, Ms L Carrick, Ms E Peacock and Ms K MacVey (Legal & Democratic Services), Mr M Thomson (for Interim Director Finance & Corporate Governance), Ms J Wilson and Mr G Smith (Finance Services), Ms J Horn (Regeneration & Planning), ICT Services & Customer Services Manager, Mr P Coulter (for Service Manager Communications, Tourism and Health & Safety).

This meeting was held at the Municipal Buildings, Greenock with Councillors Law, McCabe, McCormick and Quinn attending by video-conference.

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

#### 22 **Apologies, Substitutions and Declarations of Interest**

22

An apology for absence was intimated on behalf of Councillor Nelson, with Councillor Law substituting.

No declarations of interest were intimated, but certain connections were intimated as follows:

Agenda Item 4 (Inverclyde Strategic Housing Investment Plan 2023-2028) – Councillors Brooks, Curley and Clocherty.

Agenda Item 5 (Landlord Registration Update) – Councillor Curley

Agenda Item 14 (Contract Awards – 1 April 2022 to 30 September 2022) – Councillors Cassidy and Robertson

Agenda Item 19 (Property Asset Management – Report on offers (a) 80 Leven Road, Greenock (b) Site of former Fancy Farm Tenants' Hall, Cawdor Crescent, Greenock (c) sale of house to existing tenant) – Councillor Crowther

**The Vice Convener being of the opinion that the undernoted report by the Interim Director Environment & Regeneration was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Committee to consider the impact of the recent flooding events in Inverclyde. This was agreed unanimously.**

#### 23 **Flooding Event 30 December 2022**

23

There was submitted a report by the Interim Director Environment & Regeneration informing the Committee of the actions taken during the flood event of 30 December 2022.

## ENVIRONMENT & REGENERATION COMMITTEE – 12 JANUARY 2023

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### **Decided:**

- (1) that the following be noted (a) the actions of the Roads Service to manage the flooding event and clear debris from the burns and grids across Inverclyde over a four-day period; and (b) that the rainfall over a 3 hour period on the early morning of 30 December 2022 exceeded the expected weather forecast;
- (2) that it be noted that the Civil Contingences Service has an Officer on call 24 hours a day and the Duty Officer on call that day coordinated a multi-agency stakeholders liaison meeting;
- (3) that it be noted that additional roads operatives attended to supplement the operatives on standby and to support the response to the event; and
- (4) that it be remitted to officers to submit a report to a future meeting of the Committee providing an update on the Inverclyde Council Flood Action Plan and Surface Water Management Plan.

### **24 2022/23 Revenue Budget as at 31 October 2022 24**

There was submitted a report by the Interim Director Finance & Corporate Governance and the Interim Director Environment & Regeneration advising the Committee of the 2022/23 Revenue Budget projected position at 31 October 2022.

**Decided:** that it be noted that the Revenue Budget is currently projected to underspend in 2022/23 by £132,000 based on figures as at 31 October 2022.

### **25 Environment & Regeneration Capital Programme 2022/25 - Progress 25**

There was submitted a report by the Interim Director Environment & Regeneration and Interim Director Finance & Corporate Governance providing an update on the status of the projects within the 2022/25 Environment & Regeneration Capital Programme.

### **Decided:**

- (1) that the current position and progress on the specific projects of the 2022/25 Capital Programme and City Deal as detailed in the report and appendices be noted;
- (2) that the utilisation of £56,000 from the Greenock Towns Centre budget to meet the overspend on the Jamaica Street carpark project be agreed;
- (3) that it be remitted to officers to submit a report to the next meeting of the Committee advising on which projects have received funding from the Town and Village Centres / Place Based Funding;
- (4) that it be remitted to the Interim Director Environment & Regeneration to submit a report to a future meeting of the Committee outlining the potential options for replacing the paddle steamer Comet replica in Port Glasgow; and
- (5) that delegated authority be granted to the Interim Director Environment & Regeneration to remove the paddle steamer Comet replica.

### **26 Inverclyde Strategic Housing Investment Plan 2023-2028 26**

There was submitted a report by the Interim Director Environment & Regeneration seeking approval of the Strategic Housing Investment Plan 2023-2028.

Councillors Brooks and Curley declared a connection as Members of the Board of Inverclyde Leisure, and Councillor Clocherty declared a connection as a registered landlord. They also formed the view that the nature of their connection and of the item of business did not preclude their continued presence in the meeting or their participation in the decision making process and they were declaring for transparency.

### **Decided:**

- (1) that the Strategic Housing Investment Plan for the five-year period 2023 – 2028 be

## ENVIRONMENT & REGENERATION COMMITTEE – 12 JANUARY 2023

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approved for submission to the Scottish Government by Inverclyde Council;

(2) that the content and projects in the Strategic Housing Investment Plan 2023-2028, as detailed in appendix 1 of the report, be noted; and

(3) that it be remitted to officers to remove 'Police Station Field' from the list of projects marked under the Slippage Programme in the Strategic Housing Investment Plan 2023-2028.

### 27 Landlord Registration Update 27

There was submitted a report by the Interim Director Environment & Regeneration providing an update on (1) the enforcement options available under the Private Landlord Registration regime including the use of Rent Penalty Notices; and (2) the circumstances where the Housing (Landlord Registration) Sub-Committee may be required to meet to make a determination on a landlord's fit & proper status.

Councillor Curley declared a connection as a private landlord of a residential property in Inverclyde. He also formed the view that the nature of his connection and of the item of business did not preclude his continued presence in the meeting or his participation in the decision making process and he was declaring for transparency.

**Decided:**

(1) that the current progress on Landlord Registration in Inverclyde be noted; and

(2) that it be delegated to the Interim Director Environment & Regeneration to submit a report to the next meeting of the Committee providing an appraisal of the Council's proposed Landlord Registration Scheme.

### 28 General Update 28

There was submitted a report by the Interim Director Environment & Regeneration providing an update on (1) the Gourock, Dunoon and Kilcreggan ferry project following an outstanding remit and (2) the extension of the temporary contract for the Grounds Manager (Shared Services).

**Decided:**

(1) that the update on the Gourock, Dunoon and Kilcreggan ferry project be noted; and

(2) that the extension of the temporary contract for the Grounds Manager (Shared Services) until 31 May 2023 be noted.

### 29 Participation in the Edinburgh Process and Declaration 29

There was submitted a report by the Interim Director Environment & Regeneration (1) seeking approval for Inverclyde Council to participate in the Edinburgh Process and Declaration; and (2) requesting that the decision of the Committee is remitted to the Inverclyde Council for approval.

**Decided:** that (a) it be agreed to participate in the Edinburgh Process and Declaration; and (b) the Committee's decision is remitted to the Inverclyde Council for approval.

### 30 Traffic Calming Priority 2022/23 - Update 30

There was submitted a report by the Interim Director Environment & Regeneration providing an update to the report submitted to the Committee on 27 October 2022 on the proposed traffic calming measures for Union Street and Newark Street, Greenock.

**Decided:**

(1) that it be noted that Newark Street and Union Street, Greenock were at the top of

the traffic calming priority list for 2022;

(2) that it be noted that the proposed traffic calming proposals are funded from the Roads RAMP as the external Roads Safety fund has been paused indefinitely by the Scottish Government as a consequence of the cost of living crisis;

(3) that (a) a revision to the proposed scheme, with the removal of the Vehicle Activated signs, be noted; and (b) it be noted that the scheme will now consist of three mini roundabouts on Newark Street, Greenock and signs and lines on Union Street, Greenock and will only require one year's funding allocation;

(4) that it be noted that a public consultation will be undertaken on the implementation of the Traffic Calming Measures, and the results will be presented to the Committee; and

(5) that the 2021 traffic calming priority list be noted.

**31 Proposed Street Naming and Numbering Charging Scheme for Inverclyde 31**

There was submitted a report by the Interim Director Environment & Regeneration seeking approval for a proposed charging scheme for the naming and numbering of new streets and addresses.

**Decided:** that the charging scheme for street naming and numbering as detailed in appendix 3 of the report be approved.

**32 Port Glasgow and Kilmacolm Waiting and Loading Traffic Regulation Orders (Variations 8 and 9) – Maintained Objections 32**

There was submitted a report by the Shared Head of Roads & Environmental Services (1) informing the Committee of the outcome of the consultation procedure undertaken for the following two Traffic Regulation Orders (a) 'The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm & Quarriers Village) (Waiting Restrictions) (Variations No. 8) Order 2022' relating to Port Glasgow and (b) 'The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm & Quarriers Village) (Waiting Restrictions) (Variations No. 9) Order 2022' relating to Kilmacolm; and (2) seeking a decision on whether the Committee will hear the objections relating to each of the Traffic Regulation Orders itself or appoint an independent Reporter.

**Decided:**

(1) that the requirement to hold a public hearing to consider the maintained objections to both Traffic Regulation Orders be noted;

(2) that it be agreed to hear the maintained objections for both Traffic Regulation Orders through an independent Reporter; and

(3) that it be remitted to the Shared Head of Roads & Environmental Services and the Head of Legal & Democratic Services to make the necessary arrangements for the public hearings.

**33 West Blackhall Street Proposed Roads Orders – Maintained Objections 33**

There was submitted a report by the Shared Head of Roads & Environmental Services (1) informing the Committee of the outcome of the consultation procedure undertaken for the following (a) The Inverclyde Council, West Blackhall Street and Adjoining Roads, Greenock (One Way, One Way Cycle Track, Prohibition of Entry, Left Turn Only Restriction and Prohibition of Right and Left Turns) Traffic Regulation Order 2022; (b) The Inverclyde Council, West Blackhall Street and Adjoining Roads, Greenock (26 Tonnes Weight Restriction) Order 2022; (c) The Inverclyde Council (Various Roads) (Inner Greenock) (Controlled Parking Zone) (Variation No. 7) Order 2022; (d) The Inverclyde Council, West Blackhall Street and Adjoining Roads, Greenock (20mph

## ENVIRONMENT & REGENERATION COMMITTEE – 12 JANUARY 2023

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Speed Limit) Order 2022; and (e) The Inverclyde Council, West Blackhall Street, Greenock (Redetermination of Means of Exercise of Public Right of Passage) Order 2022; (2) informing the Committee of the requirement for the maintained objection to the Redetermination Order to be held by an independent Reporter; and (3) seeking a decision on whether the Committee will hear the maintained objections for the relevant Traffic Regulation Order and Weight Restriction Order itself or appoint an independent reporter.

**Decided:**

(1) that (a) the requirements for an independent Reporter to consider the maintained objection to the Redetermination Order (RO) be noted; and (b) it be noted that the cost associated with this is approximately £5,000, which would come from the SPT Greenock Town Centre Improvements Budget;

(2) that the requirement to hold a public hearing to consider the maintained objections for (a) The Inverclyde Council, West Blackhall Street and Adjoining Roads, Greenock (One Way, One Way Cycle Track, Prohibition of Entry, Left Turn Only Restriction and Prohibition of Right and Left Turns) Traffic Regulation Order 2022; and (b) The Inverclyde Council, West Blackhall Street and Adjoining Roads, Greenock (26 Tonnes Weight Restriction) Order 2022, be noted;

(3) that it be agreed to hear the maintained objections for (a) The Inverclyde Council, West Blackhall Street and Adjoining Roads, Greenock (One Way, One Way Cycle Track, Prohibition of Entry, Left Turn Only Restriction and Prohibition of Right and Left Turns) Traffic Regulation Order 2022; (b) The Inverclyde Council, West Blackhall Street and Adjoining Roads, Greenock (26 Tonnes Weight Restriction) Order 2022; and (c) The Inverclyde Council, West Blackhall Street, Greenock (Redetermination of Means of Exercise of Public Right of Passage) Order 2022 through an independent Reporter; and

(4) that it be remitted to the Shared Head of Roads & Environmental Services and the Head of Legal & Democratic Services to make the necessary arrangements for the public hearings.

### 34 Memorial Bench Review

34

There was submitted a report by the Interim Director Environment & Regeneration seeking approval to end the provision of memorial benches and to offer a memorial tree service in its place.

**Decided:**

(1) that it be agreed that the provision of additional memorial benches be stopped as of 1 April 2023;

(2) that it be agreed that officers contact existing owners of memorial benches in poor condition and remove those benches where no feedback is received;

(3) that it be agreed to expand the memorial bench plaques scheme as detailed in paragraph 4.2 of the report;

(4) that it be agreed to expand the memorial wall plaque scheme as detailed in paragraph 4.3 of the report; and

(5) that it be agreed to introduce a memorial tree service as detailed in paragraph 4.4 of the report.

### 35 Property Asset Management – Public Report – Former Glenbrae Children’s Centre

35

There was submitted a report by the Interim Director Environment & Regeneration seeking authority to declare the former Glenbrae Children’s Centre as surplus to requirements and thereafter to place the property on the open market for sale and for lease.

## ENVIRONMENT & REGENERATION COMMITTEE – 12 JANUARY 2023

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**Decided:** that (a) it be agreed to declare the former Glenbrae Children's Centre, Greenock surplus to requirements; (b) delegated authority be granted to the Interim Director Environment & Regeneration to place the same on the open market for sale/to lease, thereafter to set a closing date when the level of interest justifies it; and (c) it be noted that a further report will be brought before this Committee with a recommendation to accept whichever offer is deemed to provide the greatest economic benefit to the Council.

### 36 Contract Awards – 1 April 2022 to 30 September 2022 36

There was submitted a report by the Interim Director Environment & Regeneration advising the Committee of contracts awarded for the supply of goods and materials, provision of services and execution of works during the period 1 April 2022 to 30 September 2022.

Councillor Cassidy declared a connection as a relative sits on the board of an organisation mentioned in the report, and Councillor Robertson declared a connection as a Member of the Board of Financial Fitness. They also formed the view that the nature of their connections and of the item of business did not preclude their continued presence in the meeting or their participation in the decision making process and were declaring for transparency.

**Decided:** that the contracts awarded by the Council during the period 1 April 2022 to 30 September 2022 be noted.

### 37 Road Naming within New Development at Site of Former McPherson Centre, Gourrock 37

There was submitted a report by the Interim Director Environment & Regeneration seeking approval to name a new road being created within the residential development on the site of the former McPherson Centre in Gourrock.

**Decided:** that it be agreed to name the road in the new development 'McPherson Place'.

### 38 Proposed Redetermination Order – The Inverclyde Council, Mirren's Shore, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2022 38

There was submitted a report by the Head of Legal & Democratic Services (1) requesting the Committee consider and then remit the proposed Redetermination Order titled 'The Inverclyde Council, Mirren's Shore, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2022 to the Inverclyde Council for its approval and subsequent implementation; and (2) seeking approval for the updating of the Scheme of Delegation (Officers) with the proposed update being remitted to the Inverclyde Council for approval and subsequent implementation.

**Decided:**

(1) that (a) the Proposed Redetermination Order be agreed and remitted to the Inverclyde Council for approval; and (b) delegated authority be granted to the Shared Head of Roads & Environmental Services and the Head of Legal & Democratic Services to arrange for the implementation of the order;

(2) that it be agreed that the Scheme of Delegation (Officers) be updated to the effect that, where there are no maintained objections to any Redetermination Order, the Head of Legal & Democratic Services will be authorised to confirm such a Redetermination Order on behalf of the Council; and



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**ENVIRONMENT & REGENERATION COMMITTEE – 12 JANUARY 2023**


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(3) that the proposed update to the Scheme of Delegation (Officers) be remitted to the Inverclyde Council for approval and subsequent implementation.

**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.**

<b>Item</b>	<b>Paragraph(s)</b>
<b>Clune Park Update</b>	<b>8 &amp; 9</b>
<b>Waste Collection Contracts Update</b>	<b>6, 8 &amp; 9</b>
<b>Property Asset Management – Report on offers (a) 80 Leven Road, Greenock (b) Site of former Fancy Farm Tenants’ Hal, Cawdor Crescent, Greenock (c) sale of house to existing tenant</b>	<b>6 &amp; 9</b>
<b>Commercial and Industrial Property Portfolio – Various Leases</b>	<b>2, 6 &amp; 9</b>

<b>39</b>	<b>Clune Park Update</b>	<b>39</b>
	There was submitted a report by the Interim Director Environment & Regeneration providing an update on the current position in relation to Clune Park. <b>Decided:</b> Following consideration, the Committee agreed to the actions recommended all as detailed in the Appendix.	
<b>40</b>	<b>Waste Collection Contracts Update</b>	<b>40</b>
	There was submitted a report by the Interim Director Environment & Regeneration providing an update on the landfill waste disposal contract. <b>Decided:</b> Following consideration, the Committee agreed to the actions recommended, all as detailed in the Appendix.	
<b>41</b>	<b>Property Asset Management – Report on officer (a) 80 Leven Road, Greenock (b) Site of former Fancy Farm Tenants’ Hall, Cawdor Crescent, Greenock (c) sale of house to existing tenant</b>	<b>41</b>
	There was submitted a report by the Interim Director Environment & Regeneration making recommendations in respect of a number of property assets. Councillor Crowther declared a connection having previously been in contact with the applicant for the site of the former Fancy Farm Tenants’ Hall, Cawdor Crescent, Greenock in his role as a Councillor. He also formed the view that the nature of his connection and of the item of business did not preclude his continued presence in the meeting or his participation in the decision making process and he was declaring for transparency. <b>Decided:</b> Following consideration, the Committee agreed to the actions recommended, all as detailed in the Appendix.	
<b>42</b>	<b>Commercial and Industrial Property Portfolio – Various Leases</b>	<b>42</b>

**ENVIRONMENT & REGENERATION COMMITTEE – 12 JANUARY 2023**

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There was submitted a report by the Interim Director, Environment & Regeneration making recommendations in respect of a number of commercial and industrial assets.

**Decided:** Following consideration, the Committee agreed to the action recommended, as detailed in the Appendix.

## EDUCATION AND COMMUNITIES COMMITTEE – 24 JANUARY 2023

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### Education and Communities Committee

Tuesday 24 January 2023 at 2pm

**Present:** Councillors Armstrong, Brennan, Clocherty, Daisley, Law, McCluskey (for Moran), McGuire, McVey, Quinn, Robertson and Wilson, Rev D Burt and Mr J Docherty, Church Representatives, and Ms P McEwan, Teacher Representative.

**Chair:** Councillor Clocherty presided.

**In attendance:** Corporate Director Education, Communities & Organisational Development, Head of Culture, Communities & Educational Resources, Head of Education, Service Manager Community Learning and Development, Community Safety and Resilience & Sport, Ms M McCabe (for Interim Director, Finance & Corporate Governance), Ms A Sinclair (for Head of Legal & Democratic Services), Interim Head of Property Services, Ms K Glancy (Head Teacher, Kings Oak Primary School), Ms D Sweeney, Mr C MacDonald and Ms K MacVey (Legal & Democratic Services), and Service Manager Communications, Tourism and Health & Safety.

The meeting was held at the Municipal Buildings, Greenock with Councillor McGuire attending by video-conference.

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

#### **43 Apologies, Substitutions and Declarations of Interest 43**

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

No declarations of interest were intimated, but certain connections were intimated for the purposes of transparency as follows:

Agenda Item 3 (Communities Capital Programme Progress and Asset Related Items) – Councillors Clocherty, Law and Quinn.

Agenda Item 4 (Communities Update Report – Overview of Local and National Initiatives) – Councillors McCluskey and Robertson.

Agenda Item 5 (Proposed Indoor Tennis Facility) – Councillors Clocherty and Quinn.

#### **44 Communities Revenue Budget Report – 2022/23 Projected Outturn at 31 October 2022 44**

There was submitted a report by the Interim Director Finance & Corporate Governance and the Corporate Director Education, Communities & Organisational Development advising Committee of the 2022/23 Communities Revenue Budget position at 31 October 2022.

**Decided:**

(1) that the current projected overspend for 2022/23 of £70,000 as at 31 October 2022 be noted; and

(2) that it be noted that the Corporate Director Education, Communities and Organisational Development and Heads of Service will continue to review areas where non-essential spend can be reduced in order to alleviate the projected overspend.

## EDUCATION AND COMMUNITIES COMMITTEE – 24 JANUARY 2023

### 45 Communities Capital Programme Progress and Asset Related Items

45

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) providing performance information for the Communities part of the Education & Communities Committee, and (2) providing an update in respect of the status of the projects which form the Communities Capital Programme and Asset related items.

The Corporate Director Education, Communities & Organisational Development advised the Committee of a typographical error in the report and, accordingly, at paragraph 2.1 the second recommendation should read 'It is recommended that the Committee: notes the proposal to replace the loan to IL to fund the Moveable Pool Floor with a grant which will be considered at a meeting of the Policy and Resources Committee in January 2023' and not at a meeting of the Council in March 2023' as stated.

Councillor Law declared a connection as a family member is involved with Caddlehill Community Gardens, and Councillors Clocherty and Quinn declared connections as members of the Board of Inverclyde Leisure. They also formed the view that the nature of their connections and of the item of business did not preclude their continued presence in the meeting or their participation in the decision-making process and were declaring for transparency.

**Decided:**

- (1) that the current position of the 2022/25 Capital Programme be noted;
- (2) that the progress on the following projects be noted (a) Lady Alice Bowling Club, (b) Indoor Sports Facility for Tennis, (c) Leisure Pitches Asset Management Plan/Lifecycle Fund, (d) Waterfront Leisure Centre Training Pool Moveable Floor, (e) Community Hub King George VI, (f) Craigend Resource Centre, (g) Inverclyde Shed Meet, Make + Share, (h) Parklea Branching Out and (i) the Asset Transfer Working Group;
- (3) that it be noted that the proposal to replace the loan to Inverclyde Leisure to fund the Moveable Pool Floor with a grant will be considered at a meeting of the Policy & Resources Committee in January 2023; and
- (4) that it be noted that a separate report on the Indoor Tennis facility project is included on the agenda for this meeting.

### 46 Communities Update Report – Overview of Local and National Initiatives

46

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on the Communities aspect of the service.

Councillors McCluskey and Robertson declared connections as members of the Board of Greenock Arts Guild. Both Councillors also formed the view that the nature of their connections and of the item of business did not preclude their continued presence in the meeting or their participation in the decision-making process and were declaring for transparency.

**Decided:**

- (1) that the updates on the following be noted (a) Culture Collective, (b) outstanding remit in relation to electronic donations to the Watt Institution, (c) donation to the Watt Institution by Dr Daniel Temianka, (d) Library Services Awards, (e) Active Schools, (f) Clyde Conversations, (g) Community Learning and Development 3 Year Strategic Plan, (h) 'Early Adopter' Affordable Childcare, and (i) request from Inverclyde Leisure Board regarding payment of the National Living Wage;
- (2) that it be agreed to remit a recommendation to the Policy & Resources Committee to make an additional payment to Inverclyde Leisure to implement the National Living Wage from January 2023; and

## EDUCATION AND COMMUNITIES COMMITTEE – 24 JANUARY 2023

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(3) that it be remitted to officers to submit a report to a future meeting on the provision of childcare and after-school care across Inverclyde.

### 47 Proposed Indoor Tennis Facility

47

There was submitted a report by the Corporate Director Education, Communities & Organisational Development seeking the agreement of the Committee to cancel the project to build an Indoor Tennis Facility at Rankin Park in Greenock.

Councillors Clocherty and Quinn declared connections as members of the Board of Inverclyde Leisure. They also formed the view that the nature of their connections and of the item of business did not preclude their continued presence in the meeting or their participation in the decision-making process and were declaring for transparency.

**Decided:** that approval be given to (a) the cancellation of the project to build an Indoor Tennis Facility at Rankin Park in Greenock, and (b) sportscotland and the Lawn Tennis Association being formally advised of this decision.

### 48 United Nations' Holocaust Memorial Day – Request by Councillor McCluskey

48

There was submitted a report by the Head of Legal & Democratic Services on a request received from Councillor McCluskey in the following terms:-

'United Nations' Holocaust Memorial Day will be marked on 27th January. The day marks the six million Jews murdered during the Holocaust, alongside the millions of other people killed under Nazi persecution of other groups and during more recent genocides in Cambodia, Rwanda, Bosnia and Darfur.

The theme of this year's Holocaust Memorial Day is "Ordinary People" and asks us to call to mind the role of ordinary people in facilitating persecution and genocide, and also those extraordinary people who went to extreme lengths to help, rescue and save people.

The organisers of Holocaust Memorial Day 2023 are asking people to remember that today, we are all ordinary people who can be extraordinary in our actions. We can all make decisions to challenge prejudice, stand up to hatred, to speak out against identity-based persecution, to shop responsibly.

Committee is asked to note Holocaust Memorial Day 2023; requests that the Council promote the day through its social media and other channels; encourages organisations and individuals in Inverclyde to participate in the "Light the Darkness" event from 4pm on 27th January; and requests officers of the Council consider how the Council can mark Holocaust Memorial Day in the future.'

**Decided:**

- (1) that the Committee agrees Councillor McCluskey's request; and
- (2) that it be remitted to officers to (a) promote Holocaust Memorial Day through social media and other channels, (b) encourage organisations and individuals in Inverclyde to participate in the 'Light the Darkness' event from 4pm on 27 January 2023, and (c) consider how the Council can mark Holocaust Memorial Day in the future.

**The Communities business concluded at 3pm. The Committee commenced consideration of the Education items of business at 4pm with Rev Burt and Ms McEwan joining the meeting by video conference and Mr Docherty attending the Municipal Buildings.**

### 49 Education Scotland Report on Kings Oak Primary School and Nursery Class

49

There was submitted a report by the Corporate Director Education, Communities & Organisational Development informing the Committee of the recent Education Scotland

## EDUCATION AND COMMUNITIES COMMITTEE – 24 JANUARY 2023

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short inspection of King's Oak Primary School and Nursery Class.

The report advised that positive practices and interventions were improving outcomes for learners within the school and nursery class and that senior leaders and staff were working effectively to foster strong, positive and nurturing relationships, with three areas highlighted for improvement.

Ms Kirsten Glancy, Head Teacher, was present and addressed the Committee in relation to the findings.

**Decided:**

- (1) that the Education Scotland short inspection report on Kings Oak Primary School and Nursery Class be noted; and
- (2) that the appreciation of the Committee be extended to school staff and all those involved in the inspection process.

### 50 Education Revenue Budget Report – 2022/23 Projected Outturn at 31 October 2022 50

There was submitted a report by the Interim Director Finance & Corporate Governance and the Corporate Director Education, Communities & Organisational Development advising Committee of the 2022/23 Education Revenue Budget position at 31 October 2022.

**Decided:**

- (1) that the current projected overspend for 2022/23 of £92,000 as at 31 October 2022 be noted; and
- (2) that (a) it be noted that overall Education & Communities are projecting to outturn £162,000 overbudget, (b) the anticipated income, as detailed at paragraph 5.2 of the report, be noted, and (c) that it be noted that the Corporate Director Education, Communities and Organisational Development and Heads of Service will continue to review areas where non-essential spend can be reduced in order to alleviate the projected overspend.

### 51 Education Capital Programme 2022/25 - Progress 51

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) providing performance information for the Education part of the Education & Communities Committee, and (2) providing an update in respect of the status of the projects which form the Education Capital Programme.

**Decided:**

- (1) that the current position of the 2022/25 Capital Programme be noted;
- (2) that the progress on the following projects be noted (a) Gourrock Primary School extension, (b) general lifecycle works, and (c) 1140 Hours expansion of early learning and childcare – various establishments minor works; and
- (3) that the appreciation of the Committee be extended to the Interim Head of Property Services and his team for their work on the projects which form the Education Capital Programme.

### 52 Education Update Report – Overview of Local and National Initiatives 52

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on local and national projects and initiatives linked to education.

**Decided:**

- (1) that the contents of the report be noted; and
- (2) that the updates on the following be noted (a) Care Inspectorate inspection

outcomes, (b) Scottish Attainment Challenge – stretch aims, (c) education and qualifications reform update, (d) publication of Achievement of a Level data 2021/22, and (e) consultation on the transfer of the functions of the Education Appeal Committee to the Scottish Tribunals.

**53 Outcome of Pre-consultation Process – Future Leadership of Blairmore Nursery School 53**

There was submitted a report by the Corporate Director Education, Communities & Organisational Development seeking agreement to commence a formal consultation process regarding the future leadership of Blairmore Nursery School following a pre-consultation process with key stakeholders, the findings of which were detailed in the Education Services Proposal document appended to the report.

**Decided:** that approval be given to the commencement of a formal consultation process with key stakeholders of Blairmore Nursery School for it to become a standalone Early Learning Centre under the leadership of a Head of Centre.

**POLICY & RESOURCES COMMITTEE – 31 JANUARY 2023**

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**Policy & Resources Committee**

**Tuesday 31 January 2023 at 3pm**

**Present:** Councillors Armstrong, Curley, McCabe, McCluskey, McCormick, McGuire, McVey, Moran, Robertson and Wilson.

**Chair:** Councillor McCabe presided.

**In attendance:** Chief Executive, Interim Director Finance & Corporate Governance, Director Environment & Regeneration, Corporate Director Education, Communities & Organisational Development, Chief Officer Inverclyde Health and Social Care Partnership, Head of Legal & Democratic Services, Head of Organisational Development, Policy & Communications, Finance Manager Corporate Services & Strategic Finance, Mr C MacDonald, Ms L Carrick and Ms K MacVey (Legal & Democratic Services), Ms J Allan (Inverclyde HSCP), Ms B McQuarrie (Human Resources), Service Manager Corporate Policy, Performance and Partnerships, Revenues and Benefits Manager, ICT & Customer Service Manager and Service Manager Communications, Tourism and Health & Safety.

This meeting was held at the Municipal Buildings, Greenock with Councillors McCormick, McGuire and Robertson attending by video-conference.

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

**54 Apologies, Substitutions and Declarations of Interest 54**

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

No declarations of interest were intimated.

**55 2022/23 Policy & Resources Committee and General Fund Revenue Budget Update as at 30 November 2022 55**

There was submitted a report by the Interim Director Finance & Corporate Governance, Corporate Director Education, Communities & Organisational Development and the Chief Executive advising the Committee of (1) the 2022/23 Committee Revenue Budget projected position as at 30 November 2022, (2) the overall General Fund Revenue Budget projection as at 30 November 2022 and (3) the position of the General Fund Reserve.

**Decided:**

- (1) that the current projected overspend for 2022/23 of £1,041,000 as at 30 November 2022 within the Committee's Budget be noted;
- (2) that it be noted that the Interim Director Finance & Corporate Governance and Heads of Service will review areas where non-essential spend can be reduced in order to bring the corporate service element of the budget back on track;
- (3) that the projected 2022/23 surplus of £19,440 for the Common Good Budget be noted; and
- (4) that the (a) projected overspend of £203,000 for the General Fund; and (b) projected surplus reserves of £1.094million as at 31 March 2023, be noted.



## POLICY &amp; RESOURCES COMMITTEE – 31 JANUARY 2023

- 56 Policy & Resources Capital Budget and 2022/25 Capital Programme 56**
- There was submitted a report by the Interim Director Finance & Corporate Governance providing the latest position of the Policy & Resources Capital Programme budget and the 2022/25 Capital Programme.
- Decided:**
- (1) that the following be noted (a) the current position of the 2022/25 Policy & Resources Capital Budget; and (b) the current position of the 2022/25 Capital Programme;
  - (2) that the ongoing pressure being experienced with regards to the cost/availability of materials and the impact this continues to have on the delivery of the 2022/25 Capital Programme be noted; and
  - (3) that it be noted that the Members Budget Working Group is developing proposals for the 2023/26 Capital Programme which will be considered as part of the overall Budget in March 2023.
- 57 Finance Service Update 57**
- There was submitted a report by the Interim Director Finance & Corporate Governance
- (1) providing an update on various matter being progressed by the Finance Service and
  - (2) seeking decisions as required.
- Decided:**
- (1) that the updated Discretionary Housing Payment Policy to be applied from January 2023, as detailed in appendix 1 of the report, be approved;
  - (2) that (a) the officer self-assessment against the CIPFA Financial Management Code, as detailed in appendix 1 of the report; and (b) the actions proposed to increase compliance, be noted; and
  - (3) that the contents of the report and the updates on the following be noted (a) Welfare and Benefits Support, (b) Discretionary Housing Payments Policy, (c) Non-Domestic Rates Revaluation, (d) Migration to the Cloud, (e) Digital Modernisation and (f) adoption of the CIPFA Financial Management Code.
- 58 Corporate Policy and Performance Update Report 58**
- There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing the Committee with an update on a number of performance and policy matters relating to (1) a corporate approach to national awards, (2) equalities, and (3) results from the Citizens' Panel Autumn 2022 Survey.
- Decided:** that the latest updates in relation to Corporate Policy and Performance be noted.
- 59 2023/25 Budget Update 59**
- There was submitted a report by the Interim Director Finance & Corporate Governance providing an update of the latest position of the 2023/25 Revenue Budget following the announcement of the Scottish Government's Draft Budget and seeking decisions on a number of matters.
- The Interim Director Finance & Corporate Governance provided a verbal update to paragraph 3.3 of the report, advising that the Council had received an undertaking from the Scottish Government that the contribution to the 2021/22 Teachers Pay Award funding of £488,000 will be received in 2023/24 and therefore the 2023/24 estimated funding gap, as detailed in appendix 3 of the report, will be reduced by £488,000 to

£3.83million.

**Decided:**

- (1) that the impact of the Draft Scottish Government Budget Settlement on the figures previously advised to Members, as detailed in appendices 1 and 3 of the report, be noted;
- (2) that approval be given to the adjustments/savings as detailed in appendix 2 of the report subject to the Inverclyde Council approving the Service Concession proposal at the 16 February 2023 meeting;
- (3) that (a) the inclusion of £1.2million for increased Non-Domestic Rates as a new Budget pressure within the 2023/25 Budget be approved; and (b) it be noted that officers are engaging with the Assessor in order to attempt to reduce this significant increase in liability;
- (4) that it be agreed to (a) cancel plans for a £235,000 loan to Inverclyde Leisure, and (b) fully fund the Moveable Pool Floor from the Capital Programme;
- (5) that (a) the recommendation to the Education & Communities Committee not to proceed with the Indoor Tennis Facility at Rankin Park be noted; and (b) it be agreed to remove the unallocated Council contribution of £740,000 from the Communities Capital Programme; and
- (6) that the ongoing work within the Members Budget Working Group on a number of aspects of the Budget, which will be drawn together as part of the overall Budget proposal to be presented to the Inverclyde Council on 2 March 2023, be noted.

Councillor Robertson left the meeting at this juncture.

**60 Service Concession Flexibility – Accounting Change Proposal**

**60**

There was submitted a report by the Interim Director Finance & Corporate Governance highlighting the significant financial benefit to the Council over the medium to longer term of a proposed change to the accounting treatment of the Council's Schools PPP (Service Concession) contract following the issuing of revised accounting guidance by the Scottish Government.

**Decided:**

- (1) that the following be noted (a) the flexibility offered by Finance Circular 10/2022, (b) the officer proposal as detailed in section 4 of the report, and (c) the potential financial implications;
- (2) that the longer term implications, including the affordability assessment as detailed in section 5.2 and appendix 3 of the report be noted; and
- (3) that (a) the proposal as detailed in section 4 of the report be approved, and (b) it be noted that any decision to implement the proposal will require approval at the next meeting of the Inverclyde Council.

**61 Revenues Policies: Corporate Debt Recovery and Non-Domestic Rates Empty Property Relief**

**61**

There was submitted a report by the Interim Director Finance & Corporate Governance seeking approval for the updated Corporate Debt Recovery Policy and the Council's inaugural Non-Domestic Rates Empty Property Relief Policy.

**Decided:**

- (1) that the updated Corporate Debt Recovery Policy, as detailed in appendix 1 of the report, be agreed;
- (2) that approval be given to the Non-Domestic Rates Empty Property Policy as detailed in appendix 2 of the report, being implemented from 1 April 2023; and

POLICY & RESOURCES COMMITTEE – 31 JANUARY 2023

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(3) that it be noted that officers will develop proposals for an amended Inverclyde Empty Property Relief Policy as part of the development of the 2024/25 Budget.

**62 Communications and Engagement Strategy 62**

There was submitted a report by the Head of Organisational Development, Policy and Communications seeking approval for a proposed Communications and Engagement Strategy for Inverclyde Council.

**Decided:** that the contents of the Communications and Engagement Strategy and associated action plan be agreed.

**63 Progress for Anti-Poverty Interventions 2021-2023 63**

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on various anti-poverty initiatives which are currently being progressed.

**Decided:**

(1) that the updates provided in respect of the following be noted, (a) the implementation of additional anti-poverty actions relating to the development of the Warm Hands of Friendship Initiative and the financial support offered to people facing food insecurity during the festive period; (b) the Social Workers in Schools project; (c) the saving agreed by the Inverclyde Council on 15 December 2022; (d) the anti-poverty initiatives approved by the IJJB in December 2022; (e) local participation and membership of credit unions; and (f) access to cash through free cash machines and Post Office provision; and

(2) that it be remitted to officers to submit a report in 6 months time providing an update on the progress of Council activities in relation to Credit Unions in Inverclyde.

**64 2023 Coronation of King Charles III 64**

There was submitted a report by the Head of Organisational Development, Policy & Communications highlighting local and national arrangements for marking the coronation of His Majesty King Charles III and seeking approval to mark the occasion with a new one-off Public and Council holiday on Monday 8 May 2023.

**Decided:** that (a) the national and local arrangements to mark the coronation be noted; and (b) it be agreed that the Council make arrangements for Inverclyde Council to mark the occasion with a new one-off Public and Council holiday on Monday 8 May 2023.

**65 Redeployment Policy 65**

There was submitted a report by the Head of Organisational Development, Policy & Communications seeking agreement for the refreshed Redeployment Policy.

**Decided:** that the refreshed Redeployment Policy, as detailed in appendix 1 of the report, be approved.

**66 Employee Survey Results 2022 66**

There was submitted a report by the Head of Organisational Development, Policy & Communications providing an update on the results of the latest 3 yearly Council wide Employee Survey, carried out in September-October 2022.

**Decided:**

(1) that the positive results from the recent survey and the identified areas for

**POLICY & RESOURCES COMMITTEE – 31 JANUARY 2023**

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addressing improvement be noted;

(2) that it be noted that the survey results and intended actions will be shared with Council employees ensuring that communication is made with those who are non-PC users; and

(3) that the actions, as detailed in paragraphs 3.9 and 3.10 of the report, to address the issues arising from the survey be noted.

**67 Payment of Atypical Allowance – Part Time Employees 67**

There was submitted a report by the Head of Organisational Development, Policy & Communications seeking agreement for a policy change to the way in which Atypical Allowance payments are applied to part time employees who work additional hours up to 37 hours per week.

**Decided:** that it be agreed that atypical enhancements are paid in respect of all normal working hours (i.e for the first 37 hours whether contractual or not), with effect from the next pay period, 2 February 2023.

**68 Provision of Electronic Care Monitoring Service: Care at Home Services – Delegated Authority 68**

There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership requesting that delegated authority be given to the Head of Legal & Democratic Services to approve the award for an Electronic Care Monitoring Service for Care at Home Services as per Contract Standing Order 20.3(ii).

**Decided:** that delegated authority be granted to the Head of Legal & Democratic Services to approve the award of a call-off contract for an Electronic Care Monitoring Service for Care at Home Services in accordance with Contract Standing Order 20.3(ii).

**69 Use of Powers Delegated to the Chief Executive to vote on new Chair for Cooperative Councils Innovation Network 69**

There was submitted a report by the Head of Legal & Democratic Services advising of the use of Emergency Powers to enable the Council to cast its vote to elect a new Chair of the Cooperative Councils Innovation Network.

**Decided:**

(1) that it be noted that the Chief Executive used their powers under the Scheme of Delegation (Officers) to agree that the Council casts its vote to elect a new Chair of the Cooperative Councils Innovation Network, with the vote being cast by the Leader of the Council, Councillor McCabe, in terms of the Network's constitution; and

(2) that it be noted that Councillor Cassidy's appointment to the Executive Oversight Committee of the Network has now been confirmed.

**70 Communities Update Report – Update on Local and National Initiatives – Additional Payment to Inverclyde Leisure to Implement National Living Wage – Remit from Education & Communities Committee 70**

There was submitted a report by the Head of Legal & Democratic Services requesting that the Committee consider a remit from the Education & Communities Committee of 24 January 2023 relative to a recommendation to make an additional payment to Inverclyde Leisure to implement the National Living Wage from January 2023 rather than April 2023.

**Decided:** that it be agreed to make an additional payment of £77,000 from Council

**POLICY & RESOURCES COMMITTEE – 31 JANUARY 2023**

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Reserves to Inverclyde Leisure to implement the National Living Wage from January 2023.

## LOCAL REVIEW BODY – 1 FEBRUARY 2023

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### Local Review Body

#### Wednesday 1 February 2023 at 4pm

**Present:** Councillors Brooks, Clocherty, Crowther, Curley, McCabe, McGuire and McVey.

**Chair:** Councillor McVey presided.

**In attendance:** Ms M Pickett (Planning Adviser), Mr J Kerr (Legal Adviser), Mr C MacDonald and Ms D Sweeney (Legal & Democratic Services) and Mr P Coulter (for Service Manager, Communications, Tourism and Health & Safety).

The meeting was held at the Municipal Buildings, Greenock with Councillors McCabe and McGuire attending by video-conference.

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

#### 71 **APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST**

71

No apologies for absence were intimated.

No declarations of interest were intimated, but certain connections were intimated as follows:

Agenda Item 3(a) (Construction of detached single garage in front garden: The Shack, Broomeknowe Road, Kilmacolm (22/0124/IC))

#### 72 **CONTINUED PLANNING APPLICATION FOR REVIEW**

72

##### (a) **Planning permission in principle for residential development, landscaping, parking, access and associated works: Land at Glasgow Road, Port Glasgow (19/0140/IC)**

There were submitted papers relative to the application for review for planning permission in principle for residential development, landscaping, parking, access and associated works at land at Glasgow Road, Port Glasgow (19/0140/IC) to consider the matter afresh, consideration of which had been continued from the meeting held on 7 December 2022 in order for the Local Review Body to request a joint written submission from the Planning Adviser and the Legal Adviser to the Local Review Body.

Not having participated in consideration of this item of business at the meeting of 7 December 2022, Councillors Clocherty and McGuire were not entitled to take part in consideration of this item.

Ms Pickett acted as Planning Adviser relative 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 in principle be granted subject to the following conditions and advisory notes:-

##### **Conditions**

- (1) The development to which this planning permission in principle relates must be begun within 5 years from the date of this permission, to comply with Section 59(2A)(a)

**LOCAL REVIEW BODY – 1 FEBRUARY 2023**

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of the Town and Country Planning (Scotland) Act 1997 (as amended).

(2) Development shall not commence until an application for an approval of matters specified in conditions has been submitted to and approved in writing by the Planning Authority relating to the following:

- a. the siting, design and external appearance of all buildings and other structures;
- b. the means of access to the site;
- c. the layout of the site, including all roads, footways, car and cycle parking areas;
- d. the details of, and timetable for implementation of, the hard and soft landscaping of the site;
- e. details of the management and maintenance of the areas identified in d. above;
- f. the design and location of all boundary walls and fences;
- g. details of the provision of full drainage works incorporating Sustainable Drainage Systems (SuDS) and a field drain at the bottom of the slopes around the site;
- h. the disposal of sewage;
- i. details of any existing trees, shrubs and hedgerows to be retained;
- j. a landscape planting scheme that shows how existing trees and woodland within the application site will be connected to habitat features outwith the site;
- k. details of existing and proposed site levels;
- l. details of bin storage arrangements whether within individual plots or communal.

Thereafter the matters that are approved shall be implemented in their approved form, to ensure the Planning Authority has the necessary information to determine the application and to ensure the matters are acceptable at this location.

(3) The details to be applied for under condition 2b shall allow for visibility splays of 2.4m x 43.0m x 1.05m to be provided in both directions onto Glasgow Road and for the access onto Glasgow Road to be a minimum of 4.8m wide with a vehicle restraint system installed on the northern side. The approved sightlines and vehicle restraint system shall be provided no later than the occupation of the first residential unit and thereafter maintained for the lifetime of the development, in the interests of road safety.

(4) Prior to the commencement of works on site, confirmation of Scottish Water's acceptance of the foul and surface water drainage proposals shall be submitted to and approved in writing by the Planning Authority, to confirm that the drainage proposals can be implemented in the interests of the avoidance of flooding.

(5) The drainage details approved under condition 2g shall be implemented commensurately with the development of the site, be complete for each individual dwellinghouse prior to occupation and be complete across the site prior to the occupation of the final dwellinghouse, to ensure the adequacy and implementation of the drainage regime for the development hereby permitted.

(6) All surface water shall be contained within the site during construction of the development and following completion of the development, to avoid surface water run-off from the site in the interests of the avoidance of flooding.

(7) Prior to the commencement of works on site, an updated ecological survey inclusive of bird breeding census and badger survey shall be undertaken. The report of survey shall thereafter be submitted to and approved in writing by the Planning Authority. Should the ecological survey identify the need for mitigation to protect one or more species, this shall be implemented in accordance with a species protection plan(s) which is to be submitted to and agreed in writing with the Planning Authority before works commence on the site, to ensure the development is informed by an up-to-date

**LOCAL REVIEW BODY – 1 FEBRUARY 2023**

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ecological survey in the interests of the protection of and the avoidance of disturbance to nesting birds and other wildlife, and to ensure appropriate mitigation is implemented where required.

(8) Development shall not commence, including any tree removal, until the site has been re-surveyed for the presence of bats. The re-survey including any mitigation measures shall be submitted to and approved in writing by the Planning Authority, to ensure that the up-to-date position is known and to ensure the appropriate protection of bats.

(9) No trees within the application site shall be felled until full details of all tree felling has been submitted to and approved by the Planning Authority. Works shall then proceed as approved, to ensure the protection and retention of trees.

(10) Prior to the commencement of works on site tree protection measures for all trees to be retained both within or adjacent to the application site shall be erected in accordance with British Standards Recommendations for trees in Relation to Construction, currently BS 5837:2012 and not removed during the course of construction work, to ensure the retention of and avoidance of damage to trees during development.

(11) Site clearance work shall only be undertaken outwith the bird breeding season March to September inclusive. Details of any additional protection required relating to the heronry potentially located in the site shall be identified as part of the updated ecological survey submitted under condition 8 above and all additional recommendations relating to required protection followed on site, to ensure the protection of breeding birds within the application site.

(12) The Biodiversity Enhancement section of the Preliminary Ecological Appraisal Report by Cairn Ecology dated 25th March 2019 shall be implemented in full together with any further enhancements recommended as part of the updated ecological survey submitted under condition 8 above, to ensure the implementation of biodiversity enhancements as part of the development.

(13) Any of the trees, areas of grass or planted shrubs approved as part of the landscaping scheme that die, become diseased, are damaged or removed within 5 years of planting shall be replaced with others of a similar size and species within the following planting season, to ensure the retention of the landscaping scheme within the application site.

(14) The details to be applied for under condition 2c shall allow for all footpaths to be provided to be a minimum width of 2 metres and all roads a minimum width of 5.5 metres, to ensure suitable provision for road users and pedestrians in the interests of road safety.

(15) The details to be applied for under condition 2c shall allow for the parking to be provided in accordance with the National Roads Development Guide, to ensure suitable parking provision is provided within the development in the interests of road safety.

(16) For the avoidance of doubt the first 2 metres of all driveways shall be paved, to avoid deleterious material being carried onto the roadway in the interests of road safety.

(17) 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.

(18) 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



**LOCAL REVIEW BODY – 1 FEBRUARY 2023**

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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.

(19) Before the development hereby permitted is occupied the applicant shall submit a report for approval, in writing by the Planning Authority, confirming that the works have been completed in accordance with the agreed Remediation Scheme and supply information as agreed in the Verification Plan. This report shall demonstrate that no pollutant linkages remain or are likely to occur and include (but not limited to) a collation of verification/validation certificates, analysis information, remediation lifespan, maintenance/aftercare information and details of all materials imported onto the site as fill or landscaping material. The details of such materials shall include information of the material source, volume, intended use and chemical quality with plans delineating placement and thickness, to ensure contamination is not imported to the site and confirm successful completion of remediation measures in the interest of human health and environmental safety.

(20) 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.

(21) For the avoidance of doubt the dwellinghouses shall be designed to ensure that at least 15% of the carbon dioxide emissions reduction standard set by Scottish Building Standards is met through the installation and operation of low and zero carbon generating technologies (rising to at least 20% by the end of 2022). Development shall not commence until details have been submitted to and approved in writing by the Planning Authority relating to the proposed low and zero carbon generating technologies to be installed in the dwellinghouses. Thereafter the approved low and zero carbon generating technologies shall be implemented in their approved form before the occupation of the dwellinghouses, to comply with the requirements of Section 72 of the Climate Change (Scotland) Act 2009.

(22) For the avoidance of doubt the dwellinghouses shall have an Electric Vehicle Charging Point. Development shall not commence until the details have been submitted to and approved in writing by the Planning Authority relating to the proposed Electric Vehicle Charging Points. Thereafter the approved details shall be implemented on site in their approved form before the first occupation of the dwellinghouses, in the interests of sustainable development and to accord with the Inverclyde Council Supplementary Guidance on Energy.

**Advisory Notes**

(1) To protect the amenities of occupiers of premises from unreasonable noise and vibration levels 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.

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

(3) Site Drainage: Suitable and sufficient measures for the effective collection and disposal of surface water should be implemented during construction phase of the

## LOCAL REVIEW BODY – 1 FEBRUARY 2023

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project as well as within the completed development to prevent flooding within this and nearby property.

(4) Rats, drains and sewers: Prior to the construction phase it is strongly recommended that any existing, but redundant, sewer/drainage connections should be sealed to prevent rat infestation and inhibit the movement of rats within the area via the sewers/drains.

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

(6) Surface Water: Any SUDS appraisal must to give appropriate weight to not only any potential risk of pollution to watercourses but to suitable and sufficient measures for the effective collection and disposal of surface water to prevent flooding. Measures should be implemented during the construction phase of the project as well as the within the completed development to prevent flooding within the application site and in property / land nearby. It is also recommended that a long term maintenance plan should be developed prior to the commencement of the proposed development.

(7) 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.

### 73 PLANNING APPLICATION FOR REVIEW

73

#### (a) Construction of detached single garage in front garden: The Shack, Broomeknowe Road, Kilmacolm (22/0124/IC)

There was submitted papers relative to the application for review for the proposed construction of a detached single garage in front garden at The Shack, Broomeknowe Road, Kilmacolm (22/0124/IC) to enable the Local Review Body to consider the matter afresh.

Councillor Brooks declared a connection as an acquaintance of the applicant. He also formed the view that the nature of his connection and of the item of business did not preclude his continued presence in the meeting or his participation in the decision making process and he was declaring for transparency.

Ms Pickett acted as Planning Adviser relative to this case.

#### **Decided:**

(1) that sufficient information had not been submitted to allow the Local Review Body to decide the matter without further procedure; and

(2) that, in terms of Regulation 16 of the Town & Country Planning (Schemes of Delegation and Local Review Procedure) (Scotland) Regulation 2013, consideration of the application for review be continued for an unaccompanied site inspection to be arranged by the Head of Legal & Democratic Service in consultation with the Chair.