

**THE INVERCLYDE COUNCIL - 7 OCTOBER 2010**

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**The Inverclyde Council**

**Thursday 7 October 2010 at 4 pm**

**Present:** Provost McCormick, Councillors Ahlfeld, Blair, Brooks, Clocherty, Dorrian, Fyfe, Loughran, MacLeod, McCabe, McCallum, McIlwee, McKenzie, Moran, Nelson, Rebecchi, White and Wilson.

**Chair:** Provost McCormick presided.

**In attendance:** Chief Executive, Corporate Director Community Health & Care Partnership, Corporate Director Education & Communities, Corporate Director Organisational Improvement & Resources, Corporate Director Regeneration & Environment, Chief Financial Officer, Head of Legal & Democratic Services, Legal Services Manager (Procurement & Administration), Legal Services Manager (Courts & Litigation) and Service Manager (Community Learning & Development).

**The Provost being of the opinion that the undernoted item was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Council to be updated on changes to Police operational arrangements within Inverclyde at the earliest opportunity. This was agreed unanimously.**

**558      Strathclyde Police      558**

Chief Superintendent Paul Main, Strathclyde Police, was present and briefed Members on the imminent restructure of the Police into a more integrated service with particular regard to operational arrangements within Inverclyde. Members then asked a number of questions which were answered by Chief Superintendent Main.

**Decided:** that the terms of the briefing by Chief Superintendent Main be noted.

**559      Apologies and Declarations of Interest      559**

Apologies for absence were intimated on behalf of Councillors Grieve and Osborne.

There were no declarations of interest intimated prior to the commencement of the meeting.

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

**560      Appointment Panel - (1) Head of Planning, Health Improvement & Commissioning, (2) Head of Health & Community Care and (3) Head of Mental Health, Addictions & Homelessness - 8 June 2010      560**

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

**561      The Inverclyde Council - 10 June 2010      561**

**Approved** on the motion of Provost McCormick.

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562	<b>Appointment Panel - Head of Education - 18 June 2010</b>	562
	Approved on the motion of Councillor McKenzie.	
563	<b>Human Resources Appeals Board - 22 June 2010</b>	563
	Approved on the motion of Councillor Brooks.	
564	<b>Audit Committee (Special) - 24 June 2010</b>	564
	Approved on the motion of Councillor Blair.	
565	<b>Grants Sub-Committee - 1 July 2010</b>	565
	Approved on the motion of Councillor Clocherty.	
566	<b>Planning Board - 4 August 2010</b>	566
	Approved on the motion of Councillor Wilson.	
567	<b>Local Review Body - 4 August 2010</b>	567
	Approved on the motion of Councillor Wilson.	
568	<b>General Purposes Board - 11 August 2010</b>	568
	Approved on the motion of Councillor Ahlfeld.	
569	<b>Appointment Panel - Head of Educational Planning &amp; Culture - 16 August 2010</b>	569
	Approved on the motion of Councillor McKenzie.	
570	<b>Policy and Resources Committee - 17 August 2010</b>	570
	Approved on the motion of Councillor McCabe.	
571	<b>Appointment Panel - Head of Children &amp; Families and Criminal Justice - 24 August 2010</b>	571
	Approved on the motion of Councillor McIlwee.	
572	<b>Audit Committee - 24 August 2010</b>	572
	Approved on the motion of Councillor Blair.	
573	<b>Health and Social Care Committee - 26 August 2010</b>	573
	Approved on the motion of Councillor McIlwee.	

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<b>574</b>	<b>Safe, Sustainable Communities Committee - 31 August 2010</b>	<b>574</b>
	Approved on the motion of Councillor Moran.	
<b>575</b>	<b>Planning Board - 1 September 2010</b>	<b>575</b>
	Approved on the motion of Councillor Wilson.	
<b>576</b>	<b>Local Review Body - 1 September 2010</b>	<b>576</b>
	Approved on the motion of Councillor Wilson.	
<b>577</b>	<b>Regeneration Committee - 2 September 2010</b>	<b>577</b>
	Approved on the motion of Councillor Clocherty.	
<b>578</b>	<b>Education and Lifelong Learning Committee - 7 September 2010</b>	<b>578</b>
	Approved on the motion of Councillor McKenzie.	
<b>579</b>	<b>General Purposes Board - 8 September 2010</b>	<b>579</b>
	Approved on the motion of Councillor Ahlfeld.	
<b>580</b>	<b>Appointment Panel - Head of Property Assets &amp; Facilities Management - 10 September 2010</b>	<b>580</b>
	Approved on the motion of Councillor Clocherty.	
<b>581</b>	<b>Policy and Resources Committee - 21 September 2010</b>	<b>581</b>
	Approved on the motion of Councillor McCabe.	
<b>582</b>	<b>Audit Committee (Special) - 22 September 2010</b>	<b>582</b>
	Approved on the motion of Councillor Blair.	
<b>583</b>	<b>Appointment Panel - Head of Health &amp; Community Care - 24 September 2010</b>	<b>583</b>
	Approved on the motion of Councillor McIlwee.	
<b>584</b>	<b>Planning Board - 6 October 2010</b>	<b>584</b>
	Approved on the motion of Councillor Wilson.	
<b>585</b>	<b>Local Review Body - 6 October 2010</b>	<b>585</b>
	Approved on the motion of Councillor Wilson.	

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**586 Political Balance on Committees****586**

There was submitted a report by the Chief Executive (1) advising of the requirement to ensure political balance on Committees in the light of Councillor White's recent resignation from the Scottish Liberal Democrat Group and (2) requesting the Council to review the political balance on its Committees to comply with the Scheme of Administration.

**Decided:**

- (1) that the terms of the report be noted;
- (2) that approval be given to the re-balancing of Committees as detailed on page 1 of appendix 1 to the report;
- (3) that Councillor White replace Councillor Rebecchi on the Health & Social Care Committee and Councillor Fyfe on the Policy & Resources Committee; and
- (4) that there be no change to the Council's current representation on the Strathclyde Fire & Rescue Board and Strathclyde Police Board.

**587 Approval for Continued Absence of a Councillor****587**

There was submitted a report by the Head of Legal & Democratic Services (1) advising of the use of the powers delegated to the Chief Executive to approve the continued absence of Councillor Grieve due to illness and (2) requesting the Council to review the position at its meeting in December.

**Decided:**

- (1) that the use of the powers delegated to the Chief Executive be noted; and
- (2) that the Council review the position at the meeting scheduled to held on 2 December 2010.

Councillor Wilson left the meeting following consideration of this item of business.

**588 Statutory Review of Polling Places****588**

There was submitted a report by the Head of Legal & Democratic Services seeking approval of the polling districts and polling places detailed in appendix 1 to the report as a draft Polling Scheme for public consultation in relation to the statutory review required by the Representation of the People Act 1983 (as amended).

**Decided:**

- (1) that the requirements to undertake a statutory review of polling places and the preliminary steps taken by the Head of Legal & Democratic Services to progress matters to date be noted;
- (2) that approval be given to the draft Polling Scheme outlined in appendix 1 to the report and that the Head of Legal & Democratic Services be authorised to consult thereon; and
- (3) that it be noted a further report will be presented to a future meeting of the Council once the consultation process has been completed.

**589 Byelaws for Prohibiting the Consumption of Alcohol in Public Places****589**

There was submitted a report by the Head of Legal & Democratic Services requesting the Council to (1) make The Inverclyde Council (Prohibition of Consumption of Alcoholic Liquor in Designated Places) Byelaws 2010 and (2) authorise the Head of Legal & Democratic Services to submit the Byelaws to Scottish Ministers for confirmation and to take all necessary action in connection therewith.

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**Decided:**

(1) that the Council make The Inverclyde Council (Prohibition of Consumption of Alcoholic Liquor in Designated Places) Byelaws 2010; and

(2) that the Head of Legal & Democratic Services be authorised to submit the Byelaws to Scottish Ministers for confirmation and to take all necessary action in connection therewith.

**590 Treasury Management Annual Report 2009/10 - Remit from Policy and Resources Committee 590**

There was submitted a report by the Corporate Director Regeneration and Environment requesting the Council to consider a remit from the Policy & Resources Committee of 17 August 2010 relative to the Treasury Management Annual Report 2009/10.

**Decided:** that approval be given to the Treasury Management Annual Report 2009/10.

**591 Scheme of Delegation - Remit from Safe, Sustainable Communities Committee 591**

There was submitted a report by the Corporate Director Regeneration and Environment on a remit from the Safe, Sustainable Communities Committee of 31 August 2010 seeking approval of an amended Scheme of Delegation for Local Developments as required by Section 43A of the Town & Country Planning (Scotland) Act 1997.

**Decided:** that agreement be given to the adoption of the amended Scheme of Delegation prepared under Section 43A of the Town & Country Planning (Scotland) Act 1997 for determining Local Developments as outlined in appendix 1 to the report to the Safe, Sustainable Communities Committee subject to approval by the Scottish Ministers.

**592 Establishment of the Inverclyde Community Health and Care Partnership (ICHCP) - Remit from Health and Social Care Committee 592**

There was submitted a report by the Corporate Director Regeneration and Environment on a remit from the Health & Social Care Committee of 26 August 2010 seeking approval of the Scheme of Establishment for the Inverclyde Community Health and Care Partnership.

**Decided:** that the Council note the remit from the Health & Social Care Committee and approve the Scheme of Establishment for the Inverclyde Community Health and Care Partnership.

**593 Review of Council's Miscellaneous Trust Funds 593**

There was submitted a report by the Chief Financial Officer requesting the Council, as Trustees of the Council's Trust Funds, to (1) consider the review of the Council's miscellaneous Trust Funds by the Chief Financial Officer and (2) approve the proposals for the use of funds set out in appendix 1 to the report.

**Decided:** that the Council, as the Trustees of the Council's Trust Funds:

(1) approve the proposals for the use of the Council's miscellaneous Trust Funds set out in appendix 1 to the report; and

(2) delegate the disposal of the funds to the Chief Financial Officer.

**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 on the grounds that consideration of the following item involved the likely disclosure of exempt information as defined in the respective paragraphs of Part I of Schedule**

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7(A) of the Act, as detailed in the minute of the relevant Committee, Sub-Committee or Board.

**Appendices to Minutes**

<b>594</b>	<b>Appointment Panel - (1) Head of Planning, Health Improvement &amp; Commissioning, (2) Head of Health &amp; Community Care and (3) Head of Mental Health, Addictions &amp; Homelessness - 8 June 2010</b>	<b>594</b>
	Approved on the motion of Councillor McIlwee.	
<b>595</b>	<b>The Inverclyde Council - 10 June 2010</b>	<b>595</b>
	Approved on the motion of Provost McCormick.	
<b>596</b>	<b>Appointment Panel - Head of Education - 18 June 2010</b>	<b>596</b>
	Approved on the motion of Councillor McKenzie.	
<b>597</b>	<b>Human Resources Appeals Board - 22 June 2010</b>	<b>597</b>
	Approved on the motion of Councillor Brooks.	
<b>598</b>	<b>Appointment Panel - Head of Educational Planning &amp; Culture - 16 August 2010</b>	<b>598</b>
	Approved on the motion of Councillor McKenzie.	
<b>599</b>	<b>Policy and Resources Committee - 17 August 2010</b>	<b>599</b>
	Approved on the motion of Councillor McCabe.	
<b>600</b>	<b>Appointment Panel - Head of Children &amp; Families and Criminal Justice - 24 August 2010</b>	<b>600</b>
	Approved on the motion of Councillor McIlwee.	
<b>601</b>	<b>Regeneration Committee - 2 September 2010</b>	<b>601</b>
	Approved on the motion of Councillor Clocherty.	
<b>602</b>	<b>Appointment Panel - Head of Property Assets &amp; Facilities Management - 10 September 2010</b>	<b>602</b>
	Approved on the motion of Councillor Clocherty.	
<b>603</b>	<b>Appointment Panel - Head of Health &amp; Community Care - 24 September 2010</b>	<b>603</b>
	Approved on the motion of Councillor McIlwee.	