

GENERAL PURPOSES BOARD - 13 FEBRUARY 2013

General Purposes Board

Wednesday 13 February 2013 at 3.00 pm

Present: Councillors Ahlfeld, Brennan, Campbell-Sturgess, Dorrian, Grieve, Jones, Loughran, McColgan, McIlwee and Rebecchi.

Chair: Councillor Dorrian presided.

In attendance: Mr F Jarvie (for Head of Legal & Democratic Services), Sergeant Alistair MacKinnon and Pamela Stevenson, Administration Assistant, Strathclyde Police.

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

99(a) Apologies, Substitutions and Declarations of Interest 99(a)

Apologies for absence were intimated on behalf of Councillor McEleny.

Councillor Ahlfeld declared a non financial interest in Agenda Item 5 (Application for Taxi Driver's Licence: Scott Cairns).

99(b) Civic Government (Scotland) Act 1982 99(b)
Public Entertainment Licensing

There was submitted a report by the Head of Legal & Democratic Services advising the Board of the changes in legislation within the Civic Government (Scotland) Act 1982 relating to licensing of public entertainment.

Mr Jarvie advised the Board on the new legislation and highlighted the main points thereof. There followed a brief discussion on the terms of the report.

Decided:

- (a) to note the changes in legislation; and
- (b) agreed Members consider any other activities/events which may be included in the Resolution and send their comments to the Depute Clerk within the next 14 days.

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

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99(c) Application for Taxi Driver's Licence: Joseph Cunningham 99(c)

Mr Jarvie advised the Board that this item would not be calling due to intervening events and the item will be carried forward to the next meeting of the Board to be held in March.

99(d) Application for Taxi Driver's Licence: Colin Stewart 99(d)

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Stewart following a Police representation.

Mr Stewart was present.

The Board heard Sergeant MacKinnon in support of the Police representation and Mr Stewart in support of his application. A letter received by the Licensing Section on 8 February 2013 from Mr Stewart was circulated to Members.

Decided: that the application be granted.

Councillor Ahlfeld declared a non-financial interest in the next item as he knows the applicant and left the meeting.

99(e) Application for Taxi Driver's Licence: Scott Cairns 99(e)

There was submitted a report by the Head of Legal & Democratic Services on an application for grant of Taxi Driver's Licence by Mr Cairns following a Police representation.

Mr Cairns was present.

The Board heard Sergeant MacKinnon in support of the Police representation and Mr Cairns in support of his application.

Decided: that the application be granted.

Councillor Ahlfeld returned to the meeting following the above item.

99(f) Application for Taxi Driver's Licence: Mark Brown 99(f)

There was submitted a report by the Head of Legal & Democratic Services on an application for renewal of a Taxi Driver's Licence by Mr Brown following a Police representation.

Mr Lamb, Maitlands was present with the applicant Mr Brown.

The Board heard Sergeant MacKinnon in support of the Police representation and Mr Lamb and Mr Brown in support of the application. A letter dated 4 February 2013 from Maitlands Solicitors was circulated to Members.

Decided:

- (a) that Mr Brown be given a warning regarding repetition of offending behaviour and any future reports to the Board will be taken seriously; and

40(c)

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(b) that the application be granted.

99(g)

Application for Taxi Driver's Licence: Stephen Provan

99(g)

Mr Jarvie advised the Board that there has been a change in events and circumstances in relation to this application and it will now be considered under delegated powers and therefore no requirement to be considered by the Board.

GRANTS SUB-COMMITTEE - 21 FEBRUARY 2013

Grants Sub-CommitteeThursday 21 February 2013 at 3pm

Present: Councillors Clocherty, Dorrian, McEleny, McIlwee, Shepherd and Ahlfeld (for Wilson).

Chair: Councillor Clocherty presided.

In attendance: Lead Officer, Community Learning & Development and Mr N Duffy (for Head of Legal & Democratic Services).

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

103 Apologies, Substitutions and Declarations of Interest**103**

An apology for absence was intimated on behalf of Councillor Wilson, with Councillor Ahlfeld substituting.

Councillors Clocherty, McEleny and Shepherd declared an interest in agenda item 2 (Round 3 Applications 2012/13).

104 Round 3 Application 2012/13**104**

There was submitted a report by the Corporate Director Education, Communities & Organisational Development giving details of applications received for consideration for funding from the grants to voluntary organisations budget 2012/13.

Councillor Clocherty declared a non-financial interest in the application relating to the Inverclyde Navy Club, as a member of this Club. During consideration of this application, which was heard as the last item of business, he vacated the Chair, though formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber. Councillor McIlwee assumed the Chair for consideration of this application.

Councillor McEleny declared a non-financial interest in the application relating to Overton Tenants and Residents' Association as a relative of a member of this Association. He formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process relative to this application.

Councillor Shepherd declared a non-financial interest in the application relating to Inverclyde Women's Aid as the spouse of an employee of this organisation. He also formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process relative to this application.

Decided: that grants be made to voluntary organisations as follows:-

Group	Award
The Riverview Players	£500
Fort Matilda Bowling Club	£100

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Gourock Bowling Club	0
Grosvenor Bowling Club	0
Lady Alice Bowling Club	0
Victoria Bowling Club	£2000
Bagatelle Court Tenants Organisation	0
Boglestone Community Association	£5000
Clune Park Tenants & Residents Association	£1500
East Greenock New Build Group	£500
Inverclyde Across To Lourdes Group	£1500
Inverclyde Gaelic Learner's Group	£500
Kings Oak Parent Circle	£800
Larkfield Braeside Branchton Community Council	£2600
Park Farm Community Centre	£2000
Park Farm Over 55's Group	£500
Port Glasgow Town Centre Tenants and Residents Association	£1000
Silverline Dancers	£500
St Andrew's Ambulance Association (St Andrew' s First Aid)	0
Strone & Maukinhill Tenants Association	£2000
The Port Glasgow Creative, Health, Arts, Recreation, Management Group (CHARM)	£500
The WOOP! Singers	£500
Upper Larkfield Community Hall	£1500
John Galt Residents Group	£500
Fort Matilda TC	0
Gourock Golf Club Junior Section	0
Inverclyde Athletic Club	0
Lady Alice Primary School - Junior Sports Club	0
Larkfield Amateur Boxing Club	£3000
Port Glasgow United	£500
Royal Gourock Yacht Club	0
2nd Port Glasgow Boys Brigade	0
Cats Protection Inverclyde	0
Inverclyde Naval Club	£3000
The Tuesday Club	£1000
32nd Greenock & District Scout Group	0
Inverclyde Youth Theatre	£2000
Rankin Park Bowling Club	£5000
Overton Tenants & Residents Association	£2000

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Park Farm Tenants & Residents	£950
St Margaret's Court Tenants	£500
Wellington Pre 5 Nursery Playgroup & Out of School Care	0
Inverclyde Masters Swimming Club	£4358
Fort Matilda Bridge Club	0
Inverclyde Heartstart	0
Inverclyde Women's Aid	0
TOTAL	£46,308

(2) that any underspend be used towards the cost of summer playschemes at Branchton Community Centre and Craigend Resource Centre.

105 Commissioned Application 2012

105

There was submitted a report by the Head of Regeneration & Planning seeking to regularise payments made to two organisations within the portfolio of commissioned services within the Grants to Voluntary Organisations budget.

Decided:

- (1) that the payments made in June 2012 to the Port Glasgow Voluntary Transport Group and the Inverclyde Voluntary Council of Social Services be regularised;
- (2) that a further payment of £25,000 to Inverclyde Voluntary Council of Social Services be approved as a second tranche of normal allocation; and
- (3) that it be noted that an application for funding will be requested from the Port Glasgow Voluntary Transport Group and the Inverclyde Voluntary Council of Social Services in the next financial year.

The Inverclyde Council**Thursday 21 February 2013 at 4 pm**

Present: Councillors Ahlfeld, Brennan, Brooks, Campbell-Sturgess, Clocherty, Dorrian, Jones, Loughran, MacLeod, McCabe, McColgan, McCormick, McEleny, McIlwee, Moran, Nelson, Rebecchi, Shepherd and Wilson.

Chair: Provost Moran presided.

In attendance: Chief Executive, Corporate Director Education, Communities & Organisational Development, Corporate Director Environment, Regeneration & Resources, Chief Financial Officer, Head of Legal & Democratic Services, Head of Organisational Development, HR & Communications, Business/Democratic Services Manager, Corporate Policy & Partnership Manager and Corporate Communications Manager.

106 Apologies and Declarations of Interest 106

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

Councillors Brooks, McEleny, MacLeod and Wilson declared interests in agenda items 4 (Review of Cases in Scotland - Miners and Others Convicted during the 1984/85 Strike - Motion by Councillor Loughran) and 5 (Blacklisting of Trade Unionists - Motion by Councillor Clocherty).

107 Presentation by the Accounts Commission 107

The meeting heard a presentation by Mr John Baillie, Chair of the Accounts Commission, on the Commission's role and responsibilities, how it holds Local Authorities to account and the measures adopted to assist Councils to improve performance. During the course of his presentation, Mr Baillie commended Inverclyde Council for the improvements which had taken place since the Audit in 2005.

Provost Moran thanked Mr Baillie for the presentation made, after which he left the meeting.

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

108 The Inverclyde Council - 29 November 2012 108

Approved on the motion of Provost Moran.

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Provost Moran seconded by Councillor McCabe moved in relation to paragraph 709 (Police & Fire Reform - Local Scrutiny Arrangements), (1) that Standing Orders be suspended to allow the first meeting of the Local Police and Fire Scrutiny Sub-Committee to be held on 12 March 2013 at 1.30 pm, it being confirmed that the Convener and Vice-Convener of the Sub-Committee are the Convener and Vice-Convener (Communities) of the Education & Communities Committee and (2) that delegated authority be granted to the Head of Legal & Democratic Services to amend the Scheme of Administration accordingly. This was agreed unanimously.

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| 109 | Planning Board - 5 December 2012 | 109 |
| | Approved on the motion of Councillor Wilson. | |
| 110 | Local Review Body - 5 December 2012 | 110 |
| | Approved on the motion of Councillor Wilson. | |
| 111 | General Purposes Board - 12 December 2012 | 111 |
| | Approved on the motion of Councillor Dorrian. | |
| 112 | The Inverclyde Council (Special) - 20 December 2012 | 112 |
| | Approved on the motion of Provost Moran. | |
| 113 | Audit Committee - 8 January 2013 | 113 |
| | Approved on the motion of Councillor Rebecchi. | |
| 114 | Planning Board - 9 January 2013 | 114 |
| | Approval of the minute as a correct record was moved by Councillor Wilson seconded by Councillor McIlwee.
As an amendment, Councillor Rebecchi seconded by Councillor Brooks moved that consideration of the minute be continued for further discussion and possible correction. On a vote, 7 Members voted for the amendment and 12 for the motion which was declared carried.
Decided: that the minute be approved. | |
| 115 | Local Review Body - 9 January 2013 | 115 |
| | Approved on the motion of Councillor Wilson. | |
| 116 | Policy & Resources Executive Sub-Committee - 10 January 2013 | 116 |
| | Approved on the motion of Councillor McCabe. | |

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| 117 | Inverclyde CHCP Sub-Committee - 10 January 2013 | 117 |
| | Approved on the motion of Councillor McIlwee. | |
| 118 | General Purposes Board - 16 January 2013 | 118 |
| | Approved on the motion of Councillor Dorrian. | |
| 119 | Environment & Regeneration Committee - 17 January 2013 | 119 |
| | Approved on the motion of Councillor McCormick. | |
| 120 | Education & Communities Committee - 22 January 2013 | 120 |
| | Approved on the motion of Councillor Loughran. | |
| 121 | Human Resources Appeals Board - 23 January 2013 | 121 |
| | Approved on the motion of Councillor Brooks. | |
| 122 | Policy & Resources Committee - 5 February 2013 | 122 |
| | Approved on the motion of Councillor McCabe. | |
| 123 | Planning Board - 6 February 2013 | 123 |
| | Approved on the motion of Councillor Wilson. | |
| 124 | The Inverclyde Council (Special) - 14 February 2013 | 124 |
| | Approved on the motion of Provost Moran. | |
| 125 | Grants Sub-Committee - 21 February 2013 | 125 |
| | It was noted that the minute of this meeting would be submitted to the next scheduled meeting of The Inverclyde Council. | |
| 126 | Review of Cases in Scotland - Miners and Others Convicted during the 1984/85 Strike - Motion by Councillor Loughran | 126 |
| | There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a motion by Councillor Loughran, counter-signed by Councillor McIlwee, supporting a review of cases in Scotland concerning miners and others convicted during the 1984/85 strike which had been submitted in accordance with Standing Order 22 in the following terms:- | |

"Council notes with concern the recent revelations regarding the actions of South Yorkshire Police and the alleged duplication of statements, fabrication of police reports, instances of perjury, assault, perverting the course of justice and misconduct in public office in relation to police conduct at Hillsborough and Orgreave; further notes that South Yorkshire Police has referred itself to the Independent Police Complaints Commission for an investigation into these complaints.

Council is keen to ensure that no similar malpractice occurred in Scotland; calls upon the Justice Secretary Kenny McAskill to initiate an independent review of all cases of miners and others convicted in Scotland and instructs the Chief Executive to write to the Scottish Government supporting the call for such a review".

Non-financial interests in this item were declared by the following Members:-

Councillor Brooks as a former member of the Transport & General Workers Union;

Councillor McEleny as (a) a founding member of Unite the Union, (b) a former Executive Council Member of Unite the Union, (c) a member of Unite the Union's Shipbuilding and Aerospace Regional Industrial Sector Committee, (d) a member of Unite Scotland's Young Members Committee and (e) an STUC Equalities Committee Member;

Councillor MacLeod as a member of the SNP Trade Union Group; and

Councillor Wilson as a member of the National Farmers Union.

All 4 Members were of the view that the nature of their interests and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision-making process.

Decided: that the Council support the motion as submitted by Councillor Loughran.

127 **Blacklisting of Trade Unionists - Motion by Councillor Clocherty**

127

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a motion by Councillor Clocherty, counter-signed by Councillor McIlwee, concerning the operation of a blacklist against Trade Unionists which had been submitted in accordance with Standing Order 22 in the following terms:-

"This Council resolves to:-

Support the campaign by trade unions against the operation of blacklists against trade unionists;

Where permitted by legislation, exclude companies involved in blacklisting of trade unionists from future approved suppliers lists;

Where permitted by legislation, ensure that companies included in future approved suppliers lists demonstrate that they have processes in place to encourage the reporting by workers, including those who are trade union members, of workplace concerns, particularly in respect of health, safety and welfare;

Write to the Scottish Government urging the inclusion of clauses in future Scottish bills covering public procurement to prevent companies involved in the blacklisting of trade unionists from securing future public sector contracts".

Non-financial interests in this item were declared by the following Members:-

Councillor Brooks as a former member of the Transport & General Workers Union;

Councillor McEleny as (a) a founding member of Unite the Union, (b) a former Executive Council Member of Unite the Union, (c) a member of Unite the Union's Shipbuilding and Aerospace Regional Industrial Sector Committee, (d) a member of Unite Scotland's Young Members Committee and (e) an STUC Equalities Committee Member;

Councillor MacLeod as a member of the SNP Trade Union Group; and

Councillor Wilson as a member of the National Farmers Union.

All 4 Members were of the view that the nature of their interests and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision-making process.

As an amendment, Councillor McEleny seconded by Councillor MacLeod moved that the Council support the following motion:-

"Council notes that the Scottish Affairs Select Committee is currently compiling a report on this matter. Council resolves to defer the matter until the report is published. Furthermore, a further report shall be brought forward before Council to ensure that our own procurement policy is in line with the spirit of the motion".

On a vote, 6 Members voted for the amendment and 13 for the motion which was declared carried.

Decided: that the Council support the motion as submitted by Councillor Clocherty.

128

Proposed Cuts to Further Education - Motion by Councillor McColgan

128

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a motion by Councillor McColgan, counter-signed by Councillor Brennan, relative to proposed cuts to further education contained in the Scottish Government's draft budget which had been submitted in accordance with Standing Order 22 in the following terms:-

"Inverclyde Council is extremely concerned at the impact the proposed cut of £34.6m to further education contained in the Scottish Government's draft budget will have on James Watt College and colleges across Scotland.

We call on the Scottish Government to support NUS Scotland's "Fund Scotland's Future" campaign, to reverse the proposed cut, and to protect college funding at current levels.

We also call on our MSP's to support the campaign to stand together with their local students, and to make college funding a personal priority through the current budget negotiations.

Colleges serve some of the most excluded communities in Scotland and we believe that funding must be protected to ensure that local access, and quality of teaching and student experience, are protected, ensuring that people from all backgrounds are able to access and benefit from a high quality college education".

As an amendment, Councillor Nelson seconded by Councillor MacLeod moved:-

"That Council notes the deep funding constraints placed upon the Scottish Government by the Lib-Dem/Tory Westminster Government. Also Council notes the Scottish Government increased the Scottish Funding Council's budget in real terms by 5.6% and applauds and supports the Scottish Government's abolition of the Graduate Endowment Fee, and supports the principle of free tuition, and the Opportunities for All Programme that will provide a suitable place in learning or training for all 16-19 year olds that require it".

On a vote, 5 Members voted for the amendment and 14 for the motion which was declared carried.

Decided: that the Council support the motion as submitted by Councillor McColgan.

THE INVERCLYDE COUNCIL - 21 FEBRUARY 2013

- 129 Royal Mail Closures - Motion by Glasgow City Council 129**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources appending a letter from Glasgow City Council requesting that the Council consider its motion relative to Royal Mail closures.
- Decided:** that Inverclyde Council support the motion by Glasgow City Council relative to Royal Mail closures and remit it to the Chief Executive to write to the relevant UK Government Minister to ask that legislation be amended to make formal consultation over any planned Royal Mail closures affecting front line services in communities compulsory.
- 130 Protection of Vulnerable Groups (PVG) Scheme Update 130**
- There was submitted a report by the Head of Organisational Development, HR & Communications providing an update on the introduction of the PVG Scheme and the new retrospective checks as part of safer recruitment for the Council's regulated workforce.
- Decided:** that the Council note the successful introduction of the PVG Scheme and the start of the retrospective checking process.
- 131 Kirkin' of the Council 131**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources reviewing the arrangements for the Kirkin' of the Council service.
- Decided:** that the annual Kirkin' service within the Wellpark Mid Kirk continue.
- 132 Inverclyde Council Corporate Statement 2013-17 132**
- There was submitted a report by the Corporate Director Education, Communities & Organisational Development appending the new Inverclyde Council Corporate Statement 2013-17.
- Decided:** that the Inverclyde Council Corporate Statement 2013-17 be approved subject to inclusion at page 16 of (a) wording relating to the removal of barriers preventing involvement in activities and (b) the word "accessible" within the reference to affordable housing.
- 133 Standing Orders relating to Contracts and Financial Regulations - Remit from Policy & Resources Committee 133**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Policy & Resources Committee of 5 February 2013 requesting the Council to adopt the revised Standing Orders relating to Contracts and Financial Regulations.
- Decided:** that the Council adopt the revised Standing Orders relating to Contracts and Financial Regulations as set out in the report and appendices.

THE INVERCLYDE COUNCIL - 21 FEBRUARY 2013

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting for the following item on the grounds that it contained exempt information as defined in the respective paragraphs of Part I of Schedule 7(A) of the Act, as detailed in the relevant minute.

Appendices to Minutes

134	Policy & Resources Executive Sub-Committee - 10 January 2013	134
	Approved on the motion of Councillor McCabe.	
135	Environment & Regeneration Committee - 17 January 2013	135
	Approved on the motion of Councillor McCormick.	
136	Human Resources Appeals Board - 23 January 2013	136
	Approved on the motion of Councillor Brooks.	
137	Policy & Resources Committee - 5 February 2013	137
	Approved on the motion of Councillor McCabe.	

AUDIT COMMITTEE - 26 FEBRUARY 2013

Audit Committee

Tuesday 26 February 2013 at 3pm

Present: Provost Moran, Councillors Brennan, Clocherty, Dorrian, Jones, Loughran, MacLeod, Nelson, Brooks (for Campbell-Sturgess) and Rebecchi.

Chair: Councillor Rebecchi presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Chief Financial Officer, Head of Legal & Democratic Services, Chief Internal Auditor and Finance Manager.

Present Also: Mr G Devlin and Ms C Bailey, Grant Thornton.

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

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| 138 | Apologies, Substitutions and Declarations of Interest | 138 |
| | <p>An apology for absence was intimated on behalf of Councillor Campbell-Sturgess, with Councillor Brooks substituting.</p> <p>No declarations of interest were intimated.</p> | |
| 139 | Risk Management Progress Report | 139 |
| | <p>There was submitted a report by the Corporate Director Environment, Regeneration & Resources advising Members of the progress made on risk management since the meeting of the Committee on 8 January 2013.</p> <p>Noted</p> | |
| 140 | External Audit Progress Report | 140 |
| | <p>There was submitted a report by the Corporate Director Environment, Regeneration & Resources presenting to Members a report produced by Grant Thornton since the last meeting of the Audit Committee.</p> <p>Noted</p> | |
| 141 | External Audit Action Plans - Current Actions | 141 |
| | <p>There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the status of current actions from the External Audit Action Plans as at 31 December 2012.</p> <p>Noted</p> | |

AUDIT COMMITTEE - 26 FEBRUARY 2013

142 Internal Audit Progress Report - 3 December 2012 to 1 February 2013 142

There was submitted a report by the Corporate Director Environment, Regeneration & Resources appending the monitoring report in respect of Internal Audit activity for the period 3 December 2012 to 1 February 2013.

Noted

The Convener being of the opinion that the undernoted report by the Corporate Director Environment, Regeneration & Resources was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Committee to be informed of the External Audit Plan 2012-13 at the earliest opportunity. This was agreed unanimously.

143 External Audit Plan 2012-13 143

There was submitted a report by the Corporate Director Environment, Regeneration & Resources presenting the External Audit Plan 2012-13 produced by Grant Thornton.

Noted

Inverclyde Community Health & Care Partnership Sub-Committee

Thursday 28 February 2013 at 3pm

Present: Councillors V Jones, M Campbell-Sturgess (for J MacLeod), S McCabe, J McIlwee and L Rebecchi (Inverclyde Council); Dr M Kapasi and Mr K Winter, Non-Executive Directors, NHS Greater Glasgow & Clyde Health Board; Mrs N McFadden, Public Partnership Forum; Dr H MacDonald, Professional Executive Group and Mr B Moore, Corporate Director Inverclyde Community Health & Care Partnership.

Chair: Councillor McIlwee presided.

In attendance: Head of Planning, Health Improvement & Commissioning, Head of Mental Health, Addictions & Homelessness, Head of Health & Community Care, Service Manager (Criminal Justice), Ms L Bairden (for Chief Financial Officer), Mr J Douglas (for Head of Legal & Democratic Services), Corporate Communications Manager and Project Manager - Your Voice Inverclyde Community Care Forum.

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

144 Apologies, Substitutions and Declarations of Interest 144

Apologies for absence were intimated on behalf of Councillor MacLeod, with Councillor Campbell-Sturgess substituting, and Ms D McCrone, Staff Partnership Forum.

Councillor McIlwee declared an interest in Agenda Item 14 (Governance of External Organisations: CHCP Procedures and Governance Report).

145 Inverclyde CHCP Criminal Justice Social Work Services Overview 145

There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership giving an overview of existing supports and services to people involved in the criminal justice system, either provided directly by the CHCP or in partnership with the third sector provider, Action for Children.

The Board heard a presentation by the Corporate Director Inverclyde Community Health & Care Partnership together with Audrey Howard, Service Manager (Criminal Justice) on the activities of the Criminal Justice Social Work Service.

Decided:

(1) that the Sub-Committee note the legislative and practice framework underpinning Criminal Justice Social Work Service provision and the potential impact of current and proposed reforms;

(2) that the Sub-Committee note the Service's activities at both a local and national level to improve outcomes for victims, offenders and their families and the local community; and

(3) that the Sub-Committee note the anticipated £16,000 funding reduction in 2013/14.

INVERCLYDE COMMUNITY HEALTH & CARE PARTNERSHIP SUB-COMMITTEE - 28 FEBRUARY 2013

- 146 Community Health & Care Partnership - Financial Report 2012/13 as at Period 9 to 31 December 2012 146**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership on the 2012/13 Revenue and Capital Budget position as at Period 9 to 31 December 2012.
- Decided:**
- (1) that the Sub-Committee note the current year Revenue Budget and projected underspend of £191,000 for 2012/13 as at 31 December 2012 and that the CHCP is continuing to work to bring the NHS projected overspend in line with the budget;
 - (2) that the current position in respect of prescribing be noted;
 - (3) that the Sub-Committee note that the Social Work Capital Budget is projecting an underspend of £40,000 over the life of the projects and that the Health Capital Budget is projected to be on budget;
 - (4) that the current earmarked reserves position be noted; and
 - (5) that approval be given to the Social Work Budget virements totalling £127,000 set out in appendix 7 to the report.
- 147 Inverclyde CHCP Freedom of Information Annual Report Update 147**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership providing further detailed information on the themes and sources of enquiries made to the CHCP under the Freedom of Information (Scotland) Act 2002, as reported to the Committee in August 2012.
- Noted**
- 148 Workforce Monitoring 148**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership providing an update on workforce issues and developments including progress in terms of workforce targets.
- Decided:** that the Committee note the report and the progress made in meeting workforce targets.
- 149 “Inverclyde - Health in Mind” 149**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership informing the Sub-Committee of the “Inverclyde - Health in Mind” event held in September 2012.
- Noted**
- 150 Suicide Prevention and Mental Health Improvement 150**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership on action at both a strategic and operational level in the area of suicide prevention, including the reduction of self harm and mental health improvement.
- Decided:**
- (1) that the report be noted;

- (2) that further reports be submitted to the Sub-Committee concurrent with the draft "Making Wellbeing Matter in Inverclyde" (CHCP Mental Health Improvement Plan) which will also include the response to the next phase of suicide prevention in Inverclyde; and
- (3) that a report be submitted to the Sub-Committee on the age and gender profiles of those committing suicide and the action being taken to target these particular groups.

151 Inverclyde Dementia Strategy

151

There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership providing an update on the work currently being undertaken to meet the needs of people with dementia and their carers in Inverclyde and to progress the development of the Dementia Strategy for Inverclyde.

Decided:

- (1) that the Sub-Committee endorse the approach being taken to develop the local Inverclyde Dementia Strategy;
- (2) that the Sub-Committee note the work being carried out to meet the requirements of the Dementia Strategy and Implementation Plan to (a) deliver the standards of care for dementia and (b) have in place post diagnosis support for 12 months for every newly diagnosed patient with dementia; and
- (3) that the Sub-Committee note the intention to submit a further progress report and to have a public launch of the Strategy and Action Plan in Spring 2013.

Councillor Campbell-Sturgess left the meeting at this point.

152 Short Breaks Strategy

152

There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership appending the proposed CHCP Short Breaks Strategy.

Decided: that approval be given to the Inverclyde CHCP Short Breaks Strategy 2012-2015 set out in the appendix to the report.

153 Self Directed Support

153

There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership (1) summarising the Scottish Government's Self Directed Support Strategy and Bill, (2) providing high level activity and outcomes required for implementation across Inverclyde CHCP and (3) updating the Sub-Committee on the Scottish Government funding allocation and the proposed schedule of spend.

Decided:

- (1) that the Sub-Committee note the content of the Self Directed Support Bill and the Scottish Government Self Directed Support Strategy; and
- (2) that the Sub-Committee note the position of Inverclyde CHCP in readiness for the implementation of the Self Directed Support Bill and agree the submission of a report on this matter on a six monthly basis.

INVERCLYDE COMMUNITY HEALTH & CARE PARTNERSHIP SUB-COMMITTEE - 28 FEBRUARY 2013

- 154 Performance Reporting - Proposed Process 154**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership on a proposed process for developing routine performance reports which are relevant and clear and which support the Sub-Committee's scrutiny role in support of Inverclyde CHCP.
- Decided:** that approval be given to the performance reporting process set out in the report.
- 155 Inverclyde Council Commissioned Services for Specialist Nursing Care, Older People's Dementia and Adult Mental Health Intensive Supported Living Services 155**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership on the current position with regard to the commissioning by Inverclyde Council/CHCP of specialist nursing care for older persons with dementia and adult mental health intensive supported living services in Inverclyde.
(Dr Kapasi left the meeting during consideration of this item of business).
- Decided:**
- (1) that the Sub-Committee note the position and agree the commencement of Inverclyde Council's commissioning process to identify partner organisations to provide the required mental health services in Inverclyde; and
 - (2) that future update reports be submitted to the Sub-Committee.
- 156 Older People - Joint Commissioning Plan 156**
- It was noted that this item had been withdrawn from the agenda.
- It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended, that the public and press be excluded from the meeting during consideration of the following item on the grounds that the business involved the likely disclosure of exempt information as defined in paragraph 6 of Part I of Schedule 7(A) of the Act.**
- 157 Governance of External Organisations - CHCP Procedures and Governance Report 157**
- There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership (1) appending the Inverclyde CHCP Governance Report and (2) providing an update on progress in terms of the governance process.
- Councillor McIlwee declared a non-financial interest in this matter as a Director of both Evergreen Home Support and Inverclyde Association for Mental Health. He also formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process.
- Noted**

PLANNING BOARD - 6 MARCH 2013

Planning Board

Wednesday 6 March 2013 at 3pm

Present: Provost Moran, Councillors Brooks, Campbell-Sturgess, Dorrian, Jones, Loughran, McColgan, McIlwee, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

In attendance: Head of Regeneration & Planning, Development & Building Standards Manager, Mr M Higginbotham (Environmental & Commercial Services), Ms V Pollock (for Head of Legal & Democratic Services) and Mr M Bingham (for Corporate Communications Manager).

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

158 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 158

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

Councillor Wilson declared an interest in Agenda Item 3(b) (public realm and traffic improvement works at Kempock Street/Shore Street, Gourock (12/0212/IC) and construction of car park at land east of Shore Street (behind the Health Centre), Shore Street, Gourock (13/0007/IC)).

159 PLANNING APPLICATION SUBMITTED FOR CONTINUED CONSIDERATION 159

**Change of use from café (Class 3) to children's nursery (Class 10):
Pavilion, Battery Park, Eldon Street, Greenock (12/0344/IC)**

There was submitted a report by the Head of Regeneration & Planning regarding an application by Mr J Swan for the change of use from café (Class 3) to children's nursery (Class 10) at the Pavilion, Battery Park, Eldon Street, Greenock (12/0344/IC), consideration of which had been continued from the meeting of 6 February 2013 for a site visit.

Decided: that planning permission be granted.

160 PLANNING APPLICATIONS 160

There were submitted reports by the Head of Regeneration & Planning on the following applications which were dealt with as follows:-

**(a) Alterations to design of dwellinghouse:
Plot 2, Houston Road, Kilmacolm (13/0025/IC)**

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

- (1) that the dependant person's flat shall only be occupied in association with the house hereby approved, to prevent sub division of the plot and the use of the dependant person's flat as a separate dwelling to the detriment of the established density of development in the Conservation Area;
- (2) that no development shall commence until samples of all external materials have

PLANNING BOARD - 6 MARCH 2013

been submitted to and approved in writing by the Planning Authority; development thereafter shall proceed utilising the approved materials, unless the Planning Authority gives its prior written approval to any alternatives, to ensure a choice of materials appropriate to this part of the Kilmacolm Conservation Area;

(3) that no development shall commence until fully detailed landscaping proposals have been submitted to and approved in writing by the Planning Authority; the approved scheme of landscaping shall, thereafter, be implemented in the first planting season following completion of the house hereby approved, and any specimens that in the subsequent 5 years die, become diseased or are damaged shall be replaced in the next planting season with a similar specimen unless the Planning Authority gives its prior written approval to any alternative, to ensure the provision of a quality landscape setting;

(4) that all surface water run off shall be intercepted within the site. Details shall be submitted to and approved in writing by the Planning Authority; the approved drainage shall be implemented prior to the house, hereby approved, being occupied and shall thereafter be maintained in perpetuity, to prevent surface water run off onto Houston Road to the potential detriment of road safety;

(5) that a visibility splay of 2.4 x 43.0 x 1.05m high shall be achieved at the access onto Houston Road prior to the house, hereby approved, being occupied and shall thereafter be maintained in perpetuity, to ensure appropriate driver visibility when leaving the site, in the interests of road safety on Houston Road;

(6) that a minimum length of 2.0m of the driveway adjoining the public road shall be surfaced in impervious material. Details shall be submitted to and approved in writing by the Planning Authority, in the interests of road safety on Houston Road;

(7) that prior to the start of development, details of a survey for the presence of Japanese Knotweed shall be submitted to and approved in writing by the Planning Authority and that, for the avoidance of doubt, this shall contain a methodology and treatment statement where any is found. Development shall not proceed until treatment is completed as per the methodology and treatment statement. Any variation to the treatment methodologies will require subsequent approval by the Planning Authority prior to development starting on site, to help arrest the potential spread of Japanese Knotweed in the interests of environmental protection;

(8) that the development shall not commence until a risk assessment of all pollutant linkages, including any necessary Remediation Strategy with timescale for implementation, has been submitted to and approved in writing by the Planning Authority. The investigations and assessment shall be site-specific and completed in accordance with acceptable codes of practice. The Remediation Strategy shall include verification/validation methodologies. This may be incorporated as part of a ground condition report and should include an appraisal of options, to satisfactorily address potential contamination issues in the interests of environmental safety;

(9) that on completion of remediation and verification/validation works and prior to the site being occupied, the developer shall submit a Completion Report for approval in writing by the Planning Authority confirming that the works have been carried out in accordance with the Remediation Strategy. This report shall demonstrate that no pollutant linkages remain or are likely to occur and include (but not be limited to) a collation of verification/validation certificates, analysis information, remediation lifespan, maintenance/aftercare information and details of imported/disposed/reused materials relevant to the site, to provide verification that remediation has been carried out to the Planning Authority's satisfaction;

(10) that the presence of any previously unrecorded contamination or variation to reported ground conditions that becomes evident during site works shall be brought to the attention of the Planning Authority within one week. Consequential amendments to the Remediation Strategy 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

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recorded and dealt with appropriately; and

(11) that no material shall be imported onto the site until written details of the source of the imported material have been submitted for approval, in writing by the Planning Authority. The details, which shall be submitted no later than four weeks prior to the material being imported onto the site, shall include: the source of the imported material, any potential source(s) of contamination within 50 metres of the source of the material to be imported and verification analysis information. The material must not be imported on to the site until written approval has first been received from the Planning Authority. The material from the source agreed only shall be imported in strict accordance with these agreed details, to protect receptors from the harmful effects of imported contamination.

- (b) Public realm and traffic improvement works:
Kempock Street/Shore Street, Gourrock (12/0212/IC) and
Construction of a car park:
Land east of Shore Street (behind the Health Centre), Shore Street, Gourrock
(13/0007/IC)**

Councillor Wilson declared a non-financial interest in this matter as a Board Member of Riverside Inverclyde and left the meeting. Councillor Brooks assumed the Chair.

Decided:

(i) that planning application 12/0212/IC be granted subject to the following conditions:-

(1) that prior to the start of development, details of a survey for the presence of Japanese Knotweed shall be submitted to and approved in writing by the Planning Authority and that, for the avoidance of doubt, this shall contain a methodology and treatment statement where any is found. Development shall not proceed until treatment is completed as per the methodology and treatment statement. Any variation to the treatment methodologies will require subsequent approval by the Planning Authority prior to development starting on site, to help arrest the potential spread of Japanese Knotweed in the interests of environmental protection;

(2) that the development shall not commence until an environmental investigation and risk assessment, including any necessary Remediation Strategy with timescale for implementation, of all pollutant linkages has been submitted to and approved, in writing by the Planning Authority. The investigations and assessment shall be site-specific and completed in accordance with acceptable codes of practice. The Remediation Strategy shall include verification/validation methodologies. This may be incorporated as part of a ground condition report and should include an appraisal of options, to satisfactorily address potential contamination issues in the interests of environmental safety;

(3) that on completion of remediation and verification/validation works and prior to the site being occupied, the developer shall submit a Completion Report for approval, in writing, by the Planning Authority, confirming that the works have been carried out in accordance with the Remediation Strategy. This report shall demonstrate that no pollutant linkages remain or are likely to occur and include (but not be limited to) a collation of verification/validation certificates, analysis information, remediation lifespan, maintenance/aftercare information and details of imported/disposed/reused materials relevant to the site, to provide verification that remediation has been carried out to the Planning Authority's satisfaction;

(4) that the presence of any previously unrecorded contamination or variation to reported ground conditions that becomes evident during site works shall be brought to the attention of the Planning Authority within one week. Consequential amendments to the Remediation Strategy 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;

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- (5) that no material shall be imported onto the site until written details of the source of the imported material have been submitted for approval, in writing by the Planning Authority. The details, which shall be submitted no later than four weeks prior to the material being imported onto the site, shall include: the source of the imported material, any potential source(s) of contamination within 50 metres of the source of the material to be imported and verification analysis information. The material must not be imported on to the site until written approval has first been received from the Planning Authority. The material from the source agreed only shall be imported in strict accordance with these agreed details, to protect receptors from the harmful effects of imported contamination;
- (6) that all external lighting on the application site should comply with the Scottish Government Guidance Note "Controlling Light Pollution and Reducing Lighting Energy Consumption", to protect the amenity of the immediate area, the creation of nuisance due to light pollution and to support the reduction of energy consumption;
- (7) that no development shall take place within the development site as outlined in red on the approved plan until the developer has secured the implementation of a programme of archaeological works in accordance with a written scheme of investigation which has been submitted by the applicant, agreed by the West of Scotland Archaeology Service, and approved by the Planning Authority. Thereafter the developer shall ensure that the programme of archaeological works is fully implemented and that all recording and recovery of archaeological resources within the development site is undertaken to the satisfaction of the Planning Authority in agreement with the West of Scotland Archaeology Service, in the interests of antiquity;
- (8) that all surface water drainage from the site shall be treated in accordance with the principles of the Sustainable Urban Drainage Systems Manual (C697) (CIRIA 2007). Before development commences, details shall be submitted to and approved in writing by the Planning Authority of the maintenance regime for the water detention areas, to control runoff from the site to reduce the risk of flooding;
- (9) that a bat method statement, as detailed in the Environmental Statement, shall be employed for the demolition of walls or any other feature with cracks and crevices likely to support bats, to help ensure no injuries to bats, in the interests of ecology;
- (10) that site clearance be completed by the end of February in any one calendar year to avoid the bird breeding season (March to July inclusive). In the event that clearance works cannot be completed within this timeframe, nest checks shall be carried out in advance of any construction work, in the interests of ecology;
- (11) that prior to the commencement of works, details shall be provided of investigations to provide Black Guillemot nesting opportunities. In the event that opportunities are identified these shall be implemented following the completion of construction, in the interests of ecology;
- (12) that any vibration impact from sheet piling during the construction phase shall be limited to 5mm/sec for continuous piling. Methods for determining measurement shall be submitted to and approved by the Planning Authority prior to commencement of construction, in the interests of the amenity of nearby residents and businesses;
- (13) that full details of the landscaping scheme hereby permitted shall be submitted to and approved in writing by the Planning Authority prior to the start of development and shall include details of the location, number, variety and size of trees and shrubs; details of the phasing of all planting; and details of the maintenance and management regime, to ensure the provision of an adequate landscaping scheme;
- (14) that samples of the materials to be used on areas of hard landscaping, including the gabion baskets and the rock armour revetment, shall be submitted to and approved by the Planning Authority prior to their use, to ensure the provision of an adequate landscaping scheme;
- (15) that details of the maintenance of all hard landscaping areas shall be submitted to and approved in writing by the Planning Authority prior to the commencement of

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development, to ensure that the areas of hard landscaping are adequately maintained in the interests of amenity; and

(16) that prior to the start of development, full details of drainage from the roads and car parking areas shall be submitted to and approved in writing by the Planning Authority, to ensure the adequacy of drainage arrangements to prevent flooding; and

(ii) that planning application 13/0007/IC be granted subject to the following conditions:-

(1) that prior to the start of development, details of a survey for the presence of Japanese Knotweed shall be submitted to and approved in writing by the Planning Authority and that, for the avoidance of doubt, this shall contain a methodology and treatment statement where any is found. Development shall not proceed until treatment is completed as per the methodology and treatment statement. Any variation to the treatment methodologies will require subsequent approval by the Planning Authority prior to development starting on site, to help arrest the potential spread of Japanese Knotweed in the interests of environmental protection;

(2) that the development shall not commence until an environmental investigation and risk assessment, including any necessary Remediation Strategy with timescale for implementation, of all pollutant linkages have been submitted to and approved, in writing by the Planning Authority. The investigations and assessment shall be site-specific and completed in accordance with acceptable codes of practice. The Remediation Strategy shall include verification/validation methodologies. This may be incorporated as part of a ground condition report and should include an appraisal of options, to satisfactorily address potential contamination issues in the interests of environmental safety;

(3) that on completion of remediation and verification/validation works and prior to the site being occupied, the developer shall submit a Completion Report for approval, in writing, by the Planning Authority, confirming that the works have been carried out in accordance with the Remediation Strategy. This report shall demonstrate that no pollutant linkages remain or are likely to occur and include (but not be limited to) a collation of verification/validation certificates, analysis information, remediation lifespan, maintenance/aftercare information and details of imported/disposed/reused materials relevant to the site, to provide verification that remediation has been carried out to the Planning Authority's satisfaction;

(4) that the presence of any previously unrecorded contamination or variation to reported ground conditions that becomes evident during site works shall be brought to the attention of the Planning Authority within one week. Consequential amendments to the Remediation Strategy 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;

(5) that no material shall be imported onto the site until written details of the source of the imported material have been submitted for approval, in writing by the Planning Authority. The details, which shall be submitted no later than four weeks prior to the material being imported onto the site, shall include: the source of the imported material, any potential source(s) of contamination within 50 metres of the source of the material to be imported and verification analysis information. The material must not be imported on to the site until written approval has first been received from the Planning Authority. The material from the source agreed only shall be imported in strict accordance with these agreed details, to protect receptors from the harmful effects of imported contamination;

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

(7) that no development shall take place within the development site as outlined in red on the approved plan until the developer has secured the implementation of a programme

PLANNING BOARD - 6 MARCH 2013

of archaeological works in accordance with a written scheme of investigation which has been submitted by the applicant, agreed by the West of Scotland Archaeology Service, and approved by the Planning Authority. Thereafter the developer shall ensure that the programme of archaeological works is fully implemented and that all recording and recovery of archaeological resources within the development site are undertaken to the satisfaction of the Planning Authority in agreement with the West of Scotland Archaeology Service, in the interests of antiquity;

(8) that all surface water drainage from the site shall be treated in accordance with the principles of the Sustainable Urban Drainage Systems Manual (C697) (CIRIA 2007). Before development commences, details shall be submitted to and approved in writing by the Planning Authority of the maintenance regime for the water detention areas, to control runoff from the site to reduce the risk of flooding;

(9) that samples of the materials to be used on the hard landscaping shall be submitted to and approved by the Planning Authority prior to their use, to ensure the provision of an adequate landscaping scheme;

(10) that details of the maintenance of all hard landscaping areas shall be submitted to and approved in writing by the Planning Authority prior to the commencement of development, to ensure that the areas of hard landscaping are adequately maintained in the interests of amenity; and

(11) that prior to the start of development, full details of drainage from the roads and car parking areas shall be submitted to and approved in writing by the Planning Authority, to ensure the adequacy of drainage arrangements to prevent flooding.

Councillor Wilson returned to the meeting following consideration of this item of business and resumed the Chair.

161 PLANNING APPEAL

161

There was submitted a report by the Head of Regeneration & Planning advising that following the decision of the Board at the meeting held on 5 December 2012 to grant planning permission for the construction of 38 flatted dwellings at the site of the demolished Ramada Jarvis Hotel, Cloch Road, Gourrock (12/0199/IC), an appeal against condition 6 had been made to the Scottish Government.

Noted

LOCAL REVIEW BODY - 6 MARCH 2013

Local Review BodyWednesday 6 March 2013 at 4pm

Present: Provost Moran, Councillors Dorrian, Loughran and Wilson.

Chair: Councillor Wilson presided.

In attendance: Mr R Gimby (Regeneration & Planning Services) and Mr J Kerr (for Head of Legal & Democratic Services).

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

162 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 162

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

No declarations of interest were intimated.

163 PLANNING APPLICATION FOR REVIEW 163

**Proposed change of use of ground to storage and distribution yard inclusive of landfill works (in retrospect):
Gibshill Road, Greenock (12/0220/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for change of use of ground to storage and distribution yard inclusive of landfill works (in retrospect) at Gibshill Road, Greenock (12/0220/IC).

Decided:

- (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and
- (2) that the application for review be dismissed and that planning permission be refused (upholding the appointed Officer's determination) as the sightline requirement of the Council's Roads Development Guide and the Scottish Government's Designing Streets cannot be met at the proposed vehicular access onto Gibshill Road, to the detriment of road safety, as set out in the Decision Notice dated 17 September 2012.

ENVIRONMENT & REGENERATION COMMITTEE - 7 MARCH 2013

Environment & Regeneration Committee

Thursday 7 March 2013 at 3pm

Present: Provost Moran, Councillors Ahlfeld, Brennan (for Clocherty), Dorrian, MacLeod, McCabe, McCormick, McIlwee and Shepherd.

Chair: Councillor McCormick presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Mr M Thomson (for Chief Financial Officer), Ms V Pollock (for Head of Legal & Democratic Services), Head of Environmental & Commercial Services, Mr R Graham and Mr G Blackie (Environmental & Commercial Services), Head of Property Assets & Facilities Management, Property Assets Manager, Head of Regeneration & Planning and Mr M Bingham (for Corporate Communications Manager).

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

164 Apologies, Substitutions and Declarations of Interest 164

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

Councillor MacLeod declared an interest in Agenda Item 18 (Review of Outstanding Remits) and Councillor Ahlfeld declared an interest in the Additional Agenda Item (Regeneration Fund - Procurement of Employability Services).

165 Environment & Regeneration Revenue Budget 2012/13 - Period 9 165

There was submitted a report by the Chief Financial Officer and the Corporate Director Environment, Regeneration & Resources on the position of the Revenue Budget 2012/13 as at Period 9 (31 December 2012) which showed a projected underspend of £317,000, excluding earmarked reserves.

Decided:

- (1) that the Committee note the current projected underspend of £317,000 for 2012/13 as at 31 December 2012; and
- (2) that approval be given to the virement detailed in appendix 4 to the report.

166 Environment & Regeneration Capital Programme 2012/13 to 2015/16 - Progress 166

There was submitted a report by the Corporate Director Environment, Regeneration & Resources and the Chief Financial Officer on the position of the projects within the Environment & Regeneration Capital Programme.

Noted

ENVIRONMENT & REGENERATION COMMITTEE - 7 MARCH 2013

- 167 Inverclyde Local Development Plan: Development Plan Scheme and Participation Statement 2013 167**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking the endorsement of the Committee to the annual update of the Inverclyde Local Development Plan: Development Plan Scheme (DPS) and Participation Statement (PS) for submission to the Scottish Government and subsequent publication.
- Decided:** that the Committee approve the publication of the updated 2013 Development Plan Scheme and Participation Statement and its submission to the Scottish Government before 31 March 2013.
- 168 Business Development Support 168**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources apprising the Committee of the range of support business development products available to local businesses to assist them in their growth and development.
- Decided:** that the Committee note the range of products available under the business development section of Economic Development.
- 169 Employer Recruitment Incentives 169**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on proposals to offer targeted employer recruitment incentives to recruit unemployed residents within the private sector.
- Decided:**
- (1) that the Committee note the options outlined in paragraph 2.4 of the report to ensure state aid compliance; and
 - (2) that authority be delegated to the Corporate Director Environment, Regeneration & Resources to develop and implement employer recruitment packages directly targeted at local companies within the identified budget.
- 170 Port Glasgow Strategic Regeneration Project Update 170**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on the progress of the further consultation and the implementation of proposals for the regeneration of Port Glasgow town centre.
- Decided:**
- (1) that the Committee note the progress to date in respect of the proposals for the regeneration of Port Glasgow town centre and that further progress reports will be submitted for Members' information and consideration in due course; and
 - (2) that it be noted a meeting of the Port Glasgow Town Centre Members' Working Group will be arranged prior to the next meeting of the Committee to review progress on the preparation by Riverside Inverclyde of a long term regeneration strategy for Port Glasgow town centre.

ENVIRONMENT & REGENERATION COMMITTEE - 7 MARCH 2013

- 171 Environmental & Commercial Services (Roads) - Proposed Capital Programme (2013/14) 171**
- There was submitted a report by the Head of Environmental & Commercial Services seeking the approval of the Committee in relation to a proposed programme of projects funded from the Environmental & Commercial Services (Roads) Capital Budget for 2013/14.
- Decided:**
- (1) that the Committee approve the programme and spend profile for 2013/14 as outlined in paragraph 5.1 of the report;
 - (2) that delegated authority be granted to the Head of Environmental & Commercial Services to negotiate and accept, in terms of the Council's Financial Regulations and Standing Orders Relating to Contracts, a tender to a total value of £300,000 from COLAS as the single supplier of proprietary treatments, for appropriate carriageway projects contained within paragraph 5.1 of the report;
 - (3) that delegated authority be granted to the Head of Environmental & Commercial Services to achieve full spend of the capital budget through the substitution, where necessary, of carriageway and footway projects from the reserve list of projects contained within paragraph 5.1 of the report;
 - (4) that delegated authority be granted to the Head of Environmental & Commercial Services in conjunction with the Head of Organisational Development, HR & Communications and the Chief Financial Officer to resource staff as required to deliver the approved RAMP spend;
 - (5) that delegated authority be granted to the Head of Environmental & Commercial Services in conjunction with the Chief Financial Officer to procure the required additional vehicles, plant and equipment as required to deliver the approved RAMP spend;
 - (6) that delegated authority be granted to the Head of Environmental & Commercial Services in conjunction with relevant Officers to enter into shared arrangements with neighbouring authorities to resource labour, vehicles, plant, equipment and materials where it would be cost efficient for the delivery of the RAMP; and
 - (7) that the Committee note it will be necessary to establish framework agreements and consultant/contractor contracts for the delivery of the RAMP.
- 172 Environmental & Commercial Services (Roads) - Grant Aided Roads Related Projects - CWSS (2013/14) 172**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking the approval of the Committee in relation to a proposed programme of projects to be undertaken in 2013/14 using grant offers of funding by the Scottish Government for Cycling, Walking and Safer Street projects (CWSS).
- Decided:** that the list of proposed projects, as detailed in paragraph 5.1 of the report, be approved.
- 173 Fleet Model - Review 173**
- There was submitted a report by the Head of Environmental & Commercial Services updating the Committee on the vehicle and plant equipment procurement model efficiency together with its financial sustainability for the next three years.

ENVIRONMENT & REGENERATION COMMITTEE - 7 MARCH 2013

Decided:

- (1) that the Committee note the efficiency savings that have been made and the reduction of the average age of the fleet that has been achieved since the introduction of the vehicle and plant equipment procurement model;
- (2) that the Committee note that although the model predicts a funding shortfall from 2015/16 onwards, the Service management is confident that this will be corrected prior to this date by further efficiency savings as highlighted in the report;
- (3) that the Committee note that although the model is highly dependent on residual value targets being achieved, it provides the Council with an efficient, flexible and value for money method of procuring and operating fleet items;
- (4) that authority be delegated to the Head of Environmental & Commercial Services to vary the replacement cycle, should there be a sound financial or operational need to do so and provided costs can be contained in the approved funding model;
- (5) that authority be delegated to the Head of Environmental & Commercial Services to procure nearly new or used vehicles, plant and equipment where it can be demonstrated that there would be an enhancement to service provision, and costs can be contained in the approved funding model; and
- (6) that it be delegated to the Head of Environmental & Commercial Services to procure new additions to the fleet, refurbish or modify existing fleet where it can be demonstrated that there would be an enhancement to service provision, such as winter maintenance resilience, it would make sound financial or operational sense to do so and costs can be contained in the approved funding model.

174 Proposed Traffic Regulation Order - Disabled Persons' Parking Places (On Street) Order No. 4 2012 174

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

Decided: that The Inverclyde Council be recommended to make the Traffic Regulation Order - Disabled Persons' Parking Places (On Street) Order No. 4 2012 and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services to arrange for implementation of the Order.

175 Proposed Traffic Regulation Order - Arthur Street, Greenock (Waiting Restrictions) Order 2013 175

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of a Traffic Regulation Order - Arthur Street, Greenock (Waiting Restrictions) Order 2013.

Decided: that The Inverclyde Council be recommended to make the Traffic Regulation Order - Arthur Street, Greenock (Waiting Restrictions) Order 2013 and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services to arrange for implementation of the Order.

ENVIRONMENT & REGENERATION COMMITTEE - 7 MARCH 2013

176 Proposed Traffic Regulation Order - Cartsburn Street, Greenock (Waiting Restrictions) Order 2013 176

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of a Traffic Regulation Order - Cartsburn Street, Greenock (Waiting Restrictions) Order 2013.

Decided: that The Inverclyde Council be recommended to make the Traffic Regulation Order - Cartsburn Street, Greenock (Waiting Restrictions) Order 2013 and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services to arrange for implementation of the Order.

177 Proposed Traffic Regulation Order - Gateside Road, Kilmacolm (Weight Restriction Revocation) Order 2013 177

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of a Traffic Regulation Order - Gateside Road, Kilmacolm (Weight Restriction Revocation) Order 2013.

Decided: that The Inverclyde Council be recommended to make the Traffic Regulation Order - Gateside Road, Kilmacolm (Weight Restriction Revocation) Order 2013 and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services to arrange for implementation of the Order.

178 Proposed Traffic Regulation Order - Netherwood Road, Kilmacolm (Weight Restriction Revocation) Order 2013 178

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of a Traffic Regulation Order - Netherwood Road, Kilmacolm (Weight Restriction Revocation) Order 2013.

Decided: that The Inverclyde Council be recommended to make the Traffic Regulation Order - Netherwood Road, Kilmacolm (Weight Restriction Revocation) Order 2013 and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services to arrange for implementation of the Order.

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

Item	Paragraph(s)
Disposal of Land - Lower Mary Street, Port Glasgow	2, 6 & 9
Property Assets Management Report	2, 6 & 9
Review of Outstanding Remits	2, 6 & 9

ENVIRONMENT & REGENERATION COMMITTEE - 7 MARCH 2013

Use of Powers Delegated to the Chief Executive - 2 & 6
Janitor's House, Glenburn School/St Stephen's High School

Regeneration Fund - Procurement of Employability Services 6 & 9

179 Disposal of Land - Lower Mary Street, Port Glasgow 179

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to dispose of an area of land at Lower Mary Street, Port Glasgow and the Committee agreed to the action recommended, all as detailed in the appendix.

180 Property Assets Management Report 180

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on activities and proposals for the management of the Council's property assets. Following consideration, the Committee agreed to the action recommended in respect of (1) land at Wateryetts Drive, Kilmacolm, (2) premises in Dalrymple Street, Greenock, (3) premises in Bank Street, Greenock, (4) Lady Octavia Sports Centre and (5) premises in Dalrymple Street, Greenock, all as detailed in the appendix.

181 Review of Outstanding Remits 181

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) providing an update with regard to the Committee's outstanding remits and (2) where appropriate, recommending action to be taken.

Councillor MacLeod declared a non-financial interest in this matter as the proprietor of a house adjacent to the Fyfe Shore Depot. He also formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process.

Decided:

- (1) that the Committee note the position with regard to its outstanding remits as set out in section 5 of the report;
- (2) that the remits in respect of (a) land at Drumfrochar Road, Greenock, (b) results from winter 2010 citizens' panel survey on the effect of the employability measures implemented within Inverclyde and (c) Riverside Inverclyde - Operating Plan 2011-12, as detailed in the report, be removed from the outstanding remits list; and
- (3) that, in view of the new Committee structure approved by the Council at its meeting on 17 May 2012, it be remitted to the Education & Communities Committee to progress the actions in respect of:-
 - (a) Birkmyre Park - Update;
 - (b) Community Facilities/Outdoor Leisure - Efficiency Review Update;
 - (c) Commonwealth Games National Legacy Plan;
 - (d) Review of Outstanding Remits - Gourrock Park;
 - (e) Strategic Leisure Sites: Review of Rankin Park Covered Football Provision; and
 - (f) Development of Craigend Resource Centre, Greenock.

ENVIRONMENT & REGENERATION COMMITTEE - 7 MARCH 2013

182 Use of Powers Delegated to the Chief Executive - Janitor's House, Glenburn School/St Stephen's High School 182

There was submitted a report by the Corporate Director Environment, Regeneration & Resources advising of the use of the powers delegated to the Chief Executive for approval to grant a Common Law Tenancy in respect of the Janitor's House at Glenburn School and St Stephen's High School.

Noted

The Convener being of the opinion that the undernoted report by the Corporate Director Environment, Regeneration & Resources was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow contracts to be awarded at the earliest opportunity if approved by the Committee. This was agreed unanimously.

183 Regeneration Fund - Procurement of Employability Services 183

There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on the procurement exercise for employability services to be delivered from April 2013, within the Regeneration Fund remit.

Councillor Ahlfeld declared a non-financial interest in this matter as a Board Member of Inverclyde Community Development Trust. He also formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process.

Decided: that authority be delegated to the Corporate Director Environment, Regeneration & Resources to (a) award contracts to the organisations listed at appendix 1 to the report subject to the Chief Financial Officer carrying out final financial checks on the successful tenderers, (b) continue performance and finance monitoring of all activity to ensure the most effective delivery of services for local residents, (c) accept the award of European Funding, subject to confirmation of award, and (d) provide regular updates to the Environment & Regeneration Committee.

LOCAL POLICE & FIRE SCRUTINY SUB-COMMITTEE

Local Police & Fire Scrutiny Sub-Committee

Tuesday 12 March 2013 at 1.30 pm

Present: Councillors Brennan, Clocherty, Jones, Loughran, McCabe, McColgan and Shepherd.

Chair: Councillor Loughran presided.

In attendance: Corporate Director Education, Communities & Organisational Development, Head of Safer & Inclusive Communities and Mr F Jarvie (for Head of Legal & Democratic Services).

In attendance also: Chief Inspector Robert Kennedy, Strathclyde Police and Area Manager Paul Tanzilli, Strathclyde Fire & Rescue.

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

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|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| 184 | Apologies, Substitutions and Declarations of Interest | 184 |
| | <p>An apology for absence was intimated on behalf of Councillor McEleny.</p> <p>No declarations of interest were intimated.</p> | |
| 185 | Inverclyde Local Police Plan 2013 - 2014 | 185 |
| | <p>There was submitted a report by the Corporate Director Education, Communities & Organisational Development requesting the Sub-Committee to consider and approve the Inverclyde Local Police Plan 2013 - 2014, an updated copy of which had been circulated to Members, as required under the Police and Fire Reform (Scotland) Act 2012. The report advised that the Local Plan for 2013 - 2014 was, of necessity, intended to be interim in nature and would be developed, in consultation with the Council over the coming year.</p> <p>Chief Inspector Robert Kennedy, Strathclyde Police, was present and spoke on the Plan.</p> <p>Decided: that the Sub-Committee approve the Local Police Plan for 2013 - 2014.</p> | |
| 186 | Local Fire & Rescue Plan | 186 |
| | <p>There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) informing the Sub-Committee of the intention to produce a Local Fire & Rescue Plan for Inverclyde as required under the Police and Fire Reform (Scotland) Act 2012 and (2) appending an example of the likely format of the Plan.</p> <p>Area Manager Paul Tanzilli, Strathclyde Fire & Rescue, was present and gave a brief presentation to Members on the Plan.</p> <p>Decided: that the Sub-Committee note the position with regard to the development of the Local Fire & Rescue Plan for Inverclyde.</p> | |

EDUCATION & COMMUNITIES COMMITTEE - 12 MARCH 2013

Education & Communities Committee

Tuesday 12 March 2013 at 3 pm

Present: Councillors Brennan, Campbell-Sturgess, Clocherty, Grieve, Jones, Loughran, McCabe, McColgan, MacLeod (for McEleny), Shepherd and Wilson, Rev F Donaldson and Father M McMahon, Church Representatives, Mr R Thomson, Parent Representative and Mr T Tracey, Teacher Representative.

Chair: Councillor Loughran presided.

In attendance: Corporate Director Education, Communities & Organisational Development, Mr I Cameron (for Chief Financial Officer), Mr F Jarvie (for Head of Legal & Democratic Services), Head of Safer & Inclusive Communities, Health Protection Service Manager, Corporate Communications Manager, Head of Education, Head of Inclusive Education, Culture & Corporate Policy, Head of Property Assets & Facilities Management, Service Manager School Estate and Quality Improvement Manager - Early Years.

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

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| 187 | Apologies, Substitutions and Declarations of Interest | 187 |
| | <p>Apologies for absence were intimated on behalf of Councillor McEleny, with Councillor MacLeod substituting, and Rev MacLean.</p> <p>Declarations of interest were intimated as follows:-</p> <p>Agenda Item 5 (Support for Owners Fund - Update) - Councillor McCabe.</p> <p>Additional Item: (Payment to Inverclyde Leisure - Closure of Nelson Street Sports Centre) - Councillors Loughran, McColgan and Wilson.</p> | |
| 188 | Communities 2012/13 Revenue Budget Report - Period 10 and Capital Report 2012/16 - Progress | 188 |
| | <p>There was submitted a report by the Chief Financial Officer and Corporate Director Education, Communities & Organisational Development on (1) the 2012/13 Revenue Budget position as at Period 10 to 31 January 2013 and (2) the status of the projects forming the Communities Capital Programme 2012/16 and the overall financial position.</p> <p>Decided:</p> <p>(1) that the Committee note the current projected underspend of £51,000 for the 2012/13 Revenue Budget as at 31 January 2013; and</p> <p>(2) that the Committee note the progress of the projects forming the Communities Capital Programme 2012/16.</p> | |
| 189 | Clune Park Regeneration: Progress Report | 189 |
| | <p>There was submitted a report by the Head of Safer & Inclusive Communities providing an update on the proposed regeneration of the Clune Park area of Port Glasgow.</p> | |

EDUCATION & COMMUNITIES COMMITTEE - 12 MARCH 2013

Decided:

- (1) that the Committee note the current progress towards the regeneration of the Clune Park area of Port Glasgow; and
- (2) that further progress updates be submitted to future meetings of the Committee.

190 Scheme of Assistance 2013/14 Budget 190

There was submitted a report by the Head of Safer & Inclusive Communities providing information on the proposed 2013/14 Scheme of Assistance Budget, subject to confirmation of the final out-turn figures following completion of year end procedures and the subsequent carry forward of committed budgets from 2012/13.

Decided:

- (1) that the proposed 2013/14 Scheme of Assistance Budget as set out in appendix 1 to the report be agreed; and
- (2) that the amount of carry forward from the 2012/13 budget for works which are committed but not yet started and which will be confirmed at year end, be noted.

191 Support for Owners Fund Update 191

There was submitted a report by the Head of Safer & Inclusive Communities providing an update on the current position with regard to the Support for Owners Fund and information received from River Clyde Homes on the Scottish Housing Quality Standard (SHQS) Investment Programme.

Councillor McCabe declared a non-financial interest in this matter as a member of the Board of River Clyde Homes. He also formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process.

Decided: that the Committee note:

- (1) the current position of the 2012/13 Support for Owners Fund;
- (2) the projected budget for the 2013/14 Support for Owners Fund;
- (3) the receipt of the formal offer of grant from the Scottish Government; and
- (4) the requirement to agree a prioritisation system with River Clyde Homes.

192 Sport Framework Development - Update 192

There was submitted a report by the Corporate Director Education, Communities & Organisational Development on progress made in the development of the Inverclyde Sport Framework.

Decided:

- (1) that the Committee note the progress made in developing a framework for sport in Inverclyde; and
- (2) that approval be given to an early consultation on the principles and high level aims of such a framework.

193 Audit Scotland Report - Protecting Consumers 193

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) on the findings of the Audit Scotland report "Protecting Consumers" and (2) providing some local context to the report.

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

Decided:

EDUCATION & COMMUNITIES COMMITTEE - 12 MARCH 2013

(1) that it be remitted to Safer & Inclusive Communities to engage fully with COSLA and Trading Standards Services across Scotland to seek a better long-term model in the delivery of services covering direct transactions between consumers and businesses;

(2) that it be remitted to Safer & Inclusive Communities to engage fully with APSE to develop a consistent and meaningful set of benchmarking indicators for Environmental Health and Trading Standards which will allow better comparisons with more closely related authorities; and

(3) that an update on progress made in relation to decision (1) above be reported to the Committee in due course and that progress made in relation to decision (2) above be reported through the Corporate Directorate Improvement Plan.

194 Consultation on Proposals for a National Local Authority Enforcement Code - Health and Safety at Work, England, Scotland and Wales 194

There was submitted a report by the Corporate Director Education, Communities & Organisational Development advising the Committee of proposals for amending the way in which Health and Safety inspections will be carried out by Local Authorities throughout the UK and the response to these proposals made by Safer & Inclusive Communities.

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

Decided:

(1) that the Committee note the response to the consultation detailed in Appendix 1 to the report; and

(2) that an update on actions arising from the final Code be reported to the Committee in due course.

195 Delegated Powers Update 195

There was submitted a report by the Corporate Director Education, Communities & Organisational Development requesting the Committee to update the delegated powers of the Head of Safer & Inclusive Communities with respect to the authorisation of officers.

Decided:

(1) that the Head of Safer & Inclusive Communities be given delegated powers to authorise officers under the Acts contained in appendix 1 and regulations made thereunder; and

(2) that the delegated powers of the Head of Safer & Inclusive Communities to authorise officers under the Acts contained in appendix 2 and regulations made thereunder be re-affirmed.

196 Proposed School of Football - Port Glasgow Community Campus 196

There was submitted a report by the Corporate Director Education, Communities & Organisational Development requesting the Committee to approve the formation of a "School of Football" at Port Glasgow Community Campus.

Decided: that approval be given to the formation of a "School of Football" at Port Glasgow Community Campus covering both the St Stephen's and Port Glasgow High School clusters.

The Convener being of the opinion that the undernoted report by the Chief Financial Officer relative to a proposed payment to Inverclyde Leisure was relevant, competent and urgent moved its consideration in terms of the relevant

EDUCATION & COMMUNITIES COMMITTEE - 12 MARCH 2013

Standing Order to allow the Committee to consider making payment at the earliest opportunity. This was agreed unanimously.

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

Item	Paragraph(s)
Negotiation of Agreement with Greenock Morton Football Club	6 & 9
Payment to Inverclyde Leisure - Closure of Nelson Street Sports Centre	6 & 8

197 Negotiation of Agreement with Greenock Morton Football Club 197

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) advising the Committee of recent developments regarding the Council's relationship with Greenock Morton Football Club and (2) seeking delegated authority for the Corporate Director Education, Communities & Organisational Development to negotiate an agreement regarding pitch access and usage with the Club.

Decided:

- (1) that delegated authority be granted to the Corporate Director Education, Communities & Organisational Development to develop a detailed Memorandum of Understanding with Greenock Morton Football Club on access to facilities and co-operation between the Club and the Council and that details of the Memorandum of Understanding be reported back to the Committee; and
- (2) that proposals for consultation with the wider youth football movement in Inverclyde be submitted to the Committee.

198 Payment to Inverclyde Leisure - Closure of Nelson Street Sports Centre 198

There was submitted a report by the Chief Financial Officer seeking approval to make a one-off payment to Inverclyde Leisure to compensate them for loss of income during the recent closure of Nelson Street Sports Centre, which was approved, all as detailed in the appendix.

Councillors Loughran, McColgan and Wilson declared non-financial interests in this item as members of the Board of Inverclyde Leisure. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

The Committee commenced consideration of the Education items of business at 4.40 pm with Rev Donaldson, Father McMahon, Mr Thomson and Mr Tracey joining the meeting at this point.

199 Education Scotland Report on Wemyss Bay Primary School 199

There was submitted a report by the Corporate Director Education, Communities & Organisational Development on the results of the Education Scotland report on Wemyss

EDUCATION & COMMUNITIES COMMITTEE - 12 MARCH 2013

Bay Primary School. The report advised that of the indicators of quality, 3 had been evaluated as "very good" and 4 as "good".

Ms Alison Irvine, Head Teacher, was present and addressed the Committee relative to the external evaluation report.

Decided:

(1) that the Committee approve the Education Scotland external evaluation of Wemyss Bay Primary School; and

(2) that the Committee's appreciation be conveyed to all those involved in the work undertaken to achieve the evaluation.

200 Education Scotland Report on Wellington Pre-5 Nursery, Playgroup and Out-of-School Care 200

There was submitted a report by the Corporate Director Education, Communities & Organisational Development on the results of the Education Scotland report on Wellington Pre-5 Nursery, Playgroup and Out-of-School Care. The report advised that the 5 indicators of quality had been evaluated as "satisfactory".

Ms Linda Wilkie, Quality Improvement Manager - Early Years, was present and addressed the Committee relative to the external evaluation report.

Decided: that the Committee approve the report on Wellington Pre-5 Nursery, Playgroup and Out-of-School Care.

201 Education 2012/13 Revenue Budget - Period 10 201

There was submitted a report by the Chief Financial Officer and Corporate Director Education, Communities & Organisational Development on the position of the 2012/13 Revenue Budget as at Period 10 to 31 January 2013.

Decided:

(1) that the Committee note the current projected underspend of £202,000 for 2012/13 as at 31 January 2013; and

(2) that the virement of £30,000 as detailed in Appendix 4 to the report be approved.

202 Education Capital Programme 2012 - 16/17 - Progress 202

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

Decided:

(1) that the Committee note the progress of the specific projects detailed in Appendix 1 to the report;

(2) that approval be given to the issue of tenders for the St Mary's Primary School re-wiring project and that delegated authority be granted to the Head of Legal & Democratic Services to accept the lowest acceptable tender provided that this is within the approved project budget; and

(3) that it be remitted to the Corporate Director Education, Communities & Organisational Development to report to the Committee on the possibility of taking forward a limited refurbishment of the Kilmacolm Primary School toilets following further consultation with the school.

203 Update on Progress with the Implementation of Curriculum for Excellence 203

EDUCATION & COMMUNITIES COMMITTEE - 12 MARCH 2013

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing information on the progress being made with the implementation of Curriculum for Excellence.

There was circulated to the Committee, Appendix 1(b) on school leaver destination results.

Decided:

- (1) that the Committee note the ongoing progress being made with the implementation of Curriculum for Excellence in Inverclyde; and
- (2) that a briefing be arranged for Committee Members on the Senior Phase.

204 GIRFEC Champions Launch

204

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) informing the Committee of the approach taken by Education Services to taking forward "Getting It Right For Every Child, Citizen and Community" (GIRFEC) and developing a "Nurturing Inverclyde" and (2) setting out the implications of the associated Children and Young People Bill for Education Services.

It was noted that since the writing of the report, Inverclyde Council had been successful in achieving a gold award for "Nurturing Inverclyde" at the COSLA Excellence Awards 2013.

Decided: that the Committee note and support the approach taken by Education Services to nominate two GIRFEC Champions from each education establishment in Inverclyde.

205 The Naming of the New Mearns Centre

205

There was submitted a report by the Corporate Director Education, Communities & Organisational Development requesting the Committee to determine a name for the new Mearns Centre following the new-build at the site of the old St Laurence's Primary School.

Decided: that the name of the new provision be Lomond View Academy.

The Convener being of the opinion that the undernoted report by the Corporate Director Education, Communities & Organisational Development was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Committee to take action in response to the letter from the Cabinet Secretary for Education & Lifelong Learning at the earliest opportunity. This was agreed unanimously.

206 Proposal of James Watt College to Close and Transfer its Property and Rights to Clydebank College and Ayr College

206

There was submitted a report by the Corporate Director Education, Communities & Organisational Development appending correspondence received from the Cabinet Secretary for Education & Lifelong Learning relative to the proposal of James Watt College to close and transfer its property and rights to Clydebank and Ayr Colleges.

Decided: that delegated authority be granted to the Convener, Vice-Convener and SNP spokesperson to respond to the letter from the Cabinet Secretary for Education & Lifelong Learning, on behalf of Inverclyde Council.

The Convener being of the opinion that the undernoted report by the Corporate Director Education, Communities & Organisational Development relative to Tree

Tops Community Nursery was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Committee to be advised of the situation at the Nursery as soon as possible. This was agreed unanimously.

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

207 Tree Tops Community Nursery

207

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on the situation at Tree Tops Community Nursery, Port Glasgow.

Decided:

- (1) that Education Services continue to provide support to Tree Tops Community Nursery;
- (2) that a further report be submitted to the Corporate Management Team regarding the availability of placements and any proposed developments in early years provision in Port Glasgow; and
- (3) that an action plan be developed to address the issues if Tree Tops Community Nursery closes before June 2013.

GENERAL PURPOSES BOARD – 13 MARCH 2013

Mr Jarvie advised the Board that Mr Sweeney had contacted the Licensing Section to intimate that he will be unable to attend the meeting today and requested the Board to consider continuation of the application to allow the applicant to be in attendance with his Solicitor.

Decided: that the application be continued to the next meeting of the Board.

211 Application for Taxi Driver's Licence: Graeme Brabson**211**

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Brabson following a Police representation.

Mr Brabson was present with his Solicitor Mr McGowan, MSM Solicitors.

The Board heard Sergeant MacKinnon in support of the Police representation and Mr McGowan in support of the applicant.

Decided:

- (a) that Mr Brabson provide further information to the Board; and
- (b) to continue the application to the next meeting of the Board.

212 Application for Taxi Driver's Licence: Christopher Wylie**212**

There was submitted a report by the Head of Legal & Democratic Services on the renewal of a Taxi Driver's Licence by Mr Wylie following a Police representation.

Mr Wylie was present.

Before consideration of this item Sergeant MacKinnon advised that some matters in the Police representation had been concluded and therefore withdrew the representation letter dated 11 February 2013 by the Chief Superintendent.

Decided: that the application be granted.

213 Application for Taxi Driver's Licence: James McCleary**213**

There was submitted a report by the Head of Legal & Democratic Services on the grant of a Taxi Driver's Licence by Mr McCleary following a Police objection.

Mr McCleary was present.

The Board heard Sergeant MacKinnon in support of the Police objection.

The Board heard Mr McCleary in support of his application and submitted a letter of reference from Working Links. Mr McCleary lodged a letter to the Licensing Section on 1 March 2013 which was circulated to Members.

Decided: that the application be granted.

GENERAL PURPOSES BOARD – 13 MARCH 2013

- 214 Request for Suspension of Taxi Driver's Licence: James Mahon 214**
- There was submitted a report by the Head of Legal & Democratic Services requesting the Board to consider upholding the immediate suspension of the Taxi Driver's Licence granted to Mr Mahon.
- Mr Mahon was present.
- Mr Jarvie advised the Board that Mr Mahon's Taxi Driver's Licence had been immediately suspended with effect from 8 February 2013 following receipt of a letter from Strathclyde Police.
- Decided:** to uphold the immediate suspension.
- 215 Application for Taxi Driver's Licence: James Mahon 215**
- There was submitted a report by the Head of Legal & Democratic Services on an application for renewal of a Taxi Driver's Licence by Mr Mahon following a Police objection.
- Mr Mahon was present.
- The Board heard Sergeant MacKinnon in support of the Police objection and Mr Mahon in support of his application. Mr Mahon submitted documentation from his Solicitor for information to the Board. The documentation was copied and circulated to Members.
- Decided:** that the application be refused.
- 216 Request for Suspension of Taxi Driver's Licence: Joseph Cunningham 216**
- There was submitted a report by the Head of Legal & Democratic Services requesting the Board to consider upholding the immediate suspension of the Taxi Driver's Licence granted to Mr Cunningham.
- Mr Cunningham was present.
- Mr Jarvie advised the Board that Mr Cunningham's Taxi Driver's Licence had been immediately suspended with effect from 6 February 2013 following information received from Strathclyde Police.
- Decided:** to uphold the immediate suspension.
- 217 Application for Taxi Driver's Licence: Joseph Cunningham 217**
- There was submitted a report by the Head of Legal & Democratic Services on an application for the renewal of a Taxi Driver's Licence by Mr Cunningham following a Police objection and request for medical examination. Mr Jarvie advised that the medical report has not yet been received and requested the Board to consider continuation of this item.
- The Board heard Mr Cunningham who confirmed that continuation would be acceptable.
- Decided:** that the application be continued to the next meeting of the Board.

**218 Application for Late Hours Catering Licence: Mr Mumtaz Khan
Premises: Tasty Spot, 33 Nicolson Street, Greenock**

218

There was submitted a report by the Head of Legal & Democratic Services on an application for grant of Late Hours Catering Licence for the premises at Tasty Spot, 33 Nicolson Street, Greenock following a Police representation.

Mr Khan was present with his agent Mr Shahid Pervez, Cathcart Consultancy Services.

The Board heard Sergeant MacKinnon in support of the Police representation and Mr Pervez in support of the applicant. Documentation submitted to the Licensing Section on 8 March 2013 from Cathcart Consultancy Services was circulated to the Board.

Decided: that the application be granted.

**219 Civic Government (Scotland) Act 1982
Annual Inflation Application Fee Increase**

219

There was submitted a report by the Head of Legal & Democratic Services on the annual inflation increase on application fees under the Civic Government (Scotland) Act 1982.

Mr Jarvie advised the Board that the report is for information to Members on the annual increase in fees to commence 1 April 2013.

Decided: Noted

POLICY & RESOURCES COMMITTEE - 26 MARCH 2013

Policy & Resources Committee

Tuesday 26 March 2013 at 3 pm

Present: Provost Moran, Councillors Brooks, Clocherty, Loughran, MacLeod, McCabe, McCormick, McIlwee, Nelson, Rebecchi and Wilson.

Chair: Councillor McCabe presided.

In attendance: Chief Executive, Corporate Director Environment, Regeneration & Resources, Corporate Director Education, Communities & Organisational Development, Corporate Director Inverclyde Community Health & Care Partnership, Head of Legal & Democratic Services, Interim Head of ICT, Chief Financial Officer, Head of Organisational Development, HR & Communications, Business/Democratic Services Manager, Finance Manager, Revenue & Customer Services Manager, Service Manager Health Improvement, Inequalities & Personalisation, Corporate Communications Manager and Corporate Policy & Partnership Manager.

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

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| 220 | Apologies, Substitutions and Declarations of Interest | 220 |
| | <p>No apologies for absence were intimated.
 Councillor Wilson declared non-financial interests in agenda item 25 (Beacon Arts Centre) as a member of the Board of Greenock Arts Guild and agenda item 26 (Disposal of Land - Lower Mary Street, Port Glasgow: Remit from Environment & Regeneration Committee), as a Director of Link Housing Association.</p> | |
| 221 | Policy & Resources Capital Programme - 2012/13 - 15/16 - Progress | 221 |
| | <p>There was submitted a report by the Corporate Director Environment, Regeneration & Resources and the Chief Financial Officer (1) providing an update on the status of the projects forming the Policy & Resources Capital Programme 2012/13 - 15/16 and (2) highlighting the actual spend as at 31 January 2013.
 Noted</p> | |
| 222 | Capital Programme 2012/16 | 222 |
| | <p>There was submitted a report by the Chief Financial Officer on the latest position of the 2012/16 Capital Programme.
 Noted</p> | |
| 223 | Policy & Resources Committee 2012/13 Revenue Budget - Period 10 | 223 |
| | <p>There was submitted a report by the Chief Executive, the Corporate Director Environment, Regeneration & Resources, the Corporate Director Education, Communities & Organisational Development and the Chief Financial Officer on the 2012/13 projected out-turn for the Policy & Resources Committee as at Period 10 (31 January 2013).</p> | |

POLICY & RESOURCES COMMITTEE - 26 MARCH 2013

Decided: that the Committee note the projected underspend of £1,030,000 for the Policy & Resources Committee Revenue Budget as at Period 10.

224 General Fund Revenue Budget 2012/13 - Period 10 224

There was submitted a report by the Chief Financial Officer (1) on the position of the General Fund Revenue Budget as at 31 January 2013 and (2) providing an update in respect of the Reserves and Workstream Savings.

Decided:

- (1) that the Committee note the latest position in respect of the 2012/13 Revenue Budget and the General Fund Reserve;
- (2) that the Committee note that the Workstream Savings for 2012/13 have been fully delivered; and
- (3) that the use of any surplus Reserves in the General Fund be considered after the Audit of the 2012/13 Annual Accounts.

225 Insurance Fund - Result of Actuarial Review 225

There was submitted a report by the Chief Financial Officer (1) advising the Committee of the results of the recent Actuarial Review of the Council's Insurance Fund and (2) seeking approval to increase internal contributions to the Fund.

Decided:

- (1) that the Committee note the outcome of the Actuarial Review, the issues raised by the Actuary and the Council's response to the recommendations contained in appendix 2; and
- (2) that approval be given to the increase in contributions to the Insurance Fund by £100,000 per year from October 2012 onwards with the increase being funded from the Inflation Contingency.

226 Audit Scotland Report - "Managing Performance: Are You Getting it Right?" 226

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) on the Audit Scotland report "Managing Performance: Are You Getting it Right?", (2) setting out how Inverclyde Council is performing in regard to the key recommendations and (3) highlighting any areas of improvement required to meet the standards set out in the report.

Decided:

- (1) that the Committee note the content of the report;
- (2) that agreement be given to the improvement actions set out in paragraph 2.4 of the report; and
- (3) that agreement be given to a programme of improvement work in response to the actions set out in paragraph 2.4.

227 Environment, Regeneration & Resources Directorate Performance Report 227

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the progress made by the former Regeneration & Environment Directorate in achieving its key objectives as set out in its Directorate Plan for 2011/12 and performance in relation to key performance indicators.

POLICY & RESOURCES COMMITTEE - 26 MARCH 2013

Decided:

- (1) that the Committee endorse the performance information contained in the report; and
- (2) that it be noted that further reports on performance will be submitted to future meetings of the Committee.

228 SOLACE - Improving Scottish Local Government Benchmarking 228

There was submitted a report by the Chief Executive (1) providing the Committee with an overview of the Society of Local Authorities Chief Executives (SOLACE) Local Government Benchmarking Project and (2) giving an update on the latest Statutory Performance Indicator (SPI) direction.

Decided: that the Committee note:

- (1) that the SOLACE Benchmarking Indicators for all Scottish Councils were published on 7 March 2013;
- (2) that variations in performance amongst Councils do not necessarily reflect better or worse service providers but may reflect differences in policies and priorities, demographic, social and economic conditions;
- (3) that the service areas that relate to the Benchmarking Indicators have carried out an initial review of performance and over the coming months, services will assess performance in relation to their comparator authorities, share and learn from best practice and use the data as a tool to drive improvement;
- (4) that the SOLACE Benchmarking Indicators will replace the existing Audit Scotland set of Statutory Performance Indicators (SPIs) by reporting year 2013/14; and
- (5) that a follow-up report regarding progress and benchmarking activity will be submitted to a future meeting of the Committee.

229 Treasury Management Strategy Statement and Annual Investment Strategy 2013/14 - 2015/16 229

There was submitted a report by the Chief Financial Officer on the Treasury Management Strategy Statement and Annual Investment Strategy for 2013/16, Treasury Policy Limits, the Council's Prudential and Treasury Management Indicators for the next three years and the List of Permitted Investments.

Decided:

- (1) that the Treasury Management Strategy, Annual Investment Strategy, Treasury Policy Limits, Prudential Indicators, Treasury Management Indicators and List of Permitted Investments (including those for the Common Good Fund) be remitted to the Inverclyde Council for approval; and
- (2) that approval be given to the extension of the £70m counterparty limit with the Bank of Scotland from the end of April 2013 until the end of June 2014.

230 Scottish Government Consultation: A Consultation on Tax Management 230

There was submitted a report by the Chief Financial Officer seeking approval of a response on behalf of the Inverclyde Council in respect of the Scottish Government Consultation on Tax Management.

POLICY & RESOURCES COMMITTEE - 26 MARCH 2013

Decided:

- (1) that the Committee approve the consultation response to the Scottish Government as detailed in the report;
- (2) that the Committee note the nomination of the Chief Financial Officer to sit on the Revenue Scotland Administration Programme Board;
- (3) that the Committee note that reports will be submitted to the Committee as matters become clearer as proposals develop; and
- (4) that the Committee note that the capacity within the current management structure to deal with consultations is limited.

231 Scottish Index of Multiple Deprivation (SIMD) 2012 231

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing the Committee with an overview of the results from the Scottish Index of Multiple Deprivation (SIMD) 2012.

Noted

232 Welfare Reform Update 232

There was submitted a report by the Chief Financial Officer (1) providing an update on the Council's preparations for the imminent introduction of the major Welfare Reforms and (2) seeking approval of action in this regard.

Decided:

- (1) that the Committee note the significant progress achieved by officers in preparing for the implementation of Welfare Reform changes in April 2013 and extend its appreciation to all those involved;
- (2) that it be noted that a report elsewhere on the agenda seeks Committee approval for the Discretionary Housing Payments priorities;
- (3) that approval be given to the proposals for the Scottish Welfare Fund implementation as set out in appendices 1 and 2 to the report and agree that the Council will, as a minimum, make payments to all high priority cases;
- (4) that the Committee agree that an out of hours service not be provided for the Scottish Welfare Fund but note that the situation will be kept under review; and
- (5) that it be noted that reports in respect of the implementation of Welfare Reforms will continue to be submitted to each meeting of the Committee until further notice.

233 Discretionary Housing Payments 233

There was submitted a report by the Chief Financial Officer (1) advising the Committee of the allocation of Discretionary Housing Payments funding from the Department for Works and Pensions and (2) seeking approval for prioritisation proposals.

Decided:

- (1) that the Committee note the increased Discretionary Housing Payment budget allocation to £212,068 for 2013/14;
- (2) that approval be given to the Discretionary Housing Payment priorities and review process detailed in appendices 1 and 2 to the report;
- (3) that it be noted that overall Discretionary Housing Payments should not exceed the available budget and that progress on the allocation of the budget will be reported to the May meeting of the Committee; and

POLICY & RESOURCES COMMITTEE - 26 MARCH 2013

(4) that approval be given to the Council's approach to assessing the number of bedrooms in a property as outlined in Section 7.

234 Welfare Reform - Advice Services Provision 234

There was submitted a report by the Corporate Director Inverclyde Community Health & Care Partnership (1) providing an update on the short-term scoping exercise undertaken to identify the impact of Welfare Reform on financial advice services and (2) seeking approval of the recurring financial allocation.

Decided:

- (1) that the Committee note the content of the report;
- (2) that approval be given to the Phase 1 proposals which include funding of staff and other 2013/14 expenditure and it be noted that a report will be submitted to the Committee detailing the use of the balance of funding; and
- (3) that the Committee continue to review the impact of Welfare Reform on advice services.

235 Organisational Development Strategy 2013-2016 235

There was submitted a report by the Head of Organisational Development, HR & Communications recommending the next stage of the Organisational Development Strategy and associated themes and topics.

Decided:

- (1) that the Committee approve (a) that the strategy is re-named Organisational Development Strategy 2013-2016 and (b) the 4 themes of the strategy as set out in paragraph 5.2 of the report;
- (2) that the topics attached to each of the four key themes as outlined in appendix 2 to the report be agreed; and
- (3) that an update be submitted to the Committee on an annual basis on the progress of the Organisational Development Strategy 2013-2016.

236 Complaints Handling Procedure 236

There was submitted a report by the Head of Organisational Development, HR & Communications proposing a revised Complaints Handling Procedure moving from a three stage to a two stage process in line with the guidance by the Scottish Public Services Ombudsman (SPSO).

Decided:

- (1) that the Committee approve the revised Complaints Handling Procedure as set out in appendix 2 to the report; and
- (2) that a report advising of complaints made against the Council be submitted to the Committee on an annual basis.

237 Managing Contractors (Construction) Policy 237

There was submitted a report by the Head of Organisational Development, HR & Communications requesting the Committee to approve a reviewed Managing Contractors (Construction) Policy for the Council.

POLICY & RESOURCES COMMITTEE - 26 MARCH 2013

Decided:

- (1) that approval be given to the Managing Contractors (Construction) Policy as set out in the appendix to the report;
- (2) that it be noted that a review of the policy will be undertaken in March 2014 and that any changes will be reported back to the Committee; and
- (3) that the Committee support the policy by active promotion of health and safety.

238 Employee Survey Focus Groups 238

There was submitted a report by the Head of Organisational Development, HR & Communications highlighting the points which have emerged from focus groups carried out with employees.

Decided:

- (1) that the Committee note the feedback given by employees who took part in the focus groups; and
- (2) that the proposals outlined in Sections 5.2, 6.2 and 7.2 of the report relative to communication, performance appraisals and training be implemented.

239 Use of Powers Delegated to the Chief Executive - Parade by 5th Battalion, The Royal Regiment of Scotland (5 SCOTS) 239

There was submitted a report by the Corporate Director Environment, Regeneration & Resources advising of the use of the powers delegated to the Chief Executive to approve a request submitted by the Argyll & Sutherland Highlanders, now officially known as the 5th Battalion, The Royal Regiment of Scotland (5 SCOTS), to parade through Port Glasgow on 11 June 2013.

Noted

240 ICT Shared Service Update 240

There was submitted a report by the Corporate Director Environment, Regeneration & Resources informing the Committee of current developments and progress being made with the proposed shared ICT service involving Inverclyde, East Renfrewshire and Renfrewshire Councils.

Noted

241 Modernisation Programme Update - March 2013 241

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) on the status of the projects involved in the Council's ongoing Modernisation Programme and (2) requesting approval of Human Resources policies on mobile and flexible working.

Decided:

- (1) that the Committee note the current position of the projects which form the overall Modernisation Programme for the Council and that a further report will be submitted to a future meeting of the Committee; and
- (2) that approval be given to the Guidance on Mobile, Home and Flexible Working Programmes and the Home Working (Health & Safety) Policy attached as appendices 1 and 2 to the report.

- 242 Hub West Scotland 242**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources requesting approval for the Council to sign up to Hub West Scotland, part of the Hub Initiative set up by the Scottish Government to promote improvement in procurement of construction projects.
- Decided:**
- (1) that it be agreed that Inverclyde Council sign up as a participant in Hub West Scotland; and
- (2) that the Council decline the offer to take up its allocated shareholding in Hub West Scotland.
- 243 Severance - Extension to Added Years 243**
- The Head of Organisational Development, HR & Performance advised the Committee that this matter was still under consideration and would be the subject of a report to a future meeting of the Committee.
- Councillor Wilson left the meeting at this point.
- 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.**
- | Item | Paragraph(s) |
|--------------------------------------------------------------------------------------------------------------|--------------|
| Appendices relative to item 23 (Hub West Scotland) providing information on the West Territory Hub Programme | 8 |
| Beacon Arts Centre | 2, 6 & 9 |
| Disposal of Land - Lower Mary Street, Port Glasgow: Remit from Environment & Regeneration Committee | 2, 6 & 9 |
- 244 Appendices relative to item 23 (Hub West Scotland) 244**
- There were submitted appendices relative to item 23 (Hub West Scotland) providing information on the West Territory Hub Programme.
- Noted**
- 245 Beacon Arts Centre 245**
- There was submitted a report by the Corporate Director Education, Communities & Organisational Development on a proposed change to the funding arrangements relative to the Greenock Arts Guild (Beacon Arts Centre) approved by the Policy & Resources Executive Sub-Committee on 10 January 2013 which was agreed, subject to the suspension of Standing Orders, all as detailed in the appendix.

246 Disposal of Land - Lower Mary Street, Port Glasgow: Remit from Environment & Regeneration Committee 246

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 7 March 2013 requesting the Committee to approve a proposal to dispose of land at Lower Mary Street, Port Glasgow which was agreed, all as detailed in the appendix.

PLANNING BOARD - 3 APRIL 2013

Planning Board

Wednesday 3 April 2013 at 3pm

Present: Provost Moran, Councillors Campbell-Sturgess, Brennan (for Dorrian), Jones, Loughran, McColgan, McIlwee, Nelson, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

In attendance: Head of Regeneration & Planning, Development & Building Standards Manager, Mr M Higginbotham (Environmental & Commercial Services), Mr J Kerr (for Head of Legal & Democratic Services) and Mr M Bingham (for Corporate Communications Manager).

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

247 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 247

Apologies for absence were intimated on behalf of Councillor Brooks and Councillor Dorrian, with Councillor Brennan substituting for Councillor Dorrian.

Councillor Rebecchi declared an interest in Agenda Item 2(c) (erection of 2 flatted dwellings at the corner of Finnart Street and Fox Street, Greenock (11/0231/IC)) and Councillor Brennan and Councillor Wilson declared interests in Agenda Item 3 (application of two sets of vinyl lettering to building at The Beacon - Custom House Quay, Open Shore, Greenock (13/0003/CA)).

248 PLANNING APPLICATIONS 248

There were submitted reports by the Head of Regeneration & Planning on the following applications which were dealt with as follows:-

- (a) Erection of detached dwellinghouse on the corner of Bentinck Street and Welbeck Street together with the formation of new off street parking spaces for 111 and 113 Eldon Street, Greenock:
111-113 Eldon Street, Greenock (13/0044/IC)**

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

During the course of discussion, Councillor Rebecchi requested that the formula for calculating the number of car parking spaces required be included in future reports on applications for planning permission.

After discussion, Councillor Loughran moved that consideration of the application be continued for a site visit to be arranged by the Head of Legal & Democratic Services in consultation with the Chair. As an amendment, Councillor Campbell-Sturgess moved that planning permission be refused as the proposal is not in keeping with Local Plan policies HR11 and H14.

On a vote, 2 Members voted for the amendment and 8 for the motion which was declared carried.

Decided: that consideration of the application be continued for a site visit to be arranged by the Head of Legal & Democratic Services in consultation with the Chair.

PLANNING BOARD - 3 APRIL 2013

**(b) Installation of a telecommunications cabinet (for underground equipment):
Bentinck Street (adjacent to 111 Eldon Street), Greenock (13/0017/IC)**

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

- (1) that if the cabinet hereby permitted becomes redundant or obsolete at any time in the future, it shall be removed and the site restored to the satisfaction of the Planning Authority within 2 months of the date at which the cabinet becomes redundant or obsolete, to ensure the removal of redundant or obsolete equipment in an appropriate timescale, in the interests of the visual appearance of the Greenock West End Conservation Area; and
- (2) that no symbols, signs, letters or logos shall be displayed on any part of the cabinet. Details of small signage necessary for operational reasons must be submitted to and approved by the Planning Authority prior to display, to minimise visual intrusion within the Greenock West End Conservation Area.

**(c) Erection of 2 flatted dwellings:
Corner of Finnart Street and Fox Street, Greenock (11/0231/IC)**

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

Councillor Rebecchi declared a non-financial interest in this matter as a relative of the applicant and left the meeting.

After discussion, Councillor Wilson moved that planning permission be granted subject to the conditions detailed in the report. As an amendment, Councillor Jones moved that consideration of the application be continued for a site visit to be arranged by the Head of Legal & Democratic Services in consultation with the Chair.

On a vote, 2 Members voted for the motion and 7 for the amendment which was declared carried.

Decided: that consideration of the application be continued for a site visit to be arranged by the Head of Legal & Democratic Services in consultation with the Chair.

Councillor Rebecchi returned to the meeting following consideration of this item of business.

249 ADVERTISEMENT APPLICATION

249

There was submitted a report by the Head of Regeneration & Planning on an application by Greenock Arts Guild Limited for the application of two sets of vinyl lettering to the building at The Beacon - Custom House Quay, Open Shore, Greenock (13/0003/CA).

Councillor Brennan and Councillor Wilson declared non-financial interests in this matter as members of the Board of Greenock Arts Guild and left the meeting.

Councillor Loughran assumed the Chair.

Decided: that it be remitted to the Head of Regeneration & Planning to discuss with the applicant the removal of the proposed sign on the east elevation and, subject to agreement being reached, to deal with the application under his delegated powers, failing which the application be referred back to the Planning Board for consideration.

GENERAL PURPOSES BOARD - 10 APRIL 2013

General Purposes Board

Wednesday 10 April 2013 at 3.00pm

Present: Councillors Brennan, Brooks, Campbell-Sturgess, Dorrian, Grieve, Jones, Loughran, McColgan, McIlwee and Rebecchi.

Chair: Councillor Dorrian presided.

In attendance: Mr F Jarvie (for Head of Legal & Democratic Services), Inspector I Wood, Inspector S Adams and Sergeant A MacKinnon, Police Scotland.

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

250 Apologies, Substitutions and Declarations of Interest 250

Apologies for absence were intimated on behalf of Councillors Ahlfeld and McEleny with Councillor Brooks substituting for Councillor McEleny.

Councillor Rebecchi declared an interest in Agenda Item 9 (Application for Taxi Driver's Licence: Thomas Gourlay and Agenda Item 12 (Application for Private Hire Operator Licence: Robert Burns).

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

251 Application for Taxi Driver's Licence: Michael Sweeney 251

There was submitted a report by the Head of Legal & Democratic Services on the renewal of a Taxi Driver's Licence by Mr Sweeney following a Police representation.

Mr Sweeney was not present or represented.

Mr Jarvie advised the Board that correspondence had been received from Mr Sweeney and his Solicitor with regard to a pending case which may be assigned for the end of May and as such requested the Board to consider continuation of this item to the June Meeting.

Decided: the application be continued to the meeting of the Board to be held in June 2013.

252 Application for Taxi Driver's Licence: Graeme Brabson 252

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Brabson.

Mr Brabson was present.

GENERAL PURPOSES BOARD - 10 APRIL 2013

Mr Jarvie advised the Board that this item had been continued from the previous meeting in order for Mr Brabson to provide additional information in support of his application. Documentation received from MSM Solicitors dated 5 April 2013 was circulated to Members.

The Board heard Inspector Wood in support of the Police representation and Mr Brabson in support of his application.

Decided: the application be granted.

253 Application for Taxi Driver's Licence: Joseph Cunningham 253

There was submitted a report by the Head of Legal & Democratic Services on the renewal of a Taxi Driver's Licence by Mr Cunningham following a Police objection.

Mr Cunningham was present.

Mr Jarvie advised the Board on the background of the application and that Mr Cunningham was requested to attend a medical examination. A letter received from Dr Blyth dated 28 March 2013 was circulated to Members.

The Board heard Inspector Wood in support of the Police objection and Mr Cunningham in support of his application.

Decided: the application be continued to the next meeting of the Board for finalised medical report.

254 Application for Taxi Driver's Licence: Joseph Eardley 254

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Eardley following a Police objection.

Mr Eardley was not present or represented.

The Board heard Inspector Wood in support of the Police objection.

Decided: the application be refused.

255 Application for Taxi Driver's Licence: Henry McLucas 255

There was submitted a report by the Head of Legal & Democratic Services on the renewal of a Taxi Driver's Licence by Mr McLucas following a Police representation.

Mr Jarvie advised the Board that Mr McLucas requested by letter dated 8 April 2013 that his application be continued to the next meeting of the Board as he is on holiday at present.

Decided: the application be continued to the next meeting of the Board.

256 Application for Taxi Driver's Licence: Jane Tynan 256

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Ms Tynan following a Police representation.

Ms Tynan was not present or represented.

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The Board heard Inspector Wood in support of the Police representation.

Decided: the application be granted.

257 Application for Taxi Driver's Licence: Henry Paton

257

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Paton following a Police representation.

Mr Paton was not present or represented.

Mr Jarvie advised the Board on the background of the application and intimated that Mr Paton had submitted a letter received on 26 March 2013 in support of his application. The letter was circulated to Members.

The Board heard Inspector Wood in support of the Police representation.

Decided: (i) a medical examination be undertaken; and
(ii) the application be continued to the next meeting of the Board.

Inspector Adams arrived at the meeting during the above item.

Councillor Rebecchi declared a non-financial interest in the following item as he is known to the applicant which precluded his continued presence in the Chamber and his participation in the decision making process. He then left the meeting.

258 Application for Taxi Driver's Licence: Thomas Gourlay

258

There was submitted a report by the Head of Legal & Democratic Services on the renewal of a Taxi Driver's Licence by Mr Gourlay following a medical examination and a Police representation.

Mr Gourlay was present.

Mr Jarvie advised the Board on the background of the application and the current medical information.

The Board heard Inspector Wood in support of the Police representation and Mr Gourlay in support of his application.

Decided: the application be granted.

Councillor Rebecchi returned to the meeting following consideration of this item.

259 Application for Taxi Driver's Licence: Prinnsias Tomas McGhee

259

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr McGhee following a Police objection.

Mr McGhee was present.

The Board heard Inspector Wood in support of the Police objection and Mr McGhee in

GENERAL PURPOSES BOARD - 10 APRIL 2013

support of his application.

Decided: the application be granted.

260 Application for Taxi Driver's Licence: James Elliot

260

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Elliot following a Police representation.

Mr Elliot was present.

The Board heard Inspector Wood in support of the Police representation and Mr Elliot in support of his application.

Decided: the application be granted.

Councillor Rebecchi left the meeting after consideration of this item due to prior engagement.

261 Application for Private Hire Operator Licence: Robert Burns

261

There was submitted a report by the Head of Legal & Democratic Services on the renewal of a Private Hire Operator Licence No. 108 by Mr Burns following a Police representation.

Mr Burns was present.

Mr Jarvie advised the Board on the background of the application and intimated that Mr Burns had submitted a letter dated 6 March 2013 in support of his application. The letter was circulated to Members.

The Board heard Inspector Wood in support of the Police representation and Mr Burns in support of his application.

Decided: the application be granted.

262 Request for Suspension of Taxi Driver's Licence: Alan Robertson

262

There was submitted a report by the Head of Legal & Democratic Services requesting the Board to consider the suspension of Mr Robertson's Taxi Driver's Licence which expires on 31 October 2013.

Mr Robertson was present.

Mr Jarvie advised the Board that following receipt of a letter dated 12 March 2013 from Strathclyde Police Mr Robertson's Taxi Driver's Licence had been immediately suspended on 13 March 2013 and requested the Board to uphold the decision of suspension and to consider whether or not the suspension is continued. Mr Jarvie also intimated that a medical report has been received from Dr Blyth dated 26 March 2013 and Mr Robertson submitted a letter on 3 April 2013 in support of his licence. The documentation was circulated to Members.

The Board heard Inspector Wood in support of the Police recommendations and Mr Robertson in support of his licence.

Decided: (i) to uphold the immediate suspension; and

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- (ii) the application be continued to the next meeting of the Board for finalised medical report.

263 Application for Market Operator's Licence: Continental Market Ltd, West Blackhall Street, Greenock 263

There was submitted a report by the Head of Legal & Democratic Services on the grant of a Market Operator's Licence by Continental Market Ltd to hold a market in West Blackhall Street, Greenock between the hours of 9am and 7pm on the following dates:

2013

1 - 5 May, 17-21 July, 25-29 September and 11-15 December.

2014

12-16 March, 18-22 June, 17-21 September and 10-14 December.

2015

4-8 March, 17-21 June, 16-20 September and 2-6 December.

Mr Jarvie advised the Board that Continental Market Ltd requested by e-mail dated 8 April 2013 that their application be continued to the next meeting of the Board as they are not in the country at present.

Decided: the application be continued to the next meeting of the Board.