

THE INVERCLYDE COUNCIL - 10 OCTOBER 2013

The Inverclyde Council

Thursday 10 October 2013 at 4 pm

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

Chair: Provost Moran presided.

In attendance: Chief Executive, Corporate Director Community Health & Care Partnership, Corporate Director Education, Communities & Organisational Development, Acting Corporate Director Environment, Regeneration & Resources, Head of Legal & Democratic Services, Legal Services Manager (Procurement/Conveyancing), Head of Environmental & Commercial Services, Mr R Graham and Mr M Higginbotham (Environmental & Commercial Services), Business/Democratic Services Manager and Mr M Bingham (Corporate Communications).

607 Apologies and Declarations of Interest

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

Declarations of interest were intimated as follows:-

Agenda item 4 (Inverclyde Leisure - Resignation of Councillor Wilson) - Councillors Ahlfeld, Loughran and McColgan;

Agenda item 5 (Inverclyde Community Development Trust - Resignation of Councillor McEleny) - Councillors Ahlfeld and Clocherty; and

Agenda item 15 (Inverclyde Leisure - Resignation of Councillor McEleny) - Councillors Ahlfeld, Loughran and McColgan.

Minutes of Meetings of

The Inverclyde Council, Committees, Sub-Committees and Boards

608 The Inverclyde Council - 6 June 2013

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Approved on the motion of Provost Moran.

609 Policy & Resources Executive Sub-Committee - 12 June 2013

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Approved on the motion of Councillor McCabe.

610 Grants Sub-Committee - 12 June 2013

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Approved on the motion of Councillor Clocherty.

611 General Purposes Board - 12 June 2013

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Approved on the motion of Councillor Dorrian.

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612	Human Resources Appeals Board - 20 June 2013	612
	Approved on the motion of Councillor Brooks.	
613	Audit Committee (Special) - 25 June 2013	613
	Approved on the motion of Councillor Rebecchi.	
614	Environment & Regeneration Committee (Special) - 25 June 2013	614
	Approved on the motion of Councillor McCormick.	
615	General Purposes Board (Special) - 11 July 2013	615
	Approved on the motion of Councillor Dorrian.	
616	Planning Board - 7 August 2013	616
	Approved on the motion of Councillor Wilson.	
617	Local Review Body - 7 August 2013	617
	Approved on the motion of Councillor Wilson.	
618	Policy & Resources Committee - 13 August 2013	618
	Approved on the motion of Councillor McCabe.	
619	General Purposes Board - 14 August 2013	619
	Approved on the motion of Councillor Dorrian.	
620	Audit Committee - 27 August 2013	620
	Approved on the motion of Councillor Rebecchi.	
621	Human Resources Appeals Board - 28 August 2013	621
	Approved on the motion of Councillor Brooks.	
622	Inverclyde Community Health & Care Partnership Sub-Committee - 29 August 2013	622
	Approved on the motion of Councillor McIlwee.	
623	Health & Social Care Committee - 29 August 2013	623
	Approved on the motion of Councillor McIlwee.	

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| 624 | Planning Board - 4 September 2013 | 624 |
| | Approved on the motion of Councillor Brooks. | |
| 625 | Local Review Body - 4 September 2013 | 625 |
| | Approved on the motion of Councillor Wilson. | |
| 626 | Environment & Regeneration Committee - 5 September 2013 | 626 |
| | Approved on the motion of Councillor McCormick. | |
| 627 | Education & Communities Committee - 10 September 2013 | 627 |
| | Approved on the motion of Councillor Loughran. | |
| 628 | General Purposes Board - 11 September 2013 | 628 |
| | Approved on the motion of Councillor Dorrian. | |
| 629 | Policy & Resources Committee - 24 September 2013 | 629 |
| | Approved on the motion of Councillor McCabe. | |
| 630 | Audit Committee (Special) - 26 September 2013 | 630 |
| | Approval of the minute as a correct record was moved by Councillor Rebecchi subject to correction to include Councillor Clocherty as being present at the meeting.
Decided: that the minute as corrected be approved. | |
| 631 | Planning Board - 2 October 2013 | 631 |
| | Approved on the motion of Councillor Wilson. | |
| 632 | Local Review Body - 2 October 2013 | 632 |
| | Approved on the motion of Councillor Wilson. | |
| 633 | General Purposes Board - 9 October 2013 | 633 |
| | It was noted that the minute of the General Purposes Board of 9 October 2013 would be submitted to the meeting of The Inverclyde Council on 5 December 2013. | |
| 634 | Appointment of Member to the Visiting Committee of Greenock Prison | 634 |
| | There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) advising of the resignation of Councillor Brooks from the Greenock Prison Visiting Committee and (2) requesting the Council to appoint a member to serve in his place. | |

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Decided: that Councillor Jones be appointed to serve on the Greenock Prison Visiting Committee in place of Councillor Brooks.

635 Inverclyde Leisure - Resignation of Councillor Wilson 635

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) advising of the resignation of Councillor Wilson from Inverclyde Leisure and (2) requesting the Council to appoint a member to serve in his place.

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

Decided: that Councillor Clocherty be appointed to serve on Inverclyde Leisure in place of Councillor Wilson.

636 Inverclyde Leisure - Resignation of Councillor McEleny 636

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) advising of the resignation of Councillor McEleny from Inverclyde Leisure and (2) requesting the Council to appoint a member to serve in his place.

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

Decided: that Councillor Campbell-Sturgess be appointed to serve on Inverclyde Leisure in place of Councillor McEleny.

637 Inverclyde Community Development Trust - Resignation of Councillor McEleny 637

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) advising of the resignation of Councillor McEleny from Inverclyde Community Development Trust and (2) requesting the Council to appoint a member to serve in his place.

Councillors Ahlfeld and Clocherty declared a non-financial interest in this matter as Directors of Inverclyde Community Development Trust. 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.

Councillor McCabe seconded by Councillor Clocherty moved that Councillor McIlwee be appointed in place of Councillor McEleny. As an amendment, Councillor McEleny seconded by Councillor Nelson moved that Councillor Brooks be appointed. On a vote, 7 Members voted for the amendment and 10 for the motion which was declared carried.

Decided: that Councillor McIlwee be appointed to serve on Inverclyde Community Development Trust in place of Councillor McEleny.

638 Save Our Royal Mail - Royal Mail Privatisation 638

There was submitted a report by the Corporate Director Environment, Regeneration & Resources asking the Council to consider a request from the Save Our Royal Mail campaign to support its campaign against the privatisation of Royal Mail.

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After discussion, Councillor McCabe seconded by Councillor Rebecchi moved that the Council support the campaign against privatisation and, with regard to the present timescales affecting the privatisation, that Inverclyde Council record its opposition and call on the next UK Government or Scottish Government to consider the renationalisation of Royal Mail. As an amendment, Councillor Wilson moved in favour of privatisation of Royal Mail. There being no seconder, Councillor Wilson's amendment fell.

Decided: that the Council support the campaign against privatisation and, with regard to the present timescales affecting the privatisation, that Inverclyde Council record its opposition and call on the next UK Government or Scottish Government to consider the renationalisation of Royal Mail.

639 Proposed Traffic Regulation Order - Disabled Persons' Parking Places (On-Street) Order No. 2 2013 639

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the proposed Traffic Regulation Order - Disabled Persons' Parking Places (On-Street) Order No. 2 2013.

Resolved on the motion of Councillor McCabe seconded by Councillor Clocherty that THE INVERCLYDE COUNCIL, incorporated under the Local Government etc. (Scotland) Act 1994, RESOLVE TO MAKE as they HEREBY MAKE a Resolution under Section 32(1) and Part III of Schedule 9 of the Road Traffic Regulation Act 1984 to permit the provision of parking places for disabled persons who hold a badge under the Disabled Persons' (Badges for Motor Vehicles) (Scotland) Regulations 2000 as amended, all as detailed in a copy of the Order forming a supplement to the principal minute hereof and that the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services be authorised to take all necessary action in connection therewith.

640 Proposed Traffic Regulation Order - Disabled Persons' Parking Places (On Street) Order No. 3 2013 640

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the proposed Traffic Regulation Order - Disabled Persons' Parking Places (On-Street) Order No. 3 2013.

Resolved on the motion of Councillor McCabe seconded by Councillor Clocherty that THE INVERCLYDE COUNCIL, incorporated under the Local Government etc. (Scotland) Act 1994, RESOLVE TO MAKE as they HEREBY MAKE a Resolution under Section 32(1) and Part III of Schedule 9 of the Road Traffic Regulation Act 1984 to permit the provision of parking places for disabled persons who hold a badge under the Disabled Persons' (Badges for Motor Vehicles) (Scotland) Regulations 2000 as amended, all as detailed in a copy of the Order forming a supplement to the principal minute hereof and that the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services be authorised to take all necessary action in connection therewith.

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- 641 Proposed Traffic Regulation Order - Manor Crescent, Gourock (Waiting Restrictions) Order 2013 641**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the proposed Traffic Regulation Order - Manor Crescent, Gourock (Waiting Restrictions) Order 2013.
- Resolved** on the motion of Councillor Loughran seconded by Councillor Ahlfeld that THE INVERCLYDE COUNCIL, incorporated under the Local Government etc. (Scotland) Act 1994, RESOLVE TO MAKE as they HEREBY MAKE a Resolution under Sections 1(1), 2(1) to (3) and Parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984 to introduce waiting restrictions at Manor Crescent, Gourock, all as detailed in a copy of the Order forming a supplement to the principal minute hereof and that the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services be authorised to take all necessary action in connection therewith.
- 642 Proposed Traffic Regulation Order - Cardwell Road, Gourock, Waiting Restrictions (Amendment No. 1) Order 2013 642**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the proposed Traffic Regulation Order - Cardwell Road, Gourock, Waiting Restrictions (Amendment No. 1) Order 2013.
- Resolved** on the motion of Councillor Loughran seconded by Councillor McEleny that THE INVERCLYDE COUNCIL, incorporated under the Local Government etc. (Scotland) Act 1994, RESOLVE TO MAKE as they HEREBY MAKE a Resolution under Sections 1(1), 2(1) to (3) and Parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984 to introduce waiting restrictions at Cardwell Road, Cove Road and Manor Crescent, Gourock, all as detailed in a copy of the Order forming a supplement to the principal minute hereof and that the Head of Environmental & Commercial Services and the Head of Legal & Democratic Services be authorised to take all necessary action in connection therewith.
- 643 Treasury Management - Annual Report 2012/13: Remit from Policy & Resources Committee 643**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a request from the Policy & Resources Committee of 13 August 2013 that approval be given to the Annual Report on Treasury Management 2012/13.
- Decided:** that the Council approve the Annual Report on Treasury Management 2012/13.
- 644 Scheme of Delegation: Remit from Environment & Regeneration Committee 644**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 5 September 2013 seeking approval of an amended Scheme of Delegation prepared under the terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 for determining local developments.

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Decided:

- (1) that agreement be given to the adoption of the amended Scheme of Delegation prepared under the terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 for determining local developments as outlined in appendix 1 of the report to the Environment & Regeneration Committee and subject to approval from Scottish Ministers; and
- (2) that the amended Scheme of Delegation be submitted to the Scottish Ministers for approval.

645 Trust Funds Annual Accounts 2012 - 2013 645

There was submitted a report by the Chief Financial Officer requesting the Council, as Trustees (1) to review and approve the Annual Accounts for two Trust Funds which are not registered charities and (2) appending the accounts of the McLeod Trust administered by Port Glasgow High School for information.

Decided: that the Council, as Trustees:

- (1) approve the Annual Accounts of the Birkmyre Trust and Watt Institution Trust Fund for the year ended 31 March 2013; and
- (2) note the accounts of the McLeod Trust for the year ended 31 March 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

646 Human Resources Appeals Board - 20 June 2013 646

Approved on the motion of Councillor Brooks.

647 Human Resources Appeals Board - 28 August 2013 647

Approved on the motion of Councillor Brooks.

648 Environment & Regeneration Committee - 5 September 2013 648

Approved on the motion of Councillor McCormick.

649 Policy & Resources Committee - 24 September 2013 649

Approved on the motion of Councillor McCabe.