

THE INVERCLYDE COUNCIL – 3 DECEMBER 2015

The Inverclyde Council

Thursday 3 December 2015 at 4pm

Present: Provost Moran, Councillors Ahlfeld, Brennan, Brooks, Campbell-Sturgess, Clocherty, Dorrian, Jones, Loughran, MacLeod, McCabe, McCormick, McIlwee, 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 Officer, Inverclyde Health & Social Care Partnership, Chief Financial Officer, Head of Legal & Property Services, Ms B McQuarrie (for Head of Organisational Development, Human Resources & Communications), Ms E Provan (for Head of Environmental & Commercial Services), Legal Services Manager (Litigation, Licensing & Committee Services) and Corporate Communications Manager.

770 Apologies and Declarations of Interest 770

Apologies for absence were intimated on behalf of Councillors Grieve, McColgan and McEleny.

No declarations of interest were intimated.

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

771 Local Police & Fire Scrutiny Sub-Committee – 8 October 2015 771

Approved on the motion of Councillor Loughran.

772 The Inverclyde Council – 8 October 2015 772

Approved on the motion of Provost Moran.

773 General Purposes Board – 14 October 2015 773

Approved on the motion of Councillor Dorrian.

774 Audit Committee – 20 October 2015 774

Approved on the motion of Councillor Rebecchi.

775 Health & Social Care Committee – 22 October 2015 775

Approved on the motion of Councillor McIlwee.

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776	Environment & Regeneration Committee – 29 October 2015	776
	Approved on the motion of Councillor McCormick.	
777	Education & Communities Committee – 3 November 2015	777
	Approved on the motion of Councillor Loughran.	
778	Planning Board – 4 November 2015	778
	Approved on the motion of Councillor Wilson.	
779	Local Review Body – 4 November 2015	779
	Approved on the motion of Councillor Wilson.	
780	General Purposes Board – 11 November 2015	780
	Approved on the motion of Councillor Brennan.	
781	Policy & Resources Committee – 17 November 2015	781
	Approved on the motion of Councillor McCabe.	
782	Planning Board – 2 December 2015	782
	Approved on the motion of Councillor Wilson.	
783	Parking Enforcement in Kilmacolm – Notice of Motion by Councillor Wilson	783
	<p>There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a motion by Councillor Wilson, countersigned by Councillor Ahlfeld, in relation to parking enforcement in Kilmacolm which had been submitted in accordance with Standing Order 22 in the following terms:-</p> <p>“That the Council consider suspending the parking enforcement currently in place in Kilmacolm until such time as the amended Traffic Regulation Order comes into effect in May 2016 with specific reference to the proposed change from 30 minutes to 2 hours waiting time.”</p> <p>Decided: that Standing Orders be suspended to allow for the on-street limited waiting restrictions on Lochwinnoch Road, Bridge of Weir Road, Port Glasgow Road and Market Place, Kilmacolm to be suspended on Mondays to Saturdays inclusive until such time as the proposed Traffic Regulation Order comes into effect in May 2016 or thereby.</p>	

784 Fixed Odds Betting Terminals – Notice of Motion by Councillor Campbell-Sturgess 784

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a motion by Councillor Campbell-Sturgess, countersigned by Councillor Brooks, in relation to Fixed Odds Betting Terminals which had been submitted in accordance with Standing Order 22 in the following terms:-

“The Council notes with concern the growing number of Fixed Odds Betting Terminals (FOBTs) in betting shops, allowing gamblers to bet, by debit card, sums of up to £100 at a time.

Council also notes estimates by the Campaign for Fairer Gambling that £58.8 million a year is gambled in FOBTs in Inverclyde, resulting in losses of £2.7 million. Further that based on the number of betting shop licences, there are in the region of 70 of these machines in operation in the area and almost 3,000 players, of whom some 651 are estimated to be “at risk” by the Gambling Commission.

Council believes that the increase in FOBTs is causing significant problems and believes that the UK Government should devolve control of FOBT machines entirely to the Scottish Government, in order to further devolve the powers to allow local authorities in Scotland to regulate how these machines are used.

Council therefore requests:

That the Chief Executive writes to Tracey Crouch MP, the Minister responsible for gambling, requesting that the UK Government commit to fully devolving all aspects of Fixed Odds Betting Terminals to the Scottish Government.”

Decided: that the Council support in principle the intent of the motion set out above and that a report be submitted to the next meeting of the Policy & Resources Committee for consideration on the issues affecting Fixed Odds Betting Terminals within Inverclyde prior to any representations being made to relevant parties.

785 Equal Pay – Notice of Motion by Councillor Ahlfeld 785

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a Notice of Motion by Councillor Ahlfeld, countersigned by Councillor Jones, in relation to equal pay which had been submitted in accordance with Standing Order 22 in the following terms:-

“In terms of the August 2015 decision of the Policy and Resources Committee, that the Chief Executive be remitted to investigate specifically the merits of the equal pay challenge by the group of clerical and administrative employees in local schools and that, where appropriate, he enter into negotiations to settle these equal pay cases as may be justified upon legal assessment.”

Decided: that the Council support the Notice of Motion as set out above.

786 2015 Inverclyde Community Council Elections 786

There was submitted a report by the Head of Legal & Property Services (1) providing an update on the outcome of the 2015 Community Council Elections and (2) advising of the progress in engagement with the community.

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Decided:

- (1) that the Council note (a) the outcome of the 2015 Inverclyde Community Council Elections, (b) the longer term proposals for the establishment of Community Councils in those areas where they are not presently established and (c) the ongoing discussions being undertaken by officers with groups and individuals in those areas;
- (2) that delegated authority be granted to the Head of Legal & Property Services to provide a substitute administrative grant to the Port Glasgow Community Association on the basis outlined in paragraphs 7.5 to 7.6 of the report and on such terms and conditions as the Head of Legal & Property Services in consultation with the Chief Financial Officer considers appropriate;
- (3) that it be clarified that for the purposes of the Scheme of Establishment of Community Councils, the minimum number of members of a given Community Council shall be one half of the maximum number of members applying from time to time for that Community Council as provided for in the Scheme; and
- (4) that the terms of the guidance on the use of Inverclyde Council's Administrative Grant to Community Councils set out in appendix 2 and the examples of allowable promotional expenditure be noted.

787 Financial Strategy 2015/23 - Update 787

There was submitted a report by the Chief Financial Officer appending the updated Financial Strategy for review and approval.

Decided: that the Council approve the latest revision of the Financial Strategy 2015/23 as set out in the appendix to the report.

788 Chief Social Work Officer Report 2014/15 788

There was submitted a report by the Chief Officer/Chief Social Work Officer, Inverclyde Health & Social Care Partnership appending for endorsement the 2014/15 Chief Social Work Officer report for Inverclyde.

Decided: that approval be given to the 2014/15 Inverclyde Chief Social Work Officer report appended to the report for submission to the Scottish Government.

789 Proposed Traffic Regulation Orders – The Inverclyde Council (Off-Street Parking Places) (Variations No 5 and 6) Orders – Remit from Environment & Regeneration Committee 789

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 29 October 2015 requesting approval of the proposed Traffic Regulation Orders – The Inverclyde Council (Off-Street Parking Places) (Variation No. 5) Order 2015 (as modified) and The Inverclyde Council (Off-Street Parking Places) (Variation No. 6) Order 2015.

Decided: that the Inverclyde Council approve the making of the Traffic Regulation Orders - The Inverclyde Council (Off-Street Parking Places) (Variation No. 5) Order 2015 (as modified) and The Inverclyde Council (Off-Street Parking Places) (Variation No. 6) Order 2015, all as detailed in the copies of the proposed Orders forming a supplement to the principal minute hereof and that the Head of Environmental & Commercial Services and Head of Legal & Property Services be authorised to take all necessary action in connection therewith.

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- 790 Proposed Traffic Regulation Order – Disabled Persons’ Parking Places (On-Street) Order No. 3 2015 – Remit from Environment & Regeneration Committee 790**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 29 October 2015 requesting approval of the proposed Traffic Regulation Order – Disabled Persons’ Parking Places (On-Street) Order No. 3 2015.
- Decided:** that the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council Disabled Persons’ Parking Places (On-Street) Order No. 3 2015 all as detailed in the copy of the proposed Order forming a supplement to the principal minute hereof and that the Head of Environmental & Commercial Services and Head of Legal & Property Services be authorised to take all necessary action in connection therewith.
- 791 Proposed Traffic Regulation Order – Disabled Persons’ Parking Places (On-Street) Order No. 4 2015 – Remit from Environment & Regeneration Committee 791**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 29 October 2015 requesting approval of the proposed Traffic Regulation Order – Disabled Persons’ Parking Places (On-Street) Order No. 4 2015.
- Decided:** that the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council Disabled Persons’ Parking Places (On-Street) Order No. 4 2015 all as detailed in the copy of the proposed Order forming a supplement to the principal minute hereof and that the Head of Environmental & Commercial Services and Head of Legal & Property Services be authorised to take all necessary action in connection therewith.
- 792 Treasury Management – Mid-Year Report 2015/16 – Remit from Policy & Resources Committee 792**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Policy & Resources Committee of 17 November 2015 relative to the Mid-Year Review Report on Treasury Management for 2015/16.
- Decided:** that the Council approve the Treasury Management Mid-Year Report 2015/16.
- 793 Watt Complex Refurbishment – Project Development – Remit from Education & Communities Committee 793**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Education & Communities Committee of 3 November 2015 requesting the Council, as Trustees of the Watt Institution, to note the decision made by the Committee to approve (a) progressing the Watt Complex refurbishment project in line with a two phased approach as set out in option 3 of the report to the Committee, (b) the early implementation work to repair the external fabric and the delegation of authority to the Head of Legal & Property Services to appoint external consultants to develop, design and oversee the implementation of essential works and (c) the development and submission of a revised Heritage Lottery Fund bid in line with option 3.

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Decided: that the Council, as Trustees of the Watt Institution, note the decision of the Education & Communities Committee relative to the project development for the Watt Complex refurbishment.

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 of business 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 detailed in the relevant minute.

Appendices to Minutes

794	Environment & Regeneration Committee – 29 October 2015	794
	Approved on the motion of Councillor McCormick.	
795	Policy & Resources Committee – 17 November 2015	795
	Approved on the motion of Councillor McCabe.	

AUDIT COMMITTEE – 5 JANUARY 2016

Audit Committee**Tuesday 5 January 2016 at 3pm**

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

Chair: Councillor Rebecchi presided.

In attendance: Chief Financial Officer, Head of Legal & Property Services, Head of Environmental & Commercial Services, Chief Internal Auditor, Finance Manager, Ms G Murphy and Mr N Duffy, Legal & Property Services.

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

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|----------|---|----------|
| 1 | Apologies, Substitutions and Declarations of Interest | 1 |
| | <p>An apology for absence was intimated on behalf of Councillor Dorrian, with Councillor McColgan substituting.</p> <p>No declarations of interest were intimated.</p> | |
| 2 | External Audit Action Plans – Current Actions | 2 |
| | <p>There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the status of current actions from External Audit Action Plans, as at 31 October 2015.
(Councillor Brennan entered the meeting during consideration of this item of business).</p> <p>Noted</p> | |
| 3 | Internal Audit Progress Report – 28 September to 4 December 2015 | 3 |
| | <p>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 28 September to 4 December 2015.</p> <p>Noted</p> | |

HEALTH & SOCIAL CARE COMMITTEE – 7 JANUARY 2016

Health & Social Care Committee

Thursday 7 January 2016 at 3pm

Present: Councillors Brennan, Campbell-Sturgess, Dorrian, Jones, McCabe, McCormick, McIlwee and Rebecchi.

Chair: Councillor McIlwee presided.

In attendance: Chief Officer, Inverclyde Health & Social Care Partnership, Head of Health & Community Care, Head of Planning, Health Improvement & Commissioning, Head of Children's Services and Criminal Justice, Ms V Pollock (for Head of Legal & Property Services), Ms S Lang (Legal & Property Services), Ms F McLaren (for Chief Financial Officer) and Mr M Bingham (Corporate Communications).

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

4 Apologies, Substitutions and Declarations of Interest 4

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

Councillors McCabe and McIlwee declared an interest in Agenda Item 11 (Governance of HSCP Commissioned External Organisations).

5 Revenue and Capital Budget Report 2015/16 – Period 7 as at 31 October 2015 5

There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership on the position of the Revenue and Capital Budgets for the current year as at Period 7 to 31 October 2015.

Decided:

- (1) that the Committee note the current year Revenue Budget and projected overspend of £137,000 for 2015/16 as at 31 October 2015;
- (2) that the Committee note that the Chief Officer, Inverclyde Health & Social Care Partnership will continue work to contain the projected overspend within the overall Social Work Budget for the year;
- (3) that the projected Capital position be noted; and
- (4) that the current Earmarked Reserves position be noted.

6 Child Protection Committee Annual Report 6

There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership advising the Committee of the work of Inverclyde Child Protection Committee for the year 2014/15 and the ongoing priority areas of focus for 2015/16.

Decided: that the Committee note the report and acknowledge that Inverclyde Child Protection Committee has continued to pursue its functions to ensure high standards are maintained in the face of increasingly challenging economic and social circumstances, demonstrating a continued commitment to strive for excellence in the protection of children.

HEALTH & SOCIAL CARE COMMITTEE – 7 JANUARY 2016

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| 7 | HSCP Internal Services Care Inspectorate Gradings Annual Report 2015 | 7 |
| | <p>There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership providing an update on Inverclyde HSCP Internal Services Care Inspectorate gradings covering the reporting period 1 November 2014 to 31 October 2015.</p> <p>Decided:</p> <p>(1) that the Committee note the gradings awarded by the Care Inspectorate for the period 1 November 2014 to 31 October 2015 as set out in Appendix 1 to the report; and</p> <p>(2) that the Committee's appreciation be conveyed to all staff involved in the provision of the services covered by the report.</p> | |
| 8 | Care Inspectorate Inspection of Learning Disability Day Opportunities, McPherson Centre, Gourock – August 2015 | 8 |
| | <p>There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership on the outcome of the Care Inspectorate inspection of the McPherson Centre Learning Disability Day Opportunities Service carried out on 17 and 20 August 2015.</p> <p>The report advised that the service had received grades of 5 (very good) for quality of care and support, quality of environment and quality of staffing and grade 4 (good) for quality of management and leadership.</p> <p>(Councillor Campbell-Sturgess entered the meeting during consideration of this item of business).</p> <p>Decided:</p> <p>(1) that the Committee note the outcome of the inspection which did not highlight any requirements or recommendations;</p> <p>(2) that the Committee note the various actions set out in the report to be undertaken by the service to ensure high quality service delivery; and</p> <p>(3) that the Committee's appreciation be conveyed to all staff involved in the service provision.</p> | |
| 9 | Reshaping Care for Older People and Delayed Discharge Performance | 9 |
| | <p>There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership on the progress of Inverclyde's performance in relation to delayed discharges, set within the wider context of the range of initiatives in place to respond to the national strategy of Reshaping Care for Older People.</p> <p>Decided: that the Committee note the progress made towards achieving the delayed discharge target and the ongoing work to maintain performance.</p> | |
| 10 | Joint Thematic Review of MAPPAs in Scotland | 10 |
| | <p>There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership advising of the findings of the joint HM Inspectorate of Constabulary in Scotland and Care Inspectorate Review of the Multi-Agency Public Protection Arrangements (MAPPAs) in Scotland which was published in November 2015.</p> <p>Decided: that the contents of the report be noted.</p> | |
| 11 | Community Justice Transition Plan | 11 |
| | <p>There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership appending the draft Inverclyde Community Justice Transition Plan for the period 2016 – 2017.</p> | |

HEALTH & SOCIAL CARE COMMITTEE – 7 JANUARY 2016

Decided: that the Committee note the draft Inverclyde Community Justice Transition Plan appended to the report.

12 Kinship Care Allowance

12

There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership advising of the Scottish Government policy to increase and extend eligibility to kinship allowances for certain categories of kinship carers and the implications of this for Inverclyde.

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

Decided: that the Committee acknowledge and note the implications of the extension of duties on local authorities to increase and extend payment of allowances to kinship carers as detailed in the report.

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)
Report on Social Work Complaints Review Committee of 19 November 2015	1 and 3
Governance of HSCP Commissioned External Organisations	6

13 Report on Social Work Complaints Review Committee of 19 November 2015

13

There was submitted a report by the Social Work Complaints Review Committee on the outcome of a hearing held on 19 November 2015 under the Local Authority Complaints Procedure in respect of the provision of Social Work functions. The Committee noted the terms of the report and upheld the recommendation of the Social Work Complaints Review Committee that 13 elements of the complaint be not upheld, all as detailed in the appendix.

14 Governance of HSCP Commissioned External Organisations

14

There was submitted a report by the Chief Officer, Inverclyde Health & Social Care Partnership providing an update on matters relating to the HSCP governance process for externally commissioned social care services.

Councillors McCabe and McIlwee declared a non-financial interest in this item as Members of the Board of River Clyde Homes. 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 the Committee note the governance report set out in Appendix 1 covering the period 1 October to 30 November 2015.

GENERAL PURPOSES BOARD – 13 JANUARY 2016

General Purposes Board

Wednesday 13 January 2016 at 3pm

Present: Councillors Ahlfeld, Brennan, Brooks, Dorrian, Jones, Loughran, McColgan, McIlwee and Rebecchi.

Chair: Councillor Dorrian presided.

In attendance: Mr D Keenan (for Head of Legal & Property Services), Mrs Lindsay Carrick (Legal & Property Services), Inspector D Kane and Sergeant J Curran, Police Scotland.

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

15 Apologies, Substitutions and Declarations of Interest 15

An apology for absence was intimated on behalf of Councillor Campbell-Sturgess.

Councillor Brooks declared an interest in Agenda Item 7 (Application for Taxi Driver's Licence – James McFadyen).

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.

16 Request for Suspension of a Taxi Driver's Licence – Stuart Henderson 16

There was submitted a report by the Head of Legal & Property Services requesting the Board to consider the suspension of Mr Henderson's taxi driver's licence which expires on 31 October 2016, following a letter submitted by Police Scotland dated 14 December 2015.

Mr Henderson was present for this item.

Mr Keenan advised on the background of the report and informed members that Mr Henderson's licence had not been suspended following receipt of Police Scotland's letter. The Board heard Inspector Kane in support of Police Scotland's recommendation and Mr Henderson in support of his licence.

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

Decided: that Mr Henderson's taxi driver's licence be not suspended

17 Application for Renewal of Taxi Driver's Licence – Robert Paterson 17

There was submitted a report by the Head of Legal & Property Services requesting the Board to consider an application for renewal of a taxi driver's licence by Robert Paterson following a letter of representation by Police Scotland dated 6 November 2015.

Mr Paterson was present for this item.

Mr Keenan advised on the background of the report.

GENERAL PURPOSES BOARD – 13 JANUARY 2016

The Board heard Inspector Kane in support of Police Scotland's letter and Mr Paterson in support of his application.

Decided: that Mr Paterson's application be granted.

18 Application for Taxi Driver's Licence – Richard McCartney 18

Mr Keenan advised the Board that a decision had been taken to refer this item to the next meeting of the Board.

Decided: that consideration of this item be continued to the next meeting of the Board.

19 Application for Taxi Driver's Licence – Blair Fisher 19

There was submitted a report by the Head of Legal & Property Services requesting the Board to consider an application for a taxi driver's licence by Blair Fisher following a letter of objection by Police Scotland dated 21 October 2015.

Mr Fisher was not present or represented for this item.

The Board heard Inspector Kane in support of Police Scotland's letter.

Decided: that Mr Fisher's application be refused.

20 Application for Renewal of Taxi Driver's Licence: Andrew McFarlane 20

There was submitted a report by the Head of Legal & Property Services requesting the Board to consider the renewal of a taxi driver's licence by Andrew McFarlane following a letter of objection by Police Scotland dated 22 October 2015.

Mr McFarlane was present for this item.

The Board heard Inspector Kane in support of Police Scotland's letter and Mr McFarlane in support of his application.

Decided: that Mr McFarlane's application be granted.

21 Application for Taxi Driver's Licence – James McFadyen 21

There was submitted a report by the Head of Legal & Property Services requesting the Board to consider an application for a taxi driver's licence by James McFadyen following a letter of representation by Police Scotland dated 17 December 2015.

Mr McFadyen was present for this item.

Councillor Brooks declared a non-financial interest in this item as a friend of the applicant and left the meeting

The Board heard Inspector Kane in support of Police Scotland's letter and Mr McFadyen in support of his application.

Decided: that Mr McFadyen's application be granted.

Environment & Regeneration Committee**Thursday 14 January 2016 at 3pm**

Present: Provost Moran, Councillors Ahlfeld, Clocherty, Dorrian, Jones, MacLeod, McCabe, McCormick, Nelson and Shepherd.

Chair: Councillor McCormick presided.

In attendance: Corporate Director Environment, Regeneration & Resources, Head of Legal & Property Services, Legal Services Manager (Procurement & Conveyancing), Ms R McGhee and Mr P MacDonald (Legal & Property Services), Mr M Thomson (for Chief Financial Officer), Ms M McCabe (Finance Services), Head of Environmental & Commercial Services, Manager of Streetscene, Burial Grounds and Registrars, Mr G Blackie, Mr G Leitch and Ms E Provan (Environmental & Commercial Services), Head of Regeneration & Planning, Property Assets Manager, Health Protection Manager and Mr M Bingham (Corporate Communications).

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

22 Apologies, Substitutions and Declarations of Interest 22

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

Declarations of interest were intimated as follows:-

Agenda Item 3 (Environment & Regeneration Capital Programme 2015/16 to 2017/18 – Progress) – Councillor MacLeod;

Agenda Item 4 (Riverside Inverclyde Project Update) – Councillors Clocherty and McCabe;

Agenda Item 9 (Employability Services – External Contracts: Proposed Six Month Extensions) – Councillors Ahlfeld and Clocherty; and

Agenda Item 10 (Governance of External Organisations – Inverclyde Community Development Trust) – Councillors Ahlfeld and Clocherty.

23 Environment & Regeneration Revenue Budget 2015/16 – Period 7 to 31 October 2015 23

There was submitted a report by the Chief Financial Officer and the Corporate Director Environment, Regeneration & Resources on the position of the Revenue Budget 2015/16 as at Period 7 (31 October 2015) which showed a projected underspend of £154,000.

Decided: that the Committee note the current projected underspend of £154,000 for 2015/16 as at 31 October 2015.

24 Environment & Regeneration Capital Programme 2015/16 to 2017/18 – Progress 24

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

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

Decided: that the Committee note the current position of the Capital Programme 2015/18 and the progress of the specific projects detailed in appendices 1 and 2 to the report.

25 Riverside Inverclyde Project Update 25

There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on Riverside Inverclyde's progress relating to the regeneration projects within Port Glasgow, Greenock and Gourock together with addendum report advising of additional costs relating to Gourock Municipal Buildings.

Councillors Clocherty and McCabe declared a non-financial interest in this matter as Board Members of Riverside Inverclyde. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

Decided:

- (1) that the Committee note the progress to date and that further progress reports will be submitted for Members' information and consideration in due course;
- (2) that the Committee agree to Riverside Inverclyde being the delivery agent for the Baker's Brae Road realignment project; and
- (3) that the Committee approve the additional budget allowance of £90,000 for additional repair works at Gourock Municipal Buildings.

26 European Structural Funds 2014-2020 – European Social Fund Programme 26

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the 2014-2020 European Structural Fund and Investment Fund (ESIF), specifically the European Social Fund (ESF).

Decided:

- (1) that the Committee note the position of Inverclyde's ESF 2014-2020 funding;
- (2) that approval be given to the continued use of the Council's Regeneration Fund to provide match funding to ESF programmes;
- (3) that authority be delegated to relevant officers to accept European offers of grant; and
- (4) that the Committee note the need to submit further Strategic Intervention Employability Pipeline and Poverty & Social Inclusion (Enhanced Pipeline) applications for delivery post January 2019 and authorise submission of such applications within a timeline yet to be determined by the Scottish Government.

27 City Deal Update 27

There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on recent activity and progress in relation to the City Deal projects.

Decided: that the Committee note the activity and progress being made on the City Deal projects.

28 Carbon Management Plan 2012/17: Review of Performance to October 2015 28

ENVIRONMENT & REGENERATION COMMITTEE – 14 JANUARY 2016

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) on the existing Carbon Management Plan, including a review of performance to October 2015, and (2) appending updated Carbon Management Plan for approval.

Decided:

- (1) that the performance of the Carbon Management Plan up to October 2015 be noted; and
- (2) that the Committee approve the updated Carbon Management Plan for publication.

29 Request for a New Street Name – Langhill Road, Inverkip 29

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval for a new street name for an un-named private roadway leading from Millhouse Road to the Daff Reservoir in Inverkip.

Decided: that the Committee approve the new street name Langhill Road for the un-named private roadway at Inverkip.

30 Employability Services – External Contracts: Proposed 6 Month Extensions 30

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) updating the Committee on the delivery of the contracts funded via the Regeneration Fund Programme 2015-2016 and (2) where considered appropriate, seeking authority to extend existing contracts for an additional six months.

The Head of Regeneration & Planning advised the Committee that the dates in paragraph 3.3 should read “post April 2016” and “from 30 September 2016” rather than “post September 2015” and “from 1 October 2015”.

Councillors Ahlfeld and Clocherty declared a non-financial interest in this matter as Board Members 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.

Decided:

- (1) that the Committee note the performance of contracts for the period 1 October 2014 to 31 October 2015 as set out in Appendix 1;
- (2) that the Committee authorise the six month contract extensions, subject to final budget approval; and
- (3) that the Committee recognise the continued need for Inverclyde unemployed and in-work residents to be supported by employability activity post April 2016, recognise best value is achieved by procuring these services and authorise procurement of activity taking place and time to award contracts for the delivery of services from 30 September 2016.

31 Governance of External Organisations – Inverclyde Community Development Trust 31

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on monitoring and governance arrangements relating to Inverclyde Community Development Trust.

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

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continued presence in the Chamber or their participation in the decision making process.

Decided: that the Committee note that appropriate governance arrangements exist for Inverclyde Community Development Trust.

32 Business Rates – Community Empowerment (Scotland) Act 2015

32

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on new power that came into effect on 31 October 2015 under the Community Empowerment (Scotland) Act 2015 which allows Councils to develop schemes to reduce or eliminate Non-Domestic Rates levied by them from 2015/16.

Decided:

- (1) that the Committee note the contents of the report and the proposals contained in the Community Empowerment (Scotland) Act 2015; and
- (2) that it be noted officers will submit an appropriate report for Committee consideration in the event that there is an economic requirement which would benefit from such a scheme which cannot be dealt with through existing business support schemes.

33 Scheme of Delegation

33

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval of an amended Scheme of Delegation prepared under the terms of Section 43A of the Town & Country Planning (Scotland) Act 1997 for determining local developments.

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 & Country Planning (Scotland) Act 1997 for determining local developments as outlined in Appendix 1 and subject to approval from Scottish Ministers; and
- (2) that (1) above be remitted to the Inverclyde Council for approval.

34 Flooding Update Report No. 6

34

There was submitted a report by the Corporate Director Environment, Regeneration & Resources updating the Committee on the progress of the Greenock Flood Prevention Scheme together with addendum report providing details of the preparation work and activities undertaken during the recent severe weather (Storm Frank).

Decided:

- (1) that the Committee note the current progress on the Central Greenock Flood Protection Schemes;
- (2) that authority be granted to the Head of Legal & Property Services to accept the most economically advantageous tenders for the West Station Flood Protection Works;
- (3) that the Committee note the status of the Central Greenock Flood Prevention Scheme as set out in Appendix 1;
- (4) that the Convener write to the Minister for Transport & Islands requesting a meeting with the Scottish Government and appropriate agencies to seek a solution to flooding problems on the A8 trunk road in Inverclyde;
- (5) that the local MP and MSPs be invited to attend a briefing on flood prevention;
- (6) that a visit to key flooding sites within Inverclyde be arranged for Elected Members, the local MP and MSPs and other interested parties; and
- (7) that the Committee's thanks to staff for keeping the roads within the area clear

during the recent severe weather be recorded.

35 Self-Certification of Flood Risk and Drainage Impact Assessments 35

There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval of (1) the Operational Protocol set out in Appendix 1 requiring self-certification of Flood Risk and Drainage Impact Assessments prepared for residential developments of more than five dwellings and for industrial and commercial developments of more than 250m² under Scottish Planning Policy (SPP) June 2014 and (2) the Flood Risk Assessment and Drainage Impact Assessment Planning Guidance for Developers set out in Appendix 2 that supersedes the Surface Water Management for Proposed Developments.

Decided: that the Committee approve the adoption of the Operational Protocol and the Flood Risk Assessment and Drainage Impact Assessment Planning Guidance for Developers set out in Appendices 1 and 2 of the report.

36 Neighbourhood Recycling Points 36

There was submitted replacement report by the Corporate Director Environment, Regeneration & Resources on the Waste Strategy Unit's intention to undertake an intensive campaign in conjunction with colleagues from Safer Communities to improve some of the poorer performing neighbourhood recycling points.

Decided:

- (1) that the Committee note the contents of the report and approve a campaign to improve the overall aesthetics and use of the recycling points identified in the report; and
- (2) that a report be submitted to the Committee identifying the outcome of the campaign, including any further recommendations.

37 Environmental & Commercial Services (Roads) – Proposed RAMP/Capital Programme for Carriageway Protective Surface Treatments (2016/17) 37

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the proposed capital programme for carriageway protective surface treatments for 2016/17.

Decided:

- (1) that the Committee approve the programme and spend profile for carriageway protective surface treatments for 2016/17, as outlined in paragraph 5.1 of the report; and
- (2) that it be noted further reports will be submitted to a future meeting of the Environment & Regeneration Committee in respect of the award of the tenders for carriageway protective surface treatments.

38 Decriminalised Parking Enforcement – First Year Review 38

There was submitted a report by the Head of Environmental & Commercial Services and the Head of Safer & Inclusive Communities on the first 12 months of Decriminalised Parking Enforcement (DPE) in Inverclyde and highlighting some operational issues affecting the work of the Safer & Inclusive Communities Enforcement Team.

Decided:

- (1) that the Committee note the changes which have been made or are currently being made to the new Traffic Regulation Orders over the first 12 months of Decriminalised Parking Enforcement;

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(2) that the Committee note the details of penalty charge notices issued, the appeal process and the incidences of violence and aggression towards staff;

(3) that approval be given to the use of the standard letters at Appendices 3 and 4 as responses to approaches about individual parking issues outwith the formal appeals process, for example people approaching Councillors about penalty charge notices they have received;

(4) that the Committee make clear its support for enforcement staff, possibly by a publicity campaign, making clear that abuse of any of its staff will not be tolerated; and

(5) that it be noted an update on the financial performance of decriminalised parking enforcement will be reported to the March 2016 meeting of the Committee.

39 Proposed Traffic Regulation Orders – Villages Strategy

39

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on the outcome of the consultation procedure undertaken for the four Traffic Regulation Orders associated with the Villages Strategy in Inverclyde and recommending the making of the Orders.

Decided: that the Inverclyde Council be recommended to make the following Traffic Regulation Orders and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Property Services to arrange for implementation of the Orders:-

(1) The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 1) Order 2015;

(2) The Inverclyde Council (Various Roads) (Port Glasgow, Kilmacolm and Quarriers Village) (Waiting Restrictions) (Variation No. 2) Order 2015;

(3) The Inverclyde Council (Various Roads) (Gourock, Inverkip and Wemyss Bay) (Waiting Restrictions) (Variation No. 1) Order 2015; and

(4) The Inverclyde Council (Various Roads) (Gourock, Inverkip and Wemyss Bay) (Waiting Restrictions) (Variation No. 2) Order 2015.

40 Proposed Variations to Traffic Regulation Orders - Manor Crescent and Cardwell Road, Gourock

40

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of the Traffic Regulation Orders – The Inverclyde Council Cardwell Road, Gourock (Waiting Restrictions) (Amendment No. 1) (Variation No. 1) Order 2015 and The Inverclyde Council Manor Crescent, Gourock (Waiting Restrictions) (Variation No. 1) Order 2015.

Decided: that the Inverclyde Council be recommended to make the Traffic Regulation Orders – The Inverclyde Council Cardwell Road, Gourock (Waiting Restrictions) (Amendment No. 1) (Variation No. 1) Order 2015 and The Inverclyde Council Manor Crescent, Gourock (Waiting Restrictions) (Variation No. 1) Order 2015 and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Property Services to arrange for implementation of the Orders.

41 Proposed Traffic Regulation Order – Linnet Road, Greenock (One Way Only) Order 2015

41

There was submitted a report by the Corporate Director Environment, Regeneration & Resources recommending the making of a Traffic Regulation Order - The Inverclyde Council Linnet Road, Greenock (One Way Only) Order 2015.

Decided: that the Inverclyde Council be recommended to make the Traffic Regulation

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Order - The Inverclyde Council Linnet Road, Greenock (One Way Only) Order 2015 and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Property Services to arrange for implementation of the Order.

42 Review of the Future Delivery of Regeneration Services in Inverclyde

42

There was submitted a report by the Corporate Director Environment, Regeneration & Resources (1) on the outcome of the Review of the Future of Delivery of Regeneration Services in Inverclyde carried out in late 2015 by New Skills Consulting Ltd and (2) seeking approval for a range of associated proposals including the ongoing retention of Riverside Inverclyde (ri), Inverclyde's Urban Regeneration Company, up to March 2019.

Decided:

- (1) that the Committee note the detail of the Review of the Future Delivery of Regeneration Services in Inverclyde, carried out by New Skills Consulting Ltd;
- (2) that approval be given to the adoption of Option 1 as the way forward and that a further review be undertaken in 2018/19 as to the future retention of ri;
- (3) that authority be delegated to the Corporate Director Environment, Regeneration & Resources to develop a new Regeneration Strategy post March 2017 and a revised Single Operating Plan up to March 2019, seek approval from ri and Scottish Enterprise and thereafter report back to the Committee;
- (4) that authority be delegated to the Corporate Director Environment, Regeneration & Resources to engage with ri to progress the appointment of a new Head of Business Investment and Operations by the summer of 2016; and
- (5) that any residual unallocated Regeneration Funding be allocated to ri for developing regeneration projects as part of the Single Operating Plan up to March 2019.

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)
Proposed Sale of Premises – Cathcart Street, Greenock	2, 6 & 9
Flooding Update - Single Source Trash Screens	8
Lease of Premises – Dubbs Road, Port Glasgow	2, 6 & 9

- 43 Proposed Sale of Premises – Cathcart Street, Greenock 43**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to dispose of premises at Cathcart Street, Greenock. Following consideration, the Committee agreed to the action recommended, all as detailed in the appendix.
- 44 Flooding Update - Single Source Trash Screens 44**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to enter into negotiations with a single supplier to supply trash screens to be installed in water courses to prevent flooding. The Head of Environmental & Commercial Services requested the Committee to approve negotiations for the supply and installation of up to four trash screens.
- Decided:**
- (1) that approval be given to single source procurement for the supply and installation of up to four trash screens after demonstrating Best Value principles as detailed in the Council's Standing Orders relating to Contracts (February 2013) Section 11.1; and
- (2) that approval be given to the suspension of Section 6 of the Council's Standing Orders relating to Contracts regarding the advertising and publication of the tender notice.
- 45 Lease of Premises – Dubbs Road, Port Glasgow 45**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources seeking approval to proceed with a Minute of Extension and variation of the lease of premises at Dubbs Road, Port Glasgow. Following consideration, the Committee agreed to the action recommended, all as detailed in the appendix.

EDUCATION AND COMMUNITIES COMMITTEE – 19 JANUARY 2016

Education and Communities Committee

Tuesday 19 January 2016 at 2pm

Present: Councillors Brennan, Brooks, Campbell-Sturgess, Clocherty, Jones, Loughran, McCabe, McColgan, and Shepherd, Mr T Macdougall, Rev F Donaldson and Father M McMahon, Church Representatives and Mr T Tracey, Teacher Representative.

Chair: Councillor Loughran presided.

In attendance: Corporate Director Education, Communities & Organisational Development, Head of Safer & Inclusive Communities, Community Safety & Wellbeing Manager, Health Protection Service Manager, Ms G Murphy (for Head of Legal & Property Services), Ms S Lang (Legal & Property Services), Mr I Cameron (for Chief Financial Officer), Mr C Given (Finance Services), Head of Education, Property Services Manager, Ms L Wilkie (Education Services) and Mr M Bingham (Corporate Communications).

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

46 Apologies, Substitutions and Declarations of Interest 46

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

Councillor McCabe declared an interest in Agenda Item 7 (Stock Transfer Agreement – Support for Owners Funding Update).

47 Communities 2015/16 Revenue Budget Report – Period 7 to 31 October 2015 47

There was submitted a report by the Chief Financial Officer and the Corporate Director Education, Communities & Organisational Development on the 2015/16 Communities Revenue Budget position as at Period 7 to 31 October 2015.

Decided:

- (1) that the Committee note the current projected underspend of £193,000 in the 2015/16 Communities Revenue Budget as at Period 7 to 31 October 2015; and
- (2) that approval be given to the virement of £7,000 as detailed in Appendix 5 to the report.

48 Communities Capital Programme 2015 to 2018 48

There was submitted a report by the Corporate Director Education, Communities & Organisational Development and the Chief Financial Officer (1) on the status of the projects forming the Communities 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; and
- (2) that the Committee endorse the recommendation of the Members' Budget Working Group in respect of an additional allocation of £100,000 from free reserves to

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the Birkmyre Park Pitch improvement project and that this matter be remitted to the Policy & Resources Committee for consideration as part of the 2016/18 budget process.

- 49 Clune Park Regeneration Plan Progress Report 49**
- 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.
Decided: that the Committee note the progress in respect of the Clune Park Area Regeneration Plan and agree that further progress updates be submitted to future meetings.
- 50 Empty Homes Initiative 50**
- There was submitted a report by the Head of Safer & Inclusive Communities providing an update on the development of an Inverclyde Empty Homes Initiative.
Decided: that the Committee note the development of an Inverclyde Empty Homes Initiative and approve the proposed scheme as set out in paragraph 5 of the report.
- 51 Private Sector Housing – ‘Missing Shares’ Protocol and Guidance 51**
- There was submitted a report by the Head of Safer & Inclusive Communities seeking the Committee’s approval of a protocol and associated guidance to support owners of common property to repair and maintain their homes through the payment of ‘missing shares’ which will form part of the Council’s ongoing approach to tackling housing disrepair in Inverclyde.
Decided: that the Committee approve the proposed protocol and guidance as set out in section 5 and the appendix to the report.
- 52 Stock Transfer Agreement – Support for Owners Funding Update 52**
- There was submitted a report by the Head of Safer & Inclusive Communities on the current position regarding the Support for Owners Fund generated from the sale of River Clyde Homes’ stock under the Right to Buy Scheme.
 Councillor McCabe declared a non-financial interest in this item as a Member of the Board of River Clyde Homes. He also formed the view that the nature of his interest and of the item of business did not preclude his continued presence in the Chamber or his participation in the decision making process.
Decided: that the Committee note the updated position in respect of the Support for Owners Fund and the potential funding underspend for the 2015/16 financial year.
- 53 Delegated Powers 53**
- There was submitted a report by the Corporate Director Education, Communities & Organisational Development requesting that delegated powers be granted to the Head of Safer & Inclusive Communities to authorise officers under the Consumer Rights Act 2015.
Decided: that delegated powers be granted to the Head of Safer & Inclusive Communities to authorise officers under the Consumer Rights Act 2015.
- 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**

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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 the heading to each item.

Item	Paragraph(s)
Public Space CCTV	6 and 8
Service of Closing Order under the Housing (Scotland) Act 1987	6
Grant Funding for Community Based Services	6
Additional Item:	
Inverclyde Association for Mental Health (IAMH) Horticultural Training Centre and Community Centre, Broomhill	6

54 Public Space CCTV 54

There was submitted a report by the Corporate Director Education, Communities & Organisational Development informing the Committee of the available options for the continued operation of public space CCTV by Inverclyde Council and the Committee agreed to the recommendations contained in the report, all as detailed in the Appendix.

55 Service of Closing Order under the Housing (Scotland) Act 1987 55

There was submitted a report by the Head of Safer & Inclusive Communities advising the Committee of the use of delegated authority to make a Closing Order on the second floor left flat (2/1), 7 East William Street, Greenock PA15 4TD.

Decided: that the Committee note the use of delegated authority by the Corporate Director Education, Communities & Organisational Development to make a Closing Order in respect of the second floor left flat (2/1), 7 East William Street, Greenock PA15 4TD.

56 Grant Funding for Community Based Services 56

There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) advising the Committee that grant funding for community services had been reviewed and (2) seeking approval for recommendations for future funding which were agreed, all as detailed in the Appendix.

The Convener being of the opinion that the undernoted report by the Head of Safer & Inclusive Communities was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the action recommended, if approved, to be progressed at the earliest opportunity. This was agreed unanimously.

57 Inverclyde Association for Mental Health (IAMH) Horticultural Training Centre and Community Centre, Broomhill 57

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There was submitted a report by the Corporate Director Education, Communities & Organisational Development (1) on the current position with regard to Inverclyde Association for Mental Health's proposals in respect of a horticultural training centre and community centre in Broomhill, Greenock and (2) seeking approval for an increase in the Council's contribution to the project, subject to agreement by the Policy & Resources Committee.

Decided:

- (1) that agreement be given to virement of £300,000 of the £400,000 currently allocated to community facilities investment in Woodhall to the new community facility at Broomhill (IAMH), both projects being within the current Communities Capital Programme, to enable this project to progress and that the matter be remitted to the Policy & Resources Committee for approval; and
- (2) that the Woodhall Tenants' Association be consulted on proposals for future suitable projects which can be considered in the Capital Programme beyond 2016/18.

The Committee commenced consideration of the Education items of business at 4pm with Mr Macdougall, Rev Donaldson and Mr Tracey joining the meeting.

58 Care Inspections of Early Learning and Childcare Establishments 58

There was submitted a report by the Corporate Director Education, Communities & Organisational Development advising the Committee of the quality of Inverclyde Council's Early Learning and Childcare establishments as evidenced by Care Inspectorate inspections.

Decided:

- (1) that the report be noted; and
- (2) that the Committee's appreciation be conveyed to all those involved in the service provision.

59 Education 2015/16 Revenue Budget – Period 7 to 31 October 2015 59

There was submitted a report by the Chief Financial Officer and Corporate Director Education, Communities & Organisational Development on the position of the 2015/16 Revenue Budget as at Period 7 to 31 October 2015.

Decided:

- (1) that the Committee note the projected underspend of £433,000 in the Education Revenue Budget as at Period 7 to 31 October 2015; and
- (2) that approval be given to the virement of £30,000 from Inclusive Education to Education Services as detailed in appendix 5 of the report.

60 Education Capital Programme 2015-2018 – Progress 60

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

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Decided:

- (1) that the Committee note the progress of the specific projects detailed in Appendix 1 of the report;
- (2) that the Committee note the review of the School Estate Management Plan and options for acceleration including investment required across the Early Years Estate which are the subject of a separate report on the agenda; and
- (3) that it be remitted to the Head of Legal & Property Services to negotiate a settlement of the claims arising from the damage to the wall at St John's Primary School and to progress this with the contractor for the refurbishment project and complete the necessary renewal works as early as is practical.

61 Increase in Entitlement to Early Learning and Childcare 61

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing information on the Scottish Government's plan to increase the entitlement to Early Learning and Childcare.

Decided:

- (1) that the Committee note the contents of the report; and
- (2) that a further report be submitted to the Committee with detailed information in due course.

62 Raising Attainment in Maths and Numeracy 62

There was submitted a report by the Head of Education providing an update on the measures in place to raise attainment in maths and numeracy for all pupils and to close the attainment gap linked to deprivation.

(Father McMahan entered the meeting during consideration of this item of business).

Decided:

- (1) that the Committee note the contents of the report and the current attainment in maths and numeracy in Inverclyde; and
- (2) that the Committee note the ongoing developments and next steps to raise attainment in maths and numeracy and to close the attainment gap linked to deprivation.

63 School Term Dates – Session 2017/18 63

There was submitted a report by the Head of Education seeking approval for the setting of school term dates for session 2017/18.

Decided: that approval be given to the term dates for 2017/18 as set out in Appendix 1 to the report.

64 Items for Noting 64

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing information for noting on (1) the Scottish Qualification Authority Star Award and (2) Inverclyde young people's achievement in winning the British Red Cross Humanitarian Citizen Award.

Decided: that the report be noted.

65

School Estate Management Plan (SEMP) 2020 – Acceleration Options

65

There was submitted a report by the Corporate Director Education, Communities & Organisational Development and Chief Financial Officer on the review of the current School Estate Management Plan and Funding Model, addressing the request to investigate the feasibility of completion of the current programme and the works required across the Early Years Estate by 2020.

Decided:

- (1) that the Committee note the review of the remaining School Estate Management Plan projects and works required across the Early Years Estate and the options for delivery by 2020;
- (2) that the Committee note the scenarios presented and the relative financial implications of both; and
- (3) that Option 1 be agreed as the preferred option and that the proposals be remitted to the budget process.

Environment & Regeneration Committee**Thursday 21 January 2016 at 2.30pm**

Present: Provost Moran, Councillors Ahlfeld, Dorrian, Jones, Campbell-Sturgess (for MacLeod), McCabe, McCormick, Nelson and Shepherd.

Chair: Councillor McCormick presided.

In attendance: Mr P MacDonald (for Head of Legal & Property Services) and Ms R McGhee (Legal & Property Services).

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

66 Apologies, Substitutions and Declarations of Interest 66

An apology for absence was intimated on behalf of Councillor MacLeod, with Councillor Campbell-Sturgess substituting.

No declarations of interest were intimated.

67 The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 6) Order 2015 67
The Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999

There was submitted a report by the Corporate Director Environment, Regeneration & Resources, further to the statutory consultation process undertaken in terms of the Road Traffic Regulation Act 1984 and the Local Authorities' Traffic Orders (Procedure) (Scotland) Regulations 1999 on The Inverclyde Council (Various Roads) (Outer Greenock) (Waiting Restrictions) (Variation No. 6) Order 2015 (the proposed TRO), (1) requesting that the Committee adopt the rules of procedure (Rules of Procedure) for the purposes of the special meeting, (2) advising, in relation to the proposed TRO of the discussions between Council Officers and those who have, as part of the public consultation, objected to the proposed TRO (the Objectors) and (3) making proposals to facilitate the effective, fair and proper hearing by the Committee of those Objectors who have not withdrawn their objections (the Remaining Objectors) in order that the Committee can consider those objections (the Remaining Objections) and come to a formal recommendation on the proposed TRO. There were also submitted, submissions received from Cloch Housing Association Ltd and Oak Tree Housing Association Ltd.

Ms McGhee advised the Committee that, as a result of an error in the printing process, pages 25-35 of the agenda were duplicates of pages 11-21.

The Committee decided:-

- (1) that the Rules of Procedure as detailed in Appendix 1 to the report be approved;
- (2) that the terms of Appendix 2 and the submissions from Cloch Housing Association Ltd and Oak Tree Housing Association Ltd in relation to the Remaining Objections be considered and noted; and
- (3) that it be agreed to allow the Remaining Objectors an opportunity to be heard at the special meeting of the Committee in accordance with the Rules of Procedure.

In this regard, the Committee noted that none of the Remaining Objectors were present in relation to their objection.

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Mr R Graham, Environmental Services Manager, Roads, Transport and Waste Collection, and Ms E Provan, Environmental & Commercial Services, were present and the Committee heard Mr Graham in support of the proposed TRO.

The Committee then adjourned to private session to consider the objections submitted by the Remaining Objectors in turn.

Following consideration of all the Remaining Objections, the Committee returned to public session and the Officers of Environmental & Commercial Services were re-admitted to the meeting.

The Committee, having considered and having had regard to the Remaining Objections and the oral representations made by Mr Graham at the meeting further decided:

(4) that all the Remaining Objections be dismissed and that the proposed TRO as detailed in Appendix 3 be approved and referred to the next meeting of the Inverclyde Council recommending that it approve formally the proposed TRO and that it be remitted to the Head of Environmental & Commercial Services and the Head of Legal & Property Services to arrange for its implementation in accordance with the statutory procedure, all in accordance with the Rules of Procedure.

GRANTS SUB-COMMITTEE – 26 JANUARY 2016

Grants Sub-CommitteeTuesday 26 January 2016 at 2pm

Present: Councillors Campbell-Sturgess, McCabe (for Dorrian), McColgan, McIlwee, Shepherd and Wilson.

Chair: Councillor McColgan presided.

In attendance: Head of Safer & Inclusive Communities, Ms J Fallon (Community Learning & Development) and Mr N Duffy (for Head of Legal & Property Services).

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

68 Apologies, Substitutions and Declarations of Interest 68

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

No declarations of interest were intimated.

69 Community Facilities Fund – Applications 2015 - 2016 69

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing details of applications received for consideration for funding from the Community Facilities Fund Budget in 2015-2016.

Decided:

(1) that grants be made to Voluntary Organisations as follows:

Groups	Award
Branchton Community Centre Association	£17,205.00
Grosvenor Bowling Club	£11,607.30
Killochend Tenants' and Residents Group	£4,000.00
TOTAL	£32, 812.30

and

(2) that it be agreed that any unallocated sums remaining in Community Facilities Fund be remitted for consideration by the Cross Party members' Budget Working Group.

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 request to be considered 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 for 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.

70 Wellpark Mid Kirk, Cathcart Square, Greenock**70**

There was submitted a report by the Head of Safer & inclusive Communities seeking authority for a Council contribution to the cost of repairs recently completed by the Wellpark Mid Kirk by way of a grant from the Community Facilities Fund.

Decided: that authority be delegated to the Head of Safer & Inclusive Communities to make payment of the sum of £5,800 from the Community Facilities Fund to the Wellpark Mid Kirk as a contribution to their roof repair costs, subject to the Wellpark Mid Kirk demonstrating these works to fulfil the conditions of grant applying to the fund, to the reasonable satisfaction of Officers.

POLICY & RESOURCES COMMITTEE – 2 FEBRUARY 2016

Policy & Resources Committee

Tuesday 2 February 2016 at 3pm

Present: Councillors Ahlfeld, Clocherty, MacLeod, McCabe, McCormick, Campbell-Sturgess (for McEleny), McIlwee, Nelson, Loughran, Rebecchi and Wilson.

Chair: Councillor McCabe presided.

In attendance: Chief Executive, Corporate Director Environment, Regeneration & Resources, Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership, Corporate Director Education, Communities & Organisational Development, Chief Financial Officer, Head of Legal & Property Services, Ms S Lang (Legal & Property Services), Head of Organisational Development, Human Resources & Communications, ICT Operations Manager, Corporate Procurement Manager, Revenues & Customer Services Manager, Corporate Policy & Partnership Manager, Ms L Logsdon, Business Support Executive, Ms K Barclay, Corporate Policy Officer, and Mr D Robinson, Information Governance Officer.

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

73 Apologies, Substitutions and Declarations of Interest 73

An apology for absence was intimated on behalf of Councillor McEleny with Councillor Campbell-Sturgess substituting.

No declarations of interest were intimated.

74 Policy & Resources Capital Programme 2015/18 – Progress Report 74

There was submitted a report by the Chief Financial Officer and the Corporate Director Environment, Regeneration & Resources (1) providing an update on the status of the projects within the Policy & Resources Capital Programme and (2) highlighting the overall financial position.

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

Decided:

- (1) that the Committee note the current position of the 2015/18 Capital Programme and the progress of the specific projects detailed in Appendix 1; and
- (2) that the Committee approve the reallocation of £60,000 from the Desktop Replacement Programme to meet costs associated with achieving PSN Accreditation.

75 2015/18 Capital Programme 75

There was submitted a report by the Chief Financial Officer on the latest position of the 2015/18 Capital Programme.

Decided: that the Committee note the current position of the 2015/18 Capital Programme.

POLICY & RESOURCES COMMITTEE – 2 FEBRUARY 2016

- 76 Policy & Resources Committee 2015/16 Revenue Budget – Period 8 to 30 November 2015** **76**
- 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 2015/16 projected out-turn for the Policy & Resources Committee as at Period 8 to 30 November 2015.
- Decided:**
- (1) that the Committee note the projected underspend of £2,475,000 for the Policy & Resources Committee as at Period 8 to 30 November 2015; and
 - (2) that the Committee note the projected fund balance of £41,990 for the Common Good Fund and that a full review of the Common Good Budget is being undertaken as part of the 2016/18 budget.
- 77 2015/16 General Fund Revenue Budget as at 30 November 2015** **77**
- There was submitted a report by the Chief Financial Officer (1) on the position of the General Fund Revenue Budget as at 30 November 2015 and (2) providing an update on the position of the General Fund Reserves and Earmarked Reserves.
- Decided:** that the Committee note the latest position of the 2015/16 Revenue Budget and General Fund Reserves.
- 78 Procurement Update** **78**
- There was submitted a report by the Chief Financial Officer providing an update on developments within Procurement, including developments regarding the new Procurement Strategy.
- Decided:**
- (1) that the Committee note progress on the Procurement Strategy;
 - (2) that the Committee note the progress made in savings delivery;
 - (3) that the Committee note the changes highlighted in the new Procurement Regulations; and
 - (4) that a draft protocol be submitted to a future meeting of the Committee setting out the ways in which contractors who had previously engaged in blacklisting are able to demonstrate that they have taken appropriate remedial action.
- 79 ICT Services Performance and PSN Update** **79**
- There was submitted a report by the Chief Financial Officer providing an update on (1) the performance of ICT Services, (2) a number of projects including the Scottish Wide Area Network and (3) the Public Services Network compliance process.
- Decided:** that the Committee note the performance information detailed in the report and supporting appendices.
- 80 Information Governance and Management Update** **80**
- There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership providing an update on the Records Management Plan and the Council's new governance arrangements.

POLICY & RESOURCES COMMITTEE – 2 FEBRUARY 2016

Decided:

- (1) that the Committee note the approval of the Inverclyde Council and Licensing Board Records Management Plan by the Keeper of the Records of Scotland subject to an improvement plan as recommended by the Keeper; and
- (2) that the Committee note that a new governance structure will be in place to implement the Records Management Plan and that a progress report will be submitted to the Committee on an annual basis.

81 Corporate Complaints**81**

There was submitted a report by the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership on the progress which has been made with regard to the implementation of a complaints framework for the Council.

Decided:

- (1) that the Committee note the progress which has been made with regard to implementation of a complaints framework for the Council;
- (2) that agreement be given to the Council's revised complaint handling procedure; and
- (3) that approval be given to the allocation of £80,000 from the General Fund Reserves to create a temporary two year resource to help embed the improvements outlined in the framework.

82 Welfare Reforms Update**82**

There was submitted a report by the Chief Financial Officer and the Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership (1) providing an update on the various aspects of welfare reform and (2) seeking approval for the allocation of extra one-off and recurring funding to welfare reform projects/cost pressures.

Decided:

- (1) that the Committee note the expenditure pressure on the Scottish Welfare Fund Budget and agree to allocate £100,000 per year to the Scottish Welfare Fund from 2016/17 funded from the recurring welfare reforms monies increasing to £150,000 from 2017/18;
- (2) that representations be made to the Scottish Government regarding the decision in the recent budget settlement to cut by 7%, Scottish Welfare Fund grant funding in 2016/17 which was failing to meet need within the local community;
- (3) that approval be given to the request for the utilisation of one-off funding from the Welfare Reform Earmarked Reserve detailed in Appendix 2;
- (4) that the Committee note the initial experiences arising from the roll out of Universal Credit within Inverclyde; and
- (5) that the Committee note the transfer of Housing Benefit Fraud investigations to the Single Fraud Investigation Service operated by the DWP as of 1 February 2016.

83 Audit Scotland: Activity to Reduce Fraud and Error in Housing Benefit**83**

There was submitted a report by the Chief Financial Officer providing an update on the findings of Audit Scotland's review of activity to reduce fraud and error in Housing Benefit.

POLICY & RESOURCES COMMITTEE – 2 FEBRUARY 2016

Decided:

- (1) that the Committee note the Council's assessment of Housing Benefit fraud and error reduction activities and how the Council's performance compares to Audit Scotland's findings as shown in Appendix 2;
- (2) that the Committee note where Audit Scotland evidenced good practice and areas where officers believe improvements can be made, as outlined in Appendix 3; and
- (3) that the Committee note that the Council will undergo a Housing Benefit risk assessment in 2016.

84 Update on Repopulation Outcome Delivery Group**84**

There was submitted a report by the Corporate Director Environment, Regeneration & Resources providing an update on the work of the Repopulation Outcome Delivery Group which supports the delivery of the Repopulation Outcome of the Single Outcome Agreement.

Decided:

- (1) that the Committee note the progress which has been achieved in relation to the original Repopulation Outcome Delivery Plan;
- (2) that the Committee endorse the new Repopulation Outcome Delivery Plan; and
- (3) that a briefing be arranged for Elected Members providing an overview of the population statistics available for the Inverclyde area.

85 Corporate Performance Report**85**

There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing an update on the achievement of key objectives by the Council's Corporate Services as detailed in the Education, Communities & Organisational Development Corporate Directorate Improvement Plan 2013/16 and the Environment, Regeneration & Resources Corporate Directorate Improvement Plan 2013/16.

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

Decided:

- (1) that the Committee note the performance information contained in the report; and
- (2) that it be agreed to consider the next corporate performance report at the May meeting of the Committee.

86 Co-ordination and Monitoring of Corporate Projects**86**

There was submitted a report by the Chief Executive (1) on the findings of a review which has been carried out as to how the Council co-ordinates and monitors corporate projects and workstreams and (2) proposing action regarding a new structure to improve the Council's approach to this.

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

Decided:

- (1) that the Committee note the findings of the review which has been undertaken of the Council's Corporate Improvement Groups structure; and
- (2) that agreement be given to the disbandment of the Corporate Improvement Groups and to the use instead of Corporate Directorate Improvement Plans as the mechanism through which corporate projects and workstreams are co-ordinated and monitored.

POLICY & RESOURCES COMMITTEE – 2 FEBRUARY 2016

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- 87 Corporate Directorate Improvement Planning 2016/19 87**
- There was submitted a report by the Corporate Director Education, Communities & Organisational Development on the development and submission of the 2016/19 Corporate Directorate Improvement Plans.
- Decided:** that it be agreed that the 2016/19 Corporate Directorate Improvement Plans be submitted to the April/May cycle of the relevant Service Committees for approval.
- 88 Budget Consultation 2015/16 88**
- There was submitted a report by the Corporate Director Education, Communities & Organisational Development providing a summary of the key themes to emerge from the budget consultation which took place between November 2015 and January 2016.
- Decided:** that the Committee note the outcomes of the budget consultation process.
- 89 2016/18 Budget Update 89**
- There was submitted a report by the Chief Financial Officer providing an update on the current position of the 2016/18 budget following the announcement of the 2016/17 grant settlement from the Scottish Government.
- There was circulated to the Committee amended Appendix 3 to the report.
- Decided:**
- (1) that the Committee note with concern the significant reduction in funding from the Scottish Government for the Council in 2016/17 and the impact this has on the previously reported budget strategy and public consultation exercise;
 - (2) that the Committee agree to the proposals in Appendix 2 (pages 1 and 2) and Appendix 3, as amended, regarding the 2016/18 Revenue Budget;
 - (3) that the Committee note the latest position of the 2016/18 Capital Programme; and
 - (4) that the Committee agree to the setting of the Council Tax for 2016/17 at the scheduled meeting of the Council on 18 February 2016 and to the finalisation of the 2016/18 Budget at a special meeting of the Council on 10 March 2016.
- 90 Common Good Budget 2016/18 90**
- There was submitted a report by the Chief Financial Officer providing information to the Committee to enable it to recommend action allowing the Council to set a 2016/18 Common Good Budget.
- Decided:**
- (1) that the Committee note the position of the Common Good Budget and agree to the proposals to mainline £35,400 expenditure from 2016/17; and
 - (2) that the matter be remitted to the 2016/18 budget process.
- 91 Commission on Local Tax Reform 91**
- There was submitted a report by the Chief Financial Officer providing information to the Committee following the publication on 14 December 2015 of the report from the Commission on Local Tax Reform.
- Decided:** that the Committee note the contents of the recently published report from the Commission on Local Tax Reform and that the points raised by the Council in its submission have been taken into account.
- 92 Fixed Odds Betting Terminals 92**

POLICY & RESOURCES COMMITTEE – 2 FEBRUARY 2016

There was submitted a report by the Head of Legal & Property Services requesting the Committee to consider the issues affecting Fixed Odds Betting Terminals within Inverclyde and to determine whether representation to relevant parties are to be made on behalf of the Council.

Decided: that the Committee note the current position and, in terms of the Council's in principle support, remit it to the Chief Executive to write to UK and Scottish Ministers to make representations for greater local control of Fixed Odds Betting Terminals.

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 ground 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)
Residual Waste Contract Options	8, 9 and 12
Proposed Sale of Premises – Cathcart Street, Greenock – Remit from Environment & Regeneration Committee	2, 6 and 9
Inverclyde Association for Mental Health (IAMH) Horticultural Training Centre and Community Centre, Broomhill – Remit from Education & Communities Committee	6

93 Residual Waste Contract Options 93

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on possible procurement routes to put in place a new contract for residual waste treatment.

Decided: that it be agreed that the Council take up the invitation to participate in the National Waste Brokerage Tender and agree that Officers conduct a mini-competition or perform a direct buy on the Scottish Excel Framework for Residual Waste for a period of three months to allow for any delays in the delivery of the national tender.

94 Proposed Sale of Premises – Cathcart Street, Greenock – Remit from Environment & Regeneration Committee 94

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 14 January 2016 requesting the Committee to ratify a decision relative to the sale of premises at Cathcart Street, Greenock, which was agreed, all as detailed in the Appendix.

POLICY & RESOURCES COMMITTEE – 2 FEBRUARY 2016

95 Inverclyde Association for Mental Health (IAMH) Horticultural Training Centre and Community Centre, Broomhill – Remit from Education & Communities Committee**95**

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Education & Communities Committee of 19 January 2016 requesting the Committee to approve virement of £300,000 of the £400,000 currently allocated to community facilities investment at Woodhall to the new community facility at Broomhill (IAMH), both projects being within the current Communities Capital Programme, to enable the project to progress.

Decided: that approval be given to the virement request.

PLANNING BOARD – 3 FEBRUARY 2016

Planning Board

Wednesday 3 February 2016 at 3pm

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

Chair: Councillor Wilson presided.

In attendance: Head of Regeneration & Planning, Development & Building Standards Manager, Mr G Blackie (for Head of Environmental & Commercial Services), Mr J Kerr (for Head of Legal & Property Services) and Ms R McGhee (Legal & Property Services).

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

96 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 96

No apologies for absence or declarations of interest were intimated.

97 CONTINUED PLANNING APPLICATIONS 97

**(a) Reconstruction, partial demolition and new build at former hospital building to form 27 flats:
Broadstone House, Hollybush Lane, Port Glasgow (15/0191/IC)**

There was submitted a report by the Head of Regeneration & Planning regarding an application by Muir Homes Ltd for reconstruction, partial demolition and new build at the former hospital building to form 27 flats at Broadstone House, Hollybush Lane, Port Glasgow (15/0191/IC), consideration of which had been continued from the meeting on 2 December 2015 for a site visit.

After discussion, Councillor Brooks moved that planning permission be granted subject to the conditions detailed in the report.

As an amendment, Councillor Nelson moved that planning permission be refused for the following reasons:-

- (1) this unsympathetic proposal on Hollybush Lane is unacceptable in terms of Local Plan Policy RES1, as the proposed building would be incompatible with the character and amenity of the area; and
- (2) the proposed development of a block of flats adjacent to the remaining sections of the listed building is unacceptable and contradicts Local Plan Policy HER5, where the proposal would adversely affect the settings, principal views and approaches to the listed building.

On a vote, 2 Members voted for the amendment and 6 for the motion which was declared carried.

Decided: that planning permission 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 spread of Japanese Knotweed in

PLANNING BOARD – 3 FEBRUARY 2016

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 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 the use of the development shall not commence until the applicant has submitted a completion report for approval, in writing by the Planning Authority, detailing all fill or landscaping material imported onto the site. This report shall contain information of the material's source, volume, intended use and verification of chemical quality (including soil-leachate and organic content etc.) with plans delineating placement and thickness, to protect receptors from the harmful effects of imported contamination;

(6) that the development hereby approved shall be completed prior to the first occupation of the Phase 3 new build housing as described in the phasing plan approved under planning permission 12/0273/IC, to ensure the completion of the proposal hereby approved;

(7) that no development shall commence until samples of all external materials have 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 continuity of finishing materials with the Grade A listed building;

(8) that none of the flats hereby approved shall be occupied until the parking spaces detailed on drawing 14054 (PL)002-A have been completed, to prevent obstructive parking on Hollybush Lane;

(9) that no development shall commence until details of the proposed restoration of the conservatory and east wing of the A listed Broadstone House including like for like replacement of windows and doors and specification of roof slates have been submitted to and approved in writing by the Planning Authority, to demonstrate that the surviving elements of the building will retain their character and appearance;

(10) that no development shall commence until full details of all decorative stonework to be reused from Broadstone House in the construction of the new build residential building hereby approved have been submitted to and approved in writing by the Planning Authority, to maximise the incorporation of surviving, structurally sound

PLANNING BOARD – 3 FEBRUARY 2016

elements of Broadstone House into the design of the new build residential block and enhance the sense of place of the new development; and

(11) that development shall proceed in accordance with the recommendations of the GLM Ecology Swift Apus Survey Report, Broadstone House, Port Glasgow August 2015 and the GLM Ecology Bat Survey Report Broadstone House, Port Glasgow August 2015, in the interests of the protection of protected species.

**(b) Reconstruction, partial demolition and new build of former hospital building to form 27 flats:
Broadstone House, Hollybush Lane, Port Glasgow (15/0028/LB)**

There was submitted a report by the Head of Regeneration & Planning regarding an application for listed building consent by Muir Homes Ltd for reconstruction, partial demolition and new build at the former hospital building to form 27 flats at Broadstone House, Hollybush Lane, Port Glasgow (15/0028/LB), consideration of which had been continued from the meeting on 2 December 2015 for a site visit.

After discussion, Councillor Wilson moved that listed building consent be granted subject to the conditions detailed in the report. As an amendment, Councillor Nelson moved that listed building consent be refused as the proposed development of a block of 27 flats adjacent to the remaining sections of the listed building is unacceptable and contradicts Local Plan Policy HER5, where the proposal would adversely affect the settings, principal views and approaches to the listed building.

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

Decided: that listed building consent be granted subject to the following conditions:-

(1) that no development shall commence until samples of all external materials have 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 continuity of finishing materials with the Grade A listed building;

(2) that no development shall commence until details of the proposed restoration of the conservatory and east wing of the A listed Broadstone House including like for like replacement of windows and doors and specification of roof slates have been submitted to and approved in writing by the Planning Authority, to demonstrate that the surviving elements of the building will retain their character and appearance;

(3) that no development shall commence until full details of all decorative stonework to be reused from Broadstone House in the construction of the new build residential building hereby approved have been submitted to and approved in writing by the Planning Authority, to maximise the incorporation of surviving, structurally sound elements of Broadstone House into the design of the new build residential block and enhance the sense of place of the new development;

(4) that development shall proceed in accordance with the recommendations of the GLM Ecology Swift Apus Survey Report, Broadstone House, Port Glasgow August 2015 and the GLM Ecology Bat Survey Report Broadstone House, Port Glasgow August 2015, in the interests of the protection of protected species; and

(5) that the development hereby approved shall be completed prior to the first occupation of the Phase 3 new build housing as described in the phasing plan approved under planning permission 12/0273/IC, to ensure the completion of the proposal hereby approved.

PLANNING BOARD – 3 FEBRUARY 2016

**Construction of 41 two storey terrace, semi-detached and detached houses with associated roads, parking and landscaping:
Former Kempock House, Kirn Drive, Gourock (15/0300/IC)**

There was submitted a report by the Head of Regeneration & Planning on an application for planning permission by Inverdunning Ltd for construction of 41 two storey terrace, semi-detached and detached houses with associated roads, parking and landscaping at the former Kempock House, Kirn Drive, Gourock (15/0300/IC).

The Head of Regeneration & Planning requested that, should the Planning Board agree to grant planning permission, recommendation (A) be amended as follows:-

(A) that prior to the issuing of planning permission, a Section 75 Agreement shall be entered into among the Council, a Registered Social Landlord, the applicant/developer of the Kirn Drive site and the owner of 53 Shore Street, Gourock requiring:-

(1) the owner of 53 Shore Street, Gourock to transfer 53 Shore Street, Gourock to a Registered Social Landlord within a specified timescale, failing which the owner of 53 Shore Street, Gourock will convey 53 Shore Street, Gourock to the Council at no cost; and

(2) in the event that the owner of 53 Shore Street, Gourock transfers 53 Shore Street, Gourock to a Registered Social Landlord, the completion of affordable housing on 53 Shore Street, Gourock by the Registered Social Landlord within a specified timescale, failing which the Registered Social Landlord will convey 53 Shore Street, Gourock to the Council at no cost.

Decided:

(A) that prior to the issuing of planning permission, a Section 75 Agreement shall be entered into among the Council, a Registered Social Landlord, the applicant/developer of the Kirn Drive site and the owner of 53 Shore Street, Gourock requiring:-

(1) the owner of 53 Shore Street, Gourock to transfer 53 Shore Street, Gourock to a Registered Social Landlord within a specified timescale, failing which the owner of 53 Shore Street, Gourock will convey 53 Shore Street, Gourock to the Council at no cost; and

(2) in the event that the owner of 53 Shore Street, Gourock transfers 53 Shore Street, Gourock to a Registered Social Landlord, the completion of affordable housing on 53 Shore Street, Gourock by the Registered Social Landlord within a specified timescale, failing which the Registered Social Landlord will convey 53 Shore Street, Gourock to the Council at no cost.

(B) that on registration of the Section 75 Agreement required by (A) above, planning permission be granted subject to the following conditions:-

(1) that prior to their use, samples of all facing materials to be used in the construction of the dwellings hereby permitted shall be submitted to and approved in writing by the Planning Authority. Development shall proceed thereafter using the approved materials unless a variation is agreed in writing with the Planning Authority, in the interests of visual amenity;

(2) that the approved screen fencing shall be erected along the common boundaries with the existing adjacent residential properties prior to the relevant individual dwellings being occupied, in the interests of privacy;

(3) that notwithstanding the terms of condition (2) above, the approved screen fencing shall not project closer to Kirn Drive than the eastern boundary of plot 41 or the front building line of the dwelling on plot 1, in the interests of amenity of adjacent residents;

(4) 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

PLANNING BOARD – 3 FEBRUARY 2016

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;

(5) that all surface water originating within the site shall be intercepted within the site, to control runoff from the site to reduce the risk of flooding;

(6) that in accordance with the recommendations of the Flood Risk Assessment hereby approved, the existing culvert along the western site boundary shall be upgraded or replaced, all to the satisfaction of the Scottish Environment Protection Agency and the Head of Environmental & Commercial Services, prior to construction commencing on any of plots 24 to 29, to control the passage of culverted waters through the site to reduce the risk of flooding;

(7) that for the avoidance of doubt, there shall be no construction above the culvert referred to in condition (6) above, nor within the “no-build zone” shown on the approved plans, to help ensure the passage of culverted waters through the site to reduce the risk of flooding;

(8) that prior to the commencement of construction, the applicant shall submit written confirmation of Scottish Water’s acceptance of the proposed development, to ensure adequate service connections can be achieved;

(9) 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;

(10) 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;

(11) 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;

(12) 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;

(13) that use of the development shall not commence until the applicant has submitted a completion report for approval, in writing by the Planning Authority, detailing all fill or landscaping material imported onto the site. This report shall contain information of the material’s source, volume, intended use and verification of chemical quality (including

PLANNING BOARD – 3 FEBRUARY 2016

soil-leachate and organic content etc.) with plans delineating placement and thickness, to protect receptors from the harmful effects of imported contamination;

(14) that for the avoidance of doubt, the landscaping scheme, including the play area, shall be implemented in full prior to the commencement of construction of the last dwellinghouse hereby permitted, to ensure an acceptable standard of residential amenity;

(15) that prior to occupation of the first of the dwellinghouses hereby permitted, full details shall be provided of the play area, including equipment and surfacing specification, to ensure the provision of an acceptable standard of equipment;

(16) that any of the soft landscaping that dies, is removed, damaged or becomes diseased within 5 years of planting shall be replaced within the following year with others of a similar size and species, to ensure retention of the approved landscaping scheme;

(17) that the approved management and maintenance plan for the landscaping shall come into effect immediately on completion of the approved landscaping scheme, to ensure retention of the approved landscaping scheme;

(18) that prior to the commencement of development a detailed specification of any bin stores to be provided shall be submitted to and approved in writing by the Planning Authority, in the interests of visual amenity; and

(19) that for the avoidance of doubt a visibility splay of 2.4 metres by 43 metres by 1.05 metres high shall be provided and maintained at all times at the vehicular entrance to the development, in the interests of pedestrian and vehicular safety.

LOCAL REVIEW BODY – 3 FEBRUARY 2016

Local Review Body

Wednesday 3 February 2016 at 4pm

Present: Councillors Dorrian, Loughran, Nelson, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

In attendance: Mr R Gimby (Planning Adviser), Mr J Kerr (Legal Adviser) and Ms R McGhee (Legal & Property Services).

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

99 APOLOGIES, SUBSTITUTIONS AND DECLARATIONS OF INTEREST 99

No apologies for absence or declarations of interest were intimated.

100 PLANNING APPLICATIONS FOR REVIEW 100

**(a) Change of use from joinery workshop to a dance and fitness studio:
Former Joiner Shop, 43 Caledonia Crescent, Gourrock (15/0224/IC)**

There were submitted papers relative to the application for review of the refusal of planning permission for the change of use from joinery workshop to a dance and fitness studio at the former Joiner Shop, 43 Caledonia Crescent, Gourrock (15/0224/IC).

After discussion, Councillor Nelson moved:-

- (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and
- (2) that the application for review be dismissed and that planning permission be refused (upholding the appointed Officers' determination) as the proposal, due to the inability of the application site to accommodate the required level of off-street car parking provision, would generate additional demand for on-street parking in an area where there is currently high demand. This would adversely impact upon public safety and as such is contrary to Local Development Plan policy RES6.

As an amendment, Councillor Rebecchi moved:-

- (1) that sufficient information had not been submitted to allow the Local Review Body to decide the matter without further procedure; and
- (2) that, in terms of Regulation 16 of the Town & Country Planning (Schemes of Delegation and Local Review Procedure) (Scotland) Regulations 2013, consideration of the application for review be continued for an unaccompanied site inspection to be arranged by the Head of Legal & Property Services in consultation with the Chair.

On a vote, 2 Members voted for the amendment and 3 for the motion which was declared carried.

Decided:

- (1) that sufficient information had been submitted to allow the Local Review Body to decide the matter without further procedure; and
- (2) that the application for review be dismissed and that planning permission be refused (upholding the appointed Officers' determination) as the proposal, due to the inability of the application site to accommodate the required level of off-street car parking provision, would generate additional demand for on-street parking in an area

LOCAL REVIEW BODY – 3 FEBRUARY 2016

where there is currently high demand. This would adversely impact upon public safety and as such is contrary to Local Development Plan policy RES6.

**(b) Erection of dwellinghouse and associated works:
Nether Knockbuckle Lodge, Hazelmere Road, Kilmacolm (15/0254/IC)**

There were submitted papers relative to the application for review of two of the conditions imposed on the planning permission granted for the erection of a dwellinghouse and associated works at Nether Knockbuckle Lodge, Hazelmere Road, Kilmacolm (15/0254/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 upheld and that conditions 6 and 8 of the planning permission granted in terms of the Decision Notice dated 6 November 2015 be deleted.

GENERAL PURPOSES BOARD – 10 FEBRUARY 2016

- 104 Application for Taxi Driver's Licence – Daniel MacDougall 104**
- There was submitted a report by the Head of Legal and Property Services for grant of a Taxi Driver's Licence by Mr MacDougall following a Police objection. Mr MacDougall was not present or represented. Mr Keenan advised on the background of the report. The Board heard Inspector Kane in support of the Police objection. Following discussion Councillor Rebecchi moved refusal of the application which was unanimously agreed.
Decided: the application be refused.
- 105 Application for Taxi Driver's Licence – Richard McCartney 105**
- There was submitted a report by the Head of Legal and Property Services for grant of a Taxi Driver's Licence by Mr McCartney following a Police objection. Mr McCartney was present. Mr Keenan advised on the background of the report. The Board heard Inspector Kane in support of the Police objection and Mr McCartney in support of his application. Following discussion the Board unanimously agreed to refuse the application.
Decided: the application be refused.
- 106 Request for Suspension of Taxi Driver's Licence – Michael McDiarmid 106**
- There was submitted a report by the Head of Legal and Property Services asking the Board to consider the suspension of the Taxi Driver's Licence held by Mr McDiarmid. Mr McDiarmid was present. Mr Keenan advised on the background of the report and intimated that Mr McDiarmid's licence had been immediately suspended on 22 January 2016 and his current licence expires on 29 February 2016. He also advised that Mr McDiarmid submitted a letter to the Licensing Section on 3 February 2016 in support of his licence, a copy of which was circulated to Members. The Board heard Inspector Kane in support of the Police recommendations and Mr McDiarmid in support of his licence. After discussion the Board unanimously upheld the immediate suspension and agreed to remove the suspension with immediate effect.
Decided:
- (i) to uphold the immediate suspension; and
 - (ii) not to suspend for a further period thereby removing the suspension with immediate effect.
- 107 Application for grant of a Street Trader Licence – Anthony Remo Serapiglia 107**
- There was submitted a report by the Head of Legal and Property Services for grant of a Street Trader Licence following a Police objection. The applicant proposes to operate a mobile ice cream van throughout the Inverclyde area from 12 Noon to 10.00 p.m. Monday to Sunday. Mr Keenan advised the Board that Mr Serapiglia requested a continuation of consideration of his application. The Board unanimously agreed to continue consideration to the next meeting of the Board.

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

108 Application for grant of a Licence to act as a Second Hand Dealer – Andrew Galbraith 108
Premises – Regent Vehicle Sales, 42-44 East Hamilton Street, Greenock

There was submitted a report by the Head of Legal and Property Services for grant of a Second Hand Dealer Licence by Mr Galbraith following a Police objection. The applicant proposes to operate premises at Regent Vehicle Sales, 42-44 East Hamilton Street, Greenock from 8.30 a.m. – 8.00 p.m. Monday to Sunday.

Mr Galbraith was present.

Mr Keenan advised on the background of the report and intimated that Mr Galbraith submitted a letter to the Licensing Section on 5 February 2016, a copy of which was circulated to Members.

Members were made aware that a further letter by the Chief Superintendent had been submitted and unanimously agreed to consider the terms of this letter. Mr Galbraith confirmed that he had received a copy of both letters.

The Board heard Inspector Kane who intimated the Police objection should be amended to a Police representation and addressed the Board on both letters by the Chief Superintendent. The Board heard Mr Galbraith in support of his application.

After further discussion the Board unanimously agreed to grant the application.

Decided: the application be granted.

109 Application for Taxi Driver's Licence – Robert Burke 109

There was submitted a report by the Head of Legal and Property Services for grant of a Taxi Driver's Licence by Mr Burke following a Police objection.

Mr Burke was not present.

Mr Keenan advised on the background of the report and intimated that Mr Burke submitted a letter to the Licensing Section on 1 February 2016 in support of his application, a copy of which was circulated to Members.

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

Following discussion the Board unanimously agreed to continue consideration to the next meeting of the Board and request Mr Burke to provide supporting documentation to matters referred to in his letter.

Decided:

- (i) that Mr Burke be requested to provide supporting documentation in relation to matters referred to in his letter of 1 February 2016; and
- (ii) that consideration of the application be continued to the next meeting of the Board.