

THE INVERCLYDE COUNCIL – 29 SEPTEMBER 2016

The Inverclyde Council

Thursday 29 September 2016 at 4pm

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

Chair: Provost Moran presided.

In attendance: Chief Executive, Corporate Director Education, Communities & Organisational Development, Corporate Director (Chief Officer), Inverclyde Health & Social Care Partnership, Head of Legal & Property Services, Ms S Lang (Legal & Property Services), Chief Financial Officer, Head of Safer & Inclusive Communities, Head of Organisational Development, HR & Communications, Head of Environmental & Commercial Services, Corporate Procurement Manager and Finance Manager (Environment & Technical).

In attendance also: Mr M Thomas, Grant Thornton Auditors.

549 Apologies and Declarations of Interest 549

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

No declarations of interest were intimated.

550 Annual Report to Elected Members and the Controller of Audit for the Financial Year Ended 31 March 2016 550

There was submitted a report by the Chief Executive appending the Annual Report for Elected Members and the Controller of Audit for the financial year ended 31 March 2016, prepared by the Council's External Auditors, Grant Thornton.

Mr Mike Thomas of Grant Thornton was present and spoke to the report. It was noted that this was the last year of Grant Thornton's five year external audit appointment and, on behalf of the Council, the Provost conveyed his best wishes to Mr Thomas and his team for the future.

Decided:

- (1) that the Council endorse the contents of the Annual Report to Members and the Controller of Audit for the financial year ended 31 March 2016 and approve the Action Plan in Appendix C of the Report;
- (2) that the Annual Accounts for Inverclyde Council for the financial year 2015/16, subject to the amendments to the Group Primary Statement as circulated, be endorsed and that approval be given for the signing of the accounts by the Council Leader, Chief Executive and Chief Financial Officer;
- (3) that the Council endorse the Letter of Representation in Appendix 1 of the Annual Report and approve the signing of this by the Chief Financial Officer; and
- (4) that it be noted that regular updates on delivery of the Action Plan will be submitted to the Audit Committee.

The Council then adjourned at 4.20 pm to allow for the signing of the Accounts and reconvened at 4.30 pm.

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

551	Appointment Panel – Chief Executive – 30 May 2016	551
	Approved on the motion of Councillor McCabe.	
552	Local Police & Fire Scrutiny Sub-Committee – 2 June 2016	552
	Approved on the motion of Councillor Loughran.	
553	The Inverclyde Council – 2 June 2016	553
	Approved on the motion of Provost Moran.	
554	Appointment Panel – Chief Executive – 6 June 2016	554
	Approved on the motion of Councillor McCabe.	
555	Appointment Panel – Chief Executive – 10 June 2016	555
	Approved on the motion of Councillor McCabe.	
556	The Inverclyde Council (Special) – 16 June 2016	556
	Approved on the motion of Provost Moran.	
557	Appointment Panel – Chief Executive – 16 June 2016	557
	Approved on the motion of Councillor McCabe.	
558	Audit Committee – 21 June 2016	558
	Approved on the motion of Councillor Rebecchi.	
559	General Purposes Board (Special) – 30 June 2016	559
	Approved on the motion of Councillor Dorrian.	
560	The Inverclyde Council (Special) – 30 June 2016	560
	Approved on the motion of Provost Moran.	
561	Appointment Panel – Head of Mental Health, Addictions & Homelessness – 4 July 2016	561
	Approved on the motion of Councillor McIlwee.	

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562	Appointment Panel – Head of Mental Health, Addictions & Homelessness – 12 July 2016	562
	Approved on the motion of Councillor McIlwee.	
563	Appointment Panel – Head of Inclusive Education, Culture & Corporate Policy – 2 August 2016	563
	Approved on the motion of Councillor Loughran.	
564	Planning Board – 3 August 2016	564
	Approved on the motion of Councillor Nelson.	
565	Local Review Body – 3 August 2016	565
	Approved on the motion of Councillor Nelson.	
566	Appointment Panel – Chief Executive – 8 August 2016	566
	Approved on the motion of Councillor McCabe.	
567	Policy & Resources Committee – 9 August 2016	567
	Approved on the motion of Councillor McCabe.	
568	General Purposes Board – 10 August 2016	568
	Approved on the motion of Councillor Dorrian.	
569	Appointment Panel – Head of Inclusive Education, Culture & Corporate Policy – 11 August 2016	569
	Approved on the motion of Councillor Loughran.	
570	Human Resources Appeals Board – 23 August 2016	570
	Approved on the motion of Councillor Clocherty.	
571	Audit Committee – 23 August 2016	571
	Approved on the motion of Councillor Rebecchi.	
572	Health & Social Care Committee – 25 August 2016	572
	Approved on the motion of Councillor McIlwee.	
573	The Inverclyde Council (Special) – 25 August 2016	573
	Approved on the motion of Provost Moran.	

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- 574 Appointment Panel – Chief Executive – 25 August 2016 574**
Approved on the motion of Councillor McCabe.
- 575 Environment & Regeneration Committee – 1 September 2016 575**
Approved on the motion of Councillor McCormick.
- 576 Education & Communities Committee – 6 September 2016 576**
Approved on the motion of Councillor Loughran.
- 577 Planning Board – 7 September 2016 577**
Approved on the motion of Councillor Nelson.
- 578 Local Review Body – 7 September 2016 578**
Approved on the motion of Councillor Nelson.
- 579 General Purposes Board – 14 September 2016 579**
Approved on the motion of Councillor Dorrian.
- 580 Policy & Resources Committee – 20 September 2016 580**
Decided:
 (1) on the motion of Councillor McCabe, that the minute be approved;
 (2) that in relation to decision (2) of paragraph 543 (Public Space CCTV Provision), it be agreed, at the request of the Head of Legal & Property Services, that a report on tender options is not required; and
 (3) that in relation to decision (3) of paragraph 543, a report be made to the Education & Communities Committee on the outcome of the formal approach to Police Scotland for funding for the ongoing maintenance and monitoring of the CCTV system.
- 581 Membership of Greater Glasgow and Clyde NHS Board 581**
 There was submitted a report by the Corporate Director Environment, Regeneration & Resources requesting the Council to nominate an Elected Member to be appointed by the Scottish Ministers to Greater Glasgow and Clyde NHS Board following the resignation of Councillor McIlwee.
 Following discussion, Councillor McCabe seconded by Councillor McIlwee moved that Councillor Clocherty be nominated for appointment by the Scottish Ministers to Greater Glasgow and Clyde NHS Board.
 As an amendment, Councillor McEleny seconded by Councillor Nelson moved that Councillor MacLeod be so nominated.
 On a vote, 6 Members voted for the amendment and 10 for the motion which was declared carried.
Decided: that Councillor Clocherty be nominated for appointment by the Scottish Ministers to Greater Glasgow and Clyde NHS Board.

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- 582 Health & Social Care Integration – Appointment of Elected Member to Integration Joint Board 582**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources requesting the Council to appoint a representative to the Inverclyde Integration Joint Board following the resignation of Councillor McCabe.
- Decided:**
- (1) that Councillor Clocherty be appointed to serve on the Inverclyde Integration Joint Board; and
- (2) that Councillor Clocherty's proxy be Councillor McCabe.
- 583 Condemnation of Hate Crimes – Notice of Motion by Councillor McCabe 583**
- There was submitted a report by the Head of Legal & Property Services on a Notice of Motion by Councillor McCabe, counter-signed by Councillor Clocherty, submitted in terms of Standing Order 22 in the following terms:
- "We are proud to live in a diverse and tolerant society. Racism, xenophobia and hate crimes have no place in our country. Inverclyde Council condemns racism, xenophobia and hate crimes unequivocally. The Council will not allow hate crimes to become acceptable.
- Inverclyde Council will work to ensure local bodies and programmes have support and resources needed to fight and prevent racism and xenophobia.
- We reassure all people living in Inverclyde that they are valued members of our community".
- Decided:** that the Council support the Motion as set out above.
- 584 Additional Powers – Letter from Aberdeen City Council: Request by Councillor McCabe 584**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a request received from Councillor McCabe that the Council consider a letter from the Chief Executive of Aberdeen City Council relative to a report submitted to that Council on the subject of the devolution of existing and proposed powers and the different levers that could be available.
- Decided:** that the Council note the letter from the Chief Executive of Aberdeen City Council and the report to that Council relative to the devolution of existing and proposed powers.
- 585 Proper Officers – Authorised Signatories 585**
- There was submitted a report by the Chief Financial Officer requesting the Council to appoint the Finance Manager (Social Care), Finance Manager (Education & Exchequer) and Finance Manager (Environment & Technical) as Proper Officers of the Council and as Authorised Signatories for the purpose of signing summary warrants.
- Decided:** that it be agreed to appoint the Finance Manager (Social Care), Finance Manager (Education & Exchequer) and Finance Manager (Environment & Technical) as Proper Officers of the Council as defined by Section 235(3) of the Local Government (Scotland) Act 1973 with authority in the absence of the Chief Financial Officer to sign summary warrants.

586 Shared Services Review**586**

There was submitted a report by the Head of Legal & Property Services seeking the Council's approval of the Minute of Agreement which is required to establish the governance structure of the Shared Services Joint Committee and to allow the sharing of relevant services among the participating Councils as detailed service specifications and business cases progress.

Decided:

- (1) that approval be given to the Joint Committee Minute of Agreement appended to the report;
- (2) that it be agreed to appoint Councillors Clocherty, McCormick, McEleny and Shepherd to sit on the Joint Committee;
- (3) that it be agreed that East Dunbartonshire Council be the first chair authority;
- (4) that it be agreed that West Dunbartonshire Council be the first vice-chair authority; and
- (5) that it be noted that the proposed date and place of the first meeting of the Joint Committee will be on a date in late October/early November to be arranged in consultation with the nominated representatives, within East Dunbartonshire Council Offices, Kirkintilloch.

587 Health and Social Care Integration – Scrutiny and Governance Arrangements**587**

There was submitted a report by the Head of Legal & Property Services providing an update in respect of the implementation of health and social care integration in Inverclyde and outlining the scrutiny and accountability arrangements governing the Council's relationship with the Inverclyde Integration Joint Board.

Decided: that the report be noted.

588 Governance Review**588**

There was submitted a report by the Head of Legal & Property Services seeking approval of the revised Standing Orders and Scheme of Administration, Standing Orders relating to Contracts, Scheme of Delegation and Financial Regulations.

Decided:

- (1) that the Council approve the revised Standing Orders and Scheme of Administration, Standing Orders relating to Contracts, Scheme of Delegation and Financial Regulations appended to the report;
- (2) that as a consequence of the approval of the Standing Orders and Scheme of Administration, it be agreed to appoint an additional 6 Members to the Local Review Body, increasing the membership from 5 to 11 and that the Members of the Planning Board be appointed as the Members of the Local Review Body; and
- (3) that the new governance documents be implemented with immediate effect with the exception of the provision within the Standing Orders and Scheme of Administration relating to the increase in membership of the Local Review Body which will be implemented on 7 December 2016.

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589 Fifth Review of Electoral Arrangements: Local Government Boundary Commission for Scotland 589

There was submitted a report by the Head of Legal & Property Services advising the Council of the decision of the Scottish Ministers on 14 September 2016 to make Orders to give effect to the proposals of the Local Government Boundary Commission for Scotland to review local government ward boundaries as from the 2017 elections.

Decided:

(1) that the Council note the implications of the decisions by Scottish Ministers and remit it to the Chief Executive to take such further action as may be considered appropriate in liaison with such other local authority areas as necessary;

(2) that, in the meantime, it be remitted to Head of Legal & Property Services to give effect to such polling scheme amendments as are required in order to prepare for the May 2017 local government elections and that it be noted that at least one special meeting of the Council may be required to give effect to the consultation response timescales; and

(3) that further reports on the ward boundary reviews and their implications be submitted to the Council in due course.

590 Treasury Management - Annual Report 2015/16 590

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Policy & Resources Committee of 9 August 2016 requesting approval of the Treasury Management Annual Report 2015/16.

Decided: that the Treasury Management Annual Report 2015/16 be approved.

591 Chief Social Work Officer Statutory Role 591

There was submitted a report by the Corporate Director Environment, Regeneration & Resources requesting the Council to note the appointment of the Head of Children's Services & Criminal Justice as the named Chief Social Work Officer for Inverclyde, as agreed by the Policy & Resources Committee on 9 August 2016.

Decided: that the appointment of the Head of Children's Services & Criminal Justice as the named Chief Social Work Officer for Inverclyde Council be noted.

592 Proposed Redetermination Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2016 592

There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 1 September 2016 requesting approval of the proposed Redetermination Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2016.

Decided: that the Inverclyde Council approve the making of the Redetermination Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (Redetermination of Means of Exercise of Public Right of Passage) Order 2016, and that the Head of Environmental & Commercial Services and the Head of Legal & Property Services be authorised to take all necessary action in connection therewith.

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- 593 Proposed Traffic Regulation Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (One Way Only Revocation) Order 2016 593**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 1 September 2016 requesting approval of the proposed Traffic Regulation Order – The Inverclyde Council, Mansion Avenue, Port Glasgow (One Way Only Revocation) Order 2016.
- Decided:** that the Inverclyde Council approve the making of the Traffic Regulation Order - The Inverclyde Council, Mansion Avenue, Port Glasgow (One Way Only Revocation) Order 2016, and that the Head of Environmental & Commercial Services and the Head of Legal & Property Services be authorised to take all necessary action in connection therewith.
- 594 Proposed Traffic Regulation Order – The Inverclyde Council, Disabled Persons' Parking Places (On-Street) Order No. 3 2016 594**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 1 September 2016 requesting approval of the proposed Traffic Regulation Order – The Inverclyde Council, Disabled Persons' Parking Places (On-Street) Order No. 3 2016.
- 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 2016, and that the Head of Environmental & Commercial Services and the Head of Legal & Property Services be authorised to take all necessary action in connection therewith.
- 595 Proposed Traffic Regulation Order – The Inverclyde Council, Broadfield Area, Port Glasgow 20 mph Speed Limit Restriction Order 2016 595**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 1 September 2016 requesting approval of the proposed Traffic Regulation Order – The Inverclyde Council, Broadfield Area, Port Glasgow 20 mph Speed Limit Restriction Order 2016.
- Decided:** that the Inverclyde Council approve the making of the Traffic Regulation Order – The Inverclyde Council, Broadfield Area, Port Glasgow 20 mph Speed Limit Restriction Order 2016, and that the Head of Environmental & Commercial Services and the Head of Legal & Property Services be authorised to take all necessary action in connection therewith.
- 596 Gourock Parking Strategy – Proposed Traffic Regulation Orders 596**
- There was submitted a report by the Corporate Director Environment, Regeneration & Resources on a remit from the Environment & Regeneration Committee of 1 September 2016 requesting approval of two proposed Traffic Regulation Orders associated with the Gourock Parking Strategy.

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Decided: that the Inverclyde Council approve the making of (1) The Inverclyde Council, Various Roads (Gourock, Inverkip and Wemyss Bay) (Waiting Restrictions) (Variation No. 3) Order 2016 and (2) the Inverclyde Council, (Off-Street Parking Places) (Variation No. 7) Order 2016, and that the Head of Environmental & Commercial Services and the Head of Legal & Property Services be authorised to take all necessary action in connection therewith.

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

Appendices to Minutes

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|------------|---|------------|
| 597 | Appointment Panel – Chief Executive – 6 June 2016 | 597 |
| | Approved on the motion of Councillor McCabe. | |
| 598 | Appointment Panel – Chief Executive – 10 June 2016 | 598 |
| | Approved on the motion of Councillor McCabe. | |
| 599 | Appointment Panel – Chief Executive – 16 June 2016 | 599 |
| | Approved on the motion of Councillor McCabe. | |
| 600 | Appointment Panel – Head of Mental Health, Addictions & Homelessness – 4 July 2016 | 600 |
| | Approved on the motion of Councillor McIlwee. | |
| 601 | Appointment Panel – Head of Mental Health, Addictions & Homelessness – 12 July 2016 | 601 |
| | Approved on the motion of Councillor McIlwee. | |
| 602 | Appointment Panel – Head of Inclusive Education, Culture & Corporate Policy – 2 August 2016 | 602 |
| | Approved on the motion of Councillor Loughran. | |
| 603 | Appointment Panel – Chief Executive – 8 August 2016 | 603 |
| | Approved on the motion of Councillor McCabe. | |
| 604 | Appointment Panel – Head of Inclusive Education, Culture & Corporate Policy – 11 August 2016 | 604 |
| | Approved on the motion of Councillor Loughran. | |

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	Approved on the motion of Councillor Clocherty.	
606	Health & Social Care Committee – 25 August 2016	606
	Approved on the motion of Councillor McIlwee.	
607	Inverclyde Council (Special) – 25 August 2016	607
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	Approved on the motion of Councillor McCabe.	
609	Environment & Regeneration Committee – 1 September 2016	609
	Approved on the motion of Councillor McCormick.	
610	Policy & Resources Committee – 20 September 2016	610
	Approved on the motion of Councillor McCabe.	