

**THE INVERCLYDE COUNCIL - 16 APRIL 2009**

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**The Inverclyde Council**

**Thursday 16 April 2009 at 4.00 pm**

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

**Chair:** Provost McCormick presided.

**In attendance:** Chief Executive, Corporate Director Education & Social Care, Corporate Director Regeneration & Resources, Head of Legal & Administration, Head of Environmental Services, Head of Corporate Communications & Public Affairs and Legal Services Manager (Courts & Litigation).

**Apologies:** Councillors Ferguson, Fyfe and Rebecchi.

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

<b>253</b>	<b>The Inverclyde Council - 19 February 2009</b>	<b>253</b>
	<b>Approved</b> on the motion of Provost McCormick.	
<b>254</b>	<b>Human Resources Appeals Board - 25 February 2009</b>	<b>254</b>
	<b>Approved</b> on the motion of Councillor Brooks.	
<b>255</b>	<b>Audit Committee - 3 March 2009</b>	<b>255</b>
	<b>Approved</b> on the motion of Councillor Blair.	
<b>256</b>	<b>Education &amp; Lifelong Learning Committee (Special) - 3 March 2009</b>	<b>256</b>
	<b>Approved</b> on the motion of Councillor McKenzie.	
<b>257</b>	<b>Planning Board - 4 March 2009</b>	<b>257</b>
	<b>Approved</b> on the motion of Councillor Wilson.	
<b>258</b>	<b>Health &amp; Social Care Committee - 5 March 2009</b>	<b>258</b>
	Approval of the minute as a correct record was moved by Councillor McIlwee subject to correction to paragraph 171 (Revenue Budget 2008/09 - Period 9) by substitution of £89,000 for £111,000 at line 3.	
	<b>Decided:</b> that the minute as corrected be approved.	
<b>259</b>	<b>Safe, Sustainable Communities Committee - 10 March 2009</b>	<b>259</b>
	<b>Approved</b> on the motion of Councillor Moran.	

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260	<b>General Purposes Board - 11 March 2009</b>	260
	<b>Approved</b> on the motion of Councillor Ahlfeld.	
261	<b>Regeneration Committee - 12 March 2009</b>	261
	Approval of the minute as a correct record was moved by Councillor Clocherty. Councillor Clocherty then moved suspension of Standing Orders to allow reconsideration of the decision at paragraph 204 (Proposed Demolition - Cemetery Lodge, Kilmacolm) and this was agreed unanimously. <b>Decided:</b> (1) that the minute be approved as a correct record; and (2) that it be remitted to the Corporate Director Regeneration & Resources to report to the next meeting of the Regeneration Committee on the suitability of Cemetery Lodge, Kilmacolm for private residential use.	
262	<b>Education &amp; Lifelong Learning Committee - 17 March 2009</b>	262
	<b>Approved</b> on the motion of Councillor McKenzie.	
263	<b>Policy &amp; Resources Committee - 31 March 2009</b>	263
	<b>Approved</b> on the motion of Councillor McCabe.	
264	<b>Planning Board - 1 April 2009</b>	264
	<b>Approved</b> on the motion of Councillor Wilson.	
265	<b>General Purposes Board - 8 April 2009</b>	265
	<b>Approved</b> on the motion of Councillor Ahlfeld.	
266	<b>Transfer of Inverclyde District Court to the Scottish Court Service</b>	266
	There was submitted a report by the Head of Legal & Administration advising the Council of (1) the confirmed date for the transfer of Inverclyde District Court to the Scottish Court Service and (2) the progress made towards implementation of the transfer. <b>Decided:</b> (1) that the progress made towards implementation of the transfer of Inverclyde District Court to the Scottish Court Service be noted; (2) that it be noted that the confirmed transfer date is 23 November 2009; (3) that it be remitted to the Head of Legal & Administration to submit a further report following conclusion of the transfer; and (4) that the Council record its thanks for the work of all Officers and Magistrates involved in the operation of the District Court.	
267	<b>Proposed Traffic Regulation Order - On-Street Parking Places (Without Charges) Order No 1 2009</b>	267
	There was submitted a report by the Corporate Director Regeneration & Resources on the proposed Traffic Regulation Order - On-Street Parking Places (Without Charges)	

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Order No 1 2009.

**Resolved** on the motion of Councillor Moran seconded by Councillor Wilson that THE INVERCLYDE COUNCIL incorporated under the Local Government etc (Scotland) Act 1994, RESOLVE TO MAKE as they HEREBY MAKE a Resolution under Section 32(1) and Part III of Schedule 9 of the Road Traffic Regulation Act 1984 to permit the provision of parking places for disabled persons who hold a badge under the Disabled Persons (Badges for Motor Vehicles) (Scotland) Regulations 2000 as amended, all as detailed in a copy of the Order forming a supplement to the principal minute hereof and that the Head of Planning & Housing and the Head of Legal & Administration 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 following two items 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 are set opposite each item and for the item thereafter, the nature of the exempt information being that defined in the respective paragraphs of Part I of Schedule 7(A) of the Act as detailed in the minute of the relevant Committee or Board.**

Item	Paragraph(s)
Waterfront Leisure Centre - Court Action	6 and 12
Consideration of Motion to Rectify Land Register	12

**268      Waterfront Leisure Centre - Court Action      268**

There was submitted a report by the Head of Legal & Administration making recommendations in relation to a court action raised in respect of the Waterfront Leisure Centre Project and the Council agreed to the recommendations contained in the report, all as detailed in the appendix.

**269      Consideration of Motion to Rectify the Land Register      269**

There was submitted a report by the Chief Executive addressing the motion made by a number of Members relative to rectification of the Land Register in respect of land at East India Harbour which had originally been considered by the Council on 12 February 2009.

The meeting was adjourned at 5.25 pm and reconvened at 5.35 pm and Councillor Blair left the meeting at the adjournment.

**Decided:** that consideration of the matter be continued to the next meeting of the Council on 11 June 2009 to allow all Elected Members a further opportunity to review the papers relative to the case and for the Head of Legal & Administration to organise additional briefing sessions for Members as required.

**Appendices to Minutes**

**270      Human Resources Appeals Board - 25 February 2009      270**

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

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| 271 | <b>Health &amp; Social Care Committee - 5 March 2009</b> | 271 |
|     | <b>Approved</b> on the motion of Councillor McIlwee.     |     |
| 272 | <b>Regeneration Committee - 12 March 2009</b>            | 272 |
|     | <b>Approved</b> on the motion of Councillor Clocherty.   |     |
| 273 | <b>Policy &amp; Resources Committee - 31 March 2009</b>  | 273 |
|     | <b>Approved</b> on the motion of Councillor McCabe.      |     |