

THE INVERCLYDE COUNCIL - 11 JUNE 2009

The Inverclyde Council

Thursday 11 June 2009 at 4.00 pm

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

Chair: Provost McCormick presided.

In attendance: Chief Executive, Corporate Director Environment & Community Protection, Corporate Director Improvement & Performance, Corporate Director Regeneration & Resources, Head of Legal & Administration, Head of Schools, Head of Social Work Services, Head of Support & Development, Head of Corporate Communications & Public Affairs, Development Control & Conservation Manager, Legal Services Manager (Courts & Litigation) and Legal Services Manager (Procurement, District Court and Administration).

Apologies: Councillors Fyfe and Wilson.

Prior to the commencement of business, the Provost paid tribute to Councillor Ken Ferguson and former Councillor Margaret Morrison who had recently passed away.

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

408	The Inverclyde Council - 16 April 2009	408
	Approved on the motion of Provost McCormick.	
409	Audit Committee - 28 April 2009	409
	Approved on the motion of Councillor Blair.	
410	Safe, Sustainable Communities Committee - 5 May 2009	410
	Approved on the motion of Councillor Moran.	
411	Policy & Resources Executive Sub-Committee - 5 May 2009	411
	Approved on the motion of Councillor McCabe.	
412	Planning Board - 6 May 2009	412
	Approval of the minute as a correct record was moved by Councillor McKenzie subject to amendment to paragraph 299(i) (Erection of 64 Dwellinghouses: Oronsay Avenue, Port Glasgow (08/0320/IC)) by substitution of "Stopping Up Order" for "Diversion Order" at line 1.	
	Decided: that the minute as amended be approved.	
413	Regeneration Committee - 7 May 2009	413

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Approved on the motion of Councillor Clocherty.

414 Education & Lifelong Learning Committee - 12 May 2009 414

Approval of the minute as a correct record was moved by Councillor McKenzie subject to amendment of the decision at paragraph 332 (Results of the Wider Consultation on the Future of the School Age Language Unit (SALU) in Highlanders' Academy Primary School) as follows:

(1) that consideration of this matter be continued to allow the Acting Director of Education to carry out an exercise to evaluate the outcomes for children of other education authorities which have introduced Option 4 (pupils' needs are met in their mainstream school with visiting support from speech and language impairment teacher and therapist);

(2) that it be remitted to the Acting Director of Education to submit a further report to the Education & Lifelong Learning Committee on the results of the evaluation exercise;

(3) that the further report to the Education & Lifelong Learning Committee contain recommendations for the issuing of a consultation document setting out options for the future delivery of services to primary aged children who have a specific language impairment based upon the evaluation exercise; and

(4) that in the meantime children with speech and language difficulties continue as at present to be referred to the School Age Language Unit in Highlanders' Academy.

This was agreed unanimously

Decided: that the minute as amended be approved.

415 General Purposes Board - 13 May 2009 415

Approved on the motion of Councillor Ahlfeld.

416 Policy & Resources Committee - 14 May 2009 416

Approved on the motion of Councillor McCabe.

417 Education Appeals Board - 21 May 2009 417

Approved on the motion of Councillor Moran.

418 Policy & Resources Executive Sub-Committee - 21 May 2009 418

Approved on the motion of Councillor McCabe.

419 Health & Social Care Committee - 25 May 2009 419

Approved on the motion of Councillor McIlwee.

420 Policy & Resources Committee - 26 May 2009 420

Approved on the motion of Councillor McCabe.

421 Grants Sub-Committee - 28 May 2009 421

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Approved on the motion of Councillor Clocherty.

422 Planning Board - 3 June 2009 422

Approved on the motion of Councillor McKenzie.

423 General Purposes Board - 10 June 2009 423

Approved on the motion of Councillor Ahlfeld.

424 Safe, Sustainable Communities Committee - 11 June 2009 424

Approved on the motion of Councillor Moran.

425 Councillor Dorrian - Resignation from Scottish Accident Prevention Council Road Safety Committee 425

There was submitted a report by the Corporate Director Regeneration & Resources advising of the resignation of Councillor Dorrian from the Scottish Accident Prevention Council Road Safety Committee and requesting the Council to fill the resulting vacancy.

Decided: that Councillor White be appointed to the Scottish Accident Prevention Council Road Safety Committee in place of Councillor Dorrian.

426 Administrative Arrangements: Cycle of Council, Committee and Board Meetings 426

There was submitted a report by the Corporate Director Regeneration & Resources setting out for approval the schedule of Committee cycles for the period to June 2010.

Decided: that the cycle of Council, Committee and Board meetings for the year to June 2010 as set out in the timetable forming the appendix to the report be approved.

427 Birkmyre Park 427

There was submitted a report by the Corporate Director Regeneration & Resources requesting the Council, as local authority and Trustee with responsibility to manage the Trust property in accordance with the conditions of the Trust, to consider (1) a request from the Regeneration Committee to redesignate the rugby pitch at Knockbuckle Road within the Birkmyre Park as a dual use rugby and football pitch and (2) options for the reintroduction of redundant leisure activities within the Birkmyre Park.

Decided: that the Council, as local authority and Trustee with responsibility to manage the Trust property in accordance with the conditions of the Trust:

(1) agree to the redesignation of the rugby pitch at Knockbuckle Road within the Birkmyre Park as a dual use rugby and football pitch;

(2) agree to the reintroduction of the putting green at Birkmyre Park for this summer and the consequent one off and ongoing costs as detailed in section 5.1 of the report; and

(3) agree, in principle, to the reintroduction of the tennis courts, either as blaes tennis courts or as a multi use games area, and that a further report be presented to the Council, as Trustees of the Birkmyre Park, once consultation has taken place with the community and affordability issues have been resolved.

428 Eligibility Criteria for Receipt of Free School Meals and Clothing Grants for Pupils Attending Schools Operated by Inverclyde Council 428

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There was submitted a report by the Head of Schools advising of proposed changes in eligibility for the receipt of free school meals and clothing grants.

Decided:

(1) that the Council note the following revised entitlement criteria for the receipt of free school meals:

The parent or carer being in receipt of one of the following benefits

- Income Support
- Income-based Job Seeker's Allowance
- Child Tax Credit, but not Working Tax Credit, where income is less than £16,040 (in 2009/10) as assessed by the Inland Revenue
- An asylum seeker receiving support under Part VI of the Immigration and Asylum Act 1999
- Employment and Support Allowance (Income Related)
- Parent or carer is in receipt of Working Tax Credit with an income below the threshold for receipt of maximum Working Tax Credit (currently income below £6,420)

A pupil aged between 16 and 18 years old receiving any of these benefits in his or her own right, can claim free school meals and clothing grant for him or her self;

(2) that the extended eligibility criteria set out in section 3.1 of the report also be used to determine eligibility to receive clothing grant for pupils who attend schools operated by Inverclyde Council and for Inverclyde pupils who have been directed to attend special schools or establishments outside Inverclyde by Inverclyde Council;

(3) that the funding for the extension of eligibility for free school meals and clothing grants be approved as detailed in paragraph 6.5 of the report; and

(4) that a further report on the extension of free school meals to all pupils in P1 to P3 from the start of school session 2010/2011 be brought to the Education and Lifelong Learning Committee at a later date.

429 First Periodical Review of Scottish Parliament Boundaries Review Recommendations

429

There was submitted a report by the Chief Executive on the progress of the First Periodical Review of Scottish Parliament Boundaries and, in particular, on the revised recommendations for constituencies published on 21 May 2009.

Decided: that the Council note the revised recommendations published by the Boundary Commission for Scotland and that the Boundary Commission be requested to consider the title for the new constituency, the Council's view being that Inverclyde is more representative of the geographical area covered by the constituency than Greenock and Inverclyde.

The Provost being of the opinion that the undernoted report by the Corporate Director Regeneration & Resources was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Council to make a decision on the matter at the earliest opportunity. This was unanimously agreed.

430 Scheme of Delegation and Local Review Board Pre-Determination Hearings

430

There was submitted a report by the Corporate Director Regeneration & Resources on a remit from the Safe, Sustainable Communities Committee of 11 June 2009 requesting the

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Council to adopt the Scheme of Delegation prepared under the terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 for submission to the Scottish Ministers and the setting up of a Local Review Body and the procedures to be followed by the Local Review Body.

Decided:

(1) that the Council adopt the Scheme of Delegation prepared under the terms of Section 43A of the Town and Country Planning (Scotland) Act 1997 for determining local developments, as outlined in appendix 1 of the report to the Safe, Sustainable Communities Committee, subject to approval by the Scottish Ministers; and

(2) that the Council approve the setting up of a Local Review Body and the procedures to be followed, as set out in appendix 2 of the report to the Safe, Sustainable Communities Committee.

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 12 of Part I of Schedule 7(A) of the Act 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, Sub-Committee or Board.

431 Consideration of Motion to Rectify Land Register

431

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 the Council at the meeting held on 16 April 2009 had agreed be continued 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.

Decided: on the motion of Councillor McCallum seconded by Councillor Loughran that the Council resolve not to seek rectification of the Land Register or to seek damages against the Keeper of the Registers of Scotland.

Appendices to Minutes

432 The Inverclyde Council - 16 April 2009

432

Approved on the motion of Provost McCormick.

433 Safe, Sustainable Communities Committee - 5 May 2009

433

Approved on the motion of Councillor Moran.

434 Regeneration Committee - 7 May 2009

434

Approved on the motion of Councillor Clocherty.

435 Education Appeals Board - 21 May 2009

435

Approved on the motion of Councillor Moran.

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436 Policy & Resources Executive Sub-Committee - 21 May 2009

436

Approved on the motion of Councillor McCabe.

437 Policy & Resources Committee - 26 May 2009

437

Approved on the motion of Councillor McCabe.

POLICY & RESOURCES COMMITTEE - 16 JUNE 2009

Policy & Resources CommitteeTuesday 16 June 2009 at 4 pm

Present: Councillors Blair, Brooks, Clocherty, Fyfe, McCabe, McKenzie, Moran and Wilson.

Chair: Councillor McCabe presided.

In attendance: Chief Executive, Corporate Director Environment & Community Protection, Corporate Director Improvement & Performance, Corporate Director Regeneration & Resources, Chief Financial Officer, Mr F Jarvie (for Head of Legal & Administration), Head of Organisational Development & Human Resources, Head of Performance Management & Procurement, Head of Corporate Communications & Public Affairs, Mr R Graham (for Head of Environmental Services) and Physical Investment Services Manager.

Apologies: Councillor MacLeod.

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

438 IPF Review of Financial Management and Capacity

438

There was submitted a report by the Chief Financial Officer advising of the main areas for improvement and action identified by the Institute of Public Finance (IPF) arising from the review of financial management and capacity within Inverclyde Council.

Decided:

- (1) that the Committee give its endorsement to the recommended broad areas for improvement actions and the content of the Executive Summary document appended to the report; and
- (2) that it be noted that a detailed, resourced and timelined improvement plan will be submitted to the Committee in September 2009.

439 Review of Financial Strategy 2009/10 to 2016/17

439

There was submitted a report by the Chief Financial Officer seeking approval of the latest version of the Council's Financial Strategy which has been reviewed and amended in line with the process agreed in April 2008.

Decided:

- (1) that the revised Financial Strategy appended to the report be approved;
- (2) that the Committee note the projected significant budget reductions which the Council will face from 2011/12 onwards; and
- (3) that it be noted that a further review of the Financial Strategy will be reported in December 2009 to inform the 2010/12 budget process.

440 Vehicle, Plant and Equipment Efficiency Review

440

There was submitted a report by the Corporate Director Environment & Community Protection on the outcome of the Vehicle, Plant and Equipment Efficiency Review.

Decided:

POLICY & RESOURCES COMMITTEE - 16 JUNE 2009

- (1) that the Committee approve the Vehicle, Plant and Equipment Efficiency Review;
- (2) that the Committee approve the Vehicle, Plant and Equipment Replacement Policy of 5 and 7 year cycles, subject to the vehicle/plant category;
- (3) that the Committee approve the Fleet Management System Business Case including procurement;
- (4) that approval in principle be given to the procurement of a Vehicle Tracking System subject to the preparation of a Business Case;
- (5) that approval be given to the proposed funding model including investment of £7M between 2009 and 2014 for the Vehicle, Plant and Equipment Replacement Programme and for the funding of a Cyclical Replacement Programme thereafter;
- (6) that delegated authority be granted to the Chief Executive to vary the replacement cycle should there be a sound financial or operational need to do so and provided costs can be contained in the approved funding model;
- (7) that approval be given, subject to the limitations of Scotland Excel's contracts, to the use of other Local Government Frameworks contracts for the procurement of vehicle, plant and equipment, provided Best Value can be demonstrated; and
- (8) that approval be given to the procurement of nearly new or used vehicles, plant and equipment where it is demonstrated that there are significant financial advantages to the Council with minimal risk to quality and warranty.

441 Procurement Scotland - National Frameworks

441

There was submitted a report by the Corporate Director Improvement & Performance requesting the Committee to approve participation in the collaborative National Frameworks established by Procurement Scotland on behalf of all Scottish Public Bodies in relation to Category A commodities.

Decided:

- (1) that approval be given to the Council's participation in the collaborative National Frameworks established by Procurement Scotland on behalf of all Scottish Public Bodies in relation to Category A commodities;
- (2) that agreement be given to suspend Standing Orders 5.6 and 5.7 of the Standing Orders Relating to Contracts;
- (3) that authority be granted to the Corporate Director Improvement & Performance to authorise the Head of Legal & Administration to enter into the National Frameworks established by Procurement Scotland where the Council's anticipated spend under the contract is below £250,000, provided the Corporate Director Improvement & Performance is satisfied that the contract represents Best Value to the Council; and
- (4) that delegated authority be granted to the Head of Legal & Administration, after consultation with relevant officers, in terms of Standing Order 10.2(ii) to enter into those National Frameworks referred to in paragraph 2.4 of the report on behalf of the Council where the anticipated contract value exceeds £250,000, provided the Corporate Director Improvement & Performance is satisfied that the contract represents Best Value to the Council.

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 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)
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POLICY & RESOURCES COMMITTEE - 16 JUNE 2009

Former Highholm Primary School, Port Glasgow: Demolition and Decant	8
River Clyde Homes: Proposed Transfer of Land at Oronsay Avenue, Port Glasgow	6, 8 & 9
Additional Item:	
Approval to Use Specialist Consultants - Actuarial Services	6
Additional Item:	
Voluntary Severance	1

442 Former Highholm Primary School, Port Glasgow: Demolition and Decant**442**

There was submitted a report by the Corporate Director Regeneration & Resources seeking the Committee's approval (1) to declare the former Highholm Primary School, Port Glasgow as surplus to requirements, (2) to obtain delegated authority to deal with the necessary decant of Council services to, possibly, interim and then permanent locations and (3) to demolish the building in preparation for asset utilisation in the future.

Decided:

- (1) that the former Highholm Primary School, Port Glasgow be declared by the Council as surplus to requirements;
- (2) that authority be delegated to the Corporate Director Regeneration & Resources to issue and obtain demolition quotes and arrange for demolition as soon as practicable so that the site may be made safe and that the demolition costs be added to the 2009/11 Capital Programme;
- (3) that it be remitted to the Corporate Director Regeneration & Resources to include the site in the Disposals Programme and also to investigate the future of the site within the broader context of the regeneration of Port Glasgow Town Centre;
- (4) that it be remitted to the Corporate Director Regeneration & Resources to deal with the interim and thereafter permanent relocation of the necessary staff and that it be delegated to him to implement these proposals after due consultation and consideration with and by the Head of Legal & Administration and the Chief Financial Officer; and
- (5) that a report on the outcome of the above arrangements, including the options for the site, be submitted to a future meeting of the Committee.

443 River Clyde Homes: Proposed Transfer of Land at Oronsay Avenue, Port Glasgow**443**

There was submitted a report by the Corporate Director Regeneration & Resources requesting the Council to agree to the transfer of an area of ground at Oronsay Avenue, Port Glasgow to River Clyde Homes for the purposes of supplementing their house building and area renewal plans in Port Glasgow.

Decided: that the Council agree to the transfer of the area of ground at Oronsay Avenue, Port Glasgow amounting to 0.396 hectares, shown outlined and hatched on the plan attached to the report to River Clyde Homes in order to support the area renewal proposals in Port Glasgow in return for any decontamination costs and that it be remitted to the Corporate Director Regeneration & Resources to conclude matters accordingly.

The Convener being of the opinion that the undernoted report by the Chief Financial Officer was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Committee to consider the

request at the earliest opportunity. This was agreed unanimously.

444 Approval to Use Specialist Consultants - Actuarial Services

444

There was submitted a report by the Chief Financial Officer seeking approval to invite specialist consultants to tender for Actuarial Services to review the Insurance Fund operated by the Council.

Decided: that approval be given to invite tenders from the consultants listed in the report.

The Convener being of the opinion that the undernoted report by the Head of Organisational Development & Human Resources was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Committee to be advised of the current position of employees released through voluntary severance at the earliest opportunity and to approve further action in this regard. This was agreed unanimously.

445 Voluntary Severance

445

There was submitted a report by the Head of Organisational Development & Human Resources (1) providing an update to the Committee in respect of employees who have been released through Voluntary Severance and (2) requesting that delegated authority be given to the Chief Executive to release employees up to 22 September 2009.

Decided:

(1) that agreement be given to the release of the employees as detailed in appendix 1 to the report;

(2) that delegated authority be granted to the Chief Executive to release employees as part of the budget process until the next meeting of the Policy & Resources Committee on 22 September 2009; and

(3) that a further report be submitted to the Committee on 22 September advising of all employees who have been granted release by the Chief Executive.

AUDIT COMMITTEE - 25 JUNE 2009

Audit Committee**Thursday 25 June 2009 at 3.00 pm**

Present: Councillors Blair, Brooks, Dorrian, Nelson (for Fyfe), MacLeod and McCallum.

Chair: Councillor Blair presided.

In attendance: Corporate Director Improvement & Performance, Chief Financial Officer, Chief Internal Auditor, Finance Manager and Mr J Douglas (for Head of Legal & Administration).

Present Also: Ms E Boyd and Mr A Brown, Audit Scotland.

Apologies: Provost McCormick, Councillors Ahlfeld, Clocherty and Loughran.

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

446 Draft Annual Accounts for the Year Ended 31 March 2009**446**

There was submitted a report by the Chief Financial Officer requesting the Committee to review the draft Annual Accounts for the year ending 31 March 2009 and to approve their submission to Audit Scotland by the statutory deadline of 30 June 2009.

Decided:

- (1) that the Committee agree the draft Annual Accounts for the year ending 31 March 2009 and approve their onward transmission to Audit Scotland; and
- (2) that a special meeting of the Committee be held on 23 September 2009 at 3 pm to consider the intimation of matters arising from the Audit of the 2008/09 Annual Accounts.

GENERAL PURPOSES BOARD - 24 JULY 2009

General Purposes BoardFriday 24 July 2009 at 11.30 am

Present: Councillors Ahlfeld, Brooks, Fyfe, Grieve, Loughran (for Dorrian), MacLeod, McCallum, McIlwee, McKenzie, Moran and Rebecchi.

Chair: Councillor Ahlfeld presided.

In attendance: Mr H McNeilly (for Head of Legal & Administration).

Apologies: Councillor Dorrian.

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

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.

447 Request for Suspension of Taxi Driver's Licence: Mr Paul Hannah

447

There was submitted a report by the Head of Legal & Administration on the possible suspension of Mr Hannah's Taxi Driver's Licence on the grounds that he was no longer a fit and proper person to hold such a licence by virtue of the conduct described in the report. The Board heard Chief Inspector Manders.

Decided: that the licence be suspended with immediate effect for three months.

448 Request for Suspension of Taxi Driver's Licence: Mr James Reid

448

Councillor Ahlfeld declared a non-financial interest by virtue of personal acquaintance with the applicant, vacated the Chair and left the meeting. Councillor McKenzie took the Chair. Councillor Rebecchi declared a non-financial interest by virtue of personal acquaintance with the applicant and left the meeting.

There was submitted a report by the Head of Legal & Administration on the possible suspension of Mr Reid's Taxi Driver's Licence on the grounds that he was no longer a fit and proper person to hold such a licence by virtue of the conduct described in the report. The Board heard Chief Inspector Manders and Mr Reid.

Decided: that the licence be suspended with immediate effect for the remainder of its term.

PLANNING BOARD - 5 AUGUST 2009

Planning Board

Wednesday 5 August 2009 at 3 pm

Present: Councillors Brooks, Dorrian, Blair (for Fyfe), Grieve, Loughran, McKenzie, Moran, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

In attendance: Head of Planning & Housing, Development Control & Conservation Manager, Mr D Greenslade (for Head of Environmental Services) and Mr H McNeilly (for Head of Legal & Administration).

Apologies: Councillor Fyfe

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

449 PLANNING APPLICATIONS SUBMITTED FOR CONTINUED CONSIDERATION

449

**(a) Change of use from church to restaurant:
George Square Baptist Church, 1 George Square, Greenock (09/0074/IC & 09/0003/LB)**

There was submitted a report by the Head of Planning & Housing regarding an application by Mr P Tse for a change of use from church to restaurant at 1 George Square, Greenock (09/0074/IC & 09/0003/LB), consideration of which had been continued from the meeting of 6 May 2009 for a site visit.

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

Decided:

- (1) that planning permission be granted subject to the following conditions:
 - (i) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; and
 - (ii) that the development shall not commence until a detailed specification regarding the collection, treatment and disposal of cooking odours has been submitted to and approved in writing by the Planning Authority. Such specification shall include precise details on the location of equipment used for the cooking and heating of food, canopies, grease filters, rates of air movement over the canopy, make-up air and air disposal points, to ensure that cooking odours are dealt with in an appropriate manner and to assess the impact on the listed building; and
- (2) that listed building consent should be granted subject to the following conditions:
 - (i) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997, and
 - (ii) that prior to the commencement of work on site full details of all the internal works including a Method Statement shall be submitted to and approved, in writing, by the Planning Authority, to ensure the works are appropriate in terms of the listed building.

**(b) Proposed fence to nursery garden and 4 smoking shelters:
James Watt College, Finnart Street, Greenock (09/0104/IC)**

There was submitted a report by the Head of Planning & Housing regarding an application by James Watt College for a proposed fence to nursery garden and 4 smoking shelters at

PLANNING BOARD - 5 AUGUST 2009

James Watt College, Finnart Street, Greenock (09/0104/IC), consideration of which had been continued from the meeting of 6 May 2009 for a site visit.

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

- (1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; and
- (2) that, prior to work commencing, a scheme of soft landscaping to screen the fence enclosing the nursery garden shall be submitted to and approved in writing by the Planning Authority. The scheme shall include (i) schedules of plants to comprise species, plant sizes, and proposed numbers/density and (ii) programme for completion and subsequent maintenance, to ensure that the proposed fencing is adequately screened.

450 PLANNING APPLICATIONS

450

There were submitted reports by the Head of Planning & Housing on the following applications, together with letters of objection and support where submitted, which were dealt with as follows:-

(a) Erection of new build double garage with ancillary 1st floor living accommodation: Cottage 28, Love Avenue, Quarriers Village (09/0134/IC)

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

- (1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997;
- (2) 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 materials in this part of Quarriers Conservation Area;
- (3) that the living accommodation within the garage shall only be occupied in association with the occupation of the Sabbath School House, to ensure that the garage hereby approved is not occupied as a separate dwellinghouse; and
- (4) that a new tree shall be planted within the garden of the house in the first planting season following completion of the garage hereby approved; details of same being submitted for the prior written approval of the Planning Authority. In the event that the tree dies, becomes diseased or is damaged within 5 years of planting, it shall be replaced in the next planting season with a similar specimen unless the Planning Authority gives its prior written approval to any alternative, to compensate for the tree to be felled as a result of the construction of the garage.

(b) Variation to consent IC/07/231R to cover minor changes to elevations, alterations to levels and surfacing around the house etc: Plot 1, Houston Road, Kilmacolm (09/0142/IC)

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

- (1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997;
- (2) that before the use of any of the facing materials hereby permitted, samples shall be submitted to and approved, in writing, by the Planning Authority, to ensure that these materials are appropriate to the visual appearance of the conservation area;
- (3) that before the development hereby permitted starts, a scheme of landscaping shall be submitted to and approved, in writing, by the Planning Authority, and it shall

PLANNING BOARD - 5 AUGUST 2009

include:-

- (a) details of any earth mounding and hard landscaping, grass seeding and turfing;
- (b) a scheme of tree and shrub planting, incorporating details of the location, number, variety and size of trees and shrubs to be planted, particularly along the common boundary with Highmuir House. For the avoidance of doubt, the latter shall be at least double row planting containing a mix of coniferous and deciduous planting, minimum height 2 metres;
- (c) an indication of all existing trees, plus details of those to be retained and measured for their protection in the course of development (and for the avoidance of doubt, no trees or bushes on the common boundary with Highmuir House are to be removed). These will be protected in accordance with British Standard BS: 5837 throughout the course of the development; and
- (d) details of the phasing of these works;
- (4) that notwithstanding the terms of condition 3 above, planting to the front of the house to be constructed on plot 1 shall consist of at least 10 semi-mature trees, minimum height 4 metres, to provide an appropriate landscaping framework for the proposed house in accordance with the setting of houses in the conservation area;
- (5) that the landscaping scheme approved in terms of conditions 3 and 4 above shall be implemented in full during the first planting season upon occupation of the associated house, conditions (3) and (5) being imposed to ensure the provision of adequate landscaping and the retention of existing trees, in the interests of the amenity of the area;
- (6) that notwithstanding the plans hereby approved, vehicular access to the site shall be taken in accordance with the Council's Roads Development Guide, in the interests of vehicular safety;
- (7) that notwithstanding the plans hereby approved, all surface water is to be intercepted within the site in a detail to be submitted to and approved, in writing, by the Planning Authority before construction works commence. The interceptor shall be fitted before the house is occupied to ensure water is not carried onto Houston Road, in the interests of road safety;
- (8) that before the house hereby permitted is occupied, the frontage wall on Houston Road to the left of the access, as viewed from Houston Road, shall be reduced in height to a level not exceeding 1 metre above road channel level to ensure adequate visibility, in the interests of vehicular and pedestrian safety; and
- (9) that before the excavation of rock begins, details of a dilapidation survey or similar scheme for the monitoring of the impacts of vibration on the adjacent property of Highmuir House shall be submitted to and approved, in writing, by the Planning Authority. This scheme shall provide full details of the method statement and specify mitigation measures, to ensure that concerns over the stability of the adjacent property are properly addressed.

- (c) Erection of extension to side of dwellinghouse incorporating raised balcony area together with new vehicular access:
Lynncroft, Lochwinnoch Road, Kilmacolm (09/0098/IC)**

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

- (1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997;
- (2) that prior to the commencement of work on site, samples of all materials to be used on the exterior of the extension hereby permitted must be submitted to and approved, in writing, by the Planning Authority. Development shall then proceed using the approved materials or any alternative agreed in writing with the Planning Authority, to ensure the proposed materials are appropriate for the development, in the interests of visual amenity;

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(3) that prior to the commencement of work on site, details of a side screen to the decking of a height not less than 1800mm from the floor of the decking must be submitted to and approved, in writing, by the Planning Authority. Prior to the occupation and use of the decking hereby permitted, the screen shall be erected to the satisfaction of the Planning Authority and remain in place at all times thereafter, to eliminate any potential side overlooking to the detriment of the privacy of neighbouring residents;

(4) that prior to the commencement of work on site, details of a side screen to the decking of a height not less than 1800mm from the floor of the decking must be submitted to and approved, in writing, by the Planning Authority. Prior to the occupation and use of the decking hereby permitted, the screen shall be erected to the satisfaction of the Planning Authority and remain in place at all times thereafter, to ensure a safe vehicular access can be achieved in the interests of road safety; and

(5) that on the commencement of use of the new vehicular access hereby permitted, the existing access will be stopped up and remain out of use for all times thereafter, to ensure only one access is available for use in the interests of road safety.

**(d) Change of use of a house to a house and Class 4 Office use:
The Stables, Auchenbothie Gardens, Kilmacolm (09/0133/IC)**

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

(1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; and

(2) that the class 4 use is restricted to the rooms identified as offices on plan 1607-PL-100 revision A, to ensure that the principal use of the building remains residential and to safeguard residential amenity in Auchenbothie Gardens.

**(e) Erection of privacy screen (amendment to planning permission IC/07/216) (in retrospect):
16 Farquhar Road, Port Glasgow (09/0168/IC)**

Decided: that planning permission be granted.

**(f) Erection of 18 flats:
2 Highholm Street, Port Glasgow (08/0274/IC)**

The report recommended that planning permission be granted.

Decided: that consideration of the application be continued for a site visit to be arranged by the Head of Legal & Administration.

**(g) Conversion of first floor flat to form two flats:
Flat 1-1, 25 Brougham Street, Greenock (09/0103/IC)**

Councillor Moran left the meeting during consideration of this item of business.

Decided: that planning permission be granted.

**(h) Extension to dwellinghouse:
45 Nelson Road, Gourrock (09/0130/IC)**

Councillor Moran returned to the meeting during consideration of this item of business.

Decided: that planning permission be granted.

(i) Installation of replacement windows (in retrospect):

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Flat Ground Left, 42 Brisbane Street, Greenock (09/0114/IC)

Decided: that planning permission be refused as the style and design of the replacement windows would unacceptably alter the appearance of the building to the detriment of its architectural integrity and the character of the Greenock West End Conservation Area. As such, the proposal is contrary to policies HR11 and HR12 of the Inverclyde Local Plan, the Council's Planning Practice Advice Note no.11 on Replacement Windows and Historic Scotland's Technical Guidance Notes on Listed Buildings and Conservation Areas.

(j) Change of use of site for the display and sale of headstones and the erection of a monopitch roof on showroom (in retrospect):

Whiteside Memorials, 1A Orangefield Place, Greenock (09/0095/IC)

Decided: that planning permission be granted.

**(k) Alterations and extension to dwellinghouse:
22 Broomberry Drive, Gourock (09/0148/IC)**

Decided: that consideration of the application be continued for a site visit to be arranged by the Head of Legal & Administration.

**(l) Alterations to roof and formation of lounge, bedroom, sun room and balcony:
2 Glenbervie Place, Gourock (09/0048/IC)**

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

- (1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; and
- (2) that development shall not begin until samples of materials to be used on external surfaces of the building hereby approved have been submitted to and approved, in writing, by the Planning Authority. Development shall thereafter be carried out using the approved materials or such alternatives as may be agreed in writing with the Planning Authority, to ensure the materials are acceptable in terms of the established streetscape.

451 PLANNING APPEAL - 37B CAMPBELL STREET, GREENOCK

451

There was submitted a report by the Head of Planning & Housing advising that following the decision of the Board at the meeting held on 4 March 2009 to refuse planning permission for change of use of attic to two self contained flatted dwellings together with the installation of roof windows to the front and rear and two dormer windows to the rear at 37B Campbell Street, Greenock (08/0270/IC) an appeal against the refusal of planning permission had been submitted to the Scottish Government.

Noted

452 PLANNING APPEAL - 38 LEAPMOOR DRIVE, WEMYSS BAY

452

There was submitted a report by the Head of Planning & Housing advising that following the decision of the Board at the meeting of 3 September to refuse planning permission for the erection of a dwellinghouse at land to the south of 38 Leapmoor Drive, Wemyss Bay (08/0064/IC) and the subsequent appeal by the applicant to the Scottish Government against that refusal, the Reporter appointed by the Scottish Government had issued his decision which was to dismiss the appeal and refuse planning permission.

Noted

PLANNING BOARD - 5 AUGUST 2009

453 PLANNING APPEAL - 14 ARDOCH DRIVE, INVERKIP**453**

There was submitted a report by the Head of Planning & Housing advising that following the decision of the Board at the meeting held on 7 January 2009 to refuse planning permission for the construction of decking in rear garden (in retrospect) at 14 Ardoch Drive, Inverkip (08/0252/IC) and the subsequent appeal by the applicant to the Scottish Government against that refusal, the Reporter appointed by the Scottish Government had issued his decision which was to dismiss the appeal and refuse planning permission.

Noted**454 PLANNING APPEAL - KIRN DRIVE, GOUROCK****454**

There was submitted a report by the Head of Planning & Housing advising that following the decision of the Board at the meeting held on 4 February 2009 to refuse planning permission for the installation of 14.3 metre high telecommunications pole incorporating 3 antennas and ground based equipment at Kirn Drive, Gourock (08/0258/IC) and the subsequent appeal by the applicant to the Scottish Government against that refusal, the Reporter appointed by the Scottish Government had issued his decision which was to uphold the appeal subject to conditions.

Noted

Councillors Dorrian and Moran left the meeting at this juncture.

455 ENFORCEMENT NOTICE APPEAL - THE MANOR, HOUSTON ROAD, KILMACOLM**455**

There was submitted a report by the Head of Planning & Housing advising that following the decision of the Council in March 2009 to issue an enforcement notice in respect of the unauthorised installation of replacement windows, turret roof covering, CCTV camera and pole and play equipment at The Manor, Houston Road, Kilmacolm (08/0243/IC) and the subsequent appeal by the applicant to the Scottish Government against that enforcement notice, the Reporter appointed by the Scottish Government had issued his decision which was to uphold the appeal in part, dismissing the appeal in respect of the CCTV camera and pole and the erection of the play equipment.

Noted

GENERAL PURPOSES BOARD - 12 AUGUST 2009

General Purposes BoardWednesday 12 August 2009 at 3 pm

Present: Councillors Brooks, Dorrian, Fyfe, Grieve, MacLeod, McIlwee, McKenzie, Moran and Rebecchi.

Chair: Councillor McKenzie presided.

In attendance: Mr H McNeilly (for Head of Legal & Administration).

Apologies: Councillor Ahlfeld.

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

456 Licensing of Taxi and Private Hire Car Booking Offices

456

There was submitted a report by the Head of Legal & Administration advising the Board that the Scottish Government has legislated to introduce a requirement for taxi and private hire car booking offices.

Decided:

- (1) that the Board note the introduction of the licensing system for taxi and private hire car booking offices; and
- (2) that it be remitted to the Head of Legal & Administration to make the necessary administrative arrangements for implementation of the new licensing system.

457 Licensing of Knife Dealers

457

There was submitted a report by the Head of Legal & Administration advising that the Scottish Government has legislated to introduce a requirement for the licensing of knife dealers.

Decided:

- (1) that the Board note the introduction of the licensing system for knife dealers;
- (2) that it be remitted to the Head of Legal & Administration to make the necessary administrative arrangements for implementation of the new licensing system; and
- (3) that the period of the licence be three years.

Councillor Dorrian entered the meeting during consideration of this item.

458 Taxi Fares Review 2009

458

There was submitted a report by the Head of Legal & Administration advising of the outcome of the informal consultation process for the annual review of taxi fares namely the proposal submitted by Inverclyde Taxis Ltd with comments from the Head of Environmental Services. The Board heard Mr McNeilly who summarised the contents of the report and the relative correspondence.

Decided: that for the purpose of public consultation the Council's proposal for the review of taxi fares be an addition of an extra charge of £1 per passenger after the first four.

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act

GENERAL PURPOSES BOARD - 12 AUGUST 2009

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.

459 Application for Licence for House in Multiple Occupation - Clyde Marine Transport Ltd: Eastmost Middle Floor Flat, 32 Ardgowan Street, Greenock 459

There was submitted a report by the Head of Legal & Administration on an application for a licence for house in multiple occupation by Clyde Marine Transport Ltd for eastmost middle floor flat at 32 Ardgowan Street, Greenock following a number of objections by residents and an objection from the Head of Planning & Housing Services.

At its meeting on 10 June 2009 the Board had decided that the application be continued to a further meeting of the Board to allow for the provision of a satisfactory tenancy agreement by Clyde Marine Transport Ltd and that a visit to the property be arranged for the purpose of fact finding.

Mr McNeilly advised the Board that as a satisfactory Tenancy Agreement had been received from Clyde Marine Transport Ltd the Head of Planning & Housing Services had withdrawn his objection.

The Board heard Ms Alison Forsyth of Anderson Strathern LLP in support of the application and Mr D Cromar on behalf of the resident objectors.

Decided: that the application be approved in principle for further consideration by the Council as licensing authority.

460 Request for Suspension of Taxi Driver's Licence: Mr Stuart Gray 460

There was submitted a report by the Head of Legal & Administration on the possible suspension of Mr Gray's taxi driver's licence on the grounds that he was no longer a fit and proper person to hold such a licence by virtue of the conduct described in the report.

The Board heard Constable Gailey and Mr Gray and viewed a short video.

Decided: that the licence not be suspended.

461 Request for Suspension of Second Hand Dealer's Licence: Andrew Galbraith 461

There was submitted a report by the Head of Legal & Administration on the possible suspension of Mr Galbraith's second hand dealer's licence on the grounds that he was no longer a fit and proper person to hold such a licence by virtue of the conduct described in the report.

Mr McNeilly advised the Board that Mr Galbraith was ill and therefore unable to attend.

Decided: that the application be continued to a further meeting of the Board to allow Mr Galbraith to attend.

462 Application for Taxi Licence: Mark James Brown 462

There was submitted a report by the Head of Legal & Administration on an application for taxi licence for a wheelchair accessible vehicle.

At its meeting on 16 January 2008 the Board had refused an application by Mr Brown for a taxi licence for a wheelchair accessible vehicle. Mr Brown has now made a further application.

Objections were received from Mr Paul Travers, Mr James Cannon and Inverclyde Taxis Ltd. The Board heard Mr Lamb in support of the application and Mr Travers and Mr McEntegart in support of the objections.

GENERAL PURPOSES BOARD - 12 AUGUST 2009

Decided:

- (1) that the application be refused;
- (2) that the fee be refunded; and
- (3) that a future application be given priority pending the outcome of the survey.

463 Application for Taxi Licence: William Rodgers and Gemma McKee**463**

There was submitted a report by the Head of Legal & Administration on an application for a taxi licence for a wheelchair accessible vehicle by Mr William Rodgers and Ms Gemma McKee.

At its meeting on 16 January 2008 the Board had refused an application by William Rodgers and Gemma McKee for a taxi licence for a wheelchair accessible vehicle. Mr Rodgers and Ms McKee have now made a further application.

Objections were received from Mr Paul Travers, Mr James Cannon and Inverclyde Taxis Ltd.

Mr Lamb advised the Board that the application had been withdrawn.

Decided:

- (1) that it be noted that the application had been withdrawn;
- (2) that the fee be refunded; and
- (3) that a future application be given priority pending the outcome of the survey.

464 Application for Taxi Licence: Daniel Ogilvie**464**

There was submitted a report by the Head of Legal & Administration on an application for a taxi licence for a wheelchair accessible vehicle by Mr Daniel Ogilvie.

Mr McNeilly advised the Board that the application had been withdrawn.

Decided:

- (1) that it be noted that the application has been withdrawn;
- (2) that the fee be refunded; and
- (3) that a future application be given priority pending the outcome of the survey.

465 Application for Taxi Licence: Brian Stevenson**465**

There was submitted a report by the Head of Legal & Administration on an application for a taxi licence for a wheelchair accessible vehicle by Mr Brian Stevenson.

Objections were received from Mr Paul Travers, Mr James Cannon and Inverclyde Taxis Ltd.

Mr McNeilly advised the Board that the application had been withdrawn.

Decided:

- (1) that it be noted that the application had been withdrawn;
- (2) that the fee be refunded; and
- (3) that a future application be given priority pending the outcome of the survey.

466 Applications for Renewal of Taxi Licences: Clyde Cabs**466**

There was submitted a report by the Head of Legal & Administration on five applications for renewal of taxi licences specially adapted for the disabled namely numbers 234, 235, 236, 237 and 238.

At its meeting on 13 May 2009 the Board had decided that Clyde Cabs be required to surrender the five licences held by it. Clyde Cabs did not surrender the licences and a letter was received from their solicitors advising that they considered that the decision made by the Board was *ultra vires*.

GENERAL PURPOSES BOARD - 12 AUGUST 2009

Decided: that the five applications be continued to a further meeting of the Board to allow for intimation of consideration of the applications.

THE INVERCLYDE COUNCIL - 13 AUGUST 2009

The Inverclyde Council

Thursday 13 August 2009 at 4.00 pm

Present: Provost McCormick, Councillors Blair, Brooks, Clocherty, Dorrian, Fyfe, Loughran, MacLeod, McCabe, McCallum, McIlwee, McKenzie, Moran, Osborne, Rebecchi and White.

Chair: Provost McCormick presided.

In attendance: Chief Executive, Corporate Director Environment & Community Protection, Corporate Director Improvement & Performance, Corporate Director Regeneration & Resources, Head of Legal & Administration, Head of Corporate Communications & Public Affairs, Head of Organisational Development & Human Resources and Legal Services Manager (Courts & Litigation).

Apologies: Councillors Ahlfeld and Grieve.

467 Appointments to Vacancies on Committees, Sub-Committees and Boards

467

There was submitted a report by the Corporate Director Regeneration & Resources requesting the Council to appoint Councillor Innes Nelson, who was elected on 18 June 2009, to fill a number of vacancies on Committees, Sub-Committees and Boards. (Councillor Osborne entered the meeting during consideration of this item of business).

Decided:

(1) that Councillor Nelson be appointed to fill the vacancies on the following Committees, Sub-Committees and Boards:

Policy & Resources Committee

Regeneration Committee

Safe, Sustainable Communities Committee

Audit Committee

Planning Board

Education Appeals Board

Sustainability Sub-Committee; and

(2) that Councillor McKenzie be appointed to fill the vacancy on the Grants Sub-Committee.

468 Appointments to Vacancies on Outside Bodies

468

There was submitted a report by the Corporate Director Regeneration & Resources requesting the Council to appoint Councillor Innes Nelson, who was elected on 18 June 2009, to fill a number of vacancies on Outside Bodies.

Decided: that Councillor Nelson be appointed to fill the vacancies on the following Outside Bodies:

Inverclyde Branch of the Scottish Veterans' Garden City Assoc (Inc)

Lowland Reserve Forces & Cadets Association

Barlinnie Prison Visiting Committee

Renfrewshire Educational Trust - Board

Renfrewshire Valuation Joint Board

River Clyde Homes Board

Councillor Rebecchi entered the meeting at this juncture.

469 Nominations to the Board of River Clyde Homes**469**

There was submitted a report by the Corporate Director Regeneration & Resources advising of a request received from River Clyde Homes that the Council nominate four representatives to serve on the River Clyde Homes Board for the period September 2009 to September 2010.

Decided: that Councillors McKenzie, Clocherty, McCallum and Nelson (as agreed at the previous item) be nominated to serve on the Board of River Clyde Homes for the period September 2009 to September 2010.

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 on the grounds that consideration of the following item involved the likely disclosure of exempt information as defined in paragraph 1 of Part I of Schedule 7(A) of the Act.

470 Appointment of Interim Corporate Director Education & Social Care**470**

There was submitted a report by the Chief Executive seeking formal approval to appoint, as quickly as practicable, an experienced interim manager to undertake the full duties of Corporate Director Education & Social Care following the early retirement of the incumbent on 14 August 2009.

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

Decided:

(1) that the content of the report be approved and that the Chief Executive, in conjunction with the Head of Organisational Development & Human Resources, be authorised to commission a suitably qualified and experienced interim manager to undertake the duties of Corporate Director Education & Social Care until the permanent replacement is appointed; and

(2) that approval be given to the part funding for the appointment of an interim manager from the unallocated General Fund Reserves up to a maximum of £50,000.

EDUCATION AND LIFELONG LEARNING COMMITTEE - 18 AUGUST 2009

Education and Lifelong Learning Committee

Tuesday 18 August 2009 at 3 pm

Present: Provost McCormick, Councillors Blair, Nelson (for Brooks), Clocherty, Rebecchi (for Fyfe), Loughran, McCabe, McKenzie, MacLeod (for Osborne) and Wilson, Rev D Hamilton, Rev C McGranaghan and Father M McMahon, Church Representatives, Mr G Miller, Parent Representative and Mr T Tracey, Teacher Representative.

Chair: Councillor McKenzie presided.

In attendance: Chief Executive, Corporate Director Improvement & Performance, Acting Director of Education, Head of Legal & Administration, Head of Organisational Development & Human Resources, Head of Corporate Communications & Public Affairs, School Estate Manager and Managing Solicitor (Litigation & Advice).

In attendance also: Ms Maggi Allan, Independent Consultant.

Apologies: Councillors Brooks, Fyfe, Grieve and Osborne.

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

471 Review of Admissions and Placing Requests Policy of Inverclyde Council - Independent Consultant's Report 471

There was submitted a report by the Chief Executive appending a copy of the independent review of the policies and procedures for school admissions and placing requests and their operational implementation which had been commissioned by the Council in May 2009.

Ms Maggi Allan, who had carried out the review, was present, spoke to her report and answered questions from Members of the Committee.

Decided:

- (1) that the Committee endorse the findings of the independent review report;
- (2) that approval be given to the recommendations detailed in section 5 of the review report;
- (3) that it be remitted to the Chief Executive to take appropriate steps to ensure that these recommendations are implemented as a matter of urgency, incorporating appropriate changes identified as part of the consultative process; and
- (4) that further reports on the implementation of the recommendations be submitted to the Committee as required.

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 paragraphs 6 and 8 of Part I of Schedule 7(A) of the Act.

472 Inverclyde Academy - Conversion of Pitch to AstroTurf 472

There was submitted a report by the Acting Director of Education advising of the feasibility, costs and implications of converting the pitch at Inverclyde Academy to a Third

EDUCATION AND LIFELONG LEARNING COMMITTEE - 18 AUGUST 2009

Generation (3G) synthetic surface.

(Councillors Wilson and Clocherty left the meeting during consideration of this item of business).

During the course of discussion, it was confirmed that any decision regarding the sale or disposal of land or use of the capital receipt would be considered by the appropriate Committee in due course.

Decided:

- (1) that agreement be given to the installation of a 3G pitch at Inverclyde Academy with associated floodlighting and this be contained within the School Estate Funding Model;
- (2) that it be noted that the annual update of the Financial Model will be considered by the Committee on 8 September 2009 and that this project will be included within the Model;
- (3) that approval be given to the award of the works to Barr Construction as an extension to the Prudential Schools Project in the amount of £456,340.39; and
- (4) that it be remitted to the Acting Director of Education to investigate the feasibility of St Columba's High School utilising the 3G pitch and to report thereon to the Committee.

AUDIT COMMITTEE - 25 AUGUST 2009

Audit Committee

Tuesday 25 August 2009 at 3 pm

Present: Provost McCormick, Councillors Blair, Brooks, Clocherty, Fyfe, Moran (for Loughran), MacLeod, McCallum and Nelson.

Chair: Councillor Blair presided.

In attendance: Corporate Director Regeneration & Resources, Chief Internal Auditor, Head of Performance Management & Procurement, Ms J Buchanan (for Chief Financial Officer) with Mr B Allison (Finance Services) and Mr J Douglas (for Head of Legal & Administration).

Present Also: Mr P Tait, Ms E Boyd, Mr J Cumming and Mr G O'Neill, Audit Scotland.

Apologies: Councillors Ahlfeld and Loughran.

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

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| 473 | <p>Risk Management Progress Report</p> <p>There was submitted a report by the Corporate Director Improvement & Performance on the progress made in risk management since the meeting of the Audit Committee on 28 April 2009.</p> <p>Noted</p> | 473 |
| 474 | <p>External Audit Progress Report</p> <p>There was submitted a report by the Corporate Director Improvement & Performance presenting to Members reports produced by the External Auditors, Audit Scotland, since the last Audit Committee meeting.</p> <p>Decided: that the matters raised in the reports be noted.</p> | 474 |
| 475 | <p>External Audit Action Plans - Outstanding Actions</p> <p>There was submitted a report by the Corporate Director Improvement & Performance advising Members of the status of outstanding actions from External Audit action plans as at 30 June 2009.</p> <p>Decided: that Members note the progress to date in relation to the implementation of External Audit recommendations.</p> | 475 |
| 476 | <p>Internal Audit Progress Report - 6 April to 31 July 2009</p> <p>There was submitted a report by the Corporate Director Improvement & Performance presenting to Members the monitoring report on Internal Audit activity from 6 April to 31 July 2009.</p> <p>Decided: that Members note the progress made by Internal Audit for the period from April to July 2009.</p> | 476 |

AUDIT COMMITTEE - 25 AUGUST 2009

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- 477 Internal Audit Annual Report and Assurance Statement 2008/09 477**
- There was submitted a report by the Corporate Director Improvement & Performance presenting to Members the Internal Audit Annual Report and Assurance Statement for 2008/09 which forms part of the Council's statement on the System of Internal Financial Control.
- Noted**
- 478 Annual Review of Risk Management Activity 2008/09 478**
- There was submitted a report by the Corporate Director Improvement & Performance on progress made in 2008/09 in developing and monitoring a strategic approach to managing risks faced by the Council.
- Decided:** that the Committee note the progress made in 2008/09 in developing, implementing and monitoring a coherent corporate approach to managing risks faced by the Council and the actions required to maintain this level of progress during 2009/10.
- 479 Internal Audit Annual Plan 2009/10 479**
- There was submitted a report by the Corporate Director Improvement & Performance seeking approval for the Internal Audit Annual Plan for 2009/10.
- Decided:** that the Committee approve the Internal Audit Annual Plan for 2009/10.
- 480 Implementation of International Financial Reporting Standards 480**
- There was submitted a report by the Chief Financial Officer advising the Committee of the preparations underway for the implementation of International Financial Reporting Standards (IFRS).
- Decided:** that the Committee note the content of the report and that further reports will be submitted, at regular intervals, outlining progress and further developments.
- The documentation relative to the following item has been treated as exempt information in terms of the Local Government (Scotland) Act 1973 as amended, the nature of the exempt information being that set out in paragraph 1 of Part I of Schedule 7(A) of the Act.**
- 481 Internal Audit Progress Report - Appendix 481**
- There was submitted appendix to the internal audit progress report providing details of special investigations undertaken since the last meeting of the Committee.
- Noted**

HEALTH & SOCIAL CARE COMMITTEE - 27 AUGUST 2009

Health & Social Care Committee

Thursday 27 August 2009 at 3.00 pm

Present: Provost McCormick, Councillors Ahlfeld, Brooks, Dorrian, Grieve, McCabe, McIlwee, MacLeod, Moran and Rebecchi.

Chair: Councillor McIlwee presided.

In attendance: Acting Director Social Work, Head of Community Care & Strategic Services, Head of Support & Development, Mr F Jarvie (for Head of Legal & Administration), Ms A Edmiston (for Chief Financial Officer) and Mr M Bingham (for Head of Corporate Communications & Public Affairs).

Apologies: Councillor Fyfe.

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

482 Modernising Mental Health Services in Inverclyde

482

Members heard a presentation by Ms S McCorry-Rice, Head of Mental Health & Partnerships, Inverclyde Community Health Partnership, on the Clyde Mental Health Strategy update. She then answered a number of questions from Members.

Decided: that the Committee note:-

- (1) the substantial progress and implementation plans that form part of the NHS Greater Glasgow & Clyde Mental Health Modernisation Plan for Inverclyde;
- (2) the arrangements in place with the local authority to take forward the opportunities that this presents in progressing the joint development, integration and management of Health & Social Care Teams and services in Inverclyde; and
- (3) the update of progress on (a) plans for Ravenscraig closure and the new accommodation being developed to replace it and (b) re-provisioning of community and residential provision to shift the balance of care from hospital to community services.

483 Capital Programme 2008/11 - Progress

483

There was submitted a report by the Acting Director Social Care and the Chief Financial Officer (1) updating the Committee in respect of the status of the projects forming the Health & Social Care Capital Programme and (2) highlighting the overall financial position.

Noted

484 Revenue Budget 2009/10 - Period 3

484

There was submitted a report by the Acting Director Social Care and the Chief Financial Officer on the position of the Revenue Budget 2009/10 as at Period 3 (30 June 2009) which was projecting an overspend of £284,000.

Decided:

- (1) that a report on funding for aids & adaptations allocated by Inverclyde Council to local housing associations be submitted to a future meeting of the Committee; and
- (2) that the Committee note the outturn for 2008/09, the current projected overspend for 2009/10 of £284,000 as at 30 June 2009 and the action requested by the Corporate Management Team to progress the projected overspend.

HEALTH & SOCIAL CARE COMMITTEE - 27 AUGUST 2009

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- 485 Social Work Services Performance Report 485**
- There was submitted a report by the Acting Director Social Care on the progress of Social Work Services in achieving the key objectives as set out in the Education & Social Care Directorate Plan and how they have contributed to the achievement of key corporate priorities.
- Decided:**
- (1) that further performance information on direct payments be included in the report to the next Health & Social Care Committee; and
 - (2) that the Committee note that further reports on the performance of Social Work Services will be presented to future meetings of the Health & Social Care Committee.
- Provost McCormick left the meeting at this juncture.
- 486 Social Work Services Complaints Procedure - Annual Report 2008-2009 486**
- There was submitted a report by the Acting Director Social Care informing Members of the annual performance of Social Work Services in respect of the statutory procedures as determined by the Scottish Executive Guidance and Directions on the operation of complaints procedures in respect of Social Work function (SWSG5/1996).
(Provost McCormick returned to the meeting during this item of business).
- Decided:** that the Committee note the annual performance of Social Work Services in respect of the Statutory Complaints Procedure 2008-2009.
- 487 Children's Rights & Information Officer - Annual Report 2008-09 and Work Plan 2009-10 487**
- There was submitted a report by the Acting Director Social Care seeking approval for the Children's Rights & Information Officer's Annual Report 2008-09 and Work Plan for 2009-10.
- Decided:** that the Committee approve the report and authorise its publication and promotion on the Inverclyde Council website.
- 488 Inverclyde Integrated Children's Services Plan 2009-11 488**
- There was submitted a report by the Acting Director Social Care (1) seeking approval for the Integrated Children's Services Plan 2009-11 and (2) highlighting the key achievements of the project and any other work requiring continued attention to improve the integrated service delivery that secures better outcomes for children, young people and families.
- Decided:** that the Committee approve the Integrated Children's Services Plan 2009-11 and authorise its publication as a web only document on the Council website and those of the planning partners.
- 489 Inverclyde Joint Community Care Plan (2009-12) 489**
- There was submitted a report by the Acting Director Social Care (1) seeking approval for the Inverclyde Joint Community Care Plan (2009-12) and (2) informing the Committee of the key priorities for Community Care Services within Inverclyde over the next three years.
- Decided:** that the Committee accept and approve the report and accompanying Inverclyde Joint Community Care Plan (2009-12).

HEALTH & SOCIAL CARE COMMITTEE - 27 AUGUST 2009

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- 490 Criminal Justice Social Work Services Business Plan 2009-2012 490**
- There was submitted a report by the Acting Director Social Care requesting that the Committee approve the Criminal Justice Business Plan 2009-2012.
- Decided:**
- (1) that a representative of HMP Greenock be invited to give a presentation on the prison's Annual Report 2008-09 to a future meeting of the Committee; and
 - (2) that the Committee note and approve the Criminal Justice Business Plan 2009-2012.
- 491 McMillan and Inverclyde Council Welfare Rights Service - 1 March 2008 - 1 March 2009 (Year 1) 491**
- There was submitted a report by the Acting Director Social Care on the work of the McMillan and Inverclyde Council Welfare Rights Service for the period 1 March 2008 to 1 March 2009.
- Noted**
- 492 "Remember I'm Still Me" Care Commission and Mental Welfare Commission Joint Report on the Quality of Care for People with Dementia Living in Care Homes in Scotland 492**
- There was submitted a report by the Acting Director Social Care informing the Committee of the findings and recommendations of the Care Commission and Mental Welfare Commission joint report on the quality of care for people with dementia living in care homes in Scotland, "Remember I'm Still Me", published on 28 May 2009.
- Decided:**
- (1) that the Committee note the findings and recommendations of the Care Commission and Mental Welfare Commission joint report "Remember I'm Still Me"; and
 - (2) that a further report giving details of actions to address the recommendations within Inverclyde be presented to a future meeting of the Committee.
- 493 SWIA Annual Report on Deaths of Looked After Children 2006/2007 493**
- There was submitted a report by the Acting Director Social Care advising of the content of the first annual report produced by the Social Work Inspection Agency (SWIA) which reviews the deaths of all Looked After Children in Scotland, between 30 March 2006 and 30 March 2007.
- Noted**
- 494 Social Work Services - Care Commission Inspection Reports Throughcare Services, Adoption and Fostering Services 494**
- There was submitted a report by the Acting Director Social Care providing Members with information about the first Scottish Commission for the Regulation of Care (Care Commission) graded inspections of the Council's Fostering, Adoption and Throughcare Services undertaken for the year 2008-09.
- Decided:**
- (1) that the Committee's appreciation be conveyed to appropriate staff for achieving the high standards of practice in the Council's residential child care units; and
 - (2) that the contents of the Care Commission Inspection Reports be noted.
- 495 Community Midwifery Unit IRH 495**

HEALTH & SOCIAL CARE COMMITTEE - 27 AUGUST 2009

There was submitted a report by the Acting Director Social Care advising the Committee of the progress being made in respect of the continued development of the Community Midwifery Unit (CMU) at Inverclyde Royal Hospital by NHS Greater Glasgow & Clyde Health Board (GG&C).

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

Decided: that the Committee note the information provided in the report and acknowledge the efforts made by NHS GG&C.

496 Implementation of The Adult Support and Protection (Scotland) Act 2007 and West of Scotland Inter Agency Practice Guidance and Procedures for Adults at Risk of Harm 496

There was submitted a report by the Acting Director Social Care (1) providing an update on the implementation of the Adult Support & Protection (Scotland) Act 2007 and (2) apprising the Committee of the development of West of Scotland Inter Agency Practice Guidance and Procedures for Adults at Risk of Harm.

Decided:

- (1) that the Committee welcome the appointment of Mr Hugh Clark as the independent convener of Inverclyde's Adult Protection Committee;
- (2) that the involvement of the local media to raise awareness of adult protection issues locally and the Council's investment in the Protection Agency where Inverclyde's Adult Protection Unit is established be approved;
- (3) that the Committee approve progressing implementation of the West of Scotland Inter Agency Practice Guidance and Procedures across Inverclyde; and
- (4) that the increased demand placed on Social Work Services as awareness of the Act increases across agencies and the public be noted.

497 Inverclyde Joint Care Board - Minute of Meeting of 18 February 2009 497

There was submitted minute of the meeting of the Inverclyde Joint Care Board of 18 February 2009.

Noted

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 paragraphs 6 and 8 of Part I of Schedule 7(A) of the Act.

498 Annual Report - Contracts Relating to the Provision of Social Care Services 498

There was submitted a report by the Acting Director Social Care providing the Committee with the annual report relating to Social Work Services contractual position for the period 1 April 2008 to 31 March 2009.

Noted

SAFE, SUSTAINABLE COMMUNITIES COMMITTEE - 1 SEPTEMBER 2009

Safe, Sustainable Communities Committee**Tuesday 1 September 2009 at 3.00 pm**

Present: Councillors Ahlfeld, Dorrian, Grieve, MacLeod, McCabe, McIlwee, McKenzie (for Moran), Nelson, Wilson and White.

Chair: Councillor Wilson presided.

In attendance: Corporate Director Environment & Community Protection, Ms M McCabe (for Chief Financial Officer), Head of Environmental Services, Head of Safer Communities, Head of Planning & Housing, Mr J Douglas (for Head of Legal & Administration), Mr M Bingham (for Head of Corporate Communications and Public Affairs), Mr R Lee and Mr W Rice (Housing Team), Mr K Lang, Mr R Graham and Mr D Greenslade (Environmental Services).

Apologies: Councillors Moran and Rebecchi.

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

- | | | |
|------------|--|------------|
| 499 | Revenue Budget 2009/10 - Period 3 | 499 |
| | <p>There was submitted a report by the Chief Financial Officer and the Corporate Director Environment & Community Protection on (1) the 2008/09 Revenue Budget outturn and (2) the position of the Revenue Budget 2009/10 as at Period 3 (30 June 2009) which projected an underspend of £40,000.</p> <p>Noted</p> | |
| 500 | Trading Account Revenue Budget 2009/10 - Period 3 | 500 |
| | <p>There was submitted a report by the Chief Financial Officer and the Corporate Director Environment & Community Protection on (1) the 2008/09 Roads and Vehicle Management Trading Accounts Revenue Budget outturn and (2) the position of the Revenue Budget 2009/10 as at Period 3 (30 June 2009).</p> <p>Noted</p> | |
| 501 | Capital Programme 2009/12 - Progress | 501 |
| | <p>There was submitted a report by the Corporate Director Environment & Community Protection and the Chief Financial Officer on the position of the Capital Programme 2009/12.</p> <p>Noted</p> | |
| 502 | Private Sector Housing Grant: 2008/09 Outturn and 2009/10 Update | 502 |
| | <p>There was submitted a report by the Corporate Director Environment & Community Protection (1) on the outturn of the 2008/09 Private Sector Housing Grant (PSHG) budget and (2) seeking approval for the revised 2009/10 budget following confirmation of the final 2008/09 outturn and the subsequent carry forward of this budget into 2009/10.</p> <p>Decided:</p> <p>(1) that the Committee note the outturn of the 2008/09 budget;</p> <p>(2) that the revised budget for 2009/10 as detailed in the report be approved; and</p> | |

SAFE, SUSTAINABLE COMMUNITIES COMMITTEE - 1 SEPTEMBER 2009

(3) that a report be submitted to the Committee on the utilisation of the Support for Owners Fund.

503 River Clyde Homes - Annual Monitoring Return**503**

There was submitted a report by the Corporate Director Environment & Community Protection providing monitoring information in relation to River Clyde Homes (RCH) as agreed in the Stock Transfer Agreement of December 2007.

Decided:

- (1) that it be noted that River Clyde Homes has submitted an Annual Monitoring Return for 2008/09 as set out in the Stock Transfer Agreement of December 2007;
- (2) that the key points of the second Annual Monitoring Return supplied by River Clyde Homes, as detailed in paragraphs 4.1 - 4.11 of the report, be noted;
- (3) that it be noted that River Clyde Homes will be subject to scrutiny by the Scottish Housing Regulator during the 2009/10 reporting period; and
- (4) that future monitoring reports include information on customer satisfaction.

504 Inverclyde Flood Plan**504**

There was submitted a report by the Corporate Director Environment & Community Protection on the development of a Flood Plan for Inverclyde Council.

Decided:

- (1) that the report be noted;
- (2) that it be remitted to the Corporate Director Environment & Community Protection to establish and chair a Flood Risk Management Working Group consisting of representatives from the various agencies and riparian owners as outlined in the report and that this Group address the issue of collective responsibility for flood risk management within Inverclyde; and
- (3) that an action plan be developed on the issues raised in the report including timescales and resources.

Councillor McKenzie left the meeting at this juncture.

505 Lighting Maintenance Term Contract 2010 - 2014(15)**505**

There was submitted a report by the Corporate Director Environment & Community Protection seeking approval (1) to issue a tender for the period 2010 - 2014(15) covering all aspects of road and stairlighting maintenance within the responsibility of Environmental Services (Roads) and (2) to advertise the contract in the Official Journal of the European Union.

During the course of discussion on this item, the Head of Environmental Services was requested to investigate any opportunities for shared services in the tender process and this was agreed.

Decided:

- (1) that approval be given to the issue of the tender for road lighting maintenance commencing in June 2010 for a period of four years with an option to extend by a further year;
- (2) that approval be given to the placing of an advertisement in the Official Journal of the European Union as required under the Council's Standing Orders relating to Contracts; and
- (3) that it be remitted to the Head of Environmental Services in conjunction with the Head of Legal & Administration, Chief Financial Officer and Head of Performance Management & Procurement to process the tender in accordance with the Council's policies.

506 Disabled Persons' Parking Places (Scotland) Act 2009**506**

There was submitted a report by the Corporate Director Environment & Community Protection advising the Committee of the duties imposed on Local Authorities as a result of the Disabled Persons' Parking Places (Scotland) Act 2009.

(Councillors McIlwee, Dorrian and Nelson left the meeting during consideration of this item of business).

Decided:

- (1) that the obligations placed upon the Council by the Disabled Persons' Parking Places (Scotland) Act 2009 be noted;
- (2) that it be remitted to the Corporate Director Environment & Community Protection to carry out a survey to determine the number of advisory Disabled Persons Parking Places (DPPPs) requiring Traffic Regulation Orders within the Council's estate along with the associated costs of promoting these Orders and to report the findings to a future meeting of the Committee;
- (3) that it be remitted to the Corporate Director Environment & Community Protection to promote the proper use of parking places for disabled persons vehicles;
- (4) that it be remitted to the Corporate Director Environment & Community Protection to promote TROs for DPPPs, at a cost agreed with the Chief Financial Officer, on request from other public bodies or private land owners who provide parking facilities for the public; and
- (5) that it be remitted to the Corporate Director Environment & Community Protection to prepare an annual report detailing performance of the Council's functions in relation to parking places for disabled persons vehicles, to publish the report and to forward this to the Scottish Ministers.

507 Proposed Traffic Regulation Order - Millhouse Road Bridge, Inverkip (24 Tonne Weight Restriction Revocation) Order 2009**507**

There was submitted a report by the Corporate Director Regeneration & Resources recommending the making of a Traffic Regulation Order to revoke the existing Inverclyde Council Millhouse Road, Inverkip (24 Tonne Weight Restriction) Order 2000 which is no longer required.

Decided: that The Inverclyde Council be recommended to make a Traffic Regulation Order - Millhouse Road Bridge, Inverkip (24 Tonne Weight Restriction Revocation) Order 2009 and that it be remitted to the Head of Environmental Services and Head of Legal & Administration to arrange for implementation of the Order.

508 Proposed Traffic Regulation Order - Belhaven Street Bridge, Port Glasgow (7.5 Tonne Weight Restriction Revocation) Order 2009**508**

There was submitted a report by the Corporate Director Regeneration & Resources recommending the making of a Traffic Regulation Order to revoke the existing Inverclyde Council Belhaven Street Bridge, Port Glasgow (7.5 Tonne Weight Restriction) Order 2002 which is no longer required.

Decided: that The Inverclyde Council be recommended to make a Traffic Regulation Order - Belhaven Street Bridge, Port Glasgow (7.5 Tonne Weight Restriction Revocation) Order 2009 and that it be remitted to the Head of Environmental Services and Head of Legal & Administration to arrange for implementation of the Order.

509 Draft Housing (Scotland) Bill: A Consultation**509**

SAFE, SUSTAINABLE COMMUNITIES COMMITTEE - 1 SEPTEMBER 2009

There was submitted a report by the Corporate Director Environment & Community Protection informing the Committee of the Right to Buy and Scottish Housing Regulator proposals contained within the "Draft Housing (Scotland) Bill: A Consultation" published by the Scottish Government in April 2009 and of the response made by Inverclyde Council.

Decided:

- (1) that the Committee note the publication of the "Draft Housing (Scotland) Bill: A Consultation" by the Scottish Government; and
- (2) that approval be given to the officer response submitted on behalf of Inverclyde Council as detailed in the appendix to the report.

510 Retaining Social Rented Housing through Pressured Area Status

510

There was submitted a report by the Corporate Director Environment & Community Protection on the implications of applying for and securing Pressured Area Status (PAS) for the settlements of Kilmacolm, Inverkip, Wemyss Bay and Gourock. (Councillor Nelson returned to the meeting during consideration of this item of business).

Decided:

- (1) that the Committee note the case made for and against applying for Pressured Area Status particularly in terms of the numbers that would be affected at present and the lack of supporting evidence currently held by Inverclyde Council; and
- (2) that the Committee endorse the option of waiting until the results of the Housing Needs and Demand Assessment are available and the outcome of consultation on the Draft Housing (Scotland) Bill is known next year to assess whether PAS is a viable and appropriate mechanism for retaining more social rented housing in the settlements of Kilmacolm, Inverkip, Wemyss Bay and Gourock.

511 Inverclyde Local Plan 2005: Proposed Supplementary Planning Guidance on Wind Farms

511

There was submitted a report by the Corporate Director Environment & Community Protection (1) on the preparation of supplementary planning guidance on wind farm developments and (2) seeking endorsement of the consultative draft and approval of its publication for targeted consultation, in accordance with the Planning Act.

Decided:

- (1) that the Committee endorse the preparation of the consultative draft supplementary guidance subject to the inclusion of the word "some" before "scientists" in line 3 of the introduction; and
- (2) that approval be given for the publication of the guidance for targeted consultation.

512 Dog Kennelling - Approval to Negotiate and Enter into a Contract with a Unique Supplier

512

There was submitted a report by the Corporate Director Environment & Community Protection advising of the use of the powers delegated to the Chief Executive to grant approval to negotiate and enter into a contract with the SSPCA for the kennelling and re-homing of unclaimed stray dogs.

Noted

513 Real Nappy Promotion

513

SAFE, SUSTAINABLE COMMUNITIES COMMITTEE - 1 SEPTEMBER 2009

There was submitted a report by the Corporate Director Environment & Community Protection (1) providing an update on the short life Real Nappy Promotion and (2) seeking approval for extension of the scheme.

Decided: that the Committee endorse the Real Nappy Promotion as an ongoing campaign.

514 Zero Waste Fund - Proposed Spending Profile

514

There was submitted a report by the Corporate Director Environment & Community Protection advising the Committee of the proposed expenditure from the Zero Waste Fund.

Decided:

- (1) that the Committee note the contents of the report and the targets for waste diversion and recycling; and
- (2) that the options identified for utilising the sums allocated be progressed and that the diversion performance be monitored.

515 Food Waste Trial and Proposed Future Delivery

515

There was submitted a report by the Corporate Director Environment & Community Protection (1) providing an update on the food waste trial funded by the Scottish Government for one year and (2) advising of options for continuation of a food waste collection service.

Decided:

- (1) that the report be noted;
- (2) that it be remitted to the Corporate Director Environment & Community Protection to advise participants of the termination of the trial scheme; and
- (3) that a further report be submitted to the Committee with detailed costs of any future service options for the collection of food waste.

516 Compost to Go Scheme

516

There was submitted a report by the Corporate Director Environment & Community Protection (1) on the "Compost to Go" service which provides compost to residents of Inverclyde and (2) seeking approval for implementation of the scheme.

Decided: that the Committee endorse a "Compost to Go" scheme for residents who live within the Inverclyde area.

PLANNING BOARD - 2 SEPTEMBER 2009

Planning Board

Wednesday 2 September 2009 at 3 pm

Present: Councillors Brooks, Dorrian, Blair (for Fyfe), Grieve, Loughran, McCallum, McKenzie, Nelson, Rebecchi and Wilson.

Chair: Councillor Wilson presided.

In attendance: Head of Planning & Housing, Mr D Greenslade (for Head of Environmental Services), Mr D Ashman (Planning Services) and Mr H McNeilly (for Head of Legal & Administration).

Apologies: Councillors Fyfe and Moran.

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

517 PLANNING APPLICATIONS SUBMITTED FOR CONTINUED CONSIDERATION

517

**(a) Alterations and extension to dwellinghouse:
22 Broomberry Drive, Gourock (09/0148/IC)**

There was submitted a report by the Head of Planning & Housing regarding an application by Mr & Mrs Dhesi for alterations and extension to the dwellinghouse at 22 Broomberry Drive, Gourock (09/0148/IC), consideration of which had been continued from the meeting of 5 August 2009 for a site visit.

Councillor Blair entered the meeting during consideration of this item of business.

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

- (1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997; and
- (2) that no development shall commence on site until details of the proposed wall finish have been submitted to and approved, in writing, by the Planning Authority, in the interests of visual amenity and to ensure the satisfactory completion of the development.

**(b) Erection of 18 flats:
2 Highholm Street, Port Glasgow (08/0274/IC)**

There was submitted a report by the Head of Planning & Housing regarding an application by Avid Developments Ltd for the erection of 18 flats at 2 Highholm Street, Port Glasgow (08/0274/IC), consideration of which had been continued from the meeting of 5 August 2009 for a site visit.

The report recommended that planning permission be granted.

Decided: that consideration of the application be continued further to allow the Head of Planning & Housing to discuss the congestion at the hammerhead turning point with both the applicant and the owner of the neighbouring site which is also the subject of a planning application.

518 PLANNING APPLICATIONS

518

PLANNING BOARD - 2 SEPTEMBER 2009

There were submitted reports by the Head of Planning & Housing on the following applications, together with letters of objection and support where submitted, which were dealt with as follows:-

**(a) Erection of station building and reconfiguration of car park:
Gourock Station, Station Road, Gourock (09/0153/IC)**

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

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

(1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997;

(2) that prior to their use, samples of the facing materials to be used in the construction of the station and shelter hereby permitted shall be submitted to and approved, in writing, by the Planning Authority. Development shall thereafter be implemented using the approved materials unless otherwise agreed in writing by the Planning Authority, to ensure that the materials and colours are appropriate for this important building in Gourock Town Centre;

(3) that the reconfigured car park shall be surfaced to final wearing course in materials to be approved, in writing, by the Planning Authority. It shall be lined, lighting installed and the bus/taxi shelter erected, all prior to the new station building hereby permitted being brought into use, to ensure that parking and transport facilities are completed to appropriate standard prior to the associated station building coming into use;

(4) that the applicant shall facilitate the enforcement of unauthorised parking in the disabled persons parking places indicated on the approved plan by a method to be agreed, in writing, by the Planning Authority, to ensure that disabled persons car parking provision is made and controlled to the benefit of disabled car users;

(5) that a flood risk assessment in relation to the proposed station building shall be submitted to and approved, in writing, by the Planning Authority prior to the building subject of this planning permission coming into use; and

(6) that all necessary works identified and approved, in writing, as being required to protect the proposed station building as a result of the flood risk assessment, approved in compliance with condition (5), shall be implemented and completed to the satisfaction of the Planning Authority prior to December 2011, conditions (5) and (6) being imposed to ensure that any necessary works required to be implemented to prevent the proposed station building from flooding.

**(b) Formation of off-street parking space:
16 Glamis Place, Greenock (09/0211/IC)**

The report recommended that planning permission be granted.

After discussion, Councillor Blair moved that planning permission be refused on the grounds that the proposals would be detrimental to the streetscape at Glamis Place and would create a precedent for further applications.

As an amendment, Councillor Wilson moved that planning permission be granted. On a vote, 2 Members voted for the amendment and 6 for the motion which was declared carried.

Decided: that planning permission be refused on the grounds that the proposals would be detrimental to the streetscape at Glamis Place and would create a precedent for future applications.

PLANNING BOARD - 2 SEPTEMBER 2009

- (c) **Erection of 145 houses:**
Kilmacolm Road, Burnhead Street, Hillside Road, Corlic Street, Millar Street and Strone Crescent, Greenock (09/0119/IC)

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

(1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997;

(2) 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. 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 the interests of environmental protection;

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

(4) 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 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;

(5) 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;

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

(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

PLANNING BOARD - 2 SEPTEMBER 2009

gives its prior written approval to any alternatives, to ensure a continuity of building materials in this part of Greenock;

(8) that no development shall commence until fully detailed landscaping proposals have been submitted to and approved, in writing, by the Planning Authority. The approved scheme of landscaping shall thereafter be completed within the first planting season following completion of the 145 houses and any specimens that in the subsequent 5 years die, become diseased or are damaged shall be replaced in the next planting season with a similar specimen, unless the Planning Authority gives its prior written approval to any alternatives, to ensure the provision of a quality landscape setting for the development; and

(9) that prior to the occupation of the 90th house approved by this planning permission, details of a play area to be located adjacent to Auchmountain Halls shall be submitted to and approved, in writing, by the Planning Authority and implemented to the satisfaction of the Planning Authority, to ensure that appropriate play provision is provided in the vicinity of the development.

**(d) Erection of 102 houses:
Parkhill Avenue, Port Glasgow (08/0261/IC)**

Decided: that planning permission be granted, subject to the conclusion of a landscape bond in respect of the provision of landscaping within the site and the following conditions:-

(1) that the development to which this permission relates must be begun within three years from the date of this permission, to comply with Section 58 of the Town and Country Planning (Scotland) Act 1997;

(2) 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 the interests of environmental protection;

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

(4) 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 are not 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;

(5) 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

PLANNING BOARD - 2 SEPTEMBER 2009

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;

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

(7) that no development shall commence until fully detailed landscaping proposals have been submitted to and approved, in writing, by the Planning Authority. The approved scheme of landscaping shall be completed to the satisfaction of the Planning Authority in compliance with an implementation programme to be agreed, in writing, by the Planning Authority. Any trees or shrubs, including hedging on the site, which in the opinion of the Planning Authority are dying, severely damaged or diseased within 5 years of planting shall be replaced by others of similar specification to those originally planted, to ensure the provision of a quality landscape setting for the development;

(8) that the applicant shall submit to the Planning Authority, for approval, full details of play provision. Before occupation of the 26th house granted by this planning permission, the play provision, as approved, shall be completed to the satisfaction of the Planning Authority, to ensure play provision in accordance with Local Plan Policy H11 and the Council's PPAN 3;

(9) that no development shall commence until samples of all external finishes and details of all boundary treatments have been submitted to and approved in writing by the Planning Authority, to ensure a continuity of building materials in this part of Port Glasgow; and

(10) that prior to the start of any work on site, the applicant shall submit, for the written approval of the Planning Authority, details of the management of all water culverts. Any necessary works arising from the approved culvert management details shall be completed prior to any house building commencing, to prevent flooding offsite and to comply with the requirements of SEPA.

519 **ADVERTISEMENT CONSENT APPEAL - PORT GLASGOW PROTESTANT ATHLETIC CLUB, CHAPELTON STREET, PORT GLASGOW (09/0011/CA)**

519

There was submitted a report by the Head of Planning & Housing advising that following the decision of the Board at the meeting held on 6 May 2009 to refuse advertising consent for the display of an internally illuminated 48 sheet advertising hoarding on the north elevation at the Port Glasgow Protestant Athletic Club, Chapleton Street, Port Glasgow (09/0011/CA) and the subsequent appeal to Scottish Ministers against that refusal, the Reporter appointed by the Scottish Government had issued his decision which was to dismiss the appeal.

Noted

REGENERATION COMMITTEE - 3 SEPTEMBER 2009

Regeneration Committee

Thursday 3 September 2009 at 3.00 pm

Present: Councillors Ahlfeld, Rebecchi (for Blair), Clocherty, Loughran, McCallum, McCabe, McKenzie, Grieve (for MacLeod), Nelson, Osborne and White.

Chair: Councillor Clocherty presided.

In attendance: Corporate Director Regeneration & Resources, Mr H MacMaster (for Chief Financial Officer), Head of Economic & Social Regeneration, Mr H McNeilly (for Head of Legal & Administration), Head of Property Resources & Facilities Management, Head of Corporate Communications & Public Affairs, Libraries Manager and Physical Investment Services Manager.

Apologies: Councillors Blair and MacLeod.

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

The Convener being of the opinion that the undernoted item was relevant, competent and urgent moved its consideration in terms of the relevant Standing Order to allow the Committee to consider the matter at the earliest opportunity. This was agreed unanimously.

520 Myths and Legends Festival - "Big Man Walking"

520

Mr W Wilson, Community Services Manager, and Ms C Henderson, Arts Development Officer, were present together with Mr S McIntyre and Mr J Clarke, the Puppet Lab. Mr McIntyre made a presentation on proposals to hold a community event "Big Man Walking" as part of the Myths and Legends Festival on 6 and 7 November 2009 and answered a number of questions from Members.

Decided: that approval be given to the "Big Man Walking" community event as part of the Myths and Legends Festival.

Mr Wilson, Ms Henderson, Mr McIntyre and Mr Clarke departed from the meeting at this juncture.

521 Revenue Budget 2009/10 - Period 3

521

There was submitted a report by the Chief Financial Officer and the Corporate Director Regeneration & Resources on (1) the Revenue Budget 2008/09 outturn and (2) the position of the Revenue Budget 2009/10 as at Period 3 (30 June 2009) which showed a projected underspend of £64,000.

Decided:

(1) that the outturn for 2008/09 and the current projected underspend of £64,000 as at 30 June 2009 be noted; and

(2) that the virement requests totalling £55,000 as detailed in paragraphs 8.1 and 8.2 and appendix 4 of the report be approved.

522 Building Services Trading Account Revenue Budget Outturn 2008/09 and Revenue

522

REGENERATION COMMITTEE - 3 SEPTEMBER 2009

Budget 2009/10 - Period 3

There was submitted a report by the Chief Financial Officer and the Corporate Director Regeneration & Resources on (1) the Building Services Trading Account 2008/09 outturn and (2) the position of the Trading Account 2009/10 as at Period 3 (30 June 2009) which showed a projected surplus of £118,000.

Decided:

- (1) that the outturn for 2008/09 and the current projected surplus of £118,000 as at 30 June 2009 be noted; and
- (2) that the virement requests totalling £815,000 as detailed in paragraph 7.2 and appendix 3 of the report be approved.

523	Capital Programme 2009/10 to 2011/12 - Progress	523
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There was submitted a report by the Corporate Director Regeneration & Resources and the Chief Financial Officer on the position of the Capital Programme 2009/10 to 2011/12.

Noted

524	Regeneration and Resources Directorate Performance Report	524
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There was submitted a report by the Corporate Director Regeneration & Resources on the performance of Property Resources & Facilities Management and Economic & Social Regeneration in achieving their key objectives as set out in the Regeneration and Resources Directorate Plan 2008-2011 and how they have contributed to the achievement of key corporate priorities.

Decided: that the Committee endorse the performance information contained in the report and note that further reports on performance will be presented to future meetings of the Committee.

525	Area Renewal Fund Update	525
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There was submitted a report by the Corporate Director Regeneration & Resources (1) advising of progress made in relation to the establishment of Area Renewal Task Groups and (2) seeking approval of funding proposals.

Decided:

- (1) that the Committee note the progress being made by the Area Renewal Strategy Group regarding the re-establishment of Area Renewal Task Groups;
- (2) that the current budget position of the Area Renewal Fund be noted;
- (3) that approval be given to the provision of funding of £100,000 from the Area Renewal Fund for the Gibshill Community Centre project, subject to (a) a bid to the BIG Lottery Fund being successful and (b) approval of the business plan by the Corporate Director Regeneration & Resources and the Chief Financial Officer;
- (4) that approval in principle be given to the provision of funding of £75,000 from the Area Renewal Fund for the Clune Park Community Centre project subject to (a) the conditions set out in section 5.3 of the report and (b) approval of the business plan by the Corporate Director Regeneration & Resources and the Chief Financial Officer; and
- (5) that it be remitted to the Corporate Director Regeneration & Resources to report to a future meeting of the Committee on the position relating to the conditions imposed in respect of the Clune Park Community Centre project as set out in section 5.3 of the report.

526	Future Jobs Fund	526
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REGENERATION COMMITTEE - 3 SEPTEMBER 2009

There was submitted a report by the Corporate Director Regeneration & Resources advising that the partnership bid led by the Council for £1.56M from the DWP's Future Jobs Fund to employ a total of 240 people over 18 months had been successful.

Decided:

- (1) that the Committee note that external funding has been secured from the Future Jobs Fund for Inverclyde in the amount of £1.56M to assist young people into employment and that it be remitted to the Corporate Director Regeneration & Resources to accept the funding;
- (2) that it be remitted to the Corporate Director Regeneration & Resources to form a strategic alliance with Inverclyde Community Development Trust for the purposes of the delivery of the programme;
- (3) that authority be delegated to the Corporate Director Regeneration & Resources in consultation with the Chief Financial Officer to submit grant applications to funding sources which, when used in conjunction with the Future Jobs Fund, may enhance the products available to project recipients during the life of the programme; and
- (4) that the Committee's appreciation be conveyed to the appropriate staff in securing funding from the Future Jobs Fund.

527 European Structural Funds Update

527

There was submitted a report by the Corporate Director Regeneration & Resources (1) advising the Committee, as part of the regular reporting regime, of the performance of the Inverclyde Community Partnership European Bid, and (2) advising of an application for further European Funding to support employability services.

Decided: that the performance of the Inverclyde Integrated Employability Programme be noted and that agreement be given in retrospect to the submission of applications to the European Social Fund and European Regional Development Fund to continue delivery of employability services within Inverclyde.

528 Deprived Area Fund

528

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval to contribute to a consortium bid to the Deprived Area Fund to deliver deprived area outreach services provision in Ayrshire, Dumfries & Galloway and Inverclyde.

Decided: that approval be given to the submission of a consortium bid to the Deprived Area Fund, to be led by East Ayrshire Council.

529 Coronation Park - Heritage Lottery Fund Bid

529

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval to submit a bid for the development of Coronation Park, Port Glasgow to the Parks for People element of the Heritage Lottery Fund.

Decided:

- (1) that approval in principle be given to the submission of a bid to develop Coronation Park, Port Glasgow to the Parks for People Fund; and
- (2) that it be remitted to the Corporate Director Regeneration & Resources to explore match funding opportunities to assist the bid and that authority be delegated to him to progress the bid to submission stage once match funding has been secured.

530 Libraries and Museum Service Plan

530

REGENERATION COMMITTEE - 3 SEPTEMBER 2009

There was submitted a report by the Corporate Director Regeneration & Resources seeking endorsement of the Libraries and Museum Service Plan 2009-12.

Decided:

- (1) that the Libraries and Museum Service Plan 2009-12 appended to the report be adopted; and
- (2) that the Committee's congratulations be conveyed to the appropriate staff in achieving the Investors in People status with an additional bronze award.

531 Inverclyde Community Engagement Strategy - Implementation Plan

531

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval of the Community Engagement Strategy Implementation Plan prior to its submission to the Inverclyde Alliance Board.

Decided:

- (1) that the Community Engagement Strategy Implementation Plan appended to the report be approved;
- (2) that it be remitted to the Council's Corporate Directors to appoint Community Engagement Champions from within each service area; and
- (3) that the Head of Economic & Social Regeneration submit a progress report on the Implementation Plan to the Committee, following the Plan's review date of May 2010.

532 Inverclyde's Tourism Action Plan

532

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval of the action plan arising from the Inverclyde Tourism Strategy 2009-2016.

Decided: that the Inverclyde Tourism Action Plan appended to the report be approved as a companion document to the Inverclyde Tourism Strategy 2009-2016.

533 Strategic Leisure Sites

533

There was submitted a report by the Corporate Director Regeneration & Resources (1) on the progress of the strategic leisure sites programme and (2) providing a revised cost model for year 1.

Decided:

- (1) that the progress of the strategic leisure sites programme be noted;
- (2) that approval be given to the allocation of funds to the pitches set out in paragraph 4.4 of the report from the approved budget and the re-profiling of the indicative profile set out in appendix 1 of the report;
- (3) that authority be delegated to the Corporate Director Regeneration & Resources to select appropriate tenderers and issue tender documents for the delivery of:-
 - the track and stadium upgrade and associated shielding works in respect of the Ravenscraig Stadium proposal and acceptance of the lowest or most economically advantageous tender in accordance with the Council's Standing Orders, Financial Regulations and European Procurement Directives;
 - the 1st synthetic football pitch in respect of the Parklea enabling works and acceptance the lowest or most economically advantageous tender in accordance with the Council's Standing Orders and Financial Regulations;
 - the community stadium, pavilion, drainage improvements and associated infrastructure works in respect of the main Parklea works and acceptance of the lowest or most economically advantageous tender in accordance with the Council's Standing Orders, Financial Regulations and European Procurement Directives;

REGENERATION COMMITTEE - 3 SEPTEMBER 2009

- the sport centre, pitches, drainage improvements and associated infrastructure works in respect of the Rankin Park works and acceptance of the lowest or most economically advantageous tender in accordance with the Council's Standing Orders, Financial Regulations and European Procurement Directives;
 - the upgrading and development improvements and associated infrastructure works in respect of the Gourock Park amphitheatre works and acceptance of the lowest or most economically advantageous tender in accordance with the Council's Standing Orders, Financial Regulations and European Procurement Directives;
 - the upgrading and development improvements and associated infrastructure works in respect of the Gourock Pool works and acceptance of the lowest or most economically advantageous tender in accordance with the Council's Standing Orders, Financial Regulations and European Procurement Directives;
- (4) that it be remitted to the Corporate Director Regeneration and Resources to present update reports on the programme delivery to every second meeting of the Committee; and
- (5) that the Committee's appreciation be conveyed to the relevant staff in Economic & Social Regeneration and Property Resources & Facilities Management for the work involved in progressing the strategic leisure sites programme.
- (Councillors White and Ahlfeld left the meeting following consideration of this item of business).

534 Port Glasgow Roundabout Update**534**

There was submitted a report by the Corporate Director Regeneration & Resources on the current position on a request from the Port Glasgow Traders' Association regarding the construction of a spur road from the existing A8 roundabout connecting the A8 with Brown Street.

(Councillors White and Ahlfeld returned to the meeting during consideration of this item of business).

Decided: that it be noted that Transport Scotland is not supportive of the proposal to extend the access/egress provision on the existing A8 roundabout and that Gallaghers be encouraged to fulfil their development proposals for their development site.

535 Report on the Use of Contractor for Emergency Works**535**

There was submitted a report by the Corporate Director Regeneration & Resources seeking homologation of actions taken by officers to instruct the term contractor, Alba Engineering Company, to carry out emergency remedial works to the heating and plumbing installations at St Stephen's High School to ensure the school was in a safe and functional condition to re-open in August 2009 for the new school term.

Noted

536 Kilmacolm New Village Centre**536**

There was submitted a report by the Corporate Director Regeneration & Resources (1) providing an update on the progress of the Kilmacolm New Village Centre project and (2) seeking agreement in relation to the naming of the Centre.

Decided:

- (1) that the Committee note the progress to date with regard to the Kilmacolm New Village Centre; and
- (2) that it be agreed the centre be named the Cargill Centre and that the name be displayed at the centre in a manner satisfactory to the Cargill Trust.

REGENERATION COMMITTEE - 3 SEPTEMBER 2009

537 Audit Scotland: Asset Management in Local Government**537**

There was submitted a report by the Corporate Director Regeneration & Resources on the results of the publication by Audit Scotland of the report on Asset Management in Local Government undertaken on behalf of the Accounts Commission.

Decided:

- (1) that the outcome of the Audit Scotland report on Asset Management in Local Government be noted;
- (2) that the checklist for Elected Members set out in appendix 2 to the report be approved; and
- (3) that the Committee confirm that a formally agreed action plan for meeting the report's recommendations be remitted to the Corporate Director Regeneration & Resources for development and for consideration at the Corporate Management Team.

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	Paragraphs(s)
Community Facilities/Outdoor Leisure - Efficiency Review Update	6
Gourock Central Development	2, 6 and 9
Ground at Upper Bow, Greenock	2, 6 and 9
Play Area at Auchmountain Hall, Maukinhill	2, 6 and 9
Ground at Kempock Street, Gourock	2, 6 and 9
Proposed Demolition - Gourock Cemetery Lodge, Gourock	2, 6 and 9
Horticultural Facility - Parklea, Port Glasgow	2, 6 and 9
Lease of Premises: McLeod Street, Greenock	2, 6 and 9

538 Community Facilities/Outdoor Leisure - Efficiency Review Update**538**

There was submitted a report by the Corporate Director Regeneration & Resources (1) updating the Committee in respect of the efficiency reviews carried out on community facilities and outdoor leisure and (2) advising of progress with discussion with experienced Leisure Trusts regarding the management of community and outdoor leisure facilities.

Councillors Ahlfeld, McKenzie and White declared an interest in this item as Board members of Inverclyde Leisure. They also formed the view that the nature of their interest and of the item of business did not preclude their continued presence in the Chamber or their participation in the decision making process.

REGENERATION COMMITTEE - 3 SEPTEMBER 2009

Following consideration, the Committee agreed to the recommendations set out in the report and to take action, all as detailed in the appendix.
(Councillor McCabe left the meeting following consideration of this item of business).

539 **Gourock Central Development** 539

There was submitted a report by the Corporate Director Regeneration & Resources on the progress with development options at the Central Gourock area and the Committee agreed to take action, all as detailed in the appendix.
(Councillor McCabe returned to the meeting during consideration of this item of business and Councillor McKenzie left following its consideration).

540 **Ground at Upper Bow, Greenock** 540

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval for the transfer of an area of ground at Upper Bow, Greenock and the Committee agreed to the action recommended, all as detailed in the appendix.

541 **Play Area at Auchmountain Hall, Maukinhill** 541

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval to transfer the play area at Auchmountain Hall, Maukinhill to support the upgrading proposals and planning solution within the area and the Committee agreed to take action, all as detailed in the appendix.

542 **Ground at Kempock Street, Gourock** 542

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval to re-advertise a site at Kempock Street, Gourock for sale on the open market.

Councillor White expressed the view that consideration of the matter was not competent in terms of Standing Orders as six months had not elapsed since the decision of the Committee at the meeting held on 12 March. Following discussion, however, it was agreed that further consideration of the matter would not be contrary to the decision of the Committee at its meeting on 12 March and that the Committee consider the report. Councillor White requested that his dissatisfaction at the item being considered be recorded.

Following consideration, the Committee agreed to continue consideration of the matter, all as detailed in the appendix.

(Councillor Rebecchi left the meeting at this juncture).

543 **Proposed Demolition - Gourock Cemetery Lodge, Gourock** 543

There was submitted a report by the Corporate Director Regeneration & Resources seeking approval for the demolition of Gourock Cemetery Lodge as the property is in a dilapidated and unusable condition.

Decided:

(1) that Gourock Cemetery Lodge, Gourock be declared surplus to requirements; and

(2) that approval be given to the demolition of Gourock Cemetery Lodge and the buildings at the cemetery entrance, that the solum be graded and landscaped to enhance the entrance area and that it be remitted to the Corporate Director Regeneration &

Resources to act accordingly.

544 Horticultural Facility - Parklea, Port Glasgow

544

There was submitted a report by the Corporate Director Regeneration & Resources on the outcome of the tendering exercise for the proposed sub-lease of the horticultural facility at Parklea, Port Glasgow.

Decided:

- (1) that approval be given to entering into sub-leasing arrangements with Parklea Branching Out in respect of the horticultural facility at Parklea, Port Glasgow; and
- (2) that, if necessary, authority be delegated to the Corporate Director Regeneration & Resources to seek appropriate permissions from the Scottish Government to proceed to enter into sub-leasing arrangements with Parklea Branching Out.

545 Lease of Premises: McLeod Street, Greenock

545

There was submitted a report by the Corporate Director Regeneration & Resources seeking consent to renew and extend the lease of land at McLeod Street, Greenock and the Committee agreed to the action recommended, all as detailed in the appendix.

EDUCATION AND LIFELONG LEARNING COMMITTEE - 8 SEPTEMBER 2009

Education and Lifelong Learning Committee

Tuesday 8 September 2009 at 4 pm

Present: Councillors Rebecchi (for Blair), Brooks, Clocherty, Fyfe, Grieve, Loughran, McCabe, McKenzie, Osborne and Wilson, Rev C McGranaghan and Father M McMahon, Church Representatives, Mr G Miller, Parent Representative and Mr T Tracey, Teacher Representative.

Chair: Councillor McKenzie presided.

In attendance: Acting Director of Education, Head of Lifelong Learning & Educational Support, Head of Support & Development, Head of School Estate Projects, School Estate Manager, Mr I Cameron (for Chief Financial Officer), Mr H McNeilly (for Head of Legal & Administration) and Mr M Bingham (for Head of Corporate Communications & Public Affairs).

Apologies: Councillor Blair and Rev W Hamilton.

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

546 Outdoor Education

546

There was submitted a report by the Acting Director of Education providing an evaluation of the outdoor education residential experience to Broomlee (Scottish Outdoor Education Centres) provided for Primary 6 pupils within Inverclyde in 2008/09, utilising the £80,000 funding allocated to outdoor education in last year's budget settlement.

Mrs Isobel Lind, Head Teacher of Aileymill Primary School was present with Emily Houston and Ross Bevan, pupils of Ravenscraig Primary School, who spoke to the Committee on their experience of the residential trip to Broomlee.

Decided: that the Committee approve the use of the £80,000 funding allocated to outdoor education in last year's budget settlement and acknowledge the success of the two day residential experience to Broomlee for all Primary 6 pupils in Inverclyde.

547 Revenue Budget 2009/10 - Period 3

547

There was submitted a report by the Chief Financial Officer and the Acting Director of Education on the 2008/09 Revenue Budget outturn and the 2009/10 position as at period 3 (30 June 2009) which was projected to be on budget.

Decided:

- (1) that the Committee note the final outturn for 2008/09 and the current projected outturn for 2009/10 as at 30 June 2009; and
- (2) that approval be given to the virement request totalling £120,000 as detailed in appendix 3 to the report.

548 Capital Programme 2009/12 - Progress

548

There was submitted a report by the Acting Director of Education and the Chief Financial Officer on the progress of the Capital Programme 2009/12.

Decided:

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

EDUCATION AND LIFELONG LEARNING COMMITTEE - 8 SEPTEMBER 2009

(2) that approval be given to the cost increases in the various projects detailed in paragraph 8.2 and appendix 2; and

(3) that approval be given to the use of the balance of the 2009/10 lifecycle fund for Phase 1 of the refurbishment of Ardgowan Primary School.

549 Education Service Performance Report - May to July 2009

549

There was submitted a report by the Acting Director of Education (1) advising of the progress made by Education Services during the period May to July 2009 in relation to achieving the service objectives and (2) explaining how this has contributed to the achievement of key corporate priorities.

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

Decided: that the report be approved.

550 Update on School Estate Management Plan

550

There was submitted a report by the Acting Director of Education (1) providing an update on the three aspects on the School Estate Management Plan (SEMP): the Prudential Schools Project, the PPP Schools Project and the Capital Programme and (2) proposing the development of a Project Board structure for the SEMP.

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

Decided:

(1) that the progress of the Prudential Schools Project be noted;

(2) that the progress of the PPP Schools Project be noted;

(3) that approval be given to the establishment of SEMP Programme Boards and Development Groups;

(4) that the details of the capital projects completed during the summer holiday period be noted; and

(5) that the School Estate Team's programme for future projects be noted.

551 Consultation on Additional Support Needs

551

There was submitted a report by the Acting Director of Education (1) setting out options for the future provision of Additional Support Needs and (2) requesting the Committee to approve the issue of a consultation document in this regard.

Decided:

(1) that approval be given to the issue of the consultation document set out in the appendix to the report; and

(2) that the outcome of the consultative process be reported to a future meeting of the Committee.

552 Review of School Estate Funding Model 2009

552

There was submitted a report by the Acting Director of Education providing an update in respect of the status of the School Estate Management Plan following the annual review.

Decided:

(1) that approval be given to the revised School Estate Management Plan;

(2) that approval be given to the revisions to cost plans as detailed in paragraph 5.3 and appendix 2 of the report; and

(3) that approval be given to the addition to the School Estate Management Plan of (a) the Mearns Centre Interim Refurbishment, (b) Lilybank School Demolition and (c) Sacred Heart Decant School Refurbishment.

EDUCATION AND LIFELONG LEARNING COMMITTEE - 8 SEPTEMBER 2009

Councillor Wilson and Rev McGranaghan left the meeting at this juncture.

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| 553 | <p>Young Scot Active</p> <p>There was submitted a report by the Acting Director of Education advising of national and local developments in relation to the Young Scot Active programme which was endorsed by the COSLA convention in June 2008.
(Councillor Clocherty left the meeting during consideration of this item of business).
Noted</p> | 553 |
| 554 | <p>Sports Strategy Update</p> <p>There was submitted a report by the Acting Director of Education (1) on the progress being made to implement the Inverclyde Sports Strategy and (2) providing information on the active schools/sports development team.
(Councillor Clocherty returned to the meeting during consideration of this item of business).
Noted</p> | 554 |
| 555 | <p>Revised School Holidays 2010/2011</p> <p>There was submitted a report by the Acting Director of Education seeking approval to amend the term dates for school session 2010/2011.
Decided: that approval be given to the revised schedule of term dates for session 2010/2011 as detailed in the appendix to the report.</p> | 555 |
| 556 | <p>Working Group - Future of the School Age Language Unit (SALU) in Highlanders' Academy Primary School</p> <p>There was submitted a report by the Acting Director of Education seeking approval for the formation of a working group to consider the future of the School Age Language Unit (SALU) in Highlanders' Academy Primary School.
Decided:
(1) that approval be given to the formation of a working group to consider the future of the School Age Language Unit in Highlanders' Academy Primary School; and
(2) that the membership of the group be as detailed in paragraph 2.2 of the report, the elected member representation to comprise one representative from each of the political groups.</p> | 556 |
| 557 | <p>Education Maintenance Allowance (EMA)</p> <p>There was submitted a report by the Acting Director of Education advising of changes made by the Scottish Government to the Education Maintenance Allowance (EMA) scheme.
Decided:
(1) that the report be noted; and
(2) that a report be submitted to the Committee in due course on the impact of the changes made to the scheme within Inverclyde.</p> | 557 |
| 558 | <p>Use of Powers Delegated to the Chief Executive</p> <p>There was submitted a report by the Corporate Director Regeneration & Resources advising of the use of the powers delegated to the Chief Executive since the last ordinary meeting of the Committee in connection with (1) acceptance of a grant to support the</p> | 558 |

EDUCATION AND LIFELONG LEARNING COMMITTEE - 8 SEPTEMBER 2009

Curriculum for Excellence; (2) acceptance of a Big Lottery grant award; (3) acceptance of a tender for St Patrick's Primary School boiler replacement; (4) advertisement for consultants for Port Glasgow shared campus; (5) secondary school capping arrangements 2009/10; (6) approval of the cost of a deep cleaning contract at Wellington Academy; and (7) acceptance of tenders for school transport contracts (mainstream).

Noted

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 items on the grounds that the business involved the likely disclosure of exempt information as defined in paragraphs 6 & 8 of Part I of Schedule 7(A) of the Act.

559 **Use of Powers Delegated to the Chief Executive - Appendices 6 & 7** 559

There were submitted appendices 6 and 7 to the report on the use of the powers delegated to the Chief Executive providing information on (1) the deep cleaning contract at Wellington Academy and (2) the acceptance of tenders for school transport contracts (mainstream).

Noted

560 **Award of Contracts for the Transport of Children with Additional Support Needs for 2009/2010, 2010/2011 and 2011/2012** 560

There was submitted a report by the Acting Director of Education (1) advising of the use of the powers delegated to the Chief Executive to accept tenders for transport facilities for children with special and/or medical needs for school sessions 2009/2010, 2010/2011 and 2011/2012 and (2) requesting the Committee to take other action in this connection.

Decided:

- (1) that the use of the powers delegated to the Chief Executive be noted;
- (2) that approval be given to the award of contract 09M10A on the basis detailed in the report; and
- (3) that approval be given to the award of contract 09ASN33 on the basis detailed in the report.

561 **Use of Suppliers for Unique Services to Education** 561

There was submitted a report by the Acting Director of Education seeking approval to procure the services of various companies who provide unique programmes utilised by the Education Service.

Decided:

- (1) that approval be given to the use in 2009/10 of the various suppliers detailed in appendix 1 to the report; and
- (2) that it be noted that a report seeking permission for the use of unique suppliers will be submitted to the Committee on an annual basis.

GENERAL PURPOSES BOARD - 9 SEPTEMBER 2009

General Purposes BoardWednesday 9 September 2009 at 3 pm

Present: Councillors Ahlfeld, Brooks, Dorrian, Fyfe, Grieve, MacLeod, McCallum, McIlwee, McKenzie and Rebecchi.

Chair: Councillor Ahlfeld presided.

In attendance: Mr H McNeilly (for Head of Legal & Administration).

Apologies: Councillor Moran.

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

562 Application for Variation of Street Trader's Licence - Craig Cowan 562

There was submitted a report by the Head of Legal & Administration on an application for variation of a Street Trader's licence by Mr Craig Cowan.

Decided: that the application be refused.

563 Application for Taxi Driver's Licence - Simon Burnside 563

There was submitted a report by the Head of Legal & Administration on an application for Taxi Driver's licence by Mr Simon Burnside following receipt of an observation by the Chief Constable, Strathclyde Police. Mr McNeilly advised the Board that Mr Burnside was on holiday.

Decided: that the application be continued to the next meeting of the Board to allow Mr Burnside to attend.

564 Application for Taxi Driver's Licence - William McQuade 564

There was submitted a report by the Head of Legal & Administration on an application for Taxi Driver's licence by Mr William McQuade following an adverse report from the Council's Medical Advisor. Councillor McKenzie moved that the application be refused. As an amendment Councillor MacLeod moved that the application be continued to allow for further information to be obtained from Renfrewshire Council and for clarification of DVLA criteria. On a vote 3 Members voted for the amendment and 7 for the motion which was declared carried.

Decided:

- (1) that the application be refused; and
- (2) that it be remitted to the Head of Legal & Administration to report back to the Board on reviewing the guidelines previously set by the Board.

565 Application for Taxi Driver's Licence - Steven John Scott 565

There was submitted a report by the Head of Legal & Administration on an application for Taxi Driver's licence by Mr Steven John Scott following receipt of an objection by the Chief Constable, Strathclyde Police. Mr McNeilly advised the Board that Mr Scott was on holiday.

GENERAL PURPOSES BOARD - 9 SEPTEMBER 2009

Decided: that the application be continued to the next meeting of the Board to allow Mr Scott to attend.

566 Application for Renewal of Taxi Licences - Clyde Cabs**566**

There was submitted a report by the Head of Legal & Administration on the application for renewal of taxi licences specially adapted for the disabled namely numbers 234, 235, 236, 237 and 238.

At its meeting on 13 May 2009 the Board decided that Clyde Cabs be required to surrender the licences held by it. Clyde Cabs did not surrender the licences and a letter was received from their Solicitors advising that they considered that the decision made by the Board was *ultra vires*. At its meeting on 12 August 2009 the Board decided that the applications be continued to a further meeting of the Board to allow intimation of consideration of the applications. The Board heard Constable Gailey and Mr Patrick Sweeney.

Decided: that the five applications be refused.

567 Application for Taxi Driver's Licence: Paul McDermott**567**

There was submitted a report by the Head of Legal & Administration on an application for a Taxi Driver's Licence by Mr Paul McDermott following an adverse report from the Council's Medical Advisor. The Board heard Mr McDermott.

Decided: that the application be refused.