



24 October 2019

Dear Councillor

You are invited to attend a meeting of the Council to be held in The Chamber, Dungannon at Mid Ulster District Council, Council Offices, Circular Road, DUNGANNON, BT71 6DT on Thursday, 24 October 2019 at 19:00 to transact the business noted below.

Yours faithfully

Anthony Tohill
Chief Executive

AGENDA

OPEN BUSINESS

1. Apologies
2. Declarations of Interest
3. Chair's Business

Matters for Decision

- | | |
|---|-----------|
| 4. Council minutes of meeting held on 26 September 2019 | 5 - 22 |
| 5. Planning committee minutes of meeting held on 1 October 2019 | 23 - 46 |
| 6. Policy and Resources committee minutes of meeting held on 3 October 2019 | 47 - 52 |
| 7. Environment Committee minutes of meeting held on 8 October 2019 | 53 - 68 |
| 8. Development Committee minutes of meeting held on 10 October 2019 | 69 - 82 |
| 9. Conferences, Seminars & Training Report | 83 - 94 |
| 10. Requests for Civic Recognition | 95 - 100 |
| 11. Chair of Mid Ulster Policing and Community Safety Partnership | 101 - 102 |

Matters for Information

- | | |
|--|-----------|
| 12 Correspondence | 103 - 112 |
| 13 Consultations notified to Mid Ulster District Council | 113 - 118 |

Notice of Motions

- 14 Councillor Molloy to move:
That this council carefully consider all Council organised events and where possible and practical allocate 'quiet hours' to facilitate visits and attendance by children & young adults with disability requirements and special needs. Further to that, the Council further liaise and consult with local special learning centres, disability groups and the National Autistic Society in order to facilitate visits to events on both a group and individual basis.
- 15 Councillor McAleer to move:
This Council acknowledges the Employers For Childcare 10th Annual Childcare Survey which is based on research with over 3,600 parents and childcare providers and is the most extensive study of its kind in Northern Ireland. The report reveals that the average cost of a full-time childcare place in Northern Ireland is £166 per week and that half of all families are spending more than 20% of their overall household income on childcare -a figure that rises to 63% for lone parent households.

Council further notes that three years ago, parties in the Assembly unanimously supported an SDLP proposal to provide 20 hours free universal childcare with a plan for an increase to 30 hours. This Council supports the call for vital and urgent reform of investment in our childcare sector. This research provides a robust evidence base highlighting why childcare needs to be a key and immediate priority for any re-formed Executive. This Council resolves to write to all Political Party Leaders to ask them to support 30 hours basic free childcare provision for working parents.

- 16 Councillor Hughes to move:
This Council acknowledges the scale of the climate crisis and the impact it will have on people and communities in Northern Ireland; resolves to establish an all-party working group on climate change resilience exploring how we can mitigate this crisis and protect our citizens from the existing and future effects of climate breakdown and; investigate measures the council can take to limit its impact on climate change.

Items restricted in accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014. The public will be asked to withdraw from the meeting at this point.

Matters for Decision

17. Council Confidential minutes of meeting held on 26 September 2019
18. Planning confidential committee minutes of meeting held on 1 October 2019

19. Policy and Resources confidential committee minutes of meeting held on 3 October 2019
20. Environment Committee confidential minutes of meeting held on 8 October 2019
21. Development Committee confidential minutes of meeting held on 10 October 2019
22. Document for Sealing: Ballymacombs Landfill: Local Authority Deed Agreement with NIEA
23. Document for Sealing: Magheraglass Landfill: Local Authority Deed Agreement with NIEA
24. Document for Sealing: Tullyvar Landfill: Local Authority Deed Agreement with NIEA (jointly with Fermanagh & Omagh District Council)
25. Document for Sealing: Off Street Car Parking: Agency Agreement with DfI Roads
26. Document for Sealing: Transfer Deed in respect of the Purchase of Lands situated at 18 The Square/Main Street, Coalisland
27. Document for Sealing: 20 Year Lease in respect of Glenone Wood
28. Document for Sealing: Seamus Heaney Trail Experience - Construction - FP McCann Ltd , Drumard Rd , Knockloughrim
29. Document for Sealing: Connecting Pomeroy Project – ICT Award - McAdam Design , Castlereagh Business Park , Belfast

Matters for Information

30. Use of Delegated Authority by Chief Executive on Matters Delegated

Minutes of Meeting of Mid Ulster District Council held on Thursday 26 September 2019 in the Council Offices, Circular Road, Dungannon

Chair Councillor Kearney

Members Present Councillors Bell, Black, Brown, Buchanan, Burton, Clarke, Colvin, Corry, Cuthbertson, Doris, Elattar, Gildernew, Graham, Hughes, Kerr, Mallaghan, McAleer, McFlynn (7.15pm), McGinley, B McGuigan, S McGuigan, McKinney, McLean, D McPeake, S McPeake, Milne, Molloy, Monteith, Mullen, Quinn, Robinson, Totten and Wilson

Officers in Attendance Mr A Tohill, Chief Executive
Dr Boomer, Planning Manager
Ms Canavan, Director of Organisational Development
Mr Kelso, Director of Public Health & Infrastructure
Mr McCreesh, Director of Business & Communities
Ms Mezza, Head of Marketing & Communications
Mr Moffett, Head of Democratic Services
Ms Kerr, Head of Finance
Mrs Forde, Member Support Officer

Others **Northern Ireland Housing Executive**

Ms S McCauley	Director of Regional Services
Mr C McQuillan	Director of Housing Services
Mr M Dallat	Senior Principal Officer Housing Services/South Region
Ms A Hickey	Head of South Place Shaping

The meeting commenced at 7 pm

C163/19 Apologies

Councillors Ashton, Cuddy, Glasgow, McNamee and O'Neill
Councillors McFlynn and McGinley to arrive late.

C164/19 Declarations of Interest

The Chair Councillor Kearney reminded Members of their responsibility with regard to declarations of interest.

C165/19 Chair's Business

The Chair, Councillor Kearney spoke of the tragic death at Railway Park, Dungannon and acknowledged that all Members were filled with a great sense of sadness at the loss of a young life. He extended heartfelt sympathy to the family and friends in suffering such sudden trauma and emphasised that thoughts and prayers were with them both now and in the difficult days ahead.

Councillor Monteith concurred stating that it was close to his home and spoke of the deep sense of shock, how the young person had been well known in the area and advised that he had been speaking to relatives. He acknowledged that later in the meeting mental health and its impact in communities would be discussed. In closing Councillor Monteith stated that everyone was at a loss to understand why but emphasised that the community would step up to support the family at this horrendous time.

The Chair, Councillor Kearney spoke of the collapse of Wright Bus, Ballymena and the economic impact it would have mentioning especially those being made redundant who live in the district and the many young apprentices losing employment.

The Chair, Councillor Kearney acknowledged the district's success, as undernoted, in the Ulster in Bloom Awards 2019.

- Donaghmore was the winner in the Village category, with Castlecaulfield named as runner-up.
- Both villages also received awards for other aspects of their work, with Castlecaulfield recognised for its Eco Buddies programme and Donaghmore recognised for its youth and community team.
- Bernie McKenna of Castlecaulfield received the Ulsterbus Tours Community Champion award for her dedicated work over 15 years.
- Stewartstown received the Most Improved Village award, and runner-up in the Large Village category; and
- Magherafelt was runner-up in the Town Category.

The Chair stated Council should be proud of its settlements' achievements, which have grown year on year and he paid tribute to all of those who are involved at a whole range of levels from council staff to the communities who are an inspiration to others. The Chair, Councillor Kearney advised that the 'Heartland' poetry book created by local school children as part of a project developed through the education programmes at Seamus Heaney HomePlace and the Hill of The O'Neill has been shortlisted for a prestigious 'Heritage Angel' award which recognises the achievements, dedication and expertise in the conservation, preservation and appreciation of heritage. He stated that all the shortlisted projects are now open to a public vote until 11 October and encouraged all Members to take the time to vote for Heartland. He also requested that the link to the website voting page is forwarded to staff.

Councillor Hughes requested that the Burnavon be illuminated (blue and pink) to highlight Baby Loss Awareness week 9-15 October 2019 Burnavon.

Proposed by Councillor Hughes
Seconded by Councillor McKinney and

Resolved That the Burnavon be illuminated (Blue & Pink) on 15 October to acknowledge Baby Loss Awareness week 9-15 October 2019

Councillor S McPeake advised that at the Peace IV Partnership meeting the previous evening he had been requested to bring to the attention of Council the difficulties

groups were experiencing with the process of funding allocation. He stated that £272k was outstanding and whilst Council had 'buffers' in place to sustain such waiting times some rural groups were out of up to £50k and it was becoming unsustainable and may have to leave the programme. Councillor S McPeake advised that staff were working diligently but the level of bureaucracy was astounding. He proposed that Council write to local MEPs and MLAs to highlight the aforementioned and to endeavour to shape the new programme PEACE PLUS.

Councillor Wilson seconded the proposal stating that there were a number of delivery agents and if they did not receive payment they would be pulling out of the programme. He stated that Council was doing all it could and in speaking to the SEUPB they had stated there was a contingency fund but again the 'red tape' was making the process impossible. Councillor Wilson added to the proposal that together with contacting MEPs and MLAs that the Chair of the SEUPB be invited to meeting with Council to discuss the issues.

Proposed by Councillor S McPeake
Seconded by Councillor Wilson and

Resolved That Council

- (i) request a meeting with Chairperson of SEUPB to discuss access to contingency fund for groups who are in process of drawing down funding and out monies in the interim due to the bureaucracy in the process; and
- (ii) write to MLAs and MEPs to highlight same (Group Leaders and Peace Partnership Members to attend)

C166/19 Deputation – Northern Ireland Housing Executive

The Chair, Councillor Kearney welcomed representatives of the Northern Ireland Housing Executive and invited them to deliver a presentation.

The Director of Regional Services, Ms McCauley introduced the team and highlighted that Mr McQuillan was due to retire and this would be his last meeting with Mid Ulster.

Councillor McFlynn entered the meeting at 7.15pm

Ms McCauley delivered the presentation which provided an overview of the Housing Investment Plan for Mid Ulster and the key issues identified. She stated that the Housing Investment Plan, the Community Plan and the new Local Development Plan should all align and fit together and that the NIHE continue to work with Council as partner to provide evidence and agree outcomes of the Housing Investment Plan.

The Chair, Councillor Kearney thanked the NIHE team for the presentation and invited Members questions.

Councillor McLean drew attention to the statistics for homelessness stating that year on year there appeared to be no movement and whilst reports were on paper work on the ground was required.

In response Mr McQuillan drew attention to page 49 of the report which showed the applicants and allocations, he stated that the main thrust was allocating homes but stated that whilst 343 allocations were made in Magherafelt area last year, the NIHE had also enable housing associations to build new properties and daily they strived to identify suitable sites. He advised that the main area of housing stress was in Dungannon and drew attention to the need of 316 units which would rise, 42 new units provided, a further 50 planned, four sites being explored with housing associations and a further six sites being supported. He also spoke of sustaining tenancies, the sale of housing stock, private rental, the impact Brexit may have on housing applications and the underlying need for more social housing.

In response to Councillor McLean's questions regarding tackling homelessness and accommodation for senior citizens Ms McCauley advised that there were two levels of redress that is supply and intervention. She advised that often people deemed homeless due to their current housing being unsuitable, family breakdown or inability to handle a tenancy. With reference to accommodation for senior citizens Ms McCauley advised that issues were often quite complex and initially the housing model was being looked at and they were endeavouring to work with the health service to have a triage of support to look at the suitability of the housing stock and innovative methods to address current issues.

Councillor McGinley entered the meeting at 7.24pm

Councillor McKinney asked if the 137 units of housing highlighted in the social housing development programme were to be actual and also voiced concerns regarding emergency homeless accommodation and the lack of it in Magherafelt.

In response Mr McQuillan drew attention to the social development programme and advised that the detail provided was for the first three years and stated they were proposals but that it was hoped they would come to fruition. He highlighted the need for more housing stating that in order of stress the areas were Dungannon, Coalisland then Magherafelt. He emphasised that the NIHE were working tirelessly to bring the proposed schemes to fruition and confirmed there was a number of schemes on the launch pad.

Councillor Wilson left the meeting at 7.28 pm

Ms McCauley emphasised that working collaboratively was helpful especially in land identification, design and build and the swifter housing associations plans went through the planning system the better.

Councillor Monteith extended good wishes to Mr McQuillan on his retirement commenting that although they had many 'run-ins' he would always commend his professionalism although he may not have always liked the answer!

Councillor Monteith stated that in meeting every year it was always the same Dungannon was in an emergency situation with housing stress. He was emphatic that a task force was needed to drill down into the issues, look for local opportunities and whilst he would acknowledge the NIHE were trying the system was failing disgracefully as figures such as 61 allocations with 400 people on a waiting list reflected. Councillor Monteith shared that he spoke to people on a daily basis that were in a home and would like to stay but simply could not afford the private rent, he said that housing association homes were not affordable for those on low incomes and thus provision of such housing did not mean a pat on the back.

Councillor Monteith proposed a taskforce anchored by the NIHE with Council and other parties on board to seek solutions to what is an emergency situation.

Councillor Wilson entered the meeting at 7.32 pm

In response, Mr McQuillan stated that those who could not afford rents would be included in the future of 14% highlighted on page 21 of the report. He highlighted the ongoing developments such as the Apex scheme at Killymeal road which had a further 50 homes planned and confirmed that Housing associations had been requested to target Dungannon and six further sites had been given support. Mr McQuillan spoke of the need for single housing units as one third of people on the list were single and thus town centre locations were a target area. He advised that the NIHE were continually monitoring sites and identifying surplus public sector sites and seeking first refusal on same. Mr McQuillan concluded that he fully understood the Councillors point but assured they were working hard to tackle the issues.

Councillor Quinn left the meeting at 7.35 pm

Councillor McAleer spoke of aging population statistics and proposals for new housing units then asked if where possible houses could be built to an annotation to incorporate for example wheel chair access as opposed to the adoption of properties which did not happen quickly and often let to people being cared for in the living room or kitchen.

Mr McQuillan agreed with the comments stating that all new build schemes had 8% of properties built to wheelchair standard with the remaining 92% designed for easy adoption. He spoke of conversations with for example Marie Curie which highlighted issues and whilst the NIHE understood much of their stock was on average 50 years old plus. Mr McQuillan also advised that when they receive requests for accessible housing they first look at stock as adoptions can take up to 18 months and acknowledged that up to 20% of people die before the properties are adopted. He also stated that often if there is accessible housing available people are resistant to move.

Councillor McAleer stated that it was not always older people who required accessible housing as often in her work she worked with people with for example motor neurone and strokes.

Councillor Molloy spoke of the reduction of spend in grounds maintenance and stated whilst some areas the responsibility may be DfI Roads there were many pathways mossed and grown over and a distinct lack of care. He stated that dereliction breeds dereliction and if areas described could be targeted it would help.

In response, Mr McQuillan stated he was surprised as there was a robust maintenance programme in place and he often received letters commending this. He asked that the areas in question be brought to his attention as there may be confusion surrounding ownership.

Ms McCauley stated that tonight's presentation was looking at the top level and they could facilitate a working group to explain how programmes would be rolled out.

Proposed by Councillor Monteith
Seconded by Councillor Molloy and

Resolved That Council and NIHE hold a meeting to discuss NIHE Programme delivery

The Chair councillor Kearney thanked the NIHE delegation and they withdrew from the meeting at 7.45pm

Matters for Decision

C167/19 Receive and Consider Minutes of matters transacted in "Open Business" at the Council Meeting held on Thursday 25 July 2019

Proposed by Councillor McGinley
Seconded by Councillor Totten and

Resolved That the Minutes of the Council held on Thursday 25 July 2019 (C134/19 – C154/19 and C162/19) transacted in Open Business having been printed and circulated, were considered and adopted.

C168/19 Receive and Consider Minutes of matters transacted in "Open Business" at the Planning Committee Meeting held on Tuesday 6 August 2019

Proposed by Councillor Mallaghan
Seconded by Councillor Bell and

Resolved That the Minutes of the Planning Committee held on Tuesday 6 August 2019 (P083 – P091/19 and P097/19) transacted in Open Business having been printed and circulated, were considered and adopted.

C169/19 Receive and Consider Minutes of matters transacted in "Open Business" at the Planning Committee Meeting held on Tuesday 3 September 2019

Proposed by Councillor Mallaghan
Seconded by Councillor Clarke

Councillor Kerr drew attention to P101/19 - *Receive Notification of Drilling from Shackleton Resources* stating that he welcomed the decision and supported its

outcome. He made mention of Cllr Colvin's comments and spoke of a concerned resident who had contacted him to express dismay at the application which they had learnt of through social media which is extremely concerning. He stated that he thought Council officers should be vigilant in case the application was overturned, as happened in the neighbouring area of Derry and Strabane District Council and thus all options should be available. Councillor Kerr stated that if granted such applications will have a long-term detrimental effect on local communities, tourism, jobs and the environment and highlighted that multinational companies did not care about local communities. He proposed that should officers become aware of any overturning of Council's decisions they should have the authority to seek legal advice immediately.

Councillor Mallaghan stated that the aforementioned was an objection not an application.

Councillor Monteith stated that the idea allows officers and Chief Executive to act quickly should the need arise. He emphasised that there is much suspicion surrounding such matters and a lack of transparency.

The Chief Executive sought clarity as to whether officers were being asked to keep a watching brief or to seek legal opinion.

Councillor Monteith emphasised the requirement to engage legal opinion swiftly should the need arise but said final decisions should be brought to Council.

Proposed by Councillor Kerr
Seconded by Councillor Monteith and

Resolved That Council seek immediate legal opinion should Planning Decision in relation to drilling applications be overturned

Proposed by Councillor Mallaghan
Seconded by Councillor Clarke and

Resolved That the Minutes of the Planning Committee held on Tuesday 3 September 2019 (P098/19 – P107/19 and P115/19) transacted in Open Business having been printed and circulated, were considered and adopted.

C170/19 Receive and Consider Minutes of matters transacted in "Open Business" at the Policy and Resources Committee Meeting held on Thursday 5 September 2019

Proposed by Councillor Molloy
Seconded by Councillor Gildernew and

Resolved That the Minutes of the Policy and Resources Committee held on Thursday 5 September 2019 (PR141/19 – 151/19 and P165/19) transacted in Open Business having been printed and circulated, were considered and adopted.

C171/19 Receive and Consider Minutes of matters transacted in “Open Business” at the Environment Committee Meeting held on Tuesday 10 September 2019

Councillor McAleer spoke of a recent deputation from the Royal College of Occupational Therapists (RCOT) and the issues people are experiencing in delays to adjustments to their homes which are necessary for medical conditions. Councillor McAleer proposed that they be invited to participate in the community plan emphasising that they are trained in dealing with issues both mental and physical in people of all ages and it would be important to have them on board in the community plan.

Councillor Burton concurred stating that many people were being cared for in their living rooms or kitchens and if this would help in any way it should be pursued.

Proposed by Councillor McAleer
Seconded by Councillor Burton and

Resolved That Council through the Community Planning – Health & Wellbeing Thematic Group work with the RCOT.

Proposed by Councillor McGinley
Seconded by Councillor S McGuigan and

Resolved That the Minutes of the Environment Committee held on Tuesday 10 September 2019 (E177/19 – E204/19 and E216/19) transacted in Open Business having been printed and circulated, subject to the foregoing were considered and adopted.

C172/19 Receive and Consider Minutes of matters transacted in “Open Business” at the Development Committee Meeting held on Thursday 12 September 2019

Councillor Kerr referred to *D140/19 Economic Development Report: Mid Ulster Town & Village Business Spruce Up Scheme*. Councillor Kerr advised that in relation to the boundary changes, that whilst the minute stated boundaries could be reviewed in the future he had actually proposed that it would be reviewed.

Councillor Monteith concurred. Comments were noted.

Councillor Monteith drew attention to *D143/19 Forest Service NI Consultation Forestry Planning in the East Fermanagh/East Tyrone Area*: Amendment to minute:

Proposal to read

That it be recommended

- (i) That Altmore Forest be included in the consultation as per Appendix 1 and to confirm that the Council will continue partnership working arrangements to expand opportunities for the development of Forest Recreation in East

Fermanagh and East Tyrone. This continued development will be managed under the scope of the current Memorandum of Understanding (MoU) between Mid Ulster District Council and Forest Service NI and delivered through the creation of new Licence and Lease Agreements for identified properties within the catchment of scoping area;

- (ii) That Cappagh Village Regeneration Group be invited to make a presentation to Council

Councillor Monteith drew attention to D149/19 Corporate Events 2019: and stated that he had declared an interest in the item and thus did not propose:

The Chief Executive asked if it was not proposed did the date change.

Amendment to minutes - That Proposer be amended from Councillor Monteith to Councillor Clarke

Proposed by Councillor Kerr
Seconded by Councillor Clarke and

Resolved That the Minutes of the Development Committee held on Thursday 12 September 2019 (D136/19 – D153/19 and D158/19) transacted in Open Business having been printed and circulated, were considered and adopted.

C173/19 Conferences, Seminars & Training Report

Approval was sought for the undernoted for attendance of Councillors and Council Officers as outlined in the report, the payment of attendance fees and associated costs as incurred.

- (i) Member Approvals

- **NILGA - Code of Conduct Training**

Ranfurly House, Dungannon - Wednesday 2 October 2019 – 6.30 pm – 8.30 pm
Travel and subsistence

- **NILGA – Changing Places: Planning, Place-shaping and Place-making in Northern Ireland**

Killyhevlin Hotel, Enniskillen – Tuesday 8 October 2019 – 9.30 am – 4.00 pm
Travel and subsistence

Cllrs to attend

- **NILGA – Code of Conduct Training**

Town Hall, Bangor – Monday 25 November 2019 – 6.30pm – 8.30pm
Travel and subsistence

- **National Association of Councillors Northern Ireland Region (Conference AGM)**

Glenavon House Hotel, Cookstown – Friday 4 October 2019 at 11 am
Travel and subsistence

Cllr Colvin to attend

- **Chartered Institute of Housing: Delivering Affordable Homes in NI**
Skainos Centre, Belfast – Monday 14 October 2019
Cost: Fee £150, travel and subsistence

- **Play Matters Because Play Builds Children**

Crowne Plaza, Belfast – Wednesday 20 November 2019
Cost: Fee £95, travel and subsistence

(ii) Officer Approvals

Conference & Seminar	Date	No. of Attendees	Location
RTPI Annual Conference	17/09/19	1	Belfast
Chartered Institute of Waste Management Conference	24/09/19	2	Belfast
Royal Vernacular Conference	26/09/2019 27/09/2019	2	Oxford Island
Game Changer Conference	30/09/19	1	Belfast
Protect & Prepare Conference	02/10/19	1	Stafford, England
Royal Institute Chartered Surveyors NI Conference	12/11/19	1	Belfast
Northern Economic Growth Conference	21/11/19	1	Manchester

Proposed by Councillor McGinley
Seconded by Councillor S McPeake and

Resolved That the attendance of Members and Officers, the payment of attendance fees and associated costs as incurred be approved, as required for attendees.

C174/19 Civic Recognition Requests

The Head of Democratic Services sought approval for the previously circulated report on civic recognition requests from Members, in line with the stated Council Policy, as detailed within the report.

Councillor Wilson drew attention to the members of Closkelt Pipe Band and Inverary Pipe Band who were recommended to receive a letter. He stated that although the bands were outside the district the members listed resided within the district and that in 2017 when Ms Hamilton had previously been nominated it had been upgraded to a civic award status thus the precedent set.

In response the Chair, Councillor Kearney stated that although he recognised the achievements made he felt that Council should adhere to its Policy.

Councillor Wilson reiterated that a precedent had been set.

Proposed by Councillor Wilson
Proposed by Councillor McKinney

That Members of Inverary Pipe Band and Closkelt Pipe Band be upgraded to Civic Award status

The Head of Democratic Services stated that whilst people make up a band it was the bands that had achieved the success. He referred to the previous circumstances and emphasised that the person had been recommended for a letter at that point but the award had been upgraded at the Council meeting and as the policy had not been amended the same ruling had thus been applied.

In response to Member queries, the Head of Democratic Services advised that the policy was approved in 2018 and thus due for review in 2020.

The Chair, Councillor Kearney stated that the review date was soon and perhaps consideration be given to treating this in the spirit of a unique circumstance and accept the recommendation.

Resolved That Members of Inverary Pipe Band and Closkelt Pipe Band be upgraded to Civic Award status

Proposed by Councillor Wilson
Seconded by Councillor McGinley and

Resolved That subject to the foregoing, approval be given to submitted requests for civic recognition as outlined in the report

C175/19 Consultation from Department for Communities – Consultation on ‘Definition of Affordable Housing’

Approval was sought on the previously circulated report to provide members with details of a consultation from the Department for Communities (DfC) Consultation Paper on ‘Definition of Affordable Housing’, and a response to the consultation. The consultation commenced on 24th June 2019 for 12 weeks and officially closed on 13th September 2019.

Proposed by Councillor Monteith
Seconded by Councillor Colvin and

Resolved That it be recommended to the Council to approve the previously circulated response at Appendix 1, can be confirmed to DfC as the response of this Council and to the note the contents of the report

C176/19 Amendment of Part 2 of the Council’s Constitution – Responsibility for Functions

Approval was The Council Solicitor presented previously circulated report and sought approval in relation to amending the Terms of Reference for the Planning Committee.

Proposed by Councillor B McGuigan
Seconded by Councillor S McPeake and

Resolved That it be recommended to the Council to approve the amendment to the Terms of Reference of the Planning Committee as previously detailed in Section 3.1 of this report

Matters for Information

C177/19 Correspondence

Members noted previously circulated report providing correspondence received for the attention of Council as outlined:

- Carolyn Harris MP (Swansea East)
- Chief Fire & Rescue Officer, NI Fire and Rescue Service
- Northern Ireland Housing Executive – Traveller Working Group
- Secretary to the NI Housing Council
- Chief Executive, Newry, Mourne & Down District Council
- Legal & Civic Services Department, Belfast City Council
- Permanent Secretary, Department for Health
- Chief Executive, NI Housing Executive
- Northern Ireland Office, DAERA and Irish Government

C178/19 Consultations Notified to Mid Ulster District Council

Members noted the previously circulated report on Consultation notified to Mid Ulster District Council.

C179/19 Notification of Changes to Committee Membership and Position of Responsibility

Members noted the previously circulated report providing notification of changes made by the Nominating Officer of the Social Democratic & Labour Party (SDLP), Cllr Malachy Quinn.

Dr Boomer left the meeting at 8.05 pm

C180/19 Notice of Motion

Councillor Mallaghan spoke of the 'dormant account fund' which is monies unused in bank accounts for over 15 years which after the bank has made every effort to identify rightful owners they give it over to charity and referred to Great Britain where the Big Lottery fund administer the funding. He stated that in speaking to Martin Ó Muilleoir when he was still Minister the first trench of this funding had been £16m but that due to a number of political difficulties it still had to be spent. He highlighted that the Department was moving to release the funding and advised they had engaged with organisations such as Social Enterprise NI, Age NI and NICVA but had not consulted local government either individual Councils who had an excellent track record in many areas of funding distribution or indeed through NILGA. He advised he had spoken to the Department for Finance directly and their response was there would be greater consultation with the public. Councillor Mallaghan stated this was not satisfactory and encouraged officers to investigate also.

Councillor Mallaghan moved motion as undernoted:

“This Council acknowledges the dormant account fund released by Permanent Secretary for Finance Sue Gray. This Council is disappointed that they have not been consulted on the setting up of a key stakeholder group moreover that local government is not included in that group. Local Government have an excellent track record on identifying need, experience in working with the community and credibility in getting money spent on time and in budget.

That this Council writes to the Permanent Secretary requesting that local government has a role to play in this process rather than be a consultee when proposals have already been put in place”

Councillor Bell seconded the motion.

All were in agreement.

The Chair, Councillor Kearney declared the motion carried unanimously.

Declaration of Interest: Councillor McGinley declared an interest as an employee of Start360

C181/19 Notice of Motion

The Chair, Councillor Kearney invited Councillor McGinley to move the motion stating that all should *take account of the sensitivities*.

Councillor McGinley moved the motion stating

“Sinn Féin welcomes the Department of Health’s publication of the Protect Life 2 suicide prevention Strategy.

This strategy will hopefully help focus collaborative working and maximise interventions to help reduce the growing rates of suicide across our society.

For those who haven’t had the chance to read the document yet, it aims to reduce the rates of suicide by 10% over the next ten years and sets out to proactively target areas of deprivation.

I’m sure everyone around this chamber is aware of the devastating impact that Suicide has on families and communities so I hope all will agree that every effort to minimise this should be welcomed.

However, I firmly believe that 1 person who takes their own life is 1 to many. So when we talk about reducing suicide by 10%, I can’t help that feel we are selling ourselves short. But this is a personal comment. I know the complexities of this issue and I do commend the efforts of those who want to bring about change. If the efforts we make protect the life of one person then it is worth doing. 10% will do as a starting block, I honestly dream of a day where we have a zero suicide society.

Some people may know that I work in the voluntary and community sector for an organisation called Start360 and I declare an interest. We work with a wide variety of people, including those who are affected by poor mental health issues.

I have worked with many people over the last 15 years who have presented with suicidal ideation and self-harming behaviours, thankfully many who have been able to find hope and a way through what some people call the darkness, but unfortunately I have worked with some who felt that life offered them no further alternative and have decided the only way to ease the pain they feel was to end their life. When I try to empathise with the feelings and thoughts they must have been experiencing, all I can come up with is hopelessness and despair, and in both a professional and personal context, I feel a deep sense of sadness.

The focus of all stakeholders should be on the full implementation of the strategy and the delivery of services in partnership with communities and support organisations.

I would like to commend all the community and voluntary groups, the practitioners and Health Care professionals, and all those who work tirelessly to protect and save lives in our local communities.

For anyone feeling down or those who need to speak to someone please reach out.”

Councillor McGinley moved motion as undernoted:

“This Council recognises the north of Ireland has the highest rate of suicide anywhere in these islands. In the 17 years between 2000 and 2017 4,476 deaths were registered as suicide.

In the last half that timeline it is 300 per year and not falling.

This Council welcomes the department’s publication of Protect Life 2 Suicide.

That this Council sets up a meeting with the Department of Health and our partners in the community and voluntary sector to explore how we can work together to achieve the targets set out by the Chief Medical Officer Michael McBride”.

Councillor Doris seconded the motion stating that the impact of suicide in Coalisland was devastating and today’s news in Dungannon highlights the devastation further. Speaking of the strategy launched by Michelle O’Neill MLA, Councillor Doris stressed the need of a ‘joint up approach’ in delivery of services to make a tangible impact.

Councillor Hughes stated that the SDLP would welcome the motion and the strategy and emphasised the importance of its implementation especially given the tragic events in Dungannon.

Councillor McLean said that suicide cuts across every element of society and said that the DUP would support the motion.

Councillor Kerr stated that he supported the motion and was passionate in the quest to promote mental health awareness. He spoke of organisations operating within his district electoral area such as Mid Ulster Association of Counselling and Psychotherapy and Friends to Talk. He spoke of those who feel alone and isolated and the great need to signpost people to information and resources in the local community which is underlined by the North of Ireland having the highest suicide rate across all the islands. Councillor Kerr in closing stated whilst mental health did not discriminate in whom it affected there was a strong correlation between it and deprivation and given that such issues had reached a ‘state of emergency’ stage he hoped that the motion along with other proactive initiatives would begin to tackle the problem.

Councillor Wilson stated that suicide not only takes lives but makes a dreadful impact on those left behind. He stated that poor mental health had a dreadful impact on so many and the problem was particularly pronounced in Northern Ireland which had appalling rates. Councillor Wilson made reference to the barbaric history which left many suffering post-traumatic stress disorder but also highlighted other issues faced by both young and old. He commended both voluntary and statutory sectors in their daily work but stressed that if the Assembly was up and running so too would the Strategy being discussed.

Councillor Wilson stated he was shocked that the report spoke of 10% reduction by 2024 and stated he would propose an amendment as undernoted:

“This Council recognises that Northern Ireland has the highest rate of suicide anywhere in these islands. In the 17 years between 2000 and 2017 4,476 deaths were registered as Suicide. In the last half of that timeline it is 300 per year and not falling. This Council welcomes the Department’s publication of Protect Life 2 Suicide, but expresses deep anger that it has taken so long. Also expresses its shock that more ambitious target of reducing Suicides by 10% by 2024 was not included. That this council sets up a meeting with the Department of Health and our partners in the community and voluntary sector to explore how we can work together to achieve the targets set out by the Chief Medical Officer, Michael McBride.”

Councillor Graham seconded the amendment.

Councillor Corry welcomed the initial motion and spoke of the engagement within the community and voluntary sectors and indeed the need within rural communities who need to be heard.

Councillor Monteith speaking on the original motion stated that mental health problems impacts people of all creeds and sectors and the devastation it leaves is palpable in Dungannon today. He stated that people don’t know how to move forward but communities rally around and hold people close but really there needs to be ‘tools to help’. Councillor Monteith commended the two young men who came on the scene in Dungannon today and spoke of the family left devastated. He highlighted that the Southern Health and Social Care Trust (SHSCT) would soon be presenting to Council and that he had raised mental health issues continually and there was a statutory responsibility. He shared issues regarding the 10% mentioned drawing comparisons with other countries where the percentage they work towards is zero. Councillor Monteith emphasised that the issue must be raised with the Southern Health and Social Care Trust as it appears that the onus is put onto the community yet there is no consultation regarding physical health with communities. He stated whilst the community has a part to play the resources are not put in place and the situation has reached a crisis stage destroying lives and families. Councillor Monteith commended Councillor McGinley in bringing the motion and stated he would support.

Councillor McGinley stated whilst he understood the reason for the suggested amendment he had made reference in speaking to a zero rate. He stated that he would not accept the amendment as extensive work had been carried out to bring this strategy forward and there must be a reason for the figures presented. He said of course everyone would want to reach zero but the issue was complex.

Councillor Wilson stated he heard what was being said and stressed it was not about point scoring and Council must be united in its stance but he had felt the statement of zero rate should be within the strategy and thus wanted to express disappointment.

Councillor McGinley stated that whilst he understood what Councillor Wilson was saying expressing disappointment was already bringing negativity as emphasis should be on protecting life. He said that the strategy itself would not save lives it would be the work on the ground thus Council should work with the department.

Councillor Mallaghan stated that if Council was reaching out it must be seen to be working together and thus it would not be helpful to create an atmosphere.

Councillor Kearney stated that at a recent event hosted by NILGA it had been highlighted that on the island of Ireland the north has three times the level of suicide of the south.

Councillor Brian McGuigan mentioned the health and wellbeing element of the community plan through which Council should further develop its endeavours.

Councillor Burton stating that she had raised the issue previously that once a person is over 18 their parents are not allowed to speak on their behalf. Yet the young person may not be communicating their problems and be for example suffering a bad depression and if left for five minutes there can be devastating consequences. Councillor Burton stated that the Council should take the issue on board.

The Chair, Councillor Kearney stating that in summarising the debate he could clearly see no one was trying to score points and the Council were speaking with one voice.

Councillors Wilson and Graham withdrew the amendment.

Councillor McKinney asked that it be noted on record that the aim is total eradication of suicide as in reducing it to 10% there was still families left devastated.

The Chair, Councillor Kearney stated that all sentiments would be raised at the requested meeting.

Councillor McGinley thanked Members for their support and thanked Councillor Wilson for withdrawing the amendment. He stated that he had referred to zero rate and spoke of working in the field dealing with young people and adults with suicidal tendencies. He drew the similarity of aiming for 30% in smoking cessation but the reality of liking it eradicated. Councillor McGinley stated he looked forward to the conversation with the Department.

The Chair, Councillor Kearney declared the motion carried unanimously.

The press and public left the meeting at 8.32 pm

Councillor McGinley left the meeting at 8.32 pm

Items restricted in accordance with Section 42, Part 1 of Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor B McGuigan
Seconded by Councillor Buchanan

Resolved That items C182/19 - C189/19 be taken as confidential business

Matters for Decision

- (i) Council Confidential Minutes of Meeting held on 25 July 2019
- (ii) Planning Committee Confidential Minutes of Meeting held on 6 August 2019
- (iii) Planning Committee Confidential Minutes of Meeting held on 3 September 2019
- (iv) Policy & Resources Committee Confidential Minutes of Meeting held on 5 September 2019
- (v) Audit Committee Confidential Minutes of Meeting held on 9 September 2019
- (vi) Environment Committee Confidential Minutes of Meeting held on 10 September 2019
- (vii) Development Committee Confidential Minutes of Meeting held on 12 September 2019
- (viii) Approval of Annual Financial Statements
- (ix) Document for Sealing: Deed of Grant of Easement with Mr Desmond Ryan, in relation to foul sewer infrastructure adjacent to Council owned lands situated at Ballyronan Marina, Shore Road, Ballyronan
- (x) Document for Sealing: Article 161 Adoption Agreement with Mr Desmond Ryan and NI Water in relation to foul sewer infrastructure adjacent to Council owned lands situated at Ballyronan Marina, Shore Road, Ballyronan
- (xi) Document for Sealing: Application of Seal of Agreement regarding Lands at Ann Street, Dungannon

C193/19 Duration of Meeting

The meeting was called for 7 pm and ended at 8.44 pm

Chair _____

Date _____

Minutes of Meeting of Planning Committee of Mid Ulster District Council held on Tuesday 1 October 2019 Council Offices, Ballyronan Road, Magherafelt

Members Present	Councillor Mallaghan, Chair																
	Councillors Bell, Black, Brown, Clarke, Colvin, Cuthbertson, Gildernew, Glasgow, Kearney, McKinney, D McPeake, McFlynn, S McPeake, Quinn, Robinson																
Officers in Attendance	Mr Tohill, Chief Executive Dr Boomer, Planning Manager Mr Bowman, Head of Development Management Ms Doyle, Senior Planning Officer Ms McCullagh, Senior Planning Officer Ms McEvoy, Head of Development Plan Mr Marrion, Senior Planning Officer Ms McNally, Council Solicitor Mrs Grogan, Democratic Services Officer																
Others in Attendance	<table> <tr> <th colspan="2">Applicant Speakers</th></tr> <tr> <td>LA09/2017/1426/F</td><td>Les Ross</td></tr> <tr> <td>LA09/2018/0519/LBC</td><td>Jim Maneely Emma Donaghy</td></tr> <tr> <td>LA09/2018/0526/F</td><td>Jim Maneely Emma Donaghy</td></tr> <tr> <td>LA09/2018/0826/F</td><td>Gemma Jobling</td></tr> <tr> <td>LA09/2019/0183/F</td><td>Derek Whyte Robert Cochrane</td></tr> <tr> <td>LA09/2018/1349/F</td><td>Joe McNulty Councillor Monteith Eamon Cushnahan</td></tr> <tr> <td>LA09/2017/1384/O</td><td>Councillor McAleer</td></tr> </table>	Applicant Speakers		LA09/2017/1426/F	Les Ross	LA09/2018/0519/LBC	Jim Maneely Emma Donaghy	LA09/2018/0526/F	Jim Maneely Emma Donaghy	LA09/2018/0826/F	Gemma Jobling	LA09/2019/0183/F	Derek Whyte Robert Cochrane	LA09/2018/1349/F	Joe McNulty Councillor Monteith Eamon Cushnahan	LA09/2017/1384/O	Councillor McAleer
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LA09/2017/1384/O	Councillor McAleer																

The meeting commenced at 7 pm

The Chair, Councillor Mallaghan welcomed Councillor McFlynn to her first meeting as a member of the Planning Committee.

P116/19 Apologies

None.

P117/19 Declarations of Interest

The Chair reminded members of their responsibility with regard to declarations of interest.

P118/19 Chair's Business

The Planning Manager provided Members with an update to advise that:

- The Council had received their revised HGI figure for the period 2016-2030 and that a report would be brought to the November Planning Committee and stated that the revised figure was 10,300.
- Notification had been received from HED advising that they have decided not to list the telephone box at Bovean Cottages. This is a telephone box that the Council recently served a BPN on. They have advised the following.

➤ *“HED surveyed and evaluated this kiosk following the serving of the BPN, but it will not be taken forward for listing.*

This is due to the fact that although the kiosk itself is of a pre-1953 version of the K6 design which was superseded by the modernist K8 in 1968, it is not marked on this site on the 1972 OS map, and as such would appear to have been relocated. Should further information come to light, we would be happy to review this decision.”

- Planning Department held a meeting with DfI and their appointed consultants to discuss the traffic model work for the Cookstown by-pass. At the meeting DfI indicated that they aim to have draft vesting orders issued by late 2020.
- Members should be aware that DAERA have recently issued a consultation on a Northern Ireland Environment Strategy – and any response to it would need to be cross-departmental.
- On 17 September 2019 a consultation was received from DAERA – Forestry Service on a Forestry Planning Area at East Fermanagh/East Tyrone.

This is the scoping stage intended to enable Council, and other stakeholders, to become involved, in the process of developing a plan for the promotion of afforestation and sustainable forestry in the East Fermanagh/East Tyrone Forestry Planning Area.

The Forestry Service advise that the plan will be focused on the management of Forest Service forests, and it is intended that it will also consider management planning of forests and woodland managed by others. It was noted that the consultation period is extended to the 4 October 2019, and Planning Department intend to submit a response in conjunction with the bio-diversity officer. It is worth noting that MUDC Parks Department have already submitted a response.

- It was noted that dates for Special Planning Committee meetings would be scheduled in late October/November to discuss the Local Development Plan. It is intended to take place on the counter representations on the Council website and those in the 3 Council Offices in the next 2 – 3 weeks.

- Members were advised of the recent performance statistics published by DfI in respect of the statutory targets and note the local applications are meeting the statutory target of 15 weeks, and in fact, just over 12 weeks processing time has been achieved for the first quarter of the financial year. It noted that approval rates in some of the other Councils are now more in line with the rates in Mid Ulster.
- Members were advised that DfI notified Mid Ulster Council on 30 September that they had decided not to disallow the Councils direction to remove permitted development rights in respect of the Shackleton notification. Also, note Council has advised Shackleton of this and it is intended to notify the community representative, following the committee meeting.

Matters for Decision

The Chair advised that there would be a change in order of the agenda tonight and advised that items 6, 7 and 8 would be presented first.

P119/19 Receive report on Consultation from DfC Historic Environment Division regarding Telephone Kiosk at Knockanroe Road, Ardtrea

The Head of Development Plan presented previously circulated report to provide Members with background and draft response to a consultation by Department for Communities, Historic Environment Division (DfC HED) regarding their consideration to list a Telephone Kiosk within Mid Ulster District Council's District at: 69 Knockanroe Road, Ardtrea, Cookstown

Proposed by Councillor Cuthbertson
Seconded by Councillor McFlynn and

Resolved That it be recommended to agree that the draft response as set out in appendix 2 be issued to DfC, HED to support the listing of the aforementioned telephone box.

P120/19 Consultation from Northern and Western Regional Assembly on Material Amendments to the Draft Regional Spatial and Economic Strategy for the Northern Western Regional Assembly Area

The Head of Development Plan presented previously circulated report to provide members with information on a consultation from Northern and Western Regional Assembly (NWRA) on material amendments to the Draft Regional Spatial and Economic Strategy (RSES) for the Northern Western Regional Assembly Area.

Proposed by Councillor Bell
Seconded by Councillor Clarke and

Resolved That it be recommended to agree that a response be issued to advise that the previous response remains the position of this Council.

P121/19 Receive Correspondence from the Ulster Farmers Union on Ammonia Emissions

The Planning Manager presented previously circulated report to inform members that the Farmers Union has written to all Chief Executives expressing concerns over the assessment.

Councillor McKinney raised concern about the changes and stated that the Shared Environmental Services (SES) were not even accountable to the Permanent Secretary and would propose that this Council lead the way bringing all departments together as a collective to include the Ulster Farmer's Union, DAERA and Shared Environmental Services to find a way forward. He said that if a farmer wanted to replace a shed with a new up to date system with fans that this wouldn't be within the law and believed that this whole process hadn't been thought out properly and going to cause major issues reaching a final process as 7.5 km distance was going to be a major concern especially in Tyrone. He stated that Mid Ulster was the lead for Agri-Food production due to meat, chicken and pork factories and there was a need to sustain this by drawing back and seeing what direction to proceed in. He concluded by saying that there was a need to bring all these departments together to accommodate everyone.

Councillor Glasgow seconded Councillor McKinney's proposal.

Councillor Glasgow said that a wise and calm approach was needed as there could be repercussions for everyone if farming goes down. He stated that in 2018 agriculture showed that it was leading the way in Northern Ireland with 84% compared to 50% in Great Britain resulting in higher employment rates but stressed that there was a need to be proactive in our approach as this could bring Mid Ulster to its knees.

Councillor Gildernew agreed with Councillors McKinney and Glasgow and said that this was a very important issue for the district.

Councillor Kearney said that it was important to note that there were no discussions with stakeholders unlike the Republic of Ireland and stated that there was a lot of work to be done yet.

The Planning Manager stated that other Planning Managers could have been persuaded to get involved but that he was more sceptical as Mid Ulster was different. He said what was concerning most was that there was an assumption that the monitoring regime was accurate across all the sites and more debate was needed for people to buy into this and if no partners were involved something was wrong but would try and set up something to bring all stakeholders together to raise concerns.

He said that he would be happy to be guided by the committee, but that we would need to deal with each application on its own merits.

Councillor McKinney felt if the process was successful it wouldn't be long before there would be a request for more funding.

The Planning Manager advised that Mid Ulster received very little subsidy and wouldn't be happy to participate in that request.

Proposed by Councillor McKinney
Seconded by Councillor Glasgow

Resolved That it be recommended that the Planning Manager writes back to the Ulster Farmers Union recognising their concerns but also explaining the obligations which the Council has when assessing applications. Agreed that this Council lead the way in bringing all stakeholders together as a collective to include the Ulster Farmer's Union, DAERA and Shared Environmental Services to find a way forward.

P122/19 Planning Applications for Determination

The Chair, Councillor Mallaghan referred to the below applications which were on the agenda for determination and sought approval to have the following applications deferred/withdrawn from tonight's meeting schedule for an office meeting or withdrawn for further information –

Agenda Item 4.1 - LA09/2017/1426/F - Retention of boundary wall and the alteration of ground levels to provide concrete finish to hard corded yard at 55 Knockanroe Road, Cookstown for Reid Engineering (withdrawn for further information). -

Councillor Cuthbertson referred to Environmental Health consultation response and enquired if this was due to a late response.

The Head of Development Management advised that the application had been withdrawn from the schedule in order to further consider Environmental Health information. He said that both parties had been advised that this was the issue.

Agenda Item 4.11 – LA09/2019/0408/F – Dwelling and garage approx 50m SE of 25 Longfield Lane, Desertmartin, for Mr John Higgins

Agenda Item 4.12 – LA09/2019/0417/O – Dwelling and garage 180m NW of 18 Lower Grange Road, Cookstown for Mr Lawson Martin

Agenda Item 4.13 – LA09/2019/0468/F – 2 Storey side annex extension to provide granny flat; 2 no dormer windows to the existing dwelling and new retaining wall to rear garden at 40 Coolshinney Road, Magherafelt for Claire McWilliams (withdrawn for further information).

Agenda Item 4.15 – LA09/2019/0539/O – Site for a dwelling and garage 35m S of 98 Desertmartin Road, Magherafelt for Mr John Tohill

Agenda Item 4.16 – LA09/2019/0569/O – Site for farm dwelling and domestic garage 35m ENE of 22 Dirnan Road, Dirnan, Cookstown for Mr Noel Conway

Agenda Item 4.19 – LA09/2019/0633/O – Site for dwelling and garage (amended access) at 25m NE of 59 Ferry Road, Coalisland for Mr Patrick McNeice

Agenda Item 4.20 – LA09/2019/0640/O – Site for dwelling and garage 40m N of 210 Shore Road, Magherafelt for Mr Conor Doyle

Agenda Item 4.21 – LA09/2019/0763/O – Dwelling and garage 29m S of 6 Annaghmore Road, Cookstown for Mr Sean Quinn

Agenda Item 4.22 – LA09/2019/0767/O – Dwelling and garage approx. 150m NE of 230 Coalisland Road, Gortin, Dungannon for Mr Cathal Keoagh

Agenda Item 4.26 – LA09/2019/0909/O – Dwelling and domestic garage/store at approx. 50m W of 34 Drumard Road, Magherafelt

Proposed by Councillor Colvin
Seconded by Councillor Clarke and

Resolved That the planning applications listed above be withdrawn for further information or deferred for an office meeting.

LA09/2017/1426/F Retention of boundary wall and the alteration of ground levels to provide concrete finish to hard cored yard at 55 Knockanroe Road, Cookstown for Reid Engineering

Agreed that application be withdrawn earlier in the meeting.

LA09/2018/0519/LBC Conversion of coach house as existing to provide pre-function room; installation of temporary sectional sanitary and food preparation buildings and erection of garden function marquee with associated internal bar, kitchen, sanitary and carparking facilities, within grounds of former Killyman Rectory, 38 Trewmount Road, Killyman for Paul Quinn and Emma Donaghy

LA09/2018/0526/F Conversion of coach house as existing to provide pre-function room; installation of temporary sectional sanitary and food preparation buildings and erection of garden function marquee and associated internal bar, kitchen, sanitary and carparking facilities, within grounds of former Killyman Rectory, 38 Trewmount Road, Killyman for Paul Quinn and Emma Donaghy

Members considered previously circulated report on planning applications LA09/2018/0519/LBC and LA09/2018/0526/F advising that it was recommended for approval.

Councillor Cuthbertson declared an interest in planning applications LA09/2018/0519/LBC and LA09/2018/0526/F.

Councillor Cuthbertson said that he had been approached by members of the public regarding noise complaints at the site and the business being in existence for quite a while and felt that this application should have been put down as a retention.

The Head of Development Management said that his understanding at the time was that everything was done above board and that the marquee was raised and coach house

operational after the application was made. He said that inspections had been carried out robustly to see everything was legitimate.

The Planning Manager advised that no-one was being prejudiced by this application but obviously people would be still objecting, but there was a lot of changes made to this application, particularly to the property to include re-siting of carparking facilities and other issues which originally raised a lot of objections. He said that these issues had now been addressed but there was still an element of objectors who didn't wish to see this facility there anyway.

Proposed by Councillor Gildernew
Seconded by Councillor Quinn and

To approve the application.

Councillor McKinney felt that this facility was unfitting for the area as there was a place of rest beside it and may look disrespectful if there was a funeral taking place and something taking place across the hedge and proposed to refuse the application.

Seconded by Councillor Glasgow

To refuse the application.

Members voted on Councillor Gildernew's recommendation for approval -

For - 9
Against - 6

Members voted on Councillor McKinney's proposal recommending for refusal -

For - 6
Against - 9

Resolved That planning applications LA09/2018/0519/LBC and LA09/2018/0526/F be approved subject to conditions as per the officer's report.

LA09/2018/0826/F New gantry crane and retention of extension to concrete yard at Blackpark Road, Toomebridge for Creagh Concrete Products Ltd

Mr Marrion (SPO) presented previously circulated report on planning application LA09/2018/0826/F advising that it was recommended for approval. He drew members attention to circulated addendum advising of late correspondence received, no new issues raised.

Proposed by Councillor Brown
Seconded by Councillor Kearney and

Resolved That planning application LA09/2018/0826/F be approved subject to conditions as per the officer's report.

LA09/2018/1129/F Extension to forklift gantry and reroofing of production area at 4 Ballygillen Road, Coagh, Cookstown for Thomas Hutchinson & Sons Ltd

Members considered previously circulated report on planning application LA09/2018/1129/F advising that it was recommended for approval.

Proposed by Councillor Brown
Seconded by Councillor Bell and

Resolved That planning application LA09/2018/1129/F be approved subject to conditions as per the officer's report.

LA09/2018/1575/F Replacement garage/general store at 25 Gulladuff Road, Maghera for M Hutchinson Esq

Members considered previously circulated report on planning application LA09/2018/1575/F advising that it was recommended for approval.

Councillor McKinney declared an interest in planning application LA09/2018/1575/F.

Proposed by Councillor Glasgow
Seconded by Councillor Kearney and

Resolved That planning application LA09/2018/1575/F be approved subject to conditions as per the officer's report.

LA09/2018/1598/O Dwelling and garage 40m NW of 109 Drumenny Road, Ardboe for Anthony Mallon

Mr Marrion (SPO) presented a report on planning application LA09/2018/1598/O advising that it was recommended for refusal.

Councillor Bell felt that this application should be deferred for 4 weeks to allow time to submit all relevant information.

Proposed by Councillor Bell
Seconded by Councillor McKinney and

Resolved That planning application LA09/2018/1598/O be deferred for 4 weeks to allow the submission of additional information.

LA09/2018/1617/F Additional broiler breeder laying poultry shed including link to existing with 2 No. additional feed bins and associated site works at land approx. 100m NW of 43 Errigal Road, Ballygawley, Dungannon for Mr Clive Allen

Members considered previously circulated report on planning application LA09/2018/1617/F advising that it was recommended for approval.

Proposed by Councillor McKinney
Seconded by Councillor Robinson and

Resolved That planning application LA09/2018/1617/F be approved subject to conditions as per the officer's report.

LA09/2018/1636/O Dwelling and garage at and approx. 30m W of 9 Ballymaguigan Road, Magherafelt for William Love

Members considered previously circulated report on planning application LA09/2018/1636/O advising that it was recommended for approval.

Proposed by Councillor Brown
Seconded by Councillor Bell and

Resolved That planning application LA09/2018/1636/O be approved subject to conditions as per the officer's report.

LA09/2019/0183/F Retention of cattle shed 30m SE of 112a Innishrush Road, Portglenone for Mr Derek White

Members considered previously circulated report on planning application LA09/2019/0183/F advising that it was recommended for approval.

Proposed by Councillor McKinney
Seconded by Councillor Black and

Resolved That planning application LA09/2019/0183/F be approved subject to conditions as per the officer's report.

LA09/2019/0408/F Dwelling and garage approx 50m SE of 25 Longfield Lane, Desertmartin for John Higgins

Agreed that application be deferred for an office meeting earlier in the meeting.

LA09/2019/0417/O Dwelling and garage 180m NW of 18 Lower Grange Road, Cookstown for Lawson Martin

Agreed that application be deferred for an office meeting earlier in the meeting.

LA09/2019/0468/F 2 storey side annex extension to provide granny flat; 2 no. dormer windows to the existing dwelling and new retaining wall to rear garden at 40 Coolshinny Road, Magherafelt for Claire McWilliams

Agreed that application be withdrawn earlier in the meeting to consider a late objection.

LA09/2019/0490/F Public car park (33 new spaces); new entrance onto the Barrack Street Road and drainage for surface water to be included in the works adjacent to properties 10 and 22 Barrack Street, Coalisland for Mid Ulster District Council

All members present declared an interest in planning application LA09/2019/0490/F.

Members considered previously circulated report on planning application LA09/2019/0490/F advising that it was recommended for approval.

Proposed by Councillor Gildernew
Seconded by Councillor Bell and

Resolved That planning application LA09/2019/0490/F be approved subject to conditions as per the officer's report.

Councillor McKinney left the meeting at 7.50 pm.

LA09/2019/0539/O Site for dwelling and garage 35m S of 98 Desertmartin Road, Magherafelt for Mr John Tohill

Agreed that application be deferred for an office meeting earlier in the meeting.

LA09/2019/0569/O Site for farm dwelling & domestic garage 35m ENE of 22 Dirnan Road, Dirnan, Cookstown for Mr Noel Conway

Agreed that application be deferred for an office meeting earlier in the meeting.

LA09/2019/0606/O Dwelling and Garage between 76 & 82 Hillhead Road, Toomebridge for Mr J Nugent

Members considered previously circulated report on planning application LA09/2019/0606/O advising that it was recommended for approval.

Proposed by Councillor D McPeake
Seconded by Councillor Clarke and

Resolved That planning application LA09/2019/0606/O be approved subject to conditions as per the officer's report.

LA09/2019/0621/F Replacement Dwelling 160m SW of 37 Syerla Road, Dungannon for Farasha Properties Ltd

Members considered previously circulated report on planning application LA09/2019/0621/F advising that it was recommended for approval.

Proposed by Councillor Gildernew
Seconded by Councillor Clarke and

Resolved That planning application LA09/2019/0621/F be approved subject to conditions as per the officer's report.

LA09/2019/0633/O Site for dwelling and garage (amended access) at 25m NE of 59 Ferry Road, Coalisland for Mr Patrick McNeice

Agreed that application be deferred for office meeting earlier in the meeting.

LA09/2019/0640/O Site for dwelling and garage 40m N of 210 Shore Road, Magherafelt for Mr Conor Doyle

Agreed that application be deferred for office meeting earlier in the meeting.

LA09/2019/0763/O Dwelling and garage 29m S of 6 Annaghmore Road, Cookstown for Mr Sean Quinn

Agreed that application be deferred for office meeting earlier in the meeting.

LA09/2019/0767/O Dwelling and garage approx 150 NE of 230 Coalisland Road, Gortin, Dungannon for Mr Cathal Keogh

Agreed that application be deferred for office meeting earlier in the meeting.

LA09/2019/0808/F Demolition of an existing commercial building and redeveloped with 5 residential apartments at Silver Saddle Antiques, 1 West Street, Stewartstown for Mr Don Ryan

Members considered previously circulated report on planning application LA09/2019/0808/F advising that it was recommended for approval.

Proposed by Councillor Colvin
Seconded by Councillor Bell and

Resolved That planning application LA09/2019/0808/F be approved subject to conditions as per the officer's report.

LA09/2019/0826/RM Dwelling and domestic garage at Site 170m E of 18 Cavey Road, Ballygawley for Mr James Frizelle

Members considered previously circulated report on planning application LA09/2019/0826/RM advising that it was recommended for approval.

Proposed by Councillor Robinson
Seconded by Councillor Gildernew and

Resolved That planning application LA09/2019/0826/RM be approved subject to conditions as per the officer's report.

LA09/2019/0851/F Retention of store (change of use of an agricultural building) at lands N and to the rear of 46 Oaklea Road, Magherafelt for Oaklea Kitchens Ltd

Members considered previously circulated report on planning application LA09/2019/0851/F advising that it was recommended for approval.

Proposed by Councillor D McPeake
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2019/0851/F be approved subject to conditions as per the officer's report.

LA09/2019/0909/O Dwelling and domestic garage/store at approx 50m W of 34 Drumard Road, Magherafelt for Anne and Leo McPeake

Agreed that application be deferred for office meeting earlier in meeting.

LA09/2019/0914/O Dwelling S of 96 English Road, Dungannon for Kevin Daly

Mr Marrion (SPO) presented a report on planning application LA09/2019/0914/O advising that it was recommended for refusal.

Councillor McKinney returned to the meeting at 7.53 pm.

Councillor Gildernew proposed that it may be worthwhile holding an office meeting for this application.

The Planning Manager advised that if someone was interested in requesting a meeting then they would need to tell him why and what officers hadn't considered within their report. He stated that everything was open and transparent and any applications which were deferred tonight went through a process.

Councillor Gildernew withdrew his recommendation.

Proposed by Councillor Cuthbertson
Seconded by Councillor Colvin and

Resolved That planning application LA09/2019/0914/O be refused on grounds stated in the Officer's report.

LA09/2019/0988/F Two storey extension to right hand side of dwelling at 15 Fairlea Close, Moneymore for Declan McDonald

Members considered previously circulated report on planning application LA09/2019/0988/F advising that it was recommended for approval.

Proposed by Councillor Colvin
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2019/0988/F be approved subject to conditions as per the officer's report.

M/2014/0524/F Mushroom production, packaging, storage and distribution, storage and distribution complex and associated works at land approx 30m SW of 15 Annaghilla Road, Augher for Mr Peadar McGee

Mr Marrion (SPO) presented a report on planning application M/2014/0524/F advising that it was recommended for approval.

Councillor Cuthbertson advised that he was one of the Councillors which initially attended the site meeting and now it's back to committee tonight as if it was the first time. He said that it's indicated that DfI Roads had no objections and that the policy hadn't changed but during one discussion the agent advised that there was only one accident on the road, but he was aware of 3 fatalities on that stretch of road. He said that DfI Roads were distancing themselves from making a decision and were putting the responsibility onto Mid Ulster District Council.

He referred to the planned footpath at the other side of the road to ease carparking and said that this would be an extra danger trying to cross this busy road and also a blight on the nice green fields entering Augher village.

Councillor Cuthbertson said that he would be requesting a recorded vote on the proposal tonight as DfI Roads has put this Council in a difficult position and he didn't want his name attached to someone's death or accident on that stretch of busy road.

He said that he wanted to put it on record that he had been approached by two individuals on two separate occasions regarding this application. In the first instance he advised the person to seek speaking rights and a short time after the committee he had been approached by another person who may have had an interest in to site but had no proof, and in this instance, he was threatened and wanted it put on record. He said that he was aware of letters of support from the First Minister Arlene Foster and Michelle O'Neill the Minister for Agriculture at the time regarding the potential for job creation, but those letters did not tell this Council to go out and take action on a protected route. He concluded by saying that he was aware of another person being unable to get permission for an entrance onto the same stretch of road and feels that this shouldn't be the case as everyone should have the same opportunity.

Councillor Robinson agreed that it was bringing employment to the area and that it would be a very welcome bonus, but this was a protected route and would be very difficult for someone trying to get an application approved but now there was a recommendation of approval presented for a mushroom factory. He said that this stretch of road is very dangerous and accidents occur regularly.

He advised that the proposal was to construct 12 mushroom houses, resulting in 24 lorry loads moving out each week and although may be safe enough turning left it would be hazardous turning right towards the Belfast area. He said that on top of the 24 loads per week there would be numerous journeys to draw compost in and out and if workers were not there between 8 am and 9 am, where would they park. He stated that this

application was going to create a lot of problems and would be seconding Councillor Cuthbertson's proposal to refuse the application. He concluded by saying that he would agree with Councillor Cuthbertson's comments regarding the dangers linked to this fast road.

Councillor McKinney referred to Councillor Cuthbertson's comments regarding a recorded vote and felt that this was not a sensible comment as it was not the committee's responsibility for the poor judgement of someone else's driving.

Councillor S McPeake said that there could be challenges ahead regarding this if we do not approve the application. If DfI indicated that they are happy to agree to this and meets their standards, and we don't approve it, we could be challenged on our decision when DfI has signed it off.

The Planning Manager advised that this application had a long story to it and had come a long way over the 5 years, with the committee trying to move this along as much as possible. Previously, there was a very long debate at the committee meeting around agriculture and the difficulties of placing mushroom houses inside the settlement.

He said that the roads around Augher were very bendy and twisty and next to a settlement with the traffic emerging from the village speeding up but there was the ability to see everything in front. He advised that the officers had decided to recommend the application for approval at this stage, the Department of Infrastructure had decided not to call in the application and a pre application hearing had been held allowing DfI Roads opportunity to give their arguments and letting us make the decision. A decision had been made to accept the application in principle subject to a safe access being provided. He said although officers were concerned about road safety and had to admit when standing at the site there was a rush of traffic, but the key issue here was that DfI Roads were now willing to accept the application as being safe. He concluded by saying that after the work done on this it would be unreasonable for the council to refuse it on road safety when it's being endorsed by DfI Roads.

Councillor Clarke said that he had listened to what had been said that there was a similar scenario with the Jungle on the A29 route and as there was a roundabout about 100 yards from the proposed site in Augher, it would be difficult to refuse it as it looks like the Council were interfering.

The Council Solicitor noted that the Planning Manager had made a point about a decision in principle some time ago which could lead to the applicant arguing they had a legitimate expectation of an approval. The Council Solicitor noted that the applicant had provided a number of technical assessments and report(s) that didn't appear to have been challenged. In any event, the Council Solicitor asked that the case officer provide a step by step guide in relation to the protected route criteria for members present Mr Marrion (SPO) took members through the Protected Routes criteria to provide clarification.

Councillor Cuthbertson said that he was disappointed with DfI's response and backing out of making a decision when they had indicated that this stretch of road was a protected route and letting this fall back on the responsibility of Mid Ulster District Council.

Councillor Gildernew advised if there was any issue with road safety then he would be the first to refuse it but that he had taken his advice from Engineers and would be happy to propose the application for approval.

Councillor S McPeake seconded Councillor Gildernew's proposal.

The Planning Manager advised members before voting on this, that there would be no precedence taken from this. He said that the application before members tonight was taking in account policy and merits and just because an exception was being made for the mushroom houses it doesn't mean that it was a precedent. He stated that this application had taken five years to get to this position and that engagement was not taken very lightly and an officer, his first starting point would be the protected route but there were merits to the application.

Councillor Cuthbertson called for a recorded vote on the application.

Those in favour of approving the application:

Councillors: Bell, Clarke, Colvin, Gildernew, Glasgow, Kearney, McFlynn, D McPeake, S McPeake, Mallaghan and Quinn

Those against approving the application:

Councillors: Black, Brown, Cuthbertson and Robinson

Resolved That planning application M/2014/0524/F be approved subject to conditions as per the officer's report be approved.

LA09/2017/1384/O Dwelling on a farm at land approx 110m E OF 208 Carnteel Road, Lisgallon, Dungannon for Augustine McMullan

Councillor Colvin left the meeting at 8.20 pm and returned at 8.22 pm

Mr Marrion (SPO) presented a report on planning application LA09/2017/1384/O advising that it was recommended for refusal.

The Chair advised that a request in speak in favour of the application had been received and invited Councillor McAleer to address the committee.

Councillor McAleer advised that this was a family run farm with two sons previously getting planning permission for two sites in 2009 and 2012. The third son submitted an application for a dwelling on the farm but unfortunately it was refused due to the criteria and he wasn't aware of the urgency within the timeframe.

She said that the father has four sons, 2 active farms, but all in one son's name as a collective approach in the daily running of the farms. In 2004 approval was granted for the father to get a replacement dwelling on the farm which was transferred to one son in 2012, and in hindsight the applicant should have sorted this out previously. The applicant has remained on the footprint of the farm and carries out all the daily chores and takes holidays from his full-time employment to attend to busy times on the farm i.e.

lambling and calving season. He also purchases farm machinery which he has receipts for dating back for a 6-year period.

Councillor McAleer advised that the father has now retired and had been diagnosed with cancer in 2018 and his help on the farm has decreased to nothing with the applicant taking all on the duties and was anticipating expanding the herd size and this proposed site would be very much beneficial.

The Planning Manager asked if there was any evidence that this was transferred to the applicant before 2012.

Councillor McAleer advised that there was transfer from the father to the applicant, but deeds were only put into one son's name as it was easier for the running of the farm.

The Planning Manager advised that these were cases that he was not comfortable with and felt if the Development Plan was adopted this would allow applications like this to move forward.

Councillor McKinney referred to the 10-year deadline and felt that this was more about a technicality and paperwork and felt the process was going down a fine line as it was only 1.5 years out and would be of the mind that this was a special circumstance and move forward on the application.

In response to the Planning Manager, Councillor McAleer said that she could provide evidence that the house was constructed in 2009.

The Planning Manager stated that technically if a dwelling was started on that date, it would have been there anyway but going back to policy it's unfortunate that there was a flaw about proceeding.

Councillor McPeake advised that although the transfer of lands should have been investigated at the time, he enquired about the land registry map and if there could have been an agreement date on it.

The Planning Manager advised that the transfer in 2012 was the starting point.

Councillor Gildernew said that the father had 4 sons with some being able to build a dwelling and another not and felt that this was a bad situation which needed changing. He said if a son or daughter was looking to build a dwelling on farm that this wouldn't fit in with policy CTY10 of PPS21.

Councillor Clarke referred to the transfer being agreed in 2012 but there was no clarification when the process started.

Councillor McKinney enquired if the applicant could apply for the dwelling on his own right on the farm.

The Planning Manager advised if the applicant was an active farmer for 6 years, he could have done that, but within the policy, you cannot subdivide a farm as this would go

against the applicant. He said that the policy states that a farm has to be operational for 6 years, but it was difficult to get over the evidence of existence.

Councillor McAleer said what she was trying to indicate earlier was that the transfer wasn't signed off but that the applicant was very much within the farm holding and only one son's name was on the deed as a collective.

The Planning Manager said that this was where the situation got complex and was unfair as this was much depended on the sequence of the applications and he referred to the Minister's statement which advised clearly that where disposals had taken place.

The Chair said that it was worth noting the 2nd issue for refusal and sadly the length of time has lapsed and due to policy, there was very little option other than accept the Officer's recommendation for refusal.

Proposed by Councillor Mallaghan
Seconded by Councillor Robinson and

Resolved That planning application LA09/2017/1384/O be refused on grounds stated in the officer's report.

LA09/2018/0925/O Dwelling 50m SW of 27 Letteran Road, Moneymore for Desmond Bell

Members considered previously circulated report on planning application LA09/2018/0925/O advising that it was recommended for approval.

Proposed by Councillor McKinney
Seconded by Councillor Brown and

Resolved That planning application LA09/2018/0925/O be approved subject to conditions as per the officer's report.

LA09/2018/1258/F Storage building and infilling of lands with inert material at approx 110m NE of Portafill International Ltd, Dungannon Business Park, Killyliss Road, Dungannon for Acrow Formworks N.I.

Proposed by Councillor Glasgow
Seconded by Councillor Brown and

Resolved That planning application LA09/2018/1258/F be deferred for 1 month to allow submission of further ecology information.

LA09/2018/1349/F Cattle handling and isolation facilities (cattle shed, force pen, cattle crush, collecting pen and hard-standing area) at lands to the front of and NE of 102 and 104 Ballygawley Road and S of 101 Ballygawley Road, Glenadush for Mr Bernard McAleer

Councillor Glasgow left the meeting at 8.38 pm.

Mr Marrion (SPO) presented a report on planning application LA09/2018/1349/F advising that it was recommended for approval.

The Chair advised that a request to speak against the application had been received and invited Mr McNulty to address the committee.

Councillor Glasgow returned to the meeting at 8.40 pm.

Mr McNulty advised the committee that the applicant had purchased the land approximately in 2010 and was refused planning permission for 2 dwellings under file reference M/2010/0554/O and also a site was refused by the previous owner Mr Donovan Ross for his mother-in-law. He said that the land had been let out to a third party for the last 6 years but that there was no evidence of 6-year proof of active farming by the applicant which is a safety belt for anyone in the country which was genuinely interested. He stated that the 6-year rule was crucial for a non-pop up farmer and that Mr McAleer didn't own the land and was actually his son who was the rightful owner as his father was now a retired man in his 60's. He said that Mr McAleer was never an active farmer and only put 3 sheep on the land to portray that he was a farmer to keep himself right as a farm should be full and active which sells on animals and goods and felt that the planners were going against policy agreeing to this application. He stressed to members that this was only a hobby farm with 3 sheep on the land and stated that if this application was approved, that the committee would be making a mockery of the true farming community as this farm was not a true reflection of this.

The Chair advised that a request to speak against the application had been received and invited Councillor Monteith to address the committee.

Councillor Monteith referred to page 5 and 6 of the report which was alluded to earlier, where it states that the applicant does not meet the definition of the framework and does not meet the criteria for 6 years. He said that the policy was not met but can make an exception as was the case for a previous application earlier in the meeting where it was refused because it didn't meet the 6-year rule. He stated that this was only accrued 3 months ago when the farm was being taken and there was a need to take a minimal approach to make an exception on this and it was worrying ground for this Council to go down a minimal approach as this sets a precedent which is doing a disservice to the whole farming community. He urged the committee to support the working farming community and the residents of the area.

The Chair advised that a request to speak in favour of the application had been received and invited Mr Cushnahan to address the committee.

Mr Cushnahan said that previously stated by the case officer and similarly in the past year, that this land was well maintained and looked after. He said that when members upheld the opinion in the past, Dr Boomer met with the applicant and requested that he make the appropriate changes, and this was achieved. The case officer's report states that there are adequate hedgerows, land drainage and land is in good condition, with fields ploughed, potato drills and reseeded for grass indicating that the land was in good agricultural repair. He said that the applicant had a number of animals and an active farm business ID and asked members to consider the case officer's recommendation for approval.

In response to a query from the Planning Manager, Mr Cushnahan advised that the applicant had leased his land for conacre between 2010 and 2012.

The Planning Manager enquired if Mr McAleer ran the leasing of the conacre and collected the money as a business as it wasn't an active farm at the time.

Mr Cushnahan advised that the applicant was retired and it was his son who leased out the lands.

In response to the Planning Manager's query, Mr Marrion (SPO) advised that the land appeared to be in good conditions and when he visited there was cattle grazing on it.

The Planning Manager said that a common mistake in interpreting the policy is that there is a requirement for a business number with the Department of Agriculture, the applicant to receive the single farm payment for approval to be granted. He stated that there needed to be evidence of a farm business and that there needed to be evidence that the land was being maintained in good agricultural/environmental condition.

The Planning Manager advised that the applicant had submitted an application for a much larger building sited closer to Mr McNulty's house which he was concerned about and investigated a way that it could be downsized and moved further from the dwelling and felt that this was a reasonable way forward.

Councillor Cuthbertson said that previously there was a major objection to the application as it was too close to the dwelling, but conditions have been made to overcome issues and there is evidence of an active farming business ID so would be happy to propose the officer's recommendation of approval.

In response to Councillor McKinney's query about the size of the land, Mr Cushnahan advised that it was 4 acres.

Councillor McKinney advised that 4 acres would not fall into the criteria for claiming the single farm payment and too small for a farm business ID no. He said that 3 sheep or goats would be classed as hobby farming and does not make a person an active farmer and felt that there was clarification needed to see who actually owns the lands, as whoever lets out the land is not a farmer. He said that an active farmer was a person who takes risks, cuts and sells grass, works on the lands and sells crops and felt that it was unjust that a previous application was refused due to paperwork not being up to date when it was clear that there were a number of untruths with this application.

The Planning Manager advised that the policy came into effect in 2010. At that time a single farm payment was given for land let out in conacre and this was presented as evidence in making planning applications. Since then DEARA have changed their grant policy on a single farm payment. However, this change did not change planning policy. The conclusion was that planning policy was made by DfI and Department of Agriculture didn't have the remit to change planning policy as this would be unlawful. This was established in the legal challenge of Omagh Council v Department of Regional Development in relation to PPS14. He said that these were matters for the committee to make a decision on as officers could only give an interpretation.

The Council Solicitor said that members need to exercise caution when considering the application due to the wording within the planning policy and the subsequent justification and amplification. She said that it wasn't clear whether an applicant would be required to have a Business ID over 6 years or whether it could be read that provided there was a Business ID and sufficient evidence of active farming over 6 year period, if that would be sufficient. In relation to the information provided by the applicant, the Committee would have to be content on the balance of probabilities that it was sufficient to establish 6 years of required activity. The Council Solicitor also commented that GAEC was defined under farming activity but that she was unable to see a reference to farming activity in the relevant part of the policy.

Councillor Gildernew stated that things had changed, and Mr McAleer had done everything that he was asked to do and would have no hesitation in supporting Councillor Cuthbertson recommendation for approval.

Councillor McKinney said that he wasn't convinced and was persuaded by Councillor Monteith's comments as this was not an active farm which is the first step of getting a dwelling. He said that if the 6 years and criteria were not met, then he would be voting against the officer recommendation and would propose it for refusal.

Councillor Brown said that he concurred with Councillor McKinney's comments and would also take the point made by the Planning Manager. He said that some man had let out a piece of land in conacre to a lady who was looking after it for 6 years. He said that the ground had been re-drained in 2015 and the case officer's report advised that the lady had paid £400 per year for cattle grazing on it and now a hobby farmer has come along and has taken it over indicating that he was an active farmer which looked to be untrue and would be voting against the proposal.

The Planning Manager said that the sheep weren't the issue here, but as the lands were well maintained and it was farmed for agriculture and evidence of investment, it had met all the required criteria for approval but that it was up to members to decide which way they wish to interpret things.

Councillor S McPeake said that the farm was actually active and well maintained for 6 years and was difficult to decide as within another council area in 2008 there was a case where the solicitor signed off that the farm had been active for years and this provided a lot of ambiguity resulting in the department taking the issue at face value and wonder where this would sit with this council as it was a grey area.

The Planning Manager said if we went down this road, he would be very wary about the whole notion and if anyone attended a planning appeal meeting on wind turbines, they would witness him having heated discussions with them over issues.

Councillor S McPeake said that he knew of other applicants which went down this route and their solicitors wouldn't touch it.

The Council Solicitor said that members should be concentrating on the evidence and information provided in this situation.

Councillor S McPeake said that he could see where the planning officers were coming from and had offered the same advice to people.

Councillor Quinn said that he had listened to both arguments. He said that by looking at it, the applicant comes in for an office meeting with the planners and were advised to implement a,b and c to get their application passed and over the line and asked if this was the case and he also enquired if members were objecting to the definition of the farm or were they objecting to policy.

The Planning Manager advised that people did not come into his office and be told how to get an application over the line, but officers only try to be helpful and advise the applicant. He said that the person who reports back was the senior officer with their view of the best way to proceed but that it was up to the committee to make the decision as officers had only made recommendations on their views. He said that this Council had highlighted to the Department in 2015/16 that the policy was very unclear and problematic and that it would be beneficial to have it reinvestigated again.

Those in favour of Councillor Cuthbertson's recommendation for approval:

For - 10
Against - 4

Those in favour of Councillor McKinney's recommendation for refusal:

For - 4
Against - 10

Resolved That planning application LA09/2018/0925/O be approved subject to conditions as per the officer's report.

LA09/2018/1450/F Dwelling and garage between 6 & 6A Carncose Road, Moneymore for Mr Rodney Mitchell

Ms McCullagh (SPO) presented a report on planning application LA09/2018/1450/F advising that it was recommended for refusal.

Councillor Quinn left the meeting at 9.26 pm

The Chair advised that a request to speak in favour of the application had been received and invited Mr Ross to address the committee.

Mr Ross advised the committee that the site was located approximately 2.5 miles south of Desertmartin in open countryside in a roadside plot between No. 6 and 6A Carncose Road and consists of small agricultural field or paddock. The site sits slightly higher than the road and flat in nature, with post and wire fence defining the roadside boundary and hedgerows and mature trees to define the remaining boundaries. Immediately to the west of the site there is a residential property consisting of a single storey dwelling and garage and immediately to the east there is a small farm complex consisting of a roadside corrugated shed and to the rear of it there is a dwelling and some outbuildings. He said that the road frontage was unobscured due to long linear along the paddock and would be confident that this was classed as an infill as the large group of buildings were impressive. He felt that during discussion it was agreed that this site was well enclosed and completely obscured by the trees, with acceptable frontage and substantial buildings to the rear.

Councillor Quinn returned to the meeting at 9.29 pm.

The Planning Manager said that there was a different way of looking at things and by looking at it the road, fields and paddock didn't meet the policy. He noted there was frontage and the road went around the corner and in terms of cluster as described in policy it demonstrated a focal point. He said that in cases like, development has to integrate with the rural character and asked Mr Ross if the applicant would reconsider a re-siting.

Mr Ross agreed to this proposal.

The Council Solicitor stated as the members were content with the principle that the detail re re-siting could be delegated to the Planning Manager.

Proposed by Councillor Mallaghan
Seconded by Councillor McKinney

Resolved That planning application LA09/2018/1450/F to be amended and delegated back to the Planning Manager for decision.

Councillor Gildernew left the meeting at 9.52 pm.

Councillor McKinney left the meeting at 9.52 pm.

LA09/2018/1457/O Site for dwelling and garage 40m NW of 7 Glenmaquill Road, Magherafelt for Ms Mary Alice McGurk

Ms McCullagh (SPO) presented a report on planning application LA09/2018/1457/O advising that it was recommended for approval.

Proposed by Councillor S McPeake
Seconded by Councillor Robinson and

Resolved That planning application LA09/2018/1457/O be approved subject to conditions as per the officer's report.

Matters for Information

P123/19 Minutes of Planning Committee held on 3 September 2019

Members noted minutes of Planning Committee held on 3 September 2019.

P124/19 Receive Correspondence from the Chief Planner

Members noted correspondence from Chief Planner in Department of Infrastructure.

P125/19 Receive Information on DfI Northern Ireland Planning Monitoring Framework 2018/19

Members noted correspondence regarding the DfI Northern Ireland Planning Monitoring Framework 2018/19.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor Quinn

Seconded by Councillor Robinson and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items P126/19 to P129/19.

Matters for Information

P126/19 Confidential Minutes of Planning Committee held on 3 September 2019

P127/19 Enforcement Report

P128/19 Enforcement Cases Opened

P129/19 Enforcement Cases Closed

P130/19 Duration of Meeting

The meeting was called for 7 pm and concluded at 10 pm.

Chair _____

Date _____

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 3 October 2019 in the Council Offices, Ballyronan Road, Magherafelt

Members Present Councillor Molloy, Chair

Councillors Ashton, Buchanan, Colvin, Doris, Elattar, Forde, Gildernew, Hughes, McFlynn, S McGuigan, McLean, S McPeake, Totten

Officers in Attendance Mr A Tohill, Chief Executive
Mrs Canavan, Director of Organisational Development
Mr O'Hagan, Head of IT
Mr Kelso, Director of Public Health and Infrastructure
Ms McNally, Council Solicitor
Ms Mezza, Head of Marketing and Communications
Mr JJ Tohill, Director of Finance
Miss Thompson, Democratic Services Officer

The meeting commenced at 7.00 pm.

PR166/19 Apologies

Councillors McKinney and Quinn.

PR167/19 Declaration of Interest

The Chair reminded members of their responsibility with regard to declarations of interest.

Councillor Forde declared an interest in Agenda Item 12 – Maghera Development Opportunity – Additional Land.

PR168/19 Chair's Business

Councillor Ashton stated that at the Policy and Resources meeting in March it had been agreed that a report would be brought back to Committee in relation to the Air Ambulance motion. The Councillor stated that, to date, a report had not been presented and asked that a report be brought to Committee as soon as possible.

Matters for Decision

PR169/19 Corporate Plan 2020-2023: Timetable Update & Request Authority To Proceed To Public Consultation

The Head of Marketing and Communications presented previously circulated report which provided update on the timetable for the development of the Council's new

Corporate Plan 2020-2023 and sought authority to proceed to public consultation following the Committee's meeting in November 2019.

Proposed by Councillor McLean
Seconded by Councillor Buchanan and

Resolved That it be recommended to Council that the Policy and Resources Committee is authorised to grant approval to proceed to draft Corporate Plan public consultation in November 2019.

PR170/19 Request to Illuminate Council Property

The Chief Executive presented previously circulated report which considered a request from Pancreatic Cancer Action UK to mark Pancreatic Cancer Awareness month by lighting up/illuminating the Burnavon, Cookstown and Ranfurly House, Dungannon on World Pancreatic Cancer Day - Thursday 21st November 2019. The Chief Executive stated that, although omitted from the report, the Bridewell in Magherafelt is also usually included in such lighting up events and asked that this be included in the resolution, if Members were so minded.

Proposed by Councillor McFlynn
Seconded by Councillor McLean and

Resolved That it be recommended to Council to light up Ranfurly House & Visitor Centre, Dungannon, the Burnavon Arts & Cultural Centre, Cookstown and the Bridewell, Magherafelt purple on the evening of Thursday 21st November 2019 for World Pancreatic Cancer Day.

PR171/19 Elected Member Development Working Group

The Chief Executive presented previously circulated report which considered the report of a meeting of the Elected Member Development Working Group held on 5 September 2019.

The Chief Executive stated that, following on from tonight's Elected Member Working Group, there had been discussion in relation to the scheduling of development activities and that Members would also like such activities programmed on a Saturday. The Chief Executive also advised that there was an error within the Member Personal Development Plan previously circulated and that an updated version would be issued to Members.

Proposed by Councillor Doris
Seconded by Councillor McFlynn and

Resolved That it be recommended to Council –
(I) To approve the report of the Elected Member Development Steering Group meeting held on Thursday 5 September 2019;
(II) To approve the recommendations to proceed with Personal Development Plans/Training Plan for Council term;

- (III) To consider revision of Members ICT allowance allocation through Policy & Resources Committee

PR172/19 Lease and Licence of Lands Situated at Glenone Wood, Portglenone from DAERA/Forest Service

The Council Solicitor presented previously circulated report which sought approval to enter into the lease and licence with DAERA/Forest Service in relation to lands situated at Glenone Wood, Portglenone.

Councillor S McPeake stated it was outstanding that issues had now been resolved and he expressed his thanks to officers, particularly the Director of Business and Communities, the Director of Leisure and Outdoor Recreation and the Head of Parks for the protracted amount of work done with Forest Service in bringing forward a great result.

Proposed by Councillor S McPeake
Seconded by Councillor McFlynn and

- Resolved** That it be recommended to Council that -
- (I) The Council enters in to the 20 year Lease Agreement with DAERA/Forest Service in respect of Lands situated at Glenone Wood on the terms outlined, with an annual rent of £500; and
 - (II) The Council enters into a Licence with DAERA/Forest Service in respect of Lands situated at Glenone Wood on the terms outlined.

PR173/19 Village Renewal Scheme: Rural Development Programme 2014-2020 - Lease of Lands situated at Somme Park, Killyman

The Council Solicitor presented previously circulated report which provided update on an element of the Village Renewal Scheme included within the Rural Development Programme 2014-2020 and sought approval to proceed with a lease arrangement regarding lands situated at Somme Park, Killyman.

In response to question from the Chair, the Council Solicitor confirmed that the £5,000 premium was a one off cost.

Councillor Ashton asked if this was normal procedure.

The Council Solicitor stated that NIHE have recently changed their approach and are now more commonly only entering into short term leases or transfers. The Council Solicitor stated that there has also been a change in the NIHE valuations of property/land.

Councillor S McGuigan referred to lease being backdated to 2000 and asked would it not have been enough to backdate the lease for 7 years in order to satisfy funding requirements and then go forward for 19 years.

The Council Solicitor stated that the requirement to backdate the lease to 2000 came from NIHE as this was the time Council took possession of the land.

Proposed by Councillor Ashton
Seconded by Councillor S McGuigan and

Resolved That it be recommended to Council to enter into a Lease with NIHE in relation to lands situated at Somme Park, Killyman, for a period of 26 years backdated to 2000 and at a premium of £5,000.

Matters for Information

PR174/19 Minutes of Policy and Resources Committee held on Thursday 5 September 2019

Members noted Minutes of Policy and Resources Committee held on Thursday 5 September 2019.

Councillor S McPeake spoke in relation to item PR146/19 of the minutes and stated that, despite a decision being taken to dispose of lands to NIHE, NIHE may not now want to proceed with the transfer.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor S McGuigan
Seconded by Councillor Colvin and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items PR175/19 to PR184/19.

Matters for Decision

- PR175/19 Staff Matters for Decision
- PR176/19 Dungannon Leisure Centre Repairs – Update
- PR177/19 Maghera Development Opportunity – Additional Land
- PR178/19 Gortgonis Leisure and Community Health Hub
- PR179/19 Land and Property Services' Consultation re Non-Domestic Revaluation 2020
- PR180/19 Request to use Council Property for Polling Place

Matters for Information

- PR181/19 Confidential Minutes of Policy and Resources Committee held on Thursday 5 September 2019
- PR182/19 Staff Matters for Information
- PR183/19 Financial Report for 5 months ended 31 August 2019
- PR184/19 Contracts and DAC

PR185/19 Duration of Meeting

The commenced at 7pm and concluded at 7.45 pm.

Chair _____

Date _____

**Minutes of Meeting of Environment Committee of Mid Ulster District Council
held on Tuesday 8 October 2019 in Council Offices, Ballyronan Road,
Magherafelt**

Members Present

Councillor Buchanan, Chair

Councillors Brown, Burton, Cuthbertson, Glasgow,
Graham, McAleer, McGinley, B McGuigan, S McGuigan,
McNamee, Milne, O'Neill, Totten, Wilson

**Officers in
Attendance**

Mr Cassells, Director of Environment and Property
Mr Kelso, Director of Public Health and Infrastructure
Mr Lowry, Head of Technical Services
Mr McAdoo, Head of Environmental Services
Mrs McClements, Head of Environmental Health
Mr Scullion, Head of Property Services
Mr Wilkinson, Head of Building Control
Miss Thompson, Democratic Services Officer

The meeting commenced at 7.00 pm

E217/19 Apologies

None.

E218/19 Declarations of Interest

The Chair reminded Members of their responsibility with regard to declarations of interest.

Councillors Burton, Graham and McAleer declared an interest in Agenda Item 10 – Live Here Love Here Small Grants Scheme 2019 – Caledon in Bloom.

Councillor McAleer also declared an interest in Knockmany Runners.

Councillor Brown declared an interest in Agenda Item 10 – Live Here Love Here Small Grants Scheme 2019 – Leckagh Neighbourhood Group.

E219/19 Chair's Business

The Chair, Councillor Buchanan stated that following discussion at last month's meeting Members would now be in receipt of an invitation from Northern Ireland Fire and Rescue Service (NIFRS) inviting them to an Open Day on 26 October at NIFRS Learning and Development Centre, Cookstown.

Councillor Wilson felt the invitation was a poor consolation to not being invited to the opening of the Learning and Development Centre, he highlighted that the invitation was for an event on a Saturday which may not be suitable for all Members.

Councillor Wilson felt that the overall response from NIFRS was very poor and that Council should keep the pressure on NIFRS.

The Chair, Councillor Buchanan highlighted that the DUP conference was on the same day.

The Chair also referred to email received from the Royal College of Occupational Therapists which stated how pleased they had been to present to last month's Environment Committee and the interaction with Members.

Councillor Burton felt that the NIFRS facility was something which Members should be able to see and that an alternative date should be sought. The Councillor stated that Members were unhappy that they had not been invited to the opening of the facility in the first instance.

The Director of Public Health and Infrastructure stated that if Members wanted an alternative date then this could be reflected back to NIFRS.

Councillor McGinley felt the invitation was too little too late, he stated his understanding was that Saturday was not suitable for Members and that Members should discuss and suggest an alternative date at the Council meeting.

Members were in agreement.

Resolved That it be recommended to Council to seek an alternative date for Members to visit the Northern Ireland Fire and Rescue Service Learning and Development Centre as 26 October was unsuitable.

Councillor McGinley referred to the recent success of Donaghmore Horticultural Society in horticultural competitions and referred to an awards ceremony taking place on 25 October which the Society had been invited to. The Councillor asked that Council make contact with the group with a view to providing some financial support towards the cost of attending the awards ceremony.

Councillor Burton also referred to Castlecaulfield which was entered in the Champion of Champions category this year. The Councillor stated that local horticultural groups work night and day and that Council could not pay volunteers for the work that is done. Councillor Burton stated that there were now other villages coming on board and it would be some encouragement to these groups if financial support could be provided.

The Chair, Councillor Buchanan stated that the recent successes were a credit to both Castlecaulfield and Donaghmore Horticultural Societies.

The Director of Environment and Property stated that Council have supported groups attending awards ceremonies in the past and it would not be inappropriate to provide financial assistance the same as what had been done before.

Resolved That it be recommended to Council to provide the same amount of financial support to Donaghmore Horticultural Society and Castlecaulfield Horticultural Society for their attendance at upcoming awards ceremonies as what had been done in the past.

Matters for Decision

E220/19 DfI Roads Proposal – Proposed 40mph Extension – Tobermore Road, Draperstown

Members considered previously circulated report which sought agreement in relation to proposal from Department for Infrastructure Roads with regard to proposed 40mph speed limit extension on Tobermore Road, Draperstown.

Proposed by Councillor B McGuigan
Seconded by Councillor Brown and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed 40mph speed limit extension on Tobermore Road, Draperstown.

E221/19 DfI Roads Proposal – Disabled Parking Bay at Rainey Street, Magherafelt

Members considered previously circulated report which sought agreement in relation to proposal from Department for Infrastructure Roads with regard to proposed provision of a Disabled Persons' Parking Bay at Rainey Street, Magherafelt.

Proposed by Councillor B McGuigan
Seconded by Councillor Brown and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed provision of a Disabled Persons' Parking Bay at Rainey Street, Magherafelt.

E222/19 DfI Roads Proposal – 30mph Speed Limit – Moor Road, Clonoe

Members considered previously circulated report which sought agreement in relation to proposal from Department for Infrastructure Roads with regard to proposed 30mph speed limit on Moor Road, Clonoe, Coalisland.

Councillor O'Neill stated that he would welcome the proposal which had been a long time coming.

Proposed by Councillor B McGuigan
Seconded by Councillor Brown and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed 30mph speed limit on Moor Road, Clonoe, Coalisland.

E223/19 Funding for Tree Planting Scheme at Magheraglass Landfill Site

The Head of Environmental Services presented previously circulated report which detailed an application for grant funding from the Forest Expansion Scheme to establish a new native broadleaf woodland at the closed landfill site at Magheraglass.

Proposed by Councillor Brown
Seconded by Councillor S McGuigan and

Resolved That it be recommended to Council to endorse delivery of the tree planting project at Magheraglass, subject to the funding application being successful.

E224/19 Street Renaming

The Head of Building Control presented previously circulated report which considered the renaming of a street in a new residential housing development within Mid Ulster.

Proposed by Councillor Burton
Seconded by Councillor Brown and

Resolved That it be recommended to Council to rename site off Killyliss Road, Eglish, Dungannon as Red Hill Manor.

E225/19 Street Naming and Property Numbering

The Head of Building Control presented previously circulated report regarding the naming of new residential housing developments within Mid Ulster.

Site off Sixtowns Road, Straw, Draperstown

Councillor B McGuigan stated that the developer had put no thought into the naming of the development and had not contacted the local historical society in relation to same. The Councillor stated that the policy allowed for the use of place names and that the policy should be used to bring place names back to life. Councillor B McGuigan proposed that the naming of this development be deferred for a month to allow for discussions with the developer and the historical society and further name options to be brought forward.

Councillor Milne seconded Councillor B McGuigan's proposal.

Resolved That it be recommended to Council to defer naming of development off Sixtowns Road, Straw, Draperstown for one month to allow for further discussions with the developer and the historical society and further name options to be brought forward.

Site off Mullaghmore Road, Dungannon

Proposed by Councillor Cuthbertson
Seconded by Councillor Brown and

- Resolved** That it be recommended to Council to –
- Name Street 1 (sites 15-17) in development off Mullaghmore Road, Dungannon as Millrace Close.
 - Name Street 2 (sites 18, 77-83) in development off Mullaghmore Road, Dungannon as Millrace View.
 - Name Street 3 (sites 43-66) in development off Mullaghmore Road, Dungannon as Millrace Avenue.
 - Name Street 4 (sites 68-76) in development off Mullaghmore Road, Dungannon as Millrace Lane.

E226/19 Live Here Love Here Small Grants Scheme 2019

The Head of Environmental Health presented previously circulated report which advised of the successful applications awarded funding across the Mid Ulster area under the Live Here Love Here (LHLH) Small Grants Scheme and considered a request from Live Here Love Here to present to a future committee meeting.

Proposed by Councillor McAleer
Seconded by Councillor Burton and

- Resolved** That it be recommended to Council to note the successful projects across Mid Ulster District Council area under the 2019 Small Grants Scheme and to invite a Live Here Love Here representative to a future meeting of the Environment Committee to provide update on the Live Here Love Here programme.

E227/19 Quality Schemes (Agricultural Products and Foodstuffs) Regulations 2018 – Authorised Officers

The Director of Public Health and Infrastructure presented previously circulated report which advised of designation of Mid Ulster District Council as the competent authority for the Quality Schemes (Agricultural Products and Foodstuffs) Regulations 2018.

Councillor McGinley referred to reference to Lough Neagh Pollan within report and previous discussions regarding Lough Neagh Eel and Pollan and the concerns that this produce will not have designated status after EU Exit. The Councillor stated that this was a matter for discussion at the next Brexit Working Group however he sought clarity in what the report was saying in that produce such as Lough Neagh Pollan could be protected.

The Director of Public Health and Infrastructure stated the report outlined the legislative process for the protection of the specific trading names such as Lough Neagh Pollan or Comber Potatoes. He advised that the issues surrounding Lough Neagh fishing and EU Exit and it's designated status for export purposes were entirely different from that referenced in the report. The Director advised that DAERA Fishery Services planned to be in attendance at tomorrow night's Brexit Working Group to discuss fishing issues for Lough Neagh.

Councillor McGinley stated that the Director had provided some clarification and that the legislative process will protect local produce names for the future however he still had concern in relation to Lough Neagh fishing following EU Exit.

Proposed by Councillor McGinley
Seconded by Councillor Milne and

Resolved That it be recommended to Council to note Mid Ulster District Council's appointment as the competent authority for the Quality Schemes (Agricultural Products and Foodstuffs) Regulations 2018 and the authorisation of Environmental Health officers for this purpose.

E228/19 Response to the Food Standards Agency's Consultation on the Implementation of the Official Controls Regulations

The Head of Environmental Health presented previously circulated report which advised of the Food Standards Agency's Consultation on the Implementation of the Official Controls Regulations and provided draft Council response to same. The officer advised that the consultation closes on 11 October and if Members were in agreement the response outlined at appendix to report would be forwarded with the proviso that it still had to be ratified by Council.

Councillor McGinley sought clarity around the process and asked if the response could be issued prior to being ratified by Council.

The Head of Environmental Health stated that, as with any consultation, a response can be returned from any business or individual. In this case a response can be forwarded from the Environmental Health department prior to the deadline and if the response is then ratified by Council it can be resent as a corporate response. The officer highlighted that a number of consultations only have 4-6 weeks to make a response and that officers spend a lot of time and put a lot of work into commenting on consultations.

The Director of Public Health and Infrastructure confirmed that a corporate response to a consultation cannot go back without Council ratification however a draft response can be submitted outlining Council's thoughts on the consultation.

Proposed by Councillor McNamee
Seconded by Councillor McGinley and

Resolved That it be recommended to Council to respond to the Food Standards Agency's Consultation on the Implementation of the Official Controls Regulations as set out at Appendix 2 of report. Draft response to be submitted prior to deadline of 11 October and confirmed after Council ratification.

E229/19 The Roads Miscellaneous Provisions Act (NI) 2010 – Road Closures

The Head of Environmental Health presented previously circulated report which sought determination on two road closure applications in connection with special events that are being held in October and November 2019.

Councillor Cuthbertson asked as these were Council events if Members had to declare an interest. The Councillor also asked who enforces a road closure.

The Head of Environmental Health stated that Council only has an administrative role in the process and that enforcement lies with PSNI.

Councillor Cuthbertson asked that if PSNI do not turn up at an event who enforces the road closure.

The Director of Public Health and Infrastructure advised that at Civic Events an Event Management plan would be in place which would include road diversions and relevant safety measures, the Director further stated that there would be an Event Manager and officer team on the ground to ensure their safe delivery.

Councillor S McGuigan stated that for community events, event management would be undertaken by members of the community group.

With regards to the Member's query the Director of Public Health and Infrastructure advised he did not feel there was a need for Members to declare an interest in this item.

Proposed by Councillor Wilson
Seconded by Councillor McNamee and

- Resolved** That it be recommended to Council to agree to the issue of a Road Closure Order as specified under the Roads Miscellaneous Provisions Act (NI) 2010 for –
- (I) Dungannon Halloween Event – The Order is to temporarily prohibit or restrict all vehicular traffic using the following roads on Wednesday 30 October 2019 between the hours of 17:00 and 20:30:
 - Market Square, Dungannon and
 - Thomas Street, Dungannon from its junction with Greers Road to Market Square
 - (II) Cookstown Christmas Lights Switch On – The Order is to temporarily prohibit or restrict all vehicular traffic using the following roads on Friday 22 November 2019 between the hours of 17:00 and 21:15:
 - William Street, Cookstown from its junction with Orritor Street/Old Coagh Road to the Burn Road/James Street junction.
 - (III) Magherafelt Christmas Event – The Order is to temporarily prohibit or restrict all vehicular traffic using the following roads as set out:
 - Magherafelt Christmas Market – Market Street, Magherafelt from its junction with Broad Street to the entrance of the Diamond Centre Car Park between the hours of 18:00 on Friday 22 November 2019 and 22:00 on Sunday 24 November 2019.
 - Magherafelt Christmas Lights Switch On – Broad Street, Magherafelt between the hours of 16:00 and 21:30 on Saturday 23 November 2019.

- (IV) Dungannon Christmas Event – The Order is to temporarily prohibit or restrict all vehicular traffic using the following road on Friday 22 November 2019 between the hours of 17:00 and 20:00:
- Market Square, Dungannon

E230/19 The Roads Miscellaneous Provisions Act (NI) 2010 – Streamlining Road Closure Process

The Director of Public Health and Infrastructure presented previously circulated report which outlined options for streamlining the road closure process for special events within the Mid Ulster District Council area.

Councillor McNamee proposed the report recommendation and further proposed that the fee remain the same for large/commercial events and that the fee should be waived for community and not for profit groups with a review after one year. The Councillor stated that some community groups are struggling and that events have been cancelled due to cost.

Councillor S McGuigan stated that there was still a difficulty in relation to the variance of advice being given to groups by PSNI and insurance authorities. The Councillor also referred to the number of queries received compared to the number of applications received and asked if a small advertisement or press article was sufficient.

The Director of Public Health and Infrastructure stated that it was within legislation that an advertisement needed to be placed however if a template can be agreed then a group can go to the press themselves and should be able to secure a reduced rate for an advertisement compared to Council. The Director stated that enforcement lies with PSNI and DfI and that Council can only work within the framework given, the Director further stated that the letter attached at Appendix 4 of the report is the advice PSNI were now giving to groups and that this would have to be taken as read.

Councillor Wilson stated that in relation to delegated authority this could be left at the Head of Service level instead of the Director. The Councillor stated that Council should be lobbying for changes to the legislation as there were some events not covered which should be included. Councillor Wilson also felt that community/not for profit groups should be charged a nominal fee ie. £100 for their application however he would go with the feeling of the Committee.

Councillor McAleer stated that if advertisement costs are high for community groups then waiving the fee may not be of much benefit.

Councillor Cuthbertson stated that community groups may be able to get financial assistance through Council's community grants.

Councillor McNamee stated that some groups don't get any community funding. The Councillor stated he would amend his earlier proposal to state that delegated authority be given to the Head of Service for the issue of road closure permits and confirmed that the fee should be waived for community/not for profit groups.

The Director of Public Health and Infrastructure advised he did not foresee an issue with delegated authority going to the Head of Service for the issue of permits and confirmed that although the fee could be waived for community/not for profit groups these groups would have to pay the advertisement fee themselves.

Councillor McAleer asked if advertisements for large/commercial events would still go through Council.

The Director of Public Health and Infrastructure stated that the £415 fee for large/commercial events is to cover costs plus cost of advertisement and would be dealt with by Council.

Councillor McGinley seconded Councillor McNamee's proposal on the basis that Council would prepare the advertisement which the community group would then publish at their expense.

Resolved That it be recommended to Council –

- (I) To agree the delegation of the administration and issue of Temporary Road Closure Permits to the Head of Service, unless and in the event of specific objections being received from statutory consultees and/or complaints which may render the holding of the 'Special Event' to be unsafe. In such instances the application will be heard at the next available meeting of the Environment Committee.
- (II) To set the fee structure as set out below with review after one year:
 - £415 for large/commercial/filming events
 - Waive fee for community/not for profit groups – Such groups to agree template for advertisement and place the advert at their own cost.

E231/19 Enabling Legislation – Delegated Powers

The Director of Public Health and Infrastructure presented previously circulated report which provided update on enabling legislation and set out arrangements for legislative provision going forward in the event of this jurisdiction leaving the European Union.

Councillor Wilson proposed the report recommendation.

In response to Councillor McGinley's question the Director of Public Health and Infrastructure stated that delegated authority was being sought to ensure Council has a smooth transition and streamlined regulatory processes in order for businesses to be able to continue trading seamlessly following EU Exit.

Councillor McGinley asked if there was a process of bringing delegated authority matters back to Committee.

The Director of Public Health and Infrastructure stated that update reports can be brought if delegated authority needs to be used to facilitate daily business continuing.

Councillor McGinley stated that he seconded Councillor Wilson's proposal but felt that the more delegated authority is given then Councillors can lose their role and that such matters should be brought back to Committee for full scrutiny.

Resolved That it be recommended to Council to authorise the Director of Public Health and Infrastructure to exercise Delegated Authority for the authorisation and administration of staff and relevant functions under the European Union (Withdrawal) Act 2018 as amended and any Statutory Instrument for this purpose.

Matters for Information

E232/19 Minutes of Environment Committee held on 10 September 2019

Members noted minutes of Environment Committee held on 10 September 2019.

In response to Councillor McNamee's question the Director of Environment and Property advised that a meeting was arranged with PSNI to discuss damage to dual language signage for 12 November at 5.30 pm prior to the next Environment Committee.

Some discussion ensued regarding the time of the meeting following which it was agreed that the meeting with PSNI take place on 12 November 2019 at 5.00 pm in Cookstown offices.

Councillor McGinley referred to discussion at last month's meeting regarding provision of water bottles to staff and asked if there was an update on the matter.

The Director of Environment and Property stated that he expected the provision of water bottles to be complete before the November meeting of Environment Committee.

Councillor McGinley stated that the bottles being provided should be of a good standard.

E233/19 KNIB Cleaner Neighbourhoods Survey/Report 2018/19

Members noted previously circulated report which detailed the annual KNIB Cleaner Neighbourhoods Survey/Report.

Councillor Cuthbertson referred to the survey which outlined that Mid Ulster District Council had issued the lowest number of fixed penalty notices of the eleven Councils. Councillor Cuthbertson stated that this highlighted the need for more staff to be authorised and that the current system was not working.

The Head of Environmental Health stated that whilst the number of fixed penalties issued was not a high number the survey indicated that cleanliness in the District was fairly high. The officer advised that dash cams have recently been installed on vans Environmental Health staff are using and that footage from these cameras were beginning to show results.

The Head of Environmental Health referred to item E192/19 in minutes from last month's meeting and clarified that there are only two people within Council who are allowed to access information held by DVLA. Additionally, the officer stated that Environmental Health Officers can issue fixed penalty notices on site but cannot detain people.

The Head of Environmental Health again highlighted the use of books for the recording of information and if the evidence is adequate then a fixed penalty can be served.

Councillor Cuthbertson stated it was a positive step to now have an additional method of catching offenders however this would not help to catch offences taking place in parks.

Councillor Wilson referred to the difficulties experienced in getting in contact with the on call dog warden.

The Head of Environmental Health stated that there was a protocol in place for the out of hours dog warden service. The officer stated that the dog warden will only attend where there has been an attack on sheep, cattle or a person and that there is no on call service for stray dogs etc. Members were advised that the access to the on call dog warden service for complaints is through the PSNI.

Councillor Wilson stated that the instances he was aware of involved dog attacks and that the PSNI had advised they did not have the phone number for the on call dog warden.

The Head of Environmental Health stated that the on call phone number and on call protocol would be reinforced with PSNI.

Councillor B McGuigan stated it was good to see Mid Ulster has the highest number of schools that hold an Eco Schools Green Flag.

Councillor Glasgow queried if there is a stray dog over the weekend what can be done with it. The Councillor stated this was the second time concern had been raised regarding the on call dog warden service and that protocol and phone numbers etc needed to be reinforced with the police.

The Head of Environmental Health stated that there is a separate kennel at Council's dog kennelling facility at Drumbonaway for the purposes of strays and that the public can take stray dogs to this facility at the weekend.

Councillor McNamee referred to recent incident in which a number of man holes were stolen around Tullaghoge, the Councillor stated he informed Council officers of the matter due to communication problems between the police and Council.

E234/19 Local Authority Recycling Carbon Index Report

Members noted previously circulated report which advised of the findings of the Recycling Carbon Index Report 2017/18.

E235/19 Town Centre Footpath Snow/Ice Clearance Agreement

Members noted previously circulated report which advised of the rolling annual agreement with DfI/Transport NI in relation to the treatment of footpaths in the main town centres within Mid Ulster District following heavy snowfall or prolonged freezing.

E236/19 Building Control Workload

Members noted previously circulated report which provided update on the workload analysis for Building Control.

E237/19 Entertainment Licences

Members noted previously circulated report which provided update on Entertainment Licensing Applications across the Mid Ulster District.

E238/19 Dual Language Signage Requests

Members noted previously circulated report which advised of requests for Dual Language Signage from residents on streets/roads in the District.

E239/19 Dual Language Signage Surveys

Members noted previously circulated report which advised on the results of surveys undertaken on all applicable residents on the streets/roads in response to Dual Language Signage nameplate requests. Where more than 51% of occupiers that respond indicate that they are in favour of the erection of Dual Language Signage, nameplates will be erected. Where less than 51% of occupiers that responded indicate that they were not in favour of the erection of a Dual Language street nameplate, then the Dual Language nameplate will not be approved or erected.

E240/19 Air Quality in the Mid Ulster District Council Area 2019

Members noted previously circulated report which provided update on the air quality and associated ongoing monitoring in the Mid Ulster District Council area.

Councillor McGinley extended his thanks to officers for their support of recent event involving schoolchildren, the Councillor stated this was a useful event for the pupils and he would seek to get a copy of the posters created at the event to share with Members.

E241/19 Community Resuscitation

Members noted previously circulated report which provided update on community resuscitation across the Mid Ulster District Council area.

Councillor Cuthbertson stated that the report outlined a good spread of defibrillators sited across Council buildings and proposed that all Council buildings should have a defibrillator installed, in particular, Gardner's Hall in Dungannon and President Grant Homestead at Dergenagh plus any other Council buildings not already included on list.

The Director of Public Health and Infrastructure stated that defibrillator units cost in the region of £1000 and that it may be useful to liaise with NI Ambulance Service (NIAS) on the number and location of defibrillators already sited.

Councillor Wilson stated that Council should link in with the community group at Dergenagh in relation to the siting of a defibrillator at President Grant Homestead.

Councillor McNamee stated that there should not be overlap in the siting of defibrillators and suggested that a report be brought back indicating areas where defibrillators are needed.

Councillor McAleer stated that Council should link in with NIAS and that further to discussions last month she had spoken with Costa in relation to the siting of a defibrillator at Preseident Grant Homestead to which she was advised that the matter had been talked about in the past but did not progress.

Councillor Glasgow stated that if a report was brought back to Committee gaps could be identified.

Councillor Cuthbertson stated that Council has a responsibility to take the lead and have defibrillators located at their premises. The Councillor stated there was no need for another report as the report before Members tonight identifies Council buildings that already have a defibrillator installed and includes a link to the NIAS website which shows the location of all defibrillators.

Councillor Burton stated she did not believe there would be an issue with installing a defibrillator at the President Grant Homestead as it was a rural area and there was capacity. The Councillor also stated it was hoped that American and Ulster Scots tours would stop at the Homestead in the future and a defibrillator would be a useful piece of equipment to have at this location. Councillor Burton seconded Councillor Cuthbertson's proposal.

Councillor Glasgow stated he was not disagreeing with the need for defibrillators however there was an issue of fairness. The Councillor referred to Council owned playpark at Drum Manor and similarly a play park at Pomeroy Forest and asked how Council stood on locating defibrillators at these sites.

The Director of Public Health and Infrastructure stated that there is a community resuscitation group set up who work closely with NIAS in relation to the siting of defibrillators. The Director suggested that NIAS be invited to a future Committee meeting who can provide guidelines on the siting of defibrillators and based on their guidelines an assessment can then be undertaken as to need at the remaining Council premises currently without a defibrillator.

Councillor Cuthbertson stated he wanted his proposal to remain on the table and that all Council buildings should have a defibrillator in the first instance. Going forward play parks could be investigated as a possible location for a defibrillator but he reminded Members that these devices require an electric supply which may be difficult to achieve at play parks.

Councillor McGinley stated he did not believe any Member was objecting to the need for defibrillators but that there was a process to be followed. Councillor McGinley proposed the way forward outlined by the Director of Public Health and Infrastructure.

Councillor Milne seconded Councillor McGinley's proposal.

Councillor McAleer stated she did not want to vote against the siting of additional defibrillators however she would also like to hear the opinion of NIAS in relation to same.

Councillor Wilson stated that there was nobody against defibrillators however if the matter was voted on tonight he could imagine the headlines in next week's papers which would be the wrong message to send out from the Committee.

The Chair, Councillor Buchanan asked if Members could reach agreement tonight without the need for a vote.

Councillor Milne stated that this was a sensitive issue however common sense needed to prevail. The Councillor stated that he could suggest other additional locations where defibrillators could be located in the District however it would be important to hear the views of NIAS.

The Chair, Councillor Buchanan suggested a further proposal in which the Committee agrees to install the defibrillators at Gardner's Hall and President Grant Homestead and that a report be brought back to Committee looking at the provision of defibrillators in the wider context.

Councillor McAleer stated that the proposal from Councillor Cuthbertson was for all Council buildings.

Councillor McGinley stated that nobody in the room was anti defibrillator and suggested that the Committee move to vote on the proposals on the table.

Members voted on Councillor McGinley's proposal –
For – 7
Against – 2

Members voted on Councillor Cuthbertson's proposal –
For – 2
Against - 7

Resolved That it be recommended to Council to invite Northern Ireland Ambulance Service to a future Committee meeting to discuss the siting of defibrillators. Based on this discussion an assessment can then be undertaken which will look at the need for a defibrillator to be sited at the remaining Council premises currently without a defibrillator.

Councillor Brown referred to the list at Appendix 2 of the report which indicated the location of defibrillators and stated that it appeared some of the pads for the defibrillators had expired. The Councillor requested that pads and batteries for these units be kept up to date.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor Burton
Seconded by Councillor S McGuigan and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items E242/19 to E251/19.

Matters for Decision

- E242/19 Off Street Car Parking: Agency Agreement with DfI
- E243/19 Council Strategic Waste Management Arrangements: Update
- E244/19 Amenity and Planting Sponsorship
- E245/19 Review of ICT Fees for Portglenone Angling Stands and Access Paths

Matters for Information

- E246/19 Confidential Minutes of Environment Committee held on 10 September 2019
- E247/19 Brexit Contingency Plan for Disposal of Residual Waste
- E248/19 Digitisation of Building Control Files
- E249/19 Capital Projects Update
- E250/19 DAERA/Rural Tourism/Co-Operation Projects
- E251/19 DAERA/Village Extension Programme

E252/19 Duration of Meeting

The meeting was called for 7.00 pm and ended at 8.51 pm.

CHAIR _____

DATE _____

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Thursday 10 October 2019 in the Council Offices, Ballyronan Road, Magherafelt

Members Present	Councillor Wilson, Chair Councillors Ashton, Black, Burton, Clarke, Corry, Cuddy, Doris, Elattar, Hughes, Kearney, Kerr, McNamee, Milne, Molloy, Monteith
Officers in Attendance	Mrs Campbell, Director of Leisure and Outdoor Recreation Mr McCreesh, Director of Business and Communities Mr Browne, Head of Tourism Mr Hill, Head of Parks Ms Linney, Head of Community Development Mr McCance, Head of Culture and Arts Ms McKeown, Head of Economic Development Miss Thompson, Democratic Services Officer
Others in Attendance	Agenda Item 4 – Parenting NI Mr Eisenstadt, Policy and Research Officer, Parenting NI

The meeting commenced at 7.00 pm.

D159/19 Apologies

None.

D160/19 Declaration of Interests

The Chair reminded members of their responsibility with regard to declarations of interest.

D161/19 Chair's Business

DAERA Micro Business Capital Grants Scheme

The Head of Economic Development advised that DAERA have been engaging with Council on the delivery of a pilot micro business capital grant scheme within the District which will focus on supporting rural micro enterprises. It was advised this scheme will be piloted across all rural Councils in Northern Ireland simultaneously.

Funding for the scheme will be provided through the TRPSI programme (Tackling Rural Poverty and Social Isolation Programme) and is only open to micro businesses with under 10 employees. The maximum grant available will be up to £4,999.

The Head of Economic Development advised that Council are in receipt of a formal contract from DAERA which will provide administration funding of up to 15% of grant spend incurred for associated delivery costs. The overall budget for the ten Council

areas involved is in the region of £500,000 in total which will equate to approximately £50,000 for Mid Ulster to target ten projects.

Members were advised that Council staff would be responsible for the assessment of applications, issuing letters of offer, processing claims for grant aid from successful promoters and monitoring of project delivery. Council would not be responsible for making payments to grant recipients as this will be performed by DAERA direct to project promoters.

The indicative timescale for delivery of this pilot scheme is set out below –

- Calls for applications by 25 November 2019
- Close for applications on 20 December 2019
- Assessment of applications and issue of letters of offer by 14 February 2020
- All spend by successful promoters incurred by 31 March 2020

Proposed by Councillor Clarke
Seconded by Councillor Doris and

Resolved That it be recommended to Council to participate in the DAERA Micro Business Capital Grants Scheme and to accept the funding contract from DAERA, dated 7 October 2019 to the value of £7,874 to administer the scheme, subject to satisfactory legal review by Council's Solicitor.

D162/19 Deputation – Parenting NI

The Chair, Councillor Wilson welcomed Mr Eisenstadt, Policy and Research Officer with Parenting NI, to the meeting and invited him to present to Members.

Mr Eisenstadt stated that the purpose of his presentation (Appendix 1) was to seek support from Council to engage with and empower parents in local council areas, for Council to take the initiative in dealing with parenting challenges and to sign up to the four promises and commitments as detailed below –

Promises

- Promise to invest in parent employees wellbeing in the workplace.
- Promise to put in place community based, evidence informed programmes to build parenting confidence and skills.
- Promise to train Council staff in the importance of working in partnership with parents and how to engage parents.
- Promise to seek the opinion of parents explicitly when consulting on services for children or young people.

Commitments

- Committing to specifically name parents (or those in a parenting role) whenever a policy, strategy or initiative mentions children.
- Committing to explore strategies to support parents specifically and practically, including inclusion in community plans.
- Committing to working with other Councils, departments and the third sector to make Northern Ireland as parent friendly as possible.

- Nominating an elected member on every Council to serve as a “Parent Champion”.

The Chair, Councillor Wilson thanked Mr Eisenstadt for his presentation following which he withdrew from the meeting.

The Chair, Councillor Wilson stated that there were a number of organisations who have requested to present to the Development Committee and that a Special Development Committee meeting had been arranged for 23 October 2019 to deal solely with presentations.

In relation to the presentation made tonight the Chair advised that the presentation would be forwarded to the Community Planning Officer with a view to seeing where it fits in with Council’s Community Plan.

Matters for Decision

D163/19 Community Development Report

The Head of Community Development presented previously circulated report and provided an update on the following:

- **Rolling Grants Awards – Good Relations and Local Community Festivals**

Resolved That it be recommended to Council to approve the Rolling Grant Awards – Good Relations and Local Community Festivals as per grant recommendations at Appendix 1 of report.

Councillor Black asked if officers had any concerns in relation to the level of funding available and what had changed between last month and this month.

The Director of Business and Communities stated that he may have misunderstood the question last month as he thought the query was in relation to budgets instead of grants. The Director advised that grants are always under pressure and that there was a review of grant streams ongoing at the moment, the Director continued that if Members felt that grants could be adjusted it was a decision for them to make and officers will deliver accordingly. The Director highlighted that budgets for grants had not increased over the last four years.

Councillor Ashton stated that the local community festivals grant was one of the more popular grants and that it was too quick to cut this grant as it would hit grass roots organisations. Councillor Ashton requested that a report come back to Committee on whether there was scope to move money around in order to keep the local community festivals grant open.

Councillor Milne declared an interest in Bellaghy Village Regeneration.

Councillor Black asked if the applications already submitted for this grant but had not been scored would now be null and void.

The Head of Community Development stated that applications submitted since last scoring would have to be honoured.

Councillor Monteith requested that between now and the October Council meeting officers explore the possibility of moving monies in order to keep the local community festivals open, the Councillor felt it was too soon to close this grant and it was a bad message to send out to the public. Councillor Monteith stated that year on year this grant is oversubscribed and there was a responsibility on everyone to ensure that enough monies are made available for this grant.

In response to question from Councillor Molloy the Head of Community Development advised that approximately £15,000 would be required to keep the local community local festivals grant open until the end of the year.

- **Peace IV**

Councillor Burton referred to project in Aughnacloy and stated that neighbouring residents are concerned about the development and its proximity to their home as there is ongoing anti social behaviour. Councillor Burton stated she appreciated that the current play facilities need to be upgraded but asked officers to be mindful of the concerns of residents.

The Head of Community Development advised that the provision of the new bitmac paths will be to access the second play area. The officer advised that the facility will be designed without lighting and any seating overlooked at the roadside so as not to encourage any anti social behaviour. She confirmed once the final design is in place they will liaise again with the resident.

Proposed by Councillor Molloy
Seconded by Councillor Corry and

Resolved That it be recommended to Council -
(I) To approve the shared space concept designs for the six villages as set out at appendix 2 of report.
(II) To request SEUPB to transfer surplus Shared Space Grant funding to Shared Space Capital Projects.

- **Community Planning**

Members noted update on Community Planning poverty strategic actions.

Councillor Monteith stated that Northern Ireland Housing Executive (NIHE) had been in attendance at the last Council meeting and had agreed to meet with Council in relation to the housing crisis in Dungannon. Councillor Monteith proposed that Council should act immediately and seek a meeting with NIHE at the earliest opportunity.

Councillor Kerr seconded Councillor Monteith's proposal.

Councillor Elattar proposed that the local MP should also be provided with the information to assist in addressing the issues relating to social and affordable housing in Mid Ulster.

Councillor Ashton seconded Councillor Elattar's proposal on the basis that the MP for Fermanagh and South Tyrone also be included.

- Resolved** That it be recommended to Council –
- (I) To seek meeting with Northern Ireland Housing Executive at the earliest opportunity to discuss housing crisis in Dungannon.
 - (II) To provide Mid Ulster MLAs and MPs with information to assist in addressing the issues relating to social and affordable housing in Mid Ulster.

- **Community Development Update**

Members noted Community Development Update.

D164/19 Economic Development Report

The Head of Economic Development presented previously circulated report which provided an update on key activities as detailed below -

- **Caledon Regeneration Partnership**

- Resolved** That it be recommended to Council to invite Caledon Regeneration Partnership to make a presentation at the next available Development Committee Meeting where representatives from the group can provide more details on their funding proposal to develop the Wool Store as outlined at Appendix 1 of report.

- **Donaghmore Traders Meeting Update**

Members noted progress.

- **Dungannon Regeneration Partnership Proposal**

Councillors Cuddy, Molloy and Monteith declared interest an interest in this item.

Proposed by Councillor Doris
Seconded by Councillor Milne and

- Resolved** That it be recommended to Council to approve the Revised Proposal from Dungannon Regeneration Partnership (as per Appendix 2 of report) to reduce vacancy levels in Dungannon town centre, making provision of Council funding of £125,000 broken down as follows, subject to Department for Communities match funding of providing £120,000.
- 2019/20 - £5,000
 - 2020/21 - £40,000

- 2021/22 - £40,000
- 2022/23 - £40,000

- **Dungannon Town : Branded Merchandise and Jute Shopping Bags**

Proposed by Councillor Milne
Seconded by Councillor Doris and

Resolved That it be recommended to Council -

- (I) To approve up to £20,000 (excluding Vat) from the Economic Development budget for officers to tender and purchase new town centre merchandise for Dungannon.
- (II) To approve up to £20,000 (excluding Vat) from the Economic Development budget for officers to tender and purchase new jute shopping bags for Dungannon.

- **Interreg VA Faster Project**

Proposed by Councillor Kerr
Seconded by Councillor Corry and

Resolved That it be recommended to Council that Mid Ulster District Council act as an Associate Partner within the East Border Region's Interreg VA Faster Project and supply a letter of support as requested and as set out at Appendix 3 of report.

- **Coalisland Town Centre Forum Minutes – 1.7.19**

Members noted minutes of Coalisland Town Centre Forum held on 1 July 2019.

- **Mid Ulster Skills Forum Minutes - 8.3.19**

Members noted minutes of Mid Ulster Skills Forum meeting held on 8 March 2019.

- **Mid Ulster Brexit Working Group Minutes – 27.2.19**

Members noted minutes of Mid Ulster Brexit Working Group meeting held on 27 February 2019.

In response to Councillor Monteith's question the Director of Business and Communities advised that due to policy and financial implications the consultation in relation to the Department of Finance Business Rates Review was being taken through the Policy and Resources Committee.

Councillor Molloy advised that the matter had been discussed at last week's Policy and Resources meeting and it was agreed to delegate authority to the Policy and Resources Committee to make a formal response to the consultation at its November meeting.

Councillor Corry referred to the announcement of the Brexit Support Fund and asked if any monies would be coming towards Mid Ulster District Council.

The Head of Economic Development advised that Council was not eligible to bid for monies but that officers did inform business organisations that the fund existed. The officer stated she was aware that Manufacturing Northern Ireland and Enterprise Northern Ireland had applied for funding and that Manufacturing Northern Ireland had been successful but as yet had received no formal update from Enterprise Northern Ireland regarding their bid.

Councillor Corry asked if community/voluntary groups are able to apply for the funding.

The Director of Business and Communities stated that the Brexit Support Fund was focused on supporting businesses, but that the Department for Communities was developing a multi-agency response on the impact of the EU Exit on Vulnerable Communities and to date, a Vulnerable People Working Group had been established and when more information becomes available, it would be shared.

Councillor McNamee asked if Killymoon Golf Club was included on the list of presentations to be made at Special Development Committee. The Councillor stated that, at the July Development Committee, he had requested a meeting with DfI Roads in relation to Cookstown Bypass but this had not progressed.

The Head of Economic Development stated that a request to present to Development Committee had been received from Killymoon Golf Club and was passed to Democratic Services Section.

Councillor McNamee felt that Council should keep pressure on DfI Roads in relation to Cookstown Bypass.

The Director of Business and Communities advised that a meeting would be requested for Cookstown DEA Members to meet with DfI Roads in relation to Cookstown Bypass.

D165/19 Town Centre Information Digital Points

The Head of Tourism presented previously circulated report which sought approval for the locations for Town Centre Information Digital Points.

Councillor Cuddy referred to digital screen that was erected as part of the public realm works in Market Square, Dungannon and had never worked.

The Head of Tourism advised that it is proposed to erect the information point for Dungannon outside Ranfurly House Arts and Visitor Centre.

Proposed by Councillor Milne
Seconded by Councillor Doris and

Resolved That it be recommended to Council to approve three visitor information kiosks to be located as follows (subject to planning and DfI approval) –

- (I) Cookstown – Outside Burnavon Arts Centre, Cookstown
- (II) Dungannon – Outside Ranfurly House Arts and Visitor Centre, Market Square, Dungannon
- (III) Magherafelt – Outside Specsavers, Meeting Street, Magherafelt

D166/19 Parks and Play Five Year Strategic Plan

The Head of Parks presented previously circulated report which sought approval for the Parks and Play Five Year Strategic Plan.

The Chair, Councillor Wilson advised he had received several requests to speak in relation to the content of the plan and suggested that DEA meetings be held in order for Members to discuss issues with a view to bringing this item back for decision next month.

Councillor McNamee stated that there was plenty of good work being done however there were some problems to be resolved. Councillor McNamee proposed that this item be brought back to the November meeting of Development Committee and that DEA meetings take place in the interim for Members to discuss issues relating to the plan.

Councillor Milne seconded Councillor McNamee's proposal.

Councillor Cuddy stated that this plan had been in the pipeline for nearly two years and that it was a five year programme. The Councillor felt that sometimes Members just needed to make a call and move on.

Councillor Ashton stated that DEA meetings had already taken place. Councillor Ashton referred to page 83 of the plan and referenced disabled parking and toilets and that there appeared to be room to accommodate same and that this should be prioritised.

Councillor Monteith felt that what was within the plan was not reflective of discussion at the Dungannon DEA meeting, that the DEA meeting had taken place in February and it was now October and that he did not feel there was anything in the plan overall that Council officers could not have done themselves. The Councillor felt that the plan was uninspiring and was not what Councillors would have foreseen being brought forward and requested a report outlining the cost in preparing the plan.

The Director of Leisure and Outdoor Recreation agreed to provide this.

Councillor Burton stated that there had been some good work done in relation to Fivemiletown. Councillor Burton also felt that Council should have a play park at the President Grant Homestead, the Councillor stated that Council are seeking to bring more tours to the Homestead and that families visiting the facility could make use of a play park at this location.

The Chair, Councillor Wilson reminded Members that there was no budget for developing play parks and that Members needed to consider and approve a plan so that budgets are approved for next year.

- Resolved** That it be recommended to Council –
- (I) To arrange DEA meetings for Members to discuss issues relating to the Parks and Play Plan and that report and plan be brought back to November Committee meeting.
 - (II) To provide details of costs in developing the Parks and Play Strategy.

D167/19 Outdoor Recreation Five Year Strategic Plan

The Head of Parks presented previously circulated report which sought approval for the Outdoor Recreation Five Year Strategic Plan.

Councillor McNamee proposed that DEA meetings also be held in relation to this plan to discuss issues.

Councillor Milne seconded Councillor McNamee's proposal.

The Chair, Councillor Wilson stated there was not as much urgency with this plan and that DEA meetings could wait until the New Year.

- Resolved** That it be recommended to Council –
- (I) To arrange DEA meetings in the New Year for Members to discuss issues relating to the Outdoor Recreation Plan and that report and plan be brought back to a future Committee meeting.

D168/19 Solar Walk, Davagh – Landowner Lease Agreements

The Head of Parks presented previously circulated report which sought to formalise a lease agreement between Mid Ulster District Council and two individual landowners in respect of the Solar Walk at Davagh Forest.

Proposed by Councillor Clarke
Seconded by Councillor McNamee and

- Resolved** That it be recommended to Council to establish two individual Lease Agreements with the relevant landowners in respect of lands crossed by the Solar Walk as part of the Davagh Forest Dark Skies development project.

D169/19 Sandford Awards Ceremony 2019

The Head of Culture and Arts presented previously circulated report which advised that the Education Programme at Hill of The O'Neill & Ranfurly House Arts & Visitor Centre had been awarded a Sandford Award 2019 and sought approval for two representatives from Council (one officer and Chair or Deputy Chair) to attend the Sandford Awards Ceremony in London on Monday 18 November 2019.

Proposed by Councillor Kerr
Seconded by Councillor McNamee and

Resolved That it be recommended to Council that two representatives (one officer and Chair or Deputy Chair) attend the Sandford Awards Ceremony taking place at the Victoria and Albert Museum of Childhood, Cambridge Heath Road, Bethnal Green, London E2 9PA on 18 November 2019, in line with Council's established practice and protocol regarding representation of elected members at events.

D170/19 Enhanced Accessibility and Proposed Tree Works at Tullaghoge Fort

The Head of Culture and Arts presented previously circulated report which advised of essential tree works at Tullaghoge Fort to be undertaken by Historic Environment Division of Department for Communities and sought approval to progress a tree planting scheme and a tree sculpture project at Tullaghoge Fort to be led by Culture and Arts Services and funded by Historic Environment Division.

Proposed by Councillor McNamee
Seconded by Councillor Kerr and

Resolved That it be recommended to Council to note the essential tree works required at Tullaghoge Fort which will be undertaken by Historic Environment Division of Department for Communities and to progress a tree planting scheme and a tree sculpture project at Tullaghoge Fort to be led by Culture and Arts Services and funded by Historic Environment Division of Department for Communities.

Councillor McNamee referred to manhole covers stolen at Tullaghoge and asked if there was an update.

The Director of Business and Communities advised that he had been informed that manhole covers had been stolen from the car park at Tullaghoge Fort on the Thursday night, the Director advised that Council staff replaced the covers on the Friday however these were again stolen on the Saturday night. At this point, the Director stated that the gates at Tullaghoge Fort had to be closed and remained closed until the Monday when the manhole covers had again been replaced.

The Director of Business and Communities advised that these incidents did not solely affect Tullaghoge Fort as manhole covers were also stolen in Stewartstown and Coalisland around the same time however officers and police were monitoring the situation as the Fort is a widely used Council facility.

Matters for Information

D171/19 Minutes of Development Committee held on 12 September 2019

Members noted Minutes of Development Committee held on 12 September 2019.

The Chair, Councillor Wilson referred to previous discussions in relation to VE Day Commemorations and that a report was to be brought before Members on the matter but that this was still outstanding.

The Head of Tourism advised that discussions are ongoing between officers and Killeeshil Historical Society and that a report will be brought before Members at the November Development Committee.

Councillor Cuddy stated it was important to note that Killeeshil and Clonaneese Historical Groups had come together and that both names should be included when they are being addressed.

D172/19 Dungannon Halloween Event 2019

Members noted previously circulated report which provided an update on the change of format for the Halloween Event scheduled to be held at Ranfurly House and Hill of The O'Neill on Wednesday 30 October 2019.

D173/19 Heritage Outputs 2019

Members noted previously circulated report which set out the Heritage Outputs for 2019.

D174/19 Dungannon Park Parkrun

Members noted previously circulated report which set out the success of Dungannon Park Parkrun, on the first anniversary since its launch in 2018.

D175/19 Leisure Services Update

Members noted previously circulated report which provided update on the progress being made regarding activities in Leisure Services and highlighted a number of key events/activities.

Councillor Monteith stated it would also be useful to include detail of any issues relating to facilities within the leisure services update and referred to Drumcoo Playing Fields in which Council removed play equipment and he felt had left the area a disgrace. Councillor Monteith referred to ongoing problems and that members of the community wanted a wall to be knocked down at the playing fields, the Councillor stated that the community could not wait on the play park strategy being adopted and that action needed to be taken now. Councillor Monteith proposed that Dungannon DEA Councillors along with officers and the community meet in relation to the issues at Drumcoo Playing Fields as soon as possible.

Councillor Kerr seconded Councillor Monteith's proposal.

Councillor Molloy agreed with Councillor Monteith's comments and stated that there had been an incident at the playing fields last week. The Councillor stated that Members had previously been advised that a meeting would be arranged however he was not aware if this had been progressed.

Resolved That it be recommended to Council to arrange meeting in relation to ongoing issues at Drumcoo Playing Fields. Dungannon DEA Councillors, officers and community to be in attendance.

Councillor Kerr referred to one to one swimming lessons for autistic children and stated that he had been contacted by a parent of an autistic child who had previously availed of one to one lessons. The Councillor stated that the parent had advised him that there were no longer any one to one lessons for their child and that they could only be accommodated in group sessions which was not suitable. Councillor Kerr proposed that this matter be reviewed with a view to reinstating one to one lessons for autistic children.

The Director of Leisure and Outdoor Recreation stated that it was her understanding that this child had been attending one to one lessons in Dungannon but that during refurbishment works in Dungannon, arrangements had been put in place to facilitate lessons in Cookstown. The Director agreed to investigate what arrangements are in place for the child in question.

Councillor Kerr stated that staff had advised this was an ongoing problem and asked that it be looked at in the long term.

The Director of Leisure and Outdoor Recreation stated that officers were proactively looking at ways to improve the delivery of the Council's swimming lesson programme and that staff were doing their best to facilitate needs in the interim.

Councillor Doris stated she had been approached by the same parent and asked that the Director of Leisure and Outdoor Recreation get back to the parent on the matter.

Councillor Monteith stated it was his belief that there had been agreement in the past that there would be a review of provision of facilities/lessons etc for children with special circumstances. The Councillor also referred to request made by Sperrinview to use facilities at Dunganon Leisure Centre and that it was not the first time a request had been received from them. Councillor Monteith proposed that a report be brought forward on what services are provided for children with disabilities.

Councillor Kerr stated that he had received comments from parents with autistic children that their needs are not accommodated at Council run family events.

Councillor Corry enquired as to what activities there are for older people in leisure centres.

The Director of Leisure and Outdoor Recreation stated that there were various activities including 50+ groups and agreed to conduct an audit to include in report for next month's Committee.

Councillor Doris seconded Councillor Monteith's proposal.

Resolved That it be recommended to Council –
(l) To provide update in relation to provision of leisure facilities/lessons for children with special needs.

- (II) To provide report outlining provision of activities for older people at Leisure Centres.

Local Government (NI) Act 2014 – Confidential Business

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items D176/19 to D180/19.

Matters for Decision

- D176/19 Pilot Arts, Health and Wellbeing Project
D177/19 Tender report for the appointment of Café concessions for Seamus Heaney HomePlace, Cookstown Leisure Centre and Dungannon Park Pavillion
D178/19 Wi-Fi Tender Report
D179/19 Town Centre Enhancement Scheme Report

Matters for Information

- D180/19 Confidential Minutes of Development Committee held on 12 September 2019

D181/19 Duration of Meeting

The meeting commenced at 7 pm and concluded at 8.13 pm.

CHAIR _____

DATE _____

Report on	Conferences, Seminars & Training
Date of Meeting	24 October 2019
Reporting Officer	Philip Moffett, Head of Democratic Services
Contact Officer	Eileen Forde, Member Support Officer

Is this report restricted for confidential business?	Yes	
If 'Yes', confirm below the exempt information category relied upon	No	x

1.0	Purpose of Report
1.1	Provide an update on seminars and conferences received. To seek approval for (i) elected member attendance and the payment of registration/ attendance fees and associated costs, as incurred and, (ii) council officer approvals.
2.0	Background
2.1	Costs associated will be set against 2019-20 member Conference, Seminar and Training allocations.
3.0	Main Report
3.1	Approval for Consideration of Attendance by Elected Members There are occasions when it is beneficial to Members to attend training, conferences and seminars to better equip them in their role as elected representatives. Approval for attendance as detailed in Appendix A to this report is sought.
3.2	Officer Approvals There are occasions when it is beneficial to the council for Officers to attend conferences and seminars. Approval for attendance as detailed in Appendix B to this report is sought.
4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications Financial: Costs to be set against Members 2019/20 conference/seminar/training allocation. Any costs incurred above annual allocation to be incurred by Member

	Human: not applicable
	Risk Management: not applicable
4.2	Screening & Impact Assessments
	Equality & Good Relations Implications: not applicable
	Rural Needs Implications: not applicable
5.0	Recommendation(s)
5.1	Approval for attendance at the conferences, seminars and training by members and council officers as required.
6.0	Documents Attached & References
	Appendix A Member Conferences, Seminars & Training Appendix B Officers Approvals

Member Training

Provider/Course	Date & Time	Location	Costs	Attendee Requests
NILGA - Environmental Impact Assessment Essentials—What Councillors Need to Know	Friday 25th October 2019 10.30-1.00pm	Dunsilly Hotel, Antrim	No fee Travel & Subsistence	Cllr McAleer
NILGA – Scrutiny and Challenge Masterclass	Friday 1 November 2019 12.30pm -	Antrim Civic Centre, Antrim	No Fee Travel & Subsistence	Cllr Graham

Conferences

Provider/Course	Date & Time	Location	Costs	Attendee Requests
Planning for Change: Planning in Times of Change - ICLRD Annual Conference	Wednesday 6 th November 2019	The Great Hall, Ulster University – Magee Campus, Derry/Londonderry	Conference £65.00 (+ booking charges) plus travel & Subsistence	
Agenda Ni Northern Ireland Economic Conference 2019	Thursday 7 November 2019	Slieve Donard Hotel, Newcastle	Conference Fee £165 +vat = £198 plus Travel & Subsistence	
The Tackling Paramilitarism Programme's Annual Conference Shaping a Better Future Together	Tuesday 12 November 2019	Mossley Mill, Newtownabbey	No Conference Fee Travel & Subsistence	

Provider/Course	Date & Time	Location	Costs	Attendee Requests
Northern Ireland Planning Conference 2019	Wednesday 20th November	Titanic, Belfast	Conference Fee £195 + VAT = £234 Travel & Subsistence	

Environmental Impact Assessment Essentials—What Councillors Need to Know

***Dunsilly Hotel, Antrim
25th October 2019 10.30-1.00pm***

Environmental Impact Assessment expert Josh Fothergill, with over 15 years experience, will deliver an awareness and compliance based session for Elected Members which will cover the following:

- Environmental Impact Assessment—What is it?
- Risks and opportunities to environment from development
- Ensuring compliance and enhancing practice
- Avoiding the Courts—why planning compliance is not enough
- Role of Elected Members in delivering sustainable development
- Working with council planning officers to get it right
- Reputational Enhancement.

The delivery of this session will be interactive and interesting for councillors, allowing them to learn by asking questions regularly and through group work. Learning and discussions will be relevant to the councillor's unique role and participation on this workshop will aim to improve understanding of what environmental assessment is, why it's important, how to do it and what support is available.

***Hosted by NILGA with support from the LGTG
(Local Government Training Group), these FREE events are open to all
Elected Members. Councils should put forward names of interested members
to Amy McGrath at a.mcgrath@nilga.org.***

Disclaimer

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Scrutiny and Challenge Masterclass

***Antrim Civic Centre,
Friday 1st November 2019, 12.30—4pm***

Councillors are the corporate body of Council and are therefore responsible for all decisions made by the Council and for the impact these decisions have on local communities. To fulfil this role councillors need to scrutinise and challenge pertinent matters contained in any numerous reports which are presented to each Council Committee and Meeting of the Council. This involves having a good knowledge and grasp of the issue and feeling confident to scrutinise and challenge where needed.

A Formula for Success

- An introduction to Scrutiny and Challenge—What is it?
- Scrutiny and Challenge—Why is it Important?
- A formula for Success— W5+H
- Application of the Formula—How?
- Putting it into Practice

The delivery of this session will be interactive and interesting for councillors, allowing them to learn by asking questions regularly and through group work. Learning and discussions will be relevant to the councillor's unique role and participation in this masterclass will aim to improve understanding of what scrutiny and challenge is, why it's important, how to do it and what support is available.

***Hosted by NILGA with support from the LGTG
(Local Government Training Group), these FREE events are open to all
Elected Members. Councils should put forward names of interested members
to Amy McGrath at a.mcgrath@nilga.org.***

Disclaimer

The Northern Ireland local government association (NILGA) endeavours to ensure that the information contained within our website, policies and other communications is up to date and correct. We do not, however, make any representation that the

CONFERENCE INVITATION

PLANNING *FOR* CHANGE: PLANNING IN TIMES OF CHANGE

6th November 2019

The Great Hall, Ulster University – Magee Campus, Derry/Londonderry

Focusing on the theme of “Planning *for* Change: Planning in Times of Change”, the 12th Annual Conference of the International Centre for Local and Regional Development (ICLRD) will take place on the 6th November 2019. This 1-day event will take place in Ulster University – Magee Campus, Derry/Londonderry.

We live in changing and challenging times. Settlements across the island of Ireland, irrespective of scale, are facing challenges of an unprecedented magnitude. Such challenges are vast and complex, and include global warming and climate change, increasingly dispersed and fragmented settlement patterns, greater distances between where people live and where people work, housing affordability and an associated housing crisis, demographic changes, shifting retail patterns and a correlated stagnation and hollowing out of our city and town cores, a contraction of services locally, and diversifying energy supplies.

In this context, spatial planning policy and practice is increasingly operating in times of change – but, equally, must also plan for change. Planning must play a key role in preparing a more sustainable – and stable – future for our settlements, urban and rural. The conference comprises of plenary sessions and parallel thematic sessions on the following topics:

- Planning for Sustainable Change
- Planning for an Ageing Society
- Climate Change Adaptation – What this Means for Spatial Planning
- A Place with (No) Purpose? The Future of the High Street
- Principles, Policy and Practice – Looking to the 22nd Century

This conference will consider the challenges and opportunities facing spatial planning policy and practice now – and over the coming decades. It will provide a forum to both discuss and consider the future direction of planning, and the extent to which the achievement of transformative planning processes is possible.

Confirmed speakers, panellists & chairs include:

- Prof. Gerrit Knapp, National Center for Smart Growth, University of Maryland
- Dr. Louise Kempton, Newcastle City Futures
- Mr. Seamus Neely, Donegal County Council
- Mr. John Kelpie, Derry City and Strabane District Council
- Mr. Pádraig Maguire, Meath County Council
- Ms. Caitriona Mullan, Regional Development Consultant – Communities, Place-making, Health
- Mr. Diarmaid Lawlor, Architecture and Design Scotland

- Dr. Michael Cooke, Maynooth University
- Mr. Niall Cussen, Office of the Planning Regulator
- Dr. Ainhoa Gonzales Del Campo, University College Dublin
- Dr. Linda McElduff, Ulster University
- Mr. Conor Skehan, TU Dublin
- Ms. Mary McIntyre OBE, Planning Consultant
- Mr. Dave Walsh, An Bord Pleanála
- Mr. Angus Kerr, Department for Infrastructure NI
- Mr. Michael Darcy, IBEC-CBI Joint Business Council

To register for this event, please book via this link @ Eventbrite:

<https://www.eventbrite.ie/e/planning-for-change-planning-in-times-of-change-tickets-75682896581?aff=ebdssbdestsearch> There is a fee of £65.00 (+ booking charges) to attend this event.

Mr Anthony Tohill
Chief Executive
Mid Ulster District Council
Magherafelt District Council
Magherafelt
BT45 6EN

9th September 2019

Dear Mr Tohill,

Northern Ireland Economic Conference 2019
Thursday 7th November • Slieve Donard Hotel, Newcastle

Please find enclosed the programme for the 2019 Northern Ireland Economic Conference. Now in its 24th year, the conference is firmly established as the annual autumn 'summit' for Northern Ireland's economic community, including policy makers and business leaders.

2019 key themes:

- ✓ Economic impact of **Brexit** on Northern Ireland
- ✓ **Economic priorities** for Northern Ireland
- ✓ Regional economic development – role of **city regions**
- ✓ Developing **vital infrastructure** for economic growth
- ✓ Strengthening **connectivity** between Belfast and Dublin
- ✓ **Post Brexit:** What's next?
- ✓ **Employment:** The quality conundrum
- ✓ Looking at the **all-island** economy
- ✓ Promoting **innovation**
- ✓ The role of **education and skills** as an economic driver

Taking place at a pivotal time for Northern Ireland, this is a not to be missed event for all the latest information on the local economy as well as an excellent opportunity for networking and discussion with key players across all sectors. There are also a limited number of opportunities for interested organisations to become involved with this conference as an exhibitor – contact us for further details.

To ensure you don't miss out, reserve a place(s) by emailing registration@agendaNi.com, calling 028 9261 9933 or online at www.agendaNi.com/events.

Yours sincerely,



Lynda Millar
Conference Manager

Shaping a Better Future Together

#endingtheharm



You are invited to The Tackling Paramilitarism Programme's Annual Conference *Shaping a Better Future Together* which will take place at Mossley Mill, Newtownabbey, on Tuesday 12 November.

The conference will comprise of several interactive sessions including workshops and a panel discussion. Full agenda details will follow in due course.

Registration opens at 9.30am. The conference will commence at 10.00am and conclude at 4.30pm. Lunch will be provided.

Please RSVP to TPPT@justice-ni.x.gsi.gov.uk by Wednesday 16 October highlighting any dietary or access requirements. Spaces are limited and will be allocated on a first come first served basis.

We look forward to seeing you there and thank you for your ongoing and invaluable work in helping create a society where paramilitarism has no place.

If you are aware of anyone else who might be interested in attending the conference please let us know rather than circulating this invite. Although numbers are limited we are keen to facilitate as many people as possible and will issue invites accordingly.

Directions to the venue are attached.



Mr Anthony Tohill
Chief Executive
Mid Ulster District Council
Magherafelt District Council
Magherafelt, BT45 6EN

25th September 2019

Dear Mr Tohill,

Northern Ireland Planning Conference 2019

Wednesday 20th November 2019 • Titanic Belfast

Programme announced!

agendaNi's Northern Ireland Planning Conference, sponsored by Carson McDowell and Arup, is the major annual event for anyone with an interest or role in planning and development in Northern Ireland.

Now in its fourth year, the planning process is no longer finding its feet. 2018 saw a delay in major planning decisions. Councils play a key role in planning in Northern Ireland. In the political vacuum, the power of granting such decisions takes on further prominence. As draft Local Development Plans begin to be published, we are starting to see the future of planning in Northern Ireland taking shape.

2019 discussion topics include:

- ✓ An update on **Local Development Plans**
- ✓ Impact of **Brexit** on planning
- ✓ Planning **law** update
- ✓ Delivering key **infrastructure** projects
- ✓ **People-centred** planning: Wellbeing and ageing
- ✓ **Energy** networks
- ✓ Developing social **housing**
- ✓ Best practice **case studies**

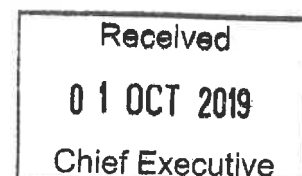
Secure your place now for this important conference. To register email your details to registration@agendaNi.com or register online at www.agendaNi.com/events.

I very much hope that you and/or your colleagues can attend what promises to be an interesting and timely event for the Northern Ireland planning sector.

Yours sincerely,



Fiona McCarthy
Conference Director



Approval Sought – OCTOBER COUNCIL Appendix B

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fee (Yes/ No)
The Power of Walking Conference	14/11/19	1	Belfast	No
HR (PPMA) Annual Conference	5/12/19	2	SHHP	No
NI Planning Conference 2019	20/11/19	1	Belfast	£195+ vat
Shaping a Better Future Together	12/11/19	1	Newtownabbey	No
British Trust for Ornithology	9/11/19	1	Oxford Island	£25

Report on	Consideration of Requests for Civic Recognition
Date of Meeting	Thursday 26 September 2019
Reporting Officer	P Moffett, Head of Democratic Services
Contact Officer	E Forde, Member Support Officer

Is this report restricted for confidential business?	Yes	
If 'Yes', confirm below the exempt information category relied upon	No	x

1.0	Purpose of Report				
1.1	To consider approval of request(s) for civic recognition from members, in line with council's <i>Civic Honour and Receptions Policy</i> .				
2.0	Background				
2.1	The policy was reviewed and subsequently agreed at April 2018 Council. All requests for recognition are to be submitted with Democratic Services using the pro-forma, <i>Request for Civic Recognition: Civic Honour & Civic Reception</i> . Requests for recognition are reviewed against the categories and associated criteria contained within the policy as detailed at 2.2.				
2.2	<p><u>Recognition</u></p> <ul style="list-style-type: none">Civic Honour: recognition will be permissible when the following has been achieved at an All-Ireland, European, International, or National level:<table><tr><td>Have won first place at a competition in their relevant field at the highest level of competition</td></tr><tr><td>Have received an outstanding achievement award at the highest level. Outstanding achievement relates to when a participant or group has not been involved in a competition</td></tr></table>Civic Reception: will be permissible for individual, groups or organisations when:<table><tr><td>Representing their country at International, European, All-Ireland or National level at the highest level</td></tr><tr><td>Winning first place at a competition at the highest level at a Northern Ireland or Provincial level in the relevant field at the highest level of competition</td></tr></table>	Have won first place at a competition in their relevant field at the highest level of competition	Have received an outstanding achievement award at the highest level. Outstanding achievement relates to when a participant or group has not been involved in a competition	Representing their country at International, European, All-Ireland or National level at the highest level	Winning first place at a competition at the highest level at a Northern Ireland or Provincial level in the relevant field at the highest level of competition
Have won first place at a competition in their relevant field at the highest level of competition					
Have received an outstanding achievement award at the highest level. Outstanding achievement relates to when a participant or group has not been involved in a competition					
Representing their country at International, European, All-Ireland or National level at the highest level					
Winning first place at a competition at the highest level at a Northern Ireland or Provincial level in the relevant field at the highest level of competition					

	<div> Receiving an outstanding achievement award at the highest level at a Northern Ireland or Provincial level. Outstanding achievement relates to when a participant or group has not been involved in a competition </div>
2.3	<p><u>Processing the Request</u></p> <ul style="list-style-type: none"> • Reviewed against the policy/criteria • Reviewed to identify if recognition provided for similar achievement within 3 years prior to this • Requests meeting criteria will be recommended to Council for Civic Honour or Civic Reception • Requests not meeting criteria will be recommended to Council to receive letter from Council Chair
2.4	Appendix A to this report sets out those requests received for recommendation to and approval by council. The request have been categorised in line with the revised policy.
3.0	Main Report
3.1	Implementation of the policy facilitates the Council in acknowledging the achievements of organisations and persons from the district, as put forward by members.
3.2	Recognition requests received from members since the last meeting of council have been categorised, details of which are set out within appendix A to this report.
4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications
	Financial: not applicable
	Human: not applicable
	Risk Management: not applicable
4.2	Screening & Impact Assessments
	Equality & Good Relations Implications: not applicable
	Rural Needs Implications: not applicable
5.0	Recommendation(s)
5.1	That consideration be given to approving request for civic recognition requests
6.0	Documents Attached & References
	Appendix A – Civic Recognitions Recommended for Approval

Appendix A: October 2019 Requests for Civic Recognition Submitted: For Approval

Category: Civic Honour

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
None				

Category: Civic Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
Café 47 (Proprietor Rachel Molloy)	Ulster Tatler Coffee House of the Year Award	Cllr Kerr	<ul style="list-style-type: none"> Won first place at a competition level in their relevant field 	For: N/A Date: N/A
Fergal McCrory	Irish Lightweight Title Champion	Cllr Kerr	<ul style="list-style-type: none"> Won first place at a competition level in their relevant field 	For: N/A Date: N/A
Rory McCool Square Wheelers CC	Irish National Points Series Mountain Biking Under 8 Champion Road Cycling Ulster Criterium Series	Cllr Molloy	<ul style="list-style-type: none"> Won first place at a competition level in their relevant field 	For: N/A Date: N/A
Tyrone Ladies Under 14 Team	GAA All Ireland Gold Championship Ladies Under 14 Football	Cllr Mallaghan	<ul style="list-style-type: none"> Won first place at a competition level in their relevant field 	For: N/A Date: N/A

Dan Grimley	Commonwealth Judo Championships Received Bronze Award	Cllr Monteith	<ul style="list-style-type: none"> Represented country at International level 	For: N/A Date: N/A
Stephen Halferty	Drift Games National Championship	Cllr Kearney	<ul style="list-style-type: none"> Won first place at a competition level in their relevant field 	For: N/A Date: N/A
Gareth Cuddy	Team member of Ireland Over 40s Hockey Team in European championship 2019	Cllr Wilson	<ul style="list-style-type: none"> Represented country at European level 	For: N/A Date: N/A
Julian Costelloe	Team member of Ireland Over 40s Hockey Team played in European championship 2019	Cllr Wilson	<ul style="list-style-type: none"> Represented country at European level 	For: N/A Date: N/A
Stephen Cuddy	Team Coach of Ireland over 40s hockey team played in European Championship 2019	Cllr Wilson	<ul style="list-style-type: none"> Represented country at European level 	For: N/A Date: N/A
Hayden Gibson	Motor Cross Championship NI 50CC Auto Champion MCCNI Club Champion GR7 Ulster Champion	Cllr Forde	<ul style="list-style-type: none"> Won first place at a competition level in their relevant field 	For: N/A Date: N/A

Other: Letter from Council Chair

Where it is deemed that conditions/criteria have not been met for a civic reception, civic award or chair & deputy chair reception a letter from the Council Chair is recommended. This may also be in instances where recipients have previously received a reception or award for the same or similar achievement.

Proposed Recipient	Achievement	Submitted by
Coalisland Fianna GFC	GAA Under 21 Grade Two County Tyrone Champions 2019	Cllr Doris Cllr Oneill
Coalisland Credit Union	Social Enterprise NI Gala Awards 2019 Credit Union of the Year 2019	Cllr Doris Cllr Oneill Received a civic award in 2018 for the same achievement Letter of Congratulations for winning 2 nd time
Clonoe O'Rahilly Minor Boys	GAA Grade 2 Minor County Tyrone Champions 2019	Cllr Doris Cllr Oneill
Donaghmore Horticultural Society	First Place Village Category Ulster in Bloom 2019 also commended for youth and community team	Cllr Doris Cllr Kerr Received Civic Award in 2017 for coming 2 nd place Ulster in Bloom Received letter in 2018 for coming first in Ulster in Bloom
Galbally Pearses	GAA Intermediate County Tyrone Champions 2019	Cllr Doris Cllr Kerr
Stewartstown Village	Ulster in Bloom Competition 2019 Most Improved Village award, and runner-up in the Large Village category	Cllr McGinley Cllr Doris

St Malachy's GAC Edendprk	GAA County Tyrone Junior Champions Camogie County Tyrone Junior Champions Ladies Football Under 16 Champions Camogie	Cllr Monteith
Killeeshil St Mary's Ladies	GAA Tyrone Intermediate Champions Ladies	Cllr S McGuigan
Sanville Nursing Home Coalisland	Northern Ireland Amenity Council Best Kept Residential Home Southern Trust Area	Cllr Doris
Eimear Colton	Ulster Colleges All Star - Camogie	Cllr Monteith Received a civic award 2018 for same title.
Frank Lowe	Ulster Senior and Novice Champion 91Kg Boxing A	Cllr Kerr Received an award for IABA All Ireland 90kg Novice University Champion in April 2018
Derrylaughan GFC Ladies Camogie	Tyrone Intermediate 2019 Camogie Champions	Cllr Kerr
Derrylaughan Minors	County Tyrone Grade 3 Minors	Cllr Kerr
Teo Alin	European Celtic Cup Champion – Boxing Champion	Cllr Hughes For: Received Civic award for Ulster Senior Lightweight Champion in 2017

Report on	Chair of Mid Ulster Policing and Community Safety Partnership
Date of Meeting	Thursday 24 th October 2019
Reporting Officer	P Moffett, Head of Democratic Services
Contact Officer	Michael McCrory, PCSP Manager

Is this report restricted for confidential business?	Yes	
If 'Yes', confirm below the exempt information category relied upon	No	x

1.0	Purpose of Report
1.1	To confirm the holding of the Policing & Community Safety Partnership position of Chair in the years from 2020 to 2023 (i.e. 2020-21, 2021-2022 and 2022-23).
2.0	Background
2.1	<p>In accordance with the Justice (Northern Ireland) Act 2011, Part 3, Schedule 1, Section 10, (the Act) for each PCSP <i>there shall be a Chair appointed by the Council from among the political members.</i></p> <p>10 (1) For each PCSP there shall be:</p> <p style="padding-left: 40px;">(a) a chair appointed by the council from among the political members; and</p> <p style="padding-left: 40px;">(b) a vice-chair elected by the independent members from among such members.</p> <p>(2) In appointing to the office of chair, the council shall ensure that, so far as practicable—</p> <p style="padding-left: 40px;">(a) a person is appointed to that office for a term of 12 months at a time or, where that period is shorter than 18 months, for a period ending with the reconstitution date next following that person's appointment;</p> <p style="padding-left: 40px;">(b) That office is held in turn by each of the four largest parties represented on the council immediately after the last local general election.</p>
2.2	At the July 2019 council meeting the Ulster Unionist Party took the first year of the 2019-2023 Council term the position to be held by Cllr McKinney. Minute reference C144/19 refers to this discussion.
2.3	It line with Part 3, Schedule 1, Section 10 of the Act the remaining 3 years are to be held by Sinn Féin, DUP and SDLP with years to be determined. This report seeks to confirm Party choices for the remainder of the term i.e. 2020-21, 2021-22 and 2022-23. Minute reference C144/19 refers to this discussion at July 2019 council meeting.

3.0	Main Report										
3.1	<p>With reference to 2.1 and 2.3 (above) Party Nominating Officers from SF, DUP and SDLP to give consideration to the selection of a year of the remaining council term which their party will hold the position of PCSP Chair.</p> <table border="1"> <thead> <tr> <th></th><th>Party to hold PCSP Chair</th></tr> </thead> <tbody> <tr> <td>2019-20</td><td>UUP</td></tr> <tr> <td>2020-21</td><td>to be confirmed</td></tr> <tr> <td>2021-22</td><td>to be confirmed</td></tr> <tr> <td>2022-23</td><td>to be confirmed</td></tr> </tbody> </table>		Party to hold PCSP Chair	2019-20	UUP	2020-21	to be confirmed	2021-22	to be confirmed	2022-23	to be confirmed
	Party to hold PCSP Chair										
2019-20	UUP										
2020-21	to be confirmed										
2021-22	to be confirmed										
2022-23	to be confirmed										
3.2	<p>Councillors to hold the position can then be confirmed by Party Nominating Officers at relevant annual meetings. The current PCSP membership is accessible from:</p> <p>Mid Ulster PCSP - Membership</p>										
4.0	Other Considerations										
4.1	Financial, Human Resources & Risk Implications										
	Financial: None										
	Human: None										
	Risk Management: None										
4.2	Screening & Impact Assessments										
	Equality & Good Relations Implications: None										
	Rural Needs Implications: None										
5.0	Recommendation(s)										
5.1	That Council considers and confirms the political parties to hold the PCSP Chair for the years 2020-21, 2021-22 and 2022-23.										
6.0	Documents Attached & References										
	Reference: Justice (Northern Ireland) Act 2011, Part 3, Schedule 1, Section 10										

Report on	Correspondence to Council - October 2019
Date of Meeting	Thurs 24 th October, 2019
Reporting Officer	P Moffett, Head of Democratic Services
Contact Officer	P Moffett, Head of Democratic Services

Is this report restricted for confidential business?	Yes	
If 'Yes', confirm below the exempt information category relied upon	No	x

1.0	Purpose of Report
1.1	Provide an update on correspondence received for attention of Council.
2.0	Background
2.1	This paper refers to correspondence to be brought to the attention of Council. Items are referred to in 3.0 below.
3.0	Main Report
3.1	<p>Correspondence from Head of Operations, The Executive Office</p> <p>The Head of Operations of the Executive Office has corresponded with the Chief Executive providing details and web-links to information now available on the NI Direct website regarding preparations for the UK withdrawal from the EU. Information is accessible at www.nidirect.gov.uk/brexit Refer to Appendix A.</p>
3.2	<p>Correspondence from Policy & Outreach Officer, Advice NI</p> <p>The Policy & Outreach Officer of Advice NI has corresponded with the Chief Executive bringing the council's attention to the ending of the current welfare mitigation package, now expected to take place from March 2020. The correspondence details concerns about the ending of the welfare mitigations. Refer to Appendix B.</p>
3.3	<p>Correspondence from Permanent Secretary, Department of Health</p> <p>The Permanent Secretary of the Department of Health has corresponded with the Council Chairperson, Cllr Kearney confirming receipt of Mid Ulster District Council's response to the consultation on <i>Reshaping Breast Assessment Services</i>. Refer to Appendix C.</p>
3.4	<p>Correspondence from Commissioner, NI Commissioner for Children & Young People</p> <p>The Northern Ireland Commissioner for Children & Young People has corresponded with the Chief Executive to bring the Council's attention to International Children's Day on 20th November, which marks the 30th anniversary of the United Nations Convention on the Rights of the Child (UNCRC). The correspondence confirms that many children's</p>

	organisations across Northern Ireland will be celebrating the 30 th Anniversary of the UNCRC in November. Refer to Appendix D.
4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications
	Financial: not applicable
	Human: not applicable
	Risk Management: not applicable
4.2	Screening & Impact Assessments
	Equality & Good Relations Implications: not applicable
	Rural Needs Implications: not applicable
5.0	Recommendation(s)
5.1	That Council notes and considers, as necessary, the correspondence received.
6.0	Documents Attached & References
	Appendix A: The Executive Office Appendix B: Advice NI Appendix C: Department of Health Appendix D: Northern Ireland Commissioner for Children & Young People (NICCY)



Executive Information Service
Stormont Castle
BELFAST
BT4 3TT
Tel: 02890 378003
Email: chris.mcnabb@executiveoffice-ni.gov.uk

Anthony Tohill
Chief Executive
Mid-Ulster Council
Burn Road
COOKSTOWN
Co Tyrone
BT80 8DT

8 October 2019

Dear Mr Tohill

I am writing to bring to your attention information at www.nidirect.gov.uk/brexit which may be helpful for your rate-payers if they have any Brexit related questions.

This online resource covers the most up-to-date advice on a range of issues.

I would be grateful if you would consider linking to www.nidirect.gov.uk/brexit from your website and share this information with your elected members, as it may be of help to them when dealing with their constituents.

In addition, a leaflet is being delivered into every household across Northern Ireland this week which includes Brexit advice and the contact details of organisations who can offer one-to-one advice.

The leaflet has been developed by the NICS in response to public demand for practical Brexit information and advice.

I hope this is helpful.

Yours sincerely

CHRIS McNABB
Head of Operations

Anthony Tohill CEO,
Mid Ulster District Council,
Cookstown Office,
Burn Road,
Cookstown, BT80 8DT.
chief.executive@midulstercouncil.org

11 October 2019

RE Motion on Welfare Mitigations Cliff Edge

Dear Anthony,

I hope you're well.

I am writing to you from Advice NI, a registered charity providing a voice for the independent advice sector in Northern Ireland and providing leadership and services our sixty-plus member organisations.

I'm sure you're aware of the looming welfare mitigations cliff edge that we're facing in March 2020. Ending the mitigations in March will bring immense hardship to thousands of residents in council areas across NI, and the majority of people and civic institutions want to see the mitigations extended beyond March.

The Welfare Reform in NI Report¹ published by the NI Affairs Committee and the Work and Pensions Committee in September 2019 stated there was political consensus that the "main parts of the mitigation package should continue", that there were "clear precedents for the UK Government legislating to continue payments", and that there "is therefore no good reason why the UK Government cannot bring forward legislation to extend the mitigation package."

The Report recommended that the "Secretary of State for Northern Ireland make a statement to Parliament as soon as possible making clear the UK Government's intention to pass legislation to extend the mitigation package, and bring forward such legislation to come into effect before the end of March 2020. The UK Government should provide funding for the mitigation package—including the Discretionary Support Scheme, the Universal Credit Contingency Fund, and funding for independent advisory services—in a Northern Ireland Budget Act."

¹ <https://publications.parliament.uk/pa/cm201719/cmselect/cmworpen/2100/2100.pdf>

Professor Eileen Evason, chair of the Welfare Reform Mitigations Working Group, made the following statement in response to the Joint Report:

"You will be aware that, taking account of our special circumstances, the NI Executive introduced a programme of measures to mitigate the provisions of our welfare reform legislation. This programme will come to an end in March next year and we expect that the result will be a significant growth in financial hardship, arrears and evictions.

You will also have been briefed on the timely report produced by the Joint Committee in relation to Welfare Policy in NI. The report is an authoritative and comprehensive review of the position with clear recommendations. Most helpfully, the report sets out a way forward that will enable mitigation, with some improvement, to continue despite the absence of an Executive."

Given the urgency of the looming mitigations cliff edge, I wonder might you consider **debating and passing a motion** in council to demonstrate your support for an extension to the mitigations package. The above statements from the Joint Report and Professor Evason could be the basis of a form of words for the motion.

We'd be happy to meet to discuss further if you think it would help. I look forward to your response.

Kind regards,
Bridget.

(Dr Bridget Meehan, Advice NI Policy and Outreach Officer, bridget@adviceni.net).

**From the Permanent Secretary
and HSC Chief Executive**



Martin Kearney
Chairman Mid Ulster District Council
Council Offices
Circular Road
Dungannon
BT71 6DT

chair@midulstercouncil.org

Castle Buildings
Upper Newtownards Road
BELFAST, BT4 3SQ

Tel: 02890520559
Fax: 02890520573

Email: richard.pengelly@health-ni.gov.uk

Our ref: RP4681
SCORR-0648-2019

Date: 4 October 2019

Dear Mr Kearney

Thank you for your letter, received on 10 July 2019, enclosing the Council's response to the Department's public consultation on Reshaping Breast Assessment Services. We note your comments and assure you that all views will be taken into consideration in the Department's final analysis.

The consultation proposals reflect the vulnerability of breast assessment services across Northern Ireland, and aim to place these services on a more reliable footing for the future. Unfortunately, despite the best efforts of staff across all Trust areas, we are not achieving the 14-day target for urgent referrals at a regional level. In the past ten years there have only been twelve individual months in which this target was met across all Trusts, and in the past five years it has only been met twice.

As you will be aware, the consultation closed on 30 August 2019, following several extensions to enable full and meaningful engagement with the public. We are currently reviewing several thousand consultation responses with a view to publishing our report in the months ahead.

No decisions about the service have yet been taken, however it is clear that, despite the best efforts of the excellent staff at all of the sites currently delivering these services, increasing numbers of patients are continuing to face long anxious delays in finding out if they have cancer. As you have recognised in your covering letter, it is therefore not a realistic or responsible option to do nothing to change the current service model.

The final decision on the future model for delivering breast assessment services will be taken in full consideration of available evidence, including the responses that have been submitted through the public consultation process.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'R. Pengelly', is positioned below the 'Yours sincerely' text.

RICHARD PENGELLY

BY EMAIL

Ref: 19/CJS/KY/83

Date: 14 October 2019

Dear Sir / Madam

As you may be aware, International Children's Day, 20th November, this year marks the **30th anniversary of the United Nations Convention on the Rights of the Child (UNCRC)**. The most widely ratified international treaty in the world and its ratification by the UK government has provided all children in the UK with rights to enable them to be safe, to develop, grow and flourish. Around the world people will be celebrating this important anniversary and the impact that the granting of these rights to children has had on their lives.

The UNCRC underpins the work we all undertake with and on behalf of children and young people and so we have invited children and young people from across Northern Ireland to celebrate this important [anniversary with us in W5 on 20th November](#). Around 2000 young people aged 3-17 will join us to find out more about their rights and how they can get involved in making sure government implements. Also on that day, we will also be joining other countries around the world in hosting a Children's Rights Summit where young activists will speak to Northern Ireland political decision-makers on key child rights challenges. Finally, we will mark the day by calling for Incorporation of the UNCRC into domestic legislation as soon as the opportunity arises, in keeping with the commitments made when it was ratified by the UK government

Many children's organisations across NI will be celebrating the 30th anniversary of the UNCRC in November, including:

1. Holding an event to celebrate the UNCRC anniversary, involving children, parents and staff;
2. Posting support for children's rights and the 30th anniversary on social media;

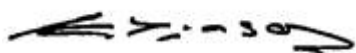
3. Educating staff on what the UNCRC means for their work;
4. Supporting children and young people to express their views on important matters, for example through arranging debates, art displays or making short videos;
5. Lighting up public buildings blue (reflecting the UN blue); or
6. Allowing children to access events or facilities for free for the day.

As an organisation whose work has an impact on children and young people, please give consideration to taking some action to **Mark the Day**, whether it is one of the actions above, or something else. We would encourage you to engage children and young people themselves in developing your plans, to be creative and to have fun marking this vitally important day. We have listed some ideas our Youth Panel have come up with on our website: (insert page)

We will collate all the activities happening across Northern Ireland, by Departments, public bodies, NGOs, schools, children's organisations, community groups and youth groups to celebrate the 30th anniversary of the UNCRC onto our website. So, once you have decided how you will **Mark the Day**, please send us through details using the [MARK THE DAY Action Feedback form](#), ideally before 1 November 2019.

I hope that you will join us in celebrating the anniversary of the UNCRC and please do not hesitate to contact my office if you want to discuss any of this further.

Yours sincerely



Koulla Yiasouma
Commissioner

Report on	Consultations notified to Mid Ulster District Council
Date of Meeting	Thursday 24 October 2019
Reporting Officer	Philip Moffett, Head of Democratic Services
Contact Officer	M McSorley, Corporate Policy and Equality Officer

Is this report restricted for confidential business?	Yes	
If 'Yes', confirm below the exempt information category relied upon	No	x

1.0	Purpose of Report
1.1	To update members on the consultations notified to Mid Ulster District Council for comment.
2.0	Background
2.1	Council is a consultee for many government departments, statutory agencies and other bodies, and as such receives consultation documentation inviting commentary on a wide range of issues that may be pertinent to council services and/or the District.
3.0	Main Report
3.1	Documentation relating to the aforementioned consultations can be accessed via the links provided in the table provided in Appendix A.
4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications
	Financial: not applicable
	Human: not applicable
	Risk Management: not applicable
4.2	Screening & Impact Assessments
	Equality & Good Relations Implications: None
	Rural Needs Implications: None
5.0	Recommendation(s)
5.1	Members review and note consultations notified to Mid Ulster District Council.

6.0	Documents Attached & References Appendix A: Details of Current Consultations
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Appendix A: Details of Current Consultations

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Maze Long Kesh Development Corporation	Draft Equality Action Plan and Disability Action Plan 2019-23	Maze Long Kesh Development Corporation is consulting on its Draft Equality Action Plan and Disability Action Plan for the period 2019 to 2023.	13 Dec 2019	
	Link to Consultation	Links to consultation letter, Draft Equality Action plan and Draft Disability Action Plan at: http://mazelongkesh.com/publications		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)?		No	
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Agriculture, Environment & Rural Affairs (DAERA)	Environment Strategy for Northern Ireland – public consultation	The Department of Agriculture, Environment & Rural Affairs (DAERA) is seeking views on the potential scope, scale and ambition of Northern Ireland's first environment strategy. They are using NIDirect Citizen Space to collate responses but also a response template.	23 Dec 2019	
	Link to Consultation	The full consultation document, an abridged version, an easy read version and a response template are available at: https://www.daera-ni.gov.uk/consultations/ESNI-Public-Discussion-Document		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)?		No	

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Mid and East Antrim Borough Council	Local Development Plan 2030 - Draft Plan Strategy Public Consultation	As a statutory consultee under The Planning (Local Development Plan) Regulations (Northern Ireland) 2015, Mid & East Antrim Council invites MUDC to comment on their draft Plan Strategy and associated documents such as the Sustainability Appraisal/ Strategic Environmental Assessment Report, draft Equality Screening Report, Rural Needs Impact Assessment, and draft HRA.	11 Dec 2019	Planning (report to go to Planning Committee)
	Link to Consultation	www.midandeastantrim.gov.uk/LDP		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)?		No	
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department for Communities	Liquor licensing laws in Northern Ireland	The Department for Communities is seeking views on current liquor licensing laws, their impact, if any, and what changes could be considered in the future.	6 Dec 2019	
	Link to Consultation	https://www.communities-ni.gov.uk/consultations/consultation-liquor-licensing-laws-northern-ireland		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)?		No	

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department for Agriculture, Environment & Rural Affairs (DAERA)	Waste Management Plan for Northern Ireland	DAERA is consulting on a draft Waste Management Plan to meet the requirements of the revised EU Waste Framework Directive 2008. The Plan is a compilation of existing waste management information, plans and policies.	11 Dec 2019	
	Link to Consultation	https://www.daera-ni.gov.uk/consultations/Waste-Management-Plan-for-Northern-Ireland		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)?		No	

