



26 April 2018

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, 26 April 2018 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

- | | | |
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| 4. | Council minutes of meeting held on 22 March 2018 | 3 - 16 |
| 5. | Planning Committee minutes of meeting held on 9 April 2018 | 17 - 30 |
| 6. | Environment Committee minutes of meeting held on 10 April 2018 | 31 - 44 |
| 7. | Development Committee minutes of meeting held on 11 April 2018 | 45 - 54 |
| 8. | Policy and Resources Committee minutes of meeting held on 12 April 2018 | 55 - 62 |
| 9. | Conferences, Seminars and Training | 63 - 74 |
| 10. | Consideration of requests for civic recognition | 75 - 82 |
| 11. | Revisions to the Protocol for the Operation of the Planning Committee | 83 - 96 |
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Matters for Information

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| 13 | Consultations notified to Mid Ulster District Council | 109 - 114 |
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Notice of Motions

- 15 Councillor McAleer to move
" That Mid Ulster Council rescinds the decision of Council taken to cease maintenance of the old burial grounds after six months notice is given to the representative Church Bodies, considered and agreed by Environment Committee on 13 March 2018 (minute E095/18- item 1) and ratified at Council Meeting on 22 March 2018 following the request from local communities to have this reconsidered."
- 16 Councillor Milne to move
"This Council calls for the introduction of Acht na Gaeilge as promised in the St Andrews Agreement. We recognise the need to have the indigenous language of this Island protected in legislation. We also recognise that Acht na Gaeilge is important in the context of protecting rights, showing recognition and demonstrating respect.
In this Council area, there is a fast growing Irish Language community; including children who are being educated through the medium of Irish. Their rights must be protected."

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. Audit Committee Confidential minutes of meeting held on 20 March 2018
18. Council Confidential minutes of meeting held on 22 March 2018
19. Planning Committee confidential minutes of meeting held on 9 April 2018
20. Environment Committee Confidential minutes of meeting held on 10 April 2018
21. Development Committee Confidential minutes of meeting held on 11 April 2018
22. Policy and Resources Committee Confidential minutes of meeting held on 12 April 2018
23. Correspondence from NILGA
24. Document for Sealing: Evaluation and Option Agreement between Mid Ulster Council and SGN Natural Gas Limited

Matters for Information

Minutes of Meeting of Mid Ulster District Council held on Thursday 22 March 2018 in the Council Offices, Circular Road, Dungannon

Chair: Councillor Ashton

Members Present: Councillors Bateson, Bell, Buchanan, Clarke, Cuddy, Cuthbertson, Doris, Elattar, Gildernew, Gillespie, Glasgow, Kearney, Mallaghan (7.20pm), McEldowney, McFlynn, B McGuigan, S McGuigan, McKinney, McLean, McNamee, Milne, Molloy, Monteith, Mulligan, J O'Neill, M Quinn, Reid, Robinson, G Shiels, Totten and Wilson

Officers in Attendance: Mr Tohill, Chief Executive
Mr Boomer, Planning Manager
Ms Campbell, Director of Leisure & Outdoor Recreation
Mr Kelso, Director of Public Health & Infrastructure
Mr McCreesh, Director of Business & Communities
Mr P Moffett, Head of Democratic Services
Mr JJ Tohill, Director of Finance
Mrs Forde, Member Support Officer

The meeting commenced at 7pm

C54/18 Apologies

Councillor Burton, McAleer, Mullen, Forde, McGinley and McPeake

C55/18 Declarations of Interest

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

C56/18 Chair's Business

The Chair, Councillor Ashton commended Rhonda Montgomery on the World Butcher Events and passed on congratulations to the Team Ireland winners.

Councillor Molloy concurred stating that the event had brought international companies to the island and had been a huge success.

Councillor Kearney concurred with Members and advised that his cousin had won the world champion title.

Councillor Kearney in the absence of Councillor McAleer requested that the PCSP commence the practice of sending email alerts to Members of Council if they have arranged an event in their area.

Councillor Reid advised that arrangements had been made for this to happen in the future.

Matters for Decision

C57/18 Policy and Resources Committee Minute dated Thursday 8 February 2018 - Item PR27/18 External Signage Play Areas

Proposed by Councillor S McGuigan

Seconded by Councillor Molloy and

Resolved That approval be given to amend the vote taken in relation to item PR027/18 – External Signage Play Areas to read –

For – 8

Against – 5

C58/18 Receive and Consider Minutes of matters transacted in “Open Business” at the Council meeting held on Thursday 22 February 2018

Proposed by Councillor Molloy

Seconded by Councillor McNamee and

Resolved: That the Minutes of the Meeting of the Council held on Thursday 22 February 2018 (C26/18 – C41/18 and C53/18) transacted in “Open Business” having been printed and circulated were considered and adopted.

C59/18 Receive and Consider Minutes of matters transacted in “Open Business” at the Planning Committee meeting held on Tuesday 6 March 2018

Councillor Glasgow drew attention to LA09/2016/889/F and stated it was his understanding that this had been recommended for approval. Councillor Bateson concurred stating that he had proposed the application as an approval.

Councillor Kearney concurred stating that he had declared an interest in the application.

Councillor Reid also concurred and expressed concern at the misunderstanding.

Resolved That minute item: PO35/18 LA09/2016/889/F - Conversion of a redundant building to a dwelling at 40m SW of 38 Lisnamuck Road, Tobermore for Ian Hopper be amended to read:

That planning application LA09/2016/889/F be approved

Proposed by Councillor Reid

Seconded by Councillor Glasgow and

Resolved: That the Minutes of the Meeting of the Planning Committee held on Tuesday 6 March 2018 (P032/18 – P041/18 and P049/18) transacted in

“Open Business” having been printed and circulated, subject to the foregoing were considered and adopted.

C60/18 Receive and Consider Minutes of matters transacted in “Open Business” at the Policy and Resources meeting held on Thursday 8 March 2018

Proposed by Councillor Molloy
Seconded by Councillor S McGuigan and

Resolved: That the Minutes of the Meeting of the Policy & Resources Committee held on Thursday 8 March 2018 (PR044/18 – PR056/18 and PR07018) transacted in “Open Business” having been printed and circulated were considered and adopted.

C61/18 Receive and Consider Minutes of matters transacted in “Open Business” at the Environment Committee held on Tuesday 13 March 2018

Councillor B McGuigan proposed the minutes.

Councillor Cuthbertson drew attention to E080/18 Mid Ulster Bonfires – Draft Procedures and stated that his party had an issue with this stating that it followed on from February committee when four options had been presented. He stated that at that time option one was dismissed, option two was proposed by the DUP as they believed it was the best way forward, option three was proposed by the UUP and options three and four by Sinn Féin. He advised that the DUP had been voted down. He stated that at the March Committee the decision had been ‘rubber stamped’ but stressed that Council needed to engage with communities and thus he would again propose option two.

Councillor McLean seconded the proposal for option two and concurred with Councillor Cuthbertson stating that to do otherwise was using a sledge hammer to crack a nut. He stated that bonfires were part of the unionist culture and there were only one or two that there was issue with and to come down heavy handed is a ploy by Council to erode the unionist culture and this was seen as a threat. He stated that in the past week he had seen statements on sectarianism but that he would watch events leading up to Easter and strike a comparison. Councillor McLean said there was work to be done in the two areas and that the DUP were engaging with the community. He stated that the DUP was on record that when there had been controversy with other bonfires they had done likewise and reached a favourable outcome, but to take the approach of options three and four spoke volumes of the Council.

Councillor Glasgow said that as mentioned earlier he had proposed option three at the Environment Committee as he felt it was the most beneficial to the community. He stated that community relations are important and as a council it was essential to engage thus option three would be the best way forward. He was emphatic that he would not support option four but that Council should work on continued community relations on the ground with Council staff.

Councillor B McGuigan proposed the recommendations of the Environment Committee, that is, that Council implements options three and four. He stated at the committee he had proposed that Council were proactive on the sites at Killymoon and Killymerron. He recalled that Sinn Féin had brought a motion to the Council almost two years ago with concerns regarding burning of tyres, the cost of clean-up and health and safety issues. He stated that there were serious risks to the Council as there was no liability insurance held by the groups. Councillor B McGuigan stated that as a result of that motion a working group for all parties had been established but the DUP had chosen to boycott it. He advised that the group had met for almost two years and commended the work of the councillors and officers who had worked on it. As a result of the aforementioned work Councillor B McGuigan stated in the long term the best options were three and four as it identified the high risk sites which Council needed then to be sure there was liability in place to go forward in case of problems in the threat to damaged homes and people left with nowhere to turn as home insurance would not cover the cost of repairs. Councillor B McGuigan emphasised that he was not targeting bonfires in the run up to July but advised that for example Halloween bonfires would have the same protocol for liability together with health and safety. He stressed that the Council had to have some-one to contact and that the working group had not been about attacking anyone's culture but that Council needed to be proactive in relation to high risk sites.

Councillor J O'Neill seconded the proposal and concurred with Councillor B McGuigan's comments, emphasising that the working group had done tremendous work and it had been a pity the DUP did not come on-board.

Councillor M Quinn referred to radio interviews earlier in the day when people talked about attacks on culture. He emphasised that what was being proposed brought bonfires on Council sites into line with 99% of bonfires across the north and thus he could not understand why anyone was opposed other than to stoke up hatred. He stated that Council had debated the issue for four years in relation to health and safety issues not culturally.

Councillor Cuddy stated that he had represented the UUP on the working group at which there had been much lively debate. He advised that other statutory organisations had been invited in to give the group a full understanding what for example the NIEA and NHIE do. He stated that whilst options three and four had been agreed they would not be his choice as he would like to find a way forward which would not alienate any section of his community. He posed the questions as to how many people adhere to the NIHE Bonfire principles maybe three or four with only one or two following them through. He stated that the working group had been good but all sections of the community needed to be considered. He emphasised that as a party the UUP would opt for option three and whilst it might take a lot of funding to get it over the line progress could be made.

Councillor Cuddy proposed option three and Councillor Glasgow seconded the proposal.

Councillor Cuthbertson stated that in relation to the working group he had made his position clear that all work should be conducted in the open forum of the Environment

Committee and that he felt justified in this when he had been advised by representatives of the NIHE that they had been invited to attend a meeting but had felt excluded.

Councillor Mallaghan entered the meeting at 7.20pm

Councillor Cuthbertson stated that he would not be taking direction from those who would be glorifying terrorism over the next week. He stated that Sinn Féin had lost support in areas of Dungannon together with Coalisland to dissidents and thus were acting in a heavy handedly manner to win back support.

Councillor Wilson expressed disappointment at the situation stating that consensus politics was being thrown out of the window as the views of the unionist population were being run roughshod. He stated there was no attempt to resolve the matter but this was an attack on culture and asked had consideration been given to staff who would have to implement the proposals or was the PSNI expected to police this. Councillor Wilson stated that the UUP proposal was for continuous engagement with local communities and whilst it was al-right saying this was part of the proposal, if licensing was introduced community support would be lost. He emphasised as a party they were endeavouring to work with the two communities as they did not want to see tyres burnt and in connection with this there is no mention of businesses supplying the tyres. Councillor Wilson stated that the best way forward would be to address the issues is not by Sinn Féin and the SDLP dictating terms. He stressed that if Council went down this line the issues would not be resolved and that it would be inexcusable as Sinn Féin and the SDLP would be dictating who was boss. He also highlighted that between Sinn Féin and the DUP there was no report as to when the higher body would be going ahead. Councillor Wilson concluded that he was totally opposed to licensing bonfires.

Councillor B McGuigan referred to remarks about the PSNI and the NIHE not being heard and stated that he was at all the meetings and they were there for the duration of the meeting and at no time had they been asked to leave nor excluded from discussion.

The Chair, Councillor Ashton stated that she too had received that complaint from an agency.

Councillor McLean referred to references made about the DUP boycotting the working group. He stated that during the Magherafelt District Council period the DUP had agreed to participate in an Irish language Working Group but he was not listened to and thus it justifies the decision not to participate in the Bonfire Working Group. He also emphasised that the DUP, in similar situations in Magherafelt, had made contact with people on the ground resulting in the re-location of bonfires a process they were continuing to use.

Referring to the earlier mention of Halloween bonfires he stated that Council needed to deal with facts as these had never been mentioned before and were being used as a smokescreen. Councillor McLean concluded by saying that a Party which had bombed, blasted and maimed for years should put its own house in order before talking about smoke from a bonfire.

Proposal One

The Chair, Councillor Ashton called for a vote on option two as proposed by Councillor Cuthbertson and seconded by Councillor McLean.

For	5
Against	20
Abstained	7

Proposal Two

The Chair, Councillor Ashton called for a vote on options three and four

For	20
Against	12

Proposal Three

The Chair, Councillor Ashton called for a vote on option three

For	7
Against	25

Resolved That options three and four be approved as detailed in the Draft Procedural Arrangements for the promotion of bonfire safety.

Proposed by Councillor M Quinn
Seconded by Councillor McNamee and

Resolved: That the Minutes of the Meeting of the Environment Committee held on Tuesday 13 March 2018 (E069/18 – E092/18 and E099/18) transacted in “Open Business” having been printed and circulated were considered and adopted.

C62/18 Receive and Consider Minutes of matters transacted in “Open Business” at the Development Committee held on Thursday 15 March 2018

Proposed by Councillor Doris
Seconded by Councillor McEldowney and

Resolved: That the Minutes of the Meeting of the Development Committee held on Thursday 15 March 2018 (D045/18 – D065/18 and D068/18) transacted in “Open Business” having been printed and circulated were considered and adopted.

C63/18 Conferences, Seminars and Training

The Head of Democratic Services sought approval for the undernoted for attendance of Council Officers as outlined in the report, the payment of attendance fees and associated costs as incurred.

Officer Approvals

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fee
Royal Institute of Chartered Surveyors: RICS	21 Mar 2018	1	Belfast	Yes
Fuel Poverty Coalition Conference: Protecting the Fuel Poor in a Changing Energy Environment	28 Feb 2018	1	Clogher	No
Sports Safety Conference 2018	23 Mar 2018	1	Belfast	No

The Head of Democratic Services drew Members attention to the undernoted and should any Member wish to attend they register through Democratic Services

- NILGA Digital Growth: Our Future Economy on Tuesday 24 April 10am - 1.30pm at Mossley Mill, Newtownabbey.

Proposed by Councillor S McGuigan
Seconded by Councillor J O'Neill 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.

C64/18 Consideration of Requests for Civic Recognition

The Head of Democratic Services referred members to the previously circulated report and approval sought for requests for civic recognition from members, in line with Council Receptions Policy.

Proposed by Councillor Mallaghan
Seconded by Councillor Doris and

Resolved: That approval be given to submitted requests for civic recognition as outlined in the report.

C65/18 Planning Programme for Elected Members

The Head of Democratic Services drew attention to the previously circulated report to agree two nominees to engage in the NILGA Local Planning Programme for Elected Members.

It was proposed by Councillor B McGuigan and seconded by Councillor Bell that one member of Sinn Féin attend.

It was proposed by Councillor Kearney that one member of SDLP attend.

It was proposed by Councillor Wilson and seconded by Councillor Reid that Councillor Glasgow attend

It was proposed by Councillor McLean that Councillor Robinson attend.

The Chair, Councillor Ashton sought clarification as to whether more than two could attend.

Councillor Kearney advised that the recent NILGA meeting discussed offering additional spaces, should any Council not take up the offer.

It was noted that if the d'hondt mechanism was used Sinn Fein would qualify for both spaces. Councillor McLean stated that the Unionist would lose out yet again

Councillor Reid appealed to Members to agree as adults that one unionist and one nationalist attend. He further advised it was his understanding that the course would be offered again in the future.

Councillor Mallaghan suggested that the decision be referred to the April Planning Committee. It was suggested that party leaders should have a conversation on way forward.

Proposed by Councillor Mallaghan
Seconded by Councillor McKinney and

Resolved Two Members be nominated to engage in the NILGA Local Planning Programme at the April Planning Committee.

C66/18 Revisions to the Protocol for the Operation of the Planning Committee

The Chief Executive drew attention to the previously circulated report to agree amendments to the Protocol for the Operation of the Planning Committee.

The Chief Executive reminded Members that the Protocol formed part of Council Standing Orders and as such, any amendment to same must be undertaken in line with Standing Order 30.2 where it refers, that once proposed and seconded the matter stand adjourned without discussion until the next ordinary meeting of Council.

In response to Councillor Cuthbertson's comments the Chief Executive advised that the matter could not be debated until the same report was brought to the April meeting of Council.

Proposed by Councillor Mallaghan
Seconded by Councillor Clarke and

Resolved: That the Revisions to the Protocol for the Operation of the Planning Committee stand adjourned without discussion until the next meeting of Council.

Matters for Information

C67/18 Consultations Notified to Mid Ulster District Council

The Head of Democratic Services referred to and Members noted the previously circulated report providing an update on consultations notified to Mid Ulster District Council since the last meeting of Council.

Councillor Mallaghan left the meeting at 7.41pm

C68/18 Correspondence

The Head of Democratic Services drew attention to the previously circulated report to update the Council on correspondence received from;

- Department of Environment, Agriculture & Rural Affairs on Services Relocating to Ballykelly
- Foreign & Commonwealth Office on Heads of Government Meeting 2018
- Fermanagh & Omagh District Council on Support the Motion on Gambling
- Mr D Sterling, Head of NI Civil Service on Rates Support Grant Motion
- Chair of SOLACE(NI) on Arts Council Meeting Request with SOLACE NI
- Permanent Secretary, Department of Justice on Appointment of Independent Members to NIPB

Councillor Cuthbertson referred to correspondence from the Foreign and Commonwealth Office and advised that a number of Mid Ulster residents were participating in the Commonwealth Games.

Councillor Mallaghan returned to the meeting at 7.43pm

Councillor Cuthbertson proposed that a report be brought to the April Development Committee for Council to highlight the events suggesting that a Commonwealth Day may be appropriate especially with so many nationalities residing in the Dungannon area. He stated that when Brexit comes the area needed to strengthen its ties with other countries.

Councillor McLean seconded the proposal.

Councillor Mallaghan stated that such events should be hosted by the community and that there were plenty of pots of money to progress in this way.

Councillor Wilson concurred with Councillor Cuthbertson's proposal.

The Chair, Councillor Ashton called for a vote on the proposal

For 12
Against 17
Abstained 3

Resolved: The previously circulated paper on consultations notified to Mid Ulster District Council was noted.

C69/18 Boundary Commission - 2018 Review of Parliamentary

The Head of Democratic Services referred Members to the previously circulated report on the Boundary Commission for Northern Ireland 2018 Review of Parliamentary Constituencies.

Councillor McLean stated that every Party should continue to debate the issues.

The paper was noted.

C70/18 Notice of Motion

Councillor Molloy read the motion as undernoted:

This Council acknowledges that there are grave concerns about the Boundary Commission's decision to scrap their own Provisional Proposals of September 2016 in favour of Revised Proposals published in January 2018, which are not only far removed from their provisional proposals but which are remarkably similar to proposals submitted to the Commission by the DUP in the course of the public consultation periods of 2016 and 2017.

As a result of this, many in the Nationalist Community have lost confidence in this Boundary Commission, therefore, this Council, in reflecting that loss of confidence, is calling for a Public Inquiry into the Boundary Commission's handling of the current review.

Councillor Molloy stated that those returned to represent the electorate should reflect the make-up of society and when this is not the case it becomes the serious matter of gerrymandering. The Councillor read out the definition of 'gerrymandering' in the Oxford Dictionary as being, "to manipulate the boundaries of an electoral constituency so as to favour one party or class."

Councillor Molloy referred to the Boundary Commissions proposals in 2016 and the subsequent consultation process. He mentioned the concerns raised with regard to Dungannon town and continued to say that recent history would show that following a consultation there would be some minor tweaks to the original proposals. However, Councillor Molloy stated that the most recent proposals were vastly different and appeared to be a carbon copy of the DUP submission to the consultation process. Councillor Molloy stated that the current proposals would result in a poor representation of the people with no nationalist MLA elected to between 4-6 constituencies whilst the previous proposal had at least one unionist/nationalist to each area. Councillor Molloy was emphatic that he would not go back 50 years to

the situation in the 1970s which resulted in the Civil Rights movement and stated that there must be true democracy.

Councillor S McGuigan seconded the motion.

Councillor S McGuigan stated that prior to last month's meeting the initial sense of outrage was only emerging but since then concern had increased significantly resulting in statements such as gerrymandering or the '*tail wagging the dinosaur*'. Having studied the most recent Boundary Commission proposals Councillor S McGuigan claimed that like most democrats his party was truly disappointed. He continued to state that like others he had been under the impression that the Boundary Commission acted with independence and professionalism but that the current proposals and the introduction of 'Rule 7' has resulted in the permission of gerrymandering. Councillor S McGuigan emphasised that a red line had been run through the original proposals and asked why it had happened? He concluded that the process be suspended until a public enquiry had taken place.

The Chair, Councillor Ashton stated that as agreed at the previous meeting of Council she had sent a letter to the Boundary Commission and was surprised that a motion had come forward so quickly.

Councillor Cuthbertson stated he had spoken on the matter the previous month and stressed that Council should be focused only on matters concerning Mid Ulster. He stated that there was no clear evidence that the motion was about Mid Ulster area and thus he could only assume that it was a motion put out by Sinn Féin headquarters and the party faithful had to bring it forward. He said that the motion was utter nonsense especially moved by a 'town councillor' when the previous proposals had seen Dungannon split with part of the town grouped in with Lurgan and the other side to Strabane and posed the question, what sort of political representation would Dungannon get? He asked if the Councillor was out of touch with Dungannon Regeneration Partnership, the traders and the citizens. Councillor Cuthbertson concluded stating that the motion was ludicrous and unless Council could link it directly to Mid Ulster area the motion should be rejected.

Councillor M Quinn stated that he too had previously spoken on the matter and concurred with Councillors Molloy and S McGuigan that there appeared to be a clear bias towards the DUP submissions. He also said that he had no concerns regarding the plans for Dungannon town in 2016 being scrapped and reflected that it was now Dungiven that was being split in three. Councillor M Quinn proposed the undernoted amendment to the second paragraph of the motion.

As a result of this, this Council is deeply concerned about the process surrounding the consultation, agrees to write to the Boundary Commission to meet urgently, further agrees to make a full submission to the consultation outlining our concerns, and in the event of these proposals being presented to the House of Commons, calls on all MPs from the North to vote against these proposals in order to protect all rights for the people of Northern Ireland.

Councillor Kearney seconded the amendment.

Councillor Wilson said that when the matter was debated last month he had expressed concern that Council was moving away from what concerned Mid Ulster. He stated that he found it strange that the motion came so quickly and claimed that Sinn Féin did not have a leg to stand on but would win the vote. Councillor Wilson stated that it would be the Lagan Valley area that would lose a seat, that Sinn Féin had not given an opinion on the proposals, could not be bothered turning up at Westminster and thus it was 'rich' to complain. He emphasised that Council had felt the first proposal did not bode well for Dungannon as hinterlands were being separated and had made representation, he stated the most recent proposals are not perfect but were better than the original. He claimed that Sinn Féin shouting about gerrymandering is utter hypocrisy given that they deny nationalist representation at Westminster and thus seven constituencies have no representation. Councillor Wilson concluded that his party would oppose the motion.

Councillor Monteith stated that he raised the issue about Dungannon and believed that the motion did not affect the Council's stance on this. He said that Dungannon town was being used as a smoke screen to defend the indefensible. He said that the differences in the proposals is far too great and that he would support the motion.

Councillor McLean stated that the DUP were not happy with the proposals and made representation, he said that Sinn Féin too could have made representation but chose not to. Councillor McLean concluded stating that the motion was premature and farcical that it was apparent that the hierarchy were calling the shots and the Councillors were following.

Councillor Molloy considered the amendment and stated that given the boundary commission had already said they would not meet with groups or parties he would not accept the amendment.

The Chair, Councillor Ashton put the amendment to the vote.

For	3
Against	29

The Chair, Councillor Ashton stated that the amendment was defeated.

The Chair, Councillor Ashton invited Councillor Molloy to comment briefly on the debate.

Councillor Molloy stated given the heat in the Chamber and remarking that the unionists had the benefit of the windows behind them his comments would be brief.

Councillor Wilson stated it was their only benefit.

Councillor Molloy concluded stating that he accepted the concerns raised in the debate with regard to Dungannon Town and stated that he had addressed this in his opening remarks.

The Chair, Councillor Ashton put the motion to a vote.

For 17
Against 12
Abstained 3

The Chair, Councillor Ashton declared the motion carried.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor S McGuigan
Seconded by Councillor B McGuigan and

Councillors McLean, Monteith and Mulligan left the meeting at 8.06pm

Resolved: That items C70/18 – C77/18 be taken as confidential business.

Matters for Decision

- (i) Minutes taken as confidential business of Council meeting held on Thursday 22 February 2018
- (ii) Minutes taken as confidential business at Planning Committee held on Tuesday 6 March 2018
- (iii) Minutes taken as confidential business of Policy and Resources Committee held on Thursday 8 March 2018
- (iv) Minutes taken as confidential business of Environment Committee held on Tuesday 13 March 2018
- (v) Minutes taken as confidential business of Development Committee held on Thursday 15 March 2018
- (vi) Council Insurance Renewals

The press left the meeting at 8.07 pm

C77/18 Duration of Meeting

The meeting was called for 7pm and ended at 8.11 pm

CHAIR _____

DATE _____

Minutes of Meeting of Planning Committee of Mid Ulster District Council held on Monday 9 April 2018 in Council Offices, Ballyronan Road, Magherafelt

Members Present

Councillor Mallaghan, Chair

Councillors Bateson, Bell, Clarke, Cuthbertson, Gildernew, Glasgow, Kearney, McAleer, McEldowney, McKinney, Mullen, Reid, J Shiels

Officers in Attendance

Dr Boomer, Planning Manager
Mr Bowman, Head of Development Management
Ms Doyle, Senior Planning Officer
Mr Marrion, Senior Planning Officer
Ms McKearney, Senior Planning Officer
Ms McNally, Council Solicitor
Miss Thompson, Committee Services Officer

Others in Attendance

Applicant Speakers

LA09/2016/0847/O

Mr Ross

LA09/2017/0846/F

Mr Stephens

The meeting commenced at 7.06 pm

P050/18 Apologies

Councillors McPeake and Robinson.

P051/18 Declarations of Interest

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

Councillor McKinney declared an interest in planning application LA09/2017/0528/O.

P052/18 Chair's Business

Councillor Reid stated he had been contacted in relation to phonebox at Ardtrea Crossroads and requested that Council use it's veto with a view to keeping the said phonebox. Councillor Reid advised that the phonebox is still working and is a landmark for the area.

The Planning Manager noted the Councillor's request and advised that the matter would be investigated and a report brought back to committee.

Matters for Decision

P053/18 Planning Applications for Determination

The Chair drew Members attention to the undernoted planning applications for determination.

LA09/2015/1288/F Regularisation of and amendments to 500kW anaerobic digestion (AD) plant previously approved under H/2011/0436/F adjacent to 1 Gortnaskey Road, Draperstown for Lodge Renewables

The Head of Development Management presented previously circulated report on planning application LA09/2015/1288/F which was recommended for approval and highlighted addendum circulated to report which suggested some planning conditions to be amended.

Proposed by Councillor McKinney
Seconded by Councillor Bell and

- Resolved** That planning application LA09/2015/1288/F be approved subject to conditions as per the officer's report and subject to the following amendments as below –
- Conditions 7 and 8 to refer to drawing No 03/2 bearing the date stamp 9 February 2018.
 - Conditions 12 and 13 are not required as NIEA have already approved a method of works statement and construction work has already been carried out.

LA09/2016/0751/F Engineering Workshop and Offices at site NE and Adjacent to 1 Washingbay Road, Springisland Industrial Estate, Coalisland, for McGrath Engineering

Members considered previously circulated report on planning application LA09/2016/0751/F which was recommended for approval.

Proposed by Councillor Gildernew
Seconded by Councillor Clarke and

- Resolved** That planning application LA09/2015/0751/F be approved subject to conditions as per the officer's report.

LA09/2016/0847/O Site for new Chalet Dwelling approx 150m SE of 22-24 Hanover Square, Coagh, for Mr Trevor Love

Mr Marrion (SPO) presented a report on planning application LA09/2016/0847/O advising that it was recommended for refusal. Mr Marrion also highlighted addendum circulated to report which listed an additional reason for refusal in that the proposal is contrary to OS1 of PPS8 as the proposed development is within an area of open

space and it has not been demonstrated that there is an exceptional reason to allow the loss of this area of open space.

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

Mr Ross advised that this was an outline application for a modest dwelling within a village setting, he stated that the application site was within the development belt for the village and was an attractive site which would be enclosed by mature vegetation. Mr Ross stated he did not believe that the proposal would mean any trees would have to be removed. Mr Ross advised that the applicant had obtained planning permission for another dwelling along the river some years ago and that this dwelling was now built and occupied.

Mr Ross felt that the LLPA Policy was in a low order of importance and was essentially an extra layer of policy, he advised that the Ecologist report stated there were no issues in relation to bats and that an otter report could be completed if required. Mr Ross stated that, in the wider context of Coagh Village, this was a small development, he advised he had not heard about the additional reason for refusal regarding open space before tonight and asked that the application be deferred.

The Planning Manager reminded Agents that if requesting a deferral it was better to set out the reasons for this prior to the meeting as it saves time.

The Planning Manager stated that LLPA 1 Policy supported minor works however this application was not considered minor works and was not considered an exception owing to the loss of open space.

Councillor Glasgow proposed that the application be deferred for an office meeting.

The Planning Manager stated that the policy was clear and that he could not remedy a solution.

Councillor Bell referred to the comment by Mr Ross in which he stated that no trees would be removed as part of the development and felt that if this was set out as a planning condition there may be some wriggle room.

Councillor Cuthbertson felt the application should be deferred to allow the Agent time to address the additional reason for refusal raised tonight.

Councillor Bateson also felt the Agent should be afforded the opportunity to address the additional reason for refusal.

Councillor Reid seconded Councillor Glasgow's proposal to defer the application.

The Chair reminded the meeting that if changes to Planning Protocol are adopted at April Council meeting then there will be no opportunity to speak for a second time if the application is deferred and returned to Committee for a final decision.

Resolved That planning application LA09/2016/0847/O be deferred for an office meeting.

LA09/2017/0918/O Replacement Dwelling, 120m E of 27 Mullaghbane Road, Dungannon for Brian Quinn

Members considered previously circulated report on planning application LA09/2017/0918/O which was recommended for approval.

Proposed by Councillor Gildernew
Seconded by Councillor McAleer and

Resolved That planning application LA09/2017/0918/O be approved subject to conditions as per the officer's report.

LA09/2017/1142/O Dwelling and garage approx. 5m E of 74 Kinnrush Road, Ardboe, for Ciara Curran

The Head of Development Management (SPO) presented a report on planning application LA09/2017/1142/O advising that it was recommended for refusal.

Councillors Bell and Gildernew spoke on the application and felt the application would be in keeping with the area and would be sympathetic towards it.

The Planning Manager suggested a site meeting may be useful before making a decision on this application.

Councillor Gildernew proposed deferral of the application for a site meeting.

Councillor Bateson did not feel the application would have any detrimental impact and seconded Councillor Gildernew's proposal to defer for a site meeting.

In response to Councillor Reid's question the Head of Development Management advised that there were no consultee issues, including Roads Service.

Resolved That planning application LA09/2017/1142/O be deferred for a site meeting.

LA09/2017/1206/O Dwelling and domestic garage/store approx 70m NE of 111 Bancran Road, Draperstown for Miss Caoimhe McCormack

Members considered previously circulated report on planning application LA09/2017/1206/O which was recommended for approval.

Proposed by Councillor Clarke
Seconded by Councillor McKinney and

Resolved That planning application LA09/2017/1206/O be approved subject to conditions as per the officer's report.

LA09/2017/1426/F

Retention of boundary wall and the alteration of ground levels to provide concrete finish to hardcored yard at 55 Knockanroe Road Cookstown, for Reid Engineering

The Planning Manager asked that this application be deferred to allow time to investigate issues in relation to drainage flow and to explore whether height of wall can be reduced.

In response to Councillor Bell's comments the Planning Manager advised that the height of the wall on the resident's side was 3.7m. The Planning Manager stated that the objector to the application had raised an issue in relation to drainage which was reasonable to investigate. The Planning Manager also wanted to use the opportunity to defer the application to explore whether the height of the wall can be reduced and to try to broker an agreement to which both parties can live with.

Proposed by Councillor Glasgow
Seconded by Councillor Kearney and

Resolved That planning application LA09/2017/1426/F be deferred for an office meeting.

LA09/2017/1464/F

Dwelling and detached domestic garage (substitution for LA09/2017/0488/F,) at new site location 30m E of 13 Mulnagore Road, Cookstown, for Mr & Mrs Fleming

Members considered previously circulated report on planning application LA09/2017/1464/F which was recommended for approval.

Proposed by Councillor Reid
Seconded by Councillor Glasgow and

Resolved That planning application LA09/2017/1464/F be approved subject to conditions as per the officer's report.

LA09/2017/1490/F

Widening of existing laneway (amended description) adjacent to 50 Cookstown Road, Moneymore, for Mr Mark Hamilton

The Planning Manager asked that this application be withdrawn from the schedule as amended plans had been received which show the as built scheme. Further consultation will now be required however if this is found to be acceptable it was proposed to deal with the application under the Scheme of Delegation.

Proposed by Councillor Glasgow
Seconded by Councillor Cuthbertson and

Resolved That planning application LA09/2017/1490/F be withdrawn from schedule, if amended plans are found to be acceptable by consultees then application will be dealt with under Scheme of Delegation.

LA09/2017/1582/F **Remove/vary conditions 7 and 8 of LA09/2016/1165/F at lands opposite 270 Killyman Road, Killyman, Dungannon, for Boa Island Properties Ltd**

LA09/2017/1583/F **Remove/vary conditions 7 and 8 of LA09/2016/1617/F at lands opposite 274 Killyman Road, 4.12Killyman, Dungannon, for Boa Island Properties Ltd**

LA09/2017/1584/F **Remove/vary conditions 6 and 7 of LA09/2016/1166/F at lands W of 281 Killyman Road, Killyman, Dungannon, Boa Island Properties Ltd**

Mr Marrion (SPO) presented previously circulated reports on planning applications LA09/2017/1582/F, LA09/2017/1583/F and LA09/2017/1584/F which were recommended for approval.

Councillor Cuthbertson declared an interest in these items.

Proposed by Councillor Gildernew
Seconded by Councillor Reid and

Resolved That planning applications LA09/2017/1582/F, LA09/2017/1583/F and LA09/2017/1584/F be approved subject to conditions as per the officer's report.

LA09/2017/1659/O **Dwelling, 120m NW of 83 Granville Road, Dungannon, for Peter O'Rourke**

Members considered previously circulated report on planning application LA09/2017/1659/O which was recommended for approval.

Proposed by Councillor Bell
Seconded by Councillor Reid and

Resolved That planning application LA09/2017/1659/O be approved subject to conditions as per the officer's report.

LA09/2017/1805/F **Extension of public car park at 2 Moore Street, Aughnacloy (adjacent to Tramline Way Aughnacloy), for Mr Leo Daly**

Members considered previously circulated report on planning application LA09/2017/1805/F which was recommended for approval.

Proposed by Councillor McAleer
Seconded by Councillor Gildernew and

Resolved That planning application LA09/2017/1805/F be approved subject to conditions as per the officer's report.

LA09/2017/0528/O **Site for dwelling and detached double garage adjacent to 41 Drumsamney Road, Desertmartin, for Andrew Moore**

Members considered previously circulated report on planning application LA09/2017/0528/O which was recommended for approval.

Proposed by Councillor Bell
Seconded by Councillor Clarke and

Resolved That planning application LA09/2017/0528/O be approved subject to conditions as per the officer's report.

Councillor McKinney left the meeting at 7.45 pm.

LA09/2017/0846/F **Cattle welfare unit including storage and proposed yard area for storage at 175m SE of 66A Kilnacart Road, Dungannon for Niall McCann**

Mr Marrion (SPO) presented a report on planning application LA09/2017/0846/F advising that it was recommended for refusal.

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

Mr Stephens stated that whilst the application is located away from the main farm group Policy CTY12 allows for exceptions to apply. Mr Stephens stated that it had been accepted that the topography of the area is 'undulating' and felt that with additional vegetation there would be no critical viewpoints and that the proposal would integrate.

Mr Stephens stated that the farm was active and established and that the proposal would be of benefit to the farm as current buildings are 60 years old with restricted access and that modern facilities were required. Mr Stephens advised that there were no suitable buildings at the proposed location and that in the rural context the proposal is small.

Councillor McKinney rejoined the meeting at 7.48 pm during the above presentation.

The Planning Manager referred to the point made that the farm was active and established and asked if this was correct.

Mr Marrion clarified that there is an established farm under Mr Hughes' name however the applicant is someone who has just been given a Category 3 Business ID which is for a hobby farm. Mr Marrion stated that the proposal is for a building larger than the needs of a hobby farm.

Councillor Gildernew stated that the farm is currently jointly owned but that the applicant wants a farm in his own name. The Councillor expressed some concern over the height and integration of the proposal.

The Planning Manager advised that the reasons for refusal relate to integration and felt that the size of the yard area was excessive. The Planning Manager asked if the applicant met the test to get a farm building.

Mr Marrion advised that the applicant did not meet the test on his own and was relying on someone else's Business ID. Mr Marrion stated it was unclear what the relationship was between the two and the number of animals being kept.

Councillor McKinney referred to the need for a business number to start farming and that this usually starts with a hobby farm and is then upgraded to a full number over time. In relation to concern over the size of the yard, Councillor McKinney felt that as tractors and machinery have got bigger over the years most farm yards were now too small and a bigger yard would be more practical nowadays.

The Chair, Councillor Mallaghan explained to Councillor McKinney that he was taking his contribution on the application as exercise of speaking rights because under Standing Orders he was unable to debate or vote on the matter as he had not been present for part of the presentation.

Mr Stephens advised that the applicant would reconsider the size of the yard and amended drawings could be provided.

Councillor Reid stated that in order to apply for a herd number a farm has to have adequate facilities in place (crush, pens etc).

The Planning Manager felt that the policy in relation to farm buildings was unduly strict however Members needed to be careful when setting policy aside. The Planning Manager stated that the application does not meet the policy test at this point in time but given that that applicant has worked previously with other farmers and now wanted to start out on his own he would be content for the Agent to submit further drawings in relation to the yard area.

Proposed by Councillor Gildernew
Seconded by Councillor Bell and

Resolved That planning application LA09/2017/0846/F be deferred to allow for further drawings in relation to the yard area to be submitted.

In response to Councillor McKinney's comments the Planning Manager advised that criteria for Single Farm Payments had changed over the years and that other considerations were required to be taken into account.

Councillor Bateson felt there was no doubt that there was a genuine agricultural need for the proposal.

Councillor McEldowney stated that the reason the applicant made the proposal was because he had bought his own land and wanted to have his own farm business.

Councillor Bell felt that the large turning area was a good idea.

The Chair, Councillor Mallaghan again reminded the meeting of proposed changes to Planning Protocol which, if adopted, would mean there would be no further opportunity to speak on this application.

P054/18 Receive Revocation Report

The Head of Development Management presented previously circulated report which sought approval to proceed with formal Revocation proceedings of previous planning permissions.

Proposed by Councillor Clarke
Seconded by Councillor Reid and

Resolved That it be recommended to Council to proceed with formal Revocation procedures for applications I/2005/0118/O and I/2008/0310/RM.

P055/18 Receive Planning Department Service Plan 2018-19

The Planning Manager presented previously circulated report which provided the Planning Department's Service Improvement Plan for 2018-2019.

In response to Councillor Mallaghan's comments in relation to the budget detailed within the Service Plan the Planning Manager stated the figures showed the reliance on planning fees being received. The Planning Manager stated that the £192,383 detailed was the amount required to be put in by Council on top of planning fees received.

Councillor Glasgow referred to budgeted consultancy fees and asked what this amount will be used for.

The Planning Manager advised that the planning department have not used consultants to date but going forward it is proposed to utilise consultants for specialised areas of work such as a retail study. The Planning Manager also felt that consultants could help in verifying work as a critical friend.

Councillor Reid referred to pilot scheme in relation to processing of Roads consultations and asked how the planning department can handle this extra workload whenever it is already struggling in relation to staff complement. The Councillor also felt the department were taking on the work of another Government department. Councillor Reid asked what planning appeals cost Council.

The Planning Manager advised that Mid Ulster probably have the least number of planning appeals and to date Council has not paid anything in relation to planning appeals. In relation to Roads consultations the Planning Manager advised that this will entail 10-15 minutes work on site. In addition the Planning Manager advised that

it has been requested that a dedicated Roads Service engineer be located within Mid Ulster area.

Councillor Reid felt that Council should be seeking costs from Roads Service with regard to work being done on their behalf.

The Planning Manager felt that the proposed pilot would provide a better service to the public, he continued that he would like to see Council functions grow and that this was a starting point.

Councillor Reid stated he would agree with the Planning Manager's sentiments as long as appropriate finance was coming with the additional responsibility.

Councillor Clarke referred to the income from central funds and that this Council gets the same amount as other Councils who are only handling half the number of applications. Councillor Clarke felt that if the income from central funds was proportionate then this Council would not be looking at having to top up the planning budget.

The Chair, Councillor Mallaghan felt more information in respect of this would be useful.

Councillor Kearney stated it was good to see the proposed pilot being brought forward and request to site a roads engineer within the District as it was what had been promised at the beginning of transition.

Proposed by Councillor Bateson
Seconded by Councillor Clarke and

Resolved That it be recommended to Council to agree the Service Plan for Planning Department for 2018/19.

P056/18 Planning Programme for Elected Members

The Planning Manager presented previously circulated report which sought nominees to engage in the NILGA Local Planning Programme for Elected Members.

The Chair, Councillor Mallaghan proposed Councillor McPeake to participate in the Programme.

Councillor Reid proposed Councillor Glasgow to participate in the Programme.

Councillor Glasgow advised there would be a meeting of NILGA on Friday in which it could be ascertained the number of spaces left on the Programme and that this item be brought back.

The Chair, Councillor Mallaghan stated that as there was no agreement between parties as to nominations he proposed the further nominee be taken as per D'Hondt and advised that Sinn Féin would provide the name of the second nominee.

Councillor Bell seconded Councillor Mallaghan's proposals.

It was agreed that Councillors Glasgow, Kearney and Robinson names be forwarded to NILGA to be included on the reserve list for the Programme.

- Resolved** That it be recommended to Council that –
- (I) Councillor McPeake and an additional nominee from Sinn Féin be nominated to engage in the NILGA Local Planning Programme.
 - (II) Other interested nominees (Councillors Glasgow, Kearney and Robinson) be forwarded to NILGA to be included on the reserve list for the programme.

Matters for Information

P057/18 Minutes of Planning Committee held on 6 March 2018

Members noted minutes of Planning Committee held on 6 March 2018.

P058/18 Receive Appeal Decision

The Head of Development Management presented previously circulated report which advised on a recent Planning Appeal decision.

Members noted the content of the report.

The Chair, Councillor Mallaghan asked if the planning appeal decision made any specific comment on the Dark Skies Project at Davagh Forest.

The Head of Development Management advised that the appeal decision did refer to Davagh Forest and tourism but did not specifically mention the Dark Skies Project.

The Planning Manager stated that the planning appeal decision made clear that an application should be decided on its own merits. The Planning Manager stated that the appeal decision gave weight to the AONB and the height of the turbine and also gave weight to neighbouring amenity.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor Clarke
Seconded by Councillor McAleer 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 P059/18 to P063/18.

Matters for Decision

P059/18 Receive Enforcement Reports

Matters for Information

P060/18 Confidential Minutes of Planning Committee held on 6
March 2018

P061/18 Enforcement Case Liveload

P062/18 Enforcement Cases Opened

P063/18 Enforcement Cases Closed

P064/18 Duration of Meeting

The meeting was called for 7.00 pm and ended at 9.13 pm.

Chair _____

Date _____

ADDENDUM TO PLANNING COMMITTEE AGENDA

FOR PLANNING COMMITTEE MEETING ON: 9 April 2018

Additional information has been received on the following items since the agenda was issued.

ITEM	INFORMATION RECEIVED	ACTION REQUIRED
4.1	<p>Suggested Planning Conditions to be amended as follows: Conditions 7 and 8 to refer to drawing No 03/2 bearing the date stamp 9th Feb 2018</p> <p>Conditions 12 and 13 are not required as NIEA have already approved a method of works statement and construction work has already been carried out.</p>	Members to Note
4.3	Additional reason for refusal to be added: The proposal is contrary to Policy OS1 of PPS8 as the proposed development is within an area of open space and it has not been demonstrated that there is an exceptional reason to allow the loss of this area of open space.	Members to note
4.7	An additional condition to be added: Prior to the yard being concreted, the drainage proposals, as indicated on drawing No 02/1 bearing the stamp dated 22 FEB 2018, shall be fully installed and permanently retained in an operational condition. Reason: To prevent any risk of surface water flooding.	Members to note
4.9	Amended plans have been received showing the as built scheme.	Remove from schedule, if this is acceptable it will be dealt with under the scheme of delegation

**Minutes of Meeting of Environment Committee of Mid Ulster District Council
held on Tuesday 10 April 2018 in Council Offices, Ballyronan Road, Magherafelt**

Members Present

Councillor McGinley, Chair

Councillors Buchanan, Cuthbertson, Gillespie, Glasgow,
Kearney, B McGuigan, S McGuigan, McNamee, M Quinn,
Reid, Totten

**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
Mrs Grogan, Committee Services Officer

The meeting commenced at 7.03 pm

E100/18 Apologies

Councillor Burton, McFlynn, Mulligan and O'Neill.

E101/18 Declarations of Interest

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

E102/18 Chair's Business

The Chair, Councillor McGinley referred to the ongoing issues relating to the group of Travellers which have moved into the Ballyronan area and said that he was disappointed to hear that there had been little progress between Council and the Northern Ireland Housing Executive. He said that it was important that a halting site be identified in the Mid Ulster area to address such issues.

The Director of Public Health and Infrastructure advised that it was his understanding that the Travellers had recently moved into a Council carpark at the Shore Road , Ballyronan and that the Director of Leisure and Outdoor Recreation had issued a 7-Day Enforcement Notice to vacate the site and that this was being progressed . He said that the Council were working closely with the NI Housing Executive on the issues.

The Director of Public Health and Infrastructure advised a decision was taken to appoint a design team to identify some potential sites in the Ballyronan / Toome area which NIHE could review and possibly progress as a halting site for the provision of traveller accommodation . It was hoped to bring the findings of the scoping exercise for members consideration at the next meeting of Committee .

The Chair advised that the Council had a responsibility to address this issue, but would like a meeting arranged between the Council and the Housing Executive so that a way forward could be identified and a favourable outcome achieved.

The Director of Public Health and Infrastructure advised a meeting would be arranged with NI Housing Executive personnel to progress the issues.

The Chair said that it would be important to have a meeting arranged as soon as possible, maybe within the next two weeks as there was a responsibility to the Travelling Community as they are being moved around and would be concerned regarding their Human Rights and enquired if there was a policy in place.

The Director of Public Health advised that statutory responsibility for halting site provision rests with the Northern Ireland Housing Executive. NIHE are aware of this and are working with Council to seek to progress the issue. He said that there was a requirement to address the issue of Travellers illegally parked on Council premises, which resulted in a 7 day Enforcement Notice being issued.

The Chair asked that a formal paper be brought back to the next Environment Committee meeting on the scoping exercise and the work, which has been done to date.

Councillor Reid advised that during the term of Dungannon Council, there was ongoing work carried out to accommodate the Travelling Community in Coalisland, but there was an issue with some Travellers wanting to move around and not wanting to settle. He said something needs to be done as they are using Council carparks and suggested high barriers being installed at sites to deter them from entering.

The Chair said that he took on board members comments about Travellers not wanting to settle in static homes, but that it was important that a halting site be identified within the area. He said that his comments were relating to identifying a halting site only.

Councillor Reid stated that the Council had a responsibility to protect their property any way they seem fit.

The Director of Environment and Property advised that there was a robust restrictor set in place at Ballyronan but that this was removed to gain access.

Councillor B McGuigan said that a halting site was required in the Mid Ulster area and that he was involved in discussions with the Housing Executive regarding the issue and that Mr Michael Dallat, Mid Ulster Area Manager said that the Housing Executive was not holding up the process but blamed the Council. He said that it was the Council's responsibility to identify a site and progress the matter.

Councillor McNamee agreed with the Chair that a meeting with the Housing Executive was a good way of moving things forward and that he also heard within Executive meetings that the Council were to blame for holding things up.

Proposed by Councillor McGinley
Seconded by Councillor B McNamee and

Resolved: That it be recommended to Council that a meeting be arranged between the Council and the Northern Ireland Housing Executive as soon as possible to discuss a way forward on the provision of a halting site for Travellers within the Mid Ulster area. Scoping exercise and update on work to date to be brought back to Committee.

The Chair raised concern about the erection of signs across the area, which demonstrated threatening language towards staff and councillors. He said that it was up to all members of the Council to condemn such behaviour.

Matters for Decision

E103/18 DfI Roads Proposals to Mid Ulster District Council – Proposed Provision of two Disabled Persons’ Parking Bays – Castledawson Road, Magherafelt

The Director of Environment & Property presented previously circulated report and sought agreement from Members in relation to proposals from DfI Roads to introduce measures to enhance the safety and development of the transport network with a range of transport proposals.

Proposed by Councillor Reid
Seconded by Councillor S McGuigan and

Resolved: That it be recommended to Council to endorse the proposals submitted by DfI Roads in relation to the provision of two Disabled Persons’ Parking Bays at Castledawson Road, Magherafelt.

E104/18 DfI Roads Proposals to Mid Ulster Council – Proposed 30mph Speed Limit, Moor Road and Annaghmore Road, Coalisland

The Director of Environment & Property presented previously circulated report and sought the agreement of Members in relation to proposals from DfI Roads to introduce measures to enhance the safety and development of the transport network with a range of transport proposals.

Proposed by Councillor Reid
Seconded by Councillor S McGuigan and

Resolved: That it be recommended to Council to endorse the proposals submitted by DfI Roads in relation to proposed 30mph Speed Limit, Moor Road and Annaghmore Road, Coalisland.

Councillor M Quinn said that he welcomed the introduction of measures to enhance the safety and development at Moor Road and Annaghmore Road, Coalisland as it was a long time coming.

E105/18 Dfl Roads Proposals to Mid Ulster District Council – Proposed No Waiting at Any Time Restriction – Westland Road, Magherafelt

The Director of Environment & Property presented previously circulated report and sought the agreement of Members in relation to proposals from Dfl Roads to introduce measures to enhance the safety and development of the transport network with a range of transport proposals.

Proposed by Councillor Reid
Seconded by Councillor S McGuigan

Resolved: That it be recommended to Council to endorse the proposals submitted by Dfl Roads in relation to proposed No Waiting at Any Time Restriction, Westland Road, Magherafelt.

E106/18 Off Street Car Parking Strategy

The Director of Environment & Property presented previously circulated report and sought the approval of Members in relation to the implementation of the Strategy and Action Plan for Off Street Car Parking. Members will note that this report was deferred for one month at the March 2018 meeting of the Environment Committee.

Councillor B McGuigan stated that following on from a meeting with the Director of Environment & Property, he said that his party had drawn up a draft proposal, which he read out to the Committee as follows:

“The Committee is committed to Pay on Foot as a more user friendly payment mechanism and would ultimately support Pay on Foot being implemented across all of the Councils charged Off-Street Car Parks.

In Order to properly evaluate the impact of the strategy it is therefore proposed that a pilot utilising Pay on Foot, be conducted for a period of not less than six months based on the Central Car Park in Magherafelt with the standard tariff applied (40p per hour) with the proviso that the first two hours are provided without charge (free) for all spaces within the car park.

That the Officers subsequently bring back a report to the Committee following the implementation of the pilot along with the indicative implications for the car parks detailed in Option 4 in terms of the cost of implementation of Pay on Foot along with the anticipated income.

The Committee also notes that the Council has already approved (as part of the rates setting process) the replacement of the £1 for five hours with a £1 for three hours tariff in the existing charged car parks and that this will be implemented through the Agency Agreement with Dfl Roads provisionally by 1 June 2018.”

Proposed by Councillor B McGuigan
Seconded by Councillor S McGuigan

To proceed with Option 4, Charging in all Towns (but not in all sites) as outlined above.

Councillor Cuthbertson advised that he was unable to attend the meeting on behalf of his party, but referred to page 19 of the strategy and said that it seemed to have changed from the previous month as it stated that half of Scotch Street, Dungannon would be Pay on Foot and the rest Pay and Display.

The Director of Environment & Property stated that there was no change on the number of free spaces as the only thing that was changing would be the Pay and Display would be changing to Pay on Foot.

Councillor Cuthbertson agreed that Pay on Foot seems to be the most favourable if this was the case, as Dungannon and Cookstown would receive 2 free carparking hours. He said that by looking at the Strategy with no Option to take things in or out, then he would have to disagree with charging for carparking i.e. Perry Street and would disagree on those grounds. He said that he wouldn't be confident on the findings of one pilot scheme in Magherafelt as this should show a complete reflection of the whole Mid Ulster area to include Cookstown and Dungannon.

Councillor Buchanan stated that Cookstown was different to Dungannon and Magherafelt as it was a very vibrant town which brought a lot of people to the area and carparking charges could deter people from coming to the town and shop elsewhere like retail parks. He said that speaking to the retailers in Cookstown they agreed that free carparking is working very well and that he would have to disagree with the implementation of charges.

Councillor Glasgow advised that it was good that each party had an opportunity to meet to discuss options as this was not a party discussion but what was best for the towns. He said if a pilot scheme comes to Cookstown that he would not be supporting it as carparking charges would be detrimental to the area and whilst listening to retailers concerns, he would be proposing to go with Option 1 to do nothing.

Proposed by Councillor Glasgow
Seconded by Councillor Reid

To proceed with Option 1, To Do Nothing

Councillor Kearney agreed with Councillor B McGuigan's proposal to proceed with Option 4, with free carparking for the first two hours.

Councillor B McGuigan advised that after the pilot was complete, results from the data would indicate the way forward, but he said that there was a need to show equality going forward.

Councillor Glasgow's proposal was put to the vote:

For	4
Against	8

Councillor B McGuigan's proposal was put to the vote:

For	8
Against	4

Councillor B McGuigan's proposal was carried.

Resolved: That it be recommended to Council that approval be given to:

1. Commitment to Pay on Foot as a more user friendly payment mechanism within the Council's Off Street Car Parks with Pay on Foot ultimately being implemented across all of the Councils charged Off-Street Car Parks.
2. In Order to properly evaluate the impact of the proposed strategy that a pilot utilising Pay on Foot, be conducted for a period of not less than six months based on the Central Car Park in Magherafelt with the standard tariff applied (40p per hour) with the proviso that the first two hours are provided without charge (free) for all spaces within the car park.
3. That the Officers subsequently bring back a report to the Committee following the implementation of the pilot along with the indicative implications for the car parks detailed in Option 4 in terms of the cost of implementation of Pay on Foot along with the anticipated income.
4. Notes that the Council has already approved (as part of the rates setting process) the replacement of the £1 for five hours with a £1 for three hours tariff in the existing charged car parks and that this will be implemented through the Agency Agreement with DfI Roads provisionally by 1 June 2018

E107/18 Authorisation of EHOs for Micro Beads Legislation

The Director of Public Health & Infrastructure presented previously circulated report to update the Committee following receipt of request from the Department of Agriculture, Environment and Rural Affairs (DAERA) regarding the designation of Environmental Health Officers as "authorised persons" for the purposes of enforcing legislation to ban the manufacture and sale of rinse-off cosmetic products containing plastic micro-beads.

Councillor Reid enquired what harm plastic was doing to people's overall health if this was the harm that was being caused to the marine environment and said that he would be very concerned.

Councillor M Quinn advised that the effects to humans was not the concern, but that the plastic was having a detrimental effect on the animals and the ocean life.

Councillor Reid that he felt that this could be an issue for humans also and enquired if this could be investigated through the relevant agencies.

The Director of Health & Infrastructure advised that Environmental Health would follow up on any concerns with the Public Health Agency.

Proposed by Councillor B McGuigan
Seconded by Councillor McNamee and

Resolved: That it be recommended to the Council to approve the authorisation of Environmental Health staff for the purposes of Micro Bead regulation under the scheme of delegation to the Director of Public Health & Infrastructure.

E108/18 Dual Language Signage Request

The Head of Building Control presented previously circulated report to advise Members of requests for Dual Language Signage from residents on the streets/roads in question.

Proposed by Councillor McNamee
Seconded by Councillor S McGuigan and

Resolved: That it be recommended to the Council to proceed to survey the following roads on which a request for Dual Language Signage has been received –

- Hall Lane, Gulladuff
- Tullagh View, Cookstown

E109/18 Dual Language Signage Survey

The Head of Building Control presented previously circulated report to advise Members on the result of surveys undertaken on all applicable residents on the streets/roads in response to Dual Language Signage Nameplates requests.

Councillor McNamee enquired if the Building Control department had the required resources to deal with dual language requests as people had indicated to him that they hadn't the opportunity to participate in the survey and asked if the Council were content with their resources.

The Director of Public Health and Infrastructure advised that there was a significant process in managing applications and that the officers involved had to liaise with the Electoral Office and be in attendance during administration.

The Head of Building Control advised that he had one dedicated officer to deal with the survey and to deal with other duties like licencing i.e. petroleum etc.

Councillor McNamee felt that there was a lot of pressure being put on the individual officer and that they may need assistance to help speed the process up.

The Director of Public Health and Infrastructure advised that the resource allocation would be reviewed although this may be difficult due to budget restraints and service requirements , further detail would be provided to Committee .

Proposed by Councillor McNamee
Seconded by Councillor B McGuigan

To agree to the recommendation as outlined.

Councillor Cuthbertson proposed not to proceed with the recommendation as outlined. He said that there seemed to be endless money for Dual Language and felt that staff should be prioritising their workload where there was payments being received i.e. planning fees.

Proposed by Councillor Cuthbertson
Seconded by Councillor Buchanan

To not proceed with the recommendation.

Councillor McNamee said that he wanted it recorded that this was Council Policy, which had to be adhered too.

The Chair said that he took on board comments made and put the two proposals to the vote:

Councillor Cuthbertson's proposal was put to the vote:

For	4
Against	8

Councillor McNamee's proposal was put to the vote:

For	8
Against	4

Councillor McNamee's proposal was carried.

Resolved: That it be recommended to the Council that Members:

- 1) Note the survey and agree the application of Dual Language Nameplates in Irish for the street/road as noted below:
 - Kinturk Road, Cookstown
- 2) Note the results of the survey and to refuse the application of Dual Language Nameplates in Irish for the street/road as noted below:
 - Ardagh Road, Cookstown
- 3) Paper on resources dealing with Dual Language applications to be brought back to committee.

E110/18 Street Naming and Property Numbering

The Head of Building Control presented previously circulated report for Members to consider the street naming of new residential Housing Developments within Mid-Ulster.

Councillor Cuthbertson enquired if it was necessary to have 5 different names within one development as he would fear that this would cause confusion and suggested that the Developer be asked to reconsider this and just call the development one name.

The Head of Building Control advised that the original proposal was to call it one complete name, but after consideration the Developer must have reflected on this decision and made an application as he was initially questioned at the beginning on what his intention was.

Councillor Cuthbertson enquired if the Developer could be asked to reconsider and give thought to calling the development one name only as there was no through road and would be less confusing.

The Head of Building Control advised that this was the decision for the committee to make.

Councillor Cuthbertson proposed to go back to the Developer and ask him to reconsider calling the development one complete name and bring back to committee.

Councillor McNamee enquired if this could be done before the Council meeting the Developer may have promotional material printed and should be done as soon as possible.

The Director of Public Health and Infrastructure said that review findings would be brought to the next Environment Committee unless the timescales did not permit this.

Proposed by Councillor Cuthbertson
Seconded by Councillor Reid and

Resolved: That it be recommended to the Council to go back to the Developer and ask him to reconsider calling the development one complete name and bring back to committee.

1) Site off Clady Road, Portglenone

Proposed by Councillor Kearney
Seconded by Councillor B McGuigan and

Resolved: That it be recommended to the Council to call the street within a residential development off Clady Road, Portglenone as River Grove.

Matters for Information

E111/18 Minutes of Environment Committee held on Tuesday 13 March 2018

Members noted Minutes of Environment Committee held on Tuesday 13 March 2018.

E112/18 Building Control Workload

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

E113/18 Entertainment Licensing Applications

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

E114/18 Energy Saving in Buildings

Members noted previously circulated report which provided update on Energy Saving in Buildings.

E115/18 Tullyvar Joint Committee Update

Members noted previously circulated report which provided update on Tullyvar Joint Committee.

E116/18 Bank/Public Holiday Working Arrangements for 2018/19 – Environmental Services

Members noted previously circulated report which provided information on Bank/Public Holiday working arrangements for Environmental Health Services during 2018/19 and revised Recycling Centre opening hours from 1st April 2018.

Councillor Glasgow referred to opening hours during the week and said that it was causing some inconvenience as summer hours and winter hours are different and would it not be better to keep the same opening hours throughout the year.

The Head of Environmental Services stated that a survey had been carried out in 2016 on usage during the summer and winter months and based on findings it was felt that it was more beneficial to have three late evenings in the summer, but decrease hours in the winter.

Councillor Glasgow said that it wasn't practical to ask people from Cookstown to drive to Magherafelt to use the amenity site and this could result in some fly tipping and this would need to be prevented.

The Director of Environment and Property advised that opening hours were based on different tiers, categories and that harmonisation was based on usage. He said that he would be happy to review the policy if required.

The Chair said that the best time to review this would be before the setting of the rates next year.

Councillor Cuthbertson said that he welcomed the news especially for Dungannon staff where they wouldn't be required to work on Boxing Day and would be able to spend time with their families.

E117/18 Fairtrade Fortnight Schools Event

Members noted previously circulated report which provided information on the recent Fairtrade Schools Event held as part of Fairtrade Fortnight 2018.

E118/18 Allergen Compliance Initiative

Members noted previously circulated report which provided an update on Environmental Health Team's progress with the Allergen Compliance Strategy which has been ongoing since April 2017.

E119/18 Mid Ulster Community Pharmacy Partnership – Networking Event “Making Links to Lighten the Load”

Members noted previously circulated report which provided an update on the Mid Ulster Community Pharmacy Partnership Networking Event, “Making Links to Lighten the Load” which was held in the Greenvale Hotel, Cookstown on the 21st March 2018.

E120/18 The Calorie Wise Scheme

Members noted previously circulated report which provided an update on the Calorie Wise Scheme and the recent Calorie Wise Workshop which was held for local businesses. Also update on Mid Ulster Hospital in Magherafelt which was the first business in Mid Ulster and Northern Ireland to receive the Calorie Wise award.

E121/18 Signage Vandalism Repairs

Members noted previously circulated report which provided an update on the ongoing repairs and costs associated with damage to Council signage in 2017/18.

Councillor McNamee referred to the vandalism of signage and said that it was a disgrace and should be condemned by everyone within this committee. He said that over 20 attacks have taken place on signage resulting in a financial cost of £1,882 to repair or replace defaced signage on roadsides. He said that this now seems to be a trend and this is escalating on a monthly basis and to go to the extreme of taking a blowtorch to a boundary sign was outrageous and would ask that these are reported to PSNI and if this trend continues, would suggest that the committee meet with the PSNI. He said that he would ask this committee to condemn this vandalism but felt that the silence in the room said it all.

Councillor Buchanan said that English signs were also being defaced for a number of years, Londonderry sign for instance was continuously damaged and no one came out to condemn it.

Councillor B McGuigan said that he had previously brought up the issue of damage to bilingual signs in last few weeks, as English words have been painted out and it seemed to be the same people doing the damage but trying to do so in a different way and that he would condemn the damage to any sign.

Councillor Cuthbertson stated that Councillor Robinson had this week in the local press highlighted the criminal damage to signs in the Clogher Valley area with some signs being defaced and ripped out of the ground in the Claremore Road area and said that this needs to be condemned. He referred to signage, which is covered in algae and dirt and asked if these were included within the associated costs.

The Director of Environment and Property said that such incidents have not been reported to the PSNI and if the committee so wishes this can be done to try and apprehend the culprits.

The Director of Environment and Property in referring to the algae and dirt on signage advised that the street signs would be cleaned if brought to his attention.

In response to Councillor Cuthbertson's query about nameplates being checked, the Director of Environment and Property advised that when staff are out strimming or doing other works that they may be identified, but that no member of staff goes out willingly to check them.

Councillor Glasgow enquired what budget was this coming out of and asked if what was being reported here, was what was paid out to date.

The Director of Environment and Property advised that costs include staff time and wages, and small costs for fuel and that there isn't a specify budget for this kind of issue.

Councillor B McGuigan referred to the cleaning of the signage and said that he had brought this to the attention of an officer this week and suggested that when strimming takes places that the operative cleans the sign at the same time, as this would save time on double jobbing.

Councillor Kearney referred to item 14, Clady Road, Portglenone and advised that the sign was to be removed but an alert member of the public decided to highlight the matter before it was done so.

Proposed by Councillor McNamee
Seconded by Councillor B McGuigan and

Resolved: That it be recommended to the Council that any such incidents of criminal damage to signage be reported to the PSNI.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor Glasgow
Seconded by Councillor Gillespie 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 E122/18 to E131/18.

Matters for Decision

- E122/18 Joint Tender for Appointment of Electricity Supplier
- E123/18 Update in Relation to Procurement Framework for Fleet Consumables
- E124/18 Affordable Warmth
- E125/18 Waste Tyres/Hazardous Waste Initiative
- E126/18 Davagh Forest – Capital Project
- E127/18 ESPO Framework for Refuse and Recycling Products

Matters for Information

- E128/18 Confidential Minutes of Environment Committee held on Tuesday 13 March 2018
- E129/18 Capital Works – Interim Capping (Phase 3) at Tullyvar Landfill Site
- E130/18 Capital Works Update – Construction of Waste Transfer Station
- E131/18 Capital Projects Update

E132/18 Duration of Meeting

The meeting was called for 7 pm and ended at 8.30 pm.

CHAIR _____

DATE _____

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Wednesday 11 April 2018 in the Council Offices, Ballyronan Road, Magherafelt

Members Present

Councillor Wilson, Chair

Councillors Cuddy, Doris, Elattar, Forde, McAleer, McEldowney, McFlynn, McNamee, Molloy (7.13 pm), Monteith, J Shiels, G Shiels

Officers in Attendance

Ms 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
Mr McShane, Acting Head of Leisure
Miss Thompson, Committee Services Officer

The meeting commenced at 7.00 pm.

D069/18 Apologies

Councillor Clarke.

D070/18 Declaration of Interests

The Chair reminded members of their responsibility with regard to declarations of interest and advised any declarations could be taken throughout the meeting.

D071/18 Chair's Business

The Chair, Councillor Wilson referred to the recent World Butcher's Challenge event to which Council provided financial support. The Chair stated that this had been a very successful event with some local butchers being involved and passed on the congratulations of the committee.

Matters for Decision

D072/18 Economic Development Report

The Head of Economic Development presented previously circulated report which provided an update on the following –

- **LED Outdoor Mobile Screens**

In response to Councillor Cuddy's question the Head of Economic Development stated that the screens would be solely for use at Council events and would not be loaned out.

Proposed by Councillor Cuddy
Seconded by Councillor J Shiels and

Resolved That it be recommended to Council to award contract for the hire of large LED Outdoor Mobile Screens for key Council events over the next three years at a cost of up to £50,000 (including expenses and excluding vat) to AJC Electrical.

- **NI Women's Enterprise Challenge Proposal 2018-21**

In response to Councillor Doris' question the Head of Economic Development advised that if Council decides to provide funding it will be solely for the Mid Ulster area.

Proposed by Councillor McNamee
Seconded by Councillor McFlynn and

Resolved That it be recommended to Council to fund the Women's Enterprise Challenge for a one year period (2018/19) initially, at an estimated cost of £6060 per Challenge Year, with potentially slightly higher costs in Year 1 of £6162, reducing in Years 2 and 3. Provision for future years to be reviewed upon receipt of regular reports from Women in Business, detailing the performance and outputs of the initiative in the Mid Ulster District Council area and showing pull through into the Start a Business Programme.

- **Maghera Town Centre Forum**

In response to Councillor J Shiels' question the Head of Economic Development advised that representation from community groups to the Forum was still to be finalised as some groups in the area may have the potential to work together as one. The officer stated that the community representatives selected will be representative of the area.

Proposed by Councillor McFlynn
Seconded by Councillor J Shiels and

Resolved That it be recommended to Council to approve the establishment of Maghera Town Centre Forum as set out in the Terms of Reference outlined in appendix 2 of the Economic Development report.

- **Village Renewal Project**

Progress Noted.

- **Coalisland Public Realm**

Progress Noted.

- **Hong Kong Trade Visit**

Progress Noted.

- **Local Full Fibre Network (LFFN) Challenge Fund**

Progress Noted.

- **International Women's Day Events**

Members noted report on International Women's Day Events held.

- **World Butchers Challenge Event**

Members noted report on the World Butchers Challenge Event.

Councillor McNamee asked for status and update in relation to wi-fi provision in Cookstown Town Centre.

The Head of Economic Development advised that Council's existing town wi-fi system had come to an end on 31 March 2018 when the contract finished, it was noted however some small pockets of wi-fi remain in certain parts of Cookstown Town Centre. The officer advised that Council is currently out to quotation for a new supplier and provided Council is successful in appointing an organisation to build a new town wi-fi network, it was hoped this would be largely functional by the end of June 2018.

D073/18 CCTV for Park n Rides

The Head of Community Development presented previously circulated report which sought approval to accept £60,000 funding from the Department for Infrastructure to procure through Council the provision of CCTV at four Park n Ride locations in Mid Ulster District.

Councillor J Shiels stated it was good to see this matter was being taken seriously as there had been several break ins at Park and Ride facilities. Councillor J Shiels proposed the officer recommendation.

Councillor Forde concurred with Councillor Shiels and stated that it will be good to have the CCTV in place at Park and Ride locations. Councillor Forde seconded Councillor J Shiels proposal.

- Resolved** That it be recommended to Council –
- To accept £60,000 funding from Department for Infrastructure for the provision of CCTV at up to four Park n Ride locations in the District.
 - To proceed with procurement of CCTV for up to four Park n Ride locations in the District to a maximum value of £60,000. (Park n Rides located at Ballygawley, Castledawson roundabout, Craigadick, Maghera and Tamnamore, Dungannon). Monitoring of CCTV at Park n Ride locations to be linked to existing Council provision (at no further revenue cost), pending infrastructure.

D074/18 Community Grants

Members considered previously circulated report which set out proposed community grant allocations.

Councillor Wilson declared an interest in Friends of Killymoon Castle and Fairhill and District Development Committee.

Councillor McNamee declared an interest in Cookstown AOH and Cookstown Community Allotments.

Councillor McFlynn declared an interest in Loup Women's Group.

Councillor Monteith declared an interest in Eoghan Ruadh Hurling Club, Craobh Uí Néill CCÉ, Dungannon Gaelic Forum, Ballysaggart Area Community Association and Tyrone GAA.

Councillor Cuddy declared an interest in Dungannon Rugby Club.

Councillor G Shiels declared an interest in Mid Ulster Volunteer Centre and Involve (NI).

Councillor Forde declared an interest in Moyola Park FC and Tobermore PTA.

Councillor Elattar welcomed all grant allocations listed and felt there was a good diversity. Councillor Elattar referred to the Strategic Arts and Culture Programme and the cut to this years funding, the Councillor asked why this had happened and if groups had been made aware of the cuts and if there was any possibility of mitigating these cuts. Councillor Elattar stated that the Arts was not well funded and felt Council should be lobbying for additional funds as Mid Ulster was a rural area.

Councillor McAleer declared an interest in COSTA.

Councillor Molloy entered the meeting at 7.13 pm.

The Chair, Councillor Wilson referred to the Cookstown 100 event which had received a funding cut this year. The Chair stated that this was a key event that brings tourism to the area and asked why there had been a funding cut.

Councillor G Shiels felt there was some overlap between tourism and arts and culture and that the matter was not clear cut.

The Head of Community Development advised that Council retained its funds for the Arts and Cultural Programme but that grant allocations were scaled back due to cuts to NI Arts Council funding. The officer advised that groups had not been informed of the cuts as it needed to go through Council process, she further confirmed that some lobbying had commenced with the Arts Council regarding the cuts to local groups and that this was ongoing.

Councillor Elattar felt it was important to lobby strongly on this issue as rural groups were being impacted most by cuts from the NI Arts Council. The Councillor also felt that if there is underspend in any funding areas throughout the year that consideration should be given to using these monies to lessen the 25% funding cut to strategic arts groups as they provide a vital role in the community.

In relation to the Cookstown 100 event the Head of Community Development advised there was a reduction in funding due to a minor change in the application score from last year. It was advised that the application was strong and had scored well, as per the award allocated, however the application allows for development of an event from one year to another. All groups were advised that they had to contact an officer re. strategic events prior to application but that this did not happen in relation to this particular application. The Head of Community Development stated that Council realise that this is one of the events of strategic significance in the District and the value the event brings to the area but that officers had to make an assessment based on the application submitted.

Councillor McNamee agreed with Councillor Elattar's comments regarding arts cuts but still felt that the overall allocation of grants was a good news story and commended staff for bringing the grants allocations report forward to this stage.

Councillor Cuddy declared an interest in Aughintoher Regeneration and also commended staff on the work done.

The Head of Community Development advised that after further analysis of the grants it was noted there were three grants that were double categories, these being Kildress GAC, Royal British Legion Cookstown and Killeeshil and Clonaneese Historical Society. The officer advised that the groups will be informed that they will have to decide on which grant to choose but that from a brief review it would seem the requests are festival in nature and the groups could re-apply under this grant as it is rolling.

The Head of Community Development also noted that the allocation of funding for Cookstown Gymnastics Club and Coalisland Dance Centre would be conditional on further clarifications being confirmed.

The Head of Community Development also advised there was a minor error at point 4.1 of the report in that the budget for sports capital is £150,000. Transfer to community festivals detailed at 4.2 of the report should read £12,211.

Councillor Elattar agreed that the grant allocations was a good news story for Council but felt that Council should be reiterating to groups that the reduction to funding for the Strategic Arts and Cultural Programme was as a result of Arts Council cuts and that Council should be assisting groups in seeking other avenues of funding.

The Director of Business and Communities advised that the Head of Culture and Arts would discuss cuts with relevant groups and provide assistance with sourcing other funding avenues.

The Chair, Councillor Wilson expressed thanks to the Head of Community Development and staff for work that went into bringing report forward.

Proposed by Councillor Elattar
Seconded by Councillor McNamee and

- Resolved** That it be recommended to Council –
- To approve grant allocations as set out in appendix to report with the following exceptions –
 - (I) Kildress GAC, Royal British Legion Cookstown and Killeeshil and Clonaneese Historical Society to decide which grant they want to accept and then re-apply for their second grant.
 - (II) Allocations to Cookstown Gymnastics Club and Coalisland Dance Centre conditional subject to further clarification.
 - That the Head of Culture of Arts liaise with relevant groups in relation to Arts funding cuts and provide assistance in sourcing other funding avenues.

D075/18 Mid Ulster District Council Every Body Active 2020

The Acting Head of Leisure presented previously circulated report which provided detail on Mid Ulster District Council Every Body Active 2020 Programme for 2017/18 and sought approval for the draft Mid Ulster District Council Every Body Active 2020 Action Plan 2018/19. The officer also advised that Sport NI had stated that Mid Ulster Council was one of the highest performing Councils involved in the Every Body Active Programme.

Proposed by Councillor McEldowney
Seconded by Councillor McAleer and

- Resolved** That it be recommended to Council to proceed on the basis of the Mid Ulster District Council Every Body Active 2020 Year 2 Report and Draft Action Plan for 2018/19 as presented at appendix to report.

D076/18 Innevall Railway Walk, Stewartstown

The Head of Parks presented previously circulated report which sought approval to progress a programme of works to upgrade the public path at Innevall Railway Walk, Stewartstown.

Proposed by Councillor McNamee

Seconded by Councillor Monteith and

Resolved That it be recommended to Council to procure the necessary resources and complete the required works, subject to available funding, in order to upgrade the public pathway at Innevall.

In response to Councillor Monteith's comments the Head of Parks advised that officers were in receipt of report relating to Railway Park and it was hoped to arrange another Councillor meeting within the next couple of weeks.

In response to Councillor McAleer's comments the Head of Parks advised that work was ongoing in relation to progressing the licence agreement for Knockmany Forest.

D077/18 Lough Neagh Rescue – Service Level Agreement

The Head of Tourism presented previously circulated report which sought agreement for a Service Level Agreement proposal for Lough Neagh Rescue covering the financial period April 2018 to March 2019.

Proposed by Councillor Monteith
Seconded by Councillor McFlynn and

Resolved That it be recommended to Council to approve the Service Level Agreement between Council and Lough Neagh Rescue for 2018/19 and that Council provide £6,000 funding to Lough Neagh Rescue for eligible costs of running the service from Battery Harbour in 2018/19.

D078/18 Special Events on Roads Legislation

The Head of Tourism presented previously circulated report which provided information relating to the impact of the new Special Events on Roads Legislation on Council Corporate events.

Councillor Monteith stated that there was a lot of confusion within the public domain in relation to this legislation, that there were events coming up and that additional costs in relation to this legislation had not been factored in by community groups. Councillor Monteith felt that Council needed to be in a position to provide answers to the public as to what is required.

Councillor McNamee referred to the number of grants just approved and questioned whether these community groups were aware of the upcoming legislation requirements for events that require a road closure. Councillor McNamee also felt that for Council staff to compile traffic management plans was taking them away from their everyday work and that additional staff may be required in this regard. The Councillor questioned if it would cost as much for Council to take on this role as for a traffic management company to prepare.

The Head of Tourism advised that the estimated cost to adhere to this legislation for the Continental Market event in Cookstown is approximately £1000, the officer stated that technical staff within Council had been producing similar plans over the years but

that discussion was required as to what Council needed to do to meet DFI requirements for traffic management.

Councillor Monteith stated that those community groups detailed within Council's database should be contacted with regard to legislation requirements if they are holding an event that requires a road closure as Council was already coming under fire for not providing information in this regard.

The Chair, Councillor Wilson felt that biggest issue related to adhering to this legislation for community groups will be the additional cost element.

The Director of Business and Communities advised that community groups would be written out to regarding legislation requirements for road closures at an event and a further report on this matter would be brought back to committee.

Proposed by Councillor McNamee
Seconded by Councillor Monteith and

- Resolved** That it be recommended to Council to –
- Follow up with Department for Infrastructure to investigate if Council staff could be suitably trained and qualified to compile Traffic Management Plans for corporate events.
 - Write out to community groups providing advice on legislation requirements for road closures at events and further report be brought back to committee.

Matters for Information

D079/18 Minutes of Development Committee held on 15 March 2018

Members noted minutes of Development Committee held on 15 March 2018.

Councillor Doris referred to item 057/18 Leisure Services Pricing Policy 2018/19 and asked if there was an update in relation to free usage of facilities for children with disabilities.

The Director of Leisure and Outdoor Recreation advised that work was ongoing in conjunction with the Corporate Policy Officer in determining the disabled usage of leisure facilities and that a paper would be brought before SMT and Committee on the matter.

Councillor McAleer referred to item D048/18 Deputation – ICBAN and stated that she would prefer her last comment to read –

“Councillor McAleer said that there was a lot of expense upfront to install an internet connection as she was made aware of owners in Killeeshil having to fund this themselves and install underground ducting to their premises.”

D080/18 Mid Ulster District Tourism Development Group

Members noted previously circulated report which provided minutes of recent meeting of Mid Ulster District Tourism Development Group.

D081/18 Parks Service Progress/Update Report

Members noted previously circulated report which provided update on progress being made regarding activities associated to the Parks Service and to highlight events or consultations that are occurring in the future.

D082/18 Culture and Arts Progress Report

Members noted previously circulated report which provided update on progress across Culture and Arts Services and to highlight events that took place in the last quarter. The report also highlighted specific events and activities within the Culture and Arts Service which are currently being developed by the officer team and will take place in the future.

Councillor Monteith asked for update in relation to enhancing visitor experience at Ranfurly House and Hill of The O'Neill and in addition asked what progress had been made in relation to mast on Castle Hill.

The Head of Culture and Arts advised that tender was being progressed in relation to getting work commissioned to enhance visitor experience at Ranfurly House and Hill of The O'Neill.

The Director of Business and Communities advised that a meeting had taken place in relation to relocation of mast at Castle Hill and that discussions were ongoing with Southern Health Trust in relation to possible relocation of mast to South Tyrone Hospital site. The Director advised that a further meeting would be arranged with Members when appropriate to do so.

Councillor Monteith referred to work ongoing in relation to search for the famine graves in Dungannon. The Councillor advised that the Southern Trust were working with Radius Housing to commission archaeology services to undertake search at a site off Carland Road (behind Loane House). The Councillor stated that this was a worthwhile project and commended the legacy Council of Cookstown on the work they had undertaken in identifying and recognising the famine graves in Cookstown and asked that Council tie in with work and discussions ongoing between Radius Housing and Southern Trust.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor McFlynn
Seconded by Councillor McNamee 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 D083/18 and D085/18.

Matters for Decision

D083/18 Community Development Report

D084/18 Leisure Tender – Supply of Fitness Equipment
Maintenance and Servicing

Matters for Information

D085/18 Confidential Minutes of Development Committee held on
15 March 2018

D086/18 Duration of Meeting

The meeting commenced at 7 pm and concluded at 7.40 pm.

CHAIR _____

DATE _____

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 12 April 2018 in the Council Offices, Ballyronan Road, Magherafelt

Members Present

Councillor Molloy, Chair

Councillors Ashton, Buchanan, Elattar, Forde, Gildernew, Kearney, S McGuigan, McKinney, McLean, Totten

Officers in Attendance

Mr A Tohill, Chief Executive
Mrs Canavan, Director of Organisational Development
Mrs Kerr, Head of Finance
Ms Mezza, Head of Marketing and Communications
Mr Moffett, Head of Democratic Services
Mr O'Hagan, Head of ICT
Mr JJ Tohill, Director of Finance
Mrs Grogan, Democratic Services Officer

The meeting commenced at 7 pm.

PR071/18 Apologies

Councillors Bateson, Cuddy, Doris, McPeake, M Quinn and Council Solicitor.

PR072/18 Declaration of Interest

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

The Chair, Councillors Gildernew and McKinney declared an interest in the National Association of Councillors.

PR073/18 Chair's Business

Councillor McKinney advised that he had received a call today raising concern about the Doctor's surgeries in Dungannon being seriously under pressure and asked that a meeting be arranged with the Southern Health and Social Care Trust to raise concerns.

Proposed by Councillor McKinney
Seconded by Councillor Molloy and

That a meeting be arranged with the Southern Health and Social Care Trust to raise concerns about Doctors Surgeries in Dungannon being under pressure.

The Chief Executive advised that he had been made aware of the extreme pressure Doctor's surgeries in Dungannon were experiencing due to staffing issues. He said that usually this would be brought to Council for approval but given the concern

raised by party representatives tonight, that he would seek approval from members present to proceed with arranging a meeting with representatives from the Southern Health and Social Care Trust as a matter of urgency.

Proposed by Councillor Gildernew
Seconded by Councillor Forde and

Resolved: That it be recommended to the Council that a meeting be arranged between the delegation of Mid Ulster District Council and Southern Health and Social Care Trust to raise concerns regarding extreme pressure on Doctors Surgeries in Dungannon.

Councillor McLean referred to a meeting last year with representative from DfI Roads Service where they advised on an App for notifying issues such as Potholes in the area, and raised concern regarding the lack of correspondence since from the individual concerned and enquired if there has been any update as other Councils have come on board.

The Chief Executive advised that this would be under the remit of the Environment Committee like another App “Bin-Ovation” but would liaise with the department concerned and bring back an update to members.

Matters for Decision

PR074/18 Gas to the West – Option Agreement and Easement

The Chief Executive drew attention to the previously circulated report to seek Members’ approval for the Council to enter into an Option Agreement for an Easement in relation to the laying of a natural gas pipeline at lands at Moneymore RC Playing Fields/Moneymore HWRC, Moneyhaw Road, Moneymore (“the Site”).

In response to the Chair’s query regarding traffic disruption, the Chief Executive advised that there would be some traffic disruption but would be kept to a minimum.

Councillor Gildernew referred to the A29, Dungannon to Cookstown road and stated that the contractors were doing a magnificent job including the cutting of hedges and trees.

Proposed by Councillor Gildernew
Seconded by Councillor S McGuigan and

Resolved: That it be recommended to the Council that approval be given for the Council to enter into an Option Agreement and subsequent Easement with SGN in relation to lands at Moneyhaw Road, Moneymore.

PR075/18 Audio Recording of Committee Meetings

The Chief Executive drew attention to the previously circulated report to inform Members of the various issues arising in consideration of the audio recording of Committee meetings.

He said that meetings can be contentious and sometimes things are said which can sometimes raise concern, but this can be amended for the next meeting through the dedicated work of the Democratic Services department.

Councillor McKinney proposed to let things stay the way they are and said that things are said in meetings through the heat of the moment and taken out of context which are forgot about or resolved within the first couple of minutes of the next meeting. He said that the prime example of this would be the Planning Committee where heated discussions do occur.

Councillor McGuigan said that he would be of a different opinion but would accept the arguments presented but said that audio recordings are taken of the Council meetings including decisions that come out of committee. He said that some other Councils already do this and asked why there should be a differential. He stated that he would agree that the costs are high and anticipated that if agreed would not be implemented this year but may be worthwhile considering this in the future. He also agreed that certain issues around certain committee meetings can sometimes be contentious i.e. planning but would be of the opinion that we shouldn't be any different to any other council as discussions should be open and transparent.

Councillor Kearney enquired if the audio recordings of the Council were amenable to the public if requested.

The Chief Executive advised that only the Open Business of the Council meeting was available to the public, which was also published on the MUDC website.

Councillor McLean stated that he would be of the same opinion as Councillor S McGuigan, if it shouldn't be said then don't say it as Councillors are elected by the public to be leaders and lead by example. He said that anything that he ever has said in a committee meeting he stood over or apologised. He did say however that he would have concerns about the costing of £30k for installation of audio equipment for Cookstown Chamber as it was very small and closed in compared to Dungannon and Magherafelt and would not be convinced that money should be spent on its current state and this would be his only issue.

He suggested that it would be better if parties had a chance to further explore this and defer the issue until the next meeting.

Councillor Gildernew agreed with Councillor McLean that more consideration would need to be given to this, especially around Planning meetings as a lot of things are said in anger.

The Chair agreed that committee meetings should be open and transparent, but would have concerns regarding costs involved with Cookstown Chamber as he felt that it was not up to the standard for the installation of the audio equipment and that consideration should be given to looking at upgrading it first before committing to spending £30k.

Proposed by Councillor McLean

Seconded by Councillor Gildernew and

Resolved: That it be recommended to the Council to defer the matter until the next committee meeting so further consideration can be given to the most favourable way forward.

PR076/18 Review of Policy on Receptions (civic recognition)

The Head of Democratic Services drew attention to the previously circulated report to provide Members with an updated policy in respect of the provisions of civic hospitality in the form of receptions.

Councillor Ashton advised that she was one of the members which sat on the Working Group which had taken a long time to do and welcomed the hard work which had been done. She referred to the amount of civic recognitions and said that the form for Councillors to complete would eliminate the amount of staff time wasted on chasing up addresses and further information.

She said that she would be happy to propose the recommendation as long as the remaining ones on the old system were honoured under current arrangements.

Proposed by Councillor Ashton
Seconded by Councillor Kearney and

Resolved: That it be recommended to the Council to approve the Civic Honour and Receptions Policy and to honour remaining requests.

PR077/18 Dungannon Council Chamber: Branding

The Head of Marketing and Communications drew attention to the previously circulated report to ask the committee to consider amendments to the application of the Council's brand in the chamber in the Dungannon offices.

Councillor Gildernew said that he didn't mind asked if the technical difficulties meant that the brand could not be placed on the rear wall of the Chamber.

Proposed by Councillor McLean

To leave the branding in the chamber the way it is.

Councillor S McGuigan felt that option 1 was going to be too small and wouldn't be worthwhile and that Option 2 was his preferred option.

Proposed by Councillor S McGuigan
Seconded by Councillor Gildernew

To proceed with Option 2.

Councillor Buchanan agreed with Councillor McLean and said that it was too costly and leave the Chamber the way it was.

Councillor Elattar said in her opinion there would be nothing wrong having the same as Magherafelt for Dungannon chamber.

Councillor S McGuigan felt that it shouldn't be much of an issue as it was 15mms and felt that it shouldn't impact much on people sitting at the top table.

The Head of Marketing and Communications advised that technically, because the rear wall was not flush, a replacement panel would need to be built out a little from the wall, but could still be achieved.

The two proposals were put to the vote:

Councillor McLean's proposal was put to the vote

For	5
Against	6

Councillor McGuigan's proposal was put to the vote:

For	6
Against	5

Resolved: That it be recommended to the Council that approval be given to be given to proceeding with Option 2.

Matters for Information

PR078/18 Minutes of Policy and Resources Committee held on Thursday 8 March 2018

Members noted minutes of Policy and Resources Committee held on Thursday 8 March 2018.

PR079/18 Marketing & Communications Activity Update

Members noted the previously circulated report which provided an update on key areas of recent marketing and communications activity.

Councillor Ashton left the meeting at 7.40 pm and returned at 7.45 pm.

PR080/18 National Association of Councillors and Local Government Staff Commission

Members noted previously circulated report which provided an update on correspondence received from the Local Government Staff Commission (LGSC) and the National Association for Councillors (NAC) on annual membership/contributions payable for 2018-19.

Councillor S McGuigan said that he would be of the opinion not to pay as this was an ongoing thing of trying to get rid of this body, but this is not the case because of the Assembly not being operational.

The Chief Executive said that as the Local Government Staff Commission was an Executive Non-Departmental Public Body established under the Local Government (NI) Act 1972 to oversee the recruitment, training and terms of conditions of employment to Officers, the Council were obliged to make an annual payment for services provided and the only way of dissolving this would be to bring it through the assembly which is not in operation. He said that unfortunately the Council had no choice but to pay their share and there was a legal obligation to do so, but moving forward that we can write to the Department of Communities and register our discontent.

Councillor S McGuigan said although he agreed with the Chief Executive, other Councils have opted out of the scheme and would propose writing to the Department of Communities advising of this Council's discontent.

Proposed by Councillor S McGuigan
Seconded by Councillor McKinney and

Resolved: That it be recommended to the Council to pay fees as requested but write to the Department of Communities outlining this Council's discontent in having to make payment for the Local Government Staff Commission subscription.

PR081/18 Corporate Health Indicators: 2017-18 (Qtr 1-3)

Members noted previously circulated report which provided an update on the measurement of the Council's Corporate Health Indicators for Qtrs. 1 to 3 of the period 2017-18.

Councillor Gildernew said that by looking at the report, we are in a healthy state of affairs and would commend officers on their work, but would like to see a comparison with other Councils.

The Chief Executive advised that comparisons are done with other Councils against certain indicators and that officers would see how this could be included in future reports.

In response to Councillor S McGuigan's query regarding overtime, the Chief Executive advised that the Council are unlikely to ever be in a position where overtime could be totally phased out, but there is a strong focus on better management of overtime. He said where there was significant overtime being accumulated, it would be worthwhile considering employing another person but that there were considerable reductions in overtime compared to two years ago.

PR082/18 Nine Month Progress Update on the Council's Performance Improvement Plan (Q1, Q2 & Q3 2017-18)

Members noted previously circulated report to provide Members with monitoring information on review of performance against our seven statutory and three corporate performance improvement indicators and standards for the first nine months of 2017/18. The report also provides a progress summary against the Council's four corporate improvement projects. The indicators and standards as well as the 4 improvement projects are contained within the Performance Improvement Plan 2017/18 and 2018/19.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor S McGuigan
Seconded by Councillor McKinney 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 PR083/18 to PR092/18.

Matters for Decision

PR083/18 Staffing Matters for Decision
PR084/18 Council Reserves

Matters for Information

PR085/18 Confidential Minutes of Policy and Resources Committee held on Thursday 8 March 2018
PR086/18 Contracts and DAC
PR087/18 Financial Report for 11 months ended 28 February 2018
PR088/18 Council Insurances
PR089/18 GDPR Compliance and Progress Update
PR090/18 Sickness Absence Update for the period 1 April 2017 to 28th February 2018
PR091/18 Staffing Matters for Information
PR092/18 Update on Financial Structure

PR093/18 Duration of Meeting

Meeting was called for 7pm and ended at 8.10 pm.

CHAIR _____

DATE _____

Report on	Conferences & Seminar – April 2018
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	Provide an update on seminars and conferences received. To seek approval for attendance and the payment of registration/ attendance fees and associated costs, as incurred.
2.0	Background
2.1	Costs associated will be set against 2017-18 member Conference and Seminar allocations.
3.0	Main Report
	The following seminar/ conference sessions are presented for consideration of representation from Mid Ulster Council.
3.1	Approval for Consideration of Attendance by Members
3.1.1	Rural Society in Transition: Planning for 21st Century Rural Potentials and Challenges
3.1.2	<ul style="list-style-type: none"> Thursday 26 April 2018 at Crowne Plaza Hotel, Dundalk No conference fee, travel and subsistence Retrospective approval for Councillor McPeake
3.1.3	The Dundalk Widows Group with the support of Cllr. Emma Coffey - The Parliament Qualification of Women Act 1918-2018 - Have Women Qualified? <ul style="list-style-type: none"> 5th May 2018 at The conference will take place on Saturday 5th May 2018, at An Grianan, the I.C.A. headquarters in Termonfeckin, Co. Louth Conference fee €110 plus travel and subsistence.
3.1.4	UK and Ireland Lakes Network Conference 2018 - "CONNECTING PEOPLE AND LAKES: PAST AND PRESENT" UK and Ireland Lakes Network (UKILN) <ul style="list-style-type: none"> Monday 21st and Tuesday 22 May 2018 at Seamus Heaney HomePlace, Bellaghy Cost Conference Only £25, conference & tour £50, conference tour and dinner £75, travel and subsistence.
	NILGA in association with Fermanagh & Omagh District Council invites you to the Driving Government Locally Summit <ul style="list-style-type: none"> Friday 25 May 2018 10am – 3.00pm at Silverbirch Hotel, Omagh

3.2	<ul style="list-style-type: none"> No conference fee, travel and subsistence <p><u>Officer Approvals</u></p> <p>There are occasions when it is beneficial to the organisation for Officers to attend conferences and seminars. Approval is sought for attendance as detailed in Appendix B to this report.</p>
4.0	Other Considerations
4.1	<p><u>Financial & Human Resources Implications</u></p> <p>Financial:</p> <p>Human:</p>
4.2	<u>Equality and Good Relations Implications</u>
4.3	<u>Risk Management Implications</u>
5.0	Recommendation(s)
5.1	Approval for attendance at the conferences/ seminars by members and council officers as required.
6.0	Documents Attached & References
6.1	<p>Appendix A Member Conferences</p> <p>Appendix B Officer Approvals</p>

Appendix B

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fee (Yes/ No)
Social Enterprise NI	22/3/18	1	Lisburn	Yes
Freight Transport Association	24/5/18	2	Belfast	yes



Rural Society in Transition: Planning for 21st Century Rural Potentials and Challenges

Thursday 26th April 2018
Crowne Plaza Hotel, Dundalk

PROGRAMME

09.00-10.00	Registration & Refreshments
	Session 1: Rural Society in Transition
10.00 – 10.20	Welcome & Opening Remarks Chair: Ms. Kate Clifford, Director, Rural Community Network Mr. Peter Sheridan, Chief Executive, Co-operation Ireland Ms. Caroline Creamer, Director, ICLRD
10.20 – 10.50	Keynote Address: Rural Potential and Challenges in the 21st Century: An Island of Ireland Perspective Dr. Ruth McAreavey, Senior Lecturer, School of Geography, Politics and Sociology, Newcastle University
10.50 – 11.10	Rural Society in Transition: A Practitioner's Perspective Mr. John Higgins, JH Public Affairs Ltd.
11.10 – 11.30	Rural Policy: A Coherent Approach or Mis-mash? Mr. Eugene Cummins, Chief Executive, Roscommon County Council
11.30 – 11.45	Q&A
11.45 – 12.15	Refreshments
12.15 – 12.35	Through a Rural Lens: Programmes, Policy & Practice - Developing or Supporting the Rural? Dr. Karen Keaveney, Assistant Professor of Rural Development, School of Agriculture and Food Science, University College Dublin & Research Associate, ICLRD
12.35 – 12.55	Brexit and the Rural Economy: Challenge or Opportunity for Rural Society? Speaker TBC

12.55 – 13.15	Q&A
13.15 – 14.15	Lunch
Session 2: Reimagining Rural Society - We all have a Role!	
14.15 - 14.25	Welcome from the Chair Chair: Dr. Patricia O'Hara, Adjunct Professor, Maynooth University & Chair, National Statistics Board
14.25 – 14.45	The Rural Town: Where the Solution Lies? Mr. Leonard Cleary, Director of Rural Development, Clare County Council
14.45 – 15.05	Finding a Place for Community Planning in Ireland Prof. Deborah Peel, Professor Emeritas, University of Dundee
15.05 – 15.20	Q&A
Session 3: Building Vibrant Rural Communities – Tools to Inform	
15.20 - 15.25	Introduction by Chair: Dr. Patricia O'Hara
15.25 – 15.45	Rural Vibrancy Tool: Enabling Rural Society to Best Meet its Potential Dr. Brendan O'Keeffe, Director, Institute for Action Research & Research Associate, ICLRD
15.45 – 16.05	The Role of Digital Technologies in Sustaining Rural Society: Making the Rural Click Speaker TBC
16.05 – 16.30	A Standard for 'The Place' Mr. Diarmaid Lawlor, Director of Place, Architecture and Design Scotland
16.30 - 16.45	Q&A
Plenary Session & Close	
16.45 – 17.00	Closing Remarks Mr. Anthony Tohill, Chief Executive, Mid-Ulster District Council
17.00	End Conference

**The Dundalk Widows Group
with the support of Cllr. Emma Coffey**

The Parliament Qualification of Women Act 1918-2018 - Have Women Qualified?'

**to explore the roles of women in the context of History, Politics and Industry in
modern Ireland. Speakers at the conference include;**

- **Marian Harkin M.E.P**
- **Emma Pengally M.P**
- **Sinead McCoole, Historian,**

as well as women from many fields on the island of Ireland

**The conference will take place on Saturday 5th May 2018, at An Grianan, the
I.C.A. headquarters in Termonfeckin, Co. Louth.**

the fee per delegate including lunch is €110.00.

Since obtaining the vote what steps or progress have women in Ireland made in terms of achieving equality of representation in areas such as politics, boards of management and public/ voluntary committees?

Through a series of lectures and Q+A sessions, those present will evaluate the lessons learned about political parties and the influence of gender on candidate recruitment at the 2014 local elections. It will examine the impact of 'Gender Quota' system on the 2016 General Election. Speakers and delegates will consider the Gender Quota system and whether it is effective, necessary and/or useful behind women's increased participation in elections?

The conference will highlight the administrative structures of local authorities, where men dominate senior management positions. Recent years have shown an increasing number of women accessing senior management roles, however, gender

barriers remain in play.

Analysis of candidate data and electoral results from the 2014 local elections show that women's political representation currently stands at just under 21 %. This is a record high for women's participation in the elected structures of county and city councils since 1918. Against this backdrop of increased yet still great under representation of the gender, the necessity of considering "Have Women Qualified?" must be highlighted and addressed.

For more Information please contact

Conference Coordinator Number: 089 4214394

Cllr.Emma Coffey, 0871940837 emma.coffey@louthcoco.ie

For more Information please contact

Conference Coordinator Number: 089 4214394

Cllr.Emma Coffey, 0871940837 emma.coffey@louthcoco.ie

UK and Ireland Lakes Network Conference 2018
21st and 22nd May, Seamus Heaney Homeplace, Bellaghy
“CONNECTING PEOPLE AND LAKES: PAST AND PRESENT”
UK and Ireland Lakes Network (UKILN)

The UK and Ireland Lakes Network is an association of people and organisations who have an interest in managing lakes through a whole catchment approach. The body achieves this through the sharing of the experience and expertise.

UKILN brings together all those different organisations, ranging from national regulators to local interest groups and specialist professionals. It covers the whole variety of lake issues from the environment to local community needs, leisure uses and legal requirements through to the more intangible values such as their cultural and spiritual qualities.

2018 Conference

In 2018 the UK and Ireland Lakes Network will be holding its conference in Northern Ireland in the new Seamus Heaney Homeplace Centre. Over the last number of years, the themes of the UK and Ireland conference have been fairly scientific based including, water quality management and environmental protection. However, this year 2018 the conference will look at other aspects of Lakes that are equally important. These include themes such as the connections between lakes and health and well-being, the sublime and poetic features of our wet landscapes, the past and present cultural traditions associated with our lake resources and how and why we just want to connect with water itself. **(See below for booking details)**

Venue

The new Seamus Heaney Homeplace centre has just been opened in 2017 in Northern Ireland. Seamus Heaney was a Nobel laureate and internationally renowned poet whose work often celebrated the Lough Beg landscape in which he was born and brought up. It would therefore be of relevance and opportune to maybe examine themes he often wrote about such as the connections of water to the cultural, historic and spiritual aspects of our lives.

Themes

The theme of the conference will be “Connecting People and Lakes: Past and Present”
Speakers and potential speaker topics will therefore include:

- The sublime inspiration of lakes and water.
- The healing power of water and Lakes.
- The importance of water and lakes to ancient people. (The archaeology of lakes as food sources, sanctuaries and places of worship and habitation.)
- The cultural legacy and traditions stemming from lakes. eg traditional fishing boats, religious traditions, songs and ballads of lakes, heritage buildings left on shores.
- How and why do people connect to lakes
- What do we mean by a sustainable lake and what are the health, social and economic benefits ?

Outcomes

- Increase awareness of importance between human well-being and lakes.
- Discussion of sustainable future of lakes and their health, economic and social well-being benefits.

- Improved understanding of rich ancient built and archaeological heritage associated with lakes and lessons to learn about future protection
- The poetic inspiration and sublime nature of lakes and water.
- Identification of the present value of cultural traditions and customs from living and working on or by lakes.
- Increased understanding of the rich legacy of Irish and UK Lakes, Loughs, Lochs and Llynns.
-

Dates and Timeline

Monday 21st May 2018: Tour Day

2pm – 5pm Tour of Heaney Country – the starting point of the tour is [Seamus Heaney Homeplace](#) 45 Main Street, Bellaghy. BT45 8HT

You will be taken on a guided tour around Heaney Country by Gerry Darby, you will visit some of the sites referred to in his writing, hear poetry recitals and gain an understanding of his interpretation of the landscape. Please bring appropriate outdoor wear in case of inclement weather. Following the tour, the bus will drop you off at your hotel (Ardara Country House) to check in

8pm Conference Dinner at Ardtara Country House

Tuesday 22nd May 2018: Main Conference Day

9am Bus will depart Ardtara Country House Hotel sharp
 9.30am Registration, tea & coffee
 10am Conference opened by Gerry Darby, Chairperson, UKILN
 10.30am Dr Liam Campbell, Built and Cultural Heritage Officer Lough Neagh: The Cultural Legacy of Ireland's Loughs.
 11.00am Dr Paul Logue, Senior Archaeologist with Department for Communities, Historic Environment Division: Lakes Crannogs and Irish Landscapes of Power.
 11.30am tea & coffee break
 12noon Alish Hanna and Niall Hanna. The Musical and Singing Traditions of Lough Neagh, Past and Present.
 12.30pm Greta Mc Carron, Local Authority Waters and Communities Officer, Republic of Ireland: How Lakes and Water can improve our Health and Well-being.
 1.00pm Lunch
 2.00pm Dr Trish Murphy, Celebrate Water, Inishowen Donegal: A view from Lough Foyle. Joining Rivers, People and The Sea.
 2.30pm Scott Ferguson, Seven Lochs Wetland Park, Scotland: Connecting Lakes and People In an Urban Environment.
 3.00pm tea & coffee break
 3.30pm Conference summary & close by Gerry Darby UKILN Chairperson
 4pm Transport to Belfast International Airport & Belfast City Airport

Click The Links Below To Book Now:

[Conference Only – £25.00](#)

[Conference & Tour – £50.00](#)

[Conference, Tour & Dinner – £75.00](#)

Getting there

By Car

The conference venue is [Seamus Heaney Homeplace](#)

45 Main Street, Bellaghy. BT45 8HT

[Click here for Google Map](#)

The Conference dinner venue / Hotel is

8 Gortade Road, Upperlands. BT46 5SA

[Click here for Google Map](#)

By Air

The nearest airport is Belfast International Airport, Belfast City Airport is slightly further away. Transfers will be provided for delegates arriving in to Belfast City & Belfast International Airport at specified times, return transport will also be provided after the conference. You will need to email info@discoverloughneagh.com to book this transport. Please provide details of which airport you are arriving in to, your flight number and arrival / departure time. Please also specify where you are staying.

Accommodation

You are advised to book your accommodation as early as possible, there are only a limited number of rooms available. The recommended accommodation is [Ardara Country House Hotel](#) 8 Gortade Road, Upperlands. BT46 5SA

The following delegate rate has been agreed:

B&B single occupancy £99

B&B twin occupancy £139

Please telephone to book 028 7964 4490 – this delegate rate cannot be booked online, you will need to quote UK & Ireland Lakes Network

If Ardtara is fully booked, the nearest hotel is Walsh's Hotel, Maghera

<https://www.walshshotel.com/> There are no special delegate rates

Dietary Requirements

Please let us know if you have any specific dietary requirements

For further information, please contact:

Aaron or Eimear

Lough Neagh Partnership

Unit 3 The Marina Centre

135a Shore Road

Ballyronan

BT45 6JA

Tel: 028 7941 7941

Save the Date

JOIN US AT

The Silverbirch Hotel , Omagh

Friday 25 May | 10 am – 3.00 pm

NILGA in association with Fermanagh & Omagh District Council invites you to the **Driving Government Locally Summit** to address:

- How can local government deliver on the Programme for Government?
- How can economic growth be sustained?
- How can community cohesion and environmental goals be achieved?
- How can cross-border cooperation be secured?

Why attend?

Elected members, council officers and partner agencies are invited to attend the event and share their ideas on how local government can drive policy reform, the economy and community wealth.

As well as high level speakers from government, industry, academia and policy experts the event will feature round tables on protecting our environment; community cohesion; and growing local economies. It will also inform on the opportunity to deliver real devolution, reshape the funding landscape and nurture cross-border cooperation.

To reserve your place please contact

Amy McGrath on a.mcgrath@nilga.org or call 028 9079 8972



Report on	Consideration of Requests for Civic Recognition – April 2018
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 Receptions Policy.
2.0	Background
2.1	The Receptions Policy was reviewed and subsequently agreed at the December 2016 council meeting. All requests for civic recognition are to be now forwarded to Democratic Services to appear on a report for presentation to council for consideration and approval.
2.2	The policy confirms 3 categories of reception offered by the Council: (1) Civic Receptions (2) Chair and Deputy Chair Reception (3) Civic Awards
2.3	Appendix A to this report details those request(s) received for notification to and approval by council. The request(s) have been categorised in line with established conditions/ criteria required to be met to receive a Civic Reception, Chair & Deputy Chair Reception or Civic Award.
2.4	Following the July 2017 Council meeting a working group was formed to review the current receptions policy. A recommendation in relation to changes to the policy was brought to the April Policy & Resources Committee and is awaiting ratification by Council.
3.0	Main Report
3.1	Implementation of the Receptions Policy facilitates the Council in acknowledging the achievements of organisations and persons from the district, as put forward by members.
3.2	Civic 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	<u>Financial & Human Resources Implications</u>

	Financial: Not Applicable Human: Not Applicable
4.2	<u>Equality and Good Relations Implications</u>
4.3	<u>Risk Management Implications</u>
5.0	Recommendation(s)
5.1	That consideration be given to approving request(s) for civic recognition.
6.0	Documents Attached & References
6.1	Appendix A Submitted Requests

April 2018 - Requests for Civic Recognition Submitted: For Approval

Category: Civic Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
Colly Donnelly	World Butcher Champion Irish Team Member	Cllr McNamme Cllr Mallaghan Cllr McFlynn	<ul style="list-style-type: none"> Won a competition at All Ireland Level 	For: N/A Date: N/A
Slaughtneil Camogie Team	AIB All Ireland Camogie Slaughtneil Championship	Cllr McEldowney	<ul style="list-style-type: none"> Won a competition at All Ireland Level 	For: AIB All Ireland Camogie Slaughtneil Championship Date: 25.4.17
Holy Trinity College	GAA All Ireland Post Primary Schools Paddy Drummond Cup McLarnon Cup (Ulster Title)	Cllr McNamme Cllr Mallaghan	<ul style="list-style-type: none"> Won a competition at All Ireland Level 	For: N/A Date: N/A
Patrick McDonagh Cookstown Boxing Club	Irish Athletic Boxing Association All Ireland Junior 1 Championships 80kg Ulster champion – 80 kg	Cllr McNamee	<ul style="list-style-type: none"> Won a competition at All Ireland Level 	For: Ulster Champion All Ireland Semi Finalist Irish Athletic Boxing Association Date: 25.5.17 (Civic Award)
Craig Bigger Cookstown Boxing Club	Irish Athletic Boxing Association All Ireland Junior 2 Championship 48kg Ulster Champion	Cllr McNamee Cllr Wilson	<ul style="list-style-type: none"> Won a competition at All Ireland Level 	For: N/A Date: N/A

Seamus Maughan Cookstown Boxing Club	Irish Athletic Boxing Association All Ireland Boy 1 46kg Championship	Cllr McNamee	<ul style="list-style-type: none"> • Won a competition at All Ireland Level 	For: N/A Date: N/A
Peter Convery St John's ABC Swatragh	Irish Athletic Boxing Association All Ireland Boy 4 Finals 50kg Championship	Cllr McEldowney	<ul style="list-style-type: none"> • Won a competition at All Ireland Level 	For: N/A Date: N/A
Eoghan Quinn St John's ABC Swatragh	Irish Athletic Boxing Association All Ireland Boy 4 Finals 50kg Championship	Cllr McEldowney	<ul style="list-style-type: none"> • Won a competition at All Ireland Level 	For: N/A Date: N/A
Ronan McNamee St John's ABC Swatragh	Irish Athletic Boxing Association All Ireland Boy 2 Finals 48kg Champion	Cllr McEldowney	<ul style="list-style-type: none"> • Won a competition at All Ireland Level 	For: N/A Date: N/A
Frank Lowe	Irish Athletic Boxing Association All Ireland 90kg Novice University Champion	Cllr O'Neill	<ul style="list-style-type: none"> • Won a competition at All Ireland Level 	For: N/A Date: N/A
Senior Ceilie Dancers Watty Graham's GAC, Glen, Maghera	All Ireland Senior Scor Ceili Dancing Champions	Cllr B McGuigan	<ul style="list-style-type: none"> • Won a competition at All Ireland Level 	For: N/A Date: N/A
Caoimhe Quinn Quinn School	An Chomhdhail World Irish Dance Championships 2018 Girls U/13 Championship	Cllr RMcGinley	<ul style="list-style-type: none"> • Won a competition at All Ireland Level & World Level 	For An Comhdhail All Ireland & International Championships 2017 – 2 nd place in World (Civic Award) Date 24.7.17 (Council)

Eva Jane Muldoon Quinn School	An Chomhdhail World Irish Dance Championships 2018 GIRLS U/11 CHAMPIONSHIP	Cllr McGinley	<ul style="list-style-type: none"> Won a competition at All Ireland Level & World Level 	For: An Comhdhail All Ireland Championships 2017 4 Hand Reel Under 10 (Mixed) - First Place (Civic Award) Date: 24.7.17 (Council)
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Category: Civic Award

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
St Joseph's Coalisland Ladies Football Team Under 16	Ulster Champions Under 16 Ladies Football Team	Cllr M Quinn Cllr O'Neill	<ul style="list-style-type: none"> Won a competition at provincial level 	For: N/A Date: N/A
Roisin Gallagher	Ulster Colleges All Star Camogie Award	Cllr Kearney	<ul style="list-style-type: none"> Attained an outstanding achievement at provincial level 	For: N/A Date: N/A
Calum Bain	Represented Northern Ireland in the Commonwealth Games Swimming Team	Cllr Wilson	<ul style="list-style-type: none"> Individual who has brought distinction to himself, the community and Swimming Sport 	For: N/A Date: N/A
Magherafelt Sky Blues	Northern Ireland Intermediate League Champions	Cllr Wilson	<ul style="list-style-type: none"> Won a competition at provincial level 	For: N/A Date: N/A

Derrytresk Novelty Group	Léiriú Stáitse – Tír Eoghain Doire Treasc	Cllr M Quinn	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A
Paul Hanna Cookstown Boxing Club	Irish Athletic Boxing Association Ulster Boy 2 Championship	Cllr McNamee	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: Ulster Champion & All Ireland Finalist IABA Date: 25.5.17 Civic Award
Bernie McDonagh Cookstown Boxing Club	Irish Athletic Boxing Association Ulster 48kg Boy 1 Championship	Cllr McNamee	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A
Charles McDonagh Cookstown boxing Club	Irish Athletic Boxing Association Ulster 59kg Boy 3 Championship	Cllr McNamee	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: Ulster Champion & All Ireland Finalist IABA Date: 25.5.17 Civic Award
Megan Woods Loughshore ABC	Irish Athletic Boxing Association Ulster Girl 6 54 kg Championship	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A
Shea O'Hagan Loughshore ABC	Irish Athletic Boxing Association Ulster Boy 1 54kg Championship	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A
Paul Duffin Loughshore ABC	Irish Athletic Boxing Association Ulster Boy 2 44.5kg Championship	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A

Bernie Stokes Loughshore ABC	Irish Athletic Boxing Association Ulster 35kg Boy 2 Champion	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A
Keelan Quinn Loughshore ABC	Irish Athletic Boxing Association Ulster 45kg Boy 2 Champion	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A
Liam McNally Loughshore ABC	Irish Athletic Boxing Association Ulster 72kg Boy 3 Champion	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: N/A Date: N/A
Hannah Kelly Quinn School	An Comhdhail Ulster Under 12 Championship	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: An Comhdhail All Ireland & International Championships 2017 - Under 10 Girls - 2 nd in World Under 10 girls – 2 nd in All Ireland Date: 24.7.17 Council
Ultan Mallon Millar School	An Comhdhail Ulster Under 12 Boys Championship	Cllr McGinley	<ul style="list-style-type: none"> • Won a competition at provincial level 	For: An Comhdhail All Ireland & International Championships 2017 – Boys Under 12 – 1 st place World Boys Under 12 - 2 nd place All Ireland Date; 24.7.17 Council

Chair's Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
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
Christine O'Neill	Third in the World Dance Master European Competition	Cllr M Quinn
Tobermore Concrete	"One to Watch" Accreditation	Cllr Wilson

PROTOCOL FOR
THE OPERATION
OF
MID ULSTER
DISTRICT COUNCIL
PLANNING
COMMITTEE

Last updated by Mid Ulster District Council in **October 2017**

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PURPOSE OF THE PROTOCOL

1. A protocol for the operation of Planning Committees was drafted by the Department of Environment in January 2015. Mid Ulster District Council (MUDC) has reviewed this document and has amended it to suit the needs of MUDC in the following way.
2. The purpose of the protocol for MUDC Planning Committee is to ensure that planning decisions are consistently taken, and are seen to be taken, in a fair and equitable manner. The protocol offers guidance for Councillors', applicants, agents and the general public
3. The protocol is not intended to change or alter the Standing Orders which apply to all Committee's or the Councillors' Code of Conduct.

REMIT OF THE PLANNING COMMITTEE

Development management

4. One of the main functions of the planning committee is to consider applications made to the Council which are either major in scale, complex or controversial as set out in the adopted Scheme of Delegation, and decide whether or not they should be approved. In order to ensure that decisions are taken at the appropriate level, the decisions of the planning committee are taken under full delegated authority and the decisions of the committee will therefore not normally go to the full council for ratification.

Development Plan

5. The local development plans for the Mid Ulster district currently comprise the Cookstown Area Plan, the Dungannon and South Tyrone Area Plan and the Magherafelt Area Plan. These will remain the statutory development plans until replaced by the Mid Ulster Local Development Plan (LPD). The Department of Environment planning policies will also be retained as set out in the Planning Policy Statements and Strategic Planning Policy Statement, until such times as new policies are brought forward and adopted in the LDP.
6. Section 8 of the Planning Act (NI) 2011 requires MUDC to prepare a LDP which will comprise a plan strategy and a local policies plan. The strategy will set out the objectives of MUDC in relation to the development land in the district, and the strategic policies for the implementation of those objectives. After the plan strategy has been

adopted, a local policies plan will be prepared. This will set out the policy agreed by MUDC in relation to what type and scale of development is appropriate and where it should be located.

7. The local development will form the basis for public and private investment decisions, providing a degree of certainty as to how land will be developed. In law, planning applications should be determined in accordance with the development plan unless other material considerations indicate otherwise. Therefore, where land is zoned for a particular use, the MUDC Planning Committee should ensure it is reserved for that use: for example, an application for housing in an area zoned for housing should be approved unless the design and layout fails in terms of the environmental, open space and access standards, or its design and layout has a detrimental impact on the character of the area or neighbouring amenity.
8. The MUDC Planning Committee will approve the local development plan before it is passed by resolution of the full council. The Planning Committee will also ensure that the local development plan is monitored annually, particularly in terms of the availability of housing and economic development land, and that it is reviewed every five years, giving consideration to whether there is a need to change the plan strategy or the zonings, designations and policies as contained in the local policies plan.

SIZE OF COMMITTEE

9. The MUDC Planning Committee consists of 16 elected members.

The Planning Manager and/or the Head of Development Management or Head of Development Plan and Enforcement will attend planning committee meetings as appropriate.

FREQUENCY OF MEETINGS

10. The Planning Committee will meet at least once every calendar month. Additional meetings will be at the discretion of the Chair of the Committee with the consent of the Committee members. Dates for Planning Committee meetings are published on the Council's website.

SCHEMES OF DELEGATION

11. There are two Schemes of Delegation. One relating to planning applications which is prepared under Section 31 of the Planning Act (Northern Ireland) 2011. The other scheme deals with planning consents, certificates, tree preservation orders, enforcement of planning control and other determinations and is prepared under Section 7 (4) (b) of the Local Government Act 2014. The purpose of the Schemes of Delegation is to set out those decisions which shall be made by the Planning Committee and those which are the responsibility of the Planning Manager. The Planning Manager is responsible for determining the vast majority of applications, however these tend to be applications that are smaller in scale, local in character and uncontroversial. Whereas the Planning Committee resolves those applications which are either major in scale, subject to dispute or could give rise to a conflict of interest. The MUDC Schemes of Delegation for the Planning function are available to view at www.midulstercouncil.org . The Scheme of Delegation will be reviewed on a regular basis, normally annually.

ENFORCEMENT

12. The planning Committee will determine when an enforcement notice should be served and other enforcement decisions as laid down in the Scheme of Delegation. In addition to those cases presented to the Planning Committee for decision, a monthly report from officers on the enforcement performance (number of cases opened, cases closed, notices issued and convictions obtained) will be provided to members.
13. Enforcement matters will be discussed in the closed section of the Planning Committee meeting (i.e. In Committee) to ensure MUDC complies with the provisions of the Data Protection Act and to ensure that future legal proceedings are not prejudiced.
14. An enforcement strategy, detailing how enforcement action will be dealt with, was agreed by the Planning Committee on 19th January 2016. This is available on the Council website.

REFERRAL OF DELEGATED APPLICATIONS TO THE PLANNING COMMITTEE

15. The Scheme of Delegation agreed by MUDC includes the provision for members (including those not on the Planning Committee) to request, where they consider it appropriate, that an application which would normally fall within the Scheme of Delegation, to be referred to the Planning Committee for determination. In addition, the Planning Manager can also refer any matter which he considers suitable for determination by the Planning Committee. Members of the public cannot directly request that an application be referred to the Planning Committee. Any referral request **must** be made in writing.

FORMAT OF PLANNING COMMITTEE MEETINGS

16. MUDC will operate its Planning Committee in line with its approved standing orders. In doing so, the following procedural arrangements will apply:
- the planning office will prepare a weekly list, which will be circulated to all members, of all valid applications that have been received;
 - all planning committee members will be sent the agenda at least 5 days in advance of the meeting with a report on each application to be decided;
 - if necessary, officers will prepare an addendum on the day of the meeting to report any updates since the agenda was issued; and
 - the Chair of the Planning Committee will hold a briefing session with planning officers on each application to be considered in advance of the planning committee meeting.
 - all committee items will be bookmarked and reports presented with visual aids to show the site and the proposal.
17. The meeting will be presided over by the Chair of the Planning Committee. Following the approval of the minutes of the previous meeting and apologies, Councillors' will be given the opportunity to declare any interests they have on the agenda items, which should be recorded in the minutes of the meeting. Where a member has declared an interest in an application they cannot vote on that item and must either leave the meeting or sit in the public gallery for that item. However, they may make representations as per

the normal speaking rights applicable to all councilors.

Consideration of Planning Applications

18. The planning officer's report, which makes a recommendation on whether the application should be approved, approved with conditions or refused will be considered. Plans and photographs may be shown as appropriate.
19. In considering the report, members also have the opportunity to listen to speakers, ask questions of the officer **and speakers**, discuss and debate the case before taking a vote on whether or not to agree with the officer's recommendation. **Members however should not engage in open conversation with speakers. They should normally only speak once on any application in order to ensure committee business is dealt with in a speedy manner. The Chair retains the discretion to curtail members where points are being made repeatedly.** The Chair has a casting vote. Where the majority of members vote against an opinion to approve and in the absence of any other proposals, such as the deferral of the application, the application will be deemed to have been refused. The Planning Manager, based on the Committee's decision, will furnish the detailed reasons for refusal.
20. Members can add conditions to a permission but they cannot amend the application itself (for example, by allowing a one-bedroom flat if the application is for a two-bedroom flat). Any additional conditions should be proposed and seconded before being voted on by members. As conditions can be tested at appeal and they should, therefore, be (i) necessary, (ii) relevant to planning and the development under consideration, (iii) enforceable, (iv) precise, and (v) reasonable in all other respects. Therefore, where alterations to conditions are proposed, the Committee will seek the advice of the Planning Manager. **Where new conditions are proposed by the Committee, the precise wording of the conditions can be left to the discretion of the Planning Manager.**
21. Members cannot take part in a debate or vote on an item unless they have been present for the entire item, including the officer's introduction and update.
22. Separate arrangement will be used to discuss special domestic or personal circumstances. Normally this will be held In Committee with members of the public and press excluded. An opportunity will be given for the applicant and objectors to present their case, but each separately. Once this has been done each party will be asked to

leave in order for the Committee to discuss and determine the application.

PUBLIC SPEAKING AT PLANNING COMMITTEE MEETINGS

23. The following procedures will apply to MUDC Planning Committee meetings:

- planning committee meetings will be open to the public;
- Requests to speak must be received by the council (in writing or by email) no later than 12.00pm two working days prior to the meeting. The request should state whether they wish to speak in support or in opposition to a planning application. Any written information that the speaker wishes to circulate to members of the committee **must** also be provided at this time. Any written information received after this time **will not** be circulated;
- Where a speaker wishes to request that an application be deferred for consideration of additional information, then, at the time of the request they should set out their reasons for making such a request. The Planning Manager should review these requests prior to the meeting and, where the case warrants a deferral, the Planning Manager should ask the Committee to defer the item, noting any action to be taken.
- Where a speaker has availed of the opportunity to speak to the Committee, they will not normally be given the opportunity to speak for a second time if the application is deferred and returned to Committee for final decision.
- The order of speakers is a matter for the Chair, however, this will normally require objectors speaking before the applicant or their agent in order to allow the applicant the opportunity to respond to any issues raised. Thus, if members wish to speak, they should do so before the applicant/agent;
- All parties speaking at Planning Committee may be asked questions by members or the Planning Manager;
- The Planning Committee will be provided with copies of the information supplied by those who will be speaking at the Committee;
- other elected members may attend and speak about an application but only planning committee members can vote;
- elected members and members of the public (including agents / representatives etc.) may speak for up to 3 minutes;
- Where more than one person wishes to speak on behalf of or against a development, they will be encouraged to elect a spokesperson and, in any

event, required to share the 3 minutes speaking time.

- documentation not received in advance of the meeting will not be permitted to be circulated to members by speakers;
- Planning officers can address any issues raised and the planning committee can question officers;
- Any exception to normal speaking rights and procedures will be a matter for the Chair.

DECISIONS CONTRARY TO OFFICER RECOMMENDATION

24. The Planning Committee will reach its own decision on applications put before it. Officers offer advice and make a recommendation. Planning officers' views, opinions and recommendations may, on occasion, be at odds with the views, opinions or decisions of the Planning Committee or its members. This is acceptable where planning issues are finely balanced as there should always be scope for members to express a different view from officers. The Planning Committee can accept or place a different interpretation on, or give different weight to, the various arguments and material planning considerations.

Overturning recommendation to approve

25. If a member does not agree with the officer recommendation to approve an application, they can propose reasons for refusal, which must be seconded by another member and then voted on. Any decision by the Planning Committee **must be based on proper planning reasons**. The Planning Manager (or their deputy) will be given the opportunity to explain the implications of the Planning Committee's decision. The reasons for any decisions which are made contrary to the planning officer's recommendation will be formally recorded in the minutes and a copy placed on the planning application file / electronic record.
26. As the refusal of a planning application that officers have recommended for approval may be overturned on appeal (to the Planning Appeals Commission), with the potential for costs awarded against MUDC, the Chair will seek the views of officers (including the council's solicitor) before going to the vote in terms of reasons for refusal that are contrary to officer recommendation. Officers will summarise what are considered to be

the main reasons for refusal referred to by members during the debate and advise on what would be reasonable and what would not be reasonable reasons for refusal. Where appropriate the Planning Manager may also comment on whether a refusal on the proposed grounds is defensible, particularly at planning appeal.

27. The Planning Manager, in liaison with the Council Solicitor, will present the Committee's decision at planning appeal or in the courts or in any other forum.

Overturning recommendation to refuse

28. MUDC Planning Committee may decide to approve an application against the officer's recommendation to refuse, aware that while there is no right of third party appeal, there is the possibility that the decision could be subject to judicial review. However, before making such a decision, the advice of the Planning Manager should be sought. Where an approval is granted contrary to officer advice, the Planning Manager and Council Solicitor will present the Council's decision is defended in the courts or any other forum.
29. The minutes should, in so far as is possible, accurately reflect the discussions and decisions taken during the meeting(s) as these could be used as evidence should any complaints be made about how decisions are taken. Members can take their own notes on controversial applications.

DECISIONS CONTRARY TO LOCAL DEVELOPMENT PLAN

30. In general, planning decisions will be taken in accordance with the local development plan (in so far as it is material to the application) unless material considerations indicate otherwise. If a Planning Committee member proposes, seconds or supports a decision contrary to the local development plan they will have to clearly identify and understand the planning reasons for doing so, and demonstrate how these reasons justify overruling the development plan. The reasons for any decisions which are made contrary to the development plan will be formally recorded in the minutes and a copy placed on the planning application file / electronic record. Before making such decisions the advice of the Planning Manager shall be sought.

DEFERRALS

31. The Planning Committee can decide to defer consideration of an application to the next meeting for further information, further negotiations, or for a site visit. Before deferring an application the advice of the Planning Manager shall be sought and the purpose of the deferral clearly set out. Deferrals will inevitably have an adverse effect on processing times and therefore will be restricted to one deferral only. **The Planning Manager may also ask the Committee to defer an application where it has been brought to his attention that there are errors or omissions in the case officer's report or where there is a matter worthy of further consideration.**
32. Where an office meeting is to be held all councillors' will normally be informed and may make representations on behalf of objectors or applicants. However, where a member of the planning committee chooses to make representations then they will be required to declare a conflict of interest and will not be able to vote on the application at the next planning committee meeting at which the application is to be determined.

SITE VISITS

33. On occasions, members of the Planning Committee may need to visit a site to help them make a decision on a planning application (e.g. where the impact or effect of the proposed development is difficult to visualise from the plans or photographs, or the application is particularly contentious). These visits will be undertaken on an exceptional basis **where appropriate**. Where required, they may be identified by officers in consultation with the Chair or they may be asked for by Planning Committee members.
34. The Planning Committee clerk will contact the applicant / agent to arrange access to the site. Invitations will then be sent to members of the Planning Committee. Site visits will not be used as an opportunity to lobby Councillors' or to seek to influence the outcome of a proposal prior to the Planning Committee meeting. Members will not carry out their own unaccompanied site visits as there may be issues relating to permission for access to land, or they may not have the information provided by the planning officer and, in some circumstances (e.g. where a Councillor is seen with applicant or objector) it might lead to allegations of bias. Only Planning Committee members, officers, and local Councillors' should be permitted to attend the site visit. Where possible, the full planning committee should attend site visits, unless there are good reasons (e.g. a member is already very familiar with the site). The clerk to the planning committee will record the date of the visit, attendees and any other relevant information.

35. Planning officers will prepare a written report on the site visit which will then be considered at the next Planning Committee meeting at which the application is to be determined.

PRE-DETERMINATION HEARINGS

36. Regulation 7 of the Planning (Development Management) Regulations (NI) 2015 sets out a mandatory requirement for pre-determination hearings for those major developments which have been subject to notification (i.e. referred to the Department of Environment for call-in consideration, but that have been returned to a council for determination). In such cases MUDC Planning Committee will hold a hearing prior to the application being determined.

In addition, the Planning Committee may also hold pre-determination hearings, at its discretion, when considered necessary, to take on board local community views, as well as those in support of the development.

37. In the main MUDC will only hold pre-determination hearings where there is a mandatory requirement as the speaking rights at planning committee are adequate to deal with nearly all cases. An exception may be made for major developments having taken into account:

- the relevance of the objections in planning terms;
- the extent to which relevant objections are representative of the community, particularly in the context of pre-application community consultation; and
- the number of representations against the proposal in relation to where the proposal is and the number of people likely to be affected by the proposal.

38. The hearing will take place after the expiry of the period for making representations on the application but before the council decides the application. The Planning Committee will decide whether to have a hearing on the same day as the related planning application is determined by the Planning Committee or to hold a separate hearing.

In holding a hearing the Planning Committee procedures will be the same as for the normal planning committee meetings (e.g. number of individuals to speak on

either side, time available to speakers etc.). The planning officer will produce a report detailing the processing of the application to date and the planning issues to be considered. If the hearing is to be held on the same day as the application is to be determined, the report to members will also contain a recommendation.

TRAINING

39. Councillors' sitting on planning committees are required to attend relevant training on planning matters before they can sit on the Planning Committee.

LEGAL ADVISER

40. The MUDC Planning Committee has access to its own in-house legal advice on planning matters.

Report on	Mid Ulster Bonfires – Draft Procedures (Reconsideration)
Reporting Officer	Anthony Tohill
Contact Officer	Mark Kelso

1.0	Purpose of Report
1.1	To update Members on the outcome of the call-in of the Council's decision of 22 nd March 2018; and
1.2	For the Members to reconsider the decision that was subject to the call-in.
2.0	Background
2.1	The Council resolved on 22 nd March 2018 that the Council implements the Draft Procedural Arrangements under options 3 and 4 for the promotion of bonfire safety ("the Decision").
2.2	The report that was presented to the Environment Committee in March 2018 contained the Draft Procedural Arrangements and has been included as Appendix 1 to this report.
2.3	An admissible call-in was received under the Council's Standing Orders citing both grounds in Section 41(1) of the Local Government Act (NI) 2014 ("the 2014 Act"), which requires reconsideration of the Decision.
2.2	<p>Section 41(1) of the 2014 Act details the grounds upon which a requisition can be made to have a decision called-in:-</p> <p><i>"(a) that the decision was not arrived at after a proper consideration of the relevant facts and issues;</i></p> <p><i>(b) that the decision would disproportionately affect adversely any section of the inhabitants of the district."</i></p>
3.0	Main Report
3.1	In accordance with Section 41(2) of the 2014 Act, a legal opinion has been obtained from a practising barrister regarding ground (b) above. The legal opinion concludes that the call-in does not have merit.
3.2	Therefore, in accordance with the Council's Standing Orders, the Decision must be reconsidered by simple majority.
4.0	Other Considerations
4.1	<u>Financial & Human Resources Implications</u>
	Financial:

	Human:
4.2	<u>Equality and Good Relations Implications</u>
4.3	<u>Risk Management Implications</u>
5.0	Recommendation(s)
5.1	That the Members reconsider the decision of the Council on 22 nd March 2018 to implement the Draft Procedural Arrangements under options 3 and 4 for the promotion of bonfire safety.
6.0	Documents Attached & References
6.1	<p>Appendix 1 – Environment Committee Report of March 2018, including the Draft Procedural Arrangements;</p> <p>Appendix 2 – Related extract from Minutes of Environment Committee Meeting 13th March 2018.</p>

Environment Committee 13 March 2018 Report

Report on	Mid Ulster Bonfires – Draft Procedures
Reporting Officer	Mark Kelso - Director Public Health & Infrastructure
Contact Officer	Mark Kelso - Director Public Health & Infrastructure

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 Bonfire Working Group and consideration of Draft Procedures arising from the selection of Draft Options at last month's meeting of Committee.
2.0	Background
2.1	The Working Group have considered a range of issues pertaining to local bonfire events held throughout the year and met with representatives from the various statutory agencies. Following discussion, it was agreed that Draft Guidelines be developed to assist local communities celebrate their cultural events safely.
2.2	<p><u>Special Meeting August 2017</u></p> <p>Following discussions at the Environment Committee meeting in August 2017 (Minute reference SE001/17), it was resolved:</p> <p>That it be recommended to the Council that approval be given to:</p> <ol style="list-style-type: none"> 1) Members continuing on their work with the Bonfire Working Group and wait until the findings of the Flags and Emblems Committee being made known before inviting other agencies i.e. PSNI, Fire Service and NIEA to becoming involved. 2) Engagement with local communities who wish to host bonfires and those who don't wish to host bonfires on Council land to ensure adherence to Good Practice with Council and other Statutory Agencies to promote public safety at bonfires. 3) Officers to prepare an Options Paper for the introduction of an application and licencing process, which should meet certain criteria for building bonfires, with this being done through the Bonfire Working Group and then brought back to Committee for consideration. 4) Illegal bonfires being put on the Risk Register and being brought back to Committee.
2.3	<p>Event Management Procedures</p> <p>At the February meeting of Committee, members were updated on the Councils proforma's for Event Management.</p>

	<p>For the purpose of Council's guidance an 'Event' is defined as, 'a planned and organised occasion taking place on an outdoor Council facility, outside the normal day to day business of the Council service, attracting members of the public or invited guests to the event'.</p> <p>Council's Event Safety Guidance requires outside bodies to complete a proforma in order to gain access to Council property. This process requires the organisers to demonstrate the following:</p> <ul style="list-style-type: none"> • Details of an Event Organiser and event management • Safeguarding Policies of children and adults at risk of harm (when applicable) • Public Liability Insurance <p>Outside of this general policy context, Mid Ulster Council is not insured to have bonfires on its property. Unregulated bonfires can carry a risk of serious injury being caused to someone, either during the building process or when the bonfires are lit if they are not appropriately managed and controlled.</p>						
3.0	Main Report						
3.1	<p>The Environment Committee at last month's meeting requested that the remit of the Bonfire Working Group be extended to include Good Relations within its Terms of Reference in the promotion of safer bonfires.</p> <p>The key objectives of the Working Group as amended are as shown below :</p> <ul style="list-style-type: none"> • Review the current position regarding bonfires set up on Council property. • Explore the options for reducing negative environmental impacts around bonfires in conjunction with other statutory bodies. • Propose mechanisms for promotion of Bonfire Safety and sustainable bonfires /celebration events going forward. • Give consideration to Good Relations in these matters. 						
3.2	<p>Following consideration of the Draft Options Paper at last month's meeting members agreed to progress Options 2, 3 and 4 with a focus on Option 3 and 4 in addressing the primary issues over the immediate short term.</p> <p>Members also agreed that an Inter-Agency Bonfire Management Group be established which is linked with the Policing and Community Safety Partnership to assist with practical implementation.</p> <p><u>Options</u></p>						
3.3	<p>The Committee identified a combination of the three options listed for progression with a focus on Option 3 and 4 in addressing the primary issues over the immediate short term.</p> <table border="1"> <thead> <tr> <th>Option No.</th><th>Option Title</th></tr> </thead> <tbody> <tr> <td>2.</td><td>Examine Current NIHE Procedures with a View to Emulating</td></tr> <tr> <td>3.</td><td>Address Key Areas Where Risk has been Identified</td></tr> </tbody> </table>	Option No.	Option Title	2.	Examine Current NIHE Procedures with a View to Emulating	3.	Address Key Areas Where Risk has been Identified
Option No.	Option Title						
2.	Examine Current NIHE Procedures with a View to Emulating						
3.	Address Key Areas Where Risk has been Identified						

	<div> <div>4.</div> <div>Develop a Strategic Action Plan (2 – 5 years)</div> </div>
	<p>Following consideration the Bonfire Working Group reviewed a programme of Draft Actions under each of the three Options.</p> <p>The Draft Actions associated with each of the Options are as detailed in the accompanying Draft Procedural Arrangements document included at Appendix 1.</p> <p>Members are reminded that the Committee prioritised Options 3 and 4 when these issues were considered at last month's meeting.</p> <p>As previously referenced, the absence of a clear statutory framework for bonfire management means public bodies are left to apply best practice in a pragmatic manner with support from other statutory agencies as necessary. Council in this instance has statutory responsibilities to protect public safety while ensuring the health and safety of its staff and workers. Experience would indicate that local communities must be engaged as early as practicable to avoid potential disengagement and encourage the application of good practice going forward.</p> <p>The Working Group have reviewed the Draft Procedural Arrangements and confirmed that specific guidance and direction is now required for both staff and local residents to ensure safe and positive celebratory bonfire events over the forthcoming months.</p> <p>Members are asked to review the Draft Procedural Arrangements and provide direction for staff and local residents in the identification of the actions they wish to see taken forward.</p>
4.0	Other Considerations
4.1	<p><u>Financial & Human Resources Implications</u></p> <p>Financial: As identified</p> <p>Human: As identified</p>
4.2	<p><u>Equality and Good Relations Implications</u></p> <p>As identified</p>
4.3	<p><u>Risk Management Implications</u></p> <p>As identified</p>
5.0	Recommendation(s)
5.1	<p>That Members consider the Draft Procedural Arrangements for promotion of bonfire safety and confirm the Actions they wish to see implemented in this regard.</p>
6.0	Documents Attached & References

6.1	Appendix 1 – Draft Procedural Arrangements - Bonfire Working Group Paper
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Appendix 1

Bonfire Working Group
Draft Procedural Arrangements
February 2018

The Environment Committee has recommended the following options are developed in relation to the development of procedural arrangements for bonfires held on Council owned land:

- Option 2: Review and emulate Current NIHE Procedures or Similar
- Option 3: Address Key Areas Where Risk has been identified
- Option 4: Strategic Action Plan (2 - 5years)

Details of each option are set out below:

Option 2: Review and emulate Current NIHE Procedures or Similar

This option involves adopting programmes similar to those put in place by NIHE. This could include a bonfire management programme, a beacon project, funding for events provided by constituted group who meet Council's health and safety requirements for bonfire events.

Option 3: Address the Key Areas Where Risk has been identified

This option involves providing specific focus for bonfire events in the District that are identified as having the highest levels of risk and are therefore most likely to cause damage to property and potentially damage good relations within the host community. Based on the information in Section 2 these sites will include: Killymerron (Dungannon), Killymoon (Cookstown).

Option 4: Strategic Action Plan (2 - 5years)

This option involves developing and adopting a long-term strategy in relation to how bonfire events can be safely facilitated in the District over the next 2-5 years. This will include the production of an application procedure for use of Council facilities and open spaces for cultural celebrations while also providing alternative events and types of cultural expression.

The focus of Council going forward will be on Options 3 and 4.

The following draft actions and commitments have been developed in order to put these into practice:

Draft Actions and Commitments for Option 2: Review and emulate Current NIHE Procedures or Similar

	Action	Council Commitment
1.	Council will develop a Bonfire Management Programme which sets out the minimum requirements for a safe, well managed bonfire event	Proposed bonfires on Council land would only be considered feasible when the event organiser(s) demonstrates that the event /site will be managed safely and conditions relating to collection/type of materials to be burned, public safety, emblems/ flags, Good Relations etc. are achieved. Acting outside of this scope would make it impossible for a bonfire/event to be held on Council land.
2.	Council will support communities to engage re bonfire safety	Encourage communities to deliver programmes that challenge antisocial behaviour, provide youth engagement opportunities and deliver diversionary programmes linking PCSP and other agencies.
3.	Council will promote bonfire event safely	Council will endeavour to promote bonfire safety and the guidance as provided by NIFRS and all statutory partners.
4.	Council will identify and engage with those who wish to hold a bonfire event on Council lands and their communities to ensure that bonfires are safe and present limited risk	Prepare an application procedure for use of Council facilities and open spaces which will be subject to Event Management protocols and Safety Guidelines. Provide advice, guidance and good practice for residents and communities who wish to celebrate safely.

Draft Actions and Commitments for Option 3: Address the Key Areas Where Risk has been identified

Action	Council Commitment
1. Council will implement the proposed Bonfire Management Programme in key areas of risk	A proposed Bonfire event on Council land would only be considered when the event organiser demonstrates that the event /site will be managed safely and conditions relating to collection/type of materials to be burned, public safety, emblems/flags will be achieved in accordance with Event Management and Good Relations guidelines. Council will take such steps as deemed necessary to regulate the use of its property.
2. Council officers will continue to participate within established groups working on bonfires across the Council area	Council will consult with statutory agencies, community/voluntary groups and the wider population in relation to the development of a long term strategic action plan.
3. Council will develop protocols to ensure that if material is collected for a bonfire, no toxic or hazardous material is stored or placed at the bonfire location and will take action to remove it if found present	Council will take proactive steps together with statutory partners to remove unauthorised waste materials from council land. This will be taken forward in partnership with PSNI / NIEA to ensure the appropriate handling and disposal of environmental waste, including tyres, in order to prevent them being placed on bonfires.
4. Council will remove unauthorised materials and when doing so will adhere to the relevant Health and Safety protocols	In event that bonfires are proposed on Council land and local communities /residents are not in support of a bonfire taking place and/or the organiser(s) are not adhering to safety/environmental requirements, the Council will take proactive steps to prevent environmental and property damage. Council will undertake a Health and Safety risk assessment with regard to the removal of materials to ensure the protection of staff, contractors and the general public.
5. Council will liaise with the PSNI and local community representatives to ensure that communities can move freely without obstruction or fear	Council will work closely with statutory and community partners to combat antisocial behaviour and any potential for intimidatory behaviour taking place.

Draft Actions and Commitments for Option 4: Strategic Action Plan (2 - 5years)

	Action	Council Commitment
1.	Council will develop an Event Safety and Management Action Plan	Provide advice in the development of Event Safety and Management Action Plans that will provide guidance and good practice for residents and communities celebrating safely without any problems of nuisance or dangerous behaviour and in accordance with Good Relations guidance.
2.	Council will promote how to organise and run a bonfire event safely	Support communities in the positive celebration of their cultural heritage through managed events to ensure that these events do not compromise the health, safety and well-being of the community, businesses and residents.
3.	Council will implement an educational programme to raise awareness of bonfires, including the burning of hazardous materials, impact on health, air pollution and environmental damage	Promote educational interventions to demonstrate the social and environmental impacts associated with bonfires and highlight the benefits and advantages of a more inclusive alternative celebration in support of Good Relations.
4.	Council will develop protocols and guidance to ensure that only appropriate materials are burnt	Prevent tyres from being placed on bonfires. Put in place enforcement protocol with PSNI / NIEA to ensure the appropriate handling and disposal of waste tyres and to prevent them being placed on bonfires.
5.	Council will support communities to identify issues/needs particular to their area and develop potential projects	Council will work with community / youth groups and other stakeholders to develop and deliver awareness projects or diversionary projects in relation to ASB, through the PCSP and statutory partners.
6.	Council will encourage communities to promote cultural celebrations and alternative type events	Support communities in the positive celebration of their cultural heritage through managed events e.g. fun days, beacons that are open and inclusive.

E080/18 Mid Ulster Bonfires – Draft Procedures

The Director of Public Health and Infrastructure presented previously circulated report which provided update on the Bonfire Working Group and considered Draft Procedures arising from the selection of Draft Options at last month's meeting of Committee.

Councillor B McGuigan proposed the actions as set out in appendix under options 3 and 4. The Councillor commended officers and members of the working group on bringing the matter forward to this stage and that work should continue in a proactive way regarding Killymerron and Killymoon bonfires in particular.

Councillor O'Neill seconded Councillor B McGuigan's proposal.

Councillor Cuthbertson stated that he would propose the actions set out under option 2. The Councillor welcomed the positive news in relation to Killymerron bonfire and the proposals put forward by those who organise the bonfire. Councillor Cuthbertson stated that a lot of work was going on behind the scenes and he would mind the committee to give the community space.

Councillor Buchanan seconded Councillor Cuthbertson's proposal.

Members voted on Councillor Cuthbertson's proposal to implement actions under option 2 –

For – 3

Against – 9

Members voted on Councillor B McGuigan's proposal to implement actions under options 3 and 4 –

For – 9

Against - 3

Resolved That it be recommended to Council to implement the Draft Procedural Arrangements under options 3 and 4 (as set out in appendix to report) for the promotion of bonfire safety.

Report on	Consultations notified to Mid Ulster District Council
Reporting Officer	Philip Moffett, Head of Democratic Services
Contact Officer	Ann McAleer, 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 which 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	<u>Financial & Human Resources Implications</u> Financial: N/A Human: N/A
4.2	<u>Equality and Good Relations Implications</u> Not Applicable
4.3	<u>Risk Management Implications</u> Not Applicable
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

Appendix A: Details of Current Consultations

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Education Authority	Early Years Special Educational Needs	The Education Authority (EA) has just commenced public consultation on a future framework of educational provision for children in the early years with special educational needs in N Ireland.	24 May 2018	
	Link to Consultation	http://www.eani.org.uk/about-us/consultations/future-provision-for-children-in-the-early-years-with-sen/		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Health & Safety Executive NI	Revised Requirements for Radiological Protection: Emergency Preparedness and Response	The proposal relates to implementation of Directive 2013/59/EURATOM laying down basic safety standards for protection against the dangers arising from exposure to ionising radiation (BSSD). The BSSD lays down minimum radiation safety standards for three different exposure groups: medical patients, workers and members of the public.	25 May 2018	
	Link to Consultation	https://www.hseni.gov.uk/reppir		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Monaghan County Council	Draft Monaghan County Development Plan	The Draft Monaghan County Development Plan 2019-2025 is currently being consulted upon. The Draft Plan contains the written text and maps for	25 May 2018	Yes - Planning Committee

		County Monaghan including the five large towns with associated appendices contain supporting technical and environmental reports such as the Strategic Environmental Assessment, Natura Impact Assessment and the Record of Protected Structures.		
	Link to Consultation	https://monaghan.ie/planning/stage-2-draft/		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Health & Safety Executive NI	Draft Corporate Plan 2018 - 2023	The Health and Safety Executive for Northern Ireland (HSENI) has prepared a draft of its sixth Corporate Plan to cover the period 2018-2023. The draft plan sets out the strategic, policy and operational environments in which HSENI will be working over the next five years.	29 June 2018	
	Link to Consultation	www.hseni.gov.uk		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Health	The Fire and Rescue Services (Northern Ireland) Order 2006 Amendment	The proposed amendment to allow the Chief Fire and Rescue Officer to authorise “people” to undertake fire safety inspection/enforcement rather than the current “fire and rescue officers” will allow non-fire service staff i.e. suitably trained and competent District Council staff to undertake fire safety inspections in HMOs.	3 June 2018	

	Link to Consultation	https://www.health-ni.gov.uk/consultations		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Northern Health and Social Care Trust	Consultation on permanent increase in car parking charges at the Antrim Area and Causeway Hospitals	On 13 October 2017 the Northern Health and Social Care Trust approved the temporary proposal to increase car park charges at acute hospital sites. The Trust believes that given the current financial climate, the increased car parking charges should be made permanent as this will have no direct impact on front line services and will contribute in a small but practical way to help meet increasing non direct care costs.	22 June 2018	
	Link to Consultation	http://www.northerntrust.hscni.net		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Health	Revised Service Framework for Mental Health & Wellbeing 2018-21	The Framework reflects the principles and values of the 'You In Mind' Regional Mental Health Care Pathway 2014 and recognises that all treatment and care needs to be highly personalised and recovery orientated. The purpose of the Framework is not only to provide guidance on the steps of care to be delivered but it is designed also to enhance the quality of service experience and promote consistency of service delivery across Northern Ireland.	31 May 2018	
	Link to Consultation	www.health-ni.gov.uk/consultations		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed

Department of Agriculture, Environment and Rural Affairs	Consultation on implementation of the new Animal Breeding Regulation	This UK-wide consultation concerns a new single European Union (EU) animal breeding (or zootech) regulation (Regulation (EU) 2016/1012), which comes into effect on 1st November 2018.	11 July 2018	
	Link to Consultation	https://consult.defra.gov.uk/farming/a1e0b907		

Report on	Correspondence to Council – April 2018
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 the Patron of Ancre Somme Association Lurgan & Brownlow Royal British Legion</p> <p>The Patron of the above Association has written to the Chief Executive regarding the 2018 Ribbon of Poppies Campaign detailing steps on how to join the Campaign with further details being available on their website at www.ancresommeassociation.co.uk</p>
3.2	<p>Correspondence from Permanent Secretary, Department for Infrastructure – A29 Cookstown Bypass</p> <p>The Permanent Secretary for the Department for Infrastructure has written to the Chief Executive following a meeting between delegation from Council and Departmental officials concerning the progression of the A29 Cookstown Bypass, confirming its current progression status.</p>
4.0	Other Considerations
4.1	<p><u>Financial & Human Resources Implications</u></p> <p>Financial: not applicable</p> <p>Human: Not applicable</p>
4.2	<p><u>Equality and Good Relations Implications</u></p> <p>Not applicable</p>

4.3	<u>Risk Management Implications</u> Not applicable
5.0	Recommendation(s)
5.1	That Council notes and consider, as necessary, the correspondence received.
6.0	Documents Attached & References
	Appendix A: Ancre Somme Association Lurgan & Brownlow Royal British Legion Appendix B: Department for Infrastructure – A29 Cookstown Bypass

**Ancre Somme Association
Lurgan & Brownlow Royal British Legion
Union Street
Lurgan**

Email: info@ancresommeassociation.co.uk
Website: www.ancresommeassociation.co.uk
Patrons: Lieutenant Colonel Anthony Maher. Major Gary Tait MBE.



20 MAR 2018

RIBBON OF POPPIES CAMPAIGN 2018

Dear Chief Executive,

Thank you for taking the time to read this letter regarding the 2018 Ribbon of Poppies Campaign.

I am sure that you are aware that around the UK almost six million men were mobilised during the Great War and of those almost 700,000 were killed and never returned home to their loved ones.

The aim of the Ribbon of Poppies Campaign is to promote the growing of Flanders Poppies, in designated areas around the United Kingdom, to commemorate the 100th anniversary of the end of the Great War in memory of those brave men who fell during World War One.

As an Association our branches across the UK focus on education, remembrance and welfare and it's our belief that this campaign can be used to give our young people a better understanding of their history while also helping to teach them the importance of remembrance.

Our Association has produced a packet of Remembrance Poppy Seeds and these are available now from our website www.ancresommeassociation.co.uk priced at only £1 per packet.

Profits from the sale of these poppy seeds will be donated to the William McFadzean VC Commemoration Society. The Society is currently raising funds and has commissioned a sculptor to produce a statue of William McFadzean VC that will be erected in Lurgan, his place of birth. For more information on the society please visit www.williammcfadzeanvc.org.uk

Since the launch of this year's Ribbon of Poppies Campaign hundreds of Scout, Cub, Guide and Brownie groups across England, Scotland, Wales and Northern Ireland have pledged support, as well as a number of schools and other councils and community organisations. I am writing to you today in the hope that your council will consider supporting this campaign. I would request that this letter be presented to your Council members for discussion.

Joining the campaign is very easy **Step One** – Pledge your support **Step Two** – Purchase your Poppy Seeds and finally **Step Three** – Sow the Seeds. For more information visit www.ancresommeassociation.co.uk

Once again thank you for taking the time to read this letter and we hope that you will look favourably on our request for support with this worthy cause.

If you have any queries or questions now, or in the future, don't hesitate to contact us on 07920746760

Yours faithfully,

Ant Maher

Lt Col Ant Maher
Patron
Ancre Somme Association





**From the Permanent Secretary
Peter May**

Anthony Tohill
Chief Executive
Mid Ulster District Council
By email:
anthony.tohill@midulstercouncil.org

Room 701
Clarence Court
10-18 Adelaide Street
BELFAST
BT2 8GB
Telephone: (028) 9054 1175
Email: peter.may@infrastructure-ni.gov.uk

Your reference:
Our reference: PSDFI 87/18
18 April 2018

Dear Anthony

A29 COOKSTOWN BYPASS

Following our meeting on 22 March, I undertook to review the Department's position on advancing the Cookstown Bypass scheme.

Firstly, I feel it is useful to summarise the position to date. The preferred route for this scheme was approved in March 2010, however progression through the statutory procedures was put on hold due to unavailability of funding.

In October 2016 the Executive announced a stimulus package which included £600k of additional funding for 2016/17 to allow further preparatory development on a number of major road improvement schemes, including A29 Cookstown Bypass, A2 Buncrana Road and A4 Enniskillen Bypass.

The scheme consultant for Cookstown Bypass was still under contract with the Department and a review of the scheme was carried out in order to establish how it could be progressed. A draft report was produced outlining the scope of the works, including a programme for progressing the next phase of the project.

Given the passage of time since the announcement of the preferred route, the next steps entail the undertaking of new surveys and a design review before commencing progression through the statutory procedures. This refresh work was estimated to cost in the region of £500k and would have required funding beyond the 2016/17 financial year. The Department, having no certainty regarding funding into 2017/18 financial year to continue meaningful development, curtailed further development work.

However, in view of the previous Minister's intentions and taking cognisance of those in conjunction with the recently obtained financial allocations for 2018/19, the

Department is now in a position to resume development work on Cookstown Bypass with a view to producing draft statutory orders and an Environmental Impact Assessment Report. The Director of Engineering will now proceed to commission this work.

I hope you find this helpful. If you have any further queries relating to the foregoing please contact Pat Doherty, Director of Engineering (Tel: 028 9054 0471, email: pat.doherty@infrastructure-ni.gov.uk).

Yours sincerely

Peter May

PETER MAY

