

# COOKSTOWN DISTRICT COUNCIL

Minutes of proceedings of a **STATUTORY MEETING** of the Council held in the Council Chamber on Tuesday 9 November 2004.

<b>Present:</b>	T Wilson, Esq. Chairman
<b>Councillors:</b>	Baker, Campbell, Cassidy, Glasgow MBE, Greer, McAleer, I McCrea, McGarvey, McGlone, Mclvor, McNamee, Molloy, and Parke
<b>Officers:</b>	Director of Corporate Services Clerical Officer
<b>Other Representatives</b>	<b>Planning Services</b> Mr K McMahon, Senior Planning Officer

## 1 APOLOGIES

An apology was received on behalf of Councillor A McCrea

## 2 NOTICE OF MOTION

The Chairman advised the meeting that the proposed Notice of Motion on the D'hondt mechanism for determining Council positions proposed by Councillor Molloy had not been received by all Councillors.

Councillor Molloy agreed to the Notice of Motion being deferred to the December Statutory meeting.

## 3 MINUTES OF STATUTORY MEETING – 12 OCTOBER 2004

The Minutes of the STATUTORY meeting held on 12 October 2004, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor McGarvey and seconded by Councillor Glasgow.

## 4 MATTERS ARISING

### 4.1 Domestic Water Charges

Council NOTED receipt of letters from Department of Regional

Development, DUP, SDLP, Sinn Féin and Ulster Unionists Parties regarding the proposed introduction of domestic water charges.

#### **4.2 Moneymore Library**

A letter dated 20 October 2004 was received from the Southern Education & Library Board advising that the Board is currently conducting a review of the Public Library Service and is considering the need for changes in the service which it provides. As yet no decisions have been taken on the future of Moneymore Library.

#### **4.3 Expression of Interest Form**

A letter dated 27 September 2004 was received from the Northern Ireland Office acknowledging receipt of the Expression of Interest Form in relation to the CCTV Town Centre Scheme.

#### **4.4 UTV Insight Programme**

The Clerk/Chief Executive tabled a statement released by the Council on the 8 November regarding the screening of the UTV Insight Programme – Off The Hook? on Thursday 11 November 2004.

#### **4.5 Meeting with Dr McKibbin**

The Clerk/Chief Executive tabled a copy of the press release regarding the meeting that had taken place with Dr McKibbin, Chief Executive of Roads Service regarding the upgrading of the A29.

### **5 MINUTES OF POLICY RESOURCES & SERVICES COMMITTEE MEETING – 26 OCTOBER 2004**

The Minutes of the POLICY RESOURCES & SERVICES COMMITTEE meeting held on 26 October 2004, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Cassidy and seconded by Councillor I McCrea.

### **6 MINUTES OF “CHRISTMAS LIGHTS” COMMITTEE MEETING – 11 OCTOBER 2004**

The Minutes of the “CHRISTMAS LIGHTS” Committee meeting held on 11

October 2004, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Cassidy and seconded by Councillor Baker.

## **7 MINUTES OF “CHRISTMAS LIGHTS” COMMITTEE MEETING –27 OCTOBER 2004**

The Minutes of the “CHRISTMAS LIGHTS” Committee meeting held on 27 October 2004, a copy of which had been previously circulated, were ADOPTED on the proposal of Councillor Cassidy and seconded by Councillor Baker.

## **8 PLANNING MATTERS**

### **8.1 MINUTES OF PLANNING CONSULTATION MEETING –12 OCTOBER 2004**

Submitted schedule dated 9 November, a copy of which had been previously circulated, showing details of the Department’s opinion as to how planning applications within the District should be decided.

#### **DEFERRED APPLICATIONS**

<b>Ref No</b>	<b>Applicant</b>	<b>Development</b>
I/03/0829/LB	N Crooks 1 <sup>st</sup> Presbyterian Church James Street Cookstown	Church

**It was agreed that this application be deferred for 2 weeks.**

I/03/1012/O	P McFlynn 20m E 46 Castle Road Cookstown	Dwelling
-------------	---	----------

**Councillor McGarvey requested that this application be referred to the Management Board.**

I/04/0331/O	Hutchinson 180m NW 19 Loup Road Moneymore	Dwelling
-------------	--	----------

**Councillor McGlone requested that this application be referred to the Management Board.**

I/04/0607/O	B McIvor 30 Lomond Heights Cookstown	Dwelling
-------------	--	----------

**Councillors Glasgow and Parke requested that this application be referred to the Divisional Planning Manager.**

I/04/0641/O	WJ Bleeks Rear 16 Coagh Road Stewartstown	Dwelling
-------------	--	----------

**Councillor McGlone requested that this application be referred to the Divisional Planning Manager.**

I/04/0645/O	R Blair Adjacent to 16 Magheraglass Road Magheraglass	Dwelling
-------------	--	----------

**Councillors Glasgow and Parke requested that this application be referred to the Divisional Planning Manager.**

I/04/0705/O	Harkness 60m S 5 Tullycoll Road Cookstown	Dwelling
-------------	--	----------

**It was agreed that this application be deferred for 2 weeks.**

I/04/0785/O	N Spence Opposite 8 Drumballyhugh Road Rock	Dwelling
-------------	--	----------

**Councillors Glasgow and Parke requested that this application be referred to the Management Board.**

I/04/0814/O	J Rooney	Dwelling
-------------	----------	----------

Adjacent to  
29 Donaghendry Road  
Stewartstown

**Councillor McGlone requested that this application be deferred for 2 weeks and then if the applicant desired referred to the Management Board.**

I/04/0863/O	Nugent 20m W 68 Cavanoneill Road Cookstown	Dwelling
-------------	---	----------

**It was agreed that this application be deferred for 2 weeks.**

#### **NEW APPLICATIONS**

<b>Ref No</b>	<b>Applicant</b>	<b>Development</b>
I/04/0086/F	McGurk Rear 81 Pomeroy Road Cookstown	Dwelling

#### **Councillors Grimes, McGarvey, Molloy**

I/04/0582/O	M McAlister 64mE 6 Upper Kildress Road Cookstown	Dwelling
-------------	---	----------

#### **Councillors Glasgow, Grimes, McGarvey, Molloy, Parke**

I/04/0736/O	A McIvor Lurgy Road Stewartstown	Dwelling
-------------	--	----------

#### **Councillors Glasgow, Parke**

I/04/0771/O	Davis 40m NE 39 Ballyneill Road	Dwelling
-------------	---------------------------------------	----------

## Ballyronan

### **Councillors Baker, Greer, I McCrea, McGlone**

I/04/0803/0	B Kane 120m S 89 Cavanakeeran Road Pomeroy	Dwelling
-------------	---	----------

### **Councillors Grimes, McGarvey, Molloy**

I/04/0865/0	B Devlin 150m W Junction of Tralee/Mawillian Road Loup	Dwelling
-------------	---	----------

### **Councillors Baker, McAleer, McGlone, Mclvor**

I/04/0876/0	Kirkpatrick 16 Creevagh Road Killycurragh	Dwelling
-------------	---	----------

### **Councillors Glasgow, Grimes, McGarvey, Molloy, Parke, Wilson**

I/04/0879/0	Boyd 220m S 24 Turnabarson Road Pomeroy	Dwelling
-------------	--	----------

### **Councillor Baker, Glasgow, McAleer, McGlone**

I/04/0890/0	T Scullion 100m N 116 Killycolpy Road Ardboe	Dwelling
-------------	---	----------

### **Councillors Baker, McAleer, McGlone, Mclvor**

I/04/0893/0	Taaffe 210m SW 309 Pomeroy Road Dungannon	Dwelling
-------------	--	----------

**Councillors Glasgow, Grimes, McGarvey, Molloy**

I/04/0896/F	Vincent 20m NE 1B Drumgarrell Road Cookstown	Dwelling
-------------	---	----------

**Councillors Baker, McAleer, McGlone, Mclvor**

I/04/0929/0	J Conlon 70m SW 111 Battery Road Coagh	Dwelling
-------------	---	----------

**Councillors Baker, McAleer, McGlone, Mclvor, Road Service**

I/04/0930/0	J McVey 450m W Ballymoyle/Druminard Road Coagh	Dwelling
-------------	---	----------

**Councillors Baker, McAleer, McGlone, Mclvor**

I/04/0944/0	I Elliott 250m W Drumnacross Road Cookstown	Dwelling
-------------	--	----------

**Councillors Glasgow, Parke**

I/04/0946/0	J Purvis 200m N 155 Killycolpy Road Ardboe	Dwelling
-------------	---	----------

**Councillors Baker, McAleer, McGlone, Mclvor**

I/04/0949/0	J O'Neill 60m NE 50 Derrychrin Road Coagh	Dwelling
-------------	--	----------

**Councillor Baker, McAleer, A McCrea, McGlone, Mclvor**

I/04/0958/O	A Sloss 80m NE 46 Ballymoyle Road Cookstown	Dwelling
-------------	--	----------

**Councillors Greer, Parke**

I/04/0962/0	S Kerr 270m SW 73 Tullyodonnell Road Dungannon	Dwelling
-------------	---	----------

**Councillors Grimes, McGarvey, Molloy**

I/04/0963/0	K Heron S 14A Moss Road Ballinderry	Dwelling
-------------	--	----------

**Councillors Baker, McAleer, McGlone, Mclvor**

I/04/0975/0	T Murphy 60m W 10 Corvanaghan Road Cookstown	Dwelling
-------------	---	----------

**Councillors Baker, Grimes, McGarvey, Molloy**

I/04/0977/0	Rafferty 220m W 40 Keenaghan Road Cookstown	Dwelling
-------------	--	----------

**Councillors Grimes, McGarvey, Molloy**

I/04/0978/O	Donnelly 80m W 102 Dunnamore Road	Dwelling
-------------	---	----------



Dunnamore

**Councillors Grimes, McGarvey, Molloy**

I/04/0979/0	Quinn 180m E 27 Edendoit Road Edendoit	Dwelling
-------------	---	----------

**Councillors Grimes, McGarvey, Molloy**

I/04/0981/O	Kerr 180m SE 31 Tullyodonnell Road Dungannon	Dwelling
-------------	---	----------

**Councillors Grimes, McGarvey, Molloy**

I/04/0983/O	M Henry 120m SE 9 Corvanaghan Road Cookstown	Dwelling
-------------	---	----------

**Councillors Glasgow, Grimes, McGarvey, Molloy, Parke**

I/04/0984/0	C Hampsay 120m SW 34 Drrrygonigan Road Cookstown	Dwelling
-------------	---	----------

**Councillors, Baker, McGlone**

I/04/0986/O	L Henry 80m N 22 Montober Road Cookstown	Dwelling
-------------	---	----------

**Councillors Glasgow, Parke**

I/04/0993/F	D Lennox Adjacent to 24 Dirnan Road	Dwelling
-------------	---	----------

Cookstown

**Councillors Glasgow, I McCrea, Parke – Office Meeting**

I/04/0996/O	Hammond 60m N 15 Ballymaguire Road Stewartstpwm	Dwelling
-------------	--	----------

**Councillors Baker, Glasgow, Greer, McGlone**

I/04/1006/O	D McKenna 60m NW 41 Cavanoneill Gortaclady Pomeroy	Dwelling
-------------	--	----------

**Councillors Grimes, McGarvey, Molloy**

I/04/1009/O	Calderwood 200m N 19 Lurgy Road Newmills	Dwelling
-------------	---	----------

**Councillors Greer, Parke**

I/04/1010/F	McHugh 180m SE 16 Crancussy Road Cookstown	Dwelling
-------------	---	----------

**Councillors Grimes, McGarvey, Molloy – Office Meeting**

I/04/1011/O	M Gallagher 100m NE 20 Killybearn Road Cookstown	Dwelling
-------------	---	----------

**Councillors Baker, McAleer, McGlone, McIvor, Road Service**

I/04/1024/F	Rooney 250m W	Dwelling
-------------	------------------	----------

223 Stewartstown Road  
Stewartstown

**Councillors Baker, McGlone**

I/04/1026/O	Spiers 200m NW 24 Ballynagilly Lane Cookstown	Dwelling
-------------	--	----------

**Councillors Baker, Glasgow, McGarvey, McGlone**

I/04/1043/F	Loughran 2 Teebane Road Cookstown	Dwelling
-------------	---	----------

**Councillors Grimes, McGarvey, Molloy, Wilson**

I/04/1045/O	O'Neill Adjacent to 36 Brookmount Road Loup	Dwelling
-------------	--	----------

**Councillors Baker, McAleer, McGlone, McIvor**

I/04/1046/O	Daly 60m N 42 Tullydonnell Road Dungannon	Dwelling
-------------	--	----------

**Councillors Cassidy, Grimes, McGarvey, Molloy**

I/04/1054/O	Nugent 180m NW 18 Slate Quarry Road Cookstown	Dwelling
-------------	--	----------

**Councillors Grimes, McGarvey, Molloy**

I/04/1056/O	Molloy 100m SW 85 Cavankeeran Road	Dwelling
-------------	--	----------

Pomeroy

**Councillors Grimes, McGarvey, Molloy**

I/04/1060/O	Hancock Bros 300m NW 23 Ballynagilly Lane Cookstown	Dwelling
-------------	--	----------

**Councillors Glasgow, McAleer, McGarvey**

I/04/1078/O	Carson Rear 39 Drumcree Cookstown	Dwellings
-------------	--	-----------

**Councillors Cassidy, McNamee**

I/04/1103/O	Conway 80m SW 328 Drum Road Cookstown	Dwelling
-------------	--	----------

**Councillors Glasgow, Grimes, McGarvey, Molloy**

I/04/1111/F	McVey 12 Spring Road Ballylifford Cookstown	Dwelling
-------------	--	----------

**Councillors Baker, McAleer, McGlone, McIvor – Office Meeting**

I/04/1126/O	D O'Kane 130m N 10 Craigs Road Cookstown	Dwelling
-------------	---	----------

**Councillors Glasgow, Grimes, McGarvey, Molloy**

**8.2 Planning (Development Plan) (Amendment) Regulations  
(Northern Ireland) 2004 SR No 438**

Council NOTED receipt of a letter dated 26 October 2004 from Planning Service regarding amendments to Planning Regulations which increase the time period within which persons may make written objection to a draft development plan from six to eight weeks.

## **9 CONSULTATIONS**

### **9.1 Discussion Paper on New Countryside Legislation**

Council NOTED receipt of a letter dated 6 October 2004 and 'Discussion Paper on New Countryside Legislation' issued by the Department of the Environment regarding the designation of national parks in Northern Ireland.

### **9.2 Stakeholder Meetings Discussion Paper on National Parks and Other Protected Landscape Areas**

Council AGREED too the attendance of Councillors Cassidy, McAleer, McGarvey, McNamee, Molloy and Parke at a public meeting on the 1 December 2004 in the Glenavon House Hotel, Cookstown. The meeting is to discuss the key issues in the paper on 'National Parks and other Protected Landscape Areas'.

### **9.3 Draft Priorities and Budget 2005-08**

Council NOTED receipt of a letter from the Parliamentary Under-Secretary of State regarding the Draft Priorities and Budget 2005-08 and the Government's Economic Vision for the Northern Ireland

### **9.4 Draft Local Government Pension Scheme (Amendment) Regulations (Northern Ireland) 2005**

Council NOTED receipt of a letter dated 20 October 2004 from the Local Government Division regarding proposed amendments to regulations to the current Local Government Pension Scheme Regulations.

### **9.5 New Quality Standards for Nursing Homes**

Council NOTED receipt of a letter dated September 2004 and consultation document 'Nursing Homes Registration and Inspection Standards' from Department of Health, Social Services and Public Safety.

## **9.6 New Quality Standards for Domiciliary Care Agencies**

Council NOTED receipt of a letter dated September 2004 and consultation document 'Domiciliary Care Agencies Registration and Inspection Standards' from Department of Health, Social Services and Public Safety.

## **9.7 New Quality Standards for Children Services for Under 12s**

Council NOTED receipt of a letter dated September 2004 and consultation document 'Childminding Registration and Inspection Standards' from Department of Health, Social Services and Public Safety.

## **9.8 New Quality Standards for Fostering Agencies**

Council NOTED receipt of a letter dated September 2004 and consultation document 'Fostering Agencies Registration and Inspection Standards' from Department of Health, Social Services and Public Safety.

## **9.9 New Quality Standards for Nursing Agencies**

Council NOTED receipt of a letter dated September 2004 and consultation document 'Nursing Agencies Registration and Inspection Standards' from Department of Health, Social Services and Public Safety.

## **9.10 Review of Mental Health and Learning Disability – Equal Lives Report on Learning Disability**

Council NOTED receipt of a letter dated 6 October 2004 and consultation document 'Equal Lives - Report on Learning Disability s' from The Review of Mental Health and Learning Disability (NI) Team.

# **10 NOMINATIONS**

## **10.1 ICBAN Joining Up Development Programme**

Council AGREED to the participation of Councillors Greer and Molloy in the above programme.

## **11 SEMINARS & CONFERENCES**

### **11.1 North South Political Relations in the 21<sup>st</sup> Century**

Council AGREED to the attendance of Councillor Campbell at the North South Political Relations in the 21<sup>st</sup> Century from 2/3 December 2004 in the Killyhevlin Hotel, Enniskillen organised by the Confederation of European Councillors at a cost of £120 per delegate, plus accommodation.

### **11.2 National Association of Councillors Review of Public Administration Conference**

Council AGREED to the attendance of Councillors McAleer and Parke at the National Association of Councillors Review of Administration Conference on 24 November 2004 in the Seagoe Hotel, Portadown at a cost of £55 per delegate.

### **11.3 Flight of the Earls/Plantation of Ulster Conference**

Council AGREED to the attendance of Councillor Molloy, and Messrs McCance and McCresh at the Flight of the Earls/Plantation of Ulster Conference on 26 November 2004 in the Rathmullan House Hotel, Rathmullan.

### **11.4 Irish Language Act for NI**

Council AGREED to the attendance of Councillor McGlone at the event organised by Pobal on 24 November 2004 in the Wellington Park Hotel, Belfast.

## **12 RESOLUTIONS FROM COUNCILS AND OTHER BODIES**

Council NOTED receipt of the under noted Resolutions:-

### **12.1 Carrickfergus Borough Council – Asbestos**

### **12.2 Carrickfergus Borough Council – Prison Sentences for Murder**

## **IN COMMITTEE**

### **13. ANY OTHER BUSINESS**

#### **13.1. Battery Harbour – Application to the Lough Neagh Partnership for Development Funding**

Council AGREED that the current application number 22247 for Rural Development Funding submitted by Battery Harbour Management Company for improvement work to the harbour, slipway, berths and building should become a Council application. The present application will remain but be considered as a council application.

Complications with VAT recovery and Council ownership of the harbour have made it impractical to proceed as originally intended.

The proposed funding arrangement offers:-

Programme for building Sustainable Prospertiy	£52,593
Battery Harbour Management Company/Lough Neagh Rescue	£5,260
Council	Remainder of the cost

All works on site will be delivered as a council capital works project.

#### **13.2. Part-Time Employment With The Fire Service**

Council AGREED that application for Retained Fire Fighter status by Council employees would be encouraged provided that such service would not adversely impact on Council services.

In practice attendance should be outside normal Council hours.

#### **13.3. Sale of Council Property**

Council on the proposal of Councillor McGarvey, seconded by Councillor Molloy AGREED to proceed with the sale of Council property at Beechways, Factory Lane, and Molesworth Street.

#### **13.4. Estimate of Rates**

Councillor Wilson requested that members be given the opportunity to participate in the procedure for the setting of the rate at an early



stage.

The meeting ended at 9 p.m.

---

Chairman

---

Clerk/Chief Executive

---

Date

## **TABLED FOR INFORMATION**

### **Minutes**

Southern Education & Library Board

- 16 September 2004

Northern Group Systems

- 16 June 2004

### **REPORTS**

The St John Directory

2004-05

Fold

Annual Review & Accounts 2003/04

Northern Ireland Housing Executive

- Board Report 29 September 2004

Ulster Architectural Heritage Society

- Directory of Traditional Building Skills

Ulster Architectural Heritage Society

- Directory of Funds for Historic Buildings

BIH Housing Association

- Annual Report & Accounts 2003-04

InterTrade Ireland

- Annual Review of Activities & Accounts 2003

Co-Ownership Housing

Strategy 2004/07

Annual Report & Accounts 2003-04