

MAGHERAFELT DISTRICT COUNCIL

Minutes of Proceedings of a Meeting of Magherafelt District Council held in the Council Chamber, 50 Ballyronan Road, Magherafelt on Tuesday, 9 October 2012. The meeting commenced at 7.30 pm.

Presiding:

P McLean

Other Members Present:

P J Bateson

J Campbell

T J Catherwood

J Crawford

Mrs E A Forde

J F Kerr

Miss K A Lagan

Mrs K A McEldowney

B McGuigan

I P Milne

Ms D Ní Shiadhail

Miss C M Scullion

G C Shiels

Officers Present:

J A McLaughlin (Chief Executive)

J J Tohill (Director of Finance and Administration)

W J Glendinning (Director of Building Control)

M Young (Director of Environmental Health)

A Cassells (Director of Operations)

Mrs Anne-Marie Campbell (Director of Policy and Development)

Mrs Audrey Junkin (Chief Executive's Secretary)

Representatives from Other Bodies in Attendance:

DoE Planning Service:

Mr M Bowman – Planning Officer

1 Apologies

Councillors Mrs C Elattar and J J McPeake.

2 Minutes

1.1 It was

Proposed by Councillor B McGuigan

Seconded by Councillor Mrs E A Forde, and

Resolved: that Minutes of the Meeting of the Council held on Tuesday, 11 September 2011 (copy previously circulated to each Member) be taken as read and signed as correct.

3 **Matters Arising Out of the Minutes**

- 3.1 **Councillor Miss K A Lagan** referred to Page 2 of the Minutes – Item 1.5 which referred to Page 17 of Minutes of Council Meeting held on Tuesday, 14 August 2012 – Item 12.4 and stated that neither she nor Councillor Campbell had heard Councillor Crawford make the comment which had been attributed to him in the Minutes.

Noted.

4 **Declarations of Interest**

There were no declarations of Interest.

5 **Civic Reception**

- 5.1 It was

Proposed by Councillor I P Milne
Seconded by Councillor J F Kerr, and

Resolved: that a Civic Reception be organised to recognise the Derry Camogie Team winning the 2012 All-Ireland Intermediate Camogie Title.

6 **Planning**

185/10/2012

6.1 **New Planning Applications:**

H/2012/0104/F – Curragh Hall Development Association
Approval. The Council agreed to the issue of the approval.

H/2012/0109/RM – Peter O'Neill
Approval. The Council agreed to the issue of the approval. The Planning Officer advised that there was one objection to this application.

H/2012/0129/O – Mr Kevin Scullion
Deferred for an office meeting on the request of Councillors J J McPeake and I P Milne. A letter of submission was handed to the Planning Officer – Criterion 5.

H/2012/0156/F – Northern Ireland Electricity – 33kv Overhead Powerline
Deferred. Councillor B McGuigan referred to objectors' concerns about this powerline and its proximity to their property.

It was

Proposed by Councillor I P Milne
Seconded by Councillor B McGuigan, and

Resolved: that an objectors' meeting be held with the Planning Officer to discuss their concerns and should there be no change in the Planning opinion then Planning Approval be issued without coming back to Council.

The Planning Officer agreed to issue the Approval if there was no change following the objectors' office meeting.

6.1.1 **Applications Deferred from Previous Meetings:**

H/2011/0335/F – Lisboyan Properties

The Planning Officer agreed to defer issuing the refusal for one month to allow for the submission of further information from the applicants.

H/2011/0397/F – Messrs Hawe
Approval.

The Chairperson, **Councillor P McLean**, said that he was at a loss regarding the Department's opinion to approve this application for a wind turbine when another application of a similar size in the same area had been declined on the basis of concerns which did not appear to have been raised in relation to this application.

The Planning Officer advised Members that there had only been one letter of objection to this application and the decision to approve had been issued by Planning Headquarters. He also stated that the comparison application mentioned was to be located on an exceptionally different landscape.

Councillor Mrs E A Forde referred to discussions held with neighbours and in particular issues raised about the impact of the wind turbine on human health, and noted that the Planning Service had not requested that the applicant submit a noise impact assessment in relation to the application. She asked how Planning HQ could issue a decision to approve the application without requesting and considering a noise impact assessment.

The Planning Officer stated that the circumstances pertaining to the application referred to by Councillor McLean were not comparable with those present in the case under consideration.

Councillor Mrs Forde stated that the differences referred to by the Planning Officer would not be apparent to any member of the public who was looking at the details of the applications as recorded on the Planning Service's website.

Council agreed to issue the approval.

Councillor P J Bateson stated that the real issue to be considered by the Planning Service when making decisions in relation to wind turbine applications was the extent of the visual impact. He said that visual impact was a purely subjective concept.

In reply the Planning Officer said that consideration of any Planning Application required a number of factors to be balanced and noted that applications for wind turbines had to consider landscape sensitivity. Applications for wind turbines in a suburban area or an Area of Outstanding Natural Beauty were different and had to be assessed individually.

H/2011/0486/O – Mr M Kelly

Approval. The Council agreed to issue the approval.

H/2011/0516/F – Mr Paul Tohill

Approval. The Council agreed to issue the approval.

H/2012/0003/F – J Hutchinson & C McCrystal

Refusal. The Council agreed to issue the decision.

H/2012/0060/F – Mr B Coleman

Refusal. The Council agreed to issue the decision.

H/2012/0088/F – Mr & Mrs Friel

Approval. The Council agreed to issue the approval.

H/2012/0116/F – Stephen Duffin

Refusal. The Council agreed to issue the decision.

H/2012/0135/F – Mary McCrystal

Approval. The Council agreed to issue the approval.

6.1.2 It was

Proposed by Councillor T J Catherwood

Seconded by Councillor Mrs E A Forde, and

Resolved: to adopt the Planning Schedule dated 9 October 2012 subject to the above conditions and amendments.

- 6.2 Submitted schedules of Streamlined Planning Application decisions issued from 1 August to 31 August 2012 (copy previously circulated to each Member).

Noted.

- 6.3 Submitted an e-mailed copy of a Department of the Environment News Release on Improvements in Planning Assessment Times dated 27 September 2012 (copy previously circulated to each Member).

- 6.4 Members noted the contents of the News Release.

The Planning Officer retired from the meeting at 7.45 pm.

The Director of Building Control presented the Department's report for the period 1 September to 31 September 2012 (copy previously circulated to each Member).

- 7.1 During this period twenty-five applications had been recommended for approval.

A total of sixty-two applications required amending by Architects and Agents before granting approval.

7.2 **Applications for Notices and Regularisations**

During the period from 1 September to 30 September 2012 there was one Regularisation and no Notices issued.

7.3 **Granting of Extension of Time and Cancellation of time lapsed Approvals**

During the period from 1 September 2012 to 30 September 2012 – four number applications were cancelled having gone beyond the four year expiry date and not having commenced on site.

There were no extensions of time applied for during this period.

7.4 **Building Regulations Inspections**

During the period from 1 August 2012 to 31 August 2012 thirty-four applications commenced on site and fifty-three applications were found to be complete in accordance with Building Regulations.

The department carried out two hundred and seventy-four inspections this month.

7.5 **Petroleum Legislation**

Annual Re-Licensing Applications

During the period of this report three re-licensing inspections were carried out.

7.6 **Entertainment Licensing**

Mr Glendinning reported that during the period of this report one Entertainment Licensing inspection was carried out.

7.7 **Property Certificates**

There were twenty-nine Property Certificates issued for this period.

It was

Proposed by Councillor Mrs E A Forde
Seconded by Councillor J F Kerr, and

Resolved: to adopt the report as submitted.

8 **Naming and Numbering of Streets** PN 195

8.1 Consideration was given to the naming and numbering of six houses at Quarry Road, Knockloughrim for Aubrey Shiels. The names suggested by the developer were:

- 1 Fireside Close
- 2 Quarry View
- 3 Mill View Crescent

8.2 Following discussion it was

Proposed by the Chairperson, Councillor P McLean
Seconded by the Councillor J Crawford, and

Resolved: that the development of six houses at Quarry Road, Knockloughrim be named "*Fireside Close*".

9 **Licences and Registrations**

9.1 **Entertainment Licences**

9.1.1 Submitted the following application for an Entertainment Licence which was in order and recommended to grant:

E.66 Mal's Bar & Restaurant, 62 Hillhead Road, Castledawson –
Mr Malachy Wilson

9.1.2 Submitted the following application for an Entertainment Licence which was in order and recommended for renewal:

E.72 Killygullib Orange Hall, 1 Tamlaght Road, Kilrea –
Mr Ross Bloomfield

9.1.3 Submitted the following application for a Variation of an Entertainment Licence which in order and recommended for approval:

E. 6 The Hogan Stand, 32 Moneyneany Road, Draperstown –
Mr Charlie McNally

9.1.4 It was

Proposed by Councillor J F Kerr
Seconded by Councillor I P Milne, and

Resolved: to grant the above Entertainment Licence applications as submitted.

9.2 **Petroleum Licences**

Submitted the following application for a Petroleum Licence which was in order and recommended for renewal

P.52 Upperlands Service Station, 37 Kilrea Road, Upperlands –
Mr Brian McEldowney

9.2.1 It was

Proposed by Councillor I P Milne
Seconded by Councillor J F Kerr, and

Resolved: to grant the renewal of the Petroleum Licence application as submitted.

9.3 **Street Trading Licences – Christmas Switch-On**

Submitted the following applications for Street Trading Licences for the Switch-On of the Christmas Lights in Magherafelt on Saturday, 1 December 2012, and were recommended –

T.6 Mrs Lynn Ferguson, 8a Aghaveagh Road, Coagh, Cookstown

T.45 Mr Edgar Monteith, 76 Seskinore Road, Omagh

T.46 Mr Kenneth Ivan Lewis Cochrane, 63 Blackisland Road,
Annaghmore Portadown

9.3.1 Following discussion, it was

Proposed by Councillor J F Kerr
Seconded by Councillor Mrs E A Forde, and

Resolved: to grant the applications for Street Trading as submitted for the Switch On of the Christmas Lights in Magherafelt on Saturday, 1 December 2012.

9.4 **Licensing Northern Ireland Order 1996**

- 9.4.1 Submitted the following application for grant of a Licence authorising the sale of intoxicating liquor by retail in a restaurant:

R Graham – Restaurant at 23 Church Street, Magherafelt

Noted.

- 9.4.2 Submitted application for the provisional grant of a licence in which the only or principal business is the sale of intoxicating liquor by retail for consumption off the premises:

Jardma Ltd	94-98 Rainey Street, Magherafelt
L & M Developments (NI) Ltd	34 Clady Road, Portglenone

Noted.

9.4.3 **Article 14, Schedule 4, paras 3 & 4**

Submitted Notice of application for renewal of the following premises:

Name of Premises	Name of Applicant
The Dry Dock, Magherafelt	Stewart Dobbin

Noted.

10 **Environmental Health Department**

Mr Young, Director of Environmental Health submitted the report for the month of September 2012 (copy previously circulated to each Member).

10.1 **High Hedges Act (Northern Ireland) 2011**

Mr M. Young explained that a formal complaint had been made to the Council under the High Hedges Act (Northern Ireland) 2011 concerning a hedge at 5 Glenburn Park, Magherafelt which the complainant considered affected their enjoyment of property at 7 Glenburn Park, Magherafelt.

Investigations in line with guidance issued by DoENI had been carried out and an arborist had also been consulted.

Taking into account all relevant factors, it was recommended that a remedial notice be served

10.1.1 It was

Proposed by Councillor I P Milne
Seconded by Councillor P J Bateson, and

Resolved: that a remedial notice be served to require the hedge to be lowered to a height of 4.5 metres above the ground and not to exceed 5.1 metres above the ground at any time. It was further resolved that, subject to the outcome of any appeal that may be lodged, the fee of £50 be refunded to the complainant and that in accordance with the High Hedges (Fee Transfer) Regulations (Northern Ireland) 2012 the fee be transferred to the owner of the hedge.

10.2 Food Hygiene Rating Scheme

Mr Young informed Members that the Food Hygiene Rating Scheme was officially launched in Magherafelt area on 10 September 2012.

10.2.1 **Councillor Miss K A Lagan** enquired regarding rating attributed if a premise was hygienic enough to win an award.

10.2.2 Mr Young explained that hygiene was one element of the scheme and confidence in management and structural elements also contributed to any level awarded.

10.3 It was

Proposed by Councillor T J Catherwood
Seconded by Councillor Mrs E A Forde, and

Resolved: that Council adopt the remainder of the report which was for information.

11 Road Signs

11.1 Submitted letter of request from Mr Conor Murray, Irish Language and Cultural Officer for St Colm's GAC, Ballinascreen for the Council to erect road signs with Baile na Croise on them when entering Draperstown (copy previously circulated to each Member).

11.2 The letter intimated that Ballinascreen was a vibrant community which was rich in heritage and culture, unfortunately they had lost the name of their town Baile na Croise which was passed down from generation to generation.

11.3 **Councillor B McGuigan** stated that this had been an issue for the local people of the parish for a long time. The people of the parish and town used the name Ballinascreen or Baile na Croise. Draperstown had been used for postal purposes only and had been introduced by the Drapers Company against the wishes of the local people. He requested that the Council erect new signs bearing the name Ballinascreen/Baile na Croise.

11.4 It was

Proposed by Councillor B McGuigan
Seconded by Councillor Ms D Ní Shiadhail

That the Council erect new signs on all four roads going into Draperstown bearing the name Ballinascreen/Baile na Croise.

- 11.5 The Director of Operations advised that the Council required its Irish Language policy to be in place before this request could be advanced. He further advised that legislation only empowered the Council to erect bi-lingual street name plates and not town name plates. He informed the Members that he had sought comment from the DRD Roads Service in relation to the matter and had been told that the DRD Road Service could only erect signage in English and that they could not erect bi-lingual signage or erect or amend town or village name plates. The DRD Road Service, however, had stated that they would not prevent the Council erecting bi-lingual town or village signage if and when the Council decided to do so.
- 11.6 **Councillor I P Milne** asked why the Council could erect bi-lingual road name plates but not town name plates.
- 11.7 Mr Cassells said that there was only a legislative authority to erect street and road name plates.
- 11.8 The **Chairperson, Councillor P McLean** stated that, if the Council were to decide to erect bi-lingual town and village name plates, it would represent a change in Council policy. As such, the Council would be obliged to undertake an Equality Impact Assessment before it could implement the revised policy.
- 11.9 **Councillor Miss K A Lagan** suggested that it would be prudent for the Council to wait until it had adopted its Irish language policy.
- 11.10 Following discussion, Councillor McGuigan agreed to withdraw his proposal and defer the matter for the time being.

12 **Payment of Accounts**

10/2012

Submitted Statement of Expenditure setting out payments to be made during the month of October 2012 (copy circulated to each Member). The statement made provision for £849,201.46 out of the Revenue Account and £222,968.40 out of the Capital Account.

12.1 It was

Proposed by Councillor J F Kerr
Seconded by Councillor Mrs E A Forde, and

Resolved: to approve the Statement of Accounts as submitted for October 2012.

13 Financial Contributions

Submitted the following letters of application for financial assistance from:

13.1 Emergency Medical Care Mid Ulster

Letter from the Director of Emergency Medical Care Mid-Ulster seeking a financial contribution towards Emergency Medical Care's ambulance fund and first-aid room as well as their wheelchair loan service (copy previously circulated to each Member).

13.1.1 Following discussion, it was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor T J Catherwood, and

Resolved: that Council make a contribution of £1,000 to Emergency Medical Care Mid Ulster.

13.2 InVOLve (Inclusive Alternatives for Disadvantaged Sectors)

Letter from Mrs Faith Wood, Chairperson requesting the Council to consider funding a shortfall of £60,000 in their funding for renovating the former cinema in Queen Street, Magherafelt. The letter intimated that InVOLve planned to develop 4,000 sq ft on the ground floor of the building and to create a first floor to give an additional 4,000 sq ft at a total cost of £225,000.

The letter intimated that InVOLve's intention was to create a one-stop-shop, a shared space for those living with a disability and/or disadvantage (copy of letter previously circulated to each Member).

13.2.1 Following discussion, it was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor Mrs E A Forde, and

Resolved: that InVOLve be invited to make a presentation to Council at a future meeting.

13.3 MindWise

Letter from Patrick Murtagh, Team Leader, New Style Furniture seeking the Council's financial support to help maintain the MindWise (a local mental health charity formerly known as Rethink in Northern Ireland) New Style Furniture training and employment service (copy previously circulated to each Member).

The Chief Executive advised that if the Council wished to make a contribution to MindWise they would have to do so under the authority of Section 37 of the Local Government Finance Act (Northern Ireland) 2011 (formerly Section 115 of the Local Government Act (NI) 1972). In considering whether to make a contribution under this legislative authority, Members would have to specifically consider whether:

- (1) The expenditure would bring direct benefit to the Council, or its District or the inhabitants of its District or any part of its District, and
- (2) Under Section 38 of the Local Government Finance Act (Northern Ireland) 2011 (formerly Section 115 (3) (b) of the Local Government Act (NI) 1972) the direct benefit accruing to its District or to the inhabitants of its District or any part of its District would be commensurate with the payments to be made and also that the total payments made by the Council under Section 37 in one financial year would not exceed the amount allowable under Section 40 of the Local Government Finance Act (Northern Ireland) 2011 (formerly Section 115 (2) of the Local Government Act (NI) 1972).

Following discussion it was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor B McGuigan, and

Resolved: that the Council, having considered that:

- (1) The expenditure would bring direct benefit to the Council, or its District or the inhabitants of its District or any part of its District, and
- (2) Under Section 38 of the Local Government Finance Act (Northern Ireland) 2011 (formerly Section 115 (3) (b) of the Local Government Act (NI) 1972) the direct benefit accruing to its District or to the inhabitants of its District or any part of its District would be commensurate with the payments to be made and also that the total payments made by the Council under Section 37 in one financial year would not exceed the amount allowable under Section 40 of the Local Government Finance Act (Northern Ireland) 2011 (formerly Section 115 (2) of the Local Government Act (NI) 1972), would approve that £3,000 be allocated to MindWise under Section 37 of the Local Government Finance Act (Northern Ireland) 2011 in the financial year 2012/13.

14 **Conferences and Courses**

Consideration was given to nominating delegates to attend:

- 14.1 **Prohibition or Restriction of Use of Public Roads Awareness Sessions** organised by Roads Service on 23, 24 and 25 October 2012 (details and Guidance Notes previously circulated to each Member).

14.1.1 Following consideration it was

Proposed by Councillor J F Kerr
Seconded by Councillor Miss K A Lagan, and

Resolved: that Councillor B McGuigan and the Director of Policy and Development, Mrs A M Campbell attend the awareness session on the morning of Wednesday, 24 October at the Burnavon Arts and Cultural Centre, Cookstown.

14.2 **A Community Planned Conference** organised by Newry and Mourne District Council to be held on Tuesday, 13 November 2012 at Bellinis, Newry (details previously circulated to each Member).

14.2.1 Members agreed to mark the details “read”.

14.3 **Urban Regeneration Seminar** to be held on Tuesday, 20 November 2012 at MAC, Belfast (details previously circulated to each Member).

14.3.1 Members agreed to mark the details “read”.

14.4 **Consultation Events on the Future of Adult Care and Support** (details previously circulated to each Member)

14.4.1 Members agreed to leave nominations open.

14.5 **Building Control Convention** to be held in the Slieve Donard Hotel, Newcastle, Co Down on Thursday, 15 and Friday, 16 November 2012. The full delegate fee including VAT - £318.

14.5.1 Following discussion, it was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor J Campbell, and

Resolved: that the Director of Building Control, Mr Ian Glendinning and the Chairperson, Councillor P McLean attend.

14.6 **Welfare Reform – Free Information/Consultation Event** organised by NILGA to take place on Tuesday, 23 October 2012 to be held in the Chestnut Suite, Lagan Valley Island, Lisburn from 10.30 am to 12.45 pm (details circulated to each Member).

14.6.2 Members agreed to leave nominations open.

14.7 **PEACE III Conference 2012** to be held in Belfast City Hall on 13 November 2012 to mark the achievements of the 14 Peace Partnerships supported by the European Union’s PEACE III Programme (details circulated to each Member).

14.7.1 Members agreed to leave nominations open.

15 Consultation Documents

Submitted the following consultation documents:

- 15.1 Consultation document on DARD's Proposal for Managing SFP/LFACA dual use claims seeking comments by 9 November 2012
- 15.2 Letter and consultation on proposed Changes to Planning Fees issued by the Department of the Environment seeking comments by 9 November 2012.
- 15.3 Letter and consultation on Proposals for the Building (Prescribed Fees) (Amendment) Regulations (Northern Ireland) 2013 seeking comments by 23 November 2012, copy previously circulated to each Member.
- 15.4 Letter and consultation summary from Libraries NI on a proposed strategy for the mobile library service and seeking responses by Friday, 14 December 2012, copy previously circulated to each Member.
- 15.5 Consultation on the Future Commissioning of Paediatric Cardiac Surgery and Interventional Cardiology for the population of Northern Ireland prepared by a Health and Social Care Working Group and approved by the Minister for Health, Social Services and Public Safety seeking comments by Friday, 21 December 2012.
- 15.6 Consultation on Draft Northern Ireland Marine Litter Strategy developed by the Department of the Environment seeking comments by 21 December 2012.
- 15.7 Consultation on Draft Traveller Child in Education Action Plan launched by the Department of Education seeking comments by 31 December 2012.
- 15.8 Consultation on Draft Accessible Information Policy and Practical Guidance for Staff working in health, social care and public safety developed by The Accessible Formats Steering Group seeking comments by Friday, 11 January 2013, copy previously circulated to each Member.
- 15.9 Consultation on the Future of Adult Care and Support prepared by the Department of Health, Social Services and Public Safety seeking comments by 15 March 2013.
- 15.10 The Chief Executive sought permission to bring forward another consultation document. Members agreed.
- 15.11 Consultation on Proposals to widen the powers of the General Teaching Council for Northern Ireland and extend its remit to include the Further Education sector seeking comments to be sent to the Department for Employment and Learning (DEL) by Friday, 18 January 2013, details

- 15.12 It was agreed that if any Member of Party Grouping wished to comment on any of the documents they should forward their comments to the Chief Executive who would arrange to have them forwarded to the Government Department or body concerned.
- 15.13 Submitted copy of the Draft NILGA response to the Public Consultation to the Department of Health, Social Services and Public Safety on the Fit and Well Changing Lives 2012/2011 Strategy (copy circulated to each Member).
- 15.13.1 It was agreed that the Council endorse the response made by NILGA.

16 **Roads Service**

Consideration was given to the following:

- 16.1 Letter from the Traffic Management Section, Western Division advising that Roads Service was proposing to provide a 7.5 tonne weight restriction at Old Magherafelt Road, Magherafelt, details previously circulated to each Member.
- 16.2 Letter from the Traffic Management Section, Western Division advising that Roads Service proposed to introduce an Urban Clearway at Castledawson Road, Magherafelt, details previously circulated to each Member.
- 16.3 Members noted the contents of the letters and raised no objections.
- 16.4 **Private Streets (Northern Ireland) Order 1980**
Submitted letter from the Private Streets Section, Western Division advising that street works had been adopted for
- (a) 23 Rocktown Road, Knockloughrim; and
 - (b) Sixtowns Road, Straw Draperstown
- details circulated to each Member.

Noted

- 16.5 Letter from Traffic Management Section, Western Division advising that Roads Service was proposing to provide a disabled persons' parking bay at Station Road, Magherafelt, details circulated to each Member.
- 16.5.1 Members raised no objections.

17 **Forthcoming Meetings**

- 17.1 The Chief Executive advised that a request had been received from Roads Service to present the Roads Service Annual Draft Programme of works to the Council in the near future.
- 17.2 Following discussion it was decided that Roads Service be invited to a Special Meeting of the Council to be held on Tuesday, 30 October 2012 at 7.00 pm for presentations.
- 17.3 Members raised concern at Roads Service's poor response to issues raised at the last Roads Service Liaison Meeting held on 7 August 2012 and that the Chief Executive should write to Roads Service Western Division complaining about their procedure, the lack of response and the Members disappointment.
- 17.4 It was further agreed that Mr Cassells should circulate Members with an up-to-date response list to issues raised with Roads Service at the meeting held on 7 August 2012.

17.5 **Transition Committee – RPA**

- 17.5.1 **Councillor P J Bateson** requested the Chief Executive to contact Cookstown District Council and Dungannon and South Tyrone Borough Council with a view to reinstating the Mid Ulster Transition Committee.
- 17.5.2 **Councillor Miss K A Lagan** said that as far as she could remember the Transition Committee had decided not to meet until there was something worthwhile to discuss.
- 17.5.3 **Councillor I P Milne** replied that RPA was going to happen and other Transition Committees were meeting to shape the new councils. He requested that the Chief Executive engage with the other two councils to get the Mid Ulster Transition Committee meeting again.
- 17.5.4 The Chief Executive confirmed that he would contact Cookstown District Council and Dungannon and South Tyrone Borough Council and notify them of the Members' intentions.

Resolution to Proceed “In Committee”

It was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor T J Catherwood, and

Resolved: that the Council proceeds “In Committee”.

Council “In Committee”

18 **Members' Services Committee**

This item was taken "In Committee".

19 **Staff Matters**

This item was taken "In Committee".

Councillor P J Bateson retired from the meeting at 9.20 pm.

20 **Legal Matters**

This item was taken "In Committee".

Resolution to Proceed in "Open Council"

It was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor Mrs E A Forde, and

Resolved: that proceedings be resumed in "Open Council"

Proceedings in "Open Council"

It was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor Mrs E A Forde, and

Resolved: that the foregoing proceedings of the Council "In Committee" be and they are hereby approved and adopted.

21 **Sealing of Documents**

The Seal of the Council is hereby affixed to the following document:

- 21.1 Contract for the treatment of mixed dry recyclables between the constituent members of the North West Region Waste Management Group (NWRWMG) and Re-Gen, Newry.

22 **For the Information of Members**

- (a) Minutes of Meetings of the Sixty-Second Trust Board Meeting of the Northern Health and Social Care Trust held on Thursday, 23 August 2012.
- (b) Minutes of the North Eastern Education and Library Board held on Tuesday, 26 June 2012.
- (c) Copy of the North West Region Cross Border Group's Newsletter – September 2012, copy circulated to each Member.
- (d) **Annual Report –**

1 NILGA 2011-12.

The meeting concluded at 9.40 pm.

Chief Executive

The foregoing Minutes are hereby Confirmed.

_____ (Chairperson

_____ (Date)

