



25 January 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, 25 January 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

- | | | |
|-----|---|-----------|
| 4. | Environment Committee minutes of meeting held on 4 December 2017 for content approval | 3 - 18 |
| 5. | Council minutes of meeting held on 14 December 2017 | 19 - 30 |
| 6. | Planning Committee minutes of meeting held on 8 January 2018 | 31 - 48 |
| 7. | Environment Committee minutes of meeting held on 9 January 2018 | 49 - 58 |
| 8. | Development Committee minutes of meeting held on 10 January 2018 | 59 - 72 |
| 9. | Policy and Resources Committee minutes of meeting held on 11 January 2018 | 73 - 76 |
| 10. | Conferences, Seminars and Training | 77 - 90 |
| 11. | World Butchers Challenge | 91 - 92 |
| 12. | Consideration of requests for civic recognition | 93 - 98 |
| 13. | Council Consultation Submissions for Approval | 99 - 114 |
| 14. | Public Pay Phone (028 86751270) at Tulnacross Road, Cookstown BT80 9NH | 115 - 118 |

Matters for Information

- | | | |
|----|---|-----------|
| 15 | Consultations notified to Mid Ulster District Council | 119 - 124 |
|----|---|-----------|

Notice of Motions

17 Notice of Motion

Councillor Kearney to move:

That this Council is concerned about the negative impact that any potential cut to the Rate Support Grant will have on Council's ability to deliver services to and for the population of the Council Area; recognises that this grant exists to support less affluent Councils; calls on the Department for Communities to maintain the Rate Support Grant at its existing funding level; further commits to write to the Department for Finance and the Head of the Civil Service; and calls on any incoming Executive or future Minister to establish full protection for the Rate Support Grant to ensure any future budget cuts do not impact disproportionately on less financially well-off Council areas.

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

18. Audit Committee minutes of meeting held on 12 December 2017
19. Council meeting confidential minutes of meeting held on 14 December 2017
20. Planning Committee Confidential minutes of meeting held on 8 January 2018
21. Environment Committee Confidential minutes of meeting held 9 January 2018
22. Development Committee Confidential minutes of meeting held on 10 January 2018
23. Policy and Resources Committee Confidential minutes of meeting held on 11 January 2018

Matters for Information

**Minutes of Meeting of Environment Committee of Mid Ulster District Council
held on Monday 4 December 2017 in Council Offices, Ballyronan Road,
Magherafelt**

Members Present

Councillor McGinley, Chair

Councillors Buchanan, Burton (7.19 pm), Cuthbertson,
Kearney, McFlynn, B McGuigan, S McGuigan, McNamee,
Mulligan, O'Neill (7.18 pm), Reid (7.05 pm)

**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

In Attendance

Deputation – Department of Infrastructure - Roads

Mr Alan McMurray, Network Maintenance Manager
Ms Tracy Bratton, Network Development Engineer
Mr Gerry Hackett, Network Maintenance Section Engineer
Mr Neil Bratton, Network Maintenance Section Engineer

The meeting commenced at 7.00 pm

E308/17 Apologies

Councillors Glasgow and M Quinn.

E309/17 Declarations of Interest

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

E310/17 Chair's Business

The Chair welcomed David to the Environment Committee Meeting and advised that he was in attendance tonight as he was a keen Environmentalist and was keen to see how the meeting was conducted.

Councillor Cuthbertson referred tomorrow night's scheduled meeting due to take place in Dungannon on Off Street Carparking and raised concern as it was also the Development Committee meeting in Magherafelt and this will result in some members being unable to attend. He said that more consideration needed to be given when arranging meetings as too not clash with other meetings.

The Director of Environment & Property advised that it was difficult to get a date that doesn't clash with other meetings and was working around the availability of the Consultant. He said that it was an information meeting to keep members who were in attendance up to date.

Councillor Mulligan said that he wanted to show his appreciation to the Director of Environment & Property and his team on the good work carried out in Augher.

Councillor Kearney passed on condolences to the Director of Environment & Property on the recent death of his mother.

E311/17 Deputation – Department of Infrastructure – Roads

The Chair, Councillor McGinley welcomed to the Committee representatives from the Department of Infrastructure, who were in attendance to provide an update on the Local Transport and Safety Measures, Bridges and Street Lighting Draft Programme for the Mid Ulster District Council Area for the period 2018 -2020.

Mr McMurray and Ms Bratton brought members through the report and advised that the draft programme contained proposed schemes generated by requests for improvements from the public, public representatives and schemes identified within Department for Infrastructure Roads. All the proposed schemes had been assessed in accordance with current procedures and were considered to be high priority and represent good value for money. The assessment procedure takes into account a number of factors including cost, traffic volumes and collisions.

The Department of Infrastructure Roads aims to deliver schemes within this programme but it was dictated by availability of funding and based on current funding levels; it will only be possible to deliver a small number of these schemes over the 2018-2020 period, but that the Division would however continue to bid for additional funding and plan ahead by developing schemes in terms of design and land acquisition to ensure that they are well placed to utilise additional funding should it become available.

Councillor Reid entered the meeting at 7.05 pm.

The Chair thanked Mr McMurray and Ms Bratton for their informative presentation and asked for Members comments or suggestions.

Councillor McNamee referred to the traffic calming initiative at Fairhill, Cookstown and advised that it was important that this be brought forward as a matter of urgency.

He also referred to projects for bringing schemes forward and in particular the Cookstown bypass and enquired what was happening with this as the Minister had indicated that funding had been secured.

Mr McMurray advised that he wasn't sure if funding was available at this time to the Department but would investigate the issue and forward on an update to the Committee.

Councillor Cuthbertson referred to the issue raised at the DEA meeting regarding Bush Road and enquired if there was any update on the matter.

Ms Bratton advised that presently that there was no further update but that consideration has been given to bidding for the purchase of the property and that this was progressing.

Councillor Cuthbertson stated that cycling had become very popular and that it was important to progress this as it was the way forward, but was curious to know why Killyman Road had a funding allocation of £120k and Augher to Clogher were being awarded a funding allocation of £150k. He said that in his view the Augher to Clogher roadway had the advantage of having footpaths implemented, which should have cut the cost unlike the Killyman Road where cycle provision was much needed.

Ms Bratton agreed that cycling had been very popular in Northern Ireland and that this comes out of an available funding budget.

Councillor J O'Neill entered the meeting at 7.18 pm.

Councillor F Burton entered the meeting at 7.19 pm.

Councillor McFlynn referred to Wood Primary School in Magherafelt and advised that this site was very dangerous and needed dealt with as a matter of urgency.

Ms Bratton advised that it was anticipated to have the scheme completed by the end of March 2018.

Councillor McFlynn referred to Doctor's Bridge, Cookstown Road, Moneymore and enquired if enough was being done to progress this.

Ms Bratton stated that she wasn't sure where Doctor's Bridge was at in terms of priority as there was little budget, but would endeavour to get an update.

Councillor B McGuigan referred to Boherdaile Bridge, Cloane Road, Moneyneany and said that it was on the schedule to replace the existing bridge parapet fencing and repair inverts. He said that he would be concerned as his fear would be that the decking on the bridge may drop down and wouldn't want money spent if further works had to be carried out.

Ms Bratton stated that she would follow the issue up.

Councillor Burton advised that she had received two different phone calls over the weekend regarding Legaroe Road, Ballygawley on the poor state of the road. She said that the people of the area were infuriated due to the large amount of potholes and dirt on the road and that they were previously assured that this would be sorted and to date this hasn't been the case.

Ms Bratton said that she would record concerns raised.

The Chair thanked the representatives from Roads Service for their attendance and said that it very worthwhile that they had a working relationship with the DEAs.

The representatives left the meeting at 7.30 pm.

Matters for Decision

E312/17 Environmental Services Proposed Scale of Charges for 2018/19

The Head of Environmental Services drew attention to the previously circulated to seek approval for a proposed scale of charges in relation to Environmental Services for the period 1st April 2018 to 31st March 2019.

Councillor Cuthbertson enquired how much a 240L bin actually costs the Council.

The Head of Environmental Services advised that the cost of a bin was £18.00 but that this could increase.

In response to Councillor Reid's query about collection of bins, the Head of Environmental Services stated that most members of the public collect their bin from Council depots, but in the case of delivery it costs £9.00 to deliver a bin or more than one to an address.

Proposed by Councillor McNamee
Seconded by Councillor Reid and

Resolved: That it be recommended to the Council to approve the proposed scale of charges as outlined.

E313/17 Property Services Scale of Charges for 2018/19 - Cemeteries

The Head of Property Services drew attention to the previously circulated report to seek approval for proposed scale of charges in relation to Operational Cemeteries for the period 1st April 2018 to 31st March 2019.

Proposed by Councillor Buchanan
Seconded by Councillor S McGuigan and

Resolved: That it be recommended to the Council to approve the proposed scale of charges for Council Cemetery operations for the period 1st April 2018 to 31st March 2019.

E314/17 Correspondence to Committee

The Director of Environment & Property drew attention to the previously circulated report to seek approval in relation to:

- a) Request from NILGA to seek the support of the Council in nominating Castlecaulfield to represent Northern Ireland in the 'Village' category of the 2018 Royal Horticultural Society, Britain in Bloom Competition.

- b) Seek the Committee's views in relation to a request from Antrim and Newtownabbey Borough Council in relation to participate in a collaborative approach to the delivery of a Crematorium at Ballyearl, Doagh Road, Newtownabbey.

Proposed by Councillor B McGuigan

Seconded by Councillor Burton and

Resolved: That it be recommended to the Council that approval be granted to:

- a) Supporting the request from NILGA to nominate Castlecaulfield to represent Northern Ireland in the 'Village' category of the 2018 Royal Horticultural Society, Britain in Bloom Competition
- b) The Director of Environment & Property seeking further information in relation to the proposals of Antrim and Newtownabbey Borough Council and bring back a detailed report on the matter on the matter to a future meeting of the Environment Committee.

Councillor McNamee said that he was supportive of Castlecaulfield and Donaghmore being recommended for Britain in Bloom, but would like Officers to showcase other areas, including places where new Public Realm Schemes have taken place ie. Dungannon so that a competitive edge can be there for the spring time.

E315/17 Update Report on Old Burial Grounds

The Head of Property Services drew attention to the previously circulated report to provide an update to members on the Old Burial Grounds in Mid Ulster District.

Councillor Burton enquired if there was any consultation with other areas and in particular, Clogher Graveyard as it was linked to the Cathedral. She said that this Council was trying to build up the issue of history and as Clogher was the oldest Cathedral, that careful consideration should be given to this issue. She advised that she would be concerned that this wasn't a good way to proceed for Mid Ulster and that more work needed to be done.

Councillor Burton also referred Aghaloo Graveyard and stated that this one was still being maintained and still has graves opened. She said that she was aware of one person advising that they were going to raise a complaint as there was limited access for family members and the elderly and the lack of proper bins for dead flowers etc.

The Head of Property Services said that no consultation had taken place with respective Churches and that the Council's review focused mainly through the Legal and Historical Environment within the Department of Communities and exercise on site. He said that the focus was on sites within Council maintained sites in previous stance in grounds maintenance.

In referring to Aghaloo Graveyard, the Head of Property Services advised that the Council had no management in these particular cemeteries and that he was aware of an issue with access and that it was never going to be up to a standard for a disability issue.

Councillor Burton said that an argument could be raised around the Health and Safety of Council Officers and that she would be equally concerned about people visiting graves and would be recommending to go the extra mile on this issue.

Councillor S McGuigan said that if we do accept the recommendation, there would be a need to liaise with the bodies of Churches responsible for insurance purposes as this could be a potential problem. He requested that sites are properly insured as there was a problem regarding one site within the legacy Dungannon Council.

The Head of Property Services advised that the rule of thumb was that if we don't own the lands then it wasn't the Council's responsibility.

Proposed by Councillor Cuthbertson
Seconded by Councillor Burton and

To defer the recommendation until further discussion was held with representatives of Churches in the New Year.

Councillor Mulligan stated that the cemetery in Clogher was extremely old and that a lot of people were buried there who suffered in the time of the famine. He said that Clogher would have been the only cemetery which was operational and that only a section of it was maintained by the legacy Dungannon Council. He stated that some representatives from the Heritage group had made recommendations that the site be classed as one of the most historical. He also raised concern regarding one part of the boundary one part of the boundary wall of cemetery had been damaged. The graveyard at Killeeshil had a section maintained at the reformation and represents everyone across the community and would be supportive of the proposed recommendation of carrying out research beforehand.

Resolved: That it be recommended to defer the matter back to committee until discussion with Churches in the area has taken place.

E316/17 Street Naming Report

The Head of Building Control drew attention to the previously circulated report to ask members to consider the street naming of a new residential housing development within Mid Ulster as follows:

Site off Roskeen Road, Moygashel, Dungannon

Options for consideration in relation to a new street within the development:

1. Roskeen Drive
2. Roskeen Close
3. Roskeen Avenue

Councillor Reid proposed Roskeen Avenue.

Councillor Cuthbertson said although it wasn't a huge issue, there were quite a few Avenues around the same area and suggested Roskeen Close.

Councillor Reid said that he was happy to support Councillor Cuthbertson's proposal.

Proposed by Councillor Cuthbertson
Seconded by Councillor Reid and

Resolved: That it be recommended to the Council that approval be given to naming the development Roskeen Close.

E317/17 Renaming and Renumbering Existing Streets

The Head of Building Control drew attention to the previously circulated report to advise members on the result of a survey undertaken on all applicable residents on the street/road in response to the Renaming and Renumbering of an existing street request.

Councillor Reid said that there would be a lot of disappointed people and that he had raised the issue a few months ago as there was a similar name in Coalisland.

Proposed by Councillor McNamee
Seconded by Councillor S McGuigan and

Resolved: That it be recommended to the Council that approval be given to noting the contents of the report and to confirm the Street name of Lough Terrace, Newmills, Dungannon remains unchanged in accordance with Council Policy. A letter of confirmation to be issued to respondents highlighting reasons for the name.

E318/17 Dual Language Signage Request

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

Councillor Cuthbertson enquired if the requests received were all on the same template.

The Head of Building Control advised that he couldn't be sure as they were handed into reception at the Magherafelt office.

Proposed by Councillor McNamee
Seconded by Councillor O'Neill and

Resolved: That it be recommended to the Council that approval be granted to noting the contents of the report and agree to proceed to survey.

E319/17 Dual Language Signage Survey

The Head of Building Control drew attention to the 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.

Proposed by Councillor McNamee
Seconded by Councillor S McGuigan and

To accept the recommendation to approve dual language nameplates as proposed.

Proposed by Councillor Cuthbertson
Seconded By Councillor Buchanan

To reject the recommendation.

The Chair stated that he would be adhering to the Council's Standing Orders and would not be taking Councillor Cuthbertson's proposal.

Councillor Cuthbertson stated that the issue should not be controversial and that everyone had the right to bring forward a proposal to any committee.

Councillor B McGuigan referred to vandalism of dual language nameplates in Desertmartin, Draperstown, Magherafelt and Maghera areas and stated that Mid Ulster Council had a duty to deliver dual language and signage to the people of the district. He said that there was an onus on the Council to keep signs readable and this was not the case as some signs were very badly damaged. He said that he found it strange that nameplates were not damaged up until now and would be of the opinion that some elements within this Chamber opposed the inclusion of dual language on signage. He stated that he would not be standing by and seeing this happen as he would be requesting that the Council repair the signs or in some instances replace them as Policy is now in place for dual language.

Councillor Reid stated that he wanted his name removed from Councillor B McGuigan's remark that "*people within the Chamber were leading people to think that it was the norm to damage signage*", as he had no issue with dual language signage. He said that nameplates had been damaged for years and that Councillor Glasgow requested a report on costings on outside bodies coming in to repair or replace them and recommended putting this on hold until a report on costings was provided to inform members.

The Chair stated that he was satisfied that we were acting within Policy and that objections would be noted.

In response to Councillor Reid's request on costings, the Chair stated that costings had already been issued to members and if the Councillor so wishes, these can be reissued and if he still wasn't satisfied, a report could be prepared.

Councillor Reid stated that he would inform Councillor Glasgow of the outcome of the matter.

The Chair, Councillor McGinley returned to Councillor Cuthbertson's proposal made at the outset of the discussion. He enquired from Councillor Cuthbertson, on what grounds he would like a vote to be taken against the Officer recommendation.

Councillor Cuthbertson stated that 39 were in favour and 21 against for Dual Language Signage Nameplates at Killyliss Road and would be concerned about costs and that was his reason for not going along with the recommendation.

The Chair stated that as a request has been made for a vote on the recommendation that he would accept the call.

Those in favour of Councillor Cuthbertson proposal to reject the recommendation:

In favour - 3
Against - 6

Those in favour of Councillor McNamee's proposal to accept the Officer recommendation:

In favour - 6
Against - 3

Resolved: That it be recommended to the Council that approval be granted to members noting the content of the report and agree the application of Dual Language Nameplates in Irish for:

- 1. Killyliss Road, Dungannon**
- 2. Whitebridge Road, Dungannon**

The Chair advised that mechanisms were now in place and would encourage the Council to proceed with the matter.

E320/17 Air Quality Action Plan

The Head of Environmental Health drew attention to the previously circulated report to inform members of the Air Quality Plan produced as part of our statutory duties required by the Local Air Quality Management framework. It outlines the action to be taken to improve air quality in Mid Ulster District Council up to 2023.

Councillor Cuthbertson said that he was aware that the three areas within the district were being monitored, but that in the past Church Street, Dungannon was monitored and asked why this wasn't the case now.

The Head of Environmental Health agreed that for a number of years Church Street, Dungannon was monitored, but that the air quality had improved in recent years and was no longer required.

Councillor S McGuigan enquired if we were getting support for this programme.

The Head of Environmental Health advised that she was liaising with other agencies and that actions taken would be in the long term, but that in the mean time promotional things will be carried out i.e. benefits of electric cars and cycling as multi-agency work takes a lot of time and input.

Councillor McFlynn referred to Church Street in Magherafelt which took in the lower part of King Street and enquired if this has been monitored from the new bypass was operational.

The Head of Environmental Health stated that there was continuous monitoring of the area.

In response to Councillor Kearney's query, the Head of Environmental Health advised that air monitoring was going on in the background and was unsure if the public were not always aware.

Proposed by Councillor B McGuigan
Seconded by Councillor S McGuigan and

Resolved: That it be recommended to the Council to agree the Draft Mid Ulster Air Quality Action Plan and associated arrangements.

E321/17 Landlord Registration Scheme Data Sharing Protocol

The Head of Environmental Health drew attention to the previously circulated report to agree an updated sharing protocol between the Landlord Registration Registrar and Mid Ulster District Council.

Proposed by Councillor McNamee
Seconded by Councillor O'Neill and

Resolved: That it be recommended to the Council to agree the revised Information Sharing protocol between the Landlord Registration Registrar and Council.

E322/17 Keep Warm Packs

The Head of Environmental Health drew attention to the previously circulated report to advise members of the availability and distribution of Keep Warm Packs as part of the Council's Health and Wellbeing Programmes.

Councillor Reid thanked the Head of Environmental Health for the report but raised concern about protocol being breached in the past regarding legacy Councils distribution of Keep Warm Packs. He said that the Vineyard and St Vincent de Paul

were very proactive in giving the packs to whoever needed them. He said that these breaches occurred during years 2014/15 and was shocked how this could happen as there were Council Officers employed to carry out monitoring of who received the packs and if this had been done properly then this type of irregularity would not have arisen in the first instance.

Proposed by Councillor Reid
Seconded by Councillor Mulligan

That a full investigation be carried out on the breaching of protocol on distribution of Keep Warm Packs.

The Head of Environmental Health advised that legacy protocols were being used for distribution purposes. She said that the legacy Council's had each a different way of distributing the packs, with Magherafelt distributing the packs through Council members, Cookstown distributed the packs if they were requested and Dungannon's packs were distributed through the Vineyard Church and St. Vincent de Paul.

She said that there was now a new regional approach by PHA with criteria to be met and forms to be filled in with a postcode and how a person had to qualify for the packs. She said that details and forms were to be filled and returned to the Council before distribution of the packs and that it just was not a giving out exercise. She advised that there was still a few outstanding requests and still awaiting on forms, but that it was a situation from the legacy Councils and this was now an opportunity to take stock and determine the best way forward.

Councillor Reid said that he understood what was being said but that paperwork hadn't been filled in for the packs. He said that packs distributed from Magherafelt were given out to people in the South Tyrone area with political flyers enclosed. He said that he was aware of the facts and wanted a proper investigation carried out, as the person involved in the distribution of the packs was not even an elected member.

The Head of Environmental Health advised that all packs were stored in Cookstown and were very well monitored.

Councillor McNamee said that he would also have the same concerns as Councillor Reid and that he too was curious as to how many packs were issued through political parties.

Councillor McNamee said that he would be happy to second Councillor Reid's proposal.

The Head of Environmental Health stated that if other people wished to insert other literature into the packs Council would not be aware of this. She said that she was not aware of any arrangements for this within legacy Councils.

Councillor Burton stated that it was very important that people who were entitled to the Keep Warm Packs end up with them and said that she could assure the committee that she would be filling in the forms at the Dungannon office. She said that in the past PCSP Officers distributed these packs to the vulnerable at road

shows, but that now she would be concerned that the vulnerable and elderly who were unable to attend such events would miss out. She stated that the Southern Trust didn't want packs going to anyone who just turns up and that it was important to look at the criteria on how we distribute them and would be off the opinion that Council Officers go out and issue the packs to the people who need them the most.

The Head of Environmental Health said that there was no problem in people being referred, as Officers can do a house visit and advise them on other issues also, ie. Affordable Warmth and Health & Wellbeing across the whole area and that the pack could just be one element.

The Director of Public Health and Infrastructure said distribution of packs had presently been curtailed and he would arrange for a more detailed investigation report to be brought back to committee. He asked Members on how they wished to proceed regarding outstanding request for packs from genuine groups and individuals.

Councillor B McGuigan stated that Magherafelt Council did fill out a form and were issued with a pack, but within Mid Ulster that him or his party colleagues were not aware of the distribution of packs by members and enquired how they were informed of the process.

The Head of Environmental Health stated that no official process was in place for members and only came forward requesting packs.

The Chair stated that a lot of members weren't aware of the issue, including himself and said that concerns raised were justified.

Councillor Cuthbertson thanked the Head of Environmental Health for her explanation as he said that he was not up to speed on the matter as within the Dungannon area the Vineyard and St Vincent de Paul were proactive in distributing the packs on behalf the Council. He said that from what he heard tonight, it would think that a theft had taken place regarding the packs and that someone had physically come in and stole them. He enquired of the member who made the allocation to elaborate on this.

The Chair advised there had been no reference by anyone about theft of any kind issue related to how the packs were being distributed.

Councillor Mulligan stated that on broad terms that he would be supporting Councillor Reid's stance on this matter and that he also was not aware of the scheme until the last Council meeting as it was raised in unusual circumstances. He said that we were where we were and found it shameful that the Tyrone Courier had published such an article as only one political party was involved. He said that he found it strange that after three years we were still using the same practices that which were previously used in the legacy Councils and although members were not entirely happy with this, we should be moving forward as a new Mid Ulster Council.

Councillor McFlynn said that it was a very informative report and that legitimate people should be have been entitled to the Keep Warm Packs and if there was a

question of abuse, then this should be highlighted and who the person responsible for doing this was. She said that she would be supportive of what the Director of Public Health and Infrastructure had indicated sought clarity on regarding the distribution of packs to the requests outstanding, only in the instance that the vulnerable be accommodated and proper criteria adhered too.

Councillor Reid advised members that these were the words of the person making the complaint, which was publicised in three papers indicating that sample packs were circulated with political flyers enclosed. He said that it was important that people who were entitled to the Keep Warm Packs receive them, as this Council should be seen to be doing their best for the public. He stated that when a function was run in June last year, names were taken by two Officers who were appointed to issue the Keep Warm Packs.

The Chair advised that two proposals were in front of members tonight for decision, one to accept the Officer recommendation and another for to carry out an investigation into the inappropriate distribution of the packs in the past.

Councillor Reid said that when the report is brought back to committee that Community Transport and Agewell be included as a lot of people may not be able to attend such events through no fault of their own.

Proposed by Councillor Reid
Seconded by Councillor Mulligan and

Resolved: That it be recommended to the Council that approval be granted to noting the content of the report and to agree the programme as outlined at Section 3.5 for distribution of Warm Home Packs and related Health and Wellbeing Programmes. An investigation to be carried out on concerns raised in relation to the media story regarding the inappropriate distribution of Keep Warm Packs.

E323/17 Pavement Cafés Licensing

The Head of Environmental Health drew attention to the previously circulated report to agree a response to the Department of Communities (DfC) evaluation exercise on the Pavement Café Legislation on behalf of MUDC.

Proposed by Councillor McNamee
Seconded by Councillor Kearney and

Resolved: That it be recommended to the Council to approve the content of the draft response to DfC on Pavement Café Licensing.

Matters for Information

E324/17 Minutes of Environment Committee held on Tuesday 14 November 2017

Members noted minutes of Environment Committee held on Tuesday 14 November 2017.

E325/17 Magherafelt Refuse Collection Route Optimisation Project

Members noted previously circulated report which informed members of forthcoming changes to refuse collection in the Magherafelt area.

E326/17 Tullyvar Joint Committee Update

Members noted previously circulated report which updated members on the business of the Tullyvar Joint Committee.

E327/17 Environmental Services Christmas Working Arrangements

Members noted previously circulated report which informed members of the planned working arrangements in respect of refuse collection and Recycling Centres during the Christmas and New Year holiday period.

E328/17 Grounds Maintenance – Towns and Villages Awards Feedback

Members noted previously circulated report which updated members of local success at the 2017 town and villages awards.

E329/17 Building Control Workload

Members noted previously circulated report which updated members on the workload analysis for Building Control across Mid Ulster District Council.

E330/17 Entertainment Licensing Applications

Members noted previously circulated report which updated members on Entertainment Licensing Applications across Mid Ulster District Council.

E331/17 Private Tenancies Order

Members noted previously circulated report which informed members of correspondence received from the Department for Communities on the Analysis of PTO Activity 2016/17 by Environmental Health Departments.

E332/17 Burns & Scalds Video ‘Scarred for Life’

Members noted previously circulated report which advised members on the launch of the burns and scalds video ‘Scarred for Life’. A soft media launch of the video which took place on 26th October 2017.

Councillor Burton left the meeting at 8.45 pm.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor S McGuigan

Seconded by Councillor O'Neill 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 E333/17 to E341/17.

Matters for Decision

E333/17 Contracts for Processing of Kerbside Commingled Recyclables

E334/17 Off Street Car Parking: Agency Agreement with Department for Infrastructure

E335/17 Service Level Agreement for Draperstown Public Convenience

E336/17 Installation of a Memorial Bench on Council Property

E337/17 Pomeroy Pitch Scheme – Capital Project

Matters for Information

E338/17 Confidential Minutes of Environment Committee held on 14 November 2017

E339/17 Capital Projects Update

E340/17 Christmas Greetings

The Chair wished members a very Happy Christmas and New Year.

E341/17 Duration of Meeting

The meeting was called for 7 pm and ended at 9.20 pm.

CHAIR _____

DATE _____

Minutes of Meeting of Mid Ulster District Council held on Thursday 14 December 2017 in the Council Offices, Circular Road, Dungannon

Chair: Councillor Ashton

Members Present: Councillors Bell, Buchanan, Burton, Clarke, Cuddy, Cuthbertson, Elattar, Forde, Gillespie, Glasgow, Kearney, Mallaghan, McAleer, McEldowney, McFlynn, McGinley, B McGuigan, S McGuigan, McKinney, McLean, McNamee, McPeake, Milne, Molloy, Monteith, Mullen, Mulligan, J O'Neill, M Quinn, T Quinn, Reid, Robinson, G Shiels, Totten and Wilson

Officers in Attendance: Mr Tohill, Chief Executive
Ms Campbell, Director of Leisure & Outdoor Recreation
Ms Canavan, Director of Organisational Development
Mr Kelso, Director of Public Health and Infrastructure

Mr Moffett, Head of Democratic Services
Mr JJ Tohill, Director of Finance
Mrs Forde, Member Support Officer

The meeting commenced at 7pm

C253/17 Apologies

Councillors Bateson, Doris, Gildernew and J Shiels

C254/17 Declarations of Interest

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

Councillor McAleer declared an interest Eskra Community Association Ltd Knockmany Forest

C255/17 Chair's Business

The Chair, Councillor Ashton reminded Members about the scheduled consultation meeting with representatives of the Department of Infrastructure on Motor Vehicle Driving Licenses (NI) Regulations 1996.

C256/17 Receive and consider minutes of matters transacted in "Open Business" at the Council meeting held on Thursday 23 November 2017

Proposed by Councillor Mallaghan
Seconded by Councillor B McGuigan and

Resolved That the Minutes of the Meeting of the Council held on Thursday 23 November 2017(C231/17 – C242/17 and C252/17), transacted in “Open Business” having been printed and circulated were considered and adopted.

C256/17 Receive and consider minutes of matters transacted in “Open Business” at the Special Council meeting held on Thursday 30 November 2017

Proposed by Councillor Wilson
Seconded by Councillor McKinney and

Resolved That the Minutes of the Meeting of the Special Council held on Thursday 30 November 2017(SC35/17 – SC39/17), transacted in “Open Business” having been printed and circulated were considered and adopted.

C257/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Environment Committee held on Monday 4 December 2017

Councillor Cuthbertson requested an amendment to minute at E315/17 Old Burial Grounds, stating that the resolve should read that the matter was deferred until consultation with the seven churches in the area had taken place

Councillors McGinley and Kearney concurred with Councillor Cuthbertson’s recollection of the discussion.

The Director of Environment and Property stated that the report in the resolve and consultation were not mutually exclusive as the proposed report would be compiled on all findings.

Councillor Mulligan requested an amendment to the minute at the final paragraph of E315/17 advising that sentence should read “*one part of the boundary wall of cemetery had been damaged*”.

Resolved That the aforementioned amendments be made to item E315/17.

Councillor McNamee drew attention to E311/17 and asked if a response had been received from the Department of Infrastructure in relation to his enquiry at the Environment Committee regarding previously allocated funding for the Cookstown Bypass. He advised that in November 2016 the then Minister for Infrastructure, Chris Hazzard had given undertakings in relation to the bypass and that he had enquired if the money was still available of if they had been redirected.

The Chair Councillor Ashton advised that no information had been received from the Department of Infrastructure.

Resolved That an update be sought from the Department of Infrastructure in relation to the Cookstown Bypass.

Councillor Wilson stated that he like many of his colleagues had been inundated with enquiries during the recent adverse weather in relation to gritting of footpaths. He stated that many of the people he spoke to had advised that Transport NI were stating it was the responsibility of Council.

Councillor Wilson proposed that Council issue a press statement clarifying responsibilities in relation to gritting of footpaths in that Transport NI trigger the request for Council to grit the footpaths.

Councillor Wilson expressed good wishes to Councillor T Quinn.

Councillor Cuthbertson stated he had spoken to officers over the weekend but concurred with previous comments that it was difficult to convey to constituents on 'who did what' he also stated that people questioned the use of resources highlighting that he had witnessed Council staff strimming grass which was covered in snow at 8.30am on Monday past.

Councillor McNamee stated that there were a number of people in Cookstown with fractures due to icy footpaths which would no doubt result in court cases. He further stated that Council owned carparks were like 'skating rinks' and suggested a review on Council's response in adverse weather conditions.

The Director of Environment and Property clarified that the clearance of ice and snow from public highways was ultimately the responsibility of Transport NI. The Director outlined the agreement between Transport NI and Council in relation to gritting of footpaths in cases of 'extreme' ice and snow but emphasised that the recent adverse weather would not be deemed extreme however footpaths in the main towns had been gritted.

The Director of Environment and Property advised that when off-street car parking transferred to Council, budget did not provide for gritting. He advised that Council inherited 23 carparks and that the current Council position was not to grit carparks but Members could request that this be reviewed, but should note that council did not have the resources for example, an 'ice station' which Transport NI had.

Councillor McLean sought clarity as to who triggers the process between Transport NI and Council.

In response, the Director of Environment & Property advised that the Transport NI local engineer triggers the process with the Head of Property Services. He advised that it was then at the discretion of Council, who received a small annual payment, to ascertain if staff could be redeployed from other duties to grit pavements.

Councillor Monteith stated that it was a case of '*Nero's fiddling and Rome is burning*' and that Council needed to be proactive. He added that everyone knew the snow was coming and if staff could not litter pick then they could grit. He emphasised that Council should not be sitting waiting on anyone else triggering an agreement as the reality is to the general public that Council is to blame. He emphasised when adverse weather reoccurs Council should be contacting Transport NI to initiate the

agreement. With regards to the carparks and the decision 'not to grit' taken in 2016 he stated that some are gritted for example at leisure centres and thus the former decision should be reviewed. Councillor Monteith emphasised that Council should use this situation as a benchmark and be more proactive in the future.

Proposed by Councillor Monteith
Seconded Councillor McLean

That Council review gritting of carparks and be more proactive in its approach to gritting of footpaths.

Councillor Mallaghan referred to a motion passed at Council regarding the responsibilities being transferred to Council and concurred with Councillor Wilson that people needed to be aware of Council's remit. Referring to rural roads he stated that although grit was provided and local people spread it he emphasised that a publicity campaign was needed in order to clarify the criteria.

Councillor Mallaghan seconded Councillor Wilson's proposal.

Councillor Clarke concurred with Councillor Mallaghan that services should be transferred to Council emphasising that rural roads were a disaster in the frost and in his locality there was two separate Transport NI divisions on the one road. He stated that people who meet hazards on the rural roads were usually strangers.

Councillor Burton stated that Council should be careful not to provide excuses for any reduction in provision of grit piles as people in rural areas had to fend for themselves and were dependent on them. She also highlighted in the previous cold snap assistance was required from the mountain rescue service.

The Chair Councillor Ashton called Members attention to the two proposals and it was resolved that

Proposed by Councillor Monteith
Seconded Councillor McLean and

Resolved That Council review gritting of carparks and be more proactive in its approach to gritting of footpaths.

Proposed by Councillor Wilson
Seconded by Councillor Mallaghan and

Resolved That Council issues a press statement clarifying council role in gritting and issue a letter to the Department of Infrastructure regarding gritting of footpaths.

Councillor Reid drew attention to E319/17 Dual Language Signage Survey and requested an amendment to the meeting. He advised that Councillor B McGuigan had stated at the meeting Councillor Reid stated that he wanted his name removed from Councillor B McGuigan's remark that he interpreted as "*those within the*

Chamber were leading some people to think that it was the norm to damage signage”, as he had no issue with dual language signage.

Councillor Reid requested that this be added to the paragraph relating to this section of the meeting and that his name be removed from the following paragraph. Councillor Reid also stated that at the meeting he had requested costings regarding signage on behalf of Councillor Glasgow but to date no paper or information had been received in. He highlighted that moving forward the costings in relation to signage would impact on the rates and that Council can't budget when they don't know the exact costs.

Councillor Glasgow stated he had been unable to attend the environment committee and that he had requested the costs the previous month when he had been in attendance at which time he had been advised these would be forwarded. He emphasised that it was not the first occasion that an undertaken had been given to forward information to Members and it had been received by Members. Councillor Glasgow also stated that at the previous environment committee he had raised the issue of vandalism to signs and emphasised that the signs were very much needed in areas not covered by satnav especially to emergency services.

Councillor B McGuigan stated that to clarify the aforementioned remarks made by Councillor Reid that when he referred to the vandalism to bi-lingual signage he had said that he had spoken of the language used by members in relation to signs but had not referred to any individual by name.

Councillor Reid clarified that he had asked for his name to be removed from the remark.

The Chair, Councillor Ashton suggested that the Chief Executive review the minutes of the meeting.

Councillor McGinley speaking as Chair of the Environment Committee stated it was his understanding that costings in relation to signage were provided in the November minutes and that full costings could not be clarified until works had been completed.

Councillor Cuthbertson stated that it was not just the price of the sign but highlighting Killyliss Road as an example outlined the number of houses on the road who all received survey letters and highlighted that the cost of postage and letters should also be incorporated in the full costings.

Councillor Cuthbertson also stated that E319/17 did not give a true reflection as initially his proposal was refused and that it was later on in the meeting when the chair of the committee revisited the agenda item that his proposal was accepted.

The Director of Environment and Property stated that the chair of committee Councillor McGinley was correct in his recollection of the minute regarding costs and that a report would be prepared and tabled in January.

The Chief Executive suggested that where there is a discrepancy between members recollection of the meeting staff would work with Members to agree a form of words

and that a sentence could be added to E319/17 to indicate that the chair of committee had returned to the agenda item.

Councillor McGinley stated that the minute summarised the discussion and that he had not initially taken the proposal, one which was made each month by Councillor Cuthbertson, but had reconsidered it and advised the meeting that he was returning to the agenda item. He emphasised that minutes were not required to be verbatim and that committees 'ebb and flow' but the minute did reflect the discussion.

Proposed by Councillor McGinley
Seconded by Councillor Bell

That the minutes of the Environment Committee be adopted.

Councillor Cuthbertson sought clarity as to whether it was the complete minute being proposed.

Councillor Bell withdrew as seconder of the proposal as he was not a member of the committee.

Councillor S McGuigan seconded Councillor McGinley's proposal.

Councillor McLean stated that this matter needed to go back to the environment committee as those Members who were not part of the committee could not possibly vote.

Proposed by Councillor Kearney
Seconded by Councillor McLean

To refer the minutes back to the environment committee.

Councillor McNamee asked how this would impact the actions.

Councillor McGinley sought clarification on this.

The Chief Executive stated that as the resolution was not being queried that Council could approve the resolution and refer the minutes back to the committee to agree the accuracy of the flow.

Councillor McGinley stated that there was no debate over the statement and the minute reflected the discussion and suggested that a line be put into the minute to indicate the committee had returned to the item. He emphasised that the discussion flow was correct and there was no sense in delaying the minutes.

The Chair, Councillor Ashton stated that there was still the issue in relation to discussion involving Councillors Reid and B McGuigan.

Councillor Burton sought clarity as to whether the chair of a meeting had the right not to accept a proposal. She also emphasised that the minutes were a testimony of the happenings for evermore.

The Chief Executive clarified that when a meeting was in session all matters were at the discretion of the Chair and the Chair's authority should not be challenged. He advised that a Member could raise a point of order.

The Chair, Councillor Ashton stated that there was two proposals.

Councillor McGinley then withdrew his proposal.

Councillor Mallaghan again sought clarity as to whether the resolutions passed would be delayed.

The Chief Executive stated that Council can either halt the actions or can adopt the resolutions.

Proposed by Councillor Mallaghan

To approve the resolutions and clarify the minutes at the Environment Committee.

Councillor McLean withdrew his proposal.

The Chair Councillor Ashton confirmed Members agreement to the course of action.

Resolved That (i) the recommendations of the Environment Committee meeting held on Tuesday 4 December 2017 (E308/17 – E332/17 and E341/17) transacted in “Open Business” be adopted; and (ii) that the minutes be referred to the Environment Committee for clarification.

Councillor Buchanan left the meeting at 7.30pm

C258/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Planning Committee meeting held on Tuesday 5 December 2017

Councillor Clarke requested an amendment to the minute item P176/17 Planning Applications for Determination, Application Reference H/201/0399/F, advising that Councillor Kearney proposed the resolve and that he had seconded it. Councillor Kearney concurred with Councillor Clarke.

Proposed by Councillor Clarke
Seconded by Councillor Robinson and

Resolved That the Minutes of the Planning Committee meeting held on Tuesday 5 December 2017 (P173/17 – P179/17 and P189/17) transacted in “Open Business”, having been printed and circulated, subject to the foregoing were considered and adopted.

C259/17 Receive and consider the minutes and recommendations transacted in “Open Business” at the Development Committee held on Wednesday 6 December 2017

Proposed by Councillor McNamee
Seconded by Councillor Elattar and

Councillor Elattar expressed her thanks to staff for the implementation of the Christmas lights policy emphasising that it had been a lot of hard work. Councillor Elattar also commended the local communities who embraced the policy.

Resolved: That the Minutes, recommendations and decisions resolved of the Development Committee meeting held on Thursday 16 November 2017 (D247/17–D259/17 and D264/17) transacted in “Open Business”, having been printed and circulated were considered and adopted.

C260/17 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Policy and Resources Committee meeting held on Thursday 7 December 2017

Proposed by Councillor Molloy
Seconded by Councillor S McGuigan and

Resolved That the Minutes and recommendations of the Policy and Resources Committee meeting held on Thursday 7 December 2017 (PR226/17 – PR236/17 and PR 254/17) transacted in “Open Business”, having been printed and circulated, were considered and adopted.

Councillor McGinley referred back to the question of accuracy of minutes and suggested that the Policy and Resources Committee should revisit the question of recording all committees.

The Chief Executive stated that the matter of recording committees had been discussed previously in relation to the planning committee and emphasised that the advice received had been that would not be in Members interest to have verbatim conscripts as things can be said not as intended. He concluded that the advice could be brought back to Policy and Resources.

Councillor McGinley reiterated that Members needed to reflect on that minutes were not for word for word transcripts of discussion.

C261/17 Conferences and Seminars

Approval was sought for undernoted conferences for attendance of Members and council officers outlined in the report, the payment of attendance fees and associated costs as incurred.

- (i) Member Approvals
 - NI Agri Food Business Conference – Them Looking Beyond 2022
Thursday 15 February 2018, Craigavon. Cost: £195, travel and subsistence
- (ii) Officer Approval

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fees
Jaipur Literature Festival	22.1.17	1	India	Funded
Celtic Connections Trade Workshop, Glasgow	24.1.1	1	Glasgow	Yes
Annual Local Authority VAT Conference	28.2.1	1	London	Yes
Retrospective Approvals				
Local Authority Bar Association Conference	1.12.1	1	Derry	Yes
Improving Engagement in Plan making	5.12.1	1	Derry	Yes

Proposed by Councillor J O'Neill
Seconded by Councillor McNamee and

Resolved: That the attendance of Members and officers, the payment of attendance fees and associated costs as incurred be approved, as required for attending Members and officers.

Councillor Monteith left the meeting at 7.40pm

C262/17 Consideration of Requests for Civic Recognition

The Head of Democratic services drew Members attention to the previously circulated report and sought approval for civic recognition requests for those groups and individuals listed in line with Council Receptions Policy.

Proposed by Councillor McGinley
Seconded by Councillor McNamee and

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

C263/17 Council response to DFC Consultation on a Fundamental Review of Social Housing Allocations

The Director of Public Health and Infrastructure drew attention to the previously circulated report, the workshop and subsequent draft consultation response circulated to Members and sought approval to forward the response.

Proposed by Councillor S McGuigan
Seconded by Councillor McKinney and

Resolved That the proposed response to the Consultation on A Fundamental Review of Social Housing Allocations be approved and submitted.

Matters for Information

Councillors Mallaghan and T Quinn left the meeting at 7.42 pm

C264/17 Consultations notified to Mid Ulster District Council

Councillor S McGuigan proposed that Council prepare a response to the undernoted consultations

- (i) Northern Health and Social Care Trust: How we propose to purchase domiciliary care provided by non-statutory providers;
- (ii) Northern Health and Social Care Trust: Consultation on the future model for acute paediatric services in Northern Trust hospitals.

Councillor Mallaghan returned to the meeting.

Councillor Glasgow proposed that Council prepare a response to the Department of Environment, Agriculture and Rural Affairs: Response to the TBSPG's Recommendations to Eradicate Bovine TB in Northern Ireland. He outlined that farmers in particular would be affected by the implications of a reduction in financial compensation as they were already under pressure and do not need added burdens and it was not realistic to expect them to pay to have cattle tested for TB.

Councillor Mullen left the meeting at 8.44pm

Councillor Reid stated that he had been told of one herd in the Dungannon area losing 56 head of cattle. He stated that the region used to be one of those least effected by TB but this status had changed. Councillor Reid emphasised that Council should be lobbying the Department to instigate a controlled cull of badgers, like that in England as it was badgers urinating on the grass causing the spread of TB. He stated that when the financial cap is introduced there would be more pressure on the farmer who if TB is found in the herd is restricted from selling cattle thus they are inundated with extra stock. Councillor Reid emphasised that Council should lobby for a cull in the badger kingdom.

Councillor Clarke stated that the cost of TB was up on £40m per year which could not be sustained. He referred to studies carried out in the Banbridge and Sixmilecross and stated that it would be interesting to discover their outcome as they had identified badgers, culling those infected with TB and inoculating those not. He emphasised that Council should be urging the Department to move on the issues as there was a lot of fear and concern about the fall in herd numbers due to TB.

Councillor Mullen returned to the meeting at 7.47pm

Councillor Mallaghan stated that he too had heard of a farmer where his animals had been destroyed due to TB and this should be included in the response.

Councillor Mallaghan drew attention to the Department of Infrastructure: extraction from Lough Neagh Consultation and requested that it be brought back to the Planning Committee.

In response, the Chief Executive advised that the December planning committee minutes had shown the consultation 'as noted'.

Councillor Mallaghan advised that the planning committee had noted a report with regard to air and environmental quality in relation to the planning consultation.

The Chair, Councillor Ashton suggested an extension to the closing date if required.

Resolved That

- (i) Council provide a response to the undernoted consultations
 - a. Northern Health and Social Care Trust: How we propose to purchase domiciliary care provided by non-statutory providers;
 - b. Northern Health and Social Care Trust: Consultation on the future model for acute paediatric services in Northern Trust hospitals.
 - c. Department of Environment, Agriculture and Rural Affairs: Response to the TBSPG's Recommendations to Eradicate Bovine TB in Northern Ireland.
- (ii) Department of Infrastructure: extraction from Lough Neagh Consultation be brought before planning committee in January; and
- (iii) Previously circulated consultations notified to Council noted.

C265/17 Correspondence

The Head of Democratic Services drew attention to the previously circulated report highlighting proposed removal of a public payphone at 73 Tulnacross Road, Cookstown.

Councillor Glasgow said that he would be keen to have the telephone kiosk retained, for although they have little use in instances, a public telephone can save a life especially if mobile reception is not good in the area. Councillor Glasgow asked if usage and the proximity to other telephones could be clarified.

The Head of Democratic Services advised that he would seek an update and advised that Council had previously responded to such a consultation and the telephone kiosk was retained.

Councillor Cuthbertson stated that the one in the Bush area had been retained as the Planning Department had issued a temporary protection notice as it was a traditional red kiosk.

The Chair, Councillor Ashton stated that the Head of Democratic Services would seek clarity on the matter.

Councillor Clarke stated that the kiosk in question was the last one out of Cookstown at the end of the district, that it covered an eight mile area with the nearest being a kiosk on the Drum Road and it would be unlikely that someone in difficulty could make it that far.

Resolved That with regard to the removal of the public payphone at 73 Tulnacross Road, Cookstown an update be sought on usage, structure of kiosk and its proximity to other kiosks in the area with a view to retain the facility.

Confidential Business

Proposed by Councillor Molloy
Seconded by Councillor McNamee and

Resolved: That items C267/17 – C273/17 be taken as confidential business.

- (i) Minutes taken as confidential business at the Council meeting held on Thursday 23 November 2017
- (ii) Minutes taken as confidential business at the Special Planning Committee (Development Plan) on Thursday 28 November 2017
- (iii) Minutes taken as confidential business Environment Committee held on Monday 4 December 2017
- (iv) Minutes taken as confidential business at the Planning Committee held on Tuesday 5 December 2017
- (v) Minutes taken as confidential business at the Development Committee held on Wednesday 6 December 2017
- (vi) Minutes taken as confidential business and Decisions Resolved at the Policy and Resources Committee held on Thursday 7 December 2017

The press left the meeting at 7.52pm

C273/17 Duration of Meeting

The Chair Councillor Ashton wished everyone a Happy Christmas.

The meeting was called for 7pm and ended at 7.59pm.

CHAIR _____

DATE _____

Minutes of Meeting of Planning Committee of Mid Ulster District Council held on Monday 8 January 2018 in Council Offices, Ballyronan Road, Magherafelt

Members Present

Councillor Mallaghan, Chair

Councillors Bateson, Bell, Clarke, Cuthbertson, Gildernew, Glasgow, Kearney, McAleer, McEldowney, McKinney, McPeake, Mullen, Reid, Robinson, 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 McAllister, Senior Planning Officer
Ms McKearney, Senior Planning Officer
Ms McNally, Council Solicitor
Ms Grogan, Committee Services Officer

Others in Attendance

Applicant Speakers

LA09/2016/0110/O Chris Cassidy – CMI Planners
LA09/2016/0114/O Chris Cassidy – CMI Planners
LA09/2016/1122/F Chris Cassidy – CMI Planners
LA09/2017/0477/F Ryan Dougan – Vision Design Arcts
LA09/2017/0528/O Sheila Curtin – 2 Plan NI
LA09/2017/0628/O Chris Cassidy – CMI Planners
LA09/2017/0864/O Don Sonner – Architect
LA09/2017/0998/F Mary McKenna – Objector
LA09/2017/1032/O Eamonn Cushnahan – Blackbird Arcts
LA09/2017/1079/O Chris Cassidy – CMI Planners
LA09/2017/1205/O Robert Leonard – Agent
LA09/2017/1276/O Chris Cassidy – CMI Planners
LA09/2017/1380/O Joe Diamond – Diamond Architecture
LA09/2016/0848/O Chris Cassidy – CMI Planners

The meeting commenced at 7 pm

P001/18 Apologies

None

P002/18 Declarations of Interest

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

Councillors Mullen declared an interest in applications LA09/2017/0998/F and LA09/2017/1032/O.

Councillor Kearney declared an interest in application LA09/2017/0148/F.

P003/18 Chair's Business

The Chair advised Members that the Protocol for the Operation of the Planning Committee and revisions to the scheme of delegation were to come back to the next meeting and advised that this would be useful for the Committee and Officers.

The Planning Manager advised members that recent statistics had indicated that Mid Ulster District Council – Planning Department were performing very well and were the 2nd or 3rd highest performing authority in Northern Ireland, with the highest approval rates, meeting of targets and major objectives all being achieved.

The Planning Manager however, did raise concern regarding staffing difficulties and advised that there were a lot of Officers being moved around and maternity leave cover not being replaced. He said that once young staff were trained up, other Authorities grab them. He said that at the last meeting he had advised that 2 teams had been restructured for Dungannon and Magherafelt areas and now looking at implementing a 3rd team to ease the workload.

Matters for Decision

P004/18 Planning Applications for Determination

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

The Planning Manager advised that his team had an opportunity to speak to Agents before the meeting tonight and it was agreed that the following applications would be removed from the list tonight.

- Item 4.1 – LA09/2016/0110/O – Site Meeting with Planning Officer
- Item 4.2 – LA09/2016/0114/O – Deferred for an Office Meeting
- Item 4.4 – LA09/2016/1122/F – Deferred for an Office Meeting
- Item 4.5 – LA09/2016/1526/O – Withdrawn
- Item 4.10- LA09/2017/0864/O – Deferred for an Office Meeting
- Item 4.12- LA09/2017/0998/F – Deferred for further investigation
- Item 4.13- LA09/2017/1032/O – Deferred for an Office Meeting
- Item 4.17- LA09/2017/1205/O – Deferred for an Office Meeting
- Item 4.18- LA09/2017/1276/O – Deferred for SPTO to visit the site

Councillor Cuthbertson enquired if the applicants would be happy with the decision taken by the Planning Manager.

The Planning Manager advised that if anyone had any objections in the gallery, then they could stand up and object to his decision.

Proposed by Councillor McPeake
Seconded by Councillor McKinney and

Resolved: That it be recommended to the Council to deal with the remaining applications as listed.

LA09/2016/0110/O Infill dwelling and garage 30m NW of 125 Gulladuff Road, Bellaghy for Odhran O'Neill

Ms Doyle (SPO) presented a report on planning application LA09/2016/0110/O advising that it was recommended for refusal.

Resolved: That planning application LA09/2016/0110/O be deferred for an site meeting with Planning Officer

LA09/2016/0114/O Infill dwelling 20m E of 6 Peace Haven Crescent, Rocktown, Bellaghy for Brendan O'Neill

Ms McAllister (SPO) presented a report on planning application LA09/2016/0114/O advising that it was recommended for refusal.

Resolved: That planning application LA09/2016/0114/O be deferred for an office meeting.

LA09/2016/1042/F 5 dwellings (amended site layout and amended house type from M/2007/0631/F) at lands to the rear of 61 Killymeal Road, Dungannon for DB Contracts Ltd

Members considered report on planning application LA09/2016/1042/F which was recommended for approval.

Proposed by Councillor Reid
Seconded by Councillor Gildernew

Resolved: That planning application LA09/2016/1042/F be approved subject to conditions as per the officer's report.

LA09/2016/1122/F Replacement dwelling 40m NE of 48 Waterfoot Road, Magherafelt for Henry J Walls

The Head of Development Plan presented a report on planning application LA09/2016/1122/F advising that it was recommended for refusal.

Resolved: That planning application LA09/2016/1122/F be deferred for an office meeting.

LA09/2016/1526/O Site for dwelling and domestic garage 20m E of 118 Bancran Road, Draperstown for O Bradley

The Chair, advised that planning application LA09/2016/1526/O had now been withdrawn.

LA09/2017/0148/F Social Housing Development of 7 dwellings and associated access road, parking, siteworks, retaining walls and landscaping at lands immediately adjacent to and E of 1 – 10 Line Court, Main Road, Moygashel for AH Developments

Members considered report on planning application LA09/2017/0148/F which was recommended for approval.

The Planning Manager referred to the circulated addendum and advised that he was making members aware that a consultation had been issued to Shared Environmental Services to complete a Habitats Risk Assessment. He said if there were any issues that this would be brought back.

Proposed by Councillor Reid
Seconded by Councillor Gildernew

Resolved: That planning application LA09/2017/0148/F be approved subject to conditions as per the officer's report.

LA09/2017/0477/F Extension to existing cancer care facility comprising additional treatment rooms, consulting room, offices, ancillary accommodation and associated site works at 163 Lough Fea Road, Cookstown for Charis Cancer Care

Members considered report on planning application LA09/2017/0477/F which was recommended for approval.

Proposed by Councillor J Shiels
Seconded by Councillor McKinney and

Resolved: That planning application LA09/2017/0477/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 Mr A Moore

Ms Doyle (SPO) presented a report on planning application LA09/2017/0528/O advising that it was recommended for refusal.

The Chair advised that a request to speak had been received and invited Ms Curtin to address the committee.

Ms Curtin advised the committee that the application site was to be considered under Policy CTY-10 – Dwellings on Farms 'as an alternative site elsewhere on the farm' and that it was acknowledged that there were two groups of buildings on the holdings, both of which were considered unsuitable due to health and safety reasons.

The reasons for unsuitability of lands immediately adjacent to the farm cluster at 29 Dromore

Road, were previously discussed at the meeting in October and the arguments relate to Planning Policy Statement 15 and the precautionary principle with regards to flooding and development on areas susceptible to flooding. She said that they would be content in their knowledge, including the landowners concerns regarding the water table level at this location and previous structural difficulties encountered on immediately adjacent lands, should not be ignored. The precautionary principle grounded within PPS15 should not be ignored and demonstrable that health and safety reasons are present to enable an alternative siting under CTY10.

With regards to the group of buildings accessed via the private laneway adjacent to No. 41 Drumsamney Road, where a survey was carried out on the laneway and it showed that due to the ownership constraints, it would not be possible to make the improvements to the laneway to bring it up to the required standards of accessibility for emergency vehicles, in particular wider vehicles such as fire engines. There are a number of blind corners and this cannot be altered to provide passing bays for future residents.

In summary, the existing laneway which provides access to a group of farm buildings does not have the capacity to be improved to a standard necessary due to ownership and topography constraints and as such demonstrate health and safety reasons are present to enable an alternative siting under CTY10. There is the ongoing difficulty for applicants who have to seek finance to construct a property accessed via a shared laneway and unlikely to have finance approved in such circumstances.

The Planning Manager said that he would have an issue with the statement of buildings on the farm, when there is only one building. He said that if the alternative site was agreed that the laneway could be considered. He enquired if the Uncle which owns the land had any children and what was the relationship between the Uncle and the Nephew.

Ms Curtin advised that the applicant was present in the meeting tonight and that the Uncle had younger sons. He said that the applicant had been a huge help to the Uncle around the farm and although he had full-time employment, he worked unsocialable hours part-time on the farm and was always there when needed. She said that the other house belongs to the Uncle's mother (applicant's grandparents) and that none of the immediate family live there because of the flooding.

The Planning Manager said that he would be interested to know the history behind of this and would suggest that a private conversation take place during a deferred office meeting.

Proposed by Councillor McKinney
Seconded by Councillor Reid and

Resolved: That planning application LA09/2017/0582/O be deferred for an office meeting.

**LA09/2017/0628/O Dwelling and garage 60m W of 26 Ballydermot Road,
Bellaghy for Declan Diamond**

Ms Doyle (SPO) presented a report on planning application LA09/2017/0628/O advising that it was recommended for refusal.

The Chair advised that a request to speak had been received and invited Ms Curtin to address the committee.

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

Mr Cassidy referred to the planning issues, which were raised for refusal; CT13 – Integration and Design of Buildings in the Countryside; CTY14 – Rural Character; PPS 3 – Access, Movement and Parking.

He said that the proposal was contrary to Policies CTY1 and CTY10 of Planning Policy Statement 21, Sustainable Development in the Countryside and did not merit being considered as an exceptional case in that it had been demonstrated that the proposed new building was visually linked or sited to cluster with an established group of buildings on the farm. Part C of the Policy allows for a dwelling on the farm to be sited away from the main group if there were either demonstrable health and safety reasons or verifiable plans to expand the farm business at the existing building group(s).

He stated that the applicant had already put a cattle crush and holding pen at this location and plans had been formalised for a new shed to be built. These plans are ready for submission and the applicant was willing to take a condition on any approval for his house that the shed would be built prior to occupying the dwelling. A copy of the plans were attached for members' consideration. This proposed shed along with the already established cattle crush and holding pen demonstrates verifiable plans to expand the farm business.

To the rear of the applicants home (the existing farm group) was discounted as a location for any new house because the mortgage brokers had advised that the land to the rear of No. 48a Deerpark Road was legally attached to the mortgage for the dwelling at 48a Deerpark Road and cannot be used for a new site.

Additionally a topographical survey had confirmed third party lands were required for sight lines accessing the existing laneway serving the land behind the applicant's home. The land that is required was not within the ownership of Mr Diamond and he is unlikely to gain control of it. The applicant cannot provide a safe access onto the public road at this location using the existing lane.

Mr Cassidy advised that the third party objector, Mr McCartney had asked that should a dwelling be approved on this site, its location should be approximately 100m from his dwelling, which the applicant is happy.

He advised that all neighbours were notified and that this wasn't an application under cluster and that DARD had confirmed that this was an active and established farm holding.

The Planning Manager said that he was confused as he was under the impression that Mr Diamond had already built himself a dwelling.

Mr Cassidy advised that this site was for his brother and his family, and that the brother's young child had recently started school in Bellaghy.

The Planning Manager said that he had looked at the last application for a farm building, which it turned out that it wasn't and that a cattle crush didn't constitute as a building on a farm and felt that this could be a bit premature.

In response to Mr Cassidy's remark about planning permission was ready to go, the Planning Manager stated that no application had been made.

Mr Cassidy said that prior to the new dwelling a new shed would be built.

The Planning Manager said that things could be taken on board and some could not, like whether it was for sale or not, but equally it would not be material to take on board for a farm building or there could be the perception that this was being made up as it goes along. He said that you could not rely on the advice of Mortgage Advisors and that it was not the purpose of the planning system to package things. He said that you could choose to consider the material circumstances and whichever committee it goes to, but that there could be a dispute regarding the location and all the facts, which are correct at the time. He said that as a Planning Manager that this was a case that he would not be happy to make a decision on and may be better if it was presented to the Planning Appeals Commission to justify why the case had not been fully met.

Councillor McPeake stated that it was his understanding that the previous application was revoked because wrong information was given and, as this was a new application it should be looked at again on its own merit. He felt that the applicant should be given a chance as he has met the 6 year criteria and had an opportunity for an alternative site on the farm. He advised that an objector had objected last time but this time they were happy for the site to be located 100m away from his dwelling and that no negative integration is evident and meets the criteria of rural character.

The Planning Manager said that there are still issues, which he would be concerned about, as the 6 year rule has not been confirmed by the Department of Agriculture for the applicant but for only the Diamond Farm holders. He said that he would also be concerned about whether the field on the other side of the road has been in his ownership for 6 years as we can't make assumptions on a set of invoices being submitted, but could be still in the ownership of the Diamond Family.

The Planning Manager said that given the current position that he would be content to meet Mr Diamond and discuss options.

Councillor Bateson referred to issues around relocation and enquired why they were revoked and asked if this was being considered the same.

The Planning Manager said that a planning application would not be refused because a previous one had been revoked, but there was a need for a building on a farm to be taken seriously as challenges could arise from neighbours and would suggest deferring the application for an office meeting.

Proposed by Councillor McAleer
Seconded by Councillor Kearney and

Resolved: That planning application LA09/2017/0628/O be deferred for an office meeting.

LA09/2017/0864/O Dwelling and basement garage to rear of 14-16 Morgan Drive, Cookstown for Ms Anne Mulligan

Ms McAllister (SPO) presented a report on planning application LA09/2017/0864/O advising that it was recommended for refusal.

Resolved: That planning application LA09/2017/0864/O be deferred for an office meeting.

LA09/2017/0936/F 2 additional broiler poultry sheds (to contain in total 74000 broilers) with 4 feed bins, 2 gas tanks, biomass boiler shed and pellet bin, ancillary building and proposed cattle shed with underground slurry tank (to contain 80 beef cattle) new coved silage pit, covered yard area and general farm storage building at lands approx. 300m NW and 100m SW of 27 Terryscollop Road, Annagh, Dungannon for CAP Farms Ltd

Members considered report on planning application LA09/2017/0936/F which was recommended for approval.

Proposed by Councillor McKinney
Seconded by Councillor Gildernew and

Resolved: That planning application LA09/2017/0936/F be approved subject to conditions as per the officer's report.

LA09/2017/0998/F Top dressing of existing laneway, widening of sight splays at road entrance, widening of chicane, piping approx. 20m of open sheugh at land fronting onto Keerin Road approx. 625m West of 125 Broughderg Road, Omagh for John O'Neill

Resolved: That planning application LA09/2017/0998/F be deferred for further investigation and submission of further details.

LA09/2017/1032/O Single dwelling to the rear of 137 Lisaclare Road, Killeen, Stewartstown for Mrs Cora Donnellan

Mr Marrion (SPO) presented a report on planning application LA09/2017/1032/O advising that it was recommended for refusal.

Resolved: That planning application LA09/2017/1032/O be deferred for an office meeting.

LA09/2017/1079/O Site for dwelling and domestic garage approximately 20m NE of 40 Coole Road, Aughamullan, Dungannon for Mr Lee Canavan

Mr Marrion (SPO) presented a report on planning application LA09/2017/0864/O advising that it was recommended for refusal.

Councillor McKinney left the meeting at 7.40 pm and returned at 7.47 pm

The Chair advised that a request to speak had been received from Mr Chris Cassidy and he asked him to address the committee.

Mr Cassidy stated that the Case Officer's report stated *"the application site was not within any development settlement limits as defined in the Dungannon & South Tyrone Area Plan 2010. The surrounding area can be characterised as open countryside side with dispersed rural dwellings and farms. The site sits 220 metres NE of Coole Crossroads"* He said that he would dispute this as the site was situated 128m from the crossroads. He said that the Case Officer continues *"Whilst I concede that the site is within a cluster and can be associated with a local focal point (crossroads), nonetheless the application site fails to meet one of the criteria of Policy CTY2a, in that the site does not provide a suitable degree of enclosure and is not bounded on at least two sides with other development in the cluster. The site is bounded on one side by development (No. 40). Whilst acknowledging there is outline permission granted for a farm dwelling to the NE and rear of the site, cannot be considered as development"*.

He said that the site has a strong visual linkage with adjacent plots and would consolidate the cluster with no consideration to No. 38a to the north of the site given by Council. This site, along with the two "live" approvals which adjoin the application site provide enclosure.

A dwelling here would not intrude into the surrounding countryside as there was development around the site ensuring any development would not significantly alter the character of the area. The departments approach to clustering is also at odds with other Councils and the Planning Appeals Commission who in appeals 2016/A0095, 2012/A00120, 2010/A0202 along with Council references LA08/2015/0056/F and LA07/2015/0135 which found that not meeting the policy in its entirety was not fatal but rather recognised that the overall thrust of this policy was to consolidate development.

Mr Cassidy said that in this case given the nature of the cluster it was considered that no demonstrateable harm would be caused and would respectfully request this application be reconsidered.

The Planning Manager stated that at the moment there was outline planning permission behind the site and if built directly behind it would be alright. If a dwelling was put at this site, then this will begin to sprawl out and may continue to do so and consideration needs to be given to outline planning permission as the planning appeals had been very clear on their stance on outbuildings.

Councillor Kearney enquired if the approved site had the same status as the other one.

The Planning Manager said that it hadn't but that he couldn't say exactly what the difference was as it still had to be treated as a building, as there was a need to consider each one on its own merit as it arises. He said that it was the same as the last application as a lot of things were being argued when there was no planning permission, although this did not mean that the situation could not change within the next year.

Councillor Bateson said that a valid point had been raised regarding a cluster, if a cluster was not entirely there in planning terms it could be pushing it a bit far.

The Planning Manager suggested that the applicant further consider this application. He said that Planning Appeals take buildings block on block and this policy says that if a farm was on at least two sites it can be classed as a cluster. He said that it could be a building, farm, quarry or even an engineering structure, so in this instance, there is a laneway to one side and a line of three properties and permission behind and in his view, this does not satisfy the criteria.

Councillor Gildernew proposed that after seeing the information that the site should be considered for approval.

The Planning Manager said that after consideration it could be seen differently, as there could be an assumption, which he may have got wrong, as a laneway to a house was classed as a development and it would be reasonable to argue that the natural end was the laneway and could be justified on these grounds.

Councillor Reid referred to the cluster and broken line, and stated that there could be an argument to overturn this if others want to build around the dotted line and could result in a hamlet or a settlement emerging.

The Planning Manager asked that the committee consider this application carefully as we are an authority which gets judicial reviews etc. and arguments and may be worth while for the application to be deferred.

Councillor Cuthbertson enquired why a laneway was classed as a development and an infill site facing the road was not.

The Planning Manager advised that infill used the work building.

Councillor Gildernew withdrew his original proposal.

Proposed by Councillor J Shiels

Seconded by Councillor Gildernew and

Resolved: That planning application LA09/2017/0864/O be deferred until further investigations were carried out.

LA09/2017/1132/F Use of lower ground floor of house as childminding/daycare facility for 8 at 9B Woodlawn Park, Dungannon for Little Eco Steps Ltd

Members considered report on planning application LA09/2017/1132/F which was recommended for approval.

Proposed by Councillor Reid
Seconded by Councillor Gildernew and

Resolved: That planning application LA09/2017/0998/F be approved subject to conditions as per the officer's report.

LA09/2017/1179/RM Dwelling and garage 25m NW of Killycon Road, Portglenone for Seamus McAllister

Members considered report on planning application LA09/2017/1179/RM which was recommended for approval.

Proposed by Councillor J Shiels
Seconded by Councillor Bateson and

Resolved: That planning application LA09/2017/1179/RM be approved subject to conditions as per the officer's report.

LA09/2017/1205/O Site for farm dwelling and double domestic garage at approx. 250m No of 10 Lecumpher Road, Moneymore for Jonathon and Jayne Smyth

Ms Doyle (SPO) presented a report on planning application LA09/2017/1205/O advising that it was recommended for refusal.

Resolved: That planning application LA09/2017/1205/O be deferred for an office meeting.

LA09/2017/1276/O Dwelling and domestic garage approx. 35m SE of 2d Drumard Lane, Draperstown for Mick and Carmel McKee

Ms McAllister (SPO) presented a report on planning application LA09/2017/1276/O advising that it was recommended for refusal.

Resolved: That planning application LA09/2017/1276/O to be deferred for the team lead to visit the site.

LA09/2017/1280/F Cattle shed with underground slurry tank at land approx. 100m SW of 7 Castletown Road, Aughnacloy for Mr David Loane

Members considered report on planning application LA09/2017/180/F which was recommended for approval.

Proposed by Councillor Reid
Seconded by Councillor Gildernew and

Resolved: That planning application LA09/2017/1280/F be approved subject to conditions as per the officer's report.

LA09/2017/1380/O Site for infill dwelling and garage 25m SE of 37 Derrygarve Park, Castledawson for Paddy Diamond

Members considered report on planning application LA09/2017/1380/O which was recommended for approval.

Proposed by Councillor Kearney
Seconded by Councillor McEldowney

Resolved: That planning application LA09/2017/1380/O be approved subject to conditions as per the officer's report.

LA09/2017/1423/F Retention of 2 dwellings at 73 Killyliss Road, Dungannon for Gary McCann

Mr Marrion (SPO) presented a report on planning application LA09/2017/1423/F advising that it was recommended for refusal.

The Planning Manager advised it was suggested when it may have been a farm case however when looked at the policy tests for a farm case had not been met. He advised the applicant also had a second permission for a dwelling but building control records showed that it was also the intention to build two houses at that site. He advised the applicant also had a second permission for a dwelling but building control records showed that it was also the intention to build two houses at that site. He advised that the application should be refused and the matter referred to the Planning Appeals Commission if the applicant wished to contest.

Councillor Clarke said that there was mess made of the Planning Policy, and still working on the original one from 1972 or 1973 and there would be a lot less problems with enforcement cases and everything that we do if this would rightified. He said that the Council approve sheds, houses, factories and roadways and then there is an enforcement and planning permission on them. He continued to state that as a region, there was a need to have this regularised as this would sort the matter out as we are continually running to catch our tail and if something wasn't looked at, then how can it be stopped.

The Planning Manager stated that some people are under the illusion that if planning permission is not granted, then they should continue to build and wait for the enforcement notice to be issued. He said that Mid Ulster Council tries to help planning to be sustainable and help people and applicants to the best to their abilities. He raised concern about a person building when they should not and when challenged to put it right, they refuse, then there is no other alternative to proceed with legal action and once that is in force, a criminal conviction would be held on file. He said that the message to everyone would be to abide by the policy and to liaise with Planning Officers before going down the route of building.

Councillor J Shiels enquired if any work had been done to the previous application as this could be a substitute and result in three buildings.

Mr Marrion (SPO) advised that the dwelling built was on the blue print and then two separate buildings were built, the other site had foundations in, with one house there and one beside it.

Councillor Reid said as far as he was concerned a lot of people were not following protocol, resulting in a cost factor and would be of the opinion that the law had been broken by building two houses. He said although it goes against his grain he would have no option but to recommend refusal and support the Officer recommendation as it fails to meet the policy criteria.

The Planning Manager agreed that it does not meet the planning policy, but that the Planning Appeals Commission could be off a different view.

Councillor Glasgow suggested letting the Planning Appeals Commission deal with the application as it looks to him as if it was not an active farm and just clutching at something to get the application approved.

Proposed by Councillor Reid
Seconded by Councillor Glasgow

Resolved: That planning application LA09/2017/1423/F to refuse the application.

**LA09/2016/0848/O Dwelling and garage at 24m N of 93 Fivemile Straight,
Maghera for Colm Lynn**

Ms McAllister (SPO) presented a report on planning application LA09/2016/0848/O/DEF advising that it was recommended for refusal.

The Chair advised that a request to speak had been received from Mr Chris Cassidy and asked him to address the committee.

Mr Cassidy advised that this application had been presented to committee before and would ask members to consider it again for approval. He said that the division still exists although there was already nine dwellings in the cluster, with two recently approved. The policy does not stipulate how far was acceptable as 220m from the crossroads, but that a focal point can be sourced as there was a post office there. He stated that the applicant's children attends the local school and they wished to

live there as a family. He urged the committee to reconsider this application as he felt that the exact location was accurate.

The Chair advised that a request to speak had been received from Councillor B McGuigan and asked him to address the committee.

Councillor B McGuigan said that he was speaking in support of the application and would ask members to consider the application again. He said that there was a focal point demonstrated as the crossroads was at the edge of the cluster and fitted well in with the visual linkage to the crossroads. He said that he knew the area well and could confirm that linkage existed at the crossroads side of the site and a small stream, which was prone to flooding. He stated that there was the potential for four or five more sites and although he does not think this would happen, but would be looking at each application on its own merit. He said that the field at the other side of the road was all that the applicant owned and all that he wanted was a family home as his children go to the local school.

The Planning Manager said that he was lost to where the site was located and by looking at this there was a site on the two sides of the road, a house on the northern side tucked behind a river and an area marked site south of the road next to another house. .

Mr Cassidy stated that the river give a natural line to the development.

The Planning Manager suggested deferring the application until one of the Senior Officers further investigate the issue.

Councillor Cuthbertson stated that if this application had already been brought before committee, had an office meeting and no positive outcome achieved, then he would be recommending that the application be refused.

Councillor Reid said that he would agree with the Planning Manager and felt that the focal

Point i.e. shop or post office, does this mean if we pass this application on that merit, do we have to pass all others.

The Planning Manager stated that he was confused as to what was going to be decided, as we need the right plan to be submitted to access it on its own individual merit.

In response to Councillor Reid's query, the Planning Manager advised that this type of application had not arisen before.

Councillor Clarke said he thought a post office could be a focal point and advised that this could be reopened again.

Councillor Bell left the meeting at 8.35 pm.

Councillor Kearney advised that there was a school at the opposite side.

The Planning Manager stated that further looking at the map there is a little bit of a cluster evident.

Councillor Cuthbertson said that in his opinion it looked too messy and that it should be refused and thrown out as an invalid application.

The Planning Manager said that from the application was submitted that it should have been evident where the site was going to be and this was not the case.

Councillor Reid said that realistically no old school was going to reopen again and that post office counters may not want a base there again and wouldn't be happy with it, but if there was confirmation that this was legal and not a similar one like this in the future, that he would be happy to agree if the Planning Manager took responsibility for it. He suggested deferring the application until its property revised.

Councillor's Reid's proposal was put to the vote to defer the application until it is properly re-advertised.

For 12
Against 3

Councillor Cuthbertson's proposal was put to the vote to refuse the application

For 3
Against 12

Proposed by Councillor Reid
Seconded by Councillor Bateson

Resolved: That planning application LA09/2016/0848/O/DEF be deferred until this application is properly advertised.

LA09/2016/0997/F Relocation of existing approved storage shed (LA09/2015/0115) and extension of site curtilage for the storage of plant machinery and building materials at 50m E of 47 Ballymoyle Road, Coagh for Martin Loughran

Ms McAllister (SPO) planning application LA09/2016/0997/F/DEF which was recommended for approval.

Proposed by Councillor McKinney
Seconded by Councillor Clarke and

Resolved: That planning application LA09/2016/0997/F/DEF be approved subject to conditions as per the officer's report.

LA09/2016/1640/F Agricultural shed 90m S of 54 Gortlenaghan Road, Dungannon for Martin McCool

Members considered report on planning application LA09/2016/1640/F which was recommended for approval.

Proposed by Councillor Gildernew
Seconded by Councillor Mullen and

Resolved: That planning application LA09/2017/1380/O be approved subject to conditions as per the officer's report.

LA09/2017/0629/O Off-site replacement dwelling on lands 70m West of 47 DEF Bellshill Road, Castledawson for George McMillin

Members considered report on planning application LA09/2017/0629/O which was recommended for approval.

Proposed by Councillor McKinney
Seconded by Councillor Bateson and

Resolved: That planning application LA09/2017/0629/O be approved subject to conditions as per the officer's report.

P005/18 Response to DfI Consultation on Lough Neagh Application

The Head of Development Management drew attention to the previously circulated report to provide members with an overview and a draft reply to the consultation from the Department for Infrastructure (DFI) on a consultation on the further environmental information in respect of planning application LA03/2017/0310/F for Extraction, Transportation and working of sand gravel from Lough Neagh. Sand and gravel to be extracted from within two distinct areas totalling some 3.1km², in the north-west of Lough Neagh situated approximately east of Traad Point, north of Stanierds Point, west of Doss Point and south of Ballyronan and the ancillary deposition of silt and fine material. The consultation was issued to the Council on 20th November 2017 and seeks a response within 4 no. weeks of the consultation date.

Proposed by Councillor McPeake
Seconded by Councillor Robinson and

Resolved: That it be recommended that a response be issued to DFI to state that the Planning Department had no comment to make on this consultation since the application was being decided by DFI and that responsibility for checking the probity of the Further Environmental Information rests with them.

Matters for Information

P006/18 Minutes of Planning Committee held on Tuesday 5 December 2017

Members noted minutes of Planning Committee held on Tuesday 5 December 2017.

Local Government Act (NI) 2014 – Confidential Business

Proposed by Councillor J Shiels
Seconded by Councillor Clarke 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 P007/18 to P014/18.

Matters for Decision

P007/18	Receive response to Regional Spatial and Economic Strategy for the Northern and Western Region
P008/18	Receive report on case for temporary listing
P009/18	Receive enforcement information
P010/18	Receive update on enforcement case

Matters for Information

P011/18	Confidential Minutes of Planning Committee held on Tuesday 5 December 2017
P012/18	Enforcement Case Liveload
P013/18	Enforcement Cases Opened
P014/18	Enforcement Cases Closed

P015/18 Duration of Meeting

The meeting was called for 7 pm and ended at 9.35 pm.

Chair _____

Date _____

**Minutes of Meeting of Environment Committee of Mid Ulster District Council
held on Tuesday 9 January 2018 in Council Offices, Burn Road, Cookstown**

Members Present

Councillor McGinley, Chair

Councillors Buchanan, Burton, Cuthbertson, Gillespie,
Glasgow, Kearney, McFlynn, B McGuigan, S McGuigan,
McNamee, Mulligan, O'Neill, M Quinn, 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
Miss Thompson, Committee Services Officer

The meeting commenced at 7.00 pm

E001/18 Apologies

Councillor Reid.

E002/18 Declarations of Interest

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

E003/18 Chair's Business

Councillor Burton referred to recent storms and spoke in relation to difficulties experienced with Councillor BT helpline in getting through to the right department. The Councillor advised she was given several different telephone numbers which were of no help and that she was also given an email address to which she was still waiting on a response from. Councillor Burton felt this was a very poor service from BT and that clarity was required on telephone numbers.

Councillor S McGuigan advised that he also contacted BT after recent storms and was given a telephone number which was able to offer assistance. The Councillor advised he could share this telephone number with Members.

Councillor O'Neill entered the meeting at 7.03 pm.

Officers agreed to follow up on issues raised by Councillor Burton to avoid this type of situation happening again and that clarity be sought on telephone numbers for BT.

Councillor Glasgow commended staff involved with putting Christmas trees up. The Councillor stated he had personally attended Christmas events in Coalisland and Maghera and that people speaking to him at those events complimented Council on the great work done.

Councillor Glasgow referred to previous discussions in relation to sheep worrying and asked if there was an update in relation to the on call dog warden service.

The Director of Public Health and Infrastructure advised that the officer team is in place with regard to the dog warden service, the on call service is still working under legacy arrangements however it is hoped that Mid Ulster arrangements will be finalised shortly.

Matters for Decision

E004/18 Minutes of Environment Committee held on Monday 4 December 2017 (Resolves approved at Council 14/12/17)

Members considered the minutes of Environment Committee held on Monday 4 December 2017.

The Director of Public Health and Infrastructure referred to item E322/17 – Keep Warm Packs in which it was requested that the following comment be amended to read –

‘The Head of Environmental Health stated that if other people wished to insert other literature into the packs Council would not be aware of this.’

Councillor Burton referred to previous discussion in relation to old burial grounds and spoke in relation to the famine graves at Clogher Cathedral, the Councillor stated that there is frequent ongoing research in relation to graves at that Cathedral and furthermore that the Tourism department of Council are keen to promote such heritage sites. Councillor Burton felt that there was a need for Council departments to speak to each other in respect of this issue.

The Director of Environment and Property stated that he took on board the Councillor’s comments and that discussions can be taken forward with Council departments in conjunction with discussion with Churches in the area as agreed at December committee meeting.

Proposed by Councillor B McGuigan
Seconded by Councillor McNamee and

Resolved That it be recommended to Council to adopt the Minutes of the Environment Committee meeting held on Monday 4 December 2017 (E308/17 – E332/17 and E340/17 – E341/17) as circulated and subject to the foregoing.

E005/18 DfI Roads Proposals to Mid Ulster Council – Proposed Provision of a One Way System

Members considered previously circulated report which sought agreement in relation to proposal from Department for Infrastructure Roads with regard to proposed provision of a One Way System at Drumglass Way and Ranaghan Road, Dungannon.

Proposed by Councillor S McGuigan
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed provision of a One Way System at Drumglass Way and Ranaghan Road, Dungannon.

E006/18 DfI Roads Proposals to Mid Ulster District Council – Proposed No Waiting At Any Time Restriction

Members considered previously circulated report which sought agreement in relation to proposal from Department for Infrastructure Roads with regard to proposed No Waiting At Any Time Restriction at Smith Street, Moneymore.

Proposed by Councillor S McGuigan
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed No Waiting At Any Time Restriction at Smith Street, Moneymore.

E007/18 Public Analyst Services

The Head of Environmental Health presented previously circulated report which provided updated list of Public Analysts working on behalf of Public Analyst Scientific Services Limited, the company currently appointed by Mid Ulster District Council to provide Public Analyst services to Council.

Proposed by Councillor McNamee
Seconded by Councillor McFlynn and

Resolved That it be recommended to Council that the persons named below, who are employed by Public Analyst Scientific Services Limited, be appointed as Public Analysts to the Council under Article 27 (1) of the Food Safety (Northern Ireland) Order 1991 with immediate effect –
Ronald Anthony Ennion BSc, MChemA, CChem, FRSC, MIFST
Watney Elizabeth Moran MSc, MChemA, CChem, FRSC
Duncan Kenelm Arthur BSc, MChemA, CChem, MRSC

Nigel Kenneth Payne MSc, MChemA, CChem, MRSC
Joanne Hubbard BSc, MChemA, CChem, MRSC
Kevin Wardle MSc, MChemA, CChem, MRSC
Lilian Emma Jane Downie MChem, MChemA, CChem, MRSC

E008/18 Roads Miscellaneous Provisions Act (NI) 2010

The Head of Environmental Health presented previously circulated report which sought approval in relation to fees for the restriction or closing of roads under The Roads Miscellaneous Provisions Act (NI) 2010.

Councillor S McGuigan asked if there was a legal requirement to advertise in press or whether social media could be utilised instead. The Councillor also referred to cleansing deposit and suggested this be waived for the first event applied for and depending on compliance in relation to waste management control whether it is chargeable for future events.

The Head of Environmental Health advised that it is in legislation that advertisement should be placed in a minimum of one newspaper.

Councillor B McGuigan referred to finishing time of 11pm for small events and asked if this was in legislation.

The Head of Environmental Health advised that the finishing time of 11pm is contained within guidance.

Councillor McNamee did not feel a higher charge for the film industry was necessary. The Councillor also proposed that the public liability insurance be reduced to £5 million.

The Head of Environmental Health advised that guidance normally suggests public liability insurance of either £5 or £10 million.

In response to Councillor Glasgow's question the Head of Environmental Health advised that the Continental Market held in Cookstown would be defined as a large event.

Councillor Glasgow also referred to previous community festival held in Cookstown and whether this would also be defined as a large event and that fees could be prohibitive for such an event.

The Head of Environmental Health advised that the event the Councillor was speaking about would be defined as a public procession which would be exempt from charge of fees.

Councillor Cuthbertson asked if there could be any comeback to Council on reducing the insurance liability to £5 million.

The Head of Environmental Health suggested that public liability insurance of £5 million be requested for small events and £10 million for large events.

Proposed by Councillor McNamee
Seconded by Councillor Glasgow and

Resolved That it be recommended to Council that the following be approved –

Type of event	Admin Cost	Advertising Cost per paper	Refundable Deposit	Total Cost if using one paper for advertising (if deposit returned)
Community /small event	Waived	£250	£200	£250
Commercial / large event	£165	£250	£200	£415
Filming	£165	£250	£200	£415

- Public notices will be placed in one relevant paper local to the event together with upload of details onto the Council website.
- Where Mid Ulster District Council is the promoter of a special event that requires a road closure, fees should be paid internally to the Environmental Health licensing section commensurate with the event type.
- Cleansing deposit to be waived for first event applied for and depending on compliance in relation to waste management control after the event whether the cleansing deposit (£200) will be chargeable for future events applied for.
- A minimum of £5 million public liability insurance to be sought from promoters seeking road closures for small special events.
- A minimum of £10 million public liability insurance to be sought from promoters seeking road closures for large special events.

E009/18 Changes to the Affordable Warmth Scheme Public Consultation

Councillor McGinley declared an interest in this item as he recently made a referral to the scheme.

The Head of Environmental Health presented previously circulated report regarding public consultation on the Changes to the Affordable Warmth Scheme.

The Head of Public Health and Infrastructure suggested that views on this consultation could also be sought via Council's social media channels.

Councillor Burton referred to boiler replacement and felt that this should be extended to boilers aged 10 years and over and suggested that this comment be included within the response.

Councillor Glasgow felt that it should be emphasised that retaining local businesses to carry out work will help to ensure that deadlines in relation to the scheme are met and that applicants do not miss out.

Proposed by Councillor Burton
Seconded by Councillor Gillespie and

- Resolved** That it be recommended to Council to –
- Respond to public consultation on Changes to the Affordable Warmth Scheme as set out in appendix to report with additional comments to be included in relation to extending boiler replacement to boilers aged 10 years and over and emphasis on retaining local businesses to ensure scheme delivery.
 - Consultation on proposed changes to Affordable Warmth Scheme to be posted on Council's social media channels to allow for views of wider public to be sought.

E010/18 Participation in a Proposed Health and Wellbeing Showcase Event with Partners in the Southern Trust Area

The Head of Environmental Health presented previously circulated report with regard to proposed Southern Area Health and Wellbeing Conference in which a request has been made to Council to participate in partnership planning and to provide financial support to run the event.

Councillor McNamee stated he would be happy to support the event if other Councils were also buying in.

The Head of Environmental Health advised that there was buy in from Armagh, Banbridge and Craigavon Council; Newry, Mourne and Down District Council and the Southern Trust and Southern PHA.

In response to Councillor Burton's question the Head of Environmental Health advised that the purpose of the event is to showcase to other organisations what is being done in the Southern area. It was advised that community reps will be invited to the event.

Councillor Burton stated that it was important for this event to be publicised in the community. The Councillor also expressed some reservations in relation to the proposed location of the event.

Proposed by Councillor Burton
Seconded by Councillor McNamee and

- Resolved** That it be recommended to Council to support the planning of the Southern Area Health and Wellbeing Conference and seminar events and that further negotiations take place in relation to Council's contribution being made to the event.

E011/18 Extension of Service Level Agreement relating to Health and Wellbeing Services

The Head of Environmental Health presented previously circulated report which sought approval to extend the Interim Service Level Agreements for Health and Wellbeing Services.

Proposed by Councillor McFlynn
Seconded by Councillor B McGuigan and

- Resolved** That it be recommended to Council –
- To extend the Service Level Agreement with Armagh City, Banbridge and Craigavon Borough Council for the provision of Public Health funded service to 31 March 2018.
 - To extend the Service Level Agreement with Mid and East Antrim Borough Council for the provision of Public Health funded Tobacco Control Work to 31 March 2018.

E012/18 Live Here Love Here Programme Update

The Head of Environmental Health presented previously circulated report which provided update on key programme activity from the beginning of the 2017-18 financial year of the Live Here Love Here Campaign and to consider continuing Council membership of the Live Here Love Here Programme for 2018/19.

In response to Councillor Glasgow's question the Head of Environmental Health advised that as part of the Live Here Love Here media campaign Mid Ulster targeted dog fouling in which posters appeared in Cookstown, Dungannon and Magherafelt. The Councillor was further advised that the additional functionality of the Bin Ovation App was up and running through which dog fouling can be reported.

Councillor McFlynn felt that Live Here Love Here was a good scheme which allowed people to take ownership of an area.

Proposed by Councillor McFlynn
Seconded by Councillor Glasgow and

- Resolved** That it be recommended to Council to continue with membership of the Live Here Love Here Programme for 2018/19 at a cost of £21,000.

E013/18 Street Naming and Numbering

Members considered previously circulated report regarding the renaming of new residential housing development within Mid Ulster as follows –

Site off Drumreany Road, Castlecaulfield

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

Resolved That it be recommended to Council to rename development off Drumreany Road, Castlecaulfield as Torrent Meadow.

Matters for Information

E014/18 DfI Proposals for Abandonment and Disposal of Land, 38 Annaghilla Road, Augher

Members noted previously circulated report which advised of the Department for Infrastructure's intention to carry out abandonment and disposal of land at 38 Annaghilla Road, Augher.

E015/18 DfI Proposals for Abandonment of Land, 31 Dungannon Road, Cookstown

Members noted previously circulated report which advised of the Department for Infrastructure's intention to carry out an abandonment of roadway at 31 Dungannon Road, Cookstown and Council's intention to retain the flowerbed on the portion of land for abandonment.

E016/18 Annual NIEA Waste Management Statistics and NILAS Reports

Members noted previously circulated report which provided detail on NIEA Northern Ireland Local Authority Collected Municipal Waste Management Statistics 2016/17 Annual Report and the Annual Northern Ireland Landfill Allowance Scheme 2016/17 Annual Report as published on 30 November 2017 in which it was highlighted that Mid Ulster District Council achieved the highest household waste recycling rate of all eleven Council during 2016/17 and the first to achieve/exceed the 50% statutory target set for 2020.

E017/18 Northern Ireland Landfill Capacity Report

Members noted previously circulated report which provided update on remaining landfill capacity in Northern Ireland.

E018/18 Eco Schools Programme

Members noted previously circulated report which provided update on participation in the Eco Schools programme within Mid Ulster.

E019/18 Changes to scheme for the collection and processing of WEEE

Members noted previously circulated report which provided update on changes to the scheme for the collection and processing of Waste Electronic and Electrical Equipment (WEEE) from Designated Collection Facilities (DCFs).

E020/18 Update Report on Road Nameplate Inspections and Replacements

Members noted previously circulated report which provided update on the 2017 inspection of road nameplates and replacements.

E021/18 Mid Ulster Biodiversity Project

Members noted previously circulated report which provided update on recent activities promoting community participation in conserving and enhancing the local biodiversity resource of Mid Ulster District.

E022/18 Entertainment Licensing Applications

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

E023/18 Building Control Workload

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

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor McNamee
Seconded by Councillor S McGuigan and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items E024/18 to E029/18.

Matters for Decision

- | | |
|---------|---|
| E024/18 | Tender Report for Grounds Maintenance Services Call Off Contract |
| E025/18 | Report for the consideration of revising hours of opening for Maghera Walled Garden |
| E026/18 | Tender for the Supply of Comact Multi-Use Pedestrian Sweeper |
| E027/18 | Upperlands MUGA, Villages Scheme – Capital Project |

Matters for Information

E028/18 Confidential Minutes of Environment Committee held on
Monday 4 December 2017

E029/18 Capital Projects Update

E030/18 Duration of Meeting

The meeting was called for 7.00 pm and ended at 8.03 pm.

CHAIR _____ DATE _____

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Wednesday 10 January 2018 in the Council Offices, Burn Road, Cookstown

Members Present

Councillor Wilson, Chair

Councillors Clarke, Cuddy, Doris, Elattar, McEldowney, McFlynn, McNamee, Molloy, Monteith (7.05 pm), J 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 Oliver McShane, Acting Head of Leisure
Mr Hill, Head of Parks
Ms Linney, Head of Community Development
Mr McCance, Head of Culture and Arts
Ms McKeown, Head of Economic Development
Ms Grogan, Committee Services Officer

Others in Attendance

Agenda Item 4 – Deputation

Rural Broadband Action Group based in
Aughadarragh, Augher, Co. Tyrone
Mr Wilson, Mr Monaghan, Mr McMeel and Mrs McElduff

Meeting commenced at 7 pm.

D001/18 Apologies

Councillors Burton, Forde, McAleer, Milne, G Shiels,

D002/18 Declaration of Interests

None.

D003/18 Chair's Business

The Chair, Councillor Wilson advised that the Seamus Heaney HomePlace had been shortlisted for a Best Tourism Initiative Award by the All Ireland Community & Council Award 2018. He said that the event was to be held on Saturday 3 February 2018 in the Croke Park Stadium and that permission was sought for Mr Brian McCormick - HomePlace Manager, Chair or Vice Chair to attend.

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

Resolved: That it be recommended to the Council that the HomePlace Manager and the Vice-Chair attend the event.

D004/18 Rural Broadband Action Group based in Aughadarragh, Augher, Co. Tyrone

The Chair, advised that the representatives from group were yet to arrive and that the committee would proceed with meeting business and would return to this item later.

Matters for Decision

D005/18 Economic Development Report

The Head of Economic Development drew attention to the previously circulated report to provide Members with an update on key activities as detailed below:

- 1) Research Study into the Engineering Sector in Mid Ulster**
- 2) Rural Development Programme Business Plans – Select List**
- 3) Mid Ulster Digital Seminars Report**
- 4) NIBSUP (NI Business Start Up Programme) Update**

The Chair asked that the report be amended to read that “Workspace were the ‘lead contact’ for the Business Start Programme in Mid Ulster, not the lead partner”.

- 5) Mid Ulster Village Spruce Up Scheme**
- 6) Village Renewal Project**
- 7) Coalisland Public Realm**
- 8) Market Square Improvement Project, Dungannon**
- 9) Magherafelt Town Centre Forum Minutes**
- 10) Ofcom NI Broadband Discussion Forum**
- 11) Mid Ulster Skills Forum Minutes**
- 12) Irish Central Border Area Network**
- 13) LED Outdoor Mobile Screen – Amendment to Purchasing Arrangements**
- 14) Dungannon Branded Bags**

Councillor McFlynn stated that it seemed a lot of money to spend.

The Head of Economic Development advised that a completely new town brand had been developed in Dungannon and there is an ongoing need to promote it, and the bags are an excellence mechanism to use to do that. She said that the bags were very well received by shoppers and the traders in Dungannon.

In response to Councillor Elattar’s query about the costings of the bags, the Head of Economic Development advised that Council has yet to procure the bags but based on previous quotes received for similar work, the bags may cost in the region of £1.50 each. She added that the jute bags provided good value for money as they have a long shelf life.

Councillor Monteith said although this was a good start, there was a lot more items of merchandise than bags discussed at the meetings and how traders would be putting their own brand on things to promote Dungannon. He enquired what was happening to the rest of branded material like the reusable coffee cups etc.

The Head of Economic Development said that last November it was agreed with the Director of Business & Communities that rather than do a formal launch during the ongoing public realm works in the town centre, that the new branded shopping bags be released to traders and shoppers in Dungannon prior to the Christmas shopping period. She added that further merchandise has been procured and will be imminently delivered to Council. Upon receipt of this, a brand awareness campaign will commence to disseminate the new branded merchandise to the various user groups, such as schools and traders, etc.

Councillor Monteith said that a good news story would be to launch the branded cup.

Councillor Molloy enquired if the funding was all allocated through DfC or was there additional funding sought.

The Head of Economic Development advised that the first batch of branded bags were part-funded by the Department for Communities and the remaining merchandise has been funded by Council.

Councillor Cuddy said it would be worthwhile to hold a Dungannon DEA meeting to iron out any issues regarding the branded merchandise and get an update on Anne Street.

The Chair stated that when the Cookstown branded bags were launched a few years ago there was an article on the website to see which bag travelled the furthest.

Councillor Monteith entered the meeting at 7.05 pm

Proposed by Councillor McFlynn
Seconded by Councillor McNamee and

Resolved: That it be recommended to the Council that approval be granted to:

1) Research Study into the Engineering Sector in Mid Ulster

The appointment of Cogent Management Consultancy LLP at a cost of up to £27,500 (including expenses and excluding Vat) to deliver the Research Study into Mid Ulster's Engineering Sector to be completed by March 2018

2) Rural Development Programme Business Plans – Select List

The appointment of BD Consultancy and Mid Ulster Enterprise Partnership at a cost of £500 per Plan (including expenses and excluding Vat) to the Select

List to deliver high quality Business Plans for applicants to the Rural Development Programme until 31 March 2019.

3) Mid Ulster Digital Seminars Report

Note Report on Digital Media Seminars.

4) NIBSUP (NI Business Start Up Programme)

Note progress.

Report be amended to read that ““Workspace were the ‘lead contact’ for the Business Start Programme in Mid Ulster, not the lead partner”.

5) Mid Ulster Village Spruce Up Scheme

Note progress.

6) Village Renewal Project

Note progress.

7) Coalisland Public Realm

Note progress.

8) Market Square Improvement Project

Note progress.

9) Magherafelt Town Centre

Note Minutes of Magherafelt Town Centre Forum dated 7 August 2017.

10) Ofcom NI Broadband Discussion Forum

Note progress.

11) Mid Ulster Skills Forum Minutes

Note Minutes of Mid Ulster Skills Forum dated 27 September 2017.

12) Irish Central Border Area Network

Release the 2nd (and final) 50% payment of £5,000 for 2017/18 to ICBAN.

Proposed by Councillor McFlynn
Seconded by Councillor McNamee

Resolved: To release the 2nd (and final) 50% payment of £5,000 for 2017/18.

13) LED Outdoor Mobile Screen – Amendment to Purchasing Arrangements

Instead of using the budget of £50,000 to outright purchase the LED Outdoor Mobile Screen that it be more prudent to lease/contract hire the screen over a three year period. The following accounting treatment has been discussed with the Director of Finance and agreed subject to Committee and Council approval.

Council has identified funding of £50,000 in 2017/18, which in accordance with the CIPFA Code of Practice on Local Authority Accounting 2017 and the

Department for Communities Accounts Direction may be reserved for application in 2018/19 and beyond. Reserving the funds in the this manner will result in Council technically having a £50,000 underspend in 2017/18 in its year end accounts which will be matched by a technical overspend in subsequent years when the funds are released. Council's management reports, however will show neither an under or overspend but will apply the reserved funding in the financial period in which the screen is hired and Council derives economic benefit therefrom.

Approve the reserve of £50,000 from Council's economic development budget in 2017/18 for use over the next three year period (2018/19, 2019/20 and 2020/21) in accordance with the CIPFA Code of Practice on Local Authority Accounting 2017 for the lease/contract hire for a large LED Outdoor Mobile Screen.

Approve the tender of an LED Outdoor Mobile Screen Lease/Contract Hire for key events over the next three year period (2018/19, 2019/20, 2020/21).

Proposed by Councillor Cuddy
Seconded by Councillor J Shiels and

Resolved: To approve the reserve of £50,000 from Council's economic development budget in 2017/18 for use over the next three year period (2018/19, 2019/20 and 2020/21) in accordance with the CIPFA Code of Practice on Local Authority Accounting 2017 for the lease/contract hire for a large LED Outdoor Mobile Screen.

To approve the tender for an LED Outdoor Mobile Screen Lease/Contract Hire for key events over the next three year period (2018/19, 2019/20, 2020/21).

14) Dungannon Branded Bags

Budget of up to £25,000 towards procurement and purchase of a further batch of new branded jute bags for Dungannon town.

Resolved: To approve the procurement and purchase of a further batch of new branded jute bags for Dungannon town with a budget of up to £25,000

Continuation of

D004/18 Deputation – Rural Broadband Action Group based in Aughadarragh, Augher, Co. Tyrone

The Chair welcomed representatives from Aughadarragh, Augher Broadband Action Group to the meeting who provided overview on problems incurred due to the lack of broadband facilities within the Aughadarragh/Augher areas.

The representatives advised that Aughadarragh, Augher was a community located off the Augher/Aughnacloy road, which was a vibrant rural community off the A28 Augher/Aughnacloy Road. It had an 81 pupil local Primary School, Woodlands Pre and Afterschool club and Tourism Resource.

The community consists of St Patrick's Primary School with an enrolment of 81 pupils, redevelopment in 2016/17 with 3 new classrooms, office and kitchen/dining room & ground works, Woodland Pre and After school – 51 children enrolled, on the newly developed Carleton Trail & Ulster Way and strong farming and business community.

The representative advised that the area suffers from very poor broadband service and said that new USO regulate for 10mb download speeds, with residents having a average speeds of 0.8 – 1.5 mb downloads.

The representative advised that a meeting was held before Christmas with over 40 householders being in attendance, which had been addressed by Airfibre reps.

The options which were available to householders in the area were BT FTTP which would service 69 homes at a cost of £107,807 on contract reduced to £77,807 because of the local primary school, the other option would be Airfibre, which would service 30 homes at a cost of £33,600.

The Chair thanked the representatives for their presentation and advised that Mid Ulster Council were very proactive in trying to get broadband to areas which were badly affected. He said that there was a huge problem with rural broadband and indeed in a number of cases urban broadband. He said in his area just because a business or household is located beside a green box, doesn't necessarily mean their premises are connected to it, as was his personal experience.

The Director of Business and Communities advised that poor broadband service was a common experience as many households and businesses in the Mid Ulster area were affected. He said that Council had taken delegations to meet with previous Ministers and Officials and had lobbied, submitted evidence to government on poor broadband connectivity issues but have witnessed little progress.

He said that Broadband Voucher Schemes for businesses had helped to some extent but it too had ended abruptly as the UK government funding ran out. He indicated that there is some funding available under the Rural Development Programme in Mid Ulster but the Local Action Group had agreed to 'hold' this funding until March 2018 until more details became available on how and where the £150m funding from the DUP/Conservative deal will be spent.

The Head of Economic Development stated that many rural communities in Mid Ulster struggle to get a decent broadband connection and whilst responsibility for telecoms provision lies with Government, Council had been proactive in its efforts to lobby and source funding to deliver solutions such as the broadband business voucher scheme. She added that work was ongoing to find a more strategic and permanent fibre solution to address broadband deficiencies in Mid Ulster, but work has paused until the outcome of the DUP/Conservative deal is known.

The Chair advised the representatives that although it was of little comfort to leave without a commitment, they could be assured that Mid Ulster Council is trying to do all it can to find solutions and would continue to do so, as Mid Ulster is the most entrepreneurial region in Northern Ireland and it is incumbent upon us to address the needs of local businesses and communities.

Councillor Molloy advised that a local community group that he belonged to had met with BT regarding poor broadband services to local primary school and over 50 homes which only had a 1mb speed. He said that he felt that the group should try to get a better deal from BT, due to the school and community use, as in his area the cost negotiated down to around £350 per household.

Councillor Clarke thanked the group for their presentation and advised that he was a Councillor for 12 years and that he was continuously fighting a battle to get a broadband service to the Sperrins. He said that the Council representatives had met every Minister there was and wouldn't be confident of ever getting broadband through a fibre connection. He said that he had wireless broadband as that was his only option, but the solution which is really needed is fibre to the home. He stated that money was set aside for broadband but in his opinion BT had let everyone down. He said that he was aware that this was little help to the group but was aware of many rural areas being in the same situation.

The Chair thanked the representatives for their attendance and reiterated that the Council were doing everything they could and would continue to work on the issue.

The representatives left the meeting at 7.40 pm.

Councillor Monteith stated that this was a perfect example for the Council to use its power of general competence as people in rural areas can't be expected to put up with inferior broadband any longer. He said that he would be suggesting that a rural funding initiative be set up for communities as a collective or that the Council be prepared to contribute towards a household connection fee. He said that BT would not solve this and that it was a perfect opportunity for the Council to step up to the mark and ask the rural community to get involved. He said that the Council could address infrastructure through the general power of competence and would ask that the Officers look at options and bring a report back on findings.

The Chair advised that there was a need to be careful before making decisions on a new broadband grant scheme.

Councillor Monteith advised that a new way of thinking was needed as the old way was not working.

The Director of Business and Communities said there would be a significant cost in delivering a fibre solution across the whole of Mid Ulster, but to achieve such would provide a future proofed telecoms solution for the area. Councillor Clarke said that we were starting to talk business in regional government terms and that he hoped there would be a chance of getting funding for a proportion of this investment to help bring this solution to a reality, instead of delivering piecemeal solutions.

The Chair said that £150m had been earmarked for rural broadband between the DUP and the Conservatives and that BT were reluctant to proceed until they see the outcome of how these monies will be spent.

Councillor Molloy advised that ICBAN were looking at connectivity and that it would be worthwhile getting their view by inviting them to a future meeting.

D006/18 Community Development

The Head of Community Development drew attention to the previously circulated report to seek approval for Good Relations and Community Festivals rolling grant award recommendations and to update on Community Development.

The Head of Community Development advised that additional Executive funding of £20,000 had now become available, instead of £15,000 as stated within the report.

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

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

- 1) Grant award recommendations under the Community Local Festivals grant as per appendix 1 - £1860.
- 2) Allow consideration for additional Executive funding (pending it becoming available) of up to £20,000 towards the current Speedwell project that is being delivered to allow for additional schools, to be allocated by March 2018.
- 3) Note the community development update report.

D007/18 Grants Review 2017/18 and Grants Policy 2018/19

The Head of Community Development drew attention to the previously circulated report to seek approval for the:

The Head of Community Development referred to the Rolling Grants for Good Relations and the Community Local Festivals and advised that the threshold should read not £1,500 but £1,200 to keep in line with the other community, arts and heritage small grant.

In response to Councillor McNamee's query about the assurance of fulfilling the grants, with advance payments, the Head of Community Development advised that a 50% initial allocation would be made and the remaining 50% would be allocated upon delivery of their activity. She further advised if delivery of an activity wasn't carried out that funding would have to be recouped.

Councillor Monteith said that it made sense and was very helpful that people were taken through the changes. He said that discussions took place on a heritage grant for physical or community based projects.

The Head of Community Development advised that Community Groups with heritage projects had an opportunity to apply up to £1,200 for heritage grants.

The Director of Business and Communities said that the Work Up Programme would be coming for consideration to this committee, but that there was a need at present to be prudent as we were working within existing budgets, indeed we are now having to manage reductions in budgets which would prove to be extremely difficult. For example, Council's financial support towards Strategic Partners was previously subvented by some 50% from the Arts Council NI. This subvention is not available for 2018/19 and will therefore have to be reduced accordingly.

The Chair said that it was important to secure the funding for the schools sports grant as it was important to ensure schools are open to the community for use.

The Director of Leisure and Outdoor Recreation said that there wasn't a particular budget for the grant scheme and for a number of years it had been funded from other budgets through underspends. She said that there was an extra school included this year which added an extra financial pressure. The funding of the programme would have to be considered by members as part of the budget setting process for 18-19.

The Chair said that this needed to be looked at as the Council had encouraged the schools to become involved.

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

Resolved: That it be recommended to the Council that approval be granted to:

- 1) Grants Policy 2018-2019 for implementation with Good Relations and Community Local Festivals being amended from £1,500 to £1,200
- 2) Advance payments of micro and small grants to Voluntary and Community organisations.

D008/18 Heartland: A Heritage and Literacy Project for Primary Schools in Mid Ulster

The Head of Culture and Arts drew attention to the previously circulated report to seek Council approval to develop a Heritage and Literary Project, Working in conjunction with the NI Children's Writing Fellow, Myra Zepf and the Historic Environment Division of Department for Communities.

Proposed by Councillor J Shiels
Seconded by Councillor McFlynn and

Resolved: That it be recommended to the Council that approval be given to develop and deliver the Heritage and Literary project as proposed working in conjunction with NI Children's Writing Fellow, Myra Zepf at a cost of £8,000.

D009/18 Northern Ireland Forest Schools Scheme

The Head of Parks drew attention to the previously circulated report to seek approval to register and engage with Northern Ireland Forest Schools Association (NIFSA) to develop a schools programme in Mid Ulster District Council area for a second year 2018-19.

Proposed by Councillor J Shiels
Seconded by Councillor McFlynn and

Resolved: That it be recommended to the Council that approval be given to register Mid Ulster District Council with Northern Ireland Forests Schools Association and subject to available budget initiate a year two programme to engage local schools and youth groups to embrace local parks and greenspace where feasible across the district.

D010/18 Recommendations on Allocations of Schools' Sports Facilities Access Grants

The Acting Head of Leisure drew attention to the previously circulated report to advised Members on the Schools' Sports Facilities Access Grants

Proposed by Cuddy
Seconded by McFlynn and

Resolved: That it be recommended to the Council to agree the recommendations for successful grant applications.

D011/18 Davagh Forest/Dark Skies Observatory

The Head of Tourism drew attention to the previously circulated report to update the Council and seek approval to apply for additional funding from the DAERA Rural Tourism Programme (Round 2) for an outdoor interpretation visitor experience for Davagh Forest/Dark Skies Observatory and visitor centre.

Proposed by Councillor Monteith
Seconded by Councillor McFlynn and

Resolved: That it be recommended to the Council that approval be given to seek additional funding from the DAERA 's Rural Tourism funding programme of up to £250k, with match funding of £62,500 (25%) to Design & Build Outdoor Interpretative that would add to the overall attractiveness and enhance the Davagh Forest Dark Skies Visitor Centre project. Total cost of the project £312,500. Engage original ICT team Teague & Sally to contract manage the Interpretative elements and associated works of the build which was not included in their original fee submission. Fees to be basis as per their original tender submission.

D012/18 World Travel Market, Excel London 6 – 8 November 2017

The Head of Tourism drew attention to the previously circulated report to inform and feedback to Council on Mid Ulster District Council presence at World Travel Market, London on the Tourism Ireland stand.

Proposed by Councillor McNamee
Seconded by Councillor McFlynn and

Resolved: That it be recommended to the Council that approval be given to return to showcase Mid Ulster Tourism product at World Travel Market 2018 and bring local businesses representatives along to sell alongside staff.

Matters for Information

D013/18 Minutes of Development Committee Wednesday 6 December 2017

Members noted Minutes of Development Committee held on Wednesday 6 December 2017.

Councillor McNamee advised that a delegation from Cookstown Town Centre Forum including himself and Mary McCullagh had met with Mr Philip Orr regarding the sale of the market rights in Cookstown. Councillor McNamee said that he understood that Cookstown District Council tried to purchase these previously but Mr Orr had indicated that no discussions had taken place between representatives of the Council and himself. Councillor McNamee said that on a Saturday Cookstown was extremely busy and Mr Orr was attempting to address some health and safety issues which were brought to his attention. Councillor McNamee said that Mr Orr had indicated he would make a decision relatively soon on whether he wished to sell the market rights, after he had fully discussed the matter with his family. He added that Mr Orr had specified that he did not want to see the Saturday Market in Cookstown dying out and was keen to see the two allocated fair days starting up again. Councillor McNamee said that Mr Orr agreed to inform Council if he intended to sell the market rights for Cookstown and if they came up for sale, Council would have an opportunity of bidding to purchase them.

The Director of Business and Communities advised that he would liaise with Council's Regeneration Manager on the matter.

D014/18 The Heart of Ancient Ulster Landscape Partnership Scheme (THoAULP) – Update on Community Consultations

Members noted previously circulated report to update Members on The Heart of Ancient Ulster Landscape Partnership Scheme (THoAULP) – Update on Community Consultations.

Councillor Clarke advised that within the proposal there was walks included and that some time ago there were right-aways and would like a report on the progress as it would fit in well with some features.

The Director of Business and Communities said that the Council had to November to pull it together for HLF and would be happy to invite the two newly appointed Officers to update the members on how things can be progressed.

Councillor Cuddy referred to the closure of Dungannon Park over the Christmas break and enquired if there was a facility to have it open over the holiday period.

The Head of Parks advised that Parks were closed to vehicular access, but that the pedestrian gates remained open. He said that a member of staff does come in on days off.

Councillor Cuddy said that it was only open for pedestrians and that he had received complaints that the gates were locked.

He also asked that the Christmas lights be turned on earlier in the future as he also had complaints that they were not being turned on early enough.

D015/18 NISRA Tourism Statistics 2016

Members noted previously circulated report to update Members on a summary of Tourism Statistics for 2016.

D016/18 Parks Service Progress/Update Report

Members noted previously circulated report to update Members on progress being made regarding activities and associated to Parks Services and highlight events or consultations that would be occurring in the future.

D017/18 Leisure Services Update Report

Members noted previously circulated report to update Members on progress being made regarding activities in Leisure Services and highlight events that would be occurring in the future.

D018/18 Culture & Arts Progress Report

Members noted previously circulated report to update Members on progress being made across Culture and Arts Services and to highlight events that have taken place during the previous quarter. The report also highlights specific events and activities within Culture & Arts Services that are currently being developed by the Officer team and which were planned to take place in the future.

Local Government (NI) 2014 – Confidential Business

Resolved: In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items D019/18 to D021/18.

Matters for Decision

D019/18 Proposal for the Delivery of the Fusion Pilot Project

D020/18 Proposal to identify Improvement Works to Events Space at Hill
of the O'Neill Dungannon

Matters for Information

D021/18 Confidential Minutes of Development Committee held on
Wednesday 6 December 2017

D022/18 Duration of Meeting

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

Chair _____

Date _____

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 11 January 2018 in the Council Offices, Burn Road, Cookstown

Members Present	Councillor Molloy, Chair Councillors Ashton, Bateson, Buchanan, Cuddy, Doris, Elattar, Forde, Gildernew, Kearney, S McGuigan, McKinney, McLean (7.13 pm), M Quinn, Totten
Officers in Attendance	Mr A Tohill, Chief Executive Mrs Canavan, Director of Organisational Development Mr Cassells, Director of Environment and Property Mr Kelso, Director of Public Health and Infrastructure Ms McNally, Council Solicitor Ms Mezza, Head of Marketing and Communications Mr Moffett, Head of Democratic Services Mr JJ Tohill, Director of Finance Miss Thompson, Committee Services Officer
Other Councillors In Attendance	Councillor Burton (7.04 pm)

The meeting commenced at 7.00 pm.

PR001/18 Apologies

Councillor McPeake.

PR002/18 Declaration of Interest

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

PR003/18 Chair's Business

The Chair, Councillor Molloy wished Members and Officers a Happy New Year and extended the sympathies of the committee to the Director of Business and Communities on the recent death of his Father.

Matters for Decision

PR004/18 Customer Service Policy Review

The Head of Marketing and Communications presented previously circulated report which considered revisions to Council's Customer Service Policy.

In response to Councillor M Quinn's question the Head of Marketing and Communications advised that there were no timescales in place previously and the revisions cited would help to strengthen the process.

Proposed by Councillor M Quinn
Seconded by Councillor S McGuigan and

Resolved That it be recommended to Council to adopt the revised Council Customer Service Policy as set out in appendix to report.

PR005/18 SIF Capital Build Programme for Moneymore Recreation Centre – Funding requirement with regard to Deed of Dedication

Councillor F Burton entered the meeting at 7.04 pm.

The Council Solicitor presented previously circulated report which sought approval to enter into a Deed of Dedication with the Executive Office which is a requirement of the funding from OFMDFM's Social Investment Fund Capital Build Programme (SIF) for Moneymore Recreation Centre.

Proposed by Councillor Buchanan
Seconded by Councillor Forde and

Resolved That it be recommended to Council to enter into a Deed of Dedication with the Executive Office on the terms set out in appendix to report.

Matters for Information

PR006/18 Minutes of Policy and Resources Committee held on Thursday 7 December 2017

Members noted minutes of Policy and Resources Committee held on Thursday 7 December 2017.

PR007/18 Improvement Audit and Assessment Report 2017-18: Northern Ireland Audit Office

Members noted previously circulated report which provided detail on the Northern Ireland Audit Office Improvement Audit and Assessment Report 2017-18.

The Chief Executive advised there was significant drift to what Councils were now being asked to do in respect of Performance Improvement compared to the responsibilities required at the outset. The Chief Executive advised that Council already spends significant time on Performance Improvement but felt that what was now being asked for was unsustainable. The Chief Executive advised he had a number of concerns which were shared by other Councils and stated that meetings had been requested with the Department and Auditor in which it was hoped to get a better understanding of what was now being asked for.

Councillor S McGuigan asked if there were penalties for not fulfilling Performance Improvement responsibilities and if there was any methodology of sharing information between other Councils.

The Chief Executive advised that Council are legally obliged to carry out the Performance Improvement function. He stated that he wanted Mid Ulster Council to be a Council that was improving but he had some concerns over the bureaucracy of the process of achieving this.

Councillor McLean entered the meeting at 7.13 pm.

Councillor S McGuigan asked if it was possible to put on paper what was agreed to be done at outset of process and what was now being requested.

The Chief Executive stated that more time was needed for further conversations with the Department and Auditor but that this may be done in the future.

The Chair, Councillor Molloy commented that if Council do not achieve a certificate of compliance it may be difficult to get loans etc.

Councillor Cuddy stated that the Auditor appeared to be tightening up on a number of processes.

PR008/18 Concepts on Capturing the Legacy of Former Councils

Members noted previously circulated report which provided concepts on how Council will capture the legacy of the former Cookstown, Dungannon and South Tyrone and Magherafelt Councils.

PR009/18 Member Services

No issues.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor S McGuigan
Seconded by Councillor Cuddy 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 PR010/18 to PR022/18.

Matters for Decision

- | | |
|----------|--|
| PR010/18 | Merchandise Agreement (for the use of Seamus Heaney's signature) |
| PR011/18 | Development of Ann Street – Heads of Agreement |
| PR012/18 | Staffing Matters for Decision 1 |
| PR013/18 | Staffing Matters for Decision 2 |

PR014/18 Treasury Management Update
PR015/18 Collective Claim for Compensation from Truck
Manufacturers
PR016/18 Capital Programme – Resource Allocation

Matters for Information

PR017/18 Confidential Minutes of Policy and Resources Committee
held on Thursday 7 December 2017
PR018/18 Report on Rate Estimates 2018/19
PR019/18 Financial report for 8 months ended 30 November 2017
PR020/18 Contracts and DAC
PR021/18 Staffing Matters for Information
PR022/18 Sickness Absence Update for the period 1 April 2017 – 30
November 2017

PR023/18 Duration of Meeting

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

CHAIR _____

DATE _____

Report on	Conferences & Seminar – January 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	<p>NILGA - Theme Making Planning Work – Shaping our Built Environment: The Role of Councils in Placemaking</p> <ul style="list-style-type: none"> Tuesday 30 January 2018 at Baby Grand Theatre, Grand Opera House No conference fee, travel and subsistence Councillors Burton, Glasgow and Reid
3.1.2	<p>NILGA – Driving Government Locally</p> <ul style="list-style-type: none"> Thursday 22 February 10am – 3pm At Killyhevlin, Enniskillen No conference fee, travel and subsistence
3.1.3	<p>29th Colmcille Winter School – Theme: Housing Provision in Ireland</p> <ul style="list-style-type: none"> Friday 23rd – Saturday 24th February 2018 at Colmcille Heritage Centre, Letterkenny Conference fee €150 plus travel and subsistence
3.1.4	<p>NI Housing Conference</p> <ul style="list-style-type: none"> 9.30 – 1.00pm Thursday 15 March 2018 at Titanic Centre, Belfast Conference fee £195 + vat = £234, travel and subsistence
3.1.5	<p>European Energy Poverty Conference 2018 – <i>'Theme: A United Approach'</i></p> <ul style="list-style-type: none"> Thursday 29th March 2018 at Croke Park, Dublin Conference feeCost: Eur 80 (early bird, before 28th Feb.), €120 standard plus travel and subsistence

3.2	<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 Conferences & Seminar Details</p> <p>Appendix B Officer Approvals</p>

Making Planning Work

Shaping our Built Environment: The Role of Councils in Placemaking

Half-day Seminar Programme

30 January 2018

Baby Grand Theatre, Grand Opera House



Time	Event	Speaker
08:45	Registration, Coffee and Refreshments	
09:15	Chairman's Welcome	Seamus McKee - BBC Radio Ulster
Session One - Expectation and Reality: Where are we now?		
09:20	Setting the context	Alderman Jim Dillon - Chair, NILGA Planning Working Group <i>Confirmed</i>
09:25	Keynote address: Incorporating placemaking approaches within the emerging Local Development Plans	Angus Kerr - Director of Planning Policy, Department for Infrastructure <i>Confirmed</i>
09:45	Long term planning: creating places through co-design	Theresa Donaldson - Chief Executive, Lisburn and Castlereagh City Council <i>Confirmed</i>
09:55	Creating prosperous places: empowering local government	Louise Warde Hunter - Head of Housing, Urban Regeneration and Local Government, Department for Communities <i>Confirmed</i>
10:05	The benefits of placemaking: how does good design impact the culture of a place and help shape prosperous places?	Andrew Haley - Chair, Ministerial Advisory Group, Department for Communities and Built Environment Expert, Design Council CABE <i>Confirmed</i>
10:45	Voices from the floor & panel discussion	Ald Jim Dillon - NILGA Angus Kerr - DfI Theresa Donaldson - LCCC Louise Warde Hunter - DfC Andrew Haley - Ministerial Advisory Group
11:00	Coffee Break - Opportunity to Network	
Session Two - Expectations for the Future: How do we get there?		
11:20	Placemaking through the Local Development Plans: how to build and maintain relationships with investors, local communities and other stakeholders throughout the process	Craig McClaren - Director of Scotland and Ireland, RTPi <i>Confirmed</i>
11:40	Case study: creating places fit for the future's demands	Giulia Vallone - Municipal Architect and Urban Designer, Cork County Council <i>Confirmed</i>
11:50	Case study: heritage as an anchor for new development	Lindsay Christian - Senior Planning Policy Officer, Newport City Council <i>Confirmed</i>
12:00	Taking control: should councils promote good design	<i>TBC</i>
12:55	Voices from the floor & panel discussion	Craig McClaren - RTPi Scotland Giulia Vallone - Cork County Council Hugh Ellis - TCPA
13:25	Concluding Remarks	Seamus McKee - BBC Radio Ulster
13:30	Light Buffet Lunch Served - Opportunity to network	

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Chambré Public Affairs is a communications agency, with a focus on government relations and public policy. We believe that informed debate is part of a healthy democracy, and that good government listens to those who want to invest in jobs, improve our services, or work towards a healthier society. To deliver change requires research, communication and pressure. We inform, advise and support people and organisations that want to breakdown the complexity of government, influence the policy agenda and build relationships, so that good ideas are heard and implemented.

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To learn more about Chambré Public Affairs contact:

Will Chambré - Managing Director
T: 028 9026 8600 | E: will@chambrepa.com



The Northern Ireland Local Government Association (NILGA) is the representative body for the 11 councils in NI. It promotes, develops and champions local government by developing regional (all Council) approaches to key issues affecting the sector, including elected member development, collective lobbying, policy formulation, best practice events and campaigns to improve democracy and public services.

NILGA members are drawn from each of the 11 councils. The Association supports and represents NI Local Government's interests on regional bodies such as the Partnership Panel with the NI Assembly, within the Local Government Group of Associations in the UK (with over 550 councils as members) and in Europe.

By ensuring a collective framework for and with councils, NILGA communicates the importance of local government as a growing, sustainable and contemporary part of government in NI, ensuring that the sector is a partner of equal, equipped with an informed, strong, unified voice when dealing with central government, the EU and other legislative bodies.

To learn more contact:

Derek McCallan - Chief Executive
T: 028 9079 8972 | E: d.mccallan@nilga.org

Save the Date

JOIN US AT

The Killyhevlin Lakeside Hotel, Enniskillen

Thursday 22 February | 10 am – 3.30 pm

NILGA, supported by 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 City Deals and Rural Investment boost our economy?
- 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 central and local government, academia and policy experts the event will feature four round tables on protecting our environment; sustainable and influential councils; 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 visit bit.ly/DrivingGovtLocally



Fermanagh & Omagh
District Council
Comhairle Ceantair
Fhear Manach agus na hÓmaí

For further information please contact

Lisa O'Kane at NILGA on l.okane@nilga.org or call 9079 8972



29th Colmcille Winter School
29^ú Scoil Gheimhridh Cholmcille

Housing Provision in Ireland

Soláthar Tithíochta in Éireann

Friday 23rd & Saturday 24th of February 2018

BOOKING FORM



29th Colmcille Winter School
29^ú Scoil Gheimhridh Cholmcille

Housing Provision in Ireland

Soláthar Tithíochta in Éireann

Friday 23rd & Saturday 24th of February 2018

BOOKING FORM

The 29th Colmcille Winter School
 23rd & 24th February 2018

BED & BREAKFAST:
Mrs. Sophia Boyle, Bridgeburn Hse, Trentagh
Mrs. Theresa Farrell, Corderry, Church Hill

Mrs. Theresa Farrell, Corderry, Church Hill

Tel: (074) 9137839

Tel: (074) 9137032
(9:30 – 5pm)

Hotels:

Clanree Hotel, Letterkenny
Gallagher's Hotel, Letterkenny
Mount Errigal Hotel, Letterkenny
Dillon's Hotel, Letterkenny
Radisson Hotel, Letterkenny
Station House Hotel, Letterkenny

Tel: (074) 9124369

Tel: (074) 9122066

Tel: (074) 9122700

Tel: (074) 9122977

Tel: (074) 9194444

Tel: (074) 9123100

Contact Details:
Martin Egan, Secretary
Gartan
Church Hill
Letterkenny, Co. Donegal
Tel: (074) 9137044
Email: martinjegan@eircom.net
Web: www.colmcilleheritagecentre.ie
GPS: N54 59 36.8, W7 53 55.5

Gartan

Church Hill

Letterkenny, Co. Donegal

Tel: (074) 9137044

Email: martinjegan@eircom.net

Web: www.colmcilleheritagecentre.ie

GPS: N54 59 36.8, W7 53 55.5

An 29^ú Scoil Gheimhridh Cholmcille
 23^ú & 24^ú Feabhra 2018

Venue: Colmcille Heritage Centre, Gartan,
Church Hill, Co. Donegal

APPLICATION FORM

Conference Fees: €150 per delegate
(Incl. VAT) €130 per delegate for organisations
sending 3 or more

(Incl. VAT) €130 per delegate for organisations sending 3 or more

Accommodation Is Not Included – See Attached List

Name: _____

Address:

Tel No. _____

Name of Sponsoring Organization:

Number Attending:

Amount Enclosed:

Martin Egan, Secretary

Gartan, Church Hill, Letterkenny, Co. Donegal

Tel: (074) 9137044

Email: martinjegan@eircom.net



Northern Ireland Housing Conference



Thursday 15th March 2018
Titanic Belfast



Housing is an issue that is never far from the headlines as chronic shortages and rising costs have a dramatic impact on the supply of affordable housing available.

In Northern Ireland there are currently 37,611 households on the social housing waiting list, of which 23,694 are considered to be in housing stress. The average wait for a home is around 38 months.

Facing the Future was the first Housing Strategy to be developed in Northern Ireland, and it set out the vision for housing over the five years to 2017. Work is ongoing on the regulation of the private rented sector and looking at the allocation of social housing. The draft Programme for Government Housing Delivery Plan also outlines a number of key actions around the number of households in housing stress and the gap between supply and demand.

Challenges ahead

As we begin 2018, where are we? Significant challenges remain, not least in relation to the unstable political environment. No functioning devolved government, the impending exit from the EU, future funding challenges and sweeping welfare changes have created unprecedented difficulties. The general trend towards an increase in the number of households, an inability to build enough homes to match growth and house price volatility has left a legacy of undersupply which needs to be addressed and ongoing demographic pressures continue to have an impact on the importance of care and support. The issue of reclassification of Housing Associations is also a potential threat as are issues around planning and development.



This conference will focus on the challenges that lie ahead and discuss the way forward to ensure we are able to meet current and future housing needs. It will bring together the key stakeholders with an interest or role in housing in Northern Ireland and attract a good attendance from across the sector.

Housing in numbers

- In 2016-17 **18,773 households** presented as homeless to NIHE
- This is a **decrease of less than 1%** from the previous year
- **33%** are single males and **32%** are families
- During 2016-17, there were **1,387** Social Housing Development **new dwelling completions**
- This is an **increase of 15%** from previous year but still lower than 2014-15

A high level panel of local and visiting experts will examine key issues including:

- ✓ Future **housing policy** in Northern Ireland
- ✓ The impact of **welfare reform**
- ✓ Developing models for **better tenant engagement**
- ✓ Ensuring the **supply** of affordable housing
- ✓ The impact of welfare reform: Dealing with **Universal Credit**
- ✓ **Allocation** of social housing
- ✓ The impact of housing problems on **mental health**
- ✓ Building successful **communities**
- ✓ **Reclassification** of Housing Associations
- ✓ Overcoming the **hurdles of development**
- ✓ Determining **housing need**



0830 Registration and morning coffee

0900 Chairman: Jamie Delargy, **Business Broadcaster**



The future of housing policy in Northern Ireland

Louise Warde-Hunter, Deputy Secretary
Department for Communities



Priorities for housing

Nichola Mallon, MLA, Chair
Northern Ireland Assembly All Party Group on Housing



People, property and places: Using housing and associated services to deliver sustainable communities

Professor Peter Roberts, Interim Chair
Northern Ireland Housing Executive



Better tenant engagement: The Community Gateway Model

Jim Ripley, Chief Executive
Phoenix Community Housing, London

Questions & answers / Panel discussion

1045 Morning coffee / networking break

1115



The reclassification challenge

Ben Collins, Chief Executive
Northern Ireland Federation of Housing Associations



Determining housing need: The Scottish model

Elaine Scott, Housing Development and Regeneration Manager
Edinburgh City Council



Overcoming the hurdles of development

Michael McDonnell, Chief Executive
Choice Housing



The impact of housing problems on mental health

Professor Siobhan O'Neill,
Mental Health Sciences
Ulster University



Allocation of social housing

Eileen Patterson, Director of Communities
Radius Housing

Questions & answers / Panel discussion

1315

Chairman's summary and conference close followed by networking lunch



Sponsorship and exhibition opportunities

There are a number of opportunities for interested organisations to become involved with this conference as sponsors or exhibitors. This is an excellent way for organisations to raise their profile with a key audience of senior decision-makers from across the housing sector in Northern Ireland. For further information on how your organisation can benefit, contact **Lynda Waller** on 028 9251 9933.

I wish to:

☐ **Reserve ____ places at the Housing Conference**

Delegate fee £195 + VAT @ 20% = £234

☐ **NIFHA members discounted rate**

£175 + VAT @ 20% = £210

Delegate details

Name (Mr/Mrs/Miss/Ms/Dr): _____

Job title: _____

Organisation: _____

Address: _____

Postcode: _____

Telephone: _____

Email: _____

Payment options

☐ I enclose a cheque for £ _____

Payable to 'bmf Business Services'

☐ Please invoice me

☐ Please debit my Visa / Mastercard

Card number

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Name of card holder _____

Signature _____

Expiry date _____

Security code _____

(Please provide card billing address if different from company address)

Terms and conditions

* For those unable to attend, a substitute participant may be sent at any time for no additional charge. Alternatively for cancellations received in writing, by fax or email, the following charges will apply:

- More than 14 days before the conference: 25% fee
- Less than 14 days before the conference: 100% fee
- Failure to attend: 100% fee.

Who should attend?

The conference will be of interest to all stakeholders involved in aspects of housing, funding and management including senior managers in the public, private and third sectors in Northern Ireland. The conference will be of particular interest to:

- Professionals in housing policy and delivery;
- Government departments and agencies;
- Those providing benefits advice;
- Housing associations;
- Policy / public affairs advisors;
- The construction industry;
- Project funders;
- Legal advisors;
- Housing and planning consultants;
- The community / voluntary sector / NGOs;
- Local elected representatives.

Networking opportunity

The conference is structured in a way to provide a high level of interaction between speakers and delegates.

There will be plentiful opportunities for questions as well as discussion in each of the sessions. In the breaks and margins of the event there will also be ample scope for business development.

Benefits of attending

Delegates attending the conference will:

- ✓ Look at the future of housing policy in Northern Ireland
- ✓ Discuss the impact of welfare reform
- ✓ Analyse all the key issues
- ✓ Hear about innovative solutions being applied elsewhere

How to register



Online

www.agendani.com/events



By telephone

028 9261 9933



By email

registration@agendani.com



By fax

028 9261 9951

Acknowledgement of registration

Confirmation of registration will be sent to all delegates. Joining instructions will be sent out following receipt of registration details. If you have not received your acknowledgement seven days prior to the start of the conference, please contact Michelle Davidson at registration@agendani.com to confirm your booking.



Title: ‘ European Energy Poverty Conference 2018 – ‘

Theme: *A United Approach*

Date: Thursday 29th March 2018,

Location: Croke Park, Dublin

Cost: Cost: Eur 80 (early bird, before 28th Feb.), €120 standard.

Energy Action’s conference, entitled ‘European Energy Poverty Conference 2018,- A United Approach’, will be held in Croke Park Conference Centre, Dublin, on Thursday 29th March 2018, 9am-5.30pm. Cost: Eur 80 (early bird, before 28th Feb.), €120 standard.

Accommodation is available in the Croke Park Hotel. Enquiries and bookings, at the Conference rate per night of Eur 135 (single) and Eur 165 (double), should be emailed to eeepcon18@energyaction.ie as early as possible, preferably by 29th January.

The Conference will cover:

- European policy, regulation and financial incentives to address Energy Poverty
- [Irish](#) Government financial incentives for energy efficiency, for Deeper Retrofit Programmes and new changes to Building Regulation for all Irish Housing stock
- Best practice in Ireland, the UK and throughout Europe in various fields from behavioural change to innovative technologies
- A Workshop covering best practice for local authorities’ approach to deeper Retrofit, which will be of particular interest to councillors, housing and community.

Speakers, drawn from policy makers, Academia, and experts in Energy technology and Poverty alleviation, will include Denis Naughten TD, Minister of Communications, Climate Action and Environment, and Dr. Harriet Thomson, postdoctoral Research Associate, University of Manchester and the European Energy Poverty Observatory.

Appendix B

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fee (Yes/ No)
Petrol Filling Stations Construction & Environmental Protection Audit & Inspection	16-18th April 18	1	Manchester	Yes
Fire Safety Conference	8th & 9th February	2 (1 x 1 day & 1 x 2 days)	Armagh City Hotel	yes

Report on	World Butchers Challenge
Reporting Officer	Adrian McCreesh
Contact Officer	Fiona McKeown

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 World Butchers Challenge Event and seek approval for members to attend two events.
2.0	Background
2.1	<p>The World Butchers Challenge (WBC) is arriving in Northern Ireland in March 2018, when local Irish butchers will compete against 13 other counties from around the globe. The main competitions will be held in the Titanic Exhibition Centre, Belfast from 20-22 March 2018.</p> <p>Ms Rhonda Montgomery and Mr Sean Owens, Team Ireland organisers of the World Butchers Challenge delivered a presentation to Council's Development Committee on 12 October 2017, requesting sponsorship towards funding a Mid Ulster Large Local Food Demo with Master Butcher Showcase at CAFRE's Loughry Campus on 16 March 2018, followed by a Tour with Delegates to Local Butchers and Producers.</p> <p>Council subsequently agreed in November 2017, to provide sponsorship of up to £10,000 towards this event. Members will receive more details of the Mid Ulster event in due course when the itinerary is available.</p>
3.0	Main Report
3.1	<p>Whilst Council has agreed to part-fund the Mid Ulster event at Loughry Campus on 16 March 2018, the event organisers have offered six complementary tickets (free of charge) to each of the undernoted events in Belfast.</p> <ul style="list-style-type: none"> • Six places for Mid Ulster Council to attend the International WBC Soiree Evening on 15 March 2018 at 6.30pm at Titanic, Belfast to welcome the Butchers of the World to Ireland. • Six places for Mid Ulster Council to attend the WBC Gala Dinner on 21 March 2018 at 7.30pm at Titanic, Belfast.

4.0	Other Considerations
4.1	<p><u>Financial & Human Resources Implications</u></p> <p>Financial: Tickets to both events are complementary and free of charge. Members will incur travel costs.</p> <p>Human: Member / Officer time to attend the events.</p>
4.2	<p><u>Equality and Good Relations Implications</u></p> <p>N/A</p>
4.3	<p><u>Risk Management Implications</u></p> <p>N/A</p>
5.0	Recommendation(s)
5.1	<p>Using Council's Prototcol for Booking Tables at Functions, the following recommendation is made for attendance at the WBC Soiree Evening on 15th March 2018 at 6.30pm and the WBC Dinner on 21 March 2018 at 7.30pm. Both events will be held at Titanic, Belfast;</p> <ul style="list-style-type: none"> • Recommended that Council's Chair and Vice Chair, Chair of P&R Committee, Chair of Development Committee, Chair of Environment Committee and a staff member attend both events.
6.0	Documents Attached & References
	n/a

Report on	Consideration of Requests for Civic Recognition – January 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.
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

January 2018 - Requests for Civic Recognition Submitted: For Approval

Category: Civic Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
Daniel McElroy	Giants Live Irish Open Strongman Championship 2018	Cllr N Doris Cllr R McGinley	<ul style="list-style-type: none"> Won a competition at an All Ireland Level 	For: N/A Date: N/A
Cookstown High School PiView Energy Team T J Lindsay Simon Paine Roan Anderson Jack Scott	BAE Inspired Work Award at the UK Young Engineer 2017	Cllr Wilson Cllr Glasgow	<ul style="list-style-type: none"> Won a competition at UK Level 	For: N/A Date: N/A
Jonathan Anderson	Vogue British Designer Awards <ul style="list-style-type: none"> British Men's Designer of the Year for JW Anderson Accessories Designer of the year for Loewe. 	Cllr Wilson	<ul style="list-style-type: none"> Won a competition at UK Level 	For: Best Designer of men's and ladies fashion week 2015 Date: 22 April 2016
Stewartstown Primary School	Mathletic World Champions Won a maths competition competing against schools from Dubai, Italy, Qatar, Norway, Germany, Sweden, the Netherlands & UK)	Cllr Reid	<ul style="list-style-type: none"> Won a competition at International Level 	For: N/A Date: N/A

Category: Civic Award

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
Callum Smyth	Royal Scottish Pipe Band Competition International Juvenile Solo Tenor Drummer (Section 5)	Cllr Forde	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Hannah Haycock	Northern Ireland Under 17 Netball Team <ul style="list-style-type: none"> Player of the series 	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Grace Carson	Represented NI Under 16 team at the London Mini Marathon in April	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Brandon Hamilton	Team Member of the NI Under 12 football team	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Jessica Magee	Team Member of the NI Under 15 football team	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Matthew McMenemy	Team Member of the NI Under 12 football team	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Meagan Ferson	Team Member of the NI Under 16 football team	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Peter Bell	Team Member of the NI Under 14 football team	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A

Tiarnan Walsh	Danske Bank Ulster School GAA All Star	Cllr McPeake	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Oisin McWilliams	Danske Bank Ulster School GAA All Star	Cllr McPeake	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Lorcan McWilliams	Danske Bank Ulster School GAA All Star	Cllr McPeake	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Hannah Haycock	Northern Ireland Under 17 Netball Team <ul style="list-style-type: none"> Player of the series 	Cllr Wilson	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Springisland, Coalisland	Butcher Excellence Awards 2017 <ul style="list-style-type: none"> Best hot food counter 	Cllr Doris	<ul style="list-style-type: none"> Attained an outstanding achievement at a Northern Ireland or provincial level 	For: N/A Date: N/A
Andrew Gault	World Skills 2017 Competition Bronze Medal in Auto Body Repair Section (Competition in Abu Dhabi where young people from 77 Countries competed. Andrew was a competitor for team UK)	Cllr Glasgow	<ul style="list-style-type: none"> Won a competition at International Level 	For: N/A Date: N/A

Chair's Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
N/A			<ul style="list-style-type: none"> 	

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
Aoife Cassidy	Irish Times Sports woman of the Year Awards Was selected as the month of March Contender	Councillor McEldowney

Report on	Draft Consultation Response to the following consultations: <ul style="list-style-type: none"> • DEARA's consultation on Bovine TB • Northern Trust's consultation, 'how we propose to purchase domiciliary care provided by non-statutory providers' • Department of Finance Paper on Northern Ireland Budgetary Outlook 2018-2020
Reporting Officers	Philip Moffett, Head of Democratic Services Mark Kelso, Director of Public Health & Infrastructure JJ Tohill, Director Finance
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	<p>To inform members of the consultation response developed on behalf of Mid Ulster District Council in response to the following consultations:</p> <ul style="list-style-type: none"> • DEARA's consultation on Bovine TB-Eradication of bovine tuberculosis (bTB) • Northern Trust's consultation, 'how we propose to purchase domiciliary care provided by non-statutory providers' • Department of Finance Paper on Northern Ireland Budgetary Outlook 2018-2020
2.0	Background
2.1	Members were informed of the above consultation at December Full Council. Members requested that consultation responses were developed on behalf of Council.
3.0	Main Report
3.1	<p>DEARA's consultation on Bovine TB-Eradication of bovine tuberculosis (bTB)</p> <p>This consultation response details Council's concerns in relation to the proposed financial implications of the proposals. It is also pointed out that it is unrealistic to expect farmers to pay for TB testing. The Department were also urged to explore suitable solutions to the link between wildlife and the spread of bTB. The response is attached as Appendix A.</p>
3.2	<p>Northern Trust's consultation, 'how we propose to purchase domiciliary care provided by non-statutory providers'</p> <p>In this response Council the Trust was urged to ensure that the key priorities identified by the service users be embraced and championed by the service delivery providers who are awarded the contract. Responses to specific questions in relation to; the preferred model for purchasing, geographical breakdown of services, equality screening and rural impact assessment. The response is attached as Appendix B.</p>

3.3	<p>Department of Finance Briefing Paper on Northern Ireland Budgetary Outlook 2018-2020</p> <p>The Department of Finance published a briefing paper on the broad strategic issues that will help inform decisions on a Northern Ireland Budget for 2018-19 and 2019-20 (and 2020-21 for Capital). This was produced by the Department in the absence of Ministers and includes information on the major issues they have identified and will need to be addressed before a Budget can be agreed. The Briefing Document sets out a number of scenarios, although the Department states that they are not proposed budget settlements and no decisions have been made. The Departments states that the scenarios are to illustrate the kinds of choices that will need to be considered by Ministers in reaching agreement on a Budget. Suggested feedback from the Council is provided as Appendix C to this report.</p>
4.0	Other Considerations
4.1	<p><u>Financial & Human Resources Implications</u></p> <p>Financial: N/A</p> <p>Human: N/A</p>
4.2	<p><u>Equality and Good Relations Implications</u></p> <p>N/A</p>
4.3	<p><u>Risk Management Implications</u></p> <p>N/A</p>
5.0	Recommendation(s)
5.1	That members consider, comment as necessary and approve the draft responses for submission.
6.0	Documents Attached & References
6.1	<p>Appendix A: Mid Ulster District Council's draft response to the DEARA's consultation on Bovine TB</p> <p>Appendix B: Mid Ulster District Council's draft response to Northern Trust, 'how we propose to purchase domiciliary care provided by non-statutory providers</p> <p>Appendix C: Mid Ulster District Council feedback to the Department of Finance Briefing Paper on Northern Ireland Budgetary Outlook 2018-2020</p>

3 January 2018

Bovine TB Consultation

bTB Branch, Animal Health and Welfare Policy Division
Department of Agriculture, Environment and Rural Affairs
Room 714 Dundonald House
Upper Newtownards Road
Ballymiscaw
Belfast, BT4 3SB

Ref: Bovine TB Consultation- Eradication of bovine tuberculosis (bTB)

To whom it may concern:

Mid Ulster District Council would like to take this opportunity to put forward its views and concerns in relation to the proposals detailed in the above mentioned consultation. Council agrees with the Department of Agriculture, Environment and Rural Affairs (DEARA) that it is necessary to find a solution to support the eradication of bovine tuberculosis (bTB).

The spread of bTB has become more than evident within Mid Ulster District in recent times. It was previously a district least effected by TB in Northern Ireland but unfortunately this is no longer the case. Councillors have been made aware of farm businesses within our District where animals had to be destroyed due to bTB. This includes one herd in the Dungannon area losing 56 head of cattle. Council therefore fully supports the eradication of bovine tuberculosis (bTB) and recognises that it is one of the most difficult challenges facing the agriculture industry. It is clear that it

has a devastating impact on many individual farm businesses and livelihoods, presenting a huge threat to the industry overall. Therefore, Council urges the Department to move on this important issue due to the fear and concern amongst the farming community created by the fall in herd numbers from TB. Council does have concerns about some of the suggestions proposed by this consultation. These concerns are, in the main, linked to the capping of the payment for destroyed livestock which have contracted bTB together with the proposal that additional costs be met by farmers. The introduction of an additional cost to farmers compounded by implications of a reduction in financial compensation would create an added financial burden for farm businesses. As such, the Council is of the view that it is not realistic to expect farmers to pay to have cattle tested for bovine tuberculosis.

Also, farmers have frequently pointed out that there is little point in tackling TB in cattle if it is not simultaneously addressed in wildlife. Given the link between badgers and the spread of bTB, the Council would support further consultation in order to identify the best way to address the culling of badgers. While it is recognised that there are negatives with badger culling, there have also been positives associated with this course of action. This includes in the Republic of Ireland where badger culling was linked to a 40% decrease in the instances of bTB. Conservationists have argued against a culling that would see healthy badgers put down. They've also said that a cull causes badgers to move to other areas, effectively spreading the problem. However, Council is aware of studies carried out in the Banbridge and Sixmilecross areas. Council would urge the Department to evaluate the outcome of these studies and identify the potential for identifying badgers, culling those infected with TB and inoculating those not.

It is clear that the cost of TB (estimated to be in the region of £40m per year) is unsustainable and as such Mid Ulster District Council is supportive of the Department attempting to find a workable solution to reducing these costs. However it is clear that the measures identified within this consultation would have a deeply detrimental financial impact on the livestock industry. It is therefore important for the Department to note that Council would suggest maintaining the current financial

processes that currently exist for farmers. Available resources should be used to reduce the spread of the disease which would in turn reduce the associated cost of providing compensation for animals lost to bTB as well as the cost of their slaughter and disposal.

In conclusion, it is evident that Bovine TB poses a huge risk to Northern Ireland's livestock industry, however it is Council's view that the proposed amendments will have a significantly negative impact on farmers and their livestock. It is clear that the industry has faced significant financial challenges in recent years and Members would like it noted that a long term solution should be sought to address the threats posed by bTB. Proposed changes should not be solely based on a cost-cutting approaches. Further consideration also needs to be given to the appropriate and effective action to reduce the overall instances of bTB. Council would also like to again reinforce the level of fear and concern that the proposed changes have generated amongst the farming community.

Finally, Council looks forward to receiving the information on any further consultations that may follow in relation to bTB, particularly in relation to solutions to the role that wildlife plays in the spread of TB.

Yours sincerely

9 January 2018

Equality Unit

Route Complex

8e Coleraine Road

Ballymoney

Co Antrim

BT53 6BP

**Ref: Northern Health & Social Care Trust-How We Propose to Purchase
Domiciliary Care Provided by Non-Statutory Providers**

To whom it may concern:

Mid Ulster District Council would like to take this opportunity to put forward its views and opinions in relation to how the Trust proposes to Purchase Domiciliary Care Provided by Non-Statutory Providers for the Northern Trust area.

Council welcomes the fact that the Trust's proposals are informed by a service user consultation. Council would urge the Trust to ensure that the key priorities identified by the service users be embraced and championed by the service delivery providers who are awarded the contract. The fulfilment of the requests made by the service users will be paramount to the successful delivery of the contract. The key priorities identified include the following:

- Strong preference for care worker call times to be more consistent
- Strong preference for the care workers not to 'chop and change' – reinforcing continuity of care.

- The need for the service user to not feel rushed or hurried by the care worker.
- The need for improved communication between the care worker and the service user.
- The importance of adequate care worker training to better meet the individual needs of the service user.

The consultation questionnaire responses are each examined in turn below:

Question 1: Do you agree with the reasons and the need for change outlined in the document?

Council support this outlined change if it can guarantee that the change in provision will create a more equitable service delivered on a needs led basis. Council is also supportive of the implementation of longer term contracts assuming that this will decrease the associated administration and/or contract set up costs in comparison to doing so on an annual basis. Council supports this on the basis of ensuring overall better value for money in relation to the delivery of domiciliary care.

Question 2: Do you agree with the Trust's proposed model for purchasing services from non-statutory providers?

Council agrees that a model who can provide an equitable, flexible approach to the provision of domiciliary care would be most suitable.

Question 3: Do you agree with the creation of geographical areas or lots within the Trust area?

In relation to the Mid Ulster District Council it seems practical that Magherafelt and Cookstown would be placed in the same geographical areas/lots for service delivery. However, Council would seek assurance that given that some neighbouring areas in Cookstown are spilt between the Southern and Northern Trust areas, that a degree of flexibility would be available in emergency and/or exceptions circumstances. While Council understand that there may be complications in setting up such an understanding, in practical terms it is quite straightforward; vulnerable people in

close proximity to each other should all equitable levels of the care they require regardless of whether or not they fall into one Trust area or another.

Question 4: An outcome of initial equality screening considerations is available on the Trust website. Do you agree with the outcome of this screening?

Mid Ulster District Council would suggest that the changes to services detailed in this consultation has the potential to have a major impact on Section 75 groups and therefore may require an EQIA. This requirement should be identified via the 'on-going screening' that has been committed to by the Trust. Where adverse impact is identified the required mitigation should be communicated clearly to the effected group and the monitoring of the success of the mitigating measures should also be carried out.

Question 5: The Rural Needs Act NI 2016 places a duty on public authorities, including government departments, to have due regard to rural needs when developing, adopting, implementing or revising policies, strategies and plans and when designing and delivering public services. Do you have any evidence to suggest that the proposal within this document would create an adverse differential impact?

Mid Ulster District Council recognises the challenges of providing domiciliary care to patients who reside in rural areas. However as identified by the Trust via service user consultations the importance of consistency and continuity in the provision of domiciliary care has been highlighted. The commitment to providing high quality domiciliary services should be standard regardless of the whether the patient resides in an urban or rural area. Therefore patient outcomes should not be impacted upon as a result of the type of location they are resident in.

In general terms Mid Ulster District Council would like to express its concern at the reported delays in patients not being able to be discharged from hospital because of

the Trust's inability to provide appropriate care packages. The Council would hope that the proposals detailed in this consultation would allow for a more patient led approach to care and a greater focus on positive outcomes for patients who depend on domiciliary care as a vital part of their care packages.

Research has suggested that patients who have a supported return home after a hospital stay have much better health outcomes than patients who are subjected to much longer, sometimes unnecessary hospital stays. Therefore an improved process for the provision of domiciliary care should very much aim to improve the current challenges faced by many vulnerable people who rely on this practical support in order for them to remain in their own homes.

Finally, Council would also like to take this opportunity to remind the Trust that as stated in the consultation documentation; the care provided should not depend on the individual care worker, a high level of service delivery should be standard and received by all service users. Council wishes to thank you the NHSCT for the opportunity to respond to this important consultation and awaits the outcome of the consultation process.

Yours sincerely

XX January 2018

By email and first class post

Budgetary Outlook 2018/20
Room S1
Rathgael House
Balloo Road
BANGOR
BT19 7NA

Dear Sir,

Ref: Briefing on Northern Ireland Budgetary Outlook 2018-20

I refer to the Department of Finance's Briefing Paper on Northern Ireland Budgetary Outlook 2018-20 which was published on 18 December 2017.

Mid Ulster District Council (Council) welcomes the opportunity to respond to the consultation but notes with disappointment that the ability of other potential consultees to reply is likely to be severely compromised by the publication of the Briefing Paper immediately prior to Christmas.

Council recognises that the continued absence of the Assembly has created a difficult, if not that unusual dynamic, for the Civil Servants who are charged with taking such matters forward. However, it also notes that the Civil Service is a vastly experienced organisation who have an intimate knowledge of Northern Ireland's fiscal affairs, challenges and political dynamics. As such Council believes that the Civil Service has had sufficient time and resources to develop and produce a robust and informative Budgetary Outlook.

Unfortunately, however, if the Civil Service has indeed fully considered Northern Ireland's Budgetary Outlook, Council does not consider the Briefing Paper to be a sufficient distillation of the key facts, issues and potential options available to an incoming Executive to facilitate as meaningful a debate within the wider community and submission of informed responses as might otherwise be reasonably expected.

Alternatively, if the Briefing Paper is reflective of what could be considered to be a cursory and protectionist review of existing central government departmental programmes and pressures, Council would be highly critical of such an approach, which would offer little or nothing in terms of advancing the much needed transformation agenda within the Northern Ireland public service.

Notwithstanding Council's reservations as expressed above, the following response attempts to challenge the Civil Service to look again at the potential distribution of available financial resources with a view to ensuring that the aims of the Programme for Government (PfG) are realised for Northern Ireland's population on an equitable and transparent basis which will not appear to protect vested interests within existing departmental structures.

Appendix C

Summary Response

Council is concerned to note that, despite reiterating on multiple occasions throughout the document “no decisions have yet been taken”, the Briefing Paper appears to suggest that the outworking of the ultimate budgetary process will be one of the three scenarios, none of which are presented in a context which confirms that the relevant departments have critically reviewed the current baseline expenditure.

The Northern Ireland fiscal environment has been perceived as challenging for a considerable period of time and it is hard to believe that the Civil Service has not anticipated a need to critically review its operations in advance of this stage of the current budget cycle. However, despite the structure and tone of the Briefing Paper suggesting that its preparation was co-ordinated and delivered to a template, the document lacks key financial information and comes across as protectionist in terms of potential impact on central government departments.

Broad choices

Council agrees that an incoming Executive will have three broad choices. However, it believes that the choices would be better stated as follows:

After reflecting on the aims of the PfG and the extent to which existing expenditure contributes to the delivery of desired outcomes, to:

1. Cut departmental allocations and allow the Departments to manage the consequences as they deem appropriate;
2. Cut departmental allocations and introduce a framework within which the Departments are challenged to deliver the desired outcomes; and
3. Cut departmental allocations but mitigate the effect of same by providing the Departments with an incentive to introduce both cost saving and income generation measures which are consistent and congruent with the aims of the PfG and introduce a framework within which the Departments are challenged to deliver the desired outcomes.

Council does **not** believe that the Departments should take associated decisions independently. The PfG aims are inter-related and interdependent and it would be naïve to think that expedient cost saving measures in one department could not impact disproportionately on the PfG.

Resource DEL and Capital DEL

Council agrees that it is appropriate to consider the two budgets separately. However, Council would make the point that the two expenditure streams do impact on each other; in other words capital investment or lack of investment does have revenue consequences.

Council also agrees that Capital DEL must be allocated on a priority basis with contractual and health and safety projects being funded first. Flagship projects are of course important but they cannot supersede contractual commitments and health and safety issues.

Appendix C

Centrally Held Budgets

Council notes that the consultation specifically seeks opinion in relation to centrally held budgets. However, these matters are out with Council's remit and this response is therefore silent in relation to same.

Corporation Tax

Council notes that the Briefing Paper largely ignores the introduction of devolved corporation tax. It considers this to be an appropriate approach as this matter is a complex issue and could yet be impacted by factors outside the Executive's control.

Balancing the Budget

Council is disappointed that the Briefing Paper is confusing in terms of how it communicates the Northern Ireland fiscal environment and the Departments' perceptions of how they might be impacted by the anticipated budgetary pressures.

In particular, it appears strange that, despite the "Assumptions Common to All Scenarios"¹ stating "the Resource budgets of the Department of Health and the Department of Education would be exempt from reductions", the Briefing Paper draws no further attention to this fact. Indeed the analysis of the implications of each of the three budget scenarios on both the Department of Health² (DH) and Education³ (DE) repeatedly emphasises that both departments will receive no uplift to address pay and price inflation while simultaneously downplaying the fact that neither department will face any budget reductions. This is emotive and detracts from the fact that **all** public bodies, and not just central government departments, will face inflationary pay and price pressures in the relevant years.

The criticism (above) of the repeated emphasis of pay and price inflation pressures is equally applicable to each of the other departments' analysis of the implications of each of the three budget scenarios on them. The repeated suggestion that existing payroll and running costs must be protected reflects badly on how much effort the relevant departments have expended in considering the absorption of inflationary pressures or indeed the transformation of their service delivery models to become more efficient. Council's opinion is that PfG outcomes could be better delivered by applying the limited resources to key services and funding streams as opposed to protecting departmental payroll and goods and services budgets.

Notwithstanding the above, Council is particularly dismayed by the fact that the Briefing Paper is drafted in a manner which scaremongers by foretelling emotive events such as:

- Deferring planned expenditure in respect of the TB Strategic Partnership Group and Sustainable Agricultural Land Management Strategy (Department of Agriculture, Environment and Rural Affairs (DAERA));
- Scaling back existing Rural Development and Environmental programmes (DAERA);
- Cessation of all Rural Affairs programmes (DAERA);
- Delay of core programmes, including CAP (DAERA);
- Failing to meet commitments in relation to breaking cycles of deprivation, reducing anti-social behaviour and increasing civic participation (Department for Communities (DfC));

¹ Page 41 of Briefing Paper

² Pages 72 to 77 of Briefing Paper

³ Pages 64 to 66 of the Briefing Paper

Appendix C

- Cuts to funding of Arms-Length Bodies and Rates Support Grant (DfC);
- Amendment of legislation to stop Grant programmes (DfC);
- Reduction in, if not elimination of, the current level of skills programmes, which is couched in terms of “damaging the employment prospects of thousands of the most risk disadvantaged young people particularly when the skill of our workforce is going to become increasingly important for our economic growth and social inclusion” (Department for the Economy (DfE));
- Potential cessation of support for Post Graduate Studentships (DfE);
- Potential reductions in support to Invest NI and Tourism NI “reversing any gain of the last few years” (DfE); and
- Reductions to the funding of Early Years and Youth Services (DfE)

while patently failing to demonstrate that the various departments have subjected their existing payroll and other expenditure to appropriate scrutiny with a view to identifying and implementing proportionate cost saving and/or income generation measures.

Council notes that the Department of Finance (DF) with 12% (£17.124m) and in excess of 70% (£99.89m) of its budget (£142.7m in 2017/18) currently allocated to “providing strategic finance, policy and statistical services to central government” and “delivering shared services to the public sector” appears to perceive itself above identifying, let alone implementing any potential reduction to its existing budget. This is very disappointing.

Council also notes that, although the DF perceives its ability to maximise regional and rate collection is directly related to the level of funding available for managing this service, the Briefing Paper neither quantifies the current cost, payroll or otherwise, of this apparently noteworthy service nor acknowledges that local government, if not central government, pays for the collection service via a top slicing of its Rate income. Council is uncertain what to make of the DF’s disclosure in the Briefing Paper; is it merely a poorly drafted commentary or is it an attempt to unsettle district councils that the DF incorrectly assumes do not understand the financial costs to them of the Rate collection process?

The Briefing Paper also goes to great lengths to emphasise the DF’s allocation of in excess of 70% of its expenditure to the delivery of shared services across the public sector. Council does not understand why the DF appear to suggest that approximately £99.89m (in 2017/18 terms) is incapable of efficiency or rationalisation without serious threat to the delivery of anticipated shared service outcomes. Equally, Council notes the DF’s comments which advise that its digital transformation agenda but wonders why this Department, of all departments, appears to consider that it cannot cut any budgets because it is investing in its IT systems. Council is confident that, in reviewing and considering loan applications for similar projects being proposed by district councils, if not other public sector bodies, the DF will be familiar with the concept of spend to save. Given the governance and risk management arrangements in place for district councils and it is assumed other public bodies, it seems incredible that the DF is unable to make a business case to support the replacement/upgrade of its IT systems which will enable it to also contribute to the management of the current budgetary pressures faced by the Assembly in a meaningful and responsible way.

Council also queries why the DF appears to consider that its participation in the implementation of the reform of property management must be funded from within its baseline budgets. This is similar to the replacement/upgrade of the IT systems and surely the costs of same will be significantly outweighed by the future anticipated benefits.

Although the DH appears to have strayed slightly from the template that the other departments appear to have followed, it also appears to be convinced that it should not be expected to at least attempt to absorb some of its pressures. Council accepts that it,

Appendix C

together with the DE, is a demand led service facing which is facing challenging times but surely it is inexcusable for the Department to specifically quote the pressure of the “revenue consequences of capital expenditure” as a pressure when the associated business cases, assuming that they were adequate, must have flagged these costs up long before the capital projects were commissioned? Equally, Council wonders if the stated “workforce pressures as a result of recent increases in GP training numbers and increases in pre-registration nurse education” could not have been at least mitigated if cost saving measures in earlier years had not sought to reduce these numbers. Most disappointing, however, in relation to the DH is the tone of its suggestion that elective care and associated waiting lists will again be cut despite, as noted above, the stated assumption that “the Resource budgets of the Department of Health and the Department of Education would be exempt from reductions”. Council simply is unclear as to whether the author within the DH understood this assumption or whether the reference to elective care is intended to be as emotive as possible. Either way, Council is disappointed by the reference in the absence of any meaningful financial analysis to support same. Similarly, Council notes the explicit enunciation of the prognosis for community care services.

The commentary provided by the Department for Infrastructure (DfI) is equally depressing. Council, in particular, finds it difficult to understand how Translink has been allowed to sustain annual losses of “around £13 million” since the reduction in the subsidy for bus and rail services in 2014/15. Council’s incredulity is exacerbated by the Briefing Paper advising “these losses have been covered by drawing on their reserves but there is limited capacity for this to continue beyond the 2019/20 financial year”. This is simply incredible and Council must ask if the text is erroneous and, if not, enquire as to what level of scrutiny Translink’s operating and financial performance has been subject to since 2014/15. Surely the Civil Service, either the DfI, Northern Ireland Audit Office or the Executive Office has noted this performance and sought to implement an appropriate action plan to address the situation? Council notes that the DfI appears to suggest that its contractual commitments to Public Private Partnership (PPP) contracts are so onerous that they will effectively consume a very significant proportion of its available funds to the detriment of most other services. As such, and noting similar sentiments within the DfI’s comments in relation to the Roads Resource budget, Council again wonders what level of scrutiny has been afforded to these arrangements and whether appropriate lessons have been learned for the future.

The prognosis for NI Water is starkly stated. However, although Council, with no statutory responsibility for the supply of water and sewerage services in Northern Ireland, has a only a very limited knowledge of the pressures that NI Water face and the detail of the scrutiny applied by the Utility Regulator, it does note that the Utility Regulator’s Final Price Control Determination for the period 2015 to 2021 (PC15) stated “benchmarking information shows that NI Water is 22% less efficient than similar companies in England and Wales and spends £1.27 for every £1 spent by the more efficient companies. The UR has challenged NI Water to reduce their efficiency gap and deliver 2.3% per annum efficiency savings over PC15, saving the consumer £47m in 2012-13 prices”. Although the Utility Regulator’s Chief Executive at the time stated “As NI Water is partly funded by Government subsidy, any reductions in public expenditure allocations may impact on the implementation of the price control determination”, Council notes that PC15 challenged NI Water to improve efficiency by delivering “11.5% real terms reduction in total operating expenditure by 2021 - building upon improved efficiency achieved within our (the Utility Regulator’s) first two price controls”. In the light of this, Council would suggest that the stark prognosis would be better balanced if the DfI had included within its commentary some detail in relation to how NI Water was progressing towards the challenge set by the Utility Regulator.

Notwithstanding Council’s comments above in relation to the DfI’s statements about its commitments to PPP contracts associated with Roads, Council is shocked by the almost ‘nuclear winter’ scenarios presented in relation to future street lighting provision, grass

Appendix C

cutting, gully emptying, pothole repairs and Winter salting and road clearance. Although, given the lack of a comprehensive financial analysis of the situation, it is impossible to take an informed view on the scenarios presented, Council can only state that, from a layman's perspective, if management of Roads Resource DEL has resulted in the anticipation of the need to protect payroll and other lesser budgets to the exclusion of all significant public services, it is a sad day for the DfL.

Council is also disappointed by the DfL's simple assertion that the scenarios presented within the Briefing Paper are likely to result in "reductions/cessation in services to the disabled and those in rural areas" without any indication of what efficiencies the Rural and Community Transport service area have anticipated making to mitigate these outcomes.

As regards the other departments referenced in the Briefing Paper Council would merely take the opportunity to note the Department of Justice's statement "reductions to budgets would impact significantly on the work and speed of legacy investigations in PSNI and the Police Ombudsman's historic investigation and legacy investigations in the Coroners Service." In this regard Council would enquire if, given the limited progression of these investigations, there have been underspends to date and, if so, how they were applied within the quarterly monitoring rounds.

Conclusion

Council is disappointed in the tone and content of the Briefing Paper which has been released for consultation. Notwithstanding its release immediately prior to Christmas, which is likely to impact on the ability of other potential consultees to reply, Council considers the Briefing Paper to be unprofessional in its contents insofar as it lacks useful relevant financial information to support the doomsday nature of its basic message and tends to suggest that departmental payroll and other internal budgets must be protected in all circumstances.

Council is also disappointed to interpret the purpose of the consultation as being to pave the way for defending whatever budgetary position is adopted on the basis that no useful response was received to the specific questions asked, none of which Council has chosen to reply to directly. It is Council's opinion that the consultation is brutish and serves no useful purpose.

Council would therefore suggest that the Civil Service resurrect whatever detailed analysis underpins the Briefing Paper to ensure that appropriate scrutiny of existing budgets has been undertaken in advance of the restoration of an Assembly. In doing so, Council would urge that the Civil Service reflect on the fact that they are public servants who are challenged to support the Assembly in the delivery of an equitable and transparent budget. In particular, Council would urge the Civil Service to also reflect on the rationale for the Rate Support Grant (RSG) and the impact that any reduction thereto would have on the less affluent district councils who, in the absence of an Assembly, have continued to provide statutory services to all sections of society. In Council's opinion, it would simply be a travesty for the RSG to be reduced and this must be avoided at all costs.

I appreciate that the reader may be dismayed by the bluntness of this response. However, Council takes its responsibility to its rate payers seriously and the points made in this reply reflect Council's very real disappointment in the Briefing Paper.

I trust that you will share this correspondence with all interested parties.

Yours faithfully,

Report on	Public Payphone at Tulnacross Road, Orritor, Cookstown, BT80 9NH - BT Consultation on Proposed Removal
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 the BT Consultation on the proposed removal of the Public Payphone and Kiosk at Tulnacross Road, Orritor, Cookstown, BT80 9NH
2.0	Background
2.1	The council received correspondence from BT regarding the removal of the above-mentioned public payphone in line with its consultative arrangements. This correspondence was taken at the December 2017 Council meeting.
2.2	The correspondence indicated that, <i>".....the payphone has received little use during the past twelve months we are proposing to permanently remove the service at this location"</i> . The meeting agreed that actual usage in the previous twelve months be sought/obtained before Council formed an opinion on it/took a position, and placed back on a future agenda.
2.3	The Council's Planning Committee, at its January meeting has resolved to serve a Building Preservation Notice (BPN) on the actual kiosk. This is a six-month temporary listing protecting it for a period of time, subject to final assessment being undertaken by Historic Environment Division (HED) of the Department for Communities on whether or not it should be permanently listed. This only deals with the kiosk and not retention of the public payphone.
2.4	A view is being sought from Council on retention of the actual public payphone service.
3.0	Main Report
3.1	BT is operating under OFCOM guidance with respect consultations on the removal of public payphones from service. This guidance states that if a local organisation writes to BT within 90 days to object, setting out their reasons, BT cannot remove the call box. This is known as a 'local veto'. The Council is defined as a 'local organisation'. The correspondence providing notification of the consultation was received by the Council on 15 th November 2017.
3.2	Usage BT has confirmed that the last telephone call from this kiosk was on 2 nd March 2011.
3.3	Council View Members are asked to consider if council should object to the removal of the public payphones and if so, state the reasons for doing so to allow it to exercise the 'local veto'.

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> Not applicable
4.3	<u>Risk Management Implications</u> Not applicable
5.0	Recommendation(s)
5.1	To consider and take a view on the proposed removal by BT of the Public Payphone at Tulnacross Road, Orritor, Cookstown, BT80 9NH.
6.0	Documents Attached & References
	Appendix A Correspondence from BT: Public Payphone Tulnacross Rd, Cookstown



Planning Department
Mid Ulster District Council
Cookstown Office
Burn Road
Cookstown
BT80 8DT

15th November 2017

TIME SENSITIVE DOCUMENT – REPLY REQUIRED

Our reference: - JB-02886751270

Dear Sir or Madam,

REMOVAL OF PUBLIC PAYPHONE:

I am writing to advise you that the above mentioned kiosk at 73 Tulnacross Road, Cookstown. BT80 9NH has been damaged beyond economical repair. As our records indicate the payphone has received little use during the past twelve months we are proposing to permanently remove the service at this location.

Our obligation to provide a Universal Service will be maintained, as there are other kiosks within the vicinity. The nearest alternative kiosk is Outside Kildress Inn, 32 Drum Road Cookstown. BT80 8JG, which is 1691 meters away

Before we can remove a kiosk we have an obligation to consult with relevant public bodies on the proposed removal. As part of the consultation process it is a requirement that the Council reply in writing to BT within 90-days giving their comments or any objections received from the local community. Further information on the consultation process can be found at:

http://stakeholders.ofcom.org.uk/binaries/consultations/uso/statement/removing_callboxes.pdf

If you do not reply, it will be taken that the council and interested parties have no objection to the permanent removal of this payphone.

A notice of our proposal is being displayed in the kiosk and a copy is enclosed with this letter for your information.

If you require any further information or have any queries please do not hesitate to contact me via email at btpcf@bt.com

Yours faithfully

Jim Blanch

BT Payphones - Commercial Field Officer

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.
3.2	Consultations with closing dates requiring submissions before the next available Council meeting have been identified within Appendix A. In such circumstances delegated authority to the relevant Committee should be considered, if an extension is not granted by the consulting body.
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 Notified Consultations

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Health	Promoting Human Organ Donation and Transplantation in NI	This consultation relates to the two primary objectives to be implemented through six key commitments to drive increased rates of organ donation in Northern Ireland.	5pm 5 March 2018	
	Link to Consultation	https://www.health-ni.gov.uk/consultations/promoting-organ-donation-and-transplantation-northern-ireland		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Northern and Western Regional Assembly	Regional Spatial and Economic Strategy for the Northern and Western Region - Pre-Draft Public Consultation	Northern and Western Regional Assembly intend to make a Regional Spatial and Economic Strategy for the whole of the Northern and Western Region, which adjoins Mid Ulster District Council's administrative area. The purpose of the Regional Spatial and Economic Strategy (RSES) is to support the implementation of the emerging National Planning Framework (Ireland 2040 Our Plan) and the economic policies and objectives of the Government by providing a long-term strategic planning and economic framework for the development of the region over a period of between 12 years and 20 years.	5pm 26 January 2018	Yes, draft response was submitted to January Planning Committee
	Link to Consultation	www.nwra.ie/RSES		

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Agriculture & Rural Development	Ash Disease Caused by Hymenoscyphus Fraxineus (Ash Dieback)	The evidence strongly suggests that containment and eradication of Ash Dieback the disease is no longer practicable. Consequently, we do not believe that we can justify continuing to destroy infected plants to slow down the spread of the disease. The Department are now consulting on methods of control that will help us live with the impact of the disease.	6 February 2018	
	Link to Consultation	https://consultations.nidirect.gov.uk/daera-forest-service-plant-health/c4041a66		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (if an extension is not granted by the consulting body)?		Yes	
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Northern Health and Social Care Trust	Consultation on the future model for acute paediatric services in Northern Trust hospitals	Trust launched a public consultation on the future model for acute paediatric services in Northern Trust hospitals. The Trust has arranged a public meeting on 31 January 2018 at 7pm in The Bridewell, 6 Church Street, Magherafelt.	26 February 2018	
	Link to Consultation	http://www.northerntrust.hscni.net/pdf/Paediatric_Review_Consultation_Document.pdf		

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Food Standards Agency	The Draft Condensed Milk and Dried Milk Regulations (Northern Ireland) 2018	The draft Condensed Milk and Dried Milk Regulations (Northern Ireland) 2018 aim to consolidate the Condensed Milk and Dried Milk Regulations (Northern Ireland) 2003 (the 2003 Regulations) and the Condensed Milk and Dried Milk (Amendment) Regulations (Northern Ireland) 2008 (the 2008 Regulations). The draft Regulations will remove outdated references to the Food Labelling Regulations (Northern Ireland) 1996 (FLR) and introduce improvement notice provisions for non-compliance.	29 January 2018	
	Link to Consultation	http://bit.ly/2ykUrS4		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (if an extension is not granted by the consulting body)?		Yes	
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Consumer Council NI	Forward Work Programme 2018-19	The draft Forward Work Programme 2018-19 lists the activities that the Consumer Councils proposes to do during the financial year. The Consumer Council would particularly welcome views on: •Whether we have identified the right	9 February 2018	

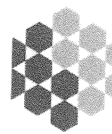
		projects/strategic goals; •Any objections to our proposed projects/strategic goals; and •Any other comments that you may have.		
	Link to Consultation	http://www.consumercouncil.org.uk/publications/draft-forward-work-programme-2018-19/		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (if an extension is not granted by the consulting body)?		Yes	
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Gaelic Athletic Association	GAA Strategic Plan 2018 - 2020	The GAA is inviting written submissions from selected groups and organisations to help inform the development of its Strategic Plan for the period 2018 – 2020. The plan will result in organisation-wide goals and strategies to improve the Association at all levels.	2 February 2018 <i>(Extension has been granted until 23rd Feb should Council wish to respond)</i>	Sports Development currently developing a draft response to be considered at Feb Council
	Link to Consultation	http://survey.gaa.ie/s3/		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (if an extension is not granted by the consulting body)?		Not applicable (Extension to the response date already granted, should Council wish to make a submission).	

Report on	Correspondence to Council - January 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 makes reference to correspondence received 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 Dept for Infrastructure – Cookstown By Pass</p> <p>Dept for Infrastructure (Roads & Rivers) has corresponded with the Chief Executive to clarify the current situation regarding the Cookstown bypass, following a meeting between Fiona McCandless of the Department and Mid Ulster District Council (attached as Appendix A).</p>
3.2	<p>Correspondence from Electoral Office for NI – Omagh Office</p> <p>The Council corresponded with the Electoral Office following receipt of correspondence from NIPSA the trade union on the future of the Omagh Electoral Office. The attached confirms the relocation of its office in Omagh (attached as Appendix B).</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	<p><u>Risk Management Implications</u></p> <p>Not applicable</p>

5.0	Recommendation(s)
5.1	That Council notes and consider, as necessary, the correspondence received.
6.0	Documents Attached & References
	Appendix A: Department for Infrastructure: Cookstown Bypass Appendix B: Electoral Office for Northern Ireland: Relocation of Omagh Office



Department for

Infrastructure

An Roinn

Bonneagair

www.infrastructure-ni.gov.uk

Roads & Rivers

Mr Anthony Tohill
Chief Executive
Mid Ulster District Council
70 Burn Road
Cookstown
BT80 8DT

Room 222
Clarence Court
10-18 Adelaide Street
BELFAST
BT2 8GB
Telephone: (028) 9054 0191
Email: andrew.murray@infrastructure-ni.gov.uk

Your
reference:
Our
reference:

19 December 2017

Dear Anthony

A29 COOKSTOWN BYPASS

Following the September meeting between Mid Ulster District Council and my Departmental colleague Fiona McCandless, I am writing to clarify the situation regarding the Cookstown Bypass.

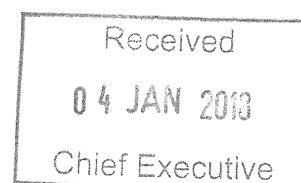
This scheme will involve the construction of approximately 4 kilometres of new single carriageway from the Dungannon Road Roundabout via the south of Cookstown, to a proposed new roundabout on the Moneymore Road to the north of the town. It will include sections of 2+1 lanes to facilitate overtaking.

The Preferred Route for this scheme was approved in March 2010. However, progress of the scheme through the statutory procedures was then paused, due to unavailability of funding.

In October 2016 the Executive announced a stimulus package which included £600k of additional funding to allow further preparatory development on a number of major road improvement schemes, including the Cookstown Bypass.

At that time the Department reviewed the work previously undertaken on the scheme and the required next steps. It was concluded that, as there was no certainty of funding into the 2017/18 financial year to allow meaningful progress in terms of the next steps in the scheme's development, the limited work possible in the remainder of the 2016/17 financial year would be nugatory, and hence it was not progressed.

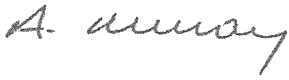
Further progression of this scheme will be dependent upon future budgetary settlements.



10-1-1984
C. J. ...
...

I would apologise for the delay in getting this response to you, but I hope you find this information helpful.

Yours sincerely

A handwritten signature in cursive script, appearing to read 'A. Murray'.

A McC MURRAY (DR)
Deputy Secretary

cc: Fiona McCandless
Pat Doherty

THE ELECTORAL OFFICE FOR NORTHERN IRELAND

Chief Electoral Officer: Virginia McVea

3rd Floor, St Anne's House, 15 Church Street, Belfast BT1 1ER

Telephone: 0800 4320 712

Fax: 028 9023 5612

Email: virginia.mcvea@eoni.org.uk

Website: www.eoni.org.uk



Ms K Ashton
Chair Lár Uldah Mid Ulster district Council
Circular Road
Dungannon
BT71 6DT

22nd December 2017

Dear Ms Ashton

Apologies in the delay in replying to your letter but I have been in negotiations with landlords and agents for some weeks now and wished to return to you with the conclusion of those negotiations.

The Landlord in Omagh refused to renew our lease and we necessarily then have been looking at our operations for some weeks now in that area. I am able to advise that alternative premises have been secured pending the publication of the response to the public consultation. Our offices are now located in Community House in Omagh. This site is probably more accessible than our previous location.

Should you have any further queries you can reach me by mobile 07933543884.

Yours sincerely

Virginia McVea
Chief Electoral Officer

