

17 August 2017

Dear Councillor

You are invited to attend a meeting of Mid Ulster District Council to be held in the Council Chamber, Dungannon offices on Thursday 24 August 2017 at 7pm to transact the business noted below.

Yours faithfully

Anthony Tohill Chief Executive

AGENDA

OPEN BUSINESS

- 1 Apologies
- 2 Declarations of Interests
- 3 Chair's Business

Matters for Decision

- 4 Minutes of Council Meeting held on Thursday 27 July 2017 (A)
- 5 Minutes of Planning Committee held on Tuesday 1 August 2017 (B)
- 6 Conferences and Seminars (C)
- 7 Consideration of Requests for Civic Recognition (D)
- 8 MUDC Response to Re-Shaping Stroke Services: A Pre-Consultation (E)
- 9 Sperrins Future Search Conference (F)

Matters for Information

- 10 Consultations notified to Mid Ulster DC (G)
- 11 Correspondence (H)

Notice of Motion

- 12 Consideration of Motion
 - 12.1 Councillor Cuthbertson to move

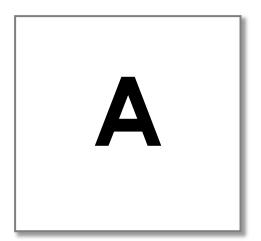
"That Mid Ulster District Council act in response to the ongoing anti-social behaviour, the latest incident of which resulted in a teenager being found unconscious in Railway Park, before having to be admitted to The Royal Victoria Hospital. That a meeting is held with all relevant statutory agencies to put in place an action plan to deal with such instances in the Railway Park, Windmill Wood and Mullaghanagh Lane areas of Dungannon."

CONFIDENTIAL BUSINESS

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

- 13 To receive an update from the NIFRS on Desertcreat
- 14 Minutes taken as confidential business at the Audit Committee held on 25 July 2017 (I)
- 15 Minutes taken as confidential business at Council Meeting held on Thursday 27 July 2017 (J)
- 16 Minutes taken as confidential business at the Planning Committee held on Tuesday 4 July 2017 **(K)**
- 17 Banking Services (L)



Minutes of Meeting of Mid Ulster District Council held on Thursday 27 July 2017 in the Council Offices, Circular Road, Dungannon

Chair: Councillor Ashton

Members Present: Councillors Bateson, Bell, Buchanan, Burton, Clarke,

Cuddy, Cuthbertson, Doris, Elattar, Forde, Gildernew, Gillespie, Glasgow, Kearney, Mallaghan, McAleer,

McFlynn, McGinley, B McGuigan, S McGuigan McKinney, McLean, McNamee, McPeake, Milne, Molloy, Monteith, Mullen (7.04pm), Mulligan, J O'Neill, M Quinn, T Quinn, Reid, Robinson, G Shiels, Totten (7.02pm) and Wilson

Officers in Mr Tohill, Chief Executive

Attendance: Ms Campbell, Director of Leisure & Outdoor Recreation

Mr Cassells, Director of Environment and Property

Mrs Forde, Member Support Officer

Mr Kelso, Director of Public Health and Infrastructure Ms Mezza, Head of Marketing and Communications

Mr Moffett, Head of Democratic Services

Mr JJ Tohill, Director of Finance

The meeting commenced at 7pm

C139/17 Apologies

Councillors McEldowney and J Shiels

C140/17 Declarations of Interest

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

C141/17 Chair's Business

Councillor McFlynn declared an interest in Shopmobility

Councillor McFlynn highlighted that Shopmobility funding expired at the end of the current week and that to date the organisation had not received confirmation of future funding from the Department of Infrastructure and requested that Council write to the Department asking why confirmation of funding is always at the '11th hour' as it causes much stress to those working in the organisations. The Councillor advised that other organisations such as CDM Transport were in the same situation.

Councillor Totten entered the meeting at 7.02pm

The Chair, Councillor Ashton acknowledged that it was an issue throughout community organisations.

Councillor McNamee confirmed that CDM Transport had received their confirmation today. Councillor Reid concurred with this emphasising that it was really the '11th hour'.

Councillor Mallaghan advised that many community groups within his area had only received their funding confirmations letters today.

Councillor Burton drew attention to the fact that CDM Transport had a 3.3% reduction in grant thus the number of journeys they carried out would have to be reduced.

The Chair, Councillor Ashton stated that the matter appeared to be resolved but advised Councillor McFlynn if there was any further information to report to August meeting of Council.

Councillor Reid declared an interest in CDM Transport

The Chair, Councillor Ashton advised that Maghera Walled Garden and Dungannon Park had both received 'Green Flag' status and requested that congratulations be passed to staff.

Councillor Mullen entered the meeting at 7.04 pm

The Chair, Councillor Ashton commended the success of Clogher Valley Show highlighting the attendance of the Right Honourable Lord Burns who had given assurances he would return to the district.

Councillor Glasgow concurred stating that what stood out for him was that it was farm safety week and it was good to see young farmers highlighting the rules of health and safety on farms.

Councillor Robinson concurred commending the show committee who every year worked hard behind the scenes to deliver a great event.

Councillor Burton stated that the Chair should write to the committee commending their endeavours and highlighted that 2018 would be the 100th anniversary of the Clogher Valley Show and Council should endeavour to support this special event highlighting the boost that it gives to local hoteliers and bed and breakfast establishments

Councillor McAleer concurred with fellow Members extending congratulations to the show committee.

The Chair, Councillor Ashton congratulated 'The Hub' Cookstown on the recent carnival which was 'second to none' and advised that she had been delighted to attend the presentation of the Queen's Award.

Resolved That a letter be forwarded to Clogher Valley Show Committee.

Matters for Decision

C142/17 Receive and consider minutes of matters transacted in "Open Business" at the Council meeting held on Thursday 22 June 2017

Councillor Cuthbertson sought an update in relation to C119/17 the town clock at St Ann's Church, Dungannon. In response the Chief Executive advised that the Director of Business and Communities was not present but that he understood efforts were continuing and a possible funding source had been identified but as repair work had already taken place it may prove difficult to draw down funding. He advised that the Director of Business and Communities would report to the Development Committee on the issue.

Proposed by Councillor Reid Seconded by Councillor Gillespie and

Resolved That the Minutes of the Meeting of the Council held on Thursday 22

June 2017(C116/17 – C131/17 and C138/17), transacted in "Open Business" having been printed and circulated were considered and

adopted.

C143/17 Receive and consider minutes of matters transacted in "Open Business" at the Special Council meeting held on Thursday 29

June 2017

Amendment to the minute – Councillor Clarke be added to the attendance list.

Councillor Wilson wished the Director of Business and Communities a speedy recovery.

In relation to SC27/17 NI Water Councillor Wilson stated that since the 29 June there had been a number of meetings regarding works in Cookstown and noted that when Members had raised concern regarding traffic congestion Transport NI had stated that they were raising an issue that might not exist. Councillor Wilson advised that there was major disruption to traffic in Cookstown and emphasised that Members had been correct in their concerns and traffic had in fact been trailed back to the dual carriageway. He expressed his disappointment in the responses to date and highlighting a DEA meeting scheduled for 28 July sought clarity that Officers would be in attendance. It was confirmed that Council Officers would be in attendance.

Proposed by Councillor Buchanan Seconded by Councillor Forde and

Resolved That the Minutes of the Annual Council Meeting held on Thursday 29

June 2017(SC22/17 - SC28/17), transacted in "Open Business" having

been printed and circulated were considered and adopted.

C144/17 Receive and consider the minutes and recommendations of matters transacted in "Open Business" at the Environment

Committee held on Monday 3 July 2017

Proposed by Councillor Mulligan Seconded by Councillor S McGuigan and

Resolved

That the Minutes and recommendations of the Environment Committee meeting held on Tuesday 3 July 2017 (E173/17 – E192/17 and E198/17) transacted in "Open Business", having been printed and circulated, subject to the foregoing, were considered and adopted.

C145/17

Receive and consider the minutes and recommendations of matters transacted in "Open Business" at the Planning Committee meeting held on Tuesday 4 July 2017

Amendment to minute – Councillor McPeake requested that on page 6, the 4th paragraph the word 'not be added to the last sentence ie "...survive if there was not one in place".

Councillor Clarke expressed concern in relation to P090/17 – LA09/2016/0634/0 emphasising that the business had been in existence for at least 50 years, that the proposed building is smaller than what is already there and that recently plans had been passed for similar developments in Ballygawley and Castledawson. He stated there was issues within the planning report which needed discussed at committee and that the decisions needed to be based on facts.

In response the Chair, Councillor Ashton noted from the minute that the application had been deferred thus would be discussed at committee and officers would be briefed.

Proposed by Councillor Mallaghan Seconded by Councillor Kearney and

Resolved

That the Minutes of the Planning Committee meeting held on Tuesday 4 July 2017 (P087/17 – P095/17 and P102/17) transacted in "Open Business", having been printed and circulated, were considered and adopted.

C146/17

Receive and consider the minutes and recommendations of matters transacted in "Open Business" at the Development Committee held on Wednesday 5 July 2017

Amendment to minute – Councillor Clarke requested that his name be added to the declaration of interest in Tyrone GAA detailed at D144/17.

Councillor Elattar drew attention to D142/17 stating that at the meeting she had stated that the name of the group should not need to be translated and that there were two other recipients on the list whose names she did not understand. The Councillor continued that it would be discriminatory to just provide an explanation of Irish names, in the interest of openness and respect she advised that the name of the group meant 'Voice of the Sperrins' and that the group would be happy for

Councillor Cuddy to attend their classes as the Irish Language was inclusive and for all to enjoy.

In response Councillor Cuddy stated he accepted it had been a wrong choice of words but emphasised that if a Member does not understand the Irish language, an explanation is required, commenting on the other two groups he stated he would have thought people would know what Probus did but emphasised that the committee had agreed to add a column giving a brief description of the work of the group. He stated that it was Council's role to allocate grant money and Members needed to understand the role of groups. Councillor Cuddy emphasised that the description he sought was for all groups.

Councillor Elattar stated as long as it applied to all groups it was acceptable but reminded Members that there was a robust scoring mechanism in place for the assessment of grants.

The Chair Councillor Ashton stated that the explanation would be across all grant programmes.

Proposed by Councillor Elattar Seconded by Councillor Clarke and

Resolved:

That the Minutes and recommendations of the Development Committee meeting held on Wednesday 5 July 2017 (D138/17–D159/17 and D162/17) transacted in "Open Business", having been printed and circulated, subject to the foregoing, were considered and adopted.

C147/17

Receive and consider the minutes and recommendations of matters transacted in "Open Business" at the Policy and Resources Committee meeting held on Thursday 6 July 2017

Proposed by Councillor S McGuigan Seconded by Councillor Molloy and

Resolved

That the Minutes and recommendations of the Policy and Resources Committee meeting held on Thursday 6 July 2017 (PR127/17 – PR136/17 and PR153/17) transacted in "Open Business", having been printed and circulated, subject to the foregoing, were considered and adopted.

C148/17 Conferences and Seminars

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

- (i) Member Approvals
 - Annual NI Economic Development Conference

Wednesday 25 October 2017, Armagh City Hotel, Armagh

Councillor Wilson proposed Councillor Cuddy to attend

(ii) Officer Approval

Conference &Seminar	Date	No of Attendees	Location	Attendance Fees
European Dark Sky Places Conference	20-22 September	1	Dumfries Scotland	Yes
Principles of Customer Service	5-8 September	2	Glasgow	Yes
CIPFA Annual Conference	5-6 October 2017	1	Belfast	yes

Proposed by Councillor Burton Seconded by Councillor T Quinn

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.

C149/17 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.

Councillor McLean stated that perhaps it was time for Council to review the civic recognition process to ensure that the awards carried the prestige intended and advised that in speaking to members of the community the impression he received was that it does not 'carry the same clout' as recognition given by the legacy Councils.

Councillor Mallaghan concurred with the comments and suggested a working group be formed as it would require more detailed care and attention than could be discussed at Policy and Resources Committee.

The Chair, Councillor Ashton reminded Members that there would be no Policy and Resources committee until September and asked if it was the agreeable to wait until then.

Councillor Wilson concurred with previous speakers but stated that it was wider than the Policy and Resources committee and supported the suggestion that a working group be formed.

Councillor Reid said he was astounded at the civic awards event the previous evening at the lack of manners of some people who were 'ignorant' in that they continued chatting when the Chair was speaking. He stated that groups should be told they should have respect for the Chair and that Councillors put groups forward for an award and saying that the Chair was 'talked down' emphasised that respect and courtesy was a must.

In response, the Chair Councillor Ashton said that she had to be fair and state she had not felt that personally and would not wish to send that message back to recipients and in speaking to each of the groups she had been well received and thus could not agree with the Member's comment.

Councillor Mallaghan stated that Sinn Féin would disassociate their party with the comments and emphasised that everyone had behaved in an impeccable manner and it had been a very good night.

The Chair, Councillor Ashton sought a way forward regarding the civic award recognition.

Councillor McLean stated that those recipients put forward in the report should be honoured under current policy and stated he would be happy to be part of the working group.

The Chief Executive stated that Council had a number of working groups and if Members were content nominations would be sought from parties as required.

Proposed by Councillor McGinley Seconded by Councillor Wilson and

Resolved That

- (i) approval be given to submitted requests for civic recognition as outlined in the report; and
- (ii) that a working group of ten members (as per d'hondt) be formed to review the receptions policy.

Matters for Information

C150/17 Consultations notified to Mid Ulster District Council

Councillor S McGuigan drew attention to the Health and Social Care Trust Reshaping Stroke Services: A Pre consultation and stated that given the potential outcome for the review Council needed to take seriously modernisation as it often means the relocation of services and Council needed to make a case for retention of services in the local area.

In response the Head of Democratic reminded Members that Policy & Resources committee did not meet in August and thus a response would be prepared for the August meeting of Council.

Resolved That Council respond to the Health and Social Care Trust Re-shaping Stroke Services: A Pre consultation.

Councillor Mallaghan drew attention to the Department for the Economy consultation entitled 'Mineral Prospecting Licence application DG4 (Dalradian Gold Limited) and having read the document was emphatic that no licences should be issued in the Sperrins or in fact across the Council area. He said that evidence showed that there was no benefit for the local community and in reality such prospecting caused nothing but division in the community and conflict between neighbours. In conclusion he stated that looking to other areas where prospecting has taken place it has caused utter despair and was a benefit to few against the wishes of many.

Proposed by Councillor Mallaghan Seconded by Councillor Bell

That

- (i) Council oppose the issue of Mineral Prospecting Licence application DG4 (Dalradian Gold Ltd); and
- (ii) Council oppose the issue of all Mineral Prospecting Licences across the district.

Councillor McLean stated that he understood the sentiments but emphasised that each case should be addressed separately and discussion was needed going forward.

The Chair, Councillor Ashton drew attention to the closing date of 11 August and indicated that some parties may not have had opportunity to look into the consultation documents.

Councillor Mallaghan stated that the Council papers had been available for a week.

Councillor Cuthbertson suggested that the matter be discussed at the Planning Committee on 2 August.

In response Councillor Mallaghan stated that as Chair of the Planning Committee he would not advise any other matters to be discussed as there was a full agenda.

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

For 24 Against 14

Resolved That

- (i) Council oppose the issue of Mineral Prospecting Licence application DG4 (Dalradian Gold Ltd); and
- (ii) Council oppose the issue of all Mineral Prospecting Licences across the district.

Councillor Cuthbertson drew attention to the Royal Courts of Justice consultation: Review of the Listing of the Business in the Magistrates Courts and asked that Council make a response highlighting the need for more car parking at the courthouse in Dungannon as the build-up of traffic effects local primary schools and overspills into Council's car park.

Councillor Kearney asked that car parking at the courthouse in Magherafelt also be mentioned.

Resolved That

- (i) a response be prepared to the Royal Courts of Justice consultation: Review of the Listing of the Business in the Magistrates Courts including the aforementioned; and
- (ii) the previously circulated paper on consultations notified to Mid Ulster District Council was noted.

C151/17 Correspondence

The Chair, Councillor Ashton advised Members that to date no response had been received from the Southern Health and Social Care Trust (SHSCT) following Council's letter regarding assurances of health and safety and the relocation of services from the South Tyrone Hospital site.

Councillor Monteith stated that the SHSCT's wall of silence was not acceptable and that in England such behaviour would not be acceptable. The Councillor proposed that another letter be forwarded to the SHSCT.

Councillor Reid stated that the SHSCT board had assured him that cladding on buildings was safe and that it was not their responsibility to issue such a report this should be done by the Department of Health.

Councillor Monteith stated that if this was the case Council should then write to the Department of Health.

Proposed by Councillor Monteith Seconded by Councillor Bell and

Resolved That

- (i) Council write to the Department of Health to seek assurances that fire safety equipment and procedures in all properties across the District are of an appropriate standard;
- (ii) the previously circulated paper on correspondence to Council be noted.

Councillor Mallaghan left the meeting at 7.40pm and returned at 7.42pm

C152/17 Consideration of Motion

C152.1/17 Councillor G Shiels to move

Councillor G Shiels moved the motion.

"That this council considers the current crisis threatening the future of Mid Ulster's Rural Community Transport Partnerships, and shall make representations to the Permanent Secretary or the Minister for Infrastructure, whichever is applicable, citing our opposition to elements of the proposed changes to minibus driver licensing and opposing the unworkable timetable."

Councillor G Shiels made reference to a letter received from the Department of Infrastructure highlighting the proposed changes regarding minibus licensing requirements. The Councillor outlined the proposed changes which are scheduled and will effect local services from 1 January 2018. He outlined that at the moment a car licence holder with D1 stamped on their licence permits the holder to drive a sixteen seater bus, which gives great flexibility to the partnerships and community groups to transport those in rural areas. It was noted that some organisations such as Boys and Girls Brigade, Scouts etc opted to self-drive community transport minibuses which made trips affordable.

Highlighting anomalies in the forthcoming changes, Councillor G Shiels advised that volunteer drivers under 38 years of age will be forced to obtain a D1 licence if they want to drive a bus other than a ten seater, whilst older drivers with the D1 printed on their licence can continue to volunteer drive. Those who receive pay or reward for driving mini buses will have to apply for the D1 licence.

Councillor G Shiels outlined the process for application for a D1 licence highlighting the undernoted

- there is currently a 16 week wait for provisional licences to be returned from DVLA;
- until a driver is in possession of the provisional licence they can not proceed with booking Theory and Hazard Perception tests;
- Theory and Hazard Perception tests must be completed prior to 'on road' driver training instruction which in reality it could take up to a year to obtain a licence noting the cost could be £960 approximately and implementation date is less than 6 months away;
- Trauma and fear has been created amongst both paid and volunteer drivers at the prospect of siting a daunting driving test which is resulting in stress.
 Some paid drivers are prepared to leave after many years of employment rather than undergo the test which means they will lost redundancy entitlements.
- The forthcoming changes have many inequalities such as a paid driver can't continue to drive 16 seater minibuses but a volunteer driver over the age of 38 can; thus paid drivers with exemplary driving records contributing to

- excellent road safety statistics across Northern Ireland will not be permitted to drive the buses but someone who has never drove a mini bus but over the age of 38 could.
- When the HGV licence was introduced those already driving large lorry's were exempt from undergoing a test and were granted a licence with proof of driving experience.

In conclusion, Councillor G Shiels stated there must be a sensible response to the crisis situation in rural community transport and called for civil servants to stop masquerading as politicians and look at the consequences. He outlined that the 1 January 2018 implementation date could not realistically be met and highlighted that from the Permanent Secretary's correspondence there is an expectation that it is a mere formality that the incoming Minister will simply sign the required documentation but highlighted that to do so would subvert the course of democracy. The implications of such action to rural community transport are enormous with some 67 drivers affected across Northern Ireland. He stated that the Department must exercise equality, flexibility and recognise the experience of established drivers and indeed that the proposed timetable was not realistic.

Councillor G Shiels proposed the motion.

Councillor Wilson seconded the motion.

Councillor Wilson in seconding the motion commended the excellent work carried out by rural community transport organisations highlighting that many individuals and groups would not survive without it. He emphasised that the idea that the process was being introduced in the interest of safety was nonsense as there was no history to support it. He stated that the Department had made no attempt to consult with the public and/or community groups affected and their actions had a direct negative on many groups and organisations. He emphasised that civil servants were endeavouring to progress this without a Minister and as a result their actions were attacking school budgets and community organisations together with rural services.

Councillor M Quinn left the meeting at 7.48pm and returned at 7.49pm

Councillor Burton expressed concern and highlighted that Translink services did not cover the routes that rural community transport were currently covering. The councillor emphasised that it was a dire situation which had been highlighted at the CDM Transport AGM on 29 June and in that service alone five drivers were directly affected with one stating he did not wish to go for the test.

Councillor Burton proposed a slight amendment to the motion as undernoted

"... and extend the Northern Trust enhanced dial a lift service to the Southern Trust area"

Councillor Burton advised the 'dial a lift' service commenced in 2016 and was scheduled to run for three years in the Northern Trust area which meant all citizens in Mid Ulster could not avail of the same services and requested Council to lobby to

ensure that the entire population of Mid Ulster District Council had access to the service.

Councillor Burton declared an interest in in CDM Transport.

Councillor McNamee declared an interest in CDM Transport

Councillor McNamee concurred with the aforementioned remarks and stated that he had been involved with CDM Transport for a long time and that they provided an excellent service. He advised that the charges for drivers to attain licences which could be up to £1500 would ultimately reflect back on sporting and community groups and was emphatic that Council should resist the changes.

Councillor Reid concurred with previous speakers and highlighted that at present if people availing of the transport had a bus pass the rural transport groups received an allowance and that there was a fear that this too may be cut. He proposed that to make for a stronger lobbying group Council should seek the support of the other Councils in Northern Ireland.

The Chair, Councillor Ashton advised that this would be yet another amendment to the motion.

Councillor Kearney reinforced the points made and stated that currently up to 70 drivers across Northern Ireland were affected but this did not take in the impact to schools as many teachers would not be permitted to drive the buses. He stated that rural people would be the losers and that urgent representation was required before 'Out and About' services became 'down and out!'

Councillor McGinley emphasised that he did not object to the motion but in terms of the amendment would like more clarity. In relation to Councillor Reid's proposal he suggested that Council write to NILGA regarding the matter.

Councillor Mallaghan left the meeting at 8.02pm

Councillor Burton emphasised that all she was seeking was equality across the board highlighting that a lady from Ballygawley had been unable to avail of the 'dial a lift' service whilst people from Cookstown could. She emphasised that they were all residents of the district and should be entitled to equality services.

Councillor McGinley stated that he did not disagree but was questioning the relevance in relation to the motion.

Councillor Wilson stated that the motion was calling for Council to write to the Permanent Secretary and it would be an ideal time to raise the issue of 'dial a lift' service.

Councillor S McGuigan stated that Sinn Féin had no difficulty with the motion but stated that on occasions when equality of services across the district had been sought it went the wrong direction in that services were withdrawn not extended.

Councillor McAleer stated she would second Councillor Burton's proposal as she believed residents had to have equality of treatment.

The Chair, Councillor Ashton called for a vote on the amendment.

For 37 Against 0

The Chair, Councillor Ashton declared the amendment carried.

Councillor Reid withdrew his proposal stating that as suggested by Councillor McGinley a letter to NILGA would suffice.

Councillor G Shiels in response stated that managers of rural transport groups from other districts had communicated the same difficulties and emphasised that the two local rural community transport managers should be included in the delegation to meet the Permanent Secretary.

Councillor G Shiels declared an interest in 'Out and About' rural transport service.

The Chair, Councillor Ashton called for a vote on the amended motion as undernoted

"That this council considers the current crisis threatening the future of Mid Ulster's Rural Community Transport Partnerships, and shall make representations to the Permanent Secretary or the Minister for Infrastructure, whichever is applicable, citing our opposition to elements of the proposed changes to minibus driver licensing and opposing the unworkable timetable. And extend the Northern Trust enhanced dial a lift service to the Southern Trust Area"

For 37 Against 0

The Chair declared the motion carried.

Councillor Cuthbertson left the meeting at 8.12pm

Confidential Business

Proposed by Councillor Monteith Seconded by Councillor S McGuigan and

Resolved: That items C153/17 – C162/17 be taken as confidential business.

- (i) Minutes taken as confidential business at Council Meeting held on Thursday 22 June 2017
- (ii) Minutes taken as confidential business at the Environment Committee held on Monday 3 July 2017

- (iii) Minutes taken as confidential business at the Planning Committee held on Tuesday 4 July 2017
- (iv) Minutes taken as confidential business at the Development Committee held on Wednesday 5 July 2017
- (v) Minutes taken as confidential business at the Policy and Resources Committee held on Thursday 6 July 2017
- (vi) Tender reports for Social Enterprise Programme
- (vii) Tender report for MU Engineering Innovation Programme
- (viii) Property Services Tender Report for the Appointment of Vehicle Suppliers
- (ix) Report on Ann Street, Dungannon Development
- (x) Report on Market Square Improvements, Dungannon

The press left the meeting at 8.13 pm

Councillors Burton and M Quinn left the meeting.

C163/17 Duration of Meeting

The meeting was called for 7pm and ended at 8.45 pm

CHAIR _		 	
DATE			

B

Minutes of Meeting of Planning Committee of Mid Ulster District Council held on Tuesday 1 August 2017 in Council Offices, Ballyronan Road, Magherafelt

Members Present Councillor Mallaghan, Chair

Councillors Bateson, Bell, Clarke, Cuthbertson,

Gildernew, Glasgow, Kearney, McAleer, McEldowney,

McKinney, McPeake, Reid, Robinson

Officers in Dr Boomer, Planning Manager

Attendance Mr McClean, Senior Planning Officer

Mr McCrystal, Senior Planning Officer Ms McCullagh, Senior Planning Officer Mr McGibbon, Senior Planning Officer

Ms Mullen, Council Solicitor

Miss Thompson, Committee Services Officer

Others in Applicant Speakers Attendance LA09/2016/1640/F

LA09/2016/1640/F Mr Loughrey LA09/2016/1693/O Mr Cassidy LA09/2017/0598/O Mr Cassidy LA09/2017/0649/F Mr Loughrey

LA09/2016/1739/A Mr Cassidy
Item C – Consultation Ms McKenna

response to

LA10/2015/0292/F

The meeting commenced at 7.10 pm

P103/17 Apologies

Councillor Mullen and J Shiels.

P104/17 Declarations of Interest

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

Councillor Reid declared an interest in planning application LA09/2016/1307/F.

Councillor Robinson declared an interest in planning application LA09/2017/0509/F.

Councillor McPeake declared an interest in planning application LA09/2016/1300/O.

Councillor Kearney declared an interest in item D on the agenda – Report on Tree Preservation Order at Bellaghy.

P105/17 Chair's Business

The Planning Manager advised that, further to discussion at recent Council meeting in relation to consultation regarding Mineral Prospecting Licence application DG4 (Dalradian Gold Limited) he proposed wording in response to the consultation as follows –

"That Mid Ulster Council object to the issue of Mineral Prospecting Licence application DG4 (Dalradian Limited) and any other similar licences within the Mid Ulster area and that the issue of such licences caused division in the community and conflict amongst neighbours."

The Planning Manager advised that unofficial performance statistics for the first quarter of the year indicate that the targets are being met in relation to local applications however there was room for improvement in relation to meeting targets for major applications.

Matters for Decision

P106/17 Planning Applications for Determination

H/2014/0399/F Pig Fattening shed with feed bin (to contain 900 pork pigs)

at lands off Cahore Road, approximately 100m E of 11A Tonaght Road, Draperstown for Mr Michael McErlean

The Planning Manager advised that this was a complex application with concerns being raised in relation to foodstuffs. The Planning Manager suggested that Members undertake a site visit to a similar pig unit, and, having acquired additional knowledge from this visit they could then make an informed determination on this application.

In response to Councillor Clarke's question the Planning Manager advised that there was land available for this application closer to the applicant and further away from neighbours.

Proposed by Councillor Reid Seconded by Councillor Bateson and

Resolved That planning application H/2014/0399/F be deferred for a site meeting.

LA09/2015/0687/O Dwelling and garage 100m N of 17 Carricklongfield Road, Aughnacloy for Mr Colin Mullan

Application listed for approval subject to conditions as per the officer's report.

Proposed by Councillor Cuthbertson Seconded by Councillor Gildernew and **Resolved** That planning application LA09/2015/0687/O be approved subject to conditions as per the officer's report.

LA09/2016/0687/F Retention of existing farm building 100m N of 17 Carricklongfield Road, Aughnacloy for Mr Colin Mullan

Application listed for approval subject to conditions as per the officer's report.

Proposed by Councillor Cuthbertson Seconded by Councillor Gildernew and

Resolved That planning application LA09/2016/0687/F be approved subject to conditions as per the officer's report.

LA09/2016/0965/O Dwelling and garage at lands between 103 Killymeal Road and 7 Edendork Road, Dungannon for Mr Rodger Jones

The Planning Manager suggested an office meeting to discuss policy issues in relation to this application.

Proposed by Councillor Gildernew Seconded by Councillor Bateson and

Resolved That planning application LA09/2016/0965/O be deferred for an office meeting.

LA09/2016/1086/F 3 town houses adjacent to 1 The Villas, The Rock, Dungannon for Mr T Gilkinson

Application listed for approval subject to conditions as per the officer's report.

In response to the Chair's question, Ms McCullagh advised the applicant had not made any proposals in relation to the rest of the site.

Proposed by Councillor McAleer Seconded by Councillor Reid and

Resolved That planning application LA09/2016/1086/F be approved subject to conditions as per the officer's report.

LA09/2016/1102/RM 2 class B2 light industrial units at lands N of 23 Magherafelt Road and opposite 1-8 Rochview Terrace, Moneymore for Mr Alastair Hayes

Application listed for approval subject to conditions as per the officer's report.

Proposed by Councillor Kearney Seconded by Councillor McKinney and **Resolved** That planning application LA09/2016/1102/RM be approved subject to conditions as per the officer's report.

LA09/2016/1307/F Motorsport racetrack and ancillary buildings; car parking and associated site and road works at Clay Pits, Dungannon Road, Coalisland for Manna Developments

The Chair advised that this item would be considered under confidential business later in the meeting.

LA09/2016/1444/F Dwelling off new approved access road at lands opposite Tullyallen Graveyard, Tullyallen Road, Dungannon for Martin Hamill Construction

Application withdrawn by applicant.

LA09/2016/1550/F Single storey dwelling at 200m NE of 159 Tullyvar Road, Ballygawley for Mr Raymond Gilmour

Mr McClean (SPO) presented a report on planning application LA09/2016/1550/F advising that it was recommended for refusal and suggested that the application be discussed in confidential business due to the personal circumstances.

Councillor Gildernew advised that he had been contacted by the agent for the application who was taken ill and had been in hospital. The Councillor requested that the application be deferred.

The Planning Manager advised that an office meeting may be beneficial to discuss personal circumstances in a more relaxed forum.

Proposed by Councillor Bell Seconded by Councillor Gildernew and

Resolved That planning application LA09/2016/1550/F be deferred for an office meeting.

LA09/2016/1568/F Variation of condition 19 of planning approval H/2010/0009/F at Crockdun, approximately 450m WSW of Cullion Road and Drumard Road, Draperstown for Tom O'Donnell

Application listed for approval subject to conditions as per the officer's report.

Proposed by Councillor Bell Seconded by Councillor Bateson and

Resolved That planning application LA09/2016/1568/F 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

Mr McClean (SPO) presented a report on planning application LA09/2016/1640/F advising that it was recommended for refusal. Mr McClean also highlighted addendum to agenda which recommended that the additional bullet point be added to refusal reason no.2 –

It has not been demonstrated that the applicant has an active and established farm holding.

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

Mr Loughrey advised that he had not been informed of additional reason for refusal.

Mr Loughrey advised that the applicant's father has farmed the application site from the 1980's. The applicant's father maintains the land in good condition and has a DAERA client id but no business number. The land is also part rented. Mr Loughrey advised that the proposed shed will be used for storage with a cattle crush located at the rear of the shed. The proposal will look and function as a shed, will be located close to the road, a road which has other sheds located. It was advised that there are no views of the site from the roadside. Mr Loughrey concluded that there was an existing farm established for more than six years and that this was not an application to commence farming.

The Planning Manager advised that an office meeting may be useful in this case given the claim now made that this was an active farm.

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

Councillor Clarke referred to the difficulties of farming without adequate facilities and that a person cannot get a herd number without facilities. The Councillor also stated that farm buildings erected 20 years ago may not be fit for use today. Councillor Clarke seconded the proposal for an office meeting.

Councillor Reid advised he had intended to refuse the application but was agreeable to an office meeting on what he had heard tonight.

The Planning Manager advised that the policy in relation to farm buildings was strict however he felt enough had been said by the agent tonight to warrant further discussion.

Resolved That planning application LA09/2016/1640/F be deferred for an office meeting.

LA09/2016/1672/O Dwelling and garage between 1 and 3 Brackaghreilly Road, Maghera for Mrs M Convery

Mr McCrystal (SPO) presented a report on planning application LA09/2016/1672/O advising that it was recommended for refusal.

Proposed by Councillor Cuthbertson Seconded by Councillor Bateson and

Resolved That planning application LA09/2016/1672/O be refused on grounds stated in the officer's report.

LA09/2016/1693/O Farm dwelling and garage 195m SW of 146 Gulladuff Road, Bellaghy for Seamus McCorry

Mr McCrystal (SPO) presented a report on planning application LA09/2016/1693/O advising that it was recommended for refusal.

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

In response to the Planning Manager's question Mr Cassidy confirmed that the applicant's address was 6 Clarkes Court, Gulladuff.

Mr Cassidy advised that the farm business had been established in excess of six years and advised of evidence previously circulated showing farm business being registered from 1995. Mr Cassidy advised of receipts provided covering period 2013 to 2017 and advised that further receipts could be provided going back to 2011. Mr Cassidy advised that the proposal would be able to integrate and requested an office meeting to provide further receipts.

The Planning Manager stated he would be agreeable to an office meeting.

Proposed by Councillor Reid Seconded by Councillor Bateson and

Resolved That planning application LA09/2016/1693/O be deferred for an office meeting.

LA09/2016/1793/F Housing development (19 detached dwellings) at lands opposite (SE) of 17-31 Benburb Road, Moy for Chris Traynor

Mr McClean (SPO) presented a report on planning application LA09/2016/1793/F advising that it was recommended for refusal. Mr McClean also highlighted addendum to agenda in which it was advised that an amended layout had been submitted but that this did not address the concerns or deal with all the issues previously raised.

Councillor Gildernew proposed an office meeting in relation to this application stating that further housing was needed in Moy and that he felt issues related to the application could be resolved.

The Planning Manager stated that if the applicant was willing to work with officers then an office meeting could be accommodated.

Councillor McKinney seconded Councillor Gildernew's proposal.

Resolved That planning application LA09/2016/1793/F be deferred for an office meeting.

LA09/2017/0272/F Wind turbine 92.5m blade to tip height, with ancillary works at Beltonanean Mountain, Beltonanean TD, Cookstown for Ross Planning

The Chair advised that a decision on this application should be deferred for one month due to application and agenda advertising the applicant name and agent name as the same person.

Proposed by Councillor Gildernew Seconded by Councillor Bell and

Resolved That planning application LA09/2017/0272/F be deferred for one month.

LA09/2017/0304/F Redevelopment of existing store at 38 Castledawson Road, Magherafelt for Lidl Northern Ireland GmbH

Application listed for approval subject to conditions as per the officer's report.

Proposed by Councillor McKinney Seconded by Councillor Reid and

Resolved That planning application LA09/2017/0304/F be approved subject to conditions as per the officer's report.

LA09/2017/0509/F Demolition of existing store and erection of new pallet store building with extended yard area and alterations to entrance at 15A Grange Road, Ballygawley for Exi-tite Ltd

Application listed for approval subject to conditions as per the officer's report.

Proposed by Councillor Cuthbertson Seconded by Councillor McAleer and

Resolved That planning application LA09/2017/0509/F be approved subject to conditions as per the officer's report.

LA09/2017/0598/O Dwelling and garage/store at approximately 175m W of 6 Tonaght Road, Draperstown for Sean McGlade

Mr McCrystal (SPO) presented a report on planning application LA09/2017/0598/O advising that it was recommended for refusal.

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

Mr Cassidy advised that DAERA have confirmed that the farm is both active and established and that issues regarding the application related to farm buildings. Mr Cassidy advised that the submitted proposal site will be well integrated and not be prominent, he conceded that the site is away from the main farm group of buildings but referred to earlier investigations for another location on the main farm holding and stated that the applicant would be unable to obtain a mortgage at that location because of a shared access laneway. Mr Cassidy advised that this was not a unique scenario and requested an office meeting.

The Planning Manager stated he was satisfied that the farm is active but that the issue came down to farm buildings. The Planning Manager stated the need to apply policy but that this should not be in an unduly slavish manner. The Planning Manager suggested an office meeting be held.

Councillor McKinney proposed that an office meeting be held in respect of planning application LA09/2017/0598/O.

Councillor Reid seconded Councillor McKinney's proposal and agreed with the comments made by the agent in relation to difficulties obtaining a mortgage.

The Planning Manager expressed the need to be careful stating that just because it is felt that the policy is not right it still should not be ignored.

Resolved That planning application LA09/2016/0598/O be deferred for an office meeting.

LA09/2017/0644/O Dwelling and garage between 22 and 24 Mulnavoo Road, Draperstown for P McGuigan

Mr McCrystal (SPO) presented a report on planning application LA09/2017/0644/O advising that it was recommended for refusal.

Proposed by Councillor Bateson Seconded by Councillor McKinney and

Resolved That planning application LA09/2016/0644/O be refused on grounds stated in the officer's report.

LA09/2017/0649/F Variation of condition 15 of planning approval LA09/2015/0241/F (window frames) at Killymeal House and adjacent lands, Killymeal Road, Dungannon for J & V Construction

Mr McClean (SPO) presented a report on planning application LA09/2017/0649/F advising that it was recommended for refusal. It was highlighted in the addendum to the agenda that if there is a decision to approve the application then HED must be notified before the decision issues.

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

Examples of proposed roof tile and window frames were shown to Members.

Mr Loughrey stated the need for social housing in the Dungannon area and that these houses were currently under construction with the potential of being occupied by November. Mr Loughrey advised that the proposed roof tile is around half the cost of natural slate which is an important consideration for social housing provider. Mr Loughrey advised that there would be no noticeable difference between the natural slate tile and slate effect tile and that views of the site will be localised. Mr Loughrey advised that the social housing provider did not want wooden window frames and felt that the wood effect pvc was sympathetic to the surroundings. Mr Loughrey referred to previous decision taken in relation to using pvc windows on a listed building. Mr Loughrey felt that sympathy to the listed building was being achieved.

The Planning Manager advised that the primary consideration in relation to this application was the listed building. He stated that he was not convinced that the proposal would harm the listed building and would not be opposed if the committee were sympathetic to the proposal. It was advised that Historic Environment Division responded to consultation on the application stating that the proposal is contrary to policy. The Planning Manager advised that a decision to approve the application must be notified to HED to which they may object to such a decision.

Councillor Cuthbertson felt the opinion of HED was harsh and that there had been advances made in roof tiles. The Councillor advised that if the comments of HED followed through then nothing could be built in Dungannon due to the number of listed buildings. Councillor Cuthbertson advised he would be in favour of approving the application.

Councillor Gildernew stated he was of the same opinion and expressed the need for social housing in Dungannon. Councillor Gildernew proposed the approval of planning application LA09/2017/0649/F.

Councillor Bateson seconded Councillor Gildernew's proposal.

Councillor McAleer stated she would support the comments of other Members and that wooden window frames incur higher maintenance.

Councillor Clarke also agreed with the previous Members' comments.

The Planning Manager advised that the integrity of the listed building would not be destroyed and that he would be happy to go to the Department with a recommendation to approve the application.

Councillor Reid asked if a decision to approve the application would effect the listed building and if it would still be protected.

The Planning Manager advised that the listed building would continue to be protected and the three key reasons for approving the application are –

- The proposed materials are not detrimental to the listed building.
- Materials proposed and examples provided are of high quality and will help to assist with keeping the integrity of the listed building.
- Recognised need for social housing in Dungannon area.

Resolved That HED be informed of the intention to approve planning application LA09/2016/0649/F for the following reasons –

- The proposed materials are not detrimental to the listed building.
- Materials proposed and examples provided are of high quality and will help to assist with keeping the integrity of the listed building.
- Recognised need for social housing in Dungannon area.

LA09/2017/0655/F Health and beauty salon at 48A Milltown Street, Dungannon for Leah Cuddy

Application withdrawn from schedule as incorrect information had been presented in the report.

LA09/2017/0684/F Dungannon Improvement Scheme at Thomas Street/Market Street/Church Street/Market Square, Dungannon for Mid Ulster District Council

Councillors Bateson, Bell, Clarke, Cuthbertson, Gildernew, Glasgow, Kearney, Mallaghan, McAleer, McEldowney, McKinney, McPeake, Reid, Robinson declared an interest in this application.

Application listed for approval subject to conditions as per the officer's report.

Members were advised of response from Department in relation to this application in which it asks Council to attach a number of conditions if the application is approved.

Proposed by Councillor Bell Seconded by Councillor Clarke and

Resolved That planning application LA09/2017/0684/F be approved subject to conditions as per the officer's report and further conditions to be added.

LA09/2016/1300/O Dwelling on site 20m NE of 49 Brough Road and adjacent to Brough Road Crossroads, Castledawson for Cathal McOscar

Mr McCrystal (SPO) presented a report on planning application LA09/2016/1300/O advising that it was recommended for refusal.

Councillor Cuthbertson left the meeting at 8.30 pm

Councillor McPeake requested to speak on this application.

Councillor McPeake advised that the application site is located at a staggered crossroads with a GAA pitch also not far from the site. Councillor McPeake advised of the intended provision of a footbridge within the A6 road scheme to be located to the south of the site across the Broagh Road. The Councillor felt that this footbridge will in itself be a focal point and that the proposal will round off the cluster as there could be no further development further down the road as it was a protected route. Councillor McPeake stated that the site is currently a builders yard which has been active for more than five years and advised that permitted development could be obtained for a dwelling of up to 4m height on this site.

The Planning Manager expressed the need to demonstrate the builders yard is authorised as it has had an enforcement notice served. The Planning Manager felt that if the bridge is to be built then the proposal would offer logical rounding off, the Planning Manager asked when the road is to be constructed.

Councillor McPeake advised that work was ongoing on the A6 road scheme but has not been completely signed off.

The Planning Manager suggested that the application be deferred for six months to one year to allow for the footbridge to be erected.

Councillor McPeake stated that the road is a protected route further down so could be no further development.

Councillor Cuthbertson returned to the meeting. Councillor McPeake withdrew to the public gallery.

The Planning Manager advised that if the bridge was in place it could be taken into account but as it had not yet been erected the opportunity to consider had not been created. The Planning Manager advised that the only argument left is in relation to the protected route and would be tricky to defend if challenged. The Planning Manager suggested waiting for a passing of time until the bridge is erected.

Councillor McKinney proposed that the application be deferred for one year.

Councillor Clarke seconded Councillor McKinney's proposal.

Councillor Reid asked if this left the opportunity for similar applications to be made.

The Planning Manager advised that he would have concerns in relation to defending a case which relates to a Department not completely signing off on a process.

Councillor Bateson questioned the need to even consider the footbridge as a natural cut off to further development had been demonstrated.

Councillor Bell supported Councillor Bateson's sentiments stating that the A6 will stop any further development. Councillor Bell also referred to the two existing focal points, those being the staggered crossroads and the nearby GAA pitch.

The Planning Manager advised that the focal points had been taken into account.

Councillor Bateson felt that the fact there was an existing builders yard on the site helped to distinguish the application as it could not be assessed in the same way as a green field site.

The Planning Manager advised that clarification was needed on whether the builders yard was authorised and stated that if it was authorised it would be acceptable to approve the application.

Proposed by Councillor Bateson Seconded by Councillor Bell

To defer planning application LA09/2016/1300/O for one month.

Councillor Clarke withdrew the previous proposal.

The Planning Manager advised that the argument put forward tonight that the builders yard has existed for years would be easy to verify.

Councillor Reid asked if clarification could be sought from TransportNI on their future intentions for the A6 including the proposed application area and whether lands would have to be vested. The Councillor asked that his concerns be noted.

Councillor Bell stated that it was remarkable that planning officers would take into consideration something which TransportNI may or may not do in the future. Councillor Bell felt that the matter of the footbridge should not be a material consideration of this application.

Members voted on Councillor Bateson's proposal to defer planning application LA09/2016/1300/O for one month –

For – 7 Against – 2 Abstained -1

The Planning Manager stated that he had been advised by Council Solicitor that if someone has not been in the room for the whole discussion of an item they cannot vote. It was noted however that even if the Councillor retracted his vote it would not change the result.

Councillor Gildernew asked if this was at the Chairman's discretion.

The Chair asked Councillor Cuthbertson if he wanted to retract his vote.

Councillor Cuthbertson stated he would retract his vote if needed but that it would make no difference to the result of the vote. Councillor Cuthbertson advised that this was the second time this application had come before Members and that he had been present for the whole discussion on the initial presentation.

It was noted that there was no suggestion of mal intent on the Councillors part.

Resolved That planning application LA09/2016/1300/O deferred for one month.

LA09/2016/1739/A 2 shop signs relocated from existing positions (to accommodate new by pass road layout) at lands 40m W and 145m E of 55 Aughrim Road, Magherafelt for Bradley Furniture

Councillor McKinney left the meeting at 8.45 pm.

Mr McCrystal (SPO) presented a report on planning application LA09/2016/1739/A advising that it was recommended for refusal.

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

Mr Cassidy advised that the applicant was his cousin and that he had helped to erect the signs 20 years ago. Mr Cassidy advised that the applicant ran a family enterprise which had been disrupted in the past two years with the construction of the Magherafelt bypass. Mr Cassidy advised that the proposed signs would be the same as those replaced and that TransportNI were supportive of the resiting of the signs. Mr Cassidy referred to streetview photo which showed signs in place in 2008, he stated that the signage was invaluable for the applicants business and requested approval of the application.

The Planning Manager advised that if new signage is to be erected then the application could not be viewed as relocation.

Councillor McKinney rejoined the meeting at 8.49 pm.

Mr Cassidy advised that the signage would be the same size as what was previously there.

The Planning Manager advised that a business is entitled to advertise itself but that signage should be put at the end of the laneway to the business in this case. He advised that the signs were not being relocated as they were bigger than what was previously there.

Councillor Bateson advised he travelled along the road where the signage is located for many years and he did not remember a time when the signage had not been

there. He advised that the by pass had dictated the need to relocate the signage and that the passing of time also required the signage to be replaced. Councillor Bateson felt it was clear that the signage is linked to the business and stated that TransportNI have no issue with the application.

Councillor Clarke asked if the two signs had been there for more than 10 years if the applicant would be entitled to keep these two signs.

The Planning Manager stated he would suggest that the signage is located beside the laneway of the business.

Councillor McKinney felt that placing the signage a distance away highlights to road users and customers that they are nearing the business and that if signage is placed at the laneway directly before people could pass the business without realising.

The Planning Manager stated that if that reasoning was used it would have to follow for every other business in Mid Ulster and would lead to a proliferation of signage. The Planning Manager expressed the need to control signage and felt that the logical approach in this instance was to locate the signage at the laneway to the business.

Councillor Bateson stated he understood the fear of proliferation of signage but felt there was a clear visual link with the business and in light of the fact that these were to replace signs which had been there a long time in order to facilitate the road improvements he proposed approval of the application in terms of fairness.

Councillor McKinney seconded Councillor Bateson's proposal as this was an existing business.

Councillor Cuthbertson referred to enforcement cases taken in relation to signage in the past and proposed the refusal of the application.

The Planning Manager advised that this case differed from recent enforcement cases in that Road Service had raised no objection and each case would be dealt with on its merits.

Members voted on Councillor Bateson's proposal to approve planning application LA09/2016/1739/A –

For – 10 Against - 1

Resolved That planning application LA09/2016/1739/A be approved.

P107/17 Consultation response to Department for Infrastructure on LA10/2015/0292/F – 33 Wind Turbines at Broughderg

The Planning Manager presented previously circulated report which provided basis of consultation response to Department for Infrastructure on planning application LA10/2015/0292/F. This scheme at Broughderg has been amended to remove 3

turbines and re-position 7 wind turbines. The Planning Manager also drew attention to the additional photographs included within the addendum which highlighted the visibility of the proposal.

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

Ms McKenna stated that the proposal would lead to the exploitation, downgrading and potential destruction of an Area of Outstanding Natural Beauty. She stressed the importance of peatland in the area and that this should be preserved. Ms McKenna also spoke in relation to the number of protected species in the area. Ms McKenna stated that the area was of important character which should be protected for all to enjoy, she advised that tourism was important to the area with numerous walking and cycling routes and referred to the evidence that being active outdoors improves mental health and learning. She stated that an AONB should be an area of pleasure. Ms McKenna also spoke in relation to the area being within the 'dark skies' and the importance of maintaining this. Ms McKenna advised that the proposed development will be located in an area of high sensitivity and that the project will have a high visual impact. Ms McKenna stated that a wind farm cannot be tolerated in the area and that it was the duty of government officials to stop such development taking place.

Councillor Gildernew stated that the application was total madness in such a sensitive area and would be quite happy to refuse the application.

The Chair advised that he had recently returned from holiday in Snowdonia, Wales which is also an AONB area and stated that there were no wind turbines in that area. He advised that when he looks out the window at his own home he can see 36 turbines and stated it was important to respond to the consultation as outlined in the report in order to protect the Sperrins AONB.

Councillor Clarke declared an interest in the application and requested to speak on it.

Councillor Clarke spoke in relation to the area in which the proposal lies mentioning that Mullaghturk stretches right into Broughderg and that Spaltindoagh was the site of a Standing Stone at almost 400m with other sites close by. Councillor Clarke referred to the extent of Active Blanket Bog and Degraded Blanket Bog all of which has equal priority status protection. Councillor Clarke stated that the latest proposal was amended to take out three turbines, two of which were the lowest base heights and least imposing, however all remaining turbines were proposed to be 10m higher than originally proposed. The Councillor also stated he had some difficulty with the photomontages and would question how visuals of the proposal were produced since he believes that the structures in reality will be much larger than what has been shown. Councillor Clarke felt a further important viewpoint would be on Davagh Road near Laghta in Broughderg. Crockalaghta, which is the full name, means Hill of the Monuments and is an important viewpoint for the Beaghmore ASAI. Views of the complete local archaeological landscape can be seen from this Hill and with the East Sperrins Drive crossing this Hill it will be an obvious key visitor route in future development of a tourism product. Councillor Clarke also referred to numerous

famous heritage sites around the world such as Machu Picchu in Peru, Stonehenge, Newgrange and the Boyne Valley and Céide Fields and advised that the townlands impacted by this proposal include examples of similar assets but also countless more as well. The Councillor stated that only in more recent times has the importance of the area and the need for its protection become really evident, he stated that, to date, the area was untouched and lacked industrialisation which meant has huge potential to grow a tourism product in the future.

Councillor McKinney stated it was important to keep the Sperrins area free of turbines.

Councillor Glasgow referred to response point number six in which Council expresses concern with regard to potential damage to road and infrastructure through the transport of such turbines. Councillor Glasgow felt that a further point could be added to the response in which the effect on the community should be taken into account as they are the ones who will be left to endure the turbines in the future.

Councillor Reid stated that discussions surrounding wind turbines and wind farms were taking up considerable time of the committee every month and expressed the need for discussion with the Department for Infrastructure in relation to identifying realistic locations for wind farms and to protect sensitive areas such as the Sperrins.

Councillor Bell supported the comments of Members.

Councillor Robinson stated there were wind turbines everywhere including in the Clogher Valley area which was just as sensitive as the Sperrins. Councillor Robinson also advised that, in his experience, roads in an area where wind turbines had been erected were left in a better condition than before development started.

The Chair advised of a different experience to Councillor Robinson in which the road was left in a much worse condition following development of a wind farm.

Councillor Cuthbertson felt there was nowhere left in Mid Ulster without a wind turbine or wind farm and that every area was as special as the other. The Councillor stated he was in agreement with the points made but felt there was nowhere in Mid Ulster suitable for a wind farm.

The Planning Manager stated that Mid Ulster had taken a lead in relation to how wind farms are dealt with. He advised that as Council were responding with an objection to this application it could also seek a public examination if the Department were minded to approve the application and suggested that this also be included in the response.

Proposed by Councillor Bateson Seconded by Councillor Reid and

Resolved That Mid Ulster District Council advise the Department of Infrastructure of their concerns with planning application LA10/2015/0292/F and

submit consultation response as circulated with report including the additional points –

- That the effect of turbines on the community is taken into account as they have to live with the aftermath of any such development.
- That if the Department are minded to approve the application, that this Council would seek a public examination.

Meeting recessed at 9.28 pm and recommenced at 10.01 pm.

CONFIDENTIAL BUSINESS

Proposed by Councillor Reid Seconded by Councillor Bell and

Resolved That planning application LA09/2016/0199/O be heard as confidential business.

Open Business resumed at 10.08 pm

P108/17 Report on Tree Preservation Order at Bellaghy

Mr McGibbon presented previously circulated report which recommended the confirmation of a Tree Preservation Order (TPO) at lands to the rear of Bellaghy Bawn, Deerpark Road, Bellaghy, which is the subject of a current provisional TPO.

Councillor Gildernew left the meeting at 10.13 pm.

Councillor Reid stated that if something was not done there would be no trees in this area in the future and proposed the confirmation of the Tree Preservation Order.

Councillor Kearney declared an interest in this item.

Councillor Bateson seconded Councillor Reid's proposal.

Resolved To confirm the Tree Preservation Order with the following modifications:

Those trees located within the red line on stamped Tree Preservation Order Map A and Trees tagged T.2, T.3, T.22, T.23, T.24, T.25, T.31, T.43, T.44, T.51, T.61, T.70, T.71, T.73, T.78, T.87 and T.90 identified as Green on the stamped Tree Preservation Order Map B dated xx August 2017.

P109/17 Response to Mid and East Antrim Council's Preferred Options Paper

Members considered previously circulated report which provided consultation response to the Mid and East Antrim Borough Council Local Development Plan Preferred Options Paper.

Proposed by Councillor McKinney

Seconded by Councillor Bateson and

Resolved That Council submit consultation response to Mid and East Antrim

Borough Council's Preferred Options Paper as circulated with report.

P110/17 Response to Derry and Strabane Council's Preferred Options

Paper

Members considered previously circulated report which provided consultation response to the Derry and Strabane District Council Local Development Plan Preferred Options Paper.

Proposed by Councillor Clarke Seconded by Councillor McEldowney and

Resolved That Council submit consultation response to Derry and Strabane

District Council's Preferred Options Paper as circulated with report.

Matters for Information

P111/17 Minutes of Planning Committee held on Tuesday 4 July 2017

Members noted minutes of Planning Committee held on Tuesday 4 July 2017.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor Bateson Seconded by Councillor McEldowney 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 P112/17 to P116/17.

Matters for Decision

P106/17 Planning Applications for Determination (part of)

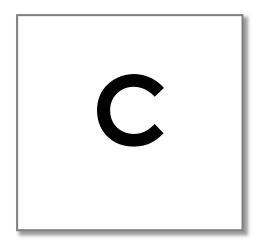
Matters for Information

P112/17 Confidential Minutes of Planning Committee held on Tuesday 4 July 2017
P113/17 Enforcement Live Caseload
P114/17 Enforcement Cases Opened
P115/17 Enforcement Cases Closed

P116/17 Duration of Meeting

The meeting was called for 7.00 pm and ended at 10.19 pm.

Chair	 	 	
Date			



Report on	Conferences & Seminar – August 2017
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	х	

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	 NI Chamber of Commerce Networking Series 2017 Wednesday 23 August 2017 at North West Regional College, Derry/Londonderry Cost £50 plus vat, travel and subsistence As date is prior to Council meeting should a Member wish to attend retrospective approval will be sought
3.1.2	NI Chamber of Commerce- Annual Networking & Business Showcase Conference Tuesday 12 September 2017 at St George's Market, Belfast Cost £50 plus Vat, travel and subsistence
3.1.3	Northern Ireland Planning Conference – Planning a Sustainable NI Tuesday 26 September 2017 at Europa Hotel, Belfast Cost £80 plus vat, travel and subsistence
3.1.4	NILGA Sub Regional Compliance Awareness Sessions • EU General Data Protection Regulations Thursday 21 September 2017 10.30 am – 12.30 pm at Bangor Castle Thursday 29 September 2017 14.30pm – 16:00 pm at Glenavon Hotel
	 Rural Proofing, The Rural Needs Act (NI) Wednesday 18 October 2017 10.30am – 12.30pm Silverbirch Hotel, Omagh Wednesday 25 October 2017 14.30pm – 16.00pm Lough Neagh Discovery Centre

	Civil Contingencies for Elected Members – Emergency Planning Thursday 16 November 2017 time and venue to be confirmed Thursday 23 November 2017 time and venue to be confirmed
3.1.5	 NI Planning Conference 2017 – Shaping planning, people and place Thursday 16 November 2017 8.30am – 13.00pm at Baby Grand, Belfast Cost £195 plus vat, travel and subsistence
3.1.6	 7th Suicide Prevention Conference Thursday 17th November, Titanic Centre, Belfast No fee, travel and subsistence
3.2	Officer Approvals
	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.
4.0	Other Considerations
4.1	Financial & Human Resources Implications
	Financial:
	Human:
4.2	Equality and Good Relations Implications
4.3	Risk Management Implications
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	Appendix A Conferences & Seminar Details Appendix B Officer Approvals

NI Chamber Networking Series at North West Regional College, Derry/Londonderry, 23 August 2017

View this email in your browser





23/8

10.00AM - 12.00PM

NI CHAMBER NETWORKING SERIES 2017

NORTH WEST REGIONAL COLLEGE Strand Road, Derry/Londonderry, BT48 7AL



Including:

- · Structured networking
- Featured Business Spotlight*
- 'Growing an award winning business' Q&A with Paul Millar, Site Director, Bemis Healthcare Packaging

NI CHAMBER MEMBERS: FREE TO ATTEND

NON - MEMBERS: £50 +VAT







Come along to our Networking Breakfast in partnership with Northern Ireland Electricity Networks and get a taster for how NI Chamber members grow their business by being #wellconnected

This networking series is designed to allow delegates to create new business relationships and opportunities with 100+ business delegates. This session, themed around effective networking and business development, will include:

- Structured networking
- Featured Business Spotlight*
- 'Growing an award winning business' Q&A with Paul Millar, Site Director, <u>Bemis Healthcare Packaging</u> (Formerly Perfecseal)

Paul will share his experience of Business Development and growing an award winning business with 59 facilities in 12 countries worldwide.

So come along and enjoy some light refreshments and make sure to bring plenty of business cards.

*The Featured Business Spotlight is a two minute slot following our structured networking that gives an NI Chamber member the opportunity to promote their business to all attendees. To be considered for the Featured Business Spotlight please register your interest by emailing:

andrew.smythe@northernirelandchamber.com



Please note, places at this event may be restricted to one person per company.



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Northern Ireland Planning Conference Planning a Sustainable Northern Ireland

Tuesday 26 September 2017 Europa Hotel, Belfast

Planning is an essential part of the toolkit for delivering a sustainable Northern Ireland. Councils are at the centre of this, providing leadership for their areas and communities through managing development and delivering Local Development Plans. They are not the only players - the Department for Infrastructure and other Government Departments also play a role, as do private developers, their agents and investors and of course communities, all have important roles to play.

RTPI NI's Annual Conference will provide a forum for all interested in Northern Ireland planning to discuss delivering a sustainable NI. The Conference will hear from the Permanent Secretary at the Department for Infrastructure, as well as the Chief Commissioner for the Planning Appeals Commission. The Conference will also hear from those delivering outside Northern Ireland to share experiences and good practice. The popular breakout seminars will provide a wider range of topics, so there will be something for everyone.

A day packed with plenary speakers, breakout seminars, lots of opportunity for discussion and networking and catching up with colleagues.

The Conference is generously sponsored by:



Francis Taylor Building





Programme

09.30 Registration

10.00 **Conference Opening**

Introduction by RTPI NI Chair, Beverley Clyde

Keynote Address - Peter May, Permanent Secretary, Department for Infrastructure

The PAC and Local Development Plans - Andrea Kells, Chief Commissioner, Planning Appeals Commission

Performance Management to Create Sustainable Places – Mark Hand, Monmouthshire County Council

Northern Ireland's Best Places - David Mounstephen, Chair NI Best Places' Panel

11.30 **Coffee**

12.00 Parallel Breakout Seminars:

The Conference programme includes a series of parallel breakout seminars to give you the opportunity to explore a planning topic in more detail.

A cross examination survival pack: James Pereira QC, Francis Taylor Building

Living Places – A practical guide to application:

Angus Kerr, Department for Infrastructure and James Henessey, Paul Hogarth Company

Planning for Dementia:

Claire Williamson, RTPI

What does good look like? – the councillor's perspective on planning:

A roundtable discussion with NILGA

1.00 Lunch





2.00 **Afternoon Plenary** Introduction by Conference Chair

Sustainable Development Goals - Trudi Elliott, Chief Executive RTPI

Delivering Homes through Local Plans - Paul Barnard, Assistant Director for Strategic Planning & Infrastructure, Plymouth City Council

Delivering Marine Planning alongside Local Development Plans - James Green, Orkney Islands Council

Showcasing Early Researchers:

RTPI NI is committed to providing early researchers with a platform to share their important research findings.

Future proofing urban design decisions - Mura Quigley, Ulster University

From brown envelopes to community benefits - Dr Linda Fox-Rogers, Queens University Belfast

Speed Briefing:

Winner of the RTPI Excellence in Planning for Built Heritage - Seamus Heaney Homeplace – Chris Boomer, Mid Ulster Council

4.00 **Close** - Conference Chair

Who should attend?

The Conference is aimed at those involved directly and indirectly with planning in Northern Ireland, or those who just have an interest in planning in the province. The Conference attracts a mix of those working in the public, private and third sectors, as well as planners and other related professions including architects and surveyors and this enables positive debate and discussion – an important part of the Conference's aims. Students and those new to the profession are also encouraged to attend.

Non RTPI members are welcome.

Bookings

The full Conference rate is £80 +VAT.

Special discounted rates are offered to RTPI Student, Licentiate, Unemployed or Retired Members of £50 +VAT. The special rate is also available for Councillors.

Special Offer: Organisations booking 3 places, can claim a 4th place for free (the cheapest place is free).

To reserve a place, complete the booking form, which is available from:

web: www.rtpi.org.uk/northernireland

e-mail: northernireland@rtpi.org.uk

'phone: 028 9335 9494

Bookings must be received by Tuesday 19th September.

Organisations
booking 3 places, can
claim a 4th place for
free (the cheapest
place is free).





SUPPORTING SPONSOR



5 REASONS TO ATTEND

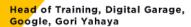
NI CHAMBER ANNUAL
NETWORKING CONFERENCE
& BUSINESS SHOWCASE

ST GEORGE'S MARKET





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SEE 120 EXHIBITORS AND MEET 700+ DELEGATES



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in our structured speed networking sessions, and have the chance to take part in our Business Spotlight to highlight your business to our audience

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NILGA EVENTS

Sub Regional Compliance Awareness Sessions

for Councillors

ADVANCE NOTICE

NILGA is running a short series of awareness sessions for elected members on key compliance issues.

1. EU General Data Protection Regulations

21st September 2017, Bangor Castle, 10.30am—12.30pm 28th September 2017, Glenavon Hotel, Cookstown , 14.30pm—16.00pm

2. Rural Proofing, The Rural Needs Act (Northern Ireland) 2016

18th October 2017, Silverbirch Hotel, Omagh, 10.30am—12.30pm 25th October 2017, Lough Neagh Discovery Centre, 14.30pm—16.00pm

3. Civil Contingencies for Elected Members—Emergency Planning

16th November 2017, Venue/Time TBC 23rd November 2017, Venue/Time TBC

Detailed agendas will be issued closer to the event dates.

These <u>FREE</u> events are open to ALL Elected Members and Officers, but numbers are limited so we would ask councils to advise us in advance of those hoping to attend. NILGA will try to accommodate all enquiries.

Councils should put forward interested councillor names to Fiona Douglas at the NILGA office by emailing f.douglas@nilga.org, NILGA will register and disseminate agendas for each session.



7th Suicide Prevention - What Works? Conference



Thursday 16th November 2017. Titanic Conference Centre Belfast.

Key Note: Rt. Hon. Norman Lamb MP (ex-UK Health Minister) reflects on personal suicide bereavement, supporting the call for a Zero Suicide mindset

School Principals reflect compassionate, disciplined leadership - towards college community resilience following student suicide What young people say about suicide self-harm & social media - a PhD study report

Full Conference Programme to follow

More speakers and themes to be announced soon, follow us on:





www.contactni.com

Northern Ireland Planning **Conference 2017**

Shaping planning, people and place

Thursday 16th November • Baby Grand, Belfast

Sponsored by



Media Partner



agendaNi's Northern Ireland Planning Conference is now firmly established as the major annual event for all those with an interest or role in planning and development in Northern Ireland. Planning has now been devolved to local government in Northern Ireland for two years. There has been much learning over the period and this conference will look at the performance of the planning system since then. The 2017 conference comes at a time of great change with many issues impacting on the planning system in Northern Ireland.

Expert speakers include:

Policy



Carol Ramsey, Director of for Infrastructure

Planning Law



Gary McGhee, Partner & Head Strategic Planning, **Department** of Planning and Environmental Law, Carson McDowell

Brexit



Gavan Rafferty, Lecturer in Spatial Planning and Development, Ulster University

Local Development Plans



Andrea Kells, Chief Commissioner, Planning Appeals Commission

National Planning Framework



David Walsh, Assistant
Secretary, Department of
Housing, Planning and Local
Government Ireland

BMAP



Phil Williams, Director of Planning and Place, Belfast City Council

Housing agreements







Carol McTaggart, Group Director of Development, Clanmil Housing Group



James Orr, Director, Friends of the Earth Northern Ireland



Stewart Beattie, QC

2017 discussion topics

- The impact of the **BMAP** judgement on the local planning system;
- A review of the performance of the local councils and planning committees;
- Progress on the development of the new area plans;
- The impact of Brexit on planning;
- Impact of the new Environmental Impact Assessment (EIA) Directive;
- An update on all significant planning judgments;
- Planning agreements for housing developments;
- Cross-border issues around the National Planning Framework in the Republic of Ireland;
- Best practice case study from another jurisdiction.

Delegate rate £225 + VAT @ 20% = £270

Discounted rate for local government sector Conference fee

£195 + VAT @ 20% = £234

Discounted rate for voluntary/community sector Conference fee

£195 + VAT @ 20% = £234

T: +44 (0)28 9261 9933

E: registration@agendani.com

W www.ni-planning.agendani.com/

Conference Programme

08:30

Registration & morning coffee 09:00 - 10:45 Chairman's welcome and introduction:

Stewart Beattie QC

PLANNING FOR GROWTH: THE PLANNING SYSTEM MOVING FORWARD Carol Ramsey, Director of Strategic Planning Department for Infrastructure

PLANNING CASE LAW UPDATE

Gary McGhee, Partner & Head of Planning and Environmental Law Carson McDowell

THE IMPACT OF BREXIT ON COMMUNITY PLANNING IN BORDER AREAS Gavan Rafferty, Lecturer in Spatial Planning and Development Ulster University

PLANNING APPEALS COMMISSION: EXAMINING LOCAL DEVELOPMENT PLANS
Andrea Kells, Chief Commissioner

Planning Appeals Commission

Morning coffee / Networking opportunity 11.15

THE NATIONAL PLANNING FRAMEWORK: IRELAND 2040 OUR PLAN David Walsh, Assistant Secretary Planning, Land and Housing Market Department of Housing, Planning and Local Government Ireland

BMAP AND PLANNING INVESTMENT IN BELFAST CITY CENTRE Phil Williams, Director of Planning and Place Belfast City Council

DEVELOPING LARGE SCALE HOUSING PROJECTS UNDER THE NEW PLANNING SYSTEM

Carol McTaggart, Group Director of Development

Clanmil Housing Group

UNDERSTANDING THE IMPORTANCE OF ENVIRONMENTAL IMPACT ASSESSMENTS (EIA) IN PLANNING
Geraint Ellis, Lecturer and Director of Sustainable Built Environment
Queen's University Belfast (invited)

EFFECTIVE COMMUNITY ENGAGEMENT FOR SUCCESSFUL PROJECTS
James Orr, Director
Friends of the Earth Northern Ireland

Questions & answers / Panel discussion

13:00

Chairman's summary and conference close followed by networking lunch

Appendix B

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fee (Yes/ No)
ICO – GDPR Conference in NI	8 th September	1 x Barry O'Hagan	TBC	TBC

D

Report on	Consideration of Requests for Civic Recognition – August 2017
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	х	

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	Financial & Human Resources Implications
	Financial: Not Applicable

	Human: Not Applicable
4.2	Equality and Good Relations Implications
4.3	Risk Management Implications
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

August 2017 - Requests for Civic Recognition Submitted: For Approval

Category: Civic Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously
				Acknowledged
None			•	For: N/A
				Date: N/A

Category: Civic Award

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
Derry Under 21 GAA Hurling	Ulster GAA - Ulster Championship	Cllr McPeake Cllr McFlynn	Won a competition at Provincial level	For: N/A
				Date: N/A
St Colm's High School, Draperstown	ECO UNESCO – Junior ECO Health & Wellbeing Award	Cllr B McGuigan	School team won a competition at All Ireland	For: N/A
			level	Date: N/A
Rhonda Montgomery	Eye First Trust Bank Small Business Awards – Best Agri Business	Cllr Burton	Won a competition at a Northern Ireland or Provincial	For: N/A
			Level	Date: N/A
Ultan Mallon	An Comhdhail All Ireland & International	Cllr McGinley	Won a competition at a	For: N/A
Darcy Mallon	Championships 2017 –		festival at All Ireland and	
Clionagh McKeown	Under 12 Fairy Reel – 2 nd place		International Level	Date: N/A
Clara McNally				
Anna Deehan				
Aoife Foye				
(Millar School of				
Dancing)				
Ella O'Neill	World Irish Dancing Champions	Cllr McFlynn	Won a competition at a	For: N/A
Shannon Boon	Under 12 Mixed Ceili Dance Champions		festival at All Ireland and	
Kirsten Mullan			International Level	Date: N/A

Eimear O'Hara					
Odhran Burke					
Daniel Doherty					
Kian O'Connor					
Cahir Doherty					
(McNicholl School of					
Dance)					
Aisling Smith	An Comhdhail All Ireland & International	Cllr McFlynn	•	Won a competition at a	For: N/A
Clodagh Conroy	Championships 2017			festival at All Ireland and	
Sarah Hassan	Under 10 Mixed Ceile Dance Champions			International Level	Date: N/A
Nia Cooke					
Clionagh Crawley					
Mia Guidote					
Odhran Burke					
Oisin Burke					
(McNicholl School of					
Dance)					
Ella O'Neill	An Comhdhail All Ireland & International	Cllr McFlynn	•	Won a competition at a	For: N/A
Sinead Hassan	Championships 2017			festival at All Ireland and	
Aoife McIlvar	Under 12 Unmixed 4 hand Champions			International Level	Date: N/A
Casey Crawford					
Eimear O'Hara	An Comhdhail All Ireland & International	Cllr McFlynn	•	Won a competition at a	For: N/A
Kirsten Mullen	Championships 2017			festival at All Ireland and	
Odhran Burke	Under 12 Mixed 4 hand Champions			International Level	Date: N/A
Kian O'Connor					
(McNicholl School of					
Dance)					
Ella O'Neill	An Comhdhail All Ireland & International	Cllr McFlynn	•	Won a competition at a	For: N/A
Sinead Hassan	Championships 2017			festival at All Ireland and	
Aoife McIlvar	Under 12 Unmixed Ceile Dance Champions			International Level	Date: N/A
Casey Crawford					
Cara Cartin					
Eimear O'Hara					

Kirsten Mullen					
Eimear Finn					
(McNicholl School of					
Dance)					
Emma O'Neill	An Comhdhail All Ireland & International	Cllr McFlynn	•	Won a competition at a	For: N/A
Cara Cartin	Championships 2017			festival at All Ireland and	
Kirsten Mullan	Under 12 Mixed Ceile Dance Champions			International Level	Date: N/A
Eimear O'Hara					
Eimear Finn					
Shannon Boon					
Kian O'Connor					
Odhran Burke					
(McNicholl School of					
Dance)					
Mia Casson	An Comhdhail All Ireland & International	Cllr McFlynn	•	Won a competition at a	For: N/A
Sara Cassan	Championships 2017			festival at All Ireland and	
Aoibheann Hassan	Under 14 Unmixed Ceile Dance Champions			International Level	Date: N/A
Caoimhe Hassan					
Aimee Mullen					
Cara Mullen					
Danielle McBride					
Bronagh McCluskey					
(McNicholl School of					
Dance)					
Magherafelt Sky	Foyle Cup 2017 Under 9 Champions	Cllr Ashton	•	Won a competition at a	For: N/A
Blues Under 9 2008				festival at All Ireland and	
				International Level	Date: N/A
Dungannon Untied	Foyle Cup 2017 Under 11s Champions	Cllr Forde	•	Won a competition at a	For: N/A
Youth				festival at All Ireland and	
				International Level	Date: N/A
Duane McKeever	2016 Irish Drift Champion	Cllr Mullen	•	Won a competition at a	For: N/A
				festival at All Ireland and	
				International Level	Date: N/A

Category: Chair & Deputy Chair Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
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
Moyola 2008 team	Vase Final at Foyle Cup	Cllr Ann Forde

End.

E

Report on	Re-Shaping Stroke Services: A Pre-Consultation
Reporting Officer	Mark Kelso, Director of Public Health & Infrastructure
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	х

1.0	Purpose of Report
1.1	To inform elected members of the consultation response developed on behalf of Mid Ulster District Council in response to the Re-Shaping Stroke Services: A Pre-Consultation.
2.0	Background
2.1	Members were informed of the Re-Shaping Stroke Services: A Pre-Consultation at June Full Council. Members requested that a consultation response was developed on behalf of Council.
3.0	Main Report
3.1	The public consultation seeks comment on the Health and Social Care Board's proposal to alter current stroke units in order to develop 'sustainable stroke services and further improve the standard of treatment and care provided to stroke patients'.
3.2	Members were provided with a presentation in relation to the Boards proposals on 1 August 2017. The presentation focused on three main areas of care for patients who have had a stroke. The key areas are:
	 Limiting the Impact of a Stroke Emergency Care provision for stroke patients and the location of acute and hyper acute services Enhanced Aftercare for Stroke Patients
3.3	Council's proposed response has been developed in line with the three key areas of care.
4.0	Other Considerations
4.1	Financial & Human Resources Implications
	Financial: N/A

	Human: N/A
4.2	Equality and Good Relations Implications
	N/A
4.3	Risk Management Implications
	N/A
5.0	Recommendation(s)
5.1	It is recommended that Council approve the draft response for submission to the Re- Shaping Stroke Services.
6.0	Documents Attached & References
6.1	Appendix A: Mid Ulster District Council's draft response to the HSCB's Re-Shaping Stroke Services: A Pre-Consultation

DRAFT

4 August 2017

Reshaping Stroke Services Consultation Health and Social Care Board 12-22 Linenhall Street Belfast BT2 8BS

To whom it may concern

Mid Ulster District Council Response to Reshaping Stoke Services Consultation

Mid Ulster District Council welcomes the opportunity to provide feedback in relation to the proposals for Reshaping Stroke Services. Council also appreciates the useful and informative information session provided by Emer Hopkins, Co-ordinator Regional Stroke Network on 1 August 2017 at our Magherafelt Offices.

Council understands the seven key areas of the proposals as those set out below:

- To provide seven day assessment for patients at an appropriate number of Stroke Units for patients experiencing a suspected TIA.
- To provide assessment for clot busting treatment 'thrombolysis' on an appropriate number of sites.
- To provide a clot removal service 'mechanical thrombectomy' 24 hours a day and seven days a week for suitable patients.
- To provide an appropriate number of Hyperacute Stroke Units to deliver specialist early inpatient care to every stroke patient.
- To establish an appropriate number of Acute Stroke Units co-located with Hyperacute Stroke Units whenever possible.
- To provide community stroke services that are resourced to deliver Early Supported Discharge, the recommended amounts of therapy and respond over seven days.
- To ensure that stroke survivors and carers have timely access to services from both Health and Social Care and voluntary sector organisations to optimise recovery.

These seven aspects of stroke patient care can also be considered to cover three broad areas, as follows:

- Limiting the Impact of a Stroke
- Emergency Care provision for stroke patients and the location of acute and hyper acute services
- Enhanced aftercare for stroke patients

Each of the three aspects of stroke care will be examined in turn:

1. Limiting the Impact of a Stroke

Council recognises that in some cases diagnosis of stroke is not always straight forward and that misdiagnosis can prevent the quick treatment of stroke patients. Council also recognises that while there are benefits to the administration of the Lysing clot busting drug as only one third of people who receive the drug benefit from it there are additional benefits to patients having to travel to receive the clot removal service 'mechanical thrombectomy'. Although council acknowledges that the specialist nature of this procedure requires it to be administered in a limited number sites, their locations should be closely considered to ensure equitable travel time for any persons needing to travel for the service. However, access to this treatment at one specialist site on a 24 hours a day and seven days a week basis is a very positive step in enhancing the recovery of stroke patients.

2. Emergency Care provision for stroke patients and the location of acute and hyper acute services

Council supports the proposal of Hyperacute Stroke Units to delivering specialist early inpatient care to every stroke patient. It is clear that the administration of the clot busting treatment 'thrombolysis' in a timely fashion can have extremely beneficial results in relation to positive outcomes for stoke patients. While this treatment can be effective up to 24hours after stroke occurs it has to be recognised that some people will live a significant distance from the services. Also, for someone who may delay reporting the occurrence of stroke or who may have had a delay in diagnoses the 24hour timeframe could be shortened. These scenarios need to be considered regarding the location of the Acute Stroke Units. While no one would live within the 24hour distance from an acute or hyper acute service there would still be a risk to patients in concentrating the acute services all in the one geographical area of Northern Ireland. Therefore Council feels strong consideration should be given to placing co located Acute Stroke Units in hospitals such as South West Acute Hospital, Antrim Area Hospital and Craigavon Area Hospital. To facilitate efficient and seamless transfer to specialist treatment services this review should be undertaken in tandem with a review of Emergency Ambulance provision across the entire Mid Ulster district with a view to gaining an overall improvement in response and transfer times.

3. Enhanced Aftercare for Stroke Patients

It is evident that one of the motivations for the introduction of Reshaping Stroke Services is to produce better recovery outcomes for stroke patients. As such, the level of associated aftercare could be lessened. Therefore, Council supports the rationale for intensive aftercare treatment for patients in order to deliver the possibility of Early Supported Discharge. Where aftercare is required council takes the position that local community respite services/ recovery beds for the aftercare of stroke patients be considered and brought forward for our Dungannon & South Tyrone and Mid Ulster hospital sites. Consideration should also be given to the fact that proposed sites need to have proper access to public transport. HSCB should also hold discussions with Translink regarding their future plans for public transport services at the proposed site.

Also, when Early Supported Discharge is not possible Council would urge that patients are given a robust care packages in order to return home or be provided with appropriate levels of community stroke services at a location as close to their home as possible.

Council agrees that the recovery of patients would be benefitted by stroke survivors and carers have timely access to services from both Health and Social Care and voluntary sector organisations.

Conclusion

Council also understands that the costs associated with the implementation of Reshaping Stroke Services will be strongly associated with where the co-located Acute Stroke Units are located. Council would urge the Health and Social Care Board to ensure that while Reshaping Stroke Services should deliver value for money it should also be mindful that residents who don't live near an acute hospital should not be further disadvantaged by having to travel significantly long distances to access an Acute Stroke Units. As such, Council would like clarification as to whether or not a Rural Impact Assessment has or will be carried out on the proposed changes to stroke services. Council would suggest that this process is carried out as soon as is practical if it has not been already done and would request that Council are made aware of the outcome of the Rural Impact Assessment process when it is concluded.

Overall Mid Ulster District Council welcomes the concept of a regional stroke service being put in place. It is also advantageous that the proposed service could be available seven days per week given that in some areas weekend treatment is currently not available. Council also welcomes the co-production process being implemented by the Health and Social Care Board in relation to the development and implementation of the Reshaping Stroke Services project.

Yours faithfully

F

Report on	Sperrins Future Search Conference
Reporting Officer	Adrian McCreesh
Contact Officer	Mary McKeown

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

1.0	Purpose of Report
1.1	Council to nominate two councillors to represent Mid Ulster District Council at the Sperrins Future Search Conference on 27 th – 29 th September 2017.
2.0	Background
2.1	Fermanagh and Omagh District Council, Derry and Strabane Council, Causeway Coast and Glens Council and Mid Ulster District Council are delivering the Sperrins Future Search Conference, with Mid Ulster District Council leading the planning and organisation of the event. The conference will take place on Wednesday 27th to Friday 29th September 2017
	in the Glenavon House Hotel, Cookstown.
3.0	Main Report
3.1	The Sperrins Future Search Conference will be a highly structured event lasting three days, where a cross-section of community members and stakeholders will create a shared vision for the future of the Sperrin Region. Future search will bring people from all walks of life into the same conversation – those with resources, expertise, formal authority and need. They will tell stories about their past, present and desired future. Through dialogue common ground will be discovered. Several methods of information gathering, such as mind-mapping, flipcharts, discussions etc. will be used to record and stimulate the generation of information. The appointed Councillors will be required to attend for the full duration of the conference. The event will commence at 10.30am on Wednesday 27 th September and end at 2pm on Friday 29 th September 2017.

4.0	Other Considerations
4.1	Financial & Human Resources Implications
	Financial: N/A
	Human: Councillors time
4.2	Equality and Good Relations Implications
4.3	Risk Management Implications
5.0	Recommendation(s)
5.1	To nominate two councillors who will attend the Sperrin Future Search Conference in the Glenavon House Hotel from 27 th – 29 th September 2017.
6.0	Documents Attached & References
	Schedule for the duration of the conference.

The Sperrins: Reaching New Heights, Realising Our Potential

Conference Agenda

Conference Managers: Sandra Janoff and Aideen McGinley

WEDNESDAY, 27 SEPTEMBER 2017

10:30 am Registration

11:30 pm Welcome and Overview

Focus on the Past: Highlights and Milestones

1:30 pm Lunch

2:00 pm Focus on the Present: External / Internal Realities

6:00 pm End of Day 1

THURSDAY, 28 SEPTEMBER 2017

8:30 am Tea/Coffee/Refreshments

9:00 am Focus on the Present continues

What we are doing now, What we want to do

1:15 pm Lunch

1:45 pm Focus on the Future: Preferred Scenarios

Discover Common Ground: What we want

6:30 pm End of Day 2

FRIDAY, 29 SEPTEMBER 2017

8:00 am Tea/Coffee/Refreshments

8:30 am Confirm Common Ground

Next Steps

Next Steps and Action Commitments

2:00 pm Meeting ends

Sessions begin and end on time. There will be morning & afternoon breaks.

G

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	Х	

1.0	Purpose of Report
1.1	To update members on the consultations notified to Mid Ulster District Council for comment, since the last meeting of Council.
2.0	Background
2.1	Council is a consultee for many government departments, statutory agencies and other bodies, and as such receives consultation documentation inviting commentary on a wide range of issues which may be pertinent to council services and/or the District.
3.0	Main Report
3.1	Documentation relating to the aforementioned consultations can be accessed via the links provided in the table provided in Appendix A.
4.0	Other Considerations
4.1	Financial & Human Resources Implications
	Financial: N/A
	Human: N/A
4.2	Equality and Good Relations Implications
	Not Applicable
4.3	Risk Management Implications
	Not Applicable

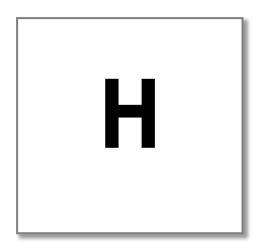
5.0	Recommendation(s)
5.1	Members review and note consultations notified to Mid Ulster District Council.
6.0	Documents Attached & References
	Appendix A: Details of Current Consultations

Appendix A: Details of Current Consultations

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department for Communities	Reforms of the Social Fund's Funeral Expenses Payment Scheme	This consultation sets out the plans to reform the Funeral Expenses Payments scheme. Consultation responses received will contribute to final decision making on whether to pursue these reforms in legislation.	15 September 2017	
	Link to Consultation	https://www.communities-ni.gov.uk.fund-funeral-expenses-payment-sc		orms-social-
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Northern Ireland Prison Service	Prisons 2020	This consultation aims to improve our prisons and play a part in building a safer Northern Ireland by supporting people in our care to change.	29 September 2017	
	Link to Consultation	Not currently available		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Health	Consultation on Changes Required to the Passporting of Individuals to Help with the Health Costs as a Result of the Introduction of Universal Credit	The Department of Health is consulting on an additional criterion to the Help with Health Costs Scheme based on receipt of Universal Credit and with an associated earnings threshold.	19 September 2017	
	Link to Consultation	Not currently available		

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Health & Safety Executive	Proposals for the Freight Containers (Safety Convention) Regulations (NI) 2018	This consultation focuses on the Introduction of significant physical changes to the Safety Approval Plate, include additional safety tests, evaluation of examination schemes and introduce Authorised Control Officers (ACOs) and new guidance.	Friday 29 September 2017	
	Link to Consultation	https://www.hseni.gov.uk/news/procontainers-safety-convention-regula		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Health and Social Care Trust	HSC Trusts' Equality and Disability Action Plans Consultation	This consultation is on the Health & Social Care Trusts' regional equality action plan and the disability action plan. A regional consultation event on 3rd October 2017 in Ballymenafurther details of the event can be sought if required.		
	Link to Consultation	https://consultations.nidirect.gov.ukdisability-plans	/nscni-belfast-tru	st/equality-
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Health & Safety Executive	Proposals for the Ionising Radiations Regulations (NI) 2017	This consultation seeks comments on the proposed Regulations which relate to implementation of Directive 2013/59/EURATOM laying down basic safety standards for protection against the dangers arising from exposure to ionising radiation (BSSD). https://www.hseni.gov.uk/news/proposed	5 October 2017	ons-
	Consultation	regulations-northern-ireland-2017		

Organisation		Consultation Title	Issue	Closing Date	Response Currently Being Developed
Health	and	Consultation on	The Health and Social Care Board	6 November	
Social	Care	the Proposed		2017	
Board		Permanent	Urgent Care for GP Out of Hours		
		Relocation of	, , , ,		
		GP Out of	,		
		Hours from	based at 13 Station Road,		
		Moneymore	Moneymore until midnight each		
		to Mid Ulster	day permanently relocates to the		
		Hospital,	Mid Ulster Hospital for all Mid		
		Magherafelt	Ulster consultations.		
		Link to	http://www.hscboard.hscni.net/download		
		Consultation	er gp ooh relocation/Consultation-on		<u>)H-</u>
			Relocation-Consultation-Document.pd	<u>f</u>	



Report on	Correspondence to Council – August 2017
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	х

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	Correspondence from Chief Executive IntraTrade Ireland
3.1.1	Email correspondence has been received by the Chair from Chris Shiels, Chief Executive IntraTrade Ireland on the council's participation at the Local Government Supplier event held in Cookstown in June 2017.
3.2	Correspondence from Southern Health & Social Care Trust
	Email correspondence has been received from Alan Metcalfe Assistant Director – Estate Services Southern Health & Social Care Trust regarding 'Fire Safety Strategy' covering all facilities.
4.0	Other Considerations
7.0	
4.1	Financial & Human Resources Implications
	Financial: Not applicable
	Human: Not applicable
4.2	Equality and Good Relations Implications
	Not applicable

4.3	Risk Management Implications	
	Not applicable	
5.0	Recommendation(s)	

6.0	Documents Attached & References		
	Appendix A	Email Correspondence IntraTrade Ireland	
	Appendix B	Email from Southern Health & Social Care Trust	

Appendix A - Correspondence from Chief Executive, IntraTrade Ireland

From: Chris Shiels < Chris.Shiels@intertradeireland.com>

Sent: 04 August 2017 10:19:30

To: Councillor K Ashton

Subject: Local Government Supplier Engagement Event – Cookstown, June 2017

To: Mid Ulster District Council

Re: InterTradeIreland Local Government Supplier Engagement Event – Cookstown, June 2017

Dear Kim,

On behalf of InterTradeIreland and its partners, I want to thank you most sincerely for participating in the recent Local Government Supplier Engagement event, held in Cookstown.

Over 400 companies took the opportunity to attend, meet yourselves and learn about the significant tender & business development opportunities presented through the Local Government sector. The success of the event and subsequent feedback would simply not have been possible without your endeavours!

Given the level of demand for this type of event from companies, we anticipate running a similar event again in the latter part of 2018 and would appreciate your support at that juncture.

Can I take this opportunity to remind you of our award winning Go-2-Tender programme (http://www.intertradeireland.com/go-2-tender). This is a free service to Local Authorities, offering comprehensive Public Tender training to local SME's including mentoring packages and briefings. It's invaluable to SMEs seeking to take advantage of public tender opportunities. Please contact me if you would like to discuss the programme in more detail.

Thanks again for participating at the Cookstown event and for your contribution towards its success.

Regards,

Chris

Chris Shiels

Executive Officer - Public Tendering



Discover what's possible

The Trade and Business Development Body

The Old Gasworks Business Park, Kilmorey Street, Newry, Co Down, BT34 2DE

W: intertradeireland.com

T: 028 3083 4148 (048 from Ireland)

F: 028 3083 4155 (048 from Ireland)

Textphone for people with hearing problems: 028 3083 4169 (048 from Ireland)

Sign up for the latest business news and events



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Eileen Forde

From: Metcalfe, Alan < Alan.Metcalfe@southerntrust.hscni.net>

Sent: 11 August 2017 15:53

To: Philip Moffett

Cc: Hughes, Joanne; Mailagh-Cassells, Heather, Burns, Trevor

Subject: Fire Safety - Southern Trust Properties

Dear Mr Moffett.

Further to the Councils letter to the Trust (dated 29th June 2017), I have been asked to contact the Council to provide information relating to point (i) i.e. Fire safety.

To this end I would appreciate if you could advise who I should speak to in the Council to answer any queries you may have.

In brief, the Trust has a comprehensive and robust fire safety strategy covering all its facilities that includes:

- A dedicated Fire Safety Department and comprehensive Governance arrangements
- Local fire safety management arrangements for each facility
- All facilities have suitable fire evacuation plans which are tested by fire drills
- Comprehensive arrangements for training staff in the fire safety role they undertake
- Maintenance contracts for managing fire safety equipment such as fire alarm systems and first aid firefighting equipment
- The Trust undertakes fire risk assessments to audit/monitor fire safety arrangements

Furthermore, I would advise that the Trust is liaising with the Department of Health and the Northern Ireland Fire and Rescue Service in relation to learning arising from the Grenfell Tower Block disaster. I would also advise that the Trust does not have any buildings clad with the system used in the Grenfell Tower Block.

I look forward to hearing from you.

Kind Regards,

Alan Metoalke

Alan Metcalfe

Assistant Director - Estate Services Southern Health & Social Care Trust Estates Building, Craigavon Area Hospital, Portadown, BT63 SQQ



Tel: 028 3756 3700 Ext: (7753) 63700

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