

A

Minutes of Special Meeting of Mid Ulster District Council held on Thursday 17 November 2016 in the Council Offices, Circular Road, Dungannon

Members Present: Councillor Wilson, Chair

Councillors Ashton, Buchanan, Burton (7.03pm), Cuddy, Doris (7.06pm), Forde (7.08pm) Gildernew, Gillespie, Glasgow (7.40pm), McAleer, McFlynn, B McGuigan, S McGuigan, McKinney, Mulligan, J O'Neill, M Quinn, Reid Robinson and Totten

Officers in Attendance: Mr A Tohill, Chief Executive
Mr Kelso, Director of Public Health and Infrastructure
Mr McCreesh, Director of Business and Communities
Mrs Forde, Member Support Officer
Mr Philip Moffett, Head of Democratic Services
Ms Totten, Community Planning Officer

In Attendance: **Representatives of Northern Health & Social Care Trust**

Mr Tony Stevens, Chief Executive
Ms Pamela McCreedy, Deputy Chief Executive and Director of Operations
Ms Phil Hughes, Director of Community Care

Northern Health & Social Care Trust Local Commissioning Group

Ms Bride Harkin

Representatives of Southern Health & Social Care Trust

Mr Francis Rice, Chief Executive
Mrs Angela McVeigh, Director of Older People & Primary Care Services
Mrs Aldrina Magwood, Director of Performance & Reform

The meeting commenced at 7 pm.

SC29/16 Apologies

Councillors Clarke, Cuthbertson, Elattar, Kearney, McEldowney, McLean, McNamee, Monteith, T Quinn, J Shiels and G Shiels

SC30/16 Declarations of Interest

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

Councillor McGuigan declared an interest as a representation on the Southern Local Commissioning Group.

SC31/16 Health and Social Care Trusts

The Chair, Councillor Wilson welcomed representatives from Southern Health and Social Care Trust (SHSCT) and Northern Health and Social Care Trust (NHSCT) to the meeting.

Ms Aldrina Magwood of the SHSCT introduced the representatives and made a presentation entitled 'Strategic Direction'. (Appendix one)

Councillor Ashton left the meeting at 7.15 pm
Councillor Cuddy left the meeting at 7.21pm

Mr Stevens, Chief Executive of the NHSCT introduced representatives and together with and Ms McCreedy made a presentation entitled 'Shaping the Future Together'. (Appendix two).

Councillor Glasgow entered the meeting at 7.40pm during the presentation

Councillor M Quinn left the meeting at 7.54 pm returning at 7.56 pm during the presentation

The Chair, Councillor Wilson thanked the SHSCT and the NHSCT for their presentations and invited Members questions.

Councillor Mulligan left the meeting at 7.57 pm

Councillor B McGuigan stated that at a recent elected Member engagement event with secondary schools he had been asked if the Health Trusts had a focus in working with schools in relation to mental health issues. In response Mr Rice stated that although much work was still required there was a particular focus in relation to both child and adolescent mental health. It was stated that this factor should also be considered within community planning. Ms Hughes advised that within the Magherafelt area an "Inreach" programme had been introduced in schools for GCSE students. The Councillor stated he would also raise the issue with the Minister for Health.

Councillor Reid sought statistics and update with regards to (i) the number of patients transferred to hospitals in other jurisdictions; (ii) activities for people with special needs once they are 19plus and move from fulltime education referring to lobbying undertaken by the legacy Council of Dungannon; and (iii) with regard to Mental Health services must a referral come through General Practitioner or could a patient 'walk-in' to avail of services as he was aware some patients had been 'turned away' and in regards to issues of mental health and young people Councillor Reid stated that he too had attended the engagement with schools and advised that Niamh Louise Foundation could be utilised to deliver training and information sessions to students as early intervention was paramount.

Councillor Reid declared an interest in the Niamh Louise Foundation

Councillor Glasgow declared an interest with reference to transfer of patients as an employee of Woodgate Aviation.

Mr Rice in response to mental health issues stated that although not appropriate within a public meeting he did want clarification as to where patients had been 'turned away'. Mr Rice advised that well developed services were now in place, made reference to a recent launch regarding mental health services and the ongoing recovery and action plans for patients. Mr Rice also made mention of significant contracts the SHSCT had implemented with regard to protecting life and the ongoing work through for example 'Bounce' Programme working with sports clubs and schools. Mr Rice stated that mental health services were easily accessed.

In relation to post 19 care for people with special needs Mr Rice stated that when people transfer from schools the SHSCT simply did not have the facilities to offer the same range of care. However, Mr Rice emphasised that it was a developing service giving examples of ranges of activities such as gardening programmes, Print It, swimming for clients. Mr Rice acknowledged that if there are significant health problems there is a difference in the range of facilities which can be offered but although 5 day care is not an option the SHSCT are endeavouring to develop alternatives.

Councillor Gildernew left the meeting at 8.10pm

Councillor McAleer sought an update on perinatal care in relation to mental health. In response Mr Steven's advised there was no current plans to extend services in relation to perinatal care but that both HSCTs worked collaboratively on the issue and recognised the need for improved services. It was noted that the Minister for Health had a particular interest in this specialist service.

Ms Harkin stated that there was a 'Perinatal Pathway' together with psychology support for example parents of babies in neo natal units.

Councillor McKinney asked for statistics in relation to waiting times, targets especially scans in regard to cancer, x-rays and operations. He also asked if staff sickness was still an issue and if there was large scale use of agency staff. The Councillor made reference to the HSCT site at Mid Ulster and asked if the buildings could not be used for local facilities, he further welcomed the pharmacy at the site but stated there were many chemists in the area already. Councillor McKinney also made reference to the difficulty of attaining appointments with General Practitioners in Draperstown and Maghera area.

Councillor M Quinn left the meeting at 8.16pm

In response to questions in relation to waiting times Ms McCready stated that the hospital inpatient waiting times was now 43 weeks, the cancer targets in relation to 14 day referrals was 100%, but acknowledged that the 31-62 day targets were challenging and acknowledged that improvement was needed as currently the average for the region was sitting at 63% and NHSCT at 68%

Ms McCready stated that the absence target for the NHSCT was 7% but that current levels were relatively high but highlighted if nurses or doctors were ill they really needed to stay off work. Ms McCready advised that with the shortages in staff

demands were high and this can potentially lead to increased sickness levels. Ms McCready stated that overall sickness levels were decreasing and schemes such as access to flu vaccination helped.

In response to comments in relation to attaining appointments with General Practitioners Ms Harkin advised that they were not employed by the HSCT. She made reference to the increased number of training places now made available but stated that there was a lead in time and it would not provide an overnight solution as many trained then emigrated to take up posts in Australia. With relation to the practise based pharmacist Ms Harkin stated that the idea was that a pharmacist could issue repeat prescriptions and take on other duties freeing up the GPs time it was noted that the roll out across Mid Ulster was planned for March 2017. Ms Harkin further advised that within the Local Commissioning Group it had been reported were calls to the practise had been at a level of 60 per day last year this had increased to 120 during a summer period when flus, slips and trips were not an issue but rather social problems leading to increased workload as people did not know where else to go with their problems. It was noted that GPs were an aging workforce but if they 'band' together they can do more.

Ms McCready acknowledged that the Mid Ulster hospital site was a good site with some long established services and it was planned to maximise services in relation to dentistry, eating disorders, adult community learning, Parkinson's, podiatry and Alzheimer services. It was further stated that it required greater accessibility by a community team. Ms McCready stated that the pharmacy base at Mid Ulster was a good facility which had assisted greatly with the distribution of vaccines and also served a number of community facilities. It was noted that it also attracted additional jobs to the area.

Councillor McFlynn acknowledged the 'hub' at the Mid Ulster site but stated that it closed at 5pm and posed the question as to the possibility of extending opening hours to 9pm. The Councillor also sought statistics with regard to the cost of private care and the money spent on agency staff. In response Ms McCready stated that the minor injuries was a valuable service and that the NHSCT was always trying to use to maximum.

Councillors S McGuigan and McKinney left the meeting at 8.24pm

In relation to agency staff and private care Ms McCready advised that 50% of domiciliary care is provided in house whilst the other 50% is independent. With regard to use of agency staff Ms McCready stated that the greatest pressures on staffing is medical, locum doctors and nursing staff. She advised that the HSCT wanted to recruit but it was difficult to do so thus alternative staffing measures such as overtime, bank staff is always the first port of call but emphasised that safety is always paramount. When staff requirements were not being met through overtime or bank staff HSCT had no option but to look to agencies. She emphasised that regionally international recruitment was being sourced as they simply could not attract staff to employ.

Mr Rice advised that within the SHSCT there was currently 100 nursing vacancies and made reference to the regional recruitment drives for both nurses and doctors

emphasising that there was major shortages but unfortunately recruitment was not easy and thus to ensure patient safety agency staff were essential.

Mr Stevens advised that the USA were recruiting nurses in London, which has led to English hospitals recruiting from Belfast and together with agencies offering better rates of pay these factors created major difficulties in recruitment. He further advised that there were not enough GPs available to run the NHS in the United Kingdom and thus alternatives such as practise based pharmacists were essential. He made reference to the Minister for Health's vision for sustainability of services and the fact that there are too many services in too many places. He also stated that junior doctors were delaying taking jobs as more money could be earned working as locums and with the huge debts on leaving university this was more attractive. Mr Stevens emphasised that the HSCT were anxious to employ doctors.

Councillor Burton made reference to a case she was aware of when a young person with a mental health condition had become 18 and his family had been excluded from discussions in relation to his care. The Councillor advised that the family were making every effort to protect the young person but had no right to information and asked if there was a way around such situations. In relation to waiting lists within the SHSCT Councillor Burton stated that she had been endeavouring to find out where some of her constituents were on the list but had received no response. Councillor Burton stated that Members were representing an aging population.

Councillor Gillespie left the meeting at 8.33pm

Councillor Burton declared an interest in Agewell

Mr Rice concurred with the comments regarding an aging population and stated that community planning had to be all embracing and in moving forward budgets may be utilised differently to deliver services.

Councillor Doris left the meeting at 8.36 pm

In relation to query regarding patients who are mentally ill Mr Rice stated that the HSCT always acted to protect life but if a patient was legally an adult staff could not break their trust. He advised that any action plan of care aimed to include family but this had to be with a patients consent.

Councillor Forde advised that within the remit of the NHSCT families requiring care packages were finding there was a shortage of carers and when perhaps morning and afternoon calls could be covered it was difficult to secure evening help. The Councillor asked as to how the HSCT proposed to fill the vacancies.

Ms McCready advised that the NHSCT had a concentrated effort in the past year to overcome such issues and stated that the direct payment for care was to give families the opportunity to manage the package themselves and sometimes there was an element of HSCT delivery together with private care. Ms McCready acknowledged there was often difficulty attaining social support for example someone to take a patient to the shops.

The Chair, Councillor Wilson drawing the meeting to a close stated that recent news headlines had confirmed that Mid Ulster had the worst ambulance response times together with access to acute services. The Chair welcomed the 'hub' at Westlands

and stated that the HSCT would not find Council wanting in their support for it. In relation to the Magherafelt minor injuries unit the Chair stated it was a much needed resource as he personally had to take a family member to Antrim Hospital A&E to get stitches and incurred a wait of approximately 5 hours whereas he could have went to minor injuries in Magherafelt if it had of been opened.

SC32/16 Duration of meeting

The meeting was called for 7.00pm and ended at 8.41pm

CHAIR _____

DATE _____

B

Minutes of Meeting of Mid Ulster District Council held on Wednesday 23 November 2016 in the Council Offices, Circular Road, Dungannon

Chair: Councillor Wilson, Chair

Members Present: Councillors Ashton, Bateson, Buchanan, Clarke, Cuthbertson, Doris (7.10pm), Elattar, Forde, Gildernew, Gillespie, Glasgow, Kearney, Mallaghan (7.21pm), McAleer, McEldowney, McFlynn, McGinley, B McGuigan, S McGuigan, McKinney, McNamee, McPeake, Molloy, Monteith, Mullen, Mulligan, M Quinn, T Quinn, Reid and Robinson

Officers in Attendance: Mr Tohill, Chief Executive
Ms Campbell, Director of Culture and Leisure
Ms Canavan, Director of Organisational Development
Mr Cassells, Director of Environment and Property
Mrs Forde, Member Support Officer
Mr Kelso, Director of Public Health and Infrastructure
Mr McCreesh, Director of Business and Communities
Ms McNally, Solicitor
Ms Mezza, Head of Marketing and Communications
Mr Moffett Head of Democratic Services
Mr O'Hagan Head of ICT
Mr JJ Tohill, Director of Finance

The meeting commenced at 7pm

C238/16 Apologies

Councillors Bell, Cuddy, McLean, C O'Neill, J O'Neill, G Shiels, J Shiels and Totten

It was noted that Councillor Burton would be late as she was carrying out a PCSP duty at 7pm.

C239/16 Declarations of Interest

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

C240/16 Chair's Business

None

C241/16 Receive and consider minutes of matters transacted in "Open Business" at the Council meeting held on Thursday 27 October 2016

Councillor Cuthbertson sought an update in relation to item C225.2/16 asking had there been a response to the letter forwarded on 28 October 2016 and stated if not a

reminder should be forwarded. The Councillor also asked if representatives for the Department for Infrastructure extended an apology at the meeting with Members and Officers on 16 November. It was noted that no clarification had been received but Officials at the meeting on 16 November were instructed to investigate.

Proposed by Councillor Reid
Seconded by Councillor McNamee and

Resolved That the Minutes of the Meeting of the Council held on Thursday 27 October 2016 (C213/16 – C225/16 and C237/16), transacted in “Open Business” having been printed and circulated, subject to the foregoing, were considered and signed as accurate and correct.

C242/16 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Planning Committee held on Tuesday 4 October 2016

Councillor Clarke requested that there be an amendment to the minute for I/2014/0399/F Single Wind Turbine at Beltonanean Mountain, Cookstown for Mr Graham Bell. The minute to be amended to read Mr Ross instead of Mr Bell.

Proposed by Councillor Clarke
Seconded by Councillor Robinson and

Resolved That the Minutes and recommendations of the Planning Committee meeting held on Tuesday 1 October 2016 (P170/16 and P179/16 and P185/16) transacted in “Open Business”, having been printed and circulated, subject to the foregoing, were considered and adopted.

C243/16 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Policy and Resources Committee meeting held on Thursday 3 November 2016

Proposed by Councillor Gildernew
Seconded by Councillor Buchanan and

Resolved That the Minutes and recommendations of the Policy and Resources Committee meeting held on Thursday 3 November 2016, (PR194/16 – PR206/16 and PR218/16), transacted in “Open Business”, having been printed and circulated, were considered and adopted.

C244/16 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Environment Committee held on Tuesday 8 November 2016

In response to Councillor McGinley’s enquiry in relation to progress with regard to a meeting with the Northern Ireland Housing Executive to discuss travellers needs the Director of Public Health and Infrastructure advised that a meeting had taken place and a report would be provided at the December Environment Committee.

Proposed by Councillor S McGuigan
Seconded by Councillor McFlynn and

Resolved That the Minutes of the Meeting of the Environment Committee held on Tuesday 8 November 2016 (E272/16 – E288/16 and E295/16), transacted in “Open Business” having been printed and circulated, subject to the foregoing, were considered and signed as accurate and correct.

C245/16 Receive and consider the minutes and recommendations of matters transacted in “Open Business” at the Development Committee meeting held on Thursday 10 November 2016

The Director of Culture and Leisure advised that there had been a typographical error in the report entitled Support to Schools/Sports Clubs for the Provision of Sports Facilities for Community Use considered at D243/16 and requested that the following be included in the minute that, “It was noted that the report at Eligibility bullet point six should read within the current financial year.”

Proposed by Councillor Molloy
Seconded by Councillor T Quinn and

Resolved That the Minutes and recommendations of the Development Committee meeting held on Thursday 10 November 2016, (D237/16 – D254/16 and D261/16) transacted in “Open Business”, having been printed and circulated, were considered and adopted.

C246/16 Conferences and Seminars

The Head of Democratic Services referred to details of the undernoted conferences and sought approval for the attendance of Members and Council officers, the payment of attendance fees and associated costs as incurred. The Officer advised that the fees in association with University of Ulster Advanced Diploma in Civic Leadership and Community Planning could be spread over two financial years.

- (i) Nuclear Free Local Authorities All Ireland Forum – energy policy, Renewable futures, Brexit and Sellafield
 - Friday 25 November 2016, Dublin City Hall
- (ii) Digital Government 2016 – transforming the delivery of public services
 - Thursday 8 December 2016 at Titanic Belfast
- (iii) Transformation the Future Agenda (LGSC & LGTG)
 - Thursday 8th and Friday 9th December 2016, La Mon Hotel and Country Club, Castlereagh
- (iv) University of Ulster Advanced Diploma in Civic Leadership and Community Planning
 - March 2017 until July 2018

Proposed by Councillor Buchanan
Seconded by Councillor Robinson and

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

C247/16 Tender for Chamber Discussion System

The Chair, Councillor Wilson stated that agenda item 10 would be considered under confidential business.

C248/16 Response to Proposals on Parliamentary Constituents

The Head of Democratic Services drew attention to the previously circulated report regarding the draft response to the Boundary Commission's Provisional Proposals report on the 2018 review of Parliamentary constituencies. In particular the Officer drew attention to the fact that the proposed boundary changes would see the Mid Ulster Area split across four constituencies. Approval was sought for the response presented within the report.

Councillor Doris entered the meeting at 7.10pm

The Chief Executive stated that individual parties would most likely submit their own responses and emphasised that the response presented was on behalf of the corporate body. He reiterated the fact that the Mid Ulster constituency would be split in four and expressed concern that the Council area's representation at the Northern Ireland Assembly may suffer as a result. The Chief Executive acknowledged the good work achieved in Mid Ulster and the new district Council area and emphasised that the corporate brand may be lost if the district was 'carved up.'

Councillor Monteith acknowledged that he appreciated the difficulty in getting agreement across all parties but highlighted that it is best exemplified by the carving up of Dungannon town as it would be split into three constituencies and thus three Members of Parliament would be representing one small area and the people would not be well served. He stated that the response should state that the Boundary Commission should retain towns, villages, settlements and hamlets in one area.

Councillor McPeake concurred with Councillor Monteith's remarks and stated that with these included the corporate body response was a good recommendation.

Councillor Cuthbertson emphasised that the main concern for his area was the dividing up of Dungannon Town and highlighted Dungannon Regeneration Partnership would be dealing with two MPs and that Dungannon town should be within one constituency.

Councillor M Quinn concurred with previous comments and stating that some of the proposals for constituencies were ridiculous posing the question what did Portadown and Coalisland have in common. The Councillor supported the proposed response.

Councillor Molloy stated that other than in the broader language of Westminster the proposed boundaries would not be successful.

The Chair, Councillor Wilson thanked the Head of Democratic for the preparation of the response and acknowledged that as Dungannon town was a major concern that Councillor Monteith's comments should be included in the response and as it was the response from Mid Ulster Council, Dungannon town should be mentioned by name.

All Members concurred.

Proposed by Councillor M Quinn
Seconded by Councillor Monteith and

Resolved That approval be granted for the response to the Boundary Commission Provisional Proposals Report with the additional comment that towns, villages, hamlets should not be split into different constituencies using the example of Dungannon Town which would have a two way split thus two MP's representing one town.

Matters for Information

C249/16 Consultations notified to Mid Ulster District Council

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

Resolved That the consultations contained within the previously circulated report be noted

C250/16 Correspondence to Council

The previously circulated paper on correspondence to Council was noted.

Resolved That the correspondence contained within the previously circulated report be noted

C251/16 Consideration of Motions

C251.1/16 Councillor McGinley to move

Councillor McGinley made reference to a similar motion moved in March 2015 but since then the Taoiseach had taken the decision not to hold a referendum. The Councillor emphasised that people from the North had looked forward to being allowed to vote in the Presidential elections and read the undernoted motion and requested that Council should write to the Taoiseach to make the point clear;

"This Council supports the call to implement the recommendation by the Constitutional Convention to extend the franchise to include all Irish citizens, regardless of their place of residency, to vote in the next & all future Presidential elections"

Councillor McGinley further stated that when moving the previous motion that Councillor Kearney had requested that President Higgins be invited to the District and stated that regardless of outcome the invitation should be extended once again.

Councillor Wilson stated that the motion should be considered and that the issue of invitation to President Higgins would be followed up separately.

Councillor Mallaghan entered the meeting at 7.21pm

Councillor Molloy seconded the motion emphasising that all should have the right to vote across the Island of Ireland.

Councillor Kearney stated that the SDLP support the call for this especially in the 2018 election. He stated that many families had Members who had to go abroad to work and that one of the fundamental principles of the 'Good Friday Agreement' was that people could be Irish, British or Northern Irish and stated that other nations make it possible for their diaspora to vote. The Councillor reminder Members that former Presidents who had brought transformation had come from Ulster mentioning in particular Mary McAleese whose husband Martin had done much work in softening attitudes. He concluded by stating it was an opportunity to demonstrate that Irish citizens have a President.

Councillor Cuthbertson declared that the DUP would not be supporting the motion. He stated that yet again a 'grand stand' motion had been brought before the Council which had no benefit to the people of Mid Ulster, he emphasised that a letter from Council would have no sway in such a decision and asked what would be debated next month perhaps a 'rerun of the American presidential election.'

Councillor Monteith stated that he welcomed the motion and that people of Mid Ulster had their expectations raised through the convention and that going back to 1998 this is what people had voted for and they should, if they wish to do so, have the opportunity to vote for their President. He stated that Bulgarian people living in the district had had the opportunity to go to Armagh to cast their vote for the President and no objections had been raised. The Councillor reiterated that people may choose not to vote but the decision should be theirs. He concluded by stating he looked forward to the opportunity to vote and emphasised that Council should offer facilities to accommodate the elections which would be a great day for the people.

Councillor Wilson called for a vote on the motion.

For	21
Against	9

The Chair declared the motion moved.

Confidential Business

Proposed by Councillor Gillespie
Seconded by Councillor B McGuigan and

Resolved That items C252/16- C257/16 be taken as confidential business.

The press left the meeting at 7.30pm

C258/16 Duration of Meeting

The meeting was called for 7pm and ended at 7.45pm

CHAIR _____

DATE _____

C

Minutes of Special Meeting of Mid Ulster District Council held on Thursday 1 December 2016 in the Council Offices, Circular Road, Dungannon

Members Present: Councillor Wilson, Chair (7.20pm)

Councillors Ashton, Bateson, Bell, Burton, Clarke, Cuddy, Doris (7.08pm), Gillespie, Kearney, McAleer, McElDowney, McFlynn, S McGuigan, McKinney, McNamee, Mulligan (7.22pm), J O'Neill, T Quinn, M Quinn, Robinson and J Shiels

Officers in Attendance: Mr A Tohill, Chief Executive
Mr Kelso, Director of Public Health and Infrastructure
Mr McCreesh, Director of Business and Communities
Mrs Forde, Member Support Officer
Mr Philip Moffett, Head of Democratic Services
Ms Totten, Community Planning Officer

In Attendance: Representatives of Department for Health

Ms O'Neill MLA	Minister for Health
Ms Magill	Private Secretary

Northern Ireland Fire and Rescue Service
Mr Dale Ashford, Assistant Chief Fire Officer
Mr Sean Fitzpatrick

The meeting commenced at 7 pm.

In the absence of the Chair, Councillor Wilson, the Vice Chair Councillor McAleer opened proceedings.

SC33/16 Apologies

Councillors Buchanan, Cuthbertson, Elattar, Gildernew Glasgow, McGinley, B McGuigan, McLean, McPeake, Monteith, Mullen, G Shiels and Totten,

SC34/16 Declarations of Interest

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

Councillor McGuigan declared an interest as a representation on the Southern Local Commissioning Group.

SC35/16 Chair's Business

None

The Vice Chair, Councillor McAleer advised that the Minister for Health had been delayed and that agenda item Mid Ulster District Council Community Plan would now be considered.

SC36/16 Mid Ulster District Council Community Plan

The Director of Business and Communities tabled the draft MUDC Community Plan (appendix 1). The Director drew attention to the purpose of the plan, consultation to date and the relationship between MUDC plan and the Regional agenda. He outlined the themes as undernoted

- Theme 1 Economic Growth -
- Theme 2 Infrastructure
- Theme 3 Education and Skills
- Theme 4 Health and Well being
- Theme 5 Vibrant and Safe Communities

Councillor Doris entered the meeting at 7.08 pm

The Director outlined the plans for Governance Structure, the process leading to a cycle of continuous improvement which would lead to improved outcome for communities and clearly demonstrate the impact of community planning. The Director sought approval to proceed to public consultation and advised that a programme of consultations sessions was planned throughout Cookstown, Dungannon and Magherafelt and that there was opportunity for private appointments for focus groups.

Minister for Health and Private Secretary arrived at 7.15 pm

The Vice Chair, Councillor McAleer stressed that the contents of the plan was evidenced based and emphasised the importance of community consultations. The Vice Chair invited Members questions.

Councillor J Shiels asked how businesses would participate within the governance structure would they be invited from the trade partnerships. In response the Director of Business and Communities advised in the first instance the Enterprise Centre would participate.

Councillor Ashton sought clarity as to how each category would be monitored stated there was no facts or figures highlighted for example would the aim be two business start-ups or twenty. The Councillor also enquired as to the level of community response. The Director of Business and Communities advised that the draft document consultation period would commence on 9 December and stated that gave an assurance that within the action plans drawn up there would be specific high level indicators in order to ensure accountability.

The Chair Councillor Wilson entered the meeting at 7.20pm.

The Chief Executive stated that Council had endeavoured to align the plan with Central Government and Northern Ireland Statistical Research Agency targets and figures in order that Council could work constructively to attain co-funding which would lead to delivery

The Chair, Councillor Wilson apologised for being late stating that he was at another engagement and resumed the Chair.

Councillor Bell stated that in order to develop Lough Neagh tourism potential greater spend on telecommunications and networks would be required. The Director of Business and Communities stated that Lough Neagh was identified within and played an integral part of the Tourism Strategy which also highlighted the Sperrins and emphasised that Council was determined to ensure delivery on plans.

Councillor Mulligan entered the meeting at 7.22pm

In response to Councillor J O'Neill's query regarding consultations with rural areas the Director of Business and Communities stated that Rural Community Network were part of the process and emphasised that Council would go and consult with any community as requested.

Proposed by Councillor T Quinn
Seconded by Councillor Doris and

Resolved That the Mid Ulster Community Plan be approved and the consultation process be commenced.

Deputation

SC37/16 Department for Health

The Chair, Councillor Wilson welcomed the Minister for Health to the meeting together with NIFRS representatives Messrs Ashford and Fitzsimmons.

SC37.1/16 Desertcreat Project

The Minister for Health reminded Members of the ongoing discussions for many years with regard to the Desertcreat Project and stated her pleasure in the recent appointment of Thompson Architects to draw up plans to progress the project which will bring significant capital investment in the range of £45million to the area. The Minister advised that she was committed to drive the project forward and emphasised that she was conscious to keep communication with Council and local residents. The Minister introduced Mr Ashford the programme lead.

Mr Ashford stated that the project was an exciting one for the NIFRS and emphasised the importance of training staff. He advised that the design team had been appointed and that it was hoped to be onsite early in spring 2017. He stressed

the importance of the training facilities and outlined the time frame for the larger part of the project of which the design would commence in 2017 into 2018 with an expected date for the hub of works to be complete by 2020. Mr Ashford introduced Mr Fitzsimmons the Capital Projects Manager.

Mr Fitzsimmons stated that the Architect had been appointed and the project would be completed in two phases. Firstly a six storey training 'hot house' which would allow for fires for 'real life' training. He further advised there would also be a welfare facility building and stated that it was hoped to have these up and running by 2018.

The second phase of the programme would be a mock operational fire station, an academic building, state of the art fire warehouse which would allow training for fires in any situation using examples of fire fall out village, domestic fire, oil tanks fires etc. He further stated that there would be a 'swift water facility' as the NIFRS had within its remit to deal with flooding. It was also noted there would be mock motorways to allow work with partner agencies to deal with situations such as 'road traffic accidents'. Mr Fitzsimmons stated that phase one of the programme would be ready to go out to tender in January 2017 with an appointed contractor to commence in the spring. Phase two: that it is hoped to appoint a contract in October 2018 with works to commence in 2019 with a completion date for 2020

The Chair Councillor Wilson stated that Council welcomed the news of the Desertcreat Project.

Councillor Mulligan made reference to access issues at the Ballynakelly site where the new Department of Agriculture building was to be situated and stated that he hoped that similar access issues would not occur at Desertcreat. With regard to the design of the proposed buildings at Desertcreat site the Councillor highlighted issues for users at the Council building, who perhaps were less able on their feet as they once were and trusted that the design team which had been appointed would consider all level of users at the design stage.

In relation to the design at Desertcreat the Minister advised that the design team would consult with all necessary parties to ensure it was right. The Minister emphasised her belief in bringing services to rural areas stating that the Ballynakelly project had been agreed when she was Minister for Agriculture and now again a large project was coming to a rural area. The Minister also emphasised the importance of engaging with local people and stated she would ensure local engagement took place.

Mr Ashford stated that as the project had been scaled back additional lands would not be required and also ensured that the design team would endeavour to get it right.

Councillor McKinney left the meeting at 7.35pm

The Chair, Councillor Wilson made reference to the comment that the project would not now require all of the site and suggested that discussions could take place as to how Council may use the remainder of the site.

Councillor Clarke emphasised the importance of the site and the fact that Rivers Agency, countryside management team would soon be joined by the fire and rescue and asked if the remainder of the site could be considered for the proposed air ambulance and also emergency services as these do not exist in Mid Ulster from 5pm to 9am. In response the Minister for Health advised that the 'air ambulance service is clinically led and that the preferred site was Long Kesh and emphasised that she was delighted to have got the project to the current stage.

In response to queries regarding use of additional lands the Minister for Health advised that discussions would need to take place with the Policing Board and also stated that there may be other opportunities for the site for example training in relation to ambulance service.

Councillor McKinney returned to the meeting at 7.40pm

Councillor Ashton stated that the project was good news for the area and asked if the design team would be of a view to engage local contractors. In response the Minister stated that she had had conversations regarding the 'social tool kit' when all services was being brought to the site and stated that she would explore this again

Councillor Cuddy declared an interest as his wife was an employee of the Northern Ireland Fire Service.

Councillor Cuddy asked if the project would bring new jobs into the area. In response Mr Ashford stated that the NIFRS would have to introduce a process which would involve moving personnel but stated that the extended facilities would create the need for new skills and there was a likelihood that skills could be utilised from the local area but also emphasised that there would be knock on effect of jobs.

The Minister for Health stated that as the project develops more specific information would be available and suggested that Council engage twice a year with the Department for Health to measure progress.

Councillor J Shiels highlighted that Mid Ulster had the worst response times for ambulance service and asked if the proposed air ambulance service could be based at the site emphasising the tremendous impact it would have on the area. In response the Minister for Health reiterated that the service had to be Clinician led and that she had been told the preferred option for this was the Long Kesh site and thus she would not go against this advice but did emphasise it would serve all people. With regard to ambulance response times the Minister stated she would come back to them.

The Chair, Councillor Wilson thanked Messrs Ashford and Fitzsimmons for their input to the meeting.

SC37.2/16 Bengoa Report

The Minister for Health reminded Members of her recent announcement in relation to the launch of the Bengoa report which aimed to assist the Northern Ireland Executive in identifying and drawing up a plan on how to tack the challenges in the Health and Social Care system.

The Minister for Health outlined the challenges within the NHS organisation, its workforce, the needs of the rapidly changing and aging population, health inequalities and the opportunity for change. Outlining the ambition for the future the Minister stated that health is a human right and that she was deeply committed to the principle of universal health care, free at the point of delivery to those in need.

The Minister emphasised that the Bengoa report had predicted that by 2026 the NHS would require 90% of the NI Executive budget and thus change was needed.

Drawing attention to the 10 year plan for change the Minister drew attention to the 18 actions which would be the pathway to change emphasising the need for investment in services in the community for example, every GP practice having a named District Nurse. Health Visitor and Social Worker; practise based pharmacies; increased GP training places. The need for reconfiguration and service change such as implementation of the new Diabetes Strategic Framework; sustainable stroked services

The Minister for Health stated there would be difficult decisions to be made but the aim was to deliver better health outcomes.

Councillor McAleer declared an interest in Marie Curie.

Councillor McAleer asked what the role of agencies such as Hospices, Care Homes and organisations like Marie Curie would be. In response the Minister stated that no service had the luxury of working in a silo and thus a transformation board would be established made up of key community and voluntary sector agencies as everyone needed to engage and work toward the same aim.

Councillor McEldowney stated that she supported the initiative of keeping people at home but that she had had issues with the NHSCT during 'transforming your care' as people needed the wherewithal such as equipment, ambulance service to be able to do this and emphasised that she welcomed the Ministers views on this. In response the Minister stated that brave decisions would be required to invest in primary care mentioning the community pharmacy, health visitors and social workers yet emphasising that people needed to see the difference. With regard to domiciliary care workers the Minister stated that they were among the lowest paid, the majority were female and in some instances did not even receive mileage for their travel and stated that it was simply not good enough and she was to carry out a review in relation to this. The Minister stated there was many innovative ways of working and some superb ideas but in the future if a method worked it would be shared and delivered throughout. Referring to the Mid Ulster hospital site the Minister stated there was real potential for rural services and emphasised that all conversations should be kept up with the NHSCT in relation to this.

In response to Councillor Doris' question in relation to mental health the Minister for Health stated it was a major issue especially in the Mid Ulster area given the level of suicides and referred to a recent consultation which had just closed. She advised that a public meeting had been hosted in Belfast and it was hoped to host one in Mid Ulster area in January. The Minister made reference to the legacy of underfunding and said there much work to be done which for her was a priority especially in the areas of eating disorders, learning disabilities and perinatal care.

Councillor Ashton referring to the transformation stated that Councillors often see the cuts locally and the investment goes into Craigavon Area Hospital, she also stated that there are public consultations but no change and emphasised that public confidence needed to be built up. The Minister for Health concurred with the need to build public confidence and stated that there would be a transformation journey, that there would be areas of specialism in different areas and also elected care centres. She emphasised that any public consultation she led would be heeded.

Councillor Robinson stated he had been at 'out-patients' at the South Tyrone hospital site when it had been highlighted that approximately 140 appointments per week were being missed across the NHS and asked was there a way of reducing this for example could someone else waiting on an appointment be telephoned to come in. In response the Minister stated that waiting lists were atrocious but the best way forward was to change how health and social care were delivered. With regard to missed appointments the Minister stated that she had set targets for consultants to bring them down by 20%.

The Minister for Health stated that there was a new programme for government, that the NI Executive had endorsed the plan but there was a limited budget thus money needed to be spent wisely. She emphasised that she believed Health Care should be based on need but stated tough decisions would have to be made.

Councillor McNamee referred to the new health and care centres as the way forward with people only entering hospital if they are really ill. He advised the legacy Council in Cookstown had consulted with health care providers to have a similar model as Ballymena and Belfast and thanked the Minister for her record of delivering within the area and that he hoped this continued. In response the Minister stated that she was aware of the Cookstown model and it was the desired way forward but stated that endless finance was not available and conversations were required as to how they could be delivered. She stated she was passionate about primary care and that care required now differed somewhat to that required a decade ago and it would be different again in a further decade.

Councillor Molloy thanked the Minister for Health for her engagement and stated he hoped other Ministers would take the opportunity to do likewise. He spoke of Council being a lead partner in the MARO project and asked in relation to care in the community if there was plans to repeat similar projects. In response the Minister stated that the project had been a great one and that if it were to be continued she would be happy to play her part regarding health.

Councillor Robinson left the meeting at 8.08pm

Councillor Burton spoke in regard to mental health highlighting examples of elderly people caring for younger relatives in the home due to mental health problems and stated that more services similar to that based at Granville was required. She also highlighted patients with mental health problems which could lead to suicide, turning eighteen and their families were not allowed to engage with medical professionals regarding their care which ultimately led to safety issues for the patient. With regard to domiciliary carers the Councillor highlighted those working within the private

sector when the company for example was paid £14 per hour yet the actual person delivering care was paid £7 per hour and maybe only received two days training.

Councillor Burton declared an interest in Agewell and CDM Community transport

Councillor Burton also raised the issue of NHSCT providing free travel but the SHSCT did not. She also concurred with Councillor Molloy's comments regarding MARO. With regard to providing care in the home Councillor Burton emphasised that the right resources needed to be in place reflecting that 'home helps' used to go into the home and for example light fires and now they barely had time to make a cup of tea.

Councillor J O'Neill left the meeting at 8.15pm

The Minister for Health stated it was all about giving people dignity and meaningful life at home. With regard to provision of care she stated that individual cases needed to be looked at and that the area falling within the remit of two health trusts presented difficulties and that although structures would ultimately change, systems would change first. The Minister said the aim was to work towards accountable care systems with families involved in care especially with regard to suicide as cases showed if family had been involved there would be better outcomes. In relation to domiciliary care workers the Minister concurred stating her first choice would be that every care worker should be employed through the Trust but Trusts argued it was cheaper to contract out. The Minister reiterated it was an area she would be looking at as quality of care was a major issue. Addressing comments regarding community transport the Minister stated that this highlighted a more uniformed approach was required.

In response to Councillor J Shiels question regarding ambulance response times the Minister for Health concurred that the Ambulance service was under pressure with a 15% increase in the number of calls. She stated that they were currently looking at alternative pathways for the ambulance service as not every patient needed to go to an acute hospital but perhaps a minor injuries unit or a diabetic/epilepsy clinic. The Minister emphasised that the service was stretched to the limits and it was noted that the NIFRS were also first responders as the Health service was always seeking to reach people as quick as possible.

In response to Councillor Bells question regarding the serious duplication in bureaucracy the Minister for Health stated that they were exploring ways in which there could be collaboration which had already began with cardiac services and highlighted that within Ireland there was no perinatal mental health services. She further stated that Ireland was a small island and exploration for All Ireland collaboration made sense for care pathways.

Councillor McAleer highlighted that to transform health and social care, staff was required and it was almost impossible to get into medicine in the North thus students trained overseas. The Councillor the Minister for Health if she could influence the education system as more General Practitioners were key to the transformation.

In response the Minister for Health stated that by 2017 it was hoped to have a strategy to tackle staff shortages highlighting that Fermanagh could not recruit GPS

as not everyone wanted to be independent. She also advised that a North West medical school had been debated, that GP training places had been increased from 80 to in excess of 100 and that workforce issues were tremendous.

The Chair, Councillor Wilson thanked the Minister for Health for attending and for her endeavours in promoting services for Mid Ulster region.

SC38/16 Duration of meeting

The meeting was called for 7.00pm and ended at 8.30pm

CHAIR _____

DATE _____

D

**Minutes of Meeting of Environment Committee of Mid Ulster District Council
held on Monday 5 December 2016 in Council Offices, Burn Road, Cookstown**

Members Present	Councillor Cuthbertson (Chair) Councillors Buchanan, Burton, Glasgow, Kearney, McFlynn, B McGuigan, S McGuigan, McNamee, Mulligan, Reid and Totten
Officers in Attendance	Mr Cassells, Director of Environment and Property Mr Kelso, Director of Public Health and Infrastructure Mr McAdoo, Head of Environmental Services Ms McClements, Head of Environmental Health Mr Lowry, Head of Technical Services Mr Scullion, Head of Property Services Mr Wilkinson, Head of Building Control Ms Grogan, Committee Services Officer
Others in Attendance	Item 4: Transport NI Autumn Update Mr Alan McMurray, Network Development Manager Ms Tracy Bratton, Network Development Engineer Mr Robin Cuddy, Network Maintenance Section Engineer Mr Gerry Hackett, Network Maintenance Section Engineer

The meeting commenced at 7.00 pm

E296/16 Apologies

Councillors Gillespie, McGinley, J O'Neill and M Quinn.

E297/16 Declarations of Interest

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

E298/16 Chair's Business

Councillor McNamee referred to gritting of carparks and asked if there was a process in place to grit them when roads are being gritted. He advised that he had received a number of complaints from road users especially from the Orritor Road side about how slippery the road can be in the frosty weather.

The Director of Environment and Property advised that last year the Council took the decision not to grit the carparks on the basis that it never was previously done. He stated that there are 23 off street carparks which aren't gritted either but would investigate the situation to see if anything could be done.

E299/16 Transport NI Autumn Update

The Chair, Councillor Cuthbertson welcomed Messrs Bratton, Cuddy, Hackett and McMurray to the meeting and invited them to make their presentation to Members.

Members were briefed on notable schemes within the Local Transport and Safety Measures, Bridges and Street Lighting Draft Programme for Mid Ulster for the period 2017-2018. Members also received Autumn Update from Western Division.

Mr McMurray advised that all the proposed schemes generated by requests for improvements from the public, public representatives and schemes identified within TransportNI. All the proposed schemes have been accessed in accordance with current procedures and are considered to be high priority and represent good value for money. The assessment procedure takes into account the number of factors including cost, traffic volumes and collisions.

Mr McMurray continued to say that TransportNI that the capacity to deliver schemes within this programme is dictated by the availability of funding and based on current funding levels; it will only be possible to deliver a small number of these schemes over the 2017-2019 period. The Division will however continue to bid for additional funding and plan ahead by developing schemes in terms of design and land acquisition to ensure that the department are well placed to utilise additional funding should it become available.

Ms Bratton give an update on progress being made in relation to carriage improvements, sightline improvements, footways, cycling provision, traffic management, park and ride/share facilities, traffic calming, safer routes to schools, pedestrian measures, collision site remedial, bridges programme and street lighting programme.

The Chair, Councillor Cuthbertson referred to the proposed Park and Ride facility at Stangmore Roundabout and advised that he was opposed to the scheme in principle due to its location. He stated that the proposed facility would be located in front of housing which would cause additional difficulties and that the Council should not be in position to agree to this.

The Chair, Councillor Cuthbertson referred to Safe routes to School Scheme for Killyman and Laghey and advised that there was an assurance from TransportNI that these schemes would be completed within this financial year. He said that he was concerned that this now wasn't the case and rescheduled for 2017-2019 instead. He asked if this could be investigated.

The Chair, Councillor Cuthbertson enquired if there were any plans to install new LED street lighting across Mid Ulster. He advised that he would be concerned as there was a lot of negative press generated from the Upper Bann area.

Mr McMurray advised that LED street lighting would not be on the same scale for Mid Ulster as for Upper Bann. He said that LED lighting was very effective if designed properly for the purpose that it's intended.

Councillor Mulligan referred to the cycling provision on the A4 Augher and Clogher road and enquired if this would include the existing footway or a new way.

Mr Hackett advised that it was intended to upgrade the footway to a cycle way.

Councillor Glasgow referred to the 2017-2019 budget and enquired there was any indication that there could be a reduction for the likes of grasscutting, lighting and capital projects etc.

Mr McMurray advised that at this stage he had no idea what the budget constraints would be for next year, but would be of the opinion that it would be similar to this financial year but couldn't make any guarantees that further cuts wouldn't be made.

Councillor B McGuigan referred to the rural roads scheme and enquired if it would be worthwhile lobbying the Department to come on board.

Mr McMurray advised that there was an onus on the department to target roads with the larger volumes of traffic.

Councillor Glasgow stressed the importance of maintaining rural roads as they serve a vital link to the roads network and this should be filtered back to the Department.

Councillor McFlynn wanted to thank TransportNI for the completion of a very successful job done at the Loup. She referred to the Safer Routes to Schools scheme from Loup to Moneymore and enquired if a 30 mph flashing sign could be implemented on this stretch of road.

Councillor B McGuigan referred to a number of schemes which be good to take forward but would be concerned about available funding being lost if the schemes were not ready to proceed.

Ms Bratton said what's on the programme would be ready to proceed with the exception of lands, but that she would be confident that this would be progressed.

Councillor B McGuigan referred to the deferral of surface dressing on the Moneyneany Road and felt that this should be in the programme for resurfacing and not surface dressing.

Councillor B McGuigan referred to Cahore Road, Draperstown and advised that there was a 200m stretch of road which needed resurfacing.

Mr Cuddy stated that he would take on board Councillor B McGuigan's comments.

Councillor B McGuigan referred to Gaelscoil at Straw and raised concern about the loud noise of heavy construction lorries passing by and enquired if anything could be done.

Ms Bratton advised that the Department investigated the situation and it was felt that consideration be given to implementing speed cushions to try and limit the noise. She said that this would be monitored to see if there was any improvement.

Councillor Reid referred to Ballynakelly Road, the stretch of road from Coalisland to the Motorway where the footpath was very narrow and needed widened and asked if this could be further investigated.

Councillor Reid referred to Ardtrea Bridge on the Stewartstown, Coagh Road. He said that this stretch of road would need to be resurfaced as there was a very dangerous slump which has sunk in the corner. He said that vehicles are hitting it and veering out onto the middle of the road.

Councillor Burton referred to the extension of street lighting on the Station Road Clogher and asked if it would be possible to extend it further as a lot of people walk on this stretch of road and it can be dangerous.

Councillor Burton referred to the dangerous junction at Granville/Killyliss Road and asked that this road can be investigated as there was a number of accidents on it. She said that the PSNI have also lobbied to get it investigated.

Councillor Burton also asked that the issue of speed be investigated at Eglish and Caledon.

Ms Bratton advised that there was a programme for traffic calming for Eglish on the main road and to the side of the Church. It is proposed to take this to consultation stage.

Councillor Burton raised concern about no mention of a footway on the Fintona Road, Fivemiletown as a lot of mums and toddlers walk on this stretch of road which is very dangerous.

Councillor Burton referred to the Crossowen Road out of Clogher towards Augher and advised that close to No. 73 that there was poor lighting for old people. She raised concern about them walking onto the sight lines on the verge of the road and asked that the extension of white lines be investigated between Augher and Clogher.

Mr Hackett advised Councillor Burton that he would take on board issues raised.

Councillor Kearney referred to the structure and conditions of bridges within Mid Ulster and advised that there was in the proximity of 300 which needed attention due to overgrowth and vegetation.

Mr McMurray said that he would investigate the situation but that the overgrowth and vegetation would be within the same budget as grasscutting which was a minimal amount.

The Chair, Councillor Cuthbertson thanked Messrs Bratton, Cuddy, Hackett and McMurray for their report following which they withdrew from the meeting at 7.30 pm.

**E300/16 Receive and confirm minutes of the Environment Committee
meeting held on Tuesday 8 November 2016**

Councillor Glasgow referred to Item E285/16 Entertainment Licence applications and advised that he had been approached by a number of businesses and a Church raising concern about the total blanket ban on granting Entertainment Licences which would allow entertainment beyond 1.00 am Monday to Saturday and beyond midnight on Sunday.

Councillor Glasgow felt that each business should be dealt with on their own merit.

The Head of Building Control advised that the Building Control service were dealing with a large number of applications and the PSNI have maintained a blanket objection to entertainment beyond 1.00am.

Councillor Glasgow felt that objecting to an Entertainment Licence for a Church was absurd and that there must be something that can be done to override this.

The Director of Public Health and Infrastructure advised that the PSNI Inspector would be requested to attend the January meeting and that members would have the opportunity to raise issues directly.

Councillor Burton referred to Item E276/16 Review of Public Toilet Opening Hours and requested that consideration be given to installing toilet facilities at Knockmany Forest as it was a popular tourist attraction.

Councillor Burton also referred to Augher Toilets and advised that they are well outdated and that the tiles were of very poor quality and enquired if there was any available money in the budget for upgrades.

The Director of Environment and Property said that consideration was being given to improvements for public toilet schemes which would spread the costs over a number of years. He said that he would investigate issues raised by Councillor Burton.

Councillor McNamee said that he would concur with Councillor Glasgow's comments about Entertainment Licences as he also had received complaints about the blanket ban. He advised that he referred businesses involved to the Council.

Proposed by Councillor Mulligan
Seconded by Councillor B McGuigan

Resolved That the Minutes of the Meeting of the Environment Committee held on Tuesday 8 November 2016 (E273/16 – E288/16 and E295/16) were considered and, signed as accurate and correct.

Matters for Decision

E301/16 Provision of Road Signage

The Head of Technical Services presented previously circulated report to seek approval from Members for new Mid Ulster District Council template for any new or replacement road signs.

Councillor McNamee proposed Option 1, with lower case lettering and townland in red writing. He suggested that a cream background be explored as this could assist the visually impaired.

Councillor Buchanan proposed Option 2, with block lettering as it stood out more. He said in his opinion the legacy Cookstown model worked well.

The Chair, Councillor Cuthbertson said that he was under the impression that the lettering was going to be all black.

The Head of Technical Services advised that the legacy Councils all had different approaches and Members were being asked to agree a preferred option.

Councillor S McGuigan suggested that splitting the colours would aid the visually impaired and may be worthwhile investigating the option.

Councillor Kearney proposed option 2 as it was a good idea to have townland in red and possible cream background. He enquired if the costing would be expensive.

The Head of Technical Services advised that the cost of including coloured letters would be minimal.

Councillor McNamee suggested putting the matter on hold until January until costs are investigated on coloured lettering.

Councillor Reid suggest using dark colours with red lettering.

Councillor Glasgow agreed with Councillor Buchanan that it would be more beneficial to have capital lettering, with the townland remaining in red.

Councillor McNamee's proposal was put to the vote:

FOR:	6
AGAINST:	6

The Chair, Councillor Cuthbertson used his discretion and voted against Councillor McNamee's proposal.

Councillor Buchanan's proposal was put to the vote:

FOR:	6
AGAINST:	6

The Chair, Councillor Cuthbertson used his discretion to vote in favour of Councillor Buchanan's proposal.

Councillor Kearney's proposal to proceed with Option 2 with townland lettering in red.

FOR:	13
------	----

AGAINST: 0

Proposed by Councillor Kearney
Seconded by Councillor McNamee

Resolved: That it be recommended to the Council to agree the new Template for Road Signage as outlined in Option 2 with Capital letters for Road Name in black lettering and red lettering for townland. Investigate cream background to aid the visually impaired.

E302/16 Environmental Services Scale of Charges for 2017/18

The Head of Environmental Services presented previously circulated report to seek approval for a proposed scale of charges in relation to Environmental Services for the period 1st April 2017 to 31st March 2018.

The Head of Environmental Services advised that item 3.1 - Bin Size should read – *£2.80 for 120 Litre and note £2.90.*

Councillor B McGuigan suggested that the schools affected be visited by Officers to advise of the proposed charges. He said that schools needed Officers to explain to them the reasons for the charges ie, the implications of recycling. He also raised concern about school budgets and how consistency was important.

The Head of Environmental Services advised that the schools in Magherafelt would be billed individually.

The Director of Environment and Property advised that the managing of the school budget would be no different, as it's either the school or the Education Board which would be invoiced. It is the same difference only a different way of working for certain schools but would still have the same outcome.

Councillor McFlynn said that schools would need to be made aware of the proposed charges as some schools got a real shock when they received their letter last year. She also suggested that schools be made aware of other service providers if they wish to proceed down that route.

The Director of Environment and Property advised that a lot of schools proceeded to employ other service providers for the collection of their commercial waste and that this years financial income had been reduced due to people leaving the Council.

Councillors Reid and McNamee agreed that schools would need to be made aware of the charges well in advance.

Councillor Burton said that she had been contacted by some residents stating that their blue bin lids have been lost due to rough handling when being emptied and enquired if these could be replaced.

The Head of Environmental Services assured Councillor Burton that these would be replaced free of charge to the residents effected.

Proposed by Councillor Burton
Seconded by Councillor McNamee

Resolved: That it be recommended to the Council to agree the proposed scale of charges for Environmental Services for 2017/18 and that the commercial waste collection and disposal charges be applied to all educational establishments from 1st April 2017.

E303/16 Property Services Scale of Charges for 2017/18 - Cemeteries

The Head of Property Services presented previously circulated report to seek approval for proposed scale of charges in relation to Property Services for the period 1st April 2017 to 31st March 2018.

The Director of Environment and Property advised that these charges would be for all the year around. He said that some other Councils may charge for public holidays and Sundays etc. He said that we are nowhere near the full cost of recovery.

Councillor McFlynn advised that the increase was in the region of £20 last year.

The Head of Property Services said that although there was an increase last year Mid Ulster was still the one with the lowest costs.

Proposed by Councillor S McGuigan
Seconded by Councillor Buchanan

Resolved: That it be recommended to the Council to note the content of the report and agreed to the proposed scale of charges for Property Services for the period 1st April 2017 to 31st March 2018.

E304/16 Grounds Maintenance – Britain in Bloom

The Head of Property Services presented previously circulated report to seek members approval for a nomination to the RHS Britain in Bloom 2017 Competition.

Councillor Burton enquired if Castlecaulfield was signed up yet as it would be worth investigating getting them involved within the national competition. She also enquired about Caledon being considered for inclusion in the future.

In response to a member's query, the Head of Property Services advised that it was anticipated to erect the "Britain In Bloom" sign at Castlecaulfield before Christmas. He also advised that Caledon were included in other awards like best kept villages etc.

Proposed by Councillor McFlynn
Seconded by Councillor S McGuigan

Resolved: That it be recommended to the Council to agree to the recommendation to nominate Donaghmore for Britain in Bloom 2017.

E305/16 Department for Infrastructure/Transport NI Proposals to Mid Ulster District Council

The Director of Environment and Property presented previously circulated report to seek Members agreement in relation to proposals from the Department for Infrastructure/Transport NI for the provision of disabled persons' parking bays.

Councillor B McGuigan referred to the proposed implementation of disabled persons' parking bay at Glenelly Villas, Draperstown and advised that this was under investigation as there were issues regarding disabled access. He advised that it was previously proposed to have the disabled parking to the rear of the property as this would have been accessible for the occupant but that there was an objection raised. TransportNI proposed moving the parking bay to the front which was not feasible due to restricted access because of the steps.

The Director of Environment and Property advised that he would liaise with Transport NI to try and come to some sort of positive solution.

Proposed by Councillor B McGuigan
Seconded by Councillor McFlynn

Resolved: That it be recommended to the Council that the Environment Committee endorses the proposals in relation to disabled persons' parking bays at Castle View, Castlecaulfield as submitted by the Department for Infrastructure. In relation to Glenelly Villas, Draperstown the Director of Environment and Property to liaise with TransportNI to try and find a solution to the situation.

E306/16 Department for Infrastructure/Transport NI Abandonment Order

Members noted previously circulated report to inform Members in relation to Orders from Department for Infrastructure/Transport NI to an Abandonment Order under Article 68 (1) of the Roads (Northern Ireland) Order 1993.

E307/16 Department for Infrastructure/Transport NI Vesting Order

Members noted presented previously circulated report to inform Members in relation to a Vesting Order from Department for Infrastructure/Transport NI in pursuance of the provisions of the Local Government Act (Northern Ireland) 1972 and The Roads (Northern Ireland) Order 1993.

E308/16 Launch of Blind Cord Safety Video

Members noted presented previously circulated report to advise the Committee on the launch of the blind cord safety video which is to take place on Tuesday 6th December. It is hoped that this film will help raise awareness of the dangers of blind cords and the steps that can be taken to eliminate the risk of accidental death.

E309/16 Nutritional Labelling Requirement

Members noted presented previously circulated report to advise on the mandatory requirement for businesses to provide nutrition labelling on certain prepacked foods from the 13th December 2016.

E310/16 Building Control Report

Members noted presented previously circulated report to update on the workload analysis for Building Control across Mid Ulster District Council.

E311/16 Entertainment Licensing Applications

Members noted presented previously circulated report to update members on Entertainment Licensing Applications across Mid Ulster District Council.

E312/16 Christmas and New Year Refuse and Recycling Collection Working Arrangements

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

Confidential Business

Proposed by Councillor Glasgow
Seconded by Councillor B McGuigan

Resolved: That items E313/16 – E322/16 be taken as confidential business.

E323/16 Duration of Meeting

The meeting commenced at 7pm and concluded at 9.40 pm.

CHAIR _____

DATE _____

E

Minutes of Meeting of Planning Committee of Mid Ulster District Council held on Tuesday 6 December 2016 in Council Offices, Ballyronan Road, Magherafelt

Members Present

Councillor Clarke, Chair

Councillors Bateson, Bell, Cuthbertson, Gildernew, Glasgow, Kearney, Mallaghan (7.05 pm), McAleer, McEldowney, McKinney, McPeake, Mullen (7.30 pm), Reid, Robinson, J Shiels

Officers in Attendance

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

Others in Attendance

Applicant Speakers

LA09/2016/0918/F Ms Gourley
LA09/2016/0935/F Mr Cassidy

The meeting commenced at 7.03 pm

P185/16 Apologies

None.

P186/16 Declarations of Interest

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

Councillor Cuthbertson declared an interest in planning application LA09/2016/0173/CA, listed on paper H.

Councillor Robinson declared an interest in planning applications LA09/2016/1183/F and LA09/2016/1437/F, listed on paper B.

P187/16 Chair's Business

Councillor McPeake raised concern at the length of time TransportNI were taking to respond to consultations and provided several examples of applications from July/August of this year on which TransportNI have yet to respond. Councillor McPeake felt that these delays were unacceptable and that applicants were being punished.

Councillor Mallaghan entered the meeting at 7.05 pm.

The Planning Manager agreed with the Councillor's remarks and stated that these delays were also a concern for the planning department, he advised that the delays of TransportNI over the summer period were reflected in planning performance and that the Head of Development Management had already raised concern regarding a number of applications with TransportNI. The Planning Manager stated that if the committee were advising him of their concerns then he would also write to the Divisional Roads Manager in that regard.

Councillor McPeake stated he would welcome the Planning Manager writing to the Divisional Roads Manager to express the concern of the committee as he felt it was incumbent of the Council to highlight and seek address of the issue.

The Chair, Councillor Clarke requested that the delegated list be issued to Members on a weekly basis.

The Planning Manager agreed to have the delegated list issued to Members on a weekly basis.

P188/16 Confirm Minutes of the Planning Committee Meeting held on Tuesday 1 November 2016

Proposed by Councillor Bell
Seconded by Councillor Bateson and

Resolved That the minutes of the meeting of the Planning Committee held on Tuesday 1 November 2016, (P170/16 – P179/16 & P184/16), were considered and, subject to the foregoing, signed as accurate and correct.

Matters for Decision

P189/16 Planning Applications for Determination

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

H/2014/0019/F Sand and gravel extraction using dry screeners/loading shovel; access road including passing bays, wheel wash and welfare facilities; construction of a noise attenuation bund at lands to the rear of 5 Brackaghislea Road, Desertmartin for MEA

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

Proposed by Councillor Bateson
Seconded by Councillor McKinney and

Resolved That planning application H/2014/0019/F be approved subject to conditions as per the officer's report.

LA09/2015/0465/F Filling station, vehicle wash, shop, restaurant and ATM at site of former Customs Station, Monaghan Road, Aughnacloy and adjacent to Blackwater River for Mr Leo Daly

Application listed for approval subject to conditions as per the officer's report. Mr Marrion (SPO) also drew attention to addendum circulated which advised that an Environmental Assessment had been carried out for this application, pre committee, with a nil determination.

Proposed by Councillor Gildernew
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2015/0465/F be approved subject to conditions as per the officer's report.

LA09/2015/0878/F 1 replacement semi-detached and 1 additional detached dwelling at 15 Empire Avenue Dungannon, for Mr Malcolm Symington

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

Proposed by Councillor Reid
Seconded by Councillor Robinson and

Resolved That planning application LA09/2015/0878/F be approved subject to conditions as per the officer's report.

LA09/2016/0057/F Extension to small plant and hand tool store and associated offices in connection with existing auction sales business at Unit 2, 25m NW of 1 Loves Hill, Castledawson for Noel and Marie Lennon

Application listed for approval subject to conditions as per the officer's report. Attention was again drawn to the addendum circulated which advised the case officer's report be duly amended to add: -

'PPS4: Planning and Economic Development – Policies PED 3 and PED 9' under 'Planning Assessment of Policy and Other Material Considerations.'

Proposed by Councillor J Shiels
Seconded by Councillor Kearney and

Resolved That planning application LA09/2016/0057/F be approved subject to conditions as per the officer's report.

LA09/2016/0082/F 627sq m daycare building with ancillary offices, staff areas, central external play area and parking; ancillary office accommodation with associated car/lorry turning/turning at lands adjacent to and SE of 54 Brackaville Road, Coalisland for Mr Sean O’Hanlon

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

Proposed by Councillor Gildernew
Seconded by Councillor Bell and

Resolved That planning application LA09/2016/0082/F be approved subject to conditions as per the officer’s report.

LA09/2016/0132/F Retrospective change of use from industrial business/storage to display and sale of vehicles at lands at 8 Ballymoghane Road, Magherafelt for Henry Brothers (Magherafelt) Ltd

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

Proposed by Councillor McKinney
Seconded by Councillor Robinson and

Resolved That planning application LA09/2016/0132/F be approved subject to conditions as per the officer’s report.

LA09/2016/0457/O Two dwellings to replace one existing dwelling and outbuildings at 34 Empire Avenue, Dungannon for Mr Stephen Kelly

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

Proposed by Councillor Reid
Seconded by Councillor McAleer and

Resolved That planning application LA09/2016/0457/O be approved subject to conditions as per the officer’s report.

LA09/2016/0788/F Stables and midden at lands approx. 160m SE of 41 Knockanroe Road, Dungannon for Mrs Lisa Reid

Ms McCullagh (SPO) presented a report on planning application LA09/2016/0788/F advising that it is recommended for refusal.

The Chair, Councillor Clarke advised that a request to speak on this application had been received but had been withdrawn today.

In response to Councillor Reid’s question the Planning Manager advised that the application did raise a series of questions not only on the grounds of policy but also

that the applicant had submitted a planning application for stables but yet did not own any horses (horse passports were requested from applicant but could not be provided). The Planning Manager also felt that the proposal was of a large scale for stables and highlighted that the applicant and their agent had been given the opportunity to attend tonight's meeting but that they withdrew their request today.

Councillor Glasgow noted the agent had not attended tonight's meeting. He proposed the refusal of the application given the application did not own horses.

The Planning Manager stated that as the application could go to planning appeal it was important to note that the fundamental reason for refusal was due to policy.

Members agreed that the reason for refusal be based on Policy CTY1 only and that CTY13/14 and concerns in relation to integration would be difficult to sustain at any appeal.

Councillor Bateson seconded Councillor Glasgow's proposal.

Resolved That planning application LA09/2016/0788/F be refused on grounds solely related to Policy CTY1 of PPS21.

LA09/2016/0911/A Fence mounted sign at 62 Church Street, Magherafelt for Mr B Hughes

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 LA09/2016/0911/A be approved subject to conditions as per the officer's report.

LA09/2016/0918/F Single storey dwelling and garage 50m N of junction of Blackrock Road and Corvanaghan Road, Dunamore for Des Keenan

Councillor Mallaghan declared an interest in this application and proposed that it be heard in confidential business due to personal circumstances.

Councillor Gildernew seconded Councillor Mallaghan's proposal.

Resolved That planning application LA09/2016/0918/F be heard in confidential business.

LA09/2016/0935/F Dwelling approx. 180m N of 5 Doon Avenue, Aghamullan, Dungannon for Martin McCaliskey

The McCullagh presented a report on planning application LA09/2016/0935/F advising that it is 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 this application had been submitted under policy CTY8 which looks for a minimum of three buildings in a row. Mr Cassidy advised that Council had accepted that there are three buildings but that not all of these have a common frontage. Mr Cassidy advised that policy states that the three buildings do not have to share a common frontage and that recent appeals have also dictated that a house and garage can be considered as two buildings.

In relation to refusal reasons three and four – contamination and flooding – Mr Cassidy advised that consultees have not refused on these grounds and that necessary assessments can be provided.

The Planning Manager advised that the planning department can only find lawful record for two buildings at this location, he stated there was also a history of enforcement at the site and that the department were also considering enforcement action on another building. The Planning Manager advised that the department can only consider buildings which are lawful.

Councillor Mullen entered the meeting at 7.30 pm.

Councillor Reid proposed that the application be deferred.

Councillor Bell stated there needed to be clarity on whether this was a gap site.

The Planning Manager stated that three buildings were required for a gap site however there was only lawful record for two at this location.

Councillor Reid asked if a deferral would make any difference in this case.

The Planning Manager advised that the person making the application was familiar with planning and its requirements. The Planning Manager stated that the reason for policy was to protect rural character but he felt that in relation to this application, this was being thwarted.

Councillor Gildernew proposed that planning application LA09/2016/0935/F be refused.

Councillor McKinney seconded Councillor Gildernew's proposal.

Councillor Reid withdrew his proposal.

In response to Councillor Reid, Ms McCullagh highlighted to Members the location of buildings and what is under enforcement action on the site.

Resolved That planning application LA09/2016/0935/F be refused on grounds stated in the officer's report.

LA09/2016/0955/F 2 storey HQ building and associated landscaping and parking at site at the corner of Kilcronagh Business Park and Sandholes Road, Cookstown for CDE Global Ltd

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

Proposed by Councillor Glasgow
Seconded by Councillor McAleer and

Resolved That planning application LA09/2016/0955/F be approved subject to conditions as per the officer's report.

LA09/2016/0960/O Single dwelling and garage at lands 50m S of 24A Lisgallon Road, Dungannon for Milo Skeffington

Mr Marrion (SPO) presented a report on planning application LA09/2016/0960/O advising that it is recommended for refusal. Mr Marrion went on to highlight the addendum circulated and advised that one late objection had been received in relation to this application following publication of the committee schedule.

Councillor McAleer proposed that this application be deferred as the agent was currently unavailable.

Councillor Gildernew stated he would second Councillor McAleer's proposal as the agent for the application had contacted him today advising he was currently in England.

Mr Marrion advised that he had also been contacted by the agent for the application today and advised that no additional information was put forward for consideration.

Councillor Gildernew stated that the agent had advised him today that there may be a way around the reasons for refusal.

The Planning Manager advised Members that when they enter into discussions regarding applications they are taking on the role of representative and that this can sometimes be misconstrued and have repercussions. The Planning Manager advised that if there was something to investigate it would be a different matter but that was not the case for this application.

Proposed by Councillor Gildernew
Seconded by Councillor Cuthbertson and

Resolved That planning application LA09/2016/0960/O be refused on grounds stated in the officer's report.

LA09/2016/0993/F 2 dwellings and garages at lands immediately NW of 60 Crievelough Road, Dungannon for Mr John Carey

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

Proposed by Councillor Mallaghan
Seconded by Councillor Bell and

Resolved That planning application LA09/2016/0993/F be approved subject to conditions as per the officer's report.

LA09/2016/1183/F Single storey gable extension to provide disabled facility grant extension at 270 Newtownsaville Road, Augher for Mark and Wendy Robinson

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

Proposed by Councillor Reid
Seconded by Councillor Bell and

Resolved That planning application LA09/2016/1183/F be approved subject to conditions as per the officer's report.

LA09/2016/1437/F 33kv electricity sub-station with entrance via existing laneway at site 740m NE of 18 Shantavny Road, Shantavny Scotch, Ballygawley for Tyrone Wind Energy

The Chair, Councillor Clarke withdrew to the public gallery for this item, stating that he wanted to speak on the application.

Councillor J Shiels took the Chair.

Councillor McAleer declared an interest in this application and withdrew to the public gallery.

Councillor Cuthbertson advised that he had asked that this application be brought before committee in October however he stated he did not think this would happen for six months yet the application had been turned around in six weeks. Councillor Cuthbertson asked what statutory bodies had been consulted in relation to this application.

The Planning Manager asked if Councillor Cuthbertson was declaring an interest in this application.

Councillor Cuthbertson advised he had received a phonecall in relation to the application.

Councillor Cuthbertson declared an interest in the application and withdrew to the public gallery.

The Chair, Councillor J Shiels confirmed with Councillor Robinson his earlier declaration of interest in this application as he had also received a phonecall.

Mr Marrion (SPO) presented a report on planning application LA09/2016/1437/F advising that it is recommended for approval.

Councillor Clarke asked if this sub station had already been built.

Mr Marrion advised that in relation to this application, nothing had yet been built.

Councillor Clarke stated there appeared to be some discrepancy in relation to the location of this application and the location of a previous application.

The Planning Manager stated that there seemed to be inaccuracies in relation to the location of a previous application however the decision on this had already been made. The Planning Manager advised that the location address for this application was correct.

Councillor Clarke asked if this inaccuracy of location would invalidate the previous application.

The Planning Manager advised that the only thing that would invalidate the application was if it was revoked.

Councillor Bell stated the need for clarity and asked if this discrepancy was something that could be come back on.

The Planning Manager advised that the address for the application before Members tonight was correct.

Councillor Cuthbertson stated he had no objection to the application but wanted to ensure everything was clear. The Councillor advised that this application was validated on 10 October and that he had requested that it be brought before Committee, 6-7 weeks later the application now had a recommendation for decision. Councillor Cuthbertson advised that he had viewed the planning portal in relation to the previous application which was brought in April and decided upon in August, the Councillor stated the planning portal showed that no statutory bodies were consulted upon in relation to that application and it was not clear if statutory bodies had been consulted in relation to the application before Members tonight. Councillor Cuthbertson asked for clarification on who had been consulted.

The Planning Manager stated he found it difficult that the planning department were being criticised at the start of the meeting for not dealing with applications quickly enough and now the department was also being criticised for dealing with applications too quickly.

The Planning Manager advised that there were concerns in relation to the application and that statutory consultations had not taken place. The Planning Manager stated that in these circumstances the application should be removed from the schedule and be presented back to committee once these consultation responses are

received. The Planning Manager advised Members to direct persons with concerns in relation to a planning application to write to the planning department to express these.

Proposed by Councillor Gildernew
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2016/1437/F be removed from the schedule to allow statutory consultations to take place.

Councillor Cuthbertson asked why the consultations had not taken place.

The Planning Manager advised that the case officer had acted reasonably not to seek statutory consultations but on listening to the concerns raised tonight it was equally reasonable to now seek statutory consultations.

Councillors Clarke, Cuthbertson and McAleer rejoined the meeting with Councillor Clarke retaking the Chair.

LA09/2016/1474/F Public Art piece as part of Magherafelt Public Realm and town improvement scheme at 3 Spires Roundabout, Magherafelt for Mid Ulster District Council

Mr McCrystal (SPO) presented a report on planning application LA09/2016/1474/F advising that it is recommended for approval. Mr McCrystal also highlighted addendum which provided photograph of proposed art piece.

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

Councillor McKinney referred to health and safety and road safety issues associated with the application and proposed that this application be deferred until TransportNI submit their consultation response. Councillor McKinney also enquired as to the rights of a third party in relation to rights of way at the proposed location.

The Council Solicitor advised that rights of way would not be a planning consideration.

The Planning Manager advised that the application should be considered on the basis of its planning merits and that issues of ownership need to be dealt with separate to planning. The Planning Manager suggested that the planning application be approved subject to a favourable response being received from TransportNI.

Councillor McKinney asked how long someone has to object to an application.

Mr McCrystal (SPO) advised that this application was advertised in press on 3 November and neighbour notified on 2 November therefore the 3 week window for objections to be received had now passed.

Councillor Gildernew asked why Members had not been informed about this proposal beforehand.

Councillor J Shiels advised that the matter had been brought before the Development Committee and ratified by Council in previous months.

Councillor Glasgow seconded Councillor McKinney's proposal to defer the application until TransportNI submitted their written response.

Councillor Bell stated that Members had not been consulted on the design of the art piece.

Councillor J Shiels advised that the designs of the piece came from the community and the matter had been progressed through Development Committee 3-4 months ago.

The Planning Manager advised Members not to confuse their roles in respect of this application and to assess what was before them the same way they would for any other application.

Councillor Reid stated that if the art piece had received Council approval then there was little that could be done now. Councillor Reid proposed that the planning application be approved subject to favourable written response being received from TransportNI.

Councillor McPeake stated he would not be content to approve the application tonight as he did not recall sketches of the proposed piece coming before Members. The Councillor also questioned if the art piece had been equality proofed.

Councillor J Shiels stated he still had email which he received on 27 July which contained pictures of sketches of the art piece.

The Planning Manager stated that Members were getting into a debate which was not based on planning merit.

Councillor McPeake proposed that the final design of the art piece be brought through Good Relations Working Group.

The Planning Manager stated it was not the role of planning committee to be arbiters of taste and advised that on the basis of concerns raised that the application be deferred to until TransportNI submit their written response and attempt to resolve other issues of concern in the meantime.

Councillor Cuthbertson, as Chair of Environment Committee advised that this matter had been discussed at Environment Committee the previous evening and no issues had been raised.

The Council Solicitor stated that Members needed to base their decision on planning issues and not on non material considerations to the application before them.

Members appeared to have a number of options that were alluded to, namely grant the application subject to TransportNI response, defer the application until TransportNI response received or refuse the application but solely if based on planning considerations.

Councillor Bell stated he understood the point of the Council Solicitor but that Members had not been consulted fully in respect of the design of the application. On this basis he did not feel Members could make a decision tonight.

Councillor Glasgow asked how quickly a written response could be received from TransportNI.

Councillor Mallaghan proposed that the application be deferred for one month to allow TransportNI response to be received and to raise concerns relating to design of art piece at Council meeting next week.

Councillor Gildernew seconded Councillor Mallaghan's proposal.

Mr McCrystal (SPO) advised that TransportNI did give a verbal response stating that subject to TAS approval they would approve the application.

Councillor Cuthbertson advised that the public realm scheme in Magherafelt was complete bar some snagging. Councillor Cuthbertson seconded Councillor Reid's proposal to approve the application subject to favourable written response from TransportNI.

Councillor McPeake suggested that it may be helpful to contact council officers dealing with the art piece tonight to alleviate concerns.

Councillor J Shiels advised that he had just sent previously referred to email of 27 July to Members which contained pictures of the art piece.

Councillor Robinson stated he would be happy to approve the application based on planning merit.

Councillor Mallaghan advised that he had looked at the email sent by Councillor Shiels and stated that the pictures contained within the email and the picture attached to the addendum circulated were not the same.

The Planning Manager stated that Members were not being asked to approve the design of the structure but rather the frame of the structure as per the planning application drawings.

Councillor Bateson felt that as there was some confusion regarding this application and its design he suggested that Members take time out to discuss and consider it further and reconvene discussion after recess of meeting.

Agreed That planning application LA09/2016/1474/F be discussed further after meeting recess.

LA09/2016/1506/LBC Provision of timbered and painted sliding sash windows at rear of property at 9 Loy Street, Cookstown for Wellwood Adami Ltd

Ms McCullagh presented a report on planning application LA09/2016/1506/LBC advising that it is recommended for approval. Ms McCullagh advised that description of proposal should read: -

'Provision of timbered and painted sliding sash windows....'

Ms McCullagh also advised that NIEA were invited to come to tonight's meeting but had since declined.

Councillor Mallaghan asked why Ms McCullagh had put forward a request to speak on behalf of NIEA.

Ms McCullagh advised that as NIEA had indicated that they wanted to attend the meeting tonight she put forward a request in order to secure their place on speaking rights, however since the request was put forward NIEA changed their decision and advised that they would not be in attendance tonight.

Proposed by Councillor Glasgow
Seconded by Councillor Robinson and

Resolved That planning application LA09/2016/1506/LBC be approved subject to conditions as per the officer's report.

LA09/2015/0762/F Storage shed 80m NE of 16 Drumanee Road, Bellaghy with new access laneway opposite 59A Ballydermott Road, Bellaghy for Mr Brian Scullion

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

Proposed by Councillor Kearney
Seconded by Councillor Bateson and

Resolved That planning application LA09/2015/0762/F be approved subject to conditions as per the officer's report.

LA09/2016/0828/F Single storey extension for granny flat at 111 Back Lower Road, Killycolpy, Dungannon for Emmett Hurrell and Terri Ryan

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

Proposed by Councillor McAleer
Seconded by Councillor Kearney and

Resolved That planning application LA09/2016/0828/F be approved subject to conditions as per the officer's report.

LA09/2016/1114/F Refurbishment of existing listed building to include demolition of existing 2 storey rear return and construction of a new 2 storey extension to rear and 1 new single storey extension to rear at Strathmullan House, 56 Killymeal Road, Dungannon for Stephen and Kiera Boyle

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

Proposed by Councillor Glasgow
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2016/1114/F be approved subject to conditions as per the officer's report.

LA09/2016/1115/LBC Refurbishment of existing listed building to include demolition of existing 2 storey rear return and construction of new 2 storey extension to rear and 1 new single storey extension to rear at Strathmullan House, 56 Killymeal Road, Dungannon for Stephen and Kiera Boyle

Mr Marrion (SPO) presented a report on planning application LA09/2016/1115/LBC advising that it is recommended for approval. Mr Marrion highlighted addendum circulated which advised that a revised windows schedule had been received which shows like for like replacement in PVC, Mr Marrion advised if Members were minded to approve the application that a further condition was needed which requires that the windows to be provided should be in accordance with the schedule received on 1 December 2016.

Proposed by Councillor Reid
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2016/1115/LBC be approved subject to conditions as per the officer's report and additional condition which requires that windows to be provided should be in accordance with the schedule received on 1 December 2016.

CONFIDENTIAL BUSINESS

Proposed by Councillor Gildernew
Seconded by Councillor Robinson and

Resolved That planning application LA09/2016/0918/F be heard as confidential business.

Open Business resumed at 9.30 pm.

The meeting recessed at 9.30 pm and recommenced at 9.50 pm.

Councillor Gildernew did not rejoin the meeting.

LA09/2016/1474/F Public Art piece as part of Magherafelt Public Realm and town improvement scheme at 3 Spires Roundabout, Magherafelt for Mid Ulster District Council (continuation of discussion)

Councillor McPeake advised that there was now a better degree of clarity regarding the design of the proposal and proposed that the application be approved subject to favourable written response being received from TransportNI.

Councillor Reid stated this was the proposal he had made earlier.

Councillor McPeake stated that he would second Councillor Reid's proposal.

Resolved That planning application LA09/2016/1474/F be approved subject to favourable written response being received from TransportNI.

P190/16 Report on Wind Turbine at Broughderg

The Chair, Councillor Clarke withdrew to the public gallery for this item.

Councillor J Shiels took the Chair.

The Head of Development Management presented previously circulated report regarding planning application I/2011/0460/F - Single Wind Turbine at Broughderg.

Councillor Mallaghan advised that it was on record that he had previously met with the Head of Development Management in relation to this application, however he was not declaring an interest in this application.

Councillor Mallaghan stated that he had been advised that the case officer at the time of the application expressed clearly that that energy created from the turbine was for use of Broughderg Community Centre. Councillor Mallaghan asked if a statement could now be requested from the then case officer confirming this was the case.

The Council Solicitor advised that decisions had been based on what was on file and contained within the case officer's report. In light of that and arising out of the report taken by the Head of Development Management, she did not feel the request made by Councillor Mallaghan would take Council any further forward. The Council Solicitor also explained the risks to Council in revoking the permission granted.

Councillor Mallaghan advised that Council would have been aware of concerns in relation to this application prior to the application for non material change being received however this was not advertised. The Councillor asked if this was a correct way to handle this application.

The Planning Manager explained that a non material change is not a planning application and highlighted that in this case the wind turbine got smaller.

Councillor Robinson asked if the turbine had moved location.

The Head of Development Management advised that the turbine was in the same location and of a reduced size.

Councillor Robinson asked if who benefits from the turbine should come into consideration.

The Planning Manager advised that there would be greater issues if determining weight had been given to who was benefitting from the turbine but that had not been the case for this application.

Councillor Cuthbertson proposed the recommendation that no further action be taken with regard to approval of planning permission I/2011/0460/F.

Councillor McKinney seconded Councillor Cuthbertson's proposal.

Resolved That no further action be taken with regard to approval of planning permission I/2011/0460/F.

*Councillor Clarke rejoined the meeting and retook the Chair.
Councillor McAleer left the meeting at 10.10 pm.*

Matters for Information

P191/16 Report of Delegated Decisions Issued in October 2016

Members noted the content of the report of delegated decisions issued in October 2016.

CONFIDENTIAL BUSINESS

Proposed by Councillor J Shiels
Seconded by Councillor Robinson and

Resolved That items P192/16 to P194/16 be taken as confidential business.

P195/16 Season's Greetings

The Chair, Councillor Clarke wished everyone a Happy Christmas.

P196/16 Duration of Meeting

The meeting was called for 7.00pm and ended at 10.24 pm.

Chair _____

Date _____

F

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Wednesday 7 December 2016 in the Council Offices, Burn Road, Cookstown

Members Present

Councillor Molloy, Chair

Burton, Clarke, Cuddy (7.01 pm), Doris (7.10 pm), Forde (7.02 pm), McAleer, McEldowney, McNamee, C O'Neill, T Quinn (7.09 pm), J Shiels and Wilson

Officers in Attendance

Ms Campbell, Director of Culture and Leisure
Mr McCreesh, Director of Business and Communities
Mr Browne, Head of Tourism
Mr Glavin, Head of Leisure
Mr Hill, Head of Parks
Ms Linney, Head of Community Development
Mr McCance, Head of Culture and Arts
Ms Grogan, Committee Services Officer

The meeting commenced at 7.00 pm.

D262/16 Apologies

Councillors Elattar and C O'Neill.

D263/16 Declaration of Interests

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

The Chair drew members' attention to papers C and F.

D264/16 Chair's Business

Councillor J Shiels advised that Councillor Burton would be replacing him on the Tourism Development Group.

D265/16 Confirmation of Development Minutes held on Thursday 10 November 2016

Proposed by Councillor J Shiels
Seconded by Councillor Clarke and

Resolved: That the minutes of the meeting of the Development Committee held on Thursday 10 November 2016 (D237/16 to D254/16 and D261/16), were considered and signed as correct and accurate.

Matters for Decision

D266/16 Economic Development Report

The Director of Business and Communities drew attention to the previously circulated report to provide Members with an update on key activities as detailed below:

- **Study on derelict and vacant properties in Dungannon**
- **Avonline Broadband – Superfast Pilot Scheme**

The Director of Business and Communities advised members Avonline Broadband had offered to run s Superfast Broadband Pilot Scheme within a suitable location in Mid Ulster.

The Director of Business and Communities advised that officers have proposed Dunamore and after consideration it was agreed that Dunamore be selected as the pilot site, targeting 3 businesses and perhaps looking to include Davagh Forest. He said that if the scheme was successful it is hoped that it could be rolled out across other parts of Mid Ulster.

Councillor Clarke advised that if it was successful it would be a great asset to rural areas as there was a lot of inference in some parts. He enquired what costs would be involved to the Council.

The Director of Business and Communities said that the pilot would be of no specific cost to the Council. Any cost between the provider and the businesses would be clarified for a future meeting.

Councillor Burton enquired how the decision was made to select Dunamore to take part in the pilot as there were other areas within Mid Ulster with equally poor broadband facilities.

The Director of Business and Communities advised that Dunamore was selected on the basis that it is extremely isolated with significantly poor broadband provision and in the possibility that any pilot scheme may also be able to address our requirements at Davagh Forest.

The Director of Business and Communities concurred with Councillor Burton that if the pilot was successful that other areas which were equally as bad would get a similar opportunity.

- **Shop Improvement Scheme**
- **Maghera Town Centre Wi-Fi**

Proposed by Councillor Clarke
Seconded by Councillor McNamee and

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

1) Study on derelict and vacant properties in Dungannon

Member to note progress

2) Avonline Broadband – Superfast Pilot Scheme

The Council participating in the Avonline Superfast Broadband Pilot Scheme based within the Dunamore area.

3) Shop Improvement Scheme

Members to note progress

4) Maghera Town Centre Wi-Fi

Members to note progress

Councillor J Shiels enquired what areas would be covered within Maghera.

The Director of Business and Communities advised that it would cover the immediacy of the town centre and if it was being extended he would contact Councillor J Shiels with an update.

Councillor T Quinn entered the meeting at 7.09 pm.

Councillor Doris entered the meeting at 7.10 pm.

D267/16 Community Development Report

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

- **Seek approval for community grant award recommendations**
- **Update on progress of the development of Peace IV local plan and agree the Peace IV Regional Shared Space concept**
- **Update on Community Development**
- **Update on the progress of Community Planning Mid Ulster**

That it be recommended to the Council

1) Good Relations and Community Festivals grant award recommendations.

Proposed by Councillor McNamee

Seconded by Councillor McAleer and

Resolved: That it be recommended to the Council that approval be granted to approve the Good Relations and Community Festivals Grant Award recommendation.

2) Note the Peace IV progress update and approve the Peace IV Regional Shared Space concept for submission to SEUPB and design support cost of £5000.

Proposed by Councillor McNamee
Seconded by Councillor Burton and

Resolved: That it be recommended to the Council that approval be granted for the Peace IV Regional Shared Space concept for submission to SEUPB and design support cost of £5000.

3) Note the Community Planning progress update

Proposed by Councillor McNamee
Seconded by Councillor McAleer and

Resolved: That it be recommended to the Council that members note the Community Planning progress update.

D268/16 Tender for Tourism Digital Strategy & Solutions

The Head of Tourism drew attention to the previously circulated report to appoint i3 Digital, Belfast to provide services in preparation and producing a Digital Strategy for the Mid Ulster Council Tourism Industry and providing digital solutions.

Proposed by Councillor Wilson
Seconded by Councillor McAleer and

Resolved: That it be recommended to the Council that approval be granted for the appointment of i3 Digital Belfast to prepare and produce a Digital Strategy for the Mid Ulster Council Tourism Industry and provide digital solutions.

- i) At a total cost of up to £69,000 excluding VAT, with Phase 1 and part of Phase 2 being delivered before the end of March 2017 and the remainder Phase 2 being delivered April 2017 – March 2018.
- ii) Payment for the project be phased over two financial years with up to £25,000 of the work being delivered this financial year and the remainder of the work being delivered next financial year.

D269/16 Holiday World Shows Belfast and Dublin 2017

The Head of Tourism drew attention to the previously circulated report to bring to the attention of Members the following events:

- 1) Celtic Connections, Glasgow – 18 January 2017**
- 2) Holiday World Show, Belfast – 20–22 January 2017**
- 3) Holiday World Show, Dublin – 27-29 January 2017**

Councillor Burton enquired if the Flavour of Tyrone staff would be invited to attend the Holiday World shows this year.

The Head of Tourism advised that staff involved would be issued with an invite similar to previous years.

Councillor Burton enquired about the current situation regarding Flavour of Tyrone as she wasn't aware of any meetings taking place lately and asked if this was now replaced by the new Mid Ulster Tourism Development Group.

The Director of Business and Communities advised that Council had agreed to the formation of a new Mid Ulster Tourism Forum. This forum would establish working groups, one of which will include food and hospitality encompassing the previous activity undertaken by Flavour of Tyrone, but on a Mid Ulster wide basis. If required officers are happy to engage further with any Members who sat on the Flavour of Tyrone Group.

Proposed by Councillor Burton
Seconded by Councillor McNamee

Resolved: That it be recommended to the Council that approval be granted for Tourism staff to continue to attend the largest tourism platforms and target their largest growing markets as advised by Tourism Ireland and Tourism NI.

D270/16 Process for the Provision of Artists and Arts and Craft Facilitators as part of Culture & Arts Workshops and Class Delivery

The Head of Culture and Arts drew attention to the previously circulated report to seek approval for use of the proposed list of artists and arts and craft facilitators that have been identified, to form a select list of artists/facilitators to be used for delivery of workshops and classes within Culture and Arts Service provision, delivered by Council across the Mid Ulster region.

Proposed by Councillor Wilson
Seconded by Councillor McNamee

Resolved: That it be recommended to the Council that approval be granted for the list of artists and facilitators identified (see appendix 1 for full list) which will form a select list of approved artists/facilitators that will be utilised by Mid Ulster District Council.

Matters for Information

D271/16 Update on Application made to Heritage Lottery Fund

Members noted the contents of the previously circulated report to update and inform Council on the application made to the Heritage Lottery Fund for the Sperrins.

D272/16 World Travel Market, Excel Arena, London

Members noted the contents of the previously circulated report to update Members on recent staff visit to World Travel Market, London.

D273/16 Northern Ireland Rural Development Programme 2014-2020

Members noted the contents of the previously circulated report to update Members on progress with the interim rural development strategy for Mid Ulster.

D274/16 Report on Minister's Announcement Reference Regeneration Powers

Members noted the contents of the previously circulated report to provide Members with an update on the decision taken by Minister for Communities on Tuesday 22 November 2016 not to progress the Regeneration Bill. The existing powers to regenerate towns and cities across Northern Ireland are to remain within the Department for Communities for the remaining life of this current Executive.

D275/16 Leisure Services Progress Report

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

D276/16 Small Grants for Greenways

Members noted the contents of the previously circulated report to inform Members of progress to stage two the Small Grants Scheme for initial funding for Council's and other bodies to develop their own schemes as part of the greenway network for the entire region.

Resolved: That it be recommended to the Council that approval be granted to engage suitably qualified consultancy and submit stage two feasibility studies for both Ulster Canal and Clogher Valley Green Way projects.

D277/16 Parks Service Progress Report

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

D278/16 Culture and Arts Progress Report

Members noted the contents of the previously circulated report to update Members on the progress being made in Culture and Arts Services and highlight events that

have occurred during the months of October and November. Also to identify events and activities within Culture & Arts Services that will be occurring in the future.

D279/16 Irish Language Implementation Working Group Minutes of Meeting of 13th September 2016

Members noted the contents of the previously circulated report to receive and consider for approval the minutes of the Irish Language Implementation Working Group held on 13th September 2016.

Confidential Business

Proposed by Councillor J Shiels
Seconded by Councillor McAleer and

Resolved: That items (D280/16 to D282/16) be taken as confidential business.

D283/16 Seasons Greetings

The Chair, Councillor Molloy wished all members a very Happy Christmas.

D284/16 Duration of Meeting

The meeting commenced at 7 pm and concluded at 7.35 pm.

CHAIR _____

DATE _____

G

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 8 December 2016 in the Council Offices, Burn Road, Cookstown

Members Present

Councillor Gildernew, Chair

Councillors Ashton, Bateson, Buchanan, Cuddy, Elattar, Forde (7.04 pm), McKinney, McLean, McPeake, Molloy, M Quinn, T Quinn, Totten

Officers in Attendance

Mr A Tohill, Chief Executive
Mrs Canavan, Director of Organisational Development
Mr Cassells, Director of Environment and Property
Mrs McNally, Council Solicitor
Ms Mezza, Head of Marketing and Communications
Mr Moffett, Head of Democratic Services
Mr JJ Tohill, Director of Finance
Miss Thompson, Committee Services Officer

The meeting commenced at 7.03 pm.

PR219/16 Apologies

Councillor S McGuigan.

PR220/16 Declaration of Interest

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

PR221/16 Chair's Business

None.

PR222/16 Receive and confirm minutes of the Policy and Resources Committee meeting held on Thursday 3 November 2016

Proposed by Councillor Molloy
Seconded by Councillor McKinney and

Resolved That the minutes of the meeting of the Policy & Resources Committee held on Thursday 3 November 2016 (PR194/16 – PR206/16 and PR218/16) were considered and signed as accurate and correct.

Councillor Forde entered the meeting at 7.04 pm.

Matters for Decision

PR223/16 Brand Implementation: Vehicle Livery

The Head of Marketing and Communications presented previously circulated report which considered proposed designs for the application of Council branding to Council vehicles.

In response to Councillor Cuddy's query the Head of Marketing and Communications advised that refuse vehicles would have panels fixed to the sides which allowed them to be used for advertising, principally in relation to messages around waste and recycling.

Proposed by Councillor Molloy

Seconded by Councillor Cuddy and

Resolved That it be recommended to Council to agree the designs for vehicle branding as illustrated in report.

Councillor McLean stated he was against branding of vehicles. Councillors Buchanan and Forde concurred with Councillor McLean's comments.

Councillor Cuddy advised that although he had seconded the proposal to implement vehicle branding he would like to see such branding including Ulster Scots.

PR224/16 Licence for defibrillator unit at Ulster Bank, Dungannon

The Council Solicitor presented previously circulated report which sought approval to enter into a Licence with Ulster Bank in order to install a defibrillator unit on the outside wall of their property at 39 Market Square, Dungannon.

Councillor Ashton asked if PCSP were a separate entity to Council and queried why Council were funding this defibrillator. Councillor Ashton asked if this would set a precedent as a number of local shops and community centres had paid for their own defibrillator.

The Chief Executive advised that PCSP was a separate corporate body but was still affiliated to the Council.

Councillor McLean asked if the same process was conducted in the other towns which in which PCSP had previously installed defibrillators (Cookstown and Magherafelt).

The Council Solicitor advised that there was no requirement from the other properties which had a PCSP funded defibrillator to enter into a formal agreement.

Councillor McPeake felt that defibrillators were a valuable asset in town centres.

The Council Solicitor advised she was happy to go back and check everything was in order however this may delay the installation of the defibrillator as Ulster Bank were keen that the agreement be in place before installation works commence.

Councillor McLean stated he was happy to go ahead with the defibrillator if officers were satisfied that everything was in order.

Councillor Cuddy felt that the footpath outside Ulster Bank in Dungannon was quite narrow and that the defibrillator may be better situated outside the Library in Market Square.

Proposed by Councillor McPeake
Seconded by Councillor Ashton and

Resolved That it be recommended to Council to approve the content of the Licence contained within the report and resolve that the Licence be executed subject to assurance from Council Solicitor that all matters are in order.

PR225/16 Response to consultation on Delivery of Electoral Services

The Head of Democratic Services presented previously circulated report which provided a draft response to the Northern Ireland Office and Electoral Office for Northern Ireland consultation on the Future Delivery of Electoral Services.

The Chair, Councillor Gildernew asked Members if they wanted to discuss this item further and bring back to Council next week.

Councillor McLean felt that the answers provided to the consultation were fairly generic and that each party may have its own slant.

Councillor Cuddy asked if parties could forward their comments to the Head of Democratic Services.

The Chief Executive advised that if parties had any additional comments they wanted to make then these should be raised at next week's Council meeting.

Proposed by Councillor McLean
Seconded by Councillor Cuddy and

Resolved That it be recommended to Council to approve the draft response to the consultation on the Future Delivery of Electoral Services in Northern Ireland as contained within report with any further comments to be raised at Council meeting on December 15th.

PR226/16 Response on changes to Government Consultations – NILGA

The Head of Democratic Services presented previously circulated report which provided a draft response to the Northern Ireland Local Government Association (NILGA) on changes to the government consultation system forming part of the Fresh Start Agreement.

Proposed by Councillor Cuddy
Seconded by Councillor M Quinn and

Resolved That it be recommended to Council to approve the draft response to NILGA on changes to government consultations as contained within report.

PR227/16 Review and Update of Receptions Policy

The Head of Democratic Services presented previously circulated report which provided update to Council's Reception Policy.

Councillor McPeake referred to comment within item 5.7.1 of the Receptions Policy and asked that this be amended to –

'Receptions and Civic Awards should take place within Council premises. Alternative venues, should they be deemed more appropriate, should be considered and agreed by Council.'

Councillor Bateson asked Councillor McPeake if his comment meant that comment in relation to events being held at recipient organisations would be removed.

Councillor McPeake felt that the amended commentary would mean hotels within the District would be given a fair chance to hold these events on a rotational basis.

Proposed by Councillor Bateson
Seconded by Councillor Molloy and

Resolved That it be recommended to Council to adopt the amended Policy on Receptions as contained within report with comment within item 5.7.1 being amended to -
'Receptions and Civic Awards should take place within Council premises. Alternative venues, should they be deemed more appropriate, should be considered and agreed by Council.'

Matters for Information

PR228/16 Notification of Equality Scheme Approval

The Head of Democratic Services presented previously circulated report which advised of Equality Commission approval of Council's Equality Scheme.

Members noted the content of the report.

PR229/16 NI Assembly "Call for Evidence: Non-Domestic Rating System in Northern Ireland"

The Director of Finance presented previously circulated report which advised of Council's submission to the Northern Ireland Assembly's "Call for Evidence: Non-Domestic Rating System in Northern Ireland.

In response to Councillor Cuddy's question in relation to Rates Support Grant (RSG) the Director of Finance advised that no ministerial information had been received in

relation to this. The Director advised that Council were also still awaiting the outcome of the judicial review in relation to RSG.

Councillor McPeake declared an interest in this item as office bearer of NILGA. The Councillor advised that Rate Support Grant would be an item for discussion at tomorrow's NILGA meeting and that he would deliver the message that Mid Ulster District Council were still in need of this allocation.

The Chief Executive suggested discussion regarding Rates Support Grant be put on the agenda of future meeting of the Partnership Panel and that NILGA could perhaps assist with this.

Confidential Business

Proposed by Councillor Molloy
Seconded by Councillor T Quinn and

Resolved That items PR230/16 to PR241/16 be taken as confidential business.

PR242/16 Duration of Meeting

The meeting was called for 7 pm and ended at 9.12 pm.

CHAIR _____

DATE _____

H

Subject	Conferences & Seminars – December 2016
Reporting Officer	P Moffett, Head of Democratic Services
Contact Officer	E Forde, Member Support Officer

1	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	Background
2.1	The following seminar/ conference sessions are presented for consideration of representation from Mid Ulster Council.
2.1	Approval for Consideration of Attendance by Members
2.1.1	Policy Forum for NI: Planning Reform in Northern Ireland: progress, economic development and forward strategy <ul style="list-style-type: none"> Thursday 23 March 2017, Belfast
2.2	<u>Officer Approvals</u>
2.2.1	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.

3	Key Issues
3.1	N/A

4	Resources
4.1	<u>Financial</u>
4.1.1	Policy Forum for NI: Planning Reform in Northern Ireland: progress, economic development and forward strategy <ul style="list-style-type: none"> Conference Fee £210 plus vat, travel and subsistence.

5	Other Considerations
5.1	Costs associated will be set against 2016-17 member Conference and Seminar allocations.

6	Recommendations
6.1	Approval for attendance at the conferences/ seminars by members and council officers as required.

7	List of Documents Attached
7.1	Appendix A Conferences & Seminar Details Appendix B Officer Approvals

Policy Forum for Northern Ireland Keynote Seminar: Planning reform in Northern Ireland: progress, economic development and forward strategy

Timing: Morning, Thursday, 23rd March 2017

Venue: Belfast



Draft agenda subject to change

8.30 - 9.00 Registration and coffee

9.00 - 9.05 **Chair's opening remarks**

William Humphrey MLA, Chair, Committee for Infrastructure, Northern Ireland Assembly

9.05 - 9.15 **Planning in Northern Ireland: the current state of play**

Senior commentator

9.15 - 10.10 **Reviewing the transfer of planning powers to local authorities: lessons and best practice**

To what extent has the transfer of planning powers to local authorities been a success in creating a more local, accountable and effective planning system? How has each local authority managed the challenges they have faced since the transfer of powers, including in relation to meeting statutory enforcement case and planning applications targets, approval rates, and challenges with major developments such as in renewable energy? What measures - including collaboration, implementing best practice from other areas, and providing further training - can local authorities and the Department for Infrastructure take to improve these outcomes and improve delivery of service? What implications have these challenges raised for those submitting applications? What improvements could be made to the way that local authorities are engaging with communities and other stakeholders, and in ensuring that those voices are considered fully when assessing planning applications and implementing wider planning policies? What further action can be taken by planning departments within local authorities to increase public engagement in the planning process?

Diana Fitzsimons, Royal Institute of Chartered Surveyors

Maura Fox, Head of Planning, Derry City and Strabane District Council

Senior analyst

Senior representative, communities

Questions and comments from the floor with senior commentator

10.10 - 10.35 **A new role for the Department for Infrastructure: ensuring oversight and providing strategic direction in regional planning**

Angus Kerr, Director, Planning Policy Division, Department for Infrastructure, Northern Ireland Executive

Questions and comments from the floor

10.35 - 10.40 **Chair's closing remarks**

William Humphrey MLA, Chair, Committee for Infrastructure, Northern Ireland Assembly

10.40 - 11.10 Coffee

11.10 - 11.15 **Chair's opening remarks**

Jenny Palmer MLA, Member, Committee for Infrastructure, Northern Ireland Assembly

11.15 - 11.35 **The role of the Planning Appeals Commission: ensuring a fair appeals process**

Trevor Rue, Deputy Chief Commissioner, Planning Appeals Commission

Questions and comments from the floor

11.35 - 12.05 **Comparative case studies: planning in other jurisdictions**

James Miller, Senior Planning Services Manager, North Ayrshire Council

Questions and comments from the floor

12.05 - 12.55 **Economic development and regeneration: the role and impact of local planning powers**

What is the progress in local authorities engaging with communities to ensure that public and grassroots input is accounted for in Local Development Plans? To what extent has the transfer of planning powers to local authorities created a uniform and consistent planning process for applicants across councils? How can councils secure a balance between scrutiny of applications and the speed in doing so to ensure the plans of businesses and other applicants are not unduly delayed? Will proposed reforms to permitted development and the renewables sector help promote investment and growth in those respective areas, and facilitate wider economic growth? How can economic diversity be encouraged within local retail strategies and town centre regeneration? Can further assistance be given to small and medium enterprises to help navigate the planning process? How far will 'Brexit' have an effect on cross-border collaboration and economic development, especially in border regions?

Glyn Roberts, Chief Executive, Northern Ireland Independent Retail Trade Association

Alison McCullagh, Director of Regeneration and Planning, Fermanagh and Omagh District Council

Senior commentator

Senior representative, regeneration

Questions and comments from the floor

12.55 - 13.00 **Chair's and Policy Forum for Northern Ireland closing remarks**

Jenny Palmer MLA, Member, Committee for Infrastructure, Northern Ireland Assembly

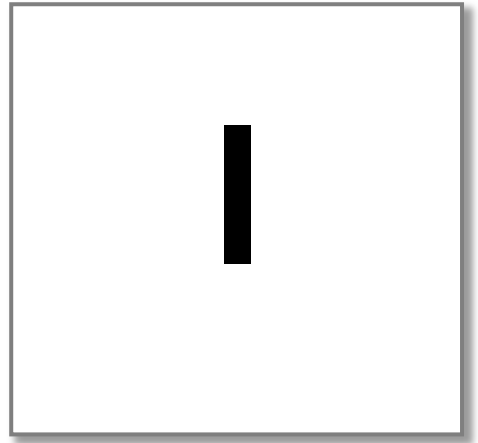
Sean Cudmore, Deputy Editor, Policy Forum for Northern Ireland

Appendix B Approval Sought

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fee (Yes/ No)
Planning for Places	23 rd Nov	2	Belfast	Yes
Annual Local Authority VAT Conference	1 st March 17	1	London	Yes

Retrospective Approval Sought

Conference & Seminar	Date	No. of Attendees	Location	Attendance Fee (Yes/ No)
Building Community Flood Resilience	6 th December 16	1	Belfast	No
Environmental Crime Seminar	18 th November 16	3	Belfast	No



Subject	Consultations notified to Mid Ulster District Council
Reporting Officer	Philip Moffett, Head of Democratic Services

1	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	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	Key Issues															
3.1	<p>The following outlines the open consultations of which Council has been notified:</p> <table><tr><th>Organisation</th><th>Issue</th><th>Closing Date</th></tr><tr><td>Department of Agriculture, Environment & Rural Affairs</td><td>Consultation on changes to packaging recycling business targets for paper, steel, aluminium, wood and overall recovery and recycling for 2018-2020.</td><td>06 Jan 2017</td></tr><tr><td>Northern Ireland Statistics and Research Agency (NISRA)</td><td>Consultation on proposed indicators to be included in the updated Northern Ireland Multiple Deprivation Measure (NIMDM 2017).</td><td>15 Jan 2017</td></tr><tr><td>Department of Health</td><td>Consultation on proposals to introduce new criteria for Reconfiguring Health and Social Care Services.</td><td>20 Jan 2017</td></tr><tr><td>Department for Communities</td><td>Consultation on the draft development plan for the former military training base at St Patrick's Barracks in Ballymena.</td><td>04 Mar 2017</td></tr></table> <p>Documentation on the aforementioned consultations may be provided on request</p>	Organisation	Issue	Closing Date	Department of Agriculture, Environment & Rural Affairs	Consultation on changes to packaging recycling business targets for paper, steel, aluminium, wood and overall recovery and recycling for 2018-2020.	06 Jan 2017	Northern Ireland Statistics and Research Agency (NISRA)	Consultation on proposed indicators to be included in the updated Northern Ireland Multiple Deprivation Measure (NIMDM 2017).	15 Jan 2017	Department of Health	Consultation on proposals to introduce new criteria for Reconfiguring Health and Social Care Services.	20 Jan 2017	Department for Communities	Consultation on the draft development plan for the former military training base at St Patrick's Barracks in Ballymena.	04 Mar 2017
Organisation	Issue	Closing Date														
Department of Agriculture, Environment & Rural Affairs	Consultation on changes to packaging recycling business targets for paper, steel, aluminium, wood and overall recovery and recycling for 2018-2020.	06 Jan 2017														
Northern Ireland Statistics and Research Agency (NISRA)	Consultation on proposed indicators to be included in the updated Northern Ireland Multiple Deprivation Measure (NIMDM 2017).	15 Jan 2017														
Department of Health	Consultation on proposals to introduce new criteria for Reconfiguring Health and Social Care Services.	20 Jan 2017														
Department for Communities	Consultation on the draft development plan for the former military training base at St Patrick's Barracks in Ballymena.	04 Mar 2017														

4	Resources
4.1	<u>Financial</u> - N/A
4.2	<u>Human</u> - N/A
4.3	<u>Basis for Professional/ Consultancy Support</u> - N/A
4.4	<u>Other</u> - N/A

5	Other Considerations
5.1	Not applicable

6	Recommendations
6.1	Members review and note the open consultations.

7	List of documents attached
7.1	Not applicable.

J

Subject	Correspondence to Council – December
Reporting Officer	P Moffett, Head of Democratic Services

1	Purpose of Report
1.1	Provide an update on correspondence received for attention of Council.

2	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	Key Issues
3.1	Correspondence from Minister for Infrastructure
3.1.1	The council carried a motion at its October meeting on the release of the report on the flooding at Linen Green, Moygashel.
3.1.2	The Minister for Infrastructure, Mr Chris Hazzard MLA has corresponded with the Council a copy of which is attached as appendix A.
3.2	Correspondence from Chief Commissioner of Equality Commission
3.2.1	The Chief Commissioner of the Equality Commission, Dr Michael Wardlow has corresponded with the Council to confirm that the Commission approved the Mid Ulster District Council Equality Scheme on 23 November.
3.2.2	The correspondence is attached as appendix B.
3.3	Correspondence from BT on removal of Payphone
3.3.1	BT has corresponded with the Council to give notification of its intention to remove from service a payphone. The correspondence is attached as appendix C and although it does refer to Hervey Hill Road, Kilrea the actual/ correct location is Boveedy Road, Kilrea (outside a former Post Office).
3.3.2	BT is undertaking a 90 consultation and is seeking representation from interested parties.

4	Resources
4.1	<u>Financial</u> N/A
4.2	<u>Human</u> N/A
4.3	<u>Basis for Professional/ Consultancy Support</u> N/A
4.4	<u>Other</u> N/A

5	Other Considerations
5.1	N/A

6	Recommendations
6.1	That Council notes and consider, as necessary, the correspondence received.

7	List of Documents Attached
7.1	Appendix A Letter from Minister for Infrastructure Appendix B Letter from Chief Commissioner, Equality Commission Appendix C Letter from BT Payphones



Department for
Infrastructure

An Roinn

Bonneagair

www.infrastructure-ni.gov.uk

Councillor Trevor Wilson
Mid Ulster District Council
Cookstown Office
Burn Road
COOKSTOWN
BT80 8DT

Clarence Court
10-18 Adelaide Street
Belfast
BT2 8GB

Tel: 028 9054 0105
Email: private.office@infrastructure-ni.gov.uk

Your ref:
Our ref: DFI/COR/1628/2016

22nd November 2016

Trevor a chara,

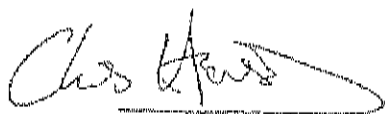
Thank you for your letter dated 2 November 2016, regarding the report on the flooding at Linen Green, Moygashel in December 2015.

The report on the initial investigations into the cause of the flooding at Linen Green was finalised and shared with Linen Green Management in February 2016.

Following this report a feasibility study into the viability of work at this location commenced and is at an advanced stage. I am advised that an initial report on the feasibility study has been received by my Department and they are currently considering the options identified.

I hope you find this information helpful and, as always, my officials in DfI Rivers would be happy to provide information directly to you if you wish to contact them.

Is mise le meas

A handwritten signature in black ink, appearing to read 'Chris Hazzard', with a long horizontal flourish extending to the right.

CHRIS HAZZARD MLA
Minister for Infrastructure

Equality Commission

FOR NORTHERN IRELAND

Appendix B

Equality House
7-9 Shaftesbury Square
Belfast BT2 7DP

www.equalityni.org

1 December 2016

AC/103/09

Councillor Trevor Wilson
Chair
Mid Ulster District Council
Dungannon Office
Circular Road,
Dungannon
BT71 6DT

Dear Councillor Wilson

Re: Equality Scheme Approval

I write to inform you that under the power conferred on it by Article 6, Schedule 9 of the Northern Ireland Act 1998 and in accordance with the Commission's Procedure for Approval of Equality Schemes, the Commission has approved the Mid Ulster District Council Equality Scheme on 23 November 2016.

The Commission acknowledges the considerable efforts made by you and your officials, to ensure that your Scheme complies with the legislation and makes the commitment to develop an action plan to demonstrate implementation of the Section 75 statutory duties.

The Commission is committed to continuing to work in partnership with public authorities and with all those, including the voluntary, community and trade union sectors, who have an interest in the effective implementation of the Section 75 duties. We are available to offer advice on the duties and would welcome contacts from you or your officials at any time.

I wish your organisation every success in the ongoing implementation of your Equality Scheme.

Yours sincerely



Dr Michael Wardlow
Chief Commissioner

① Direct line: 028 90 500 622 (PA)
☎ Fax: 028 90 329 227
✉ E mail: executivepa@equalityni.org

cc Mr Anthony Tohill, Chief Executive, Mid Ulster District Council
Mr Philip Moffett, Head of Democratic Services, Mid Ulster District Council



INVESTORS
IN PEOPLE

Silver

Chief Commissioner: Dr. Michael Wardlow

Chief Executive: Dr. Evelyn Collins CBE



Planning Department
Mid Ulster Borough Council
Magherafelt Office
Ballyronan Road
Magherafelt
BT45 6EN

14 November 2016

TIME SENSITIVE DOCUMENT – REPLY REQUIRED

Our reference: - JB-02829540291

Dear Sir or Madam,

REMOVAL OF PUBLIC PAYPHONE:

I am writing to advise you that I have received a request to remove the kiosk at Hervey Hill Road, Kilrea, Coleraine. BT51 5TT. As a result we have completed an assessment of the area and the need for a payphone at this location. During our assessment we discovered that the payphone has received very low or no use during the past twelve months and we are proposing to recover it and permanently cease service at this site.

Our obligation to provide a Universal Service will be maintained, as there are other kiosks within the vicinity.

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

<http://stakeholders.ofcom.org.uk/binaries/consultations/uso/statement/removals.pdf>

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

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

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

Yours faithfully

Jim Blanch

BT Payphones - Commercial Field Officer

Date of this notice



IMPORTANT NOTICE

Public Telephone Kiosk 02829540291

**BT is proposing to remove
this kiosk.**

The nearest alternative payphone can be found :

**Outside Post Office
Main Street
Tamlight Ocrilly
BT46 5XF**

If you have any comments about this, please contact
the planning department at
Mid Ulster District Council
within 42 days from
the date of this notice, quoting the
telephone number of this payphone

BT Payphones

Email address: btpcfo@bt.com

Postal address:

4th Floor Monument Telephone Exchange 11-13 Great Tower Street London EC3R 5AQ
British Telecommunications plc. Registered office 81 Newgate Street, London. EC1A 7AJ
Registered in England No. 1800000