



01 July 2022

Dear Councillor

You are invited to attend a meeting of the Council to be held in The Chamber, Dungannon and by virtual means Council Offices, Circular Road, Dungannon, BT71 6DT on Thursday, 23 June 2022 at 19:00 to transact the business noted below.

A link to join the meeting through the Council's remote meeting platform will follow.

Yours faithfully

Adrian McCreesh
Chief Executive

AGENDA

OPEN BUSINESS

1. Notice of Recording
This meeting will be webcast for live and subsequent broadcast on the Council's You Tube site [Live Broadcast Link](#)
2. Apologies
3. Declarations of Interest
Members should declare any financial and non-financial interests they have in the items of business for consideration, identifying the relevant agenda item and the nature of their interest.
4. Chair's Business

Matters for Decision

- | | | |
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| 5. | Council minutes of meeting held on 26 May 2022 | 5 - 16 |
| 6. | Annual Council minutes of meeting held on 6 June 2022 | 17 - 28 |
| 7. | Planning Committee minutes of meeting held on 7 June 2022 | 29 - 50 |
| 8. | Policy and Resources Committee minutes of meeting held on 9 June 2022 | 51 - 56 |
| 9. | Environment Committee minutes of meeting held on 14 June 2022 | 57 - 64 |

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| 10. | Development Committee minutes of meeting held on 16 June | 65 - 80 |
| 11. | Civic Recognition Requests | 81 - 88 |
| 12. | Conference, Seminars & Training Report | 89 - 92 |

Matters for Information

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| 13 | Correspondence Report | 93 - 96 |
| 14 | Consultations | 97 - 98 |

Notice of Motions

- 15 Councillor B McGuigan to move
This Council:
- (i) Recognises the economic disruption caused to communities across the district caused by the COVID-19 public health emergency, periods of economic recession, and Tory austerity;
 - (ii) Further recognises long-standing economic problems in the District, including inequality, low-paid employment, poor rates of socially ineffective investment, deprivation, and unsustainable levels of carbon emissions and ecological damage;
 - (iii) Commends Minister Hargey's efforts to establish a departmental advisory group to embed and deliver Community Wealth Building which centres on: a more just and fair labour market; an inclusive economy with a focus on growing and rebuilding the local economy; and ensuring land and property in our communities generates wealth for the people who live there.
- Therefore, this Council commits to developing a fully funded community wealth building framework with the purpose of democratising the economy by empowering community organisations, non-profits, social enterprise and cooperatives to be established or expanded with the ambition to create employment and grow local economies.

Items restricted in accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014. The public will be asked to withdraw from the meeting at this point.

Matters for Decision

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| 16. | Council Confidential minutes of meeting held on 26 May 2022 |
| 17. | Planning Committee Confidential minutes of meeting held on 7 June 2022 |
| 18. | Policy and Resources Confidential Committee minutes of meeting held on 9 June 2022 |

19. Environment Confidential Committee minutes of meeting held on 14 June 2022
20. Development Committee Confidential minutes of meeting held on 16 June 2022
21. Document for Sealing: Lease Agreement between Mid Ulster District Council and the Corporate Trustee in relation to lands situated at West Park Playing Fields, Lisnahull, Dungannon;
22. Document for Sealing: Lease Agreement between Mid Ulster District Council and Dungannon Enterprise Centre in relation to lands situated at Feeney's Lane, Market Square, Dungannon.

Matters for Information

Minutes of Meeting of Mid Ulster District Council held on Thursday 26 May 2022 in the Council Offices, Circular Road, Dungannon and by virtual means

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| Chair | Councillor McLean |
| Members Present | Councillors Ashton*, Bell*, Black, Brown, Buchanan, Burton, Clarke*, Colvin*, Corry*, Cuddy, Cuthbertson, Doris*, Elattar*, Forde*, Gildernew*, Glasgow, Kearney*, Kerr, Martin*, Mallaghan, N McAleer, S McAleer*, McFlynn, B McGuigan*, S McGuigan, McKinney*, D McPeake*, Milne*, Molloy*, Monteith, Mullen*, Oneill*, Quinn, Robinson* and Wilson |
| Officers in Attendance | Mr McCreesh, Chief Executive Mr Black, Strategic Director of Communities & Place Ms Campbell, Deputy Chief Executive & Strategic Director of Environment (SDE)** Ms Canavan, Strategic Director of Organisational Development Strategy & Performance (SD:ODSP)** Mr Kelso, Director of Public Health & Infrastructure (DPHI) Mr Moffett, Assistant Director of Organisational Development, Strategy & Performance (AD:ODSP) Mr Tohill, Strategic Director of Corporate Service & Finance (SD:CSF) Mrs Forde, Member Support Officer |

* Denotes Members present in remote attendance

** Denotes Officers present by remote means

The meeting commenced at 7 pm.

The Chair, Councillor McLean welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. The Chair in introducing the meeting detailed the operational arrangements for transacting the business of the meeting in the chamber and by virtual means, by referring to Annex A to this minute.

C095/22 Notice of Recording

Members noted that the meeting would be webcast for live and subsequent broadcast on the Council's You Tube site.

C096/22 Apologies

Councillors S McPeake, Graham, McNamee and Totten

C097/22 Declarations of Interest

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

Councillors Wilson, Glasgow, Brown and Quinn declared interest in organisations who had received community grants *D079/22 Development Report Community Grants*.

Councillor Mallaghan as a point of order stated that should Members have already declared an interest on the annual return they did not need to declare it again

C098/22 Chair's Business

The Chair, Councillor McLean extended sympathy to Councillor S McPeake on the death of his mother.

The Chair, Councillor McLean said it had been his pleasure to welcome guests to the Hill of The O'Neill and Ranfurly House Arts and Visitors Centre and to a wedding banquet with a difference through the new tourism product which gives tour operators a unique re-creation of a wedding banquet celebrating the marriage between Hugh O'Neill and Mabel Bagenal in an evening to bring the past to life. He said the guests had experienced the living history for themselves, they were inspired to think about how they can bring their next tour group here so that they can in turn experience it for themselves. Commenting on the success of the event the Chair stated the venue had received a number of bookings following the event.

The Chair, Councillor McLean advised that Council had awarded over £670K in grant aid to a wide range of groups across the local community and voluntary sector within the district. He said the grants would support a range of activities including sports, arts and culture, community and strategic events to community development and good relations projects.

The Chair, Councillor McLean reported that Ballyronan Marina had once again achieved the Blue Flag Award recognition at the annual Keep Northern Ireland Beautiful Beach and Marina Awards for the Council's work in meeting stringent international standards around water quality, education, safety and accessibility. He stated that as well as recognising the quality of the natural resource on the shores of Lough Neagh, the award also acknowledged the continuing care of Council employees, community groups based on site, boat owners and residents of Ballyronan who together strive to keep our Marina clean, tidy and welcoming for visitors.

The Chair, Councillor McLean referred to the recent deep clean in the main towns which had given streets a much needed reinvigoration in time for summer. He also reminded Members of the forthcoming Cookstown Continental Market scheduled for Saturday and Sunday. He said the market pre covid attracted huge crowds to Cookstown and encouraged everyone to attend and sample the many culinary delights and enjoy the free entertainment on offer.

The Chair, Councillor McLean thanked the Chief Executive and staff for the assistance given to the Electoral Office during the recent NI Assembly election count. He commended them on the smooth operation of the venue and intervention with regard to food provision on the day of the Count.

In conclusion the Chair, spoke of the successful hymn singing event at the Heaney HomePlace and encouraged as many as possible to attend the event in the Burnavon on Friday 27 May 2022. He also encouraged Members and staff to attend the event co-hosted with the Deputy Chair to recognise Volunteers in the district. Speaking of the vast numbers he advised that the focus was on two particular sectors.

Councillor Mallaghan drew attention to the difficulty people were facing with new applications and renewal of passports and proposed that Council write to Simon Coveney TD, The Minister for Foreign Affairs and Minister for Defence; to request an elected Member hotline contact to obtain updates on applications for constituents.

Councillor McFlynn seconded the proposal.

Councillor Wilson concurred stating that the situation is somewhat similar with British passport applications and requested that the Home Office also be included in the proposal. All concurred.

Proposed by Councillor Mallaghan
Seconded by Councillor McFlynn and

Resolved That Council write to (i) Simon Coveney TD, The Minister for Foreign Affairs and Minister for Defence; and (ii) Priti Patel MP, Home Secretary requesting that Elected Member Hotline Contact is set up in to obtain updates on passport applications.

Councillor Wilson drew attention to the recent announcement that Danske bank was to close its branch in Cookstown and that Ulster Bank branches were also under threat of closure. He said that banks are the heart of communities and when you lose a bank especially in a major town along with the ATM facility it has a major impact. He expressed concern regarding users and bank staff stating that those who did not use internet banking would be particularly impacted. He proposed that Council seek a meeting with the bank to discuss the closure and its impact.

The Chair, Councillor McLean asked if Councillor Wilson envisioned this as a full Council meeting or a delegation.

In response, Councillor Wilson said in relation to Cookstown closures it would be best for a Cookstown DEA meeting.

Councillor Buchanan said he opposed the Danske Bank closure stating it would be a blow to the town centre and spoke of concerns of customers and businesses in the area. He said whilst some used internet banking some preferred the personal approach and he was scheduled to attend a meeting regarding the matter with Keith Buchanan MLA but that he was happy to be included in meetings organised by Council.

Councillor Burton said she had met with Deborah Erskine MLA and Danske Bank officials and Fivemiletown Chamber of Commerce. She advised that Danske Bank branch in Fivemiletown had been going since 1874 and it was a sad day which was deepened by the threat of closure by the Ulster Bank. Councillor Burton said if closures went ahead there would be no bank between Enniskillen and Dungannon. She said discussions with the bank officials had been frank and upright during which

a strong case had been made to retain ATM services to include deposits. Councillor Burton concurred with Councillor Wilson that the bank was the heart of the community and whilst she acknowledged the banks statistics regarding a decline in footfall she highlighted that the community was only coming out of Covid. She said that the banks response was more or less post office services was available and at best there would be an ATM. Councillor Burton highlighted that the bank officials had talked about telephoning customers and stated her worry would be scammers were always one step ahead and she would fear that people would be targeted. She concluded that Council must lend its support any way possible.

Councillor Cuddy concurred and said that a meeting should be sought with high level management as these closures would continue to be rolled out. He stated that Councillor Burton's point that statistics had been used when society was only recovering from covid and this had of course lowered footfall. He spoke of rural areas in Scotland who now have mobile banking services and said if banks closed they would be gone forever.

Councillor Black said the news had been similar for residents and businesses in Maghera and the threat of Ulster Bank closures was a further blow.

Councillor Kearney concurred and said that the bank closure inflicted on the community in Maghera was particularly bad as it was the last bank in the town. He said it was a huge blow to the community and further clarity was required. He highlighted that post offices were not the best places to transact banking businesses and further advised that in the Republic of Ireland bank buildings had been given back to the community and such action should be investigated for local areas.

Councillor McKinney spoke of the tragedy of the bank closure in Maghera as aforementioned and said it was the last bank in the town. He spoke of the impact on the senior users as in speaking to staff in the bank they had highlighted it was they who made up the most of the footfall. He said that there was a post office but the closest bank would be Magherafelt then Londonderry.

Councillor B McGuigan said he would like to be included in any meetings concerning bank closure in Maghera. He said he had been involved in discussions when banks had closed in Draperstown and decisions had been based on footfall and even the ATM had gone.

Councillor Robinson spoke of the closure of the Ulster Bank in Clogher and the impact it would have on the small shops in the village. He said that the Ulster Bank had indicated a footfall of 31 people per week and apparently the ATM would be lost also. He concluded that Council must do all it can as there was now no bank in the Clogher Valley.

The Chair, Councillor McLean concluded that Council should seek a meeting with both Danske and Ulster Bank officials.

Resolved That Council seek meetings with the Danske Bank and Ulster Bank to discuss closures and loss of services in towns across the district. (DEA Members to be invited to attend)

The Chair, Councillor McLean referred to a reception he had hosted for MEGA and spoke of how it had grown from a few companies to over 60 companies working together to share resources to attract people into the industry offering over 250 apprenticeships to upskill people. He said he was intrigued, as being in the construction agency there were always skills gaps and the model had initiated ten companies coming together to endeavour to follow suite and deliver similar programmes. He said his term in office was coming to a close but encouraged his successor to take up the reigns and encourage the construction industry to get involved to deliver similar apprenticeship programmes.

Matters for Decision

C099/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Council Meeting held on Thursday 28 April 2022

Councillor Cuthbertson drew attention to C081/22 Development Committee with regard to the meeting requested with the Royal British Legion. He said that the meeting had taken place, was positive and Officers are in the process of taking decisions forward however it was disappointing that the War Memorial at Moy was vandalised once again but it would be his hope things will change going forward.

The Chair, Councillor McLean drew attention to the floral arrangement at Stewartstown which Council had worked on with the Royal British Legion and highlighted that it too had been damaged.

Councillor Monteith drew attention to C077/22 Chair’s Business in relation to the industrial action and expressed solidarity with the workers. He stated that he could understand what officers were saying but was emphatic that Council needed to investigate what opportunities it had to assist and assess the financial implications of same as it was in charge of its own finances. Councillor Monteith referred to the comments regarding NILGA but said that there needs to be either a discussion workshop or an item on Policy and Resources Committee regarding the matter. He said Members were happy to applaud essential workers during lockdown but now they need help. He said that the joint negotiating process did not appear to be serving its purpose that the world had changed and Council often called on other public bodies to do their bit and it was not time for Council to do its ‘bit’. He asked if the discussions with NILGA had looked at the issues impacting the lowest paid and said that raises needed to be tapered as one size does not fit all.

The Chief Executive advised he had been formally asked to meet with Unions and an agenda had been agreed scheduled for Tuesday 31 May. He said he would engage with Unions in good faith.

Councillor Mallaghan said he would like to see negotiations across 11 councils for a way forward to be found as for example a refuse collector working in any council should be paid the same rate. He stated he was not opposed for Mid Ulster

beginning discussion but the same rates of pay and quality of work life balance should be equal across all local authorities.

Councillor Kerr concurred with Councillor Monteith and said he would welcome a meeting and agreement on way forward. He reiterated that workers had kept services going during the lockdowns and Council needed to show appreciation to staff.

Councillor McKinney said instead of standing outside a meeting people should be inside where their voices can be heard.

Proposed by Councillor Brown
Seconded by Councillor Wilson and

Resolved That the Minutes of the Council held on Thursday 28 April 2022 (C074 – C087/22 and C094/22) transacted in Open Business having been printed and circulated, subject to the foregoing, were considered and adopted.

C100/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Planning Committee Meeting held on Tuesday 3 May 2022

Proposed by Councillor Black
Seconded by Councillor Mallaghan and

Resolved That the Minutes of the Planning Committee held on Tuesday 3 May 2022 (P057/22 – P063/22 and P068/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C101/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Policy and Resources Committee Meeting held on Wednesday 4 May 2022

Proposed by Councillor S McGuigan
Seconded by Councillor Cuddy and

Resolved That the Minutes of the Policy & Resources Committee held on Wednesday 4 May 2022 (PR091/22 – PR101/22 and PR111/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C102/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Environment Committee Meeting held on Tuesday 10 2022

Councillor Kerr drew attention to E133/22 Biodiversity – All Ireland Pollinator Plan and reminded Officers that he had requested a report regarding maintenance of roundabouts highlighting in particular the roundabout at Clonoe. He said his request appeared to be ‘falling on deaf ears’.

Councillor Glasgow drew attention to E124/22 Council Estate Capital Property Repairs/Maintenance 2022/23 and reiterated his comments in relation to estimated prices in raw materials given the dramatic increase in costs. He again referred to the price of tar changing every 30 days and emphasised that estimated prices should be as near as possible as Members did not want to approve projects to find costs had increased 50%.

Proposed by Councillor Brown
Seconded by Councillor B McGuigan and

Resolved That the Minutes of the Environment Committee held on Tuesday 10 May 2022 (E115/22 – E133/22 and E144/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C103/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Development Committee Meeting held on Thursday 12 May 2022

Councillor Wilson stated he had taken his grandchildren to Fairhill Play Park, Cookstown and said that some of the interactive equipment was not working. He requested that the equipment be checked and suggested if it could not be repaired that it be replaced.

Councillor Kerr drew attention to the amended Service Level Agreement in relation to MEGA which now made reference to trade union representation. He said that given the shortage of staff it would be a good platform to attract people to the industry.

Proposed by Councillor Wilson
Seconded by Councillor Kerr and

Resolved That the Minutes of the Development Committee held on Thursday 12 May 2022 (D073/22 – D086/22 and D088/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C104/22 Standing Orders Amendment – May 2022

The Chief Executive presented previously circulated report which considered an amendment to the Standing Orders of Council following the Coronavirus Act 2020 (Extension of Provisions Relating to Local Authority Meetings) Order (NI) 2022 being approved by the Assembly on 21 March 2022 and that discussion on same stand adjourned until the next ordinary meeting of the Council, in line with Standing Order 30.2 (Amendment).

Proposed by Councillor Wilson
Seconded by Councillor Mallaghan and

Resolved That discussion can now take place on the proposed amendment, discussion having stood adjourned from the April meeting of Council. Approve the amendment to the Standing Orders regarding Remote Meetings Protocol and Procedure Rules as attached and highlighted in Appendix 6.1.

C105/22 Civic Recognition Nominations

The AD: ODSP sought approval for the previously circulated report on civic recognition requests from Members, in line with the stated Council Policy, and as detailed within the report at appendix A.

Councillor Cuthbertson drew attention to Coalisland Athletics winning the Irish Junior Cup Final and their achievement in beating Bangor Young Men 4-1 in Windsor Park but said the success on the field had been overshadowed by behaviour on the team bus when team members had chanted pro IRA slogans glorifying terrorism. He said the Irish Football Association had investigated this and fined the club but he would stand to be corrected but no apology had been issued.

Proposed by Councillor Cuthbertson

That the proposed reception for Coalisland Athletics be put on hold until an apology is extended.

Councillor Cuddy concurred with Councillor Cuthbertson and said that many look up to sporting teams and a certain standard of behaviour was expected. He said that Council funds many teams across the board and to date there had been no acknowledgment from the club regarding their wrong doing. He said the evidence was clear, the IFA had fined the club and until the management issued an apology this award should be withheld.

Councillor Mallaghan said that the proposal falls outside the scope of the policy and Council did not have a policy on behaviour. He said that the policy was to recognise achievement. Councillor Mallaghan proposed the report as presented.

Councillor Kerr seconded the report as presented and stated the issue was outside Council remit.

Councillor Quinn said that the win had been a great achievement by Coalisland Athletics, the team had been punished by the IFA and what was taking place in the chamber was political point scoring.

Councillor Glasgow said he had listened to the comments and said he had queries regarding the policy there was to be a review and in relation to this particular award it looked like Council was awarding the behaviour. He said it should be reviewed and Councillor Cuthbertson's proposal was modest and stable.

The Chair, Councillor McLean said he would like to find a way forward, he concurred with Councillor Cuthbertson that the achievement had been overshadowed and

suggested that the awarding of civic recognition be put on hold until contact had been made with the organisation.

Councillor Mallaghan disagreed with the suggestion.

The Chair, Councillor McLean put Councillor Cuthbertson's proposal to the vote.

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| For | 14 |
| Against | 22 |

The Chair, Councillor McLean said that the proposal had fallen

Proposed by Councillor Mallaghan
Seconded by Councillor Kerr and

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

C106/22 Conferences, Seminars & Training

The AD: ODSP sought approval for the previously circulated report on conferences, training and seminars.

Proposed by Councillor Brown
Seconded by Councillor N McAleer and

Resolved That approval be given to submitted requests for conferences, seminars and training as outlined in the appendix A and B to the report.

Matters for Information

C107/22 Correspondence to Council

Members noted previously circulated report providing correspondence received for the attention of Council.

Councillor Mallaghan drew attention to correspondence from Monaghan County Council and proposed that Council support them in their quest regarding the progression of the N2 Clontibret to Border Road Scheme.

Proposed by Councillor Mallaghan
Seconded by Councillor S McGuigan

Resolved That Council support Monaghan County Council with regard to the progression of the N2 Clontibret To Border Road Scheme.

Councillor Cuthbertson drew attention to correspondence from Department for Infrastructure and asked if they were presenting to June Council as had been the custom.

In response the Chair, Councillor McLean stated they were invited to attend.

C108/22 Consultations Notified to Mid Ulster District Council

Members considered previously circulated report on consultations notified to Mid Ulster District Council for comment.

Items restricted in accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014. The public will be asked to withdraw from the meeting at this point.

The live broadcast concluded at 8pm.

Proposed by Councillor Mallaghan

Seconded by Councillor Burton

Resolved: That items C109/22 to C113/22 be taken as confidential business.

Matters for Decision

- (i) Council Confidential minutes of meeting held on 28 April 2022
- (ii) Planning Committee Confidential minutes of meeting held on 3 May 2022
- (iii) Policy & Resources Confidential Committee minutes of meeting held on 4 May 2022
- (iv) Environment Committee Confidential minutes of meeting held on 10 May 2022
- (v) Development Committee Confidential minutes of meeting held on 12 May 2022

C114/22 Duration of Meeting

The meeting was called for 7.00 pm and ended at 8.05pm.

Chair _____

Date _____

Annex A - Introductory Remarks from Chairperson

Good evening and welcome to our meeting of Mid Ulster District Council in the Chamber, Dungannon whether you have joined us remotely or in the Chamber.

I specifically welcome the public watching us through the Live Broadcast. The Live Broadcast will run for the period of our Open Business but will end just before we move into Confidential Business. I let you know before this happens.

Just some housekeeping before we commence. Can I remind you:-

- If you have joined the meeting remotely please keep your audio on mute unless invited to speak and then turn it off when finished speaking
- Keep your video on at all times, unless you have bandwidth or internet connection issues, where you are advised to try turning your video off
- If you wish to speak please raise your hand in the meeting or on screen and keep raised until observed by an Officer or myself
- Should we need to take a vote this evening I will ask each member to confirm whether they are for or against the proposal or abstaining
- When invited to speak please introduce yourself by name to the meeting
- For any member attending remotely, if you declare an interest in an item, please turn off your video and keep your audio on mute for the duration of the item
- If referring to a specific report please reference the report, page or slide being referred to
- Lastly, I remind the public and press that taking photographs of proceedings or using any means to enable anyone not present to see or hear proceedings, or making a simultaneous oral report of the proceedings are not permitted

Thank you and we will now move to the first item on the agenda – apologies and then a roll call of members in attendance.

Minutes of Annual Meeting of Mid Ulster District Council held on Monday 6 June 2022 in the Council Offices, Circular Road, Dungannon and by virtual means

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| Chair | Councillor McLean (Outgoing) Councillor Corry (Incoming) |
| Members Present | Councillors Ashton, Bell*, Black, Brown, Buchanan, Burton, Clarke, Colvin, Cuddy, Cuthbertson, Doris*, Elattar*, Forde, Gildernew*, Glasgow, Graham, Kearney, S McAleer, McFlynn, B McGuigan, S McGuigan, McKinney, McNamee*, D McPeake*, S McPeake, Mallaghan, Martin, Milne*, Molloy, Monteith*, Oneill*, Quinn, Robinson, Totten* and Wilson |
| Officers in Attendance | Mr A McCreesh, Chief Executive Mr Black, Strategic Director of Communities & Place Dr Boomer, Service Director, Planning Ms Campbell, Deputy Chief Executive & Strategic Director of Environment (SDE)** Ms Canavan, Strategic Director of Organisational Development Strategy & Performance (SD:ODSP)** Mr Kelso, Director of Public Health & Infrastructure (DPHI) Mr Moffett, Assistant Director of Organisational Development, Strategy & Performance (AD:ODSP) Mr Tohill, Strategic Director of Corporate Service & Finance (SD:CSF) Mrs Forde, Member Support Officer |

* Denotes Members present in remote attendance

** Denotes Officers present by remote means

The meeting commenced at 7 pm.

The Chair, Councillor McLean welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. The Chair in introducing the meeting detailed the operational arrangements for transacting the business of the meeting in the chamber and by virtual means, by referring to Annex A to this minute.

AC1/22 Notice of Recording

Members noted that the meeting would be webcast for live and subsequent broadcast on the Council's You Tube site.

AC2/22 Apologies

Councillors Kerr, N McAleer and Mullen

AC3/22 Declarations of Interest

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

AC4/22 Chair's Business

The Chair, Councillor McLean invited the outgoing Deputy Chair, Councillor McFlynn to speak.

The outgoing Deputy Chair, Councillor McFlynn said,

“Fellow members when I took up the role of councillor in 2009 it was to be a representative that helped everyone in need. I have thoroughly enjoyed this year as deputy chair and I have met some amazing people along the way.

One of my first duties along with the Chair, Councillor Paul McLean was to open the Ballyronan Marina play facilities and what a gem it has turned out to be. As the year progressed and Covid started to disappear our residents started to socialise more, they started attending events and enjoying life. Mid Ulster has had a brilliant year with many successes in sport with Ulster titles and All Ireland titles being won both by our schools and many of our clubs. We in Council should be very proud and our residents should be proud of all their achievements. Our agri food industry, engineering and construction are doing very well but the Council needs to keep pushing on our success and hopefully we will see the Cookstown bypass delivered very soon. Our industries need good infrastructure to be able to deliver good service. We cannot hold back on the need for bypasses around our towns including Dungannon and Moneymore and the need for Invest NI to invest more in Mid Ulster.

Mid Ulster is a very welcoming Council and as our facilities improve we will see more visitors coming and staying. This year saw our first Mid Ulster Pride day, everyone should be celebrated and treated equally there is space for everyone.

I want to say a huge thanks to all our staff across every department. We have seen a few retirements and new faces in the senior management team I thank them for their hard work this year and wish them well.

Our emergency services and health teams work tirelessly in Mid Ulster to keep people safe and they deserve huge gratitude.

To our outgoing Chair Councillor Paul McLean what can I say; Paul is a very sociable, chatty man with a sharp wit, he has worked in all areas of our district and with all communities and that's how it should be. I have enjoyed working alongside him, even when he cracks a joke! I wish him well and hope he enjoys some family time and I extend best wishes to his wife Christine.

The chairs office could not operate without good administration so thank you Jennifer, Louise and also the communication team.

Mid Ulster has had great success in recent weeks and I couldn't let tonight go without congratulating the Derry senior team on winning their first Ulster title in 24 years. I wish them well in their campaign in the future games. We also had great sadness when a disgusting video was circulated about the murder of Micheala McAreavey, it hasn't gone unnoticed and I hope it is dealt with accordingly.

I thank my colleagues for allowing me to be deputy chair this year. I wish the incoming chair and deputy best wishes for the busy year ahead. Family is everything as we all know none of us could do our jobs without good support. I am blessed to have a great family who support me every day I count my blessings every day and I love them very much."

The outgoing Chair, Councillor McLean thanked the outgoing deputy Chair for her warm comments and speaking on his year in office said,

"When I took office back in June of last year my first primary responsibility as Chair of this Council was that of pastoral care, to you the councillors, our staff and the wider community of Mid Ulster.

I may not always have succeeded in all of my endeavours, but I don't believe it was not for the want of trying. It was an honour to be a servant of the people of this district. During my year as Council Chair I've had the amazing privilege of meeting some of the more wonderful people from all walks of life as I've attended many engagements.

I want to begin with our staff – as you all know I took the opportunity with Anne Marie Campbell and visited all our amenity sites and offices, speaking personally to the staff, conveying to them our appreciation. I have visited churches, business, schools, colleges, sports clubs, charity groups, arts centres musical events and the voluntary sector who carry out an important role in our district for which we are the richer. I endeavoured to connect with everyone and on occasions went out of my comfort zone to ensure that I represented all of our constituents regardless of background. In doing so I can honestly say it didn't make me any less a Unionist and I don't believe that in so doing I compromised my Christian or unionist principles. I must also pay tribute as to the manner in which I was accepted and received by the entire community and I believe that all my efforts were reciprocated fully.

My favourite statement – "*we in Mid Ulster punch well above our weight in so many fronts*" is not an exaggeration but a fact - a fact based upon the statistics and outcomes. The entrepreneurship, resilience and innovation of local businesses, colleges and schools all working collaboratively ably supported by our economic department is a flagship for many to follow and envy of many other regions across this province. Our tourism sector stands out on its own as it promotes great opportunities for stay-vacations within our District brought as a result of the pandemic. Like previous chairs I have lost count of the number of announcements about our investment in tourism, leisure, outdoor recreation and parks projects when council and the departments worked together for the investment and the enhancement of our facilities.

Facilitates such as the Round Lake, Ballyronan Marina, further investment OM Dark Sky Park and Observatory, the promotion of the Hill of the O'Neil and Ranfurly House, Seamus Heaney HomePlace and the wider experience that all goes with it.

With so many memorable events over the year - it's difficult to choose the highlight but for me I suppose the ones that stood out the most was the royal visit to Mid Ulster especially on this Her Majesty's Platinum Jubilee and the Hymn sings and I thank everyone for their support. All three charities received £2000.

In conclusion I would thank the Communications team for their assistance, Jennifer, Paula and Louise for keeping the diary, (and keeping me in check) the Chief Executive Adrian McCreesh and the Deputy Chief Executive, Anne Marie Campbell and the entire senior management team for their sterling commitment and dedication to this organisation. Whilst also welcoming Ryan Black to the senior management team of the council who I look forward to working with. It is when you work closely with them you see the extent of their dedication.

I would like to thank, Philip, Eileen, Martina, and Leanne for managing the meetings their labours don't go unnoticed. To the ICT team, they play a significant role and I extend my thanks to them.

I would especially thank my wife Christine, my employer, Henry Brothers and my party colleagues for giving me the honour of being the First Citizen and the opportunity of seeing what goes on in this fantastic district of Mid Ulster. To all Members can I convey my thanks to you for your input, courtesy, your respectful but healthy debate not forgetting thanks our deputy chair Councillor McFlynn for helping me in my role.

It simply remains for me to wish the new Chair and Deputy Chair every success for the year ahead."

Councillor Ashton thanked the outgoing chair for his representation and firm but fair approach to everyone. She commended him on how he had represented and reached out to the entire district. Councillor Ashton expressed thanks also to Christine for the support she had been to her husband through his year in office. To the outgoing deputy Chair, Councillor McFlynn, Councillor Ashton again expressed her thanks and stated that the both the Chair and deputy had made a great team and had demonstrated how things should be done.

Councillor Mallaghan extended thanks to the outgoing Chair commending him on a fantastic year in office. He said he had been very generous in time and in including others when appropriate to do so. He spoke of the barriers that had been broken down and the new friendships which had formed. Councillor Mallaghan said that Councillor McLean had raised the bar which had been clearly demonstrated in that the Sam Maguire Cup and Prince Charles had received the same level of respect. He concluded that he had been glad to be part of the hymn singing events and in extending his thanks on behalf of Sinn Féin said he would take the opportunity to dispel the rumour that he had joined the DUP!

Councillor Quinn on behalf of the SDLP said his two best memories of the Chair's year in office had been the tour of Coalisland and the tour of CRAIC theatre. Speaking of the deputy Chair Councillor Quinn said Councillor McFlynn had redefined the role of deputy chair and she too had done a fantastic job. He concluded that both had done a great job and had broken down barriers and given the success GAA success enjoyed over the past year they would be sad to see them go.

Councillor Cuddy on behalf of the UUP thanked both you led council through difficulty year both done a great job - your speech covered everything. Well done to both and good luck going forward.

The outgoing Deputy Chair, Councillor McFlynn commended the work of the Democratic Services team.

The Chief Executive commended the outgoing Chair and Deputy Chair on the seamless transition from Covid restrictions to active engagement in what had been a challenging year. He extended thanks on behalf of all staff on how leadership had been provided with professionalism, courtesy and respect. He said it had been a great experience to work with them and both had been wonderful ambassadors for the district.

Matters for Decision

AC5/22 Nominations of Councillors to hold Positions of responsibility for 2021-22 as confirmed at the AGM of May 2019

The outgoing Chair Councillor McLean referred members to the meeting pack containing the previously agreed Positions of Responsibility for period 2019-2023, filled using the d'Hondt method.

| | Year 1 2019/2020 | Year 2 2020/2021 | Year 3 2021/2022 | Year 4 2022/2023 |
|------------------------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|
| Council | | | | |
| Chair | SDLP | SF | DUP | SF |
| Deputy-Chair | DUP | UUP | SDLP | DUP |
| Audit Committee | | | | |
| Chair | SF | SF | UUP | SF |
| Deputy-Chair | UUP | SF | SF | SF |
| Development Committee | | | | |
| Chair | UUP | SF | SF | SF |
| Deputy-Chair | IND (Monteith) | DUP | IND (Kerr) | DUP |
| Environment Committee | | | | |

| | | | | |
|--|------|------|------|------|
| Chair | DUP | SF | DUP | SF |
| Deputy-Chair | SF | SDLP | SF | UUP |
| Planning Committee | | | | |
| Chair | SF | SF | DUP | SF |
| Deputy-Chair | DUP | UUP | SF | DUP |
| Policy & Resources Committee | | | | |
| Chair | SF | SDLP | UUP | SDLP |
| Deputy-Chair | SDLP | UUP | SDLP | DUP |
| Housing Council for NI | | | | |
| 1 Representative | SF | SF | SF | SF |
| Partnership Panel for NI | | | | |
| 1 Representative 4 year term | SDLP | | | |
| Reserve Forces & Cadets Association for NI | | | | |
| 1 Representative | UUP | DUP | DUP | UUP |
| Policing & Community Safety Partnership - Mid Ulster (Note 3) | | | | |
| 10 Representatives 4 year term | SF | | DUP | |
| | SF | | DUP | |
| | SF | | DUP | |
| | SF | | SDLP | |
| | SF | | UUP | |

The outgoing Chair, Councillor McLean sought nomination from Sinn Féin.

Councillor Mallaghan nominated Councillor Corry.

| Positions of Responsibility | Party | Councillor |
|------------------------------------|--------------|-----------------------|
| Council Chair | SF | Councillor Corry |
| Council, Deputy Chair | DUP | Councillor Burton |
| | | |
| Audit Committee, Chair | SF | Councillor B McGuigan |
| Audit Committee, Deputy Chair | SF | Councillor N McAleer |
| | | |
| Development, Chair | SF | Councillor Clarke |
| Development, Deputy Chair | DUP | Councillor Black |
| | | |

| | | |
|--|------|------------------------|
| Environment Committee, Chair | SF | Councillor S McGuigan |
| Environment Committee Deputy Chair | UUP | Councillor Graham |
| | | |
| Planning Committee, Chair | SF | Councillor Mallaghan |
| Planning Committee, Deputy Chair | DUP | Councillor Brown |
| | | |
| Policy & Resources, Chair | SDLP | Councillor S McAleer |
| Policy & Resources, Deputy Chair | DUP | Councillor Buchanan |
| | | |
| Housing Council for NI | SF | Councillor Elattar |
| | | |
| Partnership Panel for NI (term of Council) | SDLP | Councillor Martin |
| | | |
| Reserve & Cadets Association for NI | UUP | Councillor Glasgow |
| | | |
| Policing & Community Safety Partnership (term of Council) Chair Councillor Molloy | SF | Councillor Mallaghan |
| | SF | Councillor B McGuigan |
| | SF | Councillor McNamee |
| | SF | Councillor S McPeake |
| | SF | Councillor Molloy |
| | DUP | Councillor Burton |
| | DUP | Councillor Cuthbertson |
| | DUP | Councillor Forde |
| | SDLP | Councillor McFlynn |
| | UUP | Councillor Colvin |

The newly appointed Chair, Councillor Corry took the position at 7.25pm.

The Chair, Councillor Corry said, “Go raibh mile maith agaibh to my colleagues in the Sinn Fein team for nominating me to the position of chair, I am privileged, humbled and honoured to have been nominated. I would also like to again thank the people of Carntogher for trusting me with their vote in the 2019 council election and I will continue to work hard for you every day. Thank you also to my family, friends and colleagues for the support and encouragement you have given me over the years. Finally I would like to acknowledge the fantastic job Paul and Christine did last year as Chair and Deputy Chair, and hopefully I can continue to run council meeting as efficiently as you have and attend as many events. I am a proud Ballinascreen, Derry and Mid Ulster woman and over the next year I want to continue to showcase the wonderful people and beauty of our area. I want to reflect the open, welcoming, diverse and inclusive area that Mid Ulster is and to be a Chair for all.

The past couple of years have been extremely difficult for people as we have faced a global pandemic and I want to acknowledge the role the many groups, organisations, councillors and the whole council team have played to help people through this difficult time. We are now facing a cost of living crisis and again we must step up to the challenge and work together to do all that we can to help workers and families and those who need it most in anyway we can as a council. The toll of both the pandemic and the cost of living crisis on people’s mental health has been immense and in the time ahead I would like to work with council and some of the many local

groups who do sterling work to tackle mental health, and to just say it's ok to not be ok.

Even with the challenges we have faced, Mid Ulster is a growing area, we are recognised a hardworking people with a much sought after agri food, construction manufacturing and engineering industry. We have seen a growth in tourism which allows us to show our local talent, hospitality, heritage and the beauty of the Sperrin's and surrounding areas. Together I want us to build on this work and to bring quality, well paid jobs to the area, to regenerate our towns and villages, to increase the housing supply of social and affordable homes in our area, to continue to bring to the table and to complete some of the many wonderful capital projects in the pipeline and to do all we can to improve the lives of all our residents. I look forward to the time ahead and working with you all."

The Chair, Councillor Corry invited the DUP to nominate a deputy Chair, Councillor McLean nominated Councillor Burton.

Councillor Burton thanked her party for the nomination and spoke of how in 2005 she had been humbled by the number of people who had voted for her electing her to serve them as a representative in the Clogher Valley an area dear to her heart. She said she looked forward to the year ahead and said that each Councillor works hard in their role and each one represents a family, for herself, a supportive husband, four children and three grandchildren. Councillor Burton thanks her friends, community groups and Council staff who go way beyond the call of duty. She spoke of the pandemic and the businesses which had closed down, families who are now struggling and stated that people now needed to put their trust in the Council who with God's help would move ahead. Councillor Burton reflected on a radio programme earlier in the day highlighting the happenings at Muckamore and said it was imperative that everyone helps and supports vulnerable people. She highlighted in particular The Firs, in Ballygawley and said it was imperative that Council go the extra mile to ensure those who reside there receive a commitment regarding their future. Councillor Burton said like others she had met with residents and families and the situation was heart breaking and that she hoped Council and its members would do all in its power to assist them. In conclusion Councillor Burton said she would endeavour to fulfil her role to the utmost in the coming year.

AC6/22 Appoint of Councillors to Committees

The Chair, Councillor Corry invited Nominating Officers from parties to nominate Members to allocate Members to serve on committees. Nominations and changes made as notified by Nominating Officers.

| Audit Committee | | |
|------------------------|--------------|-----------------------------|
| Position | Party | Membership 2022-2023 |
| 1. Chair | SF | Cllr B McGuigan |
| 2. Deputy-Chair | SF | Cllr N McAleer |
| 3. Member | SF | Cllr Mallaghan |

| | | |
|-----------|------|---------------------|
| 4. Member | DUP | Cllr Ashton |
| 5. Member | SDLP | Cllr McFlynn |
| 6. Member | UUP | Cllr Colvin |
| 7. Member | IND | Cllr Dan Kerr |
| 8. Member | IND | Cllr Barry Monteith |

| Development Committee | | |
|------------------------------|--------------|-------------------------------|
| Position | Party | Membership 2022 – 2023 |
| 1. Chair | SF | Cllr Clarke |
| 2. Deputy-Chair | DUP | Cllr Black |
| 3. Member | SF | Cllr Corry |
| 4. Member | SF | Cllr Doris |
| 5. Member | SF | Cllr Elattar |
| 6. Member | SF | Cllr McNamee |
| 7. Member | SF | Cllr Milne |
| 8. Member | SF | Cllr Molloy |
| 9. Member | DUP | Cllr Ashton |
| 10. Member | DUP | Cllr Burton |
| 11. Member | SDLP | Cllr Martin |
| 12. Member | SDLP | Cllr Quinn |
| 13. Member | UUP | Cllr Cuddy |
| 14. Member | UUP | Cllr Wilson |
| 15. Member | IND | Cllr Dan Kerr |
| 16. Member | IND | Cllr Barry Monteith |

| Environment Committee | | |
|------------------------------|--------------|------------------------------|
| Position | Party | Membership 2022- 2023 |
| 1. Chair | SF | Cllr S McGuigan |
| 2. Deputy-Chair | UUP | Cllr Graham |
| 3. Member | SF | Cllr N McAleer |
| 4. Member | SF | Cllr B McGuigan |
| 5. Member | SF | Cllr S McGuigan |
| 6. Member | SF | Cllr Milne |
| 7. Member | SF | Cllr Oneil |
| 8. Member | SF | Cllr Totten |
| 9. Member | DUP | Cllr Brown |
| 10. Member | DUP | Cllr Buchanan |
| 11. Member | DUP | Cllr Burton |

| | | |
|------------|------|------------------|
| 12. Member | DUP | Cllr Cuthbertson |
| 13. Member | SDLP | Cllr Kearney |
| 14. Member | SDLP | Cllr McAleer |
| 15. Member | UUP | Cllr Glasgow |
| 16. Member | UUP | Cllr Wilson |

| Planning Committee | | |
|---------------------------|--------------|-----------------------------|
| Position | Party | 2023-2023 Membership |
| 1. Chair | SF | Cllr Mallaghan |
| 2. Deputy-Chair | DUP | Cllr Brown |
| 3. Member | SF | Cllr Bell |
| 4. Member | SF | Cllr Clarke |
| 5. Member | SF | Cllr Corry |
| 6. Member | SF | Cllr D McPeake |
| 7. Member | SF | Cllr S McPeake |
| 8. Member | DUP | Cllr Black |
| 9. Member | DUP | Cllr Cuthbertson |
| 10. Member | DUP | Cllr Robinson |
| 11. Member | SDLP | Cllr Martin |
| 12. Member | SDLP | Cllr McFlynn |
| 13. Member | SDLP | Cllr Quinn |
| 14. Member | UUP | Cllr Colvin |
| 15. Member | UUP | Cllr Glasgow |
| 16. Member | UUP | Cllr McKinney |

| Policy & Resources Committee | | |
|---|--------------|-----------------------------|
| Position | Party | Membership 2022-2023 |
| 1. Chair | SDLP | Cllr McAleer |
| 2. Deputy-Chair | DUP | Cllr Buchanan |
| 3. Member | SF | Cllr Doris |
| 4. Member | SF | Cllr Elattar |
| 5. Member | SF | Cllr Gildernew |
| 6. Member | SF | Cllr S McGuigan |
| 7. Member | SF | Cllr S McPeake |
| 8. Member | SF | Cllr Molloy |
| 9. Member | SF | Cllr Totten |
| 10. Member | DUP | Cllr Ashton |
| 11. Member | DUP | Cllr Forde |
| 12. Member | DUP | Cllr McLean |

| | | | |
|------------|------|---------------|--|
| 13. Member | SDLP | Cllr Kearney | |
| 14. Member | SDLP | Cllr Quinn | |
| 15. Member | UUP | Cllr Cuddy | |
| 16. Member | UUP | Cllr McKinney | |

AC7/22 Chair of Mid Ulster Policing & Community Safety Partnership (PCSP)

The Chair, Councillor Corry invited the nominating officer for the DUP to nominate the Chair of the Policing and Community Safety Partnership for year 2022-2023.

Councillor Mallaghan nominated Councillor Molloy.

AC8/22 Nominations for representation on Outside Bodies

The Chair, Councillor Corry drawing attention to the previously circulated report and given no amendments to the membership notified by Party Nominating Officers, the report was noted.

Matters for Information

AC9/22 Council and Committee Meeting Schedule 2022-2023

The Chair, Councillor McLean drew attention to the previously circulated 2022-23 Schedule of Meetings for Council and Committee meetings.

AC10/22 Duration of Meeting

The meeting was called for 7pm and ended at 7.40 pm.

CHAIR _____

DATE _____

Annex A - Introductory Remarks from Chairperson

Good evening and welcome to our meeting of Mid Ulster District Council in the Chamber, Dungannon whether you have joined us remotely or in the Chamber.

I specifically welcome the public watching us through the Live Broadcast. The Live Broadcast will run for the period of our Open Business but will end just before we move into Confidential Business. I let you know before this happens.

Just some housekeeping before we commence. Can I remind you:-

- If you have joined the meeting remotely please keep your audio on mute unless invited to speak and then turn it off when finished speaking
- Keep your video on at all times, unless you have bandwidth or internet connection issues, where you are advised to try turning your video off
- If you wish to speak please raise your hand in the meeting or on screen and keep raised until observed by an Officer or myself
- Should we need to take a vote this evening I will ask each member to confirm whether they are for or against the proposal or abstaining
- When invited to speak please introduce yourself by name to the meeting
- For any member attending remotely, if you declare an interest in an item, please turn off your video and keep your audio on mute for the duration of the item
- If referring to a specific report please reference the report, page or slide being referred to
- Lastly, I remind the public and press that taking photographs of proceedings or using any means to enable anyone not present to see or hear proceedings, or making a simultaneous oral report of the proceedings are not permitted

Minutes of Meeting of Planning Committee of Mid Ulster District Council held on Tuesday 7 June 2022 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

Members Present Councillor Mallaghan, Chair
Councillors Bell, Black, Brown, Clarke, Colvin*, Cuthbertson, Glasgow, Martin*, McKinney, D McPeake, S McPeake, Quinn* and Robinson

Officers in Attendance Dr Boomer, Service Director of Planning
Mr Bowman, Head of Strategic Planning
Ms Doyle, Head of Local Planning
Mr Marrion, Senior Planning Officer
Ms McIlveen, Legal Adviser**
Ms Scott, Council Solicitor
Ms McNamee, ICT Support**
Mrs Grogan, Democratic Services Officer

Others in Attendance LA09/2021/0141/F – Gavin McGill & Shane Carr
LA09/2021/0455/F – Martin Kelly (For)
LA09/2021/0455/F – Charlie Rafferty (Against)
LA09/2021/0455/F – Frances Magee (Against)
LA09/2021/1330/F – Dermot Monaghan
LA09/2021/1474/F – Gavin McGill & Shane Carr
LA09/2021/1487/F – Dermot Monaghan
LA09/2020/1476/O – Chris Cassidy – CMI Planners

* Denotes members and members of the public present in remote attendance

** Denotes Officers present by remote means

*** Denotes others present by remote means

The meeting commenced at 7.00 pm

P069/22 Notice of Recording

Members noted that the meeting would be webcast for live and subsequent broadcast on the Council's You Tube site.

P070/22 Apologies

Councillors Corry and McFlynn.

P071/22 Declarations of Interest

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

P072/22 Chair's Business

Councillor Mallaghan, Chair wished to thank Councillor Black and Councillor S McPeake for all the good work they carried out during last year.

The Service Director of Planning advised that he had a few issues he wished to raise tonight –

- **Visit to Goldmine**

The SD: Planning said that he could report to committee that the Heads of Local and Strategic Planning, a group of Councillors and himself visited the Cancussy Gold Mine site on 30th May. Everyone found the visit highly informative and very interesting. The current workings were about a kilometre long with a few spurs and were horizontally dug in the hillside. The exploratory workings were accompanied by a few steel frame and portable buildings and a water filtration system, which in themselves did not rouse any concerns. However, they are not representative of the proposed works which will be 10 fold or more in size which involves digging a series of horizontal shafts layered underground. It was clear that spoil from the workings will result in large waste heaps which will remodel the site on towards the top of the hillside and change the character of what is an exceptional attractive V shaped vale which is essentially the key component of this area of outstanding natural beauty. He felt that Mid Ulster District Council was correct in asking for a public examination and he has proposed that it be refused on the impact of integrity on the area of outstanding natural beauty.

- **Update on Quarrying at Loughdoo ASSI**

The SD: Planning said that members would be aware that an application was received for a water filtration plant at Loughran's Quarry and also a request that the permission for the quarry be revoked had been received more than a year. NIEA have responded to this Council's questions about the ASSI. The Council are consulting on their response with the parties concerned and will report on both matters in due course.

- **Broughderg Wind Turbine**

The SD: Planning said that members will recall that he brought matters relating to this turbine to committee some time ago. The matters for decision have now returned to the Council as requested and we are consulting with the parties concerned and will report to the committee in due course.

- **Computer System**

The SD: Planning said that members will recall the demonstration of the department's new computer system a few weeks ago. He said that he could advise that officers have now filtered all of the planning records for the whole of Northern Ireland and placed the record pertaining to Mid Ulster into the system for test. He advised that he would be testing this data over the next couple of days and all being well hoped to see the system go live next week. Once he has the assurance he would inform all the agents, consultees and Council's Communications team to issue press release.

- **Planning Performance**

The SD: Planning advised that the Regional Planning Statistics are now available on the DfI website for the period up to 31st December 2021 which shows on average performance. It was taking 16 weeks to process local applications and 88 weeks for majors. He said that he anticipated the performance for the year would be over 16 weeks, well below normal performance. This said, issues relating to the impact of Covid, staff shortages and working on a new computer system, one week behind target is not too bad. Remarkably, Mid Ulster has the 3rd best for process times of local applications of all Councils whilst also delivering with the third highest number of applications. He anticipated performance dropping whilst the new computer system was being implemented which may remain challenging over the summer. However, he felt that once it is in place things would improve on processing time.

Councillor Clarke left the meeting at 7.10 pm and returned at 7.11 pm.

The Chair referred to the below applications which were on the agenda for determination and sought approval to have the following applications deferred from tonight's meeting schedule for an office meeting –

Agenda Item 5.8 - LA09/2021/0885/O – Site for dwelling and domestic garage at 30m W of 102 Craigadick Road, Maghera for Sharon Crooks

Agenda Item 5.9 – LA09/2021/0934/O – Dwelling and garage at approx. 130m W of 16 Carncoose Road, Moneymore for Gregory McGovern

Agenda Item 5.10 – LA09/2021/0958/O – Dwelling and garage at approx. 40m E of 31 Macknagh Lane, Maghera for Paudraig McGuigan

Agenda Item 5.13 – LA09/2021/1287/O – Site for dwelling & domestic garage at 20m W of 12a Tamnymartin Road, Maghera for Daniel Anderson

Agenda Item 5.15 – LA09/2021/1302/F – Replacement dwelling and domestic double garage at approx. 35m NW of 92 Lisnaclare Road, Stewartstown for James Coyle

Agenda Item 5.25 – LA09/2022/0063/O – Replacement dwelling and domestic garage adjacent to 16 Roshure Road, Desertmartin for Rodney McKnight

Agenda Item 5.26 – LA09/2022/0122/O – Dwelling at land 20m SE of 96 Reenaderry Road, Derrytresk, Coalisland for Stephen McCaffrey

Agenda Item 5.27 – LA09/2022/0168/O – Dwelling and garage in a cluster at 25m N of 2 Coltrim Lane, Moneymore Mark Hamilton

Agenda item 5.28 – LA09/2022/0272/F – Dwelling and lands approx. 100m E of 10 Tralee Road, Coagh for Brian Devlin

Proposed by Councillor Clarke
Seconded by Councillor Black and

Resolved That the planning applications listed above be deferred for an office meeting.

Matters for Decision

P073/22 Planning Applications for Determination

All Members declared an interest in the above application.

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

LA09/2018/1329/F Enabling works to allow future development of a new leisure centre and primary school on the Gortgonis site. Enabling works for Leisure centre include a new vehicular entrance, temporary accommodation and relocation of the existing play area, Enabling works for the proposed school includes modification and improvement of existing vehicular entrance, Adjacent to the Gortgonis Sports Pavilion, Gortgonis Road Coalisland for Mid Ulster District Council

Members considered previously circulated report on planning application LA09/2018/1329/F which had a recommendation for approval.

Proposed by Councillor Mallaghan
Seconded by Councillor Clarke and

Resolved That planning application LA09/2018/1329/F be approved subject to conditions as per the officer's report.

LA09/2019/1016/F Redevelopment of Gortgonis Leisure Centre and playing fields comprising of the demolition and general site and clearance of existing facilities. Erection of a new leisure centre with a community hall, gym, day care facilities and associated ancillary accommodation. Replace the existing pitch with a floodlit 3G synthetic pitch and 6 lane running track with outdoor play areas. Modification and improvement of the existing vehicular entrance, the addition of a right hand turn land, car parking, pavements, fencing and amenity lighting adjacent to the Gortgonis Sports Pavilion Gortgonis Road Coalisland Dungannon, for Mid Ulster District Council

All Members declared an interest in the above application.

Members considered previously circulated report on planning application LA09/2019/1016/F which had a recommendation for approval.

The SD: Planning said that he wished to make a comment regarding the above application. He said that it was obvious that it was a leisure centre, but it was important to emphasize that this was not only the ability to gain access to the leisure

centre but also the ability to access the Irish Language School. He advised that Council were still waiting on Roads Service to comment on another part which arrived back last week and was hopeful that the Head of Strategic Planning and his team would be in a position to bring this forward next month.

Proposed by Councillor Mallaghan
Seconded by Councillor Clarke and

Resolved That planning application LA09/2019/1016/F be approved subject to conditions as per the officer's report.

LA09/2020/0281/F Demolition of St Malachy's Parochial Hall and construction of a new 11 classroom primary school with associated landscape, vehicle access, car parking, hard and grass play areas at St Malachy's Parochial Hall 163 Coalisland Road Dungannon, for Edendork Primary School

Members considered previously circulated report on planning application LA09/2020/0281/F which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor Clarke and

Resolved That planning application LA09/2020/0281/F be approved subject to conditions as per the officer's report.

The SD: Planning wished to have it noted for the record that members may recall that Planning was asked to serve a Building Preservation Notice on the old Church Hall, which was declined. He said at that moment in time Historic Monuments and Buildings were content that the Notice be served, which was felt too risky in coming to this decision to have it knocked down. He said that showed the Council's wisdom, as we do always have to be mindful that if a Building Preservation Notice is served, there can be compensation and shows that the Council was the best judge on these types of things and not everyone else who sits on the sidelines.

LA09/2020/1239/F Change of use of enclosed yard from disused vehicular storage yard for DRD, to an area for the storage and bagging of peat at 45 Cravenny Road, Martray, Ballygawley for Harte Peat Ltd

Members considered previously circulated report on planning application LA09/2020/1239/F which had a recommendation for approval.

The SD: Planning advised that he was working to improve environmental governance in relation to unauthorised peat extraction and had asked his Officers to find out where the peat was coming from as there was an onus to make sure that peat was protected as this was an asset for future generations. He said that evidence was provided to suggest that peat was being imported from other countries like Finland and Sweden.

Proposed by Councillor Bell
Seconded by Councillor S McPeake

Resolved That planning application LA09/2020/1239/F be approved subject to conditions as per the officer's report.

Councillor Clarke left the meeting at 7.22 pm.

LA09/2021/0141/F Retention of alterations to in Vessel Composting Facility (approved M/2014/0567/F and LA09/2016/0729/NMC) comprising additional bay, vent scoops, bunker building, raised platform, tunnel building, bio filter enclosure, de watering plant, storage areas and ancillary plant, tanks, conveyors and ducting at lands at 24m S of 17 Aghnagar Road, Ballygawley for Northway Mushrooms Ltd

Members considered previously circulated report on planning application LA09/2021/0141/F which had a recommendation for approval.

Proposed by Councillor Robinson
Seconded by Councillor Bell and

Resolved That planning application LA09/2021/0141/F be approved subject to conditions as per the officer's report.

LA09/2021/0455/F Change of house type on sites 24 to 66 and updated layout at 40m NE of Currans Brae and 120m NW of 92 Gorestown Road, Moy for MDK Construction

Councillor Clarke returned to the meeting at 7.24 pm.

The Chair referred committee to previously circulated addendum where an objection was received in relation to agenda item 5.6.

Mr Marrion presented previously circulated report on planning application LA09/2021/0455/F and advised that it was on tonight schedule for an approval.

The Chair advised that Mr Kelly was in attendance to speak in favour of the application and invited him to address the committee.

Mr Kelly advised that this application was originally submitted in March 2021, with an amendment to the house type and reduction from 63 dwellings to 58 by taking out all the apartments onsite. The apartment block was 38 metres long by 10 metres wide approximately which has now been changed and opening up the area a lot more. The developer has worked with the planners and submitted further sets of plans for amendments in July 2021 and August 2021 where the ground level and ridge height was decreased, increasing the separation which was asked for at the time to make the area more appealing to the neighbouring properties. Work has been done to lessen the impact on neighbouring properties and keep in sync with what has been done throughout the estate.

The Chair advised that Mr Rafferty and Ms Magee was in attendance to speak against the application and invited him to address the committee.

Mr Rafferty advised that they were residents of Clover Hill and did not object to the contractor building the houses at Roxborough Manor, but did object to the proposed style of houses being built. The houses at Clover Hill are detached bungalows, some with converted roof spaces and the houses the contractor proposed to build are 2 storey dwellings which were going to block the natural light coming into the residents of Clover Hill's homes. As the proposed dwellings are going to be 2 storey, he believed that the new occupants would be looking down into their homes, thus depriving the residents of their privacy especially in their own back gardens. He emphasised that everyone was entitled to a certain amount of privacy and that the developer has been aware of this for some time, but had not spoken to them regarding these concerns and had he done so, then a favourable outcome could have been reached a lot sooner. He said that it wasn't their intention to hold up the developer, but this could be done to the satisfaction of everyone for now and for future generations. He appealed to members to allowing them the option of a site visit.

Ms Magee advised that she lives at No. 30 and the thought of a 2 storey dwelling being built behind her is having a detrimental impact on her mental health as she is having anxiety and sleepless nights as is her neighbour. If constructed as proposed this would result in an unacceptable loss of privacy, not only to her back garden but also to the privacy of all her rooms at the back of her house and only able to use these rooms if blinds were tilted everyday thus reducing the natural daylight even further. As these houses are facing into her house she will not have privacy ever again and concurred with Mr Rafferty in saving that a site visit would be very much appreciated so members could see the reality of their concerns.

The SD: Planning enquired from Ms Magee would she be happy if this application was refused and revert back to original planning approval.

Ms Magee advised that she would not be happy as her neighbour was in the same situation as she was and would be detrimental to her mental health as the new occupants would also be looking in on her also.

The SD: Planning said that he would need to advise the committee and understood that Ms Magee would not be happy and if this was refused, the developer could revert to what they have planning approval which may have a greater impact on the residents of Clover Hill.

Ms Magee asked why the house types cannot be lowered and changed to a storey and a half as this would allow privacy as at Hunters Chase, houses at Curran's Brae looks out onto the roofs of them.

The SD: Planning said that this was helpful as Ms Magee had an issue with the height of the houses and not the siting of them and this would go along way.

The SD: Planning asked Mr Kelly in the name of neighbourliness, could he lower the height of the dwellings, possibly 1¾ and that way it would reduce the impact but would still keep the floor space.

Mr Kelly said that within that there would not be the same number of properties as there had been as there was already an amendment to reduce the number of dwellings and if this was vaped down there would be a bigger floor space.

The SD: Planning said that there seemed to be confusion here as we were talking about a few houses and if the footprint was the same, all that would be needed would be to reduce the height and make them into half dormers and still the same floor space.

Mr Kelly said that this would not be the preferred option.

Ms Magee felt that the developer was not taking into consideration the detriment to her mental health if these buildings are constructed.

The SD: Planning said that it was now up to the members to decide the best way to proceed regarding this application.

The Chair stated that it was fairly well laid out in terms of options going forward and the proposal to the developer to see if there was some way to meet half way, but this has not been taken up. He said that the objectors have asked to committee to consider a site visit to see for themselves or the other two options - to approve as recommended by the officer or refuse the application which would not be a good option as it would allow the developer to revert back to plan A which would be much more intrusive to the residents.

Councillor S McPeake said that he wasn't that clear on what the developer's response was to Dr Boomer on the idea of lowering the dwelling when it wouldn't have any less floor space.

The SD: Planning advised that this would lower the height and lower the impact, but would still result in very attractive houses with plenty of room. He said that he put forward a solution but the developer was not keen on it. He said the developer could appeal if he wished to do so, but felt that a little more consideration could be given to the neighbouring dwellings as this was what Mid Ulster District Council was all about in trying to make everyone happy.

Councillor S McPeake said that he still didn't get clarification on why it would be so problematic to lower the dwellings.

The Chair advised that the developer had indicated that he had already made amendments to the height and wasn't prepared to lower any more.

Councillor Clarke said that another option would be to reduce the floor level as the site was on rising ground and would still be in a position of constructing a 2 storey dwelling.

Councillor Clarke proposed that a site visit be arranged for members to see for themselves.

Councillor Black said that he would be happy to second the proposal for a site visit as he was conscious about getting into the realms of what can and cannot be achieved.

He said that a site visit would allow for the objectors views to be taken into consideration and possibly allow time to have discussions with the developer to see if an amicable solution could be reached.

Ms McIlveen, Legal Advisor said that given the issues being raised and noted that the officer did indicate that the objection came in late, felt that a bit of time here would be sensible in the circumstances.

Proposed by Councillor Clarke
Seconded by Councillor Black and

Resolved That planning application LA09/2021/0455/F be deferred for a site meeting.

LA09/2021/0717/F Storage warehouse for use in association with proposed peat storage and distribution yard (LA09/2020/1239/F) with associated single storey canteen, toilets, office reception area and ancillary works at 45 Cravenny Road, Martray, Ballygawley for Harte Peat Ltd

Members considered previously circulated report on planning application LA09/2021/0717/F which had a recommendation for approval.

Proposed by Councillor Bell
Seconded by Councillor D McPeake and

Resolved That planning application LA09/2021/0717/F be approved subject to conditions as per the officer's report.

LA09/2021/0885/O Site for dwelling and domestic garage at 30m W of 102 Craigadick Road, Maghera for Mrs Sharon Crooks

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2021/0934/O Dwelling & Garage at approx. 130m W of 16 Carnose Road, Moneymore for Gregory McGovern

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2021/0958/O Dwelling and Garage at approx. 40m E of 31 Macknagh Lane, Maghera for Paudraig McGuigan

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2021/1103/F Amendment of house design under construction (LA09/2018/0294/F) adjacent to and the rear of 24 St Jeans, Tullagh, Cookstown for Martin Rea

Members considered previously circulated report on planning application LA09/2021/1103/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Black and

Resolved That planning application LA09/2021/1103/F be approved subject to conditions as per the officer's report.

LA09/2021/1268/F Dwelling and garage on a farm adjacent to 36 and rear of 34 Killeenan Road, Cookstown for Shane Loughran

The Chair, Councillor Mallaghan declared an interest in the above application and withdrew to the public gallery.

The Deputy Chair, Councillor Brown took the Chair.

Members considered previously circulated report on planning application LA09/2021/1268/F which had a recommendation for approval.

Proposed by Councillor Clarke
Seconded by Councillor D McPeake and

Resolved That planning application LA09/2021/1268/F be approved subject to conditions as per the officer's report.

Councillor Mallaghan returned to the Chair.

LA09/2021/1287/O Site for a dwelling & domestic garage at 20m W of 12a Tamny Martin Road, Maghera for Mr Daniel Anderson

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2021/1299/F Semi-detached dwelling at site adjacent to 41 Waterfoot Road, Ballymaguigan, Magherafelt for James Sheridan

Members considered previously circulated report on planning application LA09/2021/1299/F which had a recommendation for approval.

Ms Doyle (SPO) referred to addendum and advised that a late objection had been received as outlined.

Proposed by Councillor McKinney
Seconded by Councillor Robinson and

Resolved That planning application LA09/2021/1299/F be deferred until next month.

LA09/2021/1302/F Replacement dwelling and domestic double garage at approx. 35m NW of 92 Lisaclare Road, Stewartstown for James Coyle

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2021/1307/F Variation of condition 1 of LA09/2017/1340/F (to extend the completion date to 3 years from the 10th June 2021) at The Mills, Washingbay Road, Coalisland, for Farasha Properties Ltd

Mr Marrion (SPO) presented a report on planning application LA09/2021/1307/F advising that it was recommended for refusal.

He updated committee on the situation and advised that this was for the amendment to the condition relating to the provision of an access to The Mills, Coalisland. He advised that this development was currently occupied, with approval granted for amended access in June 2021, with Roads Service implementing some speed control devices which allowed for a less onerous access. The application was approved in June 2021 by committee and was stated that access was to be provided within the next 3 months which hasn't been provided by the applicant nearly a year later. They have requested 3 years as they said that to provide the access they require TAS approval from DfI Roads which would take a long time to get, however, DfI Roads have confirmed that the proposal has been granted approval and did not require TAS approval as the walls were less than 1 metre in height. He advised that objections had been received from residents regarding the conditions of the streets and street lighting and the development not finished off which cannot be done until such times until access has been provided. He advised that there was no justification in delaying this access and therefore recommended that this application be refused.

Proposed by Councillor Brown
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2021/1307/F be refused.

LA09/2021/1330/F Housing development (change of house types to H/2014/0351/F including reduction from 19 dwellings to 18 dwellings) at 3 Mullagh Lane, Maghera for JFM Construction Ltd

Members considered previously circulated report on planning application LA09/2021/1330/F which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1330/F be approved subject to conditions as per the officer's report.

LA09/2021/1444/F Dwelling and garage (renewal of LA09/2016/0556/F) at rear of 3 Loughinsholin Park Castledawson for Mark and Catherine Cooke

Members considered previously circulated report on planning application LA09/2021/1444/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Robinson and

Resolved That planning application LA09/2021/1444/F be approved subject to conditions as per the officer's report.

LA09/2021/1474/F Air cooling unit and associated water tank (to optimise biofilter efficiency) at lands at 11C Aghnagar Road, Ballygawley for Northway Mushrooms Ltd

Members considered previously circulated report on planning application LA09/2021/1474/F which had a recommendation for approval.

Proposed by Councillor Robinson
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1474/F be approved subject to conditions as per the officer's report.

LA09/2021/1487/F 4 two bed apartments - Between 240 and 246 Mayogall Road, Clady, Portglenone for JFM Construction Ltd

Members considered previously circulated report on planning application LA09/2021/1487/F which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor D McPeake and

Resolved That planning application LA09/2021/1487/F be approved subject to conditions as per the officer's report.

LA09/2021/1564/F Retention of farm buildings & animal feed bin at 37m NW of 21 Drumard Cross Roads, Dungannon for J H Bradley

Members considered previously circulated report on planning application LA09/2021/1564/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Robinson and

Resolved That planning application LA09/2021/1564/F be approved subject to conditions as per the officer's report.

LA09/2021/1671/O Dwelling and garage at site adjacent to 1 Coole Cottages Coole Road, Coalisland for Mr Martin Gordon

Members considered previously circulated report on planning application LA09/2021/1671/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Clarke and

Resolved That planning application LA09/2021/1671/O be approved subject to conditions as per the officer's report.

LA09/2021/1684/F Portal framed shed at 190m S of 60 Knockaleery Road, Cookstown for Hamilton Aggregates

Members considered previously circulated report on planning application LA09/2021/1684/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Glasgow and

Resolved That planning application LA09/2021/1684/F be approved subject to conditions as per the officer's report.

LA09/2021/1737/O Rear offsite replacement dwelling and garage with retention of existing dwelling as domestic store (approved under LA09/2018/0076/O) at 163 Davagh Road, Sixtowns, Draperstown for Mr F Quinn

Members considered previously circulated report on planning application LA09/2021/1737/O which had a recommendation for approval.

Proposed by Councillor Clarke
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1737/O be approved subject to conditions as per the officer's report.

LA09/2022/0063/O Replacement dwelling and domestic garage adjacent to 16 Roshure Road, Desertmartin, for Mr Rodney Mc Knight

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2022/0122/O Dwelling at land 20m SE of 96 Reenaderry Road Derrytresk Coalisland for Mr Stephen McCaffrey

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2022/0168/O Dwelling and garage in a cluster at 25m N of 2 Coltrim Lane, Moneymore for Mr Mark Hamilton

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2022/0272/F Dwelling at lands approx. 100m E of 10 Tralee Road, Coagh for Mr Brian Devlin

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2022/0362/F Rear extension to provide level accessed shower and toilet accommodation at 4 Garden Terrace, Magherafelt for JP Cudden

Members considered previously circulated report on planning application LA09/2022/0362/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Robinson and

Resolved That planning application LA09/2022/0362/F be approved subject to conditions as per the officer's report.

The Chair advised that the committee was moving into Deferred Applications and sought approval to defer the following applications:

Agenda Item 6.2 – LA09/2019/0909/O – Dwelling and domestic garage/store at approx. 50m W of 34 Drumard Road, Magherafelt for Anne and Leo McPeake

Agenda Item 6.4 – LA09/2019/1212/O – Farm dwelling and garage at approx. 25m WSW of 71 Killymuck Road, Cookstown for Mr P McCusker

Agenda Item 6.5 – LA09/2019/1647/F – Vehicle storage and sales in association with existing plant and machinery business at 120m NE of 93 Iniscarn Road, Desertmartin for CAM Plant and Sales

Proposed by Councillor Bell
Seconded by Councillor D McPeake and

Resolved That the planning applications listed above be deferred for the consideration of new information.

LA09/2019/0784/F Farm shed (feeding & shelter area, storage area and underground slurry tanks) and new access to be taken from Drumlamph Lane at approx 130m SE of 9 Drumlamph Lane, Castledawson for Cathal Shivers

Councillor S McPeake declared an interest in planning application LA09/2019/0784/F.

Members considered previously circulated report on planning application LA09/2019/0784/F which had a recommendation for approval.

Proposed by Councillor Bell
Seconded by Councillor D McPeake and

Resolved That planning application LA09/2019/0784/F be approved subject to conditions as per the officer's report.

LA09/2019/0909/O Dwelling and domestic garage/store at approx. 50m W of 34 Drumard Road Magherafelt for Anne and Leo Mc Peake

Councillor S McPeake declared an interest in planning application LA09/2019/0909/O.

Agreed that application be deferred for the consideration of new information.

LA09/2019/0955/F Retention of existing agricultural shed at 90m S of 91 Ballynagarve Road Magherafelt for Mr Edmond Ferguson

Ms Doyle (SPO) presented a report on planning application LA09/2019/0955/F advising that it was recommended for refusal.

The Chair advised that request for information on two separate occasions had been ignored by the applicant.

Proposed by Councillor Cuthbertson
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2019/0955/F be refused.

LA09/2019/1212/O Farm dwelling and garage at approx 25m WSW of 71 Killymuck Road Cookstown for Mr P McCusker

Agreed that application be deferred for the consideration of new information.

LA09/2019/1647/F Vehicle storage and sales in association with existing plant and machinery business at 120m NE of 93 Iniscarn Road, Desertmartin for CAM Plant and Sales

Agreed that application be deferred for an office meeting earlier in meeting.

LA09/2020/1476/O Dwelling and garage between 21 and 23 Iniscarn Road, Moneymore for FJS Contracts Ltd

Ms Doyle (SPO) presented a report on planning application LA09/2020/1476/O advising that it was recommended for refusal.

Proposed by Councillor Cuthbertson
Seconded by Councillor Colvin and

Resolved That planning application LA09/2020/1476/O be refused.

LA09/2020/1663/O Site for dwelling and garage adjacent to 215A Mountjoy Road, Killycolpy, Dungannon for Marie Quinn Elliott

Members considered previously circulated report on planning application LA09/2020/1663/O which had a recommendation for approval.

Proposed by Councillor Clarke
Seconded by Councillor McKinney and

Resolved That planning application LA09/2020/1663/O be approved subject to conditions as per the officer's report.

LA09/2021/0991/O Dwelling and detached garage at approx. 50m NE of 23 Castletown Road, Aughnacloy for Michael Jones

Councillor Robinson declared an interest in LA09/2021/0991/O.

Members considered previously circulated report on planning application LA09/2021/0991/O which had a recommendation for approval.

Proposed by Councillor Cuthbertson
Seconded by Councillor Black and

Resolved That planning application LA09/2021/0991/O be approved subject to conditions as per the officer's report.

LA09/2021/1382/O 2 Storey dwelling & domestic garage on a farm at land approx. 130m SW of 19 Glendavagh Road, Aughnacloy for Dale Watters

Members considered previously circulated report on planning application LA09/2021/1382/O which had a recommendation for approval.

Proposed by Councillor Cuthbertson
Seconded by Councillor Robinson and

Resolved That planning application LA09/2021/1382/O be approved subject to conditions as per the officer's report.

Councillor Cuthbertson left the meeting at 8.04 pm.

P074/22 Receive Report on Planning from the NI Public Accounts Committee

The SD: Planning presented previously circulated report and advised that the purpose of this report was to set out and provide comment on the Public accounts Committee Report on Planning in Northern Ireland and the subsequent draft response of the Department of Infrastructure response.

The Chairman stated that you would think that a board that would sit over the SMT would receive monthly or by-monthly progress reports in terms of targets and performance indicators etc. and whenever the system wasn't working efficiently then this should be an opportunity for the board to take them to task, publicly appointed like the way other organisations work. He stated that instead of civil servants working in isolation possibly a few degrees down from a minister, they should have a different way of reporting back which would help address those issues.

The Chair in referring to the planning applications advised that when some people go to MOT a car, they go to a mechanic to make sure everything is right before the test, but some other people take a chance without getting their vehicle looked at and were willing to pay the £16.50 for a retest and this can be seen here regularly also.

Councillor Clarke agreed that this was a great piece of work and as far as he could see there was a layer above us which seemed to think they can meddle, debate and delay. He said that he heard that there were 80 officials at this high level and was unsure what they were actually doing as it's around these tables that the works are going on.

Councillor S McPeake concurred with previous comments about a brilliant piece of work and commended comments around item 7 – housing in the countryside as this was the crux of it here as the department likes to see everything uniform and this was not the way it was meant to be when passing planning down to local councils as there was local sensitives and local pressures as this was evident in the attempted PAN at the time they wished to centralise. He felt that we need to be eternally vigilant as it wasn't going to go away as he felt there may be an attempt to take back the PAN in another guise. He felt that the way this has been worded has been excellent, strong and robust as this was going to be key to this as there were variants across the local Councils in the North and good to have a good strong response.

Councillor Colvin said that he would agree with everything which has been said and felt that one area the department could improve on was their consultation speed as it made us look bad. He concluded by saying that it was an excellent report put together by Dr Boomer.

Proposed by Councillor Brown

Seconded by Councillor Clarke and

Resolved That the Service Director of Planning on behalf of the Committee writes to the Public Accounts Committee, providing a copy of the report and providing a willingness to work with the Department and other Councils for a reform of the Planning System. This said, the solution is not to increase the role of the Department but to further empower Local Government. Key actions which are needed are as follows:-

- (a) There should be further Review of Public Administration to ensure that further functions relating to Local Road, Regeneration and Historic Buildings should transfer to Local government. Without this, any improvements will only be temporal as central government bodies will undoubtedly revert to the silo mentality over time.
- (b) The role and responsibilities of the Department in relation to the oversight of Local Development Plans is subject to independent review. It is clear there is a lack of clarity on the role of the Department in relation to assessing soundness in the context of regional policy and the weight given to local democracy in devising policies having regard to the Strategic Planning Policy. There is also a need to speed up decision making and final decision on soundness of a plan should transfer to the Planning Appeals Commission. The Department should be required to carry out any oversight of plans within clearly defined time limits.
- (c) That planning fees should be review to ensure sustainability of planning services, and they be future proofed by indexed linking to inflation to prevent the same delay in increasing fees in future years

Matters for Information

P075/22 Minutes of Planning Committee held on 3 May 2022

Members noted minutes of Planning Committee held on 3 May 2022.

Live broadcast ended at 8.30 pm.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor McKinney

Seconded by Councillor Brown and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items P076/22 to P083/22.

Matters for Decision

P076/22 Request to Revoke Permission to extend 13 Station Road, Moneymore

P077/22 Receive Planning Department Service Improvement Plan 2022-23

P078/22 Receive Report on the Council's LDP – Draft Plan Strategy

Matters for Information

P079/22 Confidential Minutes of Planning Committee held on 3 May 2022

P080/22 Receive Building Preservation Notices Update

P081/22 Receive TPO Assessment Report

P082/22 Enforcement Cases Opened

P083/22 Enforcement Cases Closed

P084/22 Enforcement Live Case List

P085/22 Duration of Meeting

The meeting was called for 7 pm and concluded at 9.20 pm

Chair _____

Date _____

Annex A – Introductory Remarks from the Chairperson

Good evening and welcome to the meeting of Mid Ulster District Council's Planning Committee in the Chamber, Magherafelt and virtually.

I specifically welcome the public watching us through the Live Broadcast feed. The Live Broadcast will run for the period of our Open Business but will end just before we move into Confidential Business. I will let you know before this happens.

Just some housekeeping before we commence. Can I remind you:-

- If you have joined the meeting remotely please keep your audio on mute unless invited to speak and then turn it off when finished speaking
- Keep your video on at all times, unless you have bandwidth or internet connection issues, where you are advised to try turning your video off
- If you wish to speak please raise your hand in the meeting or on screen and keep raised until observed by an Officer or myself
- Should we need to take a vote this evening, I will ask each member to confirm whether you are for or against the proposal or abstaining from voting
- For members attending remotely, note that by voting on any application, you are confirming that you were in attendance for the duration of, and that you heard and saw all relevant information in connection with the application you vote on
- When invited to speak please introduce yourself by name to the meeting. When finished please put your audio to mute
- For any member attending remotely, if you declare an interest in an item, please turn off your video and keep your audio on mute for the duration of the item
- An Addendum was emailed to all Committee Members at 5pm today. There is also a hard copy on each desk in the Chamber. Can all members attending remotely please confirm that they received the Addendum and that have had sufficient time to review it?
- If referring to a specific report please reference the report, page or slide being referred to so everyone has a clear understanding
- For members of the public that are exercising a right to speak by remote means, please ensure that you are able to hear and be heard by councillors, officers and any others requesting speaking rights on the particular application. If this isn't the case you must advise the Chair immediately. Please note that once your application has been decided, you will be removed from the meeting. If you wish to view the rest of the meeting, please join the live link.
- Can I remind the public and press that taking photographs of proceedings or the use of any other means to enable persons not present to see or hear any

proceedings (whether now or later), or making a contemporaneous oral report of any of the proceedings are all prohibited acts.

Thank you and we will now move to the first item on the agenda - apologies and then roll call of all other Members in attendance.



ADDENDUM TO PLANNING COMMITTEE AGENDA

FOR PLANNING COMMITTEE MEETING ON: 7 June 2022

Additional information has been received on the following items since the agenda was issued.

Chairs Business –

| ITEM | INFORMATION RECEIVED | ACTION REQUIRED |
|-------------|--|------------------------|
| 5.6 | Objection received | Members to note |
| 5.14 | Objection received | Members to note |
| 5.28 | Amended plans to address DfI Roads comments | Members to note |
| | | |
| | | |
| | | |
| | | |

Closed Business –

Report on request to revoke planning permission to extend 13 Station Road,
Moneymore.

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 9th June 2022 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

Members Present

Councillor S McAleer, Chair

Councillors Ashton*, Buchanan, Cuddy, Doris*, Elattar*, Forde, Gildernew*, Kearney, S McGuigan*, McKinney, S McPeake, McLean, Molloy and Totten*

Officers in Attendance

Mrs Canavan, Strategic Director of Organisation Development, Strategy and Performance
Mrs Campbell, Strategic Director of Environment
Mr Kelso, Director of Public Health & Infrastructure
Mr Tohill, Strategic Director of Corporate Service and Finance
Mrs Dyson, Head of Human Resources**
Ms Mezza, Head of Marketing and Communications**
Mr Moffett, Assistant Director of Organisational Development, Strategy and Performance
Mr McCreesh, Chief Executive**
Ms McNally, Assistant Director of Finance, Legal, Governance and Transformation**
Mr O'Hagan, Head of ICT
Mrs Forde, Member Support Manager

* Denotes members present in remote attendance

** Denotes Officers present by remote means

*** Denotes others present by remote means

The meeting commenced at 7.01pm

The Chair, Councillor S McAleer welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. Councillor McAleer in introducing the meeting detailed the operational arrangements for transacting the business of the committee in the chamber and by virtual means, by referring to Annex A to this minute.

PR111/22 Notice of Recording

This meeting will be webcast for live and subsequent broadcast on the Council's You Tube site.

PR112/22 Apologies

Councillor Forde

PR113/22 Declarations of Interest

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

PR114/22 Chairs Business

The Chair, Councillor S McAleer advised Members that she had agreed an additional report be considered and invited the AD: ODP to present report on Corporate Performance Improvement Plan (PIP plan) 2022 to 2023.

The Assistant Director: ODSP drew attention to the previously circulated report and sought approval for the Council's Corporate Performance Improvement (PIP Year 2) Plan 2022-2023.

Councillor McKinney drew attention to environmental impact and sought clarity as to what different had been done from last year and asked what the Council's action plan was regarding same.

In response the AD: ODSP advised that within the report there was key activities outline and drew particular attention to recycling rates and the boost in carbon reductions associated with recycling and EE omissions. He also drew attention to the greater use of Council infrastructure highlighting the recycling of laptops and pcs which have been distributed in the community. In conclusion he highlighted the focus on air quality and council programmes such as biodiversity and affordable warmth to educate on improved efficiencies.

Councillor McKinney highlighted that he had read that Aberdeen Council had 75% fuel free fleet using alternatives to fossil fuels but currently it did not appear that Mid Ulster was taking the first steps. In response the AD: ODSP said there was planned activity to review vehicle fleet.

The SD: Environment said a recent recommendation had been brought through Environment Committee to work with Sustainability NI and consultations would take place on best practice. She highlighted that work was being undertaken but emphasised that it was better to research and ascertain what best practice was before embarking on what could be a wrong approach. The SD: Environment mentioned projects in relation to flooding, wind power and use of hydrogen. She also advised that practical steps were already taking place with staff for example online meetings reducing mileage costs and less impact on the environment. She concluded there was much work in progress and more would come.

Councillor Cuddy stated that Council should be able to measure improvements and demonstrate same and have projects to build momentum on rather than just a report. He expressed disappointment on the use of consultants.

Councillor McLean said it was important to take cognisance of what the SD: Environment had said that research was required before taking a strategic move as quick gains don't always pay off. He said he was conscious of use of consultants but Council was a large organisation which needed to be cost effective. He said Council had recently purchased vehicles and their value needed to be taking into

consideration in fleet replacement. He concluded that whilst Council should be proactive it also needed to be cautious factoring implications of each stage.

Councillor Molloy referred to the FASTER project The FASTER Project is a joint initiative by partners in Scotland, Ireland and Northern Ireland to support the overarching ambition to transition to low carbon transport systems. He highlighted in particular projects for electric vehicle charging points, which there was a dearth of across Mid Ulster. He said Council should not reinvent existing projects and proposed that the FASTER project be invited to present to relevant committee.

Proposed by Councillor Molloy
Seconded by Councillor McKinney and

Resolved That it be recommended to Council to invite FASTER project to make a presentation regarding transition to low carbon transport systems.

Proposed by Councillor Gildernew
Seconded by Councillor McLean and

Resolved That it be recommended to Council to approve the Council's Corporate Performance Improvement (PIP Year 2) Plan 2022-2023.

Matters for Decision

PR115/22 Request(s) to Illuminate Council Property – June 2022

The Assistant Director: ODSP presented previously circulated report which considered requests to illuminate/light up the Council's three designated properties to raise awareness of and mark;

- Monday 10 October 2022 – Baby Loss Awareness Week the colour to be blue and pink.

In response to Councillor McLean's query in providing all of the colours requested in requests the AD: ODSP said that various colours are achieved by the use of filters.

Councillor S McPeake referred to previous discussions about media and promotion of the worthy causes brought forward.

In response the AD: ODSP said that it is reliant on facilities providing the photographs of the buildings when lit. The Head of Communications stated that each event is released on social media and there is a dedicated web page detailing each occasion a building is lit up and the charity it is supporting.

Proposed by Councillor Buchanan
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to illuminate the three designated Council properties as follows –

- Monday 10th October 2022 – Baby Loss Awareness Week

PR116/22 Member Services

None

Matters for Information

PR117/22 Minutes of Policy and Resources Committee held on Wednesday 4th May 2022

Members noted Minutes of Policy and Resources Committee held on 4 May 2022.

PR118/22 Somme Association: 2022-2023 Membership Subscription

Members noted the content of the report.

PR119/22 Full Fibre Project Update

Members noted the content of the report.

PR120/22 Chief Executive's – Departmental Service Plan 2022-2023

Members noted the content of the report.

Local Government (NI) Act 2014 – Confidential Business

The live stream ended at 7.20pm

Proposed by Councillor Buchanan
Seconded by Councillor Molloy and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Member consider items PR121/22 to PR131/22.

Matters for Decision

- PR121/22 Staffing Matters for Decision
- PR122/22 ICT Contracts Extensions
- PR123/22 Financial Update Report – 12 months to 31 March 2022
- PR124/22 AVC Pension – Salary Sacrifice/Shared Cost AVC
- PR125/22 Capital Framework 2020 -2024/25
- PR126/22 Dungannon – Property Update
- PR127/22 Lease: Feeney's Lane, Dungannon

Matters for Information

- PR128/22 Policy and Resources Committee Confidential minutes held on Wednesday 4 May 2022
- PR129/22 Staffing matters for Information
- PR130/22 Industrial Relations Update
- PR131/22 Contracts and DAC

PR131/22 Duration of Meeting

The meeting commenced at 7 pm and concluded at 8.03 pm

Chair _____

Date _____

Annex A – Introductory Remarks from the Chairperson

Good evening and welcome to the Council's [Policy & Resources/Environment/Development] Committee in the Chamber, [Dungannon/Magherafelt] and virtually.

I specifically welcome the public watching us through the Live Broadcast. The Live Broadcast will run for the period of our Open Business but will end just before we move into Confidential Business. I let you know before this happens.

Just some housekeeping before we commence. Can I remind you:-

- If you have joined the meeting remotely please keep your audio on mute unless invited to speak and then turn it off when finished speaking
- Keep your video on at all times, unless you have bandwidth or internet connection issues, where you are advised to try turning your video off
- If you wish to speak please raise your hand in the meeting or on screen and keep raised until observed by an Officer or myself
- Should we need to take a vote this evening I will ask each member to confirm whether they are for or against the proposal or abstaining
- When invited to speak please introduce yourself by name to the meeting
- For any member attending remotely, if you declare an interest in an item, please turn off your video and keep your audio on mute for the duration of the item
- If referring to a specific report please reference the report, page or slide being referred to
- Lastly, I remind the public and press that taking photographs of proceedings or using any means to enable anyone not present to see or hear proceedings, or making a simultaneous oral report of the proceedings are not permitted

Thank you and we will now move to the first item on the agenda - apologies and then roll call of all other Members in attendance.

Minutes of Meeting of Environment Committee of Mid Ulster District Council held on Tuesday 14 June 2022 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

Members Present Councillor S McGuigan

Councillors Buchanan, Burton, Brown*, Cuthbertson, Glasgow* (7.17pm), Graham, Kearney, N McAleer, S McAleer*, B McGuigan, McNamee*, Milne, O'Neill*, Totten, Wilson

Officers in Attendance

Mrs Campbell, Strategic Director of Environment
Mr Fox, Principal Building Control Officer**
Mr Lowry, Head of Technical Services**
Mr McAdoo, Assistant Director of Environmental Services**
Mr Scullion, Assistant Director of Property Services**
Mrs Forde, Member Support Officer

* Denotes members and members of the public present in remote attendance

** Denotes Officers present by remote means

*** Denotes others present by remote means

The meeting commenced at 7.00 pm

The Chair, Councillor S McGuigan welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. Councillor S McGuigan in introducing the meeting detailed the operational arrangements for transacting the business of the committee in the chamber and by virtual means, by referring to Annex A to this minute.

E144/22 Notice of Recording

Members noted that the meeting would be webcast for live and subsequent broadcast on the Council's You Tube site.

E145/22 Apologies

None

E146/22 Declarations of Interest

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

E147/22 Chair's Business

Councillor S McGuigan extended thanks to the previous Chair Councillor Brown and Deputy Chair for their work in the past year. He welcomed Deputy Chair Councillor Graham to her role. The Chair, Councillor S McGuigan extended thanks to staff for ongoing work.

Matters for Decision

E148/22 Bus Shelters Update

The Head of Technical Services presented previously circulated report which provided update on current bus shelter status.

In response to Councillor N McAleer the Head of Technical Services advised that officers were seeking transfer of lands, awaiting a valuation from Lands and Property Services but that he would follow up with Northern Ireland Housing Executive.

Councillor Cuthbertson referred to proposed bus shelter at Millix Road and stated it would be nice to have it in place for September.

Councillor Kearney drew attention to the possible need of an alternative site regarding shelter at Innishrush Village and said he would liaise with officer regarding a possible alternative.

Councillor Burton requested that a review/tidy up of rural bus shelters take place prior to the schools resuming in September.

Proposed by Councillor Burton
Seconded by Councillor Wilson

Resolved That it be recommended to Council to

- (i) Move from stage 5 of the application process – 1Nr, Killeeshil Road, Ballygawley.
- (ii) 1nr application to move to approval to install stage - Millix Road, Ballygawley

E149/22 Dfl Roads Proposal to MUDC - Parking and Waiting Restrictions in Coalisland

The AD: Director of Property Services presented previously circulated report which sought agreement in relation to a proposal from Dfl Roads to introduce parking and waiting restrictions in Coalisland.

Councillor Cuthbertson welcomed this proposal and stated that Members had received notification in relation to the public realm.

Proposed by Councillor Cuthbertson
Seconded by Councillor Buchanan

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed introduction of parking and waiting restrictions in Coalisland.

E150/22 DfI Roads Proposal to Mid Ulster District Council - Reposition Proposed Disabled Persons' Parking Bay at Tullywiggan Cottages

The AD: Property Services presented previously circulated report which sought agreement in relation to a proposal from DfI Roads to reposition the proposed disabled persons' parking bay at Tullywiggan Cottages on Tullywiggan Road, Cookstown.

Proposed by Councillor Cuthbertson
Seconded by Councillor Buchanan

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed disabled persons' parking bay at Tullywiggan Cottages on Tullywiggan Road, Cookstown.

E151/22 Street Naming and Property Numbering

The AD: Property Services presented previously circulated report which advised of requests for naming of new streets with residential Housing Developments within Mid Ulster District Council. The Building Control Department has received a request for the naming of a street within a proposed residential development as follows:

- Site off Fairlea Heights, Money more

The options submitted are as noted below:

1. *Fairlea Manor*
2. *Fairlea Mews*
3. *Fairlea Park*

Proposed by Councillor Wilson
Seconded by Councillor Graham

Resolved That it be recommended to Council to go with the preferred option of Fairlea Manor

Matters for Information

E152/22 Environment Committee minutes of meeting held on 10 May 2022

Members noted minutes of Environment Committee held on 10 May 2022.

It was noted that Cllr S McAleer had attended the committee in person on 10 May 2022.

E153/22 Building Control Workload

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

E154/22 Dual Language Signage Requests

Members noted previously circulated report which advised of requests for Dual Language Signage from residents on the streets/roads in question.

Councillor Cuthbertson drew attention to the three requests and stated that although for different areas they all appear to be from the same template. He also added that in previous submissions the address although redacted had been included but this did not appear to be so.

E155/22 Entertainment Licensing Applications

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

E156/22 Update on Refuse Collection Route Optimisation Project

Members noted previously circulated report which provided update on route optimisation and changes to the refuse collection service.

Councillor Cuthbertson asked if there was only a driver operating the vehicle how bins would be checked for cross contamination.

In response the AD: ES stated that it was fair comment but as time had progressed there was less cross contamination of waste but advised the situation would be monitored.

Councillor B McGuigan stated that the system had been in operation in Magherafelt for some ten years and there had been no complaints thus must be working well.

E157/22 Updated Covid 19 Guidance – Funerals

Members noted previously circulated report which provided an update on the latest guidance from the Department of Health on the Handling of Infection Risks when Caring for the Deceased and Managing Funerals.

Councillor Cuthbertson welcomed the fact that procedures for funerals was going back to normal and referred to media coverage whereby allegations had been made towards another council in relation to burial grounds and the room in graves. He stated that the programme had referred to people having to pay for specialised digs

to ascertain if there was space in the graves. He sought clarity as to if this would impact Mid Ulster.

In response the AD:ES said he was unaware but would seek clarity regarding the matter.

E158/22 Environment Directorate Department Plan 2022/23

Members noted previously circulated report which provided an update on the content of the annual Departmental Plan for the Environment Directorate for the period 2022/23.

Live broadcast ended at 7.17 pm.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor B McGuigan
Seconded by Councillor N McAleer

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items E159/22 to E166/22.

Matters for Decision

- E159/22 Contract for Hire of Heavy Plan at Council Waste Facilities
- E160/22 Biowaste Contract - Temporary Surcharges
- E161/22 Award of ICT for Dungannon Park Lake and Ballysaggart Lough Reservoirs

Matters for Information

- E162/22 Confidential Minutes of Environment Committee held on Tuesday 10 May 2022
- E163/22 Capital Framework - ICT Contracts Update
- E164/22 Capital Framework - IST Contracts Update
- E165/22 Capital Projects - Scoping Contracts Update
- E166/22 Off-Street Car Parking Update 2021-2022

E167/22 Duration of Meeting

The meeting was called for 7.00 pm and ended at 7.28 pm

CHAIR _____

DATE _____

Annex A – Introductory Remarks from the Chairperson

Good evening and welcome to the Council's [Policy & Resources/Environment/Development] Committee in the Chamber, [Dungannon/Magherafelt] and virtually.

I specifically welcome the public watching us through the Live Broadcast. The Live Broadcast will run for the period of our Open Business but will end just before we move into Confidential Business. I let you know before this happens.

Just some housekeeping before we commence. Can I remind you:-

- If you have joined the meeting remotely please keep your audio on mute unless invited to speak and then turn it off when finished speaking
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- Should we need to take a vote this evening I will ask each member to confirm whether they are for or against the proposal or abstaining
- When invited to speak please introduce yourself by name to the meeting
- For any member attending remotely, if you declare an interest in an item, please turn off your video and keep your audio on mute for the duration of the item
- If referring to a specific report please reference the report, page or slide being referred to
- Lastly, I remind the public and press that taking photographs of proceedings or using any means to enable anyone not present to see or hear proceedings, or making a simultaneous oral report of the proceedings are not permitted

Thank you and we will now move to the first item on the agenda - apologies and then roll call of all other Members in attendance.

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Thursday 16 June 2022 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

Members Present

Councillor Clarke (Chair)

Councillors Ashton, Burton, Corry*, Doris*, Kerr*, McNamee, Milne*, Molloy*, Monteith* and Wilson*

Officers in Attendance

Mr Black, Strategic Director of Communities and Place
Mr Gordon, Assistant Director of Health, Leisure and Wellbeing

Ms Linney**, Assistant Director of Development
Ms McKeown**, Assistant Director of Economic Development, Tourism and Strategic Programmes
Mrs Loughran, Business Support Manager

Others In Attendance

Deputation: Into the West Rail -
Cormac Duffy and Steve Bradley

* Denotes Members present in remote attendance

** Denotes Officers present by remote means

*** Denotes Others present by remote means

The meeting commenced at 7 pm.

The Chair, Councillor Clarke welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. Councillor Clarke in introducing the meeting detailed the operational arrangements for transacting the business of the committee in the chamber and by virtual means, by referring to Annex A to this minute.

D089/22 Notice of Recording

This meeting will be webcast for live and subsequent broadcast on the Council's You Tube site.

D090/22 Apologies

Councillors Black, Elattar and Wilson.
Mr McCreesh, Chief Executive.

D091/22 Declarations of Interest

The Chair, Councillor Clarke reminded Members of their responsibility with regard to declaration of interest drawing attention in particular to agenda item on grants. He stated that if Members had already declared the interest it did not need reiterated.

D092/22 Chair's Business

Councillor McNamee stated that he wished to raise two items under Chair's business. He enquired if there was any update on the cycle trails in Davagh Forest and whether a new contractor had been appointed yet. He also asked for an update on Cookstown Saturday market, especially the results of the consultation and whether these would be brought to committee.

The AD: Health, Leisure and Wellbeing advised that a paper would be tabled at a future Environment Committee regarding the Cycle Trails in Davagh.

Resolved That it be recommended to Council that a paper be brought to a future Environment Committee providing an update on the Cycle Trails at Davagh Forest.

The AD: Economic Development, Tourism and Strategic Programmes advised that the Saturday Market review is being finalised and will be brought to Committee as soon as it is completed for Members' review.

Councillor McNamee stated that the parking issues around the market were raised at the PCSP meeting recently and was content that these would be addressed.

Councillor Kerr congratulated Councillor Clarke on being elected Chair of the Development Committee and wished him well.

Councillor Kerr stated that he had been contacted by a local volunteer from Cookstown SANDS group which was a charity who specialises in stillbirth and neo-natal support for bereaved parents. He said that the volunteer would like to see a memorial for the children who unfortunately lost their lives in the Mid Ulster area who would like to see a memorial to babies/children who lost their lives. The Volunteer advised that there was a memorial garden exists in the Lisburn area and that Fermanagh and Omagh District Council were also exploring a exploring a similar initiative.

Proposed by Councillor Kerr
Seconded by Councillor Monteith

Resolved That it be recommended to Council that Council engage with SANDS volunteers to explore a memorial within the district for babies/children who have lost their lives.

The SD: Communities and Place advised that Officers would take this away and consider the matter with an update being brought at a later date.

D093/22 Deputation – Into the West Rail

The Chair, Councillor Clarke welcomed representatives of Into the West – Mr Cormac Duffy and Mr Steve Bradley to the meeting and invited them to make their presentation.

Mr Duffy and Mr Bradley delivered their presentation which highlighted the fact that 2 of the 11 Councils within Northern Ireland do not have rail access, namely MUDC and FODC. They advised that there had been no rail in Tyrone or South Derry in the last two generations, which demonstrated that this has become a car dominated region even though around a quarter of households in Dungannon and Cookstown have no access to a car or van.

The aim of the lobby group was to restore the Derry-Portadown line which will in turn open the possibility for a circular rail line covering 5 of the 6 counties. If connections were then established with Letterkenny in Donegal it would allow the possibility of funding from the Irish Government.

Into the West are asking MUDC to adopt an ambitious vision for rail within our District, while becoming a consistent and vocal advocate for rail in the area. They want MUDC to work closely and collaboratively with other Councils to achieve objectives of establishing a Rail Working Group within Council to support other improvements to rail on the island.

Councillor Burton advised that she gets lobbied for this a lot which she has raised at NILGA as she felt that rail was a great way of connecting people. She said that she would like to see rail coming the same route as the old Clogher Valley railway line and has been working with other groups in the Armagh area on restoring railway lines. She enquired if the railway track came as far as Armagh then could it progress to Monaghan which she would fully support.

Mr Bradley advised that the Derry route would go through Dungannon providing a spine of rail through Co. Tyrone and would be an economically viable option. This would bind together the larger towns in Northern Ireland and put Mid Ulster at heart of the network. Once rail was back to Omagh it could then be brought to Enniskillen and then onto Sligo.

In referring to query regarding the Clogher Valley, he advised that the train would go to Dungannon with feeder buses from Clogher Valley and could also look at the option of providing better cycle routes to feed people into that rail service.

Councillor Burton stated that a large number of people would already drive to Portadown to access the rail service from there. She said that she was hopeful that the upgrade of the rail network would take place and would fully support it as it was criminal that the train was lost from Clogher Valley to begin with and she wished them well.

Councillor Molloy said that the West had been abandoned by rail and agreed it was criminal. He referenced the loss of the track bed in Mid Ulster which had been lost to private development and the bridge network which had been removed. He said that a sea change in thought was needed as to where the new track between Portadown and Dungannon would go and a need to rethink the network linkages not where it was, but would be fully supported the proposals.

Mr Bradley agreed that he wouldn't be in favour of using the old route but Derry to Portadown has not been built on and was still fully intact and problems arise when

entire route is built on. Rail beds needs to be protected in planning so that if a route is still usable and desirable then rail beds can be utilised.

Councillor Kerr advised that he was fully supportive of the INTW campaign and another advantage was to appeal the environmental argument to rebuild the railway. Most nations have plans to eliminate carbon footprints and improving public infrastructure would help this, with consideration being given to electric trains as was the case in USA and other countries. He recalled track imprints in the fields around Coalisland and hoped that these could be restored.

Mr Bradley stated that this was all about choice and in order to use cars less people need more options open to them as people at the minute have no choice as a quarter of local households do not even have access to a vehicle.

Councillor Quinn said it was a fantastic presentation and was keen to see the railway returning back to Coalisland. He said that if people had the foresight to see the benefits of a new rail system that this would be very beneficial as current trains and rail network were currently old fashioned and not fit purpose. He stated that health and environmental advantages from Rail are huge and he asked if Council could investigate old train lines to see what was still intact and available. He advised that he would be fully supportive the INTW proposals.

Mr Bradley agreed that it cost a lot of money, however mile for mile, rail was half the cost of motorway £850 million to restore rail link from Derry to Portadown. He said that he wished to see strong community advocates to make rail connectivity happen.

Councillor Monteith congratulated Councillor Clarke on in term of Chair and said that he was also in favour of seeing the rail network being restored from Derry to Portadown. He enquired if there was a certain team within DfI dealing with rail so that Council could negotiate and arrange a meeting to progress this initiative.

Mr Bradley confirmed that DfI hold the budget. He said that the first stage of the process was that DfI and Finance Ministers consider the benefits of the overall project as there were large sums of money required (Catch Up Cash from Westminster and Dublin). He said that there was a need for Council to become a strong advocate for pushing this forward so that the two ministers previously referenced to bring to London, Dublin and EU to lobby for it. He said that this would take a long time and no short cuts.

The SD: Communities and Place reminded members that reference was made in the Community Plan to Reinstatement of Railways and therefor there are opportunities to bring this conversation forward under Community Planning.

The AD: Economic Development, Tourism and Strategic Programmes agreed that it was a very good presentation. She said that Council had lobbied hard for the rail network to be reinstated from Portadown to Dungannon, Cookstown, Magherafelt and onwards to Coleraine. She advised this route would provide a key rail corridor from Coleraine through the heart of Mid Ulster and onwards to Portadown where it would link directly into the Republic of Ireland. This key route carries significant traffic daily and requested this be included as part of Into the West's proposals.

Councillor McNamee referred to the key route from Derry to Portadown and suggested the possibility of Officers touching base with the other Councils involved (Derry & Strabane, Fermanagh & Omagh and ABC) as this would strengthen the campaign as a group going forward.

Councillor Clarke stated that if a circular route was complete it would automatically build demand and usage as a whole across the West. He felt that the project needed serious impetus and drive to get delivered.

Mr. Bradley said there would be opposition to rail within DfI as he was aware of other Councils being told not to include this within their transport plans. He said that there was a need for vocal advocates for rail within communities as times were changing, but was confident however that there would be opposition as was the case in rural Scotland, but they lobbied hard and were successful.

Resolved That it be recommended to Council to engage with neighbouring Councils (Derry & Strabane DC, ABC Borough Council and Fermanagh and Omagh DC) to work collectively in progressing the reintroduction of rail transport to the West.

The Chair, Councillor Clarke thanked the representatives of Into the West for their attendance at committee tonight and they withdrew from the meeting at 7.51pm.

Matters for Decision

D094/22 Development Report

The AD: Development presented previously circulated report which provided update and sought approval on the following:

- **Community Grants - Rolling Grants Programme 2022 – 2023**
- **Community Grants Online – grants review is taking place currently as part of the 3 year review, and a session will be held with members**
- **Development Update – for noting**

Councillor Burton declared an interest in Bawn Development Group.

Councillor Ashton asked that PCSP remain the lead on the action to address the ASB issues relating to the memorials in Dungannon and Moy. She advised that a positive DEA meeting with officers had taken place concerning the attacks on the war memorial in Moy and Dungannon and that an update on follow up of agreed actions would be welcomed.

Councillor McNamee advised that this matter had been raised at yesterday's PCSP meeting.

The AD: Development said that she would follow up re the DEA discussions with the relevant officers; exploring installation of railings, community engagement and looking at CCTV to best maximise this.

Resolved That it be recommended to Council that a paper be brought to future committee regarding the outcome of discussion on the ASB at Moy and Dungannon War memorials.

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

Resolved To propose the Development Report as detailed below:

- **Community Grants - Rolling Grants Programme 2022 – 2023**

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

Resolved That it be recommended to Council to approve the allocation of the Community Grants as recommended in appendix 1 of the Officers report.

- **Community Grants Online**

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

Resolved That it be recommended to Council to note the Community Grants Online review.

- **Development Report**

The AD: Development wished members to note that SEUPB has provided guidance on the delivery of Peace Plus programme and the Partnership to oversee this. A call via the Council database will take place to seek to get social partners alongside the statutory and Council member partners, and an update paper will be brought to the September committee.

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

Resolved That it be recommended to Council to note the contents of the development report.

D095/22 Consultation on the Department of Health Review of Urgent and Emergency Care Services in NI

The AD: Development presented the previously circulated report which sought approval of the Council's response to the Department of Health's Review of Urgent and Emergency Care Services in Northern Ireland. Report is for members consideration and to submit a response.

Councillor Kerr said that he wished to raise a few issues.

6 – Development Committee (16.6.22)

The first issue concerned GP telephone appointments and highlighted that not all issues can be resolved over the phone and felt strongly that GPs should be urged to facilitate as many face to face appointments as they possibly could. He said that the community were frustrated at the lack of resources within GP surgeries to answer calls and if callers cannot get through early in the morning then all appointments were gone and they have to wait until the following day. He said that more focus was required on staff resources for GP surgeries, more encouragement for student nurses and doctors to move into general practice.

He referred GP services being withdrawn in the Dromore area and hoped it would not happen in the rest of the region.

He also said that ambulance response times needed to improve and that better investment had to take place within the ambulance services as in many areas it was trained community volunteers who are first on the scene of an incident.

He felt that more investment was needed within the area of mental health, especially as Covid has had a huge impact on people's mental health and wellbeing.

The AD: Development advised that she would note all Councillor Kerr's issues and update the report accordingly.

Councillor Molloy made reference to an earlier point raised in the meeting about a section of the population within the area not having access to vehicles. This would pose difficulties if people have to travel further to hospitals or for Out of Hours services particularly in this area given that that particular service is not reopening in Dungannon.

Councillor Monteith said he held similar concerns to Councillor Molloy and proposed that Council seek an urgent meeting with the Southern Health Trust regarding the loss of the Out of Hours facility in Dungannon. He said that further reduction of services within this area cannot be allowed.

Proposed by Councillor Molloy
Seconded by Councillor McNamee and

Resolved That it be recommended to Council to

- i) Include additional comments from Members and approve Council's response to the Department of Health's Review of Urgent and Emergency Care Services in Northern Ireland as detailed in the officers report.
- ii) Council to seek an urgent meeting with Southern Health Trust regarding loss of Out of Hours Facility in Dungannon

D096/22 Strategic Development Update

The AD: Development presented the previously circulated report in respect of Support to alleviate cost of living pressures and Mid Ulster Poverty Plan and sought approval for measures outlined in the undernoted resolve.

Reference was made to continuing to liaise with the other Councils regarding their interventions.

Councillor Monteith welcomed the report and accepted that there was no easy solutions. He said that some support has been undertaken but that more innovation solutions are required; even to consider schemes from previous such as the fuel stamp initiative, as this was very positive to help as many as possible. He also referenced the grants to community groups for running of facilities that these would not be sufficient in terms of meeting costs such as energy etc. He is aware that this cannot be amended now but needs considered as more people are availing of community buildings during the day to keep warm; again asked for flexibility to be shown and to think of different ways to alleviate all of these concerns.

Councillor Kerr thanked the AD: Development for her report and concurred with Councillor Monteith's comments regarding supporting school children initiative as this last few months there seemed to be constant bad news with cost of living going through roof. He said that it was important to be flexible and innovative to support people on low incomes as it was a matter of heat or eat. He welcomed a report to help residents of Mid Ulster.

Councillor McNamee agreed with previous comments and said what there was a need to see the Executive up and running to try and get funding out into communities.

Councillor Burton stated that families in general were really struggling, often these are the "working poor". Some of these people are in professional/good jobs however are not entitled to any kind of financial support like childcare and enquired what was out there for them. Working poor are struggling as much and if not more that lower income groups and enquired was there anything the Council could do to help those people also.

The AD: Development advised that all the main poverty programmes do seek to support all people including the working poor as they have been identified as struggling. It not noted that some of the tailored programmes did focus on free school meals and noted that consideration would be given within the poverty plan of how issues such as childcare costs could be addressed to include the "working poor" as they are being impacted.

Proposed by Councillor McNamee
Seconded by Councillor Burton and

Resolved That it be recommended to Council to

- (i) Note the update in respect of officer engagement with Derry and Strabane District Council regarding their current consideration to provide support around pressures associated with cost of living increases;

- (ii) Agree that the Council continues to provide ongoing support with the cost of living challenges through our already established strategic network;
- (iii) Agree that any funding allocation from the Department, aimed to provide additional support, continues to be channeled through strategic network partners;
- (iv) Note the progress associated with the delivery of the Mid Ulster Anti-Poverty Plan and agree that this plan be used to continue to lobby government for additional support to help alleviate ongoing cost of living/poverty pressures.

D097/22 Affordable Warmth Scheme 2022-2023

The AD: Health, Leisure & Wellbeing presented previously circulated report which provided an update to Members on communications received from the Department for Communities (DfC) on the Affordable Warmth Scheme 2022-2023, the proposed changes to the number of referrals that can be made to the Scheme and resultant implications for Council.

He advised that this initiative had been delivered since 2014 targeting low income households so in line with the letter the budget position has an impact on spend as DfC can only fund 20 referrals per month from June 2022 onwards, reducing it from 360 to 260 this year. He said that the officer team were continuing to work on this programme and would work with those applicants who could not be referred but would signpost them to other relevant schemes. He advised that the report would be kept under review with a further review being carried out in Quarters 2 and 3.

Councillor Monteith said it was a very worthwhile project and staff were excellent in this role in referring, helping people and simplifying a daunting process, but felt there was a need for better publicity regarding the scheme availability. He said that if we were not in a position to create a cost of living scenario then this was a very real mechanism and suggested no one loses out. He said that there was a need to look at this to see if any further funding was available to increase this scheme as it makes a very real difference. The Council could take the initiative to make this more open to people on low incomes who are working as this was an excellent project that can be built upon if we can't do a cost of living grant. The key part of this thinking could be used for years to come. We do have a capital budget some of which could be improvements to people's homes which could be a great initiative and not just for facilities.

Councillor Kerr said there needs to be a revolutionary mind-set by local authorities to make changes to people's homes as the cost of living crisis was not going anywhere soon. There needs to be intervention to show Mid Ulster residents that Council wasn't just about lifting bins and cutting grass we want to improve lives.

Councillor Ashton referred to the reduction in referrals and said she would have thought they would have been aware of family pressures and asked we should push back and enquire if the project could be increased.

Councillor Molloy referred to evaluation the referrals and what difference they make to people's pockets and felt that this needed to be looked at as money in reserves needed to be spent.

The AD: Health, Leisure & Wellbeing clarified that Council did not give out the grants. He said that Council refer on to NIHE and the Department who can make an application up to £7,500 for windows or up to £10,000 for cavity walls, referrals are based on the number that's carried out by officers. The grant Council receive is to facilitate officer time and our role as this is a task and initiative for department, but we can continue working on this. He advised that officers would continue to voice comments to the Department as outlined in point 8. Important to reach out to the Department.

Proposed by Councillor McNamee
Seconded by Councillor Ashton and

Resolved That it be recommended to Council that

- (i) Members note the content of this report;
- (ii) Approve the current arrangements and meet the shortfall in funding through in year efficiencies; and
- (iii) Approval to carry out a review in quarter 3 and 4 in line with the annual rates estimates process on the ongoing viability of programme delivery should further funding not be achieved.

D098/22 FMT Chamber of Commerce Service Level Agreement

The AD: Health, Leisure & Wellbeing presented previously circulated report asking Members to consider a proposal to enter into a Service Level Agreement (SLA) with Fivemiletown Chamber of Commerce for caretaker and cleansing duties within the Round Lake and surrounding facilities along with Fivemiletown Market Yard.

Councillor Burton felt that this was money well spent as Fivemiletown Chamber of Commerce carry out hard work for the town and this SLA would give local people ownership of the area which had suffered from antisocial behaviour when it was first opened.

Proposed by Councillor Burton
Seconded by Councillor McNamee and

Resolved That it be recommended to Council to note the content of the report and give approval to enter into a Service Level Agreement with Fivemiletown Chamber of Commerce to provide on-site support services on a daily basis equating to 2 hours per day, 7 days per week on a flexible rota at an approx. cost of £144.23 per week/ £7,500 per annum. This is for the period July 2022 – March 2023 only and will be reviewed for effectiveness and extension in line with other annual Service Level Agreements in support of Council's leisure and outdoor recreation services.

D099/22 Request for Support

The Chair advised that consideration of the report had been postponed.

Councillor Monteith said he would have been happy to support the proposals in the report. He then referenced letters of support required to Dungannon Rugby Football Club (DRFC) and proposed Council Officers reach out to the club to ascertain their needs and would be happy to support their proposals.

Councillor Wilson felt that officers should not be approaching an organisation to advise them to request a letter of support however if the club contacted a Council Officer then this could be facilitated.

Councillor Burton stated she had been asked for something similar from Clogher Valley Rugby Football Club (CVRFC).

The Chair, agreed that a request needed to come from the club.

Councillor Monteith enquired if can Dungannon Rugby Football Club could receive a letter of support.

The SD: Communities and Place stated that his understanding of what was being proposed by Councillor Monteith was that should the Council receive any request for letters of support under the levelling up fund, these would need to be considered by Council.

Councillor Monteith agreed but said officers should reach out to Dungannon Rugby Club after advising them that this would have to be brought to full Council. The group to be advised that a letter be sent corporately to Council to get the letter in and dealt with. He said that it was important for groups which are trying to access extra funding to be facilitated.

Councillor Wilson said that although he agreed with Councillor Monteith, he would still have an issue with our Officers going to an organisation asking them do they require a letter of support and those Councillors which received emails should contact Dungannon themselves and that way the whole process is followed properly.

Councillor Burton advised that Clogher Valley Rugby Club contacted her seeking a letter of support also. She said that it was important that one should not be put above another and a balance shown.

Councillor Monteith said that it was important that this matter is dealt with as a matter of urgency otherwise it would be September before it's done and proposed that in principal that if a request is received from either club that Council facilitate that at full Council at the end of the month.

Councillor Molloy clarified that both clubs referenced are liaising with Council Officers directly at present regarding other funding available, namely discretionary grants, which was the case and was aware that Clogher Valley was doing the same in terms of accessing funding for various things.

Councillor Kerr referred to Service Level Agreements and asked for an update report to be taken to the next meeting of this Committee on Washingbay as he had been contacted by some local residents and committee members about traffic issues in the area. He said these had been raised with previous officers and would like to see the issues progressed.

Proposed by Councillor Monteith
Seconded by Councillor Molloy and

Resolved That it be recommended to Council

- i) That should Members be contacted regarding letters of support for Levelling Up that the groups be asked to make contact with Council Officers directly and the requests will then be brought to the next full Council for consideration due to the imminent funding deadline
- ii) Washingbay Community Group: that Officers engage with relevant parties/agencies regarding traffic issues at the junction of the site.

D100/22 Lease Extension Requests

The AD: Health, Leisure & Wellbeing presented previously circulated report seeking approval to progress lease extensions regarding:

- (i) Tobermore Playing Fields – extend the lease with the landlord to 2045 to ensure it is co-terminus with the football clubs proposed extension.
- (ii) Benburb Community Playgroup – execute a further 25 year extension.
- (iii) Land for Brocagh Playpark – execute a 25 year lease with possibility of extension.

Proposed by Councillor McNamee
Seconded by Councillor Burton and

Resolved That it be recommended to Council to progress lease extensions

- (i) Tobermore Playing Fields – extend the lease with the landlord to 2045 to ensure it is co-terminus with the football clubs proposed extension.
- (ii) Benburb Community Playgroup – execute a further 25 year extension.
- (iii) Land for Brocagh Playpark – execute a 25 year lease with possibility of extension.

D101/22 Sports Representative Grants

The Assistant Director Health, Leisure & Wellbeing presented previously circulated report to present to Members the proposed community grant allocations for the Sports Representative Grant – Teams and Individuals.

- 2 Individual application were received during this period
- Proposal to award a total of £450 in respect of the above 2 eligible applications.

Proposed by Councillor McNamee
Seconded by Councillor Burton and

Resolved That it be recommended to Council to note the contents of the report and grant approval for the sports grant allocations a total of £450 in respect of 2 eligible applications outlined in the report.

Matters for Information

D102/22 Minutes of Development Committee held on 12 May 2022

Members noted Minutes of Development Committee held on 12 May 2022.

Councillor Kerr referred to D083/22 and referred to Castlebay and formally proposed that a report was brought back for an enhancement scoping report on its potential and not to be forgotten about like the other areas of Lough Neagh.

Agreed that an Enhancement Scoping report for Castlebay be brought back to committee on its potential.

Councillor Doris enquired if there was any further update on development for Drumcairne and forestry licences for Cappagh and Altmore forests. If not available could this be kept on the Agenda to see if something could come back next month.

The AD: Health, Leisure & Wellbeing Health advised that previously funding applications submitted through TRPSI and as yet Council were yet to receive an outcome. He advised that once an update was received regarding the funding applications an update would be brought back through this committee.

D103/22 Clean Neighbourhood Action Plan

Members noted the report providing an update on the Clean Neighbourhood Action Plan.

Councillor Milne congratulated Councillor Clarke on his position of Chair of this committee for the incoming year.

He said that there was now a six monthly review on progress and would like to see this take place.

Councillor McNamee said that he would be supportive of Councillor McNamee's request as discussions were needed with all members as some people get off with fines and others do not and felt that there needed to be a balance for all areas.

Councillor Monteith said that it was quite clear that Dungannon and Cookstown were being adversely targeted with over 90 percent of notices being issued and clear to be seen they are being targeted more than the other areas. The report has been extremely generous when we talk about the increase of dog fouling, it was an increase of 2. He stated that this initiative was failing on dog fouling as this was an

issue consistently being raised and still is, a review would be timely as he felt this was a mitigated disaster.

Councillor Corry referred to Lough Fea which was previously a hotbed but has improved and a very well done on the big improvements.

Councillor Quinn said that it was hard to argue with Councillor Monteith as this was not what we intended as dog fouling was still out of control. He felt it targetted high areas of population and taking the easy way out, but complaints are about dog fouling and not other issues.

Councillor Burton advised that as someone who lives in a rural area the amount of glass bottles and chip papers is huge. She said that cigarette butts were still litter and there was a need to do something in relation to amount of rubbish we are still fairly early into this process but we do need to give it a bit of time and she felt that while we may not see butts as a big issue it is still litter at the end of the day. She agreed that that review would tell us what's going on but there were still a lot of rural villages which would like enforcement officers like this group. She said that we had to do something and WISE officers are targeting any form of litter just what they were asked to do.

The AD: Health, Leisure & Wellbeing advised that the review meeting built within the approval a mechanism to have a review and officers will liaise with Democratic Services to convene a meeting before the end of summer. He said that this was a 12 month pilot scheme and discussion was now needed to determine if this scheme continues or not.

The AD: Health, Leisure & Wellbeing advised that officers would organise a meeting and anticipate to have a date before September for members.

Resolved That it be recommended to Council for Officers to convene a meeting with Members and WISE representatives to review the pilot to date and to determine the next appropriate steps.

D104/22 Leisure Participation

Members noted the report providing an update on leisure participation.

D105/22 Departmental Service Plan 2022/23: Communities and Place

Members noted the Departmental Service Plan 2022/23: Communities and Place.

D106/22 Economic Development Report

Members noted the Economic Development Report providing an update on

- Economic Development and Tourism Achievements 2021/2022
- Hidden Heritage Tours

D107/22 Chief Executive’s Departmental Service Plan Report 2022-2023

Members noted the Chief Executive’s Departmental Service Plan Report 2022-2023

Live broadcast ended at 8.41pm.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor McNamee
Seconded by Councillor Burton and

Resolved In accordance with Section 42, Part 1 Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst members consider items D108/22 to D111/22.

Matters for Decision

D108/22 Tender to supply willow to Cookstown Leisure Centre
D109/22 Economic Development Report – CBF

Matters for Information

D110/22 Confidential Minutes of Development Committee held on
12 May 2022
D111/22 Mid South West Region Growth Deal Report

D112/22 Duration of Meeting

The meeting commenced at 7 pm and concluded at 20:55pm.

Chair _____

Date _____

Annex A – Introductory Remarks from the Chairperson

Good evening and welcome to the Council's [Policy & Resources/Environment/Development] Committee in the Chamber, [Dungannon/Magherafelt] and virtually.

I specifically welcome the public watching us through the Live Broadcast. The Live Broadcast will run for the period of our Open Business but will end just before we move into Confidential Business. I let you know before this happens.

Just some housekeeping before we commence. Can I remind you:-

- If you have joined the meeting remotely please keep your audio on mute unless invited to speak and then turn it off when finished speaking
- Keep your video on at all times, unless you have bandwidth or internet connection issues, where you are advised to try turning your video off
- If you wish to speak please raise your hand in the meeting or on screen and keep raised until observed by an Officer or myself
- Should we need to take a vote this evening please raise your hand in the normal way and keep raised until advised to lower it
- When invited to speak please introduce yourself by name to the meeting
- For any member attending remotely, if you declare an interest in an item, please turn off your video and keep your audio on mute for the duration of the item
- If referring to a specific report please reference the report, page or slide being referred to
- Lastly, I remind the public and press that taking photographs of proceedings or using any means to enable anyone not present to see or hear proceedings, or making a simultaneous oral report of the proceedings are not permitted

Thank you and we will now move to the first item on the agenda.

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| Report on | Consideration of Requests for Civic Recognition |
| Date of Meeting | Thursday 23 June 2022 |
| Reporting Officer | P Moffett, Assistant Director |
| Contact Officer | E Forde, Member Support Officer |

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

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|--|--|---|--|---|---|--|
| 1.0 | Purpose of Report | | | | | |
| 1.1 | To consider approval of request(s) for civic recognition from members, in line with council's current <i>Civic Honour and Receptions Policy</i> . | | | | | |
| 2.0 | Background | | | | | |
| 2.1 | All requests for recognition are to be submitted with Democratic Services using the pro-forma, <i>Request for Civic Recognition: Civic Honour & Civic Reception</i> . Requests for recognition are reviewed against the categories and associated criteria contained within the policy as detailed at 2.2. | | | | | |
| 2.2 | <p><u>Recognition</u></p> <ul style="list-style-type: none"> Civic Honour: recognition will be permissible when the following has been achieved at an All-Ireland, European, International, or National level: <table border="1" style="margin-left: 20px;"> <tr> <td>Have won first place at a competition in their relevant field at the highest level of competition</td> </tr> <tr> <td>Have received an outstanding achievement award at the highest level. Outstanding achievement relates to when a participant or group has not been involved in a competition</td> </tr> </table> Civic Reception: will be permissible for individual, groups or organisations when: <table border="1" style="margin-left: 20px;"> <tr> <td>Representing their country at International, European, All-Ireland or National level at the highest level</td> </tr> <tr> <td>Winning first place at a competition at the highest level at a Northern Ireland or Provincial level in the relevant field at the highest level of competition</td> </tr> <tr> <td>Receiving an outstanding achievement award at the highest level at a Northern Ireland or Provincial level. Outstanding achievement relates to when a participant or group has not been involved in a competition</td> </tr> </table> <p>Appendix A details those requests received for recommendation to and approval by council. The request have been categorised in line with the current policy.</p> | Have won first place at a competition in their relevant field at the highest level of competition | Have received an outstanding achievement award at the highest level. Outstanding achievement relates to when a participant or group has not been involved in a competition | Representing their country at International, European, All-Ireland or National level at the highest level | Winning first place at a competition at the highest level at a Northern Ireland or Provincial level in the relevant field at the highest level of competition | Receiving an outstanding achievement award at the highest level at a Northern Ireland or Provincial level. Outstanding achievement relates to when a participant or group has not been involved in a competition |
| Have won first place at a competition in their relevant field at the highest level of competition | | | | | | |
| Have received an outstanding achievement award at the highest level. Outstanding achievement relates to when a participant or group has not been involved in a competition | | | | | | |
| Representing their country at International, European, All-Ireland or National level at the highest level | | | | | | |
| Winning first place at a competition at the highest level at a Northern Ireland or Provincial level in the relevant field at the highest level of competition | | | | | | |
| Receiving an outstanding achievement award at the highest level at a Northern Ireland or Provincial level. Outstanding achievement relates to when a participant or group has not been involved in a competition | | | | | | |

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| 3.0 | Main Report |
| 3.1 | Implementation of the policy allows the Council in acknowledging the achievements of organisations and persons from the district, as put forward by members. Recognition requests received from Members have been categorised, details of which are set out within appendix A to this report. |
| 3.2 | Due to lifting of restrictions around COVID it has been the practice in recent months to resume hosting receptions where current guidance permits. |
| 4.0 | Other Considerations |
| 4.1 | Financial, Human Resources & Risk Implications |
| | Financial: not applicable |
| | Human: not applicable |
| | Risk Management: not applicable |
| 4.2 | Screening & Impact Assessments |
| | Equality & Good Relations Implications: not applicable |
| | Rural Needs Implications: not applicable |
| 5.0 | Recommendation(s) |
| 5.1 | Members give consideration to approving civic recognition requests as presented and be dealt with as appropriate. |
| 6.0 | Documents Attached & References |
| | Appendix A: Civic Recognitions Recommended for Approval |

Appendix A: June 2022 Requests for Civic Recognition Submitted: For Approval

Category: Civic Honour

| Proposed Recipient | Achievement | Submitted by | Condition/Criteria Met | Recipient Previously Acknowledged |
|--------------------|-------------|--------------|------------------------|-----------------------------------|
| | • | | • | |

Category: Civic Reception

| Proposed Recipient | Achievement | Submitted by | Condition/Criteria Met | Recipient Previously Acknowledged |
|-----------------------------------|---|--|--------------------------------------|-----------------------------------|
| St Ciaran's College - Ballygawley | Capita ICT Excellence Award – Post Primary Category | Cllr McGuigan | • Won first place at the competition | For: Not Applicable Date: |
| St Patrick's Academy – 14 Camogs | Schools Ulster Final Winners | Cllr Kerr Cllr Monteith | • Won first place at the competition | For: Not Applicable Date: |
| Derry U14 Ladies Football | • All Ireland 2022 U14 Champions in the Bronze Championship Final | Cllr Corry Cllr McGuigan Cllr S McPeake Cllr Milne Cllr D McPeake Cllr Elattar Cllr Totten Cllr McFlynn Cllr Kearney | • Won first place at the competition | For: Not Applicable Date: |
| Michael Haycock | • Ulster Hockey Performance Coach of the Year | Cllr Wilson | • Outstanding Achievement | For: Not Applicable Date: |

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| Cookstown 1 st XI Hockey | <ul style="list-style-type: none"> Promotion to Division 1 of the All Ireland League | Cllr Wilson | <ul style="list-style-type: none"> Won first place at the competition | For: Club has received previous awards but not for 1XI Date: |
| Ballinderry Shamrocks GAC U15 Girls Camogie | <ul style="list-style-type: none"> U15 RegionaI Feile Title (All-Ireland) | Cllr Bell | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |
| Derry GAA – Senior Football Team | <ul style="list-style-type: none"> Ulster Championship | Cllr B McGuigan Cllr McFlynn Cllr Kearney Cllr Mallaghan | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |
| Niall Devlin | Erigril All Ireland Championship Team of the Year – U20's Representation | Cllr Kerr Cllr Monteith | <ul style="list-style-type: none"> Outstanding Achievement | For: Not Applicable Date: |
| Tyrone Ladies U14's (Football) | U14 Ulster Gaelic Silver Ladies Championship | Cllr Kerr Cllr Monteith | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |
| Newmills Wildlife Gardening Club | Queens Award for Voluntary Service – Queens Jubilee Year | Cllr Colvin | <ul style="list-style-type: none"> Outstanding Achievement | For: Not Applicable Date: |
| St Patrick's High School, Maghera (Year 8) | Ulster Camogie Championship 2022 – Year 8 | Cllr McPeake Cllr Corry Cllr McGuigan | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: Received recognition other teams |
| Tess Mc Donnell | Uilleann Pipes 15-18 – 1 st Place | Cllr Kerr | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |
| Harry Graham | Northern Ireland winner in Key Stage 1 – C2K News Desk Competition | Cllr Graham | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |

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| St Joseph's Coalisland (Year 9) | Ulster Schools Shield | Cllr Kerr | <ul style="list-style-type: none"> • Won first place at the competition | For: Not Applicable Date: |
| Elle Mckay | Northern Ireland & National Youth Standard Bearer for Royal British Legion for 3 years until May 2022 | Cllr Wilson | <ul style="list-style-type: none"> • Outstanding Achievement | For: Not Applicable Date: |
| Craig McKeown | Irish Open Colts Champion & English Open – 12-16 Years | Cllr Wilson | <ul style="list-style-type: none"> • Won first place at the competition | For: Not Applicable Date: |
| Carla Leadon | Young Chef of the Year – Yes Chef Awards | Cllr Mallaghan | <ul style="list-style-type: none"> • Won first place at the competition | For: Not Applicable Date: |
| The Bannside Pharmacy | N.I. Pharmacy in Focus Awards Community Pharmacy of the Year Innovation at the P.I.F. Awards 2022 | Cllr Kearney Cllr McFlynn | <ul style="list-style-type: none"> • Won first place at the competitions | For: Not Applicable Date: |
| – St Mary's Grammar school, Magherafelt Year 8 Camogie | Ulster College Shield Champions | Cllr Kearney Cllr McFlynn | <ul style="list-style-type: none"> • Won first place at the competition | For: Not Applicable Date: school received previous recognition various teams |
| Eagles Special Olympics Club Bocca Team | Ulster Bocce 7s Football Green Team Division Two winners | Cllr Kerr Cllr Monteith | <ul style="list-style-type: none"> • Won first place at the competition | For: Not Applicable Date: |

Other: Letter from Council Chair

Where it is deemed that conditions/criteria have not been met for a civic reception, civic award or chair & deputy chair reception a letter from the Council Chair is recommended. This may also be in instances where recipients have previously received a reception or award for the same or similar achievement.

| Proposed Recipient | Achievement | Submitted by |
|--------------------------------|---|--|
| Tyrone Senior Hurlers | <ul style="list-style-type: none">All Ireland Nicky Rackard Cup | Cllr Kerr Cllr Monteith Cllr Doris Cllr McNamee Civic recognition April 2022 |
| Mikey Kennedy | Queens University Hurling Future Stars Award | Cllr Corry Cllr Elattar Cllr McGuigan |
| Tyrone GAA Minor Football Team | Ulster Final | Cllr Clarke Cllr Mallaghan Received Civic Recognition September 2021 |
| Ruairi Canavan | Under 20 Eirgrid Footballer of the Year | Cllr Kerr Cllr Monteith Received Civic Recognition April 2022 |

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| Tyrone Masters GAA | All Ireland win against Dublin | Cllr Mallaghan Received Civic Recognition November 2021 |
| St Joseph's College Coalisland Year 8 | Participation of Team A and Team B (runners up) in the Oisín McGrath D Competition | Cllr Kerr |
| Aughnacloy College (Danielle, Darcy and Rachael) | Pinkerton's School's Cook Off Cup Winners (Armagh Show) | Cllr Burton |

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| Report on | Conferences, Seminars & Training |
| Date of Meeting | 23 June 2022 |
| Reporting Officer | Philip Moffett, AD: ODPS |
| Contact Officer | Eileen Forde, Member Support Officer |

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

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| 1.0 | Purpose of Report |
| 1.1 | Provide an update on seminars and conferences received. To seek approval for (i) elected member attendance and the payment of registration/ attendance fees and associated costs, as incurred and, (ii) council officer approvals. |
| 2.0 | Background |
| 2.1 | Costs associated will be set against 2022-23 member Conference, Seminar and Training allocations. |
| 3.0 | Main Report |
| 3.1 | Approval for Consideration of Attendance by Elected Members There are occasions when it is beneficial to Members to attend training, conferences and seminars to better equip them in their role as elected representatives. There are none this month. |
| 3.2 | Officer Approvals There are occasions when it is beneficial to the council for Officers to attend conferences and seminars. Approval for attendance as detailed in Appendix 1 to this report is sought. |
| 4.0 | Other Considerations |
| 4.1 | Financial, Human Resources & Risk Implications |
| | Financial: Costs to be set against Members 2022/2023 conference/seminar/training allocation. Any costs incurred above annual allocation to be incurred by Member |

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| | Human: not applicable |
| | Risk Management: not applicable |
| 4.2 | Screening & Impact Assessments |
| | Equality & Good Relations Implications: not applicable |
| | Rural Needs Implications: not applicable |
| 5.0 | Recommendation(s) |
| 5.1 | Approval for attendance at the conferences, seminars and training by members and council officers as required. |
| 6.0 | Documents Attached & References |
| | Appendix 1 Staff Conferences, Seminars & Training |

JUNE 22 Council Meeting

Retrospective Approval – Conferences -

| Details of Courses | Service/ Directorate | No. Attending | Cost | Date | Location |
|--|----------------------------------|----------------------|-----------------------------|-------------|-----------------|
| Royal Highland Show – promotion Tourism Ireland | Tourism- Chief Executive's | 1 | £450 (Tourism budget) | 24/6/22 | Edinburgh |

Approval – Conferences -

| Details of Courses | Service/ Directorate | No. Attending | Cost | Date | Location |
|--------------------------------------|-----------------------------|----------------------|------------------|---------------------------|-----------------|
| APSE Future Focus Seminar 2022 | Environment | 2 | £265+ Vat x 2 | 7 th July 2022 | London |

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| Report on | Correspondence to Council |
| Date of Meeting | Thursday 23 June 2022 |
| Reporting Officer | P Moffett, Assistant Director |
| Contact Officer | E Forde, Members Support Officer |

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

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| 1.0 | Purpose of Report |
| 1.1 | Provide an update on correspondence received for attention of Council. |
| 2.0 | Background |
| 2.1 | This paper refers to correspondence to be brought to the attention of Council. Items are referred to in 3.0 below. |
| 3.0 | Main Report |
| 3.1 | <p>Correspondence from Irish Department of Foreign Affairs</p> <p>The Chair has received correspondence from the Irish Department of Foreign Affairs in response to letter send by Council in June 2021 regarding the Isreali Ambassador to Ireland. Refer to Appendix A</p> |
| 4.0 | Other Considerations |
| 4.1 | Financial, Human Resources & Risk Implications |
| | Financial: not applicable |
| | Human: not applicable |
| | Risk Management: not applicable |
| 4.2 | Screening & Impact Assessments |
| | Equality & Good Relations Implications: not applicable |
| | Rural Needs Implications: not applicable |

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| 5.0 | Recommendation(s) |
| 5.1 | That Council notes and considers, as necessary, the correspondence received. |
| 6.0 | Documents Attached & References |
| | Appendix A: Irish Department of Foreign Affairs |

From: [Minister Coveney's Office](#)
To: [Eileen Forde](#)
Subject: Response to your correspondence -DFA-MCO-04437-2021
Date: 01 June 2022 10:50:27

Reference No: DFA-MCO-04437-2021

Dear Cllr. Mallaghan,

On behalf of the Minister for Foreign Affairs and Minister for Defence, Mr Simon Coveney TD, I would like to thank you for your correspondence of 4 June 2021 regarding the Ambassador of Israel to Ireland. Please accept my apologies for the delay in responding, your correspondence was forwarded to officials in the Middle East Unit of Department of Foreign Affairs at the time.

Your correspondence calls for Department of Foreign Affairs to give consideration to the position of the Israeli Ambassador in Ireland. Ireland's bilateral relationship with Israel is an important means for us to directly communicate our concerns, where necessary, around Israel's actions in the occupied Palestinian territory. By expelling the Ambassador, we would be closing down our channel of communication with the Israeli government.

The Minister would like to reiterate that the overall human rights situation in Israel and the occupied Palestinian territory remains a priority for him, and Ireland will continue to take every opportunity to raise this with all appropriate interlocutors. Ireland will also continue to work with EU partners to promote coherent and effective EU action to work towards a lasting and peaceful two-state solution.

Yours sincerely,

Ciarán Doyle
Private Secretary to the Minister for Foreign Affairs

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| Report on | Consultations notified to Mid Ulster District Council |
| Date of Meeting | 23 June 2022 |
| Reporting Officer | Philip Moffett, AD OD, Strategy and Performance |
| Contact Officer | Ann McAleer, Corporate Policy and Equality Officer |

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

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| 1.0 | Purpose of Report |
| 1.1 | To update members on the consultations notified to Mid Ulster District Council for comment. |
| 2.0 | Background |
| 2.1 | Council is a consultee for many government departments and statutory agencies, and as such receives consultation documentation inviting commentary on a wide range of issues that may be pertinent to council services and/or the District. |
| 3.0 | Main Report |
| 3.1 | Documentation relating to the aforementioned consultations can be accessed via the links provided in the table provided in Appendix A. |
| 4.0 | Other Considerations |
| 4.1 | Financial, Human Resources & Risk Implications |
| | Financial: N/A |
| | Human: N/A |
| | Risk Management: N/A |
| 4.2 | Screening & Impact Assessments |
| | Equality & Good Relations Implications: None |
| | Rural Needs Implications: None |
| 5.0 | Recommendation(s) |
| 5.1 | Members review and note consultations notified to Mid Ulster District Council. |
| 6.0 | Documents Attached & References |
| | Appendix A: Details of Current Consultations |

Appendix A: Details of Current Consultations

| Organisation | Consultation Title | Issue | Closing Date | Response Currently Being Developed |
|----------------------------|---|--|----------------|---|
| Department for the Economy | Consultation on Mineral Prospecting Licence Applications for KDRA2/22 & KDRA3/22 | The Department has received two applications from Karelian Diamond Resources Plc for 2 Mineral Prospecting Licences (MPLs) under Section 11 of the above Act. The application includes lands situated in Counties Tyrone and Fermanagh outlined as KDRA2/22 and KDRA3/22 which is located within Mid Ulster District Council area. | 28 August 2022 | Paper being prepared for Planning Committee |
| | Link to Consultation | www.economy-ni.gov.uk/consultations | | |
| | Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)? | No | | |