



28 April 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, 28 April 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 24 March 2022 | 3 - 18 |
| 6. | Environment Committee minutes of meeting held on 4 April 2022 | 19 - 26 |
| 7. | Planning Committee minutes of meeting held on 5 April 2022 | 27 - 48 |
| 8. | Development Committee minutes of meeting held on 6 April 2022 | 49 - 64 |
| 9. | Policy and Resources Committee minutes of meeting held on 7 April 2022 | 65 - 70 |
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| 11. | Civic Recognition Requests | 81 - 88 |

12.	Conference, Seminars & Training Report	89 - 92
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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

15. Council Confidential minutes of meeting held on 24 March 2022
16. Environment Confidential Committee minutes of meeting held on 4 April 2022
17. Planning Confidential Committee minutes of meeting held on 5 April 2022
18. Development Confidential Committee minutes of meeting held on 6 April 2022
19. Policy and Resources Confidential Committee minutes of meeting held on 7 April 2022
20. Entertainment Licence Update

Matters for Information

Minutes of Meeting of Mid Ulster District Council held on Thursday 24 March 2022 in the Council Offices, Circular Road, Dungannon and by virtual means

Chair	Councillor McLean
Members Present	Councillors Black, Brown, Buchanan, Burton, Clarke*, Colvin, Corry*, Cuddy, Cuthbertson, Elattar*, Forde*, Gildernew*, Glasgow, Graham, Martin*, Kearney*, Mallaghan, N McAleer*, S McAleer*, McFlynn*, B McGuigan*, S McGuigan*, McKinney, McNamee*, D McPeake*, S McPeake*, Milne*, Molloy*, Mullen*, Oneill*, Quinn*, Robinson*, Totten* and Wilson
Officers in Attendance	Mr McCreesh, Chief Executive 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 Mrs Mezza, Head of Communications**
Others in Attendance	Agenda Item 5 – Deputation: NI Water Dr Stephen Blockwell – Head of Investment Management Grahame Millar – Head of Living with Water Programme Valerie Crozier – Stakeholder Manager Marie McCartney – Senior Strategic Planner

* 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.

C044/22 Notice of Recording

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

C045/22 Apologies

Councillors Ashton and Doris

C046/22 Declarations of Interest

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

C047/22 Chair's Business

The Chair, Councillor McLean drew attention to the a new tourism campaign promoting Mid Ulster to potential visitors from Northern Ireland and the Republic of Ireland markets launched to showcase the unique offering of open spaces and outdoor recreation, positioning Mid Ulster as the ideal choice as a short break destination this spring. He further advised that the 'Unwinding Time' campaign aimed at supporting the recovery of the district's tourism industry in the wake of the pandemic, as well as reinforcing the wider message that the area's tourism and hospitality sector is good to go. The Chair drew attention to the visit of Department for Communities Minister Deirdre Hargey to Coalisland to mark the completion of the Public Realm Scheme which had seen £4.27m transform the town. He also advised that the Minister had also announced a further investment of £274,000 by her Department to deliver a revitalisation scheme in the town, funding that will make a huge difference to the town.

The Chair, Councillor McLean advised that he had hosted a small reception to recognise staff across the district and emphasised that Council needed to develop, award and acknowledge those who put effort, talent and ability to deliver better service to the community. He concluded that staff and people are the greatest assets the district boasts.

The Chair, Councillor McLean stated he had been honoured to welcome Royal Highnesses, The Prince of Wales and The Duchess of Cornwall to Cookstown on Tuesday as part of their two-day visit to Northern Ireland. He said the visit had been more special as it was during Her Majesty the Queen's Platinum Jubilee year. He said the town was alive with visitors and shoppers, as a thriving local town centre should be. The Chair advised that there had been a great crowd which gathered to wish them well and everyone, in particular the hundreds of school children who were there, had been delighted to have the opportunity to see The Prince and The Duchess. He concluded that Cookstown just like the town's slogan had looked great!

The Chair, Councillor McLean also advised that he had met with Minister Poots from the Department of Agriculture, Environment and Rural Affairs who had provided funding for a project at the recycling centre in Magherafelt.

Councillor Cuthbertson said that sadly the war in Ukraine had been going on over one month and he commended the outstanding efforts of the local community in collecting and forwarding aid. He advised that he had been approached by a local

church offering their premises for use as a 'welcome centre' in the Dungannon area. Councillor Cuthbertson said it was the understanding that 'welcome centres' would be established across Northern Ireland and sought an update on progress on Council's response to the ongoing situation.

In response the Chief Executive advised that he would arrange for an update to be forwarded to Members regarding Council's response to the crisis. He also advised that the Communities team were working with the Department for Communities who had spoken of various welcome centres but was currently focusing on a substantial centre in Belfast. It was also noted that Barnardo's had been commissioned to take a key role in co-ordinating the response and they were working closely with the Northern Ireland Housing Executive. The Chief Executive concluded that Council's ongoing response was where it needed to be.

Councillor Buchanan congratulated the Chair, Chief Executive and officers who had coordinated the visit of HRH Prince of Wales and Duchess of Cornwall. He said the visit had proved to be a great boost for the town and Mid Ulster and that Superstars Cookstown had put on a great show for the guests.

C048/22 Deputation: NI Water

The Chair, Councillor McLean welcomed representatives from NI Water to the meeting. Dr Blockwell delivered presentation on the overview of planned infrastructure investment during price control 21 for Mid Ulster Council area.

The Chair, Councillor McLean thanked the delegation for the presentation stating that what had been delivered is no surprise but based on Mid Ulster there is still a significant gap between what is in existence and what is needed. He said the district continued to grow faster than NI average and housing needs grew with that and there is housing developments being stalled due to lack of infrastructure. He asked where did NI Water see the district going in short term how would it move from the immediate impasse?

Mr Blockwell stated that NI Water encourage property developers to make contact with them early in the planning stage in order that impact assessments can be carried out and that other options can be explored. He stated that NI Water encourages developers to build over wider areas and over the past 18 months bespoke solutions had been identified for some sites. Mr Blockwell also advised that with permission developers can install waste water works and concluded by saying that NI Water have strategic plans but repeatedly receive under investment and the current situation is the result of this.

Councillor Cuthbertson thanked the delegation for the presentation and placed on record thanks to all the staff on the 'Elected Member Helpline' and spoke of the efficiency demonstrated by Kyle and Sinead. He welcomed plans for Dungannon area and said that investment plans for Dungannon had been talked about for a number of years but never seem to climb the list. He sought clarity as to where Dungannon would be on the priority list if the funding was available.

In response Mr Blockwell said that NI Water hope to receive a three year budget but without confirmation he could not give a cast iron guarantee but the area is one of NI Water's biggest investment areas which they wished to progress but could not do so without funds. He concluded that if NI Water receive funding it would be done.

Councillor Elattar thanked Mr Blockwell for the presentation and spoke of a local issue regarding an upgrade to water main in Draperstown. She advised work was supposed to commence in March 2020 and this was postponed and in February 2021 she had been told the work had been scheduled but had been removed. She concluded that the works had been considered essential yet two years on had not been completed and were not on plan.

In response Mr Blockwell said he would seek clarification on aforementioned and follow up with the Member.

Councillor B McGuigan thanked Mr Blockwell for the presentation and drew attention to comments regarding the hydrogen energy market and asked was there currently any projects on the ground and was there any customers requesting it using the example of Translink.

In response Mr Blockwell said they were staging a pilot which was in its early days and indicated that NI Water were leading the way in what would become a bigger picture. He said it was part of the road map which was being investigated and explored and whilst a great opportunity it is small in scale at present.

Councillor B McGuigan indicated that within Mid Ulster Lough Neagh would surely be an ideal site.

Mr Blockwell advised that currently the concentration was on waste water and quite a number of factors had to happen first. He said there would have to be a broad network in place and the project would be focused over three or four decades.

Councillor Molloy said that the Hill of The O'Neill was a strategic site in Dungannon for which Council had major plans. He said there was old reservoir tanks on site which were unused and also a communications mast which was an eyesore which with modern technology should be able to be relocated. He asked that Council and NI Water re-engage regarding the site.

Mr Blockwell stated he was not familiar with the site but would investigate same.

Resolved That a Dungannon DEA meeting to be called with NI Water to discuss the long term future use of the reservoirs adjacent to the Hill of the O'Neill, Dungannon

Councillor Clarke thanked NI Water for the presentation and spoke of lack of investment in smaller settlements in Magherafelt, asked how Members could explain to constituents that although works on water mains was taking place they could still not approve development which would provide accommodation for local people.

In response Mr Blockwell said that there was a number of areas for example the Loup shown on the presentation for which investment had been mentioned but indicated that although works was being carried out to bring infrastructure up to acceptable standard it was not upgrading nor increasing capacity.

The Chair, Councillor McLean indicated that Councillor Clarke should speak directly to NI Water regarding local issues.

Councillor Wilson thanked NI Water for the presentation and reiterated comments regarding those working on the Elected Member Hotline. He advised that earlier in the day he had met with a group of potential buyers for properties in a development in Cookstown. He said that people had paid deposits on homes almost a year ago but the development of the new homes could not progress due to water issues.

Mr Blockwell said that NI Water had engaged with the developer who had been advised he would have to have a pumping station to the nearest water course. He stated that NI Water were awaiting detail of the design which then has to be adopted. He concluded that NI Water had been awaiting the information for several months.

The Chair, Councillor McLean suggested that perhaps a meeting should be arranged to discuss.

Councillor Wilson advised a meeting had just taken place and stated an update was being sought from NI Water.

Councillor McKinney thanked NI Water for the presentation and said as a Member of the Planning Committee issues such as aforementioned were highlighted regularly. He said that NI Water needed to come back with a stiff answer in that if it is not suitable state that. He said that often drinking water was not the problem but waste water was and liaison was needed regarding the area plan. He asked was there any plans going forward to cater for the new area plan when the requirements of the previous plan had not been met.

Councillor Glasgow left the meeting at 8.00pm

Mr Blockwell said that problems arise from the sustained underinvestment from the NI Executive. He said NI Water had increased investment and had plans in place but could not fix everything. He said they were working on main hubs in Cookstown, Dungannon and Magherafelt, that there was major investment coming to Dugnannon but they could not press a magic button to upgrade networks. Mr Blockwell said if NI Water were not identifying solutions as they currently were there would be more people with waste water coming back up through toilets etc. He said it was key that they are contacted early in the plans for new developments but warned that there would not be a solution for everyone. He said there was massive capital programme planned.

Councillor Burton referred to similar issues as aforementioned whereby people could not move into houses being built close to a former PSNI station and were living in temporary accommodation and whilst NI Water are blamed some of the fault also lies with developers for a number of reasons such as work not completed to a suitable

standard or placed in the wrong location. She emphasised that NI Water and Council needed to work with the families who were left in 'no mans land'. She concluded by flagging up that the future development of homes in Fivemiletown and Ballygawley were also being restricted.

The Chair, Councillor McLean requested that NI Water respond to Councillor Burton directly.

Councillor McNamee said that the Sinn Féin office in Cookstown had also been involved in the meeting regarding Coolmount raised by Councillor Wilson and requested that they be copied into any update.

Councillor Wilson stated that Keith Buchanan MLA and Councillor Mallaghan had also been involved.

Councillor Martin stated that herself and MLA Patsy McGlone had arranged the meeting and would also appreciate inclusion in any update.

The Chair, Councillor McLean asked that the update be provided to Council who would circulate same.

Councillor Colvin reflecting on the Coolmount situation said he had picked up that solutions were temporary treatment works and said that such solutions allows the passing of responsibility. He posed questions such as how would such a solution work, how long would it work for? He stated that it was time not to blame the NI Assembly alone for someone needed to say stop, no more building. He concluded that the issue in its entirety needed to be seriously addressed.

Mr Blockwell said the temporary works do have to comply with all necessary health and safety standards and must be built to an adoptable standard otherwise the developer/management company would be responsible with such risks highlighted to buyers. He stated that currently there are 116 areas experiencing capacity constraints.

The Chair, Councillor McLean concurred with Councillor Colvin stating that his point was well made. He said that Council wished to work with NI Water to resolve issues as the area had a growing population and it would appear that waste water sewage was a major issue. He highlighted that no one was saying don't have solutions but that they should meet required standards and be fit for purpose. He said it was unacceptable that people had paid deposits and were unable to progress moving into their homes and that NI Water and Council should work to identify a solution.

Mr Blockwell stated that NI Water had worked to provide adoptable standards and do endeavour to resolve issues but unfortunately it was too late for some.

The Chair, Councillor McLean reiterated previous comments and said that NI Water need to ensure standards are met, that if they are not, people should be told and it was unacceptable that those purchasing properties were ending up penalised. He emphasised that all needed to work towards resolution.

The Chair, Councillor McLean thanked NI Water for the presentation and requested that responses were back within 7-10 days.

Mr Blockwell reminded Members of the 24-7 hotline.

NI Water representatives withdrew from the meeting at 8.15pm.

Matters for Decision

C049/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Council Meeting held on Thursday 24 February 2022

Proposed by Councillor Brown
Seconded by Councillor McKinney and

Resolved That the Minutes of the Council held on Thursday 24 February 2022 (C021/22 – C034/22 and C043/22) transacted in Open Business having been printed and circulated, subject to the foregoing, were considered and adopted.

C050/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Planning Committee Meeting held on Tuesday 1 March 2022

Proposed by Councillor Black
Seconded by Councillor S McPeake and

Resolved That the Minutes of the Planning Committee held on Tuesday 1 March 2022 (P025/22 – P033/22 and P041/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C051/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Policy and Resources Committee Meeting held on Thursday 3 March 2022

Proposed by Councillor McKinney
Seconded by Councillor Molloy and

Resolved That the Minutes of the Policy & Resources Committee held on Thursday 3 March 2022 (PR044/22 – PR055/22 and PR066/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C052/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Environment Committee Meeting held on Tuesday 8 March 2022

Proposed by Councillor McNamee
Seconded by Councillor Brown and

Resolved That the Minutes of the Environment Committee held on Tuesday 8 March 2022 (E056/22 – E076/22 and E089/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C053/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Development Committee Meeting held on Thursday 10 March 2022

Proposed by Councillor Wilson
Seconded by Councillor McNamee and

Resolved That the Minutes of the Development Committee held on Thursday 10 March 2022 (D039/22 – D052/22 and D054/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C054/22 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.

The AD: ODSP drew attention to Brooke Scullion who had been recommended for a letter and upon receipt of further information this is now recommended for civic reception.

Proposed by Councillor Milne
Seconded by Councillor Colvin and

Resolved That approval be given to submitted requests for civic recognition detailed at appendix A as outlined in the report. With Brooke Scullion upgraded to Civic Reception Status.

C055/22 Conferences, Seminars & Training

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

Proposed by Councillor McKinney
Seconded by Councillor Black and

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

Matters for Information

C056/22 Correspondence to Council

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

Councillor McKinney referred to the letter from the Permanent Secretary of the Executive Office regarding support for Ukrainian Refugees entering Northern Ireland and said whilst it had been mentioned in Chair's business he would like it noted that Maghera Activity Centre would be interested in becoming a Contact Centre. He said that Council should support however possible and spoke of the devastation Russia had inflicted upon Ukraine and whilst the situation was very much in people's thoughts and prayers action needed to be taken.

The Chair, Councillor McLean said many Members had raised the issue and cognisance would be taken of all comments and Council would within its remit do all it could.

C057/22 Consultations Notified to Mid Ulster District Council

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

Councillor Brown drew attention to the Department for Infrastructure Consultation on Water, Flooding and Sustainable Drainage and proposed that in light of the presentation earlier in the meeting that Council make a response.

The Chair, Councillor McLean concurred and requested that Members email the officer team with points raised earlier in the meeting that they may be included in the response.

Councillor Corry drew attention to the Department for the Economy: Consultation on Proposals to Raise the Eligibility for the Debt Relief Scheme and stated that Council should submit a response and do all within its remit to prevent people getting into debt especially given the current cost of living crisis.

Councillor B McGuigan drew attention to Department for Communities (DfC): Consultation on National Lottery Heritage Fund Policy Directions and stated that throughout the district there is much heritage for which there is little support especially for those who own such a property. He proposed that Council respond to the Consultation and also bid for funding remarking that Council now had a heritage officer and also a conservation planning officer and their knowledge should be included in the response. It was noted that the closing date was 25 April 2022 and thus delegated authority should be granted to the Development Committee if an extension re response was not granted by the department.

Councillor Burton seconded the proposal.

The Chair, Councillor McLean emphasised that it was essential that Members work with the officer teams to prepare the responses.

Resolved That with Member input Council make a response to

- (i) Department for Infrastructure Consultation on Water, Flooding and Sustainable Drainage
- (ii) Department for the Economy: Consultation on Proposals to Raises the Eligibility for the Debt Relief Scheme: Closing Date 28 April 2022;
- (iii) DfC: Consultation on National Lottery Heritage Fund Policy Directions. Delegated power be delegated to Environment Committee. Closing Date 25 April 2022 (delegated authority to Development Committee if extension not granted);
- (iv) Department for Infrastructure Consultation on Water, Flooding and Sustainable Drainage Closing Date 3 June 2022

C058/22 Notice of Motion

Councillor Elattar explained that Councillor Mallaghan had received a ‘call out’ and sought confirmation from the Chair that she may move the motion.

The Chair, Councillor McLean agreed.

Councillor Elattar drew attention to the fact that the NI Executive had now shut down for the forthcoming election and that the motion. However she said that the cost of living is impacting all households and businesses and people were struggling especially in relation to heating oil and gas prices which have tripled in price in a year. She said that the high cost of fuels was particularly felt in rural areas where there was poor access to public transport and the costs were also impacting in care service provision. Councillor Elattar stated that there was already a shortage of care staff and the current crisis was bringing more pressure. She drew particular attention to the impact the soaring costs had on those relying on medical equipment for example oxygen to stay alive. Councillor Elattar said that the Tory Chancellor had the opportunity to take real action but instead continued to persecute the working man highlighting the rise in costs in National Insurance, the ongoing plans for restriction of red diesel usage and the failure to reinstate the £20 per week universal credit payment. Councillor Elattar concluded that the non participating NI Executive was accentuating this and that people needed support now and all political parties need to supply the support.

Councillor Elattar moved the motion,

This Council recognises with deep concern the cost of living crisis that is impacting hundreds of thousands of families across our society, and the rise in home energy and electricity costs which has placed a severe burden on already struggling households and businesses across our Council area.

The collapse of the Executive caused by the resignation of DUP First Minister Paul Givan is preventing a budget, or the allocation of £300m available from Treasury from being agreed and is hampering Ministers from using their full spending power to give people relief who rely and depend upon it.

This Council calls for the immediate restoration of the Executive in order to allocate and agree spending to support workers and families.

Furthermore this Council calls upon the Westminster Government to take action, where local Ministers cannot, by scrapping VAT on domestic energy bills and cutting duty on home heating oil, petrol and diesel, for the duration of the energy crisis; introducing a windfall tax on energy generators and redirect money towards supporting families; reverse the planned increase in National Insurance Contributions; and halt the planned change in red diesel entitlement.

Councillor Molloy seconded the motion and stated that Shell had announced pre-tax profits in the region of £19bn, BP £4bn and highlighted that BP had not paid tax in the past five years, SSE had £600m profits yet said customers should do star jumps to keep warm. He stated that energy providers were making huge profits on the back of the crisis whilst the cost of living is rising.

Councillor Wilson stated that the motion was rich coming from a party who together with the SDLP supported the largest rates increase in Northern Ireland. He stated whilst he could agree with parts of the motion he would refer the proposers to Article 8 of the NI Protocol, the third sentence, "The United Kingdom has a new power to apply VAT exemptions and reductions, including zero rating, to goods in Northern Ireland corresponding to those applicable in Ireland." Councillor Wilson said he understood this to mean that this could only be applied in Northern Ireland and the Republic of Ireland so thus all parties who are championing the full implementation of the protocol needed to take a hard look at themselves. He said that the UUP had engaged with both governments on the issue. Councillor Wilson said that families were being pushed to the brink highlighting the emergency fuel scheme administered by Bryson Charity Group and also the £200 energy support released by the Minister for Department for Communities and said that this should be extended beyond March and the criteria revised. He said that the crisis required a response from both the NI Assembly and the Westminster governments. Concurring with Councillor Molloy he said that energy providers were making a fortune and more pressure needs to be put on them to help customers. He spoke of the role of Fuel Poverty Task Force and welcoming the reduction in fuel duty was emphatic that whilst it doesn't go far enough it should be passed on. He concluded that people having the choice to 'heat or eat' was totally unacceptable.

Councillor Clarke stated that 70% of the price of road fuel is tax and it was not that long ago since it was £1.20 per litre but had now risen to £1.70 thus the Chancellor reducing it by 5p per litre is not much help. He concluded that the Government was gaining massively from the people.

Councillor Quinn spoke of the rising costs prior to Russia's invasion of Ukraine. Quoting statistics he spoke of rising costs since the invasion in fuel, food insurance the increased usage of local foodbanks and the dire straits some people were in as the country was coming out of pandemic. He said many had no option but to draw down benefits or engage in zero hours contracts as the stark choice people were left with was to 'heat or eat' drive or survive'. He spoke of £300m funding ready to be used and that many local government workers were currently on strike due to such low wage increases. He said that major companies were making a fortune and that

the Chancellors announcements had no reference to taxing oil companies. He called for increased government spending and was critical of the Prime Minister going from dictator to dictator for oil. He concluded that Stormont was closed for the election, and whilst politicians are talking people are struggling and some may die. He said he was happy to support the motion.

The Chair Councillor McLean said all were aware that the current crisis in rising costs was crippling working families. He said it was obvious that the motion is election manifesto in process and had the centre of the motion been omitted there would have been consensus across the room. He said that the motion was late in that the Assembly had now closed but all knew 'if there was a will there was a way' at Stormont therefore when suited they can come together and help people whatever can be done should be. He concluded that it was an election stunt and he would not take the same road.

Councillor McKinney reiterated Councillor Wilson's comments and said it was alright for Members to ridicule energy providers but the same parties had put the rates up taking more off the general public than necessary but now they talk of people suffering. He said he was saddened that there was nothing Council could do and speaking of climate change said that free public transport to and from work would be a help to people. He also spoke of the soaring oil costs and stated it would be his hope they will come down again in the coming weeks. He too welcomed the 5p reduction in fuel duty but said he hoped it would be passed onto the consumer.

Councillor Wilson said the motion was meaningless as the NI Assembly was not sitting.

In response Councillor Elattar said that in moving the motion she had indicated it would be an aspiration.

The Chair Councillor McLean called for a vote.

For	21
Against	13

The Chair, Councillor McLean declared the motion carried.

Councillor Elattar thanked everyone for their comments and stated that some had engaged in 'onboard' training earlier in the week which had highlighted that it is the responsibility of councillors/board members to ensure there is adequate reserves. She drew attention to the comments of some Members regarding the rise in rates and said Council had dipped into reserves the previous year and should not continue to do so. With regard to Councillor McKinney's comments regarding free transport asked how he proposed people west of the Bann getting anywhere when public transport is so poor a fact which also impacts on carers. Councillor Elattar concluded that when the election was over she hoped all parties would get around the table.

C059/22 Notice of Motion

Councillor Cuthbertson speaking on the motion said, "As I move this motion I don't believe I need to actually say a lot to introduce it. The motion is self-explanatory. These voluntary drivers who under contract from the NIAS and the Health Trusts are providing an invaluable service. They transport patients to hospital appointments and also educational settings. Many service users will pay testament to not only the transport but also the actual companionship they receive in talking to the driver during what can be a very difficult time attending hospitals for treatment etc. These volunteers have been operating on the same mileage allowance for the past 12-15 years. Every councillor in the room here will know what it costs to run a vehicle with the current cost of fuel and maintenance of a vehicle. While I am aware that if the allowance were to increase past a centre figure it could result in HMRC getting involved. But I believe there is scope for the Department to look at this to provide some degree of increase."

Councillor Cuthbertson moved the motion

'That Mid Ulster District Council recognises the invaluable service that voluntary drivers offer to the community. Many seriously ill patients, particularly living in rural areas, depend on this service to attend appointments. By using their own vehicles, these volunteers save the Department of Health, via contracts with the Northern Ireland Ambulance Service and the Health Trusts, significant amounts of money per year.

Further to this recognition, that Mid Ulster District Council writes to the Department of Health to urge them to increase the current mileage allowance of 38p per mile currently paid to these voluntary drivers, as it is inadequate in offsetting their fuel and vehicle maintenance expenses.'

Councillor Buchanan seconded the motion stating that the voluntary scheme is provided by volunteers who use their own vehicles.

Councillor McKinney said that the volunteers provide a very valuable service especially within rural communities and often the trips being taken are not ones to look forward to. He posed the question was there anything Council could do to assist especially when in recent discussions about rates it was noted that bank balances increased in the past financial year. He acknowledged that Stormont was closed.

Councillor Corry supported the motion and reiterated that volunteers provide an invaluable service especially to vulnerable residents who often live in rural areas who totally depended on it to attend vital appointments. Councillor Corry said that the cost of living increases were leaving many struggling especially with the cost of fuel and if volunteers simply could not afford to provide the service patients may miss appointments. She drew attention to the pressure the Health Service was under and said it did not make sense to risk losing the voluntary drivers many of whom had built up friendships with those they transport many of whom may already experience loneliness. Councillor Corry concluded that the volunteers were key workers who needed to be recognised and treated as such.

Councillor Quinn supported the motion acknowledging the importance of the volunteers who were essentially key health workers practically having to provide a

service at their own expenses. He said that both the Health and Finance Ministers needed to address the matter and all needed to set aside minor arguments and find a solution.

Councillor Cuthbertson clarified that some had mentioned health and care workers and stated he had not included them in the motion as they received a salary whilst volunteers did not and thus he felt it better to separate the two. He also advised that whilst the NI Assembly and Executive is down the motion requested a letter to the Department of Health which was still operational.

The Chair, Councillor McLean said there was obvious support for the motion and declared it carried.

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 8.58 pm

Proposed by Councillor McKinney
Seconded by Councillor Brown and

Resolved That items C060/22 to C072/22 be taken as confidential business.

Matters for Decision

- (i) Council Confidential minutes of meeting held on Thursday 24 February 2022
- (ii) Planning Committee Confidential minutes of meeting held on Tuesday 1 March 2022
- (iii) Policy and Resources Committee Confidential minutes of meeting held on Thursday 3 March 2022
- (iv) Environment Committee Confidential minutes of meeting held on Tuesday 8 March 2022
- (v) Development Committee Confidential minutes of meeting held on Thursday 10 March 2022
- (vi) Audit Committee Confidential minutes of meeting held on Tuesday 15 March 2022
- (vii) Insurances – 2022/23
- (viii) Access and Inclusion Programme – Award of Supplier for Door Automation
- (ix) Conveyance - Purchase of lands at Old Ballygawley Road, Dungannon
- (x) Easement - Mid Ulster Council with NIE Networks Ltd for Undergrounding of overhead cables at Gortgonis, Coalisland
- (xi) Contract: Coalisland Canal Towpath – Active Travel – JPM Contracts
- (xii) Contract: Coalisland Revitalisation Scheme – Northstone (NI) Ltd

(xiii) Lease to Killeeshil & Clonaneese Historical Society at Killymaddy Centre, Dungannon

C073/22 Duration of Meeting

The meeting was called for 7.00 pm and ended at Meeting ended at 9.14 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

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 Meeting of Environment Committee of Mid Ulster District Council held on Monday 4 April 2022 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

Members Present

Councillor Brown

Councillors Buchanan, Burton, Cuthbertson, Glasgow*, Graham*, Kearney, N McAleer, S McAleer*, B McGuigan, S McGuigan*, McNamee, Milne*, O'Neill* (7.25 pm), 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 Loughran, Business Support Manager

* 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 7.01 pm

The Chair, Councillor Brown welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. Councillor Brown 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.

E090/22 Notice of Recording

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

E091/22 Apologies

None.

E092/22 Declarations of Interest

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

E093/22 Chair's Business

None.

Matters for Decision

**E094/22 DfI Roads Proposal to Mid Ulster District Council - A6
Castledawson to Toome — Proposed Road Classification**

The Assistant Director of Property Services presented previously circulated report which sought agreement in relation to A6 Castledawson to Toome — Proposed Road Classification.

Proposed by Councillor Cuthbertson
Seconded by Councillor Buchanan and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to A6 Castledawson to Toome — Proposed Road Classification.

E095/22 Consultation on Mandatory Digital Waste Tracking

The Assistant Director of Environmental Services presented previously circulated report which outlined Council's proposed response to a Consultation on the Introduction of Mandatory Digital Waste Tracking.

Proposed by Councillor McNamee
Seconded by Councillor B McGuigan and

Resolved That it be recommended to Council to approve the proposed response to the Consultation on Mandatory Digital Waste Tracking as outlined at appendix to report.

E096/22 Bus Shelter Update

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

The Chair, Councillor Brown referred to installation of bus shelter at Main Street, Bellaghy (Seamus Heaney HomePlace) and stated he had received correspondence from a business in the area in relation to where this bus shelter is to be located. Councillor Brown asked if officers had gone back to businesses in the area to ensure they are content with where the bus shelter is to be sited as his understanding was that the previous location considered was going to cause access problems for some businesses.

The Head of Technical Services stated he would check the detail of the application tomorrow but advised that all applications are noted through the consultation process along with relevant stakeholders and if they are content then the bus shelter should

be located accordingly. In terms of neighbour notification, the officer advised that Council policy is to notify all neighbours within the radius approved and if there is an overwhelming acceptance of a proposal then it will move ahead. The Head of Technical Services advised that officers do not go back to individual objectors after full Council ratification but he would check and report back to the Councillor.

The Chair, Councillor Brown stated that there were concerns raised in relation to that particular bus shelter and those raising the concerns had not heard back from Council and asked that this be followed up.

Councillor Milne stated that the bus shelter proposed for Main Street, Bellaghy would not obstruct anyone and is on the footpath with full visibility splays. The Councillor stated that the person objecting may also have objected the last time it was under consideration.

Councillor Wilson stated there are a number of bus shelters in the District which are no longer in use and are in a dilapidated condition. The Councillor asked if officers undertake an annual inspection of bus shelters and if not in use asked if they are removed.

The Assistant Director of Property Services advised a survey of bus shelters is undertaken annually and this is done from a maintenance point of view during the summer season at the same time as strimming is undertaken around road nameplates etc. From this survey, work will be undertaken in terms of maintenance ie. repair, powerwashing, painting. The officer highlighted that the survey does not take account of whether bus shelters are still in use and liaison with Translink would be required in this regard.

Councillor Wilson stated he felt that there are a number of bus shelters which are not being used and that the matter should be discussed further with relevant stakeholders.

Councillor Kearney referred to the green type bus shelters and asked if consideration had ever been given to placing a luminous sign or Council logo on the bus shelters it installs to be make them identifiable.

The Head of Technical Services advised that consideration can be given to this as some bus shelters are in rural locations and a reflective strip would provide some added safety.

- Resolved** That it be recommended to Council –
- To note the new application received for The Square, Moy Village
 - That the applications listed below move to stage 5 –
Eglish View, Ballinderry
Millix Road, Ballygawley
 - To discuss and undertake survey with Translink in terms of use of bus shelters in the District.
 - To give consideration to placing of reflective strip/Council logo on bus shelters to aid safety.

Matters for Information

E097/22 Environment Committee minutes of meeting held on 8 March 2022

Members noted minutes of Environment Committee held on 8 March 2022.

Councillor McNamee referred to the river pollution which took place last week and asked if officers could provide an update on the matter and advise of the extent of the fish kill and identify the source of the pollution.

The Chair, Councillor Brown advised that Environmental Health matters were now considered under the remit of the Development Committee.

Councillor Wilson thanked staff for the good work recently completed in Cookstown Cemetery. The Councillor went on to advise that there have been a number of instances of theft at the Cemetery and felt that an appeal should go out from the Committee for people visiting the Cemetery to be vigilant.

Councillor Cuthbertson stated he had raised similar concerns in the past and that a report was to be brought back in relation to installing CCTV in cemeteries. The Councillor advised that a report had not been brought back to date and asked that this be looked at again.

E098/22 Bin Ovation Update

Members noted previously circulated report which provided update on usage of the Bin-ovation App and associated competition.

E099/22 Update/survey on Recycling Centre prepayment system

Members noted previously circulated report which provided update on the operation of the Recycling Centre prepayment system for the acceptance of commercial waste and results of customer satisfaction survey.

E100/22 Building Control Workload

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

E101/22 Dual Language Signage Surveys

Members noted previously circulated report which advised on the result of surveys undertaken on all applicable residents on the streets/roads in response to Dual Language Signage Nameplate requests.

E102/22 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.

E103/22 Continuation of Reduced Fees for Entertainment Licences 2022/23

Members noted previously circulated report which advised on the outcome of the Department of Communities consultation exercise with Councils on a review of Fees for Entertainment Licences for 2022/23.

E104/22 Lough Neagh Access for Boats

Members noted previously circulated report which provided update in relation to correspondence to the Department of Infrastructure about access to Lough Neagh around the quays for boats.

E105/22 Driver and Vehicle Agency (DVA) Services

Members noted previously circulated report which advised of correspondence on Driver and Vehicle Agency Services in Mid Ulster.

Live broadcast ended at 7.31 pm.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor McNamee
Seconded by Councillor B McGuigan and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items E106/22 to E113/22.

Matters for Decision

- E106/22 Tenders for Grass Sports Pitch Maintenance Services
- E107/22 Award of Contract for the Collection, Treatment and Recycling/Recovery of Wood from Recycling Centres
- E108/22 Off street Car Parking: Future Provision Update

Matters for Information

- E109/22 Environment Committee Confidential Minutes of meeting held on 8 March 2022
- E110/22 Capital Framework – ICT Contracts Update
- E111/22 Capital Framework – IST Contracts Update
- E112/22 Capital Projects – Scoping Contracts Update
- E113/22 Fleet Operator Licence Update

E114/22 Duration of Meeting

The meeting was called for 7.00 pm and ended at 7.48 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 Planning Committee of Mid Ulster District Council held on Tuesday 5 April 2022 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

Members Present

Councillor Black, Chair

Councillors Bell*, Brown, Clarke*, Colvin*, Corry, Cuthbertson, Glasgow, Martin*, Mallaghan, McFlynn, McKinney, D McPeake*, S McPeake, Quinn*, Robinson

Officers in Attendance

Dr Boomer, Service Director of Planning
Mr Bowman, Head of Development Management
Ms Doyle, Senior Planning Officer
Mr Marrion, Senior Planning Officer
Mr McClean, Senior Planning Officer**
Mr McCreesh, Chief Executive**
Ms McIlveen, Legal Adviser
Mrs Forde, Member Support Officer

Others in Attendance

Councillor Gildernew***

LA09/2021/0451/F	Ms Donnelly***
LA09/2020/1476/O	Mr Cassidy ***
LA09/2021/1272/F	Ms Gourley

* 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

P042/22 Notice of Recording

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

P043/22 Apologies

None.

P044/22 Declarations of Interest

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

Councillor Robinson declared an interest in following applications:

- LA09/2021/0685/F : Whey protein concentrate (WPC) processing, storage and dispatch project at existing cheese processing factory including 2 chiller units, 5No. 100000L silos 2No. 150000L silos within a 3m high bund area and associated equipment and site works including acoustic fencing and lands at 141 Moneymore Road, Dunman Bridge, Cookstown for Dale Farm Ltd
- LA09/2021/1533/F: Retention of additional balance tank and associated site works at an existing effluent treatment plant at existing cheese processing factory (amended description) at lands at 141 Moneymore Road, Dunman Bridge, Cookstown for Dale Farm Ltd
- LA09/2021/1731/F: Extension to the existing cheese plant & alterations to roof profile of existing building at Dunmanbridge, 141 Moneymore Road, Cookstown for Dale Farm Ltd

Councillor Corry declared an interest in LA09/2020/1476/O - Dwelling and garage between 21 and 23 Iniscarn Road, Moneymore for FJS Contracts Ltd

Councillor S McPeake declared an interest in LA09/2021/0031/F - Retrospective application for the storage of steel and assembly of steel sheds along with part storage of farm agricultural equipment at 70m SE of 32A Mayogall Road, Gulladuff for Mr Daman Brown.

P045/22 Chair's Business

The Service Director of Planning drew Members attention to the addendum emailed and distributed to all Members. He drew Members attention to detail regarding the current circumstance of sewage works capacity in relation to settlements in Mid Ulster. He advised that the document was for information and should assist in providing a clearer picture of the situation.

The Service Director of Planning reminded Members that it had been previously agreed to visit the Goldmine site outside of the district and advised that the date was now scheduled for Tuesday 10 May 2022 for which a diary appointment would be forwarded. He requested that Members register their interest to attend in order that appropriate PPE would be available.

The Service Director of Planning advised he had a further item for Members attention to be considered in confidential business.

The Service Director of Planning advised that a demonstration for the new computer system was scheduled for Thursday 19 May 2022 at 6pm.

The Service Director of Planning drew attention to the Ministers announcement last week to grant planning approval for the proposed effluent site but not until the planning agreement was in place which would deal with reservoirs and loughs raised in estate case. He advised that the Department to date has not published the

commissioner's report and reminded Members that Council whilst not opposed to the site had concern that it may impact development plan. He concluded that he would not provide further comment until the commissioner's report is viewed.

The Service Director of Planning drew attention to the Planning Performance April to December 2021 statistics and made comment that the past year had not been the best due to circumstances beyond control. He highlighted that Mid Ulster was the busiest in terms of applications and had the highest percentage of positive outcomes. He drew attention to the fact that Council was 4th on the chart for hitting targets but given the pressures it was quite remarkable. In relation to major applications he said that Mid Ulster was processing more than all Councils bar Belfast.

The Service Director of Planning drew attention to the Public Accounts Committee Report into Planning and drew attention to agenda item 12 Receive report on findings of the NI Audit Report – Review of the Planning System in Northern Ireland and said although itemised for information he would seek to move into decision for comment.

The Service Director of Planning drew attention to correspondence emailed detailing the Department's Notice of Opinion to Approve regarding a Planning Application under Section 54 of the Planning Act (Northern Ireland) 2011 at -

Location: Lands approximately 3km west of Swatragh accessed off the Corlacky Road in the townlands of Corlacky Knockoneill Half Gayne and Tirkane Co. Derry/Londonderry.

Proposal: Application under Section 54 of the Planning Act (Northern Ireland) 2011 to develop land without compliance with condition 25 of the Planning

Approval Reference: LA09/2016/0232/F for an 11 turbine wind farm and associated infrastructure. Condition 25 states that the height of the turbines to the tip of the blades shall not exceed 149.9m, their hub height shall not exceed 100m and their rotor diameter shall not exceed 99.8m. This application seeks to vary condition 25 to state that the height of the turbines to the tip of the blades shall not exceed 149.9m, their hub height shall not exceed 100m and their rotor diameter shall not exceed 117m. Minor movements to two of the turbines and associated infrastructure within their micro-siting areas are also proposed.

The Service Director of Planning reminded Members that there had been a site meeting a number of years ago in relation to same, that Mid Ulster had no grounds to request a refusal but would have an opportunity to seek a hearing should they wish to do so. He further advised there was no concerns, no third party objectors and environmental health had signed off the application.

Councillor S McPeake recalled the visit and said it was unusual for a proposed windfarm to have no objections but concurred with the recommendation not to object.

The Service Director of Planning 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 5.2 – LA09/2020/0850/F - Agri food processing unit within a portal framed building, weighbridge, car parking, HGV turning and parking, treatment 5plant and concrete yard with gates entrance at 140m NE of 21 Sandholes Road, Cookstown for Wesley Hamilton.

Agenda Item 5.5 – LA09/2021/0031/F - Retrospective application for the storage of steel and assembly of steel sheds along with part storage of farm agricultural equipment at 70m SE of 32A Mayogall Road, Gulladuff for Mr Daman Brown.

Agenda Item 5.11 – LA09/2021/0871/O - Site for a dwelling and domestic garage at 110m NW of 140 Gulladuff Road, Bellaghy for Mr Paul McErlean.

Agenda Item 5.12 – LA09/2021/1011/O - Dwelling and garage at 110m NE of 65 Roughan Road, Stewartstown, for Andrew Richardson.

Agenda Item 5.14 – LA09/2021/1104/F - Apartment 5 added to existing scheme with new window and door openings to yard elevation and side elevation at 34 High Street, Draperstown, for Cloane Construction.

Agenda Item 5.15 – LA09/2021/1228/O - Site for dwelling on a farm to rear of 45 Kinturk Road Coagh Cookstown for Mr Brian O'Hara.

Agenda Item 5.16 – LA09/2021/1319/F - Site of residential and mixed use development at 29 - 35 High Street, Draperstown for H V Property Developments Ltd.

Agenda Item 5.18 - LA09/2021/1531/O - Dwelling & domestic garage at lands 60m SW of 105 Ruskey Road, The Loup, for Columbo McVey.

Agenda Item 5.20 – LA09/2021/1540/F - Retrospective application for part use of a domestic storage shed for the sale of general builders merchandise at approx. 13m NW of 5 Jacksons Drive, Gulladuff, for C & C Supplies.

Agenda Item 5.21 – LA09/2021/1566/O - Farm dwelling & garage at approx. 65m N of 19 Moneygaragh Road, Rock, Dungannon for Mrs Patricia Toner.

Agenda Item 5.22 - LA09/2021/1641/F - Replacement dwelling at approx 30m N of 6 Ruskey Road, Coagh, Cookstown for Mr Jim McIntyre.

Agenda Item 5.24 - LA09/2021/1700/O Dwelling and garage at land off Pomeroy Road approx. 285m NE of 47 Kilmardle Road, Dungannon for Mr Robert Quinn.

Agenda Item 5.27 - LA09/2021/1768/DCA - Demolition of No's 29, 31 & 33 High Street Draperstown to allow for the re-development of the site for 2 offices & 3 apartments (LA09/2021/1319/F) at 29 - 35 High Street, Draperstown for H V Property Developments Ltd.

Agenda Item 5.28 - LA09/2021/1808/O - Site of dwelling & domestic garage at Rear of 39 Gortahurk Road, Desertmartin, for Eoighan McGuigan.

Agenda Item 5.29 - LA09/2021/1809/O - Site for dwelling house and domestic garage adjacent and Western boundary of 182 Glen Road, Maghera for Miss Niamh Cavanagh.

Proposed by Councillor Colvin
Seconded by Councillor Corry and

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

The Service Director of Planning further advised that a late request to speak had been received for LA09/2021/0451/F - Change of use of existing horse stable building to dog re-homing centre, retention of 2 modular buildings and provision of 1 dwelling house, at lands approximately 170m NE of 40 Ballynahaye Road, Ballynahaye, Ballygawley for Tyrone Husky Rescue. It was agreed to grant the speaking rights and then make decision on application.

Matters for Decision

P046/22 Planning Applications for Determination

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

LA09/2020/0615/O Housing development at lands S of Annagher Road, Coalisland (opposite Coalisland Na Fianna Club House and 156 Annagher Road Coalisland) for Harry McClure

Members considered previously circulated report on planning application LA09/2020/0615/O which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor Mallaghan

Resolved That planning application LA09/2020/0615/O be approved subject to conditions as per the officer's report.

LA09/2020/0850/F Agri food processing unit within a portal framed building, weighbridge, car parking, HGV turning and parking, treatment plant and concrete yard with gates entrance at 140m NE of 21 Sandholes Road, Cookstown for Wesley Hamilton

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

**LA09/2020/1196/F Extension to existing compost manufacturing facility
at 10A Ferry Road, Coalisland for Evergreen
Horticulture**

Members considered previously circulated report on planning application LA09/2020/1196/F which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2020/1196/F be approved subject to conditions as per the officer's report.

**LA09/2020/1557/F Erection of 13 dwellings (11 Detached and 2 Semi
detached) with garages and associated site works
(revised plans) at lands to the rear and immediately
W of numbers 18 and 20 Mullaghteige Road Bush
Dungannon, for BOA Island Properties Ltd**

Members considered previously circulated report on planning application LA09/2020/1557/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Glasgow and

Resolved That planning application LA09/2020/1557/F be approved subject to conditions as per the officer's report.

**LA09/2021/0031/F Retrospective application for the storage of steel and
assembly of steel sheds along with part storage of
farm agricultural equipment at 70m SE of 32A
Mayogall Road, Gulladuff for Mr Daman Brown**

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

**LA09/2021/0185/O Replacement dwelling SE of 31a Corvanaghan Road,
Cookstown for Oliver Mc Kenna**

Members considered previously circulated report on planning application LA09/2021/0185/O which had a recommendation for approval.

Proposed by Councillor Robinson
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2021/0185/O be approved subject to conditions as per the officer's report.

**LA09/2021/0451/F Change of use of existing horse stable building to
dog re-homing centre, retention of 2 modular
buildings and provision of 1 dwelling house, at lands
approximately 170m NE of 40 Ballynahaye Road,
Ballynahaye, Ballygawley for Tyrone Husky Rescue**

Mr Marrion (SPO) presented a report on planning application LA09/2021/0451/F advising that it was recommended for refusal. It was noted on the addendum to planning agenda that additional letters of objection had been received. Members noted the reasons outlined in the report as to why the application should be refused such as noise nuisance, increased traffic levels, loss of sleep. They also noted that the application did not meet criteria for a number of relevant planning policies as listed in the case officer report and that a request for deferral had been received earlier in the day.

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

Ms Donnelly advised she was a resident of Ballynahaye and had lived there all her life. Ms Donnelly stated that she did not believe the location was suitable for the proposed development. Ms Donnelly stated her family run a farm and own land which is adjacent to the proposed site, it was advised that farmland surrounding the site cannot be used as the livestock are fearful and unsettled from the dog noise. Ms Donnelly stated that the animals are at risk of breaking out and causing injury to themselves or other road users. It was advised there has also been an adverse effect on lambing. Ms Donnelly stated that the farm has lost the use of their land and income as a result. Ms Donnelly advised that a neighbour owns horses which are agitated from the dog noise and as a result he cannot have horse riding lessons in his arena. Ms Donnelly referred to a previous incident when the neighbour was horseriding on the road past the proposed site and when dogs came running up to the boundary fence barking his horse reared and jumped a fence which is extremely dangerous. Ms Donnelly also referred to the loss of habitat in the area such as buzzards as a result of the dogs being in the area. Ms Donnelly advised that the noise from the barking is awful and goes on morning, noon and night. It was advised that there are 9-10 dogs at the site since 25 March. Ms Donnelly advised that the barking is disrupting the sleep of her and her family and neighbours in the area. Ms Donnelly advised that there is no one with the dogs during the night and she would have concern at a statement within the planning application which advised it was vital for someone to be there 24 hours a day. Ms Donnelly advised that this was not happening and that people and livestock are at risk if a dog escapes. Ms Donnelly stated there is already a detrimental impact and she would be very concerned regarding the application and the long term effects of it.

In response to Councillor Clarke's query it was confirmed that the application number ended in 0451 and that there had been a typographical error on the presentation.

In response to Councillor Cuthbertson's query regarding the additional objection letters Mr Marrion confirmed that all were on the planning portal but no new issues had been raised.

Councillor Cuthbertson said it would be keen for a site visit as up to ten dogs had been mentioned but there were areas in towns where there were more than ten dogs housed.

Proposed by Councillor Cuthbertson

That the application be deferred for a site meeting.

Councillor Mallaghan said whilst site meetings often provide additional information there appeared to be quite a number of reasons why planning permission should not

be granted and that the committee had heard from an objector and posed the question what more could be brought forward at this point to change what has been heard from both officers and objectors.

The Service Director of Planning said it was a unique application in that there was no case for a house and you could visit a site when the dogs were having either a noisy or quieter day. He asked what Environmental Health had ascertained. In response Mr Marrion said they had requested further information regarding location of noise equipment and had queries regarding the noise within buildings. He concluded that there were not content with the information currently available.

The Service Director of Planning said a deferral had been requested and whilst he was not opposed to an office meeting he was uncomfortable with potential nuisance. He said that if the application is refused the applicant had the right of planning appeal.

Councillor Glasgow stated that the information provided by Environmental Health could not be ignored as the objector had alluded to the impacts on the lambing season. He said that husky dogs could be noisy particularly as they have been stressed. He concluded that on considered the case officers report he would propose the recommendation.

The Chair, Councillor Black sought clarity on outstanding information to which Mr Marrion confirmed that it was a consultation response which is down to the planning department to provide reassurances.

Councillor S McPeake concurred with Councillor Glasgow and said the proposal does not fit with a rural impact assessment and the points raised by the objector were very valid especially in relation to the impact on animals such as sheep and horses. Councillor S McPeake seconded Councillor Glasgow's proposal.

Councillor Robinson said he had read the case officer report and said that up to 18 dogs had the potential to create serious noise and given the livestock issues raised he would be concerned especially in relation to sheep. He too concurred with the officer's recommendation.

The Chair, Councillor Black concurred that policy does not support the application.

Ms McIlveen, legal advisor, stated that she agreed with the report that there did not appear to be a valid exception to enable the application to be approved.

The Chair, Councillor Black thanked Ms McIlveen for the clarity.

Councillor Cuthbertson said he had made the original proposal and drew attention to the ten items deferred earlier in the meeting and said if this was similar the committee should tread carefully.

The Service Director of Planning said that all applicants in this situation seek a deferral but key factors is that it is not a dwelling, it is causing harm to neighbours and a deferral would prolong the nuisance.

Councillor Cuthbertson said he was aware of a location a short distance from Dungannon where the charity had operated and he had not been aware of any complaints at that time made to environmental health.

The Chair, councillor Black said the committee had to make the decision on the evidence provided.

Councillor Cuthbertson said his proposal had no seconder but he did not withdraw same.

The Chair, Councillor Black concluded that the majority agreed to refuse the application.

Proposed by Councillor Glasgow
Seconded by Councillor S McPeake and

Resolved That planning application LA09/2021/0451/F be refused on grounds stated in the officer's report.

LA09/2021/0665/O Dwelling & domestic garage at 80m E of 4 Valemount, Derryvale Road, Coalisland, for Mr Jeremy Morgan

Members attention was drawn to the addendum and it was noted that the application had been withdrawn.

LA09/2021/0684/O Site for a dwelling and double domestic garage on a farm at 108m SW of 19 Annaghquin Road Cookstown, for Raymond and Linda Potter

Members considered previously circulated report on planning application LA09/2021/0684/O which had a recommendation for approval.

Proposed by Councillor Glasgow
Seconded by Councillor Robinson and

Resolved That planning application LA09/2021/0684/O be approved subject to conditions as per the officer's report.

LA09/2021/0685/F Whey protein concentrate (WPC) processing, storage and dispatch project at existing cheese processing factory including 2 chiller units, 5No. 100000L silos 2No. 150000L silos within a 3m high bund area and associated equipment and site works including acoustic fencing and lands at 141 Moneymore Road, Dunman Bridge, Cookstown for Dale Farm Ltd

Members considered previously circulated report on planning application LA09/2021/0685/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/0685/F be approved subject to conditions as per the officer's report.

LA09/2021/0871/O **Site for a dwelling and domestic garage at 110m NW of 140 Gulladuff Road, Bellaghy for Mr Paul Mc Erlean**

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

LA09/2021/1011/O **Dwelling and garage at 110m NE of 65 Roughan Road, Stewartstown for Andrew Richardson**

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

5.13 LA09/2021/1066/F **Cattle house and machinery shed at 148m NW of Junction of Hillside Road & Gorteade Road, Swatragh for Mr PJ Lagan**

Ms Doyle (SPO) presented a report on planning application LA09/2021/1066/F advising that it was recommended for refusal. Ms Doyle highlighted the reasons for refusal as detailed within the report and Members noted that despite requests for additional information the applicant had not submitted same and neither had sufficient information been submitted to enable Council to undertake a Habitats Regulation Assessment.

Proposed by Councillor Brown
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1066/F be refused on grounds stated in the officer's report.

LA09/2021/1104/F **Apartment 5 added to existing scheme with new window and door openings to yard elevation and side elevation at 34 High Street, Draperstown, for Cloane Construction**

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

LA09/2021/1228/O **Site for dwelling on a farm to rear of 45 Kinturk Road, Coagh, Cookstown for Mr Brian O'Hara**

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

LA09/2021/1319/F **Site of residential and mixed use development at 29 - 35 High Street, Draperstown for H V Property Developments Ltd**

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

LA09/2021/1376/O **Site for a Dwelling and Domestic Garage (Amended Plans) at 50m N of 81 Desertmartin Road, Moneymore for Philip Hughes**

Members considered previously circulated report on planning application LA09/2021/1376/O which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor S McPeake and

Resolved That planning application LA09/2021/1376/O be approved subject to conditions as per the officer's report.

LA09/2021/1531/O **Dwelling & domestic garage at lands 60m SW of 105 Ruskey Road, The Loup, for Columbo McVey**

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

LA09/2021/1533/F **Retention of additional balance tank and associated site works at an existing effluent treatment plant at existing cheese processing factory (amended description) at lands at 141 Moneymore Road, Dunman Bridge, Cookstown for Dale Farm Ltd**

Members considered previously circulated report on planning application LA09/2021/1533/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/1533/F be approved subject to conditions as per the officer's report.

LA09/2021/1540/F **Retrospective application for part use of a domestic storage shed for the sale of general builders merchandise at approx. 13m NW of 5 Jacksons Drive, Gulladuff for C & C Supplies**

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

LA09/2021/1566/O **Farm dwelling & garage at approx. 65m N of 19 Moneygaragh Road, Rock, Dungannon for Mrs Patricia Toner**

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

LA09/2021/1641/F **Replacement dwelling at approx. 30m N of 6 Ruskey Road, Coagh, Cookstown for Mr Jim McIntyre**

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

LA09/2021/1692/O **Renewal of Outline Planning Permission
LA09/2018/1095 for infill dwelling and garage at lands
between 14 and 24 Rossmore Road, Dungannon for
Ashley Fleming**

Members considered previously circulated report on planning application LA09/2021/1692/O which had a recommendation for approval.

Proposed by Councillor Cuthbertson
Seconded by Councillor Robinson and

Resolved That planning application LA09/2021/1692/O be approved subject to conditions as per the officer's report.

LA09/2021/1700/O **Dwelling and garage at land off Pomeroy Road
approx. 285m NE of 47 Kilmardle Road, Dungannon
for Mr Robert Quinn**

Members noted that an email had been received requesting that the application be deferred.

Resolved That planning application LA09/2021/1700/O be deferred for an office meeting.

LA09/2021/1729/F **Dwelling & Garage (Infill site) at approx. 40m S of 44A
Sherrigrim Road, Stewartstown for Mr A Kelso**

Members noted that an email had been received requesting that the application be deferred.

Resolved That planning application LA09/2021/1729/F be deferred for an office meeting

LA09/2021/1731/F **Extension to the existing cheese plant & alterations
to roof profile of existing building at Dunmanbridge,
141 Moneymore Road, Cookstown for Dale Farm Ltd**

Members considered previously circulated report on planning application LA09/2021/1731/F which had a recommendation for approval.

In response to Councillor McFlynn's query regarding objectors to all of the Dale Farm applications the Service Director of Planning provided clarity.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/1731/F be approved subject to conditions as per the officer's report.

LA09/2021/1768/DCA **Demolition of No's 29, 31 & 33 High Street, Draperstown to allow for the re-development of the site for 2 offices & 3 apartments (LA09/2021/1319/F) at 29 - 35 High Street, Draperstown for H V Property Developments Ltd**

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

LA09/2021/1808/O **Site of dwelling & domestic garage at Rear of 39 Gortahurk Road, Desertmartin for Eoighan McGuigan**

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

LA09/2021/1809/O **Site for dwelling house and domestic garage adjacent and Western boundary of 182 Glen Road, Maghera for Miss Niamh Cavanagh**

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

LA09/2022/0139/F **Single storey extension to the rear and side of dwelling with internal alterations at 12 Manor Close, Magherafelt for Sean & Sarah McNamee**

Members considered previously circulated report on planning application LA09/2022/0139/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2022/0139/F be approved subject to conditions as per the officer's report.

LA09/2022/0171/F **Replacement extension to the rear of 116 Church Street, Cookstown for Martin O'Hare**

Members considered previously circulated report on planning application LA09/2022/0171/F which had a recommendation for approval.

Proposed by Councillor Robinson
Seconded by Councillor Corry and

Resolved That planning application LA09/2022/0171/F be approved subject to conditions as per the officer's report.

Receive Deferred Applications

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 highlighting the reasons outlined in the case officer report.

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

Mr Cassidy stated that infill policy requires two specific elements to be met, firstly that the gap site must be within a substantial and built up frontage consisting of at least three buildings. Secondly, the gap site must be small and only able to accommodate a maximum of two buildings. Mr Cassidy stated that planners accept the gap is small and the only debate is in regard to whether no.23 has a frontage to the road. Mr Cassidy stated that a building has a frontage to the road if the plot on which it stands abuts or shares a boundary with the road and that policy states that buildings similar to this case and sited back from the road can still be part of the common frontage if they have a boundary which touches the road. Mr Cassidy stated that no.23 is a bungalow set back approximately 70 metres from the road, there is a tarmacked driveway from the house to the road. At the entrance to the road there are concrete pillars which are approximately 1400mm high, each pillar has a concrete capping stone on top and between the pillars there is a painted concrete wall approximately 800mm high and on top of the wall there are ornate railings. Mr Cassidy advised that there are electric gates between the pillars and set behind the walls and railings is a formal lawn on both sides with the frontage along the road being approximately 30m wide. Mr Cassidy stated that when travelling along the road, the appearance and awareness of no.23 is evident and has a frontage by way of its formal garden, driveway and associated features. Mr Cassidy stated that no.23 is visually linked to the neighbouring roadside development at no.21 and taking into account the overall size, shape and position of the site he did not believe the development would give rise to a visual break on the Iniscarn Road but rather it presents a gap in the existing development along the road. Mr Cassidy stated that considering the frontage of no.23 bookends a line of three or more buildings which constitutes a substantial and built up frontage and fulfils the required policy. Mr Cassidy stated with this in mind he would request Members to reconsider the recommendation.

The Service Director of Planning said this had been similar to a previous application where there had been a pillar for intercom at the front of the site but the building was set back a substantive distance. He reminded Members that what was relevant was the frontage to the road not the buildings set back from it.

In response to query by the Service Director of Planning Ms Doyle confirmed that there was a slight rise in the field and it was highlighted that the map showed the driveway which as not frontage.

Councillor S McPeake said that from the photograph in the papers it had been difficult to get a clear view due to trees and said that some situations are unique.

Proposed by Councillor S McPeake
Seconded by Councillor Mallaghan

That a site meeting be arranged.

Ms McIlveen, Legal adviser, said a site meeting would be desirable given the points highlighted.

The Service Director of Planning said that it is a matter of judgement as it was policy not regulation and he would concur a site meeting would be best to progress a site meeting.

The Chair, Councillor Black stated the dwelling did appear to be quite sheltered and he was unsure if it would 'bookend'.

Councillor Colvin said he could not ultimately see three houses in a row and said maybe he was missing something but would seek clarification on the policy in order that the committee did not have to participate in recurring site meetings.

The Chair, Councillor Black said he would concur with a site meeting for which there was a proposal.

Proposed by Councillor S McPeake
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2020/1476/O be deferred for a site visit.

LA09/2021/0319/F **Change of house type from a detached (M/2004/0778/F) to a pair of semi-detached on site 2, Opposite 114 Killyliss Road, Eglish, Dungannon for T G Developers**

Members considered previously circulated report on planning application LA09/2021/0319/F which had a recommendation for approval.

Proposed by Councillor Glasgow
Seconded by Councillor S McPeake and

Resolved That planning application LA09/2021/0319/F be approved subject to conditions as per the officer's report.

LA09/2021/1272/F **Dwelling with single detached garage at lands S of 101a Cavankeeran Road, Pomeroy for Mrs Arlene Phelan**

Ms Doyle (SPO) presented a report on planning application LA09/2021/1272/F advising that it was recommended for refusal. She advised that an amended design had been submitted and upon consideration of same she withdrew reason for refusal 'contrary to Policy CTY 12 of PPS 21 Sustainable Development...'. Ms Doyle drew Members attention to the other reasons cited for refusal which still stood.

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

Ms Gourley stated she would like to respond to some of the points raised by Ms Doyle. Ms Gourley advised that the site is located at the end of a minor road, which is more like a lane, and sits lower than a public road. It was advised that other than traffic accessing the houses past the site, the level of passing traffic would be extremely low. Ms Gourley advised that the harm to the rural landscape is minimal. In terms of plot size, Ms Gourley stated she would agree with Ms Doyle that the test is not just a rudimentary measurement of the site frontage but that she would add that the assessment should not be limited to the dwellings on either side of the site and that policy CTY8 refers to respecting the existing settlement pattern along the road frontage and does not imply that a site should replicate a neighbours plot. Ms Gourley stated that plot sizes should not be measured from a map with a scale rule

but rather from and on the ground measurement given that existing vegetation and hedging can restrict the space available within the site to build on. Ms Gourley stated that on paper the site may appear to have a large frontage and Ms Doyle had mentioned 80-90m, in reality it is 80m in terms of the space that can be built on. Ms Gourley stated she submitted a concept plan last Friday and made reference to the plan. Ms Gourley stated that the application site has a frontage of 80m with mature hedging on the northern boundary being excluded as it cannot be built on. It was advised that the applicant's parent's home to the south of the site sits on a bend in the road and has a site frontage of approximately 82m. No.89a which is set behind the applicant's parent's house has a site frontage of approximately 78m. Ms Gourley stated she appreciated that there is a small holding with two detached bungalows to the north of the site but she advised that these houses have been constructed within the confines of a farm yard and have a shared single access and it is the width of the combined plot of 60m which is relevant to the assessment and not the plots of each bungalow individually. Ms Gourley stated that when travelling along the road, there is a wide range of plot and house sizes and highlighted that the application site measures 80m at the road and 60m at the rear is not unusual in the area. Ms Gourley stated that the applicant's parents are both elderly and live to the south of the proposed site and have varying medical conditions. Ms Gourley stated that the applicant works as a self employed hairdresser and is flexible in the hours she can work. It was advised that whilst there are other siblings who live close by they both work long hours, some distance away. Ms Gourley stated that the applicant currently lives in Cookstown and intends to move to the Cavanakeeran Road to help with the care of her parents as their needs increase. Ms Gourley asked Members to rethink the recommendation to refuse and consider approving the application given a) the plot size is in keeping with the varying plots along the road, b) the degree of public interest is minimal given it is at the end of a dead end road and c) the applicants family circumstances and desire to live beside her parents in order to care for them as they grow older.

Councillor Mallaghan said he had spoken briefly regarding the application on previous occasion and said he knew the area quite well, it was a small lane on which four families and their children had houses. He said that the over houses are quite small and then as family Members had built the houses had been bigger and that plot sizes were variable. He stated that the site referred to in the report which had been sold was between family Members. He highlighted that there was meadows to either side which would alleviate material considerations in relation to future farming and concluded the application should be approved.

Proposed by Councillor Mallaghan to approve.

The Chair, Councillor Black alluded to a site visit.

Councillor Mallaghan reiterated his proposal to approve.

Councillor McKinney said he would be of the same mindset and stated it is exceptional circumstance at a dead end road and seconded Councillor Mallaghan's proposal

In response to the query from the Service Director for Planning Ms Doyle confirmed that the site was large and drew attention to road frontages detailed on the map and highlighted the parental home in relation to same.

The Service Director of Planning said the committee had to make a logical interpretation of the policy but could make an exception. Highlighting caution regarding consideration in relation to the gap site and character of the area he suggested a site visit may be appropriate.

In response to Councillor Martin's queries in relation to all relevant policies and the provision of care to parents the Service Director of Planning said in this instance no special circumstance had been highlighted.

Ms McIlveen Legal Advisor said she would endorse the view to carry out a site visit.

The Chair, Councillor Black for clarity highlighted the proposal to grant the application which had been seconded. He said whilst he did not agree with any opinion debated he was conscious of the Directors comments.

Councillor Mallaghan said he would take cognisance of the Service Director of Planning's comments and withdrew his proposal.

It was proposed by Councillor Mallaghan, seconded by Councillor McKinney that a site meeting be convened.

The Chair, Councillor Black concurred.

Proposed by Councillor Mallaghan
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1272/F be deferred to site meeting

Matters for Information

P047/22 Minutes of Planning Committee held on 1 March 2022

Members noted minutes of Planning Committee held on 1 March 2022.

Live broadcast ended at 8.23 pm

Cllr Cuthbertson withdrew from meeting.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor Robinson
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 P048/22 to P055/22.

Matters for Decision

- P048/22 Receive Response to The Private Access on the A6 Toome By-Pass (Stopping-Up) Order (Northern Ireland) 2022
- P049/22 Receive Report on Approach to Building Preservation Notices
- P050/22 Receive Enforcement Report

Matters for Information

- P051/22 Confidential Minutes of Planning Committee held on 1 February 2022
- P052/22 Report on findings of the Northern Ireland Audit Report – Review of the Planning System in Northern Ireland
- P053/22 Report on Caledon Regeneration Partnership Invitation
- P054/22 Enforcement Cases Opened
- P055/22 Enforcement Cases Closed

P056/22 Duration of Meeting

The meeting was called for 7.00 pm and concluded at 9.21 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: 5 April 2022

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

Chairs Business –

- Performance update
- Public Accounts Committee Report in Planning in NI
- Receive Notice of Opinion from DFI Planning:

Location: Lands approximately 3km west of Swatragh accessed off the Corlacky Road in the townlands of Corlacky Knockoneill Half Gayne and Tirkane Co. Derry/Londonderry

Proposal: Application under Section 54 of the Planning Act (Northern Ireland) 2011 to develop land without compliance with condition 25 of the Planning Approval Reference: LA09/2016/0232/F for an 11 turbine wind farm and associated infrastructure. Condition 25 states that the height of the turbines to the tip of the blades shall not exceed 149.9m, their hub height shall not exceed 100m and their rotor diameter shall not exceed 99.8m. This application seeks to vary condition 25 to state that the height of the turbines to the tip of the blades shall not exceed 149.9m, their hub height shall not exceed 100m and their rotor diameter shall not exceed 117m. Minor movements to two of the turbines and associated infrastructure within their micro-siting areas are also proposed.

ITEM	INFORMATION RECEIVED	ACTION REQUIRED
5.7	Additional letters of objection received	Members to note
5.8	Application withdrawn	Members to note

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Wednesday 6 April 2022 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

Members Present Councillor Molloy, Chair

Councillors Ashton, Black, Burton, Clarke*, Corry*, Cuddy, Doris*, Elattar*, Hughes*, Kerr**, McNamee*, Milne*, Monteith*, Quinn* and Wilson

Officers in Attendance

Mr Black, Strategic Director of Communities and Place
Ms Campbell**, Strategic Director of Environment
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 Forde, Member Support Officer

* 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 Molloy welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. Cllr Molloy 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.

D055/22 Notice of Recording

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

D056/22 Apologies

None

D057/22 Declarations of Interest

The Chair, Councillor Molloy reminded Members of their responsibility with regard to declaration of interest.

D058/22 Chair's Business

The Chair, Councillor Molloy welcomed the newly appointed Strategic Director of Communities and Place, Mr Ryan Black to the meeting.

Councillor Kerr drew attention to the slurry spill into local rivers which had caused environmental damage and killed fishing stock. He advised that local fishermen had been in contact with him. He requested that if it had not already happened that Council make with relevant agencies and advise Members on any forthcoming updates received.

Councillor McNamee concurred with the request and said the spill had had a massive impact especially on Claggan, Ballinderry and Killymoon rivers. He asked if Council was aware how it had happened as it had caused 12-15 miles of damage to rivers resulting in complete devastation of fish including salmon and trout as well as other insects. He said that tighter regulations were required together with stiffer penalties as year on year similar instances occurred and it took years for rivers to recover.

In response AD: HLW said that Council was aware of the incident and although not within the remit officers had been in contact with DEARA and NIEA who were following due process. He said the incident had been self reported and as an investigation was ongoing it would be inappropriate to comment further. He concluded that Council had stressed the need to be kept informed.

Councillor Cuddy drew attention to Dungannon Regeneration Partnership which had been constituted by the legacy council and had been run by local business representatives. He said that the group together with the High Street had declined and proposed that officers set up a meeting with them to commence discussions on how best to progress. He concluded that Dungannon Enterprise Centre had a sub committee of High Street retailers.

The Chair, Councillor Molloy concurred and commended the Regeneration Officer on her work with town traders. He seconded Councillor Cuddy's proposal.

Proposed by Councillor Cuddy
Seconded by Councillor Molloy and

Resolved That it be recommended to Council that officers progress a meeting with representatives of Dungannon Regeneration Partnership.

Councillor Cuddy advised Members that there had been a particularly nasty act of vandalism at the Cenotaph in Dungannon when wreaths had actually been broken. He said that with CCTV in the town centre it was hoped that the perpetrators would be identified. He advised that representatives of the Royal British Legion had been in contact with him asking that council set up a meeting to discuss the matter. Councillor

Cuddy proposed that Council officers progress a meeting with representatives of Dungannon/Moy Royal British Legion to discuss vandalism at War Memorials in both locations. Councillor Cuddy suggested that local representatives attend.

Resolved That it be recommended to Council that officers progress a meeting with representatives of Dungannon/Moy Royal British Legion to discuss vandalism at War Memorials in both locations.

Councillors Burton and Black entered the meeting at 7.10 pm

The Chair, Councillor Molloy stated that it was a disgraceful act and emphasized that all graves and monuments across the board should be respected.

Matters for Decision

D059/22 Development Report

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

- Community Grants - to agree the rolling grant awards - Local Community Festivals, and Good Relations.
- Jubilee Community Arts Programme – to agree the tailored arts activities within the current community arts programme to recognise the Queens Platinum Jubilee.
- Ukraine Refugee Scheme – to update members on the Ukraine refugee scheme.
- Development - to update on Development.

Proposed by Councillor Doris
Seconded by Councillor Ashton and

Resolved To propose the Development Report as detailed below:

- **Community Grants**

Resolved That it be recommended to Council to agree the rolling grant awards – Local Community Festivals, and Good Relations.

- **Jubilee Community Arts Programme**

Resolved That it be recommended to Council to agree the tailored arts activities within the current community arts programme.

- **Ukraine Refugee Scheme**

The AD: CD advised that as more information was received regarding the Ukrainian Refugee scheme it would be communicated to Members.

Resolved That it be recommended to Council to note update on the Ukraine Refugee Scheme.

Councillor Doris requested that Officers explore how Council may assist groups securing funding to organise one-off events processing payments for same.

The AD: CD advised that the Audit Committee who approve the criteria for grants would need to investigate the suggestion to see if it was possible. She clarified that the suggestion would only apply to groups without bank accounts

Resolved That it be recommended to Council that Officers explore how Council may assist groups securing funding to organise one-off events processing payments for same. The assistance would be applicable to those groups who struggle to open a bank account.

Councillor Doris referred to the update on the Heritage Strategy and spoke of an event last year which had taken place in Stewartstown. She advised that a community activist had been very keen that an O'Neill trail be developed from Dungannon to Stewartstown. Councillor Doris requested that officers investigate and carry out a feasibility study for a potential O'Neill trail throughout Mid Ulster. She concluded that other areas would no doubt wish to be involved and said it would be an excellent way of promoting smaller villages.

In response the AD: CD said that DEA meetings were scheduled to discuss the Heritage Strategy and would take place during the next six weeks.

Proposed by Councillor Doris
Seconded by Councillor Corry and

Resolved That it be recommended to Council to explore and progress to feasibility study on creating a district wide O'Neill Trail.

Councillor Clarke said that there was all sorts of O'Neill connections from Carntogher right through to Benburb and said a big effort should be made to achieve this. He said that during the past 18 months in his townland many elements of history had been stumbled upon which had been totally unknown. He concluded there was a rich heritage across the district.

The AD:CD reminded Members that there was an O'Neill trail website listing many sites.

Councillor Doris suggested that signage and access could be improved and should be detailed with a recognizable logo like such on the Collins trail in Cork which has a small figure to make them identifiable.

Councillor Ashton said she was happy to propose the report items and reflecting on payments for community groups she said she did not know what the impact would be given there could be a number of invoices, different suppliers etc. She said the matter should be considered through Policy and Resources.

The Chair, Councillor Molloy concurred and said it should be looked at from all perspectives.

- **Development**

Resolved That it be recommended to Council to note the update on Development

D060/22 Sports Representative Grants

The AD: Health, Leisure and Wellbeing presented previously circulated report which detailed proposed community grant allocations for the range of:

- Sports Representative Grant - Team and Individuals (March 2022)

Proposed by Councillor McNamee
Seconded by Councillor Clarke and

Resolved That it be recommended to Council to approve the sports grant allocations as outlined in the report.

D061/22 Extension of the Service Level Agreements with Armagh City, Banbridge and Craigavon Borough Council

The AD: Health, Leisure and Wellbeing presented previously circulated report which sought approval for the renewal of Service Level Agreements (SLA's) with Armagh City, Banbridge and Craigavon Borough Council (ABC) for the provision of Tobacco Control and Health Inequalities work for the period April 2022 – March 2023.

In response to Councillor Quinn's request for an update on Maghery Bridge the SD: Env advised that there had been senior level meetings with officers between Mid Ulster, the Department and ABC Council and that a draft study was being worked on. She concluded that there was no definitive outcome to date but there was progress.

Proposed by Councillor Burton
Seconded by Councillor Wilson and

Resolved That it be recommended to Council to approve the signing of the renewal Service Level Agreements with Armagh City, Banbridge and Craigavon Borough Council for the provision of Tobacco Control and Health Inequalities work for the period April 2022 – March 2023.

D062/22 Clean Neighbourhood Action Plan

The AD: Health, Leisure and Wellbeing presented previously circulated report which provided an update on the Council's Clean Neighbourhood Action Plan and sought approval for Council to participate in the 'Walk This Way Initiative' in partnership with the Dogs Trust and Keep Northern Ireland Beautiful (KNIB). The AD: HLW sought approval for £300 spend for Council to participate in the 'Walk This Way Initiative'.

Councillor McNamee welcomed the initiative and asked that Lough Fea Walk be included within it as it was a hotspot for dog fouling.

Councillor McNamee reflected on the number of fines issued in Cookstown to be much higher than that of the other main towns and asked if the wardens had patrolled it on a more regular basis or was littering offenders more prevalent. He drew on the statistics and expressed concern that the majority of fines were focused on smokers and asked were they being targeted in particular. He said at the workshops the areas of concern were dog fouling and fast food packaging, yet to date only five and three fines issued respectively. He asked was smokers an easy target for the WISE staff to get salaries paid.

Councillor Doris concurred and said this was not travelling in the direction Members had wanted. She asked was rural walkways being monitored and also reflected on the lack of bins requesting that the Stewartstown Road be looked at as a matter of urgency.

Councillor Corry also concurred and said dog fouling was the biggest issue and asked for a breakdown of where the patrols were, she stated that although some areas were rural if one or two fines are issued word soon gets out and people would think twice.

Councillor Monteith concurred and said the company was hitting the towns and following people even into shops. He stated this had most definitely not been what Members had wanted and was in fact failing miserably. He said he was still receiving as many calls about dog fouling and the system needed to be changed.

Councillor Cuddy concurred stating that the matter had previously been considered by the Environment Committee. He said from his shop and post office in Dungannon he was aware of the fines being issued. He said there was little communication to the public as to when this would commence and many in the foreign national community still could not read English. He also shared that one person had to pay an £80 fine for disposing of a cigarette butt and this had been a 'big wack' of their weekly income yet when he goes to open the shop in the mornings the street is littered with take away papers. He concluded that the outcomes of the project were not what Council had desired.

Councillor Quinn too concurred and said it was easy to follow a smoker but he was still persistently being contacted about dog fouling and litter on the Canal path and Clonoe walkway. He said he had not had one complaint about a cigarette butt. He reiterated Councillor Monteith's comments that the whole thing needed re-examined.

Councillor Kerr echoed the comments that smokers were the easy target and asked were the workers on commission and was this their motivation. He also said that the jobs should be direct employment of Council and not privatized as this project was. Councillor Kerr emphasized that it needed to be communicated to WISE that the real issues were dog fouling and waste.

Councillor Clarke said other information was also required as to where the patrols are as littering was not confined to towns and that it is concentrated anywhere there is a fast food outlet. He suggested that establishments that supply packaging should have to have it branded and council would then be able to identify where it had originated and notify the owners who in turn should encourage customers to dispose of their waste correctly.

The Chair Councillor Molloy said any road side is the same with litter he also stated that Members had raised valid points which would be fed back.

Councillor Wilson said he appreciated that the highest number of offences was cigarette butts but litter was litter. He stated that Council was only two months into the contract, that when comments were communicated it would improve but stressed that Council needed to keep sending the message out about litter. Councillor Wilson highlighted that it cost approximately £0.5million to clean Cookstown per year and that either via WISE or education littering had to stop. He also commented that many food outlets did use branded packaging.

Councillor Burton concurred with Councillor Wilson and said that neither butts nor chewing gum on the footpath were pleasant for anyone. In relation to dog fouling she said that at a recent workshop at Castlecaulfield it had been raised that people would like more litter bins especially on the road out to Parkanaur. Councillor Burton reflected that this was the first report and the main emphasis seemed to be on villages and towns she was emphatic that a zero tolerant message needed to go out and told of how she had challenged someone who had been quite hostile. She asked that patrols would also be carried out in parks and reflected on how she had asked that dog waste bags be made available as occasionally people did genuinely forget to bring a bag. Councillor Burton also asked that more bins were made available as often they were at the car park on popular walks with none along the way.

The AD:HLW thanked Members for their comments and said he would urgently report back to the WISE contract manager. Responding to queries he said that reports can be drawn down on where the WISE patrols took place and he would bring a report to give an idea of the profile, he also stated that fine levels could be down to behavior not

necessarily time spent in a location. With regard to the high rate of fines for cigarette butt littering he referred to the Keep NI Beautiful campaign and said it was consistent with their statistics but reiterated he would feedback Members comments regarding targeted approach to WISE.

The AD: HLW advised that WISE enforcement officers were paid an hourly rate with no performance incentives, with regards to dog fouling he provided a further update that three more fixed penalty notices had been issued in the last week and reports on targeted hotspots had assisted thus intelligence was paying off. He reminded Members that Council's own staff were working in tandem with WISE officers and there had been a dramatic increase from 20 March in that a further eight notices had been issued from Council's own team. With regard to additional bins the AD: HLW said he would make contact with colleagues in Environmental Services and also acknowledged the consensus regarding cigarette butts. Referring to comments regarding communication he advised that there was work with communications team to highlight the project to community groups, across social media and highlighted that translations were being worked on.

Responding to the suggestions that dog waste bags be made available the AD: HLW said this had been previously raised at Environment Committee and a pilot project was planned for sites such as Dungannon Park, Davagh and Round Lake. He concluded thanking Members for comments and said officers would continue to monitor the project which was now running for eleven weeks.

In response to Councillor Kerr's query the AD:HLW advised that 90% of income is retained by WISE, Council incurs no charges and receives 10% of income. It was noted that the first reconciliation report was now due. He concluded that the fixed penalty notice could be paid either on line or over the phone.

Councillor Cuddy stated that $806 \times £80 = £64,480$ thus it was a profitable business.

In response to Councillor Burton's query whether they had patrolled villages to date the AD: HLW advised that they are obliged to pay 50% of time in rural areas. He reminded Members a report would be brought in due course.

Proposed by Councillor Wilson
Seconded by Councillor Burton and

Resolved That it be recommended to Council to participate in the 'Walk This Way Initiative' in partnership with the Dogs Trust and Keep Northern Ireland Beautiful (KNIB) at an initial cost of £300.

D063/22 Economic Development Report - OBFD

The AD: Economic Development, Tourism and Strategic Programmes presented previously circulated report which provided an update on the below –

- Sperrins Partnership Project
- Sperrins Walking Festival
- Covid19 Recovery Revitalisation Programme
- Consultation Response - Draft Investment Strategy NI
- Covid Small Settlement Regeneration Programme
- Sliabh Beagh Partnership – Request for Contribution Towards Scoping Study

Resolved That it be recommended to Council to approve the key activities as listed below in the Economic Development Report – OBFD.

- **Sperrins Partnership Project**

Proposed by Councillor Kerr
Seconded by Councillor Corry and

Resolved That it be recommended to Council to –

- i. Approve a continued financial contribution to Sperrins Partnership of up to £22,000 for the 2022/23 financial year towards salaries and running costs to enable delivery of the initiatives as outlined within the report, and further referenced within Appendices 1A and 1B.
- ii. Approve that Council prepare and issue an SLA (once approved by Council's legal team) to Sperrins Partnership, and subject to their acceptance and return of the signed SLA, Council's recommended financial contribution of up to £22,000 be released.

- **Sperrins Walking Festival**

Proposed by Councillor Kerr
Seconded by Councillor Corry and

Resolved That it be recommended to Council to approve Council's participation in the 2022 Sperrins Walking Festival and contribute a maximum budget of up to £6,000 towards the Mid Ulster leg of the event.

- **Covid19 Recovery Revitalisation Programme**

Proposed by Councillor Kerr
Seconded by Councillor Corry and

Resolved That it be recommended to Council to approve authority for Chief Executive to sign the Covid-19 Recovery Programme Letter of Variance as detailed at Appendix 2, dated 22 March 2022 which grants an extension to the period

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of funding to 31 December 2022. Approval also given to return the signed letter of variance to DfC immediately following the Development Committee in order to meet DfC's response timeframe.

- **Consultation Response – Draft Investment Strategy NI**

Proposed by Councillor Kerr
Seconded by Councillor Corry and

Resolved That it be recommended to Council to approve Council's consultation response to the draft Investment Strategy for NI and submit the response before the consultation deadline closes on 20th April 2022. Should any Member wish to add further comments, these can be forwarded to the Assistant Director of Economy, Tourism & Strategic Programmes no later than 13th April 2022, to allow time for Council's response to be finalised and submitted in a timely manner.

- **Covid Small Settlement Regeneration Programme**

Proposed by Councillor Kerr
Seconded by Councillor Corry and

Resolved That it be recommended to Council to note Council's acceptance of the Contract for Funding received from DfC under the Covid Small Settlements Regeneration Programme for £2,781,000 and approve the partnership arrangement with SIB, through the use of Project Management assistance from their Council Support Unit for a minimum of two years with an option to extend for 3 years.

- **Sliabh Beagh Partnership – Request for Contribution Towards Scoping Study**

Proposed by Councillor Kerr
Seconded by Councillor Corry and

Resolved That it be recommended to Council to approve a financial contribution of £5,000 from Council's tourism budget in 2022/23, towards Sliabh Beagh Partnership to assist the Partnership undertake a scoping exercise of potential outdoor recreation projects, subject to confirmation of similar commitments on the part of Monaghan County Council and Fermanagh & Omagh District Council and when the successful company is appointed to undertake the scoping study, a workshop be convened with all Members of Mid Ulster District Council along with relevant officers to feed into the consultation process.

Councillor Doris drew attention to the Covid Recovery Revitalisation and sought an update on the project for Coalisland Canal.

In response the AD: EDT&SP said that the Council's Capital team would be able to provide an update. The AD: HLW said that there was currently three different projects ongoing in relation to Coalisland Canal and he would provide update to the Member.

Councillor Kerr sought an update on the litter bins along the Coalisland Canal pathway and said currently there was only one bin in place and even temporary bins would assist in the interim with litter issues.

Councillor Corry sought clarity on who would be approached regarding the Sperrins Walking festival and Sliagh Beagh Partnership as she knew of a number of areas/groups interested.

In response the AD: EDT&SP advised that there was Member representation on the partnership but she would ask Council's Tourism Manager to ensure all Members from Mid Ulster Council would have an opportunity to feed into the Sliabh Beagh Partnership scoping study consultation process.

D064/22 Update on ESF Call 3 Match Funding Requests 2022/23

The AD: Economic Development, Tourism and Strategic Programmes presented previously circulated report which provided an update on ESF Call 3 Match Funding Requests 2022/23.

In response to Councillor Kerr's question regarding HGV driving training the AD: EDT&SP advised that a number of options were being worked up and Council was awaiting a letter of offer from Department for Communities following which work could be tendered and organisations appointed to progress the initiatives.

Proposed by Councillor McNamee
Seconded by Councillor Kerr and

- Resolved** That it be recommended to Council to approve the contributions as outlined below for the period 2022/23, subject to the project promoters providing confirmation of their final match funding package being in place, verifying their capacity to deliver their projects as outlined and committing to achieving the targets as detailed in their proposals:
- (i) Approve up to £25,000 to SWC for the SUSE+ Programme for the period 2022/23
 - (ii) Approve up to £12,500 to First Steps Women's Centre for the Women Towards Education and Employment Programme for the period 2022/23
 - (iii) Approve up to £6,250 to Enterprise NI for the Exploring Enterprise Programme for the period 2022/23

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- (iv) Approve up to £6,250 to the NOW Group for the VERVE Project for the period 2022/23
- (v) Approve that officers write to Specialisterne NI and Bytes to advise that Council has no available budget in 2022/23 to fund their requests.

Matters for Information

D065/22 Minutes of Development Committee held on 10 March 2022

Members noted Minutes of Development Committee held on 10 March 2022.

Councillor Doris drew attention D042/22 and requested that she be provided with update on progress regarding securing lands for additional car parking in Stewartstown village.

Declaration of Interest

Councillor Burton declared an interest in Agewell

D066/22 Ageing Well Initiative Update

The AD: Health, Leisure and Wellbeing presented previously circulated report which provided update on the progress of the Ageing Well Initiative and the outcome of the tender process to support the Age Friendly Coordinator for the future delivery of the initiative.

Members noted the content of the report.

D067/22 DfC Response - Notice to Quit Periods for Private Tenancies

The AD: Health, Leisure and Wellbeing presented previously circulated report which detailed the Government response, published in February 2022, to the recent consultation exercise on Notice to Quit periods carried out by the Department for Communities (DfC).

Members noted the content of the report.

Councillor Kerr said he had been contacted by local residents and advised that the Housing Associations were raising their rent prices. He asked that Council officers make representation to the various associations as even a £5 per week increase was very difficult for families on low incomes especially at a time when cost of living expenses were soaring.

The Chair, Councillor Molloy said this should be worked through the Housing Forum.

The AD:CD advised that the Department was setting up a review group and she would feed through comments via the Housing Forum.

Resolved That it be recommended to Council that Members comments to be fed through to the Housing Associations and via Council lobbying with regards to increase in Housing Association Rents.

Councillor Wilson said it was very hypocritical for some Members to sit and complain about rent prices given the rates hike they had voted for a short while ago.

D068/22 Play Strategy Update

The AD: Health, Leisure and Wellbeing presented previously circulated report which provided an update on progress of the Mid Ulster District Council Five Year Parks and Play Strategy.

Members noted the content of the report.

Councillor McNamee welcomed the report.

Councillor Doris welcomed the report together with the work completed to date on the ground. She expressed concern regarding parks at Cappagh and Altmore and requested an update as to the current status of the projects.

Councillor Quinn concurred and also sought clarity regarding the relocation of Ardboe Park and asked if any alternative sites were being discussed.

The AD:HLW said he had only recently received the remit for parks. He explained that to date 28 projects had been completed at an estimated £1.7m, that three projects totalling approximately £175m were in progress and a further 20 projects were scheduled for the next 12 months. He advised that the report was an overview and did not provide a full breakdown of the five year play strategy. He reminded Members at the end of year three remaining projects would be prioritised and that annual play inspections continued to be carried out. In response to Councillor Quinn's question regarding Ardboe he explained that he was becoming more familiar with the areas and to date the focus had been year one together with progressing year two to tender.

The SD:Env said that it was parallel with outdoor recreation strategy and parks such as Altmore were part of a bigger project which was being progressed to development stage.

Councillor Burton reflected on work done at President Grants and remarked on the increase of people visiting the site. She said she had received requests for play equipment for older children at President Grants and for gym equipment at Round Lake. Councillor Burton suggested that perhaps gym equipment from other sites could be relocated.

Councillor Elattar asked when Moykeeran in Draperstown and Moorside Villas in Longfield where there was only a few swings would be looked at. In response the AD:HLW said at a glance they are included in the five year strategy possibly at year three and ongoing inspection reports would assist in bringing forward proposals as to how best they can be progressed.

Live broadcast ended at 8.20 pm

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor McNamee
Seconded by Councillor Wilson 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 D069/22 to D071/22.

Matters for Decision

D069/22 Health, Leisure & Wellbeing 2022/23 revised operating model
D070/22 Environmental Health Information and Management Systems

Matters for Information

D071/22 Confidential Minutes of Development Committee held on Thursday 10 March 2022.

D072/22 Duration of Meeting

The meeting commenced at 7 pm and concluded at 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 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.

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 7 April 2022 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

Members Present Councillor Kearney, Chair

Councillors Ashton*, Buchanan, Cuddy* (7.34 pm), Doris* (7.24 pm), Elattar*, Forde, Gildernew*, S McAleer, S McGuigan*, S McPeake, Molloy*, Totten

Officers in Attendance

Mrs Canavan, Strategic Director of Organisation Development, Strategy and Performance
Mr Kelso, Director of Public Health & Infrastructure
Mrs Dyson**, Head of Human Resources
Ms Mezza**, Head of Marketing and Communications
Mr Moffett, Assistant Director of Organisation Development, Strategy and Performance
Ms McNally**, Assistant Director of Finance, Legal, Governance and Transformation
Mr O'Hagan**, Head of ICT
Mr Tohill, Strategic Director of Corporate Service and Finance
Miss McIlwrath, Business Support Manager

* Denotes members present in remote attendance

** Denotes Officers present by remote means

*** Denotes others present by remote means

In the absence of the Chair, Councillor McKinney, Councillor Kearney, Deputy Chair took the Chair.

The meeting commenced at 7.00 pm

The Chair, Councillor Kearney welcomed everyone to the meeting and those watching the meeting through the Live Broadcast. Councillor Kearney 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.

PR067/22 Notice of Recording

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

PR068/22 Apologies

Councillors McKinney, McLean and Quinn.

PR069/22 Declarations of Interest

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

PR070/22 Chairs Business

None

Matters for Decision

PR071/22 Report of Corporate Good Relations Working Group Meeting: March 2022

The Assistant Director: ODSP presented previously circulated report which provided details of the outworkings of the Corporate Good Relations Working Group that was held on Wednesday 9 March 2022.

Proposed by Councillor S McPeake
Seconded by Councillor Molloy and

Resolved That it be recommended to Council to approve the report of the Corporate Good Relations Working Group meeting held on Wednesday 9th March 2022 as set out at appendix A of report.

Councillor Ashton asked to note that the makeup of the Council Good Relations Working Group is now the Nationalist Working Group of Council as there are no Unionist Members attending the meetings of the group. Councillor Ashton advised that her party objected to the amount of money being spent through this channel on looking at a united Ireland.

Councillor S McPeake invited the Unionist parties to participate in the Working Group once again as they have essentially boycotted the Working Group from its inception. Councillor S McPeake stated that the Working Group would be stronger if there was Unionist representation and appealed to Unionist Members to come on board with the group.

PR072/22 Committee and Council Meetings: 2022-2023

The Assistant Director: ODSP presented previously circulated report which considered the rescheduling of the Policy and Resources Committee meeting scheduled to take place on Thursday 5th May 2022 in light of the Northern Ireland Assembly Election. The report further considered the 2022-2023 Committee and Council Meeting Schedule for approval due to commence from June 2022.

Proposed by Councillor Forde
Seconded by Councillor S McAleer and

Resolved That it be recommended to Council that –

- I. In light of the NI Assembly Election due to take place on Thursday 5 May 2022, that the May Policy and Resources Committee be brought forward to Wednesday 4 May at 7.00 pm.
- II. The Council and Committee Meeting Schedule for the period June 2022 to April 2023 be approved.

PR073/22 Requests to Light Up Buildings

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;

- Foster Care Fortnight
- International Nurses Day
- Irish Vasculitis Organisation (IVO)
- World Neurofibromatosis Awareness Day
- Boom Foundation: Sarcoma Awareness

Further to the report, the Assistant Director: ODSP advised of additional request received from Linking Generations Group Northern Ireland. The officer advised that the request was to light up designated buildings at a time between 25 April and 1 May to highlight global intergenerational week, the designated colour to be pink.

Proposed by Councillor S McPeake
Seconded by Councillor S McAleer and

- Resolved** That it be recommended to Council to illuminate the three designated Council properties as follows –
- I. 9 May 2022 to highlight Foster Care Fortnight designated colour to be orange
 - II. 12 May 2022 to highlight International Nurses Day designated colour to be blue
 - III. 15 May 2022 to highlight Irish Vasculitis Organisation (IVO) designation colour to be red
 - IV. 17 May 2022 World Neurofibromatosis Awareness Day designated colour to be blue
 - V. 4 July until 8 July 2022 to highlight Boom Foundation: Sarcoma Awareness month the designated colours to be yellow.
 - VI. 25 April 29 April 2022 to highlight Linking Generations Group – Global Intergenerational Week, designated colour to be pink.

PR074/22 Member Services

None.

Matters for Information

PR075/22 Minutes of Policy and Resources Committee held on Thursday 3 March 2022

Members noted Minutes of Policy and Resources Committee held on 3 March 2022.

PR076/22 Digital Transformation Strategy: Update

Members noted previously circulated report which provided an update on the progress towards the development of a Digital Transformation Strategy.

PR077/22 Ability to hold Remote/Hybrid Meetings - Update

Members noted previously circulated report which provided update on legislation that was passed which enables the Council to continue to hold remote/hybrid meetings until 24 September 2022.

Live broadcast ended at 7.10 pm

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor Forde
Seconded by Councillor S McAleer 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 PR078/22 to PR089/22.

Matters for Decision

- PR078/22 Staffing Matters for Decision
- PR079/22 Members Allowances Update
- PR080/22 Postal VAT Claim – Update and Agreement re Discontinuance
- PR081/22 Treasury Management
- PR082/22 Procurement Policy Review
- PR083/22 Banking Services – Resolution and Update
- PR084/22 Property Update, Cookstown

Matters for Information

- PR085/22 Confidential Minutes of Policy and Resources Committee held on Thursday 3 March 2022
- PR086/22 Staffing matters for Information
- PR087/22 Staffing Matters for Information – Planning Team
- PR088/22 Financial report for 11 months ended 28 February 2022
- PR089/22 Contracts and DAC

PR090/22 Duration of Meeting

The meeting commenced at 7 pm and concluded at 8.12 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.

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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.

Report on	Standing Orders for Council - Amendment
Date of Meeting	Thursday 28 th April 2022
Reporting Officer	Adrian McCreesh, Chief Executive
Contact Officer	P Moffett, Assistant Director (Org. Dev, Strategy and Performance) C McNally, Assistant Director (Corporate Services and Finance)

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

1.0	Purpose of Report
1.1	To consider 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.
1.2	That discussion on same stand adjourned until the next ordinary meeting of the Council, in line with Standing Order 30.2 (Amendment).
2.0	Background
2.1	In response to the COVID-19 pandemic, the Council amended its Standing Orders in May 2020 enabling it to transact its business by virtual means if required, with the inclusion of an interim Standing Order on remote meetings and an associated protocol. The ability to do this was under the Local Government (Coronavirus) (Flexibility of District Council Meetings) Regulations (NI) 2020 under powers contained in Section 78 of the Coronavirus Act 2020.
2.2.	The Meeting Regulations ceased to have effect on 6 th May 2021 because of Section 78(3) of the Coronavirus Act 2020. This expiration date was contained within our Standing Orders in line with the Regulations, applying to all UK council and local authority meetings.
2.3	Legislation “extending” the ability to hold remote meetings in the form of the <i>Local Government (Meetings and Performance) Act (NI) 2021</i> (“the 2021 Act”) came into operation on 27 th August 2021. Following the lapse of legislative authority from 6 th May 2021 until the new Regulations came into operation on 27 th August 2021 the Council took proportionate steps to ensure continuity in the transaction of business.
2.4	Amendments were made in September 2021 to the interim Sanding Orders on remote meetings as contained within our Standing Orders. However, this provision

	allowing for remote meetings ceased on the expiration of the relevant Coronavirus Act 2020 provisions on 25 th March 2022.
3.0	Main Report
3.1	The 2021 Act allows for the Department for Communities to make Regulations to allow councils to hold remote meetings on a permanent basis beyond the expiration date of 25 th March 2022. These Regulations need to be brought forward by the Department and approved by a resolution of the Assembly. Whilst the Department has been given the scope to do this it has not been determined that this will be done.
3.2	Earlier this year, the Department for Communities undertook a <i>Call for Evidence</i> by way of consultation on whether the ability to extend provision for remote/hybrid council and committee meetings be extended and made on a permanent basis.
3.3	In-light of this exercise and in the absence of an amendment to the primary legislation (i.e., the Local Government (NI) Act 2014), further interim legislation was passed which extends the period of time for which councils can hold remote/hybrid meetings until 24 September 2022. This legislation is the Coronavirus Act 2020 (Extension of Provisions Relating to Local Authority Meetings) Order (NI) 2022 and was approved by the Assembly on 21 st March.
3.4	It remains to be seen whether legislation will be passed to allow the current remote/hybrid arrangements for meetings to continue on a permanent basis. If legislation is passed by the NI Assembly, further changes to the Council's Standing Orders are likely to be proposed.
3.5	This report is recommending a change to the Standing Orders regarding Remote Meetings Protocol and Procedure Rules to allow them to continue to apply past 25 March 2022 reflecting the legislative extension referred to at 3.3 above.
4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications
	Financial: not applicable
	Human: not applicable
	Risk Management: Approval is required to ensure the proper administration in relation to the conduct of Council and Committee meetings that are held wholly or partially by remote means.
4.2	Screening & Impact Assessments
	Equality & Good Relations Implications: not applicable

	Rural Needs Implications: not applicable
5.0	Recommendation(s)
5.1	That Council considers and approves the amendment to the Standing Orders regarding Remote Meetings Protocol and Procedure Rules as attached and highlighted in Appendix 6.1. That when proposed and seconded the matter stand adjourned without discussion to the next meeting of Council, in line with Standing Order 30.2 (Amendment).
6.0	Documents Attached & References
6.1	Amendment to Standing Orders of Mid Ulster District Council – Extract

ANNEX B

INTERIM STANDING ORDERS REMOTE MEETINGS PROTOCOL AND PROCEDURE RULES

These Interim Standing Orders have been produced for the purpose of proper administration, good order and clarity in relation to the conduct of any meeting that is held, either wholly or partly, by remote means.

This is as a consequence of the COVID19 pandemic and the enactment of legislation on 1st May 2020 that allowed for; remote meetings; remote attendance by members and members of the public, where applicable; and remote access by members of the public and press.

1. Definitions

“The 2020 Regulations” means The Local Government (Coronavirus) (Flexibility of District Council Meetings) Regulations (Northern Ireland) 2020 No.74;

“The 2020 Act” means the Coronavirus Act 2020;

“remote access” means the ability to attend or participate in a meeting by electronic means, including but not limited to, by telephone conference, video conference, live webcasts and live interactive streaming;

“remote attendance” means fulfilling conditions (i)-(iii) inclusive in Interim Standing Order 7 or 8 below, as appropriate;

“open to the public” includes remote access to the meeting and where a meeting is accessible to the public through such remote means the meeting is open to the public whether or not members of the public are able to attend the meeting in person.

2. Introduction and Application of these Interim Standing Orders

These Interim Standing Orders provide for the good administration and proper order of any remote meeting, either wholly or partially, of the Council and its various Committees.

These Interim Standing Orders should be read in conjunction with the Council’s Standing Orders and Procedure Rules within the Constitution. The 2020 Regulations, made under section 78 of the 2020 Act and subsequent legislation applies notwithstanding any other legislation or current or pre-existing standing orders or any other rules of the Council governing meetings.

These Interim Standing Orders do not negate the validity of the Council’s Standing Orders. Wherever there is a conflict, these Interim Standing Orders take precedence only in relation to any aspect of the meeting, attendance or access that is by remote means.

3. Commencement and Duration

These Interim Standing Orders exist on a temporary basis, taking effect immediately from and including their adoption on 28 May 2020. **They remain valid and in existence following unless revoked by the Council or in the absence of continuing legislative provision.**

4. References to “place” and “present”

Any references to a council meeting in the Standing Orders, is not limited to a meeting of members, all or any of whom, are present in the same place. Any reference to “place” where a meeting is held, or to be held, includes reference to more than one place, including electronic, digital or virtual locations, e.g., internet locations, web addresses or conference call addresses.

The Annual Meeting and meetings of the Council shall be held at 7pm in the place or places specified on the summons.

The ‘place’ at which the meeting is held may be at a Council building or may be where the organiser of the meeting is located or may be an electronic or a digital or virtual location, a web address or a conference call telephone number; or could be a number of these combined. The meeting may also be held in a Council building with a proportion of the membership and any participating public additionally attending remotely. The place of the meeting will be specified on the notice.

Any references to being “present” in the Constitution and Standing Orders, includes being present through remote attendance.

5. Notice and Summons of Meetings

The requisite notice shall be given to the public of the time and place of the meeting, and the agenda, together with a link to view the meeting. The notice will be available on the Council’s website.

6. Public access

Subject to below, meetings will be open to the public and members of the press and public will be encouraged to use remote access facilities provided by the Council to access a meeting remotely.

If the Chair is made aware that the meeting is not accessible to the public through remote means, due to any technological or other failure of provision by the Council, then the Chair shall adjourn the meeting immediately. If the provision of access through remote means cannot be restored within a reasonable period, then the remaining business will be considered at a time and date fixed by the Chair. If the Chair does not fix a date, the remaining business will be considered at the next ordinary meeting.

Exclusion of Public and Press

When council meetings are not open to the public, i.e., when confidential, or “exempt” issues are under consideration, the meeting facilitator will ensure that there are no members of the public in remote attendance or remotely accessing the meeting are able to hear or see the proceedings once the exclusion has been agreed by the meeting.

Where there is disturbance by the public, the Chair will warn the person concerned and can order that their remote access is severed, if the interruption continues.

7. Remote Attendance by Members

A Member in remote attendance is present and attends the meeting, including for the purposes of the meeting’s quorum, if at any time all three of the following conditions are satisfied, those conditions being that the Member in remote attendance is able at that time:

- (i) to hear and be so heard by and, where practicable, to see and be seen by, the other Members in attendance.
- (ii) to hear and be so heard by and, where practicable, to see and be seen by, any members of the public entitled to attend the meeting in order to exercise a right to speak at the meeting; and
- (iii) to be so heard and, where practicable, be seen by any other members of the public attending the meeting.

Where a member who is in remote attendance is muted or has forgotten to unmute themselves when they are speaking, this does not mean that they are unable to be heard for the purposes of 7(i)-(iii) above.

If a Member in remote attendance is leaving the meeting, they must indicate to the Chair when they are doing so. A member will be deemed to have left the meeting where, at any point in time during the meeting, any one of the conditions for remote attendance contained in 7(i)-(iii) above are not met. In such circumstance the Chair may, as they deem appropriate and subject to any indication given by the Member to the Chair;

- adjourn the meeting for a short period to permit the conditions for remote attendance of a Member contained in (i)-(iii) above to be re-established;
- count the number of Members in attendance for the purposes of the quorum; or
- continue to transact the remaining business of the meeting in the absence of the Member that is no longer in remote attendance.

A member who disconnects and re-connects to the meeting due to technological issues is still “present throughout” as long as any matters discussed during their absence are repeated.

8. Remote Attendance by the Public

A member of the public entitled to attend the meeting in order to exercise a right to speak, or make a deputation, at the meeting is in remote attendance at any time if all three of the following conditions are satisfied, those conditions being that the member of the public in remote attendance is able at that time:

- (i) to hear and be so heard by and, where practicable, to see and be seen by, Members in attendance;
- (ii) to hear and be so heard by and, where practicable, to see and be seen by, any other members of the public entitled to attend the meeting in order to exercise a right to speak at the meeting; and
- (iii) to be so heard and, where practicable, be seen by any other members of the public attending the meeting.

A member of the public in remote attendance and entitled to exercise a right to speak or make a deputation, will be deemed to have left the meeting where, at any point in time during the meeting, any one of the conditions for remote attendance contained in 8(i)-(iii) above are not met. In such circumstance the Chair may, as they deem appropriate:

- (a) adjourn the meeting for a short period to permit the conditions for remote attendance contained in 8(i)-(iii) above to be re-established;
- (b) suspend consideration of the item of business in relation to the member of public's attendance until such time as a following item of business on the agenda has been transacted and the conditions for the member of the public's remote attendance have been re-established or, on confirmation that this cannot be done, before the end of the meeting, whichever is the earliest; or
- (c) continue to transact the remaining business of the meeting in the absence of the member of the public in remote attendance.

Refer to Planning section for difference in proceeding in these circumstances.

9. Remote Voting

In relation to the Chair taking the vote by a show of hands, this will involve those members in remote attendance ensuring their video is turned on and raising their hands.

If the Chair is unable to see a Member in remote attendance, the Chair will ask that member to verbally indicate how they wish to cast their vote.

The Chair may, in their absolute discretion, decide to call a vote by remote means using an electronic voting system for remote voting.

10. Access to Information

Members of the public may access minutes, decision and other relevant documents through the Council's website.

11. Postponing a meeting

The Chair can postpone a meeting by giving 24 hours' notice to members, or such shorter period as the Chair may determine in cases of urgency. The same notice will be published on the Council's notice.

12. Planning

The Protocol for the operation of the Planning Committee is amended as follows:-

Addendum

Any additional papers tabled at a Planning Committee meeting by way of the Addendum must be emailed to each Committee member by 5pm on the evening of the Committee.

At the start of each meeting, the Chair will ask members to confirm that; (i) they've received the Addendum; and (ii) they've had sufficient time to review same. If any member indicates in the negative to 12(i) and/or (ii), the Chair will allow, by a short adjournment if necessary, for these to be delivered to and read by said member.

Visual Aids

To ensure that a member in remote attendance can clearly follow any officer presentation, copies of the presentation should be shown simultaneously and be able to be seen by the member in remote attendance.

Speaking Rights

Any reference to speaking rights and the exercise of same (with the exception of Pre Determination Hearings below) will be treated as follows:-

- a. In the first instance, the requester will be offered an opportunity to attend the meeting by remote access.
- b. If the requester is unable to attend remotely, and subject to the Council being able to facilitate attendance in person, the requester will be offered the opportunity to attend the meeting in person. Please note only one person per speaking time will be able to attend in person and so speaking time cannot be shared (e.g., one person for applicant; one person against development); and
- c. If the requester is unable or unwilling to exercise speaking rights by virtue of 12a. or b. above, they will be able to provide Written Submissions no later than 12pm two working days prior to the meeting, which will be circulated to members the Committee.

The deadline for receipt of requests to speak including the submission of any written information remains as per paragraph 23 of the Protocol on the Operation of the Planning Committee, i.e., no later than 12pm two working days prior to the meeting.

Pre Determination Hearings

Any reference to speaking rights and the exercise of same in relation to Pre Determination Hearings will be treated as follows:-

1. In the first instance, the requester will be offered an opportunity to attend the meeting by remote access and the conditions in Interim Standing Order 8(i)-(iii) must be met;
2. If the requester is unable to attend remotely, and subject to the Council being able to facilitate attendance in person, the requester will be offered the opportunity to attend the meeting in person. Please note only one person per speaking time will be able to attend in person and so speaking time cannot be shared (e.g., one person for applicant; one person against development).

Remote attendance by the public

Where a member of the public in remote attendance and entitled to exercise a right to speak has been deemed to have left the meeting when their particular application is under consideration, the Chair may, as they deem appropriate:

- (a) adjourn the meeting for a short period to permit the conditions for remote attendance contained in (i)-(iii) of Interim Standing Order 8 above to be re-established;
- (b) suspend consideration of the item of business in relation to the member of public's attendance until such time as a following item of business on the agenda has been transacted and the conditions for the member of the public's remote attendance have been re-established. If the conditions for the member of the public's remote attendance cannot be satisfied prior to the conclusion of the meeting and before the committee resolves to go in to closed business, the application under consideration will be deferred until the next available Planning Committee meeting.

Declaration of Interests

Where a Member in remote attendance has declared an interest in an application and would ordinarily be required to leave the meeting or sit in the public gallery, that member will be required to turn their video off and have their microphone muted whilst any discussion or vote takes place in respect of the item or items of business which the member may not participate.

13. Licensing

When considering any application relating to the licensing function of the council and there exists a statutory requirement that the Council gives an opportunity of appearing before and of being heard by the council to any person, or words to that effect, then the Committee can satisfy this requirement by:-

1. In the first instance, the Speaker will be offered an opportunity to attend the meeting by remote access and the conditions in Interim Standing Order 8(i)-(iii) must be met;
2. If the Speaker is unable to attend remotely, and subject to the Council being able to facilitate attendance in person, the Speaker will be offered the opportunity to attend the meeting in person. Please note only one person per speaking time will be able to attend in person and so speaking time cannot be shared.

Report on	Consideration of Requests for Civic Recognition
Date of Meeting	Thursday 28 April 2022
Reporting Officer	P Moffett, Assistant Director
Contact Officer	E Forde, Member Support Officer

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

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						

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	In April 2020 it was resolved that due to COVID a letter together with an award would be posted to Civic Reception and Civic Honour recipients. 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: April 2022 Requests for Civic Recognition Submitted: For Approval

Category: Civic Honour

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
None			•	

Category: Civic Reception

Proposed Recipient	Achievement	Submitted by	Condition/Criteria Met	Recipient Previously Acknowledged
Tyrone Senior Hurlers	Division 3A National League Title	Cllr Kerr Cllr Monteith	• Won first place at Competition	For: Not Applicable Date:
Rainey Old Boys U14s	Ulster Carpets Youth Cup Rugby Final	Cllr Totten	• Won first place at Competition	For: Not Applicable Date:
Niall McAlinden	Mental Health Coach of the Year Northern Ireland	Cllr Kerr Cllr Monteith	• Outstanding Achievement	For: Not Applicable Date:
Lowe's Butchers	Won Best In Ireland by McKenna's Guide	Cllr Kerr Cllr Doris Cllr Oneill Cllr N McAleer	• Outstanding Achievement	For: Butchery Excellence Gala Awards Date: Nov 2018 (out of 3 years)
Stewartstown Harps	2022 Ulster club Junior League Champions	Cllr Kerr	• Won first place at Competition	For: letter in May 2021 Date:
Max Wylie	Ulster U16s Interprovincial Team	Cllr Wilson	• Outstanding Achievement	For: Not Applicable Date:

Matt Barrett	Irish Judo Association Champion Pre Cadet Boys u42/46kg Gold Medallist	Cllr Wilson Cllr Molloy	<ul style="list-style-type: none"> • Won first place at Competition 	For: Not Applicable Date:
Mark Cuddy	Ulster U18's Interprovincial Team Irish U18's Four Nations Tournament in England over Easter	Cllr Wilson	<ul style="list-style-type: none"> • Outstanding Achievement 	For: Not Applicable Date:
Ryan McMenemy	Ni Futsal Team Playing in World Cup Qualifiers	Cllr Wilson	<ul style="list-style-type: none"> • Represented County at International level 	For: Not Applicable Date:
Kieran Holland	Irish Judo Association Champion Men Lower Kyu u73kg Gold Medallist	Cllr Molloy	<ul style="list-style-type: none"> • Won first place at Competition 	For: Not Applicable Date:
Oisin Ferrity	Represented Cycling Ireland at UCI Junior Men's National Cup	Cllr Kerr	<ul style="list-style-type: none"> • Represented County at International level 	For: Letter Ulster Cycling Date: May 2021
Connor McGee	Ulster Boxing Title (First Ulster Title in first Competitive Season)	Cllr Kerr	<ul style="list-style-type: none"> • Won first place at Competition 	For: Not Applicable Date:
Patrick McGurk	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr S McPeake Cllr Kearney Cllr McFlynn	<ul style="list-style-type: none"> • Outstanding Achievement 	For: Not Applicable Date:
Ruairi Canavan	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kerr	<ul style="list-style-type: none"> • Outstanding Achievement 	For: Not Applicable Date:
Shea Quinn	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kerr	<ul style="list-style-type: none"> • Outstanding Achievement 	For: Not Applicable Date:
Blaine Ryan	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kerr	<ul style="list-style-type: none"> • Outstanding Achievement 	For: Not Applicable Date:

Adam McGonigle	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kearney Cllr McFlynn	• Outstanding Achievement	For: Not Applicable Date:
Conhuir Johnston	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kearney Cllr McFlynn	• Outstanding Achievement	For: Not Applicable Date:
Niall O'Donnell	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kearney Cllr McFlynn	• Outstanding Achievement	For: Not Applicable Date:
Cody Cowden	Royal British Legion National Youth Standard Bearer	Cllr Wilson	• Outstanding Achievement	For: Not Applicable Date:
Iain Cruickshank	Ulster Under 16s Hockey Team	Cllr Wilson	• Outstanding Achievement	For: Not Applicable Date:
Niall Hanna	Traditional Singer of the Year at the Gradam Ceoil Awards 2021	Cllr Quinn	• Won first place at 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

Uncle Sam's	Belfast Live Tyrone's Favourite Takeaway	Cllr Dan Kerr
Tyrone Ladies Under 14s	Ulster Ladies Gaelic Championship	Cllrs Kerr & Monteith Received Civic Award 2019, letter 2021
Max Anderson	Represented Ireland at Under 21 Hockey	Cllr Wilson Received civic recognition June 2019 team membership Ulster Hockey Team U16 squad Interpros & Ireland
Nick Griggs	Irish & European Under 20 Indoor Record 3000m Gold for Ireland at European Under 20 Championship	Cllr Wilson Received civic recognition for winning gold medal at the European Under 20 Championships.
Ewan Cruickshank	Ulster Under 18s Hockey Team	Cllr Wilson Received Civic recognition June 2019
Tyrone GAA Under 17s	Jim McGuigan Inter County Cup	Cllr Kerr Cllr Monteith Received civic recognition September 2021
Cormac Devlin	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kerr Received civic recognition September 2021

Ruairi McHugh	Danske Bank Ulster Schools GAA Football All Star 2022	Cllr Kerr Received civic recognition September 2021
St Joseph's Primary School, Galbally	Won the Sandra Kelly Cup	Cllr Kerr
Ren Bu Kan Judo Club	Commending Recent Success at Irish Judo Competition 2 Gold Medalists 5 Silver Medalists: John Donaghy, Brogan McGilloway, Victoria McGirr, Adam McMahon, Sofija Procevska 5 Bronze Medalists: Francie Slane, Riley Dixon, Andrejs Procevski, Victoria McGill and Daniel McGribbon	Cllr Molloy
Sean O'Neill	Nominated for Best Comic at the UK Pantomime Awards	Cllr Quinn Received civic recognition October 2020 for being nominated as Best Director

Report on	Conferences, Seminars & Training
Date of Meeting	28 April 2022
Reporting Officer	Philip Moffett, AD: ODPS
Contact Officer	Eileen Forde, Member Support Officer

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

1.0	Purpose of Report
1.1	Provide an update on seminars and conferences received. To seek approval for (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 no conferences for approval 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 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

	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 Staff Conferences, Seminars & Training

28th April 22 Council Meeting

Approval – Conferences -

Details of Courses	Service/ Directorate	No. Attending	Cost	Date	Location
NAHT (NI) Conference	SHHP Comms & Place	1	£365	19 TH May 2022	Slieve Donard Newcastle
Northern Ireland Waste & Resource Management Conference	Environment	1	£179 (early bird)	23 rd June 2022	Belfast

Report on	Correspondence to Council
Date of Meeting	Thursday 28 April 2022
Reporting Officer	P Moffett, Assistant Director
Contact Officer	E Forde, Members Support Officer

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

1.0	Purpose of Report
1.1	Provide an update on correspondence received for attention of Council.
2.0	Background
2.1	This paper 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 Newry Mourne & Down District Council</p> <p>The Chief Executive has received correspondence from Newry Mourne & Down District Council seeking support for a Notice of Motion carried in relation to Increased Energy Costs. Refer to appendix A</p>
3.2	<p>Correspondence from Newry Mourne & Down District Council</p> <p>The Chief Executive has received correspondence from Newry Mourne & Down District Council seeking support for a Notice of Motion carried in relation to planned changes to use of red diesel. Refer to Appendix B</p>
3.3	<p>Correspondence from Fermanagh & Omagh District Council</p> <p>The Chief Executive has received correspondence from Fermanagh & Omagh District Council requesting that Council writes to the Commissioner for Older People to commend him for progressing judicial review proceedings against the Department of Health regarding the Department's changes to continuing healthcare. Refer to Appendix C</p>
3.4	<p>Correspondence from DfI Roads</p>

3.6	<p>An email was received from newly appointed DfI Western Division Manager cancelling a meeting Council had requested to discuss budget spend. Refer to Appendix D</p> <p>Post Office</p> <p>For information Members are asked to note correspondence from the Post Office detailing a Branch Temporary Closure at Greystone Post Office. Refer to Appendix E</p>
4.0	Other Considerations
4.1	<p>Financial, Human Resources & Risk Implications</p> <p>Financial: not applicable</p> <p>Human: not applicable</p> <p>Risk Management: not applicable</p>
4.2	<p>Screening & Impact Assessments</p> <p>Equality & Good Relations Implications: not applicable</p> <p>Rural Needs Implications: not applicable</p>
5.0	Recommendation(s)
5.1	That Council notes and considers, as necessary, the correspondence received.
6.0	Documents Attached & References
	<p>Appendix A Newry Mourne & Down District Council Increased Energy Costs</p> <p>Appendix B: Newry Mourne & Down District Council Red Diesel</p> <p>Appendix C: Fermanagh & Omagh District Council</p> <p>Appendix D: DfI Roads</p> <p>Appendix E: Post Office</p>

Marie Ward
Chief Executive

Our ref: C/057/2022

15 March 2022

Mr Anthony Tohill CEO
Mid Ulster District Council
Council Offices
Circular Road
Dungannon
BT71 DT



Comhairle Ceantair
an Iúir, Mhúrn
agus an Dúin
**Newry, Mourne
and Down**
District Council

Dear Mr Tohill

Re: Emergency Notice of Motion – Increased Energy Costs

At a Meeting of Newry, Mourne and Down District Council held on 7 March 2022, the following emergency Notice of Motion was agreed:

"In light of the massive hikes of prices in relation to energy related costs such as oil, gas, electricity and fuel in recent days and times all of which will have a major detrimental impact on all our residents in our district and beyond, Newry Mourne and Down District Council call upon and demand that the Chancellor of the Exchequer release the much necessary funding and support to enable that all households who have been affected by these massive price increases receive much needed support and help where it is needed most especially in the times that we are now in and beyond. If this motion is adopted, we encourage the other ten councils to do the same for their residents".

This emergency motion was unanimously agreed and Newry Mourne and Down District Council ask that you join them and write to the Chancellor of the Exchequer.

I would ask that you give this matter serious consideration and I look forward to your response.

Yours faithfully

A handwritten signature in blue ink that reads "Dorinnia Carville".

Dorinnia Carville
Deputy Chief Executive

Marie Ward
Chief Executive

Our ref: C/054/2022

15 March 2022

Mr Anthony Tohill CEO
Mid Ulster District Council
Council Offices
Circular Road
Dungannon
BT71 DT



Comhairle ^{Philip Muffett}
an Iúir, M
agus an Dún
**Newry, Mourne
and Down**
District Council

Dear Mr Tohill

Re: Notice of Motion – Opposed to Planned Changes to Red Diesel

At a Meeting of Newry, Mourne and Down District Council held on 7 March 2022, the following Notice of Motion was agreed:

"That Newry Mourne and Down District Council oppose the planned changes to Red Diesel usage being brought in by HMRC in April.

The proposed changes to red diesel usage in any vehicle other than what are described as vehicles being used for agricultural purposes only.

Council notes with concern that these changes will have severe implications for many sectors of our economy locally throughout our district and not solely within agriculture. Council writes to the British Treasury opposing the planned changes and seeking to immediately pause these damaging proposals and to look at new ways as to how government can practically support businesses take the necessary actions to move away from fossil fuels and to put in place measures and policies that will have a meaningful impact on reducing emissions as these proposals will only serve to increasing input costs without themselves reducing emission.

Council writes to all Councils in the North asking them to write to the British Treasury asking them to raise concerns that this will have a detrimental economic impact across all Council Areas".

Members spoke at length about how proposed changes would have damaging effects on all sectors who avail of red diesel and the detrimental effect on businesses in particular the agriculture, construction, quarrying and manufacturing sectors that were already struggling with increased costs of materials and soaring energy prices. Recent fuel price hikes as well as reductions and in some cases withdrawal of EU funding had farmers under pressure and charities would also lose out as fundraising tractor runs would no longer be feasible.

Newry Mourne and Down District Council are opposed to the planned changes and have asked the British Chancellor to immediately pause this move and instead look at how to practically support businesses to take the necessary action to move away from fossil fuels and put in place measures and policies that would have a meaningful impact in reducing emissions.

Newry Mourne and Down District Council ask that you join them and write to the British Treasury raising concerns on the detrimental economic impact these proposed changes will have.

**Oifig an Iúir
Newry Office**
O'Hagan House
Monaghan Row
Newry BT35 8DJ

**Oifig Dhún Pádraig
Downpatrick Office**
Downshire Civic Centre
Downshire Estate, Ardglass Road
Downpatrick BT30 6GQ

0330 137 4000 (Council)
council@nmandd.org
www.newrymournedown.org

**Ag freastal ar an Dún
agus Ard Mhacha Theas
Serving Down
and South Armagh**



I would ask that you give this matter serious consideration and I look forward to your response.

Yours faithfully

A handwritten signature in cursive script that reads "Dorinnia Carville".

Dorinnia Carville
Deputy Chief Executive

Alison McCullagh
Chief Executive



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

Our Ref: Democratic Services

Date: 12 April 2022

Email: democratic.services@fermanaghomagh.com

Mr Adrian McCreesh
Chief Executive
Mid Ulster District Council
Dungannon Office, Circular Road
Dungannon
BT71 6DT

Dear Mr McCreesh,

Re: Continuing Healthcare Provision

At the Council meeting held on 5 April, Members asked that I write to the Commissioner for Older People to commend him for progressing judicial review proceedings against the Department of Health regarding the Department's changes to continuing healthcare.

Members also requested that I write to all other Councils in Northern Ireland to encourage them to make similar representations to the Commissioner.

The Council trusts you will give this issue due consideration.

Yours sincerely

A handwritten signature in blue ink that reads "Alison McCullagh".

Alison McCullagh
Chief Executive

From: [Healy, Daniel](#)
To: [Eileen Forde](#)
Cc:
Subject: RE: Meeting with Mid Ulster District Council 31 March 2022 4.00pm
Date: 31 March 2022 14:00:51
Attachments: [image001.png](#)

Eileen,

I tried calling but unfortunately I was unable to get through.

Firstly let me introduce myself. My name is Daniel Healy, I have taken over from Harry Gallagher as the permanent Divisional Roads Manager here in Western Division. I'm looking forward to the challenges of the job but as you will appreciate I will be relying on Harry for continuity as I get up to speed in the role.

I am contacting you regarding the meeting request below which Harry forwarded on to me. I am afraid that the budgets for the coming year are not available at this current time and budgets for the current year remain in line with those identified in the council reports. I am also conscious that budgetary discussions are strategic issues that have increased sensitivity during the election cycle. As such I am afraid I am taking the decision to cancel the meeting on behalf of my staff.

I apologise for the lateness of this response and any inconvenience it may cause. I also apologise that my initial contact with you and the council is to cancel a meeting, it is not how I wished to establish communication following appointment to this role.

If there are meetings required to discuss operational matters I and my staff are at your disposal.

Kind regards,

Daniel Healy

Divisional Roads Manager | DfI Roads, Co Hall, Omagh
Tel: 028 256 62549 | Ext: 60549 | E-mail: <mailto:daniel.healy@infrastructure-ni.gov.uk>





Dear Customer

Branch Temporary Closure

**Greystone Post Office
54 Legilly Road, Greystone, Dungannon, BT70 1PE**

We are writing to inform you that, regrettably, following the resignation of the postmaster the above branch will be closing on Saturday 23 April 2022 at 20:00.

I would like to assure you that we are currently investigating the options available which will enable us to reinstate a Post Office service to the local community. In exploring this, it is important that any future service is sustainable for the person operating the service, and for Post Office Limited.

If you have any questions you would like to raise about this matter, please write to me via the National Consultation Team at the address shown at the end of the letter. Please note that your comments will not be kept confidential unless you expressly ask us to do so by clearly marking them "In Confidence".

Any future changes to service provision would be handled in line with our Principles of Community Engagement. An extract relating to Notification is available at the end of this letter.

We will display posters in the branch to inform customers.

If you are a local representative, it would be helpful if you could share this information through your social media channels and with any local groups or organisations that you know within the community, for example on noticeboards, local charities and in GP surgeries, to help our customers and your constituents understand what is happening to the Post Office in the local community. If you would like a supply of posters, please let us know.

We would like to apologise for the inconvenience the temporary closure may cause. We hope that our customers will continue to use Post Office services and details of alternative Post Office branches in the area are shown at the end of this letter. Due to the effects of Covid 19 branch opening hours may vary. The latest available branch information can be found on our website, www.postoffice.co.uk/branch-finder

If you are a local representative, we will write to you again once we have any news about our plans for future service provision.

Yours faithfully

Janese Sung

**Janese Sung
Network Provision Lead**

How to contact us:
comments@postoffice.co.uk
postofficeviews.co.uk
FREEPOST Your Comments

Alternative branches

During the Coronavirus pandemic some branches may need to make changes to their opening hours. The latest available branch information can be found on our website

www.postoffice.co.uk/branch-finder

Granville Post Office

Unit 1
76 Granville Road
Granville
Dungannon
BT70 1NJ

Services

The same range of services will continue to be available.

Access

This branch has a wide automatic door and level access at the entrance.

Opening times

Mon – Sat	06:30 – 21:00
Sun	08:00 – 21:00

Getting there

This Post Office service is located approximately 2.2 miles away from Greystone branch, along varied terrain. Layby parking is available directly outside the branch. There are local buses serving the surrounding area.

Eglis Post Office

124 Killyliss Road
Eglis
Dungannon
BT70 1LE

Services

The same range of services will continue to be available, however excluding National Lottery.

Access

This branch has a wide door and a step at the entrance.

Opening times

Mon, Tues, Thurs	09:00 – 15:00
Wed, Fri, Sat	09:00 – 13:00
Sun	Closed

Getting there

This Post Office service is located approximately 2.8 miles away from Greystone branch, along varied terrain. There is a car park available nearby. There are local buses serving the surrounding area.

To get this information in a different format, for example, in larger print, audio or braille call 03452 66 01 15 or Textphone 03457 22 33 55.

Principles of Community Engagement on changes to the Post Office network (extract)

A full version of this document is available on our Consultation Hub - postofficeviews.co.uk

We are committed to engaging and supporting our customers and their representatives as we make changes to the Post Office network. The following Principles will be adopted when communicating about changes to your local Post Office branch.

We will **Notify** - where we are informing customers of changes around:

- Opening hours
- Temporary closure¹ / temporary service interruption
- Re-opening of a temporarily closed branch in the same site
- Opening a new branch unrelated to a previous closure
- Location used by a Mobile Post Office within a community

We will display a poster in branch (or nearby if appropriate) to notify customers of the above changes, providing four weeks' notice. Where four weeks' notice is not possible, we will provide notice as soon as we are able to. For temporary closures we will include details of the nearest alternative Post Offices and our customer helpline/textphone.

These Principles have been agreed with Citizens Advice, Citizens Advice Scotland and the General Consumer Council for Northern Ireland; the independent statutory consumer watchdogs.

What to do if you feel these Principles haven't been followed:

Please get in touch so we can investigate your complaint. We'll explain in our reply whether we believe we have followed our Principles of Community Engagement and will provide you with the contact details for the relevant consumer watchdog (Citizens Advice, Citizens Advice Scotland or the Consumer Council for Northern Ireland) if you're not satisfied with our response. The watchdog will independently assess whether we have followed the Principles of Community Engagement process (rather than the decision itself) and recommend any actions with respect to the complaint.

Postofficeviews.co.uk

Comments@postoffice.co.uk

FREEPOST Your Comments

Call: 03452 66 01 15

Textphone: 03457 22 33 55

¹ We will provide an update to locally elected representatives if the status of the temporarily closed branch has not changed after 12 months.

There may be a small number of cases where due to circumstances outside our control we have no option other than to permanently close a branch in a particular location. In these cases, the consultation will seek feedback on alternative Post Office service provision in the area.

We notify locally elected representatives including but are not restricted to the Member of Parliament, Scottish Parliament, Welsh Parliament, or Northern Ireland Assembly, Local Authority Chief Executive, Ward Councillors, Parish or Community Council, selected charities, local Citizens Advice, Age UK, Northern Ireland's Disability Action and Northern Ireland's Rural Community Network. They are also encouraged to share all information additionally with local groups and organisations who they believe have an active interest in changes to their local Post Office.

Report on	Consultations notified to Mid Ulster District Council
Date of Meeting	28 April 2022
Reporting Officer	Philip Moffett, AD OD Strategy & Performance
Contact Officer	Ann McAleer, Corporate Policy and Equality Officer

Is this report restricted for confidential business?	Yes	<input type="checkbox"/>
If 'Yes', confirm below the exempt information category relied upon	No	<input checked="" type="checkbox"/>

1.0	Purpose of Report
1.1	To update members on the consultations notified to Mid Ulster 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 Communities	Draft DFC Section 75 Audit of Inequalities – Engagement	Aim of this consultation is to identify key inequalities that exist for Section 75 categories among our service users and those affected by our policies.	06 May 2022	
	Link to Consultation	Document available upon request		
	Delegated Authority required to be granted to a committee if Council agrees that a response be made (where an extension is not given)?	Yes		
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Health	Consultation on Review of Urgent and Emergency Care Services in Northern Ireland	This consultation invites people to have their say on the future of Urgent and Emergency Care in Northern Ireland.	15 June 2022	
	Link to Consultation	https://www.health-ni.gov.uk/consultations/consultation-review-urgent-and-emergency-care-services-northern-ireland		
	Delegated Authority required to be granted to a committee if Council agrees that a response be made (where an extension is not given)?			