



22 September 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, 22 September 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
- 5 Deputation - Northern Ireland Housing Executive (Report embargoed until 23.09.22)

Matters for Decision

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| 7. | Planning Committee minutes of meeting held on 2 August 2022 | 13 - 20 |
| 8. | Planning Committee minutes of meeting held on 6 September 2022 | 21 - 40 |
| 9. | Policy & Resources Committee minutes of adjourned meeting held on 8 September 2022 | 41 - 44 |
| 10. | Environment Committee minutes of meeting held on 13 September 2022 | 45 - 52 |

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| 11. | Development Committee minutes of meeting held on 15 September 2022 | 53 - 70 |
| 12. | Policy & Resources Committee decisions recommended at meeting held on 20 September 2022 | 71 - 72 |
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Matters for Information

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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

16. Council Confidential minutes of meeting held on 28 July 2022
17. Planning Committee confidential minutes of meeting held on 2 August 2022
18. Planning Committee confidential minutes of meeting held on 6 September 2022
19. Environment Committee confidential minutes of meeting held on 13 September 2022
20. Development Committee confidential minutes of meeting held on 15 September 2022
21. Policy & Resources Committee confidential decisions recommended at meeting held on 20 September 2022
22. Audit Committee Confidential minutes of meeting held on 20 September 2022
23. Document for Sealing - Deed of variation in relation to the lease to lands situated at Tobermore Playing Fields
24. Document for Sealing - Project Agreement between MUDC and Thomas Clarkes GAC
25. Document for Sealing - Deed of Variation: Cahore Playing Fields

Matters for Information

Minutes of Meeting of Mid Ulster District Council held on Thursday 28 July 2022 in the Council Offices, Circular Road, Dungannon and by virtual means

Chair Councillor Corry

Members Present Councillors Ashton, Bell*, Black, Brown*, Buchanan, Burton, Clarke*, Cuddy, Cuthbertson*, Doris*, Forde*, Gildernew*, Graham, Kearney, Martin*, Mallaghan*, N McAleer*, S McAleer, McFlynn*, B McGuigan*, S McGuigan, McLean, McKinney, McNamee, D McPeake*, S McPeake*, Milne*, Molloy*, Mullen, Oneill*, Quinn, Robinson and Wilson

Officers in Attendance Mr McCreesh, Chief Executive
Ms Campbell, Strategic Director of Environment
Mr Black, Strategic Director of Communities and Place
Ms Canavan, Strategic Director of Organisational Development Strategy and Performance (SD:ODSP)**
Mr Kelso, Director of Public Health and Infrastructure (DPHI)
Ms McNally, Assistant Director Finance, Legal Governance & Transformation**
Ms Mezza, Head of Marketing & Communications**
Mr Moffett, Assistant Director of Organisational Development, Strategy & Performance (AD:ODSP)
Mr Tohill, Strategic Director of Corporate Service and Finance (SD:CSF)**
Mrs Forde, Member Support Officer

* Denotes Members present in remote attendance

** Denotes Officers present by remote means

The meeting commenced at 7 pm.

The Chair, Councillor Corry 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.

C138/22 Notice of Recording

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

C139/22 Apologies

Councillors Kerr, Monteith, Colvin, Glasgow, Totten, Elattar

C140/22 Declarations of Interest

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

C141/22 Chair's Business

The Chair, Councillor Corry stated, "Members will know that I joined with people across the globe in sending my condolences to the family of David Trimble and in paying tribute to him. I think it is very telling that no matter who has spoken about him in the days since he passed away, there have been two words used time and again to describe him – courageous and visionary. David Trimble's role in the peace process cannot be understated, and nor can his significant and unique contribution to the creation of the Good Friday Agreement. Those words are easily said now, when we are more than two decades removed from the time and the turbulence in which the talks and negotiations took place. However, in 1998 when the agreement was signed, as well as in the years before and the years which followed, David Trimble was working at great risk – not just politically, but also personally. This took both the courage and the vision for which he will always be remembered and was, put simply, a measure of the man. He leaves behind a legacy from which we, and future generations, benefit."

Councillor Wilson said that David Trimble had been a man of great courage and vision and the successful delivery of the Good Friday Agreement had been the highlight of his career. He spoke of David having witnessed the murder of Edgar Graham following which his desire had been that there would be no more deaths in Northern Ireland. He said the bravery and courage demonstrated in his political career was also reflected in how he dealt with his recent illness. He said his place in history was secure and that he had been a true Ulsterman who had both great ability and integrity. Councillor Wilson spoke of his love for opera and Elvis Presley but that his greatest love had been for his wife Daphne and his children. He concluded on behalf of the UUP passing on condolences to Daphne and family stating that he will be remembered as a father, husband, First Minister, Imperial of the Realm and a great Unionist.

Councillor McLean concurred with previous comments and said that anyone's death is a solemn sad time and that the DUP extended sympathy to the Trimble family and indeed the UUP at this time.

Councillor Quinn on behalf of the SDLP extended sympathy to the Trimble family. He spoke of having heard David Trimble speaking in Oslo and stated he was an intelligent, courageous man who had put his weight behind power sharing. He concluded that David Trimble had a definitive place in history as without the Good Friday Agreement people would be living in a very different place.

Councillor Corry spoke of some of the positives from the last month for example the 4C UR Future event which aims to empower young people to make well-informed decisions about their education and future careers. She also spoke of attending the Coalisland Summer Bash and the family 'Go Wild' event at Maghera Walled Garden, the Clogher Valley show which had attracted great crowds and highlighted that the Tafelta was scheduled to take place in Magherafelt on Saturday 6 August followed by the Lumarina at Ballyronan on Saturday 20 August.

She also stated she had attended the launch of this year's Mid Ulster Pride celebrations which took place at the same time as the Council confirmed that 18 community groups across the district would receive more than £12,000 through the community festival fund. This shows Council's commitment to providing continued support for events taking place right across the district. In conclusion the Chair said that the fund is still open for community groups to apply and encouraged them to do so.

The Chair, Councillor Corry advised that the Managers from Lough Neagh Partnership, Ulster Rugby, STEP and Maghera Heritage had made formal request to Council for Letters of Support for their applications to the Levelling Up Fund as outlined below:

- Lough Neagh Partnership: to improve existing markers and a dedicated dredger for the Lough to regularly dredge all newly developed tourism boating channels, fishermen quays, marinas, and mouths to the river Blackwater, Six-mile water and the Upper Bann.
- Ulster Rugby: a Capital Improvement Project to enhance playing, changing and club house facilities at the Dungannon, Clogher Valley and Rainey clubs.
- STEP: purchase the Old RIC Barracks in Market Square, Dungannon to bring the building back into community use, whilst saving it as a cultural heritage asset for the benefit of the entire town and wider area for future generations;
- Maghera Heritage & Cultural Society: for Heritage & Cultural Centre bid for the development of heritage centre services for the local community.

The Chair, Councillor Corry sought approval for letters of support to be issued as requested.

Proposed by Councillor McLean
Seconded by Councillor Molloy and

Resolved That Council issue letters of support in respect of applications to Levelling-Up Fund to Lough Neagh Partnership, Ulster Rugby, STEP and Maghera Heritage & Cultural Society.

Councillor S McAleer advised that she had received complaints regarding the odour from the Mushroom Compost Plant, Ballygawley. She said that there has been a long-standing problem with a stench affecting the locals in this area and that over time the SDLP had contacted Minister Poots who had investigations carried out and recommendations made. She also advised that the NIEA are aware of this issue and have been working with the owners of the Mushroom Plant. Councillor S McAleer said she had received a phone call from one of the elderly residents stating she has to use her tumble dryer to dry clothes due to the odour outside her home area which always seemed to be worse at the weekends but had also been particularly pungent on Monday. Councillor S McAleer said hand in hand with the cost of living crisis this ongoing problem was having a major adverse impact and requested that Council

become involved to endeavour to alleviate. She concluded that the company were trying but there appeared to be times when more effort was required.

Councillor S McGuigan said he too had been contacted and concurred that the NIEA had been involved, that the company had carried out remedial works but there was still instances when it was particularly bad. He said that whilst the NIEA were carrying out random tests the instances that were really bad were at weekends and concurred that intervention was required.

Councillor Burton said it was important that Council endeavour to work with the relevant parties to alleviate the current difficulties as it was important to support rate payers in this situation.

The Chief Executive stated that the SD: Communities and Place would task the Environmental Health team to look at the situation within council remit but advised that Council could not carry out the functions of the NIEA.

Councillor S McPeake extended condolences to the family of Con McGurk a 56 year old Bellaghy man who recently passed away. He told how the well-known architect had been both successful in his chosen profession and as a Gael enjoying success in both football and hurling. Councillor S McPeake concluded by saying he had recently nominated Mr McGurk for civic recognition having won a Liam McCormick award for architecture and he would hope the award would be presented to his family in due course.

Councillor Kearney concurred saying that although small in stature Con McGurk had had a big personality which had been expressed in his dignified funeral which had been attended by many.

The Chair, Councillor Corry added her condolences saying he was held with high regard as both a great sports and business man.

Councillor Cuthbertson drew attention to the success of Dungannon Golfer Darren Clarke in winning The Senior Open. He proposed that Council send a letter of congratulations and advised that the golfer had been granted 'Freedom of the Borough' by the legacy Dungannon Council and that the signage in place across Dungannon be updated with the recent achievement.

The Chief Executive said officers would report to the Environment Committee.

Councillor Cuddy seconded the proposal and said Council should continue to highlight the profile as Darren Clarke is a Dungannon man.

The Chair, Councillor Corry concurred in extending congratulations to Darren Clarke.

Proposed by Councillor Cuthbertson
Seconded by Councillor Cuddy and

Resolved That

- (i) Council forward a letter of congratulations to Darren Clarke in winning the Senior Open Championship; and
- (ii) a report be presented to Environment Committee with regard to upgrading Darren Clarke, road signage to include his Senior Championship achievements.

Matters for Decision

C142/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Council Meeting held on 23 June 2022

Councillor B McGuigan drew attention to C129/22 Notice of Motion regarding Community Wealth Building and proposed that Council set up a working group under D’hondt stating that it should work in tandem with Climate Change Working group.

Councillor S McPeake seconded the proposal stating that Sinn Féin was not precious about a single entity group as there was many commonalities between community wealth building and climate change. He suggested that officers look at the terms of reference and update to suit the aims of both.

The Chief Executive reminded Members that the minutes are presented for accuracy. He advised that the officer team were undertaking an overview of working groups and if Members agreed to withdraw the proposal the rationale would be filtered into a proposal to be brought to Members in the autumn.

Councillor B McGuigan said he would withdraw the proposal but emphasised that the working groups must be focused and whatever working groups there was must be effective.

Councillor Cuthbertson welcomed confirmation that the DfI Roads would present to Council on 29 September but said it was frustrating that there has been continuous road works on the A29 Moy Road for the fourth July in a row. He said the public had become frustrated and highlighted that the weekend past there was a lane closure yet no actual work was taking place.

Proposed by Councillor B McGuigan
Seconded by Councillor Wilson and

Resolved That the Minutes of the Council held on Thursday 23 June 2022 (C115/22 – C137/22) transacted in Open Business having been printed and circulated were considered and adopted.

C143/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Environment Committee Meeting held on 4 July 2022

Proposed by Councillor Wilson
Seconded by Councillor S McGuigan and

Resolved That the Minutes of the Environment Committee held on Monday 4 July 2022 (E168/22 – E191/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C144/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Planning Committee Meeting held on 5 July 2022

Councillor McFlynn requested an amendment on LA09/2020/0729F that proposer and seconder be amended to read Councillor Quinn and Councillor McFlynn.

Proposed by Councillor S McPeake
Seconded by Councillor McFlynn and

Resolved That the Minutes of the Planning Committee held on Tuesday 5 July 2022 (P086/22 – P095/22) transacted in Open Business having been printed and circulated, subject to the foregoing were considered and adopted.

C145/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Development Committee Meeting held on 6 July 2022

Proposed by Councillor Black
Seconded by Councillor Quinn and

Resolved That the Minutes of the Development Committee held on Wednesday 6 July 2022 (D113/22 – D126/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C146/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Policy & Resources Committee Meeting held on 7 July 2022

Proposed by Councillor Buchanan
Seconded by Councillor S McGuigan and

Resolved That the Minutes of the Policy & Resources Committee held on Thursday 7 July 2022 (PR132/22 – PR153/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C147/22 Peace IV Town Shared Spaces

The SD: Environment presented previously circulated report and sought approval to award delegated powers for the award of IST contracts for the Peace IV – Towns Shared Spaces Project.

Proposed by Councillor McLean
Seconded by Councillor Cuddy and

Resolved Agreed that:

- (i) Pursuant to Section 7(1)(b) of the Local Government Act (NI) 2014, that authority is delegated to Chief Executive to approve the award of IST contracts for the Peace IV Towns Shared Spaces Project subject to them being within budget parameters.
- (ii) A full update report be brought back to Members in September Committee/Council for Members information.

C148/22 Conferences, Seminars & Training

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

Proposed by Councillor Burton
Seconded by Councillor Graham and

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

C149/22 Civic Recognition Requests

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 Chair, Councillor Corry advised that clarification had been received and thus Michael Davitt's Under 15 Camogie team having achieved at All Ireland level be upgraded to civic recognition.

Councillor Quinn drew attention to request for Craic Theatre recommended for a letter and said that the proposal should have read for the Technical Team and requested that it be upgraded to civic reception.

Councillor S McAleer requested that her name be added to recognition request for Errigal Ciaran.

Proposed by Councillor Quinn
Seconded by Councillor S McPeake and

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

Matters for Information

C150/22 Correspondence

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

Councillor Quinn referred to correspondence received from DAERA regarding the Torrent River Spill and Animal Cruelty Register. He stated that considering the scale of the spill and the amount of fish killed and species impacted it would take much more than the projected three years for the river to recover. In relation to the Animal Cruelty Register he stated that whilst he accepted the contents of the letter there appeared to be a difference of opinion between the Department of Justice and DAERA but was emphatic that the proposed Animal Cruelty Register was required.

The Chair, Councillor Corry concurred.

C151/22 Consultations

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

The live broadcast concluded at 7.42 pm

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.

Proposed by Councillor Burton
Seconded by Councillor S McGuigan and

Resolved: That items C152/22 to C162/22 be taken as confidential business.

Matters for Decision

- (i) Council Confidential minutes of meeting held on 23 June 2022
- (ii) Audit Committee Confidential minutes of meeting held on 28 June 2022
- (iii) Environment Committee Confidential minutes of meeting held on 4 July 2022
- (iv) Planning Committee Confidential minutes of meeting held on 5 July 2022
- (v) Development Committee Confidential minutes of meeting held on 6 July 2022
- (vi) Policy & Resources Confidential Committee minutes of meeting held on 7 July 2022
- (vii) IST Thomas Clarkes GAC
- (viii) Delegated Authority to Chief Executive
- (ix) Employment Matter

Document for Sealing

- (x) Document for Sealing: Lease Agreement between NIHE and Mid Ulster District Council in relation to lands situated at Tamnamore Close, Coalisland
- (xi) Document for Sealing: Mid Ulster District Council and Thomas Clarkes GAC

C163/22 Duration of Meeting

The meeting was called for 7.00 pm and ended at 8.21 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 Planning Committee of Mid Ulster District Council held on Tuesday 2 August 2022 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

Members Present

Councillor Mallaghan, Chair

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

Officers in Attendance

Dr Boomer, Service Director of Planning
Mr McClean, Senior Planning Officer
Ms McKinless, Senior Planning Officer
Ms Scott, Council Solicitor
Mr Brown, ICT Support
Mrs Grogan, Democratic Services Officer

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

** Denotes Officers present by remote means

*** Denotes others present by remote means

The meeting commenced at 7.00 pm

P097/22 Notice of Recording

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

P098/22 Apologies

Councillor Colvin.

P099/22 Declarations of Interest

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

P100/22 Chair's Business

The Chair acknowledged that there was a very short agenda in front of members tonight which was mostly likely a surprise to most people given the fact that there is quite a large amount of applications in the system. He said that he had been assured by the Planning Manager that due to the instalment of the new IT system, that this has helped to get quite a number of delegated cases processed. Whilst the agenda looks to be light tonight there still has been quite a number of applications approved and

issued to applicants over this last four weeks, but anticipated quite a long agenda being brought forward to committee in September.

The SD: Planning following on from the Chair's comments, referred to the implementation of the new IT system and said that this meant that new applications were not able to be entered for approximately 5 to 6 weeks. He advised that the first priority was to enter the older applications which were already done. The next priority had been to issue as many of the delegated decisions which had also been held back due to the change-over of the system. Clearly, any new system still demonstrates some teething issues, but was pleased to say that no major problems had arisen. He said that summer season was always awkward and felt that things will only progress properly from September onwards.

The SD: Planning updated members on staff changes within Planning Department and advised that Mr Bowman was now the Head of Strategic Planning and would be responsible for moving forward the Local Development Plan and to oversee major applications. Ms Doyle has now taken over the role of Mr Bowman's previous role as Head of Local Planning. Mr Marrison who is a Senior Planning Officer (SPO) in charge of Dungannon area still. He advised that the Planning Department had been operating from last November without a team lead in Magherafelt district and was pleased to say that Ms McKinless will now be taking over that role commencing 1 September to make sure that a proper management system is in place. He was also pleased to advise members that there were a few new temporary starts which will help get the department to grips with the backlog and hopefully improve performance.

The SD: Planning referred to performance and advised that comparative figures were now apparent where Mid Ulster stands in relation to other authorities across Northern Ireland for the financial year 2021/22, which was now available for viewing on the department's website. Statistics show that over the year Mid Ulster had received 1452 applications and despite being in a backlog situation, it did manage to determine 1423 which was the 3rd highest of all Councils in Northern Ireland. He outlined an example where Mid Ulster stood compared to neighbouring authorities and advised that most Councils receive between 900 and 1260 applications and only determine less than a 1000 and was satisfying to see that Mid Ulster was managing to keep things moving well. He felt that members would not be surprised to learn that Mid Ulster's approval rate was still the highest with over 99%, but this shouldn't look easy as this does not demonstrate the amount of work in which officers and members do in actually helping people through the whole application process to ensure that their developments were sustainable and be seen in the best light. There were 13 major applications which was the 4th highest in Northern Ireland and the highest out of any authority by a long way relating to industrial applications, which took on average 88 weeks to resolve. This underscored what was being talking about, the Public Accounts Committee calling on the Department for action to improve the planning system to try and start to clear some of this red tape which was causing delays. The remainder were local applications with the average time to determination being 16.6 weeks which in terms of our normal performance was poor due to the pandemic, but all that aside, Mid Ulster managed to rate 4th fastest in Northern Ireland, given the fact we had the one of the highest number of applications this was good.

In relation to enforcement, the SD: Planning advised that targets have all been met in concluding investigations and something which should be stressed, that if someone was under the misunderstanding that because officers encourage sustainable development they would be soft on unauthorised and harmful development, then he would say that they should think again. Mid Ulster had the 2nd highest number of successful prosecutions against harmful and unauthorised development which was over one quarter of prosecutions in Northern Ireland.

He concluded by saying that officers and members were very busy and referred to the small agenda brought before committee tonight and said that this was in many cases the size of an agenda which was brought by many local authorities in Northern Ireland on a monthly basis.

The Chair thanked the SD: Planning for his update and said that for anyone which attended the trip to Scotland to see the working of their planning system, was amazed to see that 7 applications was the entirety of their planning meeting. He welcomed the statistics and said that it just goes to show that for a small Council in the West how much work is actually going on here and commended Dr Boomer and all the Planning staff for their hard work. He said that as a committee and as Councillors, a lot is expected from our Planning Department and is good to see in black and white how statistics show the good outcome.

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

Agenda Item 5.1 - LA09/2021/1208/O - Dwelling & domestic garage on a farm at land approx. 55m S of 60 Annaghilla Road, Augher for Jeff & Laura Fitzsimmons.

Agenda Item 5.2 – LA09/2021/1659/F - Part retrospective application for existing storage unit and proposed storage unit at 40m SW of 68 Airfield Road, Toomebridge for Spraytec.

Proposed by McKinney
Seconded by Robinson and

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

Matters for Decision

P101/22 Planning Matters for Decision

LA09/2021/1208/O Dwelling & domestic garage on a farm at land approx. 55m S of 60 Annaghilla Road, Augher for Jeff & Laura Fitzsimmons

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

LA09/2021/1659/F Part retrospective application for existing storage unit and proposed storage unit at 40m SW of 68 Airfield Road, Toomebridge for Spraytec

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

LA09/2021/0341/F New site access (Revised Access) at 36 Granville Road, Dungannon for Farasha Properties Ltd

Members considered previously circulated report on planning application LA09/2021/0341/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Corry and

Resolved That planning application LA09/2021/0341/F be approved subject to conditions as per the officer's report.

LA09/2022/0062/O Infill dwelling and domestic garage at Site W of 35 Drummurrer Lane, Coalisland for Mr Michael Corr

Members considered previously circulated report on planning application LA09/2022/0062/O which had a recommendation for approval.

Proposed by Councillor Quinn
Seconded by Councillor S McPeake and

Resolved That planning application LA09/2022/0062/O be approved subject to conditions as per the officer's report.

P102/22 Receive Report on Consultation from Dfl on Lough Neagh Sand Extraction

The SD: Planning presented previously circulated report and sought approval to issue a Council consultation response to the Department on an application received by it to vary 2 conditions attached to the original permission granted under LA03/2017/0310/F for sand extraction from Lough Neagh. A copy of the original decision notice attached to the report.

Councillor Clarke referred to the size of the barges and working hours after sunset and advised that the Lough was a very important area for a whole range of wildlife and enquired if consideration has been given to the effect of light and interference to wildlife in the dusk and felt that this may be an important issue which may need to be considered.

The SD: Planning advised that it was up to the Department to consider these types of things and felt that the Council response could indicate no objection provided that the Department is assured that there would be no harm to wildlife as a result to the change of the condition and that residential amenities be protected in relation to noise.

He congratulated the member on his attentiveness on the matter and being on the ball.

Councillor Clarke said that there was so much emphasis on the fact of period of darkness and due to the fact of the Lough's importance for such a variety of all wildlife.

Councillor Corry referred to comments made by Councillor Clarke and said that on the back of that there were areas which were highly important to biodiversity and enquired if this was included as she couldn't understand what the required change was and why as it wasn't impacting on the amounts that was being controlled and extracted.

The SD: Planning agreed with the member as biodiversity was a planning consideration which did not only include species but also a whole wealth of everything and this was something the Department needed to be assured on. He said that it was the remit of the Department to carry out the research as he wouldn't be inclined to involve his team as due to limited resources. He stated that Lough Neagh always concerned him due to the fact that if there was a breach of a condition the Department pushed responsibility over to Mid Ulster. He advised that the Lough was controlled by Lord Shaftesbury and the Shaftesbury Estate and it was their remit to grant licences for extraction, but in many cases extraction also takes place by people who do not have licences and are not permitted on the Lough resulting in complaints being received. These complaints then become problematic when the Department refuse to intervene and push it onto Mid Ulster for deal with, resulting in difficulty for enforcement. He described the problem as ensuring extraction only took place in the permitted zone. He felt that good enforcement can only work with cooperation between authorities and landowners. In regard to biodiversity he advised that this needed a strong monitoring regime and that Councillors Corry was correct to identify his issue and therefore not only wildlife should be included in the response. The Chair enquired if members if they were happy to move forward with the proposal with the slight amendment in terms of comments made by Councillor Clarke.

Proposed by Councillor Clarke
Seconded by Councillor Brown and

Resolved That approval be granted to issue the following consultation response to DfI:

Mid Ulster District Council have no objections to this application subject to the Department ensuring all appropriate assessments of any impacts on the natural environment/designated sites is carried out and that in varying Condition 12 that any new barge or replacement barge shall have a sound power limit of 105 db (A) secured by any varied condition. The Department to be satisfied and legal advice taken that this will not cause harm to species or the biodiversity of the Lough. Also that amenity of neighbouring residences is protected through the use of controls and remote noise generated.

P103/22 Receive Report on Consultation from DfI on Mineral Prospecting

Mr McKeown (SPO) presented previously circulated report which provided members with information regarding the Department for the Economy's consultation regarding their notice of intention dated 31st May 2022 to award two Mineral Prospecting licences to Karelian Diamond Resources Limited and to advise of Council's response.

Proposed by Councillor McFlynn
Seconded by Councillor Clarke and

Resolved That Council remain of the opinion that the Department should not grant approval for either Mineral Prospecting Licence Applications KDRA2/22 or KDRA3/22. Agree that a representation be submitted to the Department on behalf of the Council on, or before 28th August 2022 as referred to on previously attached draft response in Appendix A.

This representation should clearly reaffirm the Council's precautionary approach in relation to applications to extract valuable minerals and hydrocarbons.

Matters for Information

P104/22 Minutes of Planning Committee held on Tuesday 5 July 2022

Members noted minutes of Planning Committee held on Tuesday 5 July 2022.

Live broadcast ended at 7.26 pm.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor McKinney
Seconded by Councillor Robinson 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 P105/22 to P108/22.

Matters for Decision

Matters for Information

- P105/22 Minutes of Planning Committee Confidential Minutes of Meeting held on Tuesday 5 July 2022
- P106/22 Enforcement Cases Opened
- P107/22 Enforcement Cases Closed
- P108/22 Enforcement Live Case List

P109/22 Duration of Meeting

The meeting commenced at 7 pm and concluded at 7.31 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.

Minutes of Meeting of Planning Committee of Mid Ulster District Council held on Tuesday 6 September 2022 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

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

Officers in Attendance Dr Boomer, Service Director of Planning (SD: PI)
Mr Bowman, Head of Strategic Planning (HSP)
Ms Doyle, Head of Local Planning (HLP)
Mr Marrion, Senior Planning Officer (SPO)
Mr McClean, Senior Planning Officer (SPO)
Ms McKinless, Senior Planning Officer (SPO)
Ms Scott, Council Solicitor
Mr Stewart, Senior Planning Officer (SPO)
Miss Thompson, Democratic Services Officer

Others in Attendance Councillor Gildernew***
Councillor S McGuigan***
Councillor Molloy***

LA09/2021/1656/O

Mr Caddoo

* 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

P110/22 Notice of Recording

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

P111/22 Apologies

Councillor Robinson.

P112/22 Declarations of Interest

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

Councillor S McPeake declared an interest in agenda item 5.13 - LA09/2021/1404/F and agenda item 6.1 - LA09/2017/1349/F.

P113/22 Chair's Business

The Chair, Councillor Mallaghan congratulated Councillor Black on his recent marriage.

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 / submission of further information –

Agenda Item 5.1 - LA09/2019/0941/F - New roof to improve acoustic performance at 23 Molesworth Street, Cookstown for 1 Oak Leisure. (Submission of Information)

Agenda Item 5.2 - LA09/2019/0978/LBC - Upgrade the existing roof of Lanyon Hall night club at 21-23 Molesworth Street Cookstown for 1 Oak Leisure. (Submission of Information)

Agenda Item 5.6 - LA09/2020/0757/F - Change of use from yard to smoking area with associated internal alterations to provide access at 86 Chapel Street, Cookstown for Raymond Forbes. (Submission of Information)

Agenda Item 5.8 - LA09/2021/0676/O - Relocation of approved site LA09/2018/1646/O to opposite side of road at 70m SW of 11 Motalee Road, Magherafelt for Mrs Gillian Montgomery. (Office Meeting)

Agenda Item 5.13 - LA09/2021/1404/F - Refurbishment alteration & extension of existing public house into neighbouring property & the associated change of use of ground floor hot food carry-out to public house & 1st floor apartment to office, removal of 1st floor public house space at rear to create enclosed ground floor beer garden area at 26- 30 Queen's Street, Magherafelt for H J Downey Ltd. (Office Meeting)

Agenda Item 5.14 - LA09/2021/1425/F - Dwelling and domestic garage at approx. 140m SW of 93A Ballynagarve Road, Magherafelt for Mr Darren McIvor. (Office Meeting)

Agenda Item 5.15 - LA09/2021/1568/F - Retention of shed (farm diversification development) at 95m SE of 133 Bush Road, Coalisland for Adrian McCann. (Office Meeting)

Agenda Item 5.17 – LA09/2021/1651/O - Dwelling (Revised Land Ownership Certificate) at lands W of 69 Derrylaughan Road, Coalisland, for Pamela Quinn. (Office Meeting)

Agenda Item 5.22 - LA09/2022/0137/F - New vehicular access to be paired with the existing vehicular access to at 47 Killyneill Road, Dungannon for David Moore. (Office Meeting)

Agenda Item 5.23 - Site for dwelling and garage at lands approx. 100m SW of 111 Dunnamore Road, Cookstown for Mr Noel Corey. (Office Meeting)

Agenda Item 5.24 - PPE manufacturing, production, distribution and controlled storage facility with research and development, innovation and sustainability centre with associated site works, landscaping and new vehicular access at lands opposite 80 Aughrim Road, Magherafelt for Bloc Ppe Ltd. (Office Meeting)

Agenda Item 5.28 - Retrospective application for the retention of farm dwelling at 59 Derryvaren Road, Coalisland for Mr James Campbell. (Office Meeting)

Councillor McFlynn asked for more detail in relation to agenda item 5.13 as information had not been received that this application would be a deferral.

The Chair, Councillor Mallaghan referred to the request from the objector for a deferral however it was confirmed by the officer that all objections have been considered within the report.

Councillor S McPeake stated that he had declared an interest in this application and was going to speak on it if required and sought clarification on whether the application was to be deferred.

The Chair, Councillor Mallaghan clarified that as all objections have been considered in the officer report there was no need to defer agenda item 5.13 and the application could be considered tonight.

Proposed by Councillor Bell
Seconded by Councillor Corry and

Resolved That the planning applications listed above (with the exception of agenda item 5.13) be deferred for an office meeting / submission of information as outlined.

Matters for Decision

P114/22 Planning Applications for Determination

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

LA09/2019/0941/F New roof to improve acoustic performance at 23 Molesworth Street, Cookstown for 1 Oak Leisure

Agreed that application be deferred for further information to be submitted earlier in meeting.

LA09/2019/0978/LBC Upgrade the existing roof of Lanyon Hall night club at 21-23 Molesworth Street Cookstown for 1 Oak Leisure

Agreed that application be deferred for further information to be submitted earlier in meeting.

LA09/2019/1271/O Dwelling in a cluster at 20m W of 6 Derry Row, Coalisland, for Patrick McGrath

Members considered previously circulated report on planning application LA09/2019/1271/O which had a recommendation for approval.

Proposed by Councillor Clarke
Seconded by Councillor Corry and

Resolved That planning application LA09/2019/1271/O be approved subject to conditions as per the officer's report.

LA09/2020/0150/F 5 no. glamping pods, amenity space and associated external works at lands 140m SW of 11 Crancussy Road, Cookstown for Paul and Damien McHugh

Application withdrawn.

LA09/2020/0667/F Housing development of 7 no. dwelling units adjacent to and immediately W of 10 Oldmill Court, Moneymore for Colm Bell

Members considered previously circulated report on planning application LA09/2020/0667/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Corry and

Resolved That planning application LA09/2020/0667/F be approved subject to conditions as per the officer's report.

LA09/2020/0757/F Change of use from yard to smoking area with associated internal alterations to provide access at 86 Chapel Street, Cookstown for Raymond Forbes

Agreed that application be deferred for submission of further information earlier in meeting.

LA09/2020/1019/F Change of use and extensions to dwelling to provide a multi purpose health and well being centre at 30 Coleraine Road, Maghera for Michael Kelly

Members considered previously circulated report on planning application LA09/2020/1019/F which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor Corry and

Resolved That planning application LA09/2020/1019/F be approved subject to conditions as per the officer's report.

LA09/2021/0676/O Relocation of approved site LA09/2018/1646/O to opposite side of road at 70m SW of 11 Motalee Road, Magherafelt for Mrs Gillian Montgomery

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

LA09/2021/0698/F Retention of and additional concrete walls and yard area at land at 9 Crubinagh Road, Dungannon, for Adrian Daly

Members considered previously circulated report and addendum on planning application LA09/2021/0698/F which had a recommendation for approval.

Proposed by Councillor Clarke
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/0698/F be approved subject to conditions as per the officer's report.

LA09/2021/1018/O Dwelling and garage at 70m SE of 5A Drumlamph Lane, Castledawson for Cathal Shivers

Members considered previously circulated report on planning application LA09/2021/1018/O which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/1018/O be approved subject to conditions as per the officer's report.

LA09/2021/1217/F Change of house type at 61 Clauneo Meadows, Clonoe, Dungannon for Roxborough Plant and Construction Ltd

Members considered previously circulated report on planning application LA09/2021/1217/F which had a recommendation for approval.

Proposed by Councillor Corry
Seconded by Councillor Clarke and

Resolved That planning application LA09/2021/1217/F be approved subject to conditions as per the officer's report.

LA09/2021/1290/O Dwelling & garage on a farm at lands 200m SW Of 39 Draperstown Road, Desertmartin for Anthony Bradley

Members considered previously circulated report on planning application LA09/2021/1290/O which had a recommendation for approval.

Proposed by Councillor Clarke
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1290/O be approved subject to conditions as per the officer's report.

LA09/2021/1404/F Refurbishment alteration & extension of existing public house into neighbouring property & the associated change of use of ground floor hot food carry-out to public house & 1st floor apartment to office, removal of 1st floor public house space at rear to create enclosed ground floor beer garden area at 26- 30 Queen's Street, Magherafelt for H J Downey Ltd

Members considered previously circulated report on planning application LA09/2021/1404/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Clarke and

Resolved That planning application LA09/2021/1404/F be approved subject to conditions as per the officer's report.

LA09/2021/1425/F Dwelling and domestic garage at approx. 140m SW of 93A Ballynagarve Road, Magherafelt for Mr Darren McIlvor

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

LA09/2021/1568/F Retention of shed (farm diversification development) at 95m SE of 133 Bush Road, Coalisland for Adrian McCann

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

LA09/2021/1604/O Site for a two storey dwelling at 70m SE of 43 Fallylea Lane, Fallylea, Maghera for Margaret McCrystal

Members considered previously circulated report and addendum on planning application LA09/2021/1604/O which had a recommendation for approval.

Proposed by Councillor Corry
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/1604/O be approved subject to conditions as per the officer's report.

LA09/2021/1651/O Dwelling (Revised Land Ownership Certificate) at lands W of 69 Derrylaughan Road, Coalisland, for Pamela Quinn

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

LA09/2021/1656/O Dwelling & detached garage at approx. 50m SE of 12 Tulnavern Road, Ballygawley, for Luke Hanna & Amy Gilmour

Mr Marrion (SPO) presented a report on planning application LA09/2021/1656/O advising that it was recommended for refusal.

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

Mr Caddoo stated he was the agent for the application and stated that although there was a separation he highlighted policy documents and in particular page 84 of 'Building on Tradition' which shows a number of examples where there can be separation from the farm buildings but that the farm lane can still be utilised. Mr Caddoo stated to the best of his knowledge there had been no request to provide supporting evidence for the alternative site but that in his opinion this was a valid option. Mr Caddoo stated that other sites offered little to no potential to build upon due to water courses. At this point Mr Caddoo's presentation became interrupted due to connection issues.

The Service Director of Planning stated that looking at the site map there was an obvious problem with infill. The SD: PI asked what the building was closer to the junction.

Mr Caddoo stated this was a Presbyterian Church.

The SD: PI suggested that an office meeting be held in order to discuss this application further.

Councillor Cuthbertson stated he was familiar with the road and that there is the Presbyterian Church and an old mill which sells antiques also close by. Councillor Cuthbertson stated he felt there may be a case for a cluster with a focal point or that an alternative site on the farm could be identified. Councillor Cuthbertson proposed that the application be deferred for an office meeting.

Councillor Black seconded Councillor Cuthbertson's proposal.

Resolved That planning application LA09/2021/1656/O be deferred for an office meeting.

LA09/2021/1677/F Dwelling and garage at 20m N of 9 Coolshinney Road, Magherafelt for Kyle McElhatton

Members considered previously circulated report on planning application LA09/2021/1677/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Black and

Resolved That planning application LA09/2021/1677/F be approved subject to conditions as per the officer's report.

LA09/2021/1772/O Dwelling, domestic garage and associated works at lands approx. 30m S of 29 Tullyglush Road, Ballygawley for Mr Liam Farrell

The Service Director of Planning highlighted that there had been a request by the agent to speak to the Committee on the application and that there was then a later request for deferral. The SD: PI stated he was content to accommodate an office meeting for the application.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/1772/O be deferred for an office meeting.

LA09/2022/0042/F Replacement dwelling and garage at land approx. 100m NW of 12 Lisnagleer Road, Dungannon for Derek Montgomery

Members considered previously circulated report on planning application LA09/2022/0042/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Glasgow and

Resolved That planning application LA09/2022/0042/F be approved subject to conditions as per the officer's report.

LA09/2022/0137/F New vehicular access to be paired with the existing vehicular access to at 47 Killyneill Road, Dungannon for David Moore

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

LA09/2022/0234/O Site for dwelling and garage at lands approx. 100m SW of 111 Dunnamore Road, Cookstown for Mr Noel Corey

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

LA09/2022/0269/O PPE manufacturing, production, distribution and controlled storage facility with research and development, innovation and sustainability centre with associated site works, landscaping and new vehicular access at lands opposite 80 Aughtim Road, Magherafelt for Bloc Ppe Ltd

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

LA09/2022/0278/F Alterations, refurbishment & extension of existing vacant stone structure to the rear, to provide new residential flats & office accommodation at the rear of 31 Union Street, Cookstown for Bell Contracts

Members considered previously circulated report on planning application LA09/2022/0278/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Clarke and

Resolved That planning application LA09/2022/0278/F be approved subject to conditions as per the officer's report.

LA09/2022/0283/F Replacement dwelling & new dwelling (LA09/2020/0899/O) at 71 Anneeter Road, Coagh, Cookstown for Mr Charles Mallon

The Chair, Councillor Mallaghan highlighted that there was a request to speak and a further request for the application to be deferred.

Proposed by Councillor Bell
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2022/0283/F be deferred for an office meeting.

LA09/2022/0396/F Replacement dwelling and garage at 12 McKenna's Lane, Bellaghy, for William McCorry

Members considered previously circulated report on planning application LA09/2022/0396/F which had a recommendation for approval.

Proposed by Councillor S McPeake
Seconded by Councillor Bell and

Resolved That planning application LA09/2022/0396/F be approved subject to conditions as per the officer's report.

LA09/2022/0437/F Retrospective application for the retention of farm dwelling at 59 Derryvaren Road, Coalisland for Mr James Campbell

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

LA09/2022/0547/RM Dwelling and garage on a farm at 100m S of 1 Eglis Road, Dungannon for Darren Simpson

Members considered previously circulated report on planning application LA09/2022/0547/RM which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Glasgow and

Resolved That planning application LA09/2022/0547/RM be approved subject to conditions as per the officer's report.

LA09/2022/1110/F Vary conditions 3, 37,38 and 39 of LA09/2016/1307/F (Construction of proposed motorsport racetrack to include: ancillary buildings (pit garages/hospitality/media centre/press area; medical centre; shower block; creche; mission hall; and restaurant area & spectator gallery); associated car parking; landscaping; acoustic banking; sound barriers; associated site works; relocated recycling area; internal loop road; and public link road between Dungannon Road and Derry Road with access points on Derry Road (2No.) and Dungannon Road (1No.) at Clay Pits, Dungannon Road, Coalisland) at Clay Pits, Dungannon Road, Coalisland, for Barrack Hill Quarries

The Service Director of Planning referred to the officer report and highlighted that as an objection had been received on the application it therefore had to come before Committee. The SD: PI referred to the previous date of permission and the date of tonight's meeting and the potential for the previous permission to have lapsed and it was advised that legal opinion had been sought on whether the Committee could take a decision on the application. The SD: PI advised of legislation regarding interpretation of dates and stated that the date on the permission is not counted. As a result, the Committee does have the ability to determine the application tonight and highlighted that all required consultations have already taken place. The SD: PI highlighted the officer report which recommended partial approval and partial approval of the application.

Councillor Cuthbertson asked if the date on a permission certificate is not counted what date is taken into consideration.

The SD: PI advised it is the date the decision is made.

Councillor Cuthbertson asked would the date the decision is made not be before the date of a permission certificate.

The SD: PI stated that, in this case, when the original application was brought to Committee and agreed to be approved, the detail and wording of the conditions of approval were left to himself to determine. When the process of finalising the conditions of approval was complete the date of approval was the date the decision notice was issued. The SD: PI stated that if the Committee makes a decision on this application tonight then this can be the date of the decision however this has to be held for five days before issuing due to call in procedures.

Councillor Glasgow stated he understood the comments of the SD: PI and that the application had been approved subject to conditions being finalised and that the date of approval is being taken as the date those conditions were finalised and issued.

The SD: PI stated there are a lot of grey areas in planning and that the Committee can only take a decision based on the information before them and the law to date. The SD: PI stated that legal opinion was requested in respect of the application and that the advice received was clear. Due to an Interpretation Act five years can be taken from the date of the previous decision and that he was content a decision could be taken on the application tonight.

Proposed by Councillor Clarke
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2022/1110/F be partially refused and partially approved. Variation of condition 3 should be refused. Conditions 37, 38 and 39 should be allowed to be varied to wording as per appendix 1 of officer report.

LA09/2017/1349/F Animal isolation and farm machinery storage shed (amended plans) at Approx. 120m SE of 37 Rocktown Lane, Knockloughrim for Mr Stephen Scullion

Members considered previously circulated report on planning application LA09/2017/1349/F which had a recommendation for approval.

Councillor McKinney highlighted that this application has been in the system a long time and that Councillor Gildernew had also been in attendance at the site meeting.

Proposed by Councillor D McPeake
Seconded by Councillor McKinney and

Resolved That planning application LA09/2017/1349/F be approved subject to conditions as per the officer's report.

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

Members considered previously circulated report on planning application LA09/2021/0455/F which had a recommendation for approval.

Proposed by Councillor Clarke
Seconded by Councillor Mallaghan and

Resolved That planning application LA09/2021/0455/F be approved subject to conditions as per the officer's report.

LA09/2021/0734/RM 2 dwellings and garages at lands between 61 and 65 Kilnacart Road, Dungannon, for Mr Thomas Cassidy

Members considered previously circulated report on planning application LA09/2021/0734/RM which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/0734/RM be approved subject to conditions as per the officer's report.

LA09/2021/1038/F Change of use from domestic garage & store to living accommodation at the rear of 155 Moore Street, Aughnacloy for Bernie Corley

Application withdrawn.

LA09/2021/1182/F Retention of farm and factory shop and associated works at approx. 70m NE of 70 Drumgrannon Road, Dungannon for George Troughton

Mr Marrion (SPO) presented a report on planning application LA09/2021/1182/F advising that it was recommended for refusal.

Councillor McKinney referred to the reference that if the committee were minded to approve the application then restrictions could be added as to the items which are sold in the shop and asked what view the applicant had on this.

The SD: PI advised that the applicant had already used their opportunity to speak to the Committee previously and that there had also been an office meeting to discuss the application. The SD: PI stated that if a farm shop operates and only sells goods from the farm then planning permission is not required however what exists in this instance is a shop that sells a few goods from the farm but also a number of other products brought in from other places. The SD: PI highlighted the objection from Roads Service in relation to vehicles coming off/going on to a protected route and also objections from neighbours in relation to road safety. He stated that the Committee is determining if expansion on to a protected route should be permitted. The SD: PI stated that if the application is refused then the applicant has right of appeal and urged Members to be cautious in justifying why the application has been allowed on to a protected route.

Councillor McKinney stated that it appeared from the comments of the SD: PI that the choice of selling a reduced range of produce is not on the applicant's agenda. The Councillor highlighted that accidents happening were out of the control of Members.

Councillor Cuthbertson stated that he had been to the site visit and that the footprint of the shop is not large or overbearing. The Councillor stated there was probably no farm shop in the country that was not selling produce from locations other than that farm. Councillor Cuthbertson referred to the report and the objector's reference to counting 189 vehicles and that there was no other information to refute this. The Councillor felt that if the applicant was asked to produce a road traffic survey this would have to have been done by an accredited company and that it was unfair just to accept the 189 vehicle count. Councillor Cuthbertson highlighted a previous decision to allow an entrance onto the A4 out of a field which there was no established development on. In this case there is established development on the

lane of a farm unit and house and that refusing the application will not do away with traffic coming out onto the road. Councillor Cuthbertson stated that the last fatalities on the road were on a Sunday morning further along this stretch of road and that he was not aware of any accidents occurring from vehicles entering or exiting the site. The Councillor referred to Roads Services objection which he felt is a standard response but highlighted that they have never set out what they are going to do to improve this section of the road. Councillor Cuthbertson felt that in the current economic climate, any business and employment should be encouraged and proposed that the application be approved.

The Chair, Councillor Mallaghan felt that the Committee should err on the side of caution in relation to road safety, particularly when advice has been received from a professional organisation. The Chair asked the agent that if an office meeting was granted could there be some negotiation in relation to the items being sold in the shop.

The SD: PI stated that discussion on the range of goods being sold in the shop had already taken place and that he had explained that the building did not cause issue and if they sold goods from the farm and anything else was de minimus then he was content that no planning permission would be required. The SD: PI stated that the applicant was given the opportunity to reduce the range of goods but that they decided they did not want to do this. He highlighted again that if the application is refused then there is the option of appeal for the applicant.

The Chair, Councillor Mallaghan stated he got the sense of the Committee that road safety is taken seriously particularly when advice is provided. The Chair stated there may be opportunity to find some sort of compromise if another office meeting was accommodated and the applicant and agent had time to consider the matter further in the interim.

Councillor McKinney proposed that a further office meeting be held and asked what view the agent had.

The SD: PI stated that if the application is approved with conditions you automatically prove that there is intensification. If there is a farm shop selling goods from the farm then there is no need for planning permission but if the applicant wants to sell a wider range of goods then the application should be refused and the applicant can go to the Planning Appeals Commission. The SD: PI asked if the applicant would be willing to withdraw the application and just run a farm shop.

Ms Curtin (agent) asked what the definition of a farm shop is and sought clarity on the items that could be sold therein.

The SD: PI stated that a farm shop sells items that are produced on the farm and that if the applicant wants to adhere to this then there is no issue. The SD: PI stated that at the site visit what was witnessed for sale were not all items that had been produced on the farm.

Ms Curtin agreed that the goods currently for sale in the shop are goods which are produced from all over and that the site meeting had been appreciated. Ms Curtin stated that from the site meeting it was not her or the applicant's understanding that

there was the option to reduce the items being sold but rather that additional information was to be submitted and that they were to await the outcome of that response. Ms Curtin stated that the applicant was not being stubborn in that they did not want to comply with what is being suggested and that another meeting would be beneficial to clarify what items could be acceptable.

The SD: PI stated that the definition of a farm shop is what he had outlined earlier and that the building could be approved as ancillary to the farm but once a shop which sells other goods not produced on the farm has been approved there are issues with intensification and road safety.

Councillor Black stated he appreciated that extensive conversations had already occurred but that based on tonight's conversation a further meeting may not do any harm and seconded Councillor McKinney's proposal to defer the application.

Councillor Glasgow stated that the applicant has had the opportunity to hear the discussion tonight and that time should be allowed to consider this and decide on how they wanted to move forward.

Councillor Colvin asked was the application submitted or did officers find out about it.

The SD: PI stated he was aware there was an enforcement case.

Councillor Colvin stated it appeared that the people involved in the project did not take into account planning at the time the farm shop was set up.

The Chair, Councillor Mallaghan stated there were a number of ways to look at the application and that as it stands tonight the SD: PI has given his firm stance but that it is the will of Members to look at the application again and that a proposal has been made and seconded to hold an office meeting.

Councillor Cuthbertson referred to his earlier proposal to approve the application.

The SD: PI stated that officers cannot be imposed by the Committee what they recommend and that the Committee can make its own decisions. He stated that officers are obliged to advise the Committee to the best of their ability. The SD: PI stated he had set his position which is, as stands, if the application is refused the building would have to come down. The SD: PI stated he did not have issue with the building nor did he have issue with goods being sold which are produced on the farm. The SD: PI asked if the applicant wanted to revise the application to retention of the building for sale of goods from the farm. In that instance he did not foresee a big issue.

Councillor Cuthbertson stated his proposal to approve the application is the most straightforward. The Councillor stated that if it is permissible to have a shop to sell goods from the farm he did not see how other products would cause a major influx of traffic onto the site. Councillor Cuthbertson stated he would withdraw his proposal if another office meeting was being accommodated. The Councillor asked if the application was to be refused tonight would an enforcement case then be opened again and that this would then have to come back to Committee.

The SD: PI stated that if the application was refused there would be an enforcement case as an enforcement case already exists. The SD: PI reminded Members that enforcement matters are discussed in confidential business.

The Chair, Councillor Mallaghan referred to earlier proposal which was seconded to defer the application for an office meeting and asked if there were any other proposals.

No other proposals were made.

Resolved That planning application LA09/2021/1182/F be deferred for an office meeting.

Councillor Cuthbertson left the meeting at 8.05 pm.

LA09/2021/1272/F Single storey dwelling with single detached garage adjacent to main house and surrounding landscaping at S of 101A Cavankeeran Road Pomeroy for Mrs Arlene Phelan

Ms Doyle (HLP) presented a report and highlighted addendum on planning application LA09/2021/1272/F advising that it was recommended for refusal.

Councillor McKinney stated he had been unable to attend the site meeting but that he had looked at the site himself and felt that a dwelling could be accommodated at the location.

The Chair, Councillor Mallaghan stated he had attended the site meeting along with Councillor Wilson and he felt that given the plot sizes of the houses in that area this application would be ok and once built and landscaping is done there would not be an opportunity for two further sites. The Chair stated that given the circumstances and location of the site he did not feel there would be any impact on the rural character of the area. Councillor Mallaghan proposed that the application be approved.

Councillor Clarke stated he had not been at the site meeting but was familiar with the area and would second Councillor Mallaghan's proposal.

The Service Director of Planning stated his understanding is that there are the requisite number of buildings but that the officer's concern is that the gap is too far and that more than two houses could be accommodated. The SD: PI stated that an officer can give a view along with what policy says and the tests that should be met. In this case, the tests state that it should be a small gap site with 3 buildings either side, however it does not say what the size of the gap should be or how it should be measured or what the distances should be. The SD: PI stated that the key test is does it fit between the buildings in such a way so as not to change rural character. The SD: PI stated that Members view of this application is that the required number of buildings are there and the site is located up a laneway and that no one will see the development. In this instance, there can be disagreement between officers and Members and it would be reasonable for Members to take their view.

Resolved That planning application LA09/2021/1272/F be approved subject to conditions.

LA09/2021/1729/F Dwelling & garage (Farm Dwelling) at approx. 40M S of 44A Sherrigrim Road, Stewartstown for Mr A Kelso

Members considered previously circulated report on planning application LA09/2021/1729/F which had a recommendation for approval.

Proposed by Councillor Black
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1729/F be approved subject to conditions as per the officer's report.

Matters for Information

P115/22 Minutes of Planning Committee held on 2 August 2022

Members noted minutes of Planning Committee held on 2 August 2022.

Councillor Glasgow left the meeting at 8.08 pm

Live broadcast ended at 8.08 pm

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor McFlynn
Seconded by Councillor D McPeake 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 P116/22 to P119/22.

Matters for Decision

P116/22 Receive Enforcement Report

Matters for Information

P117/22 Confidential Minutes of Planning Committee held on 2 August 2022

P118/22 Enforcement Cases Opened

P119/22 Enforcement Cases Closed

P120/22 Duration of Meeting

The meeting was called for 7 pm and concluded at 8.27 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: 6 September 2022

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

Chairs Business –

| ITEM | INFORMATION RECEIVED | ACTION REQUIRED |
|------|--|-----------------------------------|
| 5.4 | Application has been withdrawn | Members to note |
| 5.8 | Email received from objector's planning consultant | Members to note |
| 5.9 | Email received from objector | Members to note |
| 5.13 | Email from applicant in support of application | Members to note |
| 5.16 | Map showing siting proposed by case officer | Members to note |
| 5.24 | Deferral requested by Agent | Members to agree deferral request |
| 6.4 | Application has been withdrawn | Members to note |
| 6.6 | Letter of support from Councillor Wilson | Members to note |
| | | |

Closed Business –

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Thursday 8 September 2022 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

Members Present

Councillor S McAleer, Chair

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

Officers in Attendance

Mrs Campbell, Strategic Director of Environment
Mr Kelso, Director of Public Health & Infrastructure
Mr Tohill, Strategic Director of Corporate Service and Finance (SD: CSF)
Mr Moffett, Assistant Director of Organisational Development, Strategy and Performance** (AD: ODSP)
Ms McNally, Assistant Director of Finance, Legal, Governance and Transformation** (AD: CSF)
Mr O'Hagan, Head of ICT
Mrs Grogan, Democratic Services Officer

Others in Attendance

Councillor Burton***

* Denotes members present in remote attendance

** Denotes Officers present by remote means

*** Denotes others present by remote means

The meeting commenced at 7.03 pm.

The Chair, Councillor S McAleer acknowledged the news today regarding the passing of the Queen and advised that she would invite members to speak under Chair's Business after housekeeping rules.

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

PR154/22 Notice of Recording

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

PR155/22 Apologies

Councillor Totten.

PR156/22 Declarations of Interest

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

PR157/22 Chairs Business

The Chair invited members of the DUP to speak.

Councillor McLean thanked the Chair for the opportunity to speak and made the following statement to the meeting.

Members it is with great sadness that we have just learnt of the death Her Majesty the Queen. Her Majesty has been a steadfast and unshakeable Head of State for the United Kingdom and the Commonwealth. Her gracious approach has been a constant throughout our lives. In 1952 during her first Christmas broadcast Queen Elizabeth II asked the nation to pray “that God may give me wisdom and strength to carry out the solemn promises I shall be making, and that I may faithfully serve Him and you, all the days of my life. Today we mourn Her Majesty’s death, but we do so with tremendous honour for one who served God and her people faithfully. Her Majesty led by example in Northern Ireland and reached out the hand of friendship to help with the reconciliation process. We are duty bound to build on that foundation. Today we pray for the Royal Family as they mourn the passing of a mother, grandmother and great-grand-mother.”

I therefore propose that we adjourn the meeting tonight as a mark of respect on the death of Her Majesty the Queen.

The Chair invited members of the UUP to speak.

Councillor McKinney thanked the Chair for the opportunity to speak and made the following statement on behalf of the UUP:

Members we have all lost someone which was near and dear to us. On the way to the meeting tonight I just learnt of the passing of Our Majesty. She seen out 15 Prime Ministers in her lifespan and served us all well, it didn’t matter what background people came from and maybe sometimes people may not agree. I share the faith of Her Majesty the Queen and the example she had set towards the Christians over her lifespan, which has been one second to none. I just want to give thanks for her life, give thanks for her example and at this time pray for her family when they were so much in the public eye, for today this day of mourning and for the days that lay ahead. I just trust and pray that God will be there to support them and for their protection in these days.

I second Councillor McLean’s proposal to adjourn tonight’s meeting as a mark of respect and give those time to control their thoughts. For those in the days that lie ahead, there’s deep sadness as we mourn the loss of Our Majesty the Queen.

The Chair invited members of the SDLP to speak.

Councillor Kearney thanked the Chair for the opportunity to speak and made the following statement on behalf of the SDLP:

Members on behalf of the SDLP we offer our condolences to the Queen's immediate family firstly. She performed her duties with great resilience and unbroken service and her loss will be profound at both home and abroad.

I would also agree to the adjournment of tonight's meeting.

The Chair advised that she had no problem with adjourning tonight's meeting and sought members' agreement.

Members were all in agreement to adjourn tonight's meeting as a mark of respect on the passing of HM the Queen to be reconvened on a later date and time.

Resolved That it be recommended to Council to adjourn tonight's meeting as a mark of respect on the passing of Our Majesty the Queen.

PR158/22 Duration of Meeting

The meeting was called for 7 pm and concluded at 7.12 pm.

Annex A – Introductory Remarks from the Chairperson

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

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

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

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

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

Minutes of Meeting of Environment Committee of Mid Ulster District Council held on Tuesday 13 September 2022 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

| | |
|-------------------------------|---|
| Members Present | Councillor S McGuigan Councillors Kearney, N McAleer, S McAleer*, B McGuigan, McNamee*, Milne*, Totten* |
| Officers in Attendance | Mrs Campbell, Strategic Director of Environment (SD: Env) Mr Fox, Principal Building Control Officer** Mr Lowry, Head of Technical Services (HoTS)** Mr McAdoo, Assistant Director of Environmental Services (AD: ES)** Mr Scullion, Assistant Director of Property Services (AD: PS) Miss Thompson, Democratic Services Officer |
| Others in Attendance | Agenda Item 5 - Deputation: East Border Region – Faster Project Ms Arthurs, Chief Executive Agenda Item 25 – Gribben’s Bar Entertainment Licence Application Mr O’Lone – Objector Mr and Mrs Currie - Applicant |

- * 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 7.05 pm

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

E192/22 Notice of Recording

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

E193/22 Apologies

Councillors Brown, Buchanan, Burton, Cuthbertson, Glasgow, Graham and Wilson.

E194/22 Declarations of Interest

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

E195/22 Chair's Business

None.

E196/22 Deputation: East Border Region – FASTER Project

The Chair, Councillor S McGuigan welcomed Ms Arthurs from East Border Region and invited her to make the presentation on the FASTER Project (Appendix 1).

Ms Arthurs outlined that the FASTER Project is a joint cross border project across Scotland, the border counties of Ireland and Northern Ireland which supports the development and expansion of the electric vehicle public charging network to complement the existing TEN-T rapid charger network. The project aims to install 73 rapid chargers in the project region and that in addition to the installation of the chargers the project also has a behavioural change element which is led by South West College. Ms Arthurs provided an update on the project which included how sites for chargers were selected, the identification of sites in Mid Ulster and also outlined the next steps for moving the project forward.

The Chair, Councillor S McGuigan thanked Ms Arthurs for the presentation and stated that one big concern in respect of the project is the lack of infrastructure and asked if there is any way of resolving this.

Ms Arthurs advised that when the project is complete the number of fast chargers in Northern Ireland will double but she agreed that there is a long way to go. Ms Arthurs highlighted that the newer electric vehicles can have a range of 330 miles from a full charge so therefore average daily use will not require public charging infrastructure as charging can be done at home. Ms Arthurs advised that fast chargers can charge a car in 20 minutes and in order to encourage turnover and to maximise the number of cars that can be charged, car owners will be penalised if they overstay at a charging station. In terms of infrastructure, Ms Arthurs advised that Scotland and Ireland are ahead in this respect.

Councillor B McGuigan thanked Ms Arthurs for the update on the project and asked if there were any discussions between central government and NIE in terms of infrastructure and funding being provided by government to support this. Councillor B McGuigan referred to the proposed points within the presentation and also referenced report within committee papers which stated that Maghera Leisure Centre was not approved but rather Tirkane Road in Maghera.

The Assistant Director of Property Services clarified that the Councillor was referring to another scheme listed within report for agenda item 25.

Ms Arthurs stated that for the FASTER Project it is primarily Council owned leisure centres that are being used as there is availability on the grid, 24 hour access etc. Ms Arthurs stated that it would also be desirable to have a reserve list of sites just in case something went awry with one of the selected sites. Ms Arthurs stated that the FASTER Project is funded through SEUPB and Interreg up to 85% and there is also funding from Department for Infrastructure and Department for Transport. Ms Arthurs stated that the Department for Infrastructure are working with the project but that there is a lot more work to be done in the future. Ms Arthurs stated that the chargers are costed at approximately £50k per charger and that when looking at potential sites measures have been considered to try to mitigate costs. Ms Arthurs also stated that a market soundings exercise had been carried out at which companies had come in at the start of the procurement process and that the outcome of this exercise was that the companies are able to carry out civil works, install and maintain the equipment meaning that separate tender processes would not be required. Ms Arthurs also advised that the Electric Vehicle Association of Northern Ireland have a very strong lobby seeking additional chargers.

The Chair, Councillor S McGuigan thanked Ms Arthurs again for the presentation and wished her well with the project.

Ms Arthurs stated that this is a complicated project and getting to procurement stage has been complex but that once there are chargers on the ground there will be publicity and that she looked forward to meeting Members at this stage.

Ms Arthurs left the meeting at 7.28 pm.

Matters for Decision

E197/22 Renaming and Renumbering Existing Streets Survey Results

The Assistant Director of Property Services presented previously circulated report which outlined the result of a survey undertaken on all applicable residents on a road in response to a Street Naming Request.

Proposed by Councillor N McAleer
Seconded by Councillor B McGuigan and

Resolved That it be recommended to Council to rename Stewartstown Road (branch road), Coalisland, Dungannon to Moss Road, Coalisland, Dungannon.

E198/22 Street Naming and Property Numbering

The Assistant Director of Property Services presented previously circulated report which considered the naming of new streets within residential Housing Developments within Mid-Ulster.

Site of Moss Road, Ballymaguigan, Magherafelt

Proposed by Councillor Milne
Seconded by Councillor N McAleer and

Resolved That it be recommended to Council to name development off Moss Road, Ballymaguigan, Magherafelt as Sally Gardens.

Site off Annagher Road, Coalisland

Proposed by Councillor N McAleer
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to name development off Annagher Road, Coalisland as Annagh View.

Matters for Information

E199/22 Environment Committee minutes of meeting held on 4 July 2022

Members noted minutes of Environment Committee held on 4 July 2022.

E200/22 Building Control Workload

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

E201/22 Entertainment Licensing Applications

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

E202/22 Dual Language Signage Surveys

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

Councillor N McAleer asked for update on when Dual Language signage will be installed at Lakeview Cottages in Ardboe.

The Assistant Director of Property Services stated he did not have the specific detail to hand and would come back to the Member with an update.

E203/22 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.

E204/22 Maghera Walled Garden Green Flag Award

Members noted previously circulated report which outlined success for Maghera Walled Garden at the Green Flag Awards.

Councillor B McGuigan commended staff on the good work taking place within the Walled Garden and maintaining the Green Flag Award. Councillor McGuigan stated that a lot of people do not even know that the Walled Garden is there and some sort of feature or signage to highlight the facility and access to it would be beneficial.

Officers took on board that Councillor's comments and agreed to look at this matter.

E205/22 Northern Ireland Local Authority Collected Municipal Waste Management (LACMW) Report for January to March 2022

Members noted previously circulated report which provided update on Council's performance in relation to recycling and landfill diversion targets as outlined in the NIEA Northern Ireland Local Authority Waste Management Statistics Report for Quarter 4 of 2021/22 from January to March 2022.

E206/22 Update on refuse collection route optimisation project

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

E207/22 Update on new Waste Management Strategy and Plan

Members noted previously circulated report which provided update on the development of a new Waste Management Strategy and Plan.

E208/22 Internal Bi-lingual Signage Mid Ulster District Council Facilities

Members noted previously circulated report which provided update on the new bi-lingual signage for Mid Ulster District Council facilities accessed by the public.

E209/22 Biodiversity – 6 month update – April-September 2022

Members noted previously circulated report which provided update on the main biodiversity activities over the last six months (April to September 2022).

Live broadcast ended at 7.35 pm.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor B McGuigan
Seconded by Councillor N 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 Members consider items E210/22 to E225/22.

Matters for Decision

- E210/22 Extension to contracts for processing of dry recyclables
- E211/22 Amendment to inscription for memorial tree application
- E212/22 Application for Memorial Bench on Council Property
- E213/22 Service Level Agreement – Structural Engineering Services
- E214/22 Off Street Car Parking: Quarter 1 2022/2023 and Agency Agreement 01/11/22 to 31/10/23
- E215/22 Electric Vehicle Charging Points Update
- E216/22 Gribben’s Bar Entertainment licence application
- E217/22 Murley Road Footpath, Fivemiletown
- E218/22 IST Award Greenvale Sports Hall Refurbishment
- E219/22 Bus Shelters Update

Matters for Information

- E220/22 Environment Committee Confidential Minutes of meeting held on 4 July 2022
- E221/22 Energy Management Update – Display Energy Certificates (DEC’s)
- E222/22 Capital Framework – ICT Contracts Update
- E223/22 Capital Framework – IST Contracts Update
- E224/22 Capital Projects – Scoping Contracts Update
- E225/22 Peace IV – Towns Shared Spaces

E226/22 Duration of Meeting

The meeting was called for 7.00 pm and ended at 8.58 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:-

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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

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Thursday 15 September 2022 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

| | |
|-------------------------------|--|
| Members Present | Councillor Clarke, Chair Councillors Corry, Doris*, Elattar*, Kerr*, McNamee*, Martin*, Milne, Molloy, Monteith*, Quinn* |
| Officers in Attendance | Mr Black, Strategic Director of Communities and Place Mr Gordon, Assistant Director of Health, Leisure and Wellbeing Ms Linney**, Assistant Director of Development Ms McKeown**, Assistant Director of Economic Development, Tourism and Strategic Programmes Mr John Kennedy**, ICT Support Mrs Grogan, Democratic Services Officer |

Others in Attendance **Deputation:** Start360 – Kathleen Grego

- * Denotes Members present in remote attendance
- ** Denotes Officers present by remote means
- *** Denotes Others present by remote means

The meeting commenced at 7 pm.

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

D127/22 Notice of Recording

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

D128/22 Apologies

Councillors Black, Ashton, Burton, Cuddy, Wilson.

D129/22 Declarations of Interest

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

D130/22 Chair's Business

Councillor Molloy wished to raise the issue of Railway Park Dungannon and Ballysaggart Lough. He said that there had been DEA meetings which other members her tonight also attended up until September 2021 and checking through the minutes there had been proposals that the work at Ballysaggart Lough would be going to tender Spring this year and had checked through different papers and was disappointed to see that there has been no movement since. He said that he was aware that the retaining wall at Ballysaggart was almost complete but would like to see an update and possibly to reinstate those DEA meetings for both Railway Park and Ballysaggart Lough project to see where we are currently at in relation to the reservoir work at Ballysaggart Lough.

The AD: Development referring to Railway Park advised that her team were still working away and that Railway Park DEA meetings were going to be handed over to her remit and advised that these would be instigated again. She said that the designs were ongoing in terms of the actual Railway Park concept which was being finalised at the moment and anticipated this being brought to the next DEA meeting which will be arranged ASAP. With regards to the reservoirs she advised that she was linking in with AD: HL&W and his team so that the two departments can work together.

The SD: Communities and Place advised that the DEA meetings would be pulled back together again. He said that there was obviously a sequencing issue relating to Ballysaggart Lough and Railway Park and would be linking in with SD: Environment as she was the senior officer responsible in respect of Ballysaggart Lough and Railway Park sitting under his remit. He said that it was important that the two were tied together as Ballysaggart Lough works needed to be completed before progressing with the Railway Park project.

Councillor Molloy said that he appreciated that there were personnel changes within SMT and would appreciate if this could be progressed.

Resolved That it be recommended to Council that DEA meetings for Ballysaggart Lough and Railway Park be reinstated.

Councillor Monteith declared an interest in Ballysaggart Lough.

Councillor Monteith concurred with Councillor Molloy's comments and said that once again these two projects had completely fallen of the radar as far as elected members were concerned. He said that it had taken the initiation of DEA meetings to get any head of steam up again and good to see it progressing.

He referred to Ann Street, Dungannon and advised that there had been a DEA meeting at the beginning of the summer and great anticipation for announcements etc. and now we are still none the wiser and no further on and requested that a DEA meeting be arranged as a matter of urgency as these are three projects within Dungannon which keep rumbling on and the community was losing all faith in this organisation.

The SD: Communities and Place reassured member from an Officer's prospective that work has not fallen of the radar as work is ongoing but will bring to members attention so they are aware of the progress which has been made.

Resolved That it be recommended to Council that a DEA meeting be arranged with regards to Ann Street, Dungannon as a matter of urgency.

Councillor Quinn asked that an invite be extended to Ms Máire Coyle from Dungannon to present to a future Development Committee meeting. Ms Coyle has developed a fantastic initiative in taking autistic children to restaurants right across the country but particularly Mid Ulster which allows parents to "bring your own food scheme" for the children. Children with autism going to a restaurant is not an easy experience, especially when they react to different surroundings, sounds, atmospheres and textures of food etc. Ms Coyle has designed a fantastic initiative to help parents with autistic children enjoy some family time.

Resolved That it be recommended to Council that an invite be extended to Ms Máire Coyle to attend a future Development Committee meeting to provide an update to committee on her initiative of "bring your own food scheme" to restaurants for autistic children.

D131/22 Deputation: Start360

The Chair welcomed to the committee Ms Kathleen Grego from Start 360 and invited her to address the committee (appendix).

Ms Grego advised that Start360 is one of the leading providers of support services to young people, offenders, and families across Northern Ireland providing a range of services and interventions in the areas of Health, Justice and Employability. Their mission statement is that 'Change Starts Here' and our vision is 'Every Person Stronger'.

In 2020-21 financial year, the group worked with over 20,009 people across all age groups and have offices across Northern Ireland – Belfast, Ballymena, Lurgan, Derry/Londonderry, and in the three prisons – Maghaberry, Magilligan and Hydebank College. The organisation currently employ approx. 85 staff, delivering 26 services across all 5 Trust Areas.

Start360 connections within Mid Ulster include joint working on key objectives with:

- PCSP
- Councils
- PSNI
- Schools
- Colleges
- Youth Service
- Community and Sporting organisations
- Traveller Thematic Group
- Staff training and awareness sessions

- Responding to identified need

The Chair thanked Ms Grego for her very informative presentation and sought Members comments.

Councillor Corry thanked Ms Grego for her very good presentation and alluded to comment made regarding a couple of items raised. She referred to base for Start360 in Dungannon and the impact of drugs for parents and children as well as younger people in the area and how drugs has escalated now to smaller towns, villages and rural areas. She enquired how people from rural areas could reach out to Start360.

Ms Grego advised that Start360 connection team worked in a lot of rural areas and would be very happy to come to where is required. She said that if there was a requirement to connect in with the team there could be an opportunity to arrange an open night within the area and invite parents etc. which took place in Ballymena with the Minister in attendance recently to meet a group of parents of adult substance users to talk to them about what needs they had. She said that she would be happy to accommodate anyone which feels the need to reach out and would be more than happy to hold virtual meetings or come into the area to try and provide support. She said that the day to day services work in all areas except the Southern Trust as this is covered by another provider but all work together and there was opportunity to work together as a multi-agency approach to it.

Councillor Doris thanked Ms Grego for her presentation and she said that she wouldn't feel right if she didn't acknowledge Conor McHugh tonight. She said that Conor was from the Dungannon area and was a volunteer which worked with Start360 and had reached out to her a numerous occasions to see how things were and wished to acknowledge the importance he had within the community whilst working through the organisation.

Ms Grego advised that Conor came through the organisation as a service user and then his journey proceeded with them as a staff member before progressing to a different job. She said that Conor was an absolute star and was fortunate enough to be at his wedding 3 days before lockdown hit and everyone had a great day and was devastating for the organisation his passing has had.

Councillor Doris said that she hoped his legacy would live on in the work which Start360 were currently doing now.

Ms Grego advised that the organisation were currently working with his family dedicating a Conor McHugh room within their building for therapeutic works.

Councillor Doris said that would be a great way to honor Conor and hoped to touch base with Start360 in the future around Neighbourhood Renewal for Dungannon and Coalisland areas.

The Chair thanked Ms Grego for her attendance tonight at which she withdrew from the meeting at 7.18 pm.

Matters for Decision

D132/22 Development Report

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

- **Rolling Community Grants – Rolling Grants Programme 2022-2023 –** Rolling Grants Programme 2022-2023 recommendations
- **CCTV, Moy** – Inclusion of new CCTV Hardware
- **Seamus Heaney HomePlace Faber and Faber License Agreement –** Extension to license and Inclusion of Open Ground Elements
- **Peace Plus Partnership and Plan** – Note update
- **Bellaghy Bawn Literary Residential Project** – Note update
- **Development Plan Update** – Note update

It was

Proposed by Molloy
Seconded by Milne and

Resolved That it be recommended to Council to approve the following:

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

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

- **CCTV, Moy**

Resolved That it be recommended to Council to approve the inclusion of any new CCTV hardware at Moy into the Councils existing monitoring and recording contract.

- **Seamus Heaney HomePlace Faber and Faber License Agreement**

Resolved That it be recommended to Council to approve the extension to the Faber & Faber license relating to Seamus Heaney HomePlace and the inclusion of the Open Ground elements.

- **Peace Plus Partnership and Plan**

Note update.

- **Bellaghy Bawn Literary Residential Project**

Note update.

- **Development Plan Update**

Note update.

D133/22 Capital Discretionary Grant

The AD: Development presented previously circulated report and sought approval for the Capital Discretionary Grant.

As the total number of applications has exceeded the total annual budget available (capital fund £150,000), the following options were being presented for consideration:

- Option 1 – Allocate maximum award to the top scoring groups until budget is exhausted
- Option 2 – Allocate a proportion of funding to each eligible group based on their ranked score
- Option 3 – Equally split of funding across all 5 eligible applicants

Councillor McNamee said that he was under the impression that funding was carried over from last year, that being the case, are Council in a position to fund all these groups because to dilute the funding wasn't what it was set for originally.

Councillor McNamee referred to Clogher Valley Rugby Club application and said that he was aware of a previous conversion regarding the Club being in a different Council area and sought clarification.

The AD: Development said that as it was a yearly fund, any previous year underspend would revert into the Council reserves. Should Members wish to 'top up' this fund in year, a recommendation from the development committee would be required to go to Policy & Resources Committee seeking an in year allocation from the reserves of the remaining balance which was not fully utilised from previous years, to be used to support the actions which were initially agreed by this committee in relation to about the Discretionary Grant Scheme.

In response to query regarding Clogher Valley Rugby Club, the AD: Development advised that in the past the Club was funded by Dungannon legacy Council and under a phase with the LAG group (old rural programme) it was decided that it fell into the Fermanagh & Omagh district due to its location, so it actually went on address and location rather than beneficiaries. She said that there has been some confusion in relation to the club over the past number of years with Officers having analysis with the club and engagement with Fermanagh and Omagh and has decided that due to the club confirming 80% of their beneficiaries are from Mid Ulster, that it would remain within the Mid Ulster area in terms of community grants if members are in agreement. She said that it was unknown how it would be with Rural Development going forward and Officers will be liaising with Fermanagh & Omagh with regards to that to make sure the groups are not disadvantaged and that they remain in one area for one set of funding only.

Councillor Monteith proposed to recommend to P&R committee to release reserves to allocate a balance of £100k to the existing fund to allow an allocation of £50k for all eligible groups. Councillor Monteith commented that some of the groups were not able to move forward with their plans due to the pandemic and therefore should not be penalised as it was hard enough for groups to try and put projects together. He said that the whole ethos of the funding was to be as accommodating as possible and help people get over the line and should not be penalising due to the fact they weren't shovel ready or ready to go when the other four groups are ready to go.

Councillor Kerr seconded Councillor Monteith's proposal and said that it was a great opportunity to send it back to P&R and get the five projects an equal amount. He said that it was great to see three projects from the Torrent area.

Councillor Doris concurred with previous comments and said that it was great to see funding going towards those clubs as it would have a positive impact.

Proposed by Councillor Monteith
Seconded by Councillor Doris and

Resolved That it be recommended to Council to seek recommendation from P&R committee to release a one off £100,000 allocation from reserves to the current discretionary grant scheme to allow the maximum allocation to be applied to all 5 eligible groups.

Proposed by Councillor Monteith
Seconded by Councillor Kerr and

Resolved That it be recommended to Council to approve all of the applications to their full £50,000 and seek recommendation from P&R committee to release a one off £100,000 allocation from reserves to the current discretionary grant scheme to allow the maximum allocation to be applied to all 5 eligible groups.

D134/22 Sports Representative Grants

The AD: HL&W presented previously circulated report and sought approval for the Sports Grant allocations as recommended within appendix 1 of the report.

Proposed by Councillor McNamee
Seconded by Councillor Molloy and

Resolved That it be recommended to Council to approve the Sport allocations as outlined within appendix 1 of the report.

D135/22 NIEA Challenge Fund

The AD: HL&W presented previously circulated report to update on the successful application to NIEA Challenge Fund to produce a detailed Feasibility Study and to seek approval to appoint suitably qualified personnel/company for the delivery of same.

Councillor Doris advised that she would be happy to propose the recommendation. She said that there had been a great onsite meeting held with AD: HL&W and SD: Communities and Place a month ago and was great to see all the ideas as there was an awful lot of potential in the area which just hasn't been tapped into yet.

Councillor Kerr said that he would be happy to second the recommendation. He said that he welcomed what was before us again but would like to reaffirm that there was a need to push on with the project. A huge majority of the Cappagh proposed project is within the Mid Ulster District Council's boundary and there was a need to invite press and other stakeholders as this was in the Council's purgatory for a number of years.

He proposed that Council sit down with representatives from Cappagh Regeneration within the next six weeks and try and continue to get the local groups and communities' aspirations into realities.

Resolved That it be recommended to Council to arrange a meeting between Council and representatives from Cappagh Regeneration within the next six weeks to try and get local groups and communities aspirations.

The SD: Communities and Place advised that he would be happy to pick that up and concurred with Councillor Doris regarding the site visit with Altmore/Cappagh group and ongoing work which was going to be completed through the NIEA funding. He said that the group was going to be heavily engaged as one of the principle stakeholders and assured that members that there would be ongoing engagement with that group as moving forward with the NIEA project implementation.

Councillor Monteith advised that he was at the meeting in Cappagh and that the potential at the site was unreal but felt that it was taking a long time to take it to fruition and needs to be taken over the line as it has been on the radar for years from the legacy Dungannon days.

Councillor Quinn concurred with previous comments regarding Cappagh and agreed that it has been talked about for possibly a decade. He said that it was a place of natural beauty and there was a need to get it over the line as it seemed to be going round and around. He praised the people in the area for getting things done and would welcome the development on site hopefully sooner rather than later.

Proposed by Councillor Doris
Seconded by Councillor Kerr and

Resolved That it be recommended to Council that approval be granted for the acceptance of the letter of offer from NIEA and to grant approvals to appoint suitably qualified personnel/company following Council's procurement process.

D136/22 Ulster Way

The AD: HL&W presented previously circulated report to update Council on the current insurance for Ulster Way and to seek permission to enter into a Permissive

Path Agreement with one number landowner for the lands to the north east of Eagles Rock, Moydamlaght Forest.

Proposed by Councillor Corry
Seconded by Councillor Milne and

Resolved That it be recommended to Council to grant permission to enter into a Permissive Path Agreement with one number land owner on the lands to the north east of Moydamlaght Forest.

D137/22 The Regulation of Cosmetic Treatments in Northern Ireland

The AD: HL&W presented previously circulated report to inform of request from The Local Authority Health and Safety Liaison Group (HSLG) seeking Council's written support to request better regulation of cosmetic treatments in Northern Ireland, along with the introduction of a licensing scheme for non-surgical cosmetic procedures.

Councillor Doris welcomed this as she felt it was sad to see people feeling under pressure to get fillers and Botox due to social media posts. She felt that there was a rise in these sort of procedures and was concerned due to a lot of unqualified people providing these treatments as it was unknown sometimes what's in these products and welcomed the regulations.

Proposed by Councillor Doris
Seconded by Councillor Corry and

Resolved That it be recommended to Council to support the Local Authority Health and Safety Liaison Group's request and to agree to send a letter to the Health Minister to ask for better regulation of cosmetic treatments in Northern Ireland along with the introduction of a licensing scheme for non-surgical cosmetic procedures.

D138/22 Consultation on The Food Hygiene Rating (Online Display) Regulations (Northern Ireland) 2023

The AD: HL&W presented previously circulated report to inform members about the Food Standards Agency's Consultation on The Food Hygiene Rating (Online Display) Regulations (Northern Ireland) 2023 and sought any comments/ amendments from Members on the enclosed Mid Ulster District Council's draft response.

Proposed by Councillor Milne
Seconded by Councillor Corry and

Resolved That it be recommended to Council to approve the enclosed draft consultation response to the consultation on The Food Hygiene Rating (Online Display) Regulations (Northern Ireland) 2023.

D139/22 Review of Commissioner for Older People Northern Ireland

The AD: HL&W presented previously circulated report to inform Members about the Commissioner for Older People Northern Ireland review and seek any comments/amendments on the enclosed Mid Ulster District Council draft response.

Councillor Corry commended officers on a good report which raised a lot of good points. She said that older people had a really tough time over Covid and now the issue of the rising costs associated with the cost of living and felt there was good coverage relating to mental wellness and also accessing GPs and the fear of contacting GPs and possibly letting things go on longer than necessary. In relation to communication and social media, she said that she was aware of everyone hyping things up, but felt that older people preferred the old method of face to face and something kind of communication in their hands.

Councillor Corry proposed to send a request to meet the Commissioner or Age Friendly Co-ordinator and to include some of our relevant groups to include Agewell, Mid Ulster Loneliness Network and Mid Ulster Seniors Network.

Seconded by Councillor Doris.

Resolved That it be recommended to Council to send a request to meet the Commissioner or Age Friendly Co-ordinator, to include some of our relevant groups to include Agewell, Mid Ulster Loneliness Network and Mid Ulster Seniors Network.

Councillor Doris advised that she had been in contact with the Evergreen Club based at the Cornmill in Coalisland. She said that they had just got back up and running after Covid and now there is issues with the cost of living in relation to cost of travelling i.e. fuel and issues relating to accessing transport to the Club. She said that she would appreciate if the relevant Officers would liaise with the Group to see if there was any kind of funding which could be accessed as it was vitally important for people within the rural areas as this was sometimes their lifeline.

Proposed by Councillor Corry
Seconded by Councillor Doris and

Resolved That it be recommended to Council to approve the enclosed draft response on the Commissioner for Older People Northern Ireland review.

D140/22 Service Level Agreement

The AD: HL&W presented previously circulated report asking Members to consider a formal request from the Battery Harbour Management Company (BHMC) for a review to be conducted on their community Service Level Agreement (SLA).

Councillor Quinn said that he would be happy to support the recommendation as there was great work being done by the organisation and also agreed with AD: HL&W comments around the possible review of SLAs to make sure we are getting value for money and that the funding allocated to these groups is enough to cover costs.

Proposed by Councillor Quinn
Seconded by Councillor Kerr and

Resolved That it be recommended to Council to grant approval for the amendment of the financial outlay associated with the current annual Service Level Agreement with the Battery Harbour Management Company to reflect a total annual payment of £16,011 (*increase of £6,086 on previous agreement*).

D141/22 Economic Development Report – OBFD

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

- **Giant Spirit Awards 2022**
- **Travel & Tourism Awards 2022**
- **Brown Signage Audit in the Mid Ulster Area**
- **Annual Contribution to Lough Neagh Partnership (2022-2023) – Draft Service Level Agreement**
- **Social Enterprise NI: Council Membership 2022/23**
- **Future Business Start Provision Research**
- **Coalisland Christmas Lights Switch-On Event 2022**

It was

Proposed by Councillor Monteith
Seconded by Councillor Milne and

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

- **Giant Spirit Awards 2022**

Resolved That it be recommended to the Council to approve the attendance of the Council Chair, Tourism Manager and Seamus Heaney HomePlace Manager at the Giant Spirit Awards 2022 in Slieve Donard Resort & Spa, Newcastle on 6th October 2022 at a cost of £65 + Vat per person.

Councillor Doris commended Mary McGee on her nomination.

- **Travel & Tourism Awards 2022**

Resolved That it be recommended to the Council to approve the attendance of the Council Chair and one or two Managers representing Council's nominated projects at the Travel & Tourism Awards 2022 taking place at the Slieve Donard Resort & Spa, Newcastle on 14th October 2022 at a cost of £170 + Vat per person, subject to Council's projects being shortlisted.

- **Brown Signage Audit in the Mid Ulster Area**

Councillor Kerr welcomed the audit on the brown signs as it was a great opportunity to see what was needed in local areas as there were many tourist attractions within the Mid Ulster District Council area and any revamp of the scheme will hopefully heighten the interest for local tourists.

Councillor Monteith sought clarification as a matter of principle regarding the brown signage and enquired why this Council was paying for this when it should be the remit of TourismNI and TransportNI and contributions from them

The AD: EDT&SP advised that neither Transport NI or Tourism NI hold any form of database of brown signs within the Mid Ulster area and there is no intention on their part to fund a brown signage audit at this time. If Council wish to have more up to data on the brown signs which currently exist in our area, and review what's missing or needs removed/replaced etc, then Council will have to funding the initiative ourselves.

Councillor Monteith enquired if there were any gaps and if Council would be paying for them.

The AD: EDT&SP said if there were gaps in the signage that this would be brought back to committee for review. When individuals apply to Council for brown signage, Council liaise with Transport NI and Tourism NI but ultimately it is the applicant who pays for the signage. She noted however, that if Council was the applicant, and wanted signage installed for a new facility, then we would have to pay for that ourselves.

The Chair said that this has been a long time coming and away behind where we should be and up to this Council to take it forward.

Councillor Monteith said that once again we were going out to consultation and would have concerns. He said that fair enough but it was not our role or responsibility as this scheme was brought together by two organisations and now this Council seems to be doing their work.

Councillor Doris felt the whole system around brown signage was nonsense because it was under roads, it is meant to direct traffic away to avoid traffic jams from businesses. She said that she did try to lobby with the previous Minister for the Economy at the time to see if DfE could take this on instead of DfI but did not receive a response to her request. She said that it may be worthwhile looking into this again to see if there could be some lobbying done regarding DfE taking this on instead of Roads. She said that she does not feel comfortable and had raised it in many tourism groups on why this Council has to go out to source staff and pay £5,000 to an outside organisation to audit what brown tourism signage we have.

Councillor Quinn concurred with comments made by Councillors Monteith and Doris regarding Brown Signage.

Resolved That it be recommended to the Council to approve to seek competitive quotations for a suitably qualified organisation to complete a full brown signage audit of the Mid Ulster District. Provision has been made in the Council's Tourism budget for this work, with costs estimated to be in the region of £5,000 + Vat.

- **Annual Contribution to Lough Neagh Partnership (2022-2023) – Draft Service Level Agreement**

Councillor Milne advised that he had a meeting with Lough Neagh Partnership today as a representative from the Council and proposed that the group make a presentation to committee. He said that the group are seeking an increase in funding for the next 3 to 5 years and felt that this was a good time to have it in the event of changes being made, the changes which would have to be made to the rate adjustments.

Proposed by Councillor Milne
Seconded by Councillor Corry and

Resolved That it be recommended to Council that Lough Neagh Partnership be invited to attend a future meeting of Development Committee meeting to provide members with an overview of their organisation.

The AD: Economic Development, Tourism and Strategic Programmes said that she would be happy for an invite to be forwarded to LNP to discuss future plans.

Councillor Milne referred to the dredging of the Blackwater and the possibility of this Council taking the lead on it. He enquired if tenders had been sought yet.

The AD: Economic Development, Tourism and Strategic Programmes advised that discussions were ongoing internally and said that it was anticipated to bring a report back to Council recommending the way forward. She noted however, that discussions were also taking place with our colleagues in Armagh City, Banbridge and Craigavon Borough Council as the Blackwater runs between both areas. She assured members that Officers had been working behind the scenes to progress matters with colleagues in Lough Neagh Partnership.

He agreed with Councillors Milne and Monteith regarding a number of these projects being in the pipeline for a number of years as it was nearly two years this has come to the attention of Mid Ulster Council. We need to get the issue of the dredging of the Blackwater sorted ASAP. He said that one of the arguments he has is that it impedes Lough Neagh Rescue and its volunteers from reaching someone which was in distress and would welcome any progress on the matter as soon as possible.

Councillor Kerr said that he had requested previously a scoping study for Castlebay and Brocagh area and enquired if there was any update and if not proposed that a report be brought back to the next committee.

Proposed by Councillor Kerr
Seconded by Councillor Quinn and

Resolved That it be recommended to Council that a report on the Scoping Study for Castlebay and Brocagh be brought back to the next committee.

Councillor Doris following on from Councillor Milne's comments regarding Lough Neagh requested that this report be brought back next month if possible as it has been dragging on and on. She said that there seems to be good will being now shown from the Minister of DfI to get something done and would urge the importance of receiving the report next month and not before Christmas and before we know it, it will be next summer again.

Councillor Quinn said that it was important to get the matter of dredging at Blackwater sorted as people were sick and tired of raising it. He said that this was a matter between life and death and there was no way of getting through to Stormont and urged that the Council get behind this.

Resolved That it be recommended to the Council to approve:

- i) Council's annual contribution to Lough Neagh Partnership (LNP) for 2022/23 of £22,000 and release the full payment to LNP subject to Council being provided with the requisite documentation as detailed in the Service Level Agreement.
- ii) Mid Ulster District Council's Service Level Agreement with Lough Neagh Partnership for the financial year 2022/23 on Appendix 2.
- iii) That it be recommended to Council that Lough Neagh Partnership be invited to attend a future meeting of Development Committee meeting to provide members with an overview of their organisation.
- iv) That it be recommended to Council that a report on the Scoping Study for Castlebay and Brocagh be brought back to the next committee.

- **Social Enterprise NI: Council Membership 2022/23**

Resolved That it be recommended to the Council to approve that Mid Ulster District Council renew its membership of Social Enterprise NI for 2022/23 at a cost of £500.

- **Future Business Start Provision Research**

Resolved That it be recommended to the Council to approve for up to £8,000 to be set aside to resource technical assistance to support work to progress research into the future delivery of business start provision, with this allocation only to be drawn down as required.

- **Coalisland Christmas Lights Switch-On Event 2022**

Resolved That it be recommended to the Council to approve financial support to the CRAIC Theatre Company in Coalisland to the value of £4,200 to

deliver the Coalisland Christmas Lights Switch-on event in 2022, subject to Officers being satisfied with the proposals submitted.

Councillor Kerr welcomed the funding for Christmas Lights and also towards CRAIC Theatre as it was a tremendous night in the Coalisland calendar

Councillor Doris welcomed new lights for Coalisland and asked that the redundant lights from Coalisland be allocated to Stewartstown and Newmills as they did not have a lot of equipment.

She also enquired if there was any way the Council could support communities with erecting Christmas lights and some groups have better structures and support for doing so than other smaller villages and towns.

The AD: Development said that this would be looked at. She said that one thing that the Council does is look at insurance matters which can be linked to other villages and share that detail. She said that approximately 50 villages that are putting up the lights, but anticipate looking at some kind of support for LED structure and an energy efficient model and any group which needs support should liaise with Officers and they would be happy to work with them.

Councillor Quinn said that it was good to see the Christmas tree in Coalisland this year and was looking forward to the festivities.

Matters for Information

D142/22 Minutes of Development Committee held on 6 July 2022.

Members noted Minutes of Development Committee held on 6 July 2022.

D143/22 Food Service Plan for 2022/2023

Members noted update on the Environmental Health Unit Food Service Plan 2022/2023.

D144/22 Economic Development Report – OBFI

Members noted previously circulated report which provided an update on the following:

- European Heritage Open Days 2022
- Cookstown Continental Market Evaluation Report 2022
- Granville Industrial Estate, Dungannon

Councillor Molloy referred to item welcomed progress which was proposed resurfacing and improvements on the Granville Road and Granville Industrial Estate. He said that a lot of meetings had taken place with previous Minister along with other representatives from Council and DfI personnel looking and seeing the issues. He said that he was aware of work being carried out on the Granville Road by a private

landowner who enhanced corners and improved sightlines and now a golden opportunity now to make that road better and safer especially for pedestrians using Granville Industrial Estate.

He said that he was approached by a number of taxi firms within Dungannon town asking that Council look at what can be provided in terms of providing a taxi rank in the town. He asked that this be looked at on what can be provided, with the possibility of utilising the Events Space in Market Square for allocated spaces for taxis that use the town centre.

Proposed by Councillor Molloy
Seconded by Councillor Monteith

Resolved That it be recommended to Council to look at options within Dungannon town centre for the implementation of a taxi rank.

Councillor Monteith concurred with Councillor Molloy regarding Granville and said although this was a good news story there was still work to be done regarding safety of pedestrians who utilise the walkway.

Councillor Monteith referred to the Cleaner Neighbourhood plan around dog fouling. He said that in other Council areas there is Dog Friendly Parks which are fantastic and asked that Officers of this Council investigate the same for this Council area.

Proposed by Councillor Monteith
Seconded by Councillor Corry and

Resolved That it be recommended to Council to investigate the possibility of creating a Dog Friendly Park where owners can take their pets for leisure.

The SD: Communities and Place advised that this can be looked at as part of other schemes.

Councillor Elattar agreed with Councillor Monteith's proposal and said that Dog Friendly Parks are very popular. She was aware of people travelling as far as Antrim to utilise these parks and would be fantastic if Mid Ulster could do the same as we had a lot of open space that could be used.

Live broadcast ended at 8.21 pm.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor Molloy
Seconded by Councillor Corry 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 D145/22 to D148/22

Matters for Decision

- D145/22 Tender to Supply Willow to Greenvale Leisure Centre
- D146/22 Economic Development Report – Cbfd
- D147/22 Mid-South West Region Growth Deal Report

Matters for Information

- D148/22 Development Committee Confidential Minutes of Meeting held on Tuesday 6 July 2022

D149/22 Duration of Meeting

The meeting commenced at 7pm and concluded at 8.40 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.

POLICY RESOURCES COMMITTEE : The following provides those matters resolved as decisions at the meeting of 20 September 2022 to be considered for approval at the next meeting of Mid Ulster District Council.

| Minute Reference | Decision |
|------------------|--|
| PR163/22 | <p>Request(s) to Illuminate Council Property – September 2022</p> <p>That it be recommended to Council that the Council illuminate its designated properties as received, considered and detailed as follows:</p> <ul style="list-style-type: none">• Monday 26 September 2022, Children's Cancer: Gold• Wednesday 28 September 2022, Organ Donation Week: Pink• Friday 30 September 2022, Hear our Voices: Purple, Green• Saturday 1 October 2022, Breast Cancer Awareness Month: Pink & Teal• Tuesday 18 October 2022, Modern Day Slavery & Human Trafficking: Red• Friday 21 October 2022, Black History Month: Red• Saturday 3 December 2022, International Day of Disabled: Purple |

| | |
|--------------------------|--------------------------------------|
| Report on | Conferences, Seminars & Training |
| Date of Meeting | 22 September 2022 |
| Reporting Officer | |
| Contact Officer | Eileen 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 | 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. Approval for attendance as detailed in Appendix 1 to this report is sought. |
| 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 2 to this report is sought. |
| 4.0 | Other Considerations |
| 4.1 | Financial, Human Resources & Risk Implications |

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| | 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 1 Elected Member Conferences, Seminars & Training Appendix 2 Staff Conferences, Seminars & Training |

Member Training

| Provider/Course | Date & Time | Location | Costs | Attendee Requests |
|-------------------------------------|------------------------|-----------------------------------|---|--------------------------|
| National Association of Councillors | 27 September 2022 | Glenavon House Hotel Cookstown | Travel | Cllr McFlynn |
| Ireland's Future Together We Can | 1 October 2022 | 3 Arena, Dublin | Attendance Fee: Travel & Subsistence | Cllr Corry |

NATIONAL ASSOCIATION OF COUNCILLORS Northern Ireland Region

****COPY OF THE INVITE EMAIL SENT TO ALL COUNCILLORS ON 22 AUGUST
2022****

Dear NAC Members

You are cordially invited to attend a National Association of Councillors (NI Region) Conference taking place on **Tuesday 27 September** in the **Glenavon House Hotel**, 52 Drum Road, Cookstown, BT80 8JQ:

NAC at 30 years, Defining Our Positive Future

The Conference is planned to run from 9.30am to 4pm approximately and will be independently facilitated by Mr Derek McCallan, former CEO of NILGA. NILGA's current CEO, Ms Alison Allen, will also support the day.

An Agenda is currently being finalised and this along with further information will be forwarded in due course.

I do hope that you can attend this participative conference in-person, however if not, a hybrid format will allow NAC Members unable to travel to Cookstown to participate virtually.

Please note that non-Council nominated delegates that wish to attend in-person will need to seek clearance from their respective Councils.

Yours sincerely

Joe

Cllr Joe Boyle

SECRETARY

NATIONAL ASSOCIATION OF COUNCILLORS

Northern Ireland Region



Ireland's Future
Todchaí na hÉireann

109 Lower Baggot Street,
Dublin 2
D02 AK58

27 July 2022

Dear Sir/Madam,

I am writing as Chair of *Ireland's Future* to invite you a major conference taking place in the 3Arena Dublin on Saturday 1 October 2022. *Together We Can* will provide a public forum for leading voices from across the island to reflect on the constitutional future of our island.

We are a civil society organisation working to advance the conversation about constitutional change. In particular, our focus is on ensuring that proper planning and preparation takes place in advance of the anticipated referendums. We are guided in our work by the Good Friday Agreement, we firmly believe that people should be offered the choice, and that Brexit has altered the nature of these discussions. In our view, we must be ready to ask the constitutional question and let everyone know the consequences of answering it. We can do so much better together on this island.

We have produced several publications to inform these deliberations and have made high-profile public interventions in support of a new and united Ireland. Our successful all-island and international series of public meetings created space for enhanced engagement and allowed us to listen further to the views of the people on the way forward. Our emphasis remains on inclusive dialogue and that we why we continue to insist on the establishment of an all-island citizens' assembly as one part of the necessary preparations.

Our event will, we believe, be another historic moment in the growing campaign for change. We would like to offer you a complimentary ticket and hope that you might consider inviting others. We very much hope you will join us in Dublin on 1 October this year for what will be a day to remember. Please reply to this email, for confirmation and we will forward you a complimentary ticket.

Full details about booking places are available here: <https://www.ticketmaster.ie/irelands-future-presents-together-we-can-tickets/artist/5387345>

You will find more information, including on our events and publication, here: <https://irelandsfuture.com/publications/> and <https://irelandsfuture.com/events/>

If you require any further information or clarification, please do not hesitate to contact me.

Yours sincerely,

Senator Frances Black
Chair, *Ireland's Future*

Chairperson Senator Frances Black | Secretary Niall Murphy

contact@irelandsfuture.com www.IrelandsFuture.com [@IrelandsFuture](https://twitter.com/IrelandsFuture) [IrelandsFuture](https://www.facebook.com/IrelandsFuture) [IrelandsFuture](https://www.instagram.com/IrelandsFuture)

22nd September 22 Council Meeting

Approval – Conferences -

| Details of Conferences | Service/ Directorate | No. Attending | Cost | Date | Location |
|---|-----------------------------|----------------------|----------------------|---|--------------------|
| Transport Managers Seminar/ Conference | Environment | 4 | £1,120 + vat | 11 th October 22 | Belfast |
| RTPI Planning Conference | Planning | 4 | £885+ vat | 21 st September 22 (retrospective) | Belfast |
| Centenary Conference 2022 – Shaping our Future Together | Corporate Services/Finance | 1 | £100+ vat | 23 rd September 22 | Belfast |
| NIPSA Conference | Community Devlpt | 1 | Free | 29 TH /30 th September | Newcastle, Co Down |
| Local Government Strategy Forum | Chief Executive's | 1 | Travel & Subsistence | 1 st & 2 nd November | Cheshire |
| CIPFA NI Conference | Finance | 1 | £249+ vat | 18 th October | Belfast |

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| Report on | Consideration of Requests for Civic Recognition |
| Date of Meeting | Thursday 22 September 2022 |
| Reporting Officer | P Moffett, Assistant Director |
| Contact Officer | E Forde, Member Support Officer |

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

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

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

Appendix A: September 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 |
|---------------------|--|--------------------------------|---|-----------------------------------|
| Killymoon Golf Club | Men's Jimmy Bruen Shield: Ulster Champions Woman's Junior Foursomes: Ulster Champions | Cllr Wilson | <ul style="list-style-type: none"> Won first place at the competition | For: Ladies Team Date: 2017 |
| Hannah Turkington | Represented Northern Ireland at European Dodgeball Championship (Team Achieved Bronze Medal) Going on to represent Great Britain at World Championships in Canada | Cllr Wilson | <ul style="list-style-type: none"> Representing Country at International Level | For: Not Applicable Date: |
| Eve Turkington | Represented Northern Ireland at European Dodgeball Championship (Team Achieved Bronze Medal) | Cllr Wilson | <ul style="list-style-type: none"> Representing Country at International Level | For: Not Applicable Date: |
| Johnny McGuckian | Electric Ireland GAA Minor Football Team Year 2022 | Cllr McPeake Cllr McGuckian | <ul style="list-style-type: none"> Outstanding Achievement | For: Not Applicable Date: |
| Ruairí Forbes | Electric Ireland GAA Minor Football Team Year 2022 | Cllr Bell | <ul style="list-style-type: none"> Outstanding Achievement | For: Not Applicable Date: |

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| Ben Hughes | 2022 Electric Ireland GAA Minor Football Team of the Year | Cllr Kerr Cllr Monteith | <ul style="list-style-type: none"> Outstanding Achievement | For: Not Applicable Date: |
| Tyrone GAA Under 16s | Buncrana Cup Champions | Cllr Kerr Cllr Monteith | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |
| Lavey U17 Hurling | Táin Óg Division One Final Champions | Cllr S McPeake | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |
| Tyrone Senior Camogs | All Ireland Final – Nancy Murray Cup | Cllr Kerr Cllr Monteith | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable Date: |
| Kara Gilmour | Adult Drum Major World Championship | Cllr Wilson Cllr Brown Cllr McLean | <ul style="list-style-type: none"> Won first place at the competition | 2018 for Juvenile Competition |
| Tullylagan Pipe Band Drum Corps | Grade 3A World Pipe Band Drum Corp Championship | Cllr Brown Cllr McLean Cllr Wilson | <ul style="list-style-type: none"> Won first place at the competition | For: Grade 3b September 2019 |
| Caoimhín Quinn | Secured place on Aussie Rules International Irish Squad | Cllr Kerr Cllr Monteith | <ul style="list-style-type: none"> Outstanding Achievement | For: Not Applicable |
| Sylera Pipe Band | Drump Corps 4B World Champions | Cllr Wilson | <ul style="list-style-type: none"> Won first place at the competition | For: Not Applicable |

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 |
|--------------------|--|----------------------------|
| James Devine | Irish Restaurant Awards Best Chef Award (Co Tyrone) | Cllr Kerr Cllr Monteith |
| Café 47 | Irish Restaurant Awards Best Newcomer (Co Tyrone) Best Emerging Irish Cuisine (Co Tyrone) | Cllr Kerr Cllr Monteith |
| The Brewers House | Irish Restaurant Awards Best Gastro Bar 2022 (Co Tyrone) | Cllr Kerr |
| Chapter V | Irish Restaurant Awards Best Restaurant (Co Tyrone) Best Sustainable Practices (Co Tyrone) | Cllr Kerr |
| The Wine Rack | Irish Restaurant Awards Best Wine Experience (Co Tyrone) | Cllr Kerr |

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| Pomeroy Reserves GAA | Tyrone Grade 2 Champions | Cllr Kerr Cllr Monteith |
| Galbally Under 17s | Grade 2 County Tyrone League Champions Grade 2 County Tyrone Championship Winners | Cllr Kerr Cllr Monteith |
| Coalisland Fianna Minor Girls Team | Grade 2 County Tyrone League Champions | Cllr Kerr |
| Donaghmore GFC Minors | Grade 1 County Tyrone League Champions Double League Success | Cllr Kerr Cllr Molloy |
| Coalisland Fianna U7.5 Team | Francie Hughes Tournament | Cllr Kerr |
| Stewartstown Harp Reserves | Won County Tyrone Reserve Division Three Championship | Cllr Kerr |
| Stewartstown Harp Seniors | Won County Tyrone Division Three League | Cllr Kerr |
| Naomh Brid Camogie (Brocagh) | Tyrone Junior League Champions | Cllr Kerr |
| Clonoe Senior Ladies (Football) | Tyrone Junior League Champions | Cllr Kerr |
| Jorja Turkington | 4/5 Drum Major Championships ie World's/Scottish/European/UK Championships | Cllr Brown Cllr McLean |

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| | | (Although a resident of neighbouring council Jorja Turkington has attained four major Championship titles with Matt Boyd Memorial Band, Pomeroy) |
| Tyrone Masters | All Ireland Masters Championships September 2022 | Cllr Kerr Cllr Monteith Cllr S McGuigan Received previous recognition 2021, letter earlier 2022 |
| Ardboe GAA Under 14 Ladies | County Tyrone Division 2 Champions | Cllr Kerr |
| Redbacks Australian Rules Football Club | AFL Football Men's All Ireland 2022 Champions | Cllr Kerr Cllr Monteith (Team has a few Mid Ulster Members) |

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| Report on | Consultations notified to Mid Ulster District Council |
| Date of Meeting | 22 September 2022 |
| Reporting Officer | Philip Moffett, Assistant Director: Organisational Dev. Strategy and Performance |
| Contact Officer | Ann McAleer, Corporate Policy and Equality Officer |

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

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| 1.0 | Purpose of Report |
| 1.1 | To update members on the consultations notified to Mid Ulster District Council for comment. |
| 2.0 | Background |
| 2.1 | Council is a consultee for many government departments and other bodies 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

| Organisation | Consultation Title | Issue | Closing Date | Response Currently Being Developed |
|------------------------|--|---|---------------------------|------------------------------------|
| Probation Board for NI | Draft Corporate Plan for 2023-26 | This consultation seeks views on Probation Board NI priorities for their Corporate Plan 2023-26. Comments are invited on this Plan from members of the public, key stakeholders as well as organisations and individuals who have an interest in this area. | 10 th Nov 2022 | |
| | Link to Consultation | https://www.pbni.org.uk/publication/probation-board-northern-ireland-draft-corporate-plan-2023-26 | | |
| | Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)? | No | | |