



26 January 2023

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, 26 January 2023 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 Health & Social Care Trust and Southern Health &
Social Care Trust

Matters for Decision

- | | | |
|----|---|---------|
| 6. | Council minutes of meeting held on 15 December 2022 | 5 - 22 |
| 7. | Planning Committee minutes of meeting held on 9 January 2023 | 23 - 62 |
| 8. | Environment Committee minutes of meeting held on 10 January 2023 | 63 - 70 |
| 9. | Policy & Resources Committee minutes of meeting held on 11 January 2023 | 71 - 76 |

10.	Development Committee minutes of meeting held on 12 January 2023	77 - 90
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Matters for Information

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Notice of Motions

- 15 Councillor Cuthbertson to move -
This year on 6th May 2023, the Coronation of His Majesty King Charles III will take place, having previously acceded to the throne on 8th September 2022, following the passing of his mother, the late Queen Elizabeth II. To mark this historic occasion, Mid Ulster District Council will write a letter of congratulations and best wishes to His Majesty and also organise a programme of meaningful and respectful events to commemorate this significant occasion.
- 16 Councillor Wilson to move -
This council notes with concern the significant increase in the cost of electricity, gas and oil for households and businesses across Northern Ireland; acknowledges the intervention from the UK Government including the Energy Price Guarantee; further notes the energy price guarantee support was reduced from December and will be further reduced from March 2023; therefore, agrees to write to HM Treasury to press for the removal of VAT on energy as part of wider intervention measures.

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

17. Council Confidential minutes of meeting held on 15 December 2022
18. Planning Committee Confidential Minutes of Meeting held on 9 January 2023
19. Environment Committee confidential minutes of meeting held on 10 January 2023
20. Policy & Resources Confidential Minutes of Meeting held on 11 January 2023
21. Development Committee confidential minutes of meeting held on 12 January 2023
22. Document for sealing: Contract Murley Road Footpath
23. Document for sealing: Lease at Drumcaine - DAERA and MUDC

24. Document for Sealing: Connecting Pomeroy - Forestry Building
25. Document for Sealing: Connecting Pomeroy - Church of Ireland Hall and GAC Building
26. Document for Sealing: Connecting Pomeroy – Public Realm and MUGA
27. Document for Sealing: Contract Regarding Derrynoyd and Drumcairne Forests

Matters for Information

Minutes of Meeting of Mid Ulster District Council held on Thursday 15 December 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, Colvin, Cuddy, Cuthbertson, Forde, Gildernew*, Glasgow, Kearney, Kerr, Mallaghan, Martin, N McAleer*, S McAleer, McFlynn, B McGuigan, S McGuigan, McKinney, McLean, McNamee, D McPeake, S McPeake*, Milne*, Monteith, Mullen*, Oneill, Robinson, Quinn*, Totten* and Wilson

Officers in Attendance Mr McCreesh, Chief Executive
Ms Campbell, Strategic Director of Environment (SD: Env)
Mr Black, Strategic Director of Communities and Place (SD: C&P)
Ms Canavan, Strategic Director of Organisational Development Strategy and Performance (SD:ODSP)
Mr McGuckin, Head of Strategic Services and Engagement (HoSS&E)
Mr Moffett, Assistant Director of Organisational Development, Strategy & Performance (AD:ODSP)
Mr Tohill, Strategic Director of Corporate Service and Finance (SD:CSF)
Ms Kate Keys, Marketing and Communications Manager
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.

C243/22 Notice of Recording

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

C244/22 Apologies

Councillors Elattar, Graham and Molloy

C245/22 Declarations of Interest

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

C246/22 Chair's Business

The Chair Councillor Corry speaking on behalf of the Members and Officers of Mid Ulster District Council, extended condolences to colleague, Councillor Meta Graham on the sudden passing and burial today of her husband, Lawrence. The Chair stated that any bereavement is difficult, and even more so when it comes at Christmas. The Chair said that everyone's thoughts and prayers are with Meta, their children Christopher, Lauren and Jodie, and the wider family circle.

Councillor Glasgow thanked the Chair for her remarks and said that Lawrence's death was a tragedy and the number at the funeral was testament to the person he had been and the fact that the Minister conducting the funeral had also highlighted Lawrence's dedication to Meta, his mother and children and grandchildren. He concluded that the family was in the thoughts and prayers of all.

Councillor S McAleer on behalf of the SDLP extended sincere condolences to Meta and commented that she had come to know her well and it was clear she was from a strong family unit.

Councillor Burton on behalf of DUP extended condolences and spoke of how vexed she had been at this sudden bereavement which was particularly poignant for the family at Christmas. She too spoke of the funeral and the number of people who had attended paid tribute to the person Lawrence had been. Councillor Burton concluded that Meta, her family and Lawrence's mother Lily would be in their thoughts in the days and weeks ahead.

Councillor Kerr expressed condolences to Meta on her sad loss stating that she and her family were in his thoughts.

Councillor Monteith concurred with previous comments and extended sympathy to Meta and her family.

Councillor S McGuigan on behalf of himself and Sinn Féin extended sympathy to Meta and the Graham family.

Councillor Gildernew on behalf of his wife Geraldine and himself extended condolences to Meta who he said is a lady and heartfelt prayers are with her at this sad time.

The Chair, Councillor Corry turning to Council events said that a highlight for her in recent weeks had been the return of Christmas Lights Switch On events. She said thousands of residents across the district attended the events following the keenly felt two-year absence. The Chair commented that the lights have certainly brightened up town centres.

The Chair spoke of her pleasure at the start of December to host Mid Ulster District Council's very first Chair's tea dance at the Burnavon in Cookstown which had been a great success. She also spoke of meeting the new Lithuanian Ambassador and representatives of the Lithuanian community who have made Mid Ulster their family home. Reflecting on 'A Christmas Tale' event organised by Baltic Together the Chair highlighted that it is fantastic to see the diversity in Mid Ulster and to once again have events to bring people and families together especially over Christmas.

The Chair, Councillor Corry said that whilst most look forward to resuming normal celebrations and meetings again with family and friends, all should be mindful that Christmas isn't a time of joy for everyone, and some people find it the most difficult and challenging time of the year, including those who have lost a loved one, are in poor health or struggling financially. She concluded that if everyone give extra consideration to the plight of others who are struggling or in need at this time and carry out one small act of kindness to potentially make someone's Christmas, whether this is to visit an elderly neighbour or make a donation to the local food bank, it could make a real difference.

Councillor Kearney shared that Mr Martin McKay a native of Upperlands, now residing in Belfast had been named International and overall 2022 EY entrepreneur of the Year. He highlighted that Mr McKay started a company which had devised software to help people with dyslexia, text help, which had been launched in 1996 after his father had suffered a stroke. He told of how it was used by 50 million people around the world and that the company employs 350 locally and has offices in Boston, Sweden, Australia and Norway. Councillor Kearney said Mr McKay had indicated he would like to contribute back to the area where he had been educated and that the best way to move forward with this was perhaps through Labour Market Partnership/MEGA.

Proposed by Councillor Kearney
Seconded by Chair, Councillor Corry and

Resolved That Council

- (i) send a letter to Mr Martin McKay named International and overall 2022 EY entrepreneur of the Year; and
- (ii) make contact with Mr McKay to explore options as to how he could become involved and make positive impact for example through Labour Market Partnership/MEGA.

Councillor Kerr drew attention to the rescheduled Ulster Final and said that he would extend best wishes to Galbally GAC in the final and hoped that they emulate Stewartstown by bringing the trophy back to the district.

Councillor Kerr drew attention to the Education Authority funding cuts and the impact they would have on Coalisland Youth Service at which staff levels and services would suffer. He proposed that Council seek an urgent meeting with the Education Authority calling on them to reverse the decisions.

Councillor B McGuigan said that these cuts impacted across the district and like Councillor Kerr he too could name particular youth services which would be hugely

impacted in Ballinascreen and Maghera. He said the situation looks bleak and there was no doubt to the massive gaps in funding being incurred.

Councillor Monteith seconded Councillor Kerr's proposal and said the proposal should be widened out to include all groups impacted across Mid Ulster. He said he was a former staff member of Dungannon Youth Club and in speaking to them the impacts would be dire. He said that in one drop in event last night 75 young people had been in attendance, the impact of the funding cuts would mean numbers had to be restricted to 35. Councillor Monteith said that conversations needed to take place with the organisations as soon as possible as this was happening now and even a zoom meeting would get things started! He said that the organisations have to plan budgets and if the cuts continue the viability of services would be under immense strain.

Councillor S McGuigan concurred and said in speaking to Dungannon Youth Club leaders the stark reality was a 20% initial funding cut which would impact both staffing levels and programmes. He said discussion needed to take place and the Education Authority needed to reconsider support proposals.

Councillor Quinn speaking with regards to Ogras in Coalisland said it is not just the Education Authority cutting funding but every sector and he would fear for the organisations and the vital role they play in the community especially the Halloween events. He said that Coalisland would not be half the town that it is without the impact of the Youth Centre and he would be happy to support the proposal and would concur with its urgency.

The Chair, Councillor Corry concurred with all who had contributed to the debate and said that she too worked with local youth services and was aware of the impact the cuts would make.

Proposed by Councillor Kerr
Seconded by Councillor Monteith and

Resolved That Council

- (i) seek an urgent meeting with the Education Authority to discuss the forthcoming funding cuts which will adversely impact youth services in the district;
- (ii) engage with groups across the district impacted by the forthcoming funding cuts.

Matters for Decision

C247/22 Receive and Consider Minutes of matters transacted in "Open Business" at the Council Meeting held on 24 November 2022

Proposed by Councillor Kerr
Seconded by Councillor McNamee and

Resolved That the Minutes of the Council held on Thursday 24 November 2022 (C223/22 – C235/22 and C242/22) transacted in Open Business having been printed and circulated were considered and adopted.

C248/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Policy & Resources Committee Meeting held on 1 December 2022

Councillor Cuddy drew attention to the recent meeting of the Transformation Working Group and stressed the importance of keeping up the momentum and exploring ideas especially in light of the current economic climate.

Proposed by Councillor S McAleer
Seconded by Councillor Gildernew and

Resolved That the Minutes of the Policy & Resources Committee held on Thursday 1 December 2022 (PR226/22 – PR237/22 and P249/22) transacted in Open Business having been printed and circulated were considered and adopted.

C249/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Environment Committee Meeting held on 5 December 2022

Councillor McFlynn drew attention to E285/22 Off Street Car Park: Accessible Parking and said she welcomed the strategy, the pilot project in Magherafelt but wondered if Council should perhaps include more than three spaces for accessible parking.

Councillor Kerr drew attention to E287/22 Bus Shelter Update and advised he had been contacted by constituents who were stating that the size and design of current bus shelters at some locations were inadequate as there was insufficient room for all those waiting on a bus especially in adverse weather conditions. He proposed that a report be brought to a future committee meeting regarding the design and size of bus shelters.

Proposed by Councillor Kerr
Seconded by Councillor Brown and

Resolved That a report be brought to a future committee meeting regarding the design and size of bus shelters.

The Chief Executive in response to Councillor McFlynn’s query said that the number of accessible spaces had been considered and the officer recommendation and subsequent decision of committee met recommended guidelines.

Proposed by Councillor S McGuigan
Seconded by Councillor B McGuigan and

Resolved That the Minutes of the Environment Committee held on Monday 5 December 2022 (E277/22 - E296/22 and E308/22) transacted in Open Business having been printed and circulated were considered and adopted.

C250/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Planning Committee Meeting held on 6 December 2022

Proposed by Councillor Brown
Seconded by Councillor D McPeake and

Resolved That the Minutes of the Planning Committee held on Tuesday 6 December 2022 (P144/22 - P150/22 and P156/22) transacted in Open Business having been printed and circulated were considered and adopted.

C251/22 Receive and Consider Minutes of matters transacted in “Open Business” at the Development Committee Meeting held on 7 December 2022

Proposed by Councillor Kerr
Seconded by Councillor McNamee and

Resolved That the Minutes of the Development Committee held on Wednesday 7 December 2022 (D185/22 - D199/22 and D205/22) transacted in Open Business having been printed and circulated, were considered and adopted.

C252/22 Conferences, Seminars and Training

The HoSS&E sought approval for the previously circulated report on conferences, seminars and training as outlined in Appendix 1 of the report.

Councillor Kearney drew attention to the SOLACE/NILGA conference and encouraged officers and Members to attend.

Proposed by Councillor Kerr
Seconded by Councillor Brown and

Resolved That approval be given to submitted requests for conferences, seminars and training as outlined at Appendix 1 to the report.

C253/22 Civic Recognition Requests

The HoSS&E 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.

Proposed by Councillor Kerr

Seconded by Councillor McNamee and

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

Matters for Information

C254/22 Consultations

Members noted consultations received for attention of Council.

Councillor Mallaghan drew attention to the Northern Health & Social Care Trust Consultation: Working with you to Transform Acute Maternity Services and proposed that Council make a response. He stated that it should be referred to relevant committee and said that with changes to Causeway Hospital all should be mindful of additional pressures on the services in the district.

Proposed by Councillor Mallaghan
Seconded by Councillor Clarke and

Resolved That Council respond to Northern Health & Social Care Trust: Working with you to Transform Acute Maternity Services: Closing date 3 March 2023

Councillor Corry said that all were aware of current pressures.

C255/22 Correspondence

Members noted update on correspondence received for attention of Council.

Councillor Kerr drew attention to the response from the Northern Ireland Office in relation to the Noah Donohoe case. He said whilst it was not surprising it was disappointing that all relevant material and information was not being made available to the legal team. He concluded that it was his hope that someday Noah's family would know the truth.

Councillor Monteith drew attention to the response received from NI Water regarding the telecommunications mast on Castlehill. He said the letter was disingenuous and he felt they were simply trying to conclude discussion. Councillor Monteith proposed that Council seek a meeting with NI Water to discuss the mast. He said that even if the mast had to remain on the site it did not have to be on the monstrosity that is currently situated on the hill. He said there was alternatives such as at the capped reservoir that they refuse to let go to Council. He said the reservoir site should be explored as an alternative for the relevant telecommunications and in his opinion the decision was monetary based. He said NI Water should not simply be ignoring Council and reiterated his proposal that Council seek an urgent meeting to engage in meaningful dialogue.

The Chair, Councillor Corry seconded the proposal and stated that Council had tried to engage with NI Water to find a way forward.

Proposed by Councillor Monteith
Seconded by Chair, Councillor Corry and

Resolved That Council request a meeting with NI Water to discuss the visual impact of the Telecommunications Mast located at Castlehill, Dungannon.

Councillor Colvin drew attention to the response from Department for Infrastructure regarding delays in responses to planning applications. He said the letter was somewhat amazing as it acknowledges the responsibility to respond within a timeframe then blames Council for using a standalone system yet the problem is ongoing prior to that. Councillor Colvin then concluded that the letter pointed out that a meeting would not be helpful. He stated that his comments were an observation but he felt the letter was inappropriate.

Councillor Mallaghan referred back to the issue concerning the telecommunication mast and acknowledged that the response was negative. He suggested that as well as requesting a meeting Council should make the request to make a presentation to the NI Water Board.

Councillor Monteith seconded the proposal

Proposed by Councillor Mallaghan
Seconded by Councillor Monteith and

Resolved That Council request to make a presentation to the Board of NI Water.

C256/22 Notice of Motion

Councillor Kerr moved the motion

This Council recognises the current cost of living crisis facing our community with health workers, including nurses, now taking industrial action. This Council commits to continuing its engagement with local workers and trade union representatives on their concerns.

Speaking on the motion Councillor Kerr said it was self explanatory and spoke of how many workers had been forced to strike action and now it was health care workers. He told how he had engaged with staff on the picket line and shared how they felt degraded working for so little and how they could not afford to heat their homes or buy food. He reminded Members how they had been clapped during the pandemic but clapping did not pay the bills. He said a below inflation pay rise was no use and whilst politicians say they are on their side many were not. He said the motion is a sign of solidarity and Council should invite them for presentations. He concluded reminding Members that the Communication Workers Union would be holding another picket on Christmas Eve and called for all to support them.

Councillor Monteith seconded the motion and reserved the right to speak.

Councillor D McPeake supported the motion and said he knew well the benefit of trade union membership and had been a shop steward for 15 years. He spoke of the recent industrial action in Council and how through negotiation matters had been brought to a successful conclusion and emphasised the importance of union negotiations. He shared that his wife who is a care worker, his party colleagues and himself had supported the recent strike action. He also reminded Members that 'eaten bread is soon forgotten' and spoke of the work of health care staff throughout the recent pandemic.

Councillor Monteith said that the motion was self explanatory and emphasised the importance of Council supporting all workers in getting their message out as main stream media focused on big business and often let the ordinary workers down. He said that the labour market is broken and that work does not pay which was a major problem within the capital system. He stressed the importance of supporting workers to get the best deal and it was disappointing that many still do not support trade unions. Councillor Monteith thanked those who did support striking workers and said that the Department of Health and other government agencies had to engage to resolve disputes as Council itself had to do. He spoke with contempt of those who tried to accuse striking workers of driving up inflation when in fact the economic crisis had been created by the political and financial elite. He concluded that it was not a crime to ask for a decent wage and people should not be forced to take second jobs and it was only those who were not impacted by the crisis would come out with such nonsense. Councillor Monteith said that Council had always given its voice to industry and now it was time to support the workers.

Councillor Quinn spoke of his engagement with health workers who had to stand in freezing conditions and how he had been struck with their determination and resolve. He said he was ashamed that they had been failed by politics, the Northern Ireland Executive and the Secretary of State. He said that those on strike were not asking for the earth but a fair pay to enable them to feed their families, heat their homes and drive to and from work, that the situation should never have reached the stage that it is at and the Secretary of State needed to intervene. Councillor Quinn spoke of how recently he had had a loved one in hospital and the wards were understaffed, oversubscribed and yet the staff were doing their outmost for everyone and were often subject to abuse. He concluded that the strike was about pay, conditions and the deteriorating health service and that the SDLP would support the motion.

Councillor Wilson concurred with previous speakers and said he too believed nurses and health sector workers deserve a pay rise and affordable living conditions. He said the biggest issue appeared to be that the government said the door is always open but the reality is it is not open to the nursing profession. He appealed to the government to work with the nursing profession to find a way forward. Councillor Wilson spoke of listening to a radio programme where it had been said by health professionals that the problem had started 10 years ago when the DUP, SF and Alliance parties had all voted to cut health spending. He also highlighted that nurses and health care workers and to pay car parking charges which ranged from £5 per day upwards and this was additional spend out of salaries.

Councillor Wilson proposed that Council lobby for free carparking for health care workers.

Councillor McLean said he would not get into party politics that the motion spoke for itself and the DUP would support it.

The Chair, Councillor Corry asked Councillor Kerr if he accepted the addition to them motion proposed by Councillor Wilson.

Councillor Kerr accepted the addition.

The Chair, Councillor Corry reiterated that health care workers worked at the cold face during covid, saved lives and a daily basis and she would send solidarity to them especially at this time.

The Chair, Councillor Corry declared the motion as undernoted carried:

This Council

- (i) recognises the current cost of living crisis facing our community with health workers, including nurses, now taking industrial action. This Council commits to continuing its engagement with local workers and trade union representatives on their concerns; and
- (ii) lobbies the Department of Health in order that health care workers receive free car parking at hospital sites.

Councillor Kerr thanked Members for their support and said he was glad the motion was carried unanimously. He concluded that health does not discriminate in any way be it religion, colour or sex.

C257/22 Notice of Motion

Councillor Mallaghan moved the motion

This Council is deeply concerned that the £600 energy support payment due to people across the North of Ireland who are enduring severe cost-of-living pressures has not yet been made, despite DUP assurances it would be paid in November.

Notes that as a result of the DUP boycott of power-sharing, responsibility for delivering this payment rests with the British government.

Is further concerned that as temperatures drop and winter deepens many families struggling to pay soaring energy bills will have budgeted for this payment being made before Christmas as promised.

And therefore calls on the British government to urgently provide clarity on the delivery of the payments, it is well past time that these were delivered with no more broken promises.

Speaking on the motion Councillor Mallaghan said, "In August Conor Murphy and Gordon Lyons met the treasury to push for this payment to be released. Following the meeting Conor Murphy raised concerns that this payment which is a devolved issue would not be paid on time due to a lack of an executive. Following this East Belfast MP Gavin Robinson then on BBC Radio Ulster gave a cast iron guarantee that the payment would happen in November. He stated that the British government would deliver this and where best placed to do so. It is a fact that across these islands administrations have delivered these payments. The only households not to benefit from a cost of living payment are those from households here in the north of Ireland

Today in Cookstown £600 will buy about 573 litres of oil and speaking to a local supplier to day the litre price is expected to raise by 7p over coming days. The average home here will use 1800 litres over the course of the year. So that goes to show the value in this payment and what it means to people in a cost of living crisis. In fact most people who are struggling will have reduced that 1800 figure dramatically due to the other mounting costs in food 20%, road fuel by 38%, the average mortgage will rise by £300 per month based on bank of England interest rates hikes as people come to the end of their current deals. Today on the rate increased by a further 0.5% crushing the ability of normal home owners to pay their mortgage and it punishes local businesses who will see their costs rocket and their ability to grow severely harnessed by the high price of borrowing.

It was inevitable that interest rates would go up eventually however the Kamakasi antics of the United Kingdom's shortest serving PM expedited that case sinking United Kingdom finances in the most rapid fashion seen in modern history. Liz Truss was the DUPs favourite in what became the selection of a UK prime minister by 24 percent of the UK population with absolutely no mandate from the people to instigate the nonsense trickle-down economics unfunded and designed to top up the rich by taking from the poor.

Tonight I presume and expect to hear lots about the protocol. And while it will be interesting to hear what has to be said about that matter it has absolutely nothing to do with the ability to get into Stormont and deliver for the people who live here. Why don't those who are upset with the negotiated settlement by the British government boycott Westminster. The place where the deal was done and voted for. In fact and I quote former DUP leader Arlene Foster "this is a new era in the relationship between the UK and the EU", furthermore she said people here would "maximise the opportunities the new arrangements provide for our local economy".

The boycott perhaps the DUP really should consider is a boycott of the Conservative Party. At every moment and at every opportunity they have been thrown under the bus. Possibly a Wright bus who knows. It happens so often it's hard to keep up and it appears to me like the old saying goes that when your waiting for a bus they all come at once and the double decker route master this time will be driven by none other than this month's UK Prime Minister Rishi Sunak. Yes the protocol legislation paused in order to allow more time to negotiate with the world's largest trading block the EU. So let's get back to Stormont so we can help assist our most in need, so we can agree a package for our nurses and put a plan in place to help all those people

sitting waiting for a domiciliary care package. Let's work together so we can support our teachers and our schools. Let's get back to creating apprenticeship opportunities for our young people. Let the assembly return so we can figure out how we can assist organisations who will lose their ESF funding and keep them delivering their fantastic services. Let's get our MLAs back to figuring out how they can pass a budget that can give our public services the certainty to plan for the future. This affects our doctors, our libraries, our infrastructure. It affects our Council budget on whether we have a good allocation of rates support grant. Let's get that £600 out to those people who really need it. Those households in Pomeroy or Cookstown or in Bellaghy or Fivemiletown who can see the condensation on the window and the mould begin to grow in the corner of the coldest room.

Stormont didn't create the protocol, Stormont can't fix the protocol and it can't get rid of it. It can't fix all of our problems, however at least with local ministers and MLAs in place they can create programmes and prioritise spending to suit our place and our people. The DUP may think its friends are in London, they are not your friends. However you have willing partners here, on this island who will work with you to make the lives of our people better."

Councillor Bell seconded the motion and stated like his colleague in talking to constituents he was constantly hearing how people were struggling with higher mortgage rates and meeting everyday costs. He said that poverty is not selective and doesn't care about the protocol or sovereignty and concluded that the economy needed to move out of low incomes.

Councillor Ashton said, "Well what can I say, you would know there is an election on the horizon, I have lost count on how many times I have heard DUP mentioned by the proposer, instead of focusing on the hardship our residents are facing with the huge increase in energy costs, Sinn Féin are more interested in attacking the DUP. It would be of more benefit for all the political parties to press the Secretary of State to make these payments rather than political point scoring. Back on 29th September it was the then Prime Minister that told the BBC that the payments would be available in November on the same terms as the rest of the UK. The Government need to get on with the payments, it's not the devolved institutions in Scotland or Wales delivering it so there should be no difference made in Northern Ireland. There are no excuses of why this money cannot be delivered, the funding and the systems are in place. The Utility Regulator has worked in good faith to create conditions to make this happen. We can sit here tonight and go on about no executive but the absence of an executive is only an excuse. These payments have been paid directly by the UK Government to households in other regions of the UK, Northern Ireland is very much a part of the UK and should not be treated any different. The reality is the UK Government should not be using the £600 energy payment as some sort of punishment for the DUP honoring our mandate to deal with the protocol. The UK Government are quite content to push through identity and language legislation and the commissioning of abortion services at speed but when it comes to delivering much needed support directly into homes, support that would make such a difference to households this winter they choose to sit on their hands.

If the secretary of State believes that he is going to weaken the DUP position on the protocol he is greatly mistaken. The Protocol is continuing to have a destructive

impact on political, constitutional and economic life in Northern Ireland and the Secretary of State would do well to focus his efforts on resolving this matter so that the power sharing institutions can be restored. Only then will the DUP be back around the Executive table. The sooner Sinn Fein and the Secretary of State realise that the sooner this Country will have an Executive.

I challenge the Members here tonight are we interested in party point scoring or are we interested in actually getting this money delivered. And on that I am presenting an amendment to the motion”:

“This Council is deeply concerned that the £600 energy support payment due to people across Northern Ireland who are enduring severe cost-of-living pressures has not yet been made. We are concerned that as temperatures drop and winter deepens many families struggling to pay soaring energy bills will have budgeted for this payment being made before Christmas as promised. And therefore writes to the Secretary of State to urgently provide clarity on the date and delivery of the payments and invites the Secretary of State to visit Mid Ulster Council to engage with members on the pressures households are facing”

Councillor Black seconded the amendment.

The amendment was tabled to Members and displayed for virtual attendees.

Councillor Wilson then stated that “The delivery of an energy strategy, which has now only been published includes anti-poverty and fuel poverty strategies. While I welcome the programme of cavity wall insulation were it is estimated that 35% of heat escapes through poorly insulated cavity wall and 25% through poorly insulated roof space. however, had we a devolved Government during 2017-2020 this work could have been much further progressed. These are only some examples of work that could have been far more advanced during the 3 years Stormont was previously pulled down by SF. It was wrong then, it’s wrong now and it is the people we are elected to represent who are adversely impacted.

As my colleague Andy Allen said lately that the U.K. Government need to urgently intervene. Electricity companies could move quickly to deliver the original energy scheme of either a direct credit for those with credit (monthly or quarterly) accounts or the top-up draw down for those with pre-payment amendments similar to that being delivered in other parts of the United Kingdom. To date, they have been able to avail of £66 in October, further £66 in November, with payments of £67 available in December, January, February and March. He has called for a round table discussion with energy providers, the utility regulator, third sector charities (Bryson Charitable Group, Advice NI and National Energy Action) to push for support for households and movement on the support from the U.K. Government.

It is a complete failure that, while households across England, Scotland and Wales have been receiving financial support since October, the Government at Westminster is still debating how and when equivalent support will be delivered to Northern Ireland households. As temperatures continue to drop, families throughout Northern Ireland - many who were expecting support to arrive last month - are

struggling to heat their homes or put food on the table with many having to ration food, electricity and heating. It has already been highlighted that local energy companies have indicated that they can deliver the original scheme to every household with an electricity account - a model that seems to no longer be preferred by Westminster – I have no idea why they have changed their mind at the 11th hour although with this Secretary of State I don't think he knows if he's coming or going."

Councillor Monteith said that the current week had been a bad week one for many households as winter took hold so did cold reality. He said the queries he had received were weighted against people affording their homes and subsequent costs and anything that Council could do to put pressure to get the £600 paid should be done. He concurred with Councillor Ashton that it is within the government to do so but you have to want to solve a problem for it to be solved and currently the situation was toxic and the hold up in the payment showcased how the people in the six counties are continuously treated that is with utter contempt! He said that 'Tweedle dee and Tweedle dum' would not make a difference to the charade called Stormont that had been ongoing for over twenty years. He said that the constitutional issues was the country needed unification and political dramas needed to be a thing of the past. He said whilst he did not support all the sentiments of the motion he supported its ethos.

Councillor Kerr echoed Councillor Monteith's comments and said that to relieve the pressure on the working class a socialist republic with free health care and education was required. He said he supported Councillor Mallaghan's motion for financial intervention. He said he had no faith in Stormont and highlighted that it had recently rejected a Trade Union Act thus highlighting how anti working class it is; and had also rejected a rent freeze. He said that intervention was required and concluded that Stormont in his opinion was not working class friendly.

Councillor Quinn said prior to the meeting he had looked at the history of the former Dungannon Council and reflected on the Mayors throughout the years and wondered what they would think of the debate taking place. He said the delay in the £600 payment was a huge blow to many families who had budgeted to the last penny having been told they would receive the payment. He said the people had been abandoned by the DUP and also the British Government who had ensured people living in England, Scotland and Wales had received their payments and said that those living in the South of Ireland had a raft of support programmes in place. Councillor Quinn said if the Assembly had been in place people in the north would have had a better chance and it was the DUP causing the problems. Councillor Quinn concluded that the reality of the delays was that people were cold and hungry that the British Government had neglected them and the people on the island of Ireland needed a better future.

Councillor Cuthbertson said it was worthwhile to point out whilst talking about a 32 county state with free health care the current republic did not have free health care and the price cap on electricity was thanks to the British government. He agreed that people were in need and there was not excuse for non payment when colleagues in Westminster had lobbied for it. He concluded that people needed to be mindful in saying there was no support as this was ridiculous and it would be interesting to see what rates setting would bring.

The Chair, Councillor Corry asked if Councillor Mallaghan accepted the amendment posed by Councillor Ashton.

Councillor Mallaghan did not accept the amendment as he said it changed the issue as to why the payment was stalled alluding that it was due to the absence of devolved government.

The Chair, Councillor Corry put the amendment to vote

FOR	14
AGAINST	21

The Chair, Councillor Corry stated that the amendment had fallen.

Councillor Wilson proposed an amendment:

“Notes with concern that during the 3 years Stormont was collapsed previously (2017-2020) vital work to tackle the root causes of poverty were severely inhibited. Acknowledges that as a result of the latest boycott to power-sharing, responsibility for delivering equivalent support rests with the government.”

Councillor Glasgow seconded the amendment stating that the protocol is the major topic and that the UUP had warned about this. He reflected that it was somewhat bizarre that the DUP want out whilst Sinn Féin want in, he also acknowledged the reference to the fact that Stormont had collapsed previously the impact of which was still being felt. Councillor Glasgow spoke of a BBC Programme reporting on loansharks targeting vulnerable people, lending them money then charging extortionate interest rates. He said a way forward was needed urgently as whilst £600 would not go a long way it would be a great help to many and point scoring between parties was not going to help.

In response to the Chair, Councillor Corry question Councillor Mallaghan stated he did not accept the second amendment.

The Chair, Councillor Corry put the amendment to the vote

For	5
Against	22
Abstain	7

The Chair, Councillor Corry stated that the amendment had fallen thus the substantive motion was that moved by Councillor Mallaghan.

The Chair, Councillor Corry called for a vote on the motion.

For	21
Against	6
Abstained	7

The Chair, Councillor Corry declared that the motion was carried.

Councillor Mallaghan thanked those who supported the motion and had the desire to have the payment made to the people. He thanked those who put their principles to one side to support it. He spoke of the Secretary of States visit to the district when he had heard from businesses that statistics showed that the protocol worked for the six counties, that it was easy for larger companies to employ people to deal with it and said it was his hope that matters concerning it would get sorted.

The live broadcast concluded at 8.22 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 Kerr
Seconded by Councillor B McGuigan and

Resolved: That items C258/22 to C264/22 be taken as confidential business.

Matters for Decision

- (i) Council Confidential minutes of meeting held on 24 November 2022
- (ii) Audit Committee confidential minutes of meeting held on 29 November 2022
- (iii) Policy & Resources Committee confidential minutes of meeting held on 1 December 2022
- (iv) Environment Committee confidential minutes of meeting held on 5 December 2022
- (v) Planning Committee confidential minutes of meeting held on 6 December 2022
- (vi) Development Committee confidential minutes of meeting held on 7 December 2022
- (vii) Document for Sealing - Brocagh & District Council Regeneration Group (BADGER) to Mid Ulster District Council CLC001-0025

C265/22 Duration of Meeting

The meeting was called for 7.00 pm and ended at 8.30 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 Monday 9 January 2023 in Council Offices, Ballyronan Road, Magherafelt and by virtual means

Members Present

Councillor Mallaghan, Chair

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

Officers in Attendance

Dr Boomer, Service Director of Planning
Mr Bowman, Head of Development Management
Ms Doyle, Senior Planning Officer
Mr Marrion, Senior Planning Officer
Mr McClean, Senior Planning Officer
Mr McKeown, Senior Planning Officer
Ms Scott, Council Solicitor
Ms McNamee, ICT Support**
Mrs Grogan, Democratic Services Officer

Others in Attendance

LA09/2021/0933/F Joe Diamond***
LA09/2021/1093/F Tom Stokes***
LA09/2021/1173/F Cllr Molloy***
LA09/2022/0194/F Joe Diamond***
LA09/2022/1106/F Damian McMurray
LA09/2022/1393/F Joe Diamond***
LA09/2022/1466/F Philip Caddoo***
LA09/2022/1543/O Kieran Wilson***
LA09/2021/1618/F Les Ross***
LA09/2021/1678/F Cllr Molloy***
LA09/2022/0168/O Chris Cassidy***

Councillor Gildernew***

* 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 7.04 pm

The Chair, Councillor Mallaghan wished everyone a Happy New Year and also welcomed Councillor Mark Robinson to his first meeting of the Council since he was co-opted and hoped that his father enjoys a long and happy retirement.

P001/23 Apologies

Councillor Glasgow.

P002/23 Declarations of Interest

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

P003/23 Chair's Business

The Chair also referred to addendum which had been circulated earlier in the day and asked if those joining remotely had seen this document and had time to read it.

Members joining remotely confirmed that they had seen the addendum and had time to read it.

The Head of Development Management referred to the below applications which were on the agenda for determination and sought approval to have the following applications deferred/withdrawn from tonight's meeting schedule for an office meeting–

Agenda Item 5.13 – LA09/2022/0194/F - 2 agricultural sheds for machinery and feed storage, including photo voltaic panels on southern facing roofs at approx. 40m SW of 14 Bancran Road, Draperstown for Danny Hegarty

Agenda Item 5.14 – LA09/2022/0196/F - Demolition of existing dwelling and erection of new dwelling at 29 Tobermore Road, Magherafelt for Cathy McKeefry

Agenda Item 5.15 - LA09/2022/0398/F - 3 Dwellings within existing approved housing development at existing Mulinderg Housing Development at approx 20m NE of No.8 for Corramore Construction

Agenda Item 5.18 – LA09/2022/1077/F - 2 storey dwelling and domestic garage at 30m SW of 55 Springhill Road, Ballindrum, Moneymore for Mark Henry

Agenda Item 5.21 – LA09/2022/1181/O – Site for dwelling and domestic garage at 70m NW of 14 Maghera Road, Tobermore for Hugh Bradley

Agenda Item 5.22 – LA09/2022/1277/F – Infill dwelling and garage at lands approx. 7m E of 20 Ballymacpeake Road, Portglenone for Feargus Quinn

Agenda Item 5.23 – LA09/2022/1294/O – Site for dwelling and domestic garage at lands approx. 35m N of 12 Drumard Road, Kilrea for Colm Bradley

Agenda Item 5.30 – LA09/2022/1561/O – Site for dwelling and domestic garage at lands approx. 30m S of 26 Grillagh Hill, Maghera for Malachy Scullin

Proposed by Councillor Bell
Seconded by Councillor McFlynn and

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

Matters for Decision

P004/23 Planning Applications for Determination

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

LA09/2020/1306/F Renewal of Planning Permission for Residential Development Comprising 24 Semi Detached Dwellings and 26 Townhouses and 1 Apartment at Land to Rear of 52 West Street, Stewartstown for Ramsey Stewart

Members considered previously circulated report on planning application LA09/2020/1306/F which had a recommendation for approval.

Proposed by Councillor Bell
Seconded by Councillor Corry and

Resolved That planning application LA09/2020/1306/F be approved subject to conditions as per the officer's report.

LA09/2021/0453/F Portal Frame Storage Shed to Store Equipment from AD Plant Adjacent and 70m S of 3 Gortnaskey Road, Draperstown for Lodge Renewables, Draperstown for Lodge Renewables

Members considered previously circulated report on planning application LA09/2021/0453/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Corry and

Resolved That planning application LA09/2021/0453/F be approved subject to conditions as per the officer's report.

LA09/2021/0798/F 2 Storey Dwelling and Detached Garage Adjacent to an Established Farm-Yard (linked to LA09/2017/1550/O) at 140m NW of 115 Tulnacross Road, Cookstown for Ruairi Quinn

Members considered previously circulated report on planning application LA09/2021/0798/F which had a recommendation for approval.

Proposed by Councillor Bell
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/0798/F be approved subject to conditions as per the officer's report.

LA09/2021/0887/F Housing Development & Associated Works, Comprising 4 Detached Dwellings & Provision of a layby fronting 2 Stiloga

Road, Dungannon to be used as a Drop of Point for Rainbow Community Childcare Group at lands immediately S and approx. 15m W of 2 Stiloga Road, Dungannon for PKJ Construction Ltd

Members considered previously circulated report on planning application LA09/2021/0887/F which had a recommendation for approval.

Proposed by Councillor Corry
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/0887/F be approved subject to conditions as per the officer's report.

LA09/2021/0933/F Detached Home Office to Rear Existing Dwelling at 1A Cabragh Heights, Lurganagoose, Knockloughrim for Colm Roddy

Members considered previously circulated report on planning application LA09/2021/0933/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/0993/F be approved subject to conditions as per the officer's report.

LA09/2021/1093/F Extension to the Existing Woodmarque Factory to facilitate the Erection of 2 No. Manufacturing/Warehouse Units (Class B2/B3/B4), ancillary offices and research and development accommodation; new on-site treatment works, security offices, electricity substation, silo, car parking and service areas, access improvements and all associated site works and landscaping at lands surrounding the existing Woodmarque Architectural Joinery Unit, 16 Mullaghbane Road, Greystone, Dungannon for Woodmarque

Members considered previously circulated report on planning application LA09/2021/1093/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor McKinney and

Resolved That planning application LA09/2021/1093/F be approved subject to conditions as per the officer's report.

LA09/2021/1173/F Light Industrial Development including Site Works and new access at site adjacent & SW OF 32 Coalisland Road, Lurganboy, Dungannon for M Clarke

Members considered previously circulated report on planning application LA09/2021/1173/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Corry and

Resolved That planning application LA09/2021/1173/F be approved subject to conditions as per the officer's report.

LA09/2021/1328/O Off Site Replacement Dwelling and Ancillary Domestic Garage at 215m W of 12 Tobermesson Road, Benburb for Messrs John and Thomas Madden

Members considered previously circulated report on planning application LA09/2021/1328/O which had a recommendation for approval.

Proposed by Councillor Bell
Seconded by Councillor Brown and

Resolved That planning application LA09/2021/1328/O be approved subject to conditions as per the officer's report.

LA09/2021/1547/F Winning & Working of Minerals (sand & gravel) across phases 1 to 3 only and over a temporary period of 7 years and 6 months. The development includes the provision of a new access to Knockmany Road, Internal Haul Road and landscaped earth berms, with progressive restoration to agriculture at a lower level (re-advertisement) at lands to the E & W of 53 Knockmany Road, Augher, for Campbell Contracts Ltd

Members considered previously circulated report on planning application LA09/2021/1547/F which had a recommendation for approval.

Councillor Cuthbertson advised that whilst glancing through the papers he noticed that the Planners report was fairly lengthy in its decision. He enquired whether the Planners were content that this would not have any effect on the Knockmany site in which Council were promoting as it was boundarying Knockmany Forest.

The Strategic Director of Planning (SD: Planning) advised that there were concerns regarding this as Campbells were a large quarrying company in the area boundarying Fermanagh & Omagh which could have been a concern due to the area they cover. Officers had consulted with our Recreation Department and they did not raise any concerns. What the scheme does show was quite a bit of landscaping along the front and it was his understanding that this landscaping had to be completed before the mineral extraction. It was also his understanding that this had to be done in two phases for both sides.

Councillor Cuthbertson said that this was all road frontage and would not be feasible to have this all opened up all at the one time. He felt that this would be an ideal

proposal for a site visit and was unaware of any pressure being put on the candidate or not.

Ms Doyle (SPO) advised that there were restoration conditions listed within the report which were timebound. She referred to Condition 12, phases 2 and 3 & restoration Phases 2 and 3, & Restoration as annotated on drawing numbers 04, 05, 06 & 07 which were date stamp received 22nd October 2021, shall not commence until the screening bunds as shown on Drawing Number 03 and a number of other restoration works. Phases 1, 2 & 3 shall be completed within 9 years of mineral extraction. Condition 6, restoration works shall take place on a progressive basis in accordance with the details indicated. She advised that there was no emphasis on specific landscaping but that the restoration would include the landscaping.

The SD: Planning agreed that the proposal did sit beside the road and the forest and would be useful to see the phasing first and quite right that it should be looked at.

Councillor Cuthbertson said that this application would be ideal for a site visit as it would indicate where the new site entrance would be.

The SD: Planning referred members to overhead site plan and took them through each phase of the development.

Mr McClean (SPO) advised that initially the application was received for 4 Phases, but this had now been reduced to 3 Phases which were all located to the West. He stated that the extraction part on Phase 4 was removed but before excavation in Phase 1 there were works to be carried out to the East for Phase 4. He referred to the map and indicated that everything to the West was Phase 1, 2 & 3 and everything to the East was Phase 4. He advised that there was not going to be any excavation in Phase 4 but would be pre-commencement works such as bunds and landscaping included so that the excavation in Phase 1, 2 & 3 will be screened from public view.

The SD: Planning said that he could see woodland planting etc on the overhead map and asked if it was feasible to have this landscaping done before excavation takes place.

Ms Doyle (SPO) referred to Condition 4 *"No commencement of mineral extraction hereby approved shall take place until all site preparatory works, including landscaping and screening bunds, have been put in place in accordance with details indicated on drawings No. 03 and 09 date received 22.10.2021, and as described in 4.8.1 of the Environmental Statement"*. She advised that before commencement of Phase 1, landscaping and bunds have to be in place.

The SD: Planning advised that when this first submitted, it was for the whole development which he felt was a bit too much for this area as it was in the Clogher Valley which was an attractive area with woodlands surrounding it and had raised concerns. He said that it was next to the main road and the applicant needs to carry out this bunding to protect it and obviously there is woodlands all around it. He said to answer the question whether it would be visible from the road, he said that of course it would as the bunding would be messy at the start as it was only a heap of topsoil until

trees and shrubs were planted but hoped that over a period of 5 to 6 years that there could be adequate screening at the location.

Mr McClean (SPO) advised that when the agent was carrying out their visual landscape assessment decided to do the first Phase to the North of the site which isn't adjacent to the road because the visual impact of the development/excavating would have a less of a visual impact rather than just making the access excavation directly adjacent to the road. He said what the applicant was actually proposing was to create a roadway at the very back of the site and excavating from the North towards the road and their progression restoration would mean a less of a visual impact from the public road.

The SD: Planning advised members that officers were treating this application as an exception due to the level its being brought to as planning would be quite entitled to refuse it as it currently was in an area of mineral constraint as this could be done on a small scale in a short time. He said that he was quite confident that this was not in an area of mineral extraction on the new plan.

Mr McClean (SPO) said that it was his understanding that this was in both.

The SD: Planning said that the view could be taken that this could occur as it was surrounded by the forest and treating this application as an exception.

Councillor Cuthbertson said that he was familiar with the area and would be concerned as within a half mile radius over this past 40 years there had been a lot of extractions including the other side of the road. To the left-hand side of the overhead map, only 150 – 250m away from the entrance to Knockmany which was developed in recent years and there was an open sandhole which hasn't been touched this past 20-30 years facing the road on a steep hill.

Councillor Cuthbertson felt that it would be useful for the committee to see the proposal on the ground first before approving the application.

Proposed by Councillor Cuthbertson
Seconded by Councillor Brown and

Resolved That planning application LA09/2021/1547/F be deferred for a site visit with Members.

LA09/2021/1698/F Vehicular Entrance at 41 Drumard Cross Road, Dungannon for Gary Jennings

Members considered previously circulated report on planning application LA09/2021/1698/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Corry and

Resolved That planning application LA09/2021/1698/F be approved subject to conditions as per the officer's report.

LA09/2022/0032/F First Floor Office Extension to contain new staircase additional office and amenity space at 2 St Patrick's Street, Draperstown, Magherafelt for Heron Brothers Ltd

Members considered previously circulated report on planning application LA09/2022/0032/F which had a recommendation for approval.

Proposed by Councillor Bell
Seconded by Councillor Corry and

Resolved That planning application LA09/2022/0032/F be approved subject to conditions as per the officer's report.

LA09/2022/0177/F Variation of Conditions 7 & 8 of planning approval LA09/2020/0376/F at 140m NW of 4 Maghadone Road, Moneymore for Splash (Ireland) Ltd

Members considered previously circulated report on planning application LA09/2022/0177/F which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2022/0177/F be approved subject to conditions as per the officer's report.

LA09/2022/0194/F 2 agricultural sheds for machinery and feed storage, including photo voltaic panels on southern facing roofs at approx. 40m SW of 14 Bancran Road, Draperstown for Mr D Hegarty

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

LA09/2022/0196/F Demolition of existing dwelling and erection of new dwelling at 29 Tobermore Road, Magherafelt for Cathy McKeefry

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

LA09/2022/0398/F 3 dwellings within existing approved housing development at existing Mullinderg Housing Development at approx. 20m NE Page 3 of 584 of No.8, Moneyneany, for Corramore Construction

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

LA09/2022/0542/F Upgrade to the existing milk reception/priority planning application including 2No. 300m³ water storage tanks approx. 6.5 diameter and 9m high plus pumping set for 2No 200m³ RO polished water storage tanks approx. 6.5m diameter and 6m overall height. Extension to existing CIP canopy to provide 3No. tanker washing facilities and demolition of existing disused office building and relocation of existing weigh-bridge, Extension to existing milk intake bays to provide 3No. milk intake bays and replacement of 6No. existing milk silos highlighted to be replaced with 6 new 250000l silos. at Dunmanbridge, 141 Moneymore Road, Cookstown for Dale Farm Ltd

Members considered previously circulated report on planning application LA09/2022/0542/F which had a recommendation for approval.

Proposed by Councillor Brown
Seconded by Councillor McKinney and

Resolved That planning application LA09/2022/0542/F be approved subject to conditions as per the officer's report.

LA09/2022/0716/F Dwelling and garage adjacent to 60 Sixtowns Road, Draperstown for Gavin and Senitta Scullion

Members considered previously circulated report on planning application LA09/2022/0716/F which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Corry and

Resolved That planning application LA09/2022/0716/F be approved subject to conditions as per the officer's report.

LA09/2022/1077/F 2 Storey Dwelling and Domestic Garage at 30m SW of 55 Springhill Road, Ballindrum, Moneymore for Mr Mark Henry

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

LA09/2022/1106/F Replacement Dwelling and Carport at 5 Greenvale, Cookstown for Mr Odhran McCracken

Ms McKinless (SPO) drew attention to the previously circulated report on planning application LA09/2022/1106/F which had a recommendation for approval. She advised that additional information was submitted late this evening by one of the objectors supporting his claim that the laneway was a right of way which was included in the addendum.

The Chair referred to information in the addendum relating to the Title Deeds and maps included and enquired what this provides the committee.

Ms McKinless (SPO) advised that these were provided by one of the objectors basically indicating the claim to support that the laneway is right of way and as such should be retained. She said that there were queries during the application whether it was a public or private right of way and as it stands there is no development or planting obstructing the right of way. She said that Officers were happy in terms of policy.

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

Mr McMurray thanked the members for allowing him the opportunity to address the committee tonight. He apologised for submitting additional information at such late notice as it was only made available to him from the planners in the last few days. He advised that he had resided at No. 11 Drumvale Avenue for almost 25 years and during that time it has been a public right of way. He said that he had absolutely no objections to the house being replaced but his objection was to have the right of way retained the way it was and when he put up his retaining wall the previous owner had stated that it was right of way and when he went to Land Registry last Friday to see what the documents were it showed that the reason why they right of way wasn't on the new document was because the solicitors did not fill in the parts of the form in the document. He referred to the last page of the map which clearly shows the right of way. He said that the new solicitors did not fully complete their role as this was a right of way to the old estate of the Greenvale Hotel and during the time he had lived at his home everyone had walked through it from various estates. His concern was the application which was submitted it indicated a new line of hedges adjacent to his retaining wall which over 15 years could grow causing detrimental damage to his wall. He said that he worked for Building Control in Derry & Strabane Council and was all too aware the effect trees and roots have on retaining walls and his concern was whose responsibility it will be if the wall deflects and collapses as his drainage lines go through that. He asked who was going to stand over a damaged/collapsed wall or a hedge of Portuguese Laurel growing to 2 metres high and asked why the original right of way cannot be retained.

The SD: Planning said that there were two distinct issues. One related to a right of way and if this is a private right of way then Council does not come into play and this is an issue between the parties concerned, but if it is a public right of way, then Council does have a responsibility to take that into account in reaching a decision. He said that obviously there is nothing from stopping someone from building on someone else's land and this is between the parties to find a solution. He referred to the retaining wall and enquired why objector felt it was at risk.

Mr McMurray advised that the proposed hedge will be adjacent to his retaining wall and if it was shrubs or trees like Portuguese Laurel or something similar then the roots of these species will move and damage his retaining wall and enquired who will stand over the repair of the wall.

The SD: Planning said that in planning terms, the department does not give permission to plant hedges or not to plant hedges. Clearly if a bit of retaining wall is built on another piece of land what is under your control then it's your responsibility and was sure the objector was aware that a retaining wall was not the remit of

planning. In this instance Planning cannot stop someone from planting hedges against the retaining structure but can ask for the hedge which was proposed to be removed from the plan and it was obvious that there was no building taking place on the right of way. Officers could request that the tree/hedge planting be pulled back and the land kept free as it was not affecting by this proposal and this was as far as planning could go to address the objector's concerns.

In response to objector's query regarding the height of the hedge, the SD: Planning advised that officers would request that these are not shown on the plans. When officers ask for hedges and trees to be included in plans, this is usually done to keep with the character of the area which is usually in the countryside or screening within a town, but in this instance this is not a public interest either way. He felt if this was removed from the plans then this would address the objector's concerns which would be authorised by officers, but they wouldn't step in and get involved and in this instance. He suggested a deferral for submission of amended drawings from the agent.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn

Resolved That planning application LA09/2022/1106/F be deferred for submission of amended drawings from the agent.

All members present declared an interest in planning application LA09/2022/1149/F.

LA09/2022/1149/F Public realm improvements comprising the resurfacing of existing footpaths and spaces; new/replacement tree planting; new street and feature lighting; new/replacement street furniture and railings; reconfiguration of ingress/egress points at the car park on the Coleraine Road; reconfiguration of on-street parking and realignment of roadside kerbs; a new pedestrian crossing on Lower Main Street; and all associated site works at Lands Adjacent To 1-5 Glen Page 4 of 584 Road, 2-122 Main Street, Maghera Day Centre, 2-53 Coleraine Road, 2-48 Hall Street, 1-19 Fair Hill, 2-12 Bank Square, 1-6 Martins Terrace, 1-43 Church Street, 20 Tirkane Road, 7 Meeting House Avenue, Maghera for Mid Ulster District Council

Members considered previously circulated report on planning application LA09/2022/1149/F which had a recommendation for approval.

Proposed by Councillor Corry
Seconded by Councillor Bell and

Resolved That planning application LA09/2022/1149/F be approved subject to conditions as per the officer's report.

LA09/2022/1181/O Site for Dwelling and Domestic Garage at 70m NW of 14 Maghera Road, Tobermore for Mr Hugh Bradley

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

LA09/2022/1277/F Infill dwelling and garage at lands approx 7m E of 20 Ballymacpeake Road, Portglenone for Mr Feargas Quinn

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

LA09/2022/1294/F Site for Dwelling & Domestic Garage at Lands approx. 35m N of 12 Drumard Road, Kilrea for Mr Colm Bradley

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

LA09/2022/1393/F 2 Detached Dwellings 1 accessed via Glen Road and 1 accessed via Glen Gardens at 20m E of 62 Glen Road, & Glen Gardens off Glen Road Maghera for Mr Bernard O'Loughlin

Members considered previously circulated report on planning application LA09/2022/1393/F which had a recommendation for approval.

Proposed by Councillor Corry
Seconded by Councillor Bell and

Resolved That planning application LA09/2022/1393/F be approved subject to conditions as per the officer's report.

LA09/2022/1414/O Site for Dwelling and Garage adjacent and S of 197 Drumagarner Road, Kilrea for Mr Terence Birt

Members considered previously circulated report on planning application LA09/2022/1414/O which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2022/1414/O be approved subject to conditions as per the officer's report.

LA09/2022/1417/O Site for Dwelling and Garage adjacent and S of 199 Drumagarner Road, Kilrea for Mr Terence Birt

Members considered previously circulated report on planning application LA09/2022/1417/O which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2022/1417/O be approved subject to conditions as per the officer's report.

LA09/2022/1466/F Renovation works to include side and rear extensions with attic conversion at 8 Ballyreagh Road, Ballygawley for Mr Peter Somerville

Mr Marrion (SPO) presented a report on planning application LA09/2022/1466/F advising that it was recommended for refusal.

The Chair said that it was his understanding that the principle of the development has been met and this was simply down to the design feature of the windows on the second floor.

Mr Marrion (SPO) agreed that this was the case as it was just the two windows on the front elevation of the property.

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

Mr Caddoo said that after deliberation felt that it may be better to proceed with a deferral. He said that due to the circumstances they had looked around due to it being stated within the report that the proposal was out of character in the surrounding area and it was evident that there were quite a few house with dormers, with one beside a listed building as the house itself has dormers. He felt that this may be a case where there could be a bit of play and the applicant's view on it was that it actually helps the house as it has a very steep pitch roof. He said that the case officer had indicated that usually they don't usually permit these roof lights unless they come off the front wall as a traditional dormer which was simply not an option in this case as the pitch of the roof would make it more strikingly obvious.

He said that he would welcome a deferral or discussions with officers to see if there was any movement on it at all rather than going with the roof lights.

In response to a query regarding liaising with Historical Buildings, Mr Marrion (SPO) advised that there was no consultation with them due to the fact the at the building was some distance away.

The SD: Planning said that whilst it can be seen from the main road, it looks to be fair distance away.

He said that Building Control recommends a means of escape and enquired how this would be achieved.

Mr Caddo referred to the front elevation which is actually one bedroom in that area where a window was added to the gable wall. He said that essentially that this is a roof and felt that it would help the building as they were symmetrical and place over the openings.

The SD: Planning said that officers do not want someone not to be making improvements to their own home but would take the view that this was so minor that he wouldn't be that worried about it as it was a building post war and not harming its rustic or origin of character. He felt that distance from the listed building was also substantial and was not too worried.

Councillor Cuthbertson advised members that he travels the Dungannon Road each day and was well aware where the old cottage was and also knew that it wasn't linked to the old barn which is the listed building. In his mind's eye it's not really visible from the road and was only a small typical high cottage and didn't see an issue and if there were any issues, he was confident that Building Control would pick it up.

Councillor Cuthbertson said that he would be happy to overturn the recommendation as an exception.

Proposed by Councillor Cuthbertson
Seconded by Councillor McKinney and

Resolved That planning application LA09/2022/1466/F be approved.

LA09/2022/1476/RM Dwelling (LA09/2021/0994/O) adjacent to 21 Tullyveagh Road, Doorless ,Cookstown for Mr Patrick Conlon

Members considered previously circulated report on planning application LA09/2022/1476/RM which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Clarke and

Resolved That planning application LA09/2022/1476/RM be approved subject to conditions as per the officer's report.

LA09/2022/1543/O Dwelling adjacent to 11 Gort Road, Coagh for Mr Patrick Wilson

Members considered previously circulated report on planning application LA09/2022/1543/O which had a recommendation for approval.

Proposed by Councillor McFlynn
Seconded by Councillor Bell and

Resolved That planning application LA09/2022/1543/O be approved subject to conditions as per the officer's report.

LA09/2022/1561/O Site for dwelling & domestic garage at approx. 30m S of 26 Grillagh Hill, Maghera for Mr Malachy Scullin

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

Receive Deferred Applications

LA09/2020/0122/F Housing Development (34 units), foul water treatment works and associated site works at Lands between Killymeal Grange and Dunlea Vale (Former Oaks Park Stadium) Dungannon for Landmark Homes (NI) Ltd

Members considered previously circulated report on planning application LA09/2020/0122/F which had a recommendation for approval.

Proposed by Councillor Corry
Seconded by Councillor Bell and

Resolved That planning application LA09/2020/0122/F be approved subject to conditions as per the officer's report.

LA09/2020/0428/F 1 No. detached dwelling and 2 No. semi-detached dwellings (two storey) adjacent to 86 Coleraine Road, Maghera for Mr Michael Young

Members considered previously circulated report on planning application LA09/2020/0428/F which had a recommendation for approval.

Proposed by Councillor Corry
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2020/0428/F be approved subject to conditions as per the officer's report.

LA09/2020/0561/F Unit for valeting and cleaning of cars (amended plans) at 15m SE of 82 Corr Road, Dungannon for Dan McNulty

Members considered previously circulated report on planning application LA09/2020/0561/F which had a recommendation for approval.

Councillor Cuthbertson said he was sure that he was speaking regarding the right location. He referred to a very bad sightline and felt that it would be beneficial for the developer to tie something in as it would be in everyone's best interests to remove the hedge as it was obstructing the view coming onto the junction at the A45 Ballynakelly Road close to the Cohannon Inn.

The SD: Planning enquired if Roads Service was consulted.

Mr Marrion (SPO) advised that Roads Service were consulted re Access onto Corr Road, as it was a public road. He advised that it wasn't part of the proposal and Roads Service have been consulted regarding access onto Corr Road.

Proposed by Councillor Bell
Seconded by Councillor McFlynn

Resolved That planning application LA09/2020/0561/F be approved subject to conditions as per the officer's report.

Councillor Black left the meeting at 7.58 pm.

LA09/2021/0146/O Site for 2 storey dwelling and garage with use of existing entrance to the Drum Road between 167 Drum Road and Oakland Villas at Site Between Oakland Villas and 167 Drum Road, Cookstown for Philip And Judith Mitchell

Members considered previously circulated report on planning application LA09/2021/0146/O which had a recommendation for approval.

Councillor Black returned to the meeting at 8 pm.

Proposed by Councillor Brown
Seconded by Councillor Bell and

Resolved That planning application LA09/2021/0146/O be approved subject to conditions as per the officer's report.

LA09/2021/0599/O 2 infill detached dwellings and detached garages, shared access onto Rogully Road and landscaping adjacent and NW of 6 Rogully Road, Loup, Moneymore for Ashling McNicholl

The Chair referred to previously circulated report on planning application LA09/2021/0599/O which had a recommendation for refusal. He advised that a request had been made about raising this item in confidential business but because no concerns had yet been raised with the Planning Department in terms of a need i.e. medical or whatever the case might be, this cannot be accommodated. He advised that if this evidence is provided at some later stage perhaps if this goes to a site visit or whatever the case may be, then this can be considered if it was to be heard again.

The Chair advised that a request had been made for a meeting on site with the Planning Committee. The request reads that the applicant wishes to have an office meeting on site, but it has been made clear to the agent that this was not an option, and a site visit was the only option to allow committee members the opportunity to look and see what the circumstances were.

Councillor McKinney felt in these circumstances it may be beneficial to have a site visit and if the agent and applicant wishes to address the issues with some of the officers or requests an office meeting, then so be it.

The SD: Planning advised that an office meeting had already taken place.

He said that the arguments were crystal clear and quite reasonable for a situation like this one for members to go out and look at the site for themselves. In a situation like this it was important to stress that there was something here which was quite unusual

to come to committee and ask for this to go into closed business without giving an explanation why as this was against planning's basic principles as it was important to have an open and transparent process. If they were seeking this request for one house it shouldn't reflect on the other houses. He stated that he had no objections to what the member has said but the meeting with officers has already occurred and if there was something to be brought to light then this should have been done. He said that he was raising this as there seemed to be the assumption that there could be endless bites of the cherry, which was not the case, as an office meeting requires everything to be written down which they wish to be considered as there was a need to keep planning applications moving.

Councillor McFlynn advised that she wished to make people aware that there may be family circumstances relating to this one and said that it was her that approached the Chair seeking that it be raised in confidential business and said that this was her fault. She apologised in the instance of not following the correct procedure.

Proposed by Councillor McKinney
Seconded by Councillor McFlynn and

Resolved That planning application LA09/2021/0599/O be deferred for a site visit with Members.

LA09/2021/0905/O 2 Detached Dwellings and wastewater treatment plant (Revised Concept Scheme) to rear of 9-11 Killyveen Park, Granville, Dungannon, for Jim Fay

Members considered previously circulated report on planning application LA09/2021/0905/O which had a recommendation for approval.

Proposed by Councillor McKinney
Seconded by Councillor Clarke and

Resolved That planning application LA09/2021/0905/O be approved subject to conditions as per the officer's report.

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

Members considered previously circulated report on planning application LA09/2021/1302/F which had a recommendation for approval.

Proposed by Councillor Bell
Seconded by Councillor Clarke and

Resolved That planning application LA09/2021/1302/F be approved subject to conditions as per the officer's report.

LA09/2021/1618/F Storage shed, yard repositioning of existing saw and associated ancillary works adjacent to 51 Knockanroe Road, Cookstown for Reid Engineering Ltd

Members considered previously circulated report on planning application LA09/2021/1618/F which had a recommendation for approval.

Councillor Black declared an interest in above application.

Proposed by Councillor McKinney
Seconded by Councillor Brown and

Resolved That planning application LA09/2021/1618/F be approved subject to conditions as per the officer's report.

LA09/2021/1678/F Two storey dwelling and attached garage at S of 179 Coash Road, Killyman, Dungannon for Stephen Mc Aliskey

Cllr McKinney left the meeting at 8.05 pm.

Mr Marrion (SPO) presented a report on planning application LA09/2021/1678/F advising that it was recommended for refusal.

Cllr McKinney returned to the meeting at 8.09 pm.

The Chair advised that a request to speak in favour of the application had been received and invited Councillor Molloy to address the committee.

Councillor Molloy said that he was aware of the significant work and complications around the design of this dwelling to get it to where it looks now with several changes back and forth. He agreed that it was slightly different to the other dwellings around the area but when he drives around the countryside in this area, not too far away he sees multiple slightly different looking buildings which have been passed by this Council. If we were splitting hairs and not on ridge height which was originally a problem and right down now from ascetics to looking at equal ridge heights across the three buildings. He said that this was a young couple coming into settle within the area and had put forward a more modern design and felt there was a need for Council to be looking at this on the realm of it.

The Chair said that he recalled this raised the last time and one of the concerns from the drawing was that the architect had indicated that the ground levels were lower for the proposed site than what existed. He said that unfortunately he did not make the site visit and enquired what was the situation on the ground.

Mr Marrion (SPO) referred to the overhead drawing submitted by the architect there were spot levels showing that the site level does rise and fall, the proposed house itself will involve some cutting to the south part of the site but does not require any retaining structures which was discussed at the original meeting. He advised that site itself would not have the massive excavation that was previously thought.

The Chair sought clarity on the difference of ridge heights between the proposed dwelling and neighbouring dwelling.

Mr Marrion (SPO) advised the difference in ridge heights is less than one metre from between the dwelling on the right-hand side and the dwelling to the left-hand side. The other side the difference in heights is nearly two metres and the small cottage on the left-hand side and the new highest ridge.

The SD: Planning stressed the importance of making sure that a proposal meets the policy.

The Chair said that basically it was down to the fact that this was a two-storey dwelling nestled between two bungalows and the view of the officers is that it was out of character.

The SD: Planning advised that members had been out to see the site.

Councillor Colvin said that he was on that site visit and could understand officers' concerns on the ridge height. He was aware of a conversation with the agent and when you look at the drawing it does appear to look higher and couldn't see how that would change.

Councillor Bell referred to the right of the building where it slopes down towards the bungalow on the left side and assumed that's where it was 2 metres higher than the adjacent. He said it looks to be integrating well on the right-hand side and felt that if this was going to be a sticking point that something similar could be done on the left side therefore it would integrate.

Mr Marrion (SPO) advised that this was one of the first proposals put to the applicant, but they had refused.

The SD: Planning said that it was quite clear to him that if the application was refused the applicant still had the opportunity to go to planning appeals. He advised that if the applicant loses the planning appeal that planning was still open for business.

Proposed by Councillor Bell
Seconded by Councillor Corry and

Resolved That planning application LA09/2021/1678/F be deferred for submission of amended plans.

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

Ms Doyle (SPO) presented a report on planning application LA09/2022/0168/O advising that it was recommended for refusal.

Bell left at 8.15 pm and returned at 8.17 pm.

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

Mr Cassidy advised Members that in front of them was an overview of the site and the policy under which we are applying. The site itself is outlined in red and is accessed from a laneway adjacent to Chambers Bus yard on the Coldrim Road at the top of the image. This laneway serves two houses, railway carting and has approval for two further houses in the area outlined in blue. He took members through each of the criteria in turn:

Criteria 1- requires that there are at least 4 buildings, three of which are houses. The image shows at least twelve buildings here, three of which are houses as denoted on the image. He said that Council consider this to be correct and accept there is a cluster of development here.

Criteria 2 & 3 - Criteria 2 asks that the cluster appears as visual entity in the landscape and criteria 3 asks that it is associated with a focal point. The image he believed speaks for itself. Railway carting and Chambers bus Hire are long standing features in the landscape here. Many of the members here tonight will pass this site on a weekly or indeed daily basis. The site itself is sandwiched between these two businesses. They are easily identifiable focal points. The laneway that is used to access the site also is used to access Railway Carting. There is nowhere in the policy that states all the buildings in the cluster must read together. The Council accept there is a cluster of development here that meets policy. The question he asked members was to consider is if these two focal points are viewed as separate entities or are they both associated with the cluster of development at this location.

The site is currently bounded by dwellings 1 and 3 in the image. It does not rely on the two approved sites for enclosure. Dwelling 1 bounds the site in its entirety and dwelling 3 bounds it with approx. two thirds of its curtilage.

He felt that an approval here will not alter the character of the area or impact on any surrounding properties. The introduction of this development will lie into the existing cluster and will not encroach into the open countryside. The proposal in his view meets the requirements of the cluster policy and complies with the overall thrust of it. This being the case Mr Cassidy asked members to reconsider the recommendation.

The SD: Planning advised although a lot was said only one key area was addressed stating that it wouldn't change rural character. He said that sometimes you can focus too much on detail and miss the actual point. He said that an infill was granted which was quite generous and these have not been built and the countryside is not a place where you can just accumulate emissions and the whole point of the cluster is what is there exists so when you put something there, it will not change the rural character. He stated that he passed down this road twice every single day and can see quite clearly that it will start to change that character because this was not infilling but filling a line of houses to the front and would be confident if two permissions was granted that this will not end there. He felt in time if this continued that rural character would be changed.

Councillor Brown said that he wasn't familiar with the site but said that it may be beneficial for members to go and visit it.

The SD: Planning advised members that planning was under scrutiny to make planning decisions and didn't object with members going out on site visits and in earlier times it was very sensible, but this is next to a main road which members have passed on a daily, weekly or monthly basis and would be very surprised if a member did not know where this was on the Moneymore Road. He asked members to make some decisions as the Council were inundated with planning applications which cannot be shifted and although sometimes it is unpleasant to refuse applications, there is a need to make those decisions.

Proposed by Councillor McKinney
Seconded by Councillor Brown and

Resolved That planning application LA09/2022/0168/O be deferred for a site visit with members.

Matters for Information

P005/23 Minutes of Planning Committee held on 6 December 2022

Members noted minutes of Planning Committee held on 6 December 2022.

Live broadcast ended at 8.30 pm.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor McFlynn
Seconded by Councillor Corry 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 P006/23 to P010/23.

Matters for Decision

P006/23 Receive Enforcement Report

Matters for Information

P007/23 Confidential Minutes of Planning Committee held on 6 December 2022

P008/23 Enforcement Live Case List

P009/23 Enforcement Cases Opened

P010/23 Enforcement Cases Closed

P011/23 Duration of Meeting

The meeting was called for 7.00 pm and concluded at 9.00 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: 9 January 2023

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

Chairs Business –

-

ITEM	INFORMATION RECEIVED	ACTION REQUIRED
5.19	Additional information received from objector	Members to note, matters already considered in report.
6.10	<p>Refusal reasons were omitted from the case officer report as follows:</p> <p>1.</p> <p>The proposal is contrary to Policy CTY1 of Planning Policy Statement 21, Sustainable Development in the Countryside in that there are no overriding reasons why this development is essential in this rural location and could not be located within a settlement.</p> <p>2.</p> <p>The proposal is contrary to Policy CTY2a of Planning Policy Statement 21, New Dwellings in Existing Clusters in that the cluster does not appear as a visual entity in the local landscape, the cluster is not associated with a focal point or is not located at a cross-roads, the site is not bounded on at least two sides with other development in the cluster and the dwelling</p>	Members to Note

	<p>would if permitted visually intrude into the open countryside.</p> <p>3.</p> <p>The proposal is contrary to Policy CTY14 of Planning Policy Statement 21, Sustainable Development in the Countryside in that the building would, if permitted result in a suburban style build-up of development when viewed with existing and approved buildings and would therefore result in a detrimental change to further erode the rural character of the countryside.</p> <p>The conclusion of the report should read “the application fails to meet four of the six criteria of Policy CTY2a and a refusal is being recommended”.</p> <p>See ortho photography submitted by agent.</p>	

Form 1

001523843-003679506-00001-1:F

User Ref: M2753/5(1streg)/Rc/DF

Application by a Solicitor for first registration (rule 11(1))



Land & Property Services.

THE LAND REGISTRY

DATE: 31 May 2022

1. Description of the Land

"The land"

The land shown edged red on the map annexed, known as 5 GREENVALE, DRUM ROAD, COOKSTOWN, COUNTY TYRONE and AND THE ADDITIONAL LANDS FORMING PART OF THE LANEWAY LEADING TO THE PREMISES SITUATE IN THE TOWNLAND OF GORTALOWRY PARISH OF DERRYLORAN BARONY OF DUNGANNON UPPER AND COUNTY OF TYRONE, COUNTY TYRONE

2. Applicants

"The applicant"

ODHRAN MCCracken AND NATASHA MCCracken of 4, WESTWOOD PARK, COOKSTOWN, COUNTY TYRONE is full owner

3. Limited Ownership

4. Applicant's estate and class of title sought

Absolute title by virtue of a Conveyance (not being a Conveyance of a Fee Farm Grant) dated 15 August 1994 between Edith Heather Ann Lyle and Anthony James Dardis and Matilda Margaret Dardis. The root of title being a conveyance for monetary consideration more than 15 years old.

Absolute title by virtue of a Conveyance (not being a Conveyance of a Fee Farm Grant) dated 15 August 1994 between Samuel Robert Lyle and Anthony James Dardis and Margaret Matilda Dardis. The root of title being a conveyance for monetary consideration more than 15 years old.

5. Acquisition

The applicant(s) acquired the land on 25 March 2022 by virtue of a deed of Conveyance dated 25 March 2022 between MATILDA MARGARET DARDIS and ODHRAN MCCracken AND NATASHA MCCracken

6. Appurtenant Rights

[NB: Mapping of this right will not be carried out by Land Registry. A note of a claimed appurtenant right will only be registered where the requisite additional fee has been paid.]

7. Easements

[NB: Mapping of this right will not be carried out by Land Registry. A note of the existence of a Schedule 5 burden will only be registered where the requisite additional fee has been paid.]

8. SCHEDULE - BURDENS

Item No.	Particulars of burdens

9. Certificate of Title

I hereby certify as follows:

(a) I act for the Applicant in relation to the land and I have investigated the title fully.

(b) All necessary searches and enquiries have been made.

(c) I believe that the Applicant is in undisputed possession of the land or in sole receipt of the rents and profits thereof and I am satisfied that the land is not subject to any burden requiring entry on the title register except for the matters listed in the Schedule hereto. The applicant is entitled to the benefit of such appurtenant right (if any) as is referred to in Panel 6.

(d) None of the persons named as Applicant is a minor or a bankrupt or the subject of insolvency proceedings or is a company which does not have power to hold, sell, mortgage, lease, or otherwise deal with the land.

(e) I am not aware of any circumstances whereby the Applicant's title may be set aside or impeached in any matter whatsoever under the Insolvency (Northern Ireland) Order 1989.

(f) The person or persons (if any) identified in the Schedule as being entitled to the interest of the mortgagee or chargee under a mortgage or charge is/are entitled to be registered as owner of that mortgage or charge and as solicitor for such person(s) I apply for registration of ownership.

(g) All material information has been supplied and I enclose the documents mentioned in Panels 4 and 5, and mortgage or charge to be registered and any other document mentioned in Panels 6 or 7 or in the Schedule hereto.

(h) The applicant is entitled to be registered as owner of the land for the estate and with the class of title stated above subject only to the burdens listed in the Schedule hereto and I request registration accordingly.

(i) I am applying for an extension of time as the application has not been made within the period specified in Schedule 2 to the Land Registration Act (NI) 1970 by reason of the following accident or sufficient cause:
we require the extension on the basis of completion of registration in Registry of Deeds

Signature of partner or authorised Solicitor: 
(Signature must be of a qualified Solicitor not that of the firm)

Date 31 May 2022 Name of Firm Davis and Heston

ACEmap® Single

Printed: 10/08/2017 Customer Ref:

Centre Point (Easting, Northing): 280606, 377045

5 GREENVALE, GORTALOWRY, COOKSTOWN, BT80 8QS, 185771103

Scale: 1:1,250

Order no. ORD43501

Plan No. 12407SE3

280710

377184

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A

Folio: TY117644

County: Tyrone

Date Searched to: 23/12/2022

Details of Pending Applications:

Application Number	Application Type	Applicant Reference	Applicant	Date Lodged
There are no pending applications.				



Land & Property Services
Seirbhísí Talún & Maoine
THE LAND REGISTRY CLÁRLANN NA TALÚN

Date: 06 Jan 2023
County: Tyrone
Folio: TY117644
Scale: 1:1250
Our Ref: 2023/12576
Your Ref: MCMURRAY
Map Ref(s): 12407SE3

Sheet 1 of 1

Key to folio labels:

a - TY117644

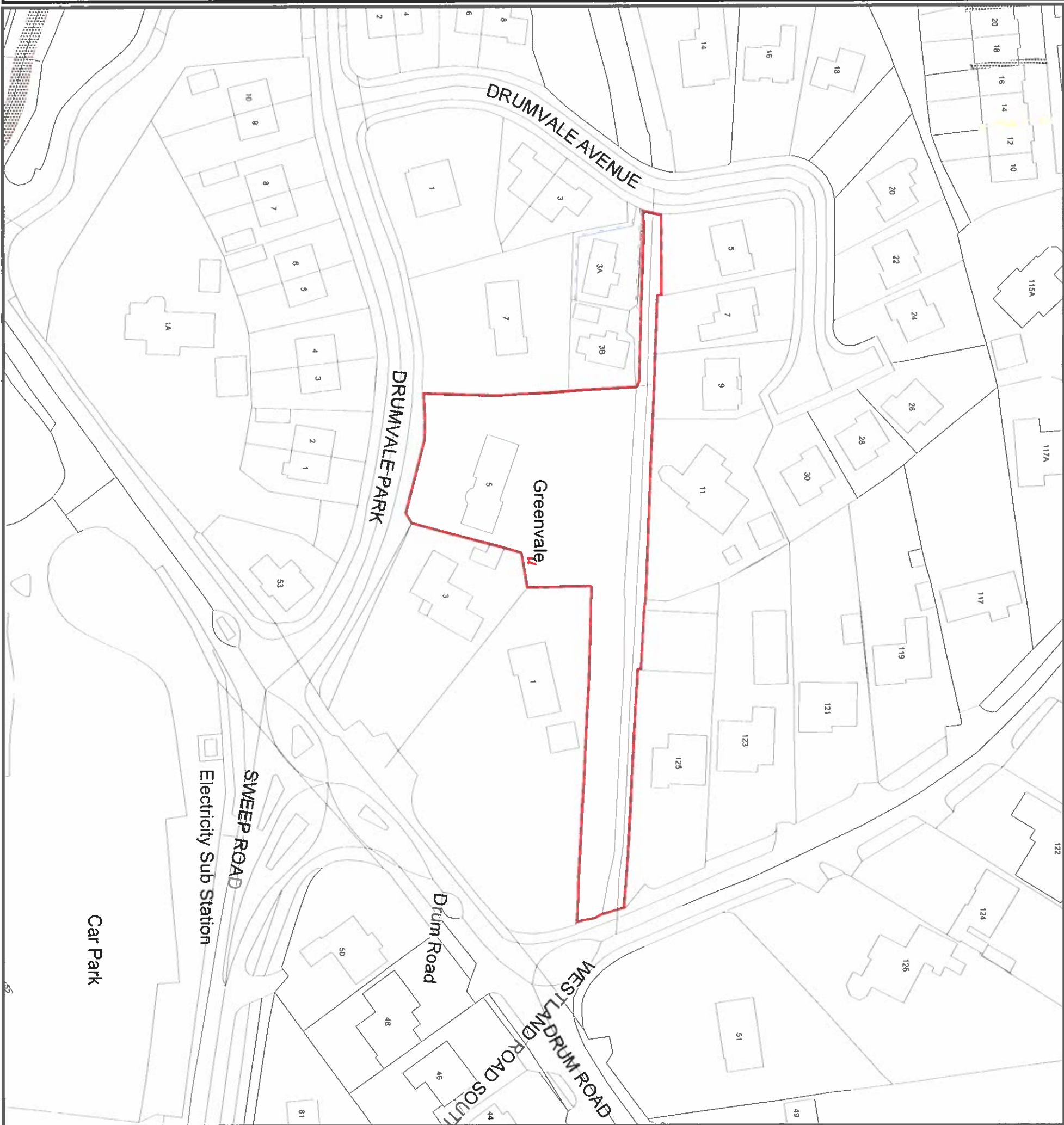
This map is for location purposes only (Rule 14(1) of the Land Registration Rule (Northern Ireland) 1994 as amended by paragraph 19 of the Schedule to the Amendment Rules 2000). Folio boundaries are not guaranteed. (Section 64 of the Land Registration Act (Northern Ireland) 1970). The coincidence of Land Registry markings and OSNI features may have been affected by revisions of the OSNI map subsequent to registration.

This map has been prepared using the largest scale Land Registry map available for the area. Any future Deed map should be based on the largest scale OS Irish Grid Plan available for the area. N.B. Folio boundaries are not conclusive (unless so described on the folio). See S64 of the Land Registration Act (NI) 1970. Where there is any doubt concerning boundaries, the original instrument or Document should be inspected.

This copy map shows the location of the lands comprised in the folio listed above.

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C

Dated this 15th day of August 1994

BETWEEN

SAMUEL ROBERT LYLE

and

ANTHONY JAMES DARDIS

and

MARGARET MATILDA DARDIS

C O N V E Y A N C E

McConnell and Fyffe,
Solicitors,
1 John Street,
Omagh,
Co Tyrone

THIS INDENTURE is made the 15th day of August

SAMUEL ROBERT LYLE of 5 Greenvale, Drum Road, Cookstown, County Tyrone
Builder (hereinafter called "the Vendor") of the one part and ANTHONY JAMES
DARDIS College Principal and MARGARET MATILDA DARDIS his wife both of 9
Thornville Park, Omagh, County Tyrone (hereinafter called "the Purchasers") of the
other part

WHEREAS

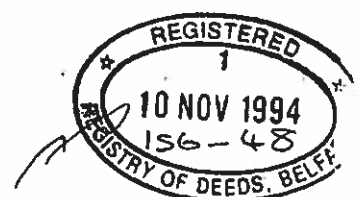
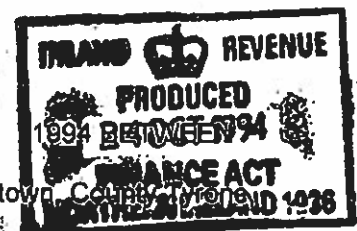
1. Under and by virtue of the deeds and documents set forth in parts I, II and III of
Schedule One hereto the Vendor is seised of lands situate in the Townland of
Gortalowry more particularly described in Parts I, II and III of Schedule Two hereto
(hereinafter called "the Scheduled Lands") and intended to be hereby assured in fee
simple in possession free from incumbrances.

2. The Vendor has agreed with the Purchasers for the sale to the Purchasers of the
Scheduled Lands at the price of £1000.00.

NOW THIS INDENTURE WITNESSETH that in pursuance of the said agreement and
in consideration of the sum of one thousand pounds now paid by the Purchasers to
the Vendor (the receipt whereof the Vendor hereby acknowledges) the Vendor as
beneficial owner hereby grants and conveys unto the Purchasers ALL THAT AND
THOSE the Scheduled Lands TO HOLD the Scheduled Lands with all appurtenances
rights and easements thereunto belonging unto and to the use of the Purchasers as
joint tenants in fee simple reserving as hereinafter provided.

AND IT IS HEREBY CERTIFIED that the transaction hereby effected does not form
part of a larger transaction or of a series of transactions in respect of which the
amount or value or the aggregate amount or value of the consideration exceeds sixty
thousand pounds.

IN WITNESS whereof the parties hereto have hereunto set their hands and affixed
their seals the day and year first herein written.



156 48

SCHEDULE ONE

PART I

No.	Date	Parties	Nature of Document
1.	7/8/1852	John Richards and Mountiford Longfield to Thomas Adair	Deed Poll
2.	18/6/1868	Thomas Adair	Grant of Probate
3.	25/5/1916	Hugh Adair	Grant of Probate
4.	27/6/1949	Thomas Louis Napoleon Adair	Grant of Probate
5.	23/11/1972	Laurence William Nicholson Homan and Richard Stewart Twigg to Mary Graves Homan	Assent
6.	18/7/1985	Mary Graves Dingwall (formerly Homan) to Samuel Robert Lyle	Conveyance
7.	8/4/1992	Samuel Robert Lyle to Reagalmac Limited	Lease

SCHEDULE ONE

PART II

No.	Date	Parties	Nature of Document
1.	23/11/1972	Lawrence William Nicholson Homan and Richard Stewart Twigg to Mary Graves Homan	Deed of Assent

- | | | | |
|----|------------|--|------------|
| 2. | 14/12/1972 | Mary Graves Homan to
Shiela Anne Frances Jolley | Conveyance |
| 3. | 24/4/1990 | Shiela Anne Jolley to Samuel
Robert Lyle | Conveyance |

SCHEDULE ONE

PART III

No.	Date	Parties	Nature of Document
1.	7/8/1852	The Commissioners for Sale of Incumbered Estates in Ireland one part, Thomas Adair, other part	Conveyance
2.	7/8/1878	Hugh Adair 1st part, Thomas Adair 2nd part, Matilda Adair 3rd part, Mary W. Adair 4th part, Margaret Adair 5th part, Rev. Hamilton B. Wilson 6th part	Conveyance
3.		Death of Thomas Adair	
4.		Death of Matilda Adair	
5.		Death of Hugh Adair	
6.	25/5/1916	Hugh Adair, Deceased Death of Thomas Louis Napoleon Adair	Grant of Probate
7.	27/6/1949	Thomas Louis Napoleon Adair Deceased Death of Constance Alice Adair	Grant of Probate
8.	23/11/1972	Laurence William Nicholson Homan and Richard Stewart	Assent

- Twigg, one part, Mary Graves
Homan, other part
- | | | | |
|-----|------------|--|------------|
| 9. | 14/12/1972 | Mary Graves Homan, one part,
Shiela Anne Frances Jolley, other
part | Conveyance |
| 10. | 3/8/1979 | Shiela Anne Frances Jolley, one part,
Norman Stanley Jolley, other part | Conveyance |
| 11. | 4/8/1979 | Norman Stanley Jolley to Samuel Robert
Lyle | Conveyance |

SCHEDULE TWO

PART I

ALL THAT part of the laneway situate in the Townland of Gortalowry, Parish of Derryloran, Barony of Dungannon Upper and County of Tyrone coloured green on the Map attached hereto subject to all rights of way over and along the said laneway and subject also to the lease listed at No. 7 in Part I of Schedule One. Reserving to the Vendor his heirs and assigns the right to connect into and maintain all pipes and services laid in or under the said laneway.

PART II

ALL THAT the two strips of ground in the Townland of Gortalowry Parish of Derryloran, Barony of Dungannon Upper and County of Tyrone being the lands conveyed by Deed of Conveyance listed at No. 3 in part II of Schedule One and edged red and coloured blue on the plan thereof attached to said Deed of Conveyance.

PART III

ALL THAT the strip of ground in the Townland of Gortalowry parish of Derryloran,
Barony of Dungannon Upper and County of Tyrone more particularly delineated on
the Map attached hereto and thereon coloured orange.

SIGNED SEALED and DELIVERED
by the VENDOR in the presence
of:



Phil W. Wm
Solicitor
Cookstown

Policy CTY 2a – New Dwellings in Existing Clusters

Planning permission will be granted for a dwelling at an existing cluster of development provided all the following criteria are met:

- the cluster of development lies outside of a farm and consists of four or more buildings (excluding ancillary buildings such as garages, outbuildings and open sided structures) of which at least three are dwellings;
- the cluster appears as a visual entity in the local landscape;
- the cluster is associated with a focal point such as a social / community building/facility, or is located at a cross-roads;
- the identified site provides a suitable degree of enclosure and is bounded on at least two sides with other development in the cluster;
- development of the site can be absorbed into the existing cluster through rounding off and consolidation and will not significantly alter its existing character, or visually intrude into the open countryside; and
- development would not adversely impact on residential amenity.



**Minutes of Meeting of Environment Committee of Mid Ulster District Council
held on Tuesday 10 January 2023 in Council Offices, Ballyronan Road,
Magherafelt and by virtual means**

Members Present

Councillor S McGuigan, Chair

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

**Officers in
Attendance**

Mrs Campbell, Strategic Director of Environment (SD:
Env)
Mr McAdoo, Assistant Director of Environmental Services
(AD: ES)**
Mr Scullion, Assistant Director of Property Services (AD:
PS)**
Miss Thompson, 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

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.

E001/23 Notice of Recording

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

E002/23 Apologies

Councillor Graham.

E003/23 Declarations of Interest

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

E004/23 Chair's Business

The Chair, Councillor S McGuigan on behalf of himself and the Environment Committee extended deepest sympathy to Councillor Graham on the recent death of her husband.

Matters for Decision

E005/23 DfI Roads proposed introduction of No Waiting at Any Time – Granville Industrial Estate, Dungannon

Members considered previously circulated report which sought agreement in relation to proposed introduction of No Waiting at Any Time at Granville Industrial Estate, Dungannon.

Councillor Buchanan proposed the recommendation.

Councillor Burton asked if there was any more information in relation to this proposal. The Councillor noted the proposal is to introduce No Waiting at Any Time in and around Granville Industrial Estate and highlighted that there is a mart close by which hosts a cattle sale, sheep sale, machinery sale and car boot sale all of which are well attended and that people often park within the industrial estate when going to these sales. Councillor Burton asked if there has been any consultation in relation to this proposal with the other business in the vicinity as she did not want to see a situation whereby the overflow of cars parking within the industrial estate are then pushed into neighbouring housing developments.

The Assistant Director of Property Services (AD: PS) stated it was his understanding that there has been local consultation with stakeholders. The AD: PS stated he was not aware of the outcome of these consultations but that he was aware that other officers within Council have been involved in the consultations and that he would be happy to get an update on this proposal and feedback to the Committee.

Councillor Burton proposed deferring making a decision on this proposal until an update on the consultations has been received.

Councillor Cuthbertson referred to the closure of the Granville Road from 11 January for a number of days and that he wanted to put on record that it was disappointing that this road is being closed at the same time as the A29 Dungannon-Cookstown Road. The Councillor stated he thought there was an agreement that there wouldn't be two major roads closed into Dungannon at the one time. Councillor Cuthbertson stated that the A29 is closed for three weeks and highlighted that businesses along that stretch of road were not consulted and that this was unacceptable. The Councillor also felt that the closure of an A class road coming into Dungannon for three weeks is excessive.

Councillor Brown seconded Councillor Burton's proposal.

Resolved That it be recommended to Council to defer making a decision in relation to Dfl proposal to introduce No Waiting at Any Time at Granville Industrial Estate, Dungannon until further information has been received in relation to consultations.

E006/23 Dfl Roads proposed amalgamation of the 40mph stretches on Tullywiggan Road, Cookstown

Members considered previously circulated report which sought agreement in relation to proposed amalgamation of the 40mph stretches on Tullywiggan Road, Cookstown.

Proposed by Councillor Buchanan
Seconded by Councillor Wilson and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed amalgamation of the 40mph stretches on Tullywiggan Road, Cookstown.

E007/23 Street Naming and Property Numbering

The Assistant Director of Property Services (AD: PS) presented previously circulated report which considered the naming of new streets within residential housing development within Mid Ulster.

Site southwest of 44 Dungannon Road, Moy

Proposed by Councillor Cuthbertson
Seconded by Councillor Brown and

Resolved That it be recommended to Council to name development southwest of 44 Dungannon Road, Moy as Laurelbank Gate.

E008/23 Local Authority Deed Agreements for Landfill Sites

The Assistant Director of Environmental Services (AD: ES) presented previously circulated report which advised on the closure and aftercare arrangements for the Councils three landfill sites and sought approval for revised Local Authority Deed Agreements.

Proposed by Councillor B McGuigan
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to approve revised Local Authority Deed Agreements for the three Council landfill sites.

E009/23 Bus Shelters Update

The Strategic Director of Environment (SD: Env) presented previously circulated report which provided update on current bus shelter status.

Proposed by Councillor Kearney
Seconded by Councillor N McAleer and

Resolved That it be recommended to Council to approve the applications for bus shelter listed below –

- Derryvale, Coalisland
- Old Dungannon Road, Ballygawley
- Innishrush Village

Matters for Information

E010/23 Environment Committee minutes of meeting held on 5 December 2022

Members noted minutes of Environment Committee held on 5 December 2022.

E011/23 Northern Ireland Local Authority Collected Municipal Waste Management (LACMW) Annual Report for 2021/22

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 Annual Report for 2021/22.

E012/23 Climate Change Working Group Update

Members noted previously circulated report which provided update on the business of the Climate Change Working Group.

E013/23 European Week for Waste Reduction (EWWR) 2022

Members noted previously circulated report which provided update on the actions carried out to promote EWWR 2022 in Mid Ulster.

E014/23 Magherafelt Recycling Centre Reopening

Members noted previously circulated report which advised of the reopening of the Recycling Centre in Magherafelt.

E015/23 Building Control Workload

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

E016/23 Entertainment Licensing Applications

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

E017/23 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.

E018/23 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.

Live broadcast ended at 7.12 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 E019/23 to E026/23.

Matters for Decision

- E019/23 Contract for the Collection, Processing and Recycling / Recovery of Rubble / Hardcore from Recycling Centres
- E020/23 Sustainable NI Support
- E021/23 Tender Report for Fleet Maintenance and Repair Services
- E022/23 Bus Shelters: Tender report for Supply and Manufacture, and Shelter Design Type

Matters for Information

- E023/23 Environment Committee Confidential Minutes of meeting held on 5 December 2022
- E024/23 Capital Framework – ICT Contracts Update
- E025/23 Capital Framework – IST Contracts Update
- E026/23 Capital Projects – Scoping Contracts Update

5 – Environment Committee (10.01.23)

E027/23 Duration of Meeting

The meeting was called for 7.00 pm and ended at 7.37 pm.

CHAIR _____

DATE _____

Annex A – Introductory Remarks from the Chairperson

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

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

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

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

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

Minutes of Meeting of Policy and Resources Committee of Mid Ulster District Council held on Wednesday 11 January 2023 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

Members Present

Councillor Buchanan, Chair

Councillors Ashton, Cuddy*, Elattar*, Forde, Gildernew*, Kearney, S McAleer*, S McGuigan*, McKinney, McLean, S McPeake*, Molloy*, Quinn*

Officers in Attendance

Mr McCreesh, Chief Executive**

Mr Black, Strategic Director of Communities & Place (SD: C&P)**

Mrs Canavan, Strategic Director of Organisation Development, Strategy and Performance (SD: ODSP)

Mrs Dyson, Head of Human Resources (HoHR)**

Mr McGuckin, Head of Strategic Services and Engagement (HoSS&E)

Ms McNally, Assistant Director of Corporate Service and Finance (AD: CS&F)**

Mr Scullion, Assistant Director of Property Services (AD:PS)

Mr Tohill, Strategic Director of Corporate Service and Finance (SD: CS&F)

Mr O'Hagan, Head of ICT (HoICT)

Mrs Grogan, Democratic Services Officer

* Denotes members present in remote attendance

** Denotes Officers present by remote means

*** Denotes others present by remote means

The meeting commenced at 7.00 pm

In the absence of the Chair, Councillor S McAleer who was attending virtually, the Deputy Chair, Councillor Buchanan took the Chair.

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

PR001/23 Notice of Recording

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

PR002/23 Apologies

Councillors Doris and Totten.

The Chair, Councillor S McAleer thanked the Deputy Chair, Councillor Buchanan for standing in to Chair the meeting tonight as she could not attend in person.

PR003/23 Declarations of Interest

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

PR004/23 Chairs Business

None.

Matters for Decision

PR005/23 Policy Amendment – Employer Discretions under Local Government Pension Scheme (NI) 2014 Regulations and other related Regulations

The Strategic Director of Organisational Development, Strategy & Performance (SD: ODSP) presented previously circulated report and sought approval for the revisions to Council's Policy Statement in respect of Employer's Pension Discretions (LGPS), within appendix A of this report.

Proposed by Councillor Ashton
Seconded by Councillor Forde and

Resolved That it be recommended to Council to approve the revised policy that now reflects the:

- Updated necessary annual monetary amendments as referenced at 2.2 above to Pension Discretions 1 and 2 as notified by NILGOSC.
- Changes to Pension Discretion 6 to allow the Council to enter a Shared Costs AVC arrangement, with it being the option for relevant employees and Council to participate in an HMRC approved scheme.
- Annual revisions to the pension contribution bands from 1 April 2022 as contained within the Council's Policy Statement Employers Discretions under the Local Government Pension Scheme (NI) 2014 Regulations & other related Regulations, as notified by NILGOSC.

PR006/23 Request to Illuminate Council Properties

The Head of Strategic Services and Engagement (HoSS&E) presented previously circulated report which sought approval to illuminate and light up the Council's three designated properties to raise awareness for the following:

- NI Chest, Heart and Stroke

Proposed by Councillor McKinney
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to illuminate the three designated Council properties on Wednesday 1 February 2023 – NI Chest, Heart and Stroke – Red.

PR007/23 Member Services.

None.

Matters for Information

PR008/23 Minutes of Policy & Resources Committee held on 1 December 2022

Members noted Minutes of Policy & Resources Committee held on 1 December 2022.

PR009/23 Performance Improvement – Local Government Auditor’s Audit and Assessment (Section 95) Report 2022-23

Members noted update on the key findings of the Local Government Auditor’s Audit and Assessment Report 2021-22.

The Chair advised members that he had just been made aware of the sad news of the passing of one of our Auditors, Ms Dawn Johnston and asked that members keep her family in mind at this sad time.

The Strategic Director of Corporate Service and Finance (SD: CSF) advised that Ms Johnston was a Senior Officer with Deloitte who supported the NIAO in audit and regularly attended the Audit Committee to make presentations. She was someone that the Audit Committee worked with over a relatively long period of time and he stated that he felt that it was appropriate for the Chair to bring her passing to members’ attention.

Councillor McLean enquired if it was in order for Council to pass on our condolences to Ms Johnston’s family.

The SD: CSF advised that Officers had already done so informally.

Councillor McLean felt that it would be appropriate to pass on the condolences of this Council to the family of Ms Johnston.

Councillor McLean, referring to audit matters, said that by looking at the report that nothing was jumping out as a matter of concern and sought clarification from the SD: CSF if this was the case.

The SD: CSF advised that the aspiration of auditees is to get a clean/unqualified audit report and this Council certainly got that. He said that, like most bodies audited, there were matters which come to the attention of the Auditors; these have been fully discussed with the Audit Committee and he was satisfied and happy to confirm that there was nothing that needed to be brought to the attention of this committee.

Live broadcast ended at 7.09 pm.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor McKinney
Seconded by Councillor McLean 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 PR010/23 to PR

Matters for Decision

PR010/23	Staff Matters for Decision
PR011/23	Refurbishment of the War Memorials in Dungannon & Moy
PR012/23	Access route options for lands at Desertcreat and Site Acquisition
PR013/23	Drumcoo Lands Access and Accommodation Works
PR014/23	2023/24 Rate Estimates Update

Matters for Information

PR015/23	Confidential Minutes of Policy and Resources Committee held on 1 December 2022
PR016/23	Staff Matters for Information
PR017/23	Calculation of holiday pay to recognise regular overtime worked by part time contracted staff
PR018/23	Financial report for 8 months ended 30 November 2022
PR019/23	Contracts and DAC Registers – Update

PR020/23 Duration of Meeting

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

Chair _____

Date _____

Annex A – Introductory Remarks from the Chairperson

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

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

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

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

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

Minutes of Meeting of the Development Committee of Mid Ulster District Council held on Thursday 12 January 2023 in the Council Offices, Ballyronan Road, Magherafelt and by Virtual Means

Members Present

Councillor Clarke, Chair

Councillors Ashton, Black*, Burton, Corry, Cuddy* (7.19 pm), Doris* (7.05 pm), Elattar*, Kerr*, McNamee*, Martin*, Milne*, Molloy*, Monteith*, Quinn* (7.08 pm), Wilson

Officers in Attendance

Mr Black, Strategic Director of Communities and Place (SD: C&P)

Mr Gordon, Assistant Director of Health, Leisure and Wellbeing (AD: HL&W)**

Ms Linney, Assistant Director of Development (AD: Dev)**

Ms McKeown, Assistant Director of Economic Development, Tourism and Strategic Programmes (AD: EDT&SP)**

Miss Thompson, Democratic Services Officer

Others in Attendance

Councillor S McGuigan*** (7.49 pm)

Agenda Item 4 – Deputation – Bring Your Own
Ms Coyle***

* Denotes Members present in remote attendance

** Denotes Officers present by remote means

*** Denotes Others present by remote means

The meeting commenced at 7.00 pm.

The Chair, Councillor 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.

D001/23 Notice of Recording

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

D002/23 Apologies

None

D003/23 Declarations of Interest

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

D004/23 Chair's Business

The Chair, Councillor Clarke stated that over the last weekend three clubs from the Council area were successful in winning All Ireland semi final matches and offered congratulations and best wishes to the three teams in their final matches.

Councillor Kerr wished Galbally, Stewartstown and Glen teams the best of luck in their forthcoming Intermediate, Junior and Senior finals and hoped there will be three All Ireland champions coming back to the Mid Ulster area.

Councillor Molloy added his sentiments to the comments made and congratulated the three teams on their success to date.

Councillor Monteith concurred with the comments and stated the teams successes were a fantastic achievement and that success in the Mid Ulster area at both county and club level over the past number of years has been outstanding. The Councillor hoped there would be three All Ireland trophies returning to Mid Ulster in the near future.

The Chair, Councillor Clarke stated it was wonderful that there are three teams from the area who have won their way out the county and province and have now won their semi final matches and are there for the final. The Chair stated that this is a tremendous achievement for those clubs.

Councillor Molloy advised that the Island Wheelers Cycling Club have been successful in tendering for the All Ireland Irish Cycling Championships and that the Club have been engaging with Council officers as to the proposed route and other assistance which Council could provide. The Councillor asked that any help which can be offered from across the Council departments that the Council would engage with the Club and he wished the Club a successful Championship.

D005/23 Deputation – Bring Your Own

The Chair, Councillor Clarke welcomed Ms Coyle to the meeting and invited her to make the presentation on Matty's Inclusive Initiative and 'Bring Your Own' (Appendix 1).

Ms Coyle explained that her son, Matty, is autistic and that going out to a restaurant can be challenging for him meaning that it can be difficult for her family to go out for a meal together. Ms Coyle stated that she considered what she could do, what would help Matty and other autistic people and on this basis came up with Matty's Inclusive Initiative. Ms Coyle explained that the Initiative encourages restaurants to allow parents of autistic children to bring their own food to be enjoyed by their child when dining out or to prepare the food brought in, or even source the preferred food if enough notice is given. Ms Coyle stated that the help from the restaurant won't

eliminate all the problems but gives families the opportunity to experience dining out together, in a calm and enjoyable way. Ms Coyle advised that, to date, a number of restaurants have come on board which makes a huge difference to children and parents when dining out.

Ms Coyle stated that Mid Ulster Council have also assisted Matty and her family to achieve two of the best experiences namely a birthday party and Christmas experience. Ms Coyle advised that Matty's favourite place is Hill of The O'Neill outside space and that with the assistance of Councillor Quinn a birthday party for Matty was organised at this site, this was the first time at age 4 Matty was able to have a birthday party. Ms Coyle advised that Hill of The O'Neill also accommodated Matty at the Christmas experience held there.

Ms Coyle stated her objective is to help spread acceptance on a wider scale so that families like hers and so many others feel welcomed and supported. Ms Coyle stated that the more people are involved the more help there is.

The Chair, Councillor Clarke thanked Ms Coyle for the presentation and that it highlighted to him that one size does not fit all.

Councillor Quinn congratulated Ms Coyle on the presentation and stated he has known Matty and the family for a long time and that assisting with organising Matty's birthday party was one of the best things he had done as a Councillor and that he is proud to see the success being made with the Initiative. Councillor Quinn stated that this is a fantastic Initiative and felt that Council should be endorsing it as much as it can and referred to the different vendors and outlets who serve food some of which are under Council control. The Councillor asked if this Initiative is something which could be introduced to those facilities or if it could be included in specification when Council is tendering for food provision in the future. Councillor Quinn stated that he had taken his eldest daughter out for coffee last week which highlighted to him how much more difficult it must be for parents of autistic children when eating out and that he felt anything Council can do to ensure what they have control over offers this type service should be done and asked if this is possible.

The Strategic Director of Communities and Place (SD: C&P) advised that Council engage with a range of food businesses across the District and that Council can look at how it can help to raise awareness of the Initiative and encourage those businesses to participate. The SD: C&P stated that officers can look at the communications engagements with food businesses and if there are mechanisms that can be used to promote the Initiative then Council will be happy to do that.

Councillor Quinn asked if a letter can be sent out food business advising them of the Initiative.

The SD: C&P advised that officers will look at the best way of promoting the Initiative and will contact Ms Coyle to get further information.

Councillor Molloy congratulated Ms Coyle on the presentation and the work done to date on being Matty's voice and raising awareness but that it was now time for the next step. Councillor Molloy stated that he had four children who are all different in

their own ways and that trying to keep them engaged when dining out can be problematic without the added complications of Autism. The Councillor stated that the Initiative is fantastic and the more people and food establishments become aware of it can only be a good thing and that he would be supportive of it in the future.

Councillor Kerr wished Ms Coyle well with the Initiative and hoped Council will follow up by raising awareness of the Initiative as much as possible.

The Chair, Councillor Clarke stated that the presentation had been important and that he hoped assistance from Council in communicating awareness of the Initiative will help to progress it going forward.

Ms Coyle withdrew from the meeting at 7.22 pm.

Matters for Decision

D006/23 Development Report

The Assistant Director of Development (AD: Dev) presented previously circulated and sought approval for the following:

- Rolling Community Grants
- Development Department Update

Further to the report the AD: Dev advised that Community grants will be opening at the end of January and that information will be sent to Members in relation to workshops being held to support groups in terms of grants.

Proposed by Councillor Clarke
Seconded by Councillor McNamee and

- Resolved** That it be recommended to Council –
- To approve the assessment panel recommendations under the Good Relations Grant as outlined at appendix 1 of report.
 - To note Development Department Update.

D007/23 Schools Sports Facilities Access Grant

The Assistant Director of Health, Leisure and Wellbeing (AD: HL&W) presented previously circulated report which advised on the advertised Schools' Sports Facilities Access Grants.

Councillor Corry stated she was happy to propose the recommendation and that past schemes had been very valuable for schools.

Councillor Ashton seconded Councillor Corry's proposal.

Councillor Wilson declared an interest in this item as his son plays for Cookstown Hockey Club.

Resolved That it be recommended to Council to agree to the recommendation for successful grant applications as outlined at section 3.5 of report.

D008/23 Update on Department for Communities Access and Inclusion Programme 2022/23

The Assistant Director of Health, Leisure and Wellbeing (AD: HL&W) presented previously circulated report which provided an update on the 2022/23 Department for Communities Access and Inclusion Funding Programme.

Councillor Ashton stated she was happy to propose the recommendations and asked where the accessible picnic tables are being located. The Councillor stated that when funding had been secured in relation to the accessible picnic tables it went as part of a community call and wider community grant scheme.

The AD: HL&W advised that the accessible picnic tables referred to in the report are for Council designated sites and although he did not have the locations to hand tonight he would circulate the detail after the meeting. The AD: HL&W advised that at different times of the year there are grant programmes for community facilities and he was aware there were a number awarded prior to Christmas.

Councillor Corry seconded Councillor Ashton's proposal. The Councillor stated that from working with Mid Ulster Disability Forum accessibility and inclusion is important and that the accessible picnic tables will make a huge difference to peoples lives and Council facilities. Councillor Corry added that the sensory hub is also an exciting project and will add so much more to Council events.

Councillor Kerr referred to previous discussions in relation to the accessible picnic tables and asked if the design of the tables will be what had been previously considered whereby wheelchair users can access the picnic table.

The AD: HL&W confirmed that the previously discussed design is the design Council will be moving forward with.

Councillor Burton referred to the larger events within Mid Ulster such as Clogher Show and asked if the accessible picnic tables or sensory hub could be loaned to organisations to assist with their events.

The AD: HL&W advised that the accessible picnic tables are normally in fixed locations and cannot be moved but that the sensory hub will be mobile and can be moved to different events throughout the District. The AD: HL&W advised that due to the value of the sensory hub there would have to be some due diligence and governance arrangements which would need to be considered for loan of this equipment to third parties but that is something that can be looked at by officers going forward.

- Resolved** That it be recommended to Council to approve –
- Setting up specific finance codes to incur expenditure for each project identified in section 3.3 of report, where required.
 - Utilising approved Council framework contractors, where required, to deliver the projects identified in section 3.3 of report
 - Allocating 10% match funding for projects approved for funding by the Department for Communities through its 2022/23 Access and Inclusion Programme with funding to be met from within existing resources that will be responsible for the management and delivery of each project.

D009/23 Monrush Recreation Area

The Assistant Director of Health, Leisure and Wellbeing (AD: HL&W) presented previously circulated report which provided an update on DfI Roads planned works in the vicinity of the Monrush recreation area and to seek contribution from Council towards the works within the Council boundary.

Councillor Wilson stated he had attended a meeting with DfI Roads, Councillors and Keith Buchanan MLA and what is being proposed by DfI Roads will help to finish off the works already being completed by them in the area. Councillor Wilson proposed the recommendation.

Councillor Black seconded Councillor Wilson's proposal.

- Resolved** That it be recommended to Council to approve £6,000 contribution to DfI Roads for the proposed project at Monrush recreation area.

D010/23 Iniscarn Community Group (PSG) Service Level Agreement

The Assistant Director of Health, Leisure and Wellbeing (AD: HL&W) presented previously circulated report which considered a proposal to enter into a Service Level Agreement (SLA) with Protect Slieve Gallion (PSG) Community Group, Iniscarn for caretaker and cleansing duties within Iniscarn Forest.

Councillor Corry proposed the recommendation and stated she had attended the opening of the play park at Iniscarn and that it is a fantastic Council asset. The Councillor stated that the Protect Slieve Gallion Community Group do great work in the area and that Service Level Agreements are invaluable and a good way for Council to move forward in this type of scenario whereby people are visiting the site on a day to day basis. Councillor Corry stated she had no doubt the Community Group care about the site and will do all it can to keep the area in good condition and report back to Council on anything which requires attention.

The Chair, Councillor Clarke seconded Councillor Corry's proposal. The Chair stated that it had been in 2006 when he first raised Slieve Gallion as being a jewel in the crown and Iniscarn being an ideal access point. The Chair stated that having a Group who is interested in the site will benefit both ways.

Councillor Ashton asked if Council is currently incurring resources and costs associated with running this site.

The AD: HL&W advised that it has been a challenge since the facility has been enhanced to get staff from across the District to monitor the site which in turn incurs additional mileage, staff costs and hours. The AD: HL&W stated that he hoped the Service Level Agreement represented value for money along with giving a sense of capacity building between Council and the Community Group to carry out the services and that Council staff would then step away from the daily routine associated with site whilst still giving direction and support where needed.

Councillor Ashton asked what the saving is to Council by entering into the Service Level Agreement and requested that this information be forwarded into the ongoing discussions in relation to rates.

The Strategic Director of Communities and Place (SD: C&P) advised that this was not a monetary saving as there is not a dedicated resource to the site but that the officer has highlighted that there is a team who looks after the entire estate and that as additional sites come on board this resource is spread thinner. The SD: C&P advised that Service Level Agreements are helping to ease some of these pressures so it is not that there is a dedicated resource to this site which will be freed up but rather that capacity can be increased across the estate.

Councillor Ashton asked if Council is actually increasing its costs is a saving not being made.

The AD: HL&W advised that there is a budget allocation within revenue budgets tracking back to Council's five year outdoor recreation plan and that this cost is within the budget associated with the plan.

Resolved That it be recommended to Council to enter into a Service Level Agreement with Protect Slieve Gallion to provide on-site support services on a daily basis equating to 12 hours per week, 7 days per week on a flexible rota at an approx. cost of £123.60 per week/ £6427.20 per annum. This is for the period February 2023 – March 2023, thereafter annually. This will be reviewed for effectiveness and extension in line with other annual Service Level Agreements in support of Council's leisure and outdoor recreation services.

D011/23 Drumcairne and Derrynoyd Funding Opportunities

The Assistant Director of Health, Leisure and Wellbeing (AD: HL&W) presented previously circulated report which provided an update on the development project at Drumcairne and Derrynoyd Forests and sought approval to enter into a lease agreement with Forest Service Northern Ireland (FSNI) in respect of the carpark and terrace garden area within Drumcairne Forest.

Councillor Kerr stated he was happy to propose the recommendation and it was good to see more Council involvement in the Drumcairne Forest project.

Councillor Doris asked how long the lease is for.

The AD: HL&W advised that the lease will be for 25 years with an option to extend. The AD: HL&W advised that if Members agree the recommendation tonight then the lease agreement will be presented at January Council for sealing.

Councillor Doris asked if there was an update in relation to Cappagh/Altmore Forest.

The AD: HL&W advised that procurement documents were being released tomorrow that will be seeking quotations to appoint an ICT team to bring forward designs on the Cappagh/Altmore project. The AD: HL&W advised that it is hoped the ICT team will be appointed during February and further to this there will be further community engagement.

Councillor Wilson asked if the lease rental figure of £500 is for the 25 years or if this charge can be raised throughout the term of the lease. The Councillor also asked who is responsible for the maintenance of the car park.

The AD: HL&W advised that £500 is a fixed rental figure, payable each year, for the 25 year term of the lease but that this will be subject to review should an extension to the lease be invoked. The AD: HL&W advised that the work being done at Drumcairne will require minimal inspections/maintenance and it is believed the maintenance can be delivered within existing resources.

Councillor Corry asked when it is envisaged work will begin.

The AD: HL&W advised that it is hoped contractors will be on site before the end of the January and that due to nature of funding it is hoped that works will be completed by end of March however there is a degree of flexibility with the funder.

Councillor Corry stated that the Park Run at Derrynoyd is becoming more popular and that users are looking forward to the having the paths fixed and works completed.

Councillor Kerr advised that an environmental activist had been in contact with him in relation to the planting of trees, specifically the Hazel, which is an ancient native tree to Ireland. The Councillor advised that the person contacting him has started a campaign to plant Hazel trees in all 32 counties of Ireland and proposed that officers make contact with this person to see if it can assist in bringing her aspirations to fruition in Mid Ulster and the counties within the Council area. Councillor Kerr stated that he was aware of other Councils who have become involved in the project and it may be positive for this Council to create links in order to boost tourism.

The Chair, Councillor Clarke advised that contact could be made in relation to the Hazel planting project.

Resolved That it be recommended to Council to enter into a lease agreement with FSNi in respect of lands around the carpark and terrace garden in Drumcairne Forest and to agree to pay the £500 annual rental.

D012/23 Economic Development Report - OBFD

The Assistant Director of Economic Development, Tourism & Strategic Programmes (AD: EDT&SP) presented previously circulated report to update on key activities as detailed below:

- Outdoor Information Touch Screen – Coalisland Town Centre
- Signing of Tourist Attractions and Facilities
- Nordics B2B Workshop
- Sperrins AONB Management Plan

Councillor S McGuigan joined the meeting at 7.49 pm during presentation of the above report.

The Chair, Councillor Clarke advised that it is now 55 years since the Sperrins was declared an AONB and yet it is the last to have a management plan. Councillor Clarke stated it was good to see a Sperrins AONB Management Plan being put in place and funding to go along with it and that this is a move in the right direction.

Councillor Wilson asked if there was previously monies approved to carry out a scoping exercise in relation to brown signage and if that was the case he further asked if the report had been brought forward. The Councillor stated that at the time he had asked that the scoping exercise look at what signage there is currently but also what signage is not there.

The AD: EDT&SP advised that an organisation has been appointed to carry out a study in relation to brown signage. It was advised that the work is ongoing and it is anticipated that the initiative will be completed by end of March 2023 and that further to this a report will be brought back to Committee for consideration.

Councillor Wilson proposed that the Council invite the Chief Executive of Tourism NI to a meeting to discuss the issues in relation to brown signage within the Council area.

Councillor Wilson referred to the Nordics B2B Workshop and stated that he appreciated that these trips be looked at but asked what the criteria is for attending. The Councillor stated that Tourism NI go to a number of locations across the world and that Council has in this case, picked to go to Copenhagen, and that whilst he was not saying the Council should not attend costs needed to be looked at.

Councillor Kerr proposed the report recommendations and welcomed the touchscreen being located in Coalisland.

Councillor Quinn seconded Councillor Wilson's proposal to invite the Chief Executive of Tourism NI to Council to discuss brown signage as he felt there is a greater need for this signage in rural areas. Councillor Quinn further seconded Councillor Kerr's proposal to adopt the report.

Councillor Doris stated she sat on the Tourism Development Group and that the issue of brown signage is something the group has been pushing for at least three years and it was good to see there is now some movement on the issue.

Councillor Doris asked if Irish will be included on the touchscreen to be located in Coalisland.

The AD: EDT&SP advised that the touchscreen replicates the content of the Council website and data in relation to visitor information and whats on etc is channeled through to the touchscreen similar to those already installed in Cookstown, Dungannon and Magherafelt.

Councillor Burton stated that the issue of brown signage can be difficult for people trying to run tourism businesses in a rural setting and that the criteria to acquire the signage is a major part of the issue. The Councillor stated that it was her understanding that the criteria for brown signage has not be updated for a long time and that if the Chief Executive of Tourism NI is being invited to Council then officers dealing with tourism businesses should also be included in the meeting to outline the difficulties businesses are experiencing. Councillor Burton stated that this issue is raised on a regular basis and that change needs to come to support businesses.

Resolved That it be recommended to Council –
Outdoor Information Touch Screen – Coalisland Town Centre –
To approve the purchase and installation of one visitor information kiosk to be located within Coalisland town centre.
Signing of Tourist Attractions and Facilities –
That the Council Chair write to Tourism NI to express concern in relation to the current policy and procedures for acquiring brown signs and invite the Chief Executive of Tourism NI to meet with Members to discuss the issue.
Nordics B2B Workshop -
To approve attendance of Council's Tourism Manager at the Nordics B2B Workshop in Copenhagen from 15 to 17 February 2023 for the discounted fee of €325 excluding VAT. In addition, Council to also pay for additional costs related to the Officer's flights/travel, accommodation and any meals outside of those offered as part of the event.
Sperrins AONB Management Plan -
To accept the letter of offer, if the Sperrins Partnership application to DAERA's Environment Fund Strategic Strand 2023-2028 is successful. Members will be kept up to date on developments in relation to the management plan. If there are any additional financial requirements, these will be brought back to Council for consideration.

Matters for Information

D013/23 Minutes of Development Committee held on 7 December 2022

Members noted Minutes of Development Committee held on 7 December 2022.

Councillor Kerr referred to item D196/22 and stated he was still awaiting an update in relation to Ardnaskea/Kings Row flooding and that he was disappointed that a

meeting had not yet taken place. The Councillor also asked for an update in relation to the Gortgonis project.

The Strategic Director of Communities and Place (SD: C&P) advised that there was no further update in relation to the Gortgonis project and that future updates will be brought to the Policy and Resources Committee.

Councillor Doris asked if there was an update in relation to the recruitment of lifeguards as she was still receiving calls stating that children cannot access swimming lessons.

The Assistant Director of Health, Leisure and Wellbeing (AD: HL&W) advised that a recruitment exercise was carried out during December and that some interviews have been held with some still to be held this month. The AD: HL&W advised that some job offers have been made and that those people are going through pre employment checks but that it will probably still be a number of weeks before the results of the recruitment exercise yields results however he was glad to say there had been huge interest shown in the recruitment process.

D014/23 Draft Age Friendly Strategy and Action Plan

Members noted previously circulated report which provided an update on the progress of the Ageing Well Initiative and also provided a draft of the Mid Ulster District Council Age Friendly Strategy and Action Plan prior to the launch of the public consultation.

Councillor Corry thanked the Age Friendly Co-Ordinator for the amount of work done to date in bringing forward the draft Age Friendly Strategy and Action Plan.

D015/23 Economic Development Report - OBFI

Members noted update on key activities as listed below:

- Tourism Development Group Minutes – 7.9.22
- Coalisland Town Centre Forum Minutes – 7.2.22
- Mid Ulster Enterprise Week 2022 – Evaluation
- Mid Ulster Labour Market Partnership

Live broadcast ended at 8.05 pm.

Local Government (NI) Act 2014 – Confidential Business

Proposed by Councillor Wilson

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 D016/23 to D018/23.

Matters for Decision

- D016/23 COVID Recovery Small Settlement Regeneration Programme
- D017/23 UK Shared Prosperity Fund Economic Inactivity Competition – Requests for Support

Matters for Information

- D018/23 Confidential Minutes of Development Committee held on 7 December 2022

D019/23 Duration of Meeting

The meeting commenced at 7pm and concluded at 8.18 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:-

- o 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
- o Keep your video on at all times, unless you have bandwidth or internet connection issues, where you are advised to turn your video off
- o 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
- o 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
- o When invited to speak please introduce yourself by name to the meeting
- o 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
- o If referring to a specific report please reference the report, page or slide being referred to
- o 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.

Report on	Conferences, Seminars & Training
Date of Meeting	26 January 2023
Reporting Officer	Joseph McGuckin, Head of Strategic Services & Engagement
Contact Officer	Eileen Forde, Member Support Officer

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

1.0	Purpose of Report
1.1	Provide an update on seminars and conferences received. To seek approval for (i) elected member attendance and the payment of registration/ attendance fees and associated costs, as incurred and, (ii) council officer approvals.
2.0	Background
2.1	Costs associated will be set against 2022-23 member Conference, Seminar and Training allocations.
3.0	Main Report
3.1	Approval for Consideration of Attendance by Elected Members There are no conferences presented this month.
3.2	Officer Approvals There are occasions when it is beneficial to the council for Officers to attend conferences and seminars. Approval for attendance as detailed in Appendix 1 to this report is sought.
4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications Financial: Costs to be set against Members 2022/2023 conference/seminar/training allocation. Any costs incurred above annual allocation to be incurred by Member

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

Approval – Conferences – January 2023

Approval – Conferences

Details of Conferences	Service/ Directorate	No. Attending	Cost	Date	Location
Local Government Conference – Responding to Future Challenges	Chief Executive	1	£99	23 February 2023	Omagh
VAT Conference	Finance	1	£300+ vat	1 st March 2023	London

Report on	Consideration of Requests for Civic Recognition
Date of Meeting	Thursday 26 January 2023
Reporting Officer	J McGuckin, Head of Strategic Services & Engagement
Contact Officer	E Forde, Member Support Officer

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

1.0	Purpose of Report					
1.1	To consider approval of request(s) for civic recognition from members, in line with council's current <i>Civic Honour and Receptions Policy</i> .					
2.0	Background					
2.1	All requests for recognition are to be submitted with Democratic Services using the pro-forma, <i>Request for Civic Recognition: Civic Honour & Civic Reception</i> . Requests for recognition are reviewed against the categories and associated criteria contained within the policy as detailed at 2.2.					
2.2	<p><u>Recognition</u></p> <ul style="list-style-type: none">Civic Honour: recognition will be permissible when the following has been achieved at an All-Ireland, European, International, or National level:<table><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><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>	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						
Appendix A details those requests received for recommendation to and approval by council. The request have been categorised in line with the current policy.						

3.0	Main Report
3.1	Implementation of the policy allows the Council in acknowledging the achievements of organisations and persons from the district, as put forward by members. Recognition requests received from Members have been categorised, details of which are set out within appendix A to this report.
3.2	In relation to the Civic Honour nomination previously agreed for Philomena Begley Members are asked to note that the nomination will be treated as a group nomination as outlined in 5.3.4 of the policy.
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: January 2023 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
Jack Burrows	Irish Mini Bike Championship 2022	Cllr Wilson	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:
Joe Quinn	Martha Beatty Memorial Ulster Championship 140 class pit bike	Cllr Wilson	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:
Lewis Mullen	Ulster Junior Elite Champion 2022	Cllr Wilson	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:
Galbally GAC	Won Ulster Immediate Title	Cllr Kerr Cllr Monteith Cllr S McGuigan Cllr N McAleer	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:
Alice Mackle	National Library Poetry Aloud Junior Category	Cllr Kerr Cllr Monteith	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:
Owen Lucas	Deborah Voigt Opera Prize and the NI Opera Young Opera Voice of 2022	Cllr Colvin	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:

RBF Cosmetics Email 13.12.22	Won Mighty Women in Fastest New Business & Growing Sales Platform at Mighty Women Awards 2022	Cllr Kerr	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:
St Mary's Grammar School Magherafelt	Dankse Bank – Casement Cup Hurling Title	Cllr McFlynn Cllr Kearney Cllr Totten Cllr Clarke Cllr S McPeake Cllr D McPeake Cllr Corry Cllr Milne Cllr Elattar Cllr B McGuigan	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:
Kristen Nugent	Springboard FutureChef NI Competition – North's Best Young Chef	Cllr Kerr	<ul style="list-style-type: none"> Won Competition at National Level 	For: Not Applicable Date:

Report on	Consultations notified to Mid Ulster District Council
Date of Meeting	26 January 2023
Reporting Officer	Joseph McGuckin, Head of Strategic Services & Engagement
Contact Officer	Ann McAleer, Corporate Policy and Equality Officer

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

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, statutory agencies 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 as well as noting the attached submitted response.
6.0	Documents Attached & References
	Appendix A: Details of Current Consultations

Appendix A: Details of Current Consultations

Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department of Health	Autism Strategy 2023-2028	This consultation relates to proposed key priorities for the next Autism Strategy 2023-2028 which will be published in Spring 2023.	8 March 2023	No
	Link to Consultation	https://www.health-ni.gov.uk/consultations/autism-strategy-2023-2028-consultation		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)?		Yes (TBC)	
Organisation	Consultation Title	Issue	Closing Date	Response Currently Being Developed
Department for the Economy	Draft Offshore Renewable Energy Action Plan	To deliver on its Energy Strategy, the Department for the Economy (DfE) has published its intention to develop an action plan to deliver 1GW of offshore wind by 2030 in the Energy Strategy Action Plan 2022. The Draft OREAP sets out the direction for planning, licensing, consenting and the development of offshore renewable energy in Northern Ireland.	16 March 2023	No
	Link to Consultation	https://www.economy-ni.gov.uk/consultations/draft-offshore-renewable-energy-action-plan		
	Delegated Authority required to be granted to a Committee if Council agrees that a response should be made (where an extension is not given)?		Yes (March Environment Committee)	

Report on	Correspondence to Council
Date of Meeting	Thursday 26 January 2023
Reporting Officer	J McGuckin Head of Strategic Services & Engagement
Contact Officer	E Forde, Members Support Officer

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

1.0	Purpose of Report
1.1	Provide an update on correspondence received for attention of Council.
2.0	Background
2.1	This paper refers to correspondence to be brought to the attention of Council. Items are referred to in 3.0 below.
3.0	Main Report
3.1	<p>Correspondence from Newry, Mourne and Down District Council</p> <p>The Chief Executive has received correspondence from Newry, Mourne and Down District Council requesting consideration of a motion carried by them in relation to Workers Legal Rights to Tips. Refer to Appendix A</p>
3.2	<p>Correspondence from Northern Ireland Environment Agency</p> <p>The Chair received a response from NIEA following Council's request for a meeting regarding impact of delays in NIEA consultee response times. A meeting is scheduled for early February. Refer to Appendix B.</p>
3.3	<p>Correspondence from Northern Ireland Water</p> <p>The Chair has received a response from NI Water regarding the request for a meeting to discuss Wastewater Investment in Mid Ulster. Council is currently awaiting confirmation of meeting date. Refer to Appendix C</p>
3.4	<p>Correspondence from Department of Health</p> <p>The Chair has received a response from Permanent Secretary of Department of Health regarding the motion carried by council to call for free car parking at hospital sites for health care workers. Refer to Appendix D</p>
3.5	Correspondence from Northern Ireland Water

	<p>The Chair has received response regarding Council's request to re-engage regarding Telecommunications Mast at Castlehill, Dungannon. Refer to Appendix E</p>
3.6	<p>Correspondence from Department of Health</p> <p>The Chief Executive has received correspondence from Department of Health regarding the development an Integrated Care System for Northern Ireland with a planned implementation date of April 2024, subject to legislative provision. Refer to Appendix F.</p>
3.7	<p>Correspondence from Department for Levelling Up Housing and Communities</p> <p>The Chief Executive has received correspondence from Department for Levelling Up Housing and Communities advising that the funding application for 'Maghera Regeneration Project' (LUF20478) has been successful. Refer to Appendix G.</p>
4.0	Other Considerations
4.1	Financial, Human Resources & Risk Implications
	Financial: not applicable
	Human: not applicable
	Risk Management: not applicable
4.2	Screening & Impact Assessments
	Equality & Good Relations Implications: not applicable
	Rural Needs Implications: not applicable
5.0	Recommendation(s)
5.1	That Council notes and considers, as necessary, the correspondence received.
6.0	Documents Attached & References
	<p>Appendix A: Newry Mourne and Down District Council</p> <p>Appendix B: Northern Ireland Environment Agency</p> <p>Appendix C: Northern Ireland Water</p> <p>Appendix D: Department of Health</p> <p>Appendix E: Northern Ireland Water</p> <p>Appendix F: Department of Health</p> <p>Appendix G: Department for Levelling Up Housing and Communities</p>

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Marie Ward
Chief Executive



Our ref: C/207/2022

12 December 2022

Dear Chief Executive

Re: Notice of Motion – Workers Legal Rights to Tips

At a Meeting of Newry, Mourne and Down District Council held on 5 December 2022 the following motion was agreed:

"It was agreed that Newry Mourne and Down District Council calls upon the extension of laws that are being proposed at Westminster giving workers a legal right to their tips be extended here to Northern Ireland. If this Motion is adopted, we write to the other ten local authorities seeking their support and also to the Permanent Secretary at the Department of the Economy and the relevant Minister at Westminster strongly urging that the legislation in Northern Ireland be brought into line with Great Britain and the Republic of Ireland as a matter of urgency".

Members fully supported the Motion and agreed it would be a positive step towards improving the rights and entitlements of lower paid workers.

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

Yours faithfully

Marie Ward
Chief Executive



Chief Executive's Office
Klondyke Building
Cromac Avenue
Gasworks Business Park
Malone Lower
Belfast
BT7 2JA

Telephone: 028 9056 9210

Your Reference: C227/22
Our reference: CEQ 45/22

Cllr Cora Corry
Mid Ulster District Council

16 December 2022

Dear Cllr Corry

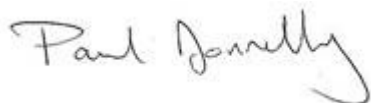
Impact of delays in NIEA consultee response times

Thank you for your letter of 2 December 2022 and your invitation to discuss the impact delays in NIEA consultee response times are having on development initiatives in Mid Ulster District.

I am pleased to accept your invitation and would ask your officials to contact my office either via email at paul.donnelly@daera-ni.gov.uk or by telephone at **028 9056 9210** where my secretary will be happy to make the necessary arrangements.

I look forward to meeting with Council members to discuss these issues.

Yours sincerely



PAUL DONNELLY
Chief Executive

Sustainability at the heart of a living, working, active landscape valued by everyone.



An Agency within the Department of
**Agriculture, Environment
and Rural Affairs**
www.daera-ni.gov.uk



**INVESTORS
IN PEOPLE**

Northern Ireland Water

PO Box 1026

Belfast

BT1 9DJ

www.niwater.com

Tel: 0345 7440088



Eileen.forde@midulstercouncil.org

19 December 2022

Dear Cora

Re: Your ref: C235/22 – NI Water wastewater investment in Mid Ulster

Thank you for your letter dated 2 December 2022 reference above.

Further to the meeting our Head of Investment Management Steve Blockwell had with the Council in March 2022 about related matters, NI Water would be happy to arrange a further meeting in the New Year, to further discuss and update.

Steve's current commitments preclude January and early February, but if a date from the week commencing 20 February 2023 onwards would suite, please let us know and we will confirm the arrangements.

I hope you find this response helpful at this stage.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Sara Venning', with a stylized flourish at the end.

Sara Venning
Chief Executive

**From the Permanent Secretary
and HSC Chief Executive**



Councillor Cora Corry

By email

Eileen.Forde@midulstercouncil.org

Castle Buildings
Upper Newtownards Road
BELFAST, BT4 3SQ

Tel: 02890520559

Email: peter.may@health.ni.gov.uk

Our ref: SCORR-0510-2022

Date: 4 January 2023

Dear Ms Corry

Thank you for your e-mail correspondence of 19 December 2022 in relation to the outcomes of the Mid Ulster District Council December meeting and in particular the provision of free car parking to health care workers.

The current cost of living crisis impacts on us all and the Department recognises the financial pressures and budgetary uncertainty facing our health service.

The Department's current policy on car parking provision and management in the Health and Social Care (HSC) sector for Northern Ireland was published in 2012 and sets the direction for car park management, including charging.

The policy states that it is for each Health and Social Care Trust (HSCT) to determine the way that the car parking policy is applied to each of their sites, to enable them to take into account local issues.

The Department is facing a substantial funding gap in its current and future years financial position, and given existing financial commitments, at present the Department does not have funding to absorb the loss of revenue from the abolishment of car parking charges.

Revenue generated from car parking charges is used by Health and Social Care Trusts (HSCTs) to pay for the significant costs associated with car park maintenance and security. Without this income, funding currently used for the care and treatment of patients would have to be diverted to keep car parks operational.

In March 2022, the NI Assembly agreed the Hospital Parking Charges Act NI (2022) which will prohibit the charging for car parking at a hospital, for staff, patients, and visitors, from May 2024. <https://www.legislation.gov.uk/nia/2022/24/contents/enacted>

The Department is currently working with HSCTs to identify the best way to operationally implement the new legislation as proper consideration needs to be given to what alternative arrangements will be put in place to manage and control spaces in hospital car parks, once charges are abolished.

Yours sincerely



PETER MAY
PERMANENT SECRETARY

Northern Ireland Water
PO Box 1026
Belfast
BT1 9DJ
www.niwater.com



Tel: 0345 7440088

Eileen.forde@midulstercouncil.org

13 January 2023

Dear Cora

Re: NI Water telecommunications mast in Dungannon

Thank you for your letter dated 19 December 2022, reference the NI Water Telecommunications Mast, Dungannon, further to our previous correspondence.

As discussed previously, the mast provides a vital service to PSNI and blue light emergency services which include the ambulance and fire service. They are dependent on the position of the Mast to service the local community, as are the mobile operators supporting the communities in Dungannon and surrounding area for personal and business purposes.

However, I recognise the Council's ongoing concern about the visual impact of the mast and note your request to make a presentation to the Board of NI Water. In the first instance I have asked for a senior colleague to undertake a review this matter by the end of this month. I will revert to you early in February with next steps.

I hope you find this response helpful at this stage, and please do not hesitate to contact us again, with any further queries in the meantime.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Sara Venning', with a stylized flourish at the end.

Sara Venning
Chief Executive

Via email

Chief Executives of HSC Trusts
 Chief Executive PHA
 Chief Executive NI Ambulance Service
 Chair 3rd Sector Steering Group
 Co-Chairs Service User & Carer Workstream
 Council Chief Executives
 LCG Chairs
 Chair NIGPC
 Chair RCGP
 Chief Executive CPNI

Strategic Planning and Performance Group

ICS NI Directorate, Department of Health
 Annex 3 Castle Buildings
 BELFAST, BT4 3SQ

Tel: 028 9052 0596 | EXT: 20596

Email: martina.moore@health-ni.gov.uk

Tel: 028 9536 1066

Email: paul.cavanagh@hscni.net

Date: 17th January 2023

Dear Colleagues,

INTEGRATED CARE SYSTEM TEST

As you will be aware work is currently underway to develop an Integrated Care System for Northern Ireland with a planned implementation date of April 2024, subject to legislative provision. ICS NI is a collaborative planned model for HSC services which will see the creation of five Area Integrated Partnership Boards in each of the HSC Trust geographical areas with responsibility for planning local services to meet local needs. [Integrated Care System NI - Draft Framework](#) It is proposed that the AIPBs will bring together key stakeholders from within the HSC, Community Planning Partnerships, the Voluntary and Community Sectors as well as service users and carers.

Taking into account the recognised complexity in developing an integrated care model, the importance of partnership working and the time required to build relationships both within and across sectors, the decision has been taken to implement ICS test sites over the coming year commencing in April 2023.

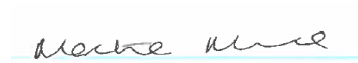
This will be an opportunity to examine the approach of the ICS model from the perspective of the place-based partnership, exercising the operational capability of the Pilot AIPB from a population health focus. It will include the ability to establish connections at local and community level; analyse population need; understand the process for agreeing local services; and assessing the governance and accountability of such. The Pilot AIPB membership will be solely for testing purposes, prior to the finalisation of regulations detailing the membership and appointment process.

The intention is to establish shadow AIPBs across all five HSC trust geographical areas, with initial roll-out commencing in the Southern Area. The readiness to establish the follow-on shadow boards will be determined by a Regional Working Group, which will be established to oversee the implementation. They will ensure involvement and collaboration across all geographic areas of the region, with representation from the range of professionals and sectors which will form the partnerships. A letter will follow outlining the purpose of the Regional Working Group and a request for nominations for involvement where required.

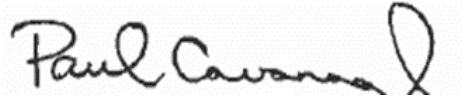
As outlined above, the establishment of the shadow AIPBs will provide us with an important opportunity to test all aspects of the design including the impacts both internally and externally and we would be grateful for your commitment to this initiative.

We thank you for your continued support of the ICS NI Programme and will continue to provide updates. In the meantime, please feel free to submit any specific queries regarding the ICS test or alternatively if you wish to discuss in person please contact us at ICSPMO@health-ni.gov.uk .

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Martina Moore', is positioned above a light blue horizontal line.

Martina Moore
Programme Director ICS NI

A handwritten signature in black ink, appearing to read 'Paul Cavanagh', is positioned above a light grey horizontal line.

Paul Cavanagh
Director of Planning and Commissioning



Department for Levelling Up,
Housing & Communities

Dehenna Davison MP
Minister for Levelling Up
2 Marsham Street
London
SW1P 4DF

Email: levellingupfund@levellingup.gov.uk

Adrian McCreesh
Adrian.McCreesh@midulstercouncil.org

19th January 2023

Dear Adrian McCreesh,

Levelling Up Fund: Round Two outcome

Thank you for submitting an application to the Levelling Up Fund. I know how much time and effort is spent in drawing up local bids, and am incredibly grateful to you for taking part and applying for the second round.

I am delighted to inform you that you have been successful in your Levelling Up Fund application for 'Maghera Regeneration Project' (LUF20478) and will be awarded £9,058,971. This funding is subject to satisfactory compliance with the appropriate subsidy control regime requirements.

You submitted a strong application, which performed well against our assessment criteria, and I was pleased to hear about the projects that you plan to deliver with this investment. I appreciate the hard work that went into the application and am very keen, as I am sure you are, to get delivery and spend underway quickly. Officials will be in contact shortly with your officers to discuss the next steps in the process.

Congratulations once again, and I look forward to working closely with you over the coming months, to make sure that your Levelling Up Fund investment is a success.

With every good wish,

DEHENNA DAVISON MP