

Meeting Pack

Derry City and Strabane District Council

Dear Member of Derry City and Strabane District Council

You are hereby summoned to attend the monthly meeting of **Derry City and Strabane District Council** to be held in the Council Chamber, Guildhall, Derry, on Thursday 23 November 2017 at 4.00pm.

Yours faithfully



John Kelpie
Chief Executive

AGENDA

- 1 Notice and Summons of Meeting**
- 2 Webcasting Notice**
- 3 Apologies**
- 4 Declarations of Members' Interests**

Open for Decision

- 5 Chairperson's Business**
- 6 Confirmation of the Open Minutes of the Meeting of the Derry City and Strabane District Council held on Thursday 26 October 2017 (Pages 1 - 18)**
- 7 Matters Arising**
- 8 Adoption of the Open Minutes of the following Committees**

- a Monthly Governance and Strategic Planning Committee held on Tuesday 7 November 2017** (Pages 19 - 30)
- b Monthly Planning Committee held on Wednesday 8 November 2017** (Pages 31 - 46)
- c Monthly Assurance, Audit and Risk Committee held on Thursday 9 November 2017-** (Pages 47 - 52)
- d Monthly Business and Culture Committee held on Friday 10 November 2017** (Pages 53 - 64)
- e Monthly Environment and Regeneration Committee held on Wednesday 15 November 2017** (Pages 65 - 82)
- f Monthly Health and Community Committee held on Thursday 16 November 2017** (Pages 83 - 102)

Open for Information

9 Notices of Motion

Councillor Logue to Move:

Go n-aithníonn an Chomhairle seo tiomantas na saoránach sa cheantar seo do chearta an duine, agus dá bhrí sin, go dtacóidh sí leo siúd a bhfuil fiosrúchán poiblí atá comhlíontach maidir le cearta an duine á lorg acu faoi líomhaintí faoi obair éagantais, choinneáil threallach, spídiúlacht agus faoi leanaí in iarAonaid mháithreacha agus pháistí a cuireadh i dtreo na huchtaithe go mídhleathach sa cheantar seo agus ar fud na Sé Chontae.

This Council recognises the citizens of this districts commitment to human rights and will therefore support those seeking a human rights-compliant public inquiry into allegations of forced labour, arbitrary detention, ill treatment and the illegal adoption of babies in former mother and baby homes in this district and across the North.

Councillor Cusack to Move:

This council notes that the assessment for Personal Independence Payment is causing severe stress to those most in need of support; calls for urgent intervention to address serious concerns about the operation of the new PIP regime including reports of the Capita assessment process being degrading and

humiliating; Commits to writing to the Permanent Secretary of the Department for Communities calling on him to instigate an urgent review of the PIP Assessment process and to give consideration to further exemption rules.

Councillor Carlin to Move:

"In the aftermath of the intimidation of families from a shared housing development in Cantrell Close Belfast that this Council acknowledges the recent statement by the six main party leaders pledging their support for 'citizens to live in a society without fear of intimidation, free from sectarianism and condemn all forms of sectarianism, intolerance and threats of violence'.

That this Council also affirms the principle of the Good Friday Agreement which promised to citizens 'the right to choose one's place of residence' and the 'right to freedom from sectarian harassment' and pledges its support for;

- * The right to employment free from sectarian discrimination, intimidation and attack.
- * The right to housing and to live in your home free from sectarian attack, intimidation or any other discrimination.
- * The right to free association, recreation and to socialise at places of choice free from sectarian attack, intimidation or other discrimination.
- * The right to practice religious faith and worship free from sectarian attack, intimidation or other discrimination.
- * The duty to report or challenge sectarian speech, attack, intimidation, or other discrimination when or heard".

Rún Frithsheicteachais chuig an Chomhairle

"I ndiaidh an imeaglaíthe a rinneadh ar theaghlach i bhforbairt chomhroinnte tithíochta i gClós Cantrell i mBéal Feirste, go n-aithníonn an chomhairle seo an ráiteas is déanaí ó na seisear ceannairí ar na príomhpháirtithe agus iad ag geallúint a dtacaíochta le 'go mbeidh gach saoránach in ann maireachtáil sa tsochaí gan aon fhaitíos roimh an imeaglú, saor ó sheicteachas, agus go ndéanaimid gach cineál seicteachais, éadulaingthe, agus bagairtí foréigin a cháineadh'.

Go ndeimhníonn an chomhairle seo prionsabal Chomhaontú Aoine an Chéasta, a gheallann do shaoránaigh 'an ceart a bheith in ann a n-áit chónaithe a roghnú gan bac gan constaic' agus 'an ceart a bheith saor ó aon chiapadh seicteach' agus geallann sí a tacaíocht do;

- An ceart chun fostaíochta saor ó aon leithcheal, aon imeaglú agus aon ionsaí seicteach.
- An ceart chun tithíochta agus cónaí a dhéanamh i do theach féin saor ó ionsaí, imeaglú nó aon leithcheal seicteach eile.
- An ceart chun saor-chomhcheangail agus fóillíochta, agus chun comhlúadar a

dhéanamh i do rogha áite saor ó ionsaí, imeaglú nó aon leithcheal seicteach eile.

- An ceart chun creideamh reiligiúnach nó gníomh adhartha a chleachtadh saor ó ionsaí, imeaglú nó aon leithcheal seicteach eile.

- An ceart chun dúshlán a thabhairt d'aon ghníomh seicteach, bíodh sin i bhfoirm óráide, ionsaí, imeaglú nó aon leithcheal eile nuair a tchítear é, nó nuair a chluintear é, agus an ceart chun sin a thuairisciú.

Councillor Tierney to Move:

This council notes with concern the recent increase in shootings in Derry, condemns those responsible for such attacks and commits to meeting with those statutory partners including the PSNI to discuss a way forward to stop this criminality on our streets.

Councillor Fleming to Move:

Given the crucial EU Council meeting on 14th/15th December, this Council calls on the EU 27 to ensure that the British Government proposals on Brexit leads to no hardening of Britain's border in Ireland, that the Good Friday Agreement is protected in all of its parts and that there is no regression in the rights of the people of this Council region.

The best way to do this would be through Designated Special status for the north of Ireland within the EU.

This Council calls on the EU 27 to hold to this position and if the British Government do not deliver on these issues then sufficient progress will not have been met and the negotiations cannot move on to the future relations between the EU and British Government.

Calls on the Council to write to each Head of Government of the EU 27, including the Taoiseach, on behalf of the people of this border Council area who will be drastically affected by any hard border as a result of Brexit.

Ós rud é go mbeidh cruinniú ríthábhachtach de Chomhairle an AE ar an 14ú/15ú Nollaig, glaonn an Chomhairle seo ar an 27 mball den AE cinnte a dhéanamh de nach dtarlaíonn cruachan ar theorainn na Breataine in Éirinn de bharr moltaí Rialtas Shasana ar Bhrexit, go gcosnaítear gach cuid de Chomhaontú Aoine an Chéasta agus nach mbeidh cúlú ar bith i gcearta mhuintir réigiún na Comhairle seo.

Is í an dóigh is fearr chun seo a dhéanamh ná trí Stádas Ainmnithe Speisialta do thuaisceart na hÉireann taobh istigh den AE.

Glaonn an Chomhairle seo ar an 27 mBall den AE cloí leis an seasamh seo agus mura ngéillfidh Rialtas Shasana ar na hábhair seo, ní bheadh go leor dul chun cinn déanta le go bhféadfaidh an chaibidlíocht dul ar aghaidh chuig an chaidreamh idir an AE agus Rialtas Shasana sa todhchaí.

Glaitear ar an Chomhairle scríobh chuig gach Ceannaire Rialtas den 27 mball den AE, an Taoiseach san áireamh, thar cheann mhuintir cheantar teorainn na

Comhairle seo a gcuirfear isteach go millteanach orthu ag teorainn chrua ar bith mar gheall ar Bhrexit.

10 Correspondence (Pages 103 - 108)

11 Seal (Pages 109 - 110)

22 November 2017

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Derry City and Strabane District Council

Minutes of Monthly Meeting of Derry City and Strabane District Council held in the Council Chamber, Guildhall on Thursday 26 October 2017 at 4.00pm.

Present:- Councillor M McHugh (Mayor) (in the Chair); Aldermen Bresland, Devenney, M Hamilton, R Hamilton, Hussey, Kerrigan, Mc McClintock, Ramsey, Thompson and Warke; Councillors Boyle, Campbell, Carlin, Carr, Cooper, Cusack, Donnelly, Duffy, Fleming, Gallagher, Gardiner, Hassan, Hastings, Jackson, C Kelly, D Kelly, Logue, McGinley, R McHugh, McKeever, McKnight, McMahan, O'Reilly, Reilly, Robinson and Tierney.

In Attendance:- Chief Executive (Mr J Kelpie), Director of Environment and Regeneration (Mrs K Philips), Director of Business and Culture (Mr S Gillespie), Lead Legal Services Officer (Mr P Kingston), Head of Community Development and Leisure (Mr B O'Hagan), Lead Democratic Services and Improvement Officer (Ms Ellen Cavanagh) Democratic and Services Officer (Mrs S Maxwell) and Committee Services Assistant (Mrs T Johnstone).

C275/17 Notice and Summons for Meeting

The Chief Executive read the Notice and Summons for the Meeting.

C276/17 Member Attendance and Apologies

Apologies were received from Councillors Dobbins, P Kelly and McGuire.

C277/17 Webcast Announcement by the Mayor

The Chief Executive on behalf of the Mayor read the Webcast Announcement for the Meeting.

C278/17 Declaration of Members' Interests

There were no declarations of interest.

Open For Decision

Chairperson's Business

C279/17 City Centre Attack

The Mayor expressed his condemnation at the recent attack in the City where a man had been left with serious injuries. He stated that this was an issue that had raised its head once again over the last number of weeks which unfortunately had created an image that our City was unsafe. He reported that organisations were working with the PSNI to address this issue and he hoped that Mr Danny Payne had a full and speedy recovery.

C280/17 Passing of Mr Glenn Barr

The Mayor expressed his sympathies to the family of Mr Glenn Barr on their bereavement. He stated that Mr Barr was a person who had made a significant contribution to life in this City and beyond and extended his sincere condolences.

Alderman Thompson concurred with the Mayor's comments regarding the recent attack in the City centre. He stated that Council conveys a very clear message that those attacks must stop. He reported that Mr Payne had been a good Samaritan who attempted to stop an altercation, however he became a victim. He conveyed his thoughts and prayers to Mr Payne and his family and wished him a good recovery. Alderman Thompson expressed his condolences on the death of Mr Glenn Barr and proposed that Council send a letter of condolence to his family. He stated that Mr Barr had carried out a lot of work in the City and beyond and was instrumental, with the late Mr Paddy Doherty, in helping disadvantaged young people from both sides of the divide. He recognised Mr Barr's achievements towards the of the First World War battle centenary commemorations at Messines, Belgium.

Aldermen Devenney and Hussey with Councillor Reilly echoed the remarks made by the previous speakers and added that Mr Barr had embraced the work towards peace and reconciliation.

The Mayor reminded Members to refer to the correct title of address within the Chamber.

Alderman Thompson Proposed, seconded by Alderman Hussey

That this Council write a letter of condolence to the family of Mr Glenn Barr.

The proposal was put to a vote and was unanimously carried with 2 abstentions.

C281/17 Confirmation of the Open Minutes of the Monthly Meeting of Derry City and Strabane District Council held on Thursday 28 September 2017

The Minutes of Open Meeting of Derry City and Strabane District Council held on 28 September 2017 (C242/17-C267/17) were submitted.

Alderman Devenney Moved, Councillor Jackson Seconded, and the Council

Resolved that the above Minutes as amended be adopted as a true record of the Meeting

Matters Arising

C282/17 Flooding Incident Response (C250/17)

Alderman Devenney enquired if a date had been set for the planned meeting with the Statutory Agencies regarding an overview on events since the flooding incident, particularly from the Rivers Agency.

In response, the Chief Executive stated that Council had agreed to hold a multi-agency meeting with all of the agencies involved in the recovery operation. He reported that meetings would be held in Eglinton, Drumahoe and the rural areas which would be co-ordinated by Derry City and Strabane District Council and local community representatives to understand the specific issues that need to be addressed. He added that a further update would be provided to Members regarding the sequence of events.

Alderman Devenney thanked the Chief Executive for the update.

Councillor Gallagher reported that he had attended a recent meeting of Learmount Community Group where residents had ongoing issues with blocked gullies in Park Village. He stated that there had been assurances from the Roads Service that gullies would be cleared. He proposed that Council write to the Roads Service asking them to adhere to their guarantee to clear the gullies.

In response, the Chief Executive stated that he would action this matter. Alderman McClintock echoed Councillor Gallagher's comments regarding blocked gullies and reported that residents in Eglinton also had ongoing issues. She stated that Roads Service were inundated with requests as people were fearful of a similar incident reoccurring. Alderman McClintock then reported that following the recent visit by HRH the Prince of Wales, Prince Charles had agreed to consider the issues regarding insurance cover for businesses that had been affected in the flooding incident. She stated that in particular, a business that had been refused insurance, had the decision completely overruled with the insurers providing a full reimbursement. She then referred to the Business Emergency Recovery Group which would aid businesses that did not have full insurance cover.

The Mayor stated that Council had also identified additional sources which assisted people who did not have insurance cover, particularly those from small or single parent families. He acknowledged the work by the Council who ensured that assistance was available to those most in need.

Councillor O'Reilly referred to the comments regarding the areas of Drumahoe, Eglinton and the rural communities affected by the flooding and stated that other areas of the throughout the City had also been impacted. He asked that these areas be identified and their issues addressed.

In response, the Chief Executive stated that if there were any issues in other areas of the City, the information would be conveyed to the relevant agencies.

Councillor Donnelly reported that he had been contacted by an elderly resident whose home had been severely damaged in the flooding incident. He stated that she had applied for the £1,000 relief payment from the Council, however as the water had entered her home through the roof, she did not qualify for the payment. He added that the Northern Ireland Housing Executive were responsible for the repairs which was a long and arduous process. He enquired if Council could consider the circumstances as the flooding had caused significant damage to the property.

Councillors Logue and Cusack stated that they had also been contacted regarding this matter as there had been two properties damaged in the

area. They added that the community had assisted the residents but there were still ongoing issues.

The Chief Executive stated that he could not comment on individual cases and that the rules of the scheme was clear on eligibility. However, given the distress that many people had found themselves in, Officers had taken the most flexible view on those rules as possible. He added that any cases brought to the attention of Council would be considered, however they had to comply by the rules. He added that Officers would liaise with the Housing Executive and will provide an update to Members.

Councillor McKeever expressed his thanks to Council for all their hard work during and after the flooding incident and taking the lead role in organising assistance with other agencies.

Alderman Hussey acknowledged the interest shown by HRH, The Prince of Wales, and expressed his thanks to the Deputy Mayor for representing Derry City and Strabane District Council during the visit. He stated that there were Council facilities that required repair work, particularly Tullyally Community Centre, which was currently inoperative. He enquired if an update could be made available on when repairs would be carried out.

In response, the Chief Executive stated that an examination of Council facilities had been undertaken with the totality of the costs involved. He added that a report would be brought back to the relevant committee.

Alderman Hussey remarked on Members attendance at meetings. He asked that if Members were on other approved Council business, could this be reflected as a reason for non-attendance rather than being recorded as absent or as an apology. Alderman Hussey then referred to European Capital of Culture 2023 (C259/17) and stated that if he had attended the meeting he would not have supported the recommendation as he believed that Derry City and Strabane District Council had the strength to move forward on a single bid.

C283/17 Monthly Governance and Strategic Planning Committee held on Tuesday 3 October 2017

The Minutes of Monthly Governance and Strategic Planning Committee held on 3 October 2017 (GSP137/17-GSP147/17) were submitted.

Alderman Kerrigan Moved, Councillor McKeever Seconded and the Council

Resolved that the above Minutes be adopted as a true record of the Meeting.

Matters Arising from the Minutes

C284/17 Deputation – Education Authority (GSP140/17)

Councillor D Kelly stated that Mr McConkey, Education Authority, advised that the Education Authority (EA) had published a strategic plan which included proposals for the City and District. He enquired if they were working with Council on a corporate level to deliver their responsibilities under the Community Planning process. He expressed concern that if the EA signed off on this approach, that other strategic partners could draw up their own strategic plans separate from Council's Community Plan. He asked for clarification on this approach by the EA specifically with area planning. Councillor D Kelly further asked for confirmation that the EA were working meaningfully with the Council to deliver their plan or independently to deliver their services, completely detached from what Council envisaged as the future of education for the City and District.

In response, the Chief Executive stated that the Education Authority were mindful and were open with Council in their relationship to the wider Community Plan which they had contributed to, as well as the Community Planning process. He added that Council promoted corporate plans among the statutory partner agencies that were aligned to the Community Planning process. He advised that the concerns raised were conveyed to colleagues in the Education Authority.

C285/17 Monthly Planning Committee held on Wednesday 4 October 2017

The Minutes of the Planning Committee Meeting held on 4 October 2017 (P137/17-P148/17) were submitted.

Councillor Hastings Moved, Alderman Bresland Seconded and the Council

Resolved that the above Minutes be adopted as a true record of the Meeting.

C286/17 Monthly Assurance, Audit and Risk Committee held on Thursday 5 October 2017

The Minutes of the Planning Committee Meeting held on 5 October 2017 (P84/17-P93/17) were submitted.

Councillor McKeever Moved, Councillor Duffy Seconded and the Council

Resolved that the above Minutes be adopted as a true record of the Meeting.

C287/17 Monthly Business and Culture Committee held on Tuesday 10 September 2017

The Minutes of the Business and Culture Committee Meeting held on 10 October 2017 (BC187/17-BC206/17) were submitted.

As a matter of accuracy, Alderman Warke noted that Chairperson's Business (BC191/17) should have included the Northern Ireland football team.

Subsequently Councillor Hastings Moved, Councillor McMahon Seconded and the Council

Resolved that the above Minutes, as amended, be adopted as a true record of the Meeting.

Matters Arising from the Minutes

C288/17 St Patrick's Day Strabane (BC196/17)

Alderman Hussey expressed his disappointment that Strabane had lost the St Patrick's Day Festival and had become an Irish Festival.

C289/17 North West Angling Fair (BC199/17)

Councillor R McHugh stated there had been agreement that a scoping exercise would be carried out to examine the possibility of holding the

North West Angling Fair at other venues within the former Strabane District Council area.

Alderman Hussey stated that concern had been expressed at that time and hoped that the scoping exercise would bring the Angling Fair to other venues within the former Strabane District Council area.

C290/17 Lighting Scheme for Bogside Murals (BC198/17)

Councillor Logue referred to the proposed lighting scheme as a very welcomed development. She proposed that Officers examine the possibility of extending the scheme to the Free Derry Wall. Councillor Logue stated that it would be an excellent opportunity to complete the lighting scheme in the area. She added that Free Derry Wall was a world renowned tourist destination and the murals were in close proximity, therefore should be included within the scheme.

Alderman Warke suggested that the Fountain Area also be considered in the proposal as they were important to people within that community.

Councillor Logue agreed that the Fountain Estate be included in the proposal.

Councillor Logue Moved, Seconded by Councillor McKnight

That Council examines the possibility of extending the Lighting Scheme to include the Free Derry Wall and murals in the Fountain Estate.

Councillor Donnelly stated that Members should adhere to the original proposal and expressed concern that the new proposal could delay the scheme. He stated that he wished to pay tribute to one of the Bogside Artists, Mr William Kelly, who had passed away and that it was important that Mr Kelly's commitment and contribution to the People's Gallery be recognised.

Councillor Carr concurred with Councillor Donnelly's remarks. He stated that he did not object to the lighting up of other murals, however the impact of funding from the Northern Ireland Housing Executive had to be considered.

Councillor Donnelly Proposed, Seconded by Councillor Carr

That Council adhere to the original proposal to approve the costing exercise for a lighting scheme for twelve murals in the Bogside area of the City.

Councillor O'Reilly recalled that he had raised the matter at a previous committee meeting and asked that Officers check the details.

Councillor Logue emphasised that her proposal would not hold up the scheme going forward as it was a separate proposal.

Alderman Devenney proposed that murals in the Waterside area that expressed culture and historical identity were also included in the scheme.

Councillor O'Reilly expressed his concern regarding including all murals within the City and District and what would be defined as a mural.

The Chair clarified to Members that ratification of the minutes of the Business and Culture Committee meeting would mean that the original item would proceed and the new proposal would not halt or slow down the recommendation.

Councillor Cooper stated that the benefits of lighting the Free Derry Wall, the Bogside murals and the murals in the Fountain Estate had been agreed seven years previously in a report endorsed by the Tourist Board and Derry City Council. He further stated that proposal from the report had been largely based on tourism footfall which reflected key displays of identity and culture. He added that whilst tourists visited mural in the Waterside area however, the Free Derry Wall and the Fountain Estate would be a good starting point as lighting all murals in the City would be a costly exercise. He then asked for clarification on the proposal put forward by Councillor Logue.

Councillor Logue stated that she had listened to the different views expressed by Members.

Councillor Logue Proposed an Amendment, Seconded by Alderman Warke

That a report is brought back outlining details of the Lighting Scheme for Free Derry Wall and murals at the Fountain Estate.

Councillor Gallagher emphasised that Council included the District of Strabane, therefore murals in the Strabane area should also be considered. He added that murals in Strabane could help build tourism for the area.

Councillor Reilly stated that the lighting scheme had to be considered across the City and District. He suggested that a paper be brought back that would identify tourist footfall to murals throughout the City and District. He stated that this would distinguish the number of visitors to the murals during the day and in the evenings to help determine which murals to illuminate. He added that the report should also contain the relevant information on where Council resources should be targeted.

Alderman Ramsey expressed his support by the comments made by Alderman Devenney, that the Waterside area should also be considered. He stated that tourism footfall should be monitored to determine which murals should be illuminated in the evenings. He added that the opening of the new Maritime Museum may help increase footfall.

Subsequently, Councillor Logue Proposed an Amendment, Seconded by Councillor Gallagher

That a report is brought back which would dictate which murals would be beneficial to the Lighting Scheme within the entire City and District.

The Proposal was put to a vote which was carried unanimously.

C291/17 Monthly Environment and Regeneration Committee held on Wednesday 11 October 2017

The Minutes of the Environment and Regeneration Committee Meeting held on 11 October 2017 (BC200/17-BC216/17) were submitted.

Councillor Tierney Moved, Alderman Bresland Seconded and the Council

Resolved that the above Minutes be adopted as a true record of the Meeting.

C292/17 Monthly Health and Community Committee held on Thursday 12 October 2017

The Minutes of the Health and Community Committee Meeting held on 12 October 2017 (HC202/17-HC223/17) were submitted.

Alderman Thompson Moved, Councillor Hastings Seconded and the Council

Resolved that the above Minutes be adopted as a true record of the Meeting.

C293/17 Notice of Motion – Catalan Independence Referendum

Councillor McKnight Moved, Councillor Gallagher Seconded

That this Council writes to the British and Irish governments asking them to formally recognise the democratic outcome of the Catalan Independence Referendum, condemns the brutality of the Spanish police and calls on the Spanish Government to respect the democratic wishes of the Catalan people as expressed in the referendum.

Alderman Ramsey called for Point of Order and expressed difficulty on how the Motion was relevant under Standing Order 16.

The Head of Legal Services reported that under Standing Order 16, Number 1, Council had historically taken a broad interpretation in relations to matters that may be brought forward under the scope of that particular standing order and the Motion, as currently worded, would be acceptable as it would be consistent with the approach taken by Council in the past.

Alderman Hussey stated that further to the Point of Order, did the legal advice refer to the legacy Council or Derry City and Strabane District Council and asked for examples.

In response, the Head of Legal Services stated that it referred to this Council and there were examples in the last twelve months where Council had taken a fairly broad approach.

Alderman Ramsey asked for clarification on how this was relevant to the Motion.

The Head of Legal Services stated that Standing Order 16.1 listed four criteria that must be met in relation to Motions. The first requirement stated it was a matter that Council had powers and duties and the Motion had asked Council to write a letter to the British and Irish governments which Council clearly had to power to do. Secondly, it was not a matter in which the Council was prevented from taking action on in relation to any other legislation, as there was no other legislation that would prevent Council from writing such correspondence. He stated that the third criteria required that the Motion was a matter that affected a local government district or its residents. He reported that Council had taken a broad approach in the past where it had been a matter of deep interest to Members within this Council area. Finally, it must be a matter where the Council was legally competent and there can be no issue that Council is competent to write correspondence of this nature.

The following Amendment was Moved by Councillor Reilly and Seconded by Councillor Boyle

That Derry City and Strabane District Council writes to the British and Irish government asking them to formally recognise the democratic outcome of the Catalan Independence Referendum; condemns the brutality of the Spanish police in the recent Catalan Independence Referendum and calls on the Spanish Government to respect the democratic wishes of the Catalan people as expressed in the referendum supports the right of self-determination as enshrined in the UN Charter for all peoples to choose the form of government that best suits their needs; further supports the right for the people of Catalonia to have a full and fair independence referendum; calls for intervention from the European Union to resolve the crisis in Catalonia.

The Amendment on being put to the vote was declared lost their voting: For – 17; Against – 18; Abstentions – 0.

The original Motion was put to the vote, the results for which were as follows:

For the Motion – 18; Against – 10; Abstentions – 7.

The Motion was therefore carried.

Councillor Gallagher stated that he wished to withdraw the Notice of Motion – Recognition of the Catalan Referendum.

C294/17 Notice of Motion – Renaming of Brandywell Stadium

Councillor Logue welcomed members of Mr McBride's family and Derry City Football Club to the Chamber.

Councillor Logue Moved, Councillor C Kelly Seconded

That this Council supports that the football stadium should be renamed the Ryan McBride Stadium subject to Officers being asked to bring a paper to a future meeting of the Governance and Strategic Planning Committee to consider the practical implementation of such a proposal.

The following Amendment was Proposed by Councillor Reilly and Seconded by Councillor Gardiner

that this Council recognises the significant sporting contribution made by Ryan McBride and respectfully mourns his untimely death, further recognises the need to commemorate Ryan's memory in a fitting way and officers are asked to establish a working group to engage with the public and all stakeholders including Derry City F.C. on the suggestion to rename Brandywell Stadium and bring a paper to a future meeting of the Governance and Strategic Planning Committee to consider the practical implementation of such a proposal including the establishment of criteria for the naming of Council assets.

The Amendment was put to a vote, the results of which were as follows:

For the Motion – 20; Against - 14; Abstentions – 1. The Amendment was therefore carried.

The substantive Motion was put to a vote which was carried unanimously.

C295/17 Notice of Motion – Universal Credit in Northern Ireland

Councillor Gardiner Moved, Councillor Hastings Seconded

That this Council notes the well documented and evidenced hardship caused in England, Scotland and Wales by the roll out of Universal Credit; this Council calls for an immediate halt to the roll out of Universal Credit across Northern Ireland to protect the most vulnerable and the disadvantaged from poverty, rent arrears and homelessness; and calls for all political parties to work to deliver a system that is fair, practical and compassionate.

The following Amendment was Proposed by Councillor Gallagher and Seconded by Councillor Donnelly

That this Council notes the well documented and evidenced hardship caused in England, Scotland & Wales by the roll out of Universal Credit; this Council calls for an immediate halt to the rollout of Universal Credit across Northern Ireland to protect the most vulnerable and the disadvantaged from poverty, rent arrears and homelessness; and calls for all political parties to work to deliver a different system other than universal credit that is fair, practical and compassionate.

The Amendment was put to a vote, the results of which were as follows:

For the Motion – 24; Against - 0; Abstentions – 10. The Amendment was therefore carried.

The substantive Motion was put to a vote, the result of which was as follows:

For – 23; Against - 9; Abstentions – 1.

The substantive Motion was therefore carried.

Open For information

C296/17 Seal

Councillor Dobbins Moved, Alderman Warke Seconded and the Council

Resolved that the Seal of the Council be affixed to the following documents:

Documents Sealed 18th September 2017

Articles of Agreement in duplicate:- Derry City and Strabane District Council ~and~ Coleraine Skip Hire t/a River Ridge Recycling relating to Provision of Materials Processing Services for Recycling of Source Segregated Materials from Recycling Centre/Recycling Points TENV17-010 Lots 3, 5, 7, 8, 9, 10 and 11

Documents Sealed 20th September 2017

Articles of Agreement in duplicate:- Derry City and Strabane District Council ~and~ Tergo Solutions relating to Tender for Deep Cleaning of City Town and Village Centre Paved Services TENV16-94

Documents Sealed 25th September 2017

Articles of Agreement in duplicate:- Derry City and Strabane District Council ~and~ Glasdon relating to Provision of Materials Processing Services of Recycling of Source Segregated Materials from Recycling Centre/Recycling Points TENV17-010 LOTS 1, 2 & 4.

Documents Sealed 26th September 2017

Licence in duplicate:- Northern Ireland Housing Executive and Derry City and Strabane District Council relating to Erganagh Road, Castlederg.

Documents Sealed 13th October 2017

Articles of Agreement in duplicate:- Derry City and Strabane District Council ~and~ McElwaine Security Services Ltd relating to Tender for Installation, Maintenance and Monitoring of Cemetery CCTV Services TENV17-018

Document Sealed 4th October 2017

Agreement:- Derry City and Strabane District Council ~and~ Pulse Security Management Ltd relating to Stewarding and Crowd Management for Festivals and Events.

Document Sealed 5th October 2017

Duplicate Copy Grant of Exclusive Right of Burial:- Sarah Ann Sellers, 84 Heron Way, Derry.

Documents Sealed 26th October 2017

Grants of Right of Burial in Ballyoan Cemetery

Mr Cecil Neely, 30 Lyndhurst Road, Kilfennan, BT47 5HS.
Mrs Margaret Orr, 16 Deer Park, Kilfennan, BT47 5QS.
Mrs Ruth Johnston, 7 Salisbury Crescent, L'derry, BT47 5SY.
Mrs Mary McFaul, 78 Canterbury Road, L'derry, BT47 6BY.
Mr Gordon Geach, 8 Mitchell Drive, Milngavie, Glasgow, G62 6PY.
Miss Emma Temple, 86 The Fountain, L'derry, BT48 6QL.
Miss Nicola Bragg, 90 Shepherd's Glen, Waterside, BT47 2GA.
Ms Deirdre Henderson, 35 Ardnabrockey, Drumahoe.

Grants of Right of Burial in City Cemetery

Mrs Clare McVeigh, 132 Creggan Heights, Derry, BT48 9QU.
Mrs Dolores Healy, 4 Noreen Walk, Derry, BT48 9PG.
Mrs Teresa McLaughlin, 9 Rathkeele Way, Derry, BT48 9RU.
Mr Derek McCallion, 54 Old School Lane, Derry, BT48 8SP.
Mr Terry White, 56 Oranmore Park, Derry, BT48 0JP.
Ms Martina Robinson, 29 Moyola Drive, Derry, BT48 8EG.
Ms Sinead Barr, 151 Hatmore Park, Derry, BT48 0AF.
Mr Peter McAuley, 18 Glenbrook Terrace, Derry, BT48 0DY.

Grants of Right of Burial Claudy Cemetery

Mrs Gladys Witherow, 195 Sallowily Road, Claudy, BT47 4JQ.

Grants of Right of Burial in Mountcastle Burial Ground

Janette Marshall, 31 Liscurry Gardens, Artigarvan, Strabane, Co Tyrone, BT82 0JH

Chris Comber, 67 Queens Road, Hinkley, Leicestershire, LE10 1ED

Anna Elder, 44 Killymallaght Road, Cullion, Londonderry, BT47 3UU

Grants of Right of Burial in Urney Burial Ground

Holly Hill, 14 Millhaven, Sion Mills, Strabane, Co Tyrone, BT82 9FG

C297/17 Local Government Act (Northern Ireland) 2014 – Confidential Business

Alderman R Hamilton Moved, Councillor McMahon Seconded and the Council

Resolved that in accordance with Section 42, Sub Sections (2) or (4) of the Local Government Act (Northern Ireland) 2014, the press and members of the public be asked to withdraw whilst the Council discuss the following matters:

(a) Adoption of the Confidential Minutes of the Meeting of Derry City and Strabane District Council held on 28 September 2017;

(b) Adoption of the Confidential Minutes of the following Committees:

- (i) Monthly Governance and Strategic Planning Committee held on Tuesday 3 October 2017;**
- (ii) Monthly Planning Committee held on Wednesday 4 October 2017;**
- (iii) Monthly Assurance, Audit and Risk Committee held on Thursday 5 October 2017**

- (iv) Monthly Business and Culture Committee held on Tuesday 10 October 2017;**
- (v) Monthly Environment and Regeneration Committee held on Wednesday 11 October 2017; and**
- (vi) Monthly Health and Community Committee held on Thursday 12 October 2017.**

The Meeting terminated at 6.50 pm

Derry City and Strabane District Council

Open Minutes of the Governance and Strategic Planning Committee held on Tuesday 7 November 2017 at 4.00 pm.

Present: - Councillor Fleming (in the Chair), Alderman Hussey, Kerrigan, Ramsey, and Thompson. Councillors Boyle, Cooper, Donnelly, C Kelly, McKeever, McKnight, McMahan, Robinson and Tierney.

In Attendance:- Director of Health and Community (Mrs K McFarland), Director of Environment and Regeneration (Mrs K Phillips), Lead Democratic Services and Improvement Officer (Ms E Cavanagh), Business Support and Change Manager (Mrs R Craig), Lead Human Resources officer (Ms P Donnelly), Human resources Officer (Mary McLaughlin) and Committee Services Assistants (Ms N Meehan and Miss L Bell).

GSP152/17 Notice and Summons for Meeting

The Director of Health and Community read the Notice and Summons for the Meeting.

GSP153/17 Member attendance and apologies

There were no apologies for absence.

GSP154/17 Declarations of Members' interests

The Chairperson, Councillor Fleming declared an interest in item 14 as a member of the North West Regional Development Group.

Chairperson Business

GSP155/17 Congratulations

The Chairperson congratulated and commended those Council staff involved on the huge success of the Halloween event. He stated that this was a premier event and was enjoyed by locals and visitors to the City alike.

Alderman Hussey concurred with the Chairperson's comments regarding the success of the Halloween event. He expressed concern

however at a bonfire which had taken place in Strabane at Halloween when flags were burned and he anticipated that Council would express its condemnation of this activity.

GSP156/17 Condemnation

The Chairperson condemned the unfortunate tragedies which had taken place in the City in recent weeks including an attack on a man in the City centre the previous weekend. He stated that all Political Parties were working together to ensure that the City centre became a safer environment.

GSP157/17 Northern Ireland Fire and Rescue Service – Proposed Budget Cuts

The Chairperson referred to correspondence which had been received by the Chief Executive from the Secretary, Derry Trades Union Council which read as follows:

'At our meeting last night, Thursday 2 November 2017, the Northern Ireland Fire Service made representation to the Derry Trades Union Council. This was in relation to their serious concern that the budget cuts being imposed on the Fire Service will seriously impact on the local service capacity to provide cover in terms of personnel and specialised equipment in particular aerial appliance and water rescue.

There needs to be an urgent review carried out by Derry City and Strabane District Council of the current staffing level and availability of specialised equipment available in Western area to respond to emergencies.

Derry Trades Union Council will be campaigning and lobbying as a matter of urgency to highlight these issues and we will fully support our colleagues in the Northern Ireland Fire Service.'

Councillor McKeever referred to the seriousness of the situation which he said presented a major public risk. He advised that the Fire Service Board were responsible for assessing requirements for the whole of Northern Ireland in terms of vehicles and crews. He acknowledged the budgetary limitations however he stressed that any reduction in such a vital services was unjustifiable and would create unnecessary risk. He suggested that the situation be addressed as a matter of urgency. He advised that he would be submitting a Motion to the November Council Meeting on the matter and referred to the need for all efforts

to be made to have the decision to enforce budgetary cuts reversed. He reiterated his concerns regarding the impact of any such cuts on the service and the potential risks arising therefrom.

Councillor McMahon concurred with the comments expressed. He advised that the previous weekend he had spoken to a local Fire Fighter who serviced both the Derry and Strabane areas and who had expressed his fears regarding the proposed cuts. He referred to the need to establish if these cuts were being imposed throughout the entire Fire Service including Belfast.

Alderman Hussey referred to discussions he had with senior personnel from the Fire and Rescue Service who had expressed serious concerns with regard to maintaining recruitment levels particularly in rural Fire Stations e.g. Strabane, Newtownstewart and Castlederg. He continued recruitment had not taken place in Castlederg for a considerable period and given the ageing workforce there would be a noticeable reduction in human resources in the near future. He referred to the need for Council to engage with the Fire and Rescue Service in order to establish the current situation and to strongly oppose the proposed cuts. He stated that this Council district warranted the same service as was available elsewhere in Northern Ireland.

Councillor Donnelly expressed shock that cuts were being imposed which could lead to the withdrawal of the service in some areas particularly given the recent Grenfell fire and the horrendous impact thereof. He further referred to the number of drowning tragedies which had occurred in the City during the past year and stated that in recent weeks a number of members of the public had been assisted by Fire and Rescue Services which had a positive outcome. He stressed that any reduction in the service could ultimately lead to a loss of life.

Alderman Kerrigan referred to serious efforts in Strabane to retain appliances. He referred to the importance of all of the emergency services and to the need to ensure that there was no reduction in the provision of services particularly in the rural area.

Alderman Devenney stated that Council must address this serious issue and endeavour to ensure the retention of adequate staffing levels and the availability of specialised equipment necessary to prevent any reduction in the provision of this crucial service. He referred to the need for Council to challenge any apparent East/West divide. He

concluded that any reduction in this service could have a fatalistic outcome.

Subsequently the Committee

Recommended that Council write (a) to the Head Civil Servant DHC expressing concern at the proposed cuts and stressing that these cuts should not be allowed to be implemented; and (b) to NIFRS (i) requesting a review of its decision regarding the cuts and asking that Council be given an insight into current staffing levels; and (ii) inviting a senior member of staff to address Committee on the level of cuts in this Council area and the potential risks arising therefrom.

Open for Decision

GSP158/17 Minutes

The open minutes of Meeting held on 3 October 2017 (GSP137/17-GSP147/17) were confirmed and signed by the chairperson.

Councillor Cooper referred to comments he made during discussion on Minute GSP144/17 and said he felt he had been misquoted in that he had actually referred to other strategic plans for the City and region and in particular the development of the A5/A6. He anticipated that the Growth Deal would not delay this process. He hoped that the development of the Growth Deal would not be used as a means to delay the process. He concluded that whilst Sinn Fein agreed with the development of the Growth Deal it was anticipated that this would not affect Council's cross border commitments.

GSP159/17 Strategic Growth Plan

The Business Support and Change Manager presented the above report a copy of which had been previously circulated. She advised that the purpose of the report was to inform the members that the Strategic Growth Partnership/Community planning partnership had approved their Strategic Growth partnership/Community plan at its meeting held on the 19 October 2017.

The Marketing Assistant delivered a power-point presentation on the Strategic Growth Plan and the marketing activities which had been adopted in relation thereto.

Members commended Officers on the content of the presentation and on the positive focus of the Plan.

Councillor Cooper stated that the Plan would raise expectations to a greater level for citizens of the City and district and target a larger audience. He referred to a possible issue in respect of the delivery of the plan in terms of the partners involved and the reality of delivering on such ambitious targets. He stated that focus on delivery was key to the success of the Plan. He referred to the importance of better employment opportunities for young people and referred to scheduled meetings with representatives from the University of Ulster to discuss long-term growth plans and to ensure that the best courses were being made available. He referred to the need to lobby strongly to ensure that the necessary resources were in place to ensure a successful outcome.

Councillor Cooper referred to Council's progress to-date in relation to the Strategic Growth Plan and the local development plan. He reiterated the need for all of the partners involved to prioritise and commit to the successful delivery of the plan and the targets contained therein. He stated that Council had adopted a holistic approach in its communications regarding the Plan and reiterated the significance of the University of Ulster in ensuring a successful outcome.

Councillor Tierney stated that the Plan highlighted the many wonderful aspects of the City. He stated that his Party had always supported the Community Planning process and the Strategic Growth Plan and anticipated the successful delivery of the Plan. He queried what impact a possible return to Direct Rule would have on the delivery of the Strategic Growth Plan stating that he would have little faith in a Conservative government prioritising or assisting in the delivery of a Plan for the City and district.

Alderman Hussey expressed concern at the previous speaker's specific reference to the City in relation to the Strategic Growth Plan given that this was to reflect the entire City and district. He also expressed concern at elements of the video which concentrated on representation from one sector of the community to the exclusion of others. He queried the lack of representation from the Unionist community and

referred to the need for a balanced approach. He concluded that the Strategic Growth Plan was excellent however it must deliver for all.

Councillor McMahon regarded the previous speaker's comments in relation to alleged exclusion as negative and unnecessary.

Subsequently the Committee

Recommended that the Committee endorse the final plan and note the arrangements to launch the plan in November.

GSP160/17 Rescheduling Committee Dates

The Lead Democratic Services and Improvement Officer presented the above report a copy of which had been previously circulated. She advised that the purpose of this report was to seek members' views on and obtain agreement to the potential rescheduling of week 1 and 2 Council Committees in January 2018, to weeks 2 and 3 respectively.

The committee

Recommended that the committee reschedule the following January Committee meetings:

- **Governance & Strategic planning Committee from Tuesday 2 January to Tuesday 9 January 2018.**
- **Planning Committee from Wednesday 3 January to Wednesday 10 January 2018.**
- **Assurance, Audit & Risk Committee from Thursday 4 January to Thursday 11 January 2018.**
- **Business and Culture Committee from Tuesday 9 January to Tuesday 16 January 2018.**
- **Environment and regeneration Committee from Wednesday 10 January to Wednesday 17 January 2017.**
- **Health and Community Committee from Thursday 11 January to Thursday 18 January 2018.**

GSP161/17 Mental Health Charter

The Lead Democratic Services and Improvement Officer presented the above report the copy of which had been previously circulated. She advised that the purpose of the report was to present for consideration and seek for approval for Council to become a signatory of the Mental Health Charter.

Members from all Parties welcomed this initiative.

Councillor McKnight welcomed the initiative particularly given that the highest percentage of Council's absenteeism figures related to mental health issues. She stated that this in conjunction with the Be Well Initiative showed that Council was a caring employer. She urged employers throughout the City and district to undertake similar initiatives for the wellbeing of their employees. Such initiatives could be key to reducing the number of people suffering from mental health problems in the Council area.

Alderman Hussey referred to the fact that in many areas employers tended to overlook the effects of mental health issues on their employees.

Councillor Boyle stated that this initiative provided Council with an opportunity to promote better wellbeing throughout its workforce and to tackle issues associated with mental health. This would ultimately lead to the enhancement of the service provided by Council.

The Committee

Recommended that the committee approve the proposal to become a signatory of the Mental Health Charter.

GSP162/17 Budget Virement

The lead democratic Services and Improvement Officer presented the above report which had been previously circulated. She stated that the purpose of the report was to seek members' permission to transfer budgets within the Democratic Services and Improvement Unit for 2017/18.

The committee

Recommended that 30K of existing budgets are vired to allow for the unbudgeted items of expenditure in section 3 of the report to the purchased within the financial year 2017/18.

GSP163/17 Six Month Financial Outturn 2017/18

The Lead Finance Officer presented the above report which had previously been circulated. He stated that the purpose of this report was for Members to consider and approve Council's 6 month financial outturn and position at 30 September 2017.

Members commended the Lead Finance Officer and his team in identifying the £811k savings.

Councillor McMahon referred to the 4% cut in the Rates Support Grant and expressed concern that the seven Councils affected had been denied their request for an urgent meeting to discuss the impact of the cuts. He stated that regardless of the ongoing situation at Stormont, Civil Servants should not be allowed to ignore such requests. He stated that without the necessary representations being made these cuts would be implemented which would impact negatively on the livelihood of the citizens of the City and district.

Councillor Boyle stated that this was a matter of considerable concern given the cumulative and negative impact of the proposed 4, 8 and 12 per cent cuts over the next four years on Council. He stated that these cuts would be felt greatest within local communities. He said it was a matter of grave concern that Civil Servants had ignored the request from the seven impacted Councils to meet to discuss the situation. He stated however that had it not been for the current political impasse such a situation would not have arisen and as such appealed to those involved to work toward reaching an agreement in order that executive powers could be restored for the benefit of Northern Ireland and in particular the City and district.

Alderman Hussey concurred with the previous speaker's comments. He said it was disgraceful that Civil Servants were refusing to meet with democratically elected representatives who were endeavouring to continue to carry out their duties. However being in opposition to government was not entirely unique.

Council Cooper suggested a collective approach in going forward and referred to the possibility of preparing a joint lobby with the six other Councils affected. He referred to the need for any such lobby to be as robust as possible.

In response to a query from Alderman Thompson, the Lead Finance Officer advised that a letter had been prepared for despatch to the Secretary of State he was however awaiting Members' comments in relation thereto. He continued that any correspondence would be on behalf of and endorsed by all seven Councils affected.

Councillor Boyle stated that this Council represented the second City in the North of Ireland and this should be reflected in any cuts to the Rates Support Grant.

Councillor Donnelly referred to the need for robust action by Council in opposition to these cuts.

Alderman Hussey referred to Council's investment in the European Capital of Culture and expressed concern at recent media reports regarding the application submitted by Belfast City council which did not mention the wording submitted on Council's behalf as partners in this bid. He requested that Members be provided with the entire wording of the completed application which had been submitted.

Councillor Cooper expressed concern that as the application submitted was currently at stage one of the bid process any proposal to provide information may compromise the confidential nature of the bid.

Alderman Hussey assured that such information would be sought in confidential business.

Subsequently the Committee

Recommended (a) that Council write to the Secretary of State requesting a meeting to discuss the impact of the proposed cut to the Rates Support Grant and Members concerns regarding refusal by Civil Servants to meet with those seven Councils affected by the cuts; and

(b) that the Committee notes the surplus of £811k generated for the first 6 months of the 2017/18 financial year and approves the 6 month financial position.

GSP164/17 The Absence Management Update 1 November 2017

The Lead Human Resources Officer presented the above report which was previously circulated. She stated that the purpose of this report was to provide members with an update on progress in relation to Absence Management for the 6 month period April 2017 to September 2017.

The Human Resources Officer delivered a power point presentation on the Be Well Health and Well Being Journey.

Members thanked the Human Resources Officer for the presentation and commended her on its content.

The Lead Human Resources Officer advised that since the inception of Derry City and Strabane District Council there had been a 1.8% reduction in the figures relating to absence management.

Members congratulated the Human Resources Officer and her team on their achievements.

Alderman Hussey commended Human Resources staff on the Be Well programme which he found extremely beneficial and which provided a wonderful mechanism for engaging with Council staff.

The Committee

Recommended that the committee notes the information presented and endorses the approach outlined to continue to manage absence.

Open for information

GSP165/17 North West Regional Development Group

The Business Support and Change Manager presented the above report which was previously circulated. She stated that the purpose of this report was to provide members with copies of the minutes of meetings of the North West Regional Development Group.

Members noted the content of the report.

GSP166/17 Performance improvement Duty

The Lead Democratic Services and Improvement Officer presented the above report which was previously circulated. She stated that the purpose of this report was to advise members of activity related to the implementation of the council's Performance improvement Duty.

Members noted the content of the report.

The Meeting terminated at 5.35 pm

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Derry City and Strabane District Council

Open Minutes of Planning Committee Meeting held in the Council Chamber, Guildhall, Derry on Wednesday 8 November 2017 at 2.00pm.

Present:- Councillor D Kelly(Chairperson), Aldermen Bresland, M Hamilton, Kerrigan, McClintock; Councillors Boyle, Dobbins, Gardiner, Hassan, Hastings, Jackson, Logue, McGuire and R McHugh

In Attendance:- Director of Environment & Regeneration (Mrs K Phillips), Lead Legal Services Officer (Mr P Kingston), Development Officer (Mr E Molloy), Principal Planning Officers: (Mrs S McCracken, Mrs A McNee and Mr P McCaughey), Planning Officers: (Mrs R McMenamin, Mr K Donaghey, Ms S Barrett and Mr C Rodgers)

Planning Administrator (Mrs C Corry), Committee Services Assistant (Mrs J Short)

Non Committee Members: Aldermen Devenney and Hussey.

P153/17 Notice and Summons for Meeting

The Principal Planning Officer read the Notice and Summons for the Meeting.

P154/17 Member Attendance and Apologies

The Principal Planning Officer completed the roll call for Member attendance and recorded apologies from the Head of Planning (Mrs M Fox).

P155/17 Declaration of Members' Interests

Councillor D Kelly declared an interest in planning application J/2010/0481/F.

Councillor Jackson declared an interest in planning application LA11/2016/1066/F.

Councillor Boyle declared an interest in planning application LA11/2017/0781/F.

Open for Decision

P156/17 Chairperson's Business

Late Information Received

The Chair advised that late information was received in relation to planning applications: J/2010/0481/F, LA11/2016/0781/F LA11/2017/0539/F and Members would be given the opportunity to consider the information prior to the presentation of the applications later in the meeting.

Thornhill Planning Application Update

Councillor Hassan requested that the update report on Thornhill Planning Application be taken out of confidential business and presented under open business for information. This was agreed.

P157/17 Deputations (none)

There were no deputations.

P158/17 Confirmation of the Open Minutes of the Planning Committee held on Wednesday 4th October 2017

The Open Minutes of the Planning Committee meeting held on 4 October 2017 (P137/17-P148/17) were agreed and signed by the Chairperson.

P159/17 Matters Arising

There were no matters arising.

P160/17 Planning Application List with Recommendation for Decision

The Planning Officers proceeded to present the following planning applications with recommendation for decision by Members:

Applications Returned Following Site Inspection

LA11/2016/0700/F – Retrospective permission for garage and workshop to be used for purposes ancillary to enjoyment of householder on lands 100 metres north east of 120 Melmount Road, Sion Mills

The Planning Officer (PO) presented the above application details of which had been previously circulated to Members. The PO provided information on the background to the application and based on material consideration recommended that the application be refused planning permission for reasons as outlined within the report.

Discussion ensued after which Councillor Jackson moved, seconded by Alderman McClintock to accept the PO's recommendation to refuse planning permission.

The outcome of the vote; For 6, Against 0, Abstention 6. The proposal to refuse planning permission was carried.

The Committee

Resolved that planning application LA11/2016/0700/F be refused planning permission for reasons as outlined within the report.

LA11/2016/0701/F – Retrospective domestic garage/store to be used for purposes ancillary to enjoyment of householder on lands approximately 7 metres west of 120 Melmount Road, Sion Mills

The PO presented the above application details of which had been previously circulated to Members. The PO provided information on the background to the application and based on material consideration recommended that the application be refused planning permission for reasons as outlined within the report.

Discussion ensued after which Councillor Boyle moved, seconded by Councillor Jackson to accept the PO's recommendation to refuse planning permission.

The outcome of the vote; For 7, Against 0 and Abstention 6. The proposal was carried.

The Committee

Resolved that planning application LA11/2016/0701/F be refused planning permission for reasons as outlined within the report.

The Chair declared an interest with the following application and left the meeting. The Vice-Chair of Committee chaired the meeting at this juncture.

J/2010/0481/F – Planning permission to erect six wind turbines with an overall height from ground to blade tip of 111m, 33kv substation and compound, construction of internal site tracks and associated works and ancillary works, access points on the Glenmornan Road and the relocation of the temporary turbine supply compound – FEI AMENDED PROPOSAL – includes the relocation of internal access tracks, reduction in turbine numbers from nine to six and the relocation of two turbines at Townland of Craignagapple approx. 650m west of Legalougha Bridge and approx.. 200m east of Owenmore Bridge, 8.5km east of Strabane

The PO presented the above application details of which had been previously circulated to Members. He provided a detailed overview of the background to the application and based on material consideration and planning policy recommended that planning permission be granted subject to the conditions as outlined within the report.

Mr Rory McDonnell (Agent) addressed the Committee on behalf of the applicant.

Councillor Dobbins joined the meeting at this stage.

Discussion ensued after which Councillor Logue moved, seconded by Councillor Jackson not to accept the PO's recommendation for the following planning reasons:

- Detrimental effect on visual impact
- Cumulative effect
- Natural Heritage Issues (NH5 of PPS2)

The outcome of the vote: For 6, Against 4, Abstention 3. The proposal was carried to reject the Officers recommendation to approve planning permission.

The Committee

Resolved not to support the recommendation to approve planning application J/2010/0481/F. The application would be further reviewed taking into consideration the opinions from Members and presented at the next meeting.

Councillor D Kelly resumed position of Chair of the Meeting.

RECONSIDERED APPLICATIONS

LA11/2016/1021/O – Site for replacement one a half storey dwelling on lands at 141 Fincairn Road, Ligg, Londonderry BT47 3FS

The Principal Planning Officer (PPO) presented the above application details of which had been previously circulated to Members. The application was returned to Committee following presentation at the previous meeting when Members voted not to accept the Officer recommendation to refuse planning permission.

The PPO advised that on further consideration of the application Officials continued to maintain the opinion to refuse planning permission for reasons as outlined in the report presented to Members on 4 October 2017. She added however, that Officials considered the approval reasons expressed by Members at the previous meeting and provided conditions on a without prejudice basis as outlined within the report.

Councillor Logue left the meeting.

Mr Adrian Browne (Agent) addressed the Committee on behalf of the applicant.

The Lead Legal Services officer reminded Members that following further review of the application, Planning Officials remained of the

opinion not to approve planning permission and in the event that Members agreed to approve the application that a number of conditions would have to be implemented as outlined within the report. He emphasized that Members exercised caution with their decision making in view of the professional opinion provided by the Planning Officials.

Councillor Logue returned to the meeting.

Discussion ensued during which Alderman McClintock moved, seconded by Councillor McGuire to remove condition 2 and amend condition 3 to allow for an increase in ridge height of 7metres.

The outcome of the vote; For 13, Against 0, Abstention 1.
The Committee

Resolved that planning application LA11/2016/1021/O be approved planning permission subject to the removal of condition 2 and amendment to condition 3 to increase ridge height to 7 metres.

Councillor Jackson declared an interest in the following application and left the meeting.

LA11/2016/1066/F – Proposed new 2 storey dwelling house on lands adjacent to 106 Hollymount Park, Derry BT47 3UP

The PPO presented the above planning application details of which had been previously circulated to Members. She reminded Members of the position of the application as outlined within the report and advised that Officials continued to maintain a recommendation to refuse permission for the same reasons as set out in the report presented the previous month. She further advised however, that Officials also considered the approval reasons given by Members at the previous meeting and had provided conditions on a without prejudice basis as outlined within the report.

Mr Brendan McDaid addressed the Committee in objection to the application.

Discussion ensued after which Councillor Boyle moved, seconded by Councillor Gardiner to accept the recommendation to refuse planning permission.

The outcome of the vote: For 9, Against 3, Abstention 1. The proposal to refuse planning permission was carried.

The Committee

Resolved that planning application LA11/2016/1066/F be refused planning permission.

Councillor Jackson returned to the meeting.

NEW APPLICATIONS

LA11/2017/0133/F – Renewal of planning permission J/2011/0275/F for 32 No. 2 bedroom apartments in 4 No. 1.5 storey apartment blocks at 59 Melmount Road and 2 Orchard Road, Strabane

The PO presented the above planning application, details of which had been previously circulated to Members. She outlined the background to the application and based on material consideration recommended that planning permission be granted, subject to the conditions as outlined within the report.

Alderman Kerrigan moved, seconded by Councillor R McHugh to accept the PO's recommendation to approve planning permission.

The outcome of the vote was unanimous support of the proposal.

The Committee

Resolved that planning application LA11/2017/0133 be approved planning permission.

LA11/2016/0140/F – Proposed demolition of existing shed and construction of 1 No. two storey dwelling house, for association with existing shop at 32 Barrack Street, Strabane

The Committee noted that a request from the applicant was received to defer the above application, to allow for speaking rights at the next meeting. The Committee agreed to this request and the application is to be returned to the next meeting on 29 November 2017.

LA11/2016/0275/O – Single dwelling house and garage to the rear of 21 Slaughtermanus Road (behind graveyard) Cross, L'Derry

The PO presented the above planning application details of which had been previously circulated to Members. She outlined the background to the application and based on material consideration and in line with planning policy recommended a refusal for reasons as outlined within the report.

Councillor Boyle moved, seconded by Councillor Dobbins to accept the Officers recommendation to refuse planning permission.

The outcome of the vote was unanimous support of the proposal.

The Committee

Resolved that planning application LA11/2016/0275/O be refused planning permission.

LA11/2016/0781/F – Retention of car compound at 18 Lower Strabane Road, Churchtown, Castledearg

The PO presented the above planning application details of which had been previously circulated to Members. She provided an overview of the background to the application and based on material consideration and in line with planning policy recommended a refusal for reasons as outlined within the report.

Mr Dessie O'Neill, Agent addressed the Committee in support of the application.

Discussion ensued after which Councillor McGuire moved, seconded by Councillor Dobbins to defer the application pending the outcome of a Flood Risk Assessment and further consultation with Transport NI.

The outcome of the vote was unanimous support of the proposal.

The Committee

Resolved that planning application LA11/2016/0781/F be deferred pending outcome of a Flood Risk Assessment and consultation with Transport NI.

LA11/2017/0826/F – Erection of mesh fencing which is 5m in height and approx. 22m in length around 3 sides of the football pitch at Artigarvan Football Pitches, 135m South West of Art Road, Artigarvan, Strabane

Councillor McGuire left the meeting at this stage.

The PO presented the above application details of which were previously circulated to Members. An overview of the background to the application was provided and a recommendation to approve planning permission subject to the conditions as outlined within the report.

Alderman Bresland moved, seconded by Councillor Hastings to support the recommendation to approve planning permission.

The outcome of the vote was unanimous support of the proposal.

The Committee

Resolved that planning application LA11/2017/0826/F be approved planning permission.

LA11/2017/0461/O – Site for roadside service station to provide fuel for cars and lorries and other associated services on lands to the North East (and adjacent to) 46 Woodend Road, Ballymagorry, Strabane

The PO presented the above application details of which was previously circulated to Members. She provided an overview of the background to the application and recommended a refusal for reasons as outlined within the report.

Councillor Boyle moved, seconded by Councillor Gardiner to accept the recommendation to refuse planning permission.

The outcome of the vote was unanimous support of the proposal.

The Committee

Resolved that planning application LA11/2017/0461/O be refused planning permission.

LA11/2017/0781/F – Application to install a memorial plaque on a plinth type structure in the centre of the existing circular street furniture – Top entrance of Foyleside Shopping Centre where Orchard Street meets Bridge Street, BT48 6XY

Councillor Boyle declared an interest in the above application and left the meeting.

The PO presented the above planning application details of which had been previously circulated to Members. He provided an overview of the background to the application and recommended that planning permission be granted subject to the conditions as outlined within the report.

Councillor Gardiner moved, seconded by Councillor Hastings to accept the recommendation to approve planning permission.

The outcome of the vote was unanimous support of the proposal.

The Committee

Resolved that planning application LA11/2017/0781/F be approved planning permission.

Councillor Boyle returned to the meeting.

LA11/2016/0854/O – Shared access and site for two dwellings and garages in side garden of existing dwelling (amended proposal) – 154 Culmore Road, Londonderry BT48 8JH

The PO presented the above planning application details of which had been previously circulated to Members. An overview of the application was provided and based on material consideration the PO recommended to refuse planning permission for reasons as outlined within the report.

Alderman Hussey addressed the Committee in support of the application.

Discussion ensued after which Alderman McClintock moved, seconded by Councillor Boyle to defer the application for further review.

The outcome of the vote was unanimous.

The Committee

Resolved that planning application LA11/2016/0854/O be deferred for further review.

LA11/2017/0243/F – Proposed change of use of from fast food outlet to Gospel Hall and 1.5m wall to front boundary – 65A Glenshane Road

The PO presented the above application details of which had been previously circulated to Members. He provided an overview of the background to the application and recommended an approval subject to the conditions as outlined within the report.

Ms Rosemary Chestnut addressed the Committee in objection to the recommendation to approve planning permission.

Mr Andy Tate (Agent) addressed the Committee on behalf of the applicant and outlined reasons to approve the application.

Mr Raymond White addressed the Committee in support of the application.

Alderman McClintock welcomed the application. She referred to the concerns raised by the Objector in relation to the site wall and suggested that the applicant negotiated with the Objector to seek a resolution to the problem.

Discussion ensued after which Councillor Jackson moved, seconded by Councillor Hastings that the recommendation to approve planning permission be accepted.

The outcome of the vote; For 12, Against 0, Abstention 1. The proposal to approve planning permission was carried.

The Committee

Resolved that planning application LA11/2017/0243/F be approved planning permission.

LA11/2017/0539/F – Change of house type from previous planning approval A/2007/0708/F, erection of 8 No. dwellings consisting of 4 No. of semi-detached dwellings and 4 No. detached with associated car parking on lands at 119 Butlers Wharf, Strathfoyle, Derry City, BT47 6SQ

The PO presented the above planning application, details of which had been previously circulated to Members. He provided an overview of the background to the application and recommended that planning permission be granted subject to the conditions as outlined within the report.

Councillor Hastings moved, seconded by Councillor Bresland to support the recommendation to approve planning permission.

The outcome of the vote was unanimous support of the proposal.

The Committee

Resolved that planning application LA11/2017/0539/F be approved planning permission.

P161/17 Local Development Plan (LDP): Representations on the Preferred Options Paper (POP)

The PPO presented the above report a copy of which was previously circulated to Members. The purpose of the report was to advise Members on the analysis of all the representations received during the LDP Preferred Options Paper (POP) consultation period, the main issues raised, and next steps in terms of progressing these issues into the development of the draft LDP Plan Strategy. The completion of the POP consultation marks the end of Stage 1 of the LDP process.

Councillor Gardiner welcomed the report. She however expressed concern over the lack of reference to disability and inclusion within the report and the need to be reflective of Section 75 statement. She suggested the involvement of the Access/Inclusion Officer in the consultation process.

The Director of Environment and Regeneration advised Members that internal/external steering groups were established to take the process forward to the next stage and would provide an opportunity to ensure that Section 75 was considered in detail. She agreed to present a report to outline how such issues would be addressed in the development of the LDP.

Aldermen McClintock and Bresland left the meeting at this stage.

Councillor McHugh referred to the recent announcement to approve planning permission for the Three Rivers development project in Strabane and asked that Planning Officials remained cognizant of such a major project in terms of the LDP.

Members welcomed the report and commended the work achieved by the Planning Officials to date. Councillor Logue queried the timescale.

The Director of Environment and Regeneration clarified that there existed a number of issues that impacted upon the timescale and would be examined in conjunction with feedback received. She assured Members that work would continue to be progressed and an update report on timescale would be provided to Committee following the next Steering Group meeting.

The Committee

Recommended **that Council agree the interim considerations of the POP representations as outlined within the report as a basis for Planning Officials to proceed with Stage 2 of the preparation of the LDP, the Plan Strategy. Officials will proceed to publish on the Council website, the List Report and the Interim Report on POP representations as outlined within Appendix 17 of the report.**

P162/17 Delegated Legacy Applications

The Principal Planning Officer presented the above report a copy of which was previously circulated to Members. She advised Members that at a previous Planning Committee Meeting held on 23 March 2016, a paper was presented containing the list of all live planning applications in the system prior to April 2015.

The purpose of the above report was to advise Members that planning applications J/2009/0299/F and J/2014/0295/F were wrongly referenced on the Appendix as "Committee Applications" indicating that they would be presented to the Planning Committee for decision, whereas the applications were in fact Delegated.

The Committee

Recommended **that Council notes the report and advise Planning Officials within the 7 day period if they wish either or both applications to be referred**

to Planning Committee for decision with planning reasons.

P163/17 Roscommon Study Visit

The Principal Planning Officer presented the above report details of which had been previously circulated to Members. The purpose of the report was to advise Members of a study visit to Roscommon County Council on 23rd November 2017.

Councillor Hastings moved, seconded by Councilor Dobbins that the Chair of Committee be permitted to attend the Roscommon Study Visit if he so wished.

The Committee

Recommended that the Chair of Committee be permitted to attend the Roscommon Study Visit on 23 November 2017 if he so wished.

Open for Information

P164/17 Appeals Update

The Principal Planning Officer presented the above report a copy of which had been previously circulated to Members. She advised that the purpose of the report was to appraise Members on Planning Appeals currently in the system. A background table was provided showing the current status of any live appeals and any decisions made since the previous month.

The Committee

Recommended that Council notes the update on planning appeals.

P165/17 Dates for Planning Committee Site Visits

The PPO presented the above report details of which were previously circulated to Members. The purpose of the report was to advise Members on dates scheduled in the diary for site visits requested by Planning Committee.

The Committee

Recommended that Council notes the diary dates for Planning Committee site visits for information.

P166/17 List of Decisions Issued – October 2017

The List of Decisions Issued during the month of October 2017 were circulated to Members for information.

The Committee

Recommended that Council notes for information the List of Decisions issued during the month of October 2017.

P167/17 Thornhill Planning Application Update

The PPO presented the above report, details of which were previously circulated to Members. The purpose of the report was to provide an update on the planning application to redevelop the former Thornhill school site to provide a retirement village including a nursing home, semi-independent living units and community facilities.

Councillor Hassan expressed concern that the Thornhill Planning application was not being progressed, despite the fact that it was an opportunity to regenerate the area. He asked that discussions are continued with relevant Officials in order to progress the application.

The Director of Environment and Regeneration assured Members that strategic applications are prioritised by Planning Officials and discussions with key stakeholders are facilitated in order to progress major applications, however the timescale of progression depended upon the response time of statutory consultees. She would continue to keep Members updated accordingly.

The meeting went into confidential business.

Derry City and Strabane District Council

Open Minutes of Assurance, Audit and Risk Committee held in the Council Chamber, Guildhall, Derry on Thursday 9 November 2017 at 4.00pm.

Present: - Councillor McGinley (in the Chair); Aldermen McClintock, Thompson; Councillors Carlin, Donnelly, Gallagher, Hastings, Kelly, McKeever, McMahon O'Reilly, Reilly and Robinson.

Non-Member of Committee: - Councillor Carr.

In Attendance: - Lead Assurance Officer (Mrs D McDonnell), Insurance and Risk Manager (Mrs A Begley) and Committee Services Assistant (Mrs S Lynch).

AAR94/17 Notice and Summons for Meeting

The Lead Assurance Officer read the Notice and Summons for the Meeting.

AAR95/17 Apologies

Apologies were received from Councillor Duffy.

AAR96/17 Declarations of Members' Interests

None.

Open for Decision

AAR97/17 Chairperson's Business

There was no Chairperson's Business.

AAR98/17 Confirmation of the Open Minutes of the Assurance, Audit and Risk Committee held on Thursday 5 October 2017

The Open Minutes of the Assurance, Audit and Risk Committee held on 5 October 2017 (AAR84/17 – AAR93/17) were confirmed and signed by the Chairperson.

AAR99/17 Matters Arising

There were no matters arising from the Minutes.

AAR100/17 Corporate Health, Safety and Wellbeing Update

The Lead Assurance Officer presented the above report. The purpose of the report was to provide Members with an update on discussions at the recent Health, Safety and Wellbeing committee meeting held on 11th Sept 2017 and to seek Members continued endorsement for the health and safety systems and processes within Council.

Councillor Hastings thanked the Lead Assurance Officer for the report. He referred to the Lisahally Cattle Market and asked for an update on the progress.

The Lead Assurance Officer advised Council had carried out an internal audit which prompted a review of the leased arrangements in place. She confirmed this was currently being discussed by the environment directorate from whom she would gain an update on progress. She agreed to update Members at the next meeting.

Councillor Reilly thanked the Lead Assurance Officer for the report. He referred to page 30 of the report and highlighted the high risk regarding traffic management at civic amenity sites. He asked when the recommendations were due to be implemented.

The Lead Assurance Officer stated that the traffic management measures related mainly to the new Pennyburn site which saw an increase in usage due to the closure of the Brandywell site. She advised that a traffic management system was in place but it was currently being reviewed to take account of the increase in traffic using the site.

Councillor Donnelly welcomed the report however felt there were gaps within it. He referred to his personal experience which involved the barrier outside the Guildhall. He declared that although a green light was showing the bollard didn't go down resulting in damage to the car that he was in. He reported the incident 2 months ago and despite bringing it up again at a recent Safety Awareness course he has yet to

receive a follow up phone call. He further stated that he believed the fault was reported two days before this incident.

The Lead Assurance Officer assured Councillor Donnelly that she would follow up on this issue and get back to him.

The Chair wished to convey thanks to the Corporate Health and Safety Officer for putting together the report and for the ongoing work involved.

The Committee

Recommended that Council endorse the contents of the report.

AAR101/17 Risk Review processes and update on Council Service Risk Registers

The Insurance and Risk Manager presented the above report. The purpose of the report was to update Members and seek their endorsement on ongoing Risk review processes in accordance with Council's Risk Management strategy. Also to provide an update on Service Risk Register reviews completed during the period from May to October 2017.

Alderman McClintock referred to page 78. She stated that she had received a query regarding HR whereby someone had enquired about the policy used during selection process and was advised that Council did not have a selection and recruitment policy but instead refer to Local Government guidelines.

The Insurance and Risk Manager advised that the risk related to recruitment and selection was not actually included within the reports presented. However this risk is detailed on the HR risk register. The Council follow the Local Government Staff Commission Codes of Practice in relation to recruitment and selection.

Councillor Gallagher made reference to page 79 and the point on Waste and Environmental management. One high risk related to the management of contractors. He stated the waste collection was different here than across the border where they were required to pay high cost for collection of their domestic refuse. He advised that due to this there is a high risk that waste from across the border could end up in Council's civic amenity sites.

The Insurance and Risk Manager advised that the report presented to Committee included only high-scoring service risks, and therefore the risk related to depositing of waste at Council facilities had not been included. This is however included on the full Waste and Environmental Management Risk Register, which will be presented at the next Audit Committee meeting.

Councillor Gallagher although happy with the response wanted clarity on other risks that existed aside from the one highlighted within the report.

The Lead Assurance Officer re-affirmed this was not the only risk within the Waste and Environmental management risk register. The report presented to Members today was a summary of all high scoring risks. She advised that the complete Waste and Environmental Management risk register would be presented at the next Committee meeting to show members that the above risks have been identified and action is being taken to mitigate them.

The Chair stated that a report in relation to this specific risk had recently been presented to and discussed by the Environment and Regeneration Committee. He recommended that this report was also presented to Audit Committee at the next meeting.

The Committee

Recommended that Council endorse the Service Risk Register report presented.

Open for Information

AAR102/17 Future Emergency Planning Group Model

The Lead Assurance Officer presented the above report details of which had been previously circulated to Members. The purpose of the report was to update Member's on the revised model for sub-regional civil contingencies in Northern Ireland and the associated transition arrangements and timescales.

The Committee

Recommended that Council note the contents of the report.

AAR103/17 Performance Improvement

The Lead Assurance Officer presented the above report details of which had been previously circulated to Members. The purpose of the report was to update Members in relation to the Council's Performance Improvement Responsibilities.

The Committee

Recommended that Council note the contents of the report.

AAR104/17 Other Business

Councillor Donnelly raised a query, although not on today's agenda was an item raised at a previous meeting. He requested an update on the progress of the centralisation of procurement.

The Lead Assurance Officer advised Members that a detailed report in relation to this was presented to the Committee in September 2017. She stated that the project had commenced and key staff were currently working with the providers to build a test system. Further updates would be presented to Committee as the project progressed.

Meeting terminated at 4.20pm.

Chairperson _____

Date _____

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Derry City and Strabane District Council

Open Minutes of Business and Culture Committee Meeting held in the Council Chamber, Guildhall, Derry on Friday 10 November 2017 at 4.00pm.

Present:- Councillor Logue (Chairperson); Aldermen R Hamilton, Hussey, Ramsey and Warke; Councillors Cooper, Cusack, Fleming, McMahon, O'Reilly and Reilly

In Attendance:- Director of Business and Culture (Mr S Gillespie), Head of Culture (Ms A McCarter) Personal Assistant to Director of Business and Culture (Mrs J Galloway-Doherty) and Committee Services Assistant (Mrs T Johnstone).

Non-Committee Members: Councillor P Kelly

BC213/17 Notice and Summons for Meeting

The Director of Business and Culture read the Notice and Summons for the meeting.

BC214/17 Member Attendance and Apologies

Apologies were received from Councillors Boyle, McKnight and McGuire

BC215/17 Declarations of Members' Interests

Alderman Ramsey declared an interest in the following agenda item:

- Agenda item 10 – Visit Derry Review

Councillor Cooper declared an interest in the following agenda item:

- Agenda item 10 – Visit Derry Review

Open for Decision

BC216/17 Chairperson's Business

Halloween Festival

The Chair congratulated everyone involved in the Halloween Festival which had been a great success throughout the Derry City and Strabane District Council area.

Alderman Hussey stated that two members of the clergy had raised concerns over the recent celebrations and suggested that they be invited to speak to Members to have their concerns addressed.

Alderman Warke commented on the success of the festival which brought the whole City and District together. He raised one issue regarding disability access along the quay which had become restricted due to the large volume of people who had attended the event.

Councillor Reilly commended all the staff involved in making the Festival such a success. He concurred with the comment made regarding disability access. He stated that it had been difficult to view some of the performances held in the City and suggested that perhaps some events could take place on an elevated platform. Councillor Reilly stated that in relation to the comments by Alderman Hussey, he had heard the concerns raised by the clergy and added that people can have their own opinions, however that should not detract from what was a wonderful occasion.

Councillor O'Reilly also congratulated Council staff, volunteers and performers who had helped create the four day experience in the City and District. He stated that any concerns raised over the festival were answered by the large number of people that turned out.

Councillor McMahon stated that people in both Derry and Strabane had voted with their feet in respect of the Halloween celebrations. He raised an issue with SPARK street musicians who had performed during the day in Strabane and remarked that the performance would have been more effective at night.

BC217/17 Confirmation of the Open Minutes of the Business and Culture Committee held on Tuesday 10 October 23017

The Open Minutes of the Business and Culture Committee Meeting held on 10 October 2017 (BC187/17-BC206/17) were agreed and signed by the Chairperson.

On a point of accuracy Alderman Warke stated that under BC191/17 the Chair had also mentioned the Northern Ireland Football Team in her congratulations.

Matters Arising

BC218/17 Car Parking Anti-Social Behaviour Update

Councillor P Kelly referred to the recommendation for the installation of a barrier at an unlit car park in Strabane at a cost of £10,000. He enquired if a barrier would also be installed at the larger car park as young people would congregate at this area in their cars.

Councillor McMahon reported that in a previous meeting he had been informed that barriers would be installed at both car parks.

The Director of Business and Culture stated that he would clarify the matter and bring a report to a future Committee meeting.

Councillor P Kelly then referred to signs within the Derry City and Strabane Council area. He stated that this was the only district in the north that did not have signs welcoming visitors to the Derry City and Strabane District Council area.

The Head of Culture reported that signage would be erected throughout the City and District once they had received guidance on the language policy.

BC219/17 St Patrick's Day Strabane

Alderman Hussey stated that he had expressed his disappointment at full Council that the St Patrick's Day Festival in Strabane would become an Irish spring carnival.

BC220/17 Tower Museum Accreditation 2017

The Head of Culture presented the above report a copy of which was previously circulated to Members. The purpose of the report was to advise Members of the Museum Accreditation Scheme and request approval of the following key documents as part of the requirement for museum accreditation:

- Collections Development Policy

- Care and Conservative Policy
- Documentation Policy
- Access Policy

Councillor Cooper stated that he fully supported the recommendations within the report. He referred to the collections of artefacts owned by Council and private collectors which required adequate and suitable storage. He stated that in terms of building collections for new facilities such as the Maritime Museum, a dedicated space would be a requisite to be used as a depository for Council and private collectors.

Alderman Hussey seconded the recommendation and welcomed that the Tower Museum was accredited under the UK standard for museums and galleries. He stressed the importance of the Care and Conservation Policy for the storage of artefacts.

Councillor P Kelly referred to Council offices in Strabane which was formerly the site of the Workhouse. He stated that historical items were stored at the rear of the building which could be put on display as they held a lot of historical value for the Strabane area.

The Head of Culture stated that the majority of items from the Strabane Legacy Council had been amalgamated with the Museums' collection. She further stated that the inventory was rolled out as part of the Interpretation and Display programme at the Tower Museum, Guildhall and the Alley Theatre where possible. She added that in terms of storage, there was limited space which could to be considered going forward.

Alderman Hussey stated that there was an issue with storage and also where collections could be viewed at relevant locations. He enquired why the Stables Museum in Sion Mills had not been included in the policy.

In response, the Head of Culture stated that the Stables Museum was not owned by Council. She reported that Council had an intensive programme of attempting to put as many items as possible on display and make them more accessible. She stated that the Museums Service ran numerous programmes to bring artefacts out for display to ensure that the collections were accessible to as many people as possible and she had worked collaborating with other museums to do this. She informed Members that they would be invited to tour the stores which were not open to the public at a future date. The Head of Culture then

stated that the new Maritime Museum would increase the gallery and display space significantly which would allow more of the collections to be on display.

Alderman Hussey stated that he realised the Stables Museum in Sion Mills was not owned by Council. However it was the only museum that operated in the former Strabane District Council area and believed that a partnership should be established.

The Committee

Recommended **that Council approves the following key documents as part of the requirements for accreditation**

- **Collections Development Policy**
- **Care and Conservation Policy**
- **Documentation Policy**
- **Access Policy.**

BC221/17 Music to Your Ears III

The Head of Culture presented the above report a copy of which was previously circulated to Members. The purpose of the report was to inform Members of a letter of offer received from the Arts Council of Northern Ireland (ACNI) for the delivery of an Arts and Older People Project within the DCSDC area.

Alderman Ramsey proposed that Members accept the letter of offer from the Arts Council of Northern Ireland and asked that the list of groups be made available to ensure that they are all included in the project.

Alderman Hussey stated that a similar project had been successful in Strabane and participants had found it extremely beneficial. He referred to the partnership support of £7,510 for the development of the project and asked if Council could increase the amount to £10,000 to match the ACNI level of support.

Councillor McMahan queried why the project asked solely for male participation.

The Head of Culture stated that with regard to Alderman Hussey's request, she would check the conditions within the letter of offer.

In response to a query raised by Councillor McMahon, the Head of Culture that the project had been initially set up to address the issue of older males in the community who had become isolated in the community. She added that men had been identified as a particular group with isolation issues, therefore the project was being delivered to address their needs.

The Committee

Recommended that Council accept the letter of offer and proceed with the delivery of the project and that partnership support will be drawn from member approved arts and culture budgets for £7,510.

BC222/17 International Relations Activities

The Director of Business and Culture presented the above report details of which had been previously circulated to Members. The purpose of the report was to provide an update on ongoing international activities to date and seek approval to proceed with proposed programme of work.

Councillor Cooper stated his support for the recommendation as tourism could greatly benefit from the collaboration. He referred to Council's links with China and reported on the large tourist level of interest in terms of visitors being attracted to this area. He proposed that a report be brought back to Members which detailed the direct job relationships and economic benefits and also Council's commitment towards those relationships.

Alderman Ramsey stated that regarding links with other cities, New Hampshire should be considered as it had been developed by citizens who had emigrated from here almost 300 years ago. He added that those links could provide a great tourism boost for the City.

Alderman Hussey welcomed the ongoing developments regarding international activities to date. He stated that he was mindful that Foyle Port had not been mentioned within the report. He added that the port

had international business links and the new tug had been commissioned and built in China. He then referred to the MoU draft and as a matter of accuracy stated that 'Derry Strabane County Council' be amended to Derry City and Strabane District Council.

At this point in the meeting Alderman Hussey declared an interest in this agenda item.

Councillor Reilly stated his support for the recommendation and stated that were links had been made with other areas due to events such as the Clipper Festival, Council should focus on areas where the benefits could be maximised, and have connections in other areas.

In response, the Director of Business and Culture stated that on their first visit they were not only seeking companies to come here but also becoming a trading partner. He stated that a lot of the companies received orders and had already started to show the benefits in terms of the markets. He further stated that local companies would be travelling to Boston for business to business conversations. He added that in terms of New Hampshire, the team were currently concentrating on establishing and developing the connections in Boston and Philadelphia on a more mature level. The Director then referred to Foyle Port and stated that the port was an important economic partner and a member of the economic partnership group within the Community Plan. He added that 95 percent of business at Foyle Port was importing rather than exporting but that Council did work closely with the port.

Alderman Warke enquired how long it would take for the benefits from developing the international connections to show. He also referred to the visit by the Lord Mayor of London and asked if any business relationships had been formed.

The Director of Business and Culture stated that there was no time limit and will bring a report to update Members with benefits that had been achieved thus far. He reported on the ties between the City and the City of London and that the Lord Mayor of London had attended a joint presentation for businesses in the financial sector who may have been looking for potential overflows or centres to develop their business.

The Committee

Recommended that Council (i) approve the development and enter into a Memorandum of Understanding with the City of Boston; and (ii) to develop more formalised relationships with the City of Dalian, Laoning Province, China.

BC223/17 Visit Derry Review

The Head of Culture presented the above report details of which had been previously circulated to Members. The purpose of the report was to update Members on the independent review of Visit Derry which was carried out to consider the efficiency and effectiveness of the organisation within the context of the new Council area and the Strategic Growth Plan. She stated that any recommended increased contribution would be subject to the rates process

Councillor Cooper stated his support for the recommendation and that from experience, in terms of overheads the current budget was a paltry sum compared to what was required. He remarked that the performance levels had risen over the last decade and with such a small amount designated to marketing, showed how much potential existed if adequate money was directed towards Visit Derry. He referred to Belfast and its designation by Tourism NI as a gateway city which as a result, received increased marketing budgets. He stated that Tourism NI had designated the Halloween Festival as a regional festival rather than international despite the fact that it had attracted around 40,000 visitors to the City. He further stated that this was unacceptable as it did not permit Council to bid for international events.

Councillor McMahon suggested that the recommendations for Visit Derry did not fit in with the Sperrins area which was a jewel in the crown for Council. He stated that feedback from the consultation process for the Community and Village Plans could help the Visit Derry team consider a more in depth look at the Sperrins and what it had to offer.

Alderman Hussey concurred with the remarks and expressed concern that the Strabane area would not be considered for a further five years. He stated that he was mindful of an SLA review at any stage however, the wider product in the Strabane and West Tyrone area should be marketed. He suggested that a parallel organisation be set up with an

appropriate budget to look at the niche markets and consider other markets within Strabane and West Tyrone.

Councillor Reilly remarked that Visit Derry had worked hard to promote the City and District. He stated that the recommendation be supported to ensure that everything is done to attract people to come and visit, not just at Halloween but at any time of the year. He referred to the amalgamation of Derry and Strabane Councils and stated that Visit Derry were aware of the impact it would have on their work to incorporate the entire City and District.

Alderman Ramsey welcomed the proposed increase in future funding for Visit Derry and stated that resources also needed to be increased to accommodate the rise in visitor numbers to the City. He further stated that Council need to have the infrastructure in place as the City had the potential to draw large visitor numbers on a regular basis.

Councillor McMahon remarked that although he had raised concerns regarding the Sperrins he was not stating that Council were not doing enough regarding tourism.

The Head of Culture stated that Visit Derry had two main objectives; visitor services and destination promotion. The review had specifically asked to make some recommendation on how to best bring forward Visit Derry given the fact that the Council area had extended. She stated that details on product development in Strabane and West Tyrone would be covered in the tourism strategy report which would be available in the New Year and were the subject of other reports to this committee including those on Sperrins Future Search work and other Tourism product development related reports. She added that Visit Derry had a role in visitor servicing when visitors were attracted to the area which included driving the visitor out into products right across the entire Council area.

The Committee

Recommended that Council (i) increase the contribution on a phased basis of £693,175 which could commence in 2018/19 subject to the funds being made available from the rates process; and (ii) agree

officers to review the current SLA in light of the recommendations.

Open for Information

BC224/17 Strabane Business Improvement District

The Head of Business presented the above report details of which had been previously circulated to Members. The purpose of the report was to provide an update on the current progress of the Business Improvement District (BID).

Councillor P Kelly stated that he welcomed the BID programme as something new and positive for the Strabane area.

Councillor McMahon stated that the programme had launched last year through Strabane Town Forum and the businesses involved in the initiative were beginning to reap the benefits. He extended his thanks to the organisations, and officers who had worked on the programme.

The Committee

Recommended that Members note the contents of the report.

BC225/17 Update on PEACE IV Programme

The Head of Business presented the above report details of which had been previously circulated to Members. The purpose of the report was to update Members on the implementation of the local PEACE IV Programme funded by the SEUPB.

Councillor Reilly declared a non-pecuniary interest in this agenda item.

The Committee

Recommended that Members note the contents of the report.

The Meeting went into confidential business.

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Derry and Strabane District Council

Open Minutes of Environment and Regeneration Committee held in the Council Chamber, Guildhall, Derry on Wednesday 15 November 2017 at 4.00pm

Present: - Councillor Dobbins (in the Chair), Aldermen Bresland, Hussey, Ramsey and Warke, Councillors Campbell, Duffy, Hassan, Hastings, C Kelly, D Kelly, R McHugh, Tierney and Reilly.

Non-Members:- Alderman Devenney, Councillors Carr, Donnelly, Gallagher, P Kelly, O'Reilly and Robinson.

In Attendance: - Director of Environment and Regeneration (Mrs K Phillips), Head of Environment (Mr C Canning), Head of Capital Development and Building Control (Mr F Morrison) and Committee Services Assistants (Ms N Meehan and Miss L Bell).

Representing Department for Infrastructure: Mr D McBride.

Representing Sustainable NI: Ms N Hughes.

ER222/17 Notice and Summons for Meeting

The Director of Environment and Regeneration read the Notice and Summons for the Meeting.

ER223/17 Apologies

There were no apologies.

ER224/17 Declarations of Members' Interests

Alderman Hussey and Councillor McHugh declared an interest in item ER237/17 – Closure of Ulster Bank - as customers of Ulster Bank.

Councillor Hussey declared an interest in item ER237/17 – Magheramason Play Provision Update -as a Member of the Rural Development Group.

Alderman Ramsey and Councillor Campbell declared an interest in item ER241/17 – Mews Lanes Scheme – Triax Proposal - as Members of Triax.

ER225/17 Deputation- Disabled Parking Bays

The Committee received Mr D McBride, Department for Infrastructure to address Members on the Accessible Parking Bays Scheme.

Mr McBride gave a brief presentation on The Accessible Parking Bays Scheme concentrating on the Department's Information for Applicants document a copy of which had been circulated to Members. He advised however that this was currently being updated in line with changes in DLA and the introduction of PIP. Mr McBride outlined for Members the three stages of the application process which were as follows:

- Assessment stage – this involves checking the eligibility of the applicant and determining if they meet the criteria required for the allocation of an accessible parking bay. A site survey is also carried out to determine if the applicant is experiencing parking difficulties.
- Legislation Stage – completed applications are referred to Headquarters and for reasons of efficiency applications are batched together and orders are legislated six times each year. Applications are advertised in the local press outlining the proposed location of the accessible parking bay and 21 days are given for the receipt of objections. Applications are ultimately referred to the Minister and/or the Permanent Secretary for determination. This process can take 3-6 months.
- Marking Stage – following the signing off of the legislation it is necessary to appoint a contractor to physically place the markings required for the accessible parking bay. This stage can prove time consuming as in order to attract contractors the work is allocated in batches which is also more cost effective. The Department endeavours to have this process completed as quickly as possible.

Members thanked Mr McBride for his presentation. Members then raised the following issues:

- Referred to major difficulties being experienced in Patrick Street, Strabane in relation to excessive traffic levels due to free parking in the area and the impact thereof on elderly residents living in the area. In some instances ambulances had been unable to gain entry to the street due to the lack of available parking spaces and as such enquired as to the possibility of the Department providing accessible parking bays in this area.

- Expressed concern that in some instances the process involved had taken approximately nine months.
- Referred to the fact that the most time consuming aspect of the process appeared to be the appointment of a contractor to prepare the markings for the accessible parking bay and enquired if a more efficient method could be used.
- Referred to the fact that accessible parking bays were necessary to enhance the life of many disabled people and expressed concern that the entire assessment was swamped in unnecessary bureaucracy.

Mr McBride advised that he had been making detailed enquires into the issue and had explored the possibility of the markings being carried out in-house in order to reduce the time involved in processing applications. He stated that the Department had the capabilities within its Strabane Depot to carry out this task. He undertook to explore this approach and oversee the time involved in processing applications.

Councillor Tierney welcomed Mr McBride's response and stated that any suggestion to carry out this work in-house would surely reduce the time involved in processing applications and would ultimately prove more cost effective.

Alderman Warke expressed concern that accessible parking bays were not sufficiently large to accommodate wheelchair accessible vehicles and enquired if this could be addressed throughout the City and district.

Mr McBride advised that he had not previously been made aware of this problem. However, he undertook to investigate the possible provision of adequate sized spaces at the Diamond given the increase in the number of wheelchair accessible vehicles.

Councillor Hassan referred to the need for an increase in the number of accessible parking bays within the City and particularly in the Diamond. He stated that the current time involved in processing applications was disgraceful. He welcomed the suggestion to consider carrying out the siting of road markings in-house.

Alderman Hussey enquired if the Department and relevant authorities could ensure that those who inappropriately use disabled parking bays were firmly dealt with.

Mr McBride explained that this was an enforcement issue and was overseen by Traffic Wardens. He stated that whilst there was a customary presence of Traffic Wardens in the City centre this was not possible in residential and rural areas and the problem was therefore difficult to police.

Members thanked Mr McBride for his response and he withdrew from the meeting.

ER226/17 Sustainable NI

The Committee received Ms Nichola Hughes who gave an in-depth presentation on Supporting Sustainability Goal covering the following areas:

Ecological Footprint

Social Justice

World Population Projections

Unthinkable – Unimaginable

So What is Sustainability?

Global Goals 2030

Sustainable Development and Climate Change are Two Sides of the Same Coin

Climate and Energy Policy

The Ostrich Problem

It Doesn't Matter What Others are Doing It Matters What You are Doing

Sustainable Communities

Clean Energy – Density - Infill – Growth Management – Urban Transport

Sustainable Buildings

Zero Energy Retrofit

Car Clubs

Smart Technology

Ecosystem Services

Grassroots Solutions

Implementation – Policies – Partnerships – Programmes

Policies

Partnerships

Projects

Inspire – Influence – Inform

Support Available – Expertise – Workplan

Members thanked Ms Hughes for her presentation and commended her on its detailed content.

The Chairperson stressed that Derry City and Strabane District Council were to the forefront in terms of sustainable awareness and this was being led by local primary schools who had fully embraced the concept and were striving to promote environmental governance.

Alderman Hussey referred to the significance of sustainability in terms of the planning process and queried what engagement had taken place with the Planners particularly in relation to the Local Development Plan.

Ms Hughes agreed that sustainability was one of the major challenges to be addressed by Council in terms of the planning process. She stated that she would welcome an opportunity to engage with Council's Planning Committee. She stated that Sustainable NI had prepared a planning policy statement which provided an overarching best practice guide that Council could adopt and go over and beyond the existing standards.

Councillor Campbell stated that schools were key in terms of promoting environmental awareness. He reflected however on the negative effect of capitalism in relation to progressing this ideal. He referred to the presentation to the December Meeting of the Committee by Eunomia on the Zero Circular Waste Economy which he described as timely.

Councillor Hastings referred to the need for Council to encourage a sustainable environment. He said it was important however that a balance was struck in terms of maintaining a healthy economy and achieving a sustainable environment referring particularly to the increasing numbers gravitating towards an urban lifestyle. He referred to Council's objective of a zero circular waste economy and its commitment to the practices involved in achieving this goal. He felt Council should be proud of its undertakings and achievements in relation to recycling.

In response to a query from Councillor O'Reilly regarding the balance between profit and sustainability and the possible introduction of measures to ensure sustainable neighbourhoods, Ms Hughes explained that a sustainable environment was conducive to economic wellbeing. She stated that development of sustainable neighbourhoods was ultimately more economically viable and also addressed the major problem of fuel poverty so prevalent in Northern Ireland. She stated that in the UK proposals were afoot to introduce a zero carbon home points system in the next five years which would inform the use of materials in all new developments.

Alderman Ramsey expressed his Party's support for a sustainable environment. He referred to the various recycling initiatives introduced by Council and commended officers on their endeavours in this regard.

The Committee thanked Ms Hughes for her presentation and she withdrew from the Meeting.

Chairperson's Business

ER227/17 Closure of Ulster Bank Branches

Alderman Hussey expressed concern at the recent announcement by Ulster Bank to close ten of its branches and the serious impact thereof on sustaining community regeneration. He said he was devastated at

the Bank's proposals to close its Castledearg branch which was the last remaining bank within the community. This totally flew in the face of their proclamation to be a customer focused bank. He continued that Ulster Bank had realised £58m pre-tax profits in 2015 and their parent bank RBS was still owned by the British taxpayer. He stated that they had shown no loyalty to longstanding customers.

Alderman Hussey acknowledged that the face of banking was changing with the increase of digital banking however, this did not ultimately have to result in the closure of branches and the loss of contact with customers. He said the proposed closure would make daily banking more difficult for many longstanding customers of this branch and a particular disadvantage for those who had limited access to online services.

Councillor Reilly concurred with the previous speaker's comments.

Councillor McHugh reiterated the fact that this would result in the closure of the final remaining bank branch in Castledearg. He said such multi-million pound companies had little interest in local loyalty. He expressed concern that the proposed closures would result in forty staff facing redundancy with no guaranteed alternative employment.

Subsequently the Committee

Recommended **that Council write to Ulster Bank seeking a meeting with them to discuss their decision to close a number of its branches including one located within the Council district and requesting that they reconsider their decision to close their branch in Castledearg.**

Open for Decision

ER228/17 Confirmation of the Open Minutes of the Environment and Regeneration Committee Held on 11 October 2017

Minutes of the Environment and Regeneration Committee held 11 October 2017 (ER200/17-ER216/17) were submitted.

Councillor Reilly advised that he had submitted apologies for non attendance at the October Meeting of the Committee however these had not been recorded in the Minutes.

It was agreed that the Minutes would be amended accordingly.

Subsequently Minutes of Environment and Regeneration Committee held on 11 October 2017, as amended, were confirmed and signed by the Chairperson as correct.

Matters Arising

ER229/17 Deputation – Environment Agency

Councillor Donnelly referred to a presentation from the Environment Agency at the September Meeting of the Committee following which he had queried if an assessment had been carried out at the lagoons at Drumahoe and if there had been any damage following the recent flooding. He stated that Dr Kearney had been unable to comment at that time but had undertaken to respond thereon by 3 November and queried if any such response had been received given the importance of this issue for local Anglers.

The Director of Environment advised that a response had not yet been received however she undertook to follow up on this the following day.

Alderman Hussey enquired if there had been any engagement with NIEA regarding their response on the issue of illegal waste.

The Head of Environment advised that an initial meeting had taken place the previous week and a follow-up meeting would take place in December. He said he had been unable to attend the previous week's meeting however he undertook to obtain a copy of the minutes in respect thereof and would be in attendance at the scheduled December meeting.

Alderman Hussey welcomed this response.

The Head of Environment undertook to submit a report to the January Meeting of the Committee on the outcome of discussions.

ER230/17 Council Car Pool Scheme- Policy

The Head of Environment presented the above report a copy of which had been previously circulated. He advised that the purpose of this report was to seek Members approval with regard to the adoption of a policy relating to the use of Councils Car Pool Scheme.

The Committee

Recommended that the Members endorse the Car Pool Policy.

ER231/17 Culmore Country Park – Request to Site Portacabin

The Head of Environment presented the above report a copy of which had been previously circulated. He advised that the purpose of the report had been to advise Members of and seek their recommendations with regard to correspondence received from Culmore Community Partnership with regard to the siting of a temporary office within Culmore Country Park.

Councillor Hassan advised that Culmore Community Partnership were working towards establishing a number of projects in the area. They felt that the positioning of a portacabin on the site would be ideal for people using the Park to meet and consult on the ongoing projects. He referred to the need for a Community Centre in Culmore however it was felt that the portacabin would meet the current needs of the Culmore Partnership.

Alderman Hussey questioned if it was the most appropriate way to address the needs of the local community other than by providing a temporary structure and queried if there were plans for a permanent structure in the longer term. He acknowledged the immediate benefits which could be derived from a temporary structure however this would prove inadequate in the longer term.

Councillor Tierney stated that one of the key issues for the local community in Culmore was the lack of any community facilities. He queried that if Council were to proceed with the proposed portacabin if it would be for the benefit of the local community. He acknowledged Alderman Hussey's comments that monies would be better used towards a permanent structure as opposed to a temporary structure which would not meet the long term requirements of the local

community. He suggested that the reason that the Culmore Community Partnership had brought forward this proposal was to provide them with a base which could ultimately be a pre-cursor for a community centre and identified the benefits of agreeing to the proposal.

Councillor Hassan referred to the need to address the needs of the local community on a step by step basis. He agreed that the long term plan was for the provision of a Community Centre and work was ongoing in this regard. However it would make sense to secure the portacabin at this stage. He stated that if Council approved the provision of a portacabin at this site it would prove beneficial for the Culmore community in terms of providing a base in the Park.

Councillor Hassan stated that the number of projects which would be developed in Culmore in the coming years would undoubtedly increase and the lack of facilities was one of the major concerns for the local community. He said the provision of the portacabin would assist in the regeneration of the entire area.

Councillor Tierney enquired if Officers were proposing to approve the Culmore Community Partnership's request to locate a portacabin at the site and investigate costings in relation thereto.

Alderman Hussey said he was voicing an opinion in terms of a permanent way forward. However if the proposal moved towards a community centre he would have no objection.

The Director of Environment and Regeneration suggested that Officers bring forward a report outlining costings in connection with locating a portacabin on the site and have subsequent discussions with the Culmore Community Partnership in an effort to identify potential funders.

Subsequently the Committee

Recommended that Officers prepare a report in costings in regard to costings in siting a portacabin at Culmore Country Park and engage with Culmore Community Partnership in an effort to identify potential funding opportunities.

ER232/17 Notice of Application from Flintridge Resources for Mineral Prospecting Rights

The Director of Environment and Regeneration presented the above report a copy of which was previously circulated. She advised that the purpose of the report was to advise Members of the receipt by the Department of the Economy of an application for the Mineral Prospecting Rights under Section 11 of the Mineral Development Act (Northern Ireland) 1969.

Councillor Gallagher welcomed the corporate decision of Council to oppose the granting of a licence by the Department in this instance. He advised that he had recently attended a presentation by Dalradian Gold Limited who had indicated that they planned to remove thousands of tonnes of earth from their site and shatter it and subsequently replace it in this area of land in the countryside. He said he felt this would play an important role in supporting the corporate role of the Council and the corporate position of Council which was relevant to Committee and to ratepayers.

Councillor McHugh endorsed the comments contained in the report. He stated that it was worthwhile pointing out the disregard shown to Council by not following procedures in providing maps of where they intended to explore.

Alderman Warke advised that he also attended the site visit arranged by Dalradian following which he had felt reassured by their comments.

The Committee

Recommended that the Members endorse the attached response written by the Director of Environment and Regeneration to the Department of the Economy.

ER233/17 Street Naming and Postal Numbering – Development of 30 New Dwellings at Cloghole Road Derry- Request for Development Name

The Head of Capital Development and Building Control presented the above report a copy of which had been previously circulated. He advised that the purpose of the report was to gain Members consent to name a new development of thirty dwellings at a site on Cloghole Road, Derry.

In response to a query from Alderman Hussey, the Director of Environment and Regeneration advised that the policy referred to in 5.2 was one of the policies which was considered at the beginning of the new Council and undertook to provide the said Member with the details in respect thereof.

The Committee

Recommended that the Members endorse the Developer's second preference "Corn Mill Park" in respect of the new development at Cloghole Road.

Open for Information

ER234/17 Update on Refuse Collection Arrangements at Ballyarnett Travellers Site

The head of Environment presented the above report a copy of which had been previously circulated. He advised that the purpose of the report was to update the Members with regard to refuse collections services at the Travellers' Accommodation site operated by the Northern Ireland Housing Executive at Ballyarnett.

Members commended the Head of Environment on the consideration given to this issue.

Councillor Tierney referred to discussions he had with the Director of Environment and Regeneration regarding the siting of skips and suggested that given the views of the travellers consideration be given to locating these at the rear of the site. He stated that there were still a number of major issues at this site which must be addressed and requested that this matter be retained on the agenda and continued assistance be given to the Travellers in conjunction with the other statutory partners involved.

Councillor Duffy referred to the importance of this issue in the local area and stated that it would require ongoing work by both Council and the Housing Executive to address the range of issues which remained outstanding. However she thanked Council and the Housing Executive for their efforts to date in addressing the situation.

Councillor Robinson welcomed the recent developments at the site. He referred to the serious impact on the site of bins having insufficient capacity. He also referred to a number of issues which must still be addressed however the first step had been in addressing this problem.

ER235/17 Proposed Disabled Parking Bays

The Director of Environment and Regeneration presented the above report a copy of which had been previously circulated. She advised that the purpose of the report was to advise Members of correspondence dated 25 September and 25 October 2017 from Transport NI, Network Development Section, regarding proposed disabled parking bays throughout the district.

Members noted the content of the report.

ER236/17 Environmental Awards 2017

The Head on Environment presented the above report which had been previously circulated. He stated that the purpose of the report was to update Members on Councils recent success at the 2017 Britain in Bloom competition.

The Head of Environment referred to 3.3 of the report and pointed out that this was the first time that a perfect score had been awarded in terms of cleanliness and the judges had noted the cleanliness of the City which was a reflection of the work carried out by Council

The Chairperson advised that she had attended the Awards Ceremony to collect the Award on behalf of the Mayor and she commended Officers on this wonderful achievement. She said there was a general perception among the guests regarding how outstandingly clean the City was. She stated that it was the first time a Cleansing Section had been awarded one hundred per cent.

Alderman Hussey congratulated the Head of Environment and his staff on this achievement. He expressed concern at the final six words of 3.3 "how outstandingly clean the City was" and said he looked forward to "an outstandingly clean City and district". He referred to the rural area expressed concern at the delay in having debris removed from crossings and traffic islands which detracted from the aesthetics of the area. He requested that this problem be addressed by the relevant statutory authority.

The Head of Environment advised that arrangements had been made for a Supervisor located in Strabane to assess this problem and anticipated that it would be addressed in the coming weeks.

Councillor Donnelly acknowledged the Award but expressed concern at the unsatisfactory condition of streets and laneways in Creggan which was presenting a major problem.

ER237/17 Magheramason Play Provision Update

The Director of Environment and Regeneration presented the above report which had been previously circulated. She advised that the purpose of the report was to update members on the Magheramason Play Project.

ER238/17 Newtownstewart Play Provision Update

The Director of Environment and Regeneration presented the above report which had been previously circulated. She advised that the purpose of the report was to update the Members on the Newtownstewart Play Project.

Members agreed that the above two reports would be considered simultaneously.

Alderman Warke referred to the need for play provision in Magheramason. He referred to the suggested two phase approach, which he said the Magheramason community who had campaigned so vigorously for many years for play provision in the Magheramason area, would be willing to consider.

Alderman Bresland suggested that Officers further examine the suggested two stage approach. He expressed concern at the possibility of the Magheramason community being disappointed given their endeavours in this regard.

Alderman Devenney stated that this had been a legacy project from the former Strabane District Council and campaigners had been working hard for ten years for play provision in the Magheramason area. He stated that whilst planning permission had been granted funding was not forthcoming in respect of the project. He stated that following the amalgamation of the two Council he had attended an on-site meeting

with the Parks Development Manager to consider proposals which the Parks Development Manager felt were somewhat outdated and suggested submitting a new planning application in respect of the proposal. He said that whilst he would welcome the progression of the Newtownstewart Scheme he expressed concern that Magheramason had not reached the criteria for rural development funding due to the fact that it did not have a sufficient population. He stated that he had since been in touch with the Magheramason Community Association and they had indicated that they would be willing to proceed on a two phased basis. He referred to the excellent credentials of the group and anticipated that phase I would proceed and a scoping exercise be carried out in an effort to identify funding opportunities in respect of the proposed works.

Alderman Hussery referred to 4.4 and expressed disappointment that Magheramason would not be eligible for capital funding under the Rural Development Programme. He stated that anyone who was familiar with the Magheramason area would realise that this was an expanding community. He presumed that if a number count of the area was carried out it would have a sufficient population to meet the criteria. He advised that he engaged with the Community Association who had considered what could be provided in the area in terms of play provision. He stated that it would be a travesty if there was no development in relation to play provision given the efforts and forward planning by the community association in this regard. He agreed that a two phased approach could be a possible way forward and suggested that Council investigate possible funding in respect of these works.

Councillor P Kelly concurred with the comments made by the previous speakers. He welcomed the Newtownstewart scheme but pointed out that in general play provision in the rural area was somewhat lacking referring specifically to Plumbridge.

Councillor Hastings, as a member of the Rural Development Group, stated that the criteria used by the Rural Development Programme was fair and was developed by an independent consultant. He advised that £150,000 of the funding in respect of the Strathfoyle scheme had not been forthcoming from Council. He said there were little comparisons between small and larger communities. He stated that the redevelopment plans for the next five years highlighted equality and investment across the entire area and it was important that Council was not seen to be overly thrifty when considering the needs of the community.

The Director of Environment and Regeneration stated that as Members were aware Officers had been endeavouring to secure funding for this project however it had not been successful in this regard. She stated that Officers would be willing to consider a two-phased approach as suggested in the report and undertook to bring forward a detailed report through Council's Capital Review Group to consider prioritisation. She further undertook to prepare a detailed report of the matter for consideration at the next Meeting of the Committee.

The Director of Environment and Regeneration advised that Council had been successful in the appointment of a Play Development Officer who would be responsible for scoping the entire Council area in terms of play provision in order to decide on prioritisation.

Councillor Donnelly endorsed the previous comments in regard to play facilities. He commended Officers on the progress of the Brandywell Scheme which reflected the views of local residents. He urged a similar approach in relation to other schemes throughout the Council area.

ER239/17 Street Naming and Property Numbering- Requests for Installation of Bilingual Signage

The Head of Capital Development and Building Control presented the above report which had been previously circulated. He advised that the purpose of the report was to inform Members of the outcome of recent applications to provide bilingual signage at Durrow Park, Derry and Mount Carmel Heights, Strabane.

Members noted the content of the report.

ER240/17 Applications Processed Under Building Regulations (NI)

The head of Capital Development and Building Control present the above report which had been previously circulated. He advised that the purpose of the report was to advise Members of applications processed under Building regulations (NI) between 1 September 2017 and 30 September 2017.

Members noted the information contained in the Report.

ER241/17 Mews Lanes Scheme – Triax Proposals

Members requested that the above item which was in confidential business be discussed in open business.

The Chairperson subsequently advised however that the item had been withdrawn at the request of the proposer.

The Director of Environment and Regeneration referred to an email which had been received from Triax requesting that this item be withdrawn as they did not wish to proceed with their proposals at this stage and would contact Council regarding a re-worded proposal. She stated that if Members were satisfied could bring forward a further report when additional information was received.

Councillor Donnelly enquired if this proposal would be put out to tender for other groups to undertake.

The Director of Environment and Regeneration advised that the original report had requested Members' comments and recommendations in relation to the report. Council was not however proposing any action in this regard at this stage. She stated that as Triax had indicated they wished to withdraw their proposals. She stated however that if any further plans were received these would be presented to Committee for Members comments and consideration and to agree a way forward.

Councillor Tierney stated that the proposal was worthy of consideration if it was spread throughout the Council district and was not concentrated in Triax areas. He referred to his Party's concerns regarding the proposed roll-out of the scheme. He referred to the need for fairness and balance given the number of groups which existed throughout the Council district. He queried the possibility of Council undertaking the scheme and as such suggested that funding be set aside in respect thereof. He stated that this was an ongoing problem throughout the City and district and must be addressed. He referred to the proposed establishment of a Working Group previously considered by Council to address this problem.

The Director of Environment and Regeneration stated that this had been an issue of major concern. She suggested that Officers bring forward proposals for consideration by Members and decide on how to address potential additional costs through the rates estimates process. She agreed with the establishment of a Working Group to consider costed options.

Councillor Donnelly referred to his concerns when he had initially viewed the proposals put forward by Triax. He stated that there were numerous groups throughout the City and District who carried out excellent work. He referred to a request he had made at the September Council Meeting that a report be prepared on the possibility of Council taking care of these lanes however the report suggested that this could not be done. He referred to the need to be

accountable to those groups who had invested their own money and he stated that the process must be open to all.

Councillor O'Reilly stated that extensive work had been carried out in relation to this. He referred to the problem which existed in his area. He suggested that this problem would be best addressed through educating the public in regards to the upkeep of laneways and to encourage community participation in terms of the wider issues. He referred to the importance of establishing a Working Group. He referred to Strathfoyle as an area of good practice. He reiterated the need for community engagement.

Alderman Hussey stated that Triax had submitted an excellent proposal which he felt would have been beneficial to the City and district. He referred to the need to identify a way forward to address this problem.

Councillor Campbell referred to the fact that the Triax proposal had now been withdrawn. He reminded Members however that this had been a pilot project which, if successful, could have been rolled out throughout the City and district. He stated that any proposals which were put forward to address the problem should be considered and agreed through the suggested Working Group to be established to consider a way forward in relation to the issue of mews lanes.

Councillor Hastings said that surely this was one of the major issues which must be addressed through the Community Planning process. He referred to the need to identify ownership of the mews lanes and for all of the statutory bodies concerned to participate in addressing this problem as this was not a matter specifically for Council. He said it was unfair that ratepayers should be burdened with the cost of addressing this problem.

Alderman Hussey expressed disappointment that Triax had withdrawn their proposal and felt this would have proved successful in addressing the problem.

Subsequently the Committee

Recommended that a Working Group be established including elected Members, and representatives from the statutory and community organisations to consider a way forward in terms of addressing the issue of Mews Lanes.

The Meeting terminated at 6.45 pm

Derry City and Strabane District Council

Open Minutes of Health and Community Committee of Derry City and Strabane District Council held in the Council Chamber, Guildhall, Derry on Thursday 16 November 2017 at 4.00pm.

Present: - Councillor R McHugh (Acting Chair); Alderman R Hamilton, Councillors Campbell, Carlin, Cusack, Duffy, Gallagher, Gardiner, Hastings, Jackson, McGinley and Tierney.

Non-Members of Committee: - Aldermen Hussey and Warke; Councillors Carr and D Kelly.

In Attendance: - Director of Health and Community (Mrs K McFarland), Head of Community Development and Leisure (Mr B O'Hagan), Head of Health and Community Wellbeing (Mr S Donaghy), PA to Health and Community Director (Mrs L Shields) and Committee Services Assistant (Mrs T Johnstone).

HC227/17 Notice and Summons for Meeting

The Director of Health and Community read the Notice and Summons for the Meeting.

HC228/17 Members Attendance and Apologies

The Director of Health and Community recorded Members attendance. There were apologies received from Aldermen McClintock and Thompson (Chair).

HC229/17 Declarations of Members' Interests

Councillor Duffy declared an interest in the following agenda item:

- Agenda item 15 – Everybody Active 2020 Grant Aid Programme.

Councillor Carlin declared an interest in the following agenda item:

- Agenda item 13 – Grant Aid Programme 2018/2019.

Councillor McGinley declared an interest in the following agenda item:

- Agenda item 15 – Everybody Active 2020 Grant Aid Programme.

Open for Decision

HC230/17 Deputation: The Executive Office and Co-operation Ireland – Tackling Paramilitary Activity, Criminality and Organised Crime

The Chairperson welcomed Angela Fitzpatrick and Linsey Farrell, Director of Urban Villages, Racial Equality and Communities in Transition Division TEO and Mr Anthony Quinn, Co-operation Ireland, to the meeting. He then invited them to make their presentation to the Committee.

Ms Fitzpatrick proceeded to deliver the presentation to Members highlighting the following:

- Action B4 – where The Executive should establish a fund to support ambitious initiatives aimed at building capacity in communities in transition, including through developing partnerships across civil society and across community divisions.
- Building Capacity to Support Transition – Building the capacity of communities transitioning away from violence and the impact of coercive control is complex and a whole society issue.
- Synergies with other related Executive programmes; Good Relations, TBUC and Community Planning.
- Stage 1 – PQQ and Stage 2 – Tender, have been completed.
- Strategic Partner appointed on 29 September 2017.
- First Phase to be completed by the end of February 2018.
- Under Phase 1 the consortium will undertake a co-design and stakeholder engagement process
- The Second Phase from April 2018 to March 2021 will include the oversight, co-ordination, monitoring and reporting on the implementation of the plan.
- Geographical areas for the plan include: New Lodge and Greater Ardoyne; Shankill, including Woodvale; Larne, Carrickfergus and Lurgan; Lower Falls, Twinbrook, Poleglass, Upper Springfield, Turf Lodge and Ballymurphy; Brandywell and Creggan; Ballymacarrett, Clondeboy and Conlig.
- Plan will include liaison with Statutory Service Providers, Elected Representatives, Community Representatives and Paramilitary associates.

The Acting Chair thanked the representatives for their presentation and invited comments from Members.

Councillor McGinley welcomed the representatives and stated that due to the nature of the issues being addressed by the scheme, a very careful and sensitive approach was required. He further stated that an element of the plan would be the active participation of communities within the areas highlighted and added that adequate resources had to be made available for those areas for confidence to be instilled within the communities. He then commented that those tasked with upholding the law were also held accountable in the process. He added that he looked forward to a further meeting with the representatives to furnish Members with more details on the programme.

Mr Quinn, explained that the plan had a two stage process including an initial fact finding phase; then establishing liaison groups which would invite suggestions and ideas on how the plan would progress. He stated that the liaison groups would continue to work throughout the delivery of the plan as situations within communities would be expected to change and they had to respond to those changes. He added that the transition was a process of participation and engagement.

Councillor Tierney concurred with Councillor McGinley's comments regarding resources and building confidence within the communities for a successful delivery of the programme and the outcomes. He raised concerns with the research which had identified eight target areas for the programme particularly the Bogside and Brandywell which had been acknowledged as having the most paramilitary activity within the City and District. Councillor Tierney stated that he disputed the information as over the last number of months, the increase locally had been in the Ballyarnett District Electoral Area (DEA). He referred to the academic assessments submitted as part of the plan but emphasised that local input was a vital element in the process. He enquired if there was adequate funding for the plan given the current political situation.

In response, Ms Farrell stated that there had been academic work commissioned last year on behalf of the Tackling Paramilitarism Programmes Board (TPPB). She reported that the academics considered a range of data including housing, intimidation and paramilitary style attacks with the collated information brought to the Programme Board. She referred to the areas identified within the plan and stated that the TPPB had ascertained those areas would achieve maximum impact in those particular communities. She further stated

that those areas were a starting point for supporting communities in transition and welcomed any new developments to update information on areas that could be included in the programme. Ms Farrell reported that in terms of resources, these were being jointly provided by The Executive Office and the Treasury.

Mr Quinn stated that without input from the local community, the programme could not be delivered successfully and that it was vital that those local communities were at the centre of the delivery process.

Councillor Gallagher raised concerns that the scheme was very 'Belfast heavy' and Belfast would be allocated the majority of resources. He felt that 3 to 4 months would not be an adequate timescale for the first phase of the programme. He then referred to the involvement of Elected Representatives in the programme and enquired if party politics could hamper the process. He stated that there was a perception in the City that a proportion of people in the community sector may be gatekeeping for political parties which should be considered when carrying out any research. He further stated that on occasion, political parties could hamper the transition process. He referred to the bonfire situation in the Bogside area of the City and stated that, in his opinion, political parties had hindered some of the processes at that time which had escalated the situation.

In response, Mr Quinn stated that funding and resources would be allocated according to results of the research and which communities were expressing a wish to achieve transition throughout the process. He further stated that the timeframe of 3 to 4 months was needed to gather evidence which would be a continuous process throughout the programme. Mr Quinn then referred to comments made regarding party politics and explained that the programme was for the whole of Northern Ireland and in order for the programme to succeed, they would require guidance and support from all sides of the political spectrum to develop the plans in the right direction.

Ms Fitzpatrick stated that the 3 to 4 month timeframe was an important aspect of Phase One which had to be completed before progression to Phase Two of the programme. She stated that if this timeframe was inadequate they would review the situation and make representation to the Programme Board.

Alderman Hussey stated that in the past he could accept the definition 'paramilitary activity' but not in this day and age and suggested that the term was being used as a flag of convenience. He stated that it was

violent criminality and by using the term paramilitary activity, was giving kudos to those engaged in such activity.

Mr Quinn referred to communities in transition and stated that there were organisations who were paramilitary in origin and that elements of those organisations had progressed into criminality. He further stated that there were other elements within organisations that wished to transition and to stereotype them was not reflective of the aims of the programme. He added that there were people who wished to transition, however because of the power and influence of paramilitary organisations and organised criminal gangs, had found it difficult to do so. He emphasised that there was a role for law enforcement.

Councillor Campbell described the remarks made by Councillor Gallagher as disgraceful and added that problems around the bonfire situation had been caused by a handful of negative elements within the community. He stated that the community and voluntary sectors within the Bogside did a fantastic job and were not gatekeepers for any political party. Councillor Campbell stated that Councillor Gallagher should retract his comments.

Councillor McGinley stated that in regard to perceptions, there was a perception that people were being targeted by armed groups for not sharing proceeds of criminality and businesses and invited comment on same.

Councillor Gallagher stated that the remarks made had been based on perceptions and would not be withdrawn.

The Acting Chair thanked the representatives for their presentation.

The Committee

Recommended that representatives from the Transition programme meet with Members for a more detailed report on the process.

HC231/17 Chairperson's Business

The Acting Chair informed Members that correspondence had been received from Limerick City & County Council in relation to the partnership on the organ donor commemorative event.

HC232/17 Confirmation of the Open Minutes of the Health and Community Committee held on Thursday 12 October 2017

The open Minutes of the Meeting held on 12 October 2017 (HC202/17 –HC223/17) were confirmed and signed by the Chairperson as correct.

Matters Arising

There were no matters arising.

HC233/17 Western Health and Social Care Trust – Draft Savings Plan 2017/18: Outcome on Consultation and Trust Board Decisions made on 13 October 2017

Lesley Mitchell, Director of Finance and Contracting and Teresa Molloy, Director of Performance and Service Improvement presented Members with the above report, a copy of which had been previously circulated. The purpose of the report was to brief Members on the outcome of the Trust Board on the proposals within its draft savings plan 2017/18 which were publicly consulted on over the period from 24 August to 5 October 2017.

Councillor Jackson thanked the staff from the Trust on how they had conducted themselves during the challenging consultation events in the City. He expressed his concern that there had been very little feedback on Options 1-4 within the report. He stated that it had to be taken in the context that there had been more controversial proposals which gained more attention. He enquired if a full equality impact assessment had been carried out on each of the proposals and if the information was available from those assessments.

In response, Ms Molloy concurred that the focus of attention was on the major and controversial proposals and therefore a little less spotlight was turned to proposals 1-4 which the Trust decided to move ahead with. She assured Members that an equality screening process was carried out as a requirement on all twelve proposals. The screening suggested that proposals 1-4 would have no or very little impact on Section 75 groups and she said she would be content to share the information with Members.

Councillor Gardiner acknowledged the challenges faced by the Trust. However, she stated that people in the City and District were living on the wrong side of a 'postcode lottery' especially with the situation

regarding locums and retaining staff. She further stated that the cuts could not be supported as the other Trusts throughout Northern Ireland were not as disadvantaged. She enquired what action the Trust was taking to oppose the proposed cuts in the North West region.

Ms Mitchell stated that the approach taken this year by the Department of Health was to balance the books on a regional basis and this was the first time that all Trusts were facing financial difficulties. However the extent of the difficulties faced by the Western Trust were greater. She added that as a result the balancing of the regional plan meant that the Trust received more funding to cover the deficits. She further stated that over the past three years, they held an international recruitment campaign which resulted in the Trust being able to recruit thirty medical doctors from abroad. She reported that the Trust had been pressing the Department of Health regarding the implementation of a cap on the hourly rate for medical locums. She remarked that the supply of doctors within Northern Ireland was such that the majority were recruited through agencies with the hourly rate increasing on the basis of the market forces. The view of the Trust would be that there should be a regional locum cap, maintained by all Trusts, which would break the market and allow them to recruit doctors at a lower hourly rate. She also reported that the Trust had a very extensive efficiency programme focusing on procurement initiatives and reducing absenteeism. She explained the difficulty was that the Department of Health had instructed the Trust to make savings which they had to deliver on. However, they had some discretion internally and reminded Members of the difficulties previously faced regarding learning and physical disability assessment on which they had made internal decisions to protect these areas.

Ms Molloy reported on the proposal for reduced cleaning. She stated that the reductions were very modest in respect of cutting down on the number of times in a week or month that offices would be cleaned. She added that the proposals had suggested more significant savings in that area but it had been pared down to non-clinical areas.

Councillor Gallagher felt that the situation had not been based on savings or efficiencies and the Trust should outline to Members the real crisis faced by the Trust. He added that the £40 million funded to the Trust was a temporary measure until April 2018. He then referred to the increased car park charges and asked if the money made from the increase was going into front-line services.

In response, Ms Mitchell stated that the Trust had been open with the public on the savings they were required to make in terms of the consultation process and documentation. She reported that the £40 million was non-recurring funding and that next April there will be a sizeable financial challenge faced by all of the Trusts. She added that they required a 6 percent increase of recurring funding for the provision of Health and Social Care.

Ms Molloy referred to the increase in car parking charges and reported that the Trust had taken steps to mitigate increases in charges. However, a temporary increase had been introduced on 1 November 2017 and the Trust would now be looking at making that increase permanent with a consultation planned for next month. She added that any income generated from the charges went back into the upkeep of the car parks or the wider Trust services.

Alderman Hussey stated that he was well aware of the financial challenges faced by the Trust prior to the current situation. He referred to the closure of the Tyrone County Hospital and the angst directed at the Trust regarding the redirection of earmarked funding. He remarked on the new state of the art facility in Omagh which did not have the appropriate personnel as an issue that must be addressed.

In response, Ms Mitchell stated that the Department of Health had a significant initiative on the back of the Minister's Document, 'Delivering Together', which was a new strategy for health in Northern Ireland. She added that this was a major transformation programme by the Department of Health, however from a Trust perspective, it would be over a ten year period and there would have to be some very significant decisions made within that context.

Councillor Hastings thanked the Trust on their comprehensive plan and enquired if they received extra funding at the beginning of the year which could have perhaps prevented the reductions.

Ms Molloy reported that the Trust began each year with an opening recurring balanced budget with non-recurring monies allocated throughout the year. However they were not aware of the funding until they had been informed by the Department of Health.

Councillor Hastings stated that it was a failure of the Executive and that the Assembly needs to return to Stormont. He added that the cuts did not focus on the number of people requiring operations or the number

of social worker and mental health referrals and was more focused on the services that they can currently deliver.

The Acting Chair thanked the representatives for their presentation.

HC234/17 Animal Welfare

The Head of Health and Community Wellbeing presented the above report, which had been previously circulated to Members. The purpose of the report was to advise and update Members regarding the levels of activity in the Animal Welfare function within the Derry City and Strabane District Council area and beyond.

Councillor Cusack referred to the breakdown of calls and referrals in the report which stated there had been 186 animal welfare cases within the City and District compared to 249 inspections with 3 cases of animals being seized. She reported that 79 calls to animal welfare had been referred elsewhere and asked for clarity on the breakdown as a lot of resources were going towards inspections and cases which may not hold any real issues. She referred to an information leaflet by NI Direct which educated people on animal welfare and asked if it will be distributed to households within the DCSDC area.

The Head of Community Health and Wellbeing stated that expectations from the public were very high regarding animal welfare with tolerance being very low which was reflected in the number of calls recorded. He reported that a number of calls related to noise from barking dogs which were not animal welfare related. He then referred to calls to animal welfare and that improvement was needed on how they are filtered through the system and that a voicemail message was available for phone users. He stated that the number of animals seized was reduced which hopefully would continue. He referred to information that was available to the public regarding animal welfare and reported on plans to update Council's website.

Councillor Cusack felt that 5 welfare officers was a small amount of resources to deal with the amount of cases that were reported and that actions were time bound in terms of cases involving animal cruelty. She enquired if there was sufficient budget allocation to deal with the situation.

In response, the Head of Community Health and Wellbeing stated that the matter was currently under review. He reported that care and

collection costs contributed to 30 percent of the budget and hoped the service would remain fully funded with adequate resources in place.

Alderman R Hamilton referred to additional enforcement actions within the report and enquired how many had taken place in the Strabane area compared to Derry.

In response the Head of Community Health and Wellbeing stated that he would furnish her with a full breakdown of figures.

The Committee

Recommended that Council (i) Note the level of activity in relation to Animal Welfare within the DCSDC area and endorse the enforcement actions; and (ii) Note the ongoing implementation of review recommendations; MoU's; Information sharing protocols; sub-regional liaison and funding of the service.

HC235/17 Northern Ireland Fire and Rescue Service – People at Risk Partnership Working Agreement

The Head of Health and Wellbeing presented the above report, which had been previously circulated to Members. The purpose of the report was to update Members on the Northern Ireland Fire and Rescue Service (NIFRS) Home Fire Safety Check service and seek Members approval for Council to sign up to the Northern Ireland Fire and Rescue – People at Risk Partnership Working Agreement.

Councillors Duffy and Tierney endorsed the recommendations and acknowledged the sterling work carried out by the Fire Service. They stated the importance of the project to ensure that vulnerable people were educated in fire safety.

The Committee

Recommended that Council's Health and Community Wellbeing Department sign up to the Northern Ireland Fire and Rescue – People at Risk Partnership Working Agreement.

HC236/17 Service Level Agreement for the Delivery of Tobacco Control

The Head of Health and Community Wellbeing presented the above report, which had been previously circulated to Members. The report was to seek Members approval for the Service Level Agreement with Fermanagh and Omagh District Council for the delivery of Public Health Agency funded Tobacco Control services within Derry City and Strabane District Council and the Legacy Limavady Borough Council area of Causeway Coast and Glens Borough Council.

Councillor Hastings enquired as to how many tests had been carried out in the last twelve months and if they had been successful.

The Head of Community Health and Wellbeing reported that compliance had improved over recent years due to the capacity to enforce controls. He stated that he will forward the exact number of tests to Councillor Hastings for information.

The Committee

Recommended that Council approve the Service Level Agreement with Fermanagh and Omagh District Council for the delivery of Public Health Agency funded Tobacco Control services within Derry City and Strabane District Council and the Legacy Limavady Borough Council area of Causeway Coast and Glens Borough Council.

HC237/17 Foyle Arena Events Schedule

The Head of Community Development and Leisure presented the above report, which had been previously circulated to Members. The purpose of the report was to advise Members of the proposed structured Events Schedule for Foyle Arena.

Councillor Gardiner commended the staff at Foyle Arena regarding the effective changes that had been made at the leisure centre. She stated that in relation to Tier 1 and 2 events people living in the area were not always aware of events taking place which resulted in noise complaints for events outside of normal working hours. She enquired if there had

been any plans to mitigate the situation and suggested ensuring that prior notice was given to residents before events took place. She stated that events of this type need to happen but there had to be a balance.

The Head of Community Development and Leisure stated that there had been consternation expressed by residents over the past eighteen months regarding late night events. He further stated that they were finding a balance between Foyle Arena being used as a leisure centre and also for large events. He added that they were meeting with residents on a regular basis to update them on any forthcoming events.

Councillor Jackson stated that there had been a number of successful events held at Foyle Arena, however they had caused concern to nearby residents. He further stated that users of the leisure centre should be first and foremost. He remarked that Foyle Arena had the capacity to hold large events and enquired if restrictions would be put in place to allow space for such events. He raised concern regarding the amount of time taken for set up and take down of equipment and the disruption it caused to service users.

In response, the Head of Community Development and Leisure stated that since the opening of Foyle Arena they had responded to event requests on an ad hoc basis but these proposals would allow for effective planning to meet all requirements. He further stated that the staff involved in set up and take down also had a role in managing the leisure centre. He added that depending on what type of Tier event was forthcoming, casual staff would be brought in with the charge put on the event promoter.

The Committee

Recommended that Council note the proposed structured Events Schedule at Foyle Arena and contribute to the consultation process.

HC238/17 Grant Aid Programme

The Head of Community Development and Leisure presented the above report, which had been previously circulated to Members. The purpose of the report was to update Members on the 2017/18 Grant Aid Programme, to seek Members' consideration of the financial implications arising from potential VCU funding reductions and to seek

Members' approval in principle of an increased allocation of £137,500 of rates revenue support.

Councillor Carlin expressed her shock at the content of the report and said that the idea that budget allocations to the voluntary community sector could be reduced by 20 percent on an already strained budget was alarming. She commended the officers in their attempts to secure remedial action within the rates process and stated that the rates would have to bear it as the voluntary community sector was the fabric of the community. She endorsed the recommendation and proposed that officers write to the Permanent Secretary for information on other proposed cuts and ask if there was any mitigation the Department for Communities could bring forward in terms of front loading some of the services and plan for the future. She added that the cuts would create chaos in the community in terms of the loss of services that were not equipped to withstand the cuts.

Councillor Gallagher stated that the corporate position of Derry City and Strabane District Council was not to implement cuts, therefore Council should not be servicing the proposed reductions. He further stated that if the shortfall was put on the rate payers, it was going against Council's corporate position.

The Acting Chair noted the comments and stated that legal advice be taken before the next Council meeting.

Councillor Tierney stated that if Members did not endorse the recommendation the effects would be felt across our communities throughout the Council area. He raised his concern with remarks made by Councillor Carlin and stated that it was not Council's responsibility. He proposed that Members write to the Permanent Secretary to have the matter addressed. Councillor Tierney stated that Council must be assertive in opposing any cuts until a satisfactory outcome had been received from the Permanent Secretary. He added that the failure of the Executive had brought down the people of the City and District and that political representatives needed to lobby their own political parties and local ministers to have the issues addressed.

Councillor Carlin stated that she had proposed to take on board and endorse the officers' recommendations on how to mitigate the worst of the cuts. She then proposed that an attempt be made to prevent further cuts and to ask for mitigation measures from the Department for Communities and the Department of Justice. She stated that the

SDLP had not supported any budget or striking of the rate and were now calling for Stormont to reassemble and provide a budget which they had not voted on. She further stated that political point scoring would not help the situation.

Councillor Tierney concurred that point scoring would not help and that he was stating the reality of the situation. He stated that the reason for the report being presented was the fact that there were no local ministers in place to mitigate against the proposed cuts. He added that SDLP had not supported the budget as the mitigation in those budgets for welfare reform was not enough.

The Acting Chair clarified the proposal to write to the appropriate departments to find out if any mitigating measures could be put in place.

In response to Alderman Hussey's query regarding the increase on the rates, the Head of Community Development and Leisure confirmed that the proposal would have a 0.3 percent impact on District rates.

Councillor Carlin proposed that a letter be sent to all the Departments to determine if there were any proposed cuts in the future and what mitigating measures they can put in place.

After voting by a show of hands the result was as follows:
For – 9; 1 - Against and 1 Abstention.

The Committee

Recommended **that (i) Council approve in principle an increased allocation of £137,500 of rates revenue support; (ii) write to all Departments to determine if there were any proposed cuts in the future and if so, what mitigating measures could be put in place.**

HC239/17 Support for Sport Events Fund

The Head of Health and Community Wellbeing presented the above report, which had been previously circulated to Members. The purpose

of the report was to seek Members' approval for the Support for Sport Event's Grant Aid 2017/18.

In response to Councillor Carlin's query regarding provision for the funding, the Head of Community Development and Leisure reported that allocations for the Support for Sport Events Fund were approved annually with any sporting organisations being able to apply for funding.

The Committee

Recommended that Council endorses the Support for Sport Event Fund Grants at a total value of £5,000.

HC240/17 Everybody Active 2020 Grant Aid Programme

The Head of Community Development and Leisure presented the above report, previously circulated to Members. The purpose of the report was to inform Members of the decisions of the EBA 2020 Active Awards 2017/2018 selection panel and to seek approval for same.

Councillors McGinley and Carlin endorsed the recommendations and emphasised the importance the funding presented for all of the local clubs. They highlighted the benefits derived from the DEA based approach for the allocation of funding and that the work carried out with local groups was evident. Councillor Carlin expressed her delight at the Strabane and Castlederg area being well represented in their successful funding application and commended the work carried out by officers.

At this point Alderman Hussey and Councillor R McHugh declared an interest in this agenda item.

The Committee

Recommended that (i) Council endorse the decisions of the Assessment Team and the Sports Committee to award EBA 2020 Active Award Grants to those applicants who scored 65% or above; and (ii) approve the use of the Support for Sport underspend in 2017/18 to deliver

**disability specific programmes to meet
the KPI's set by Sport Northern Ireland.**

HC241/17 Local Community Planning Governance Structures Update

The Head of Community Development and Leisure presented the above report, previously circulated to Members. The purpose of the report was to update Members on the process to develop governance arrangements for the eight Local Community Growth Partnerships and invite Members' comments.

Councillor McGinley thanked Officers for the update and noted that parties be given the opportunity to meet separately with the consultant in the ongoing process.

Alderman Hussey enquired why the consultants were meeting with party groupings rather than elected representatives.

In response, the Head of Community Development and Leisure stated that the process had a two pronged approach with views from local parties and independent members being the first stage in the process and community engagement events would be held in all the local DEA's where Members would be invited to contribute. He reported that the process will consider how governance arrangements work and how they are constituted. It will also look at allocation and funding, for example, how Grant Aid programmes are delivered.

Councillor Gallagher commented that through this engagement with the community it will give people the opportunity to have information on the processes related to Governance.

Councillor Tierney welcomed the report and stated that on behalf of the SDLP they looked forward to attending the engagements as a group and then as individual DEA's within the community. He added that the consultation for Elected Members was equally as important and that the views of the community should be considered.

The Committee

Recommended that Council note the update on the process to develop governance arrangements for the 8 Local Community Growth Partnerships and provide input

via meetings with the consultant for Parties and Independent Members.

HC242/17 Brandywell Stadium Update

The Head of Community Development and Leisure presented the above report, previously circulated to Members. The purpose of the report was to update Members on the proposed operations at the stadium and dog track racing facility and agree the pricing policy and schedule of charges; approve the costs for an upgrade of the Southend Stand; and approve leisure fit out and grounds maintenance equipment costs for the facility.

Councillor Campbell welcomed the report and endorsed the recommendation. He stated that the redevelopment of the Brandywell was a good news story for the area.

Councillor Tierney seconded the recommendation and stated that it was fantastic that Phase One of the Brandywell project was finally in its closing stages of completion. He emphasised to Officers the importance of Phase Two of the project and reminded them that the regional sub stadia funding was still available and the application should be made ready for submission. He stated that in terms of the Southend Stand, that all seats would require replacement rather than just a particular section and sought clarification on the matter.

In response, the Head of Community Development and Leisure, reported that in the short term the most weather beaten seats would be replaced immediately with the intention of replacing all of the seating in due course. He stated that in terms of Phase Two of the project, planning permission had been received and when the sub stadia application process comes to fruition, the application would be submitted.

Alderman Hussey remarked that the approximately £8,000 running costs for the facility was 'some subvention' and asked what the scenario was in going forward.

In response, the Director of Health and Community stated that the regional sub stadia fund was not yet open for Phase Two projects.

Councillor Gallagher welcomed the report and thanked Officers for bringing the project to near conclusion. He stated that he had visited the site at the Brandywell and was very impressed by the entire project. He referred to previous remarks regarding subvention and asked that other Council venues and facilities that received subvention be considered.

The Committee

Recommended that Council (i) agree the pricing policy and schedule of charges for the stadium (ii) approve fit-out costs of £120,000 to be found within 'In Year' efficiencies in the Brandywell Stadium budgets and ground maintenance equipment costs of £35,000 and (iii) approve refurbishment costs for the Southend Stand of £110,000 with any underspend of fit out costs to go into Southend Stand refurbishment.

HC243/17 Update on Active Travel Grants Scheme 2017/18

The Director of Health and Community presented the above report, previously circulated to Members. The purpose of the report was to update Members on the second round of applications for the Active Travel Grant Scheme and to seek Members' approval for the continuation of the scheme for 2018/19.

The Committee

Recommended that Council endorse the second round of applications for grants and continue this scheme into 2018/19 financial year with an investment of £10,000.

HC244/17 Sports Development and Physical Activity Plan

The Director of Health and Community presented the above report, previously circulated to Members. The purpose of the report was to seek Members' comments on proposals to develop a District-wide Sports Development Plan which builds upon participation, performance

and development opportunities and outlines how these align to the outcomes of the Inclusive Strategic Growth Plan.

Councillor McGinley stated that the report outlined the importance of this type of activity with Council being above average regarding the scheme. He added that this was testament to the Officers in Sports Development and Council who had been proactive with the community.

Alderman Hussey referred section 3.2 within the report '*raising the profile and strength of popular sports outside major team sports (e.g. GAA, IFA and IRFU)*' and presumed that this was confined to Gaelic football as opposed to hurling or camogie which came under the GAA remit. He expressed his hope that hurling, camogie and hockey would also have their profiles raised.

The Committee

Recommended that a Members' workshop would be arranged in December.

Open for Information

HC245/17 Correspondence

The Director of Health and Community presented the above report for information, previously circulated to Members regarding correspondence received by Council.

The Committee

Recommended that Members note the contents of the report.

HC246/17 Consultation List

The Director of Health and Community presented the above report for information, previously circulated to Members regarding consultation papers received by Council.

Councillor Gallagher referred to the Proposed Ionising Radiation (Medical Exposure) Regulations (Northern Ireland) 2018 and enquired if Council was participating in this consultation particularly regarding the

Department of Health who proposed the draft regulations. He stated that there had been many issues raised regarding gold mining and prospecting activities and asked the Members bear that in mind when considering the consultation. He informed Members that he attended a meeting with Dalradian Gold Ltd where concerns had been raised regarding their intention to take 15000 tonnes of rock from the ground for gold extraction. He stated that this may result in repercussions which Members should be aware of during the consultation process.

The Committee

Recommended that Members note the contents of the report.

The Meeting then went into Confidential Business.

The Meeting terminated at 6.45pm

Chairperson: _____

Date: _____

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



Mr John Kelpie
Chief Executive
Derry City and Strabane District Council
98 Strand Road
Derry
BT48 7NN

Castle Buildings
Upper Newtownards Road
BELFAST, BT4 3SQ

Tel: 02890520559
Fax: 02890520573

Email: richard.pengelly@health-ni.gov.uk

Our ref: RP1632
SCORR/0446/2017

Date: 2 November 2017

Dear Mr Kelpie

Thank you for your letter of 18 October 2017 regarding your Council's opposition to any proposed cuts in the health service budget.

As I am sure you and Council Members will appreciate, it is not a matter of choice as to whether or not public sector bodies stay within prescribed financial limits, and thus it is often necessary to take measures to align spending with budgets. This is the simple reality we face.

That said, and as you will now be aware, on 11 October, the Department of Finance wrote to the Department of Health authorising it to plan on the basis of an additional £40 million being available in this financial year. While some savings will still be required, this additional investment will help towards reducing the scale of these and, in particular, of those deemed to be major or controversial.

However, it is important to emphasise that the financial issues faced this year will only grow in intensity as we move forward. The initial assessment of the financial position for 2018-19 and 2019-20 is that pressures of over some £430 million and £670 million respectively will need to be addressed just to maintain existing services.

Demand for health services is growing steadily as people live longer lives, chronic conditions increase, and new drugs and technologies are developed. The £40 million offers important short-term respite, however there is no doubt that simply maintaining the current delivery models will not be enough to safeguard vital services and ensure the HSC is fit for the future. The HSC will continue to face serious financial pressures and the only way to counter these pressures in the long term is through transforming our health and social care system.

As the Expert Panel, led by Professor Bengoa reported, reform must be addressed in a systematic and sustainable way, and in parallel with improving the quality of services. Transformation plans must continue for our health and social services so that resources are used in the most effective way in the best interests of patients and staff.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'R. Pengelly', is centered within a light gray rectangular box.

RICHARD PENGELLY

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



Department of
Health

An Roinn Sláinte

Mánnystrie O Poustie

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Mr John Kelpie
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RICHARD PENGELLY



**Western Health
and Social Care Trust**

8 November 2017

Mr John Kelpie
Chief Executive
Derry City and Strabane District Council
Council Offices
98 Strand Road
Derry
BT48 7NN

14 NOV 2017	
JK	✓
KMcF	✓
EC	

Dear Mr Kelpie *John*

I refer to your correspondence dated 18 October 2017.

I can confirm that the Trust launched a consultation on the 2017/18 draft savings plan proposals, and met with the Council on 14 September 2017 to present the proposals as part of the consultation process.

As you may be aware, the Trust was informed by Department of Health (DoH) on 11 October 2017 that in year funding would be available which would prevent the need to continue with the majority of the major or controversial proposals. As a result of this, the 8 major or controversial proposals within the draft savings plan were stood down and not taken forward for Trust Board consideration. This included the proposals affecting the Trust's bed capacity within its hospitals.

The Trust Board did meet on 13 October 2017 and approved that the Trust should proceed with the 4 proposals which were considered to have no or low impact.

Trust Officers have arranged to attend the Derry City and Strabane District Council meeting on 16 November 2017 to update Council members on the position.

I trust the above is helpful.

Yours sincerely

**DR ANNE KILGALLEN
CHIEF EXECUTIVE**

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Sealing List November 2017

Documents Sealed 24th October 2017

Licence in duplicate:- Department for Communities ~and~ Derry City and Strabane District Council relating to use of Fort George to facilitate parking for the events associated with Foyle Halloween Carnival 2017.

Documents Sealed 26th October 2017

Contract in duplicate:- Derry City and Strabane District Council ~and~ McAvoy Construction (NI) Ltd relating to Drumahoe District Park

Documents Sealed 2nd November 2017

Service Level Agreement in duplicate:- Derry City and Strabane District Council ~and~ Sustrans.

Transfer in triplicate:- Northern Ireland Housing Executive ~to~ Derry City and Strabane District Council relating to land at Mount Park, Newtownstewart.

Documents Sealed 22nd November 2017

Grants of Right of Burial in Ballyoan Cemetery

Mr Marshall Laird, 27 Curlew Way, Clooney, Derry, BT47 6LQ.

Grants of Right of Burial in City Cemetery

Mr Stephen Quigley, 21 St Joseph's Place, Derry, BT48 6LH.

Mrs Moya Ellis, 71 Elmvale, Culmore, Derry, BT48 8SJ.

Ms Irene McMonagle, 46 Drumleck Drive, Derry, BT48 8EN.

Mrs Kathleen Morrison, 17 Victoria Park, Derry, BT47 2AD.

Ms Anne Marie Cavanagh, 1 Glendale Gardens, Ballynagalliagh, Derry, BT8 8GG.

Mr Vincent Strunks, 16 Cromore Gardens, Derry, BT48 9TF.

Mrs Jean Bradley, 28 Marlborough Avenue, Derry, BT48 9BQ.

Mrs Ann Downes, 2 Ballynagard Crescent, Derry, BT48 8JR.

Mrs Bride Gallagher, 21 Beechwood Street, Derry, BT48 9JN.

Mrs Margaret Gallagher, 72 Beechwood Avenue, Derry, BT48 9LR.

Ms Shauna Bates, 220 Cornshellfields, Derry, BT48 9UL

Grants of Right of Burial in Mountcastle Burial Ground

Robert McCaul, 83 Ballyheather Road, Ballymagorry, Strabane, Co Tyrone, BT82 0BS

Darren Britton, 53 Gortileck Road, Artigarvan, Strabane, Co Tyrone, BT82 0JA

Edwin Bell, 17 Barron Road, Donemana, Strabane, Co Tyrone, BT82 0JD

Grants of Right of Burial in Castledearg Burial Ground

Jean Robb, 175 Loughmuck Road, Fintona, Omagh, Co Tyrone, BT78 2NF

Michelle Burke, 19 Garag Hill, Castledearg, Co Tyrone, BT82 7G

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