

Derry City and Strabane District Council

Minutes of Meeting of the Derry City and Strabane District Council held in the Guildhall, Derry on Thursday 27 June 2019 at 4.00 pm

Present:- Councillor Boyle (Chair); Aldermen Bresland, Devenney, Guy, Hussey and McCready; Councillors Barr, Barr, Boyle, Bresland, Burke, Carr, Cooper, Cusack, Devenney, Donnelly, Duffy, Durkan, Farrell, Ferguson, Fleming, Gallagher, Guy, Harkin, Hunter, Hussey, Jackson, D Kelly, Kerrigan, Logue, McCann, McCloskey, McCready, McGuire, R McHugh, J McKeever, McLaughlin, Mellon, Reilly and Tierney.

In Attendance:- ; Chief Executive (Mr J Kelpie), Director of Environment and Regeneration (Mrs K Phillips), Director of Health and Community (Mrs K McFarland), Director of Business and Culture (Mr S Gillespie), Lead Legal Services Officer (Mr P Kingston), Lead Democratic Services and Improvement Officer (Ms E Cavanagh) and Committee Services Assistant (Mrs T Johnstone).

C127/19 Notice and Summons of Meeting

The Mayor read the Notice and Summons for the Meeting.

C128/19 Member Attendance and Apologies

The Mayor completed the roll call and recorded apologies from Aldermen Kerrigan, McClintock, Ramsey and Warke and Councillors Dobbins and McKinney.

C129/19 Webcasting Notice

The Mayor read the Webcast Announcement for the Meeting.

C130/19 Declarations of Members' Interests

Alderman Hussey declared a non-pecuniary interest in the following;

- Proposal regarding Dalradian Gold Ltd.

Chairperson's Business

C131/19 Condolences

The Mayor offered her condolences to the families of Mr Ivan Cooper, Mr Richard O'Rawe, former Chairperson of Visit Derry, Mr Eamon Friel, author, musician and broadcaster and Mr Manus Kelly on their recent bereavements. She stated that letters of condolence will be sent to the families.

Councillor Reilly stated it was with great sadness that he had heard of the death of Ivan Cooper and on behalf of the SDLP extended sincere sympathy to his wife Frances, his daughters and the entire family circle. He described how Mr Cooper had been a founding member of the SDLP and the Civil Rights Movement. He stated that Ivan was born to break the mould as a working class protestant man who saw inequality and injustice and had dedicated his life to fighting for one person, one vote and equality for all. He thanked the Mayor for opening a book of condolence for Mr Cooper.

Councillor J Barr stated that on behalf of Derry City and Strabane District Council, he wished to pass on deepest condolences to the family of Councillor Manus Kelly and the wider Fianna Fail family on his recent death. He described how Mr Kelly had been recently elected to Donegal County Council and his passion for his work was evident throughout the community and the rallying world. He stated that unfortunately Manus Kelly's life was tragically cut short whilst taking part in a sport that he loved. He also wished to take the opportunity to wish Mr Kelly's navigator, Donal Barrett a very speedy recovery.

Members of Sinn Féin, UUP and DUP echoed the sentiments expressed by the Mayor and stated that the deceased had all made significant contributions to their own communities and wider society.

C132/19 Notices of Motion

The Mayor stated that there were quite a number of motions on the agenda for the meeting with some being similar in context. She suggested that in future, motions could be presented at the relevant committee meeting. She further stated that whilst she respected Members' views, that in future meetings Members will only have one opportunity to speak on a particular Motion. She also asked that if any Member wished to raise a matter under Chairperson's Business they were welcome to do so, however prior notice must be given.

Councillor Gallagher stated that he wished to point out that Members did not sit on every committee, therefore they may not have proposal or voting rights within a particular committee. He stated that the decision would exclude a number of Members who were given a mandate to present motions on behalf of their electorate and that the voices of those who were not members of a committee could not be excluded.

In response the Mayor stated that it was not her intention to exclude any voice from within the Chamber. She stated that it was her intention to take the motion, proposed and seconded from the floor then take the debate to the relevant committee. The motion would then return to Council for Members to cast their vote.

Councillor Harkin stated that he wished to raise a similar concern. He stated that whilst he understood that meetings could be quite lengthy there was currently no Assembly, therefore Council was the sole arena where people could witness debates taking place regarding issues that affected them. He further stated that with more diversity and political parties within Council, more motions were being presented. He stated that it was important to be mindful regarding curtailing discussions as from his experience, it had resulted in the smaller parties suffering curtailment.

The Mayor stated that it was not her intention to curtail any Member from having a voice, however due to the diversity, the time limit and the number of motions on the

agenda it would be in everyone's interests to have the motion proposed and seconded at Council, taken to the relevant committee for debate then returned to Council to enable all Members to cast their vote.

C133/19 Summer Provision at Derg Valley Leisure Centre

The Mayor informed Members that Alderman Hussey wished to raise a matter under Chairperson's Business and invited him to do so.

Alderman Hussey referred to the Summer Activity Programme at Council owned Leisure Centres. He stated that he had received communication from the Head of Community Development and Leisure on behalf of the Chief Executive with regard to the shortfall of provision at Derg Valley Leisure Centre in Castlederg. He stated that the activity programme was listed at participating centres, however there had been no mention of any activities at Derg Valley Leisure Centre. He stated that after contacting officers on the matter they had responded with a suggested programme. He stated that the programme included a three week summer scheme at Derg Valley commencing on 15 July. However he had subsequently received an email from Derg Valley Leisure Centre which stated that the summer scheme was for 2 weeks, 3 days per week, 3 hours per day. He expressed concern as other leisure centres involved in the programme had 120 hours of programmes 5 days per week with 6 hours per day at Templemore Sports Complex, Foyle Arena and Melvin Sports Centre which equated to 360 hours of provision. He stated that there was a further 90 hours leisure provision available at those centres. He stated that in his opinion, users of the Derg Valley Leisure Centre and the people from the Castlederg area were treated as second class citizens. He stated that within the email that he had received, it noted that numbers were lower than last year in Castlederg. He explained that the reason for this was the same as the previous year, whereby a late programme of provision was published for Derg Valley Leisure Centre. He stated that parents would make appropriate provision for their children over the summer break and if a local programme

of events was unavailable until the last minute, other arrangements would be put in place. He stated that whilst he welcomed that action had been taken, he expressed concern that insufficient provision was offered at Derg Valley Leisure Centre and that more needed to be done for the people of that area.

In response, the Director of Health and Community stated that staff had received representations from Alderman Hussey in relation to the programme. She stated that there was an extensive summer programme at all leisure centres, however there had been logistical issues regarding provision at Derg Valley Leisure Centre. She advised that officers had responded by commencing the recruitment process for additional coaches to provide the necessary provision at Derg Valley and that from a service perspective, everything would be done to meet demand at the centre. She stated that when the registration process commenced at the leisure centre, officers would have more information on what provision would be required and respond accordingly.

Alderman Hussey thanked the Director of Health and Community for her response and stated that it was important for the people of that area to be treated equally.

C134/19 Confirmation of the Open Minutes of the Special Meeting of Derry City and Strabane District Council held on Monday 25 February 2019

The Minutes of the Special Meeting of Derry City and Strabane District Council held on 25 February 2019 (SC22/19-SC26/19) were submitted.

Alderman Hussey Moved, Councillor Tierney Seconded and the Council.

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

C135/19 Confirmation of the Open Minutes of the Meeting of the Derry City and Strabane District Council held on Tuesday 26 March 2019

The Minutes of the Special Meeting of Derry City and Strabane District Council held on 26 March 2019 (C89/19-C118/19) were submitted.

Councillor McGuire Moved, Councillor Duffy Seconded and the Council.

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

Matters Arising

C136/19 Consultation on the Timetable and Work Programme for the Preparation of the Northern Ireland Flood Risk Management Plan (2021- 2027) (C59/19) and Strabane River Walkway (C95/19)

Alderman Hussey stated that he had previously raised the issue of the walkway in Sion Mills that had been partially decimated in the floods of August 2017. He stated that Head of Environment had replied to his query at that time and he now requested an update on the matter.

In response, the Director of Environment and Regeneration stated that a report in relation to the matter would be presented at the July meeting of the Environment and Regeneration Committee. She stated that structural surveyors had been contacted to assess the works and a detailed report would be available at that meeting.

Councillor Donnelly requested an update in relation to the pedestrian footbridge at Muff Glen Forest in Eglinton. He stated that the footbridge had been washed away in the August 2017 floods and emphasised the importance of the bridge being reinstated as soon as possible to enable access to the forest.

In response, the Director of Environment and Regeneration stated that the area was owned and managed by the Forestry Service, therefore it was the responsibility of DAERA to take the matter forward. She stated that officers had prepared a report to be presented at the July meeting of the Committee were Members would have the opportunity to discuss the matter.

Councillor Gallagher referred to the 'Stick Bridge' at Park Village, Claudy which had also been washed away in the flooding incident and enquired if there had been any update on the matter.

In response, the Director of Environment and Regeneration stated that officers had been working with community representatives regarding the matter and that an update would be provided at the July meeting of the Environment and Regeneration Committee.

C137/19 Playing Pitch Report Update (C97/19)

Alderman Hussey enquired if there was any indication when number one pitch at Mitchell Park would be ready for competitive use in the forthcoming season.

In response, the Director of Health and Community stated that a tender exercise had commenced and it was hoped with a successful appointment, a timeline could be agreed for the works. She stated that confirmation would be provided to Members at the earliest opportunity and where necessary, officers would liaise with Clubs and Leagues regarding the start date for fixtures. She suggested that a change to the fixture pattern would ensure that clubs would not be disadvantaged.

C138/19 Confirmation of the Minutes of the Annual Meeting of Derry City and Strabane District Council held on Monday 20 May 2019

The Minutes of the Annual Meeting of Derry City and Strabane District Council held on 20 May 2019 (AM1/19-AM13/19) were submitted.

Councillor Tierney Moved, Councillor Alderman Devenney Seconded and the Council.

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

Matters Arising

C139/19 Positions of Responsibility (AM18/19)

Councillor Duffy informed Members that Councillor Jackson would be replaced by Councillor McHugh on the Partnership Panel.

C140/19 Confirmation of the Open Minutes of the Special Meeting of Derry City and Strabane District Council held on Wednesday 29 May 2019

The Minutes of the Special Meeting of Derry City and Strabane District Council held on 29 May 2019 (SC27/19-SC30/19) were submitted.

Alderman Devenney Moved, Councillor Carr Seconded and the Council.

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

Matters Arising

C141/19 Conferring the Freedom of the City on Jim McLaughlin (SC30/19)

Councillor Carr expressed his gratitude to the Lead Democratic Services and Improvement Officer and the Mayoral Office for their work which made the presentation of the Freedom of the City on Mr Jim McLaughlin a great success. He asked if a report could be presented to the relevant committee regarding how other citizens throughout the Council area could be recognised for their contributions within their communities.

The Mayor concurred with the sentiments expressed by Councillor Carr and stated that the Mayor's Office had received correspondence from the family of Mr Jim McLaughlin who received the Freedom of the City. She stated that the family had expressed thanks to everyone involved in the reception for their father.

C142/19 Adoption of the Open Minutes of the following Committees

C143/19 Monthly Planning Committee held on Monday 25 March 2019

The Minutes of the Planning Committee held on 25 March 2019 (P54/19-P66/19) were submitted.

Councillor McGuire Moved, Seconded by Alderman Bresland and the Council

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

C144/19 Monthly Governance and Strategic Planning Committee held on Tuesday 4 June 2019

The Minutes of the Governance and Strategic Planning Committee held on 4 June 2019 (GSP59/19-GSP75/19) were submitted.
Alderman Hussey Moved, Councillor McLaughlin
Seconded and the Council

Resolved that the above minutes be adopted as a true record of the meeting

Matters Arising from the Minutes

C145/19 Elected Member Support Services: Meeting/Workstation Facilities (GSP67/19)

Councillor Reilly referred to the report Elected Members Support Services which was deferred from the meeting of the Governance and Strategic Planning Committee for consideration at the Council meeting. He stated that he had spoken to Members from other parties who were in agreement with the recommendation for Appendix 2 Option 2.

Councillor Reilly Proposed, Seconded by Councillor Duffy

That Council endorse Appendix 2, Option 2; i.e. Allocate the three large meeting rooms to the three largest Parties (thus accommodating 29 Members) and converting the other two rooms in Harbour House into shared, bookable workstation and meeting space. It is noted that this may require some configuration of existing layouts. Subject to demand, further rooms may be made available in Harbour House/Guildhall/other location to accommodate Member's needs.

Members agreed unanimously and the Council

Resolved That Council endorse Appendix 2, Option 2; i.e. Allocate the three large meeting rooms to the three largest Parties (thus accommodating 29 Members) and converting the other two rooms in Harbour House into shared, bookable workstation and meeting space. It is noted that this may require some configuration of existing layouts. Subject to demand, further rooms may be made available in Harbour House/Guildhall/other location to accommodate Member's needs.

C146/19 Appointments to Internal Bodies/Working Groups (GSP68/19)

Councillor Reilly advised that nominations to Internal Bodies had been deferred until the meeting of full Council and that Members would need to review numbers on the internal bodies as some had not met for some time. Councillor Reilly Proposed, Seconded by Councillor Gallagher

That Derry City and Strabane District Council nominates to the Internal Bodies using the same process as under the last term – i.e. one from each Party and one from the Independent Councillors

After a query raised by Councillor Duffy, the Chief Executive advised that nominations to External and Internal Bodies would be considered at a Special Council meeting to be held on Thursday 4 July 2019 due to the number of Motions on the Council agenda. Councillor Duffy referred to Councillor Reilly's proposal and stated that Sinn Féin were of the view that as D'Hondt had been used for nominations to external and Council committees, therefore it was only fair and equitable to use D'Hondt to populate the internal bodies. The Mayor advised that discussion on the nominations to External and Internal Bodies be postponed until the special meeting. Councillor Gallagher stated that if the D'Hondt method was used to make nominations to internal bodies, it

would result in exclusion. He stated that Councillor Reilly's proposal was fair and equitable for all Members.

The Mayor reiterated that the papers for the special meeting would be circulated on Friday 28 June for the matter to be debated.

Councillor Reilly stated that he had made the proposal as the recommendation had been deferred from Governance and Strategic Planning for discussion at full Council and asked if the Mayor was unable to accept his proposal.

The Mayor advised that Members had been informed that the matter would be debated at the special meeting due to the large content on the agenda for the Council meeting. She stated that the papers had already been prepared for the special meeting.

Councillor Reilly stated that whilst he was conscious that there were twelve Notices of Motion on the agenda, it had been agreed that the matter be discussed at full Council as not all Members sat on the Governance and Strategic Planning Committee. He stated that if agreement was reached on how the internal bodies would be populated before the special meeting it would speed matters up.

Councillor Gallagher outlined that the purpose of a working group was to facilitate discussion on issues with those issues then being brought before Council with a consensus reached on how to move forward. He stated that Sinn Féin's proposal to use D'Hondt would mean that a working group could be made up with 5 members from the same party. Therefore there would be no value to the concept of cross party membership. He stressed the importance of having all party involvement within those particular working groups.

Councillor Duffy stated that the first part of Councillor Reilly's proposal was to have a review of all working groups currently in place as there were some that had not met in quite some time or were no longer required. She suggested that officers carry out a review and present a report on the working group structures.

Councillor J Boyle stated that the proposal should be put to the vote. He stated that whilst he agreed that there should be a review, the process should not be delayed until the review had taken place.

Councillor Donnelly stated that that the purpose of a working group was to gather different opinions and ideas

in order to debate and come to a consensus on particular issues.

Councillor Duffy stated that whilst D'Hondt was an equitable way to fill positions and to show balance and clear representation she would withdraw her proposal. However, she urged caution on the matter and stated that it was important to remember the purpose of working groups within Council.

Councillor Reilly Proposed, Seconded by Councillor Gallagher

That Derry City and Strabane District Council nominates to the Internal Bodies using the same process as under the last term – i.e. one from each Party and one from the Independent Councillors

After voting by a show of hands the result was unanimous and the Council

Resolved That Derry City and Strabane District Council nominates to the Internal Bodies using the same process as under the last term – i.e. one from each Party and one from the Independent Councillors

The Chief Executive advised that the result of the vote would be taken into consideration and the papers for the special meeting would be amended accordingly before circulation to Members.

C147/19 Monthly Planning Committee held on Wednesday 5 June 2019

The Minutes of the Planning Committee held on 5 June 2019 (P54/19-P68/19) were submitted.

Alderman Bresland Moved, Seconded by Councillor Jackson and the Council

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

C148/19 Monthly Business and Culture Committee held on Tuesday 11 June 2019

The Minutes of the Business and Culture Committee held on Tuesday 11 June 2019 (BC67/19 – BC82/19) were submitted.

On a matter of accuracy, Councillor Cusack referred (BC70/19) to the factory girls sculpture and stated that she had spoken of some form of artistic tribute to the factory girls, not solely a sculpture.

It was agreed that the minutes would be amended accordingly.

Councillor Carr referred to BC81/19 and stated that the Mayor had convened a meeting that week regarding the Medical School at Magee and expressed concern as an elected representative that he had not been informed although details were available on social media. He stated that this was not the correct way for Council to communicate information to Elected Members. He stated that a lengthy debate had taken place on the matter, however it had not been noted in the minutes.

In response, the Mayor stated that this was a reconvened meeting of party leaders who had already met on that issue. Given the high volume of media interest on the matter, she decided to call a reconvened meeting of those party leaders, she stated that some party leaders could not attend due to other commitments however they had sent along a deputising member from their particular party which would have been a councillor from this chamber. She stated that details of the meeting had been in the papers and the radio. She stated that if any Member had wished to attend they should have contacted the Mayor's office and they would have been welcomed to attend.

Councillor Carr thanked the Mayor for her response. He stated that he was not directing any criticism towards the Mayor, however he would like to have been informed. He stated that he wished to query why the discussion had not been included in the minutes.

The Chief Executive advised that Committee Clerks would check the notes from the meeting and ensure that Councillor Carr's sentiments would be reflected in the minutes.

Councillor Donnelly stated Councillor Carr had raised the issue that a proposal, subsequently withdrawn by Councillor McLaughlin at that meeting and the debate which followed had not been recorded in the minutes. He stated that it was important that any debate which took place in the Council Chamber should be recorded.

The Mayor reiterated that she had called a meeting which had already been established regarding that particular issue. She stated that she had asked that the meeting be reconvened with the people who had attended the previous meeting. She stated that the party leaders had been invited and that she was not attempting to exclude anyone.

Alderman Hussey stated that to the best of his knowledge it was provincial party leaders who had been invited and that his invitation came from his party leader who was unable to attend.

Councillor Gallagher asked that the Mayor be cognisant of other voices and other mandates within Council and that this be a lesson learnt.

The Mayor stated that she did not need to learn any lessons and she would not call a meeting of the Governance and Strategic Planning Committee and invite members of the Business and Culture Committee to that meeting.

Councillor Duffy stated that the Mayor was entitled to call meetings and extend invitations to whoever in your role as head of the Council.

Councillor Harkin stated that the People Before Profit had received an invite via Mr Gerry Carroll. However Councillor McCann had read about the meeting via the media and decided to attend. He stated that in future if there was a meeting where an important issue would be discussed that People Before Profit would be attending whether or not they were extended an invitation.

Councillor J Barr Moved, Councillor Duffy 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

C149/19 Matters Arising - Cultural Grant Aid Programme 2019/20 (BC74/19)

In response to a request for an update regarding applications to the Cultural Grant Aid Programmes, the Director of Business and Culture advised Alderman

Hussey that an update would be provided at the July meeting.

C150/19 Monthly Environment and Regeneration Committee held on Wednesday 12 June 2019

The Minutes of the Environment and Regeneration Committee held on 12 June 2019 (ER92/19 – ER114/19) were submitted. Councillor Fleming Moved, Seconded by Councillor Tierney and the Council

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

Matters Arising from the Minutes

C151/19 Correspondence from DfE on Mineral Prospecting Licensing Application Consultation Response (ER108/19)

Councillor Gallagher referred to the correspondence from Department for the Economy (DfE) regarding mineral prospecting licensing application and the subsequent response to Council. He stated that Council were involved in the compilation of a long term Local Development Plan which included a focus on areas of outstanding natural beauty, protecting the historic environment, landscape, water environment, public safety and human health as well as natural heritage. He stated if the Local Development Plan was to have any value, Council must challenge decisions that would have an unacceptable adverse impact on this plan by an external body such as the DfE who have little interest in this region.

Councillor Gallagher Proposed, Seconded by Councillor Donnelly

That This Council takes a judicial review on the decision of the Department for the Environment to grant mineral prospective licences to Flintridge Resources and Dalradian Gold.

The Chief Executive referred to Council's Standing Orders and advised that under the section 16, it fell outside the scope of this meeting to take forward a motion of such gravity. However, in respect of the motion it did raise

concerns in terms of Council's legal competence to debate the notice of motion as currently worded. Therefore, he suggested that the proposer may wish to reflect on the wording of the motion before it could be accepted.

The Lead Legal Services Officer stated that he was not in a position to advise Council that there were grounds for a judicial review of the decision by the DfE and advice would have to be sought on the matter before he could advise Council accordingly. He stated that he could not advise that the motion go forward as it was currently worded.

Councillor Gallagher stated that the proposal would enable the legal team to prepare the ground for taking a judicial review. He advised that as Council proceeded in the compilation of the Local Development Plan and the actions therein, they could not permit the Department to make decisions that Council had already put in place within the LDP regarding protections around the environment. He reiterated that a judicial review was needed and that Council should be at the forefront. The Mayor suggested a short recess to discuss the wording of the proposal.

Councillor Duffy suggested that a paper be brought to the Environment and Regeneration Committee outlining the legal opinion on the matter.

After a short recess, Councillor McCann advised that by seeking legal advice on the matter, Council were setting precedent which may have important ramifications. He concurred with the sentiments expressed by Councillor Gallagher in that the Department of Economy were going against the democratic wishes of Council. He stated that in the absence of an Assembly, there were no officials in place to scrutinise the decisions made by government departments. He stated that Council should challenge decisions being made by departments when they go 'against the grain'. He further stated that if Dalradian Gold Ltd were given permission to begin work they would encounter a very formidable response by the people from the area.

Councillor Hussey stated that he had a non-pecuniary interest and would therefore abstain from the vote.

Councillor Gallagher Proposed, Seconded by Councillor

That this Council urgently seeks counsel's opinion on the merits of judicial review proceedings in relation to the decision of the Department for the Economy to grant Mineral Prospecting Licences to Flintridge Resources and Dalradian Gold.

After Voting by a show of hands the result was as follows:

For – 28; Against – 4; Abstentions – 2. The Motion was therefore carried and the Council

Resolved That this Council urgently seeks counsel's opinion on the merits of judicial review proceedings in relation to the decision of the Department for the Economy to grant Mineral Prospecting Licences to Flintridge Resources and Dalradian Gold.

C152/19 Derg Riverside Walkway (ER98/19)

In response to a query from Councillor Carr, the Director of Environment and Regeneration stated that a progress report regarding Strathfoyle Greenway would be provided at a future Committee meeting.

C153/19 Monthly Health and Community Committee held on Thursday 13 June 2019

The Minutes of the Health and Community Committee held on Thursday 13 June 2019 (HC89/19-HC109/19) were submitted.

On a matter of accuracy, Councillor McHugh referred to HC92/19, the car park at Derg Valley Leisure Centre. He requested that the following be recorded in the minutes; 'that in periods of inclement weather, users had to walk through water that had pooled in the car park'.

Alderman Devenney Moved, Seconded by Alderman Guy and the Council

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

Matters Arising from the Minutes

C154/19 Policing and Community Safety Partnership (PCSP) Small Project Support 2019/20 (HC103/19)

Alderman Devenney advised that Alderman Ramsey will be replaced by Alderman McClintock on PCSP.

C155/19 Car Park at Derg Valley Leisure Centre, Castlederg (HC92/19)

Councillor McHugh requested an update regarding the identification of the necessary budget to address the drainage issue at the car park.

In response, the Director of Health and Community stated that officers were looking at a shortfall in current expenditure and hoped to be in a positive position to commence the work. She advised that Members would be updated on the matter accordingly.

C156/19 Monthly Assurance, Audit and Risk Committee held on Monday 17 June 2019

The Minutes of the Assurance, Audit and Risk Committee held on 17 June 2019 (AAR35/19-AAR50/19) were submitted. Alderman Hussey Moved, Councillor McGuire Seconded and the Council

Resolved that the above minutes be adopted as a true record of the meeting

Notices of Motion

C157/19 #FDANODELAY Campaign

Councillor Logue Moved, Seconded by Councillor Mellon

That this Council commends the #FDANODELAY campaign and recognises that people living in hostels and other temporary/emergency accommodation across our society are homeless and deserve to be legally recognised as such by having Full Duty Applicant status awarded. This Council calls on the NIHE Chief Executive to respond outlining what measures the NIHE will now take to accurately audit the

extent of the problem regarding homeless people who are not recognised as such and what steps will be taken to remedy these oversights.

After voting by a show of hands the result was unanimous and the Council

Resolved That this Council commends the #FDANODELAY campaign and recognises that people living in hostels and other temporary/emergency accommodation across our society are homeless and deserve to be legally recognised as such by having Full Duty Applicant status awarded. This Council calls on the NIHE Chief Executive to respond outlining what measures the NIHE will now take to accurately audit the extent of the problem regarding homeless people who are not recognised as such and what steps will be taken to remedy these oversights.

C158/19 British/Irish Sign Language Charter

Councillors McKinney and Ferguson Moved

That this Council signs up to the British/Irish Sign Language charter and that officers bring a paper to a future meeting of the Governance and Strategic Planning Committee regarding the relaying of Council meetings in British/Irish Sign Language.

The Mayor advised that following a request from Councillors McKinney and Ferguson, that this Motion would be deferred until the July meeting of Council.

C159/19 Historical Institutional Abuse Inquiry

Councillor Cooper Moved, Seconded by Councillor McHugh

That this Council endorse a motion calling on the British Secretary of State to immediately bring forward legislation that will deliver on the amended recommendations contained in the Historical Institutional Abuse Inquiry Report including financial compensation and an apology from government for the hurt and pain caused to children placed in various institutions and homes around the North as reported in the HIA Inquiry Report released by Sir Anthony Hart on the 20th January 2017.

The Mayor, Members from all parties and Independent Members welcomed members of the North West Survivor's group who were seated in the public gallery.

Councillor Ferguson entered the meeting at this point.

After voting by a show of hands the result was unanimous and Council

Resolved that this Council endorse a motion calling on the British Secretary of State to immediately bring forward legislation that will deliver on the amended recommendations contained in the Historical Institutional Abuse Inquiry Report including financial compensation and an apology from government for the hurt and pain caused to children placed in various institutions and homes around the North as reported in the HIA Inquiry Report released by Sir Anthony Hart on the 20th January 2017.

C160/19 Television License Fees

Alderman Devenney Moved, Seconded by Alderman McCready

That this Council writes to the BBC to request that they overturn their decision to scrap the free TV licence for up to 3.7million people aged over 75 right across the United Kingdom.

Councillor Harkin proposed an amendment, Seconded by Councillor McCann

That this Council writes to the BBC to request that they overturn their decision to scrap the free TV licence for up to 3.7million people aged over 75 right across the United Kingdom.

Council notes the ultimate responsibility of the Tory Government and their partners for this attack on pensioners. Council stands in full solidarity with protests held against the cuts. We back the future planned protests calling for a reversal of this decision.

Council stands in solidarity with all pensioners who will refuse to pay the fee in protest.

After a query by Alderman Hussey regarding the Amendment, the Mayor advised that the Amendment was an addition to the original motion.

After voting by a show of hands on the Amendment, the result was as follows:

For – 28; Against – 3; Abstentions – 2.

The Amendment was therefore carried.

Councillor J Boyle Proposed a further Amendment, Seconded by Councillor Reilly

That this Council writes to the BBC to request that they overturn their decision to scrap the free TV licence for up to 3.7million

people aged over 75 right across the United Kingdom.

Council notes the ultimate responsibility of the Tory Government and their partners for this attack on pensioners. Council stands in full solidarity with protests held against the cuts. We back the future planned protests calling for a reversal of this decision and further writes to DCMS Minister, Jeremy Wright, to outline our opposition to the imposition of such a demand on the people of our City and District.

Council stands in solidarity with all pensioners who will refuse to pay the fee in protest.

Alderman McCready stated that part of the amendment would constitute Council breaking the law and asked for clarity on the matter.

Alderman Guy on a point of order, asked if it was appropriate for Council to support the breaking the law.

After voting by a show of hands on the Amendment the result was as follows:

For – 27; Against – 3; Abstentions – 2;

The Amendment was therefore carried and subsequently became the Substantive Motion.

That this Council writes to the BBC to request that they overturn their decision to scrap the free TV licence for up to 3.7million people aged over 75 right across the United Kingdom.

Council notes the ultimate responsibility of the Tory Government and their partners for this attack on pensioners. Council stands in full solidarity with

protests held against the cuts. We back the future planned protests calling for a reversal of this decision and further writes to DCMS Minister, Jeremy Wright, to outline our opposition to the imposition of such a demand on the people of our City and District.

Council stands in solidarity with all pensioners who will refuse to pay the fee in protest.

Alderman Hussey proposed a further amendment, however after legal advice on the matter, he withdrew his request. He expressed concerns similar to Alderman McCready regarding the legalities of the motion.

After voting on the Substantive Motion by a show of hands the result was as follows:

For – 27, 0 – Against, Abstentions – 5. Therefore the Substantive Motion was carried and the Council

Resolved That this Council writes to the BBC to request that they overturn their decision to scrap the free TV licence for up to 3.7million people aged over 75 right across the United Kingdom.

Council notes the ultimate responsibility of the Tory Government and their partners for this attack on pensioners. Council stands in full solidarity with protests held against the cuts. We back the future planned protests calling for a reversal of this decision and further writes to DCMS Minister, Jeremy Wright, to outline our opposition to the imposition of such a demand on the people of our City and District.

Council stands in solidarity with all pensioners who will refuse to pay the fee in protest.

Aldermen Bresland and Devenney left the meeting at this point.

C161/19 Sports Pitches and Playing Areas at the Former Herdman's Mill, Sion Mills

Alderman Hussey Moved, Seconded by Councillor Hunter

That Mindful of numerous efforts to resolve the access issue to sports pitches and playing areas associated with the former Herdman's Mill in Sion Mills, Derry City and Strabane District Council resolves: For the last time to seek a resolution to enable access and long term use of the sports pitches and playing area associated with the former Herdman's Mill in Sion Mills whilst also investigating the issues and producing a report to Council in regard to the potential vesting of these same areas.

Further: In the event that the matter cannot be amicably resolved within a three month period from this date, and subject to the above requested report, that Derry City and Strabane District Council will initiate Vesting Procedures on the sporting pitches, playing area and other relevant lands associated with the former Herdman's Mill in Sion Mills to enable facility development for the benefit and wellbeing of residents of this Council area.

Councillor McGuire requested that the Proposer defer the second paragraph of the motion as ongoing discussions were taking place with the current owner regarding issues surrounding the historic nature of the Mill. He stated that the latter part of Alderman Hussey's Motion may

jeopardise any ongoing work on a way forward. He then advised that Council wait on the outcome of those discussions before initiating Vesting Procedures.

The Mayor asked Councillor McHugh that if he wished for a section of the Motion to be removed, he would have to propose an amendment.

Alderman Hussey noted that the motion stated a three month period. He then requested a short recess to discuss the matter.

After the recess Councillor McGuire Proposed an Amendment, Seconded by Councillor Kelly

That Mindful of numerous efforts to resolve the access issue to sports pitches and playing areas associated with the former Herdman's Mill in Sion Mills, Derry City and Strabane District Council resolves for the last time to seek a resolution to enable access and long term use of the sports pitches and playing area associated with the former Herdman's Mill in Sion Mills whilst also investigating the issues and producing a report at the earliest opportunity to Council in regard to the potential vesting of these same areas.

Councillor Donnelly stated that the logical action to take would be to withdraw the Motion until discussions on the matter had taken place as this could hinder negotiations.

In response Alderman Hussey stated that the situation had been ongoing for several years and the people from the Sion Mills have had enough.

After voting on the Amendment by a show of hands the result was as follows:

For - 27, Against – 2, Abstentions 5, the Amendment was therefore carried and became the Substantive Motion.

That Mindful of numerous efforts to resolve the access issue to sports pitches and playing areas associated with the former Herdman's Mill in Sion Mills, Derry City and Strabane District Council resolves for the last time to seek a resolution to enable access and long term use of the sports pitches and playing area associated with the former Herdman's Mill in Sion Mills whilst also investigating the issues and producing a report at the earliest opportunity to Council in regard to the potential vesting of these same areas.

After voting by a show of hands the result was as follows:

For – 27; Against – 2; Abstentions – 5; The Motion was therefore carried and the Council

Resolved That mindful of numerous efforts to resolve the access issue to sports pitches and playing areas associated with the former Herdman's Mill in Sion Mills, Derry City and Strabane District Council resolves for the last time to seek a resolution to enable access and long term use of the sports pitches and playing area associated with the former Herdman's Mill in Sion Mills whilst also investigating the issues and producing a report at the earliest opportunity to Council in regard to the potential vesting of these same areas.

C162/19 Changes to the Timing of Committee and Council Meetings

Councillor Farrell Moved, Seconded by Councillor Tierney

That this Council acknowledges that the current meeting schedule excludes sectors of our community from actively engaging in the democratic process;

seeks to promote participation in democracy; and, following engagement with affected staff and trade union representatives, asks officers to bring a report to the September meeting of the Governance and Strategic Planning Committee which will consider changing the timing of all Committee and full Council meetings, with the exception of the Planning Committee, so that they commence at 6pm to improve democratic participation in local decision making.

The Mayor recalled previous times in the former Strabane District Council and was reminded of discussions during the transition process about the full-time nature of a Councillor role.

She noted that Councils were now being given more responsibilities and roles, but also appreciated that Members also had other forms of employment.

Councillor Reilly requested a short recess to discuss the matter.

After the recess Councillor Reilly Proposed an Amendment, Seconded by Councillor J Boyle

That this Council acknowledges that the current meeting schedule excludes sectors of our community from actively engaging in the democratic process; seeks to promote participation in democracy; and, following engagement with affected staff and trade union representatives, asks officers to bring a report to the September meeting of the Governance and Strategic Planning Committee which will consider changing

the timing of all Committee and full Council meetings, with the exception of the Planning Committee, so that they commence at a time that improves democratic participation in local decision making.

After voting by a show of hands the result was unanimous and the Amendment became the Substantive Motion

That this Council acknowledges that the current meeting schedule excludes sectors of our community from actively engaging in the democratic process; seeks to promote participation in democracy; and, following engagement with affected staff and trade union representatives, asks officers to bring a report to the September meeting of the Governance and Strategic Planning Committee which will consider changing the timing of all Committee and full Council meetings, with the exception of the Planning Committee, so that they commence at a time that improves democratic participation in local decision making.

After voting on the Substantive Motion by a show of hands the result was unanimous and the Council

Resolved That this Council acknowledges that the current meeting schedule excludes sectors of our community from actively engaging in the democratic process; seeks to promote participation in democracy; and, following engagement with affected staff and trade union representatives, asks officers to bring a report to the September meeting of the Governance and Strategic Planning Committee which will consider

changing the timing of all Committee and full Council meetings, with the exception of the Planning Committee, so that they commence at a time that improves democratic participation in local decision making.

C163/19 Welfare Mitigations

Councillor Jackson Moved, Seconded by Councillor Duffy

That this Council welcomes the range of reports recently published which highlight the serious risk of greater hardship for many within our community, if Welfare Mitigations do not continue beyond March 2020. These reports include; Welfare Reform: Mitigations on a Cliff Edge, Cliff Edge Coalition NI and NIAO: Welfare Reforms in NI.

Calls on all parties to support the need to continue Welfare Mitigations beyond March 2020 and further; Calls on the DfC to take all steps necessary to ensure the Mitigations scheme will continue to help the most vulnerable in our community.

Councillor Cusack Proposed an Amendment, Seconded by Councillor J Barr.

That this Council welcomes the range of reports recently published which highlight the serious risk of greater hardship for many within our community, if Welfare Mitigations do not continue beyond March 2020. These reports include; Welfare Reform: Mitigations on a Cliff Edge, Cliff Edge Coalition NI and NIAO: Welfare Reforms in NI.

Acknowledges that in spite of assurances to the contrary, vulnerable claimants are

currently being forced to pay the Bedroom Tax; calls on all parties to work together to establish an inclusive power sharing Executive that can continue the welfare mitigation package beyond March 2020 and calls on the DfC to take all steps necessary to ensure the Mitigations scheme will continue to help the most vulnerable in our community.

After voting by a show of hands on the Amendment the result was as follows:

For – 17; Against – 15; Abstentions – 1;

The Amendment was therefore carried and subsequently became the Substantive Motion

That this Council welcomes the range of reports recently published which highlight the serious risk of greater hardship for many within our community, if Welfare Mitigations do not continue beyond March 2020. These reports include; Welfare Reform: Mitigations on a Cliff Edge, Cliff Edge Coalition NI and NIAO: Welfare Reforms in NI.

Acknowledges that in spite of assurances to the contrary, vulnerable claimants are currently being forced to pay the Bedroom Tax; calls on all parties to work together to establish an inclusive power sharing Executive that can continue the welfare mitigation package beyond March 2020 and calls on the DfC to take all steps necessary to ensure the Mitigations scheme will continue to help the most vulnerable in our community.

After voting by a show of hands on the Substantive Motion the result was as follows:

For – 31; Against – 3; Abstentions – 0;

The Substantive Motion was therefore carried and the Council

Resolved That this Council welcomes the range of reports recently published which highlight the serious risk of greater hardship for many within our community, if Welfare Mitigations do not continue beyond March 2020. These reports include;

Welfare Reform: Mitigations on a Cliff Edge, Cliff Edge Coalition NI and NIAO: Welfare Reforms in NI.

Acknowledges that in spite of assurances to the contrary, vulnerable claimants are currently being forced to pay the Bedroom Tax; calls on all parties to work together to establish an inclusive power sharing Executive that can continue the welfare mitigation package beyond March 2020 and calls on the DfC to take all steps necessary to ensure the Mitigations scheme will continue to help the most vulnerable in our community.

C164/19 Climate Emergency

Councillor Durkan Moved, Seconded by Councillor Reilly

That This Council declares a climate emergency.

This Council notes that URGENT action is required at international, national, local and individual level to address the devastating impact of climate change.

This Council further notes that Council officers are currently working on the development of a Green Infrastructure Strategy and Climate Adaptation Plan. This Council recognizes the valuable work of environmental campaigners, young activists, pressure groups and other organisations and further recognizes the value of engaging with these groups in seeking to protect our citizens from the effects of climate breakdown.

This Council resolves to establish an all-party Climate Emergency Working Group to investigate and determine how Derry City and Strabane District should respond to the climate crisis, identifying mitigation measures that may be put in place as a matter of urgency.

After voting by a show of hands the result was unanimous and the Council

Resolved This Council declares a climate emergency.

This Council notes that URGENT action is required at international, national, local and individual level to address the devastating impact of climate change.

This Council further notes that Council officers are currently working on the development of a Green Infrastructure Strategy and Climate Adaptation Plan. This Council recognizes the valuable work of environmental campaigners, young activists, pressure groups and other organisations and further recognizes the value of engaging with these groups in seeking to

protect our citizens from the effects of climate breakdown.

This Council resolves to establish an all-party Climate Emergency Working Group to investigate and determine how Derry City and Strabane District should respond to the climate crisis, identifying mitigation measures that may be put in place as a matter of urgency.

C165/19 Welfare Reform

Councillor Harkin Moved, Seconded by Councillor McCann

That Derry City and Strabane District Council agrees welfare reforms are inflicting great hardship on communities across Derry and Strabane. The amount of money taken from the Derry and Strabane economy through the imposition of welfare reform is estimated to be the equivalent of the City Deal every year. When welfare mitigations are withdrawn in March 2020, the damage will go even deeper.

Derry City and Strabane District Council calls for the scrapping of welfare reforms to be added to the list of red-line issues raised in talks on revival of the Assembly and the Executive. As an interim measure, Derry City and Strabane District Council calls for welfare mitigations to be extended and expanded.

Derry City and Strabane District Council will work with others to ensure that all in the DCSDC area are aware of the damage welfare reforms are doing, the assistance available to those affected by the reforms and the efforts of the Council to undo the reforms. Derry City and

Strabane District Council resolves to convene a meeting of local representatives of trade unions, community organisations, advice groups and other relevant organisations to campaign for these goals.

Alderman Hussey Proposed an Amendment, Seconded by
Alderman
McCready

That Derry City and Strabane District Council agrees welfare reforms are inflicting great hardship on communities across Derry and Strabane. The amount of money taken from the Derry and Strabane economy through the imposition of welfare reform is estimated to be the equivalent of the City Deal every year. When welfare mitigations are withdrawn in March 2020, the damage will go even deeper.

Derry City and Strabane District Council calls for the scrapping of welfare reforms to be immediately addressed on revival of the Assembly and the Executive.

Derry City and Strabane District Council will work with others to ensure that all in the DCSDC area are aware of the damage welfare reforms are doing, the assistance available to those affected by the reforms and the efforts of the Council to undo the reforms. Derry City and Strabane District Council resolves to convene a meeting of local representatives of trade unions, community organisations, advice groups and other relevant organisations to campaign for these goals.

After voting by a show of hands the result was as follows:

For – 26; Against – 6; Abstentions – 0; Therefore the Amendment was carried and became the Substantive Motion.

That Derry City and Strabane District Council agrees welfare reforms are inflicting great hardship on communities across Derry and Strabane. The amount of money taken from the Derry and Strabane economy through the imposition of welfare reform is estimated to be the equivalent of the City Deal every year. When welfare mitigations are withdrawn in March 2020, the damage will go even deeper.

Derry City and Strabane District Council calls for the scrapping of welfare reforms to be immediately addressed on revival of the Assembly and the Executive.

Derry City and Strabane District Council will work with others to ensure that all in the DCSDC area are aware of the damage welfare reforms are doing, the assistance available to those affected by the reforms and the efforts of the Council to undo the reforms. Derry City and Strabane District Council resolves to convene a meeting of local representatives of trade unions, community organisations, advice groups and other relevant organisations to campaign for these goals.

After voting by a show of hands the result was as follows:
For – 26; Against – 6; Abstentions - 0. The Substantive Motion was therefore carried and the Council

Resolved That Derry City and Strabane District Council agrees welfare reforms are inflicting great hardship on communities across Derry and Strabane. The amount

of money taken from the Derry and Strabane economy through the imposition of welfare reform is estimated to be the equivalent of the City Deal every year. When welfare mitigations are withdrawn in March 2020, the damage will go even deeper.

Derry City and Strabane District Council calls for the scrapping of welfare reforms to be immediately addressed on revival of the Assembly and the Executive.

Derry City and Strabane District Council will work with others to ensure that all in the DCSDC area are aware of the damage welfare reforms are doing, the assistance available to those affected by the reforms and the efforts of the Council to undo the reforms. Derry City and Strabane District Council resolves to convene a meeting of local representatives of trade unions, community organisations, advice groups and other relevant organisations to campaign for these goals.

C166/19 Graduate Entry Medical School at Magee

Councillor Duffy Moved, Seconded by Councillor Jackson

That this Council welcomes the £105 million funding secured, as part of the North West Inclusive Growth Deal, of which the Graduate Entry Medical School is a main catalyst project.

That this Council calls on the Department of Health to sign off on the Ulster University's plan for a Graduate Entry Medical School at Magee.

The Council notes the widespread support for the social, economic and medical necessity of this project over many years, from all political, civic, business representatives and in particular the leaders of the 5 largest political parties.

Councillor McCloskey Proposed an Amendment,
Seconded by
Alderman Hussey

That this Council welcomes the £105 million funding secured, as part of the North West Inclusive Growth Deal, of which the Graduate Entry Medical School is a main catalyst project.

That this Council calls on the Department of Health to sign off on the Ulster University's plan for a Graduate Entry Medical School at Magee.

The Council notes the widespread support for the social, economic and medical necessity of this project over many years, from all political, civic, business representatives and in particular the leaders of the 5 largest political parties.

That this Council calls on all MLAs to urgently reconvene the institutions for the purposes of ensuring delivery of the Graduate Entry Medical School (GEMS) at Magee Campus given the upcoming deadline to ensure student intake for the year 2020.

Given the Cross Party support for the GEMS that this Council writes to every member of the Northern Ireland Assembly requesting they do what is

necessary to get this project underway immediately.

Councillors Carr, Donnelly, Gallagher and Hunter left the meeting at this point.

After voting on the Amendment by a show of hands the result was as follows:

For – 26; Against – 0; Abstentions – 1; The Amendment was therefore carried.

Councillor Duffy Proposed a further Amendment,
Seconded by Councillor Jackson

That this Council welcomes the £105 million funding secured, as part of the North West Inclusive Growth Deal, of which the Graduate Entry Medical School is a main catalyst project.

That this Council calls on the Department of Health to sign off on the Ulster University's plan for a Graduate Entry Medical School at Magee.

The Council notes the widespread support for the social, economic and medical necessity of this project over many years, from all political, civic, business representatives and in particular the leaders of the 5 largest political parties.

That this Council calls on all MLAs to urgently reconvene the institutions on the basis of rights and equality for the purposes of ensuring delivery of the Graduate Entry Medical School (GEMS) at Magee Campus given the upcoming deadline to ensure student intake for the year 2020.

Given the Cross Party support for the GEMS that this Council writes to every member of the Northern Ireland Assembly requesting they do what is necessary to get this project underway immediately.

For – 24; Against – 1; Abstentions - 2. The Amendment was therefore carried.

Councillor McLaughlin Proposed a further amendment, Seconded by Councillor Reilly

That this Council welcomes the £105 million funding secured, as part of the North West Inclusive Growth Deal, of which the Graduate Entry Medical School is a main catalyst project.

That this Council calls on the Department of Health and the Head of the Civil Service to sign off on the Ulster University's plan for a Graduate Entry Medical School at Magee.

The Council notes the widespread support for the social, economic and medical necessity of this project over many years, from all political, civic, business representatives and in particular the leaders of the 5 largest political parties.

That this Council calls on all MLAs to urgently reconvene the institutions on the basis of rights and equality for the purposes of ensuring delivery of the Graduate Entry Medical School (GEMS) at Magee Campus given the upcoming deadline to ensure student intake for the year 2020.

Given the Cross Party support for the GEMS that this Council writes to every member of the Northern Ireland Assembly requesting they do what is necessary to get this project underway immediately.

For – 25; Against – 0; Abstentions - 2. The Amendment was therefore carried and became the Substantive Motion

That this Council welcomes the £105 million funding secured, as part of the North West Inclusive Growth Deal, of which the Graduate Entry Medical School is a main catalyst project.

That this Council calls on the Department of Health and the Head of the Civil Service to sign off on the Ulster University's plan for a Graduate Entry Medical School at Magee.

The Council notes the widespread support for the social, economic and medical necessity of this project over many years, from all political, civic, business representatives and in particular the leaders of the 5 largest political parties.

That this Council calls on all MLAs to urgently reconvene the institutions on the basis of rights and equality for the purposes of ensuring delivery of the Graduate Entry Medical School (GEMS) at Magee Campus given the upcoming deadline to ensure student intake for the year 2020.

Given the Cross Party support for the GEMS that this Council writes to every member of the Northern Ireland Assembly requesting they do what is

necessary to get this project underway immediately.

After voting on the Substantive Motion by a show of hands, the result was as follows:

For – 25; Against – 0; Abstentions – 2. The Substantive Motion was therefore carried and the Council

Resolved That this Council welcomes the £105 million funding secured, as part of the North West Inclusive Growth Deal, of which the Graduate Entry Medical School is a main catalyst project.

That this Council calls on the Department of Health and the Head of the Civil Service to sign off on the Ulster University's plan for a Graduate Entry Medical School at Magee.

The Council notes the widespread support for the social, economic and medical necessity of this project over many years, from all political, civic, business representatives and in particular the leaders of the 5 largest political parties.

That this Council calls on all MLAs to urgently reconvene the institutions on the basis of rights and equality for the purposes of ensuring delivery of the Graduate Entry Medical School (GEMS) at Magee Campus given the upcoming deadline to ensure student intake for the year 2020.

Given the Cross Party support for the GEMS that this Council writes to every member of the Northern Ireland Assembly requesting they do what is necessary to get this project underway immediately.

C167/19 Delivery of the Graduate Entry Medical School at Magee

Councillor McCloskey Moved

That this Council calls on all MLAs to urgently reconvene the institutions for the purposes of ensuring delivery of the Graduate Entry Medical School (GEMS) at Magee Campus given the upcoming deadline to ensure student intake for the year 2020.

Given the Cross Party support for the GEMS that this Council writes to every member of the Northern Ireland Assembly requesting they do what is necessary to get this project underway immediately.

Councillor McCloskey included her motion as an amendment to the previous motion, therefore she requested that this be withdrawn.

C168/19 Climate Change

Councillor McCann Moved, Seconded by Councillor Harkin

Councillor McCann referred to the Motion passed by Councillor Durkan regarding the climate emergency and subsequently asked that the sentence '*Council declares a Climate Emergency*' be removed from the Motion.

That This Council notes the recent IPCC (Intergovernmental Panel on Climate Change) report on the impact of climate breakdown and agrees that drastic measures must be taken to mitigate the risks.

Council requests an urgent report assessing the impact of the activities of Derry and Strabane Council on greenhouse gas emissions. Council must aim for Derry and Strabane to move away entirely from fossil fuels and towards renewable energy sources.

Council congratulates the Extinction Rebellion movement and other activists who have recently protested here and across the world to highlight the threat of climate catastrophe. Council supports the global climate strike set for September 20th next.

Council urges other local Councils to follow suit and also declare a Climate Emergency.

Council recognises that trains are the cleanest means of mass transportation available to us. Council calls for and will campaign for the completion of Phase Three of the promised upgrade of the Derry-Coleraine line.

Council agrees to establish a multi-agency team across the council area including government departments, political parties and other relevant agencies to ensure that tackling the causes of climate change is an immediate priority.

Councillor R Barr left at this point in the meeting.

Councillor Reilly stated that the SDLP had considered tabling a motion regarding the rail issue. Whilst he accepted it had been incorporated into Councillor McCann's Motion, a public campaign had been launched by 'Into the West' to implement phase 3 of the project.

He stated that he had raised at a previous meeting of the Environment and Regeneration Committee that Translink and senior officials from DfI be invited to a meeting to inform Members of any plans for investment in the rail

service and requested an update on the matter. He stated that Into the West were due to present at the meeting of the Governance and Strategic Planning Committee on 2 July 2019, therefore it would be useful to have that update prior to the meeting.

Councillor McCreedy Proposed an Amendment, Seconded
by Alderman
Guy

That This Council notes the recent IPCC (Intergovernmental Panel on Climate Change) report on the impact of climate breakdown and agrees that drastic measures must be taken to mitigate the risks.

Council requests an urgent report assessing the impact of the activities of Derry and Strabane Council on greenhouse gas emissions. Council must aim for Derry and Strabane to move away entirely from fossil fuels and towards renewable energy sources.

Council urges other local Councils to follow suit and also declare a Climate Emergency.

Council recognises that trains are the cleanest means of mass transportation available to us. Council calls for and will campaign for the completion of Phase Three of the promised upgrade of the Derry-Coleraine line.

Council agrees to establish a multi-agency team across the council area including government departments, political parties and other relevant agencies to ensure that tackling the causes of climate change is an immediate priority.

After voting by a show of hands the result was as follows:

For – 3; Against – 24; Abstentions – 0; Therefore the Amendment fell.

After voting by a show of hands on the original motion the result was as follows:

For – 24; Against - 0; Abstentions – 3 and the Council

Resolved Council notes the recent IPCC (Intergovernmental Panel on Climate Change) report on the impact of climate breakdown and agrees that drastic measures must be taken to mitigate the risks.

Council requests an urgent report assessing the impact of the activities of Derry and Strabane Council on greenhouse gas emissions. Council must aim for Derry and Strabane to move away entirely from fossil fuels and towards renewable energy sources.

Council congratulates the Extinction Rebellion movement and other activists who have recently protested here and across the world to highlight the threat of climate catastrophe. Council supports the global climate strike set for September 20th next.

Council urges other local Councils to follow suit and also declare a Climate Emergency.

Council recognises that trains are the cleanest means of mass transportation available to us. Council calls for and will campaign for the completion of Phase Three of the promised upgrade of the Derry-Coleraine line.

Council agrees to establish a multi-agency team across the council area including government departments, political parties and other relevant agencies to ensure that tackling the causes of climate change is an immediate priority.

C169/19 Resolutions from Other Councils

The Chief Executive presented the above report, a copy of which had been previously circulated to Members. The purpose of the report was to advise Members of correspondence received in relation to resolutions from other councils.

Alderman Hussey referred to correspondence from the Chief Executive of Ards and North Down Borough Council regarding UK's first national memorial dedicated to all emergency service personnel who have served or been killed in the course of their duties.

Alderman Hussey Proposed, Seconded by Councillor McCready

That Council respond to the request from Ards and North Down Borough Council to place on record our support for the creation of a national monument to act as a symbol of eternal gratitude for all emergency services personnel who have served or been killed in the course of their duties.

Councillor Duffy stated that Sinn Féin were reluctant to place on record her party's support before having more information on the matter and requested further details.

Alderman Hussey read the correspondence received from Ards and North Down Borough Council and stated that all the required information was contained within the Motion from that Council.

Councillor Duffy reiterated that further information was required on the matter.

Councillor Reilly stated that the SDLP had sought guidance from other councils on the matter. He stated that the intention to build a memorial was of no expense to the rate payer but was an opportunity to show support for those in emergency services who had lost their lives during the course of their duties may it be the fire service, ambulance, police or indeed organisations such as Foyle Search and Rescue. He stated that it was an opportunity to pay tribute to their bravery whilst carrying out their duty and endorsed the proposal.

Alderman Hussey Proposed, Seconded by Councillor McCready

That Council respond to the request from Ards and North Down Borough Council to place on record our support for the creation of a national monument to act as a symbol of eternal gratitude for all emergency services personnel who have served or been killed in the course of their duties.

After voting by a show of hands the result was as follows: For – 13; Against – 12; Abstentions – 2. The proposal was therefore carried and the Council

Resolved That Council respond to the request from Ards and North Down Borough Council to place on record our support for the creation of a national monument to act as a symbol of eternal gratitude for all emergency services personnel who have served or been killed in the course of their duties.

C170/19 Responses to Motions

The Chief Executive presented the above report, a copy of which had been previously circulated to Members. The purpose of the report was to advise Members of correspondence received in relation to Motions passed by Council.

Members were asked to note the content of the report.

C171/19 Seal

Councillor J Boyle Moved, Councillor Reilly Seconded and the Council

Resolved that the seal of the Council be affixed to the following documents
Sealing List June 2019

Documents Sealed 1st April 2019

Deed of Dedication in duplicate:-
 Derry City and Strabane District Council ~and~ The Executive Office relating to Foyle Valley Railway Museum

Documents Sealed 15th April 2019

Transfer Deed in triplicate:- NIHE and Derry City ~to~ Strabane District Council relating to land at Heron Way (Clooney Greenway)

Documents Sealed 30th April 2019

Letter of Offer in duplicate:- Invest Northern Ireland funded by ERDF ~and~ Derry City and Strabane District Council relating to LED2 – Business Innovation & Growth Programme

Document Sealed 1st May 2019

Lease:- Edmond Simpson to Derry City and Strabane District Council relating to Unit 16B Pennyburn Industrial Estate, Derry

Documents Sealed 10th May 2019

Deed of Rectification and Grant of Easement in triplicate:- The Old Library Trust ~and~ Derry City and Strabane District Council relating to property at Central Drive, Creggan, Derry.

Documents Sealed 5th June 2019

Licence Agreement in duplicate:- Guild Café Ltd and Derry City Council relating to café operation at The Foyle Arena, Derry.

Documents Sealed 11th June 2019

Contract in duplicate:- Derry City and Strabane District Council and Loganair Limited relating to the Supply of Air Services between City of Derry Airport and London.

Documents Sealed 13th June 2019

Agreement in duplicate:- Strabane BID Company Limited and Derry City and Strabane District Council relating to Strabane Score Site, Dock Street, Strabane.

Documents Sealed 14th June 2019

Transfer Deed in triplicate:- Derry City and Strabane District Council and The Education Authority relating to lands at Nelson Drive, Elder Crescent/Rear of the New Ebrington Primary School.

Documents Sealed 27th June 2019

Grants of Right of Burial in Ballyoan Cemetery

Ms Gemma McConomy, 125
Clonmeen Drive, Derry, BT47 6UX
Miss Elizabeth Dobbs, 24 Prehen
Park, L'derry, BT47 2NY.
Mr Steven McMahan, 185 Lincoln
Courts, L'derry, BT47 5NX.
Mr David Campbell, 7 Esker Gardens,
Caw, CT47 6TN.
Mrs Alison Spence, 4 Ballyore Drive,
Newbuildings, L'derry, BT47 2TH.
Mr Andy Withy, 9 Hillview Court,
Gransha Road, Bunrana.
Mrs Barbra Scott, 25 Lansdowne
Road, Kilfennan, BT47 5QT.
Mr Ian Doherty, 5 Henderson Park,
Maydown, BT47 6US.
Mr Mark Pollin, 3 Moymore Place,
Strathfoyle, Derry, BT47 6XN.
Mrs Jennifer Simpson, 144 Ardanlee,
Culmore, BT48 8RR.
Ms Doreen Villa, 12 Eskaheen View
Waterside BT47 2EP
Mrs Margaret Keys, 12 Lapwing Way,
L'Derry BT47 6LM
Mrs Mary Birney, 33 Richill Park,
L'Derry BT47 5QY
Mr Alex Cheung, 12 Pelham Road,
L'Derry BT47 6FF

Grants of Right of Burial in City
Cemetery

Mr Gary O'Doherty, 209 Cornshell
Fields, Derry, BT48 7UG.
Mrs Eileen Healy, 2 Malin Gardens,
Derry, BT48 9NQ.
Mrs Florie Crerand, 484 Carnhill,
Derry, BT48 8BX.
Mrs Rose Hanly, 17 Dundrean Park,
Derry, BT48 8FZ.
Mrs Bridie Duffy, 36 Moore Walk,
Derry, BT48 6UZ.

Mr Joseph B Morrison, 14 Glenbrook House, Glenbrook Terrace, Derry BT48 0JG.

Audrey Barr, 34 Moyola Drive, Derry, BT48 8EF.

Mrs Catherine Barr, 7 Chippendale Park, Derry, BT48 0NR.

Mrs Maeve McGowan, 9 Camelia Court, Derry, BT47 2EL.

Mrs Monica Doherty, 73 Marlborough Street, Derry, BT48 9AX.

Mrs Eileen Stevenson, 36 Westway, Derry, BT48 9NX.

Ms Aishling Gallagher, 47 Ivy Mead Mews, Derry BT47 3FH

Mr Seosamh O'Labhrat, 36 Brookhill, Derry BT48 8PJ

Ms Julie McCartney, 6 Rosemount Gardens, Derry BT48 0HW

Mrs Patricia Deehan, 75 St Johns Park, Derry BT48 8AL

Mr John Doherty, 8 Harty Court, Ballymagroaty, Derry BT48 0JR

Mr John Logue, 21 Ashthorpe, Trench Road, BT47 2DH

Mr Alex Crumlish, 87 Clonelagh, Skeoge Road, BT48 8TF

Mr San Craig, Apt, 2 3 Woodleigh Terrace, Derry, BT48 7EI

Grant of Right of Burial in Claudy Cemetery

Mrs Irene Moyse, 42 Woodburn Park, L'derry, BT47 3PS.

Grants of Right of Burial in Ardstraw Burial Ground

Roy Caldwell, 10 Lislafferty Road, Newtownstewart, Co Tyrone, BT78 4NB

Gordon Watson, 21 Abbey Villas, Ardstraw, Co Tyrone, BT78 4HJ

Grants of Right of Burial in
Aughalane Burial Ground

Ronald Orr, 70 Letterbratt Road,
Plumbridge, Omagh, Co Tyrone, BT79
8DN

Grants of Right of Burial in
Castleberg Burial Ground

Lesley Vennard, 11 Glenview, Killen,
Castleberg, Co Tyrone, BT81 7RS

Grants of Right of Burial in
Mountcastle Burial Ground

Stephen Connor, 64 Kinsale Park,
Caw, Londonderry, BT47 6NW

Grants of Right of Burial in Strabane
Burial Ground

Colin Joseph Foskett, 25
Grangewood, Strabane, Co Tyrone,
BT82 8GW

Mark McGonagle, 1 Alexander Place,
Strabane, Co Tyrone, BT82 8BE

Tomasz Robacka, 151 Lower Main
Street, Strabane, Co Tyrone, BT82
8BB

Aimee McAdams, 18 Ballee Grove,
Strabane, Co Tyrone, BT82 8RP

Louise Logue, 3 Townsend Terrace,
Strabane, Co Tyrone, BT82 8JZ

Martin Mullen, 137A Melmount Road,
Sion Mills, Strabane, Co Tyrone, BT82
9PY

Grants of Right of Burial in Urney
Burial Ground

Sandra Johnston, 43 Leckpatrick
Road, Artigarvan, Strabane, Co
Tyrone, BT82 0HB
William Hamilton, 5 Millhaven, Sion
Mills, Strabane, Co Tyrone, BT82 9FG

The Meeting then went into Confidential Business.