



March 29th, 2019

**Notice Of Meeting**

You are requested to attend the Council meeting to be held on **Monday, 1st April 2019 at 6:00 pm** in **Mourne Room, Downshire Civic Centre, Downpatrick.**

# Agenda

## 1.0 Apologies and Chairperson's Remarks

## 2.0 Declarations of Interest

## 3.0 Action Sheet arising from Council Meeting held on 4 March 2019

 *Action Sheet Council-04.03.2019.docx*

*Page 1*

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### *Council Minutes For Adoption and Signing*

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## 4.0 Minutes of Council Meeting held on 4 March 2019

 *Council Minutes -04.03.2019.pdf*

*Page 5*

## 5.0 Minutes of Special Council Meeting held on Wednesday 6 March 2019 re: arc21

 *Minutes Sp. Council Meeting - 06-03-2019.pdf*


*Page 22*

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### *Committee Minutes for Consideration and Adoption*


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## 6.0 Minutes of Enterprise, Regeneration and Tourism Committee Meeting held on 11 March 2019

 *ERT Minutes 11 March 2019.pdf*

*Page 26*

## 7.0 Minutes of Strategy, Policy and Resources Committee Meeting held on 14 March 2019

 *SPR-14.03.2019.pdf*

*Page 38*

## 8.0 Minutes of Regulatory and Technical Services Committee Meeting held on 20 March 2019

 *RTS Minutes - March 2019.pdf*

*Page 46*

## 9.0 Minutes of Active and Healthy Communities Committee Meeting held on 21 March 2019

 *AHC Minutes 21.03.2019.pdf*

*Page 53*

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## **Correspondence**

### **10.0 Correspondence received from Fermanagh & Omagh District Council re Geological Disposal Facility**

[Fermanagh Omagh DC Letter.pdf](#)

*Page 67*

### **11.0 Correspondence received from Department for Business Energy & Industry Strategy re Geological Disposal Facility**

[Letter from Dept Business Energy & Ind Strategy.pdf](#)

*Page 68*

### **12.0 Correspondence received from Department for Communities re. Strangford Lough Ferry Service**

[DFI Letter re Strangford Lough Ferry 06.03.2019.pdf](#)

*Page 69*

### **13.0 Correspondence received from Department for Communities re. Fixed Odds Betting Terminals**

[DFI Letter to LH re Fixed Odds Betting Terminals.pdf](#)

*Page 71*

### **14.0 Correspondence received from Department of Health re. Fixed Odds Betting Terminals**

[Letter from Dept of Health re Fixed Odds Betting Terminals.pdf](#)

*Page 72*

## **Notices of Motion**

### **15.0 Notice of Motion - Donard Demesne, Newcastle**

Notice of Motion received from Councillor Clarke

"Newry, Mourne and Down council enters into discussions with the Annesley Estate proposing that council leases the woodland known as Donard Demesne, Newcastle, in order that this woodland area can be properly maintained and made an attractive area to complement the amenities already existing in Donard Park, with the view to improving the recreational, health and well-being and tourism potential, this area is an important habitat that requires adequate management."

***Items deemed to be exempt under paragraph 3 of Part 1 of Schedule 6 of the Local Government Act (NI) 2014***

### **16.0 Appointment of Chief Executive**

This item is deemed to be exempt under paragraph 3 of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 - information relating to the financial or business affairs of any

particular person (including the Council holding that information and the public may, by resolution, be excluded during this item of business.

Report to be provided by Staff Commission and Assistant Director of Corporate Services (HR and Safeguarding) who will also attend the meeting.

# Invitees

Cllr Terry Andrews	<a href="mailto:terry.andrews@nmandd.org">terry.andrews@nmandd.org</a>
Cllr Naomi Bailie	<a href="mailto:naomi.bailie@nmandd.org">naomi.bailie@nmandd.org</a>
Cllr Patrick Brown	<a href="mailto:patrick.brown@nmandd.org">patrick.brown@nmandd.org</a>
Cllr Robert Burgess	<a href="mailto:robert.burgess@nmandd.org">robert.burgess@nmandd.org</a>
Lorraine Burns	<a href="mailto:lorraine.burns@nmandd.org">lorraine.burns@nmandd.org</a>
Cllr Pete Byrne	<a href="mailto:pete.byrne@nmandd.org">pete.byrne@nmandd.org</a>
Mr Gerard Byrne	<a href="mailto:gerard.byrne@nmandd.org">gerard.byrne@nmandd.org</a>
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Cllr William Clarke	<a href="mailto:william.clarke@nmandd.org">william.clarke@nmandd.org</a>
Cllr Garth Craig	<a href="mailto:garth.craig@nmandd.org">garth.craig@nmandd.org</a>
Cllr Dermot Curran	<a href="mailto:dermot.curran@nmandd.org">dermot.curran@nmandd.org</a>
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Cllr Laura Devlin	<a href="mailto:laura.devlin@nmandd.org">laura.devlin@nmandd.org</a>
Mr Eoin Devlin	<a href="mailto:eoin.devlin@nmandd.org">eoin.devlin@nmandd.org</a>
Ms Louise Dillon	<a href="mailto:louise.dillon@nmandd.org">louise.dillon@nmandd.org</a>
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Cllr Jarlath Tinnelly	<a href="mailto:jarlath.tinnelly@nmandd.org">jarlath.tinnelly@nmandd.org</a>
Cllr John Trainor	<a href="mailto:john.trainor@nmandd.org">john.trainor@nmandd.org</a>
Cllr William Walker	<a href="mailto:william.walker@nmandd.org">william.walker@nmandd.org</a>
Mrs Marie Ward	<a href="mailto:marie.ward@nmandd.org">marie.ward@nmandd.org</a>

**ACTION SHEET – COUNCIL MEETING – MONDAY 4 MARCH 2019**

Minute Ref	Subject	Decision	Lead Officer	Actions taken/ Progress to date	Remove from Action Sheet Y/ N
C/035/2019	Action Sheet arising from Council Meeting held on 4 February 2019	The action sheet was agreed as an accurate record and adopted.	Democratic Services	<b>Adopted</b>	
C/036/2019	Minutes of Council Meeting held on 4 February 2019	The minutes were agreed as an accurate record and adopted.	Democratic Services	<b>Adopted</b>	
C/037/2019	Minutes of Special Council Meeting held on 28 January 2019	The minutes were agreed as an accurate record and adopted.	Democratic Services	<b>Adopted</b>	
C/038/2019	Minutes of ERT Committee Meeting held on 11 February 2019	<p><i>ERT/038/2019 – Tollymore Forest Park – Tea Rooms</i> It was agreed to amend the minute to reflect Councillor Clarke's proposal that Council seek expressions of interest alongside negotiating with Forestry Service with regard the Tea Rooms in Tollymore Forest Park.</p> <p><i>ERT/025/2019 – Newcastle and Warrenpoint Beaches</i> It was agreed that Council seek external funding options for an artificial beach in Newcastle and bring a business case to ERT Committee for decision.</p> <p>The minutes were agreed as an accurate record and adopted.</p>	M Ward	<p><b>Actioned</b></p> <p><b>Ongoing – Referred to ERT</b></p>	
C/039/2019	Minutes of SP&R Committee Meeting held on 17 January 2019	The Minutes of the Strategy, Policy and Resources Committee Meeting held on 14 February 2019 were agreed and adopted, with the exception of minute reference SPR/014/2019.	D Carville	<b>Adopted</b>	

Minute Ref	Subject	Decision	Lead Officer	Actions taken/ Progress to date	Remove from Action Sheet Y/ N
C/040/2019	Minutes of Special Audit Committee held on 15 February 2019	The minutes were agreed as an accurate record and adopted.	Democratic Services	<b>Adopted</b>	
C/041/2019	Minutes of AHC Committee Meeting held on 18 February 2019	The minutes were agreed as an accurate record and adopted.	M Lipsett	<b>Adopted</b>	
C/042/2019	Minutes of RTS Committee Meeting held on 20 February 2019	The minutes were agreed as an accurate record and adopted.	R Moore	<b>Adopted</b>	
C/043/2019	Agribusiness Conference	The correspondence received was noted and it was agreed that a Council officer would attend the conference.	Democratic Services	<b>Noted</b>	
C/044/2019	Invitation to Chair of Council from RICS World Built Environment Forum	It was agreed that the current Chairman of Council attend the RICS World Built Environment Summit in New York in May 2019 at an approximate cost of £1600.	Democratic Services	<b>Actioned</b>	
C/045/2019	Correspondence received from the NI Office Re: Independent Members to the NI Policing Board	It was agreed that Parties would respond to the NI Office regarding Independent Members to the NI Policing Board with nominations.	Democratic Services	<b>Noted</b>	
C/046/2019	Unpacking the Consultations: Extended Producer Responsibility for Packaging, Deposit Return and Plastics Non-	It was agreed any members wishing to attend should advise Democratic Services.	Democratic Services	<b>Noted</b>	



Minute Ref	Subject	Decision	Lead Officer	Actions taken/ Progress to date	Remove from Action Sheet Y/ N
	Recycled Content Tax				
C/047/2019	Correspondence received from Lisburn & Castlereagh City Council	It was agreed to write to the Permanent Secretary outlining the Council's support for Lisburn and Castlereagh City Councils motion for a Public Enquiry in Relation to ill treatment of patients at Muckamore Abbey.	Democratic Services	<b>Letter sent to: Sir John Stephens Permanent Sec for NI Office</b>	
C/048/2019	Notice of Motion – NI Air Ambulance	<p>It was agreed that this Council acknowledges the great work of the NI Air Ambulance. This life saving service has had to be deployed 54 times in the Newry, Mourne &amp; Down area during the first 10 months of 2018.</p> <p>This Council recognises the significant public fundraising efforts to keep the NI Air Ambulance operational and that we, as a Council look at ways to contribute to it through our Efficiencies Working Group and furthermore this Council writes to the Permanent Secretary Richard Pengelly and the other 10 Councils urging them to financially support the NI Air Ambulance.</p> <p>This Council recognises the fundraising efforts of the Ulster Farmers Union who collected £200K along with all those who have fundraised to support the NI Air Ambulance Service.</p>	Democratic Services	<b>Letter sent to: Richard Pengelly Dept of Health Permanent Sec &amp; 10 No. Local Authorities</b>	
C/049/2019	Notice of Motion – Call for NILGOSC to Divest Local Government Pension Scheme from Fossil Fuel Companies	It was agreed that the Council calls on the Northern Ireland Local Government Officers Superannuation Committee (NILGOSC) to divest the Local Government pension scheme from any fossil fuel companies within 5 years. This will give NILGOSC ample time to exit the market at the best time ensuring no adverse impact on the pension fund.	Democratic Services	<b>Letter sent to: NILGOSC</b>	
C/050/2019	Notice of Motion – Gating Lanes to	The Motion was referred, in accordance with Standing Order 16.1.6 to the Active & Healthy Communities	M Lipsett	<b>Tabled at AHC on 21.03.2019</b>	

Minute Ref	Subject	Decision	Lead Officer	Actions taken/ Progress to date	Remove from Action Sheet Y/ N
	Mitigate Anti-Social Behaviour	Committee.			
C/051/2019	Notice of Motion - Cycling	The Motion was referred, in accordance with Standing Order 16.1.6 to the Active & Healthy Communities Committee.	M Lipsett	<b>Tabled at AHC on 21.03.2019</b>	
C/052/2019	Notice of Motion – UN Committee on the Convention of the Rights of Persons with Disabilities	It was unanimously agreed that this Council notes the Concluding Observations of the United Nations Committee on the Convention of the Rights of Persons with Disabilities. Council recognises the valuable contribution that those living with disabilities make to our society and will undertake to prepare a review on how the Council meets local obligations within the Convention on the Rights of Persons with Disabilities.	Democratic Services	<b>Noted</b>	
C/53/2019	Notice of Motion – Transfer of Mourne DEA to Eastern Roads Division	It was agreed that this Council requests the DFI Roads Service to fully transfer the Mourne District Electoral Area into the Eastern Roads Division in order to simplify roads maintenance and improve liaison with elected representatives in the Mourne ward by ensuring that all the roads in Mourne are in the same Electoral Ward.	Democratic Services	<b>Letter sent to Dept for Infrastructure</b>	

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**

NMD/C/

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**Minutes of Council Meeting held on Monday 4 March 2019 at 6.00pm in the Mourne Room, Downshire Civic Centre, Downpatrick**

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**In the Chair:** Councillor O McMahon**In attendance:****(Councillors)**

Councillor T Andrews	Councillor P Brown
Councillor R Burgess	Councillor P Byrne
Councillor M Carr	Councillor C Casey
Councillor W Clarke	Councillor G Craig
Councillor D Curran	Councillor L Devlin
Councillor S Doran	Councillor C Enright
Councillor G Fitzpatrick	Councillor G Hanna
Councillor V Harte	Councillor H Harvey
Councillor T Hearty	Councillor R Howell
Councillor D Hyland	Councillor M Larkin
Councillor K Loughran	Councillor J Macauley
Councillor D McAteer	Councillor A McMurray
Councillor R Mulgrew	Councillor B Ó Muirí
Councillor B Quinn	Councillor H Reilly
Councillor J Rice	Councillor M Ruane
Councillor M Savage	Councillor G Sharvin
Councillor G Stokes	Councillor D Taylor
Councillor JJ Tinnelly	Councillor J Trainor
Councillor B Walker	

**(Officials)**

Mr L Hannaway, Chief Executive  
 Mrs D Carville, Director of Corporate Services  
 Mr M Lipsett, Director of Active & Healthy Communities  
 Ms M Ward, Director of Enterprise, Regeneration & Tourism  
 Ms Nora Largey, Legal Advisor  
 Miss S Taggart, Democratic Services Manager (Acting)  
 Ms L O'Hare, Democratic Services Officer  
 Mrs P McKeever, Democratic Services Officer

C/033/2019

**APOLOGIES AND CHAIRPERSON'S REMARKS**

Apologies were received from Councillors Bailie, Kimmins &amp; Murnin

- The Chairperson welcomed the completion of many new playparks and commended the officials who were involved in the implementation of the playpark strategy.

- The Chairperson congratulated Clonduff Camogs on becoming All Ireland champions.
- The Chairperson offered her congratulations and best wishes to Councillor Kimmins and Councillor Taylor on the recent births of their respective sons.

**C/034/2019            DECLARATIONS OF INTEREST**

There were no declarations of interest.

**C/035/2019            ACTION SHEET ARISING FROM COUNCIL MEETING HELD ON 4 FEBRUARY 2019**

Read:                    Action sheet arising from Council Meeting held on 4 February 2019 (copy circulated)

**Agreed:                    The Action Sheet from Council Meeting held on 4 February 2019 was agreed.**

**COUNCIL MINUTES FOR ADOPTION AND SIGNING**

**C/036/2019            MINUTES OF COUNCIL MEETING HELD ON 4 FEBRUARY 2019**

Read:                    Minutes of Council Meeting held on 4 February 2019 (copy circulated).

**Agreed:                    The Minutes of the Council Meeting held on 4 February 2019 were agreed as an accurate record and adopted on the proposal of Councillor Hearty, seconded by Councillor Savage.**

**C/037/2019            MINUTES OF SPECIAL COUNCIL MEETING HELD ON 28 JANUARY 2019**

Read:                    Minutes of Special Council Meeting held on 28 January 2019 (copy circulated).

**Agreed:                    The Minutes of the Special Council Meeting held on 28 January 2019 were agreed as an accurate record and adopted on the proposal of Councillor Burgess, seconded by Councillor Hearty.**

**COMMITTEE MINUTES FOR CONSIDERATION AND ADOPTION**

**C/038/2019            MINUTES OF ENTERPRISE, REGENERATION AND TOURISM**

## COMMITTEE MEETING HELD ON 11 FEBRUARY 2019

Read: Minutes of Enterprise, Regeneration and Tourism Meeting held on 11 February 2019 (copy circulated).

### ***ERT/038/2019 – Tollymore Forest Park – Tea Rooms***

On a point of accuracy Councillor Clarke asked if the minutes could be amended, as in his proposal he had added that Council sought expressions of interest alongside negotiating with Forestry Service. The Chairperson stated this would be amended.

**Agreed:** **It was agreed to amend the minute to reflect Councillor Clarke's proposal that Council seek expressions of interest alongside negotiating with Forestry Service with regard the Tea Rooms in Tollymore Forest Park.**

### ***ERT/025/2019 – Newcastle and Warrenpoint Beaches***

Councillor Devlin highlighted concerns about the proposals contained within the minutes stating they would be counter productive and proposed that Council seek external funding options and bring a business case to ERT Committee for decision. This was seconded by Councillor Hanna.

Councillor Clarke confirmed his original proposal should stand, stating there was no appetite for a pop up beach in Newcastle and raised a number of concerns regarding the management of an artificial beach.

Members discussed the issue at length with the following comments being made:

- With Newcastle being an autism-friendly town, an easily accessible pop up beach would enable young people with autism to visit and the public were asking how soon this scheme could be put in place.
- Man's influence on the beach and the natural environment had driven the sand away therefore the installation of a pop up beach would do additional harm to the environment.
- The practicalities of a pop up beach were not possible, due to cleansing, health and safety and anti-social behaviour.
- Investment in sand traps and protective grasses to protect the natural environment would encourage the return of a natural sandy beach.

The Chairman put the proposal to a recorded vote, the results of which were as follows (copy of vote appended to these minutes):

**FOR: 25**  
**AGAINST: 12**  
**ABSTENTIONS: 0**  
**The proposal was CARRIED**

**Agreed:** **It was agreed on the proposal of Councillor Devlin, seconded by Councillor Hanna that Council seek**

**external funding options for an artificial beach in Newcastle and bring a business case to ERT Committee for decision.**

**ERT/027/2019 – Resurfacing of Entrance Road – Delamont Country Park**

Councillor Andrews asked when the resurfacing work would be carried out and the timescale for an update on the consultation process.

Mrs Ward stated resurfacing work would be carried out prior to Easter, with a detailed report on the consultation process being brought to ERT committee within the next two months.

**ERT/024/2019 – Local Full Fibre Network (LFFN)**

Councillor McAteer queried when details on addresses included in project Stratum would be available.

Mrs Ward advised she had information to circulate to Members regarding project Stratum.

**Agreed:** **The Minutes of the Enterprise, Regeneration and Tourism Meeting held on 11 February 2019 were agreed as an accurate record, subject to the above amendments on the proposal of Councillor Clarke, seconded by Councillor Mulgrew.**

**The Minutes were adopted, with the exception of ERT/38/2019 and ERT/25/2019, on the proposal of Councillor McAteer, seconded by Councillor Burgess.**

**C/039/2019**

**MINUTES OF STRATEGY, POLICY AND RESOURCES COMMITTEE MEETING HELD ON 14 FEBRUARY 2019**

**Read:** Minutes of Strategy, Policy and Resource Meeting held on 14 February 2019 (copy circulated).

**SPR/041/2019 - Update on D1 Process Re: Raymond McCreesh Park**

Councillor Ruane advised that Sinn Fein had made a number of requests for the legal advice referred to during the last Committee meeting, and only after submitting a pre-action letter to the Council, the legal advice had been received at a very late stage, in a format that Members could not open. He stated this was unacceptable and proposed that the item be deferred to a full Special Council meeting with legal representation in attendance to give members time to consult on the matter. Councillor Hearty seconded the proposal.

Members discussed the issue at length stating:

- The item could be added to the agenda for the Special Council meeting on Wednesday 6 March 2019.
- Members had been led to believe matters on the issue had been dealt with properly time and again, however officers and legal personnel had not been

clear as to the process.

- As Council had gone through the play strategy consultation, communities were asking why this play park was being dealt with through the D1 process and was this something that all play parks would have to go through.

Councillor Stokes asked to disassociate himself and SDLP from the comments made about officers.

Councillor Reilly proposed that Council go into closed session to discuss the legal advice, this was seconded by Councillor Hanna.

Following further discussion, Councillor Reilly withdrew his proposal.

Councillor Casey asked if there had ever been a formal proposal to carry out a full community consultation process.

Mr Hannaway replied that the recommendation was to carry out further consultation with the Community, if any expression of interest had been received under the D1 process and before any decision was made about whether to continue with disposal or not.

Councillor Ó Muíri asked for clarity on whether Playboard NI proposed that McCreesh Park enter the D1 process.

Mr Hannaway replied that Playboard's only role was with regard to the playpark Strategy and it had been the decision of Council to enter into the D1 process.

The Chairperson put the proposal to defer the item to a full Special Council Meeting, to a recorded vote, the results of which were as follows (copy of recorded vote appended to these minutes)

**FOR: 14**  
**AGAINST: 24**  
**ABSTENTIONS: 0**  
**The proposal was LOST**

Councillor Ruane proposed an adjournment to give Councillors an opportunity to discuss documents received. This was seconded by Councillor Stokes and agreed by all Members.

The Chairperson advised the meeting would be adjourned at 7.10pm for 40 minutes

The meeting did then adjourn – 7.10pm

**Councillor Sharvin left the meeting during the adjournment – 7.15pm**

The meeting did then resume - 7.58pm.

The Chairperson advised the meeting would need to go into closed session in order to receive clarification on the legal advice that had been circulated.

**ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2014**

**Agreed:** On the proposal of Councillor Curran, seconded by Councillor Hanna, it was agreed to exclude the public and press from the meeting during discussion on the next matters which related to exempt information by virtue of para. 3 of Part 1 of Schedule 6 of the Local Government (Northern Ireland) 2014 – Information relating to the financial or business affairs of a particular person (including the Council holding that information) and the public may, by resolution, be excluded during this item of business.

**SPR/041/2019-Update on D1 Process Re: Raymond McCreesh Park**

**Read:** Confidential Legal Advice received from Legal Services (Circulated at meeting)

Ms Largey provided clarity on the legal opinion that had been circulated to members.

**Agreed:** On the proposal of Councillor Hanna, seconded by Councillor Walker, it was agreed the Committee come out of closed session.

Councillor Savage proposed to accept the recommendations as contained within the minutes. This was seconded by Councillor Walker.

The Chairperson put the matter to a vote, the results of which were as follows:

**FOR: 24**  
**AGAINST: 0**  
**ABSTENTIONS: 12**  
**The proposal was CARRIED**

**Agreed:** The Chairperson advised that, while in closed session, it had been agreed by Councillor Savage, seconded by Councillor Walker to accept the recommendations as contained within the minutes.

**Agreed:** The Minutes of the Strategy, Policy and Resources Committee Meeting held on 14 February 2019 were agreed and adopted on the proposal of Councillor Savage, seconded by Councillor Curran, with the exception of minute reference SPR/014/2019.

Councillor Devlin left the meeting during the above discussions – 8.15pm

Councillors Harte, Hyland, Mulgrew and Tinnelly left the meeting at this stage – 8.30pm



**C/040/2019**                    **MINUTES OF SPECIAL AUDIT COMMITTEE MEETING HELD ON 15 FEBRUARY 2019**

Read:                            Minutes of Special Audit Committee held on 15 February 2019 (copy circulated)

Agreed:                        **The Minutes of Special Audit Committee held on 15 February 2019 were agreed and adopted on the proposal of Councillor Byrne, seconded by Councillor Brown.**

**C/041/2019**                    **MINUTES OF ACTIVE AND HEALTHY COMMUNITIES MEETING HELD ON 18 FEBRUARY 2019**

Read:                            Minutes of Active and Healthy Communities Committee Meeting held on 18 February 2019 (copy circulated).

**AHC/024/2019 - RDP Upgraded Funded Parks**

Councillor Ó Muíri proposed a new public consultation needed to take place as the previous one was not reflective of the wants of the people. This was seconded by Councillor Doran.

Members discussed the issue stating an independent consultation had taken place with Playboard NI and by holding a further consultation, a precedent would be set.

The Chairperson put the matter to a vote the results of which were as follows:

**FOR:                            10**  
**AGAINST:                    22**  
**ABSTENTIONS:        1**  
**The proposal was LOST**

Councillor Reilly asked officers to ensure the Ballymartin play park would be progressed or that the money be transferred to complete Annalong play park instead. Mr Lipsett advised he would revert to the Member regarding the issue.

Agreed:                        **The Minutes of Active and Healthy Communities Committee Meeting held on 18 February 2019 were agreed as an accurate record and adopted on the proposal of Councillor Walker, seconded by Councillor Doran.**

**C/042/2019**                    **MINUTES OF REGULATORY & TECHNICAL SERVICES COMMITTEE MEETING HELD ON 20 FEBRUARY 2019**

Read:                            Minutes of Regulatory & Technical Services Committee Meeting held on 20 February 2019 (copy circulated).

Councillor Reilly asked whether it would be legal to install cameras at fly-tipping hotspots.

The Chief Executive advised he did not have any legal opinion on the matter but would revert to the Member. He stated that the Director of Neighbourhood Services was completing work on fly-tipping at present and this may be picked up within that current scheme of work.

**Agreed:** **The Minutes of Regulatory & Technical Services Committee Meeting held on 20 February 2019 were agreed as an accurate record and adopted on the proposal of Councillor Craig, seconded by Councillor Fitzpatrick.**

**C/043/2019** **AGRIBUSINESS CONFERENCE**

**Read:** Correspondence received from agendaNI regarding Northern Ireland Agribusiness Conference 2019 – Beyond Brexit (copy circulated).

Councillor Byrne asked whether an officer from Council would be attending this conference as it would be the farming and agri-food industry that would be worst hit with a no-deal Brexit.

Mrs Ward confirmed an officer of Council would be in attendance at the conference.

**Agreed:** **The correspondence received was noted and it was agreed that a Council officer would attend the conference.**

**C/044/2019** **INVITATION TO CHAIR OF COUNCIL FROM RICS WORLD BUILT ENVIRONMENT FORUM**

**Read:** Correspondence received from RICS World Built Environment regarding The Future of Investment in Real Assets Summit being held on 13-14 May 2019 in New York (copy circulated)

The Chief Executive advised an invitation had been extended to the current Chairman of Council to attend the summit in New York with the delegate fee being paid for. He stated it was a matter for Council to decide to pay the accommodation and flight costs of approx. £1600.

Councillor Ruane proposed that no action be taken. This was seconded by Councillor Doran.

The Chairperson put the matter to a vote the results of which were as follows:

**FOR: 11**  
**AGAINST: 20**  
**ABSTENTIONS: 2**  
**The proposal was LOST**

Councillor McAteer proposed that the current Chairman of Council attend the RICS World Built Environment. This was seconded by Councillor Reilly.

**Agreed: It was agreed on the proposal of Councillor McAteer, seconded by Councillor Reilly that the current Chairman of Council attend the RICS World Built Environment Summit in New York in May 2019 at an approximate cost of £1600.**

**C/045/2019 CORRESPONDENCE RECEIVED FROM THE NI OFFICE RE: INDEPENDENT MEMBERS TO THE NI POLICING BOARD**

**Read:** Correspondence dated 27 February 2019 received from The NI Office Re: Independent Members to the NI Policing Board (copy circulated)

**Agreed: It was agreed that Parties would respond to the NI Office regarding Independent Members to the NI Policing Board with nominations.**

**C/046/2019 UNPACKING THE CONSULTATIONS: EXTENDED PRODUCER RESPONSIBILITY FOR PACKAGING, DEPOSIT RETURN AND PLASTICS NON-RECYCLED CONTENT TAX**

**Read:** Correspondence received regarding Conference in Belfast Metropolitan College, Belfast on Tuesday 12 March 2019 regarding Unpacking The Consultations: Extended producer responsibility for packaging, deposit return and plastics non-recycled content tax (copy circulated)

**Noted: It was agreed on the proposal of Councillor Andrews, seconded by Councillor Byrne that any members wishing to attend should advise Democratic Services.**

**C/047/2019 CORRESPONDENCE RECEIVED FROM LISBURN & CASTLEREAGH CITY COUNCIL**

**Read:** Correspondence dated 29 January 2019, received from Lisburn & Castlereagh City Council, regarding Public Enquiry in Relation to Ill Treatment of Patients at Muckamore Abbey

**Agreed: It was agreed on the proposal of Councillor Andrews,**

**seconded by Councillor Harvey to write to the Permanent Secretary outlining the Council's support for Lisburn and Castlereagh City Councils motion for a Public Enquiry in Relation to ill treatment of patients at Muckamore Abbey.**

## NOTICES OF MOTION

### **C/48/2019: NOTICE OF MOTION – NI AIR AMBULANCE**

The following amended Notice of Motion came forward for consideration in the name of Councillor Walker:

**“That this Council acknowledges the great work of the NI Air Ambulance. This life saving service has had to be deployed 54 times in the Newry, Mourne & Down area during the first 10 months of 2018. And this Council recognises the significant public fundraising efforts to keep the NI Air Ambulance operational and that we, as a Council look at ways to contribute to it through our Efficiencies Working Group and furthermore this Council writes to the Permanent Secretary Richard Pengelly and the other 10 Councils urging them to financially support the NI Air Ambulance”**

In proposing the Motion, Councillor Walker stated the NI Ambulance was a vital service particularly in rural areas throughout the district and it was imperative it was supported by central government in the same way as ambulances, police cars and fire engines were. He acknowledged that, although Stormont was not active at present, Council should write to the Permanent Secretary Richard Pengelly regarding the provision of funding by government for this service.

Councillor Walker said the Motion should be brought to the Efficiencies Working Group for discussion although he acknowledged the rate had already been struck.

Councillor Andrews seconded the motion stating the air ambulance had saved many lives and agreed there should be an onus on Central Government to fund the service.

Members spoke in support of the Motion stating the following:

- There were a lot of vital charities that did much needed work and it was important to keep in mind that the Air Ambulance service was a charity.
- The matter should not be referred to the Efficiencies Working Group as this would create a false hope that Council would provide funding.
- The Air Ambulance was one of the Chairman's chosen charities for this year.

Councillor Burgess stated it was a much needed service particularly for the agricultural community and that the Ulster Farmers Union had raised £200K for the Air Ambulance service and asked that the Notice of Motion be amended to reflect this.

Councillor Walker as proposer of the Motion, indicated his agreement to include the amendment in the Motion.

In summing up, Councillor Walker thanked Members for their support and proposed that a forceful letter be sent to Richard Pengelly regarding the provision by government of much needed funding for this vital service.

**Agreed:** **It was agreed on the proposal of Councillor Walker, seconded by Councillor Andrews that this Council acknowledges the great work of the NI Air Ambulance. This life saving service has had to be deployed 54 times in the Newry, Mourne & Down area during the first 10 months of 2018.**

**This Council recognises the significant public fundraising efforts to keep the NI Air Ambulance operational and that we, as a Council look at ways to contribute to it through our Efficiencies Working Group and furthermore this Council writes to the Permanent Secretary Richard Pengelly and the other 10 Councils urging them to financially support the NI Air Ambulance.**

**This Council recognises the fundraising efforts of the Ulster Farmers Union who collected £200K along with all those who have fundraised to support the NI Air Ambulance Service.**

C/49/2019

**NOTICE OF MOTION – CALL FOR NILGOSC TO DIVEST LOCAL GOVERNMENT PENSION SCHEME FROM FOSSIL FUEL COMPANIES**

The following Notice of Motion came forward for consideration in the name of Councillor Brown:

**“This Council calls on the Northern Ireland Local Government Officers Superannuation Committee (NILGOSC) to divest the Local Government pension scheme from any fossil fuel companies within 2 years. This will give NILGOSC ample time to exit the market at the best time ensuring no adverse impact on the pension fund”**

In proposing the Motion, Councillor Brown stated NILGOSC was currently investing millions of pounds in fossil fuels and this was both unethical and putting members' pensions at risk. He said it was imperative that dependence on fossil fuels was reduced and that tackling climate change required local action and this was an opportunity for Newry Mourne and Down District Council to lead the way in creating the political momentum for NILGOSC to divest.

Councillor Carr seconded the Motion stating NILGOSC should invest in renewable industries and he believed this should be done within a 2 year period as opposed to 5 years as this would be more effective.

Councillor Casey support the Motion and said the strap line for NILGOSC was 'Best return on their investment' and he believed that to allow a 5 year period as opposed to 2 years would be more beneficial.

Councillor Brown, as proposer of the Motion, indicated his agreement to amending the Motion to 5 years as opposed to 2 years.

Members spoke in support of the motion stating there was a need to look at new and emerging strategies to tackle the threat to the environment from fossil fuels.

Councillor Harvey stated that his grouping would not support the Motion.

In summing up, Councillor Brown thanked Members for their overall support. The Motion was put to a vote, the results of which were as follows:

FOR:	27
AGAINST:	0
ABSTENTIONS:	4

The Motion was CARRIED.

**AGREED:** It was agreed on the proposal of Councillor Brown seconded by Councillor Carr, that the Council calls on the Northern Ireland Local Government Officers Superannuation Committee (NILGOSC) to divest the Local Government pension scheme from any fossil fuel companies within 5 years. This will give NILGOSC ample time to exit the market at the best time ensuring no adverse impact on the pension fund.

**C/50/2019**      **NOTICE OF MOTION – GATING LANES TO MITIGATE ANTI-SOCIAL BEHAVIOUR**

The following Notice of Motion came forward for consideration in the name of Councillor Enright:

**“Council notes that its published policy for applications to gate lanes to mitigate anti-social behaviour gives responsibility to the PCSP to coordinate the required inter-agency action. Council further notes that the PCSP has no procedures to implement this policy, no criteria to respond to such requests, and no budget to implement it. Council notes therefore that there is currently no procedure for residents or police to request lane closures in areas that are not NIHE estates.**

**Council notes that gating lanes requires permission from the 3 emergency services, NI Water, Roads and the NIHE and Council where relevant. Any of these may request a standard format key to be used.**

**Council directs that;**

- 1. The Active and Healthy Directorate to recognise either petitions from 90% of residents, or letters from the NIHE, PSNI or Fire Service as the criteria for triggering a formal request for inter-agency consideration and action via the PCSP.**
- 2. To produce a written procedure for PCSP to follow in reflecting Council policy.**
- 3. The Policy and Resources Directorate to provide the PCSP with access to a small annual budget for capital projects to effect this policy and these new procedures.**

The Motion was seconded by Councillor Brown and referred, in accordance with Standing Order 16.1.6 to the Active & Healthy Communities Committee.

**C/51/2019**

**NOTICE OF MOTION – CYCLING**

The following Notice of Motion came forward for consideration in the name of Councillor McMurray:

**“That this council recognises the multiple health, environmental, social and economic benefits of cycling and commits to itself to encouraging cycling. These are to be brought about by; practically encouraging cycling within and between our towns through the re-designation of some pathways as well as safer cycle corridors within our towns, working with external organisations to encourage recreational participation and safety measures such as ‘stayin’ alive at 1.5’.**

**It also acknowledges the recent study by the Department of Infrastructure that notes – regardless of being of primary or post-primary age, or whether they are urban or rural dwellers – the excessively low numbers of children who cycle to school. Council commits to working with external agencies to explore ways in which cycling, and other active means of transport, can be promoted and increased within our district”.**

Councillor Brown asked that if the Motion was to be referred to the Active and Healthy Communities Committee for further discussions that relevant officers be present at the meeting to address the cross-departmental element.

The Motion was seconded by Councillor McAteer and referred, in accordance with Standing Order 16.1.6 to the Active & Healthy Communities Committee.

**C/52/2019**

**NOTICE OF MOTION – UN COMMITTEE ON THE CONVENTION OF THE RIGHTS OF PERSONS WITH DISABILITIES**

The following Notice of Motion came forward for consideration in the name of Councillor Stokes:

**“This Council notes the Concluding Observations of the United Nations Committee on the Convention of the Rights of Persons with Disabilities. Council recognises the valuable contribution that those living with disabilities make to our society and will undertake to prepare a review on how the Council meets local obligations within the Convention on the Rights of Persons with Disabilities”.**

In proposing the Motion, Councillor Stokes stated one in five people in N. Ireland were living with a disability and that a number of other Councils in N. Ireland had endorsed this initiative. He said people living with disabilities deserved dignity and respect and he urged Members to support the Motion.

Councillor Savage seconded the Motion.

**Agreed:** It was unanimously agreed on the proposal of Councillor Stokes, seconded by Councillor Savage that this Council notes the Concluding Observations of the United Nations Committee on the Convention of the Rights of Persons with Disabilities. Council recognises the valuable contribution that those living with disabilities make to our society and will undertake to prepare a review on how the Council meets local obligations within the Convention on the Rights of Persons with Disabilities.

Councillor Curran left the meeting at this stage – 9.41pm

**C/53/2019: NOTICE OF MOTION – TRANSFER OF MOURNES DEA TO EASTERN ROADS DIVISION**

The following Notice of Motion came forward for consideration in the names of Councillor Reilly and Councillor Quinn.

**“That this Council requests the DFI Roads Service to fully transfer the Mournes District Electoral Area into the Eastern Roads Division in order to simplify roads maintenance and improve liaison with elected representatives in the Mournes ward by ensuring that all the roads in Mourne are in the same Electoral Ward”.**

In proposing the Motion, Councillor Reilly stated discussions had already taken place with various agencies and it would make sense from an administrative view point and in practicality and efficiency terms for the entire Mournes DEA to be within the one Roads Division.



Councillor Quinn seconded the motion stating he concurred with Councillor Reilly and added that the Southern Division appeared not to have the budget or staff of the Eastern Division.

Councillor Macauley expressed support for the Motion.

Councillor Clarke expressed support for the Motion and said the Mournes DEA was at a disadvantage, but to move the Southern Division into the Eastern Division would require the budget to be moved as well and a lot of complex issues would have to be addressed before this could be done.

Councillor Hearty said he considered a more serious issue was that the budgets in each area needed to be looked at and there were major discrepancy issues with the standard of work being carried out in each area.

Councillor Reilly said that Simon Richardson, DfI Roads had confirmed that if the Mournes DEA was transferred into the Eastern region, then the budget would also be transferred.

**Agreed:** **It was agreed on the proposal of Councillor Reilly seconded by Councillor Quinn that this Council requests the DfI Roads Service to fully transfer the Mournes District Electoral Area into the Eastern Roads Division in order to simplify roads maintenance and improve liaison with elected representatives in the Mournes ward by ensuring that all the roads in Mourne are in the same Electoral Ward.**

**Councillors Clarke, Doran and Stokes left the meeting during the above discussions – 9.47pm**

There being no further business, the meeting concluded at 9.50pm

**Signed:**

\_\_\_\_\_  
**Chairman**

\_\_\_\_\_  
**Chief Executive**

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**  
**RECORDED VOTE**

DATE: 4<sup>th</sup> March 2019      VENUE: Downshire Civic Centre MEETING: Council Meeting

SUBJECT OF VOTE: ERT/025/2019 – Council seek external funding options for an artificial beach in Newcastle and bring a business case to ERT Committee for decision.

COUNCILLOR	FOR	AGAINST	ABSTAIN	ABSENT
T Andrews	X			
N Bailie				X
P Brown	X			
R Burgess	X			
P Byrne	X			
M Carr	X			
C Casey		X		
W Clarke		X		
G Craig	X			
D Curran	X			
L Devlin	X			
S Doran		X		
C Enright				X
G Fitzpatrick	X			
G Hanna	X			
V Harte		X		
H Harvey	X			
T Hearty		X		
R Howell		X		
D Hyland	X			
L Kimmins				X
M Larkin		X		
K Loughran	X			
J Macauley	X			
D McAteer	X			
O McMahan		X		
A McMurray	X			
R Mulgrew		X		
M Murnin				X
B Ó Muirí		X		
B Quinn	X			
H Reilly	X			
J Rice		X		
M Ruane		X		
M Savage	X			
G Sharvin	X			
G Stokes	X			
D Taylor	X			
JJ Tinnelly	X			
J Trainor	X			
B Walker	X			
<b>TOTALS</b>	<b>25</b>	<b>12</b>	<b>0</b>	<b>4</b>

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**  
**RECORDED VOTE**

DATE: 4<sup>th</sup> March 2019      VENUE: Downshire Civic Centre MEETING: Council Meeting

SUBJECT OF VOTE: SPR/041/2019 – Proposal from Councillor Ruane, seconded by Councillor Hearty to defer the item to a full Special Council Meeting

COUNCILLOR	FOR	AGAINST	ABSTAIN	ABSENT
T Andrews		X		
N Bailie				X
P Brown		X		
R Burgess		X		
P Byrne		X		
M Carr		X		
C Casey	X			
W Clarke	X			
G Craig		X		
D Curran		X		
L Devlin		X		
S Doran	X			
C Enright	X			
G Fitzpatrick		X		
G Hanna		X		
V Harte	X			
H Harvey		X		
T Hearty	X			
R Howell	X			
D Hyland	X			
L Kimmins				X
M Larkin	X			
K Loughran		X		
J Macauley		X		
D McAteer		X		
O McMahan	X			
A McMurray		X		
R Mulgrew	X			
M Murnin				X
B Ó Muirí	X			
B Quinn		X		
H Reilly		X		
J Rice	X			
M Ruane	X			
M Savage		X		
G Sharvin		X		
G Stokes		X		
D Taylor		X		
JJ Tinnelly		X		
J Trainor		X		
B Walker		X		
<b>TOTALS</b>	<b>14</b>	<b>24</b>	<b>0</b>	<b>3</b>

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL****NMC/SC****Minutes of Special Council Meeting held on Wednesday 6 March 2019 at 6pm in the Mourne Room, Downshire Civic Centre, Downpatrick****In the Chair:** Councillor C Casey**In attendance:****(Councillors)**

Councillor R Burgess	Councillor M Carr
Councillor W Clarke	Councillor G Craig
Councillor C Enright	Councillor G Fitzpatrick
Councillor H Harvey	Councillor T Hearty
Councillor D Hyland	Councillor M Larkin
Councillor K Loughran	Councillor D McAteer
Councillor B Quinn	Councillor M Ruane
Councillor M Savage	Councillor J Tinnelly
Councillor J Trainor	Councillor B Walker

**(Officials)**

Mr. L Hannaway, Chief Executive  
 Mr R Moore, Director of Neighbourhood Services  
 Mr J McBride, Assistant Director, Waste Management (Acting)  
 Ms C McAteer, Democratic Services Officer

**Also in attendance:****arc21 representatives**

Mr R Burnett, Acting Chief Executive Officer  
 Ms K Boal, Acting Policy and Operations Director  
 Mr A Cox, Specialist Legal Advisor

**SC/04/2019****APPOINTMENT OF CHAIRPERSON**

On the proposal of Councillor Ruane, seconded by Councillor Burgess, it was agreed Councillor Casey chair the Meeting in the absence of the Chairman and Deputy Chairperson.

**SC/05/2019****APOLOGIES AND CHAIRPERSON'S REMARKS**

Apologies were received from Councillors Murnin, McMahon, Stokes, Curran, Devlin, Kimmins, Harte, Hanna, Byrne and Taylor.

**SC/06/2019****DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

## **ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2014**

Items 3, 4, 5 and 6 were deemed to be exempt under paragraph 3 of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 – information relating to the financial or business affairs of any particular person (including the Council holding that information) and the public may, by resolution, be excluded during this item of business.

**On the proposal of Councillor Trainor, seconded by Councillor Burgess, it was agreed to exclude the public and press from the meeting during discussion on these items**

### **SC/07/2019                    OVERVIEW OF arc21**

Representatives from arc21 gave a presentation on an Overview of arc21; the arc21 Organic Waste Treatment Service Contract and the inclusion of Legacy NMDC Organic Waste in the Organic Waste Treatment Service Contract.

### **SC/08/2019:                    ARC21 ORGANIC WASTE TREATMENT SERVICE CONTRACT**

Read:                                Report dated 6 March 2019 from Johnny McBride, Assistant Director: Waste Management (Acting) re: Organic Waste Treatment Service Contract. *(Circulated)*

### **RTS/09/2019:                INCLUSION OF LEGACY NMDC ORGANIC WASTE IN THE ORGANIC WASTE TREATMENT SERVICE CONTRACT**

Read:                                Report dated 6 March 2019 from Johnny McBride, Assistant Director: Waste Management (Acting) re: inclusion in the legacy NMDC Organic Waste in the Organic Waste Treatment Services Contract. *(Circulated)*

### **RTS/041/2019:              AWARD OF MIXED DRY RECYCLABLES CONTRACT**

Read:                                Report dated 6 March 2019 from Johnny McBride, Assistant Director: Waste Management (Acting) re: Mixed Dry Recyclables (MDR) Contract. *(Circulated)*

**Councillor Clarke proposed and Councillor Savage seconded to come out of closed session.**

When the Committee was out of closed session the Chairman reported the following had been agreed:-

#### Item 3 – Arc21 Presentation

**On the proposal of Councillor Clarke, seconded by Councillor Walker, it was agreed to note the Arc21 Presentation.**

Item 4 – Arc21 Organic Waste Treatment Service Contract

**On the proposal of Councillor Craig, seconded by Councillor Clarke, it was agreed, following a Recorded Vote of FOR: 9 AGAINST: 1 ABSTENTIONS: 8 - to approve a decision from the Arc21 Joint Committee to approve Option D – a negotiated amendment to the Council’s current waste treatment service contract with the Company named in the Officer’s report. (Recorded vote attached).**

Item 5 – Inclusion of legacy NMDC Organic Waste in the Organic Waste Treatment Service Contract

**On the proposal of Councillor Craig, seconded by Councillor Clarke, it was unanimously agreed to approve the recommendation outlined in Section 3 of the report dated 6 March 2019 to include legacy NMDC organic waste tonnages into the proposed variation to arc21 current Organic Waste Treatment Service contract with the Company named in the Officer’s report.**

Item 6 – Award of Mixed Dry Recyclables Contract

**On the proposal of Councillor Clarke, seconded by Councillor Savage, it was unanimously agreed to approve the recommendation outlined in Section 3 of the report dated 6 March 2019 to award a contract to the named Company for the delivery of a service for the receipt and brokerage of mixed dry recyclable materials (including co-mingled mixed glass) at a contract rate specified in the report.**

**There being no further business, the meeting concluded at 7.40 pm.**

For adoption at Meeting of Newry, Mourne and Down District Council to be held on Monday 1 April 2019.

**Signed:**

\_\_\_\_\_  
**Chairperson**

\_\_\_\_\_  
**Chief Executive**

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**  
**RECORDED VOTE**

DATE: 06-03-2019 VENUE: Mourne Room Downpatrick MEETING: Sp. Council – arc21

25

**SUBJECT OF VOTE: To approve a decision from the Arc21 Joint Committee to approve Option D – a negotiated amendment to the Council’s current waste treatment service contract with the Company named in the Officer’s report.**

COUNCILLOR	FOR	AGAINST	ABSTAIN	ABSENT
T Andrews				√
N Bailie				√
P Brown				√
R Burgess	√			
P Byrne				√
M Carr			√	
C Casey	√			
W Clarke	√			
G Craig	√			
D Curran				√
L Devlin				√
S Doran				√
C Enright		√		
G Fitzpatrick			√	
G Hanna				√
V Harte				√
H Harvey	√			
T Hearty	√			
R Howell				√
D Hyland			√	
L Kimmins				√
M Larkin	√			
K Loughran			√	
J Macauley				√
D McAteer			√	
O McMahon				√
A McMurray				√
R Mulgrew				√
M Murnin				√
B Ó Muirí				√
B Quinn			√	
H Reilly				√
J Rice				√
M Ruane	√			
M Savage			√	
G Sharvin				√
G Stokes				√
D Taylor				√
JJ Tinnelly			√	
J Trainor				√
B Walker	√			
<b>TOTALS</b>	<b>9</b>	<b>1</b>	<b>8</b>	<b>23</b>

5 March 2018

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**

26

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**Minutes of the Enterprise, Regeneration & Tourism Committee Meeting  
held on Monday 11 March 2019 at 3.00pm in the Boardroom, District  
Council Offices, Monaghan Row, Newry**

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**Chairperson:** Councillor Ruane

**In Attendance:** **(Committee Members)**

Councillor P Byrne  
Councillor R Burgess  
Councillor M Carr  
Councillor W Clarke  
Councillor D Curran  
Councillor G Hanna  
Councillor H Harvey  
Councillor R Mulgrew  
Councillor D McAteer  
Councillor O McMahon  
Councillor B Quinn  
Councillor G Stokes  
Councillor J Tinnelly

**Officials  
in Attendance:**

Ms D Carville Director Corporate Services  
Mr A Patterson Assistant Director Tourism Culture &  
Events  
Mr M Robinson Assistant Director Enterprise  
Employment & Regeneration  
Ms A Smyth Head of Regeneration & Business  
Development  
Ms L Dillon Democratic Services Officer

**ERT/040/2019: APOLOGIES / CHAIRPERSON'S REMARKS**

Apologies were received for:

Councillor C Casey  
Mr L Hannaway Chief Executive  
Ms M Ward Director Enterprise Regeneration & Tourism

**ERT/041/2019: DECLARATIONS OF INTEREST**

**Noted:** Councillor Clarke declared an interest in the item relating to Service Level Agreements 2019/20, as he is a member of the Mourne



Heritage Trust. (See Minute Number: ERT/048/2019)

**Noted:** Councillor Hanna declared an interest in the item relating to Service Level Agreements 2019/20, as he is a member of the Mourne Heritage Trust.  
(See Minute Number: ERT/048/2019)

**Noted:** Councillor P Byrne declared an interest the item relating to repairs to Slieve Gullion Forest Park Plateau Path, as he is a board member for Slieve Gullion Forest Park.  
(See Minute Number: ERT/061/2019)

**ERT/042/2019: ACTION SHEET  
MINUTES OF ENTERPRISE, REGENERATION AN  
TOURISM MEETING OF MONDAY 11 FEBRUARY 2019**

**Read:** Action Sheet arising out of the Minutes of the Enterprise, Regeneration & Tourism Committee Meeting held on Monday 14 January 2019. **(Copy circulated)**

**Agreed:** It was unanimously agreed to note the Action Sheet arising out of the Minutes of the Enterprise, Regeneration and Tourism Committee Meeting held on Monday 11 February 2019.

**ENTERPRISE, EMPLOYMENT AND REGENERATION ITEMS**

**ERT/043/2019: NEWRY CANAL – PROJECT UPDATE  
LOCK NO.5 AND LOCK NO.6**

**Read:** Report dated 11 February 2019 from Ms M Ward Director Enterprise, Employment and Regeneration regarding upgrade works to Newry Canal Lock No.5 and Lock No.6.  
**(Copy circulated)**

**Agreed:** On the proposal of Councillor Mulgrew seconded by Councillor Stokes it was agreed as follows:

- (a) Council transfer any underspend from the Lock No.5 Restoration to Lock No.6 Restoration Project.**
- (b) Subject to budget transfer, Council carry out the required survey/design studies and actual contractual works for restoration now required to Lock No.6.**

**ERT/044/2019: SERVICE LEVEL AGREEMENTS  
ARTISAN MARKETS  
(DOWNPATRICK AND NEWCASTLE)**

**Read:** Report dated 11 March 2019 from Ms M Ward Director Enterprise, Employment and Regeneration regarding Service Level Agreements with Down Community Collective and Unit T (Mourne Markets) to deliver Artisan Markets in Downpatrick & Newcastle respectively. 10 successful markets have been held in each location. **(Copy circulated)**

Several Councillors expressed their support for the continuation of the Artisan Markets, however Councillor Hanna said he did not see the benefit of the Newcastle market in terms of the costs involved, and felt it should perhaps be held on a more reduced basis ie, Easter, June or July, Halloween and Christmas.

Councillor McAteer asked if Warrenpoint Market was provided on the same basis with Down Community Collective.

Councillor Burgess queried if the market in Saintfield and other markets in the District, could be supported.

Councillor Quinn concurred with Councillor Hanna regarding the Newcastle Market and suggested a more suitable site be identified and queried if the stalls were making a financial turnover.

Council officials explained the content contained within the Service Level Agreement with Down Community Collective and assured the agreements were reviewed on an ongoing basis to ensure the Council were getting value for money.

Councillors were advised that the location for the Newcastle market would be continually monitored and that there was currently a waiting list of stall holders who wanted to participate in the market.

**Agreed:** **On the proposal of Councillor Curran seconded by Councillor Clarke the following was agreed:**

**(a) To approve the renewal of the Service Level Agreements with Down Community Collective and Unit T to deliver 10 Artisan markets in each location in the 2019/20 financial year.**

**(b) Council Officials to update Councillor McAteer regarding a date for Warrenpoint Market as part of the ongoing Revitalisation Project for Warrenpoint.**

**(c) Council Officials to investigate the option of supporting an Artisan market in Saintfield.**

**ERT/045/2019: FINANCIAL SUPPORT  
MADE IN MOURNE  
TRADE VISIT TO WASHINGTON / NEW YORK  
MARCH 2019**

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**Read:** Report dated 11 February 2019 from Ms M Ward Director Enterprise, Employment and Regeneration regarding a request from the Made in Mourne network for financial support from the Council towards an international trade visit to Washington and New York during March 2019. Made in Mourne have secured assistance from Invest NI and Collins Aerospace to support the 3 day visit. **(Copy circulated)**

**Agreed:** **On the proposal of Councillor Harvey seconded by Councillor McAteer it was agreed to note that Council have provided support in the sum of £1,250 for 2 No. representatives from Made in Mourne to undertake an international Trade Visit to America in March 2019 in order to develop international trading opportunities for the 70+ creative business within the Made in Mourne network.**

**ERT/046/2019: NMDDC  
STRANGFORD LOUGH & LECALÉ PARTNERSHIP  
COASTAL COMMUNITIES FUNDING**

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**Read:** Report dated 11 March 2019 from Ms Marie Ward, Director Enterprise, Regeneration and Tourism regarding an application for funding through the Coastal Communities Fund for a project to deliver Actions 3.4 and 3.5 of the Strangford & Lecale AONB Action Plan 2017-22, costing approximately £100,000. **(Copy circulated)**

**Agreed:** **It was agreed to note that a funding application has been submitted to the Coastal Communities Fund for the delivery of actions 3.4 and 3.5 of the Strangford & Lecale AONB Action Plan 2017-22, and if successful Council proceed to implement the project as per a Letter of Offer.**

**A further report to be tabled notifying the Council of the outcome of the application and if successful, the outputs of the final programme of activity.**

**ERT/047/2019: BELFAST REGION CITY DEAL**

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**Read:** Report dated 11 March 2019 from Mr L Hannaway Chief Executive regarding an update on the Belfast Region City Deal. **(Copy enclosed)**

**Agreed:** **On the proposal of Councillor Stokes seconded by Councillor Clarke it was agreed to approve and sign the Belfast Region**

**City Deal Heads of Terms Agreement with the BRCD partners, UK Government and the NI Government which confirms the collective commitment to work in partnership and ensure delivery of the Belfast Region City Deal programme.**

**It was also agreed to convey back to the Partners, sentiments expressed by Councillor P Byrne regarding the need to clarify wording contained in Page 9 of the Agreement on the UK Government's commitment to match the figure of £350 million as it currently stated "up to £350 million" whereas the other partners state "investing £350 million".**

## **TOURISM, CULTURE AND EVENTS ITEMS**

### **ERT/048/2019: SERVICE LEVEL AGREEMENTS 2019/20**

**Noted:** Councillor W Clarke declared an interest in this item as he is a member of the Mourne Heritage Trust.

**Noted:** Councillor Hanna declared an interest in this item as he is a member of the Mourne Heritage Trust.

**Read:** Report dated 11 March 2019 from Mr A Patterson Assistant Director Tourism Culture & Events regarding Service Level Agreements to be implemented in the next financial year which will assist in the delivery of key projects and services across the District. **(Copy circulated)**

**Agreed:** **On the proposal of Councillor Burgess seconded by Councillor Curran it was agreed to approve the list of Service Level Agreements as contained in Report dated 11 March 2019 from Mr A Patterson Assistant Director Tourism Culture & Events (Point 2.1) regarding Service Level Agreements 2019/20.**

**It was also agreed arrangements be made in order that Councillors can view the contents of Service Level Agreements.**

### **ERT/049/2019: TYRELLA MASTERPLAN**

**Read:** Report dated 11 March 2019 from Mr Andy Patterson, Assistant Director Tourism, Culture and Events regarding improvement works at Tyrella Beach. **(Copy circulated)**

**Agreed:** **On the proposal of Councillor Harvey seconded by Councillor Clarke it was agreed:**

**(a) To appoint a design and build contract from the Council Framework to upgrade the car park at Tyrella beach, improve**

visitor servicing thus improving the visitor experience on the basis of budget provision of £275,000 which will complement £40,000 commitment previously agreed by Council to undertake minor aesthetic improvements around the site as per the business case.

**(b) Council Officials arrange for potholes to be addressed at the Car Park at Tyrella Beach before the summer season.**

**ERT/050/2019: CRANFIELD BEACH**

**Read:** Report dated 11 March 2019 from Mr A Patterson Assistant Director Enterprise Regeneration and Tourism regarding improvement works to Cranfield Beach to address improved access for inclusive beach equipment users, repair breakwater and drainage, improve access for residents and provision of safer pedestrian/disability access and signage at the facility. **(Copy circulated)**

**Agreed:** **On the proposal of Councillor Hanna seconded by Councillor Quinn it was agreed:**

**(a) To appoint a contractor to undertake remedial works to improve Breakwater, disabled and pedestrian access, minor improvements to Ameracam Lane and drainage and repair damage to manholes on beach as per the Business Case.**

**(b) To undertake a structural assessment of the breakwater to identify work required to ensure it is structurally sound.**

**(c) Council Officials to examine a suggestion from Councillor R Burgess for Greencastle Castle to be opened to the public.**

**FOR NOTING**

**ERT/051/2019: REPORT LOUTH/NMDDC JOINT COMMITTEE MEETING - TUESDAY 20 NOVEMBER 2018**

**Read:** Report of Louth/NMDDC Joint Committee Meeting held on Tuesday 20 November 2018. **(Copy circulated)**

Councillor Byrne expressed thanks to Officers and welcomed the report on the Anti Dumping Project. He paid tribute to the work of the Joint Committee and stressed the importance that cross border collaboration continued. He also thanked Councillor McAteer for his role as joint chairperson.

**Noted:** **It was agreed to note the Report of the Louth/NMDDC Joint Committee Meeting held on Tuesday 20 November 2018.**

**ERT/052/2019: PUBLIC REALM SCHEME  
PHASE III - NEWRY HILL STREET  
TASK & FINISH STEERING COMMITTEE**

**Read:** Report dated 11 March 2019 from Ms M Ward Director Enterprise Regeneration and Tourism regarding the Newry Hill Street Public Realm Scheme Phase III.  
**(Copy circulated)**

**Noted:** It was agreed to note the following with regard to the Public Realm Scheme Hill Street Newry Phase III –

- 1) Council officers to follow-up with both Planners and DFC to ensure progress is made in regards obtaining both Planning Permission and DFC funding for the scheme.
- 2.) Council Officers work closely with the Equality Officer to ensure that the proper Screening Process is carried out and to follow up with the Access Groups to let them know the outcome of the consultation process.
- 3.) Council officers to ask all Utilities inclusive of NIE and BT to work closely with both DFI and Traders regarding their proposed programmes for Advance Contracts works.
- 4.) Council Officers to meet with Newry BID to put in place a Trader Liaison Grouping in advance of the various Utility Contracts and ensure PR is feed out to the wider community.
- 5.) Council Officers to contact the Newry DEA co-ordinator about setting up a site meeting between St Colman's Park Residents Rep's and DFI on Traffic issues effecting the street.
- 6.) Subject to Planning Permission and DFC LOO approval later in 2019, re-engage AECOM to complete RIBA Stages 4-7 and undertake Contractor Appointment subject to Procurement, Assessment and Award if within the Capital Works budget.

**ERT/053/2019: DERRYMORE ESTATE REGENERATION  
PARTNERSHIP COMMITTEE MEETING**

**Read:** Report dated 11 March 2019 from Ms M Ward Director Enterprise Regeneration and Tourism regarding the Report of the Derrymore Partnership Meeting held on 5 March 2019 at which the following 2 No. funding applications were discussed:

- Co-operation project between Mourne Gullion & Lecale Rural Development Partnership and Co Mayo Local Action Group with NMDDC the lead partner.
- Application to Sport NI.

**(Copy circulated)**

**Noted:** It was agreed to note the following regarding Derrymore Estate Regeneration:

- 1) Further Meetings with HED, Planners, Council Playpark section and Signage consultants to be held in early March 2019
- 2) Subject to final approval by the Derrymore Partnership in mid-March 2019, the outline design and interpretation as presented by consultants will be submitted to Planning.
- 3) It was agreed to hold a Community Information Evening on the proposals in Bessbrook Community Centre at the end of March 2019.
- 4) Council officers and AECOM consultants to follow-up with Planners post submission of the applications to ensure that there is no hold up in the stream lining process.
- 5) Council Officers work closely with the Equality Officer to ensure that the proper Screening Process is carried out.
- 6) It was agreed to arrange a Co.Mayo visit by the Derrymore Partnership to Moorehall for their programme launch in late March 2019.
- 7) Council now proceed to Contractor Tender for the Derrymore and Moorehall Schemes in advance of the RDP funding application process in July 2019. Contractor appointment will be subject to grant aid from the RDP being given in late summer 2019.

**ERT/054/2019: KILBRONEY TRAILS PROJECT**

**Read:** Report dated 11 March 2019 from Mr A Patterson Assistant Director Enterprise Regeneration and Tourism regarding the provision of a range of trails at Kilbroney Park Rostrevor.  
**(Copy circulated)**

**Noted:** It was agreed to note the delivery of a trails network at Kilbroney Park with a budget of £480,000 from the Council's Capital programme and £170,000 from DAERA (18/19 financial period).

**Agreed:** It was unanimously agreed Council Officials provide an update to Members on how the consultation was carried out with regard to the Geopark

**Noted:** Council Officials ensure that when trails are completed appropriate arrangements are in place for maintenance, additional parking and signage.

**ERT/055/2019: SCHEME OF DELEGATION**

**Read:** Scheme of Delegation. **(Copy circulated)**

**Noted:** It was agreed to note the Scheme of Delegation.

**ERT/056/2019:     ERT HISTORIC ACTION TRACKER UPDATE**

Read:                 ERT Historic Action Tracker Update. **(Copy circulated)**

**Noted:             It was agreed to note the ERT Historic Action Tracker Update.**

The following issue was raised arising out of the ERT Historic Action Tracker:

**ERT/118/2017 – Lease – Tennis Pavilion Rostrevor Tennis Club**

**Agreed:           It was agreed to refer a request from Councillor J Tinnelly for the Lease at Rostrevor Tennis Club Pavilion not to be finalised until such times as discussions regarding the Football Club changing rooms are completed, to the Regulatory & Technical Services Department for consideration.**

**EXEMPT INFORMATION**

**Agreed:           On the proposal of Councillor Hanna seconded by Councillor Burgess, it was agreed to exclude the public and press from the meeting during discussion on the following matters which related to exempt information by virtue of Paragraph 3 of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 – information relating to the financial or business affairs of any particular person (including the Council holding that information).**

**ERT/057/2019:     TOURISM EVENTS FUND**

Read:                 Report dated 11 2019 from Mr Andy Patterson, Assistant Director Tourism, Culture and Events regarding Financial Assistance Programmes – Tourism Events Fund.  
**(Copy circulated)**

**ERT/058/2019:     LICENCE – HERON'S NEST  
DELAMONT PARK**

Read:                 Report dated 11 March 2019 from Mr Andy Patterson, Assistant Director Tourism, Culture and Events regarding a request from the Education Authority's Outdoor Learning Service for the use of the Herron`s Nest building in Delamont Park, for a period of approximately 26 weeks with possible extension, as a temporary canteen while their own canteen is being refurbished. **(Copy circulated)**



**ERT/059/2019: UPDATE**  
**RE: FULL FIBRE NORTHERN IRELAND (FFNI)**

Read: Report dated 11 March 2019 from Mr Andy Patterson, Assistant Director Tourism, Culture and Events giving an update on the outcome of the Full Fibre Northern Ireland consortium bid to the Local Full Fibre Networks Programme and seek Council approval for the next stages.  
**(Copy circulated)**

**ERT/060/2019: CASTLEWELLAN FOREST PARK**  
**APPLICATION - HERITAGE LOTTERY FUND**

Read: Report dated 11 March 2019 from Ms M Ward Director Tourism, Culture and Events regarding an application to the Heritage Lottery Fund in respect of Castlewellan Forest Park.  
**(Copy circulated)**

**ERT/061/2019: SLIEVE GULLION FOREST PARK**  
**REPAIRS TO PLATEAU PATH**

**Noted: Councillor P Byrne declared an interest this item as he was a board member for Slieve Gullion Forest Park.**

Read: Report dated 11 March 2019 from Ms M Ward Director Tourism, Culture and Events regarding a Ring of Gullion Landscape Partnership Scheme (ROGLPS) to repair erosion caused by footfall and weather on the Slieve Gullion Plateau Path. **(Copy circulated)**

**Agreed: On the proposal of Councillor Burgess seconded by Councillor Clarke it was agreed the Committee come out of closed session.**

When the Committee came out of closed session the Chairperson reported the following decisions had been agreed:

**ERT/057/2019 Tourism Events Fund**

**Agreed: Council Officials to provide information on the criteria for applications for financial assistance under the Tourism Events Fund.**

**ERT/058/2019 - Licence – Herons Nest Delamont Country Park**

**Agreed: It was agreed on the proposal of Councillor Burgess seconded by Councillor Harvey to approve a Licence Agreement with the Education Authority for a period of approximately 26 weeks, for**

the use of the Heron's Nest building at Delamont Country Park, subject to obtaining a valuation from Land and Property Services (LPS)

It was also agreed to ensure the Council are indemnified during lease period.

**ERT/059/2019 - Update re:Full Fibre Northern Ireland (FFNI)**

**Agreed:** It was agreed on the proposal of Councillor Byrne seconded by Councillor McMahon to proceed as follows regarding Full Fibre NI (FFNI):

- (a) To enter into the Consortium Agreement with NMDDC as the lead Council.
- (b) To proceed to work with Consortium members to meet the specified conditions set out in the checkpoints by DCMS to meet the assurance process
- (c) To approve the appointment of an external consultant to assist the FFNI team with the design of technical procurements and calls off
- (d) To proceed to develop procurement calls for fibre and launch procurements for all sites in phase 1 and authorise the award of contracts.
- (e) To accept the Letter of Offer in line with all Governance requirements and compliance being met.
- (f) To note this cost is funded by DCMS through the LFFN funding.

**Agreed:** It was also agreed to take on board the points raised by Councillors regarding the lack of broadband in rural areas for households and business premises.

**ERT/060/2019 - Castlewellan Forest Park  
Application Heritage Lottery Fund**

**Agreed:** It was agreed on the proposal of Councillor Burgess seconded by Councillor Clarke it was agreed as follows regarding an application to the Heritage Lottery Fund for Castlewellan Forest Park:

- (a) To approve the Business Case for Integrated Consultancy Team for Grange and Traffic as part of NLHF Round One Development works in Castlewellan Forest Park.
- (b) To approve the Business Case for Horticultural Consultant for Grange and Traffic as part of NLHF Round One Development works in Castlewellan Forest Park.
- (c) Proceed with issuing ITT for Integrated Consultancy Team for Grange and Traffic as part of NLHF Round One Development works in Castlewellan Forest Park.

(d) Proceed with issuing ITT for Horticultural Consultant as part of NLH Round One development works Castlewellan Forest Park.

(e) Proceed with issuing RFQ for Biodiversity/ Ecological Surveys as part of NLHF Round One Development Works Castlewellan Forest Park.

(f) Proceed with recruitment of NLHF Project Officer for Castlewellan Forest Park.

(g) Set up Inter-Departmental Team for Castlewellan Forest Park across Council Directorates: Team to contribute to development of application as required by NLHF.

(h) NMDDC to provide letter to NLHF that they will cover the shortfall of £16,000 in case of an unsuccessful DAERA application.

#### ERT/061/2019 - Slieve Gullion Forest Park – Repairs to Plateau Path

**Agreed:** It was agreed on the proposal of Councillor Mulgrew seconded by Councillor McAteer to approve the Business Case for capital works at Slieve Gullion Forest Park for repairs to the Plateau Path.

There being no further business the meeting concluded at 4.10pm.

For adoption at the Council Meeting to be held on Monday 1 April 2019.

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**Signed:** Councillor M Ruane

**Chairperson of Enterprise Regeneration & Tourism Committee**

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**Signed:** Ms M Ward

**Director of Enterprise Regeneration & Tourism Committee**

**NEWRY MOURNE AND DOWN DISTRICT COUNCIL**

38

**Minutes of Strategy Policy & Resources Committee Meeting held on Thursday 14 March 2019 at 5.00pm in the Mourne Room, Downshire Civic Centre, Downpatrick****In the Chair:** Councillor M Savage

**In Attendance:**

Councillor P Brown	Councillor R Burgess
Councillor P Byrne	Councillor M Carr
Councillor S Doran	Councillor C Enright
Councillor O McMahon	Councillor J Rice
Councillor M Ruane	Councillor G Sharvin
Councillor J Trainor	Councillor W Walker

**Officials in Attendance:**

Mr L Hannaway, Chief Executive  
 Mrs D Carville, Director of Corporate Services  
 Mrs R Mackin, Assistant Director Corporate Planning & Policy  
 Mr C Mallon, Assistant Director of Estates and Project Management  
 Mr J McGilly, (Acting) Assistant Director Community Planning and Performance  
 Mr A McKay, Chief Planning Officer  
 Mrs C Miskelly, Assistant Director Corporate Services (HR & Safeguarding)  
 Miss S Taggart, (Acting) Democratic Services Manager  
 Ms L O'Hare, Democratic Services Officer

**SPR/042/2019: APOLOGIES AND CHAIRPERSON'S REMARKS**

An apology was received from Mrs Marie Ward, Director of Enterprise, Regeneration & Tourism.

**SPR/043/2019: DECLARATIONS OF INTEREST**

The Chief Executive declared an interest in item SPR/058/2019 – Request for Annual Leave Carry Over – Liam Hannaway.

The Director of Corporate Services declared an interest in item SPR/063/2019 – Request for Dorinnia Carville to sit as an Independent Member on Audit Committee for Tourism NI in a voluntary capacity, which was an additional item added to the agenda.

**SPR/044/2019: ACTION SHEET OF THE STRATEGY, POLICY AND RESOURCES COMMITTEE MEETING HELD ON 14 FEBRUARY 2019**

**Read:** Action Sheet of the Strategy, Policy and Resources Committee Meeting held on 14 February 2019. **(Copy circulated)**

**Agreed:** **On the proposal of Councillor Burgess, seconded by Councillor Byrne, it was agreed that the Action Sheet of 14 February 2019 be noted and actions removed as marked.**

**COMMUNITY PLANNING AND PERFORMANCE****SPR/045/2019:        COMMITTEE TERMS OF REFERENCE**

**Read:** Report dated 14 March 2019 from Mr J McGilly, Assistant Director Community Planning and Performance (Acting), regarding Committee Terms of Reference. **(Copy circulated)**

**Agreed:**                        **On the proposal of Councillor Walker, seconded by Councillor Ruane, it was agreed to adopt the proposed changes as detailed in the attachments to the report.**

**Councillor Brown and Councillor McMahon entered the meeting at 5.10pm & 5.11pm respectively.**

**SPR/046/2019:        DEVELOPMENT TRUST NI PUBLIC SOCIAL PARTNERSHIP PROJECT**

**Read:** Report dated 14 March 2019 from Mr J McGilly, Assistant Director Community Planning and Performance (Acting), regarding Development Trust NI Public Social Partnership Project. **(Copy Circulated)**

**Agreed:**                        **On the proposal of Councillor McMahon, seconded by Councillor Doran, it was agreed that Council partner with DTNI to progress this initiative. It was also agreed that Officers from Community Planning, Community Engagement and Economic Development engage with DTNI via the steering group.**

**CORPORATE PLANNING AND POLICY****SPR/047/2019        FOUR YEAR REVIEW OF COUNCILLOR'S EQUALITY AND GOOD RELATIONS REFERENCE GROUP FOR PERIOD 2015-2019**

**Read:** Report dated 14 March 2019 from Mr C Moffett, Head of Corporate Policy and Ms S Rice, Corporate Policy and Equality Officer regarding four year review of Councillor's Equality and Good Relations Reference Group for Period 2015-2019 **(Copy circulated)**

The Chief Executive advised a four year review of the Councillor's Equality and Good Relations Reference Group had been tabled at its meeting in March 2019 and it was recommended that the next meeting of the group be held in June 2019 to determine its role and remit going forward -during the new term of Council.

Co

Councillor Byrne stated **h**e would like to see the group continue in the same format with the same membership subject, to the election results.

**Agreed:**                        **It was agreed to note the contents of the report and accept the recommendation that the next meeting of the Councillor's Equality and Good Relations Reference Group be held in June 2019 to determine its role and remit going forward during the new term of Council.**

**CORPORATE SERVICES – DEMOCRATIC SERVICES****SPR/048/2019: NAC PAYMENT 2019**

Read: Report dated 14 March 2019 from Ms S Taggart, Democratic Services Manager (Acting), regarding NAC Payment 2019 **(Copy circulated)**

Agreed: **On the proposal of Councillor Burgess, seconded by Councillor Walker it was agreed to note the contents of the report in relation to Council's annual subscription to the National Association of Councillors.**

**ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2014**

Agreed: **On the proposal of Councillor Ruane, seconded by Councillor Burgess, it was agreed to exclude the public and press from the meeting during discussion on the next matters which related to exempt information by virtue of para. 3 of Part 1 of Schedule 6 of the Local Government (Northern Ireland) 2014 – Information relating to the financial or business affairs of a particular person (including the Council holding that information) and the public may, by resolution, be excluded during this item of business.**

**SPR/049/2019: BUSINESS CASE FOR THE PROVISION OF ADVERTISING AGENCY SERVICES FOR THE COUNCIL'S STATUTORY ADVERTISING REQUIREMENTS**

Read: Report dated 14 March 2019 from Ms V Keegan, Head of Communications and Marketing, regarding Business Case for the Provision of Advertising Agency Services for the Council's Statutory Advertising Requirements **(Copy circulated)**

Agreed: **On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.**

Agreed: **On the proposal of Councillor Ruane, seconded by Councillor Byrne it was agreed to proceed with Option 2 as detailed in the circulated Business Case to appoint through a tender process, an advertising agency supplier to undertake the requirements of Council in relation to statutory advertising.**

**SPR/050/2019: REPLACEMENT PLANNING IT SYSTEM**

Read: Report dated 14 March 2019 from Mr A McKay, Chief Planning Officer, regarding Replacement Planning IT System. **(Copy circulated)**

Agreed: **On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.**

**Agreed:** On the proposal of Councillor Byrne, seconded by Councillor Ruane, it was agreed to endorse the proposal for a new regional Planning IT System, as described in the officer's report.

**SPR/051/2019: NI PUBLIC SERVICES OMBUDSMAN COMPLAINT**

**Read:** Report dated 14 March 2019 from Mr A McKay, Chief Planner regarding NI Public Services Ombudsman complaint. **(Copy circulated)**

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Doran, seconded by Councillor Byrne, it was agreed to accept the recommendations, as outlined in paragraph 1.1 of the officer's report, including the £800 consolatory payment.

**SPR/052/2019: CIVIC CENTRE REGENERATION (CCR) THEATRE/CONFERENCE PROJECT – DFI RIVERS AGREEMENT**

**Read:** Report dated 14 March 2019 from Mr A Grimshaw, Project Director, regarding Civic Centre Regeneration (CCR) Theatre/Conference Project – DFI Rivers Agreement **(Copy circulated)**

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Ruane, seconded by Councillor Byrne, it was agreed to note the contents of the report and approve the recommendations as per paragraph 3.1 of the officer's report to enter into a legal agreement with DFI Rivers, whereby flood alleviation works required for the Theatre/Conference location be incorporated into Councils project.

Councillor Enright left the meeting at this point 5.28pm

**SPR/053/2019: CIVIC CENTRE REGENERATION (CCR) THEATRE/CONFERENCE PROJECT – ICT APPOINTMENT**

**Read:** Report dated 14 March 2019 from Mr A Grimshaw, Project Director, regarding Civic Centre Regeneration (CCR) Theatre/Conference Project – ICT Appointment **(Copy circulated)**

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Ruane, seconded by Councillor Byrne, it was agreed to note the contents of the report and approve the recommendations as per paragraph

3.1 of the officers report, to approve entering into a contract with the successful Integrated Consultant Team for the Theatre/Conference project at a cost detailed in the officers report and enter into a contract with the successful Integrated Consultant Team for the Civic Hub/Regeneration project at a cost detailed in the officers report.

**SPR/054/2019: GERRY BROWN PARK**

**Read:** Report dated 14 March 2019 from Mr C Mallon, Assistant Director of Estates and Project Management (**Copy circulated**)

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Ruane, seconded by Councillor Byrne, it was agreed to approve the lease of Gerry Brown Park to DFI, under licence, to facilitate site investigation works and to dispose of the asset through the vesting process to facilitate the construction of the Southern Relief Road.

Councillor Sharvin entered the chamber at this point - 5.32pm

**SPR/055/2019: REQUEST FROM DEPARTMENT FOR COMMUNITIES FOR REPAYMENT OF GRANT FUNDING IN RESPECT OF THE BIG SCREEN IN NEWRY**

**Read:** Report dated 14 March 2019 from Mrs D Carville, Director of Corporate Services, regarding Repayment of Grant Funding in Respect of the Big Screen in Newry (**Copy circulated**)

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Byrne, seconded by Councillor Ruane, it was agreed to approve the recommendation as per paragraph 3.1 of the officer's report, to approve repayment of £23,192.99 that was allocated to the Big Screen in Newry to Department for Communities, as the expenditure had been deemed irregular by the Department.

**SPR/056/2019 DISPOSAL OF SURPLUS ASSETS**

**Read:** Report dated 14<sup>th</sup> March 2019 from Mr C Mallon, Assistant Director of Estates and Project Management (**Copy circulated**)

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Ruane, seconded by Councillor Byrne it was agreed to approve the release of the following assets to the public sector through the D1 process:



- NM123 – Kilkeel Town Hall
- NM219 – Newry Sports Centre
- NM062 – Malachy Conlon Park, Cullaville

Also agreed that Members accept the expression of interest from Southern Health and Social Care Trust for car parking on a portion of land within the Daisy Hill Nurseries site as indicated on the circulated map and to proceed with the open market sale for the remainder of the site.

**SPR/057/2019      INDUSTRIAL RELATIONS UPDATE**

**Read:** Report dated 14 March 2019 from Mrs C Miskelly, Assistant Director Corporate Services: (HR & Safeguarding) and Mr K Montgomery, Assistant Director Corporate Services (Finance) **(Copy circulated)**

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Ruane, seconded by Councillor Doran, it was agreed to note the update provided within the officer's report and agree to extend the approval to provide dedicated Trade Union, HR and Payroll resources to the project as previously outlined, including the necessary backfill where required.

Having previously declared an interest the Chief Executive left the Chamber– 5.44pm

**SPR/058/2019:      REQUEST FOR ANNUAL LEAVE CARRY OVER**

Verbal update provided by Mrs D Carville, Director of Corporate Services, regarding request for Annual Leave carry over for the Chief Executive.

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** On the proposal of Councillor Walker, seconded by Councillor Byrne, it was agreed to approve the request for annual leave carry over of the Chief Executive up to a maximum of 10 days into the next financial year.

The Chief Executive re-entered the Chamber– 5.46pm.

**SPR/059/2019:      CORRESPONDENCE RECEIVED FROM DEPARTMENT FOR COMMUNITIES – RATES SUPPORT GRANT (RSG)**

**Read:** Correspondence received dated 7 March 2019, Department for Communities, regarding Rates Support Grant (RSG) Overpayments for the period 1 April 2015 to 31 March 2018 **(Copy circulated)**

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin,

it was agreed the Committee come out of closed session.

**Agreed:** It was agreed to note the correspondence received from Department for Communities regarding Rates Support Grant (RSG) Overpayments for the period 1 April 2015 to 31 March 2018.

**SPR/060/2019: ALBERT BASIN ACTION SHEET**

**Read:** Action sheet of the Albert Basin Task and Finish Working Group meeting held on 7 February 2019 (Copy circulated)

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** It was agreed to note the action sheet from the Albert Basin Task and Finish Working Group meeting held on 7 February 2019.

**SPR/061/2019: EFFICIENCY WORKING GROUP ACTION SHEET**

**Read:** Action sheet of the Efficiencies Working Group meeting held on 25 February 2019 (Copy circulated)

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session.

**Agreed:** It was agreed to note the action sheet from the Efficiencies Working Group meeting held on 25 February 2019.

**SPR/062/2019: STRATEGIC PROJECTS WORKING GROUP ACTION SHEET**

**Read:** Action sheet of the Strategic Projects Working Group meeting held on 7 March 2019 (Copy circulated)

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session

**Agreed:** It was agreed to note the action sheet from the Strategic Projects Working Group meeting held on 7 March 2019.

Having previously declared an interest the Director of Corporate Services left the Chamber - 5.58pm.

**SPR/063/2019: DORINNIA CARVILLE TO SIT AS INDEPENDENT MEMBER OF THE AUDIT COMMITTEE OF TOURISM NI IN A VOLUNTARY CAPACITY**

The Chief Executive advised a request had been made by Tourism NI for Mrs Dorinnia Carville to sit as Independent Member of the Audit Committee of Tourism NI in a voluntary capacity.

**Agreed:** On the proposal of Councillor Burgess, seconded by Councillor Sharvin, it was agreed the Committee come out of closed session

**Agreed:** On the proposal of Councillor Walker, seconded by Councillor Ruane, it was agreed to permit Mrs Dorinnia Carville to sit as Independent Member of the Audit Committee of Tourism NI in a voluntary capacity.

**The Director of Corporate Services re-entered the Chamber at this stage – 6.01pm**

There being no further business, the Meeting concluded at 6.02pm

**Signed:** Councillor Michael Savage  
Chairperson

**Signed:** Dorinnia Carville  
Director of Corporate Services

**NEWRY, MOURNE AND DOWN DISTRICT COUNCIL**

RTS/M

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**Minutes of the Regulatory and Technical Services Committee Meeting held on Wednesday 20 March 2019 at 6.00pm in the Boardroom, District Council Offices, Monaghan Row, Newry**

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**Chair** Councillor Casey**Vice Chairperson:** Councillor J Rice

<b>Members:</b>	Councillor T Andrews	Councillor C Casey
	Councillor W Clarke	Councillor G Craig
	Councillor D Curran	Councillor G Fitzpatrick
	Councillor H Harvey	Councillor L Kimmins
	Councillor J Macauley	Councillor A McMurray
	Councillor M Ruane	Councillor G Stokes

**Officials in Attendance:** Mr R Moore, Director of Neighbourhood Services  
 Ms M Ward, Director of Enterprise, Regeneration and Tourism  
 Mr C Jackson, Assistant Director, Enterprise, Regeneration and Tourism  
 Mr J McBride, Assistant Director, Waste Management (Acting)  
 Mr K Scullion, Assistant Director Facilities Management and Maintenance  
 Ms C McAteer, Democratic Services Officer

**RTS/044/2019: APOLOGIES AND CHAIRPERSON'S REMARKS**

Apologies were received from Councillor Trainor and Councillor Taylor.

The Chairman noted this was the last Meeting of the Regulatory and Technical Services Committee before the elections and said that in future the Building Control and Planning reports would be tabled at the Enterprise, Regeneration and Tourism Committee Meeting.

**RTS/045/2019: DECLARATIONS OF "CONFLICTS OF INTEREST"**

There were no declarations of Conflicts of Interest.

**RTS/046/2019: ACTION SHEET OF THE REGULATORY AND TECHNICAL SERVICES COMMITTEE MEETING HELD ON WEDNESDAY 20 FEBRUARY 2019**

**Read:** Action Sheet of the Regulatory and Technical Services Committee Meeting held on Wednesday 20 February 2019. *(Circulated)*.

**Agreed:** **On the proposal of Councillor Harvey, seconded by Councillor Andrews, it was agreed the Action Sheet of Wednesday 20 February 2019 be noted and actions removed as marked.**

**BUILDING CONTROL AND LICENSING****RTS/047/2019: 6 MONTHLY REPORT – BUILDING CONTROL AND REGULATIONS****Read:** 6 monthly report on Building Control and Regulations. (Copy circulated).**AGREED:** **On the proposal of Councillor Craig, seconded by Councillor Andrews, it was agreed to note the above report.****RTS/048/2019: 6 MONTHLY REPORT – LICENSING****Read:** 6 monthly report on Licensing. (Copy circulated).**AGREED:** **On the proposal of Councillor Kimmins, seconded by Councillor Ruane, it was agreed to note the above report.****RTS/049/2019: GAMING AND AMUSEMENT POLICY****Read:** Report dated 20 March 2019 from Mr F Quinn, Head of Service, re: Gaming and Amusement Policy. (Copy circulated).**AGREED:** **On the proposal of Councillor Ruane, seconded by Councillor Stokes, it was agreed to recommend approval of the Gaming and Amusement Policy as circulated at the meeting.****PLANNING****RTS/050/2019: CURRENT APPEALS – FEBRUARY 2019****Read:** Report of current appeals in February 2019. (*Circulated*).**AGREED:** **On the proposal of Councillor Craig, seconded by Councillor Ruane, it was agreed to note the above report.****RTS/051/2019: RECORD OF MEETINGS BETWEEN PLANNING OFFICERS AND PUBLIC REPRESENTATIVES 2018-2019 – MARCH 2019****Read:** Report on Record of Meetings between Planning Officers and Public Representatives December 2018-2019 – March 2019. (*Circulated*).**AGREED:** **On the proposal of Councillor Craig, seconded by Councillor Ruane, it was agreed to note the above report.****RTS/052/2019: PLANNING COMMITTEE PERFORMANCE REPORT – FEBRUARY 2019****Read:** Report on Planning Committee Performance for February 2019. (*Circulated*).

**AGREED:** On the proposal of Councillor Craig, seconded by Councillor Ruane, it was agreed to note the above report.

## **FACILITIES MANAGEMENT AND MAINTENANCE**

**RTS/053/2019:** **SCHEME FOR SPONSORSHIP OF FLORAL PLANTING DISPLAYS ON ROUNDABOUTS AND ROADSIDE VERGES THROUGHOUT THE DISTRICT**

**Read:** Report dated 20 March 2019 from Mr A Mallon, Head of Maintenance, re: proposed scheme to permit sponsorship of floral planting displays on roundabouts and road side verges throughout the District.  
*(Circulated).*

**AGREED:** On the proposal of Councillor Clarke, seconded by Councillor Fitzpatrick, it was agreed to recommend the following:-

- **The Council agree in principle to the development of a scheme to permit sponsorship of floral planting displays on roundabouts and road side verges throughout the district.**
- **Council Officials to consult with Dfi, Council's Planning Department and other relevant bodies to ensure any scheme developed had the approval of the relevant land owner and was in compliance with relevant legislation.**
- **Council Officials to develop a policy document for the implementation and operation of the scheme for consideration and agreement with Council.**

Members raised the following issues:-

- Restrictions on design, layout and size of signage and also to ensure impromptu signs were not erected on roundabouts
- There should be no adverse impact on Council staff.
- Sites should be well maintained and kept up to a good standard.

**RTS/054/2019:** **FLOOD ALLEVIATION OF DRAIN ALONG NEWRY/PORTADOWN CANAL AT LOCK GATE 5**

**Read:** Report dated 20 March 2019 from Mr A Mallon, Head of Maintenance, re: flood alleviation of drain along Newry/Portadown Canal at Lock Gate 5.  
*(Circulated).*

**AGREED:** On the proposal of Councillor Stokes, seconded by Councillor Craig, it was agreed to recommend approval to the Council participating in the provision of improved drainage arrangements in the area of Lock Gate Number 5 at Carnbane Industrial Estate up to a maximum value of £10,000.

**RTS/055/2019: CHRISTMAS ILLUMINATIONS AND CELEBRATIONS  
GROUP MEETING – 26 FEBRUARY 2019**

**Read:** Report dated 20 March 2019 from Kevin Scullion, Facility Management and Maintenance re: report of Christmas Illuminations and Celebrations Group Meeting held on 26 February 2019. *(Circulated)*

**AGREED:** **On the proposal of Councillor Clarke, seconded by Councillor Fitzpatrick, it was agreed to recommend:-**

- **Note the contents of this report and the report of the Christmas Illuminations Group Meeting held on 26<sup>th</sup> February 2019.**
- **Commence an Expression of Interest exercise to identify groups and sites across the district who would be interested in taking part in the Christmas tree project subject to agreement on funding of the project.**
- **Additional costs required for this project to be considered under separate report to SP&R Committee following the completion of the Expression of Interest and when information was available from the mid-year assessment on any potential underspend within the Council's Revenue budget.**
- **Extend the current provision of Christmas Illuminations in a number of areas including, Kilkeel, Castlewellan, Newcastle and at some of the Council's high footfall civic buildings such as Newry and Down Leisure Centres.**
- **Officers be granted authority to find a suitable location to plant the remaining purchased Christmas tree and to have the tree planted there.**

**At the request of Councillor Clarke it was also agreed that Drumaroad be considered as a suitable location to plant the remaining purchased Christmas tree and that officials investigate this in conjunction with Drumaroad Community Association.**

**RTS/056/2019: PUBLIC CONVENIENCE PROJECT**

Mr Scullion advised an issue regarding the possible provision of a public convenience in Dundrum Village had been considered at the January R&TS Committee Meeting and it had been agreed to submit an outline planning application for a piece of land subject to the landowner agreeing. However after consideration the landowner had now withdrawn his original offer and therefore officials were not able to proceed with the January recommendation.

Mr Scullion said the provision of a public convenience in Dundrum would remain on the agenda and would continue to be considered as part of the capital spend for public conveniences.

**WASTE MANAGEMENT****RTS/057/2019: COMMUNITY SPRING CLEAN-UP**

**Read:** Report dated 20 March 2019 from Johnny McBride, Assistant Director: Waste Management (Acting) re: piloting of a Community Spring Clean-Up Initiative, which had been co-designed with the Council's Active and Healthy Communities Directorate. The initiative known as the "Cleaner, Greener Communities Initiative builds on a growing social movement in respect of environmental issues as well as the success of other spring-based community clean-up initiatives. *(Circulated)*

**AGREED:** **On the proposal of Councillor Macauley, seconded by Councillor Harvey, it was agreed to recommend approval of the "Cleaner, Greener Communities Initiative.**

In response to queries from Members Mr McBride confirmed this was a pilot project which was aimed at encouraging engagement with the community and when completed an evaluation report would be brought back to Committee.

**RTS/058/2019: CROSS BORDER ANTI-DUMPING PROJECT**

**Read:** Report dated 20 March 2019 from Mr L Dinsmore, Head of Waste Processing and Enforcement re: Cross-Border Anti-Dumping Project. *(Circulated).*

**AGREED:** **On the proposal of Councillor Ruane, seconded by Councillor Andrews, it was agreed to recommend:-**

- **Initiate the cross border anti-dumping project;**
- **Mandate Officials from the Council to prepare a joint action plan with Louth County Council; and**
- **Support the identification of external funding sources to support the implementation of the project.**

**RTS/059/2019: CONSULTATION RESPONSES TO EXTENDED PRODUCER RESPONSIBILITY FOR PACKAGING, DEPOSIT RETURN AND PLASTICS NON-RECYCLED CONTENT TAX**

**Read:** Report dated 20 March 2019 from Mr J McBride, Assistant Director, Waste Management (Acting) re: consultation responses to Extended Producer Responsibility for Packaging, Deposit Return and Plastics Non-Recycled Content Tax. *(Circulated).*

**AGREED:** **On the proposal of Councillor Ruane, seconded by Councillor Andrews, it was agreed to recommend approval of the recommendation to consider a Council respond as part of a wider arc21 response to the three consultations – Reforming the UK Packaging Producer Responsibility Scheme (PPRS); Deposit Return Scheme (DRS) and Plastic Packaging Tax (PPT).**



**It was also agreed that if the Party Groupings had any particular comments to make that they submit same to Mr J McBride who would forward them to arc21.**

#### **CORRESPONDENCE RECEIVED**

##### **RTS/060/2019: PROPOSED WEIR ON NEWRY RIVER**

**NOTED:** Mr Moore provided an update in relation to River's Agency position in regard to the maintenance of Newry River.

**Read:** E mail dated 13 February 2019 from Rivers Agency in response to a request from the Council for a proposed weir for Newry River and advising as a weir would have no drainage benefits or reduction in flood risk it was a project which Dfi Rivers were unlikely to provide any funding towards. *(Circulated)*.

**AGREED:** **On the proposal of Councillor Stokes, seconded by Councillor Casey, it was agreed to refer this issue back through the Master Plan process for consideration.**

#### **FOR NOTING**

##### **RTS/061/2019: ARC 21 MEMBERS MONTHLY BULLETIN – 28 FEBRUARY 2019**

**Read:** ARC 21 Members Monthly Bulletin 28 February 2019. *(Circulated)*.

**AGREED:** **It was unanimously agreed to note the contents of the above monthly bulletin.**

##### **RTS/062/2019: ARC21 JOINT COMMITTEE MINUTES – 31 JANUARY 2019**

**Read:** ARC 21 Joint Committee Minutes 31 January 2019. *(Circulated)*.

**AGREED:** **It was unanimously agreed to note the contents of the above Joint Committee Minutes.**

#### **ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2014**

Items 20 and 21 were deemed to be exempt under paragraph 3 of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 – information relating to the financial or business affairs of any particular person (including the Council holding that information) and the public may, by resolution, be excluded during this item of business.

**On the proposal of Councillor Ruane, seconded by Councillor Fitzpatrick, it was agreed to exclude the public and press from the meeting during discussion on these items.**

##### **RTS/063/2019: IMPLEMENTATION OF MIXED DRY RECYCLABLES CONTRACT**

Read: Report dated 20 March 2019 from Mr J McBride, Assistant Director: Waste Management (Acting) re: implementation of Mixed Dry Recyclables (MDR) Contract. ***(Circulated)***

**RTS/064/2019: BRING SITE TENDER**

Read: Report dated 20 March 2019 from Mr J McBride, Assistant Director: Waste Management (Acting) re: Bring Site Tender. ***(Circulated)***

**Councillor Clarke proposed and Councillor Andrews seconded to come out of closed session.**

When the Committee was out of closed session the Chairman reported the following had been agreed:-

Implementation of Mixed Dry Recyclables Contract

On the proposal of Councillor Clarke, seconded by Councillor Andrews, it was agreed to note the implementation plan arising from the award of a contract for the management of the Council's Mixed Dry Recyclables (MDR) Waste.

Report on Bring Site Tender Awards 20 March 2019

On the proposal of Councillor Harvey, seconded by Councillor Macauley, it was agreed to approve the recommendation of arc21 of the tenders for:-

- Lot 1 for the servicing of Bring Centres for Mixed Glass to the Company named in the Officer's report, for a period of two years with optional extensions of any time up to two years initially followed by up to a further two years;
- Lot 2 for the provision of banks and servicing of Bring Centres for Textiles to the Company names in the Officer's report, for a period of two years with optional extensions of any time up to two years initially followed by up to a further two years;
- Lot 3 for the servicing of Bring Centres of Mixed Paper, for a period of two years with optional extensions of any time up to two years initially followed by up to a further two years: and
- Lot 4 for the servicing of Bring Centres for Mixed Cans, for a period of two years with optional extensions of any time up to two years initially followed by up to a further two years.

There being no further business the meeting ended at 7.15 pm.

For adoption at the Council Meeting to be held on Monday 1 April 2019.

**Signed: Councillor Casey**  
**Chairperson of Regulatory & Technical Services Committee**

**Signed: Mr R Moore**  
**Director of Neighbourhood Services**

**NEWRY, MOURNE & DOWN DISTRICT COUNCIL**

Ref: AHC/2019

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**Minutes of Active and Healthy Communities Committee Meeting held on  
Thursday 21 March 2019 at 6.00pm in the Mourne Room, Downshire Civic  
Centre, Downpatrick**

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**Chairperson:** Councillor G Sharvin

**In attendance:** (Councillors)  
 Councillor T Andrews Councillor C Enright  
 Councillor G Fitzpatrick Councillor R Howell  
 Councillor D Hyland Councillor K Loughran Councillor  
 A McMurray Councillor B Quinn  
 Councillor D Taylor Councillor W Walker

**Officials in attendance:** Mr M Lipsett, Director of Active & Healthy Communities  
 Mrs J Hillen, Assistant Director, Community Engagement  
 Mr J Campbell, Head of Environmental Health-Residential  
 Mr K Gordon, Head of Indoor Leisure  
 Mr C Haughey, Head of Outdoor Leisure  
 Ms S Murphy, Head of Environmental Health-Commercial  
 Ms C Burns, Programmes Unit  
 Miss S Taggart, Democratic Services Manager (Acting)  
 Ms L O'Hare, Democratic Services Officer

**AHC/036/2019: APOLOGIES & CHAIRPERSON'S REMARKS**

Apologies were received from Councillors Kimmins and Harte and Mr Eoin Devlin, Assistant Director of Health and Wellbeing.

- The Chairman conveyed thoughts and prayers to the families of Ruth Maguire, Martin Patterson and Shane McAnallen who tragically passed away over St Patrick's weekend.
- The Chairman thanked all Members for their hard work and support on the Committee as this would be the last Meeting of Active and Healthy Communities Committee before the elections.
- The Chairman congratulated the local Special Olympics athletes on winning 68 medals and St Patricks Grammar School on winning the McLarnon Cup.
- The Chairperson offered his congratulations and best wishes to Councillor Devlin on the birth of her baby daughter.

Mr Lipsett advised Members that due to a number of factors, it had not been possible to bring a report in relation to a pop-up park or to consider a public consultation on the current Albert Basin site. He advised he would table an update at a future Committee meeting.

**AHC/037/2019: DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

**AHC/038/2019: ACTION SHEET OF THE ACTIVE & HEALTHY COMMUNITIES COMMITTEE MEETING HELD ON 18 FEBRUARY 2019**

**Read:** Action sheet of the Active & Healthy Communities Committee Meeting held on Monday 18 February 2019 **(Copy circulated)**

**Agreed:** On the proposal of Councillor Andrews, seconded by Councillor Howell, it was agreed the Action Sheet of Monday 18 February 2019 be noted and actions removed as marked.

**COMMUNITY ENGAGEMENT**

**AHC/039/2019: DEA FORA UPDATE REPORT**

**Read:** Report dated 21 March 2019 from Mr D Brannigan, Head of Engagement, regarding District Electoral Area (DEA) Fora Update. **(Copy circulated)**

**Agreed:** On the proposal of Councillor Walker, seconded by Councillor Fitzpatrick, it was agreed to note the report and agree the action sheets from the following DEA Forum Private Meetings:

- Rowallane DEA Forum Private Meeting held on Thursday 20 December 2018.
- The Mournes DEA Forum Private Meeting held on Tuesday 8 January 2019.
- Crotlieve DEA Forum Private Meeting held on Tuesday 15 January 2019.
- Downpatrick DEA Forum Private Meeting held on Tuesday 12 February 2019.
- Slieve Croob DEA Forum Private Meeting held on Tuesday 12 February 2019.
- Slieve Gullion DEA Forum Private Meeting held on Tuesday 19 February 2019.
- Rowallane DEA Forum Private Meeting held on Wednesday 27 February 2019.

**AHC/040/2019: PEACE IV LOCAL ACTION PLAN**

**Read:** Report dated 21 March 2019 from Ms J McCabe, Programmes Manager regarding Peace IV Local Action Plan **(Copy circulated)**

**Agreed:** On the proposal of Councillor Hyland, seconded by Councillor Andrews, it was agreed to note the report and agree the minutes from the PEACE IV Partnership meeting held on Thursday 31 January 2019.

**AHC/041/2019: FINANCIAL ASSISTANCE POLICY**

**Read:** Report dated 21 March 2019 from Ms J McCabe, Programmes Manager, regarding Revised Financial Assistance Policy and Procedure (**Copy circulated**)

**Agreed:** It was agreed on the proposal of Councillor Howell, seconded by Councillor Hyland, that the revised policy be implemented in conjunction with the online Grant Management System. The more notable changes to existing process include:

- Immediate procurement and implementation of an online system;
- Assessment process;
- Verification of projects;
- Risk Assessment/Monitoring and Evaluation document;
- Sanctions.

**AHC/042/2019 FINANCIAL ASSISTANCE – CALL 1**

**Read:** Report dated 21 March 2019 from Ms J McCabe, Programmes Manager, regarding Financial Assistance Call 1 2019/20 (**Copy circulated**)

Councillor Enright asked for reassurance that areas with oversubscribed applications would not miss out as result.

Mrs Hillen responded stating that if there was an oversubscription in one particular area, the funding would be reduced accordingly.

**Agreed:** It was agreed on the proposal of Councillor Fitzpatrick, seconded by Councillor Enright, to accept the following recommendations:

- Approval to fund applications in Call 1 for the 2019-2020 periods as per the Appendices.
- Approval for Financial Assistance Call 2 (subject to the confirmation of budgets).

**AHC/043/2019 SAINTFIELD COMMUNITY CENTRE – FMA AGREEMENT WITH SAINTFIELD COMMUNITY TRUST**

**Read:** Report dated 21 March 2019 from Ms J McCann, Head of Community Services Facilities and Events, regarding Saintfield Community Centre – FMA Agreement with Saintfield Community Trust (**Copy circulated**)

Councillors Andrews and Walker paid tribute to all officers who worked on the project stating the work was very impressive.

**Agreed:** It was agreed on the proposal of Councillor Andrews, seconded by Councillor Walker, to proceed with the

**development of a Facility Management Agreement with Saintfield Development Trust and the formal handover of the Community Facility and Indoor 3G pitch.**

## **LEISURE AND SPORT**

### **AHC/044/2019: PHYSICAL ACTIVITY REFERRAL SCHEME**

**Read:** Report dated 21 March 2019 from Mr K Gordon, Head of Indoor Leisure regarding Physical Activity Referral Scheme (**Copy circulated**)

**Agreed:** It was agreed on the proposal of Councillor Sharvin, seconded by Councillor Quinn, to accept option 3 as set out in 2.3 of the officer's report:

- Proceed with implementing new regional PARS delivery model with one additional member of staff;
- Council to contribute an estimated £15k per annum which is currently not budgeted for (Southern Area and South Eastern Trust to provide additional funding up to the required £33k).

### **AHC/045/2019: AUTISIM FRIENDLY AT DOWN LEISURE CENTRE**

**Read:** Report dated 21 March 2019 from Ms S Geary, Area Manager, regarding Autism Friendly pool times in Down Leisure Centre (**Copy circulated**)

Councillor Walker suggested that Council asks CAPPa to get involved as they have done a lot of good work in this area.

Mr Lipsett confirmed that CAPPa would be contacted directly along with other local groups to see if they would like to be involved.

Councillor Quinn stated that there was a very active Autism group in Kilkeel and if possible, could the programme be extended to Kilkeel.

The Chairman confirmed if the programme was successful there was the possibility of extension to other centres.

**Agreed:** It was agreed on the proposal of Councillor Howell, seconded by Councillor Hyland to approve early closure of Downpatrick pool opening times on a Sunday to facilitate the Autism Friendly Sessions on an initial trial period from 7 April 2019 to 30 June 2019 (12 sessions).

### **AHC/046/2019: SITE SPECIFIC MEMBERSHIPS**

**Read:** Report dated 21 March 2019 from Ms K Halliday, Area Manager and Ms S Geary, Area Manager regarding Site Specific Memberships – Ballymote and Newcastle (**Copy circulated**)

- Agreed:** On the proposal of Councillor Howell, seconded by Councillor Loughran, it was agreed to proceed with option 2 as set out in section 2.2 of the officer's report, and implement new proposed pricing model in Newcastle Centre and Ballymote Sports and Wellbeing Centre as follows:
- Direct Debit (Ballymote and Newcastle single site only):**
- Gym Only Monthly Direct Debit - £18.95
  - Gym Only Concession Monthly Direct Debit-£16.50
- Paid in Full Options:**
- 3-month gym only-£56.90
  - 3-month gym only concession-£49.50
  - 6-month gym only-£113.70
  - 6-month gym only concession-£99.00
  - 12-month gym only-£208.50
  - 12-month gym only concession-£181.50
- Over 60 and Less Abled:**
- Gym, swim, health suite monthly direct debit (access all times) (*same as DLC/KLC/NLC*)-£15.00
  - Gym per use off peak - £1.00 per use (*Ballymote and Newcastle only and must be on the annual over 60 membership of £3.70 of less abled membership of £12.40 to achieve discount. Off-peak is generally Mon-Fri 9am-5pm and access all weekend*),

**AHC/047/2019: HOUSE HOLD MEMBERSHIP BOLT ON**

**Read:** Report dated 21 March 2019 from Ms K McConnell, Commercial Development Officer, regarding House Hold Membership Bolt On **(Copy circulated)**

- Agreed:** It was agreed on the proposal of Councillor Howell, seconded by Councillor Quinn to accept the officer's recommendation as follows:
- New household bolt on membership category - £15 per month for DLC, KLC AND NLC and £10 per month for Ballymote and Newcastle
  - For leisure centre members who have an active membership account, a discounted rate of £1.50 for 4-15 year olds for swimming access (i.e. saving of 90p compared to normal admission price).

**AHC/048/2019 MARY PETERS TRUST FINANCIAL ASSISTANCE**

**Read:** Report dated 21 March 2019 from Mr P Power, Sports Development Manager, regarding Mary Peters Trust Financial Assistance **(Copy circulated)**

- Agreed:** It was agreed on the proposal of Councillor Hyland, seconded by Councillor Quinn, to provide a donation of £800.00. This donation would be provided with the understanding that this would be the final financial

**support from Council and no support would be granted to the trust in 2020 as Council would continue with its own Elite Athlete Scheme.**

**AHC/049/2019**

**KILTYBANE AMENITY AREA TOILET FACILITY**

**Read:** Report dated 21 March 2019 from Mr D Crilly, Outdoor Leisure Officer, regarding Kiltybane Amenity Area Toilet Facility **(Copy circulated)**

**Agreed:** **It was agreed on the proposal of Councillor Andrews, seconded by Councillor Howell to accept the officer's recommendation for the new £30,000 budget and the realignment of the overall capital budgets.**

**AHC/050/2019**

**RELOCATION OF NEWRY MITCHELLS**

**Read:** Report dated 21 March 2019 from Mr D Crilly, Outdoor Leisure Officer, regarding Relocation of Newry Mitchells **(Copy circulated)**

**Agreed:** **It was agreed on the proposal of Councillor Hyland, seconded by Councillor Fitzpatrick for Newry Mitchells to use Derryleckagh Playing Fields on a seasonal hire arrangement from 1<sup>st</sup> April 2019 to 31<sup>st</sup> March 2020.**

**AHC/051/2019**

**CAPITAL SCHEME APPROVALS**

**Read** Report dated 21 March 2019 from Mr D Crilly, Outdoor Leisure Officer, regarding Capital Scheme Approvals **(Copy circulated)**

**Agreed:** **It was agreed on the proposal of Councillor Andrews, seconded by Councillor Walker, to approve the listed projects within both the Sports Facility Strategy and Play Strategy to be tendered and delivered within five-year programme (copy list appended to these minutes).**

**AHC/052/2019**

**PEACE IV SHARED SPACES PROGRAMME**

**Read** Report dated 21 March 2019 from Mr D Crilly, Outdoor Leisure Officer, regarding Peace IV Shared Spaces Programme **(Copy circulated)**

**Agreed:** **It was agreed on the proposal of Councillor Andrews, seconded by Councillor Howell, to use the Council land and gain support to develop new Peace IV shared spaces projects in ten areas across the District.**



**AHC/053/2019      TRANSFORMING HEALTH, PREVENTING DISEASE – PROJECT FUNDING PROPOSAL**

**Read:** Report dated 21 March 2019 from Mr C Haughey, Head of Outdoor Leisure, regarding Transforming Health, Preventing Disease – Project Fund Proposal

In response to a query, Mr Haughey stated the proposed model would ensure officers could individuals and how they could be accommodated within the programmes in the rural areas.

**Agreed:**                                    **It was agreed on the proposal of Councillor Sharvin, seconded by Councillor Quinn to accept:**

- the joint Health programme to introduce a health service for clients/patients to a wide range of physical activities and opportunities.
- the recruitment of the two client support officers.

**HEALTH AND WELLBEING**

**AHC/054/2019:      BREASTFEEDING WELCOME HERE PHASE 2**

**Read:** Report dated 21 March 2019 from Ms E O'Hagan, Health Inequalities Officer, regarding Breastfeeding Welcome Here Phase 2 (**Copy circulated**)

The Chairman requested that Council write out to other non-Council community centres asking them to promote the Breastfeeding Welcome Here initiative.

Mr Campbell advised that once the initial phase was under way it was possible to investigate ways of widening the scheme to other community centres and public buildings.

Councillor Fitzpatrick queried whether businesses and groups could avail of the training being provided.

Mr Campbell stated the Health and Equalities officer would be providing training to council staff and if business owners could be accommodated in the same session.

**Agreed:**                                    **On the proposal of Councillor Fitzpatrick, seconded by Councillor McMurray, it was agreed to approve the following phase 2 community centres and Council buildings joining the Breastfeeding Welcome Here Scheme:**

- Annalong; Barcroft, Barnmeen; Cabra; Cloughreagh; Crossmaglen; Cullyhanna; Derrybeg; Dorsey; Drumalane/Quayside Close; Forkhil; Kitty's Road; Lisnacree; Meadow/Armagh Road; Meigh; Mullaghbawn; Newtownhamilton; Three-Ways; Ballynahinch; Dan Rice Hall; Market House; Castlewellan; Saintfield and McGrath Centre.

**AHC/055/2019: STATIC HOLIDAY AND TOURING CARAVAN SITES LICENSE CONDITIONS**

**Read:** Report dated 21 March 2019 from Ms S Murphy, Head of Environmental Health (Commercial), regarding Static Holiday and Touring Caravan Sites License Conditions (**Copy circulated**)

**Agreed:** On the proposal of Councillor Andrews, seconded by Councillor Howell, the amended Residential and Static Holiday and Touring Caravan Sites License Conditions were agreed and adopted for licensed sites in the District from 1 April 2019.

**AHC/056/2019: TRANSFER OF HOUSES IN MULTIPLE OCCUPATION COUNCILS: - TRANSFERRING FUNCTION TO COUNCIL FROM NORTHERN IRELAND HOUSING EXECUTIVE IN APRIL 2019**

**Read:** Report dated 21 March 2019 from Mr J Campbell, Head of Environmental Health - Residential, regarding Licensing of Houses in Multiple Occupation – Transferring function to Council from Northern Ireland Housing Executive in April 2019 (**Copy circulated**)

**Agreed:** On the proposal of Councillor Andrews, seconded by Councillor Walker, it was agreed to recommend:

- that the Active and Healthy Communities Committee assumed responsibility for recommending to Council in the determination of all matters under the House in Multiple Occupation (HMO) Act NI 2016, except for those which are proposed to be delegated to the Director of Active and Healthy Communities and Assistant Director of Health and Wellbeing.
- Council authorises the staff listed in appendix 1 of the officer's report to carry out the function.

**AHC/057/2019 TRANSFER OF HOUSES IN MULTIPLE OCCUPATION (HMO): SERVICE LEVEL AGREEMENTS**

**Read:** Report dated 21 March 2019 from Mr J Campbell, Head of Environmental Health - Residential, regarding Transfer of Houses in Multiple Occupation (HMO): Service Level Agreements (**Copy circulated**)

**Agreed:** On the proposal of Councillor Andrews, seconded by Councillor Walker, it was agreed to approve the signing of the Service Level Agreements contained within the report and that the Chief Executive sign on Council's behalf.

**AHC/058/2019 TRANSFER OF HOUSES IN MULTIPLE OCCUPATION STANDARD CONDITIONS AND TACKLING ANTI-SOCIAL BEHAVIOUR**

**Read:** Report dated 21 March 2019 from Mr J Campbell, Head of Environmental Health - Residential, regarding Transfer of Houses in Multiple Occupation Standard Conditions and Tackling Anti-Social Behaviour (**Copy circulated**)

**Agreed:** **On the proposal of Councillor Andrews, seconded by Councillor Walker, it was agreed to endorse the proposed Standard Conditions and the proposed approach to tackling Anti-Social Behaviour as attached in Appendix 1 and 2 of the officer's report.**

**AHC/059/2019**     **UPDATE ON TRANSFER OF HOUSES IN MULTIPLE OCCUPATION: FEES AND FIXED PENALTY NOTICES**

**Read:** Report dated 21 March 2019 from Mr J Campbell, Head of Environmental Health - Residential, regarding Update on Transfer of Houses in Multiple Occupation: Fees and Fixed Penalty Notices (**Copy circulated**)

**Agreed:** **On the proposal of Councillor Andrews, seconded by Councillor Walker, it was agreed to approve the following recommendations:**

- **Note the update information regarding the fees for the Houses of Multiple Occupation licensing function;**
- **Agree to set a fee of £37 per person per annum in respect of an application for a HMO licence;**
- **Agree to additional fees for an application to vary a licence of £185, and those for supplying a certified copy from, or of, the register of £15;**
- **Note the information regarding the use of Fixed Penalty Notices as enforcement functions that are available to the Council under the Houses in Multiple Occupation (HMO) Act NI 2016;**
- **Agree the value of any fixed penalty notices that may be issued as set out in Appendix 1**

**AHC/060/2019**     **CONSULTATION RESPONSE TO THE FOOD STANDARDS AGENCY (FSA) ON AMENDING ALLERGEN INFORMATION PROVISIONS CONTAINED WITHIN DOMESTIC FOOD INFORMATION LEGISLATION FOR FOOD PREPACKED FOR DIRECT SALE (PPDS)**

**Read:** Report dated 21 March 2019 from Ms S Murphy, Head of Environmental Health – Commercial, regarding, Consultation response to the Food Standards Agency (FSA) on amending allergen information provisions contained within domestic food information legislation for food prepacked for direct sale (PPDS) (**copy circulated**)

**Agreed:** **On the proposal of Councillor Howell, seconded by Councillor Enright, it was agreed send the**

circulated response to the FSA's consultation on amending allergen information provisions contained within domestic food information legislation for food prepacked for direct sale, namely, the circulated consultation response proposing policy option 3 – Mandate name of the food and allergen labelling on packaging of food prepacked for direct sale.

## NOTICE OF MOTION

AHC/061/2019: REFERRED FROM COUNCIL MEETING HELD ON 4 MARCH 2019 - CYCLING

The following Notice of Motion came forward for consideration in the name of Councillor McMurray:

**“That this Council recognises the multiple health, environmental, social and economic benefits of cycling and commits to itself to encouraging cycling. These are to be brought about by; practically encouraging cycling within and between our towns through the re-designation of some pathways as well as safer cycle corridors within our towns, working with external organisations to encourage recreational participation and safety measures such as ‘staying alive at 1.5’. It also acknowledges the recent study by the Department of Infrastructure that notes – regardless of being of primary or post-primary age, or whether they are urban or rural dwellers – the excessively low numbers of children who cycle to school. Council commits to working with external agencies to explore ways in which cycling, and other active means of transport, can be promoted and increased within our district”.**

In proposing the motion Councillor McMurray suggested that there were multiple benefits for both the Council and individuals in cycling, including physical, mental, environmental as well as social and economic benefits. By choosing to cycle individuals can help ease the strain in towns and city centres and the motion would complement the greenways which Council had committed to.

Councillor Hyland seconded the motion stating less children cycle or walk to school, regular exercise was vital to young people more parents should be made aware. Cycle lanes in Newry have almost become redundant as the marking system is no longer clear and pedestrians are unclear if cycle lanes still exist in some areas.

Councillors spoke in support of the motion raising the following points:

- Hedgerows were overgrown and verge weren't being cleared in some areas therefore a massive commitment from Roads Service was required to improve these to make roads safer for cyclists.
- Council could work in partnership with Sustrans, as they have previously improved walkways and roadways at no cost to schools or Road Service to encourage children to walk to school.

In summing up, Councillor McMurray thanked members for their support and agreed that Sustrans was a major external body that could be helpful.

Mr Lipsett advised officers would bring forward a report to the next Active and Healthy Communities Committee highlighting the measures they could potentially put in place to promote safer cycling.

**Agreed:** It was unanimously agreed on the proposal of Councillor McMurray, seconded by Councillor Hyland that officers prepare a report highlighting the measures which could potentially be put in place to promote safer cycling.

**AHC/062/2019      REFERRED FROM COUNCIL MEETING HELD ON 4 MARCH 2019 - GATING LANES TO MITIGATE ANTI-SOCIAL BEHAVIOUR**

The following Notice of Motion came forward for consideration in the name of Councillor Enright:

**“Council notes that its published policy for applications to gate lanes to mitigate anti-social behaviour gives responsibility to the PCSP to coordinate the required inter-agency action.**

**Council further notes that the PCSP has no procedures to implement this policy, no criteria to respond to such requests, and no budget to implement it. Council notes therefore that there is currently no procedure for residents or police to request lane closures in areas that are not NIHE estates.**

**Council notes that gating lanes requires permission from the 3 emergency services, NI Water, Roads and the NIHE and Council where relevant. Any of these may request a standard format key to be used.**

**Council directs that;**

- 1. The Active and Healthy Directorate to recognise either petitions from 90% of residents, or letters from the NIHE, PSNI or Fire Service as the criteria for triggering a formal request for inter-agency consideration and action via the PCSP.**
- 2. To produce a written procedure for PCSP to follow in reflecting Council policy.**
- 3. The Policy and Resources Directorate to provide the PCSP with access to a small annual budget for capital projects to effect this policy and these new procedures.**

In proposing the motion, Councillor Enright asked members to consider adopting a similar policy as Housing Executive to be used outside of housing estates, thereby allowing PCSP to do their jobs properly at a minimal cost to Council. He stated a standard format lock could be used on gated lanes which emergency services have access to similar to those used in car park areas etc.

Councillor Walker seconded the motion stating there were certain areas in Killyleagh and Downpatrick at times where anti-social behaviour was a real problem. He stated Council need to work with other statutory agencies as a joint approach in areas where there are known hotspots.

Members spoke in support of the motion stating if implemented that PCSP would need to be given adequate staff and resources to carry out the extra work.

Councillor Quinn also supported the motion stating that Council would need to ensure PCSP have adequate staff and resources to carry out this extra work.

Councillor Enright stated that Council had the right, by law to close the public or private rights of way and the Countryside Act had provisions to gate lanes which Council had the right to implement.

**Agreed:** It was unanimously agreed on the proposal of Councillor Enright, seconded by Councillor Walker that officers prepare a report for the next Committee meeting outlining the potential ways in which the motion could be taken forward.

#### **FOR NOTING – LEISURE & SPORTS**

**AHC/063/2019: NEWRY TENNIS BUBBLE**

**Read:** Report dated 21 March 2019 from Mr C Haughey, Head of Outdoor Leisure, regarding Newry Tennis Bubble **(Copy circulated)**

Mr Lipsett advised that unfortunately the Newry Tennis Bubble project, which was to be funded through SportNI, would not be able to be progressed within this financial year due to the tight timelines, however it was hoped to resubmit an application within the 2019/20 financial year. He stated this was unfortunately also the case for Tievenadarragh, Drumkeeragh and Corry Wood community trails as the work cannot be physically completed on time.

**Noted:** It was agreed to note the contents of the report.

**AHC/064/2019: ANGLING REPORT UPDATE**

**Read:** Report dated 21 March 2019 from Mr C Haughey, Head of Outdoor Leisure, regarding Angling Report Update **(Copy circulated)**

**Noted:** It was agreed to note the contents of the report.

**AHC/065/2019: SUMMER SCHEME UPDATE**

**Read:** Report dated 21 March 2019 from Ms Mrs J Hillen, Assistant Director Community Engagement, Mr C Haughey, Head of Outdoor Leisure and Mr K Gordon, Head of Indoor Leisure, regarding Summer Scheme Update **(Copy circulated)**

**Noted:** It was agreed to note the contents of the report.

**AHC/066/2019 FLOODING AT JIM STEEN PARK NEWTOWNHAMILTON**

**Read:** Report dated 21 March 2019 from Mr D Crilly, Outdoor Leisure Officer, regarding update on flooding at Jim Steen Park, Newtownhamilton **(Copy circulated)**

**Noted:** It was agreed to note the contents of the report.

#### **FOR NOTING – COMMUNITY ENGAGEMENT**

**AHC/067/2019 DOWNPATRICK NEIGHBOURHOOD RENEWAL PARTNERSHIP (NRP) REPORT**

Read: Report dated 21 March 2019 from Mr D Brannigan, Head of Engagement regarding Downpatrick Neighbourhood Renewal Partnership (NRP) Report **(Copy circulated)**

Noted: **It was agreed to note the contents of the report.**

**AHC/068/2019**      **NEWRY NEIGHBOURHOOD RENEWAL PROGRAMME APPLICATION FOR FUNDING FOR DfC FOR TWO EXTERNAL STORAGE UNITS**

Read: Report dated 21 March 2019 from Mr D Brannigan, Head of Engagement regarding Downpatrick Neighbourhood Renewal Programme Application for Funding for DfC for two External Storage Units **(Copy circulated)**

Noted: **It was agreed to note the contents of the report.**

**FOR NOTING – HEALTH AND WELLBEING**

**AHC/069/2019**      **TRANSFER OF HOUSES IN MULTIPLE OCCUPATION MEMORANDUM OF UNDERSTANDING**

Read: Report dated 21 March 2019 from Mr J Campbell, Head of Environmental Health – Residential, regarding Transfer of Houses in Multiple Occupation: Memorandum of Understanding (MOU) between Department for Communities (DfC) Housing Division and lead Councils **(Copy circulated)**

Noted: **It was agreed to note the Memorandum of Understanding contained within the report.**

**AHC/070/2019**      **PUBLIC HEALTH CHECKS IN COMMUNITY FACILITIES**

Read: Report dated 21 March 2019 from Mr Eoin Devlin, Assistant Director Health and Wellbeing, regarding Public Health Checks in Community Facilities **(Copy circulated)**

Noted: **It was agreed to note the contents of the report.**

**ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2014**

Agreed: **On the proposal of Councillor Howell, seconded by Councillor Andrews, it was agreed to exclude the public and press from the meeting during discussion on the next matters which related to exempt information by virtue of para. 3 of Part 1 of Schedule 6 of the Local Government (Northern Ireland) 2014 – Information relating to the financial or business affairs of a particular person (including the Council holding that information) and the**

public may, by resolution, be excluded during this item of business.

**AHC/071/2019      CASTLEWELLAN COMMUNITY CENTRE – LEASE AGREEMENT**

**Read:** Report dated 21 March 2019 from Ms J McCann, Head of Community Services Facilities and Events. regarding Lease Agreement with Castlewellan Community Partnership (**Copy circulated**)

**Agreed:** On the proposal of Councillor Andrews, seconded by Councillor Howell, it was agreed the Committee come out of closed session

**Agreed:** On the proposal of Councillor Howell, seconded by Councillor McMurray it was agreed to approve Council officers investigating all possibilities which will satisfy the funding body requirements and the needs of Castlewellan Community Partnership Council officers to draft necessary documentation and Business Case, as required, in order to issue the lease which will cover the community centre, 3G pitch and mobile units.

**AHC/072/2019      BALLYHOLLAND COMMUNITY CENTRE**

**Read:** Report dated 21 March 2019 from Ms J McCann, Head of Community Services Facilities and Events. Regarding Ballyholland Community Centre (**Copy circulated**)

**Agreed:** On the proposal of Councillor Andrews, seconded by Councillor Howell, it was agreed the Committee come out of closed session

**Agreed:** On the proposal of Councillor Fitzpatrick, seconded by Councillor Loughran, it was agreed that Council procure a suitably qualified contractor to carry out the remedial works required for the simplification of the pellet feed system, at a cost outlined in para 3.1 of the officer's report. This was subject to Ballyholland Development Association satisfying Council that all the conditions of the letter of offers relevant to the development of initial scheme are being met.

There being no further business the meeting ended at 7.48pm.

**Signed:** Councillor G Sharvin  
Chairperson

**Signed:** Mr M Lipsett  
Director of Active and Healthy Communities



Your Ref  
 Our Ref Democratic Services  
 Date 7 March 2019  
 Email democraticservices@fermanaghomagh.com



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

67

Brendan Hegarty  
 Chief Executive

Mr Liam Hannaway  
 Chief Executive  
 Newry, Mourne and Down District Council  
 O'Hagan House  
 Monaghan Row  
 NEWRY  
 Co Down  
 BT35 8DJ



Dear Liam

**Re: Geological Disposal Facility**

At the Council meeting held on 5 March 2019, Members considered your correspondence dated 27 February 2019, outlining the Motion approved by Newry, Mourne and Down District Council - Geological Disposal Facility by Radioactive Waste Management.

Fermanagh and Omagh District Council approved a Motion relating to the same topic at its meeting on 5 March 2019 as outlined below:

**“That this Council opposes any plans for a Geological Disposal Facility in any part of Ireland. We will write to the NIO and British Secretary of State for Business, Energy and Industrial Strategy to clearly state our opposition to any part of Ireland being used as a dumping ground for any toxic waste”.**

Fermanagh and Omagh District Council has made representations to both the Rt Hon Karen Bradley MP, the Secretary of State for Northern Ireland and the Rt Hon Greg Clark MP, UK Secretary of State for Business, Energy and Industrial Strategy regarding this matter.

Yours sincerely

**Brendan Hegarty**  
 Chief Executive



Department for  
Business, Energy  
& Industrial Strategy

The Rt Hon Claire Perry MP  
Minister of State for Energy and Clean Growth

68

Department for Business, Energy &  
Industrial Strategy  
1 Victoria Street  
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Mr Liam Hannaway  
Chief Executive  
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Our ref: MCB2019/04440  
Your ref: DS/MS/2 M/2

19 March 2019

Dear Liam,

Thank you so much for your letter dated 27 February 2019, addressed to Greg Clark MP, about reports published by Radioactive Waste Management (RWM) Ltd. Your letter has been passed to me and I am replying as this matter falls within my Ministerial portfolio.

The reports are technical reports drawing together existing high-level information about the geology across England, Wales and Northern Ireland that is relevant to the safety of a geological disposal facility (GDF). A White Paper, *Implementing Geological Disposal*, that was published jointly by the UK Government and the Northern Ireland Executive in 2014 committed RWM to carrying out this exercise. This work was undertaken in part because early consideration of geology was recognised as a crucial step in building public understanding of GDF development and confidence in the process to identify and consider safe potential siting areas. The national geological screening outputs provide information to help answer early questions about potential geological suitability for GDF development in any interested communities.

Northern Ireland does not have any higher activity radioactive waste and there are no plans for a GDF in Northern Ireland. The management of radioactive waste is devolved. Any future policy decision on geological disposal in Northern Ireland would be a matter for the Northern Ireland Executive and would be subject to community agreement and planning and environmental consents.

The UK Government and the Welsh Government have recently launched a new process to identify a suitable location for a geological disposal facility which is being undertaken in England and Wales only. Northern Ireland is not participating in this process.

Thank you again for taking the time to write. I hope this information is useful.

Yours sincerely,

**THE RT HON CLAIRE PERRY MP**  
Minister of State



Department for

**Infrastructure**

An Roinn

**Bonneagair**[www.infrastructure-ni.gov.uk](http://www.infrastructure-ni.gov.uk)

69

From the Permanent Secretary  
**Katrina Godfrey**

Liam Hannaway  
Chief Executive  
Newry, Mourne & Down District Council

By email:  
[liam.hannaway@nmandd.org](mailto:liam.hannaway@nmandd.org)

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Your reference:  
Our reference: PSDFI 66/19  
6 March 2019

Dear Liam

## **STRANGFORD LOUGH FERRY SERVICE**

Thank you for meeting with my colleagues Simon Richardson and Mark McPeak on Tuesday 29 January 2019 to discuss the issues related to the Strangford Lough Ferry Service. I was pleased to hear that you had a positive and constructive meeting.

### **Additional Early Morning Sailing from Portaferry**

I understand that my colleagues presented an update on the current position with regards to the introduction of an additional early morning weekday sailing from Portaferry. We recognise that there is demand for an additional early sailing from Portaferry and as such, the Department undertook a public consultation exercise which was completed in 2016. The consultation proposed the introduction of an earlier weekday sailing in Portaferry by offsetting the last weekday sailing at night. Unfortunately this proposal received opposition and as such the proposal was not then pursued at that time.

I can, however, confirm that as discussed at your meeting the Department has continued to explore how an additional sailing could be introduced. We are exploring options to deliver an early sailing as requested by Ards and North Down representatives whilst remaining in compliance with the Working Time Directives and noise regulations and bearing in mind the need to ensure affordability in an exceptionally tight public expenditure climate.

### **Queuing Traffic in Strangford**

I know you understand very well the complexity of the issues that relate to the queuing of traffic through Strangford. We recognise that there are some instances of prolonged congestion in Strangford due to very high demand particularly during bank holidays and special events and are exploring enhancement measures such as;

additional resource to manage the 'offline' marshalling area; operating off schedule using a 'load and go' approach; and/or, using the second ferry. However, with minimal queues for the majority of occasions, it is not a viable option to provide these enhanced measures on a long term basis.

As you are aware the current marshalling area cannot operate as a 'self-policing' facility due to the restrictions of the road infrastructure within Strangford village. At the meeting my colleagues explained that we are currently exploring alternative arrangements to facilitate queuing vehicles and have agreed to work with your Council to bring forward options on this matter for consultation after the local elections in May 2019.

I appreciate your recognition that the ferry provides an outstanding service 364 days of the year between Strangford and Portaferry and is currently operating at 99.5% availability. The success of the service is down to the dedication of the crews, mechanical engineers and the ferry manager who are all based in Strangford and it was heartening to hear that this is recognised by your Council.

Yours sincerely



**KATRINA GODFREY**



**From:** Tracy Meharg  
Permanent Secretary

Level 9  
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BELFAST  
BT2 7EG

Telephone: 028 90 823301  
E-mail: [tracy.meharg@communities-ni.gov.uk](mailto:tracy.meharg@communities-ni.gov.uk)  
Our Ref: PSC 0303.19  
Date: 15 March 2019

Mr Liam Hannaway  
Chair Executive  
Newry, Mourne and Down District Council  
O'Hagan House  
Monaghan row  
Newry  
BT35 8DJ

Dear *Liam*

#### **FIXED ODDS BETTING TERMINALS (FOBTs)**

Thank you for your letter of 27 February in respect of the motion passed by Newry, Mourne and Down District Council at its meeting of 4 February regarding Fixed Odds Betting Terminals. I note the concerns raised by members in respect of these.

I can advise that the majority of the businesses operating FOBTs here, representing approximately 75% of bookmaking offices in Northern Ireland, have announced their intention to voluntarily limit the maximum stakes of Fixed Odds Betting Terminals to reflect the change in legislation which will come into force in Great Britain on 1 April 2019. This Department has recently written to all bookmakers acknowledging this commitment and encouraging those operators not yet committed to implementing this voluntary limit to adopt the same approach. The Department will monitor the position after 1 April and determine what, if any, additional action is required.

This Department is responsible for policy and legislation in respect of gambling while the Department of Health is responsible for mental health issues including those associated with gambling. The two Departments already collaborate where this is appropriate and I do not believe that a taskforce could serve any additional purpose at this point.

Yours sincerely,

*Tracy Meharg*

**TRACY MEHARG  
PERMANENT SECRETARY**





Department of  
**Health**

An Roinn Sláinte

Mánnystrie O Poustle

[www.health-ni.gov.uk](http://www.health-ni.gov.uk)

Mental Health Unit

Mr Liam Hannaway  
Chief Executive  
Newry, Mourne and Down Council

Castle Buildings  
Stormont Estate  
Belfast BT4 3SQ  
Tel: 028 9052 28653  
E-Mail: [Christine.dale@health-ni.gov.uk](mailto:Christine.dale@health-ni.gov.uk)

Date: 20 March 2018

Dear Mr Hannaway

### **Fixed Odds Betting Terminals**

Thank you for your letter of 27<sup>th</sup> February 2019. I have been asked to reply.

Clearly, problem gambling is an issue that is of increasing concern to society and is one that impacts on a number of Departments. Policy responsibility for gambling rests primarily with the Department of Communities. However, it is recognised that while gambling can negatively affect an individual's financial situation, it can also have a serious effect on mental health and wellbeing. The Royal College of Psychiatrists have noted that problem gamblers are more likely to suffer from low self-esteem, develop stress-related disorders, become anxious, develop a substance misuse problem, or suffer from depression.

There are no gambling specific services commissioned by the Health and Social Care Board. However, someone with a mental health issue, such as, anxiety or depression arising from the consequences of gambling would receive appropriate help for that condition, this includes counselling provision and the Lifeline 24/7 crisis response service.

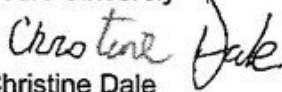
The Department is aware of calls to take a public health approach to problem gambling, and will continue to look at the evidence in relation to this issue as it emerges. Policy responsibility for Gambling sits within the remit of the Department for Communities (DfC), and officials in this Department will engage with DfC as required.

It is important to note that taking a public health approach to address any issue incorporates four key stages:

1. Getting an understanding of the scale and causes of the problem;
2. Using research and evidence to understand the risk protective factors at both the individual and population level;
3. Using the evidence base to design, implement and evaluate interventions; and
4. Scaling up effective programmes and interventions. Public health approaches do not necessarily have to be led by the Department of Health or Health Services, and work best when taking a systematic approach to address the underlying social determinants of the issue

I hope this is helpful

Yours Sincerely

  
Christine Dale