



January 14th, 2016

Notice Of Meeting

You are invited to attend the Regulatory and Technical Services Committee Meeting to be held on **Wednesday, 20th January 2016 at 6:00 pm** in **the Boardroom, Monaghan Row, Newry.**

The Committee Members are:

Chair: Councillor T Andrews

Vice: Councillor S Ennis

Members:

Councillor P Brown	Councillor C Casey
Councillor S Doran	Councillor G Fitzpatrick
Councillor G Hanna	Councillor V Harte
Councillor M Murnin	Councillor H McKee
Councillor P O'Gribin	Councillor G Sharvin
Councillor G Stokes	Councillor H Reilly
Councillor D Taylor	

Agenda

1. **Apologies and Chairpeson's remarks.**
2. **Declarations of Conflicts of Interest.**

Committee Business

3. **Action Sheet of the Regulatory and Technical Services Committee Meeting held on Wednesday 9 December 2015. (Attached).**

Action Sheet.pdf

Page 1

For Consideration and/or Decision - Planning

4. **Planning Department Performance Indicators. (Attached).**

Planning Department Performance Indicators.pdf

Page 3

For Consideration and/or Decision - Waste Management

5. **Charges for a new black and blue bin. (At the request of Councillor Stokes).**

For Noting

6. **Report - Contact from Public Representatives (1 October 2015 - 31 December 2015). (Attached).**

Contact from Public Representatives 1 Oct to 31 Dec 2015.pdf

Page 4

7. **Report on Authorisation of Officers. (Attached).**

8. Licensing of Pavement Cafes Act (NI) 2014. (Attached).

Licensing of Pavement Cafes Act NI 2014.pdf

Page 11

9. Court case taken for cruelty to animals. (Attached).

Court case taken for cruelty to animals.pdf

Page 13

10. Correspondence dated 12 December 2015 from The Association of Port Health Authorities. (Attached).

Correspondence Port Health Authorities.pdf

Page 14

Items to be considered with press and public excluded

11. Report re: Drumanakelly Landfill Closure. (Attached).

This item is deemed to be exempt under paragraph 3 of Part 1 of Schedule 6 of the Local Government Act (NI) 2014 - information relating to the financial or business affairs of any particular person (including the person holding that information) and the public may, by resolution, be excluded during this item of business.

Report re Dumnakelly Landfill Closure.pdf

Page 16

Invitees

Cllr. Terry Andrews	terry.andrews@downdc.gov.uk
Cllr. Naomi Bailie	naomi.bailie@nmandd.org
Cllr. Patrick Brown	patrick.brown@nmandd.org
Cllr. Robert Burgess	robert.burgess@downdc.gov.uk
Cllr. Stephen Burns	stephen.burns@downdc.gov.uk
Cllr. Michael Carr	michael.carr@newryandmourne.gov.uk
Cllr. charlie casey	charlie.casey@newryandmourne.gov.uk
Cllr. Patrick Clarke	patrick.clarke@downdc.gov.uk
Cllr. Garth Craig	garth.craig@downdc.gov.uk
Cllr. Dermot Curran	dermot.curran@downdc.gov.uk
Mr. Eddie Curtis	eddie.curtis@newryandmourne.gov.uk
Cllr. Laura Devlin	laura.devlin@downdc.gov.uk
Ms. Louise Dillon	louise.dillon@newryandmourne.gov.uk
Cllr. Geraldine Donnelly	geraldine.donnelly@newryandmourne.gov.uk
Cllr. Sean Doran	sean.doran@newryandmourne.gov.uk
Cllr. Sinead Ennis	sinead.ennis@nmandd.org
Cllr. Cadogan Enright	cadogan.enright@downdc.gov.uk
Cllr. Gillian Fitzpatrick	gillian.fitzpatrick@newryandmourne.gov.uk
Mr. Patrick Green	patrick.green@downdc.gov.uk
Cllr. Glyn Hanna	glyn.hanna@nmandd.org
Mr. Liam Hannaway	liam.hannaway@nmandd.org
Cllr. Valerie Harte	valerie.harte@newryandmourne.gov.uk
Cllr. Harry Harvey	harry.harvey@newryandmourne.gov.uk
Cllr. Terry Hearty	terry.hearty@newryandmourne.gov.uk
Cllr. David Hyland	david.hyland@newryandmourne.gov.uk
Miss Veronica Keegan	veronica.keegan@downdc.gov.uk
Mrs. Patricia Kelly	patricia.kelly@newryandmourne.gov.uk
Cllr. Liz Kimmins	liz.kimmins@nmandd.org
Cllr. Mickey Larkin	micky.larkin@nmandd.org
Mr. Michael Lipsett	michael.lipsett@downdc.gov.uk
Cllr. Kate Loughran	kate.loughran@newryandmourne.gov.uk
Mrs. Regina Mackin	regina.mackin@newryandmourne.gov.uk
Cllr. Kevin Mc Ateer	kevin.mcateer@nmandd.org
Cllr. Colin Mc Grath	colin.mcgrath@downdc.gov.uk
Collette McAteer	collette.mcateer@newryandmourne.gov.uk
Cllr. Declan McAteer	declan.mcateer@newryandmourne.gov.uk
Mr. Anthony McKay	anthony.mckay@nmandd.org
Cllr. Harold McKee	harold.mckee@newryandmourne.gov.uk
Eileen McParland	eileen.mcparland@newryandmourne.gov.uk
Cllr. Roisin Mulgrew	roisin.mulgrew@nmandd.org
Cllr. Mark Murnin	mark.murnin@nmandd.org

Mrs. Aisling Murray	aisling.murray@newryandmourne.gov.uk
Cllr. Barra O Muiri	barra.omuir@nmandd.org
Cllr. Pol O'Gribin	pol.ogribin@nmandd.org
Mr. Canice O'Rourke	canice.orourke@downdc.gov.uk
Ms. Patricia Oakes	patricia.oakes@downdc.gov.uk
Mr. Joe Parkes	joe.parkes@downdc.gov.uk
Cllr. Brian Quinn	brian.quinn@newryandmourne.gov.uk
Cllr. Henry Reilly	henry.reilly@newryandmourne.gov.uk
Cllr. Michael Ruane	michael.ruane@newryandmourne.gov.uk
Cllr. Gareth Sharvin	gareth.sharvin@downdc.gov.uk
Cllr. Gary Stokes	gary.stokes@nmandd.org
Sarah Taggart	sarah-louise.taggart@downdc.gov.uk
Cllr. David Taylor	david.taylor@newryandmourne.gov.uk
Caroline Taylor	Caroline.Taylor@downdc.gov.uk
Cllr. Jarlath Tinnelly	jarlath.tinnelly@nmandd.org
Cllr. William Walker	william.walker@nmandd.org
Mrs. Marie Ward	marie.ward@downdc.gov.uk
Cllr. Clarke William	william.clarke@downdc.gov.uk

ACTION SHEET- REGULATORY AND TECHNICAL SERVICES COMMITTEE – 9 DECEMBER 2015

1

MINUTE NO.	SUBJECT	DECISION	FOR COMPLETION BY DIRECTOR – including actions taken/date completed or progress to date if not yet completed
RTS/138/2015	The Regulatory and Technical Services Business Plan	It was agreed on the proposal of Councillor Murnin, seconded by Councillor Hanna, to approve the Regulatory and Technical Services Directorate Business Plan 2015-2016.	
RTS/139/2015	Provision of bus shelters – bus shelter at Drumaness/ Newcastle Road, Drumaness	It was agreed on the proposal of Councillor Stokes, seconded by Councillor Hanna to approve the provision of a bus shelter at Drumaness/Newcastle Road, Drumaness, subject to the availability of funding.	Council has agreed to fund this proposal within this year's capital budget. Work progressing to purchase and install suitable shelter within current financial year.
RTS/140/2015	Application for funding to provide a pathway to Dechomet Graveyard	It was agreed on the proposal of Councillor Hanna, seconded by Councillor O'Gribin that Council Officials investigate if there were other Council owned graveyards that had access issues and report back to Committee.	In progress
RTS/141/2015	Planning Department – Performance Indicators	It was unanimously agreed to note the Planning Performance Indicators Report. It was noted the Mourne Area Councillors had requested that Mr McKay update them on 2 No. applications in the Mourne area.	Ongoing
RTS/142/2015	Old Furniture at Council Recycling Sites	It was agreed on the proposal of Councillor Hanna, seconded by Councillor Taylor, that the Council adopt a policy that people leaving old furniture at Council amenity sites be given the opportunity to donate it to charity and that expressions of interest be sought from charitable organisations to collect this furniture for upgrading and re-use.	Ongoing

MINUTE NO.	SUBJECT	DECISION	FOR COMPLETION BY DIRECTOR – including action taken/date completed or progress to date if not yet completed
RTS/149/2015	Repairs to steps at Manse Road, Kilkeel	It was agreed at the request of Councillor Reilly that urgent action be taken to repair the steps at Manse Road, Kilkeel (beach access) which had been undermined due to recent bad weather.	Council staff visited site and whilst observing no structural issues with steps noted that rainwater had washed away part of the gravel pathway. This was replaced and steps to be taken to prevent recurrence.

Applications Received

Month	2014	2015
April	140	164
May	185	171
June	100	148
July	128	152
August	119	102
September	145	136
October	125	144
November	136	115
December	105	130
Total	1183	1262

No. of Applications Decided

Month	2014	2015
April	87	20
May	106	69
June	106	66
July	128	84
August	122	72
September	118	119
October	121	130
November	120	95
December	104	79
Total	1012	734

Breakdown of Decisions 1 April – 31 December 2015

Decision	Total	Percentage
Approve	669	91%
Refuse	65	9%
Total	734	100%

CONTACT FROM PUBLIC REPRESENTATIVES – 1 October – 31 December 2015

DATE	CALLER	REF	ISSUE	REFERRED TO	MODE	DATE CLEARED
1/10/15	Cllr Laura Devlin	-----	Query App. on Delegated list	Answered M McIlhone	-----	1/10/15
1/10/15	Colin McGrath	-----	Update on application	Ans by Suzanne Trainor	-----	1/10/15
1/10/15	Annette for John McCallister	P/2013/0938	Update	J McParland	Direct e mail	1/10/15
5/10/15	Margaret Ritchie MLA	-----	General Enquiry	Annette McAlarney	In person	5/10/15
" "	" "	LA07/2015/0491/F	-----	Annette McAlarney	Call transferred	5/10/15
" "	Cllr Harold McKee	-----	Brook Cottage Development, Newcastle	Davy Watson	Call transferred	
" "	Cllr Laura Devlin	-----	Pre App Discussion	Mark Keane	Call transferred	5/10/15
" "	" "	P/2012/0390/F	-----	Anthony McKay	Call transferred	5/10/15
" "	Margaret Ritchie MLA	-----	Oliver Curran, Saul Street, Dpk	Pat Rooney	Call transferred	5/10/15
6/10/15	Dominic Bradleys Office	Re Cochrane Rd	-----	Tried Jacqui/Andrew.Pat	Emailed Jacqui/Andrew	7/10/15
7/10/15	Dominic Bradleys Office	Re Cochrane Rd	No call back received see call above	Jacqui McParland	Call Transferred	7/10/15
" "	Margaret Ritchie MLA	LA07/2015/0588/F	Shiels Buildings, Killough	Pat Rooney	Direct e mail	9/10/15
" "	" "	R/2015/0069	Update requested	Pat Rooney	Direct e mail	9/10/15
8/10/15	Harold McKee	LA07/2015/0533	Update	Jacqui McParland	e-mail Jacqui	8/10/15
8/10/15	Vincent –Sinn Fein Office	Query		Transferred to M Keane	Call transferred	8/10/15
12/10/15	William Irvine MLA	LA07/2015/0641/F	-----	Jacqui McParland	E mail	14/10/15
" "	Cllr Michael Carr	-----	Number of queries	Jacqui McParland	E mail	15/10/15
" "	Margaret Ritchie MLA	-----	Pitch, Meadow Court Ardglass	Pat Rooney	Direct e mail	13/10/15

CONTACT FROM PUBLIC REPRESENTATIVES – 1 October – 31 December 2015

DATE	CALLER	REF	ISSUE	REFERRED TO	MODE	DATE CLEARED
"	"	R/2014/0575	Bedrooms, Millbrook Lodge Hotel, Ballynahinch	Pat Rooney	Direct e mail	13/10/15
13/10/15	Cllr Roisin Mulgrew	P/2012/0646/O	Refusal Decision	Andrew Davidson	E mail	14/10/15
"	Cllr Dermot Curran	-----	Pre App Meeting requested	Mark Keane	E mail	14/10/15
14/10/15	Cllr Harold McKee	P/2012/0390/F	-----	Jacqui McParland	E mail	14/10/15
14/10/15	Cllr T Herity	-----	-----	Pat Rooney	Call transferred	14/10/15
14/10/15	Cllr William Walker	Crossgar	Update requested	Mark Keane	Direct e mail	22/10/15
14/10/15	Mgt Ritchie MP	-----	Rostrevor GP Surgery	J McParland	Direct e mail	14/10/15
15/10/15	Cllr Pol O'Gribin	-----	Derrynell Road, Castlewella	Mark Keane	Call transferred	15/10/15
"	"	-----	"	"	E mail	15/10/15
"	"	-----	"	"	E mail	15/10/15
"	Cllr Laura Devlin	-----	Dechomet School	Mark Keane	Call transferred	15/10/15
"	Dominic Bradleys Office	-----	-----	Pat Rooney	Call transferred	15/10/15
19/10/15	Cllr Hearty	-----	general	A Davidson	e-mail	19/10/15
19/10/15	Cllr G Donnelly	-----	General	A Davidson	Transferred	19/10/15
19/10/15	Cllr Ruane	-----	Unclear through Rita	J McParland	e-mail	19/10/15
19/10/15	Cllr Declan McAteer	-----	-----	Jacqui, Andrew, Pat	E-mail	19/10/15
19/10/15	Annette for John McCallister	P/2013/0938	Meeting tba	J McParland	Direct e mail	19/10/15
20/10/15	Cllr T Herity	-----	-----	Andrew Davidson	Call transferred	20/10/15
20/10/15	Cllr Gareth Wilson	LA07/15/0564/F	Update required	Jacqui reluctant to take call as Cllr Herity covers ABC but he had an LA07 ref number	Call transferred	20/10/15
20/10/15	Cllr Laura Devlin	LA07/2015/0833/F	Update requested	Mark Keane	Direct e mail	20/10/15
20/10/15	Cllr Sean Rogers	R/2014/0188/F	How long will application take?	Mark Keane	Direct e mails	20 & 22/10/15
20/10/15	Margaret Ritchie MP	LA07/2015/0416/F	Update requested	Annette McAlarney	Direct e mail	20/10/15

CONTACT FROM PUBLIC REPRESENTATIVES – 1 October – 31 December 2015

DATE	CALLER	REF	ISSUE	REFERRED TO	MODE	DATE CLEARED
20/10/15	Cllr Billy Walker	R/2014/0685/F	Query re Neighbour Notification	Mark Keane	Direct e mail	23/10/15
20/10/15	Cllr J Tinnelly	LA07/2015/0247	Update requested	J McParland	Direct e mail	21/10/15
21/10/15	Cllr Gareth Craig	R/2014/0502/F	Update requested	Pat Rooney	Direct e mail	22/10/15
21/10/15	Cllr Terry Andrews	R/2015/0017	Update requested	Mark Keane	Direct e mail	22/10/15
22/10/15	Jim Shannon (via Liam Hannaway)	R/2013/0366 & R/2014/0576	Updates requested	Mark Keane	Direct e mail	22/10/15
22/10/15	Cllr Sinead Ennis X 2	P/2015/0217	Current status of application?	J McParland	Direct e mail	22/10/15& 23/10/15
23/10/15	Cllr Sean Rogers	-----	Liam Murphy – timeframe?	J McParland	Direct e mail	23/10/15
26/10/15	Cllr McCarthys office		Wind turbines, Killyleagh	A McAlarney	Call transferred	26/10/15
26/10/15	Cllr D Curran		Mrs Doyle's app	A McAlarney	Call transferred	26/10/15
27/10/15	Cllr B Quinn			A McKay	Lost Call	27/10/15
27/10/15	Cllr B Quinn		Planning apps	A Davidson	Call transferred	27/10/15
27/10/15	Laura, S Rodgers	R/2014/0437		Mark Keane	Call transferred	27/10/15
27/10/15	Cllr D Curran		Ardglass Marina	Mark Keane	Call transferred	27/10/15
27/10/15	Laura Devlin	-		Jacqui McParland	E-mailed	28/10/15
27/10/15	Vincent from Chris Hazzards Office	R/2015/0077	Cyril McGreevy Loughinisland	Call answered with help from Fionnula Murray (ST)	-	27/10/2015
27/10/15	Cllr Gribbin		Discuss 3 app's	M Keane	E mail and post it	27/10/15
28/10/15	Cllr Henry Reilly	P/2014/0791/F	Recommendation for a refusal	J McParland	Direct e mail	29/10/15
29/10/15	MgtRitchies office		Unauthorised Wind Turbine	M Keane	Call transferred	29/10/15
29/10/15	Annette for John McCallister MLA	R/2014/0079/F		M Keane	Direct e mail	6/11/15
30/10/15	Mgt Ritchie MP	-----	Rostrevor GP Surgery – meeting date?	J McParland	Direct e mail	2/11/15
2/11/15	Cllr Colin McGrath	Various cases	-----	Mark Keane	Direct e mail	2/11/15
03/11/15	Cllr D McAteer	P/2014/0920	P/2014/0920	J McParland	e-mailed	5/11/15

CONTACT FROM PUBLIC REPRESENTATIVES – 1 October – 31 December 2015

DATE	CALLER	REF	ISSUE	REFERRED TO	MODE	DATE CLEARED
03/11/15	Cllr Terry Hegarty	p/15/0162/f		A Davidson	Transferred	3/11/15
3/11/15	Cllr J Tinnelly	LA07/2015/0291/04 18/0140	Updates requested	J McParland	Direct e mail	5/11/15
04/11/15	Cllr D McAteer		t/c of 3/11 – no reply	J McParland	Transferred to Gareth	04/11/15
04/11/15	Cllr T O'Hanlon		Speak to Jacqui		Will ring back	04/11/15
4/11/15	Mgt Ritchie MP	Q/2014/0398/O	Update requested	Mark Keane	Direct e mail	6/11/15
4/11/15	John McCallister	P/2013/0938	Update	Direct e mail	J McParland	4/11/15
4/11/15	Cllr Sinead Ennis	P/2015/0207	Update	J McParland	Direct e mail	4/11/15
5/11/15	Cllr Laura Devlin	P/2015/0548	Update	J McParland	E mail	5/11/15
5/11/15	Cllr Sean Rogers	-----	John Morgan Wind Turbine	J McParland	Direct e mail	5/11/15
10/11/15	Karen McKeivitt MLA	PAD	Eugene McQuillan, 44 Betty's Hill Rd., Newry	J McParland	Direct e mail	10/11/15
11/11/15	Margaret Ritchie Office			Annette	Transferred	11/11/15
12/11/15	Cllr Rosin Mulgrew	General Enquiry		A Davidson	Call transferred	12/11/15
"	Chris Hazzard's office	General Enquiry		M Keane	Call lost	12/11/15
"	Cllr Henry Reilly	P/2014/0986/F	Sand Pit – Mr David Campbell	J McParland	Direct e mail	12/11/15
"	Cllr Henry Reilly	P/2013/0413/F	Sand Pit – Mr David Campbell	J McParland	Direct e mail	12/11/15
13/11/15	Cllr G Wilson	general	Update	J McParland/A Davidson	e-mail	19/11/15
"	Margaret Ritchie Office			Annette	Transferred	13/11/15
"	Cllr Colin McGrath	R/2013/0531	Update requested	Mark Keane	Planning e mail	13/11/15
16/11/15	Chris Hazzards Office	General Enquiry	No reply – will call back	Mark Keane	Telephone call	-----
"	Cllr Gillian Fitzpatrick	Bailie Site, Bavan Road	Update on position	Jacqui McParland	Direct e mail	2/12/15
"	Chris Hazzard office			Mark Keane	Transferred	1/12/15
"	Cllr Gareth Wilson			Andrew Davidson	Transferred	1/12/15

CONTACT FROM PUBLIC REPRESENTATIVES – 1 October – 31 December 2015

DATE	CALLER	REF	ISSUE	REFERRED TO	MODE	DATE CLEARED
17/11/15	Cllr Laura Devlin	LA07/2015/0983	-----	Joanne McVeigh	Call transferred	17/11/15
18/11/15	Cllr Gareth Wilson	LA07/2015/0564/F	-----	J McParland/A Davidson	E mail	19/11/15
"	Cllr Geraldine Donnelly	-----	-----	Andrew Davidson	E mail	19/11/15
"	Cllr Michael Carr	P/2010/1403/F	-----	Pat Rooney	Call transferred	18/11/15
"	Cllr Garth Craig	LA 07/2015/0590/F	-----	Mark Keane	Direct e mail	19/11/15
19/11/15	Cllr Terry Hearty	LA07/2015/0444/f	-----	Andrew Davidson	Direct e mail	19/11/15
19/11/15	Cllr Geraldine Donnelly	-----	-----	Andrew Davidson	Andrew will call back	19/11/15
20/11/15	Chris Hazzard's office	-----	-----	Mark Keane	Call transferred	20/11/15
"	Cllr William Walker	R/2015/0051/F	Update requested	Mark Keane	Direct e mail	23/11/15
23/11/15	Annette from John McCallister's office	Q/2014/0374	-----	Mark Keane	Call transferred	23/11/15
"	Cllr Laura Devlin	R/2014/0188	-----	Mark Keane	Call transferred	23/11/15
24/11/15	Cllr Laura Devlin	R/2014/0471	Update requested	Mark Keane	Call transferred	24/11/15
"	Cllr David Taylor	-----	Beverley Powell issue	Andrew Davidson	Call transferred	24/11/15
25/11/15	Cllr Gareth Wilson	-----	NIHE application	Jacqui McParland	E mail	Refer to LAGAN
"	Margaret Ritchie MP	R/2012/0081/F	Donard St., Newcastle	Annette McAlarney	Direct e mail	26/11/15
27/11/15	Cllr P Brown	-----	Downe Hospital site	Pat Rooney	email	30/11/2015
30/11/15	Cllr Laura Devlin	-----	E mails sent from Sean Rodgers	Anthony McKay	E mail	11/12/15
"	Cllr Glyn Hanna	P/2014/1063/O	Update requested	J McParland/A Davidson	E mail	2/12/15
"	M Ritchie's Office	-----	Earlier e mail today refers	Fionnuala Murray	Call transferred	30/11/15
"	Cllr Sean Doran	LA07/2015/0286	-----	Jacqui McParland	Direct e mail	30/11/15
"	Cllr Geraldine Donnelly	P/2015/0173 & LA07/2015/0073/F	Updates requested	Jacqui McParland	Direct e mail	1/12/15

AUTHORISATION OF OFFICERS

In accordance with the Council's procedure for the Scheme of Delegation of Officers approved at the Council AGM on 31 March 2015, Council minute reference C4/2015, it was agreed that the Director of Regulatory and Technical Services be given delegated powers for the functions of the Directorate and to authorise the following Officers to discharge their general duties under the relevant legislation with immediate effect.

- The Assistant Director of Building Control and Regulation
- The Head of Service for Building Control and Regulation
- Senior Building Control Surveyors
- Building Control Surveyors
- Energy Performance of Buildings Officer
- The Head of Service for Licensing
- The Senior Licensing Officer
- The Licensing Officers
- Dog Wardens

The above Officers are authorised under the following Legislation:-

Building Control

- The Building Regulations (Northern Ireland) Order 1979
- The Building Regulations (Northern Ireland) as amended
- The Building Regulations (Prescribed Fees) Regulations (Northern Ireland) 1997 as amended
- The Energy Performance of Buildings (Certificates of Inspections) Regulations (Northern Ireland) 2008 as amended
- The Towns Improvement Clauses Act 1847
- The Towns Improvement (Ireland) Act 1854 – Section 39
- The Public Health Act Amended Act 1907 – Section 30

Licensing

- The Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985
- The Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1995
- Cinemas (Northern Ireland) Order 1991
- Petroleum (Consolidation) Act (Northern Ireland) 1929 and 1937
- Marriage (Northern Ireland) Order 2003
- The Civil Partnership Act 2004
- The Betting, Gaming, Lotteries and Amusement (NI) Order 1985
- Street Trading Act (NI) 2001

Dogs

- Dogs (Northern Ireland) Order 1983, as amended
- Control of Greyhounds, etc. Act (Northern Ireland) 1950
- Dangerous Dogs Compensation and Exemption Schemes Order (Northern Ireland) 1991
- Dangerous Dogs (Northern Ireland) Order 1991

- Dogs (Guard Dog Kennels) Regulations (Northern Ireland) 2013
- Welfare of Animals (Dog Breeding Establishments and Miscellaneous Amendments) Regulations (Northern Ireland) 2013

Off Street Parking

- The Road Traffic Regulation (NI) Order 1997
- The Roads (Miscellaneous Provisions) Act (Northern Ireland) 2010
- The Roads (Northern Ireland) Order 1993
- The Road Traffic Regulation (Northern Ireland) Order 1997

In addition to the above general authorisation, specific levels of authorisation are delegated as follows:-

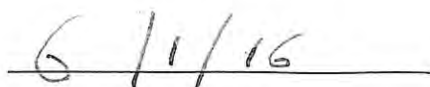
Function	Delegated Officer
Issuing of Building Regulation Approvals and Certificates	Assistant Director, Head of Service and Senior Building Control Surveyors
Issuing of any Contravention, Enforcement or Legal action on behalf of the Service	Assistant Director
Issuing of Dangerous Structures Notices	Assistant Director
Issuing of EPB Penalty Charge Notices	Assistant Director
Entertainment Licenses, Cinema, Petroleum, Amusement, Places of Marriages, Civil Partnership and Street Trading	Assistant Director and Head of Licensing Service
Animal Welfare	Assistant Director
Building Control Completion Certificate	Assistant Director, Head of Building Control Service, All Senior Building Control Surveyors and All Building Control Surveyors

Signed:



Canice O'Rourke
Director of Regulatory and Technical Services Department

Date:



Licensing of Pavement Cafés Act (NI) 2014

The Department of Social Development intend to introduce legislation to permit Councils to issue a licence to cafe owners to allow them to operate on the public footpath adjacent to their property. The purpose of the legislation is to promote tourism within the district and create a cafe culture similar to that on the continent. The Department will issue draft guidelines and technical requirements to assist Councils with the implementation of this legislation.

Cafe owners would be expected to pay a licensing fee to the Council to obtain a licence and the cost of implementing this legislation is to be borne by the applicant and not the rate payer.

The licensing section will be responsible for the enforcement of this legislation and the Council will be expected to take legal action against any breaches of this legislation. Cost of enforcement of breaches of legislation will be borne by the rate payer.

The Pavement Cafés Act (NI) 2014 is to come into operation on the 1st October 2016. Our licensing team are working in preparation of this commencement date.

I will bring a report back to Council in relation to our policy/procedure and fees in due course when all details are finalised.

Signed

Colum Jackson

Assistant Director of Regulatory and Technical Services



District Council Chief Executives

Level 4, Lighthouse Building
1 Cromac Place
Gasworks Business Park
Ormeau Road
Belfast BT7 2JB
(028) 90829521 ext: 38521

18 December 2015

Dear Chief Executive

IMPLEMENTATION OF THE LICENSING OF PAVEMENT CAFÉS ACT (NI) 2014

You will recall that I wrote to you on 3 July 2015 advising that it was the Department's intention to bring the Licensing of Pavement Cafés Act (NI) 2014 (the Act) fully into operation on 1 April 2016 and seeking confirmation that arrangements were in place for this to take place.

Responses from councils indicated that they thought the proposed commencement date of 1 April 2016 would be difficult for them to implement. As a result, councils sought the date for commencement of the Act to be deferred.

After taking into consideration all of the district council's concerns and based on legal advice, the Department has now decided to commence the Act in full on 1 October 2016.

The Department considers that these revised arrangements will give councils sufficient time to make the preparations necessary to administer the new licensing scheme. The Department will, in due course, finalise the draft guidelines and technical regulations and update councils on progress.

Yours sincerely

A handwritten signature in black ink that reads "Liam Quinn".

Liam Quinn
Head of Social Policy Unit

Court case taken for cruelty to animals.

Dromara man banned from keeping animals for 3 years after pleading guilty to causing unnecessary suffering to four west highland terrier type dogs.

Mr Paul Smith of Crossgar Road, Dromara, Co. Down was banned from keeping animals for 3 years at a hearing in Newry Magistrates on Monday 7th December 2015.

Mr Smith pleaded guilty to causing the unnecessary suffering and failing to ensure the welfare of four west highland terrier type dogs for which he was responsible.

Mr Smith was fined £25 in respect of each of the eight charges against him. He was disqualified from keeping animals for 3 years. He was ordered to pay the Councils costs for vet bills and kennelling fees in the sum of £1922.57. He was also required to pay legal fees of £100 and Court costs at £19.

The charges were brought against Mr Smith by Newry, Mourne and Down District Council under the Welfare of Animals Act (NI) 2011. The charges related to findings following an investigation by Animal Welfare Officers regarding offences in April 2015, which related to the unsuitable conditions in which the dogs were kept and to the dogs not receiving appropriate care which lead to their unnecessary suffering.

Colum Jackson, Assistant Director of Newry, Mourne and Down District Council said: "Council gives a high priority to the welfare of domestic pets and horses and operates a rigorous enforcement policy to ensure full compliance of regulatory requirements. Complaints are investigated thoroughly and where necessary formal action is taken, which may include the service of Improvement Notices or, in extreme cases, the seizure of animals.

"The Council may also prosecute for offences such as in this particularly harrowing case, which I hope serves as a warning to anyone who does not take appropriate care of animals."

Signed

Colum Jackson

Assistant Director of Regulatory and Technical Services



12-12-2015

Association of Port Health Authorities C/O
Chartered Institute of Environmental Health
Chadwick Court
15 Hatfields
London SE1 8DJ
www.porthealthassociation.co.uk

Dear Cllr Andrews

The Association of Port Health Authorities (APHA) has, for well over a century, been the leading organized authority to represent the national and international interests of UK Port Health Authorities. It was recognized some considerable time ago for the need to provide a coordinated approach to the varied work we do in our sea and airports and to facilitate a forum for discussion and circulation of timely information. No other body will provide this. We also have a well-developed liaison network with other national and international agencies and stakeholders. This network includes the Food Standards Agency (FSA), the Department of Health (DoH), the Department for Environment, Food and Rural Affairs (DEFRA), Public Health England (PHE), and the Cabinet Office. These links also includes the devolved governments in Scotland, Northern Ireland and Wales. Internationally we have representations with the World Health Organization (WHO), and Ship San ACT on behalf of the European Union (EU). It is via such links that APHA is able to respond to Government consultations and strategies. These government agencies recognize the expertise and experience of the APHA member Authorities. Therefore every year APHA of behalf of the government, set the charges for the issuance of Ship Sanitation Certificates within the UK. As an APHA member, you are consulted on this process. In addition, we have on behalf of APHA, been in consultation with DoH regarding the new Health Protection Regs which will replace the Public Health (Ships) Regs. Recent guidance on UK Ebola procedures has also been high on the APHA agenda in dealing with PHE and others.

APHA has just launched its new website (www.porthealthassociation.co.uk) and has streamlined its approach to providing the membership with a first class service. There are lots of new innovations being unveiled during the year, to provide even better services, knowledge sharing and information to the APHA membership.

A number of training events are being planned to assist the membership. APHA recognizes that not all Port Health Authorities/Local Authorities, have the depth of knowledge to tackle the variety of work that might befall a Local Authority. Through membership, there are a number of channels open to provide help and guidance.

The technical committees are well worth attending, there are two of these, The Environmental Health and Hygiene and Airports Committee and Imported Food and Feed and BIP Committee. There are also local APHA PLaN groups in Scotland, Wales, Northern Ireland, East of England, South West of England, and the North of England, that members can attend their regular meetings.

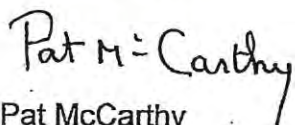
The APHA Annual Conference is always a highlight of the year, with speakers from government and academics from across the World, demonstrating good practice or new legislative requirements. This years' conference will be held in September in Liverpool. Officers can gain CPD for this event.

We are in the process of setting up an Operational Board, which will provide for greater contribution from operational officers. Hopefully this will lead to even greater input into providing services for field officers and Local Authorities alike and the Board are excited by this prospect.

The strength of APHA is in its membership and the closer we get to full UK membership, the better the Association will be for all those individuals and Local Authorities with statutory functions associated with the Port Health function in the United Kingdom and beyond. By joining APHA, you have a collective voice which is represented, and your views are heard in government, both in the UK and beyond.

I know I speak on behalf of the Executive Board in saying that I would strongly recommend APHA membership and hope your authority will consider joining.

Yours faithfully,



Pat McCarthy
Chairman