



January 27th, 2016

Notice Of Meeting

You are requested to attend the Council meeting to be held on **Monday, 1st February 2016** at **6:00 pm** in **Mourne Room, Downshire.**

Agenda

- 1 **Apologies and Chairperson's Remarks**
- 2 **Declarations of Interest**
- 3 **Action Sheet arising from Council Meeting held on 4 January 2016**

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Council Minutes For Adoption and Signing

- 4 **Minutes of Council Meeting held on 4 January 2016**

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Committee Minutes for Consideration and Adoption

- 5 **Minutes of Enterprise, Regeneration and Tourism Committee Meeting held on 11 January 2016**

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- 6 **Minutes of Strategy, Policy and Resources Committee Meeting held on 14 January 2016**

[Strategy Policy and Resources Committee Meeting 14-01-2016.pdf](#)

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- 7 **Minutes of Active and Healthy Communities Committee Meeting held on 18 January 2016**

[AHC 180116.pdf](#)

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- 8 **Minutes of Regulatory and Technical Services Committee Meeting held on 20 January 2016**

9 Minutes of Audit Committee Meeting held on 29 October 2015

Audit.pdf

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Correspondence and Conferences

10 Commemoration of the Centenary of the Battle of the Somme

30th June - 3rd July 2016

£730 per person

Somme Commemoration.pdf

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11 Update from Post Office re: Drumantee Post Office

post office29122015.pdf

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Consultation Documents

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Health and Social Care Reform - Getting Structures Right.pdf

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ELS Interim Restructuring Outline Paper.pdf

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For Noting

14 M/17 Reply from Charles Flanagan RD re: Proposal for Bridge at Narrow Water, Newry

narrow water bridge.pdf

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15 Response from Minister Durkan regarding Rates Support Grant

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Sealing Documents

16 Sealing Documents

1. Retrospective Sealing - Extension to Lease at Household Recycling Centre, Cloonagh Road, Downpatrick - **Minute RTS/109/2015 of RTS Committee Meeting held on 21 October 2015 provides background.**
2. Assisted Car Purchase - Environmental Health Officer - **this is an assisted car purchase loan agreement in line with Council policy.**
3. SLA re: Heritage Railway, Market Street, Downpatrick - **agreed as part of the Rates Setting Process. Minutes of Workshop held on 10th February 2015 provides background.**
4. Mayobridge Community Association Ltd CC/69-Release of Charge - **At the SPR Committee Meeting held on 15 October 2015-Minute Ref SPR/195/2015-the Council agreed to release the Charge registered on 2 May 2000 by the Council as a burden on the land comprised in Folio DN 46560L Co Down owned by Mayobridge Community Association. This related to a previous financial contribution to the Association.**
5. Bunscoil An Iuir - Lease Agreement - **Lease approved by legacy Newry and Mourne District Council.**
6. Renewal of Existing Licence Agreement in respect of advertising hoarding at Dublin Bridge/Newry Canal Bridge, Newry AD/LEG/89 - **The licence is for the period of 1 January 2016 at a revised rental of £3000 per annum.**

Notices of Motion

17 Notice of Motion received from Councillors Hyland and K McAteer

"That Newry, Mourne and Down District Council reverse the decision not to furnish Councillors and Staff with local Council diaries. Monies should be set aside in the forthcoming Rates Budget to provide such diaries from 2017 onwards."

18 Notice of Motion received from Councillors Hyland and K McAteer

"That Newry, Mourne and Down District Council calls on the Northern Ireland Prison Service to take immediate action and ensure that Republican Prisoner Gavin Coyle who has been held in isolation for the last 4 years, is transferred to the separation area in Roe House."

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
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
Mr. Johnny Mc Bride	johnny.mcbride@newryandmourne.gov.uk
Cllr. Colin Mc Grath	colin.mcgrath@downdc.gov.uk
Collette McAteer	collette.mcateer@newryandmourne.gov.uk
Cllr. Declan McAteer	declan.mcateer@newryandmourne.gov.uk
Cllr. Harold McKee	harold.mckee@newryandmourne.gov.uk
Ms. Heather McKee	heather.mckee@newryandmourne.gov.uk
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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.omui@nmandd.org
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Mr. Canice O'Rourke	canice.orourke@downdc.gov.uk
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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- COUNCIL MEETING – MONDAY 4 JANUARY 2016

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AGENDA ITEM	SUBJECT	DECISION	FOR COMPLETION BY DIRECTOR – including actions taken/date completed or progress to date if not yet completed
C/1/2016	Chairperson's Remarks	<p>It was unanimously agreed that Council write to the Department for the Environment to ask that £1000 compensation be made available to businesses which had been affected by flooding.</p> <p>It was unanimously agreed that Council write to OFMDFM requesting areas prone to flooding should be eligible for grants to secure the properties in those areas.</p>	<p>Letter sent – 14th January 2016</p> <p>Letter sent – 14th January 2016</p>
C/4/2016	Action Sheet from Council Meeting held on 7 December 2015	<p>C/165/2015 – Rates Support Grant Delegation:</p> <p>It was agreed that the motion be circulated to MLAs in the District requesting it to be tabled in the Assembly and considered as part of the upcoming Executive budget discussions.</p>	Letter sent – 14 th January 2016
C/5/2016	Minutes of Council Meeting held on 7 December 2015	<p>C/164/2015 – To appoint Representatives to the Board of Carlingford Lough Commissioners:</p> <p>It was agreed that the issue of voting methodology for numerous options be referred to the Strategy, Policy and Resources Committee for discussion.</p> <p>The Minutes were agreed as an accurate record, subject to amendment to reflect the point made by Councillor Carr on the method of voting for the positions on the Board of CLC.</p>	<p>Referred to SPR Committee – 11/02/16</p> <p>Amendment made</p>
C/6/2016	Minutes of Regulatory and Technical Services Committee Meeting held on 9 December 2015	<p>RTS/142/2015 – Old furniture at Council recycling sites:</p> <p>It was agreed that officers investigate funding possibilities for the disadvantaged organisations.</p>	Ongoing

AGENDA ITEM	SUBJECT	DECISION	FOR COMPLETION BY DIRECTOR – including actions taken/date completed or progress to date if not yet completed
C/7/2016	Minutes of Enterprise, Regeneration and Tourism Committee Meeting held on 14 December 2015	ERT/145/2015 – Castlewellan Arboretum and Forest Park Heritage Lottery Fund Application: It was agreed that nominations to the Board of Castlewellan Arboretum Advisory Board would be discussed at the Party Representatives Forum.	Tabled at Party Reps Meeting held on 6 January 2016.
C/8/2016	Minutes of Strategy, Policy and Resources Committee Meeting held on 17 December 2015	SPR/264/2015 – Draft Terms of Reference for the Health Forum: It was agreed that the matter of the membership of the following Task and Finish Forums be referred to the Party Representatives' Forum Meeting: a. Continued A&E provision and stroke services at Daisy Hill Hospital b. Retention of services at Downe Hospital	Tabled at Party Reps Meeting to be held on 25 January 2016.
C/10/2016	Foreshore at Newry River and Carlingford Lough, Moygannon, Rostrevor and Ballinran	It was agreed that a special DEA Meeting of the Mournes and Crotlieve DEAS, along with any other interested Councillors be arranged on-site to discuss issues arising in relation to the Ballyedmond and Killowen sections of the Foreshore. It was agreed, in relation to the issue involving St Mary's Street, Newry that letters be sent to each of the houses in the immediate area asking for their opinion on the matter	Meeting being set up by Eamon McManus. Eamon McManus is writing to residents to ascertain their views.
C/17/2016	Ballynahinch EI Scheme	It was agreed that Council should accept the legal advice contained within the letter dated 17 December 2015 to proceed to arbitration if mediation failed.	Ongoing
C/18/2016	Update on Organisational Structure	It was agreed to: a. accept the officer's recommendations to proceed with recommendations 2.3, 2.4, 2.9 and 2.15 of report dated 4 January 2016, b. officers to bring an options paper back to Council on point 2.17 of report dated 4 January 2016, c. note points 2.12 and 2.18 of report dated 4 January 2016.	Ongoing

NEWRY, MOURNE & DOWN DISTRICT COUNCIL

NMD/C/

Minutes of Council Meeting held on Monday 4 January 2016 at 6pm in the Mourne Room, Downshire Civic Centre, Downpatrick

In the Chair	Councillor G Fitzpatrick 6 pm – 6.28pm Councillor M Ruane 6.28 pm – 8.20pm
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In attendance: (Councillors)

Councillor T Andrews	Councillor R Burgess
Councillor S Burns	Councillor M Carr
Councillor C Casey	Councillor P Clarke
Councillor W Clarke	Councillor G Craig
Councillor L Devlin	Councillor G Donnelly
Councillor S Doran	Councillor S Ennis
Councillor S Ennis	Councillor C Enright
Councillor G Hanna	Councillor V Harte
Councillor H Harvey	Councillor T Hearty
Councillor D Hyland	Councillor L Kimmins
Councillor M Larkin	Councillor K Loughran
Councillor D McAteer	Councillor K McAteer
Councillor C McGrath	Councillor H McKee
Councillor R Mulgrew	Councillor M Murnin
Councillor P Ó'Gribín	Councillor B Ó'Muirí
Councillor B Quinn	Councillor H Reilly
Councillor G Stokes	Councillor D Taylor
Councillor J J Tinnelly	Councillor B Walker

(Officials)

Mr L Hannaway, Chief Executive
Mr E Curtis, Director of Strategic Planning and Performance
Mr C O'Rourke, Director of Regulatory and Technical Services
Mr M Lipsett, Director of Active and Healthy Communities
Ms R Mackin, Assistant Director, Corporate Planning and Policy
Ms V Keegan, Marketing Manager
Mrs E McParland, Democratic Services Manager
Miss S Taggart, Democratic Services Officer
Mrs C Taylor, Democratic Services Officer

C/1/2016

APOLOGIES AND CHAIRPERSON'S REMARKS

Apologies were received from Councillor Bailie, Brown, Curran and Sharvin.

Councillor Fitzpatrick commended the Council staff for their work in the recent flooding crisis and also thanked the outside agencies who had worked diligently to ensure sandbags had been delivered.

Mr Hannaway reminded Members there was still a yellow warning regarding flooding for the area and encouraged Members to use the flooding helpline which mapped calls and provided essential information to agencies for future use.

Councillor D McAteer referred to the businesses in the District which had suffered damage due to the flooding and suggested the £1,000 compensation provided to domestic flooding victims, also be provided to businesses affected by the flooding.

AGREED:

It was unanimously agreed that Council write to the Department for the Environment to ask that £1,000 compensation be made available to businesses which had been affected by flooding.

Councillor Burns thanked Council staff for their help with the clear up after the house fire in Castlewellan, which had taken place over the Christmas period.

A discussion ensued regarding the flooding crisis, the main points of which were as follows:

- The flood helpline was operated through Network NI. It was a call centre which logged calls which Rivers Agency and Transport NI staff could then follow up on.
- Council were not the lead agency regarding flooding.
- Transport NI would be informed of all of the issues raised including the lack of signage on some flooded roads and gully maintenance, which could be discussed with Transport NI at their next meeting with Council.
- Drainage maintenance was poor on the District's rural roads and flooding was happening time and time again in the same place. Dredging and regular maintenance was required on many of the District's roads to prevent flooding.

Councillor W Clarke concurred with the previous remarks on the subject of flooding and thanked staff and the statutory agencies for their work on the matter. He requested that Council write to OFMDFM requesting they consider making areas prone to flooding eligible for grants to secure the properties.

Mr Hannaway referred to the problem of road users removing flood warning signs and the dangers of this practice. He

suggested the Press may wish to consider highlighting this issue in their publications.

AGREED: **It was unanimously agreed that Council write to OFMDFM requesting areas prone to flooding should be eligible for grants to secure the properties in those areas.**

Councillor Fitzpatrick congratulated Newry Leisure Centre on their recently held and well supported Swimathon in aid of KBRT (Kevin Bell Repatriation Trust) and Cancer Research. She also commended Newry City FC for their Premier cup win during the Christmas period.

C/2/2016 **DECLARATIONS OF INTEREST**

There were no declarations of interest.

C/3/2016 **APPOINTMENT OF CHAIRPERSON**

Councillor Fitzpatrick advised Members that the current Chairperson, Councillor Bailie had given notice of her intention to resign from the position of Chairperson with effect from Monday 4 January 2016. The appointment of a replacement Chairperson would be conducted in accordance with paragraph 4 of schedule 1 of Local Government Act (NI) 2014, a copy of which had been circulated previously.

Councillor Hearty thanked Councillor Bailie for the great effort she had put into her role as Chairperson.

As Nominating Officer for Sinn Féin, Councillor Hearty nominated Councillor Ruane for the position of Chairperson.

Councillor Ruane formally accepted the position of Chairperson. He thanked his party colleagues for their nomination of him, saying he was delighted to accept the role for a number of months and he assumed the Chair.

C/4/2016 **ACTION SHEET FROM COUNCIL MEETING HELD ON 7 DECEMBER 2015**

Read: Action Sheet arising from Council Meeting held on 7 December 2015 (Copy circulated)

C/165/2015 – Rates Support Grant Delegation

Mr Hannaway asked Members to consider Derry & Strabane District Council's request that the motion agreed by Councils

would now be circulated to MLAs in the Newry, Mourne and Down District asking that it be tabled at the Assembly and considered as part of the upcoming Executive budget discussions.

AGREED: It was agreed on the proposal of Councillor Craig, seconded by Councillor Hearty, that the motion be circulated to MLAs in the District requesting it to be tabled in the Assembly and considered as part of the upcoming Executive budget discussions.

AGREED: The Action Sheet was agreed on the proposal of Councillor Craig, seconded by Councillor Hearty.

COUNCIL MINUTES FOR ADOPTION AND SIGNING

C/5/2016 **MINUTES OF COUNCIL MEETING HELD ON 7 DECEMBER 2015**

Read: Minutes of Council Meeting held on 7 December 2015 (Copy circulated).

C/164/2015: To Appoint Representatives to the Board of Carlingford Lough Commissioners

Councillor Carr said he disagreed with the voting mechanism used to appoint representatives to the Board of Carlingford Lough Commissioners and that it had not been agreed unanimously that each Councillor should vote once for one person. He requested the issue of voting methodology be referred to Strategy, Policy and Resources Committee for discussion. He also referred to the audio downloads of the Council meetings available on the website, which he said, were not up to date.

Councillor Taylor concurred with Councillor Carr, saying he was disappointed in the way the vote had been taken to appoint representatives to the Board of CLC. Councillor Craig also expressed the same concerns.

AGREED: That the issue of voting methodology for numerous options be referred to the Strategy, Policy and Resources Committee for discussion.

AGREED: The Minutes were agreed as an accurate record, subject to amendment to reflect the point made by Councillor Carr on the method of voting for the positions on the Board of CLC.

The Minutes were adopted on the proposal of Councillor Dornan, seconded by Councillor Hyland.

COMMITTEE MINUTES FOR CONSIDERATION AND ADOPTION

C/6/2016

MINUTES OF REGULATORY AND TECHNICAL SERVICES COMMITTEE HELD ON 9 DECEMBER 2015

Read:

Minutes of Regulatory and Technical Services Committee Meeting held on 9 December 2015 (Copy circulated).

RTS/141/2015 – Planning Department – Performance Indicators

In response to comments from Councillor Reilly regarding planning issues, Mr Hannaway provided an update on the steps being taken to streamline the Planning Service.

Councillor Hearty referred to the Rural Development Programme which brought funding of £11m into the area. He said there was a serious crisis as many applications for funding required planning permission before an application could be progressed.

The Chairperson asked if there would be an opportunity for Members to feed their comments into the review of Planning.

Mr Hannaway said this would be accommodated within the review.

Councillor Hanna requested a mechanism for response to Members questions to be investigated as part of the review of planning.

RTS/139/2015 – Provision of Bus Shelters – Bus Shelter at Drumaness/Newcastle Road, Dundrum

Councillor Andrews advised the correct wording for the above minute should read “Bus Shelter at Drumaness/Newcastle Road, Drumaness”.

RTS/142/2015 – Old Furniture at Council Recycling Sites

Councillor W Clarke queried how the expressions of interest would work and requested the not for profit organisations and charities would work in partnership with the Housing Executive and Housing Associations to help disadvantaged people who were for example coming out of care or out of prison, to set up home, which would make a real difference to their lives.

The Director of Regulatory and Technical Services explained that the expression of interest would state that only not for profit

organisations could apply, but also, that it was difficult for Council to regulate what they did with the furniture.

Councillor Walker said if the scheme was opened up too wide, there would be no beneficiaries. Councillor Quinn concurred with Councillor Walker's comments, saying this was part of a programme of therapy for disadvantaged people.

Councillor McGrath requested that the Director of Strategic Planning and Performance investigate funding possibilities for these organisations so that they have an income stream.

AGREED: **It was agreed that officers investigate funding possibilities for the disadvantaged organisations.**

AGREED: **The Minutes were agreed as an accurate record and adopted on the proposal of Councillor Reilly, seconded by Councillor Hanna, subject to the changes above.**

C/7/2016 **MINUTES FROM ENTERPRISE, REGENERATION AND TOURISM COMMITTEE MEETING HELD ON 14 DECEMBER 2015**

Read: Minutes of Enterprise, Regeneration and Tourism Committee Meeting held on 14 December 2015 (Copy circulated).

Works at Newry Town Hall – Phase II

In response to questions from Councillor Ennis, Mr Curtis advised a meeting would be taking place in the next 2 weeks with Gavin McVeigh, Council's Estates Surveyor, regarding the interior, the essential priorities of which would then be discussed with the Director of Economic Regeneration and Tourism. This information would then be circulated to all Councillors.

ERT/156/2015 – Proposed Listings – Events 2016-2017

In response to concerns expressed by Councillor Mulgrew regarding the lack of events throughout the region, Mr Curtis advised a meeting would take place prior to the forthcoming rates meeting to discuss the proposed listings of events for 2016/17.

ERT/145/2015 – Castlewellan Arboretum and Forest Park Heritage Lottery Fund Application

AGREED: **It was agreed that nominations to the Board of Castlewellan Arboretum Advisory Board would be discussed at the Party Representatives Forum.**

AGREED: The Minutes were agreed as an accurate record and adopted on the proposal of Councillor D McAteer, seconded by Councillor Burgess.

COMMITTEE MINUTES FOR CONSIDERATION AND ADOPTION

C/8/2016 **MINUTES FROM STRATEGY, POLICY AND RESOURCES COMMITTEE MEETING HELD ON 17 DECEMBER 2015**

Read: Minutes of Strategy, Policy and Resources Committee Meeting held on 17 December 2015 (Copy circulated).

SPR/235/2015: St Mary's Primary School

Councillor Devlin questioned when the options paper referred to within the minute would be presented to Council and whether a response had been forthcoming from the Parish regarding the Charity Commission's ruling.

Mr Curtis advised the options paper would be presented in either February or March and there has not been any correspondence received from the Parish to date.

Councillor Devlin asked Mr Lipsett whether there had been £8m set aside within the rates of the legacy Down District Council to build a new leisure centre at Donard Park and why then was the preferred site changed to the St Mary's site.

Mr Lipsett advised the legacy Down District Council identified the building of a new leisure centre in Newcastle as a priority and set aside a notional value of £7m as part of a priority capital project list. The preferred site for the new centre was Donard Park, however this was changed to the St Mary's site due to public opinion.

Members discussed the issue at length with many stating that all Parties should be working together on this issue to ensure a leisure centre was delivered within Newcastle.

SPR/264/2015: Draft Terms of Reference for the Health Forum

Councillor McGrath asked that a Task & Finish Forum also be established to look at the loss of services at the Downe Hospital over the last few years and to work with the local Community Health Forum.

Mr Hannaway advised this matter would be referred to the Party Representative's Forum meeting for discussion on membership.

AGREED: It was agreed that the matter of the membership of the following Task and Finish Forums be referred to the Party Representatives' Forum Meeting:

- a. Continued A&E provision and stroke services at Daisy Hill Hospital
- b. Retention of services at Downe Hospital

AGREED: The Minutes were agreed as an accurate record and adopted on the proposal of Councillor Burgess, seconded by Councillor W Clarke.

Councillor Reilly raised a point of order stating that his light had been lit as he wished to speak on the above item, however the Chairperson would not let him do so.

The Chairperson advised that he had already moved onto the next item on the agenda and would not be inviting any further comment on the previous item.

Councillor Reilly continued to ask to be allowed to speak and Councillor McGrath proposed that clarification be given by the Chief Executive as to whether a Councillor can be heard, if their light was on, and if so, he asked that Councillor Reilly be allowed to speak on the matter. This was seconded by Councillor Taylor.

The Chief Executive referred to Standing Order 25 – Members Conduct, 25.2 – Chairperson addressing the meeting and 25.3 – Member not to be heard further and advised that all comments should be addressed through the Chairperson.

C/9/2016 **MINUTES OF ACTIVE AND HEALTHY COMMUNITIES COMMITTEE MEETING HELD ON 21 DECEMBER 2015**

Read: Minutes of Active and Healthy Communities Committee Meeting held 21 December 2015 (Copy circulated).

AGREED: The Minutes were agreed as an accurate record and adopted on the proposal of Councillor Burns, seconded by Councillor Ennis.

REPORTS FROM OFFICERS

C/10/2016 **FORESHORE AT NEWRY RIVER AND CARLINGFORD LOUGH, MOYGANNON, ROSTREVOR AND BALLINRAN**

Read: Report dated 7 December 2015 from Mr P Green, Legal Advisor regarding Foreshore at Newry River and Carlingford Lough, Moygannon, Rostrevor and Ballinran (Copy circulated).

Mr Curtis advised Council were trying to renew the Head Regulating Foreshore Lease with the Crown Estate Commissioner and the matter had been on-going for some time with the following issues arising:

- a. New access roadway to rear of 2-62 St Mary's Street, Newry – Council to decide whether or not they wish to be responsible for this roadway.
- b. Encroachment by Lord Ballyedmond on foreshore at Ballyedmond, Carlingford Lough – Council to decide if they agree to proposed extraction.
- c. Proposed coastal path at Killowen, Rostrevor – Council to decide if they agree to possible future costs association with amending/having a new lease drawn up to include above works.

Members discussed the issue at length and it was proposed by Councillor Carr, seconded by Councillor McKee that due to the detail involved in the Ballyedmond and Killowen elements of lease, a special DEA meeting of the Mournes and Crotlieve DEAs be scheduled, along with an invitation to any other interested Councillor to meet on site.

In relation to the issue involving St Mary's Street, Newry it was agreed Mr Curtis would arrange for letters to be sent to each of the houses in the immediate area asking for their opinion on the matter.

AGREED: **It was agreed that a special DEA Meeting of the Mournes and Crotlieve DEAS, along with any other interested Councillors be arranged on-site to discuss issues arising in relation to the Ballyedmond and Killowen sections of the Foreshore.**
It was agreed, in relation to the issue involving St Mary's Street, Newry that letters be sent to each of the houses in the immediate area asking for their opinion on the matter

CORRESPONDENCE

C/11/2016 **CORRESPONDENCE FROM POST OFFICE REGARDING KILCOO POST OFFICE MOVE TO NEW PREMISES AND BRANCH MODERNISATION**

Read: Correspondence received from Post Office regarding Kilcoo Post Office move to new premises and branch modernisation. (copy circulated).

NOTED: **The correspondence received from Post Office regarding Kilcoo Post Office move to new premises and branch modernisation was noted.**

C/12/2016 **CORRESPONDENCE RECEIVED FROM NORTHERN IRELAND ASSEMBLY REGARDING THE DEPARTMENTS BILL**

Read: Correspondence received from Northern Ireland Assembly regarding the Departments Bill (copy circulated).

NOTED: **The correspondence received from Northern Ireland Assembly regarding the Departments Bill was noted.**

CONSULTATION DOCUMENTS

C/13/2016 **CONSULTATION – USE OF SEAT BELTS BY CHILD PASSENGERS AGED 3-13 ON BUSES AND COACHES**

Read: Consultation document received from Department of the Environment regarding use of seat belts by child passengers aged 3-13 on buses and coaches (copy circulated).

NOTED: **The report on the consultation regarding the use of seat belts by child passengers aged 3-13 on buses and coaches was noted.**

C/14/2016 **CONSULTATION ON NEW REGULATIONS CONCERNING THE CONDUCT OF PASSENGERS AND DRIVERS ON PUBLIC SERVICE VEHICLES**

Read: Consultation document received from Department of the Environment regarding new regulations concerning the conduct of passengers and drivers on public service vehicles (copy circulated)

NOTED: **The report on the consultation regarding new regulations concerning the conduct of passengers and drivers on public service vehicles was noted.**

C/15/2016 **CONSULTATION ON INTERIM STRUCTURE FOR EA SCHOOL DEVELOPMENT SERVICE**

Read: Consultation document received from Education Authority regarding Interim Structure for EA School Development Service (copy circulated).

NOTED: **The consultation regarding the Interim Structure for EA School Development Service was noted.**

C/16/2016 THE TRANSPORT REGULATION UNIT NORTHERN IRELAND – APPLICATIONS AND DECISIONS

Read: Correspondence received from the Transport Regulation Unit Northern Ireland – Applications and Decisions (copy circulated).

NOTED: The correspondence received from the Transport Regulation Unit Northern Ireland – Applications and Decisions was noted.

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

C/17/2016 BALLYNAHINCH ENVIRONMENTAL IMPROVEMENT SCHEME

AGREED: On the proposal of Councillor Donnelly, seconded by Councillor Burns, it was agreed to exclude the public and press from the meeting during discussion on this matter 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).

Read: Correspondence received from Quigg Golden, Solicitors, dated 17 December 2015 regarding Ballynahinch EI Scheme, Progress on adjudication (copy circulated at meeting).

AGREED: On the proposal of Councillor Connelly, seconded by Councillor Burns, it was agreed the Committee come out of closed session.

The Chief Executive reported that it had been agreed, on the proposal of Councillor Craig, seconded by Councillor Murnin, that Council should accept the legal advice contained within the letter dated 17 December 2015 to proceed to arbitration if mediation failed.

C/18/2016 UPDATE ON ORGANISATIONAL STRUCTURE

AGREED: On the proposal of Councillor Donnelly, seconded by Councillor Burns, it was agreed to exclude the public and press from the meeting during discussion on this matter which related to exempt information by virtue of Paragraph 4 of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 – Information relating to any

consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the Council or a government department and employees of, or office holders under, the Council.

Read: Report from Mrs C Miskelly, Assistant Director, Corporate Services, Human Resources, dated 4 January 2016 regarding continued implementation of organisational design (copy circulated).

AGREED: On the proposal of Councillor Connelly, seconded by Councillor Burns, it was agreed the Committee come out of closed session.

The Chief Executive reported that Council had agreed on the proposal of Councillor Enright, seconded by Councillor Hyland to:

- a. accept the officer's recommendations to proceed with recommendations 2.3, 2.4, 2.9 and 2.15 of report dated 4 January 2016,
- b. officers to bring an options paper back to Council on point 2.17 of report dated 4 January 2016,
- c. note points 2.12 and 2.18 of report dated 4 January 2016.

There being no further business, the meeting concluded at 8.20pm

Signed:

Chairperson

Chief Executive

NEWRY MOURNE AND DOWN DISTRICT COUNCIL

15

Minutes of the Enterprise Regeneration & Tourism Committee Meeting held on Monday 11 January 2016 at 3.00pm in the Boardroom, District Council Offices, Monaghan Row, Newry

Deputy Chairperson: Councillor R Mulgrew

In Attendance: (Committee Members)

Councillor T Andrews
 Councillor R Burgess
 Councillor W Clarke
 Councillor G Donnelly
 Councillor S Ennis
 Councillor G Hanna
 Councillor V Harte
 Councillor H Harvey
 Councillor T Hearty
 Councillor D McAteer
 Councillor M Ruane
 Councillor G Stokes
 Councillor B Quinn

Officials in Attendance:

Ms M Ward	Director Enterprise Regeneration & Tourism
Mr J McGilly	Assistant Director Enterprise Regeneration & Tourism
Mr M Mohan	Senior Tourism Initiatives Manager
Ms M Boyle	Tourism Development Officer
Ms E McParland	Democratic Services Manager
Ms L Dillon	Democratic Services Officer

ERT/166/2016: APOLOGIES AND CHAIRPERSON'S REMARKS

Councillor Mulgrew, on behalf of Councillor Curran Chairperson, extended new year greetings to the Committee Members and wished them well in 2016.

Councillor Mulgrew said Councillor Curran particularly requested that a special message of best wishes be extended to Councillor Donnelly on her resignation from the Council and on behalf of the Committee, Councillor Mulgrew wished Councillor Donnelly all the best in the future.

The following apology was received:

Councillor D Curran Chair of Enterprise Regeneration & Tourism

ERT/167/2016: DECLARATIONS OF INTEREST

No Declarations of Interest were received.

ERT/168/2016: ACTION SHEET MINUTES OF ENTERPRISE REGENERATION & TOURISM COMMITTEE MEETING MONDAY 14 DECEMBER 2015

Read: Action Sheet arising out of the Minutes of the Enterprise Regeneration & Tourism Committee Meeting held on Monday 14 December 2015. (Copy circulated)

Holiday World 2016 (Belfast & Dublin)

AGREED: It was agreed to note apologies from Councillor Curran, which were passed on by Councillor Andrews, as he would be unable to attend the Holiday World events being held in both Dublin and Belfast in January 2016.

AGREED: It was agreed on the proposal of Councillor Burgess seconded by Councillor Donnelly to note the Action Sheet arising from the Minutes of the Enterprise Regeneration & Tourism Committee Meeting held on Monday 14 December 2015.

ENTERPRISE EMPLOYMENT AND REGENERATION ITEMS

ERT/169/2016: CLANRYE POSITIVE DIRECTIONS PROGRAMME - ESF MATCH FUNDING

Read: Report dated 21 December 2015 from Mr J McGilly Assistant Director Enterprise Regeneration & Tourism regarding match funding in kind for Clanrye Positive Directions Programme. **(Copy circulated)**

AGREED: On the proposal of Councillor Donnelly seconded by Councillor Harvey it was agreed to approve the approach for match funding in kind for Clanyre Positive Directions Programme, as outlined in Report dated 21 December 2015 from Mr J McGilly, Assistant Director of Enterprise Regeneration & Tourism, subject to (CETS) Clanyre Employment & Training Services completing all necessary claims and accepting any risks associated if claims are disallowed.

**ERT/170/2016: CONSULTATION:
DARD INVESTMENT PROPOSALS
RE: EUROSPAN MARITIME & FISHERIES FUND 2014 - 2020**

Read: Report dated 11 January 2016 from Mr Kevin McGarry, Programme Manager regarding DARD Investment Proposals for the European Maritime and Fisheries Fund 2014 – 2020 Consultation. (Copy circulated)

In response to queries from Members Mr McGilly said no decision had been made yet on proposals for capping grant for private sector applicants at 40%. He also added that it was hoped there would be opportunity for the Council to make application for grant aid towards costs for repair work at the Harbours. With regard to making provision in the Council's rates,

Mr McGilly said making financial provision in rates would not be necessary at this stage as the Council were only being consulted with regarding the DARD investment proposals for the European Maritime and Fisheries Fund 2014-2020 therefore the Council would not be at the stage where it would be making any application for grant aid.

Ms Ward said the DARD Investment Programme was out for consultation and confirmed work was done regarding the promotion of sea food under the previous programme.

AGREED: On the proposal of Councillor Quinn seconded by Councillor McAteer it was agreed to approve the response in relation to the Consultation on the DARD Investment Proposals regarding European Maritime and Fisheries Fund 2014 – 2020, as contained in Report dated 11 January 2016 from Mr Kevin McGarry, Programme Manager. basis.

ERT/171/2016: NEWRY CATHEDRAL CORRIDOR PUBLIC REALM SCHEME

Read: Report dated 11 January 2016 from Mr J McGilly, Assistant Director of Enterprise, Regeneration and Tourism regarding the Newry Cathedral Corridor Public Realm Scheme Task and Finish Steering Group Meeting held on 8 December 2015. (Copy circulated)

AGREED: On the proposal of Councillor Stokes seconded by Councillor Hearty it was agreed to approve the following recommendations as agreed at the Newry Cathedral Corridor Public Realm Scheme Task & Finish Steering Group Meeting held on 8 December 2015:

- (1) Newry City Centre Management Partnership (NCCMP) to continue to try and source the names of 3 affected businesses that would be prepared to sit on the Committee.**
- (2) Seek Transport NI to attend future meeting of the Task & Finish Steering Committee to present the proposed carriageway resurfacing programme.**

- (3) **Council Officials to continue to follow up on a proposed entrance archway to Margaret Street East.**
- (4) **Key Partnership working to continue in terms of ensuring that the "Hill Street Open for Business" message is continually circulated.**
- (5) **Further meetings of the Task & Finish Steering Committee to be held throughout the works, with officials to now bring forward initial proposals for a Hill Street Revitalisation Scheme (Phase II)**

ERT/172/2016: LINKAGES REVITALISATION

Read: Report dated 11 January 2016 from Mr J McGilly, Assistant Director of Enterprise, Regeneration and Tourism regarding Newry Linkages Revitalisation Task and Finish Steering Committee Meeting held on 2 December 2015. (Copy circulated)

Agreed: **On the proposal of Councillor Stokes seconded by Councillor Donnelly it was agreed to approve the following recommendations agreed at the Task & Finish Steering Meeting held on 2 December 2015: -**

- (a) **The Task & Finish Steering Committee approve the finalised Newry Linkages Revitalisation Scheme Action Plan, which is now approved by DSD for funding.**
- (b) **Additional elements discussed at the meeting, particularly in regards to a proposed Water Fountain, should also be included in the lower priorities for the Plan, in case additional monies are obtained.**
- (c) **Officials should be co-ordinating in regards to the follow-up washing of recently completed Public Realm Scheme Pathways.**

ERT/173/2016: FISHERIES BILL

Read: Report dated 11 January 2016 from Mr K McGarry, Programmes Manager regarding a written submission from Council regarding Clauses 10, 11, 12 and 13 of the Fisheries Bill. (Copy circulated)

AGREED: **On the proposal of Councillor Andrews seconded by Councillor Quinn it was agreed that as consultation regarding the Fisheries Bill would be better placed being carried out with the Fisheries Local Action Group, this should be distributed to the relevant organisations for consideration, as per recommendation contained in Report dated 11 January 2016 from Mr K McGarry Programmes Manager.**

ERT/174/2016: SHOP MOBILITY

Read: Report dated 11 January 2016 from Mr M Patterson, Enterprise Development Officer regarding an extension of the Shop Mobility scheme.
(Copy circulated)

AGREED: **On the proposal of Councillor Andrews seconded by Councillor Quinn it was agreed as follows:**

- (a) The Council, in the first instance, consider a potential location for any additional Shopmobility service provision and once established, Shopmobility NI have agreed to assist in the process of meeting with the Department for Regional Development and assessing the potential of the location, as recommended in report dated 11 January 2016 from Mr M Patterson Enterprise Development Officer.**
- (b) Investigations to identify suitable Shopmobility locations will include considering Kilkeel and Warrenpoint, and other locations in the District will be included in due course.**
- (c) Council Officers arrange to have an evaluation carried on the Shop Mobility scheme in the Newcastle Centre.**

ERT/175/2016: (GATE) GROWTH FOR ADVENTURE TOURISM ENTREPRENEURS PROJECT

Read: Report dated 11 January 2016 from Mr M Patterson, Enterprise Development Officer regarding proposals for the (GATE) Growth for Adventure Tourism Entrepreneurs Project. (Copy circulated)

AGREED: **On the proposal of Councillor Hanna seconded by Councillor Donnelly it was agreed Newry Mourne & Down District Council become a partner in the Growth for Adventure Tourism Entrepreneurs (GATE) project and investigate and apply for potential funding sources, as per recommendation contained in Report dated 11 January 2016 from Mr M Patterson Enterprise Development Officer.**

TOURISM CULTURE AND EVENTS ITEMS

20

ERT/176/2016: GAME OF THRONES - TOURIST IRELAND – GREAT CAMPAIGN

Read: Report dated 11 January 2016 from Mr M Mohan, Senior Tourism Initiatives Manager regarding implementation of the Game of Thrones Tourism Ireland Great Campaign. (Copy circulated)

AGREED: On the proposal of Councillor Clarke seconded by Councillor Quinn it was agreed as follows regarding the Game of Thrones Tourism Ireland Great Campaign, as recommended in Report dated 11 January 2016 from Mr M Mohan Senior Tourism Initiatives Manager:

- (a) Approval to process with the implementation of the Game of Thrones Tourism Ireland Great Campaign.
- (b) Approval to use Tourism Ireland's Design and Media buying agencies to assist in the delivery of the campaign.
- (c) Approval to use the services of Jason Powell Marketing to assist in the trade development of Game of Thrones Experiences.

ERT/177/2016: POLICY & PROCEDURES ACCESS TO THE COUNTRYSIDE IN NEWRY MOURNE & DOWN DISTRICT COUNCIL

Read: Report dated 21 December 2015 from Ms C Murphy and Ms Heather Wilson Countryside/ROW Officers regarding Policy & Procedures on Access to the Countryside in Newry, Mourne and Down District Council. (Copy circulated)

AGREED: It was agreed to note a policy document was currently being prepared on Access to the Countryside in the Newry Mourne & Down District Council area, as outlined in Report dated 21 December 2015 from Ms C Murphy and Ms Heather Wilson Countryside/Rights of Way Officer.

The policy document will be a framework for merging the differing policies within the legacy Councils and ensuring the Council's compliance with the implementation of the Access to the Countryside (NI) Order 1983.

When the Policy document is completed it will be brought to the Enterprise Regeneration & Tourism Committee for consideration in due course.

ADDITIONAL/ MISCELLANEOUS ITEMS**ERT/178/2016: NEWRY GREENWAY PROJECT**

21

Councillor Hearty asked for an update regarding the Newry Greenway Project.

Ms Ward said the Newry Greenway Project was being dealt with under the Strategic Planning & Performance Directorate and she understood a recommendation would be tabled at the Strategy Policy & Performance Committee Meeting to be held on Thursday 14 January 2016 with regard to this item.

ERT/179/2016: SIGN RE: ULSTER PIPING CHAMPIONSHIPS

AGREED: At the request of Councillor McAteer it was agreed to contact the organisers of the Ulster Piping Championships which were held in Kilbroney Park Rostrevor in August 2015, requesting that the yellow AA road sign for this event located in advance of the roundabout at Greenbank Newry, be removed as the event is over.

The meeting concluded at 3.30pm.

For consideration at the Council Meeting to be held on Monday 1 February 2016.

Signed: **Councillor R Mulgrew**
Vice Chairperson

Signed: **Ms M Ward**
Director of Enterprise Regeneration & Tourism

NEWRY MOURNE AND DOWN DISTRICT COUNCIL

Minutes of Strategy Policy & Resources Committee Meeting held on Thursday 14 January 2016 at 6.00pm in the Mourne Room, Downshire Civic Centre, Downpatrick.

In the Chair : Councillor R Burgess

In Attendance:	Councillor S Burns	Councillor M Carr
	Councillor W Clarke	Councillor G Craig
	Councillor G Donnelly	Councillor L Kimmins
	Councillor B Ó'Muirí	Councillor B Quinn
	Councillor H Reilly	Councillor M Ruane
	Councillor B Walker	

Also in Attendance:	Councillor T Andrews	Councillor P Clarke
	Councillor C Enright	Councillor H Harvey
	Councillor D McAteer	Councillor M Murnin
	Councillor G Stokes	Councillor J J Tinnelly
	Councillor T Hearty	

Officials in Attendance:

Mr L Hannaway, Chief Executive
 Ms M Ward, Director of Enterprise, Regeneration and Tourism
 Ms R Mackin, Assistant Director, Corporate Planning and Policy
 Ms C McKenna, Administration (Land & Property Section)
 Mr E McManus, Capital Projects
 Mr P Green, Legal Advisor
 Mr K Scullion, Assistant Director, Facilities Management and Maintenance
 Mr A Hay, Development Plan Manager
 Mrs S Fegan, Planning Officer
 Mrs E McParland, Democratic Services Manager
 Mrs C Taylor, Democratic Services Officer

SPR/1/2016:- APOLOGIES AND CHAIRPERSON'S REMARKS

Apologies were received from Councillor Brown, Councillor Curran, Councillor Taylor and Mr E Curtis, Director of Strategic Planning & Performance

SPR/2/2016:- DECLARATIONS OF INTEREST

The Chief Executive, Mr Hannaway, declared an interest in the item: SPR/12/2016 - Forkhill Peadar O'Doirnin GAA – Lease Of Soccer Field, as a family member was in the aforementioned GAA.

SPR/3/2016:- ACTION SHEET OF THE STRATEGY, POLICY AND RESOURCES COMMITTEE MEETING HELD ON 17 DECEMBER 2015

Read: Action Sheet of the Strategy, Policy and Resources (SPR) Committee Meeting held on 17 December 2015.

Agreed: It was agreed on the proposal of Councillor Craig, seconded by Councillor Burns, the Action Sheet of the Strategy, Policy and Resources Committee held on 17 December 2015, be approved.

SPR/4/2016:- LOCAL DEVELOPMENT PLAN: PAPER 6 – ENVIRONMENTAL ASSETS

Read: Newry, Mourne and Down Local Development Plan Preparatory Studies. Paper 6 – Environmental Assets (copy circulated)

Mr A Hay presented the Local Development Plan: Preparatory Studies – Paper 6: Environmental Assets stating the studies were essential in providing the evidence base for preparing the Local Development Plan. He advised the Paper provided an overview on the regional policy context for the protection, conservation and enhancement of the built, natural and landscape heritage, an overview of the built, natural and landscape heritage within the District, and an audit and summary of all designated environmental assets within the District.

Members discussed the issue at length, raising the following questions:

- Did the Environmental Assets paper include listed buildings?
- Were Newry, Mourne and Down District Council pursuing the de-listing of the Old Workhouse on the Strangford Road?
- Would the military history of the District be included in the Plan?
- The definition of environmental assets had been defined too narrowly and should be broadened out, it did not address air quality and sea quality issues.

Mr Hay responded to the queries as follows:

- The paper addressed listed buildings. The listing of buildings was the responsibility of the Northern Ireland Environment Agency (NIEA). Serving as an audit, Paper 6 reflected the number of listed buildings currently designated in the District.
- Any proposed listing or delisting of a building was a matter for NIEA in consultation with the Council. The Plan team would be liaising with NIEA in the preparation of the Plan, any issues about the merits of particular listings can be raised as part of these discussions.
- As well as historic building, structures and features, the designation of assets as listed buildings or monuments could include features of more recent times, including military history sites. The Northern Ireland Environment Agency would be responsible for the designation of military history sites; the Plan team would be liaising with NIEA in the preparation of the Plan, consideration of any new sites identified, including military history sites could be raised as part of these discussions.
- The Local Development Plan was primarily concerned with the land area of the District. While this would include coastal areas and any associated designations such as the marine conservation zones, the coastal sea areas were the responsibility of the DOE and considered under the Marine Plan. The Plan team would be liaising with the DOE Marine Team in the preparation of the Plan, and the respective areas of responsibility.
- The paper concerned the environmental assets of built, natural and landscape heritage, the definition of these had been taken from the RDS and SPPS documents. The wider environmental consideration and objectives, including air quality, were encompassed in the theme of furthering sustainable development, a theme that ran through all areas of the plan as already reflected in previously presented Local Development Plan papers.

Noted: **The Local Development Plan Preparatory Studies – Paper 6: Environmental Assets was NOTED.**

CORPORATE SERVICES – DEMOCRATIC SERVICES

SPR/5/2016 TIME OF FUTURE COMMITTEE MEETINGS

Noted: Councillor Ó'Muirí explained that he wished to attend all Strategy, Policy and Resources Committee meetings, but as he was a

teacher, it was not possible to attend the 3pm meetings and he asked for a later start time.

Councillors Walker, Kimmins and Burns added their support to Councillor Ó'Muirí's suggestion. Councillor Kimmins said the Active and Healthy Communities Committee had agreed to start at 6pm each month and this arrangement was working well with good attendances.

The Chairperson, Councillor Burgess suggested a 5pm start.

The Chief Executive advised meeting timings could be reviewed at the AGM.

Agreed: **It was agreed on the proposal of Councillor Ó'Muirí, seconded by Councillor Kimmins, that Strategy, Policy and Resources Committee meetings start at 5pm until the AGM in June 2016, at which point a review of Committee start times would be undertaken.**

SPR/6/2016 PROCEDURES FOR SOD CUTTING AND CIVIC RECEPTIONS

Read: Report from Mr L Hannaway, Chief Executive dated 14 January 2016 regarding the Arrangement for Council Events: Sod cuttings and official openings (copy circulated).

The Chief Executive advised that the procedures for civic receptions, hospitality and chairpersons attendance at external events had already been agreed.

The Chief Executive said custom and practice in Newry and Mourne had been the Chair, Chief Executive or nominee, Consultant and Contractor would attend the sod cutting photo-call. If there was a large strategic event, such as an official opening of a major facility, this would be attended by Councillors, MP's and MLA's and the he reminded Members that the District comprised the 3 constituencies of Strangford, South Down and Newry and Armagh with 3 MP's and 18 MLA's.

A discussion ensued with Councillor Walker stating that he would be in favour of the Chief Executive, Chair of Council, Chair of Committee and Councillors for the DEA in which the project was situated, being invited to sod cuttings. He said this was because it was often the case that DEA councillors would have worked tirelessly to ensure that a project got to the point whereby the first sod was being cut.

The Chief Executive advised there would probably only be a few strategic projects ie. leisure centres, which would require sod cutting photo-calls.

It was proposed by Councillor Burns, seconded by Councillor Ruane, that the recommendations contained within the Report be agreed.

Councillor Walker said whilst he would like Councillors for the DEA in which the project was located to attend, if this was not possible, then the Chair of the relevant Committee should attend and he asked that this amendment be made to the arrangements.

Councillors Burns and Ruane agreed to accept Councillor Walker's amendment to the arrangements detailed in the Report.

Agreed: It was agreed on the proposal of Councillor Burns, seconded by Councillor Ruane, that the recommendations contained in report dated 14 January 2016 be agreed to, subject to the inclusion of the Chairperson of the relevant Committee in sod cutting photo-calls, (appendix attached details agreed arrangements).

CORPORATE SERVICES – HUMAN RESOURCES

SPR/7/2016 LOCAL GOVERNMENT PAY 2016

Read: Correspondence from the Local Government Association dated 18 December 2015, regarding Local Government Pay 2016.

Noted: The correspondence from the Local Government Association dated 18 December 2015, regarding Local Government Pay 2016, was noted.

CORPORATE SERVICES - FINANCE

SPR/8/2016 REPORT ON PROCUREMENT/TENDER AWARDS TO 31 DECEMBER 2015

Read: Excel spread sheet from Mr R Dowey, Head of Finance, detailing current tenders anticipated over £30k up to 31 December 2015.

Agreed: The Excel spread sheet detailing current tenders anticipated over £30k up to 31 December 2015, was noted.

CONSULTATION DOCUMENTS

SPR/9/2016 DRAFT NILGA RESPONSE TO THE BUSINESS RATES CONSULTATION

Read: Report from Mr R Dowey, Head of Finance, dated 14 January 2016, regarding the Draft NILGA response to the Business Rates Consultation.

Agreed: It was agreed on the proposal of Councillor W Clarke, seconded by Councillor Craig, that the draft response prepared by NILGA to the Business Rates Consultation, be submitted as the Council's response on or before 29 January 2016.

ESTATE

SPR/10/2016 ANNALONG MARINE PARK – 2 NO ADDITIONAL EASEMENTS FOR COVE DEVELOPMENTS

Agreed: On the proposal of Councillor Kimmins, seconded by Councillor Craig, it was agreed to exclude the public and press from the meeting during discussion on this matter which related to exempt information by virtue of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 - Information relating to the financial of business affairs of any particular person (including the Council holding that information).

Read: Report from Mr E Curtis, Director of Strategic Planning and Performance, dated 14 January 2016 regarding the request for 2 No additional Easements at Annalong Marine Park

Agreed: On the proposal of Councillor Burns, seconded by Councillor Kimmins, it was agreed the Committee come out of closed session.

Agreed: When the Committee came out of closed session, the Chairman reported that it had been agreed on the proposal of Councillor Burns, seconded by Councillor W Clarke, that:

- The valuations from the Council's Valuer dated 6 November 2015 for the granting of 2 No additional easements be approved in principle,

- The Council would not make any financial contribution to the development of the roadway as requested by the developer.

SPR/11/2016 LEASE OF OFFICE ACCOMMODATION AT SAINT PATRICK VISITOR CENTRE

Read: Report from Ms M Ward, Director of Enterprise, Regeneration and Tourism, dated 14 January 2016, regarding the lease of office accommodation at Saint Patrick Visitor Centre for Downpatrick's Visitor Information Centre.

Agreed: It was agreed on the proposal of Councillor W Clarke, seconded by Councillor Burns, that Council enters into a 5 year lease from 1 February 2015 to 31 January 2020 with the Saint Patrick Visitor Centre in respect of the Downpatrick Visitor Information Centre at an annual cost of £16,800 + VAT.

SPR/12/2016 FORKHILL PEADAR O'DOIRNIN GAA – LEASE OF SOCCER FIELD

The Chief Executive, Mr Hannaway, declared an interest in this item of business, as a family member was in the above mentioned GAA and left the meeting during discussion on the matter.

Read: Report from Mr E Curtis, Director of Strategic Planning and Performance, dated 14 January 2016, regarding Council Soccer Pitch at Bog Road, Forkhill.

Agreed: It was agreed on the proposal of Councillor Donnelly, seconded by Councillor Ó'Muirí, that the valuation report be approved and discussions be entered into with Peadar O'Doornin GAA Club regarding the way forward.

In response to a query from Councillor Ó'Muirí, Ms McKenna advised that Shanro Santos FC had been written to on 15 November 2015, but there had been no reply as yet.

Councillor Burns referred to the legacy Down Council, saying if a club wished to take over a Council facility, in order for them to obtain a lease, a draft agreement was put in place which was triggered as soon as the club drew down money to develop the facility or provided their own funding for development. He said a

policy on this type of requests was required and he asked that officers investigate this matter, including any relevant precedent, and draw up a policy for agreement.

Councillor Quinn requested that agreements which Council had with other soccer clubs in the area would be looked into, as some already had a commitment with Council.

Agreed: It was agreed on the proposal of Councillor Burns seconded by Councillor W Clarke, that officers investigate this matter, including any relevant precedent, and draw up a policy for the leasing of Council facilities by sports clubs. The legacy agreements also to be looked at regarding how they fit into the policy.

SPR/13/2016 **FUTURE USE OF THE FORMER WARRENPOINT BOAT HOUSE, MARINE PARADE, WARRENPOINT**

Read: Report from Mr E Curtis, Director of Strategic Planning and Performance, dated 14 January 2016, regarding the future use of the Former Warrenpoint Boat House, Marine Parade, Warrenpoint.

Mr K Scullion, Facilities Manager, advised that there were 3 options regarding the Warrenpoint Boat House, which had recently been brought up to standard by Council:-

- Seek to continue to lease the building but not to sub-lease.
- Seek to continue to lease the building but to sub-lease with permission of owner to either the Harbour Authority or to the Currach Club (Both had expressed interest in sub-leasing).
- To discontinue its lease.

In response to a question from Councillor Ruane, Mr Scullion confirmed no-one was currently using the Boat House, although the Currach Club had stored equipment there in the past.

Mr Scullion said he had attempted to contact Sailability by telephone on a number of occasions, but had received no response, although he would be happy to meet them on site.

Mr P Green, Legal Advisor said if Council was minded to sub-let the premises to a community or voluntary organisation it would be appropriate to advertise this in the local area by way of an expression of interest.

Agreed: It was agreed on the proposal of Councillor Ruane, seconded by Councillor W Clarke, that an expression of interest for the Warrenpoint Boat House be advertised in the local area and that the matter be brought back to the February Strategy, Policy and Resources Committee.

ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2015

SPR/14/2016 VICTORIA LOCK REFURBISHMENT SCHEME – PROGRESS REPORT

Agreed: On the proposal of Councillor Kimmins, seconded by Councillor Donnelly, it was agreed to exclude the public and press from the meeting during discussion on this matter which related to exempt information by virtue of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 - Information relating to the financial of business affairs of any particular person (including the Council holding that information).

Read: Report from Mr E McManus, Capital Projects, dated 14 January 2016, regarding Victoria Lock Refurbishment Scheme – Revised Progress Report.

Agreed: On the proposal of Councillor Craig, seconded by Councillor Carr, it was agreed the Committee come out of closed session.

Agreed: When the Committee came out of closed session, the Chairman reported that it had been agreed on the proposal of Councillor Craig, seconded by Councillor Carr, that the recommendations within the report be accepted relating to the Victoria Lock Refurbishment Scheme and, in addition that advice be sought from Central Procurement Directorate (part of DFP) in relation to over spend on this scheme.

SPR/15/2016 REPORT ON TENDERS – REPAIRS TO CANAL BANK AT MIDDLEBANK

Agreed: On the proposal of Councillor Kimmins, seconded by Councillor Donnelly, it was agreed to exclude the public and press from the meeting during discussion on this matter which related to exempt information by virtue of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 - Information relating to the financial of business affairs of any

particular person (including the Council holding that information).

Read: Report from Mr E Curtis, Director of Strategic Planning and Performance, dated 14 January 2016, regarding the Report on Tenders – Repairs to Canal Bank at Middlebank, Newry Canal.

Agreed: On the proposal of Councillor Craig, seconded by Councillor Carr, it was agreed the Committee come out of closed session.

Agreed: When the Committee came out of closed session, the Chairman reported that it had been agreed on the proposal of Councillor Craig, seconded by Councillor Donnelly, that approval be given to the recommendations contained within report dated 14 January 2016 relating to the repairs to the Canal Bank at Middlebank, Newry Canal.

SPR/16/2016 **MOUNTAIN BIKE CONTRACT, KILBRONEY**

Agreed: On the proposal of Councillor Kimmins, seconded by Councillor Donnelly, it was agreed to exclude the public and press from the meeting during discussion on this matter which related to exempt information by virtue of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 - Information relating to the financial of business affairs of any particular person (including the Council holding that information).

Read: Report from Ms M Ward, dated 14 January 2016, regarding the Mountain Bike Contract at Kilbroney.

Agreed: On the proposal of Councillor Craig, seconded by Councillor Carr, it was agreed the Committee come out of closed session.

Agreed: When the Committee came out of closed session, the Chairman reported that it had been agreed on the proposal of Councillor Carr, seconded by Councillor Ruane, that approval be given to the recommendations contained within the report dated 14 January 2016 in relation to the Mountain Bike Contract at Kilbroney.

SPR/17/2016 **BEST WISHES:**

The Chairman, Councillor Burgess passed on his best wishes to Councillor Donnelly in her forthcoming retirement from the Council.

SPR/18/2016

FLOODING

Councillor Carr referred to the recent flooding, in particular at Moygannon river and requested an environmental scheme be put in place for the bridge which was in a dangerous condition.

Agreed: **It was agreed that officers would look at an environmental scheme for the bridge at Moygannon river.**

The meeting concluded at 7.50pm

For consideration at the Council Meeting to be held on 1 February 2016.

Signed: **Councillor Robert Burgess**
Chairperson

Signed: **Liam Hannaway**
Chief Executive

Appendix A

Procedures for Council events: sod cuttings and official openings

Type of Event	Recommended Invitees
Sod cutting for Council projects of District significance eg. Leisure Centres, Civic Buildings etc.	Chairperson, Chief Executive or Nominee, Chair of relevant Committee, consultant, contractor It is not recommended that sod cuttings be held for projects which are DEA specific
Official opening of DEA specific projects e.g. extension of community centre	Chairperson, DEA Councillors, Chief Executive, relevant directors or nominees
Official opening of projects of district significance e.g. phase II Newry Leisure project	All Councillors, MLA's and MP's of specific constituency/constituencies in which the project is located, Chief Executive, relevant Directors and/or nominees
Official Opening of major projects of district significance e.g. new Civic Building for Council	All Councillors, MLA's and MP's of three constituencies within the Newry, Mourne and Down District, Chief Executive, relevant Directors and/or nominees

Note: The Council's corporate marketing section will arrange event appropriate PR in line with the corporate media policy.

NEWRY, MOURNE & DOWN DISTRICT COUNCIL

Ref: AHC/2016

Minutes of Active and Healthy Communities Committee Meeting held on Monday 18 January 2016 at 6.00pm in the Commedagh Room, Downshire Civic Centre, Downpatrick

Chairperson: Councillor L Kimmins

In attendance: **(Councillors)**
 Councillor S Burns Councillor C Enright
 Councillor G Fitzpatrick Councillor H Harvey
 Councillor K Loughran Councillor D Taylor
 Councillor W Walker

Non-Committee Members: Councillor Andrews

Officials in attendance: Mr M Lipsett, Director of Active and Healthy Communities
 Mr E Devlin, Assistant Director of Active and Healthy Communities (Health and Wellbeing)
 Mr R Moore, Assistant Director of Active and Healthy Communities (Leisure and Sport)
 Mrs J Hillen, Assistant Director for Community Engagement
 Mrs E McParland, Democratic Services Manager
 Miss S Taggart, Democratic Services Officer

Also in attendance: Mr D McHugh, Clanrye Family Foundations

AHC/1/2016: APOLOGIES AND CHAIRPERSON'S REMARKS

Apologies were received from Councillors Carr, Devlin, Harte, O'Muiri and Sharvin.

Mr Lipsett advised Mrs Janine Hillen had been recruited as Assistant Director for Community Engagement.

The Chairperson informed the Committee of a number of letters of thanks to staff within Leisure Services, copies of which were available for Members' information.

The Chairperson made reference to the tragic death of Ellen Finnegan at the weekend in Castlewellan and asked that a letter of condolence be sent to her father on behalf of the Council.

Mrs McParland advised a letter had been organised by the Chairperson of Council to Mr Finnegan as well as the family of Ella Trainor who tragically lost her life recently.

AHC/2/2016: DECLARATIONS OF INTEREST

Councillor Burns declared an interest in Item 8 on the agenda – 2015-2016 Community Facilities Running Costs, Review of Agreed List and Future Allocations as his brother was a member of Castlewellan Community Centre.

AHC/3/2016: ACTION SHEET OF THE ACTIVE AND HEALTHY COMMUNITIES COMMITTEE MEETING HELD ON 21 DECEMBER 2015

Read: Action Sheet of the Active and Healthy Communities Committee Meeting held on 21 December 2015. (Copy circulated).

Noted: The Action Sheet was **NOTED**.

PRESENTATIONS

AHC/4/2016 CLANRYE FAMILY FOUNDATIONS

The Chairperson welcomed Mr Dan McHugh from Clanrye Family Foundations and invited him to make his presentation to the Committee.

Mr McHugh thanked the Chairperson for the invitation to present to the Committee. (A copy of the presentation is appended to these minutes). He stated Clanrye Family Foundations have a wide remit in terms of their work.

Mr McHugh advised that Clanrye's Family Foundations programme's target audience is 16-24 year olds who are not in education, employment or training and they also provide family support to 13-16 year olds and advised they are currently working with 30 families. The support they provide was in the areas of nutrition and health; wellbeing; counselling; living with addiction; money management, dealing with debt; benefits advice and anger/conflict management.

The Chairperson thanked Mr McHugh for his informative presentation and invited questions from the Members.

Members asked the following questions:

- What would be the main source of referrals to the programme?
- How long was the funding in place for the programme?
- Was it difficult to engage with some young people?

Mr McHugh responded to the queries as follows:

- Referrals come from most of the key agencies such as Job Centre, Youth Justice, Social Services, Probation Board, PSNI Community Liaison and Surestart. Although recently the power of social media is resulting in referrals coming from grandparents, aunts and uncles of vulnerable young people.
- The funding is in place up to 2018 with a possible 2 year extension.
- Some young people do need a little more support however with the workers' backgrounds in youthwork, there has been a good success rate of engaging with young people so far within the programme.

The Chairperson thanked Mr McHugh for his presentation.

AHC/5/2016 DEPARTMENTAL BUSINESS PLAN

Read: Active & Healthy Communities Directorate Business Plan 2015-2016
(copy circulated).

Mr Lipsett presented the Business Plan to the Committee highlighting the following areas:

- SAND (Sports Association Newry and Down) have had 370 sports clubs in the district with many registered so far and the launch will take place Wednesday night in Canal Court, Newry.
- Down Your Street campaign – expansion on this and an item on the campaign would be tabled at the next Committee meeting.
- Senior Environmental Health Officer would be assigned to each DEA.
- At least 1 social enterprise project would be undertaken annually.

Members were given an opportunity to ask questions as follows:

- Was there a community engagement strategy in place?
- Was the plan open to suggestions for improvement?

Mr Lipsett responded to the queries as follows:

- There was no strategy in place at present as it was envisaged that each DEA Fora would issue their own communications strategy.
- Yes the plan is open to suggestions for improvement. This was only a year one business plan and Members are free to influence the next two year's business plans.

The Chairperson thanked Mr Lipsett for his presentation.

COMMUNITY ENGAGEMENT

AHC/6/2016 PCSP UPDATE REPORT

Read: Report from Mrs J Hillen, Assistant Director for Community Engagement regarding a PCSP Update Report (Copy circulated)

Mrs Hillen advised the minutes and report of the previous PCSP Meeting and Policing Committee Meeting were attached for noting and the Maintenance and Warranty contract for CCTV is currently due for renewal.

Noted: **The PCSP Update Report was noted.**

AHC/7/2016 DEA FORA UPDATE REPORT

Read: Report from Mrs J Hillen, Assistant Director for Community Engagement regarding DEA Fora Update Report (Copy circulated)

Mrs Hillen advised each of the DEA Forums have held initial planning workshops with a range of key statutory partners and feedback and priorities would be identified to inform local action plans.

Mrs Hillen asked that the Committee note the update report and consider the recommendation received from the Crotlieve DEA Forum that the 'relevant Council department explore the possibility of developing the unsuitable land at Kilbroney Graveyard for additional car parking' be forwarded to the Regulatory and Technical Services Committee.

Agreed: **It was agreed on the proposal of Councillor Walker, seconded by Councillor Fitzpatrick that the request from the Crotlieve DEA Forum be forwarded to the Regulatory and Technical Services Committee for decision.**

As Councillor Burns had previously declared an interest in this item, he left the meeting at this stage.

AHC/8/2016 2015-2016 COMMUNITY FACILITIES RUNNING COSTS, REVIEW OF AGREED LIST AND FUTURE ALLOCATIONS

Read: Report from Mrs J Hillen, Assistant Director for Community Engagement regarding 2015-16 Community Facilities Running Costs, Review of Agreed List and Future Allocations (Copy circulated)

Mr Lipsett provided some background to the report stating the Shadow Council had agreed allocations for community facilities through the rates process and subsequently agreed that the status quo previously held with organisations would be transferred for the year 2015-16.

Mr Lipsett stated since the agreement, representations had been received requesting that Ballyholland Community Association be added to the current community facilities allocation list as they had previously been on the list in the legacy Newry and Mourne District Council.

Mr Lipsett advised the budget for financial assistance has been fully expended and there are a number of other facilities across the District which have also not been added to the list. Therefore he provided 2 options to the Committee with the recommendation that the Committee should not add Ballyholland Community Association to the funded facilities list and should proceed with implementation of Option 1 – to continue with the allocations in line with the reviewed and approved list for one further financial year.

Councillor Fitzpatrick advised Ballyholland Community Association should have been included in the scheme and asked whether anything could be done for the group at this stage.

Mr Lipsett advised the Association's Business Case had showed the group would cover their costs. However he, along with the DEA Co-ordinator, would work with the group and help them to apply for the tranches of money that would be forthcoming in the next few weeks.

Councillor Enright raised an issue about the villages within the District which did not have a designated Community Centre, instead using sports halls etc. as a community hub and whether these organisations would be able to apply for funding in the future.

Mr Lipsett advised this would be reviewed by the DEA Fora which would decide what was required within each DEA area.

Agreed: **It was agreed on the proposal of Councillor Walker, seconded by Councillor Fitzpatrick to accept the officer's recommendation to proceed with the implementation of Option 1 – to continue with the allocations in line with the reviewed and approved list for one further financial year and noting that Council Officers would liaise with Ballyholland Community Association on applications for other potential sources of funding.**

Councillor Burns re-entered the meeting at this stage.

HEALTH & WELLBEING

AHC/9/2016

PRIVATE RENTED SECTOR CONSULTATION

Read: Report from Mr E Devlin, Assistant Director for Health and Wellbeing, regarding Consultation on Review of the Private Rented Sector (copy circulated).

Mr Devlin advised the Department's Private Rented Branch have published a consultation document on the review of the role and regulation of the Private Rented Sector with a view to considering the current and potential future role of the sector and accessing the effectiveness of current regulation.

Mr Devlin recommended that the Committee agree to approve the consultation response as presented within the report and return same to the Department of Social Development.

Agreed: **It was agreed on the proposal of Councillor Loughran, seconded by Councillor Taylor to approve the consultation response as presented.**

AHC/10/2106 ENVIRONMENTAL GOVERNANCE CONSULTATION

Read: Report from Mr E Devlin, Assistant Director for Health and Wellbeing, regarding Environmental Governance in Northern Ireland (copy circulated).

Mr Devlin advised the Department of Environment had sought the views of key stakeholders on the issue of environmental governance in August 2011 and, at that time, a significant majority of respondents expressed a preference for an independent agency, however this did not proceed at that time.

Mr Devlin recommended that the consultation response as presented within the report be presented to the Department of Environment.

Agreed: **It was agreed on the proposal of Councillor Harvey, seconded by Councillor Burns to approve the consultation response and return same to the Department of Environment.**

AHC/11/2016 CLIMATE CHANGE LEGISLATION CONSULTATION

Read: Report from Mr E Devlin, Assistant Director for Health and Wellbeing, regarding Discussion Document on Climate Change Legislation (copy circulated).

Mr Devlin advised the Department of Environment had issued a pre-consultation paper seeking view on the need for Northern Ireland Climate Change legislation in March 2013 and the purpose of the current discussion paper was to update stakeholders and the public on developments since that date.

Mr Devlin recommended that the consultation response as presented within the report be presented to the Department of Environment.

Agreed: **It was agreed on the proposal of Councillor Enright, seconded by Councillor Burns to approve the consultation response and return same to the Department of Environment.**

LEISURE AND SPORTS

AHC/12/2016 PROPOSED OVERSPEND FOR VARIOUS WORKS TO NEWCASTLE CENTRE

Read: Report from Mr K Scullion regarding a proposed overspend for various works to Newcastle Centre (copy circulated).

Mr Lipsett advised that due to a predicted underspend in the Council's capital budget for 2015/16, officers had been asked to consider if any capital works required for the Newcastle Centre in 2016/17 could be brought forward for completion before the end of March 2016. The table presented provided a list of works at a cost of £64,000.

Mr Lipsett stated that as there was no budget for these works in this financial year, it would result in an overspend of £64,000. However given the predicted underspend in the Capital Budget, this would not result in an actual overspend within the overall Capital Budget for 2015/16.

Agreed: **It was agreed on the proposal of Councillor Burns, seconded by Councillor Enright to approve the overspend of approximately £64,000 in this year's Capital Budget for various works to Newcastle Centre.**

REPORTS FROM OFFICERS

AHC/13/2016 LAND AT DUNLEATH PARK, DOWNPATRICK

Read: Report from Mrs A Robb, Assistant Director, Corporate Services, Administration regarding Land at Dunleath Park, Downpatrick (copy circulated).

Mr Lipsett advised that Council had been approached by a local commercial property consultancy that had advised it had been instructed to dispose of the freehold title of lands at Dunleath Park, Downpatrick.

Mr Lipsett stated approval was being sought for officers to pursue the acquisition of the freehold title to lands at Dunleath Park, Downpatrick, subject to any agreement on the valuation being brought back to the Committee for approval.

Agreed: **It was agreed on the proposal of Councillor Burns, seconded by Councillor Harvey to grant approval to officers to pursue the acquisition of the freehold title to lands at Dunleath Park, Downpatrick, subject to any agreement on the valuation being brought back to the Committee for approval.**

There being no further business the meeting ended at 7.05pm.

For consideration at Meeting of Newry, Mourne and Down District Council to be held on Monday 1 February 2016.

Signed: Councillor L Kimmins
Chairperson

Signed: Mr M Lipsett
Director of Active and Healthy Communities

NEWRY, MOURNE AND DOWN DISTRICT COUNCIL

RTS/M

Minutes of the Regulatory and Technical Services Committee Meeting held on Wednesday 20 January 2016 at 6.00pm in the Boardroom, District Council Offices, Monaghan Row, Newry

Chairperson: Councillor T Andrews

In Attendance:

Councillor P Brown	Councillor C Casey
Councillor S Ennis	Councillor G Fitzpatrick
Councillor G Hanna	Councillor V Harte
Councillor H McKee	Councillor M Murnin
Councillor Ó Gribin	Councillor H Reilly
Councillor G Stokes	Councillor D Taylor

Non Committee Members:

Councillor P Clarke
Councillor H Harvey
Councillor B Walker

Officials in Attendance

Mr L Hannaway, Chief Executive
Mr C O'Rourke, Director of Regulatory and Technical Services
Mr A McKay, Head of Planning
Mr C Jackson, Assistant Director of Building Control and Regulations
Mr J Parkes, Assistant Director of Waste Management
Mrs E McParland, Democratic Services Manager
Mrs C Taylor, Democratic Services Officer

RTS/1/2016 : APOLOGIES AND CHAIRPERSON'S REMARKS

It was noted that there were no apologies.

The Chair, Councillor Andrews welcomed Members to the first Regulatory and Technical Services Committee meeting of 2016.

The Chair extended his sympathies to the families of the young people in the District who had recently lost their lives.

RTS/2/2016: DECLARATIONS OF INTEREST

It was noted there were no declarations of interest.

RTS/3/2016: ACTION SHEET OF THE REGULATORY AND TECHNICAL SERVICES COMMITTEE MEETING

– WEDNESDAY 9 DECEMBER 2015

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

Agreed: **The Action Sheet was noted.**

PLANNING

RTS/4/2016: PLANNING DEPARTMENT PERFORMANCE INDICATORS

Read: Planning Department Performance Indicators **(Circulated)**.

Mr O'Rourke said the decrease in the number of applications decided in December, whilst disappointing, was understandable, as the planning officers had been involved in planning appeals which involved a significant amount of work. He also advised senior officers had been involved in the recruitment process, which had contributed to this decrease in the number of applications decided.

Noted: **The Planning Department Performance Indicators were noted.**

RTS/5/2016 BRIEFING NOTE – INITIAL PLANNING TASKFORCE REVIEW MEETING HELD ON WEDNESDAY 13 JANUARY 2016

Read: Briefing Note – Initial Planning Taskforce Review Meeting held on Wednesday 13 January 2016 **(Circulated)**.

Mr O'Rourke said the Planning Taskforce was well underway under the direction of planning expert, Mr Jim McKinnon.

Mr O'Rourke undertook to email Members a copy of the slides which were presented at the Planning Taskforce meeting earlier in the day.

Noted: **The Briefing Note – Initial Planning Taskforce Review Meeting held on Wednesday 13 January 2016 was noted.**

WASTE MANAGEMENT

RTS/6/2016 CHARGES FOR A NEW BLACK AND BLUE BIN

Councillor Stokes said he had been contacted by a resident regarding black and blue bin charges and a comparison was needed on bin prices of the other 10 Councils in Northern Ireland and a policy required going forward.

Mr O'Rourke confirmed the other 10 Councils had been contacted regarding bin sale prices and in general terms, NMD's prices were above average.

Councillor Casey proposed a re-examination of the policy regarding bin sales at the current prices. Councillor Stokes seconded this proposal.

Agreed: **It was agreed on the proposal of Councillor Casey, seconded by Councillor Stokes:**

- **That the policy regarding bin sales at the current prices would be re-examined.**
- **That a report would be brought back to the February meeting of Regulatory and Technical Services detailing a review of present charges, options available and the impact on the budget.**

In response to a query from Councillor Hanna regarding the policy whereby brown bins were provided within the 30mph speed limit, Mr O'Rourke undertook to provide information relating specifically to Mill Road and Millvale, Kilkeel.

Mr O'Rourke said it was possible to purchase a second hand bin at a cost of approximately £10 and if a bin was burnt, the resident could obtain a PSNI number and then a bin was half price to purchase. He said these options may need to be better communicated to the public.

FOR NOTING

RTS/7/2016 **CONTACT FROM PUBLIC REPRESENTATIVES (1 OCTOBER 2015 – 31 DECEMBER 2015)**

Read: Report regarding Contact from Public Representatives 1 October to 31 December 2015 **(Circulated)**.

Agreed: **It was agreed on the proposal of Councillor Murnin, seconded by Councillor Fitzpatrick that the planning reference numbers on the Contact from Public Representatives document would be omitted.**

Noted: **The report regarding Contact from Public Representatives 1 October to 31 December 2015 was noted.**

RTS/8/2016 **REPORT ON AUTHORISATION OF OFFICERS**

Read: Report regarding the Authorisation of Officers **(Circulated)**.

Noted: The report regarding Authorisation of Officers was noted.

RTS/9/2016 **LICENSING OF PAVEMENT CAFÉS ACT (NI) 2014**

Read: Report from Mr C Jackson, Assistant Director of Regulatory and Technical Services, regarding implementation of the Licensing of Pavement Cafés Act (NI) 2014 **(Circulated)**.

Mr Jackson confirmed this legislation did not cover the consumption of alcohol. He said Council also had bye-laws in place which banned the consumption of alcohol on the streets.

Noted: The report regarding the Licensing of Pavement Cafés Act (NI) 2014 was noted.

RTS/10/2016 **COURT CASE TAKEN FOR CRUELTY TO ANIMALS**

Read: Report from Mr C Jackson, Assistant Director of Regulatory and Technical Services regarding the court case taken for cruelty to animals **(Circulated)**.

Noted: The report regarding the Court case taken for cruelty to animals was noted.

RTS/11/2016 **CORRESPONDENCE DATED 12 DECEMBER 2015 FROM THE ASSOCIATION OF PORT HEALTH AUTHORITIES**

Read: Correspondence from the Association of Port Health Authorities dated 12 December 2015 **(Circulated)**.

Noted: The correspondence dated 12 December 2015 from the Association of Port Health Authorities, was noted.

ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2015

RTS/12/2016 **DRUMNAKELLY LANDFILL CLOSURE**

Agreed: On the proposal of Councillor Taylor, seconded by Councillor Harte, it was agreed to exclude the public and press from the meeting during discussion on this matter which related to exempt information by virtue of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 - Information relating to the financial of business affairs of any particular person (including the Council holding that information).

Read: Report from Mr C O'Rourke, Director of Regulatory and Technical, dated 20 January 2016, regarding Drumnakelly Landfill Site Closure (Circulated).

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

Agreed: When the Committee came out of closed session, the Chairman reported that it had been agreed on the proposal of Councillor Murnin, seconded by Councillor Brown, that the recommendations relating to the Drumnakelly Landfill closure be accepted as follows:

- Grant permission to implement Lot 1b of the Regen Waste Ltd Contract for the Treatment of Residual Waste relating to waste from the former Down DC area.
- Grant permission to Tender for: The reception, storage and bulk transport of residual waste collected by Newry, Mourne and Down District Council within the former Down District Council area.

There being no further business the meeting concluded at 6:40pm.

For consideration at the Council Meeting to be held on Monday 1 February 2016.

Signed: Councillor Terry Andrews
Chairperson of Regulatory & Technical Services Committee

Signed: Mr C O Rourke
Director Regulatory & Technical Services