



North Ayrshire Council

Comhairle Siorrachd Àir a Tuath

North Ayrshire Council Meeting

4 October 2017

VOLUME OF MINUTES

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**North Ayrshire Health and Social Care Partnership
Minute of Integration Joint Board meeting held on
Thursday 22 June 2017
at 2.00 pm, Council Chambers, Cunninghame House, Irvine**

Present

Stephen McKenzie, NHS Ayrshire & Arran (Chair)
Councillor Robert Foster, North Ayrshire Council (Vice Chair)

Alastair McKie, NHS Ayrshire & Arran
Councillor Timothy Billings, North Ayrshire Council
Councillor Christina Larsen, North Ayrshire+ Council
Councillor John Sweeney, North Ayrshire Council

Stephen Brown, Interim Director North Ayrshire Health and Social Care (NAHSCP)
Margaret Hogg, Section 95 Officer/Head of Finance
Nigel Wanless, Independent Sector Representative
Fiona Thomson, Service User Representative
Marie McWaters, Carers Representative
David Donaghey, Staff Representative – NHS Ayrshire and Arran
Louise McDaid, Staff Representative – North Ayrshire Council
Jim Nicols and Vicki Yuill, Third Sector Representatives

In Attendance

Eleanor Currie, Principal Manager (Finance)
David Rowlands, Head of Service (Health and Community Care)
Thelma Bowers, Head of Service (Mental Health)
Jo Gibson, Principal Manager (Planning and Performance)
Karen Andrews, Team Manager (Governance)
Kathleen McGuire, Long Term Conditions and Community Ward Manager NHS
Angela Little, Committee Services Officer

Apologies for Absence

Bob Martin, NHS Ayrshire & Arran
Dr Janet McKay, NHS Ayrshire & Arran
David Thomson, Lead Nurse/Mental Health Advisor
David MacRitchie, Chief Social Work Officer – North Ayrshire
Alistair Reid, Lead Allied Health Professional Adviser
Dr Paul Kerr, Clinical Director
Sally Powell, Carers Representative

1.	Apologies	
	Apologies were noted.	
2.	Welcome	
	<p>The Board was advised that following the recent Local Government Election and in terms of Section 3 of the Standing Orders, the appointments to the Chair and Vice Chair of the Board required to rotate from Council to NHS.</p> <p>S. Brown, Interim Director, extended a warm welcome to Stephen McKenzie and Councillor Robert Foster, as the Chair and Vice Chair to the Integration Joint Board.</p> <p>Stephen McKenzie</p> <p>As the newly appointed Chair of the IJB, S. McKenzie welcomed Alistair McKie, NHS Ayrshire and Arran and Councillors Robert Foster, Christina Larsen, Timothy Billings and John Sweeney to their first Board meeting. He welcomed back the returning members to the Board and extended thanks to previous Board members.</p> <p>On behalf of the Board, the Chair also extend a welcome to Stephen Brown as the Interim Director of the North Ayrshire Health and Social Care Partnership and David MacRitchie as the Chief Social Work Officer.</p>	
3.	Declarations of Interest	
	In terms of Standing Order 7.2 and Section 5.14 of the Code of Conduct for Members of Devolved Public Bodies there were no declarations of interest.	
4.	Minutes/Action Note –	
	<p>The accuracy of the Minutes of the meeting held on 9 March 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973, with the following amendment:-</p> <p>2. Declarations of Interest</p> <p>Should read Nigel Wanless, Independent Sector Representative declared an interest in Agenda Item 6 – Medium Term Financial Plan 2017-18 and 2019-20 in respect of the Integrated Care Fund.</p> <p>7. Care at Home Outsourced Service Provision</p> <p>Nigel Wanless sought clarification on the calculations of the split of in-house provision of 70% (maximum) 17.5% outsourced and 2.5% self-directed support, which did not total 100%.</p>	

	<p>D. Rowlands advised that the inclusion of direct payments would bring the total to 100%.</p> <p>Note: After clarification the figures were confirmed as:-</p> <table><tr><td>In-house</td><td>70%</td></tr><tr><td>Outsourced</td><td>27.5%</td></tr><tr><td>Direct Payments</td><td>2.5%</td></tr></table>	In-house	70%	Outsourced	27.5%	Direct Payments	2.5%	
In-house	70%							
Outsourced	27.5%							
Direct Payments	2.5%							
4.1	<p>Matters Arising from the Action Note</p> <p>Development and Implementation of a North Ayrshire Social Enterprise Strategy - John Godwin will provide a report in the near future.</p> <p>Volunteering Strategy – awaiting National Strategy advice.</p> <p>Official opening of Woodland View – awaiting confirmation on the date of the official opening and whether the First Minister can attend</p> <p>Public Partnership Forum – awaiting a timetable for the consultation process, meanwhile liaising with the Acute Team to set up meetings for the North.</p>	A. Little to update the Action Note						
5.	<p>Director’s Report</p> <p>Submitted report by Stephen Brown, Interim Director NAHSCP on developments within the North Ayrshire Health and Social Care Partnership.</p> <p>The report highlighted works underway in the following areas:-</p> <ul style="list-style-type: none">• Health and Sport Committee that took place on 25 April 2017;• New appointments in the HSCP;• The recent local government elections and new Elected Member appointments to the IJB, including Councillor Larsen as Carers Champion and Councillor Sweeney as Mental Health Champion;• Peer mentors/involvement;• North Ayrshire Carers Appreciation Card;• Change Programme Update:<ul style="list-style-type: none">➢ Teams Around Children;➢ Delivery of Mental Health Strategy;➢ Learning Disabilities Strategy;➢ Designing and Delivering Services to meet the needs of each locality;➢ Ensuring Community Care Services response to local need;➢ Improving resilience and responsiveness of services on Arran;➢ What Matters to You?; and➢ Investors in People Platinum Award.							

	<p>The Board was advised that a Young Carers Event will be held on 4 July 2017 at St. Matthews Academy</p> <p>Members advised that a Young Carers Event will be held on 4 July 2017 at St. Matthews Academy. An adult carer has been recruited to the Irvine Locality Forum and it is hoped that a young carer will also become involved.</p> <p>The Board also received a presentation by Jo Gibson, Principal Manager (Planning and Performance) on the 'What Matters to You?' event that took place on 6 June 2017. The presentation provided information on:-</p> <ul style="list-style-type: none"> • What's this all about? – asking one question carefully to as many people as possible; • The completion of a postcard by service users; • The range of methods used to capture information from the public; • Feedback from the event; and • Four tiers of opportunity on what we will do with all the data. <p>Noted.</p>	
6.	<p>Accounting Policies 2016/17</p> <p>Submitted report by Margaret Hogg, Chief Financial Officer which provided information on (a) the national template that had been developed by the Chartered Institute of Public Financial Accountants (CIPFA) that will be used in future years to review the accounting policies; and (b) the accounting policies that will be adopted in the preparation of the IJB's annual accounts for the year to 31 March 2017, as detailed in Appendix 1 to the report.</p> <p>The Board agreed to approve the accounting policies as detailed in Appendix 1 to the report.</p>	
7.	<p>Annual Governance Statement 2016/17</p> <p>Submitted report by Margaret Hogg, Section 95 Officer on the HSCP Annual Governance Statement for 2016/17, which will be included in the Annual Accounts. The Statement explains how the Partnership complies with the Code of Corporate Governance and identifies the main components of the Corporate Governance framework in place, including the system of internal control.</p> <p>Members asked questions and were provided with further information in relation to an amendment that will be made to the wording of Governance Framework, Page 34, Bullet point 8 in respect of the role for each Community Planning Partner.</p>	

	The Board agreed to approve the Annual Governance Statement, as detailed in Appendix 1 to the report, subject to the amendment as outlined above.	P.Doak
8.	<p>Unaudited Accounts 2016/17</p> <p>Submitted report by Eleanor Currie, Principal Manager (Finance) which provided an overview of the (a) IJB's unaudited Annual Accounts for the year to 31 March 2017; (b) the IJB's financial performance for the year; and (c) how the 2016/17 out-turn impacts on the IJB's overall financial position. The Annual Accounts were attached at Appendix A to the report. Appendix B provided the Period 12 Objective Summary. The Period 12 Subjective Summary was detailed at Appendix C. Appendix D outlined the 2016/17 Savings Tracker.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • Major challenges around mental health, including staffing at Woodlands View; • The development of plans to meet the financial challenges, including the Challenge Fund that will provide funds to allow the transformation of the way in which services are delivered; • Discussions that had taken place in respect of NHS and Council historic financial contributions and agreements that had been reached in relation to each parties contribution; and • That the overspends are as a result of an increase in demand <p>The Board agreed to (a) approve, subject to audit, the IJB's Annual Accounts for 2016/17; (b) note that Deloitte plan to complete their audit of the Accounts by early September 2017 and will present their annual audit report to the IJB on 14 September 2107; (c) note the unaudited position of £3.245m overspent; and (d) note the deficit of £3.245m will be carried forward and is required to be recovered by the IJB.</p>	E. Currie/ Deloitte
9.	<p>Fair Working Practices</p> <p>Submitted report by Betty Saunders, Procurement Manager, which provided an update on the status of providers in relation to implementing the living wage of £8.45 from 1 May 2017. The report gave details of providers who will honour existing arrangements in line with the Partnership's previously agreed position as the packages of care were unique or set by the public bodies through their Charging Policies and those who have indicated they are not in a position to pay care workers the living wage.</p>	

	<p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • The types of service provision covered by the legislation; • A further report that will be presented to a future meeting on Fair Working Practices, including the payment of the living wage; and • The establishment of an umbrella group that would comprise representatives from Procurement, Finance, Children's Services, 3rd and independent sectors, Carers Forum, and Providers Forum to allow discussion on a wide range of issues. <p>Noted.</p>	
10.	<p>Corporate Parenting Plan 2017-2020</p> <p>Submitted report by Donna McKee, Interim Head of Children, Families and Criminal Justice on the draft Corporate Parenting Plan 2017-2020, attached at Appendix 1 to the report, which is supported by an Action Plan and will be published in June 2017.</p> <p>The Board was advised of an update to the report at Section 3.1. The Corporate Parenting Plan will now be published in September 2017 and not June as previously advised.</p> <p>The Board was further advised that the Board would receive an annual report and that a report would be made to the Scottish Government every three years.</p> <p>The Board agreed to approve the Corporate Parenting Plan 2017/20 for the Health and Social Care Partnership.</p>	
11.	<p>Transformational Change Improvement Plan 2017/20/Local Delivery Plan</p> <p>Submitted report by Stephen Brown, Interim Director NAHSCP, on the Transformational Change Improvement Plan 2017/20, attached at Appendix 1 to the report that had been co-produced by the three Health and Social Care Partnerships and encompasses all health service planning including that for integrated services. Appendix 2 outlined the NHS Ayrshire and Arran Delivery Plan 2017/18.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • Close partnership working that will ensure all parties are aware of changes to services; • The use of technological advances to support those with complex care needs in managing their long term conditions; 	

	<ul style="list-style-type: none"> • The development of a scoring system to assist in preparing anticipatory care plans; • The differing narrative style within the document. <p>The Board agreed to endorse the Transformational Change Improvement Plan 2017/20 and the one year Delivery Plan 2017/18.</p>	
12.	<p>Technology Enabled Care (TEC) and Innovation: Pan Ayrshire Delivery Plan 2016-2018</p> <p>Submitted report by Kathleen McGuire, Long Term Conditions and Community Ward Manager on the proposed priorities and deliverables of the current NHS Ayrshire and Arran TEC and Innovation Strategy, which was attached at Appendix 1 to the report. The equalities impact assessment that had been undertaken was attached at Appendix 2 to the report.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • A number of factors that can contribute to the achievement of the anticipated outcomes; • The requirement for a cost benefit analysis to outline the costings and savings; and • The need for courses to assist those using the technology and resources to allow staff time to undertake training <p>The Board agreed to approve the Technology Enabled Care and Innovation: Pan Ayrshire Delivery Plan 2016/18 in principle, subject to the approval of the financial plan for sustainability that will be presented to the August meeting.</p>	K. McGuire
13.	<p>Integration Joint Board Appointments</p> <p>Submitted report by Stephen Brown, Interim Director of NAHSCP, on various vacant positions on the Performance and Audit Committee, Strategic Planning Group and Locality Forums.</p> <p>The Board agreed (a) the following appointments:-</p> <ul style="list-style-type: none"> • IJB Performance and Audit Committee - Councillor Billings (Chair), Bob Martin (Vice Chair), Marie McWaters, Louise McDaid and David Donaghy; • Councillor Robert Foster as Chair of the Strategic Planning Group; • Councillor Sweeney as the Chair of the Three Towns Locality Planning Forum; and • Fiona Thomson as the service user representative, Vicki Yuill as the third sector representative and Nigel Wanless as the independent sector representative to the Health and Care Governance Group; and 	

	(b) to invite Marie McWaters to join the Health and Care Governance Group as the carers representative; and (c) to note that (i) no appointment had yet been made to the role of Chair of the Kilwinning Locality Planning Forum; and (ii) a vacancy remained on the IJB Performance and Audit Committee.	S. Brown
	The meeting ended at 12.05 p.m.	



**North Ayrshire Health and Social Care Partnership
Minute of Integration Joint Board meeting held on
Thursday 20 July 2017
at 10.00 am, Council Chambers, Cunninghame House, Irvine**

Present

Stephen McKenzie, NHS Ayrshire & Arran (Chair)
Councillor Christina Larsen, North Ayrshire Council
Bob Martin, NHS Ayrshire & Arran
Dr Janet McKay, NHS Ayrshire & Arran
Alastair McKie, NHS Ayrshire & Arran
Councillor John Sweeney, North Ayrshire Council

Stephen Brown, Interim Director North Ayrshire Health and Social Care (NAHSCP)
Margaret Hogg, Section 95 Officer/Head of Finance
Dr Paul Kerr, Clinical Director
David MacRitchie, Chief Social Work Officer – North Ayrshire
Alistair Reid, Lead Allied Health Professional Adviser

David Donaghey, Staff Representative – NHS Ayrshire and Arran
Marie McWaters, Carers Representative
Sally Powell, Carers Representative
Nigel Wanless, Independent Sector Representative
Vicki Yuill, Third Sector Representatives

In Attendance

David Rowlands, Head of Service (Health and Community Care)
Jo Gibson, Principal Manager (Planning and Performance)
Donna McKee, Head of Service (Children, Families and Criminal Justice)
Peter McArthur, Senior Manager (Addictions)
Julie Davis, Principal Manager (Business Support)
Karen Andrews, Team Manager (Governance)
Angela Little, Committee Services Officer

Also in Attendance

Councillor Anthea Dickson.

Apologies for Absence

Councillor Robert Foster, North Ayrshire Council (Vice Chair)
Councillor Timothy Billings, North Ayrshire Council
Dr Mark McGregor, Acute Services Representative
David Thomson, Lead Nurse/Mental Health Advisor
Louise McDaid, Staff Representative – North Ayrshire Council

1.	Apologies	
	Apologies were noted.	
2.	Declarations of Interest In terms of Standing Order 7.2 and Section 5.14 of the Code of Conduct for Members of Devolved Public Bodies the following Members declared an interest:- Nigel Wanless – Item 5. Director’s Report (Care Home placements) on the basis that he is a care home provider. Vicky Yuill – Item 10. Community Link Worker, on the basis that the Third Sector Interface may wish to be part of the tendering process.	
3.	Minutes/Action Note – The accuracy of the Minutes of the meeting held on 22 June 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.	
3.1	Matters Arising from the Action Note Development and Implementation of a North Ayrshire Social Enterprise Strategy – clear timescales have been provided and a report will be brought to the IJB shortly. Volunteering Strategy – awaiting the national report. V. Yuill will investigate and report to the next meeting. Woodland View will be officially opened by the Maureen Watt, Minister for Mental Health on 5 September 2017 at 10am. Public Partnership Forum – discussion across the 3 Ayrshire’s is still ongoing and a report will be brought to the August meeting. Technology Enabled Care and Innovation – further work is required on the financial details and a report will be made to the IJB after August. Integration Joint Board Appointments – Marie McWaters will be invited to join the Health and Care Governance Group as the carers’ representative.	V. Yuill A. Little to update the Action Note

<p>4.</p>	<p>Presentation – Addiction Service Update</p> <p>The Board received as presentation from Peter McArthur, Senior Manager (Addictions) on the opiate replacement therapy (ORT) model in place in Ward 5 within Woodland View. The presentation provided information on:-</p> <ul style="list-style-type: none"> • Prescribing background – pre 2014; • Mixed model of prescribing; • New model; • Outcomes from the new mixed model, that included information on the numbers of individuals prescribed Methadone, individuals successfully detoxed; total appointments offered and total appointments attended; • The North Ayrshire Drug and Alcohol Recovering Service (NADARS); • Achievements in the last year; • Integrated locality response; and • Service user feedback; • Addiction Services Ayrshire Achieves winners. <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • Peer support and volunteering opportunities for service users; • The involvement of community connectors in the new non-appointed drop in clinic. <p>The Chair thanked the Senior Manager (Addictions) for his presentation and commended his team for the progress that has been made. He commented that it would be useful to get an insight into patient and users experiences, such as visits to services. Suggestions from Members on learning areas would be welcomed.</p> <p>Noted.</p>	<p>IJB Members</p>
<p>5.</p>	<p>Director’s Report</p> <p>Submitted report by Stephen Brown, Interim Director NAHSCP on developments within the North Ayrshire Health and Social Care Partnership.</p> <p>The report highlighted works underway in the following areas:-</p> <ul style="list-style-type: none"> • A call for views on the draft budget for 2017/18 issued by the Scottish Parliament Health and Sport Committee; • Review of the Integration Scheme; • Learning Disability Strategy Launch Event; • Tarryholme Drive Project; and • Cumbrae Review of Services – staff event 	

	<p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • The response to the draft budget for 2017/18 that is required to be submitted to the Scottish Government by 26 July 2017 and will be reported to the next meeting for homologation. • The views of care home providers on the budget position and the impact of the interim slowdown of placements to care homes; • A review of North and East Integration Schemes that will be undertaken and that South Ayrshire Council had decided not to review their Integration Scheme; and • A session that will be arranged with Members to discuss the review of the Integration Schemes; and • Information that will be provided to the next meeting on the savings that will be achieved at the Tarryholme Drive Project <p>Noted.</p>	
*	Alastair McKie left the meeting at this point.	
6.	<p>Challenge Fund Update</p> <p>Submitted report by Eleanor Currie, Principal Manager (Finance) which outlined the updated Challenge Fund projects, revised costings and phasing of the projects. Appendix 1 to the report detailed the projects utilising funds of £3.942m.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • Estimated savings that had been presented to the Board in March and have now been quantified; • The development of a system to track savings and the impact on services; • Service improvements that will be achieved in a number of projects but will not return an immediate financial saving e.g. investment in aids and adaptations that will improve service provision, reduce accidents in the home and the need for hospitalisation; and • The development of Phase 2 projects. <p>Noted.</p>	

7.	<p>Supporting General Medical Practices in North Ayrshire</p> <p>Submitted report by David Rowland, Head of Service (Health and Community Care) which provided an assessment of the pressures on General Medical Practices within North Ayrshire. Annex A to the report outlined a criteria based tool to assess the extent to which a Practice may be in difficulty and the agreed delineation of responsibility between that team and NAHSCP.</p> <p>The Board agreed to the action being taken in response to the described pressures.</p>	
8.	<p>North Ayrshire Health and Social Care Partnership Draft Annual Performance Report</p>	
	<p>Submitted report by Eleanor McCallum, Partnership Engagement Officer on the Draft Annual Performance Report. The draft report had been circulated prior to the meeting and provided information on:-</p> <ul style="list-style-type: none"> • Our performance in relation to national health and wellbeing outcomes; • Our performance in relation to the three children's outcomes and three criminal justice outcomes; • Reporting on localities; • Change Programme; • Reporting on Lead Partnership responsibility; • Inspection of Services; • Financial Performance and Best Value. <p>Section 6 – Inspection of Services of the report had been amended and was circulated at the meeting.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • linking the report to the Strategic Plan and cross referencing to national outcomes; • Work that is being done by the Partnership Senior Management Team (PSMT) to identify ways to involve the public; and • Comments on the draft Plan that are required to be submitted as soon as possible. <p>Members provided the following comments on the draft Plan:-</p> <ul style="list-style-type: none"> • Information on the timescales for the trend chart column (Page 64) that would be useful; and • Reporting of locality spending. <p>The Board agreed to approve the draft NAHSCP Annual Performance for publication on 31 July 2017.</p>	

9.	Development of HSCP Strategic Plan 2018/21	
	<p>Submitted report by Scott Bryan, Team Manager (Planning) on the current proposals to develop the partnership's new three year strategic plan for the period April 2018 – March 2021. The report gave details of the three key phases of the process:-</p> <ul style="list-style-type: none"> • engagement and information gathering; • public consultation and action plan development; and • final scrutiny and presentation of the Plan to the Board in March 2018. <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • work that is being done to analyse the 2,500 responses that had been received to the 'What Matters to You' initiative and the use of the information gathered to assist in identifying how health and care services should look in the future. <p>The Board agreed to support the development of the new Strategic Plan as set out in the report.</p>	
10.	Community Link Worker	
	<p>Submitted report by Jo Gibson, Principal Manager (Planning and Performance) on the current Community Connector Programme and proposals to expand this through the new Scottish Government funded Community Link Workers (CLWs) Programme.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • the commitment of funding from the 2018/19 ICF budget to fund the proposals; • the provision of funding for CLWs by the Scottish Government till 2020; and • support from HR in evaluating role outlines and identifying those staff who require support and training to move to the CLW role. <p>The Board agreed to (a) the overall strategy of enhancing our Community Link Worker capacity in line with the refreshed Strategic Plan; (b) re-evaluate the current Community Connector role to align with the CWL national role specification; (c) make current CC posts permanent to avoid destabilising the service, meeting the potential costs through mainstreamed ICF funding; and (d) undertake a tendering exercise for the CLW Programme to be delivered by a Third Sector organisation, including the need to transfer existing CC staff, commensurate to Scottish Government funding commitment to 2020.</p>	Jo Gibson

11.	<p>Public Records (Scotland) Act 2011 – Records Management Plan</p> <p>Submitted report by Julie Davis, Principal Manager (Business Support) on the duties placed on the Board under the Public Records (Scotland) Act 2011 and the requirement for a Senior Responsible Officer for Records Management and an Operational Records Manager.</p> <p>The Board agreed to (a) designate the Chief Officer as the Senior Responsible Officer for Records Management; (b) designate the Principal Manager (Business Support) as the Operational Records Manager; and (c) otherwise note the report.</p>	
12.	<p>Chairs of Locality Forums</p> <p>Submitted report by Jo Gibson, Principal Manager (Planning and Performance) which provided details of the Chairs of the Locality Forums, the vacancy on the Kilwinning Locality Partnership Forum and the proposal to invite Kilwinning LPF to nominate a lead member to act as Chair and sit on the IJB in that role.</p> <p>The Board was advised that following the retirement of Jim Nicols, a vacancy also arose on the Arran Locality Partnership Forum.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • The nomination of Vicky Yuill as the Chair of the Arran Locality Partnership Forum; and • the Locality Partnership Forum Terms of Reference which will be reviewed and amended where appropriate, particularly in relation to the length of term of office bearers. <p>The Board agreed to (a) request the Kilwinning Locality Partnership Forum to nominate a Chair, who will attend future IJB meetings; (b) to approve the appointment of Vicky Yuill as Chair of the Arran Locality Partnership Forum; and (b) note (i) the Chairs of the four other Locality Partnership Forums; and (ii) the precedent set by approving the invitation to the Kilwinning LPF to nominate a non-IJB member to act as Chair and sit on the IJB in that role.</p>	Jo Gibson
	The meeting ended at 12 noon.	

Licensing Committee
16 August 2017

IRVINE, 16 August 2017 - At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m.

Present

Ronnie McNicol, Robert Barr, John Easdale, Todd Ferguson, Scott Gallacher, Davina McTiernan and Donald L. Reid.

In Attendance

G. Pollock, Trading Standards Officer (Economy and Communities); W. O'Brien, Solicitor (Licensing), K. Sharkey, Solicitor (Contracts and Licensing), C. Pollock, Licensing Administration Officer, D. Robertson, Enforcement Officer and D. McCaw, Committee Services Officer.

Also In Attendance

Inspector B. Skimming and Sergeant A. Jackson (Police Scotland).

Chair

Councillor McNicol in the Chair.

Apologies for Absence

Jean McClung and Angela Stephen.

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Minutes

The accuracy of the Minutes of the meeting of the Committee held on 7 June 2017 was confirmed, and the Minutes were signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Civic Government (Scotland) Act 1982: Licensing Matters

Submitted report by the Chief Executive on Hearings to be determined and applications for the grant or renewal of licences and permits, all in terms of the Civic Government (Scotland) Act 1982.

Part A: Hearings

3.1 Taxi Licence & Taxi Driver's Licence: TL/014 & TDL/0064 - Samuel Dean and Michael Ferguson

The Committee, at its meeting on 7 June 2017, agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 11(7) of Schedule 1 of the Civic Government (Scotland) Act 1982.

In respect of Taxi Driver's Licence TDL/0064 held by Samuel Dean, the licence holder, having been duly cited to attend, was present together with his Solicitor. The complainer, was also present.

The Solicitor (Licensing) set out the background to the complaint and the potential grounds for suspension of the licence.

The complainer addressed the Committee on the terms of the complaint. Thereafter, the licence holder and his Solicitor addressed the Committee on the issues raised and responded to questions. A written submission by the licence holder's Solicitor was also circulated to Members. The Enforcement Officer then addressed the Committee detailing background information with regard to the complaint.

The Committee withdrew from the meeting to deliberate.

Decision

Councillor Barr, seconded by Councillor Reid, moved that, in respect of Taxi Driver's Licence TDL/0064 held by Samuel Dean:-

- (a) the grounds of suspension (Civic Government (Scotland) Act 1982, Schedule 1, Paragraphs 11(2)(a) and (d)) should be held established;
- (b) that no Suspension should be imposed; and
- (c) that the circumstances should be noted on the licence holder's file.

There being no amendment, the Motion was declared carried.

Accordingly, the Committee agreed that (a) the grounds of suspension (Civic Government (Scotland) Act 1982, Schedule 1, Paragraphs 11(2)(a) and (d)) should be held established; (b) that no Suspension should be imposed; and (c) that the circumstances should be noted on the licence holder's file.

In respect of Taxi Licence TL/014 held by Samuel Dean and Michael Ferguson, the Committee took no further action.

3.2 Exclusion of the Public

The Committee resolved, under Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the Meeting, the press and the public for the following items of business, on the grounds that they involved the likely disclosure of exempt information as defined in Section 50J of and Schedule 7A to the Local Government Act 1983. The 'Exempt Information' concerned is that described in Section 7A, Paragraph 6 ("Information relating to the financial business affairs of any particular person (other than the authority)") and Paragraph 14 ("Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime").

3.3 Second Hand Motor Vehicle Dealer: SHDL/192 (New) - Dennis Lawrence Greenberg

The Committee, at its meeting on 7 June 2017, agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was present, together with his business partner. Representatives of Police Scotland were also in attendance.

The representatives of Police Scotland addressed the Committee on a letter setting out a representation in respect of the application. The Trading Standards Officer then addressed the Committee detailing background information in connection with their objection. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions. A written submission by the applicant was also circulated to Members.

The applicant and representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

Decision

Councillor Easdale, seconded by Councillor Gallacher, moved to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982 for a period of 6 months, with Trading Standards re-inspecting the premises within that 6 months.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed (a) to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982; (b) in terms of the Civic Government (Scotland) Act 1982, Schedule 1, Paragraph 8(2)(b) that the Licence should be granted for six months; and (c) that the Solicitor (Licensing) (i) should not exercise Delegated Powers to grant any renewal application; and (ii) that any renewal application should be referred to the Committee to determine.

3.4 Taxi Driver's Licence: TDL/2021 (New) - Colin Joseph Campbell Thomson

The Committee, at its meeting on 7 June 2017, agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was present. Representatives of Police Scotland were also in attendance.

Inspector Skimming, the representative of the Chief Constable, addressed the Committee on a letter relating to the applicant's "Spent or Protected Convictions".

The applicant then addressed the Committee on the issues raised and responded to questions.

The applicant and the representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

Decision

Councillor Reid, seconded by Councillor Easdale, moved that the application be refused in terms of Paragraph 5(3)(a)(ii) of Schedule 1 to the Civic Government (Scotland) Act 1982 on the ground that the applicant was not a fit and proper persons to be holder of the licence.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to refuse the licence in terms of Paragraph 5(3)(a)(ii) of Schedule 1 to the Civic Government (Scotland) Act 1982 on the ground that the applicant was not a fit and proper persons to be holder of the licence.

The Committee rescinded the Resolution made earlier at item 3.2 to exclude Press and Public.

3.5 Public Charitable Collections: Largs

The Committee considered the following applications for permission for Public Charitable Collections under Section 119 of the Civic Government (Scotland) Act 1982 in a single hearing:-

(i) Public Charitable Collection - Asthma UK (Scotland)

The applicant, having been duly cited to attend, was present. The applicant has applied for a Charitable Collection on 2 September 2017 - 9 September 2017, which is outwith the Council's policy.

(ii) Public Charitable Collection - Soldiers off the Street, Scotland

The applicant, having been duly cited to attend, was not present. The applicant has applied for a Charitable Collection on 9 September 2017, which is outwith the Council's policy.

(iii) Public Charitable Collection - Royal British Legion Scotland, Largs Branch

The applicant, having been duly cited to attend, was present. The applicant has applied for a Charitable Collection on 2-3 September 2017, which is outwith the Council's policy.

(iv) Public Charitable Collection - Royal British Legion Scotland, Largs Branch

The applicant, having been duly cited to attend, was present. The applicant has applied for a Charitable Collection on 9-10 September 2017, which is outwith the Council's policy.

Members asked questions and received clarification from the Solicitor (Licensing) and the parties in attendance in respect of the applications.

Thereafter, those present withdrew to allow the Committee to deliberate, returning to hear the Committee's decision in respect of all applications.

Decision

The Committee unanimously agreed (a) that there were sufficient grounds to treat the cases as exceptions to the Council's policy on street collections; (b) to grant the applications in terms of Section 119 of the Civic Government (Scotland) Act 1982, subject to (i) the Council's standard conditions; and (ii) additional conditions applied to particular Permissions under Section 119(5), namely (i) Asthma UK Scotland being limited to Saturday 2 September and Saturday 9 September within the Main Street area of Largs only; (ii) Soldiers Off The Street Scotland being limited to Gallowgate Square, Largs specifically; and (iii) Royal British Legion Scotland being limited to operate within a gazebo at the Viking Festival.

The Committee repeated the Resolution made earlier at item 3.2 to exclude Press and Public.

Part B: Applications for Grant/Renewal of Licences

3.6 Taxi Driver's Licence: TDL/2030 - James McMeekin

The Committee unanimously agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

3.7 Taxi Driver's Licence: TDL/2026 - Scott William Walker

The Committee unanimously agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

3.8 Second Hand Dealer's Licence: SHDL/194 - Gianpiero Narducci

The Committee unanimously agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

4. Licensing of Street Traders

Submitted report by the Chief Executive on changes in Licence conditions and application practice.

The main revision to the Licence conditions is that rules pertaining to stopping time and proximity to premises selling similar goods or services and schools/educational establishments will (a) not apply while the licence holder is trading at a public entertainment event or market held within North Ayrshire, if the event or market either holds a separate licence under the Civic Government (Scotland) Act 1982 or is exempt from holding a licence; and (b) apply if the licence holder is trading at any other time or place. In addition, the Council's Licensing Service proposes to alter practice to allow for street trading without a Street Trader's Licence, where (a) the vehicle, kiosk or moveable stall is operated within land covered by a Public Entertainment Licence; and (b) the operator of the vehicle, kiosk or moveable stall is the holder of that Licence or travels from place to place with that holder. The report included information on the legal context for the changes and the benefits to applicants.

Noted.

5. Review and Fixing of Taxi Scales (Civic Government (Scotland) Act 1982, Sections 17 to 18A)

Submitted report by the Chief Executive on the procedure for reviewing and fixing taxi scales in terms of the Civic Government (Scotland) Act 1982, Sections 17 to 18A.

Taxi fares and other charges are limited to the Scales fixed by the Licensing Authority (1982 Act, Section 17). These are the maximum amounts which may be charged. It is open to operators to discount these rates if they wish. The Licensing Authority must fix those scales within 18 months of the current Scales coming into effect. The current Scales came into force on 1 August 2016, so the new scales should take effect no later than 1 February 2018.

Before fixing scales, the Licensing Authority must review the Scales in accordance with Section 17(4A). The appendix to the report set out a possible timetable for the review process.

The Committee agreed (a) to approve the proposed timetable for the review and fixing of taxi scales, as set out in the appendix to the report; and (b) that the trade consultation with taxi operators take place on a date to be agreed between Committee Members and the Solicitor (Licensing).

6. Licensing of Taxis and Private Hire Cars - Drivers' obligations to passengers using wheelchairs - Equality Act 2010

Submitted report by the Chief Executive which advised of changes in legislation and propose action in response to the changes.

The Equality Act 2010 imposes duties on the drivers of certain taxis and private hire cars, and this system was commenced on 6 April 2017. The report, which recommended that a draft list of designated taxis be made, but not a list of designated private hire cars, set out the process for considering and approving such a list.

The report noted that, in the future, the Committee might review the Vehicle Specification, and might then require that any Private Hire Car Licence to be granted should relate to a 'wheelchair accessible' vehicle.

The report also set out the difference between 'wheelchair licence' taxis (of which there are 29 in North Ayrshire) and 'wheelchair modified' (of which there are 5), both of which confirm to "Accessibility Requirements" as defined by Section 167(5) of the aforementioned Act. It proposed that the 'Taxi List' should be in two parts, corresponding to the distinction between the two vehicle types.

The Committee agreed:-

(a) that there should be a list of designated taxis, but not a list of designated private hire cars;

(b) that it be remitted to the Solicitor (Licensing) to prepare the draft list;

(c) to instruct the Solicitor (Licensing) to (i) intimate to the holders of the relevant operator's Licences that the Committee proposed to designate the licensed vehicle, (ii) advise them of the legal consequences of this and (iii) invite representations;

(d) continue consideration of the proposed list to await representations;

(e) after considering any representations, to determine what that list should contain;
and

(f) thereafter, to instruct the Solicitor (Licensing) to publish that list on the Licensing Committee website, with a summary of the relevant law.

The Meeting ended at 12.35 p.m.



**North Ayrshire Health and Social Care Partnership
Minute of Integration Joint Board meeting held on
Thursday 17 August 2017
at 10.00 am, Council Chambers, Cunninghame House, Irvine**

Present

Stephen McKenzie, NHS Ayrshire & Arran (Chair)
Councillor Robert Foster, North Ayrshire Council (Vice Chair)

Councillor Timothy Billings, North Ayrshire Council
Councillor Christina Larsen, North Ayrshire Council
Bob Martin, NHS Ayrshire & Arran
Dr Janet McKay, NHS Ayrshire & Arran
Alastair McKie, NHS Ayrshire & Arran
Councillor John Sweeney, North Ayrshire Council

Stephen Brown, Interim Director North Ayrshire Health and Social Care (NAHSCP)
Margaret Hogg, Section 95 Officer/Head of Finance
David MacRitchie, Chief Social Work Officer – North Ayrshire
Alistair Reid, Lead Allied Health Professional Adviser
Louise McDaid, Staff Representative – North Ayrshire Council
David Donaghey, Staff Representative – NHS Ayrshire and Arran
Marie McWaters, Carers Representative
Fiona Thomson, Service User Representative
Nigel Wanless, Independent Sector Representative
Vicki Yuill, Third Sector Representatives

In Attendance

David Rowlands, Head of Service (Health and Community Care)
Jo Gibson, Principal Manager (Planning and Performance)
Thelma Bowers, Head of Service (Mental Health)
Eleanor Currie, Principal Manager (Finance)
Helen McArthur, Senior Manager (Community Care Services)
Donna McKee, Head of Service (Children, Families and Criminal Justice)
Karen Andrews, Team Manager (Governance)
Diane McCaw, Committee Services Officer

Also In Attendance

Anthea Dickson

Apologies for Absence

Dr Paul Kerr, Clinical Director
Dr Mark McGregor, Acute Services Representative
Sally Powell, Carers Representative

1.	<p>Apologies</p> <p>Apologies were noted.</p> <p>The Chair indicated that Members should remember to submit their apologies if they are unable to attend Board Meetings.</p>	IJB Members
2.	<p>Declarations of Interest</p> <p>In terms of Standing Order 7.2 and Section 5.14 of the Code of Conduct for Members of Devolved Public Bodies the following Members declared an interest:-</p> <p>Nigel Wanless – Item 9 – Care at Home Outsourced Service Provision – Update on the basis that he is a care home provider.</p>	
3.	<p>Minutes/Action Note</p> <p>The accuracy of the Minutes of the meeting held on 20 July 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.</p>	
3.1	<p>Matters Arising from the Action Note</p> <p>Development and Implementation of a North Ayrshire Social Enterprise Strategy – clear timescales have been set and a report will be submitted to the next meeting of the IJB.</p> <p>Volunteering Strategy – now in receipt of a guidance letter from the Scottish Government and will continue to develop new volunteering strategy with guidance in mind. A first draft will be circulated in October/November for initial comment with a final draft being submitted to the IJB in December.</p> <p>Public Partnership Forum (PPF) – a meeting has now taken place with the Assistant Director of Nursing and Acute Care to agree a way forward. Hope to meet before the end of August with PPF Members regarding the structure of PPF and also to get a view on the review of Integration Scheme.</p> <p>Technology Enabled Care (TEC) and Innovation – a report will now be submitted to the November meeting to enable NHS scrutiny first.</p> <p>Integration Joint Board Appointments – note that the Health and Care Governance Group have now had their first meeting involving service user/carer representatives.</p> <p>Annual Performance Report 2016-17 - hard copies available for members at the meeting.</p> <p>Kilwinning Locality Partnership Forum – has been issued with an invitation to nominate a Chair who will attend future IJB meetings. There has been no response to date and this will be chased up.</p>	<p>V. Yuill</p> <p>Jo Gibson</p>

4.	<p>Presentation: What's Important to Me</p> <p>The Board received a video presentation from the Children and Families Service about children whose parents have addiction issues. The video concerned the stories of 4 young girls who had also been involved in scripting and casting for the video. The powerful video was launched last year and is now being utilised by service users within addiction services as a motivation tool around how addictions are managed. The video also won an international film award in France.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> the logic behind letterbox contact which is about reintroducing sibling contact at a pace that suits. <p>The Board (a) agreed that Shannon Morrison be invited to meet informally with Members of the IJB, possibly in the October holiday period; and (b) otherwise noted the video presentation.</p>	K. Andrews
5.	<p>Director's Report</p> <p>Submitted report by Stephen Brown, Interim Director NAHSCP on developments within the North Ayrshire Health and Social Care Partnership.</p> <p>The report highlighted works underway in the following areas:-</p> <ul style="list-style-type: none"> Child and Adolescent Mental Health Service (CAMHS); Forensic Child and Adolescent Mental Health Unit (FCAMH); Ayrshire Achieves; Social Enterprise Network – a paper will be provided to the next meeting of the IJB; Woodland View – formal invitations have been issued to Members for the official opening; Veterans 1st Point; Joint Thematic Inspection of Adult Support and Protection in the North Ayrshire area – the Care Inspectorate will present findings from the inspection in January 2018; Change Programme Update; Vision for Community Mental Health; Learning Disability Service; North Ayrshire Drug and Alcohol Recovery Service; Challenge Fund; and Public Partnership Forum. <p>Members were advised that there will be a private briefing for IJB Members on 28 August 2017 on reviewing the Integration Scheme. Karen Andrews will re-issue the invitation to Members highlighting the session date.</p>	<p>Stephen Brown</p> <p>Karen Andrews</p>

	<p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • confirmation that North and East Integration Schemes are being reviewed and that South are not taking part in the process; • the session with Members to discuss the review of the Integration Scheme being open and frank and highlighting potential issues to be faced; and • arrangements around the joint thematic inspection of adult support and protection which commences on 30 October 2017 with findings being presented in January 2018. <p>Noted.</p>	
6.	<p>2017/18 Financial Performance Update</p> <p>Submitted report by Eleanor Currie, Principal Manager (Finance) which provided an overview of the 2017/18 financial position of the NAHSCP and outlined mitigating action required to bring the budget online, which assumes the use of savings generated in 2017/18 from Challenge Fund proposals.</p> <p>The Board was advised that approval of the mitigation action would assist in ensuring spend is contained within the budgeted resources delegated for the commissioning of services with the exception of the £3.873m of expenditure reduction and savings still to be identified. A decision on the balance of the mitigating action would require to be made at the next meeting of the IJB.</p> <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> • demand on services and demographic pressures; • funding against the trend of target setting; • the criteria used to set Governmental targets being different from actual demand; • the scrutinising role of the external auditors; • the accuracy of projections on where further savings can be made; • the real impact of any proposed savings; and • any future human resource implications for the third and independent sectors as well as Partnership staff. <p>Members were advised on the wider elements around funding for the public sector in general and that a meeting will take place in mid September with the Cabinet Secretary to discuss the pressures being faced locally in balancing demand with the budget.</p> <p>The Chair asked that mitigation proposals be provided to Members early to give time to consider the full implications of economies prior to the formal IJB meeting.</p> <p>Information on demographics which had been circulated to the Performance and Audit Committee would also be circulated to Members.</p>	<p>Margaret Hogg</p> <p>Jo Gibson</p>

	<p>The Board agreed (a) to note the projected financial outturn for the year; (b) to approve the action being proposed to potentially mitigate the overspend; (c) to note the savings gap in relation to Health budgets and plans to further develop proposals; and (d) to receive a further report to the September meeting detailing final mitigation plans to allow presentation of a balanced budget.</p>	Eleanor Currie
7.	<p>Health and Sport Committee Draft Budget: 2018/19</p> <p>Submitted report by Margaret Hogg, Head of Finance on the response provided to the Scottish Government's call for views in relation to the Health and Sports Committee Draft Budget for 2018/19, prior to the submission deadline of 26 July 2017.</p> <p>Appendix 1 to the report, outlined in full the response provided to the Scottish Government and highlighted:-</p> <ul style="list-style-type: none"> • that the focus of reporting should be on the outcomes the funding achieves or is intended to achieve; • additional resources would be most effectively deployed to community based, preventative services and transformational investment; • information on the financial pressures facing NAHSCP; and • some of the early successes which have been secured as a result of integration. <p>The Board was advised that there may be a further opportunity to provide more evidence as a result of responses submitted.</p> <p>The Board agreed to (a) homologate the response submitted to the Scottish Government, as outlined in Appendix 1 to the report; and (b) note that the outcome of the Health and Sport Committee would be reported back to the Board in due course.</p>	
8.	<p>Peer support, recovery and employability support services for people with mental health problems in North Ayrshire</p> <p>Submitted report by Dale Meller, Senior Manager Community Mental Health on the redesign and re-commissioning of mental health peer support, recovery and employability support services in North Ayrshire.</p> <p>The report provided information on:-</p> <ul style="list-style-type: none"> • mental health support services provided by Positive Steps and a review of Positive Steps in 2014; • individualised placement support (IPS) which is a specialised intervention model which supports people with mental health problems gain paid work; • A scoping exercise into Recovery Colleges, undertaken in North Ayrshire in June 2017, which found that the development of a recovery college would encompass peer support and co-production as well as promoting recovery; and • The proposal to develop an integrated peer support, recovery and employability service, as outlined in 3.1 and 3.2 of the report. 	

	<p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> the overall cost of £279k for the Positive Steps services which is not broken down within the report; and future options around the financial specification and the risk implications to the level of funding allocation for this service that will be provided to the Board. <p>The Board agreed to (a) approve the development of an integrated support services; and (b) that the tender specification be brought back to the Board for approval at a future meeting.</p>	Dale Mellor
9.	<p>Care at Home Outsourced Service Provision</p> <p>Submitted report by David Rowland, Head of Service (Health and Community Care) on the progression of the tender exercise to appoint suitable service providers to deliver care at home services.</p> <p>The report provided details of the current delivery of care at home services in North Ayrshire, Framework Contracts that had been in place and included information on:-</p> <ul style="list-style-type: none"> contracts that had been extended by Cabinet in 2017; the tender exercise for a 2 year multi-lot Framework Agreement with an option to extend by 2 twelve month periods that had been approved by the IJB in March 2017; the Framework shall include quality measures and manage this via the Partnership's Contract Management Framework; the percentage split of inhouse/outsources provision will change to a maximum of 70% (inhouse) and 30% (outsourced), as determined by the market; the Provision of Care at Home Services Specification, as detailed in Appendix 1 to the report; and the timetable and projected dates for the tender process. <p>Members asked questions and were provided with further information in relation to:-</p> <ul style="list-style-type: none"> the service undertaken by North Ayrshire in relation to the procurement exercise; an assurance around the financial implications related to the 9% service delivery returning to inhouse provision and arrangements to align resources accordingly; service provider expectations in relation to what they will be delivering; and clear performance indicators and expectations in relation to staff of providers within the tender specification. <p>The Board agreed to support the progression of the tender exercise to appoint suitable Service Providers to deliver flexible care and support services to individuals who require care at home services.</p>	
10.	Minutes	

	Submitted the minutes of the meeting of the North Ayrshire Strategic Planning Group held on 23 March 2017. The Board agreed (a) to note the minutes of the meeting; and (b) that in future the Minutes of the Strategic Planning Group will feature under the main business of the Board and not simply be noted.	
	The meeting ended at 12.20pm	

Signed in terms of the Public Bodies (Joint Working) (Integration Joint Boards) (Scotland) Order 2015

Signed by

Date

Audit and Scrutiny Committee
22 August 2017

Irvine, 22 August 2017 - At a Meeting of the Audit and Scrutiny of North Ayrshire Council at 10.00 a.m.

Present

Marie Burns, Margaret George, Joy Brahim, Alan Hill (Items 1 - 8), Tom Marshall, Donald Reid and John Sweeney

Also Present

Jim Montgomerie, Timothy Billings and Steven Gallacher (Items 1 - 3).

In Attendance

E. Murray, Chief Executive; L. Friel, Executive Director, F. Walker, Head of Service (People and Transformation), P. Doak, Senior Manager (Internal Audit, Risk and Performance) S. Humphries, Chief Revenues and Benefits Officer, D. Miller, Complaint and Feedback Manager, E. Nixon, Customer Services Operational Manager, J. Hamilton, Employment Services Manager (Finance and Corporate Support); A. Sutton, Head of Service (Connected Communities) A. McClelland, Head of Service (Learning and Improvement) and C. Maxwell, Senior Manager (Education and Youth Employment); Y. Baulk, Head of Service (Physical Environment) (Place); S. Brown, Interim Director (Children, Families and Criminal Justice); A. Fraser, Head of Democratic Services, A. Todd, Senior Policy and Performance Officer and A. Little, Committee Services Officer (Chief Executive's).

Chair

Councillor Burns in the Chair.

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Minutes

The Minutes of the meeting of the Audit and Scrutiny Committee held on 30 May 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Call In: Closure of Arran Public Toilets

Submitted report by the Chief Executive on a Call In Request received in respect of the decision taken by the Cabinet at its meeting on 20 June 2017 in respect of the report on the Petition in respect of the Closure of Arran Public Toilets. A copy of the Cabinet report was provided at Appendix 3 to the report.

At its meeting on 30 May 2017, the Audit and Scrutiny Committee considered a report on a petition, signed by at least 10 petitioners and supported by approximately 2,000 online signatories, asking the Council to reconsider the closure of Arran public toilets. The terms of the petition and supporting documentation were outlined in Appendix 1 to the report. The Executive Director (Place) provided a briefing note on the background to the matter, which was set out at Appendix 2. The Committee agreed to refer the petition to Cabinet for its consideration.

The Cabinet, at its meeting on 20 June 2017, considered a report (Appendix 3) on the outcome of the Audit and Scrutiny Committee's consideration of the petition in relation to Arran toilets and heard from the principal petitioner, Mr Calderwood, and the Head of Service (Physical Environment). The Cabinet agreed to make no change to the decision of Council on 17 February 2016 and to support the continued work between Facilities Management, Connected Communities and the local community groups on Arran.

A request was received in terms of the Call In procedure set out in the Council's Scheme of Administration and Standing Orders, that the Scrutiny and Petitions Committee examine the decision taken by the Cabinet.

The Call In request, which was signed by Councillors Billings, Gallacher and Stephen, in the following terms:-

"Reason for Call In - The closure of the toilets is causing real hardship that the Council has not recognised. Arran is a rural community with a very large number of visitors. The lack of public toilets in key sites is causing public nuisance and is a threat to public health.

A proposal for funding the toilets was put forward that was not investigated or considered.

The closure of the toilets was designed to save money, however, there is a possibility that no actual saving has been achieved, in which case the toilets could be reopened at no cost. The staff involved has been 'allocated other duties'.

The Council continues to avoid making a statement that the provision of publicly available toilet facilities, and there is nothing that requires the Council to take toilet provision in to account when making decisions about future development or plans for public spaces or infrastructure.

Desired Outcome - to confirm that a real saving has been made in closing the toilets on Arran, and to explain how that saving has been made.

To fully investigate the possible use of the Community Investment Fund to pay for reopening the 4 closed toilets.

To obtain agreement that the provision of public toilets is an essential part of community planning, and that the Council develops a strategy that ensures the provision of publicly available toilets is enshrined in the Councils approach to community planning.

The Head of Democratic Services summarised the procedure for considering the Call In request and set out the circumstances surround the Cabinet decision. He also referred to an updated briefing paper provided at Appendix 4 to the report.

Thereafter, the Members who had requested the Call In were invited to speak. Councillor Billings expressed the view that the Council's decision to close public toilets was ill-considered. He referred to a recent Council consultation that had been considered a success but had generated much less interest than that of the Arran Toilets petition. Councillor Billings considered that the Council should develop a strategy that ensures the provision of publicly available toilets and that a fund should be established for community groups to provide support for the costs of the maintenance, repairs and improvements for community run toilet facilities.

Councillor Billings acknowledged that further progress had been made in respect of the toilets at Lochranza, Blackwaterfoot and Lamlash and sought further information in relation to the savings that have been achieved by closing the toilets on Arran.

The Chair then invited Councillor Montgomerie, as the Place portfolio-holder to address the meeting. Councillor Montgomerie referred to Appendix 4 to the report. In response to Councillor Billings questions relating to savings, the Head of Service (Physical Environment) noted that the £55,000 savings had been removed from budgets on 1 April 2017, and related to the closure of all toilets in North Ayrshire. In relation to Arran, saving were:-

Weekend overtime - £9,000

Vehicle and fuel - £5,000

Cleaning costs - £5,000

Midweek cleaning staff moving to other duties, including verge cleaning (cost avoidance as verge maintenance was previously undertaken by an external contractor as part of a £30,000 contract, and has now been brought back in-house)

The Committee was also advised that a Community Asset Transfer is actively being progressed for the facilities at Blackwaterfoot. Connected Communities have worked with groups to provide assistance with governance and financial requirements. Groups have also been provided with a range of cleaning materials and supplies to provide a stock for the first few months of operation.

Councillor Billings advised that proposals in respect of the toilets at Lamlash will be presented to next meeting of Lamlash Improvements.

The Committee agreed not to support the Call In Request, on the basis that further progress had been made in transferring the responsibility for public toilets to community groups.

Councillors Montgomerie, Billings and Gallacher left the meeting at this point.

4. Internal Audit Reports Issued

Submitted report by the Executive Director (Finance and Corporate Support) on the findings of Internal Audit work completed between 1 May and 31 July 2017. Appendix 1 included the Executive Summary and Action Plan for each audit and provided information on the findings from 5 separate audit assignments.

Members asked questions and were provided with further information in relation to:-

- a more systematic approach that has been taken to progress actions in relation to email controls in Education and Youth Employment, that include a full training programme for 2017/18 for school staff;
- printing to a personal printer when working from home that is prohibited for staff and Elected Members;
- referrals that are investigated by the Corporate Fraud Team in relation to the misuse of Blue Badges;

Noted.

5. Internal Audit and Corporate Fraud Action Plans: Quarter 1 update

Submitted report by the Executive Director (Finance and Corporate Support) on the progress made by Council services in implementing the agreed actions from Internal Audit and Corporate Fraud reports as at 30 June 2017. The report provided information on the actions outstanding at the end of March 2017 and Appendix 1 gave information of the 11 actions that were not completed within the agreed timescales.

Members asked questions and were provided with further information in relation to progress that has been made by Education and Youth Employment to ensure staff have signed the Corporate Acceptable Computer Use Policy, a range of measures that have been put in place to ensure compliance with the Digital Strategy, such as discussion of this item at the Head Teachers' meeting, inclusion of the signing of the policy as part of the starter process for all new staff, mandatory training for all staff, an email reminder to chase up those who have not signed the policy and the purchase of meta compliance software.

Noted.

6. Local Scrutiny Plan and National Scrutiny Plan 2017/18

Submitted report by the Executive Director (Finance and Corporate Support) on the Local Scrutiny Plan (LSP) for 2017/18 prepared by the Local Area Network of external scrutiny bodies and the National Scrutiny Plan, which brings together all LSPs and is prepared by the Strategic Scrutiny Group.

The Committee agreed to note the positive report.

7. Audit Scotland Housing Benefit Performance Audit annual update 2016/17

Submitted report by the Executive Director (Finance and Corporate Support) on the findings of Audit Scotland's review of Housing Benefit Performance Audit annual update 2016/17, which was set out in full at Appendix 1 to the report. Audit Scotland identified three key risks relating to accuracy checking, business planning and performance reporting and interventions and these were set out in Appendix 2.

Members asked questions and were provided with further information in relation to:-

- preparations that have been undertaken for the roll out in North Ayrshire of Universal Credit in November 2017 that includes engagement with Council tenants and the provision of advice on money management such as Standing Orders and Direct Debits; and
- monthly meetings that take place with the Department for Work and Pensions and processes in place for managed payment to protect the payment of rent and sustain tenancies.

Noted.

8. End of year 2016/17 Progress Reports - Council Plan/Directorate Plans

Submitted report by the Chief Executive on the Council Plan 2015/20 and Directorate Plans 2015/18 as at 31 March 2017. Appendix 1 to the report provided a status summary for each of the 57 performance measures, with Appendix 2 detailing explanations for those measures adrift of target. Appendix 3 set out revised measures, as agreed by the Executive Leadership Team. Appendices 4 - 9 set out the Directorate Plans for Democratic Service, Finance and Corporate Support, Education and Youth Employment, Economy and Communities, Place, and Health and Social Care Partnership respectively.

Members asked questions and were provided with further information in relation to:-

- a clear marketing strategy and timeline that has been put in place to progress ebilling;
- a range of measures that are used to measure town centre footfall;
- data on tourism visitor numbers that is being analysed and will be available shortly.

Councillor Hill left the meeting at this point.

Democratic Services

- the positive impact of proactive press releases; and
- a number of meetings that will take place over the next few months with politicians and an announcement that is expected in the autumn in respect of the Ayrshire Growth Deal.

Finance and Corporate Support

- the mobile working pilot that will feed into the workplace rationalisation and savings that are anticipated when rolled out to all Directorates; and
- the responsibility of each Directorate to deliver services within budget.

Education and Youth Employment

- vacancies within schools that are managed appropriately and discussions with Ayrshire College to assist with the provision of Home Economic teaching in the short term as the result of a vacancy;
- an increase that has been achieved in National 5's;
- the Professional Learning Academy that targets training to teachers and practitioners in the most deprived areas and also provides 30 different twilight sessions for staff; and
- work with Ayrshire College to ensure high numbers of our young people are entering positive and sustained post-school destinations;

Councillor Sweeney left the meeting at this point.

Place

- reconfiguration of the Private Sector Housing Team to strengthen our approach to supporting tenants and landlords and to bring empty properties back in to use, working in partnership with Building Services and Registered Social Landlords and an event that will be held in October to develop the private sector strategy; and
- the Buy Back scheme that is on track to achieve the targets set.

North Ayrshire Health and Social Care Partnership

- staff absences in some teams within the HSCP that are above target, such as residential care, care at home and mental health that can be attributed to the higher age profiles of staff within these groups and the physical nature of these roles;
- monitoring of staff absences that is undertaken and reviewed at the Performance Review Panels;
- Care at Home capacity that is lost due to cancelled hospital discharges.

Noted.

9. 2016/17 Complaint Report

Submitted report by the Executive Director (Finance and Corporate Support) on the Council's complaint performance and the volumes and trends of complaints received in the period 1 April 2016 - 31 March 2017 and comparative data from 2014/15 and 2015/16. Appendix 1 to the report provided statistical data and information on the range and volume of complaints at all stages of the complaints process.

Members asked questions and were provided with further information in relation to work that is done with services to monitor complaint trends.

Noted.

10. Maximising Attendance Performance – 5 Year Trend

Submitted report by the Executive Director (Finance and Corporate Support) which provided information on sickness absence trends for the period 2012/13 - 2016/17, an analysis of trends and highlighted the policies, procedures and proactive interventions to support the Council's workforce. A range of statistical information was provided, including 9.79 average days lost per employee, set against the target of 7.57 average days.

Members asked questions and were provided with further information in relation to a range of health and wellbeing initiatives in place to prevent sickness absences, such as Livewell and Workwell groups

Noted.

12. Exclusion of the Public

The Committee resolved in terms of Section 50(A)4 of the Local Government (Scotland) Act 1973, to exclude from the Meeting the press and the public for the following item of business on the grounds indicated in terms of Paragraph 1 of Part 1 of Schedule 7A of the Act.

12.1 Corporate Fraud Reports Issued

Submitted report by the Executive Director (Finance and Corporate Support) on the findings of Corporate Fraud investigations completed between 1 May and 31 July 2017.

Noted.

The meeting ended at 12.40 p.m.

Planning Committee
23 August 2017

Irvine, 23 August 2017 - At a Meeting of the Planning Committee of North Ayrshire Council at 2.00 p.m.

Present

Tom Marshall, Timothy Billings, Robert Barr, Ian Clarkson, Robert Foster, Christina Larsen, Shaun Macaulay, Ellen McMaster, Ronnie McNicol and Donald Reid.

In Attendance

J. Miller, Senior Manager (Planning), Paul Brennan, Specialist Environmental Health Officer (Noise), (Economy and Communities); A. Craig, Team Manager (Litigation) (Legal Services), A. Little, Committee Services Officer (Chief Executive's).

Also In Attendance

Rita Holmes (Chair - Fairlie Community Council) and Dr. J Yelland (Fairlie Community Council).

Chair

Councillor Marshall in the Chair.

Chair's Remarks

The Chair advised of a request from Rita Homes, Fairlie Community Council, to record the proceedings of the meeting.

The Committee agreed, in terms of Standing Order 2.2, not to permit the recording of the proceedings of the meeting

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Minutes

The Minutes of meetings of the Committee held on 14 June 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. 17/00034/PPM: Hunterston Construction Yard, Fairlie

SSE Generation Limited have applied for the variation of planning condition No. 1 of a Planning Permission (ref. 14/00164/PPM) to extend the operational time period of the National Offshore Wind Turbine Testing Facility until 14 October 2019.

The application for the variation of condition No. 1 was considered at the meeting of the Planning Committee on 8 March 2017. Objectors addressed the Committee and outlined their objections to the application. The applicant, the applicant's agent and their acoustic consultant responded to the objectors comments and offered to remeasure background noise and re-evaluate noise limits as part of an up upcoming operational noise survey for the Mitsubishi turbine. The Committee agreed to continue the application to a future meeting to allow a further background noise survey to be carried out by the applicant.

The application was reconsidered at the meeting of the Planning Committee on 14 June 2017 however the applicant had been unable to carry out the re-measurement of background noise, due to the original noise consultant not being available to conduct the work and a request by Fairlie Community Council to agree the location of measurement apparatus and procedures for monitoring. The Committee agreed to continue the application to the meeting on 20 September 2017 to allow a further background noise survey to be carried out by the applicant.

A noise survey is now ongoing, however in the intervening period, the applicants have submitted an appeal to the Scottish Ministers against the non-determination of the application by the Council. The applicants are entitled to appeal under Section 47(2) of the Town and Country Planning (Scotland) Act 1997, after a period of four months has lapsed since the application was registered. The application was registered on the 17th January 2017.

The effect of the submission of an appeal, is that the Council can no longer determine the application. However, as part of the appeal process, the Committee are asked to form an opinion on the merits of the case, to form the basis of the Council's evidence to be presented to the Scottish Ministers. It was recommended that the Committee adopt the opinion that planning permission should be granted subject to the conditions contained within Appendix 1 to the report.

In response to a point from Councillor Barr about lobbying, Aileen Craig, Team Manager (Litigation) (Legal Services) advised the Member to have regard to the Councillors' Code of Conduct.

Rita Holmes (Fairlie Community Council) addressed the Committee in support of the objections. Ms Holmes detailed the health issues experienced by 17 local residents which began in 2014 and are believed to be caused by low frequency sound emitted by the Mitsubishi turbine. Ms Holmes went on to detail her symptoms which include nausea, lack of coordination and speech and breathing difficulties when the turbines are running. These symptoms do not subside until she leaves the village.

Ms Holmes also raised concerns regarding SSE's perceived attempts to establish a permanent facility at Hunterston though varying planning conditions; the lack of manufacturing facilities which were promised in the original planning application; North Ayrshire Council's failure to implement the precautionary principal in relation to public health; and finally the methods used by North Ayrshire Council Environmental Health to measure and monitor the sounds emitted by the turbines.

Finally, Ms Holmes made the Committee aware the Dr John Yelland, Independent Acoustician, was present to answer any questions about infrasound and requested that the Committee recommend the application is rejected as it is the responsibility of SSE to prove they are safe, not of residents to prove the contrary.

The applicant was not in attendance to respond to the objections.

The Senior Manager (Planning) informed the Committee of further objections to the application from local Councillors Murdoch, Hill and Gallagher and West Kilbride Community Council. He then outlined the terms of the planning report and Members had the opportunity to ask further questions and received clarification on the following:-

- the impact which wind direction, land and water mass has on the sounds created by the turbines;
- the scope and current standards of sound testing which has been carried out by environmental health; and
- timescales associated with the Council submitting recommendations for the appeal process.

The Committee agreed that it would adopt the opinion that planning permission should be refused on the following grounds:

1. The proposal would be contrary to Policy PI9 and criteria a), b), and c) of the General Policy of the Adopted North Ayrshire Council Local Development Plan by reason of:
 - Inappropriate in design and scale to its surroundings;
 - Unacceptable adverse impact on the intrinsic landscape qualities of the area;
 - Location within an area designated as High Sensitivity in the Landscape Capacity Study for Wind Farm Development in North Ayrshire;
 - Adverse impact on the built and natural historic heritage of Hunterston Castle, Hunterston House and views from the Historic Gardens and Designed Landscape at Kelburn Castle;
 - Contrary to the Ayrshire Supplementary Guidance: Wind Farm Development (October 2009)
2. The proposal would be contrary to Policies HES(a) and HE5(a) of the adopted North Ayrshire Council Local Development Plan by reason of its detrimental impact on the built and natural historic character of Hunterston Castle, Hunterston House and impact on views from the Historic Gardens and Designed Landscape at Kelburn Castle
3. The proposed development would set an undesirable precedent for further developments at this sensitive location.

The Committee requested, given the representations from the local community that Scottish Ministers be requested when determining the appeal to satisfy themselves that the development is not impacting detrimentally on the health of local residents.

4. 14/00593/PPPM: Site to West of First Avenue, Stevenston Industrial Estate

Clowes Developments (Scotland) Ltd were granted planning permission in principal in 2015 for a residential development on a site to the West of First Avenue, Stevenston Industrial Estate, Stevenston subject to (a) the applicants entering into a Section 75 Agreement (i) to specify the nature and extent of new employment provision or improvements to existing employment space as detailed within an agreed business plan; and (ii) to secure an appropriate affordable housing contribution at a rate of 10%; and (b) a number of planning conditions (14/00593/PPPM).

The applicant has requested that the requirement for a Section 75 Agreement be removed as both of the above issues could be covered by conditions of the planning permission in principal.

The Committee agreed to (a) remove the proposed Section 75 Agreement and (b) Grant subject to the following conditions:

1. That the approval of North Ayrshire Council as Planning Authority with regard to the siting, design and external appearance of, landscaping and means of access to the proposed development shall be obtained before the development is commenced.
2. That prior to the commencement of the development hereby approved, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority a scheme to deal with contamination on the site. The scheme shall contain details of proposals to deal with contamination including:
 - a) the nature, extent and type(s) of contamination on the site, including the testing of groundwater for explosives residue and a review of the Mason Evans site investigation report dated February 2008 submitted in support of the application;
 - b) measures to treat/remove contamination to ensure the site is fit for the use proposed, including details of phasing of the proposed measures;
 - c) measures to deal with contamination during construction works; and
 - d) the condition of the site on completion of decontamination measures.

All documentation shall meet BS10175:2011, be verified by a suitably qualified Environmental Consultant, and submitted to the satisfaction of the North Ayrshire Council as Planning Authority.

Thereafter the presence of any significant unsuspected contamination which becomes evident during the development of the site shall be reported to North Ayrshire Council and treated in accordance with an agreed remediation scheme.

On completion of the proposed works, written verification of what was done by way of remediation shall be submitted to North Ayrshire Council as Planning Authority.

3. That prior to the commencement of the development hereby approved, the applicant shall submit a Phasing Plan for the written approval of North Ayrshire Council as Planning Authority to include all land within the application site, and the development shall progress in accordance with the approved Phasing Plan unless North Ayrshire Council as Planning Authority gives written consent to any variation.
4. That the further application(s) for approval under the terms of Condition 1 shall be accompanied by a scheme to treat the surface water arising from the site in accordance with the principles and practices contained in CIRIA's "Sustainable Urban Drainage Systems Manual", published in March 2007, shall be submitted to, and approved by North Ayrshire Council as Planning Authority. Thereafter any scheme that may be approved shall be implemented prior to the completion of the development and maintained thereafter to the satisfaction of North Ayrshire Council as Planning Authority.
5. That the further application(s) for approval under the terms of Condition 1 shall include a revised/updated Transportation Assessment which details of both vehicle speeds and traffic counts for both Lundholm Road and First Avenue.
6. The proposed development shall be designed in accordance with the principles of the Scottish Government's "Designing Streets" and "Designing Places" policy documents and shall provide a minimum of 2 points of vehicular access from existing road network and multiple points of pedestrian access to the satisfaction of North Ayrshire Council as Planning Authority.
7. That the further application(s) for approval under the terms of Condition 1 shall include detailed proposals for (i) the provision of landscaping along the eastern boundary of the site to form a suitable buffer between the development site and the adjacent industrial area, and (ii) the retention and protection of trees along the western boundary of the site adjacent to residential properties on the eastern side of Lundholm Road, all to the satisfaction of North Ayrshire Council as Planning Authority.
8. That the further application(s) for approval under the terms of Condition 1 shall include detailed proposals for the nature and extent of new employment provision or improvements to existing employment space as detailed within an agreed business plan.
9. That the further application(s) for approval under the terms of Condition 1 shall include detailed proposals to secure an appropriate affordable housing contribution at a rate of 10%.

5. 17/00681/PP: Derrilin View, Gateside, Beith

Mr Ian Maitland, Derrilin View, Gateside, Beith KA15 2LQ, has applied for planning permission for the formation of new vehicular access onto B777, closure of existing access and deletion of condition 1 (b) of planning permission in principle ref. 08/00473/PPP.

The Committee agreed to grant the application subject to the following conditions:

1. That visibility splays of 2.4m must be provided and maintained at the junction with the public road within land under the applicant's control. No item greater than 1.05m above the adjacent carriageway level must be located within the splays all to the satisfaction of the Council, as Roads Authority.
2. That prior to the use of the access, the first 5 metres of the access from the junction with the public road will be hardsurfaced to the satisfaction of the Council, as Planning Authority.
3. approval. Any scheme should reflect the visibility splay requirements of Condition 1. Any scheme approved shall be implemented within the first planting season following approval. Any trees or plants which, within a period of five years from planting die, are removed or become seriously damaged or diseased shall be replaced with others of a similar size and species, unless the Council, as Planning Authority, gives written consent to any variation.

6. 17/00581/PPM: Site 21 Crompton Way , North Newmoor Industrial Estate, Irvine

Persimmon Homes & Dawn Developments Ltd has applied for planning permission for the erection of residential development comprising of 93 dwellinghouses with associated roads, paths, open space and landscaping at Site 21 Crompton Way, North Newmoor Industrial Estate, Irvine.

Planning permission was approved in June 2016 for the erection of 144 dwellinghouses (ref: 16/00070/PPM) which consisted of two phases (phase one, with 90 dwellings and phase two with 54). The current application site relates only to the previously approved phase one site and would increase the number of previously approved houses by three.

The Committee agreed to grant the application subject to the following conditions:

1. That no development shall take place until there has been submitted to and approved by North Ayrshire Council as Planning Authority a scheme of landscaping, which shall include details of species, planting densities, soil treatment and aftercare and shall include indications of all existing trees and hedgerows on the land and details of any to be retained together with measures for their protection in the course of the development.

2. That all planting, seeding or turfing comprised in the approved details of landscaping shall be carried out in the first planting season and seeding seasons following the occupation of the buildings or the completion of the development, whichever is the sooner; and any trees or plants which, within a period of five years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of a similar size and species, unless North Ayrshire Council as Planning Authority gives written consent to any variation.
3. That prior to the occupation of any of the dwellinghouses and where Council adoption of open space and landscaped areas is not to be pursued, details of the proposed factor or management agency for all areas of open space, landscaping and SuDs area within the site shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the areas of open space and landscaping shall be maintained and managed in accordance with the details as may be approved under the terms of Condition 1 above.
4. That, prior to the commencement of the development, details of all boundary treatments to be formed shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, all boundary fences and/or walls as may be approved relating to or adjacent to each plot shall be erected prior to the occupation of the dwelling within that plot. All other boundary treatments shall be erected prior to the completion of each phase within the development, all to the satisfaction of North Ayrshire Council as Planning Authority.
5. That, prior to the commencement of the development, hereby approved, full details of any treeworks and tree protection measures for the development shall be submitted for the written approval of North Ayrshire Council as Planning Authority. The details shall comply with the principles and practices contained in "BS 5837:2012 - Trees in relation to design, demolition and construction - Recommendations." Detailed plans indicating tree protection fencing to be erected, an Arboricultural Impact Assessment and an Arboricultural Method Statement shall be submitted for written approval. For the avoidance of doubt:
 - there shall be no treeworks undertaken during the main bird breeding season (March - September);
 - all tree protection measures to be erected shall be maintained in a satisfactory condition for the duration of all engineering and construction operations until the completion of the development. Thereafter, the development shall be implemented only in accordance with such details as may be approved to the satisfaction of North Ayrshire Council as Planning Authority.

6. That prior to the commencement of development, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority details of a scheme for the delivery of a 15% affordable housing contribution in accordance with LDP Policy RES 4 (Affordable Housing). Thereafter, the affordable housing contribution shall be implemented only in accordance with such scheme as may be agreed with North Ayrshire Council as Planning Authority, unless otherwise agreed in writing.
7. The noise mitigation measures detailed within paragraphs 7.4 and 7.6 of the Noise Impact Assessment prepared by Bureau Veritas and submitted in support of the application shall be implemented during the construction of the dwellinghouses hereby approved to the satisfaction of North Ayrshire Council as Planning Authority.
8. That the first 2 metres of the driveways shall be hard surfaced in order to prevent deleterious material being carried onto the carriageway and designed in such a way that no surface water shall issue from the access onto the carriageway.
9. That connecting public paths within the site shall be constructed to a multi user and all abilities access standard to the satisfaction of North Ayrshire Council as Planning Authority.
10. That, prior to the commencement of the development, a drainage strategy and plan shall be submitted for consideration and approval in writing by North Ayrshire Council as Planning Authority. This shall include confirmation and certification by a suitably qualified person that a scheme to treat the surface water arising from the site including the wider master plan site has been prepared in accordance with the principles and practices contained in 'The SuDS Manual' (CIRIA report C753, published November 2015). Thereafter, the certified scheme shall be implemented prior to the completion of the development and maintained thereafter to the satisfaction of North Ayrshire Council as Planning Authority.
11. That, prior to the erection of any of the dwellinghouses hereby approved, a detailed schedule of the proposed external finishes for each of the dwellinghouses together with a plan and schedule of the surface treatments to be used on the roads and footpaths within the site shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the houses, roads and footpaths shall be constructed only in accordance with such details as may be approved to the satisfaction of North Ayrshire Council as Planning Authority.

12. That prior to the commencement of the development, hereby approved, the applicant shall undertake a desk study of the application site, (including the review of any previous site investigations) to assess the likelihood of contamination and assist in the design of an appropriate site investigation and subsequent suitable quantitative risk assessment as advocated in BS10175: 2011. Remediation proposals shall also be presented in relation to any significant findings. All documentation shall be verified by a suitably qualified Environmental Consultant and submitted to North Ayrshire Council as Planning Authority. Any required remediation measures shall be undertaken, prior to the commencement of the development to the satisfaction of North Ayrshire Council as Planning Authority. Thereafter the presence of any significant unsuspected contamination, which becomes evident during the development of the site, shall be reported to North Ayrshire Council and treated in accordance with an agreed remediation scheme. On completion of the proposed works written verification, detailing what was done by way of any remediation, shall also be submitted to the North Ayrshire Council as Planning Authority.

7. 17/00530/PP: Site to north of Corsehillhead Farm, Kilwinning

Cunninghame Housing Association has applied for the deletion of Condition 1 of planning permission ref. 16/01162/PPM to enable the removal of a tree/hedgerow belt on the south western boundary of the site.

On 8th February 2017, the Planning Committee approved the development of 64 new houses on a greenfield site adjacent to Weirston Road on the eastern outskirts of Kilwinning (ref. 16/01162/PPM). Following an archaeological investigation and the discharge of various planning conditions, the development commenced on 29th May 2017.

Condition 1 of the planning permission stated the following:

That the existing tree/hedgerow belt along the south western site boundary shall be retained. Prior to any site operations, details of tree/hedgerow protective fencing shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the protective fencing as may be approved shall be erected for the duration of all site excavations, land engineering and construction operations until the completion of the development and to the satisfaction of North Ayrshire Council as Planning Authority.

It has since been established that ground levels on the site require to be adjusted to ensure a gravity connection for foul drainage, to the south west, and surface water drainage, to the south east can be achieved. One consequence of the adjusted ground levels is that the planning condition which requires the retention of the tree and hedgerow belt along the south western boundary of the site cannot be met. The applicant has committed to replacing the tree and hedgerow with evergreen climbing plants following completion of the project.

The Committee agreed to grant the application.

The meeting ended at 3.00 p.m.

Local Review Body
23 August 2017

Irvine, 23 August 2017 - At a Meeting of the Local Review Body of North Ayrshire Council at 3.05 p.m.

Present

Tom Marshall, Timothy Billings, Robert Barr, Ian Clarkson, Robert Foster, Christina Larsen, Shaun Macaulay, Ellen McMaster, Ronnie McNicol and Donald Reid.

In Attendance

A. Hume, Planning Adviser to the Local Review Body (Item 3) and R. Middleton, Planning Adviser to the Local Review Body (Item 4) (Economy and Communities); A. Craig, Team Manager (Litigation) (Legal Services) and A. Little, Committee Services Officer (Chief Executive's).

Chair

Councillor Marshall in the Chair.

Order of Business

In terms of Standing Order 9.4, the Chair agreed to vary the order of business to allow consideration of Agenda Item 4 (N/16/01176/PP - Site to the North of Fairlie Bowling Club, Main Road, Fairlie - Erection of 19 affordable housing units) as the first item of business.

1. Declarations of Interest

In terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors, Councillor McMaster, as a customer of the applicant, declared an interest in Item 3 (N/16/01126/PP - Jameston Moss, Dalry) and left the meeting for that item of business.

2. Minutes

The accuracy of the Minutes of the meeting of the Committee held on 14 June 2017 was confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Notice of Review: N/16/01176/PP - Site to the North of Fairlie Bowling Club, Main Road, Fairlie - Erection of 19 affordable housing units

Submitted report by the Chief Executive on a Notice of Review by the applicant in respect of a planning application refused by officers under delegated powers for the erection of 19 affordable housing units at the site to the north of Fairlie Bowling Club, Main Road, Fairlie.

The Notice of Review documentation, the Planning Officer's Report of Handling, a copy of the Decision Notice, further representations and the applicant's response to further representations were provided as appendices to the report.

The Planning Adviser to the Local Review Body introduced the matter under review, confirming that the Notice of Review had been submitted timeously by the applicant.

The Planning Adviser thereafter summarised the Notice of Review for the Applicant, the Report of Handling of the Appointed Officer, the representations lodged and the applicant's response to further representations. Photographs and plans of the site were displayed.

The Local Review Body agreed that it had sufficient information before it to determine the matter without further procedure.

Members asked questions and were provided with further information in relation to:-

- previous planning permissions for the site (both of which have expired) that were not relevant to the current application;
- ownership of the site that was not a relevant planning matter;
- the new Local Development Plan which is at a relatively early stage in its preparation, public consultation on the Main Issues Report that took place during the early part of 2017 and an update on progress that was provided to Members in June 2017; and
- that Section 25 of the Town and Country Planning (Scotland) Act 1997 that requires decisions by planning authorities to be taken in accordance with the development plan, unless material considerations indicate otherwise.

Councillor Barr, seconded by Councillor Billings, moved to refuse the application. There being no amendment, the motion was declared carried

Accordingly, having considered all of the information, the Local Review Body agreed to uphold the decision to refuse planning permission on the grounds that:-

1. That the proposed development does not accord with Policies RES1 and RES2 of the North Ayrshire Local Development Plan, which identify appropriate sites for development, as there is an adequate supply of allocated housing land within North Ayrshire.
2. That the proposed development is contrary to Policies ENV2, ENV7 and ENV8 of the North Ayrshire Local Development Plan in that the proposal would (1) represent unjustified development in the countryside, (2) not constitute small scale growth of existing rural housing groups, (3) result in ribbon development with the potential for visual and physical coalescence along the undeveloped coast, and (4) set an undesirable precedent for other unjustified development within the countryside.
3. That the proposed development by reason of its scale, location and design would be contrary to criteria a) and b) of the General Policy of the Local Development Plan and Neighbourhood Design Guidance, as it would (1) result in unacceptable development within the countryside to the detriment of the visual amenity of the area, and create a significant adverse impact on the landscape setting of Fairlie; and (2) due to the location would not offer an acceptable level of residential amenity for future occupants, given the proximity of the site to the A78(T).

Councillor McMaster left the meeting at this point in view of having declared an interest in respect of the next item of business. Councillor Foster also left the meeting as he had not been in attendance at the site visit in respect of the next item of business and was therefore precluded from taking part in the determination of the Review.

4. Notice of Review: N/16/01126/PP - Jameston Moss, Dalry

Submitted report by the Chief Executive on a Notice of Review by the applicant in respect of a planning application refused by officers under delegated powers for the erection of a wind turbine (36m to hub and 47m to blade tip) and formation of an access track and associated infrastructure at Jameston Moss, Dalry.

The Notice of Review documentation and further representations received from interested parties, were provided as Appendices 1 and 2 to the report.

At its meeting on 14 June 2017, the Local Review Body, agreed to (a) proceed to a site familiarisation visit; (b) advise the applicant and interested parties accordingly; and (c) note that only those Members of the LRB who attended the site visit would be eligible to participate in the determination of the review request. A site familiarisation visit was duly held on 15 August 2017, attended by Councillors Marshall, Billings, Barr, Clarkson, Larsen, Macaulay, McNicol and Reid.

The Planning Advisor to the Local Review Body, introduced the matter under review, confirming that the Notice of Review had been submitted timeously by the applicant and that only those Members who had attended the site familiarisation visit were eligible to participate in the determination of the review request. Photographs and plans of the proposed development were displayed and the Planning Advisor provided the LRB with a verbal summary of the review documents.

Members asked questions and were provided with further information in relation to the Ayrshire Supplementary Planning Guidance on Wind Farm Development that recommends the minimum separation distance of 700m from the turbine to existing houses and that the nearest property is 300m from the proposed turbine.

Councillor McNicol, seconded by Councillor Barr, moved to grant the application on the grounds that they do not agree that there would be a detrimental impact on the landscape or visual amenity of the area. There being no amendment, the motion was declared carried.

Accordingly, having considered all of the information, the Local Review Body agreed (a) to grant the application, subject to the following conditions:-

1. That, prior to the commencement of the development hereby approved, full details of the route to be used by construction traffic shall be submitted for the written approval of North Ayrshire Council as Planning Authority. The details shall include: a comprehensive route plan, swept path analysis of junctions following on-site surveys, details of any works required to alter junctions or lengths of road along the route to form over-run areas and full details of restoration/reinstatement works, including replacement planting. Thereafter, the development shall be implemented only in accordance with such details as may be approved, including the restoration/reinstatement and replanting of any land so affected by construction traffic, whether or not included in the submitted details, all to the satisfaction of North Ayrshire Council as Planning Authority.
2. The proposed wind turbine noise immission level, when assessed at nearby noise sensitive premises, shall not exceed 25dB(A)LA90,10min at all wind speeds up to and including 10 ms⁻¹ when measured at 10m above ground level. In the case where the wind speed is measured at a height other than 10m, the wind speed data shall be standardised to 10m.

3. At the reasonable request of the Planning Authority/Environmental Health Service or following a valid complaint to the Planning Authority/Environmental Health Service relating to noise immission arising from the operation of the wind turbine, the operator shall measure the level of noise immission from the wind turbine at the property to which the complaint relates in line with a methodology agreed by the Planning Authority/Environmental Health Service.
4. That, in the event of the wind turbine hereby approved failing to produce electricity for any continuous period in excess of 6 months, it shall be deemed to be no longer required and unless otherwise agreed in writing by North Ayrshire Council as Planning Authority, shall be dismantled and removed from the site within the following 6 months to the satisfaction of North Ayrshire Council as Planning Authority.

The meeting ended at 3.55 p.m.

Cabinet
29 August 2017

IRVINE, 29 August 2017 - At a Meeting of the Cabinet of North Ayrshire Council at 2.30 p.m.

Present

Joe Cullinane, John Bell, Robert Foster, Alex Gallagher and Jim Montgomerie.

Also Present

Robert Barr (item 3 only), Anthea Dickson (items 3-14), Christina Larsen, Donald L. Reid, and Davina McTiernan.

In Attendance

E. Murray, Chief Executive; J. Butcher, Executive Director (Education and Youth Employment); L. Friel, Executive Director, (Finance and Corporate Support) and A. Lyndon, Team Manager (Corporate Procurement); K. Yeomans, Executive Director, C. McAuley, Head of Service (Economic Growth), A. Sutton, Head of Connected Communities, G. Robson, Senior Employability and Skills Manager and Alastair Laurenson, Senior Manager (Regeneration) (Economy and Communities); D. Rowland, Head of Service (Health and Community Care) and M. Inglis, Senior Manager (Intervention Service) (Health and Social Care Partnership); Y. Baulk, Head of Service and L. Cree, Senior Manager (Property Management and Investment) (Place); A. Fraser, Head of Democratic Services, M. Sugden, Communications Officer and D. McCaw, Committee Services Officer (Chief Executive's Service).

Chair

Councillor Cullinane in the Chair.

Apologies for Absence

Louise McPhater.

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Minutes

The accuracy of the Minutes of the meeting of the Cabinet held on 20 June 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Fair for All and Locality Partnership Budget Proposals

Submitted report by the Chief Executive on the extent of the funds and programmes approved by Council to take forward the development of Locality Partnerships and Fair for All and on the use of Participatory Budgeting as an approach to the co-design and delivery of Environmental Services elements of the Council's General Services Revenue budget.

Members asked questions and were provided with further information in relation to:-

- the amount of funding available from the Community Investment Fund (CIF) and the approach which will be taken regarding distribution of the Fund;
- the CIF being a one-off Fund with no restriction on how long it takes to disburse;
- a possible review of the disbursement of the CIF, and on projects coming forward to the Fund, which could be carried out towards the end of the next calendar year;
- the governance process in relation to Locality Partnerships and voting rights in relation to the CIF; and
- recommendations from Locality Partnerships on the spending element of the CIF being approved by the Cabinet.

The Cabinet agreed (a) to approve the criteria and implementation approach proposed for the Community Investment Fund (CIF); (b) to approve the proposals for Poverty Challenge Funds; (c) that officers work to develop a feasibility for a Basic Income Pilot; (d) to note the introduction of a North Ayrshire Poverty Truth Commission, subject to Scottish Government approval; (e) to note the development approach and timescales for Participatory Budgeting in respect of Environmental Services and agree to take Locality Basis approach; and (f) to receive further reports in relation to Poverty Challenge Funds, Community Investment Fund and Participatory Budgeting.

4. North Ayrshire Council Landfill Advisory Fund Panel

Submitted report by the Chief Executive on a change to the Elected Member composition of the North Ayrshire Council Landfill Advisory Fund Panel which makes recommendations to LandTrust who administer and distribute the Scottish Landfill Communities Fund.

The Cabinet agreed (a) that the Elected Member composition of the North Ayrshire Council Landfill Advisory Fund Panel shall comprise the Cabinet Portfolio Holder for Place, one Member nominated by the Administration, one Member nominated by the Opposition and one other Member nominated by the Conservative and Unionist Group or Independent Members; and (b) to remit to the Council to make the relevant appointments.

5. Appointment of Third Church Representative on Cabinet (Education)

Submitted report by the Chief Executive on the outcome of the work to identify a third church representative to serve on the Cabinet when it meets to consider Education Authority business.

The Cabinet agreed to approve the appointment of Ian Haining of the Bridge Church as the third church representative as detailed within the report.

6. Individual Placement Agreements

Submitted report by the Executive Director (Finance and Corporate Support) seeking approval for the 'in principle' use of Individual Placement Agreements (IPAs) to support best practice and ensure procured care is specified at an individual client level and confirms the contractual relationship between the Purchaser and the Provider from the outset.

The Cabinet agreed the use of IPAs where appropriate contractual arrangements are in place.

7. Irvine Bay Urban Regeneration Company Pension Fund Cessation Deficit

Submitted report by the Executive Director (Finance and Corporate Support) of the pension fund cessation deficit of Irvine Bay Urban Regeneration Company.

The Cabinet agreed to approve consolidation of the future pension fund position of the Irvine Bay Urban Regeneration Company into North Ayrshire Council's pension fund position.

8. Ensuring Alignment of Advice Services in North Ayrshire

Submitted report by the Director (Health and Social Care Partnership) setting out a vision for the delivery of fully aligned advice services across North Ayrshire and making specific recommendations on the future role and function of the directly managed and commissioned service.

The Cabinet was advised that within the Financial Implications at section 4 of the report, the reduction in the value of the commissioned service is £45k and not £75k as stated.

Members asked a question and were provided with further information in relation to any perceived weaknesses in relation to targeting and delivery of advice services across North Ayrshire.

The Cabinet agreed to (a) the implementation of the necessary changes within the directly managed service, including the initiation of a tendering exercise to secure wider advice services, as detailed in the report; and (b) note that a report was to be submitted to the September meeting of the Integration Joint Board to seek approval of the proposals.

9. Corporate Parenting Plan 2017-2020

Submitted report by the Director (Health and Social Care Partnership) on approval of the final draft of the Corporate Parenting Plan 2017-2020 as detailed at Appendix 2 to the report.

The Cabinet agreed to approve the final draft of the Corporate Parenting Plan 2017-2020.

10. The Expansion of Early Learning and Childcare in Scotland: North Ayrshire Council's Implementation Plan

Submitted report by the Executive Director (Place) seeking approval for the proposed North Ayrshire Council Implementation Plan for the Expansion of Early Learning and Childcare in Scotland by 2020 and providing information on the model of delivery to meet the requirements of the expansion programme.

Members asked questions and were provided with further information in relation to:-

- challenges in terms of staffing and the need for a flexible workforce to enable establishments to be open 50 weeks of the year; and
- the affordability of wrap around care and the requirement for significant negotiations with the Scottish Government over the next few years.

The Cabinet agreed to (a) approve the proposed Implementation Plan for submission to Scottish Government on 29 September 2017; (b) approve the proposal to develop a new Early Years Centre, at a site still to be determined, in Irvine, that incorporates a learning and development facility for early years practitioners and leaders, subject to Scottish Government funding; and (c) receive regular updates on the progress of the expansion programme in North Ayrshire.

11. Update regarding the Report of the Independent Enquiry into the Construction of Edinburgh Schools (the Cole Report)

Submitted report by the Executive Director (Place) providing an update on the Report of the Independent Enquiry into the Construction of Edinburgh Schools (the Cole Report).

Members asked a question and were provided with further information in relation to quality and inspection of the current building projects in North Ayrshire and on any review of how building works are inspected by the Council.

The Cabinet agreed that members note (a) North Ayrshire Council's response to the issues experienced as a result of structural failure at Edinburgh's Oxbgangs Primary School; (b) the main issues and recommendations of the subsequent Cole Report; (c) the continuing actions to ensure the effective management of any risk to North Ayrshire Council; and (d) that any further recommendations are awaited upon publication of the Scottish Government's response to the Cole report.

12. Update regarding the Council's response to the Grenfell Tower fire

Submitted report by the Executive Director (Place) providing an update regarding the Council's response to the Grenfell Tower fire and the actions being undertaken to address all relevant issues.

Members asked questions and were provided with further information in relation to:-

- any progress in identifying properties which do not have fire proof doors where residents have replaced doors with ones which do not provide 1-hour fire resistance and on the best way to manage replacement of the doors; and
- timescales in connection with the installation of the proposed sprinkler systems.

The Cabinet agreed to endorse the Council's response to the Grenfell Tower incident and the further action planned as a result of the incident, including the development of detailed proposals regarding the installation of sprinkler systems within our high-rise residential properties.

13. Better Off North Ayrshire - 6 month progress update

Submitted report by the Executive Director (Economy and Communities) on progress in delivering on the Lottery/ESF funded contract for the delivery of financial inclusion services.

Members asked a question and were provided with further information in relation to links with First Alliance in relation to affordable loans.

The Cabinet agreed to (a) note the update and the continuing approach being taken in relation to services and risk management; (b) support the full launch of Better Off North Ayrshire during Challenge Poverty week in October; and (c) support the continuing work of the Better Off North Ayrshire Partnership.

14. Education Scotland Inspection of Community Learning and Development in North Ayrshire Council

Submitted report by the Executive Director (Economy and Communities) on the findings of the Education Scotland Inspection of Community Learning and Development in North Ayrshire Council.

The Cabinet agreed to (a) note the high quality of the findings of the report of the Education Scotland Inspection of Community Learning and Development in North Ayrshire Council; and (b) approve the areas for development as detailed in the report.

15. Quarry Road, Irvine - Proposed Preferred Option for Phase Two

Submitted report by the Executive Director (Economy and Communities) on development proposals for Quarry Road, Irvine including the identification of a preferred option for the second phase.

Members asked questions and were provided with further information in relation to:-

- revisions to the options which include additional facilities for cycling and tennis;
- the move away from full size indoor provisions in terms of cost and specification requirements.

The Cabinet agreed (a) the preferred option identified for the second phase of the proposals; (b) that applications for additional external funding in support of the preferred option are submitted; (c) to the purchase of additional land to facilitate the proposals; and (d) to note the emerging intentions for the development of a third phase in association with the Health and Social Care Partnership.

16. Regeneration Capital Grant Fund (RCGF) - 2018/19 funding applications

Submitted report by the Executive Director (Economy and Communities) on the submission of applications to the Regeneration Capital Grant Fund to in support of local regeneration projects.

The Cabinet agreed to homologate the decision to submit applications for projects at Ardrossan Harbour, Irvine Enterprise Area and Arran Gateway for funding support from the Scottish Government's Regeneration Capital Grant Fund.

17. Award of Contract - Internal and External Alterations to Dickson Court Sheltered Housing Unit, Dickson Court, Beith

Submitted report by the Executive Director (Finance and Corporate Support) on the result of the tender exercise for the contract for Internal and External Alterations to Dickson Court Sheltered Housing Unit, Dickson Court, Beith.

The Cabinet agreed to approve the award of the contract to James Frew Ltd.

The Meeting ended at 3.55 p.m.

Police and Fire and Rescue Committee
5 September 2017

IRVINE, 5 September 2017 - At a Meeting of the Police and Fire and Rescue Committee of North Ayrshire Council at 2.00 p.m.

Present

Donald L. Reid, John Glover, Todd Ferguson, Davina McTiernan and Angela Stephen

In Attendance

A. Fraser, Head of Democratic Services, A. Craig, Team Manager (Litigation) and M. Anderson, Committee Services Team Leader (Chief Executive's Service).

Also In Attendance

Chief Superintendent P. Main and Chief Inspector B. Shaw (Police Scotland); and Area Manager J. Scott and Group Manager K. Hankinson (Scottish Fire and Rescue Service).

Chair

Councillor Donald L. Reid in the Chair

Apologies for Absence

Ellen McMaster.

1. Chair's Remarks

The Chair extended a welcome to those in attendance, referred to the recent appointment of Councillor Glover as Vice-Chair and, on behalf of the Committee, expressed his best wishes to Christine Andrew, Senior Manager (Legal Services) on her forthcoming retirement from the Council.

In terms of Standing Order 9.4, the Chair agreed to vary the order of business to allow Agenda Item 5 (Scottish Fire and Rescue Local Plan) to be considered in advance of Agenda Item 4 (Performance Reports).

2. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

3. Minutes

The accuracy of the Minutes of the meeting of the Committee held on 30 May 2017 was confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

The Committee agreed to note that, with regard to Item 3.2 of the Minute, the planned visit to the Police Scotland Control Centre in Govan had been arranged and would take place on 13 November 2017.

4. Discussion Paper: Potential Presentation/Report Topics

Submitted report by the Chief Executive on a number of topics which might be the subject of reports or presentations to the Committee over the course of the current Administration. A list of potential topics was set out at Appendix 1 to the report.

The Head of Democratic Services highlighted the potential for some topics and visits to be combined, as well as the various mechanisms available for dealing with different types of subject-matter, such as all-Member briefing sessions, reports/presentations to meetings of the committee and, where appropriate, the delivery of reports/presentations to the Committee in private.

The Police Scotland and Scottish Fire and Rescue Service representatives in attendance suggested that:-

- service provision on Cumbrae and Arran, counter-terrorism and the training of personnel might be the subject of joint presentations from both services;
- the proposed visit to the Scottish Fire and Rescue Service Training Centre and National Headquarters at Cambuslang could be combined with a visit to the new Police Scotland Crime Campus at Gartcosh;
- the Cambuslang visit take place at a time when multi-agency training was being delivered;
- armed policing might be of interest to the committee;
- the issue of domestic abuse might be covered by a presentation from representatives of North Ayrshire's specialist Multi-Agency Domestic Abuse Response Team (MADART);
- the Scottish Fire and Rescue Service's Transformation Agenda might be the subject of a presentation to the committee; and
- a future meeting of the Committee could be hosted by the Scottish Fire and Rescue Service.

The Committee agreed (a) that presentations be made to the next meeting on (i) the work of the Multi-Agency Domestic Abuse Response Team and (ii) the Scottish Fire and Rescue Service's Transformation Agenda; (b) that arrangements be made for a visit to the Scottish Fire and Rescue Service Training Centre and National Headquarters at Cambuslang, to be combined, if feasible, with a visit to the new Police Scotland Crime Campus at Gartcosh; and (c) that it be remitted to officers, in consultation with Police Scotland and Scottish Fire and Rescue Service representatives, to begin scheduling the presentation of the various topics set out at Appendix 1 to the report.

5. Scottish Fire and Rescue Local Plan

Submitted report by Scottish Fire and Rescue Service on the new Local Fire and Rescue Plan for North Ayrshire. The Plan itself was set out at Appendix 1 to the report.

The report advised on the outcome of the public consultation exercise on the new Plan which had concluded on 2 July 2017, and advised that the six key priorities for North Ayrshire remained unchanged as a result. Proposed arrangements for reporting on progress against performance indicators were also set out in the report.

The Committee agreed to approve (i) the Local Fire and Rescue Plan for North Ayrshire, as set out at Appendix 1 to the report and (ii) the proposed method of reporting performance as outlined at Sections 2.3 and 2.4 of the report.

6. Performance Reports

6.1 Scottish Fire and Rescue Service

Submitted report by the Scottish Fire and Rescue Service which provided an update on progress against the North Ayrshire Local Fire and Rescue Plan 2014-17 and gave other key Fire and Rescue updates. A copy of the North Ayrshire Performance report from 1 April 2017 to 30 June 2017 was set out in Appendix 1 to the report.

Group Manager K. Hankinson highlighted that there had been 1% increase in overall activity levels compared to the same period the previous year and a 14% increase in activity over the three month period. It was noted that false alarms accounted for 46% of all activity across North Ayrshire.

Members asked questions, and received clarification, on the following:-

- potential reasons for the apparent 8.00 p.m. 'spike' in accidental dwelling fires;
- the assistance provided to casualties pending the arrival of the ambulance service;
- the types of fires described as 'secondary';
- measures to combat deliberate fire-setting and possible reasons for the increase in these figures during the last two financial years;
- the effectiveness of automatic detection in commercial premises;
- the difficulties associated with recruiting adequate numbers of retained crew on Millport;
- North Ayrshire's performance in terms of the recruitment of retained crew, compared with that of East Ayrshire and South Ayrshire; and
- the value of the excellent preventative work undertaken.

Noted.

6.2 Police Scotland

Submitted report by Police Scotland on performance in relation to the North Ayrshire Local Police Plan for the period from 1 April 2017 to 31 July 2017. A copy of the performance report was set out in the appendix to the report.

Chief Superintendent P. Main highlighted that performance in North Ayrshire was improving year on year and reported on a continuing trend of reducing crime and increased incidents. He reported on a relatively small increase in anti-social behaviour, suggested that serious and organised crime may be of interest to Members, and drew the Committee's attention to the increased complexity associated with the investigation of sexual crime and domestic abuse. Chief Superintendent Main also referred to the positive findings of an academic study which noted North Ayrshire's successful and proportionate approach to 'Stop and Search'.

Members asked questions, and received clarification, on the following:-

- the usefulness of bottle marking schemes as a method of tackling the issue of young people accessing alcohol, compared with other arguably more effective tools such as 'test purchasing' and education;
- knife crime within North Ayrshire;
- whether there had been any cases of acid attacks within North Ayrshire, following press reporting of such attacks in the London area;
- the more sophisticated and targeted approach to 'Stop and Search';
- the various mechanisms for responding to calls to ensure the most effective and appropriate use of resources;
- the steady decline in incidents of violence and disorder in North Ayrshire;
- the significant decrease in housebreaking over the last 5 years; and
- the circumstances surrounding the small number of hate crimes which had taken place in North Ayrshire.

Chief Superintendent Main undertook to provide a more detailed breakdown of incidents of hate crime as part of his report to the Committee early in 2018.

Councillor McTiernan paid tribute to the work of Police officers recently in providing assistance to a constituent.

Noted.

The Meeting ended at 3.40 p.m.

Licensing Committee
13 September 2017

IRVINE, 13 September 2017 - At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m.

Present

Ronnie McNicol, Robert Barr, Todd Ferguson, Scott Gallacher, Jean McClung, Davina McTiernan and Donald L. Reid.

In Attendance

C. Andrew, Senior Manager (Legal Services), K. Sharkey, Solicitor (Contracts and Licensing), C. Pollock, Licensing Administration Officer and M. Anderson, Committee Services Team Leader (Chief Executive's Service).

Also In Attendance

Inspector B. Skimming and Sergeant A. Jackson (Police Scotland).

Chair

Councillor McNicol in the Chair.

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Minutes

The accuracy of the Minutes of the meeting of the Committee held on 16 August 2017 was confirmed, and the Minutes were signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Urgent Item

The Chair agreed that the Committee consider a verbal report in respect of an Public Entertainment Licence as a matter of urgency in order to allow the matter to be progressed without delay.

In terms of Standing Order 9.3, the Chair further agreed to vary the order of business to allow consideration of the urgent item immediately prior to Agenda Item 3 (Civic Government (Scotland) Act 1982: Taxi Fare Review).

3.1 Public Entertainment Licence: PEL/478 - Harrison Stirling

The Solicitor (Contracts and Licensing) advised the Committee of matters relating to a Public Entertainment Licensing application received for a fairground event proposed to take place on 16 September 2017 at South Beach in Ardrossan and in respect of which two objections had been received.

The Committee agreed (a) on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982; and (b) that the matter be considered at a Special Meeting of the Committee to be held at 2.00 p.m. on 19 September 2017.

4. Civic Government (Scotland) Act 1982: Taxi Fare Review

Submitted report by the Chief Executive on progress in terms of the current taxi fare review.

At its last meeting held on 16 August 2017, the Committee approved a timetable for the review and fixing of taxi scales and agreed that arrangements be made for trade consultation with taxi operators. This meeting took place on 1 September 2017 and a Minute was attached as Appendix A to the report. A draft of proposed scales was set out at Appendix B.

The Chair referred to two minor typographical errors in the proposed scales set out at Appendix B, namely:-

- the heading relating to Tariff 1 should read "Tariff 1(Day) (Tariff **5** if more than 4 passengers carried" and
- the heading for Tariff 2 should read "Tariff 2 (Nights and Sundays and during day across Zones) (Tariff **6** if more than 4 passengers carried)".

The Committee agreed to (a) approve in draft the scale set out in Appendix B to the report, as amended; (b) instruct the Chief Executive to give public notice of the draft scale; and (c) continue consideration of the review until a further meeting of the Committee at least one month after issue of the public notice.

5. Exclusion of the Public

The Committee resolved, under Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the Meeting, the press and the public for the following items of business, on the grounds that they involved the likely disclosure of exempt information as defined in Section 50J of and Schedule 7A to the Local Government Act 1983. The 'Exempt Information' concerned is that described in Section 7A, Paragraph 6 ("Information relating to the financial business affairs of any particular person (other than the authority)") and Paragraph 14 ("Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime").

6. Civic Government (Scotland) Act 1982: Licensing Matters

Submitted report by the Chief Executive on Hearings to be determined and applications for the grant or renewal of licences and permits, all in terms of the Civic Government (Scotland) Act 1982.

Part A: Hearings

6.1 Taxi Driver's Licence: TDL/02030 (New) - James McMeekin

The Committee, at its meeting on 16 August 2017, agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was present. Representatives of Police Scotland were also in attendance.

The representatives of Police Scotland addressed the Committee on a letter setting out an objection to the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

The Solicitor (Contracts and Licensing) advised that the applicant had included within his application convictions which he was not obliged to declare, and invited the Committee to consider whether, in determining the application, it deemed it necessary to have regard to those convictions or only to those set out in the Police Scotland letter. The Committee agreed to determine the application on the basis of the convictions set out in the Police Scotland letter only.

Thereafter, the applicant and representatives of Police Scotland withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

Decision

Councillor Barr, seconded by Councillor Reid, moved that the application be refused in terms of Paragraph 5(3)(a)(ii) of Schedule 1 to the Civic Government (Scotland) Act 1982 on the ground that the applicant was not a fit and proper person to be the holder of the licence. There being no amendment, the motion was declared carried.

6.2 Taxi Driver's Licence: TDL/02026 (New) - Scott William Walker

The Committee, at its meeting on 16 August 2017, agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was present. Representatives of Police Scotland were also in attendance.

The representatives of Police Scotland addressed the Committee on a letter setting out a representation in respect of the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

The applicant and representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

Decision

Councillor McClung, seconded by Councillor Gallacher, moved that the application be granted in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982 for a period of one year. There being no amendment, the motion was declared carried.

6.3 Taxi Driver's Licence: TDL/00731 (New) - Steven Kelly

The applicant, having been duly cited to attend, was present.

The Solicitor (Licensing) set out the background to the hearing, and the terms of a letter from the Driver and Vehicle Licensing Agency containing a restriction to the applicant's licence. The applicant then addressed the Committee on the issues raised and responded to questions.

Decision

The Committee unanimously agreed (a) that the application be granted in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982 until expiry of the applicant's current driving licence, namely 19 December 2017; and (b) to note that, in the event of applicant's driving licence being renewed without restriction on or before that date, consideration of an application for renewal of the applicant's Taxi Driver's Licence would be considered by officers under delegated powers.

6.4 Second Hand Dealer's Licence: SHDL/194 (New) - Gianpiero Narducci

The Committee, at its meeting on 16 August 2017, agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was present.

The Solicitor (Licensing) set out the background to the hearing in terms of the lapse of a previous licence and matters relating to compliance with Electrical Safety Regulations and Pricing legislation. The applicant then addressed the Committee on the issues raised and responded to questions.

Decision

Councillor Barr, seconded by Councillor Reid, moved that the application be granted in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982 for a period of three years. There being no amendment, the motion was declared carried.

6.5 Public Charitable Collection - Poppy Scotland

The applicant, having been duly cited to attend, was present. The applicant has applied for a Charitable Collection for the period 30 October - 12 November 2017, which is outwith the Council's policy.

The applicant, having been duly cited to attend, was not present or represented.

The Licensing Administration Officer set out the background to the hearing and responded to questions.

Decision

Having regard to Section 119(a) and (b) of the Civic Government (Scotland) Act 1982, the Council's policy on street collections and the special circumstances of the application, Councillor Barr, seconded by Councillor McClung, moved that (a) the case should not be treated as an exception to the Policy; and (b) the application should be approved only in terms of those collection dates which complied with the Council's policy, namely Saturday 4 November and Saturday 11 November 2017. There being no amendment, the motion was declared carried.

Part B: Applications for Grant/Renewal of Licences

6.6 Taxi Driver's Licence: TDL/2049 (New) - Johnny Jack Lusk

The Committee unanimously agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

6.7 Taxi Driver's Licence: TDL/2042 (New) - Ian Cartledge

The Committee unanimously agreed, on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

PART C: Issues in respect of Existing Licences

6.8 Public Entertainment and Indoor Sports Licence: PEL/457 and ISEL/017 - North Ayrshire Leisure Limited

At its meeting held on 11 January 2017, the Committee unanimously agreed, in respect of the KA Leisure Limited premises at The Portal and Townhouse, to grant the two variation applications in terms of Paragraph 10 of Schedule 1 of the Civic Government (Scotland) Act 1982 and to review the operation of the licensed facility within a period of six months following monitoring of the operation of the facility by the Council's Environmental Health Service, to determine whether or not the licences should be further varied.

The Licensing Administration Officer reported on the outcome of monitoring by the Council's Environmental Heath Service, which confirmed that no excessive noise had been witnessed in respect of the venues and no complaints received. As a result, no further variations to the licence were proposed.

Noted.

6.9 Taxi Driver's Licence: TDL/01274 - Cameron F.S. Phillips

At its meeting held on 2 November 2016, the Committee agreed to continue consideration of a Suspension Hearing in respect of the licence-holder to a future meeting, pending the outcome of legal proceedings.

The Licensing Administration Officer reported on a decision by the Procurator Fiscal not to call the case.

The Committee unanimously agreed, having regard to the information presented, not to take any action in respect of an 'Ordinary Suspension' of the licence under Paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982.

7. Landlord Registration under the Antisocial Behaviour etc. (Scotland) Act 2004, Part 8

Submitted report by the Chief Executive on the circumstances relating to applications for Landlord Registration under the 2004 Act:-

7.1 J.G.L

The Solicitor (Contracts and Licensing) set out matters relating to the Registered Landlord.

Decision

The Committee unanimously agreed to continue consideration of this matter to the next meeting of the Committee to allow a review hearing to take place.

The Meeting ended at 11.30 a.m.

Audit and Scrutiny Committee
19 September 2017

Irvine, 19 September 2017 - At a Special Meeting of the Audit and Scrutiny Committee of North Ayrshire Council at 10.00 a.m.

Present

Marie Burns, Margaret George, Joy Brahim, Alan Hill and Donald Reid.

In Attendance

L. Friel, Executive Director, P. Doak, Senior Manager (Internal Audit, Risk and Performance) and D. Forbes, Senior Manager (Financial Management) (Finance and Corporate Support); Y. Baulk, Head of Physical Environment (Place) and A. Little, Committee Services Officer (Chief Executive's).

Also In Attendance

Pat Kenny, Deloitte.

Chair

Councillor Burns in the Chair.

Apologies for Absence

Tom Marshall and John Sweeney.

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Annual Report on the 2016/17 Audit

Submitted report by the executive Director (Finance and Corporate Support) on the annual audit report for 2016/17. Appendix 1 to the report comprised the letter of representation to be signed by the Executive Director (Finance and Corporate Support) as responsible officer for North Ayrshire Council. Deloitte's proposed annual report to Members, which summarised the findings of their audit, was attached at Appendix 2 to the report.

Pat Kenny of Deloitte provided a verbal report on the appendices to the report, including the key messages contained within the external auditor's unqualified report on the 2016/17 audit of North Ayrshire Council, the significant findings from the audit in accordance with ISA260, and the significant audit risks identified during the course of the audit.

Members asked questions and were provided with further information in relation to:-

- business partnering that was introduced in April 2017 and provides a discrete resource to provide a strategic role in the transformation programme;
- the net pension liability increase that is mainly as a result of an increase in the discount rates applied, offset to some extent by a slight increase in some inflation adjustments; and

- the provision of regular updates on the transformation programme to future meetings of the Committee.

The Committee agreed to (a) note the findings of the 2016/17 audit and Action Plan as contained in the External Auditor's Annual Report (Appendix 2); (b) approve the audited Annual Accounts for signature (Appendix 1).

3. Urgent Item

The Chair agreed that the following item of business be considered as a matter of urgency to allow the matter to be actioned without delay.

3.1 Equal Pay

The Committee was advised of a request for an update in relation to the Council's approach to equal pay and specifically information on:-

- the number of ongoing equal pay claims and how they are being progressed;
- the potential cost of equal pay claims;
- the steps the council is taking to mitigate against the risks of equal pay claims;
- the gender pay gap position;
- a copy of any action plan on the council's equal pay policy; and
- the council's approach to proactively carrying out equality work around gender pay gap.

The Executive Director (Finance and Corporate Support) reported that a report would be made to the next meeting on the Audit Scotland's report on Equal Pay in Scottish Councils.

The Committee agreed to receive a report at the next meeting from the Executive Director (Finance and Corporate Support) on the Audit Scotland report on Equal Pay in Scottish Councils and information on the areas that had been raised by the Committee, as detailed above.

The meeting ended at 10.15 a.m.

Planning Committee
20 September 2017

Irvine, 20 September 2017 - At a meeting of the Planning Committee of North Ayrshire Council at 2.00 p.m.

Present

Tom Marshall, Timothy Billings, Robert Barr, Ian Clarkson, Robert Foster, Christina Larsen, Shaun Macaulay, Ellen McMaster, Ronnie McNicol and Donald Reid.

Also Present

Alan Hill.

In Attendance

J. Miller, Senior Manager (Planning), J. Law, Solicitor (Contracts and Licensing) (Legal Services) and A. Little, Committee Services Officer (Chief Executive's).

Also In Attendance

John Riddell, Objector.

Chair

Councillor Marshall in the Chair.

1. Declarations of Interest

In terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors, Councillor Barr, as a member of Hunterston SSG, declared an interest in Agenda Item 4.2 - Hunterston A Power Station and took no part in its determination.

2. Minutes

The Minutes of meetings of the Committee held on 23 August 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Irvine

17/00827/PP: Gailes Farm, Irvine

Dawn Developments Ltd, 220 West George Street, Glasgow have applied for planning permission for the erection of replacement dwellinghouse following fire and the erection of 10 dwellinghouses with associated access, parking and green space at Gailes Farm, Irvine. The expiry date for representations is 22 September 2017 and to date no representations have been received.

The Committee agreed to grant the application subject to, no representations being received by 22 September 2017, and to the following conditions:-

1. That prior to the commencement of the development, a detailed schedule and samples of the proposed external finishes to be used, including any additional materials not illustrated on the plans hereby approved, shall be submitted for the written approval of North Ayrshire Council as Planning Authority. In addition, in the event of additional external finishes being proposed, amended elevation drawings shall be submitted for the written approval of North Ayrshire Council as Planning Authority.
2. That, notwithstanding the plans hereby approved, finalised details of the access road and parking arrangements, taking into account the principles of Designing Streets, shall be submitted for the written approval of North Ayrshire Council as Planning Authority.
3. That, prior to the commencement of the development, a revised scheme of landscaping, taking into account the advice of the Scottish Wildlife Trust's consultation response dated 24th August 2017, inclusive of details of future aftercare and maintenance, shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the development shall be implemented in accordance with the scheme of landscaping as may be approved to the satisfaction of North Ayrshire Council as Planning Authority.
4. That all planting, seeding or turfing comprised in the approved details of landscaping shall be carried out in the first planting season and seeding seasons following the occupation of the buildings or the completion of the development, whichever is the sooner; and any trees or plants which, within a period of five years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of a similar size and species, unless North Ayrshire Council as Planning Authority gives written consent to any variation.
5. That prior to the commencement of the development, hereby approved, the applicant shall undertake a desk study of the application site, (including the review of any previous site investigations) to assess the likelihood of contamination and assist in the design of an appropriate site investigation and subsequent suitable quantitative risk assessment as advocated in BS10175: 2011. Remediation proposals shall also be presented in relation to any significant findings. All documentation shall be verified by a suitably qualified Environmental Consultant and submitted to North Ayrshire Council as Planning Authority. Any required remediation measures shall be undertaken, prior to the commencement of the development to the satisfaction of North Ayrshire Council as Planning Authority. Thereafter the presence of any significant unsuspected contamination, which becomes evident during the development of the site, shall be reported to North Ayrshire Council and treated in accordance with an agreed remediation scheme.

On completion of the proposed works written verification, detailing what was done by way of any remediation, shall also be submitted to the North Ayrshire Council as Planning Authority.

6. That the precise siting, design and type of the sewage treatment plant and associated soakaway serving the development shall be agreed in writing with North Ayrshire Council as Planning Authority prior to its installation. For the avoidance of doubt, the plant shall provide for the biological treatment of waste water prior to its discharge to the soakaway.
7. That, prior to the commencement of the development, the recommendations contained in the noise report with respect to noise mitigation shall be implemented, and a follow-up report detailing the precise measures to be carried out to mitigate the development against the effects of intrusive noise from the railway and pumping station shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the detailed measures identified in the follow-up report shall be undertaken as part of the development in accordance with such details as may be approved, all to the satisfaction of North Ayrshire Council as Planning Authority.
8. That the following external noise targets shall be achieved at the curtilage of the proposed residential properties:
 - a. During daytime hours between 0700 and 2300hrs, the combined noise level (LAeq 16 hour) from transportation (rail and road traffic) shall not exceed 50 dB. As a minimum, if this external target cannot be achieved, the dwellinghouses shall be designed and constructed in such a way that an internal level of 35 dB can be achieved (inclusive of window open for ventilation);
 - b. During night time hours between 2300 and 0700hrs, the combined noise level (LAeq 8 hour) from transportation (rail and road traffic) shall not exceed 40dB. As a minimum, if this external target cannot be achieved, the dwellinghouses shall be designed and constructed in such a way that an internal level of 30 dB can be achieved (inclusive of window open for ventilation); and
 - c. The rated noise level (as defined in BS 4142) from plant associated with the operation of the existing pumping station to the south of the site and from the proposed sewerage treatment plant within the site shall not exceed the background noise level by 5dB or more.

4. North Coast and Cumbraes

4.1 17/00584/PPM: Site to East of Castlepark Gardens, Fairlie

Dawn Homes Ltd, 220 West George Street, Glasgow have applied for planning permission for a residential development comprising 95 dwelling houses, formation of open space and associated infrastructure works at the site to the east of Castlepark Gardens, Fairlie. 43 letters of objection were received and were summarised in the report. The Committee was advised that a further five letters of objection had been received and the terms of these objections had already been considered within the report.

Mr Riddell, a local resident of Fairlie, addressed the Committee in support of the objections. He referred to Phase 1 of the development granted in 2015, which included 22 planning conditions, including condition 13 which required a temporary footpath via Castlepark Gardens to be in place prior to the occupation of any of the houses in Phase 1. The path has still not been put in place and there is no direct access to Fairlie for the residents of the development. Mr Riddell considered that the application should be deferred until the path has been put in place or if the Committee grants the application the pathway should be completed within 2 months of the consent being granted.

The Senior Manager (Planning) then outlined the terms of the planning report and Members had the opportunity to ask further questions and received clarification on the following:-

- temporary gated access from the development to the school that had been provided;
- three houses at the edge of the development that were not within the original development brief;
- that Historic Environment Scotland is satisfied that the location of the three houses near to the Castle do not impact the setting of the castle site;
- a site visit by Members that had taken place;
- the 3m pathway into the site that would be for pedestrians, cyclists and emergency vehicles only;
- a cut off drain that will be installed to the west of the site;
- an offer from Dawn Homes to put the pathway in place within one year; and
- that a proportion of the housing will be under £200,000.

The Committee agreed to grant the application subject to the following conditions:-

1. No development shall take place within the development site as outlined in red on the approved plan until the applicant has secured the implementation of a programme of archaeological works in accordance with a written scheme of investigation which has been submitted to and approved by North Ayrshire Council as Planning Authority. Thereafter the developer shall ensure that the programme of archaeological works is fully implemented and that all recording and recovery of archaeological resources within the development site is undertaken to the satisfaction of North Ayrshire Council as Planning Authority.
2. That, prior to the commencement of the development, the applicants shall submit for the written approval of North Ayrshire Council as Planning Authority:
 - i) Details of a scheme to intercept surface water runoff from the higher ground to the east and routing into the drainage system;
 - ii) Details of a cut off drain along the western boundary of the application site;

- iii) Details of proposed watercourse crossings which ensure that crossings have a better or neutral effect on flood risk and do not result in the elevation of land within the functional floodplain;
- iv) Details of proposed landscaping and safety of the SuDs pond as well as a programme for its completion/operation;
- v) Maintenance of existing water channels which enter and are contained within the site; and
- vi) The proposed programme for the installation of those flooding measures contained within this condition, and those approved with the application, as well as details of maintenance and factoring.

Such details as may be approved shall be completed in compliance with the proposed programme of implementation, agreed under (vi) above, and maintained permanently thereafter to the satisfaction of North Ayrshire Council as Planning Authority.

3. That no development shall take place until there has been submitted to and approved by North Ayrshire Council as Planning Authority a scheme of hard and soft landscaping. The submitted scheme should include:
 - i) details of proposed hard surfacing, including paths, roads, shared spaces, driveways and boundary treatments;
 - ii) details of species and planting densities;
 - iii) details of potential biodiversity, including habitat, improvements;
 - iv) a programme of proposed implementation of the scheme; and,
 - v) proposed maintenance programmes and factoring.

The soft landscaping details, which may be approved, shall be carried out in the first planting season and seeding seasons following the occupation of the buildings or the completion of the development, whichever is the sooner; and any trees or plants which, within a period of five years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of a similar size and species, unless North Ayrshire Council as Planning Authority gives written consent to any variation.

4. That, prior to the commencement of the development, hereby approved, full details of proposed tree protection measures for the development shall be submitted for the written approval of North Ayrshire Council as Planning Authority. The details shall comply with the principles and practices contained in "BS 5837:2012 - Trees in relation to design, demolition and construction - Recommendations." Detailed plans indicating tree protection fencing to be erected, an Arboricultural Impact Assessment and an Arboricultural Method Statement shall be submitted for written approval. For the avoidance of doubt:
 - i) that there shall be no treeworks undertaken within the Tree Preservation Order area, unless otherwise agreed in writing;

- ii) all tree protection measures to be erected shall be maintained in a satisfactory condition for the duration of all engineering and construction operations, until the completion of the development.

The development shall be implemented only in accordance with such details as may be approved to the satisfaction of North Ayrshire Council as Planning Authority.

- 5. That prior to the commencement of plots 45, 46 and 64, 65 and 67, as approved in drawing AL(0)100 I, the applicant shall provide a revised Tree Survey for the written approval of North Ayrshire Council as Planning Authority. The details shall comply with the principles and practices contained in "BS 5837:2012 - Trees in relation to design, demolition and construction - Recommendations" and shall assess the existing and future health of those trees within the eastern boundary as well as any recommendations for trimming or felling diseased trees.
- 6. That prior to the commencement of development details of the proposed programme for the installation of the proposed shared use link for pedestrians and cyclists to Castlepark Gardens and the emergency access, located in the south of the site, shall be submitted for the written approval of North Ayrshire Council as Planning Authority. The links should be completed in compliance with the approved programme to the satisfaction of North Ayrshire Council as Planning Authority, unless North Ayrshire Council as Planning Authority gives written consent to any variation. For the avoidance of doubt the proposed shared use path to Castlepark Gardens should be completed prior to the completion of plots 34, 35 and 36, as outlined within approved plan AL(0)100 Revision I, or no later than 12 months from the date of the planning consent, whichever is sooner. The proposed emergency access shall be completed prior to the completion of plots 68, 69, 70, as outlined within approved plan AL(0)100 Revision I.
- 7. That prior to the commencement of development on plots 23 to 26 (inclusive), 33, 34, 35, 37, 68 to 72 (inclusive), 73, 78 and 79 to 95 (inclusive), as illustrated in approved plan AL(0)100 Revision I, details of proposed finished ground levels and finished floor levels, retaining walls, any raised terracing, garden slopes, boundary treatments shall be submitted on plans and section drawings for the written approval of North Ayrshire Council as Planning Authority. Such details as may be approved shall be completed to the satisfaction of North Ayrshire Council as Planning Authority, unless otherwise agreed in writing.
- 8. That prior to the commencement of development details of proposed habitats and species measures recommended in the Ecological Assessment 2017 by Nigel Rudd, accompanying the planning application, shall be submitted to and approved by North Ayrshire Council as Planning Authority. Thereafter the developer shall ensure that the measures are fully implemented during construction of each phase, to the satisfaction of North Ayrshire Council as Planning Authority.

9. The prior to the commencement of the development details of the proposed equipped play area, which shall include the provision of at least 5 different types of play equipment, seating and unequipped play areas shall be submitted for the written approval of North Ayrshire Council as Planning Authority. The details shall include the proposed location of the play area, site levels, programme of installation, any means of enclosure, including gated points of access/exit, surface finish, litter bin provision, maintenance and management arrangements. Unless otherwise agreed in writing the approved play area facilities should be installed and operational no later than, or prior to, the occupation of plots 45, 94 or 95 as outlined within approved plan AL(O)100 I. The approved play area should be completed to the satisfaction of North Ayrshire Council as Planning Authority and maintained in perpetuity.
10. That the presence of any significant unsuspected contamination that becomes evident during the development of the site shall be brought to the attention of Environmental Health. Thereafter a suitable investigation strategy as agreed with North Ayrshire Council shall be implemented and any necessary remediation works carried out prior to any further development taking place on the site, all to the satisfaction of North Ayrshire Council as Planning Authority.

4.2 17/00740/PP: Hunterston A Power Station, West Kilbride

Magnox Limited, Oldbury Technical Centre, Oldbury Site, Oldbury Naite, Thornbury, South Gloucestershire have applied for planning permission for the proposed replacement weather envelope cladding to reactor buildings and associated works (revised design to cladding approved under planning permission ref. N/01/00286/PP) at Hunterston A Power Station, West Kilbride. Two letters of objection were received and were detailed in the report. A further objection had been received and the terms of the objections had already been considered within the report.

The Committee agreed (a) to grant the application subject to the following conditions:-

1. That prior to the commencement of the installation of the cladding works, hereby approved, full details/samples of the propose cladding, including colour, shall be submitted for the written approval of North Ayrshire Council as Planning Authority.

and (b) that the submitted details/samples of the propose cladding, including colour, should be submitted to the Committee for approval.

5. Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997: Site to South of Manor Park Hotel and North West of Home Farm, Knock Castle Estate, Skelmorlie (Page 58)

Submitted report by the Executive Director (Economy and Communities) seeking authority to serve a Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997 requiring removal of hardstanding and outbuilding from field to South of Manor Park Hotel and North West of Home Farm, Knock Castle Estate, Skelmorlie.

Works comprising the laying of hardstanding and the erection of an outbuilding have been undertaken in a field to the south of the Manor Park Hotel and to the north west of Home Farm, Knock Castle Estate, Skelmorlie. No planning permission has been granted for the works and they are therefore unauthorised. Other works including the formation of an access and erection of boundary fences have also been undertaken on site. However, these works either constitute permitted development or are otherwise acceptable and as such it is not recommended to take action against these works.

The owner of the land has been advised that the works are unauthorised. They stated that the works were in preparation to develop the site for either stables or for a house. The owner has also been advised that any such development proposals are unlikely to be looked upon favourably given the location of the site in the countryside and Special Landscape Area. They have been requested to remove the hardstanding and outbuilding but have not done so. In the interest of the visual amenity, the rural character of the area and the Special Landscape Area, the Committee agreed to approve the service of a Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997 to require the removal of the outbuilding and hardstanding.

The Committee agreed to serve a Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997 requiring the removal of hardstanding and the outbuilding from the field to the south of Manor Park Hotel and north west of Home Farm, Knock Castle Estate, Skelmorlie.

The meeting ended at 3.15 p.m.

Cabinet
26 September 2017

IRVINE, 26 September 2017 - At a Meeting of the Cabinet of North Ayrshire Council at 2.30 p.m.

Present

Joe Cullinane, John Bell, Robert Foster, Alex Gallagher, Louise McPhater, Jim Montgomerie and Ian Haining (Church Representative) and Arran McDonald (Youth Representative).

Also Present

Donald L. Reid, Christina Larsen, Tom Marshall and Shaun Macaulay.

In Attendance

C. Hatton, Executive Director, Y. Baulk, Head of Service, R. McCutcheon, Head of Service (Commercial Services), T. Reaney, Senior Manager (Streetscene) and C. Dempster, Team Manager (Network Management) (Place); J. Butcher, Executive Director and A. McClelland, Head of Service, (Learning, Teaching and Curriculum), F. Hopkins, Senior Manager, A. Noble and P. Hume (Education and Youth Employment); M. Hogg, Head of Finance, D. Forbes, Senior Manager - Financial Management, A. Lyndon, Team Manager (Corporate Procurement), E. Gunn-Stewart, Head of Service (Customer and Digital); F. Walker, Head of Service (People and Transformation) (Finance and Corporate Support); K. Yeomans, Executive Director, A. Sutton, Head of Connected Communities, G. Robson, Senior Employability and Skills Manager (Economy and Communities); A. Fraser, Head of Democratic Services, A. Todd, Senior Policy and Performance Officer, J. Hutcheson, Communications Officer and A. Little, Committee Services Officer (Chief Executive's Service).

Chair

Joe Cullinane in the Chair.

Apologies for Absence

Very Reverend Canon Matthew McManus.

Please note that the decisions contained in the Minutes are subject to call-in by Elected Members until 12.00 noon on Tuesday 3 October 2017. No action can be taken meantime.

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Minutes

The accuracy of the Minutes of the meeting of the Cabinet held on 29 August 2017 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973

3. 1+2 Language Policy, focusing on Erasmus+

Submitted report and received presentation by the Executive Director (Education and Youth Employment) on the work of Erasmus+ in assisting the delivery of language learning in our schools. The presentation provided information on:-

- funding by the Erasmus+ and the British Council of 107,415 euros to allow 53 members of staff to participate in European mobility projects;
- staff investment;
- establishing links abroad - eTwinning;
- pupil impact; and
- how we will measure impact.

Members asked questions and were provided with further information in relation to strong self-evaluation and quality assurance processes that will ensure that the learning activities undertaken on this project are reflected upon regularly and their impact reviewed, measured and evidenced through a range of approaches.

The Cabinet agreed to (a) acknowledge the work of Erasmus+ in assisting the delivery of language learning in our schools; and (b) note progress to date.

4. Scottish Attainment Challenge in North Ayrshire

Submitted report by the Executive Director (Education and Youth Employment) on the proposed Attainment Challenge long term outcomes to reduce the poverty-related attainment gap by 2020. The Key Attainment Challenge workstream progress was outlined in Appendix 1 to the report. Appendix 2 provided information on the revised long term outcomes. Progress in closing the attainment gap in literacy and numeracy between children living in SIMD Quintile 1 in North Ayrshire compared to the rest of the North Ayrshire school population was detailed at Appendix 3. Appendix 4 gave data supporting the positive impact of Nurture. Appendix 5 outlined the key operational activity.

Members asked questions and were provided with further information in relation to a range of overarching performance measures to show the impact of the Attainment Challenge.

The Cabinet agreed to (a) approve North Ayrshire Council's proposed Scottish Attainment Challenge long term outcomes and 2017/18 planned operational group activity; and (b) receive regular updates on the progress of the Scottish Attainment Challenge.

5. Pupil Equity Funding in North Ayrshire

Submitted report by the Executive Director (Education and Youth Employment) on North Ayrshire Council's approach to supporting schools with the planned use of the Pupil Equity Fund (PEF). Appendix 1 to the report provided details of the funding allocated to North Ayrshire schools. Guidance to support head teachers with the planning process for the use of the Pupil Equity Fund was provided at Appendix 2. Appendix 3 provided details of how each school plans to use their PEF .

Members asked questions and were provided with further information in relation to:-

- a range of measures to monitor the spending and impact of the Pupil Equity Fund; and
- guidance to support head teachers with the planning process for the use of the PEF.

The Cabinet agreed to (a) approve North Ayrshire Council's proposed monitoring and reporting arrangements for the Pupil Equity Fund; and (b) receive an annual report on the progress and impact of the Pupil Equity Fund.

6. Smarter Ways of Working: A Digital Strategy for North Ayrshire Council

Submitted report and received presentation by the Executive Director (Finance and Corporate Support) on the Digital Strategy for North Ayrshire Council, which details the key priorities and actions that will enable North Ayrshire Council to make best use of data and technology to deliver more effective and efficient high quality services to all. The Digital Strategy was attached at Appendix 1 to the report and the presentation provided information on:-

- the priorities and principles of the Strategy that will include - digital first, ICT infrastructure, digital by design, open data, digital leaders, one view and digital colleagues;
- the digital iceberg - customer interactions and internal processes;
- our customers - the benefits - customer needs, customer satisfaction, expectations and improved communication;
- our people (skilled, confident and enabled) - the benefits - improved skills, innovation, efficient and staff satisfaction;
- digital participation (access, ability and motivation) - the benefits - financial, improved employability, reduced isolation, tackling inequality and the future;
- collaboration (share, national, savings) - the benefits - savings, faster development, digital office for Scottish local government; and
- smart (analysis, improvement and technology) - the benefits - application review, a single view, smart with technology and data driver decisions.

Members asked questions and were provided with further information in relation to:-

- better data that will assist decision makers;
- affordable wifi and a North Ayrshire wifi mapping exercise that will be undertaken; and
- the increased usage of smart phones and 4G

The Cabinet agreed to approve the Digital Strategy.

7. Lay Representatives on Cabinet (Education)

Submitted report by the Chief Executive on the Roman Catholic Church's representation on the Cabinet when the Cabinet meets to consider Education Authority business.

The Cabinet agreed to note that the Very Reverend Matthew Canon McManus will continue to serve as the Roman Catholic Church representative's for the time being, pending the identification in due course of a replacement representative.

8. Regulation of Investigatory Powers (Scotland) Act 2000- Inspection Report

Submitted report by the Chief Executive on the Council's use of the Regulation of Investigatory Powers (Scotland) Act 2000 (RIPSA) and the inspection undertaken by the Office of the Chief Surveillance Commissioner.

The Cabinet agreed to (a) approve the recommendations made in the report of the Chief Surveillance Commissioner; and (b) note the measures in place to secure compliance with RIPSA.

9. Public Performance Reporting 2016/17

Submitted report by the Chief Executive on the 2016/17 public performance reporting and the draft Annual Performance Report 2016/17. Appendix 1 to the report provided details of the full set of PIs, showing performance trends, along with targets, whether the target level of performance has been achieved, is slightly adrift of target or is significantly adrift of target. The Red/Amber indicators along with management commentary from the relevant Directorate was outlined at Appendix 2. Appendix 3 to the report presented the draft Annual Performance Report 2016/17.

Cabinet was advised that work is being done to check the accuracy of the number of volunteers active in Connected Communities and Third Sector Interface activities. This performance indicator has therefore been removed from Appendix 3.

Members asked questions and were provided with further information in relation to:-

- comparison of performance with previous years that shows performance improvement in 54% of indicators with trend information over the one year period and 63% over the three year period.

The Cabinet agreed to (a) note the status of the Council's performance indicators at Appendices 1 and 2; (b) endorse the Annual Performance Report 2016/17 set out at Appendix 3; and (c) note that this report will be referred to the Audit and Scrutiny Committee for further consideration.

10. Council House Building Programme

Submitted report by the Executive Director (Place) which provided information on the increase of the Council's housing building programme from 750 to 1,000 units for delivery by March 2022, the estimated costs of the programme, including funding sources, and Council owned land assets to deliver the new build units.

The Cabinet agreed to approve the increase in the Council's house building programme from 750 to 1,000 units for delivery by March 2022.

11. Strategic Housing Investment Plan 2018 - 2023

Submitted report by the Executive Director (Place) which provided information on the Strategic Housing Investment Plan (SHIP) 2018 – 2023 which sets out the priorities for affordable housing investment in North Ayrshire over the next five years, in order to support the outcomes set out within the Local Housing Strategy. The Strategic Housing Investment Plan was appended to the report.

Members asked questions and were provided with further information in relation to:-

- sustainable and future proof design of housing to maximise energy efficiency, reduce running costs, contribute to community stability and promote feelings of safety and inclusion;
- size mix and specialist accommodation to meet existing and future housing needs; and
- that the SHIP will be reviewed on an annual basis.

The Cabinet agreed to (a) approve the Strategic Housing Investment Plan 2018 – 2023 at Appendix 1 for submission to Scottish Government; and (b) delegate authority to the Executive Director (Place) and the Cabinet Member for Place to liaise directly with the Scottish Government in agreeing the North Ayrshire development programme and the rescheduling of projects as required.

12. Burial and Cremation (Scotland) Act 2016 and the North Ayrshire Bereavements Charter

Submitted report by the Executive Director (Place) on the Burial and Cremation (Scotland) Act 2016 and the development of a North Ayrshire Bereavements Charter, that includes five commitments and timescales for those parties involved in the process from registering a death and the burial taking place.

The Cabinet agreed to (a) note the implications from the Burial and Cremation (Scotland) Act 2016; (b) note that the Bereavement Group and Working Group will continue to consider the implications of the new Act and develop arrangements as appropriate to ensure compliance; (c) receive further progress reports on the Act when as appropriate; and (d) approve a Bereavements Charter designed to ensure service excellence in Bereavement Services across North Ayrshire.

13. Demolition of Shelter within Douglas Park, Largs

Submitted report by the Executive Director (Place) which provided information on the poor state of repair of the shelter and former public toilets within Douglas Park, Largs.

An update was provided regarding the discussions of Largs Community Council to support, then oppose the demolition, and on the drop-in session held on 22 September where Fairlie Growers explained their plans for the park, without the shelter.

The Chair invited local Member, Councillor Marshall, to address the meeting. Councillor Marshall advised of that the former public toilets had become a target for vandalism and anti-social behaviour and the local residents were in support of the recommendation to demolish the former public toilets within Douglas Park, Largs.

The Cabinet agreed (a) to approve the demolition of the Douglas Park shelter and former public toilets held within the Largs Common Good; and (b) that the demolition costs be funded from the Largs Common Good.

14. Memorandum of Understanding with Scottish Water regarding responsibilities for the provision of surface water drainage from new housing developments

Submitted report by the Executive Director (Place) on the Memorandum of Understanding regarding the provision of surface water drainage from new housing developments. A copy of the Memorandum of Understanding was attached as Appendix 1 to the report. A Whole Life Cost spreadsheet attached at Appendix 2 provided maintenance task costs, standard rates and suggested maintenance frequencies.

The Cabinet agreed to (a) note the requirement for Local Authorities to enter into an agreement with Scottish Water under Section 7 of the Sewerage (Scotland) 1968; (b) approve the Council signing of the agreement; and (c) recover the additional maintenance burden imposed on the Council through the imposition of factoring arrangements on new developments through the Road Construction Consent process.

15. Revenue Budget 2017/18 : Financial Performance to 31 July 2017

Submitted report by the Executive Director (Finance and Corporate Support) which (a) set out the revenue budgetary control position for the Council at 31 July 2017; (b) provided a brief explanation of Services' major variances at Appendices 1 - 19; (c) detailed the proposed virements at Appendix 10; and (d) detailed the Housing Revenue account budgetary control position at 31 July 2016 at Appendix 11.

Members asked questions and were provided with further information in relation to a range of factors, such as early achievement of savings and loan charges that can impact on financial projections.

Members also noted a minor typographical error in Appendix 10.

The Cabinet agreed to (a) note the information and financial projections outlined in the report; (b) approve the earmarking of £2.608m identified at 2.4 (vi) to meet future year commitments; (c) note the current financial projection for the Health and Social Care Partnership; (d) approve the allocation of £1.4m from the Challenge Fund to mitigate an element of the projected overspend within the HSCP; and (e) approve the virements detailed in Appendix 10 as amended.

16. Capital Programme Performance to 31 July 2017

Submitted report by the Executive Director (Finance and Corporate Support) on (a) the progress in delivering the Capital Investment Programme as at 31 July 2017 (b) information on the progress of all projects and explanations for the carry forwards (Appendix 1); and (c) further revisions to the budget outlined at Sections 2.8, 2.9 and 2.10 and Appendix 2.

The Cabinet agreed to (a) approve the revisions to budgets outlined in the report; and (b) note (i) the General Services and HRA expenditure and revised budgets to 31 July 2017; and (ii) the forecast of expenditure to 31 March 2018.

17. Long Term Financial Strategy 2018/19 to 2027/28

Submitted report by the Executive Director (Finance and Corporate Support) on the significant financial challenge that the Council faces over the next 10 years. The Financial Outlook was appended to the report and identified a number of local and national factors which will impact on the Council and the demand for services and reaffirms the complex environment that the Council operates in and the many factors which impact on its services.

The Cabinet agreed to note the Long Term Financial Outlook 2018/19 to 2027/28, including the scale of the financial challenge which the Council faces over the next 10 years and the approach to respond to this.

18. Universal Credit Full Service

Submitted report by the Executive Director (Economy and Communities) on the roll out of Universal Credit Full Service, including the preparations by the Welfare Reform Working Group to co-ordinate service responses to welfare reform and plan effectively for Universal Credit implementation.

The Cabinet agreed to (a) note the roll out of Universal Credit Full Service in North Ayrshire; and (b) approve the approach being taken to support services and residents.

19. Proposed Arms' Length Organisation for Connected Communities Services: Options Appraisal

Submitted report by the Executive Director (Economy and Communities) on the conclusions of the Options Appraisal for a proposed Arms' Length Organisation for Connected Communities services, attached at Appendix 1 to the report.

The Cabinet agreed (a) to approve the conclusions reached within the Options Appraisal report attached at Appendix 1; (b) not to set up an arms' length organisation for the Connected Communities Services in scope; and (c) remit to officers to identify alternative savings to replace those which were anticipated to have been delivered by transferring services to an arms' length organisation.

20. Exploration of a Regional Partnership for Economic Development Services

Submitted report by the Executive Director (Economy and Communities) on options in relation to a Regional Partnership for Economic Development Services to deliver economic development related services in the future.

Members asked questions and were provided with further information in relation to:-

- the creation of an Ayrshire-wide Steering Group to guide the Pathfinder process;
- the opportunity for a regional partnership to develop a new approach to drive and deliver inclusive economic growth in Ayrshire; and
- the extent to which a Pan-Ayrshire service could promote the interests of North Ayrshire.

The Cabinet agreed to (a) approve Option 4 to be further developed for detailed consideration; (b) proposals being brought forward to a future meeting regarding the potential benefits, efficiencies and risks of joining up some or all of the services listed in section 5 into a single Ayrshire team; (c) approve further engagement being undertaken with key stakeholders and businesses to identify and develop the specific asks of the Scottish Government and its national agencies; (d) proposals being brought forward to a future meeting to establish an interim Ayrshire Development Board as per section 7. This would comprise elected members in the first instance who would in turn consider proposals to widen the participation of other stakeholders; and (e) that work in (a) to (d) above is carried out by the team currently established to drive the Ayrshire Growth Deal over the next three months with a detailed proposal to the three authorities in early 2018.

21. Islands Bill Consultation Response

Submitted report by the Executive Director (Economy and Communities) which provided information on the Council's response to the Scottish Government's request for evidence at Stage 1 of the Bill, the Council's engagement with island communities to create a response to the Bill and oral evidence provided by officers to the Rural Economy and Connectivity Committee. Appendix 1 to the report provided North Ayrshire Council's response to the Scottish Parliament.

The Cabinet agreed (a) to note the response to the Scottish Parliament from North Ayrshire Council (outlined in Appendix 1), submitted by the consultation closing date of 25 September 2017; and (b) that North Ayrshire Council continues to contribute to the further development of proposals within the Bill.

22. Award of Contract - Heating, Ventilation and Air Conditioning: Responsive Repairs and Planned Maintenance

Submitted report by the Executive Director (Finance and Corporate Support) on the result of the tender exercise for the Measured Term Contract 2017 / 2020 Heating, Ventilation and Air Conditioning: Responsive Repairs and Planned Maintenance.

The Cabinet agreed to approve the award of contract to Servest Arthur McKay Ltd.

23. Award of Contract - Supply of a Managed Fleet Stores Service

Submitted report by the Executive Director (Finance and Corporate Support) on the result of the tender exercise for the Supply of a Managed Fleet Stores Service Contract.

The Cabinet agreed to approve the award of contract to Flying Penguin Enterprises Ltd.

The Meeting ended at 5.15 p.m.