



**North Ayrshire Council**  
Comhairle Siorrachd Àir a Tuath

## **North Ayrshire Council**

A Meeting of the **North Ayrshire Council** of North Ayrshire Council will be held in the **Council Chambers, Ground Floor, Cunninghame House, Irvine, KA12 8EE** on **Wednesday, 07 November 2018** at **14:00** to consider the undernoted business.

**1 Apologies**

**2 Declarations of Interest**

Members are requested to give notice of any declarations of interest in respect of items of business on the Agenda.

**3 Previous Minutes**

The accuracy of the Minutes of the meeting held on 19 September 2018 will be confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973 (copy enclosed).

**4 Provost's Report**

Submit report by the Provost for the period from 11 September - 29 October 2018 (copy enclosed).

**5 Leader's Report**

Submit report by the Leader's for the period from 11 September to 29 October 2018 (copy enclosed).

**6 North Ayrshire Council Minute Volume (issued under separate cover)**

Submit, for noting, the Minutes of meetings of committees of the Council held in the period 16 August - 24 October 2018.

- 7 North Ayrshire Community Planning Partnership (CPP) Board: Minutes of meetings held on 20 September 2018**  
Submit report by the Chief Executive on the Minutes of the meeting of the North Ayrshire Community Planning Partnership Board held on 20 September 2018 (copy enclosed).
- 8 Short Life Working Group on Questions and Motions**  
Submit report by the Chief Executive on the findings of a short-life working group of Elected Members on Questions and Motions to Council, and to invite the Council to consider its recommendations (copy enclosed).
- 9 Chief Executive Roles**  
Submit report by the Council's Monitoring Officer advising of the various roles to be undertaken by the newly appointed Chief Executive, Craig Hatton, in terms of the Scheme of Delegation to Officers, and seeking approval for the Chief Executive to appointed as a Director of North Ayrshire Ventures Trust (copy enclosed).
- 10 Corporate Equality Group**  
Submit report by Chief Executive seeking Elected Member representation on the Council's Corporate Equality Group (copy enclosed).
- 11 Review of Local Governance**  
Submit report by the Chief Executive on the process for the Council's response to the Review of Local Governance (copy enclosed).
- 12 Financial Outlook 2019/20 to 2021/22**  
Submit report by the Executive Director (Finance and Corporate Support) on the likely financial position of the Council's General Fund in the medium term to inform the development of budget proposals (copy enclosed).
- 13 Ayrshire Growth Deal**  
Submit report by the Executive Director (Economy and Communities) on progress with the Ayrshire Growth Deal and seeking Council agreement to delegate authority to the Chief Executive to agree the final Heads of Terms with the UK and Scottish Governments (copy enclosed).
- 14 Governance Options – Ayrshire Regional Economic Partnership/Ayrshire Growth Deal**  
Submit report by the Executive Director (Economy and Communities) on governance proposed for the Ayrshire Regional Economic Partnership/Ayrshire Growth Deal (copy enclosed).

**15 North Ayrshire Charitable Trusts**

Submit report by the Executive Director (Economy and Communities) seeking (a) the Council's approval for expenditure from Irvine Town Trust by Irvine Locality Partnership which would result in the winding up of this trust; (b) the Council's approval for expenditure from the McGavin Park Trust by Kilwinning Locality Partnership which would result in the winding up of this trust; and (c) to update the Council on the current balances of the dormant and low value charitable trusts (copy enclosed).

**16 Questions**

In terms of Standing Order No. 12 submit:-

**(1) a question by Councillor Gallacher to the Leader of the Council in the following terms:-**

"At the full Council meeting on the 17th of December last year, I had initially proposed a motion, seconded by Councillor John Glover, asking if North Ayrshire Council would inspect all war memorials in the run up to this year's centenary commemoration, and where needed, do any maintenance and cleaning work in order to bring the memorials and cenotaphs up to a suitable standard for the many events that will take place around the localities. The motion was amicably withdrawn, after the Council Leader gave his assurance that this was already well in hand via the CMRF. Can he give Members an update as to the exact state of play with the condition of the war memorials across North Ayrshire?"

**(2) a question by Councillor Billings to the Cabinet Member for Place in the following terms:-**

"Who is the contractor responsible for recycling North Ayrshire's waste, and where is the waste processed?  
What proportion of waste handled by this contractor is sent overseas, and what assurances does the contractor give to the Council that all waste, whether processed in the UK or overseas, is actually getting recycled?"

**(3) a question by Councillor Hill to the Cabinet Member for Place in the following terms:-**

"Can the portfolio holder confirm that a Tree Condition Survey will be carried out in respect of trees in Largs which are currently threatened with removal?"

**(4) a question by Councillor Dickson to the Leader of the Council in the following terms:-**

"In light of the recent announcement by the Minister for Health and Sport to write off the debts of the NHS bodies in Scotland, can the Leader of the council, who sits on the Board of NHS Ayrshire and Arran advise us of the implications for the North Ayrshire Integration Board?"

**(5) a question by Councillor Larsen to the Cabinet Member for Place in the following terms:-**

"To ask the Portfolio Holder for Place if he can provide me with an update on the re-housing of the tenants of the High Flats in Fullarton?"

**(6) a question by Councillor Burns to the Leader of the Council in the following terms:-**

"In September this year, the Audit and Scrutiny Committee asked for and received a briefing on the risks associated with BREXIT. Given the increasing likelihood of a no deal BREXIT, can the Leader confirm if the council is having to review contingency plans to deal with this potential outcome?"

**(7) a question by Councillor Gallacher to the Cabinet member for Place in the following terms:-**

"To ask the relevant member, how much money in total has been spent on the high flats in Irvine by NAC, on work of any kind, (maintenance or upgrading etc), in the last ten years"

**(8) a question by Councillor Murdoch to the Cabinet Member for Place in the following terms:-**

"Following the recent issues surrounding the removal of trees in three streets in Largs and the comparison by some to the removal of Douglas Park Shelter, will there be any changes in the way NAC consult with residents and members of the public in similar situations that may arise in the future.

There have been two site visits to assess the trees with two different Arborists. Has a written report or survey now been done."

**(9) a question by Councillor Murdoch to the Cabinet Member for the Economy in the following terms:-**

"NAC collected the BID levy on behalf of Largs Matters Ltd from local businesses in Largs under Rates Legislation.

Now that the five year BID has come to an end, will NAC be involved in returning the balance of funds to the businesses or as the statute states, given to an organisation with a similar aim?"

**17**

**Motions**

In terms of Standing Order 13, submit:-

**(1) a motion by Councillor Donald Reid, seconded by Councillor Gallagher, in the following terms:-**

**"CHARTER AGAINST MODERN SLAVERY**

North Ayrshire Council pledges to:-

1. Ensure that our corporate procurement team receive appropriate training in modern slavery.
2. Require its contractors to comply fully with the Human Trafficking and Exploitation (Scotland) Act 2015 and the Modern Slavery Act 2015 wherever they apply, with contract termination as a potential sanction for non-compliance.
3. Challenge any abnormally low-cost tenders to ensure they do not rely upon the potential contractor practising modern slavery.
4. Highlight to suppliers that contracted workers are free to join a trade union and are not to be treated unfairly for belonging to one.
5. Publicise our whistle-blowing system for staff to blow the whistle on any suspected examples of modern slavery.
6. Require tendered contractors to adopt a whistle-blowing policy which enables staff to blow the whistle on any suspected examples of modern slavery.
7. Review contractual spending regularly to identify any potential issues with modern slavery.
8. Highlight for our suppliers any risks identified concerning modern slavery and refer them to the relevant agencies to be addressed.
9. Refer for investigation via the National Crime Agency's national referral mechanism any of its contractors identified as a cause for concern regarding modern slavery.
10. Report publicly on the implementation of this policy annually."

**(2) a motion by Councillor Billings, seconded by Councillor Marshall, in the following terms:-**

"I move that new owners of empty dwellings who can demonstrate that they are actively undertaking major repair work to render the dwelling habitable, be allowed the maximum discount under the Council Tax (Variation for Unoccupied Dwellings) (Scotland) Regulations 2013 for a period of up to 12 months.

**Effect of this change will be:**

- When the property has no history of empty discount being claimed, new owner gets discounts as set out in current policy (no change);
- When the previous owner has claimed empty property exemption for a maximum of one year, the new owner can claim 50% discount for 1 year;
- When the previous owner has claimed empty property exemption for less than a year, new owner can claim the remainder of the 12 months of the original claim, then 50% discount until 12 months from date of change of ownership."

**18 Motion**

In terms of standing Order 22, submit:-

**(1) a motion by Councillor McNicol, seconded by Councillor Barr, in the following terms:-**

"That the Council amend Section 13 of the Scheme of Administration to read:-

**"Staffing and Recruitment Committee  
Constitution**

Six members of the Council, namely the Leader of the Council, a member of the Administration, the Leader and a member of the Opposition, a member of the Conservative and Unionist Group and a member of the Independents, shall constitute the membership of the Committee. The Cabinet Member holding the relevant service portfolio relating to that particular Chief Officer appointment shall also be a member of the Committee for business relating to that appointment only. Each member will have a named substitute who may attend meetings in their place when necessary."

**19 Urgent Items**

Any other items which the Provost considers to be urgent.

**Webcasting**

Please note: this meeting may be filmed for live and subsequent broadcast via the Council's internet site. At the start of the meeting, the Provost will confirm if all or part of the meeting is being filmed.

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Generally, the press and public seating areas will not be filmed. However, by entering the Council Chambers and using the press or public seating area, you are consenting to being filmed and consenting to the use and storage of those images and sound recordings and any information pertaining to you contained in them for webcasting or training purposes and for the purpose of keeping historical records and making those records available to the public.

If you have any queries regarding this and, in particular, if you believe that use and/or storage of any particular information would cause, or be likely to cause, substantial damage or distress to any individual, please contact [committeeservices@north-ayrshire.gov.uk](mailto:committeeservices@north-ayrshire.gov.uk).

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## North Ayrshire Council Sederunt

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Ian Clarkson (Provost)  
Robert Barr (Depute Provost)  
John Bell  
Timothy Billings  
Joy Brahim  
Marie Burns  
Joe Cullinane  
Scott Davidson  
Anthea Dickson  
John Easdale  
Todd Ferguson  
Robert Foster  
Scott Gallacher  
Alex Gallagher  
Margaret George  
John Glover  
Tony Gurney  
Alan Hill  
Christina Larsen  
Shaun Macaulay  
Jean McClung  
Ellen McMaster  
Ronnie McNicol  
Louise McPhater  
Davina McTiernan  
Tom Marshall  
Jimmy Miller  
Jim Montgomerie  
Ian Murdoch  
Donald Reid  
Donald L Reid  
Angela Stephen  
John Sweeney

Chair:

Apologies:

Attending: