



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

**North Ayrshire Council Meeting**

**23 September 2020**

**VOLUME OF MINUTES**

**From 10 September 2019 – 8 September 2020**

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## **AYRSHIRE ECONOMIC JOINT COMMITTEE**

### **MINUTES OF MEETING HELD ON TUESDAY 10 SEPTEMBER 2019 AT 1300 HRS IN THE ROBERT BURNS ROOM, EAST AYRSHIRE COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillors Douglas Reid and John McGhee, both East Ayrshire Council; Councillors Marie Burns and Joe Cullinane, both North Ayrshire Council; Councillors Douglas Campbell, Brian Connelly and Brian McGinley, all South Ayrshire Council; Fiona Lees, Chief Executive, East Ayrshire Council; Craig Hatton, Chief Executive, North Ayrshire Council; Eileen Howat, Chief Executive and Donald Gillies, Director - Place, South Ayrshire Council; Steve Dunlop, Scottish Enterprise; Simon Foster, Director of Engineering, Spirit Aerosystems; and Katie Hutton, Skills Development Scotland.

**ATTENDING:** Sharon Hodgson, Head of Ayrshire Growth Deal; and Gillian Hamilton, Democratic Services Officer, both East Ayrshire Council.

**APOLOGIES:** Councillor Tom Cook, East Ayrshire Council; Councillor Alex Gallagher, North Ayrshire Council; Alex McPhee, Depute Chief Executive and Chief Financial Officer: Economy and Skills, East Ayrshire Council; Karen Yeomans, Executive Director of Economy and Communities, North Ayrshire Council; and Carol Turnbull, Ayrshire College.

**CHAIR:** Councillor Douglas Reid, East Ayrshire Council.

### **WELCOME**

1. The Chair welcomed everyone to the meeting of the Ayrshire Economic Joint Committee.

### **MINUTES OF PREVIOUS MEETING OF AYRSHIRE ECONOMIC JOINT COMMITTEE**

2. There were submitted and approved as a correct record the minutes of the previous meeting of the Ayrshire Economic Joint Committee held on 24 April 2019 (circulated).

### **MATTER ARISING**

3. The Joint Committee noted the amended Schedule of Future Meetings shown in the post-meeting note; and that a further revision was required in respect of the Partnership Board meeting on 16 April 2020. A new date for this meeting would be confirmed in due course.

### **MINUTES OF AYRSHIRE ECONOMIC PARTNERSHIP BOARD**

4. There were submitted for information and noted the minutes of the meeting of the Ayrshire Economic Partnership Board held on 6 June 2019 (circulated).

### **MATTER ARISING**

5. It was agreed to approve the appointment of Mr I Welsh as Third Sector Representative on the Ayrshire Economic Partnership Board.

## **APPOINTMENT OF CHAIR OF THE AYRSHIRE ECONOMIC PARTNERSHIP BOARD**

6. It was agreed to appoint Councillor J Cullinane, North Ayrshire Council as Chair of the Ayrshire Economic Partnership Board.

## **REGIONAL ECONOMY, NATIONAL ISSUES**

7. There was submitted a report dated 2 September 2019 (circulated) by the Head of Ayrshire Growth Deal, which set out for members some of the key national issues affecting Ayrshire as a region and highlighted where there might be opportunity to devise a response on a regional basis. The report specifically dealt with a number of operational matters, which required decisions immediately. The issues raised in the report were some of the key challenges and opportunities that the new Economic Strategy would seek to address over the longer term.

It was agreed:-

- (i) that the key national issues set out in the report would be addressed on a regional basis (Brexit, Depopulation, Shared Prosperity Fund, New Planning Bill, Town Centre Closures and Freeport Status);
- (ii) to note the concerns expressed in Section 8 of the report regarding the possible economic impact of the UK's withdrawal from the EU, with or without a withdrawal agreement. The Partnership's voice would be required to argue for new support mechanisms to focus on areas of greatest need and to address the fragilities of our economy. Discussion took place on level of Brexit preparedness in Ayrshire. Scottish Enterprise would share relevant data on the business base and readiness;
- (iii) to nominate a single Elected Member representative to participate in national discussions relating to depopulation. Rotational arrangements could be put in place to share this representative role. More structure was needed around how we promote Ayrshire. Consider an "Ayrshire Brief" to assist us with communications. Inward investment and addressing depopulation should be integral to Growth Deal projects;
- (iv) that Ayrshire would address the UK Government's consultation on its Shared Prosperity Fund in partnership with other local authorities in the Southern Scotland NUTs area. Correspondence had been received from a neighbouring local authority asking for this approach. The Chief Executive, East Ayrshire Council would respond, specifying that (a) the broader view was more helpful, (b) funding should be clean, simply accessed and readily available and (c) regional structures should be reflected;
- (v) that the Ayrshire Growth Deal Programme Management Office would participate in discussions with Scottish Government Planning colleagues in relation to the development of Regional Spatial Strategies;
- (vi) that a regional response would be made to any national debate relating to the future of Scotland's town centres. Consultation with young people on this topic was considered crucial;
- (vii) that a bid would be made to the UK Government for freeport status in Ayrshire. In addition, a watching brief would be kept on developments around enterprise area status for i3, Moorfield and Prestwick. Scottish Enterprise could advise on issues around packaging a single bid;

- (viii) that (ii) to (vii) above would be incorporated into the Ayrshire Economic Joint Committee Programme of Work for 2019/20; and
- (ix) otherwise to note the report.

#### **PROGRAMME OF WORK FOR 2019/20**

- 8. There was submitted the Ayrshire Economic Joint Committee Programme of Work for 2019/20 (circulated).

It was agreed:-

- (i) to note that arrangements for Business Support were under review including appropriate leadership for this;
- (ii) to incorporate into the Programme of Work table, all actions from this meeting and all Growth Deal activity by project; and
- (iii) otherwise to note the Programme of work for 2019/20.

#### **DATE OF NEXT MEETING**

- 9. Monday 9 December 2019 at 1400 hours in Council Chambers, East Ayrshire Council Headquarters, London Road, Kilmarnock.

The meeting terminated at 1422 hrs.

## **AYRSHIRE ECONOMIC PARTNERSHIP BOARD**

### **MINUTES OF MEETING HELD ON TUESDAY 3 DECEMBER 2019 AT 1300 HRS IN COUNCIL CHAMBERS, EAST AYRSHIRE COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillor Alex Gallagher, North Ayrshire Council; Councillors Douglas Reid, John McGhee and Tom Cook, all East Ayrshire Council; Councillors Douglas Campbell, Brian Connelly and Brian McGinley, all South Ayrshire Council; Fiona Lees, Chief Executive and Alex McPhee, Depute Chief Executive and Chief Financial Officer: Economy and Skills, both East Ayrshire Council; Craig Hatton, Chief Executive, Karen Yeomans, Executive Director of Economy and Communities and Neale McIlvanney, all North Ayrshire Council; Eileen Howat, Chief Executive, Donald Gillies, Director – Place and Theo Leijser, all South Ayrshire Council; Douglas Cowan, Highlands and Islands Enterprise; Simon Foster, Spirit Aerosystems; Craig Hume, Utopia Computers; Hisashi Kuboyama, Federation of Small Businesses; Laura Worku, Scottish Government; Mark Newlands, Scottish Enterprise; Val Russell, Ayrshire Chamber of Commerce; Adrian Gillespie, Chief Commercial Officer, University of Strathclyde; Carol Turnbull, Principal, Ayrshire College; and Ian Welsh, Third Sector Representative.

**ATTENDING:** Sharon Hodgson, Head of Ayrshire Growth Deal; and Jennifer Morrison, Democratic Services Officer, both East Ayrshire Council.

**APOLOGIES:** Councillors Joe Cullinane, Marie Burns and John Bell, North Ayrshire Council; Alison Irvine, Director of Transport, Strategy and Analysis, Transport Scotland; Katie Hutton, Skills Development Scotland; Alan McGregor, Glasgow University; Alistair Dobson, Managing Director, Taste of Arran; and Marcus Ross, University of the West of Scotland.

**CHAIR:** Councillor Alex Gallagher, North Ayrshire Council.

#### **INTRODUCTORY REMARKS**

1. The Chair welcomed Ian Welsh, Third Sector Representative to his first meeting.

#### **MINUTES OF PREVIOUS MEETING**

2. There were submitted and approved as a correct record the minutes of the previous meeting held on 9 September 2019 (circulated).

#### **DRAFT REGIONAL ECONOMIC STRATEGY**

3. There was submitted a report by the Director for Growth and Investment, North Ayrshire Council (circulated) which updated the Board on the progress to develop a Regional Economic Strategy (RES).

The Board received a presentation on the paper from Karen Yeomans on the prototype strategy which was appended to the report, and was a place and asset-based model to deliver inclusive growth. It focussed on a series of strategic priorities where Ayrshire had a sectoral, infrastructural or locational competitive advantage. The intent of the strategy was to ensure that by 2030, Ayrshire was more innovative, productive, inclusive, operated on international scale and was sustainable, by taking a strategic, action-based approach. Strategic priorities identified were:-

- advanced manufacturing;

- aerospace/space;
- blue economy;
- clean energy/decarbonisation;
- rural and islands economy;
- visitor economy;
- business growth;
- a skilled and dynamic workforce;
- digital ecosystem;
- connectivity; and
- thriving communities.

The Board noted that a number of “Task and Finish” groups had been established and had already started to meet and would continue until January. The groups would revise the content of the prototype strategy, with a draft version of the strategy to be produced by February 2020 for wider engagement with interest groups and community partnerships, following which the final document would be submitted to a future Board meeting seeking agreement to publish and launch the strategy.

Following Karen’s presentation, there then followed an information/discussion session and in relation to particular matters raised in relation to the prototype strategy, the Board noted:-

- that whilst the strategy content was viewed as the baseline narrative, it would be adjusted as and when required to target specific audiences;
- the ‘green’ agenda was an important thread running through all strategic priorities;
- acknowledgement that improved transport links were required with the north of England;
- strategy was laid out until 2030, however, this could include shorter milestone dates;
- consideration be given to including some case studies to give the document more life;
- inclusion of a vision as to what an economy would look like in 2030;
- inclusive growth to come through more strongly in document;
- recognition that the three authorities already worked well together and were totally committed to working together going forward;
- narrative should include some context around the current Ayrshire economy;
- in terms of proposals, more recognition of communities and their wellbeing, the impact on poverty, and regeneration of high streets should be included; and
- recognition of investments made in Health and Wellbeing and in Housing should be included.

Taking into account the aforementioned points, the Board agreed:-

- (i) to approve the prototype Ayrshire Regional Economic Strategy for further content development with sector-based expertise through the “Task and Finish” groups; and
- (ii) that a final draft strategy and action plan would be brought to a future meeting for the Partnership for approval.

## **AYRSHIRE GROWTH DEAL - PROGRAMME UPDATE**

4. There was submitted a report (circulated) by the Depute Chief Executive and Chief Financial Officer: Economy and Skills which advised of the progress of the Ayrshire Growth Deal and the development of its component projects as at 21 November 2019, and provided the draft spend profile for the Deal over its lifetime.

The board noted the following key points:-

- in terms of the overall Ayrshire Growth Deal programme, there are a number of pieces of work that will require to be concluded by individual Councils prior to projects being implemented to ensure adequate processes and procedures are in place to support the reporting requirements of governments and to maximise the benefits of this level of public sector investment into Ayrshire;
- these include partner agreements between East Ayrshire Council, as lead authority for the Deal and North and South Ayrshire Councils; staff resource for the Programme Management Office (PMO); software systems procured and operational to monitor project activities and ensure robust reporting; risk management arrangements and communications plans in place. Work is underway with regard to all of these work streams and the PMO is being supported by colleagues in each of the Councils in this regard;
- partners have all provided details to the PMO in terms of financial profiling and phasing of project activity. On an individual project basis, project leads have also provided details of key milestones, outputs and outcomes and key risks and this information has been collated into draft Deal documents, specifically a draft Financial Plan and draft Implementation Plan. These will now be shared with UK and Scottish Government colleagues for discussion and negotiation.
- Projected spend in 2020/21 is £8.3m with the projects expected to start next year including i3 and investment in commercial property and road infrastructure at Prestwick;
- The Halo Kilmarnock, on the former Johnnie Walker site in Kilmarnock, was the first project to commence with contractors on site in October 2019. A first expenditure claim by this project will be submitted to the Scottish Government in January 2020 and will provide the lead authority with a clearer understanding of what is required in terms of reporting.
- the draft documents currently demonstrate a high degree of ambition for the Ayrshire Growth Deal delivery and business cases are being updated by project leads to reflect this. Sign off of the Deal documents is likely to be underpinned by the submission of these business cases to government and once agreed, the Deal documents will then be subject to annual review to take account of project variances. The final draft documents will also be subject to sign off by the Regional Partnership Board in due course; and
- there have been delays in the updating of project business cases, reflecting the complexity of the projects in the Deal and the level of developmental work underway. It will be important to ensure that new deadlines are adhered to given the importance of these documents to achieve sign off by the two governments. Monitoring of performances is therefore an essential component of the work of partners.

It was agreed:

- (i) to note the updates provided in the report;



- (ii) to note the progress across the Ayrshire Growth Deal Programme;
- (iii) to note the ambitions of partners in terms of spend projections for the Ayrshire Growth Deals;
- (iv) to note the key elements of work which should be included prior to Growth Deal implementation; and
- (v) otherwise, to note the contents of the report.

### **PRESENTATION ON PRESTWICK PROGRAMME**

5. The Board was then introduced to Theo Leisjer, South Ayrshire Council's new Service Lead, Economy and Regeneration by Donald Gillies. Donald handed over to Theo for a presentation on the Prestwick Proposition which:

- would build on a major asset and opportunity;
- would develop projects in collaboration with industry, Scottish Enterprise and academia;
- aimed to Sustain, Grow and Invest in the Aerospace and Space sectors at Prestwick; and
- established Prestwick as the Centre of Excellence for Aerospace and Space Development in Scotland and in the UK.

Theo, as part of the presentation, covered the following areas:-

- projects for the Aerospace and Space Programme totalled £80m to cover road infrastructure, commercial space, spaceport infrastructure and a National Flight Centre;
- a timeline as follows:-
 

○ Heads of Terms signed	March 2019
○ Programme Business Case	July 2019
○ Implementation plans and project phasing	December 2019
○ Final agreement with both Governments; and	Spring 2020
○ Final business cases completed	2020 onwards
- An update on progress and challenges.

Following the presentation there followed a series of points raised around the following:-

- Community wealth building built into the culture of the Proposition;
- Real opportunity now to anchor a Space Station in Scotland;
- Infrastructure improvements were at the masterplan/design stage;
- Discussions with existing local aeronautical businesses;
- Skill needs already well met by local companies initiatives in local schools thereafter through Ayrshire College.

The Chair thanked Theo for his presentation and the clarity which it had brought.

### **PRESENTATION ON i3 PROJECT**

6. The Board received a presentation from Karen Yeomans on the i3 Digital Hub - transforming manufacturing productivity through embracing digitalisation.

As part of the presentation, the following areas were covered:-

- the Ayrshire context;

- the wider policy context;
- an integrated Industry 4.0 Strategy;
- the Aims;
- overarching approach;
- i3, Irvine Enterprise Area proposals;
- the Partnership model;
- i3 Digital Hub;
- proposals for a National Manufacturing Institute for Scotland;
- i3 Phase 2, Irvine Enterprise Area proposals;
- issues for consideration -
  - how to build synergy between the Ayrshire projects;
  - how to jointly build relationships with other national networks; and
  - how to galvanise our business base to take advantage of these opportunities.

There was then the opportunity for questions. The Chair thanked Karen for the presentation.

### MEETINGS SCHEDULE 2020

7. The Board noted that meetings would be held during 2020 as shown hereafter.

<u>Date</u>	<u>Time</u>	<u>Venue</u>
Thursday 20 February 2020	1000 hrs	Council Chambers, Council Headquarters, London Road, Kilmarnock
Thursday 23 April 2020 (Rescheduled from 26 April)	1400 hrs	Council Chambers, Council Headquarters, London Road, Kilmarnock
Tuesday 2 June 2020	1000 hrs	Council Chambers, Council Headquarters, London Road, Kilmarnock
Tuesday 18 August 2020	1300 hrs	Council Chambers, Council Headquarters, London Road, Kilmarnock

The meeting terminated at 1047 hrs.

## **AYRSHIRE ECONOMIC JOINT COMMITTEE**

### **MINUTES OF MEETING HELD ON MONDAY 9 DECEMBER 2019 AT 1400 HRS IN THE COUNCIL CHAMBERS, EAST AYRSHIRE COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillors Douglas Reid, Tom Cook and John McGhee, all East Ayrshire Council; Councillor Alex Gallagher, North Ayrshire Council; Councillors Douglas Campbell and Brian Connolly, both South Ayrshire Council; Steve Dunlop, Chief Executive, Scottish Enterprise; Eileen Howat, Chief Executive and Donald Gillies, Director - Place, both South Ayrshire Council; Andrea Glass, Skills Planning Lead, Skills Development Scotland; Fiona Lees, Chief Executive and Alex McPhee, Depute Chief Executive and Chief Financial Officer: Economy and Skills, both East Ayrshire Council; Carol Turnbull, Principal, Ayrshire College; and Karen Yeomans, Director of Growth and Investment, North Ayrshire Council.

**ATTENDING:** Sharon Hodgson, Head of Ayrshire Growth Deal; and Gillian Hamilton, Democratic Services Officer, both East Ayrshire Council.

**APOLOGIES:** Councillors Marie Burns and Joe Cullinane, both North Ayrshire Council; Councillor Brian McGinley, South Ayrshire Council; Simon Foster, Director of Engineering, Spirit Aerosystems; Craig Hatton, Chief Executive, North Ayrshire Council; and Katie Hutton, Director of National Training Programmes, Skills Development Scotland.

**CHAIR:** Councillor Douglas Reid, East Ayrshire Council (Chair).

### **WELCOME**

1. The Chair welcomed everyone to the meeting of the Ayrshire Economic Joint Committee.

### **MINUTES OF AYRSHIRE ECONOMIC PARTNERSHIP BOARD**

2. There were submitted for information and noted the minutes of the meeting of the Ayrshire Economic Partnership Board held on 9 September 2019 (circulated).

### **UPDATE ON THE DEVELOPMENT OF AN AYRSHIRE REGIONAL ECONOMIC STRATEGY**

3. There was submitted a report by the Director for Growth and Investment, North Ayrshire Council (circulated) which updated the Joint Committee on the progress to develop an Ayrshire Regional Economic Strategy (RES).

The Joint Committee was provided with a presentation by Karen Yeomans on the prototype RES which was appended to the report. This had been supplemented following submission to the meeting of the Partnership Board held on 3 December 2019 to reflect the conversation at that meeting.

During the presentation and associated discussion, it was noted:-

- that a strategic think piece had been commissioned to look at the Blue Economy, with an oversight group of key stakeholders established, including the University of Stirling;

- to note that the RES prototype aimed to underpin the logic of the Ayrshire Growth Deal. The contents were intended to be baseline contents to illustrate the structure and asset/place approach to the RES. As such, current contents were indicative only and would be revised by a series of task and finish groups, themed around the strategic priorities, to ensure that the final contents clearly defined and backed up ambitions and actions;
- that officers consider the “pledges” component of the RES, to ensure that the pledges were articulated in a way that would be meaningful for the target audience;
- that the Regional Spatial Strategy should correlate with the RES. In terms of the Regional Spatial Strategy, the Project Management Office was seen clearly as the hub for that work. It was noted that the three Ayrshire Local Development Plans were closely aligned;
- that aspects of Ayrshire were truly unique. Community engagement was crucial to ensure that residents could identify with the RES; and
- that the prototype RES was a good starting point. It was suggested that the inclusion of a “high level route map” indicating interventions and investment opportunities towards an end point, would add weight.

It was agreed:-

- (i) to approve the economic priorities and outputs identified in the prototype RES appended to the report, subject to the next iteration taking account of the above comments made by the Joint Committee;
- (ii) that a draft of the RES would be brought to the next Partnership Board for consideration following a series of short life working groups to develop the draft content of the RES. Karen Yeomans would arrange for membership details of the working groups to be circulated to the Joint Committee for information;
- (iii) that a wider process of engagement on the draft RES would take place during March 2020, followed by a final version of the RES being presented to the Joint Committee for approval and launch; and
- (iv) otherwise to note the report and to thank Karen Yeomans for the presentation.

### **WORK PROGRAMME UPDATE**

4. There was submitted a report (circulated) by the Depute Chief Executive and Chief Financial Officer: Economy and Skills, East Ayrshire Council which provided the Joint Committee with an update on the key elements of the regional work programme as agreed by the Joint Committee at its inception meeting in April 2019. The update also captured progress of the Ayrshire Growth Deal programme and its component projects. The full update was appended to the report.

The Head of Ayrshire Growth Deal highlighted aspects of the work programme and thereafter it was agreed:-

- (i) to note the updates provided in the report and appendix;
- (ii) to note the progress across the Ayrshire Growth Deal Programme;
- (iii) to note the key elements of work to be concluded prior to Growth Deal implementation. The next milestone in this process was the signing of full Deal documents which, it was anticipated, would happen in March 2020 dependent on political developments at UKG level;

- (iv) that the Head of Ayrshire Growth Deal would arrange for the Regional Transport Appraisal consultation link to be circulated to the Joint Committee and confirm the consultation deadline;
- (v) to receive updates at the next Joint Committee meeting on the above Regional Transportation Appraisal and on EU-exit;
- (iv) to note the Work Programme and Growth Deal Programme Management Updates Dashboard in the appendix to the report. Officers would consider the format further, to enable the Joint Committee to be provided with more clarity around projects/programme status and actions required; and
- (iv) otherwise to note the report.

#### **AYRSHIRE ECONOMIC JOINT COMMITTEE MEETINGS SCHEDULE 2020**

5. It was noted that meetings of the Ayrshire Economic Joint Committee would be held during 2020 as shown below:-

<b>DATE</b>	<b>TIME</b>	<b>VENUE</b>
Monday 9 March 2020	1400 hours	Robert Burns Room, East Ayrshire Council Headquarters, London Road, Kilmarnock
Monday 22 June 2020	1430 hours	Robert Burns Room, East Ayrshire Council Headquarters, London Road, Kilmarnock
Wednesday 16 September 2020	1430 hours	Council Chambers, East Ayrshire Council Headquarters, London Road, Kilmarnock

#### **DEPOPULATION**

6. There was submitted a report dated 12 November 2019 (circulated) by the Chief Executive, East Ayrshire Council which informed of population projections for Ayrshire and advised of discussions taking place at regional and national levels to address demographic and population change.

It was agreed:-

- (i) to note the projected decline in population across the three Ayrshire local authority areas;
- (ii) to note that depopulation was projected across eight west coast local authorities and that senior representatives of the eight local authorities had met to discuss their concerns;
- (iii) to note the establishment of a Ministerial Task Group which would consider Scotland's future population challenges and develop new solutions to address demographic and population change;
- (iv) to note that the Ministerial Task Group would liaise with the COSLA Migration Team;
- (v) to continue to work with the west coast local authorities to ensure that issues impacting on those authorities were represented in the work of the Ministerial Task Group;

- (vi) that Elected members would participate in national discussions relating to depopulation on a rotational basis, noting that appropriate officer(s) would also be in attendance; and
- (vi) otherwise to note the report.

#### **DATE OF NEXT MEETING**

- 9. Monday 9 March 2020 at 1400 hours in the Robert Burns Room, East Ayrshire Council Headquarters, London Road, Kilmarnock.

The meeting terminated at 1456 hrs.



## **North Ayrshire Health and Social Care Partnership**

### **Minute of Integration Joint Board meeting held on Thursday 19 December 2019 at 10.00 a.m.**

#### **Present**

Councillor Robert Foster, North Ayrshire Council (Chair)  
Councillor Timothy Billings, North Ayrshire Council  
Adrian Carragher, NHS Ayrshire and Arran  
Councillor Anthea Dickson, North Ayrshire Council  
Jean Ford, NHS Ayrshire and Arran  
John Rainey, NHS Ayrshire and Arran  
Councillor John Sweeney, North Ayrshire Council

Stephen Brown, Director of Health and Social Care Partnership  
Caroline Cameron, Chief Finance and Transformation Officer  
Dr Paul Kerr, Clinical Director  
David MacRitchie, Chief Social Work Officer  
Alistair Reid, Lead Allied Health Professional Adviser  
Dr. Louise Wilson, GP Representative

David Donaghey, Staff Representative (NHS Ayrshire and Arran)  
Louise McDaid, Staff Representative (North Ayrshire Council)  
Graham Searle, Carers Representative (Depute for Marie McWaters)  
Nigel Wanless, Independent Sector Representative  
Val Allen, Independent Sector Representative  
Vicki Yuill, Third Sector Representative

#### **In Attendance**

Alison Sutherland, Head of Service (Children, Families and Criminal Justice)  
Lauren Cameron, Policy Officer  
Michelle Sutherland, Partnership Facilitator  
Eleanor Currie, Principal Manager (Finance)  
Pam Milliken, Head of Primary Care  
Vicki Campbell, Strategic Programme Manager (Primary Care Transformation)  
Chris Black, General Practitioner  
Helen McArthur, Principal Manager (Health and Community Care Services)  
Angela Little, Committee Services Officer

#### **Apologies for Absence**

Bob Martin, NHS Ayrshire and Arran (Vice-Chair)  
David Thomson, Associate Nurse Director/IJB Lead Nurse  
Marie McWaters, Carers Representative

## **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, Nigel Wanless, Independent Sector Representative and Care Home Provider, declared an interest in Agenda Item 7 - UK Care Home Industry.

## **3. Minutes/Action Note**

The accuracy of the Minutes of the meeting held on 21 November 2019 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**

The Board noted that all matters are on track for completion by the appropriate timescales.

## **4. Director's Report**

Submitted report by Stephen Brown, Director (NAHSCP) on developments within the North Ayrshire Health and Social Care Partnership.

The report provided an update on the following areas:-

- The submission of the annual Climate Change report to the Scottish Government in November;
- The Chief Executives and Chief Officers Integration Event hosted by the Scottish Government in November;
- The publication of an Advice Note by the Standard Commission providing an overview of IJB Members responsibilities under the ethical standards framework;
- The terrific achievement by Lynn Robertson in achieving a First Class Honours Degree in Social Work;
- Kindness Boxes that will be delivered by the Carers Team during the festive period;
- The retiral of two members of the Mental Health Team;
- The publication of the Mental Welfare Commission for Scotland's reports on its visits to NHS hospital wards and units and an announced visit to Woodlands View that took place in September; and
- The relocation of Largs Police Office to Brooksby Medical and Resource Centre, Largs.

Members were advised that an update would be provided to the February meeting on the response submitted to the Mental Welfare Commission for Scotland on their report and recommendations following their announced visit to Woodland View.

Noted.



## **5. Financial Monitoring Report: Period 8**

Submitted report by Caroline Cameron, Chief Finance and Transformation Officer on the financial position of the North Ayrshire Health and Social Care Partnership, including commitments against the available resource, explanations for the main budget variances, an update on progress in terms of savings delivery and actions required to work towards financial balance.

Appendix A to the report provided the financial overview of the partnership position, with detailed analysis provided in Appendix B. An overview of the savings plan was provided at Appendix C. Appendix D outlined the previously approved financial recovery plan and further actions to bring overall service delivery back into line with the available resource. The movement in the overall budget position for the partnership was detailed at Appendix E. Appendix F provided a report by CIPFA on the Financial Performance of all Integration Authorities that was submitted to the Scottish Government.

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

- Work that is continuing to resolve an ongoing contractual issue with a commissioned provider;
- A Foster Parent recruitment campaign that will be launched in January and a range of advertising that will take place throughout the year
- A reduction from East Ayrshire for beds in Woodland view and discussions that will take place about future usage;
- Reviews to reduce purchased care and that the budget process would consider the split between purchased care and in-house service;
- Significant transformation that has taken place in several service areas and work that continues in transformation throughout the partnership;
- That differing terms and conditions of staff in the Council and NHS can hamper transformation and have been raised at a national level.

Noted.

## **6. Children's Services Plan Performance Report 2017-2019**

Submitted report by Lauren Cameron, Policy Officer on the annual report on performance and progress against the Children's Services Plan. The Annual Performance Report was attached at Appendix 1 to the report and outlined key achievements.

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

- A variety of supports in place for young people with additional support needs, the new ASN campus that will allow work to be done in a different way and further work on the Plan to ensure those with additional support needs are more fully included; and
- Dartington work that will involve young people in revisiting the questions within the survey and involve them in the Plan in a more holistic way.

Noted.

## 7. UK Care Home Industry

Submitted report by Louise McDaid, Staff Representative (North Ayrshire Council) on the findings and recommendations of the recent publication of a report by the Centre for Health and Public Interest (CHPI) on the UK Care Home Industry. The report provided information on the complex business models underpinning many operators and significant levels of financial leakage across the care home sector.

Nigel Wanless, Independent Sector Representative circulated and read a joint statement by the Third and Independent Sector representatives in response to the report on the Financial Crisis in the Care Home Sector and its associated paper 'Plugging the Leaks in the UK Care Home Industry' by the CHPI.

He expressed surprise and disappointment in the inclusion of this item on the agenda for the IJB given that the representatives of non-statutory care home provision in North Ayrshire had not been consulted and questioned the validity of CHPI's report in terms of it-

- being UK based and not Scottish;
- concentrating on the Big 26 providers who delivery only 30% of the provision;
- referring to the 'leakage' of payments which are all legitimate business expenses
- that the 'leakage' is not validated;
- provides no suggestion of how Value for Money should be gauged;
- does not understand or acknowledge that EBITDARM (earnings before interest, tax, depreciation, amortization, rent, management fees) is the accepted method of analyzing business financial performance; and
- does not mention that all registered care homes in Scotland require mandatory insurance liability that includes malpractice.

He further stated that account processes are complex by nature in both the public and independent sector and that efficient tax management is an important component of any treasury function. The building of new care homes in the statutory sector is likely to result in such conditions to effectively make the care home under the full control of the funding authority.

He referred to the previous 50/50 split between the Council and independent provision that is now 70% Council and 30% independent as a result of the hand back of contracts by independent providers. The rates being paid to independent providers no longer makes their businesses viable and that Health and Social Care Partnerships wish to bring the full care at home provision in-house.

The statement considered that the claims made within the report have a limited relevance to the care home sector in Scotland. The independent and third sector providers take on the business risk and challenge to provide safe, effective and person-led care within a regulated environment. This has produced examples of innovation and the highest levels of quality care and provided a choice to those seeking these services.

The full statement provided to the Board can be viewed on the Council's website at <https://north-ayrshire.cmis.uk.com/north-ayrshire/CommitteesMeetings/MeetingsCalendar/tabid/70/ctl/ViewMeetingPublic/mid/397/Meeting/3203/Committee/120/Default.aspx>

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

- issues experienced in North Ayrshire as a result of care home closures;
- innovation in the independent and third sector providers;
- the publication of CHPI's report in the media in November;
- the closure of care homes in North Ayrshire that resulted in job and pension losses; and
- further consultation that is required with NHS staff and the independent and third sector.

The Board agreed to (a) welcome the findings of the report by CHPI; (b) recognise that recent local Care Home closures have occurred as a result of some of the very business practices uncovered through the CHPI research; and (c) receive a further report examining the issues raised in the 'Plugging the Leaks in the UK Care Home Industry' report from a North Ayrshire context, including the lessons learned from care home closures and in consultation with both staff, independent and third sector representatives.

## **8. Auditor General - NHS Scotland in 2019**

Submitted report by Caroline Cameron, Chief Finance and Transformation Officer on the Auditor General's report on the performance of NHS Scotland in 2019, which was attached as an appendix to the report. The report contained five key messages and provided a range of improvement recommendations for the Scottish Government, the Scottish Government in partnership with NHS Board and the Scottish Government in partnership with both the NHS and Integration authorities.

Noted.

## **9. Ministerial Steering Group Update**

Submitted report by Caroline Cameron, Chief Finance and Transformation Officer on the Ministerial Steering Group update on progress in implementing the areas of action identified in the recent self-assessment submitted to the Scottish Government in May 2019. The Action Plan was appended to the report and detailed the planned timescales and progress of key and sub actions.

Members asked questions and were provided with further information in relation to a review of IJB self assessments undertaken by the Leadership Group who will provide additional supports to those HSCPs where it identified areas of weakness.

Noted.

## **10. Primary Care Improvement Plan**

Submitted report by Vicki Campbell, Primary Care Implementation Manager on the progress of the Primary Care Improvement Programme and proposals for further implementation over 2020/22. Appendix 1 to the report provided an update on progress within Ayrshire and Arran for 2018/20, outlined the future plans across Ayrshire and Arran for 2020/22 and sought approval of the proposed implementation arrangements for North Ayrshire HSCP.

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

- Further engagement that is planned and will include staff and Trade Unions; and
- Scottish Government funding that has been committed to support General Practice over a 4 -year period.

The Board agreed to (a) the outline Commissioning proposals in respect of delegated North Ayrshire resources for 2020/22; and (b) request NHS Ayrshire and Arran to progress to implementation the 2020/22 North Ayrshire Commissioning Proposals; and (c) otherwise note the report.

## **11. NAHSCP Staff Engagement Survey Results 2019**

Submitted report by Calum Webster, Senior Organisational Development Officer on the Employee Engagement Survey results for 2019. Appendix 1 to the report provided the key findings from the staff engagement tools iMatter and Our Voice and showed comparatively high levels of engagement across the Partnership.

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

- a range of reasons why 20% of staff are not engaged; and
- work that will be done to encourage more teams to take part in the iMatter process.

Noted.

## **12. IJB Performance and Audit Committee Draft Minutes**

Submitted the Draft Minutes of the IJB Performance and Audit Committee held on 26 September 2019.

Noted.

## **13. Strategic Planning Group Minutes**

Submitted the Minutes from the Strategic Planning Group meeting held on 13 November 2019.

Noted.

The meeting ended at 11.55 a.m.

Ayrshire Shared Services Joint Committee  
24 January 2020 at 10.00 a.m.

**Present**

Councillor Joe Cullinane (North Ayrshire Council); Councillor Ian Cochrane and Councillor Philip Saxton (South Ayrshire Council); and Councillor Tom Cook (East Ayrshire Council).

**In Attendance**

K. Braidwood, Acting Head of Roads (Ayrshire Roads Alliance); P. Whip, Group Finance Manager (East Ayrshire Council); C. Caves, Head of Regulatory Services, K. Carr, Executive Manager – Place Directorate (South Ayrshire Council); L. Jeffery (Ayrshire Civil Contingencies) and H. Clancy, Committee Services Officer (Chief Executive's Service).

**Chair**

Councillor Joe Cullinane (Agenda Items 1 - 4) and Councillor Ian Cochrane (Agenda Items 5 - 10).

**Apologies**

Councillor Alex Gallagher (North Ayrshire Council), Councillor Alec Clark, Councillor Bob Pollock (South Ayrshire Council) and Councillor John McGhee, Councillor Jim Roberts and Councillor Douglas Reid (East Ayrshire Council).

**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 Ayrshire Shared Services Joint Committee held on (i) 14 June 2019 and (ii) 8 November 2019 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**3. Calendar of Meetings 2020**

Submitted report by the Chief Executive, North Ayrshire Council on the proposed calendar of Joint Committee meetings for 2020. The draft meetings calendar was attached at Appendix 1 to the report.

The Ayrshire Shared Services Joint Committee agreed to approve the proposed calendar of meetings for 2020.

**4. Ayrshire Civil Contingencies Team**

Submitted report by the Head of Regulatory Services, South Ayrshire Council, on the Ayrshire Civil Contingencies Team Service Plan for 2020/21. The service plan was set out at Appendix 1 to the report.

Members asked a question and were provided with further information in relation to the coronavirus and the measures in place to deal with epidemics.

The Head of Regulatory Services, South Ayrshire Council undertook to provide a briefing note to Elected Members on the coronavirus epidemic.

The Ayrshire Shared Services Joint Committee agreed to approve the Ayrshire Civil Contingencies Team Service Plan for 2020/21.

## **5. Rotation of Chair**

Councillor Joe Cullinane withdrew from the Chair at this point, to allow Councillor Ian Cochrane to chair the meeting for the remaining items of Ayrshire Roads Alliance business.

Councillor Joe Cullinane left the meeting at this point.

## **6. Ayrshire Roads Alliance 2019/2020 Service Plan – Six month update**

Submitted report by the Acting Head of Roads, Ayrshire Roads Alliance, on the progress made to date against the 2019/20 Ayrshire Roads Alliance Service Plan. The 2019/20 Ayrshire Roads Alliance Service Plan was set out at Appendix 1 to the report.

Members asked a question and were provided with further information in relation to current issues with the LED street lighting replacement programme.

The Ayrshire Shared Services Joint Committee agreed to (a) note the progress against the 2018/19 Service Plan; (b) continue to receive progress updates; and (c) note the content of the report.

## **7. Ayrshire Roads Alliance Draft Service Plan 2020/21**

Submitted report by the Acting Head of Roads, Ayrshire Roads Alliance, on the draft Ayrshire Roads Alliance Service Plan for 2020/21. The draft Ayrshire Roads Alliance Service Plan for 2020/21 was set out at Appendix 1 to the report.

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

- the current vacancies and restructure within the Ayrshire Roads Alliance;
- rationalisation of fleet across the Ayrshire Roads Alliance resulting in a reduction in cost;
- the potential to increase the utilisation of electric cars and vans to comply with emission standards and the Scottish Government decision to ensure that all new cars and vans are not powered through fossil fuel means by 2032;
- active travel grant funding that has been secured; and
- the successful Scottish Timber Transport bids.

The Ayrshire Shared Services Joint Committee agreed to (a) approve the draft Ayrshire Roads Alliance Service Plan for 2020/21; (b) request that officers circulate the confirmed finance budgets for 2020/21 to members of the Joint Committee following release of the final agreed figures; (c) request that a six month progress update is provided to a future meeting of the Joint Committee; and (d) note the content of the report.

## **8. Ayrshire Roads Alliance Roadworks Programme 2019/20**

Submitted report by the Acting Head of Roads, Ayrshire Roads Alliance, on the progress made with the road improvement programmes within East Ayrshire and South Ayrshire for financial year 2019-2020. The programmes for 2019-2020 were set out at Appendix 1 and Appendix 2 to the report.

Members asked a question and were provided with clarification on the funding received from SPT.

The Ayrshire Shared Services Joint Committee agreed to (a) note the Ayrshire Roads Alliance works progress for 2019/20; and (b) otherwise note the content of the report.

## **9. Ayrshire Roads Alliance Risk Register**

Submitted report by the Acting Head of Roads, Ayrshire Roads Alliance, on the management of risk associated with the Ayrshire Roads Alliance. The Risk Register Scoring Matrix was set out at Appendix 1 and the Risk Register set out at Appendix 2 to the report.

The Ayrshire Shared Services Joint Committee agreed to (a) note the risk register presented in the report; (b) continue to receive updates on progress; and (c) note the content of the report.

## **10. Ayrshire Roads Alliance Update on the Performance Scorecard**

Submitted report by the Acting Head of Roads, Ayrshire Roads Alliance, on progress made to date against the Performance Scorecard. The Performance Scorecard was set out at Appendix 1 to the report.

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

- the recruitment of roadworkers;
- risk associated with adverse weather flooding and the dedicated flooding officers in place; and
- the number of parking appeals in comparison to the amount of tickets issued.

The Acting Head of Roads, Ayrshire Roads Alliance undertook to provide Elected Members with the number of parking tickets issued.

The Ayrshire Shared Services Joint Committee agreed to (a) note the performance scorecard presented in the report; (b) continue to receive the performance scorecard updates; and (c) otherwise note the content of the report.

## **11. Ayrshire Roads Alliance Revenue Financial Monitoring Report**

Submitted report by the Depute Chief Executive and Chief Financial Officer, (East Ayrshire Council), on the revenue budgeting monitoring position for the year to 13 October 2019. The Strategic and Local Service Delivery split was set out at Appendix 1 and the Financial Monitoring Report set out at Appendix 2 to the report.

Members asked questions and were provided with further information in relation to the shortfall in parking income and the strategic service delivery saving reflects staff turnover savings due to vacant posts along with reduced insurance costs relating to ARA South.

The Ayrshire Shared Services Joint Committee agreed to (a) note the financial management position of the Ayrshire Roads Alliance; (b) request that a further financial update be provided at the next meeting of the Joint Committee; and (c) note the content of the report.

The Meeting ended at 10.40 a.m.



**Police and Fire and Rescue Committee  
4 February 2020**

**IRVINE, 4 February 2020** - At a Meeting of the Police and Fire and Rescue Committee of North Ayrshire Council at 2.00 p.m.

**Present**

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

**In Attendance**

A. Craig, Senior Manager (Legal Services) and A. Little, Committee Services Officer (Chief Executive's Service).

**Also In Attendance**

Chief Superintendent M. Hargreaves, Chief Inspector B. Shaw (Police Scotland); Area Commander I. McMeekin and Group Commander G. Lamont (Scottish Fire and Rescue Service).

**Chair**

Councillor Glover in the Chair.

**Apologies**

Ellen McMaster.

**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 Committee held on 5 November 2019 were confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**3. Welcome and Introductions**

The Chair welcomed everyone to the meeting. He congratulated Chief Superintendent Hargreaves on his new role in the planning of the policing of the United Nations Climate Change Summit (COP26) that will take place in Glasgow in November 2020. On behalf of the Committee, the Chair thanked Chief Superintendent Hargreaves for his contribution to the work of the Committee, wishing him well in his new role.

#### **4. Chair and Vice Chair Verbal Updates**

The Chair advised of a recent informative meeting he attended in December 2019, on Police Scotland's Contact Assessment Model. The model had been developed to enable the most appropriate and proportionate policing response at the first point of contact and the roll out of the model has been progressing well.

Noted.

#### **5 Scottish Fire and Rescue Service Performance Report**

Submitted report by the Scottish Fire and Rescue Service (SFRS) which provided an update on the progress against the North Ayrshire Local Fire and Rescue Plan.

A copy of the North Ayrshire Performance report from 1 April 2018 to 31 December 2019 was set out in Appendix 1 to the report. The report identified an 4.6% increase in activity levels across North Ayrshire compared to the previous year. Attendance at false alarms and special service incidents accounting for 54.21% and 13.42% respectively. Progress against the six agreed performance indicators noted that two indicators were above the three-year average, one indicator had seen a reduction in its three-year average of more than 10% and three others had reduced by less than 5%, 2% and 1% respectively.

The report also provided details of recent structural changes and the appointment to the Strategic Leadership Team of Ross Haggart to the role of Deputy Chief Officer, Paul Stewart to the role of Assistant Chief Officer and Stuart Stevens to the role of Assistant Chief Officer.

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

- Emergency medical response trials that involved fire appliances responding to Out of Hospital Cardiac Arrest (OHCA) incidents when they were closer than the nearest ambulance;
- The transformation programme underway to ensure the service can continue to protect communities from new and emerging risks;
- Changing demographics that require the service to undertake a broader role in preventative work;
- Negotiations that are currently taking place with firefighters on their remit and remuneration;
- Work with local communities, including schools and youth groups to prevent deliberate fire setting;
- The influx of visitors to coastal areas in the summer months that can result in an increase in deliberate fire setting;
- A report from Police Scotland and Scottish Fire and Rescue on deliberate fire setting in the Stevenston area that will be provided to the next meeting; and
- The Council's process for the replacement of stolen wheelie bins that requires a Police crime number and different processes in place by other Scottish local authorities.

The Committee agreed to (a) receive reports from Police Scotland and Scottish Fire and Rescue on deliberate fire setting in the Stevenston area; and (b) to otherwise note the report.

In terms of Standing Order 5.7, the Chair adjourned the meeting for a short recess at 3.05 p.m. The meeting reconvened at 3.10 p.m. with the same Members and officers present and in attendance.

## **6 . Police Scotland Performance Report**

Submitted report by Police Scotland on performance in relation to the North Ayrshire Local Police Plan for the period from 1 April 2018 to 31 December 2019.

The report provided details of North Ayrshire's performance including a 2.7% rise in the total number of crimes.

Contextual information was provided in respect of domestic abuse incidents and reporting of hate crime. Serious assaults and robberies had reduced in comparison to last year and common assaults had reduced slightly from the position in September. There had been an increase in the number of detections for serious organised crime and sexual crimes, including non-recent crimes and on-line and mobile communications of a sexual nature. Road traffic casualties and housebreakings across North Ayrshire had reduced. Statistical information was provided on public confidence and user satisfaction (that included complaints about the Police). The UK threat level for terrorism and domestic terrorism had been lowered from severe to substantial.

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

- Operation Temperer, which is an established security plan by the Government to protect civilians at times of high terror threat and can involve the temporary deployment of the military working under Police command;
- Joint patrols that have been undertaken by Police Scotland with British Transport Police and also the Civil Nuclear Constabulary at Hunterston;
- The use of Tasers by Police Officers in Ayrshire and body-worn video equipment that will now have audio recording facilities;
- The Contact Assessment Model that will roll out the use of mobile devices to allow checks and statements to be undertaken remotely;
- Monitoring of road use and speeding on the A760 at the new crematorium;
- The relocation of Largs Police office to the Brooksby Centre in November 2019, the requirement for custody holding facilities at Millport and Arran and the overall good state of the remainder of the Police estate in North Ayrshire; and
- Efforts made by Community Police Officers to attend meetings of Community Councils.

Noted.

Councillor D. L. Reid left the meeting at this point.

## **7. Scottish Fire and Rescue Service Consultation on Local Plans**

Submitted report by the Senior Manager (Legal Services) on a request from Scottish Fire and Rescue Service for local authorities' views on the Scottish Fire and Rescue Service's Local Plans. The consultation questions were detailed at Appendix 1 to the report.

The Committee agreed to authorise the Senior Manager (Legal Services) to submit a response on behalf of the Committee after consultation with the Chair.

## **8. Scottish Police Authority Consultation on Joint Strategy for Policing 2020**

Submitted report by the Senior Manager (Legal Services) on a request from the Scottish Police Authority for local authorities' views on its updated Joint Strategy for Policing 2020. The consultation questions were detailed at Appendix 1 to the report.

The Committee agreed to authorise the Senior Manager (Legal Services) to submit a response on behalf of the Committee after consultation with the Chair.

The meeting ended at 4.00 p.m.

Licensing Committee  
5 February 2020

**IRVINE**, 5 February 2020 - At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m.

**Present**

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

**In Attendance**

R. Wilson, Team Manager (Legal Services), W. O'Brien, Solicitor (Licensing), A. Toal, Administrative Assistant (Licensing) and D. McCaw, Committee Services Officer (Chief Executive's Service).

**Also in Attendance**

Inspector Alison Wilson, Sergeant Scott Barrie and Dawn Hastings (Police Scotland).

**Chair**

Councillor McNicol in the Chair.

**Apologies**

John Easdale, Scott Gallagher and Angela Stephen.

**1. Chair Remarks**

The Chair agreed, in terms of Standing Order 9.4, to vary the order of business to allow consideration of the matter raised under Appendix C (Civic Government Scotland Act 1982 and other Licensing Statutes: Licensing Matters) immediately after case 3 Taxi Driver's Licence: TDL/02184: Cameron McPhail, to allow Police Scotland to hear the information held by the Committee.

**2. Declarations of Interest**

In terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors, Donald L. Reid declared an indirect non-financial interest in Agenda Item 5.6: LHCL/125 (New): Qaisar Raza, having had contact from a constituent about the case, and took no part in the discussion thereon.

**3. Minutes**

The Minutes of the Ordinary Meeting held on 8 January 2020 were confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**4. 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 Agenda Items 5-6 (Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters) 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 (Scotland) Act 1973.

The 'Exempt Information' concerned is information of the type described in one or more of Paragraphs 3, 6, 14 and 15 of Part 1 of Schedule 7A to the Act:

3. "Information relating to any particular applicant for, or recipient or former recipient of, any service provided by the authority."
6. "Information relating to the financial or business affairs of any particular person (other than the authority)."
14. "Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime."
15. "The identity of a Protected Informant" - where "Protected Informant" is defined in Part III as a person who informs the Local Authority about a past, present or future crime, breach of statutory duty, breach of planning control, or nuisance."

## **5. Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters**

Submitted report by the Head of Democratic Services on hearings to be determined and applications for the grant or renewal of licences, consents and permits, on hearings and on other matters, under the Civic Government (Scotland) Act 1982 and other Licensing legislation.

### **Appendix A: Hearings**

#### **5.1 Street Trader Operator's Licence: STL/0/261 (Renewal): David Duncan McIntyre**

The Committee at its meeting held on 8 January 2020, 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 from Police Scotland were also in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the terms of a letter setting out their representation in respect of the application. Thereafter the applicant addressed the Committee on the issues raised and responded to questions.

Both parties then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

Councillor Ferguson, seconded by Councillor McClung, moved that the Committee grant the application, subject to the Council's standard conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982. There being no amendment the motion was declared carried.

## **5.2 Taxi Driver's Licence: TDL/00321 (Renewal): Thomas Smith**

The Committee at its meeting held on 8 January 2020, 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 from Police Scotland were also in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the terms of a letter setting out their representation in respect of the application. Thereafter the applicant addressed the Committee on the issues raised and responded to questions.

Both parties then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

Councillor Donald L. Reid, seconded by Councillor McTiernan, moved that the Committee grant the application, subject to the Council's standard conditions 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.

The Chair then advised the applicant that the particular circumstances in relation to the Hearing would be taken into account should a repeat occurrence bring the applicant before the Licensing Committee.

## **5.3 Taxi Driver's Licence: TDL/02184: Cameron McPhail**

The Solicitor (Licensing) advised the Committee of a request from Police Scotland for a suspension in terms of Paragraph 11 of Schedule 1 to the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was not present or represented. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the emergency suspension as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on a letter setting out the representations in respect of the emergency suspension.

### **Decision**

Councillor R Barr, seconded by Councillor Donald L Reid, proposed that the licence be suspended in terms of Paragraph 11(10) of Schedule 1 of the Civic Government (Scotland) Act 1982, with immediate effect and for the duration of licence. There being no amendment, the motion was declared carried.

## **Appendix C: Preliminary Consideration of possible Revocation or Suspension**

### **5.4 Licenceholder**

The Committee at its meeting held on 8 January 2020, agreed that this matter be continued to allow the Solicitor (Licensing) to make further enquiries.

The Solicitor (Licensing) provided additional information in connection with this matter.

The Committee unanimously agreed to take no further action.

The Police Scotland representatives left the meeting at this point.

## **Appendix A: Hearings**

### **5.5 Private Hire Car Operator's Licence: PHCL/373 (New): William Spiers**

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

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. Thereafter the applicant addressed the Committee on the issues raised and responded to questions.

### **Decision**

The Committee unanimously agreed to delegate authority to the Solicitor (Licensing) to grant the application as an exception to the Council's Vehicle Specification Policy in that it does not have a hoist, subject to confirmation in relation to the purchase of a manual ramp to allow the vehicle to be wheelchair accessible.

## **Appendix B: Applications for Licences/Renewal of Licences**

### **5.6 LHCL/125 (New): Qaisar Raza**

The Committee agreed, on the basis of information presented, to (a) grant a Temporary Late Hours Catering Licence in terms of Paragraph 7 of Schedule 1 of the Civic Government (Scotland) Act 1982 for a period from Wednesday 5 February 2020 until the next Committee meeting on Wednesday 4 March 2020; and (b) proceed to a Hearing.

### **5.7 PP/051/19: Irvine Walker Club**

The Solicitor (Licensing) provided information to the Committee concerning a Notification under Civic Government (Scotland) Act 1982, Part V by Irvine Walker Club of a Public Procession in Irvine on Saturday 6 June 2020 involving about 3,000 people.

Noted.



#### **5.8 TDL/00893 (Renewal): William Gillies**

The Committee unanimously agreed 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 1 year.

#### **5.9 TDL/02228 (New): David J Brown**

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

The Committee was advised that there were no Landlord Registration cases to be considered at this time.

Noted.

The meeting ended at 11.30 a.m.



**North Ayrshire Health and Social Care Partnership**  
**Minute of Integration Joint Board meeting held on**  
**Thursday 13 February 2020 at 10.00 a.m.**

**Present**

Councillor Robert Foster, North Ayrshire Council (Chair)  
Bob Martin, NHS Ayrshire and Arran (Vice-Chair)  
Councillor Timothy Billings, North Ayrshire Council  
Adrian Carragher, NHS Ayrshire and Arran  
Councillor Anthea Dickson, North Ayrshire Council  
Jean Ford, NHS Ayrshire and Arran  
John Rainey, NHS Ayrshire and Arran  
Councillor John Sweeney, North Ayrshire Council

Stephen Brown, Director of Health and Social Care Partnership  
Caroline Cameron, Chief Finance and Transformation Officer  
Dr Paul Kerr, Clinical Director  
Alistair Reid, Lead Allied Health Professional Adviser  
David Thomson, Associate Nurse Director/IJB Lead Nurse  
Dr. Louise Wilson, GP Representative

David Donaghey, Staff Representative (NHS Ayrshire and Arran)  
Louise McDaid, Staff Representative (North Ayrshire Council)  
Graham Searle, Carers Representative (Depute for Marie McWaters)  
Vicki Yuill, Third Sector Representative

**In Attendance**

Alison Sutherland, Head of Service (Children, Families and Criminal Justice)  
Michelle Sutherland, Partnership Facilitator  
Eleanor Currie, Principal Manager (Finance)  
Janet Davies, IJB Professional Lead for Psychology  
Helen McArthur, Principal Manager (Health and Community Care Services)  
Yvonne Holland, Property Management and Investment Manager  
William Lauder, General Manager Ayrshire Central Hospital  
Karen Andrews, Team Manager Governance  
Angela Little, Committee Services Officer

**Apologies for Absence**

Marie McWaters, Carers Representative

## **1. Chair's Remarks**

The Committee was advised that Nigel Wanless, Independent Sector Representative had resigned from the Integration Joint Board to focus on his business interests. He will be involved in identifying a new representative for the independent sector. On behalf of the Committee, the Chair thanked Nigel for his dedication and contribution to the work of the Integration Joint Board and wished him well for the future.

## **2. Declarations of Interest**

There were no 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.

## **3. Minutes/Action Note**

The accuracy of the Minutes of the meeting held on 19 December 2019 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**

The Board (a) noted that all matters are on track for completion by the appropriate timescales; and (b) agreed that the Care Home Providers be consulted at an early stage in the work to examine the issues raised in the Plugging the Leaks in the UK Care Home Industry report from a North Ayrshire context.

## **4. Director's Report**

Submitted report by Stephen Brown, Director (NAHSCP) on developments within the North Ayrshire Health and Social Care Partnership.

The report provided an update on the following areas:-

- A Guide to Winter Health and Care Services;
- Thinking Different/National Galleries Collaboration was part of the Firestarter Festival that allowed public services to showcase innovative and creative ways they are making a difference.
- Community Planning Partnership Conference on Kindness that took place on 25 January 2020;
- The recent appointment of Dr Morag Henderson to the role of Associate Medical Director for Mental Health and Beth Wiseman as Interim Senior Manager CAMHS;
- An on-line questionnaire for IJB Members to support the future IJB development programme;
- The opening of Trindlemoss, a state-of-the-art day centre supported living and residential accommodation for North Ayrshire residents with learning disabilities;
- A review of the current Partnership Strategic Plan that is being undertaken by the Strategic Planning Group;

- The Drug Death Summit that took place on 21 January 2020 and explored what is being carried out locally and nationally and what else can be done to prevent drug related deaths; and
- An Alcohol and Drug Partnership Participatory Budgeting Event that will take place on 18 April 2020.

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

- The Guide to Winter Services that was made available on a variety of social media platforms;
- Messages within the guide are that not seasonal and whether the Winter Guide could be rebranded and used throughout the year;
- An update that will be provided to a future meeting on the outcome from the Drugs Death Summit;
- North Ayrshire drug related admissions to hospital rates that are double the national average.
- Naloxone training that will be available to communities; and
- The NHS Staff Governance Committee that was impressed with the employment engagement that had taken place.

The Board agreed (a) that the Head of Mental Health provide an update to a future meeting on the outcome from the Drugs Death Summit; and (b) to otherwise note the report.

## **5. Financial Monitoring Report: Period 9**

Submitted report by Caroline Cameron, Chief Finance and Transformation Officer on the financial position of the North Ayrshire Health and Social Care Partnership, including commitments against the available resource, explanations for the main budget variances, an update on progress in terms of savings delivery and actions required to work towards financial balance.

Appendix A to the report provided the financial overview of the partnership position, with detailed analysis provided in Appendix B. An overview of the savings plan was provided at Appendix C. Appendix D outlined the previously approved financial recovery plan and further actions to bring overall service delivery back into line with the available resource. The movement in the overall budget position for the partnership was detailed at Appendix E.

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

- A payment in relation to Pay As If At Work for NHS staff that required to be backdated;
- Challenges in reducing waiting times for Care at Home packages and no further plans for savings in this area;
- Vacancies savings within Mental Health and within Addictions in particular and details of the vacant roles that will be provided to Members;
- A Budget Briefing that will take place on 26 February 2020; and
- Information that will be provided to the Third Sector representative in respect of commissioning arrangements with the lead partnership.

The Board agreed (a) to note the projected year-end overspend of £1.434m and the positive progress made by the partnership to reduce the projected overspend; (b) to approve the changes in funding as detailed in Section 2.13 and Appendix E of the report; (c) to note the position in the context of the national financial position for Integration Authorities across Scotland; and (d) that the Chief Finance and Transformation Officer (i) provide Members with details of the vacancies within the Addictions Service; and (ii) advise the Third Sector representative of the commissioning arrangements with the lead partnership.

## **6. An Integrated Health and Social Care Workforce Plan for Scotland**

Submitted report by Michelle Sutherland, Partnership Facilitator on the key issues and next steps relating to the Integrated Health and Social Care Workforce Plan, published by the Scottish Government in December 2019 and attached at Appendix 1 to the report.

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

- Current data challenges faced by all sectors that had been identified by the Scottish Government, including workforce data issues in respect of Care at Home staff;
- Consultation that will take place with the Staff Partnership Forum; and
- Implications for HSCP staff that will be explored as part of the next HSCP Strategic Plan arrangements.

The Board agreed to approve the development of an updated HSCP Integrated Health and Social Care Workforce Plan.

## **7. Sustainability Plan for Veterans First Point**

Submitted report by Lindsay Kirkwood, Clinical Lead on proposals to sustain the established Ayrshire and Arran Veterans First Point Service which provides support to veterans on a range of areas such as welfare, housing, employment, training, social support and mental health issues.

Members asked questions and were provided with further information in relation to;\_\_

- The funding split between North, East and South Ayrshire that is in proportion to the uptake of the service by veterans from each area; and
- That North Ayrshire is currently using the greatest proportion of the service.

The Board agreed to approve the provision of the funding to allow the continuation of the now established Veterans First Point Service

## **8. Additional Support Needs (ASN) Campus Project**

Submitted report by Yvonne Holland, Property Management and Investment Manager on the current progress of the Additional Support Needs Campus Project. A benefits analysis table, detailing how the project is meeting the key priorities, was attached at Appendix 1 to the report. A short 3D video walk-through of the educational, respite and residential facilities was provided. A display of the colour strategy for the facility, based on nature and the coast, was also provided.

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

- Weather conditions and temperatures that have impacted on the pour and polish of the floor slabs and an agreement with Environmental Health to work beyond normal working hours to complete the pouring of concrete floor slabs and the polishing of the concrete;
- A letter that will be circulated to local residents advising of the normal construction hours for the site, the issues experienced that have resulted in the need to extend these hours, temporary lighting/safety lighting that will be used after 7pm and details of the planned dates for the concrete pours;
- A World War 2 unexploded military shell that was found on site and safely removed by the Royal Military Bomb Squad;
- A geophysical survey that has been undertaken to highlight any potential sub-surface features and the employment of Ordnance Engineers by the contractor to supervise works;
- The commercial colour of the doors of the building that can be reviewed and the kick plates on the doors that are required to prevent damage from wheelchairs and general wear and tear; and
- The appointment of the new Residential Manager for the campus that will be advertised shortly.

Noted.

## **9. Naming of the Additional Support Needs Residential and Respite House**

Submitted report by Kevin McGinn, Planning Manager (HSCP) on suggestions received for the names of the new Additional Support Needs Residential and Respite Houses being constructed in Stevenston.

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

- The Council's Street Naming Policy and the naming of other capital projects by the IJB, such as Trindlemoss; and
- Consultation that will be undertaken with the Three Towns Locality Partnership and a further report to the March meeting on the outcome of this consultation.

The Board agreed that the Head of Service (Children, Families and Criminal Justice) report to the April meeting on the outcome of the consultation with the Three Town Locality Partnership.

## **10. Caring for Ayrshire Programme Board**

Submitted report by Russell Scott, Senior Programme Manager on the proposed launch of the Caring for Ayrshire Programme. Appendix 1 to the report provided details of the pre-engagement activities and awareness events that had taken place to gather the views of staff and Health and Social Care Partnerships.

The Board agreed to support the proposals to formally launch the aims and objectives of the Caring for Ayrshire Programme.

## **11. Caring for Ayrshire Programme – Informing and Engagement Plan**

Submitted report by Russell Scott, Senior Programme Manager on the Informing and Engagement Plan for the Caring for Ayrshire Programme. The Plan was attached at Appendix 1 to the report and will seek the views and opinions from stakeholders to help shape the health and care model that will be used to plan services for the future.

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

- The aim of the programme to connect with a wide range of stakeholders, including internal staff, the Health and Social Care Partnership, citizens and users to plan services for the future;
- Further engagement that will take place to ensure those not part of the early pre-engagement, such as GPs and local authority staff, will be involved; and
- Island proofing the health and care model to ensure it meets the needs of Arran and Cumbrae.

The Board agreed to support the Informing and Engagement Plan for the Caring for Ayrshire Programme.

## **12. Mental Welfare Commission Visit to Woodland View, Irvine**

Submitted report by William Lauder, General Manager Ayrshire Central Hospital on the findings of the Mental Welfare Commission following their visit to Woodland View, Irvine. Appendix 1 to the report outlined the findings and recommendations of the Commission. The Partnerships' Action Plan and response to the recommendations of the Commissions' report were detailed at Appendix 2.

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

- The actions that have been undertaken to fully complete Recommendation 1 of the Commission's findings;
- An update that will be provided to the Commission, the Head of Service and Director (HSCP) on the progress of the actions in relation to Recommendation 2 of the Commission's findings;
- The compassion and care provided to the patients in Woodland View that had been highlighted by the Commission; and
- An overview report that will be provided to a future meeting.

The Board agreed (a) that the Associate Nurse Director/IJB Lead Nurse provide an overview report to the May/June meeting; and (b) to otherwise note the report.

## **13. Urgent Items**

The Chair agreed that the following item be considered as a matter of urgency to allow the Board to be advised of the provision of a new service in Irvine.

### **13.1 Gamblers Anonymous**

The Board was advised that Gamblers Anonymous, who provide support and help for compulsive gamblers, had held their first meeting in Irvine on 7 February 2020.

Thirty-one people attended the first meeting and future meetings will be held each Friday from 7.15pm – 9.30 pm. in the Harbourside Room, Fullarton Connexions, Irvine.

The Board welcomed the provision of this service in the Irvine area.

The meeting ended at 11.50 a.m.



Cabinet  
18 February 2020

**IRVINE, 18 February 2020** - 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 and Jim Montgomerie; and Jacqui MacKenzie (Teaching Representative), Andrew Bruce, Ian Haining and Babs Mowat (Church Representatives) (Agenda Items 1-4).

**Also Present**

Alan Hill, Jean McClung, Davina McTiernan and Ian Murdoch (Agenda Items 1-9).

**In Attendance**

C. Hatton, Chief Executive; R. McCutcheon, Executive Director, C. McAuley, Head of Service (Economic Development and Regeneration), J. McLachlan, Senior Manager (Economic Regeneration), R. McGilvery, Senior Manager (Housing Operations), M. Strachan, Senior Manager (Business Support and Development (Place); A. Sutton, Executive Director (Interim), R. Arthur, Head of Service (Interim) (Connected Communities), and C. Amos, Head of Service (Education) (Communities); M. Boyd, Head of Service (Financial & Customer Services), A. Lyndon, Senior Manager (Procurement), (Finance and Corporate Support); C. Cameron, Head of Service (HSCP Finance & Transformation), (Health and Social Care Partnership); A. Fraser, Head of Service, M. Sugden, Senior Communications Officer, and H. Clancy, E. Gray, and A. Little, Committee Services Officers (Democratic Services).

**Also In Attendance**

L. Barrie and C. Glencorse, KA Leisure (Agenda Items 1-5)

**Chair**

Joe Cullinane in the Chair.

**1. Chair's Remarks**

The Chair welcomed those present to the meeting, announced that the Cabinet meeting would be webcast and that all decisions are subject to the Call In Procedure detailed at Standing Order 24.

**2. Declarations of Interest**

In terms of Standing Order 10 and Section 5 of the Code of Conduct, Councillor McPhater, as the Chair of the North Ayrshire Ventures Trust, declared an indirect, non-pecuniary interest in Agenda Item 16.1 (Site Disposal: Former NACCO Site, Portland Road, Irvine Industrial Estate) and left the meeting prior to consideration of this item.

### **3. Minutes**

The accuracy of the Minutes of the meeting of the Cabinet held on 21 January 2020 was confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

### **4. Closure of Garnock Valley Early Years Centre and Relocation of Provision to St Bridget's Primary School Early Years Class**

Submitted a report by the Executive Director (Communities) on the Council's response to the conditions imposed on it following the call in by Scottish Ministers of the proposal to close Garnock Valley Early Years Centre and relocate the provision of early learning and childcare for children aged 2- 3 years to St Bridget's Primary School Early Years Class. An Equalities Impact Assessment was set out at Appendix 1 to the report.

Having had regard to the terms of the report and the Equalities Impact Assessment attached thereto, Cabinet agreed the closure of Garnock Valley Early Years Centre and relocation to St Bridget's Primary School Early Years Class.

### **5. Out of School Care in North Ayrshire – Provision of Support to the Community, Voluntary and Private Sectors**

Submitted a report by the Executive Director (Communities) on the outcome of a review of out of school care in North Ayrshire by the Early Learning and Childcare Expansion Programme Out of School Care workstream and proposals for a new Out of School Care Policy. The new Out of School Care Policy was set out at Appendix 1 to the report.

The Cabinet agreed to (a) note the outcome of work by the Early Learning and Childcare Expansion Programme Out of School Care workstream; and (b) approve the North Ayrshire Council Out of School Care Policy and the range of support measures proposed within it to be provided by North Ayrshire Council

### **6. North Ayrshire Leisure Limited (NALL) Performance and Impact Report Incorporating the 2020-21 Budget**

Submitted a report by the Executive Director (Communities) on the North Ayrshire Leisure Limited (NALL) Performance and Impact Report incorporating the 2020-21 budget. The Performance and Budget report was set out at Appendix 1 to the report.

The Cabinet also received a presentation from KA Leisure detailing the work undertaken by the organisation to date and their plans for the future.

Members asked questions and were provided with further information on the future of the Vikingar! facility.

Noted.

## **7. Delegation of Functions under the Radiation (Emergency Preparedness and Public Information) Regulations 2019 (REPPIR)**

Submitted a report by the Chief Executive on the proposed governance arrangements for new emergency planning duties imposed under the Radiation (Emergency Preparedness and Public Information) Regulations 2019.

The Head of Service (Democratic Services) advised of a change to the officer's recommendation in the report, namely that Cabinet should recommend to Council that the change is made to the Scheme of Delegation to Officers.

**C** The Cabinet agreed to recommend that the Council amend the Scheme of Delegation to Officers to delegate public information duties under REPPIR 2019 to the Head of Democratic Services and remaining operational functions to South Ayrshire Council as lead authority for the Ayrshire Civil Contingencies Team. **C**

## **8. Determination of the Detailed Emergency Planning Zone (DEPZ) for Hunterston A and B Nuclear Power Stations**

Submitted a report by the Chief Executive on the Detailed Emergency Planning Zone (DEPZ) for Hunterston A and B Nuclear Power Stations, under the Radiation (Emergency Preparedness and Public Information) Regulations 2019 (REPPIR). The REPPIR Code of Practice was set out at Appendix 1 to the report, the Hunterston B Power Station Consequences Report at Appendix 2, the Hunterston A Power Station Consequences Report at Appendix 3 and a map outlining the proposed and existing DEPZ boundaries at Appendix 4.

The Head of Service (Democratic Services) stated that Public Health England had been invited to the meeting but were unable to attend.

The Chair made reference to two requests by Councillors to address the meeting and suggested that, given the nature of the report, it would be beneficial to refer consideration to Council and invite Public Health England to that meeting, on the basis that all Councillors would then have the opportunity to raise any queries or issues.

The Cabinet agreed to (a) refer consideration of this item to Council; and (b) extend an invitation to Public Health England to attend the Council meeting.

## **9. Scottish Government Consultation on the Replacement for European Union Structural Funds**

Submitted a report by the Executive Director (Place) on the Council's response to the Scottish Government's consultation on the replacement of European Union Structural Funds in Scotland post EU-Exit. The Council's consultation response was set out at Appendix 1 to the report.

The Cabinet agreed (a) to homologate the Council's response to the Scottish Government Consultation, as set out at Appendix 1 to the report; (b) that the same underlying principles of the response are used to inform the Council's response to the anticipated UK Government's consultation on the proposed UK Shared Prosperity Fund; and (c) to the Council's continued engagement with strategic national and regional networks, including Southern Scotland, to maximise support from UK and Scottish regional policy, funding and regulatory frameworks post EU-Exit.

## **10. Delivering Community Wealth Building**

Submitted a report by the Executive Director (Place) on the work underway to develop a North Ayrshire Community Wealth Building Strategy and establish North Ayrshire as a Community Wealth Building Council.

The Cabinet agreed to (a) propose the provision of up to £1.6m, inclusive of revenue and capital funding, towards supporting of community wealth building to be considered by Council as part of the budget setting process; and (b) note the update on activities underway to implement a community wealth building approach.

## **11. New UK Resettlement Scheme**

Submitted a report by the Executive Director (Place) on the Council's participation in the Syrian Resettlement Programme, which is due to end in March 2020, and to seek approval to participate in the new UK Resettlement Scheme for 2020/21.

The Cabinet agreed to (a) note the progress made on Syrian Resettlement Programme, which is due to end in March 2020; and (b) approve the Council's participation in the UK Resettlement Scheme, including a commitment to provide a safe haven for a further 30 refugees (6 families) by March 2021.

## **12. Proposals for Community Investment Fund (CIF) Expenditure**

Submitted a report by the Executive Director (Communities) on applications by Locality Partnerships to allocate CIF funding to proposed projects. An application by Beith Community Development Trust for £43,500 was set out at Appendix 1 of the report, from Kilwinning Rangers Juniors and Kilwinning Rangers Youth Club for £41,160 at Appendix 2, from North Coast and Cumbraes Locality Partnership for £35,947.85 at Appendix 3, from Ardrossan Castle Community Heritage Hub £ 17,912 at Appendix 4 and from Millport Town Hall for the early release of £30,000 from a previously agreed grant at Appendix 5

The Head of Service (Connected Communities) advised that consideration of the application from Millport Town Hall for the early release of funds from a previously approved grant would require suspension of Standing Orders as the decision to award the grant was taken less than six months previously.

The Cabinet unanimously agreed, in terms of Standing Order 21.1, to suspend Standing Order 23 to allow consideration of the application for CIF funding from Millport Town Hall.

The Cabinet agreed to approve (a) the award of CIF funding to (i) Beith Community Development Trust in the amount of £43,000; (ii) Kilwinning Rangers Juniors and Kilwinning Rangers Youth Club in the amount of £41,160; (iii) the North Coast and Cumbraes Locality Partnership in the amount of £35,947.85; and (iv) Ardrossan Castle Community Heritage Hub in the amount of £17,192; and (b) the early release of £30,000 of the £200,000 grant to Millport Town Hall which was approved by Cabinet on 27 August 2019.

### **13. 'Getting it Right for You' North Ayrshire Children's Services Plan – Performance Report 2017-2019**

Submitted a report by the Director (Health and Social Care Partnership) and the Executive Director Communities on the progress made in the 'Getting It Right For You', North Ayrshire Children's Services Plan Performance Report 2017-2019. The performance report was set out at Appendix 1 to the report.

Noted.

### **14. Budget Monitoring – Month 9 (December 2019)**

Submit a report by the Director (Health and Social Care Partnership) on the Integration Joint Board's financial performance to December 2019, including the projected outturn for the 2019-20 financial year. Detailed finance reports were set out at Appendices A-E of the report.

Noted

### **15. Award of Contract for Early Learning and Childcare Funded Entitlement**

Submit a report by the Executive Director (Finance and Corporate Support) on the outcome of a tender exercise and subsequent award of contracts for the Early Learning and Childcare Funded Entitlement.

The Cabinet agreed to (a) note the outcome of the tender; and (b) homologate award of the contract to 86 local providers.

Councillor McPhater left the meeting at this point.

### **16. Exclusion of the Public**

The Cabinet 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 9 of Part 1 of Schedule 7A of the Act.

The Chair noted that confirmation had been received that the webcast of the meeting had been terminated at this point.

## **17. Site Disposal: Former NACCO Site, Portland Road, Irvine Industrial Estate**

Submitted a report by the Executive Director (Place) on the former NACCO site, Portland Road, Irvine.

The Cabinet agreed to the recommendation as detailed in the report.

The Meeting ended at 4.05 p.m.

Licensing Committee  
4 March 2020

**IRVINE**, 4 March 2020 - At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m.

**Present**

Todd Ferguson, John Easdale, Jean McClung, Davina McTiernan, Donald L. Reid and Angela Stephen.

**In Attendance**

D. Robertson, Civic Licensing Standards Officer, W. O'Brien, Solicitor (Licensing), A. Toal, Administrative Assistant (Licensing) and D. McCaw, Committee Services Officer (Chief Executive's Service).

**Also in Attendance**

Inspector Alison Wilson, Sergeant Scott Barrie and Dawn Hastings (Police Scotland).

**Chair**

Councillor Ferguson in the Chair.

**Apologies**

Ronnie McNicol, Robert Barr and Scott Gallagher.

**1. Chair Remarks**

The Chair agreed, in terms of Standing Order 9.4, to vary the order of business to allow consideration of two matters raised under Appendix B (Civic Government Scotland Act 1982 and other Licensing Statutes: Licensing Matters) immediately after case 4 Private Hire Car Operator's Licence: PHCL/371 (New): Craig Dobbin and Stephen Dobbin, to allow Police Scotland to hear the information held by the Committee.

**2. Declarations of Interest**

In terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors, Councillor Todd Ferguson declared an interest in Agenda Item 5.4: Private Hire Car Licence: PHCL/371 (New): Craig and Stephen Dobbin in that the applicants are known to him, and took no part in the discussion thereon.

**3. Minutes**

The Minutes of the Ordinary Meeting held on 5 February 2020 were confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**4. 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 Agenda Items 5 and 6 (Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters) 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 (Scotland) Act 1973.

The 'Exempt Information' concerned is information of the type described in one or more of Paragraphs 3, 6, 14 and 15 of Part 1 of Schedule 7A to the Act:

3. "Information relating to any particular applicant for, or recipient or former recipient of, any service provided by the authority."
6. "Information relating to the financial or business affairs of any particular person (other than the authority)."
14. "Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime."
15. "The identity of a Protected Informant" - where "Protected Informant" is defined in Part III as a person who informs the Local Authority about a past, present or future crime, breach of statutory duty, breach of planning control, or nuisance."

## **5. Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters**

Submitted report by the Head of Democratic Services on hearings to be determined and applications for the grant or renewal of licences, consents and permits, on hearings and on other matters, under the Civic Government (Scotland) Act 1982 and other Licensing legislation.

### **Appendix A: Hearings**

#### **5.1 Late Hours Catering Licence: LHCL/125 (New): Qaisar Raza**

The Committee at its meeting held on 5 February 2020 agreed, on the basis of information presented, to (a) grant a Temporary Late Hours Catering Licence in terms of Paragraph 7 of Schedule 1 of the Civic Government (Scotland) Act 1982 for the period from Wednesday 5 February 2020 until the next Committee meeting on Wednesday 4 March 2020; and (b) proceed to a Hearing.

The licence-holder, having been duly cited to attend, was not present.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the licence-holder.

### **Decision**

The Committee agreed to continue consideration of this item to a future meeting.

#### **5.2 Taxi Driver's Licence: TDL/02228 (New): David J Brown**

The Committee at its meeting held on 5 February 2020 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 from Police Scotland were also in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the terms of a letter setting out their representation in respect of the application. Thereafter the applicant addressed the Committee on the issues raised and responded to questions.

Both parties then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

Councillor Easdale, seconded by Councillor Reid, moved that the Committee grant the application, subject to the Council's standard conditions 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.

### **5.3 Taxi Driver's Licence: TDL/02230: Peter D Ritchie**

The applicant, having been duly cited to attend, was present and accompanied by his Solicitor, Mr. McLaughlin. Representatives from Police Scotland were also in attendance.

The Solicitor (Licensing) set out the background to the hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on a letter setting out their objection in respect of the application. Thereafter the applicant and his Solicitor addressed the Committee on the issues raised and responded to questions.

### **Decision**

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

The Chair then advised the applicant of his right to re-apply after a period of one year in terms of Paragraph 6 of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **5.4 Private Hire Car Operator's Licence: PHCL/371 (New): Craig Dobbin and Stephen Dobbin**

The Committee at its meeting held on 23 October 2019 agreed to delegate authority to the Solicitor (Licensing) to grant the application, subject to the vehicle being tested, and also in terms of the Council's standard conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicants', having been duly cited to attend, were not present or represented.

The Solicitor (Licensing) set out the background to the hearing as previously intimated in writing to the applicants and advised that the vehicle test was scheduled for 9 March 2020.

## **Decision**

The Committee agreed to continue consideration of this item to a future meeting.

## **Appendix B: Applications for Licences/Renewal of Licences**

### **5.5 TDL/02199 (New): Abdul Masood**

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

### **5.6 TDL/02201 (New): Iqbal Naveed**

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

Police Scotland left the meeting at this point.

### **5.7 SPTL/039 (Renewal): Susan Marshall**

The Committee agreed to continue consideration of this item to a future meeting.

### **5.8 TDL/02229 (New): James Murray**

The Committee 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.

### **5.9 TDL/02233 (New): Ian Davidson**

The Committee unanimously agreed 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 1 year.

## **Appendix C: Preliminary Consideration of possible Revocation or Suspension**

### **5.10 TDL/01756: Alan McKie**

The Committee unanimously agreed to proceed to a Hearing in terms of Paragraph 11(7) of Schedule 1 of the Civic Government (Scotland) Act 1982 at the meeting to be held on 13 May 2020.

### **5.11 TDL/01780: John Swindle**

The Committee unanimously agreed to proceed to a Hearing in terms of Paragraph 11(7) of Schedule 1 of the Civic Government (Scotland) Act 1982 at the meeting to be held on 13 May 2020.

## **5.12 TDL/00388: Douglas McGregor**

The Committee unanimously agreed to proceed to a Hearing in terms of Paragraph 11(7) of Schedule 1 of the Civic Government (Scotland) Act 1982 at the meeting to be held on 13 May 2020.

## **6. Urgent Items**

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

### **6.1 Taxi Driver's Licence: TDL/000428: Robert Frew**

The Solicitor (Licensing) set out the background to a request for an exception to the Dress Code Policy.

#### **Decision**

The Committee unanimously agreed (a) to grant the request for an exception to the Dress Code Policy; and (b) to note that the matter would be reviewed at the time of renewal of the licence in 2022.

The meeting ended at 11.10 a.m.

**IRVINE, 17 March 2020** - 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 and Jim Montgomerie

**Also Present**

Alan Hill, Jean McClung, Davina McTiernan and Ian Murdoch (Agenda Items 1-9).

**In Attendance**

C. Hatton, Chief Executive; L. Friel, Executive Director, M. Boyd, Head of Service (Financial & Customer Services), P. Doak, Senior Manager (Health and Safety, Risk and Insurance), and D. Forbes, Senior Manager (Financial Management), (Finance and Corporate Support); R. McCutcheon, Executive Director, D. Hammond, Head of Service (Interim) (Commercial) and R. McGilvery, Senior Manager (Housing Operations); A. Sutton, Executive Director (Interim) (Communities); C. Cameron, Head of Service (HSCP Finance & Transformation), (Health and Social Care Partnership); A. Fraser, Head of Service, J. Hutcheson, Senior Communications Officer, and E. Gray, Committee Services Officer (Democratic Services).

**Apologies for Absence**

Alex Gallacher; Andrew Bruce, Ian Haining, and Babs Mowat (Church Representatives); and Jacqui MacKenzie (Teaching Representative).

**Chair**

Joe Cullinane in the Chair.

**1. Chair's Remarks**

The Chair welcomed those present to the meeting, announced that the Cabinet meeting would be webcast and advised that all decisions are subject to the Call In Procedure detailed at Standing Order 24.

The Chief Executive was then invited to address the Cabinet with respect to the ongoing coronavirus outbreak. The Chief Executive provided information on the implementation of current government and scientific guidance for minimising the impact of the outbreak and planning which was underway to provide support to communities. He also thanked all Council staff for their ongoing efforts throughout this period.

**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 Cabinet held on 18 February 2020 was confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

### **4. Proposal to Establish a New Non-Denominational Primary School and Catchment Area for the Montgomerie Park and Knadgerhill Areas of Irvine**

Submitted a report by the Executive Director (Communities) on the proposals to establish a new non-denominational primary school and catchment area for the Montgomerie Park and Knadgerhill areas of Irvine and to amend the catchment area for Annick Primary School. The proposal document was set out at Appendix 1 to the report.

The Executive Director (Interim) (Communities) highlighted to Cabinet that, in light of the coronavirus outbreak, the recommendations contained in the report should be amended to reflect that the proposed dates for the commencement of public consultation and deadline for written submissions from interested may no longer be achievable. It was recommended that Cabinet remit to the Executive Director (Interim) (Communities) to adjust these dates accordingly.

The Cabinet agreed to (a) note the positive outcome of pre-consultation stakeholder engagement; (b) approve the commencement of a Statutory Public Consultation on a date to be determined by the Executive Director (Interim) (Communities) on the proposal to (i) establish a new non-denominational primary school and catchment area for the Montgomerie Park and Knadgerhill areas of Irvine from August 2022; and (ii) amend the catchment area for Annick Primary School from January 2022, or such other date as necessary, to meet the registration requirements for pupils wishing to attend the new school; (c) invite all interested parties to make written representation on the proposal to Education with a deadline to be specified by the Executive Director (Interim) (Communities); and (d) receive a report on the outcome of the consultation process at a future meeting.

### **5. Armed Forces Community Covenant**

Submitted a report by the Chief Executive on the Cabinet's commitment to the Armed Forces Community Covenant and the key activities that the Council promotes in support of the Armed Forces Community. The revised Covenant was set out at Appendix 1 to the report.

The Head of Services (Democratic Services) highlighted to Cabinet that, in light of the coronavirus outbreak, the recommendation contained in the report should be amended to remove reference to the date of the joint launch event.

The Cabinet agreed to (a) renew its commitment to the Armed Forces Community Covenant; and (b) to a joint launch of the Armed Forces Community Covenant with South and East Ayrshire Councils.

## **6. South Ayrshire Integration Scheme for Health and Social Care – Consultation Response**

Submitted a joint report by the Chief Executive and the Director (Health and Social Care Partnership) on the draft response to the consultation on South Ayrshire's integration scheme, the legal partnership agreement between South Ayrshire Council and NHS Ayrshire and Arran. The proposed consultation response was set out at Appendix 1 to the report.

A Member asked a question around whether further consultation would be undertaken by South Ayrshire Council if changes are proposed around their Finances and Children's Social Work Services.

The Cabinet agreed to approve the response, attached at Appendix 1 to the report, to the consultation on South Ayrshire's Integration Scheme.

## **7. Revenue Budget 2019/20 : Financial Performance to 31 January 2020**

Submitted a report by the Executive Director (Finance and Corporate Support) on the financial performance for the Council at 31 January 2020. Budget reports for each directorate and the Housing Revenue Account were set out at Appendices 1-7 of the report, Virement/Budget Adjustment Requests at Appendix 8 and the HSCP Period 9 Report at Appendix 9.

Members asked questions and were provided with further information in relation to the possibility of setting aside projected underspend given the uncertainty around the coronavirus outbreak.

The Cabinet agreed to (a) note the information and financial projections outlined in the report; (b) approve the earmarking of £1.330m identified at 2.8 of the report to meet future year commitments; (c) note the current financial projection for the Health and Social Care Partnership at 2.9 of the report; (d) consider application of up to £1.486m from the Council budget to support repayment of the IJB deficit to be applied in 2019/20 to mitigate the HSCP in-year overspend; (e) approve the virements detailed in Appendix 8; and (f) set aside projected budget underspends in light of the uncertainty surrounding the coronavirus outbreak.

## **8. Capital Programme Performance to 31 January 2020**

Submitted a report by the Executive Director (Finance and Corporate Support) on the progress in delivering the Capital Investment Programme as at 31 January 2020. The detailed Capital Investment Programme was set out at Appendix 1 to the report and the HRA Capital Statement at Appendix 2.

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

- slippage in the current Capital Programme;
- whether an increase in slippage is expected for 2020/21; and
- how increases to the rate of inflation will impact on Capital Programme budgets.

The Cabinet agree to (a) approve the revisions to budgets outlined in the report; and (b) note (i) the General Services and HRA revised budgets at 31 January 2020; and (ii) the forecast expenditure to 31 March 2020.

## **9. Strategic Risk Register 2020/21**

Submitted a report by the Executive Director (Finance and Corporate Support) on the Strategic Risk Register for 2020/21. The proposed Strategic Risk Register was set out at Appendix 1 to the report.

The Senior Manager (Health and Safety, Risk and Insurance) advised Cabinet that since the meeting documents had been published a decision had been taken to include the coronavirus outbreak as an item on the risk register with a rating of 'very high'.

The Cabinet agreed to approve the Council's Strategic Risk Register as set out at Appendix 1 to the report with the addition of a very high risk relating to the coronavirus outbreak.

## **10. Delivering Community Wealth Building through Procurement**

Submitted a report by the Executive Director (Finance and Corporate Support) on how the Council's external expenditure can be used to help deliver Community Wealth Building aspirations and proposed changes to Standing Orders relating to Contracts.

- C** The Cabinet agreed to (a) note the progress made to date; (b) recommend the changes in Standing Orders relating to Contracts to Council; and (c) agree to the future reporting proposal as set out at Section 2.26 of the report.

## **11. Roads, Structures and Street Lighting Maintenance Programme 2020/21**

Submitted a report by the Executive Director (Place) on the proposed Roads, Structures and Street Lighting Maintenance Programme for 2020/21. The Mainland Roads Programme 2020/21 was set out at Appendix 1a to the report, the Arran Roads Programme 2020/21 at Appendix 1b, the Condition Assessment and Prioritisation Process at Appendix 2, the Carriageway Scheme Assessment Form at Appendix 3 and the assessment matrix used for scoring and ranking structures for inclusion in the Structures Maintenance Programme at Appendix 4.

The Cabinet agreed to (a) note the approach taken to determining the asset maintenance programme for roads, structures and street lighting; (b) approve the maintenance programme for 2020/21, as detailed at Appendix 1a and 1b; and (c) note that the programme will be issued to the Locality Planning Partnerships for information.

## **12. Removal of 'No Ball Games' Signage**

Submitted a report by the Executive Director (Place) on the background to the use of 'No Ball Games' signage and to proposals for officers to remove existing signage and cease the practice of erecting any further 'No Ball Games' signs. The proposed procedure for reviewing existing 'no ball games' signs was set out at Appendix 1 to the report.

The Cabinet agreed to (a) note the historical reasons for the use of No Ball Games signs; (b) approve the retrospective removal of existing signs; and (c) approve the cessation of this practice in future.

### **13. Proposals for Community Investment Fund (CIF) Expenditure**

Submitted a report by the Executive Director (Communities) on an application by the Three Towns Locality Partnerships to allocate CIF funding to a proposed project by Raise Your Voice with Ardeer. The detailed proposal was set out at Appendix 1 to the report.

Members asked questions and were provided with further information in relation to other funding sources and whether the coronavirus outbreak may result in delays to funding decisions and missed deadlines.

The Cabinet agreed to approve the CIF application in relation to Raise Your Voice with Ardeer in the amount of £100,000, subject to the successful assembly of the full proposed funding package.

### **14. Community Asset Transfer Application – Arran Youth Centre – Arran Youth Foundations**

Submitted a report by the Executive Director (Communities) on the transfer of ownership of Arran Youth Centre and its grounds from North Ayrshire Council to the Company Limited by Guarantee “Arran Youth Foundations”.

The Cabinet agreed to (a) the asset transfer of Arran Youth Centre and its grounds from North Ayrshire Council to the Company Limited by Guarantee, “Arran Youth Foundations”; (b) authorise officers to conclude the associated legal and community asset transfer process; and (c) approve the recommended terms of transfer on this occasion at 1% of the property valuation of £20,000 (£200 in total).

### **15. Crown Estates Scotland – Memorandum of Understanding**

Submitted a report by the Director (Growth and Investment) on proposals to enter into a memorandum of understanding with Crown Estates Scotland to establish a partnership approach to exploring opportunities for Crown Estates Scotland investment in North Ayrshire as part of its place-based strategy.

The Cabinet agreed that the Council enters into a partnership agreement with Crown Estates Scotland to explore investment opportunities to support North Ayrshire Council's regeneration and economic development priorities.

The Meeting ended at 3.10 p.m.





**North Ayrshire Health and Social Care Partnership**  
**Minute of Integration Joint Board meeting held on**  
**Thursday 19 March 2020 at 10.00 a.m.**

**Present**

Councillor Robert Foster, North Ayrshire Council (Chair)  
Councillor Christina Larsen, North Ayrshire Council (Depute for Councillor Dickson)

Stephen Brown, Director of Health and Social Care Partnership  
Caroline Cameron, Chief Finance and Transformation Officer  
Graham Searle, Carers Representative (Depute for Marie McWaters)

**Present via teleconferencing**

Bob Martin, NHS Ayrshire and Arran (Vice-Chair) via teleconferencing  
Councillor Timothy Billings, North Ayrshire Council via teleconferencing  
John Rainey, NHS Ayrshire and Arran via teleconferencing  
Councillor John Sweeney, North Ayrshire Council via teleconferencing

**In Attendance**

Angela Little, Committee Services Officer

**Apologies for Absence**

Councillor Anthea Dickson, North Ayrshire Council  
Adrian Carragher, NHS Ayrshire and Arran  
Jean Ford, NHS Ayrshire and Arran  
David MacRitchie, Chief Social Work Officer (North Ayrshire)  
Dr Paul Kerr, Clinical Director  
David Thomson, Associate Nurse Director/IJB Lead Nurse  
Dr. Louise Wilson, GP Representative  
Marie McWaters, Carers Representative  
Michelle Sutherland, Partnership Facilitator  
Vicki Yuill, Third Sector Representative  
Alistair Reid, Lead Allied Health Professional Adviser  
David Donaghey, Staff Representative (NHS Ayrshire and Arran)  
Louise McDaid, Staff Representative (North Ayrshire Council)

**1. Chair's Remarks**

The Board was advised that the meeting would consider two items and all other business would be dealt with under delegated powers or continued to a future meeting of the Board.

## **2. Declarations of Interest**

There were no 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.

## **3. 2020/21 IJB Budget**

Submitted report by Caroline Cameron, Chief Finance and Transformation Officer on the financial position for the partnership for 2020/21, including the proposed delegated funding, service budget pressures and plans developed to set a balanced budget. A summary of the 2020/21 budget and net budget increase was detailed within Appendix A to the report. Appendix B provided information on the budget pressures and Appendix C detailed the savings to address the budget gap. The uplift calculation and the reconciliation of this from a managed HSCP basis to IJB delegated based was outlined at Appendix D. Appendix E provided details of the funding letters from the Scottish Government issued to NHS Boards and Council. A refreshed 3-year Medium Term Financial Plan will be presented to the IJB by June 2020.

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

- Work that is being done to separate costs that are attributed to Covid19;
- Efforts to free up beds in hospitals;
- The preparation of a Mobilisation Plan for the Scottish Government;
- The draft set aside budget that represents the IJB's usage, further work being undertaken by the Ayrshire Finance Leads to establish the baseline resources for each partnership and how this compares to the Fair Share of resources and the postponement of a planned meeting at the end of March in light of the current health crisis;
- That the Health Board have not yet formally set their budget and the IJB may be asked to revisit plans if the Health Board delegated funding changes;
- Work that is being done by the Criminal Justice Team in conjunction with the Prison Service in respect of newly released prisoners; and
- Regular financial updates that will be provided to IJB Members.

Councillor Billings referred to a range of questions he had submitted by email. The Director advised that a response to each of these questions would be provided to the Board as soon as possible.

The Board was advised that Jean Ford, NHS Ayrshire and Arran had relayed her support for the recommendations of the report.

The Board agreed to approve the budget for 2020/21 for North Ayrshire HSCP, inclusive of all related budget virements, pressures and savings, noting that the funding position is subject to confirmation by NHS Ayrshire and Arran.

## **4. Urgent Items**

The Chair agreed that the following items be considered as a matter of urgency to allow a matter to be actioned without delay and for an update to be provided to Members.

#### **4.1 Delegated Authority for the Chief Officer and the Section 95 Officer**

Submitted report by Stephen Brown, Director (NAHSCP) on the proposed action to allow the Chief Officer and Section 95 Officer to take decisions in respect of matters, that would have normally required IJB approval, subject to consultation with the IJB Chair and Vice Chair.

The Head of Democratic Services advised of the following further action that required to be delegated to the Chief Officer:-

- With the agreement of the Chair and Vice-Chair of the IJB and Chief Executives of the Health Board and Council, and if required to enable effective decision making or otherwise in relation to the COVID-19 outbreak, to amend the Governance documents of the IJB, including the Standing Orders for Meetings, the Scheme of Delegation to Officers, the Standing Orders for Contracts or the Financial Regulations as is required to meet the circumstance arising, this delegation to be reviewed at the next Ordinary meeting of the IJB.

The report outlined the range of delegated authorities for the Chief Officer, Section 95 Officer and other officers in the HSCP which currently form part of the Integration Scheme and Scheme of Delegation for North Ayrshire IJB. With the exception of a limited number of powers which are reserved by statute to the IJB itself, such as amendment of the Integration Scheme or appointment of the statutory officers, other matters normally determined by the IJB can be decided by the Chief Officer using delegated powers. Currently in a case of urgency the Chief Officer may, after consultation with the relevant Chairperson of the Board, exercise delegated powers, subject to, a report being submitted to the next appropriate meeting for noting.

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

- Scheduled meetings of the IJB that will be cancelled till the end of July 2020;
- Information that will be provided to IJB Members if delegated powers require to be used to change governance documents;
- Consultation with IJB Members that will take place, if required, prior to the use of delegated powers;
- Regular teleconferencing that will be arranged to keep IJB Members updated on the work of the partnership.

The Board agreed to (a) note the powers currently delegated to the Chief Officer, Section 95 Finance Officer and other Chief Officers of the IJB; (b) cancel scheduled meetings of the IJB and its Performance Committee until 31 July 2020, and (c) delegation of the following power to the Chief Officer, with the agreement of the Chair and Vice-Chair of the IJB and Chief Executives of the Health Board and Council, and if required to enable effective decision making or otherwise in relation to the COVID-19 outbreak, to amend the Governance documents of the IJB, including the Standing Orders for Meetings, the Scheme of Delegation to Officers, the Standing Orders for Contracts or the Financial Regulations as is required to meet the circumstance arising, this delegation to be reviewed at the next Ordinary meeting of the IJB.

## **4.2 Covid 19**

The Board was provided with the following update:-

- 100 Care at Home staff are unavailable as a result of underlying health issues;
- 30% of Crosshouse hospital staff are not available to work and efforts are eing made to have these staff tested to allow them back to work;
- Work that is ongoing to resolve issues with the supply of PPE (Personal Protection Equipment) for staff;
- The Transformation Programme that will be put on hold at this time;
- Work that is being done by Connected Communities in local areas within North Ayrshire, including identification of lone households who require assistance in obtaining groceries; and
- Further clarity that will be received from the Scottish Government on forthcoming exams, vulnerable children and child care for key workers.

The Board thanked all Council and NHS staff for the work that is being done during this difficult time.

The meeting ended at 10.45 a.m.

**Planning Committee**  
**24 June 2020**

**24 June 2020** - At a Meeting of the Planning Committee of North Ayrshire Council at 10.00 a.m.

**Present**

Tom Marshall, Timothy Billings, Robert Barr, Ian Clarkson, Robert Foster, Christina Larsen, Shaun Macauley, Ellen McMaster, Ronnie McNicol.

**In Attendance**

J. Miller, Chief Planning Officer (Planning), A. Craig, Senior Manager, J. Law; Solicitor (Legal Services); M. Lindsey, Customer Solutions Supervisor (ICT); M. Anderson, Senior Manager (Committee & Member Services), and E. Gray, D. McCaw, A. Little and H. Clancy, Committee Services Officers (Chief Executive's Service).

**Also In Attendance**

A. Hume, Senior Development Management Officer, I. Davies, Senior Development Management Officer, A. Gemmell, Manager, J. Mack, Planning Officer and K. Gee, Technician (Planning).

**Apologies**

Donald Reid

**Chair**

Councillor Marshall 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 Planning Committee held on 22 January 2020 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**3.1 19/00908/PPM: Site To South And West Of 10 Crompton Way, North Newmoor, Irvine**

Persimmon Homes have applied for Planning Permission for the erection of 197 dwelling houses together with associated roads, paths, open space, SuDS infrastructure and landscaping. No representations were received.

Members noted that Education had not provided a response to the consultation. In response the Chief Planning Officer (Planning) responded that Educational capacity for each residential allocation had been addressed through the Local Development Plan process.

The Chief Planning Officer (Planning) undertook to contact Education to ascertain the school allocation attributable for the site; and request that Education respond to the consultation and provide allocation and capacity advice for each future residential application.

Councillor Foster seconded by Councillor Larsen, moved to approve planning permission subject to conditions.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to grant the application subject to the following conditions:

1. That, prior to the commencement of any building operations, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority a detailed schedule of the proposed external finishes. Thereafter, the development shall be implemented only in accordance with such details as may be approved, unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.
2. That prior to the commencement of the development hereby approved, the applicant shall submit:
  - Full details of the proposed acoustic barriers, and
  - A scheme of maintenance for the acoustic barriers for the written approval of North Ayrshire as Planning Authority. For the avoidance of doubt the barrier requires to be effective acoustically, such as a close boarded timber fence with a mass per unit of area in excess of 12kg/m<sup>2</sup> and with no gaps at the joints, or alternatively, a continuous masonry wall. The acoustic barriers shall thereafter be erected in accordance with such details as may be approved and maintained in accordance with such as scheme as may be approved, all to the satisfaction of north Ayrshire Council as Planning Authority.
3. That prior to the commencement of the development hereby approved, the applicant shall provide details of which houses will be provided with thermal double glazing and acoustic ventilation providing sound reduction of a minimum of 30dB<sub>Rw</sub> for the written approval of North Ayrshire Council as Planning Authority. The applicant shall also provide full details of the proposed thermal double glazing and acoustic ventilation for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the development shall be implemented only in accordance with such details as may be approved, unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.
4. That the rated noise level, as defined in BS4142, from the commercial activities must not exceed the background noise level at the curtilage of any proposed residential property by 5dB(A) or more.
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. 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 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.

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.

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

6. That prior to the commencement of the development the applicant shall assess if a Detailed Air Quality Assessment is required to ensure that the development will not impact ambient air quality at any sensitive receptors and submit the findings to North Ayrshire Council. If required, a Detailed Air Quality Assessment will be submitted to the satisfaction of North Ayrshire Council.
7. That prior to the commencement of the development hereby approved, full details of the drainage arrangements including:
  - post development overland flow paths, attenuation measures and overflow devices,
  - porous paving or linear filter trenches adjacent to car areas/driveways,
  - a maintenance schedule for the proposed drainage assets,
  - a land drainage strategy shall be provided for the written approval of North Ayrshire Council as Planning Authority. The development shall then progress in accordance with such details as may be approved.
8. That, prior to the commencement of the development hereby approved, a scheme of further intrusive site investigations for mine entries and adits shall be undertaken by appropriately qualified persons, the scope of which shall be adequate to fully assess the ground conditions below the site and inform any required remedial works. Thereafter, the applicant or their representative shall prepare and submit a report of findings arising from the intrusive site investigations for the approval of North Ayrshire Council as Planning Authority. Any remediation works which are approved shall then be carried out prior to the commencement of the development.
9. No development shall take place within the development site as outlined in red on the approved plan until the developer has secured the implementation of a programme of archaeological works in accordance with a written scheme of investigation which has been submitted by the applicant, agreed 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 the Planning Authority in agreement with the West of Scotland Archaeology Service.

10. That immediately prior to the commencement of the development hereby approved, a pre-construction badger survey shall be undertaken in order to determine whether any new setts have been established on the site and submitted for the approval of North Ayrshire Council as Planning Authority. If any setts are discovered, the development shall not progress until a scheme of mitigation has been approved and undertaken, all to the satisfaction of North Ayrshire Council as Planning Authority.
11. That prior to the commencement of the development hereby approved, the applicant shall submit full details of the proposed boundary treatments for the written approval of North Ayrshire as Planning Authority. The development shall then progress in accordance with such details as may be approved to the satisfaction of north Ayrshire Council as Planning Authority.
12. 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.
13. 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.
14. That during construction, a 30m buffer shall be established around the four trees identified in the Phase One Habitat Survey (EDI\_1952) as being within 30m of the site and having potential for bat roosts. If this cannot be achieved a further tree climbing assessment shall be carried out and If any roosts are discovered, the development shall not progress until a scheme of mitigation has been approved and undertaken, all to the satisfaction of North Ayrshire Council as Planning Authority.



#### **4.1 20/00106/PPM: West Byrehill Industrial Estate, Byrehill Place, Kilwinning**

Dawn Homes Limited have applied for planning permission for a residential development comprising 76 terraced and semi-detached dwelling houses with associated infrastructure and landscaping. No representations were received.

In response to a query by Members, the Chief Planning Officer (Planning) suggested the inclusion of a further condition in relation to the policy position on carbon emissions.

Members noted that Education had not provided a response to the consultation. In response the Chief Planning Officer (Planning) responded that Educational capacity for each residential allocation had been addressed through the Local Development Plan process.

The Chief Planning Officer (Planning) undertook to contact Education to ascertain the school allocation attributable for the site; and request that Education respond to the consultation and provide allocation and capacity advice for each future residential application.

Councillor Foster seconded by Councillor Billings, moved to approve planning permission subject to the conditions set out in the report and the additional condition referred to above.

There being no amendment, the motion was declared carried, Councillor Barr dissenting.

Accordingly, the Committee agreed to grant the application subject to the following conditions:

1. That prior to the commencement of the development hereby approved, the applicant shall submit the following for the written approval of North Ayrshire as Planning Authority:
  - Full details of the wall vent and glazing systems for houses where noise reduction measures are recommended in the submitted noise impact assessment by Bureau Veritas (March 2020);
  - Full details of the proposed acoustic fencing for the boundary of the site with the transport depot, and
  - A scheme of maintenance for the acoustic fencing,For the avoidance of doubt, the materials used for constructing the acoustic fencing shall require a mass per unit of area in excess of 12kg/m<sup>2</sup>, with no gaps at the joints between timber boards. The acoustic fencing shall be erected in accordance with such details before any of the associated houses are occupied and thereafter retained permanently in accordance with the scheme of maintenance as may be approved, all to the satisfaction of north Ayrshire Council as Planning Authority.
2. That, prior to the commencement of any building operations, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority a finalised schedule of the proposed external finishes to be used, including

driveway and path surfaces. Thereafter, the development shall be implemented only in accordance with such details as may be approved, unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.

3. That prior to the commencement of the development the applicant shall assess if a Detailed Air Quality Assessment is required to ensure that the development will not impact ambient air quality at any sensitive receptors and submit the findings to North Ayrshire Council. If required, a Detailed Air Quality Assessment will be submitted to the satisfaction of North Ayrshire Council.
4. That prior to the commencement of the development hereby approved, the recommendations contained in the submitted Ecological Assessment (January 2020), including further survey work and the preparation of a biodiversity action plan shall be undertaken for implementation by the applicant during the course of the development under the supervision of the ecological consultant, all to the satisfaction of North Ayrshire Council as Planning Authority.
5. That the plot boundary treatments as illustrated on the approved plans shall be erected prior to the occupation of each house within the development to the satisfaction of North Ayrshire Council as Planning Authority.
6. 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, taking account of the required biodiversity action plan. Thereafter, all planting, seeding or turfing comprised in the details as 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. Any trees or plants which, within a period of five years from their planting 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.
7. 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.
8. That, prior to the commencement of the development hereby approved, details of the heat and power systems for the houses, which shall include low or zero carbon technologies to demonstrate that at least 10% of the current carbon emissions reduction set by Scottish Building Standards will be met, shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the development shall be implemented in accordance with such details as may be approved unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.

#### **4.2 20/00323/PPM: West Byrehill Industrial Estate, Byrehill Place, Kilwinning**

Ashtenne Industrial Fund LLP have applied for a Section 42 planning application to remove/vary conditions 1 (j) and 2 of planning permission 13/00038/PPPM (for residential development and a neighbourhood centre). No representations were received.

Councillor Foster seconded by Councillor Marshall, moved to approve the application subject to conditions.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to grant the application subject to the following conditions:

1. Prior to the commencement of any development on site, a further application(s) for the approval of the matters specified in this condition shall be submitted to and approved by North Ayrshire Council as Planning Authority. These matters are as follows:
  - a) a design and access statement taking into account the relevant North Ayrshire supplementary design guidance;
  - b) details of the layout of the development, including roads, footways, shared paths, cycle routes, open spaces, parking and infrastructure;
  - c) the siting, design and external appearance of all buildings and any other structures, including dimensioned plans and elevations together with the details of external materials;
  - d) a suitably detailed flood risk assessment inclusive of measures to reduce the risk of flooding within the site and the surrounding area;
  - e) the means of drainage and surface water strategy and methodology for sewage disposal, including Sustainable Urban Drainage Systems (SuDS), all set out in a comprehensive Drainage Assessment, including maintenance. SuDS shall be self-certified by a suitably qualified person;
  - f) the means of access to the site, including appropriate provision for walking, cycling and public transport;
  - g) the design and location of all boundary treatments including walls and fences;
  - h) details of landscaping and associated maintenance proposals, including details of existing trees, hedgerows and other planting to be retained and tree protection measures together with detailed proposals for all new planting and its aftercare; and
  - i) a phasing plan for the development, the details of which may subsequently be varied through written agreement with North Ayrshire Council as Planning Authority.
2. The application(s) for approval of these further matters must be made to the Council as Planning Authority before whichever is the latest of the following:
  - (a) expiry of 5 years from when this permission in principle was granted
  - (b) expiry of 6 months from date when an earlier application for approval was refused, and
  - (c) expiry of 6 months from date on which an appeal against the refusal was dismissed. Approval of the further specified matters can be made for -

- (i) different matters, and
- (ii) different parts of the development at different times.

Only one application for approval of matters specified in conditions can be made after 5 years from the grant of this planning permission in principle.

3. The proposed development shall be designed in accordance with the principles of the Scottish Government's "Designing Streets" and "Designing Places" policy documents and any replacements thereof and North Ayrshire Council's Neighbourhood Design Guidance to the satisfaction of North Ayrshire Council as Planning Authority.
4. 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 Strategy for Open Space which shall include proposals for (i) the provision of open space and play provision, in accordance with the North Ayrshire Council policy "Provision and Maintenance of Landscaping, Open Space and Play Areas in New Housing Developments" and any replacements thereof, together with proposals for the management and maintenance of open space.
5. That the further application(s) required under the terms of Condition 1 above shall include submission of a strategic assessment of how new buildings shall reduce their CO2 emissions to a level above or in line with the building standards through appropriately designed: on-site low or zero carbon generating technologies (LZCGTs); and/or passive/operational energy efficiency measures. The specific implementation/detail documentation shall be submitted at the time of submission for Building Warrant, all to the satisfaction of North Ayrshire Council as Planning Authority.
6. That the recommendations within the Ecology Assessment Survey submitted in support of the application, shall be reviewed and implemented to the satisfaction of North Ayrshire Council as Planning Authority. Details shall be submitted demonstrating of the undertaking and/or programming of these recommendations. In addition, details of a scheme for the removal of non-native species from the site, shall be submitted for the approval in writing of North Ayrshire Council as Planning Authority. Thereafter any such scheme, which may be approved, shall be implemented to the satisfaction of North Ayrshire Council as Planning Authority.
7. 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.

8. The development hereby approved shall commence in phases, and in accordance with the following transport requirements, unless otherwise agreed in writing by North Ayrshire Council as Planning Authority and in consultation with Transport Scotland. For the avoidance of doubt, not more than 180 houses constructed on the site shall be occupied until either:
  - (i) An updated transport assessment has been submitted to and approved by the planning authority, in consultation with Transport Scotland, confirming that additional development can be accommodated within the capacity of the trunk road network; OR
  - (ii) An updated transport assessment has been submitted to and approved by the planning authority, in consultation with Transport Scotland, confirming that additional development can be accommodated within the capacity of the trunk road network in the event of the implementation of appropriate measures identified within the approved transport assessment; OR
  - (iii) The modifications to the A78(T)/A738(T) Pennyburn Roundabout, generally as indicated in SIAS drawing number 75064-1 titled 'Pennyburn Roundabout Signalisation - Revision 1', and the modifications to the A738(T)/Pennyburn Road mini-roundabout and the A738(T) Whitehirst Road signalised to form a roundabout junction generally as indicated in SIAS drawing number 75064-5 titled Whitehirst Park Road have been implemented; OR
  - (iv) North Ayrshire Council as Planning Authority Planning Authority or any other party has concluded an appropriate legal agreement or agreements for the funding and implementation of the works to mitigate the development.
9. That there shall be no means of direct access onto the A78 trunk road either pedestrian or vehicular.
10. That prior to the commencement of the development, details of a barrier along the boundary of the site with the A738 trunk road and with the A78 trunk road, shall be submitted for the approval in writing of North Ayrshire Council as Planning Authority. Thereafter the details, as may be approved, shall be provided and maintained by the developer or subsequent owner of the land to the satisfaction of North Ayrshire Council as Planning Authority.

### **5.1 20/00296/MDPO: Ardrossan Harbour, Montgomerie Street, Ardrossan**

Clydeport Properties Limited have applied for a discharge of section 75 agreement relating to planning permission 01/00753/OPP. No representations were received.

Councillor McMaster seconded by Councillor Foster, moved to approve the discharge of section 75 agreement.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to grant the application.

### **6.1 20/00222/PP: Site To South East Of 41 Tarbert Avenue, West Kilbride**

Mr Robert MacMillan has applied to remove condition 7 of planning permission in principle 18/00393/PPPM. 2 objections were received and summarised in the report.

The Chief Planning Officer (Planning) referred to a typographical error within section 1 of the report, clarifying that the application related to West Kilbride and not to Largs.

Councillor Marshall seconded by Councillor Foster, moved to approve the application subject to conditions.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to grant the application subject to the following conditions:

1. That prior to the submission of the first application for the approval of matters specified in conditions (MSC), a programme of archaeological works in accordance with a written scheme of investigation, the results of which shall inform the layout of the detailed masterplan required by Condition 3, shall be submitted for the approval of North Ayrshire Council as Planning Authority. Thereafter, the developer shall ensure that the approved 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 submission of the first application for the approval of matters specified in conditions (MSC), a water and drainage assessment shall be submitted for the approval of North Ayrshire Council as Planning Authority which actions all relevant recommendations of the Flood Risk Assessment. The water and drainage assessment shall demonstrate that:
  - (i) the development will not be at high medium or low likelihood of flooding or will increase the likelihood of flooding elsewhere;
  - (ii) run-off to the site from adjacent steeply sloping ground shall be intercepted and appropriately attenuated and treated before discharging to the water environment or to a suitable piped system;

(iii) in the event that surface water will discharge to the existing culvert at the site's Western edge, there would no notable negative impact in terms of flood risk and water quality; and,

(iv) full details of the parties responsible for the maintenance of all drainage assets are provided in a suitably detailed plan and that all associated maintenance operations are identified on an accompanying schedule;

The water and drainage assessment shall detail a scheme to treat the surface water arising from the site in accordance with the principles and practices contained in CIRIA's SuDS Manual (C753) (published 11th November 2015), the results of which shall inform the layout of the detailed masterplan required by Condition 3. Thereafter, the scheme as may be approved shall be implemented during the course of development and maintained thereafter to the satisfaction of North Ayrshire Council as Planning Authority.

3. Prior to the commencement of development on site, a further application(s) for the approval of the matters specified in this condition (MSC) must be submitted to and approved by North Ayrshire Council as Planning Authority. These matters are as follows:

(a) the layout of the site, including all roads, footways, shared paths, car parking areas, and open spaces;

(b) the siting, design and external appearance of all building(s) and any other structures, including plans and elevations showing their dimensions and type and colour of external materials;

(c) a detailed flood risk assessment, including cross-sections of existing and proposed ground levels, details of under-building and finished floor levels in relation to a fixed datum, preferably ordnance datum, and detailing how flood issues are addressed.

(d) the means of drainage and surface water strategy and methodology for sewage disposal, including Sustainable Urban Drainage Systems (SUDS), all set out in a comprehensive Drainage Assessment, including maintenance. Such SUDS shall be self-certified by a suitably qualified person;

(e) the means of access to the site including an updated Transport Strategy;

(f) the design and location of all boundary treatments including walls and fences;

(g) the landscaping and associated maintenance proposals for the site, including details of existing trees, hedgerows and other planting to be retained and tree protection measures together with proposals for new planting specifying number, size and species of all trees and shrubs and a woodland management implementation programme;

(h) details of the phasing of development (covering all relevant aspects of development detailed in (a) above);

(i) a design and access statement with the design issues addressed in the formulation of the proposals, set out in line with the relevant supplementary design guidance approved by North Ayrshire Council.

The layout of the site shall take into account archaeological investigations, the detailed SuDS scheme, water and drainage assessments required by conditions 1 and 2 respectively, and shall take into account the principles of the Scottish Government's 'Designing Streets' and 'Designing Places' policy documents to the satisfaction of North Ayrshire Council as Planning Authority.

4. 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.
5. That prior to the commencement of the development hereby approved, the developer shall submit a Construction Management Strategy Plan for the written approval of North Ayrshire Council as Planning Authority to include details of routing arrangements for construction traffic. For the avoidance of doubt, the Strategy shall be designed to reduce potential adverse impacts on road safety and to minimise potential disruption and congestion for road users, pedestrians and local residents. Thereafter, the development shall progress in accordance with the Construction Management Strategy Plan as may be approved unless North Ayrshire Council as Planning Authority gives written consent to any variation.
6. The applicant must demonstrate that the increased road traffic, generated as a result of this development, shall not have a detrimental effect on local air quality or result in an increase in concentrations of atmospheric pollutants such that statutory Air Quality Objectives would be exceeded at any location of relevant public exposure.

## **7. Development Plan Scheme**

Submitted report by Executive Director (Place) on the indicative timetable and participation strategy for preparing the next Local Development Plan (LDP3).

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

- the feasibility of the proposed evidence report submission date of August 2022 given the anticipated timing of the local government elections; and
- inclusion of the Locality Partnerships in the consultation.

Councillor McMaster seconded by Councillor Foster, moved to approve the Development Plan Scheme.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to approve the Development Plan Scheme.



**8. Update on Notice under Section 179 of the Town and Country Planning (Scotland) Act 1997: former Seafield School, Eglinton Road, Ardrossan**

Submitted report by Executive Director (Place) on the progress with compliance with a Notice issued under Section 179 of the Town and Country Planning Act 1997

The Chief Planning Officer (Planning) advised the Committee that at the meeting of 4 September 2019, the Planning Committee granted authority for the issue of a Notice under Section 179 of the Town and Country Planning (Scotland) Act 1997, as amended, in relation to the former Seafield School, Eglinton Road, Ardrossan.

The Notice was issued on 24 September 2019 and took effect on the 24 October 2019 as an appeal against the Notice was not made. The compliance period for the Notice expired on the 5 December 2019. The requirements of the Notice have not been met.

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

- previous meetings with the applicant to resolve the situation;
- materials used for boarding the property windows;
- the notice for the site being in place for as long as is required; and
- building standards survey advising the building is structurally safe.

Councillor Larsen seconded by Councillor Marshall, moved to note the report.

There being no amendment, the motion was declared carried.

The meeting ended at 11.50 a.m.

## Cabinet (Education)

30 June 2020

**Microsoft Teams Meeting, 30 June 2020** - At a Special Meeting of the Cabinet (Education) of North Ayrshire Council at 2.30 p.m.

### **Present**

Joe Cullinane, John Bell, Robert Foster, Alex Gallagher, Louise McPhater and Jim Montgomerie; and Jackie MacKenzie (Teaching Representative) and Babs Mowat and Ian Haining (Church Representatives) (Agenda Items 1-4).

### **In Attendance**

C. Hatton, Chief Executive; M. Boyd, Head of Service (Financial & Customer Services); R. McCutcheon, Executive Director, C. McAuley, Head of Service (Economic Development and Regeneration), and J. McLachlan, Senior Manager (Economic Policy) (Place); A. Sutton, Executive Director (Interim), C. Amos (Head of Service (Education) and R. Arthur, Head of Service (Connected Communities) (Communities); T. Reaney, Head of Service (Recovery and Renewal); and A. Fraser, Head of Service, J. Hutcheson, Senior Communications Officer, M. Anderson, Senior Manager (Committee and Member Services) and H. Clancy, E. Gray, A. Little and D. McCaw, Committee Services Officers (Democratic Services).

### **Also In Attendance**

C. McGill, Team Manager Customer Experience and A. Lindsay, Senior Technical Officer (People, Information Communication and Technology)

### **Apologies for Absence**

Elizabeth Higton (Church Representative) and Aaran McDonald (Youth Representative).

### **Chair**

Joe Cullinane in the Chair.

### **1. Chair's Remarks**

The Chair agreed to adjourn the meeting prior to Agenda Item 1 being considered to allow an opportunity for technical difficulties to be resolved.

The meeting reconvened at 3.00 p.m. with the same Elected Members, Education Representatives and officers in attendance, with the exception of Ian Haining.

The Chair advised that, unfortunately, due to technical difficulties it would not be possible to record the meeting as set out in the Council's Protocol for Microsoft Teams Remote Committee Meetings.

## **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 Cabinet held on 17 March 2020 was confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

## **4. Local Education Phasing Delivery Plan**

Submitted a report by the Interim Executive Director (Communities) on the proposed North Ayrshire Local Education Phasing Delivery Plan. A statement by the First Minister on the plans for the reopening of schools was set out at Appendix 1 to the report, the Council's Education Delivery Board structure at Appendix 2 and the proposed Local Delivery Plan at Appendix 3.

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

- the possibility of schools returning using a blended model rather than reopening as normal and when a decision is likely to be taken on this; and
- whether non-teaching days will be used prior to the schools reopening and, if so, how many.

The Cabinet formally recorded its appreciation of the significant work undertaken by officers, both in terms of the preparation of the report and ensuring the delivery of services to the community in response to Covid-19.

The Cabinet unanimously agreed to (a) note the Scottish Government statement on Covid 19: Update on Educational Recovery of 23rd June 2020; (b) approve the North Ayrshire Local Education Phasing Delivery Plan; (c) note the additional budgetary requirements to implement full-time curriculum delivery from August 2020 post Covid-19 or alternatively, the Local Education Phasing Delivery Plan; and (d) agreed that representations continue to be made through COSLA to Scottish Government for the requisite additional funding.

## **5. Naming of the new ASN Campus in Stevenston**

Submitted a report by the Interim Executive Director (Communities) on the naming of the new ASN Campus which will amalgamate the four existing ASN schools in North Ayrshire.

The Executive Director (Communities) (Interim) highlighted to the Cabinet that the consultation exercise saw two variations of the same name suggested and that the wrong spelling had been included in the report. It was confirmed that the proposed name of 'Lockheart' should read 'Lockhart'.

The Cabinet unanimously agreed to name the new ASN campus 'Lockhart Campus'.

## **6. Emergency Governance (COVID-19): Decisions Under Emergency Delegated Powers**

Submitted a report by the Head of Democratic Services on the decisions taken by the Chief Executive in terms of the Emergency Governance (COVID-19) arrangements. The log of the decisions taken during the COVID-19 Outbreak – March 2020 to date was set out at Appendix 1 to the report.

The Head of Democratic Services clarified that in terms of the Ardrossan Hub decision Councillors Barr, McNicol and Murdoch had requested that their dissent to the decision be recorded. It was confirmed the relevant decision note had been updated accordingly.

The Cabinet unanimously agreed to note (a) the information on Emergency Governance decisions, as set out in Appendix 1 to the report subject to the update previously highlighted by the Head of Democratic Services; and (b) that information on any further decisions taken under emergency powers would be reported to the first available meeting of the Cabinet following the summer recess.

## **7. Revenue Budget 2019/20 : Financial Performance to 31 March 2020**

Submitted a report by the Head of Financial and Customer Services on the financial performance for the Council for 2019/20. Budget reports for each service and the Housing Revenue Account were set out at Appendices 1-7 of the report.

The Cabinet unanimously agreed to (a) note the information and financial performance outlined in the report; (b) approve the transfer of £0.500m to the Insurance Fund as noted at Section 2.7 of the report; (c) approve the earmarking of £2.743m identified at Section 2.9 of the report to meet future year commitments; (d) approve additional expenditure to KA Leisure in 2019/20 to meet the income shortfall to 31 March 2020 resulting from the impact of COVID-19, as detailed at Section 2.9 of the report; (e) note the revised General Fund Unearmarked Balance of £9.659m; (f) note the current financial performance of the Health and Social Care Partnership at Section 2.10 of the report; and (g) note the IJB cumulative deficit position of £5.293m at 31 March 2020.

## **8. Capital Programme Performance to 31 March 2020**

Submitted a report by the Head of Financial and Customer Services on the progress in delivering the Capital Investment Programme for 2019/20. The detailed Capital Investment Programme was set out at Appendix 1 to the report and the HRA Capital Statement at Appendix 2.

The Cabinet unanimously agreed to note (a) the revisions to budgets outlined in the report; and (b) the General Services and HRA expenditure to 31 March 2020.

## **9. COVID-19 Financial Impact 2019/20**

Submitted a report by the Head of Financial and Customer Services on the projected financial impact of COVID-19 in 2020/21. A Cost Impact Projection to 31 March 2021 was set out at Appendix 1 to the report.

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

- the level of financial support provided by the Scottish Government;
- whether the Council had made any savings in terms of contracts for work which could not be completed during lockdown; and
- the challenges around forecasting the financial position of the Council at such an uncertain time.

Councillor Cullinane, seconded by Councillor Montgomerie, moved that Cabinet:

- note the current projected cost impact of COVID-19 to March 2021 based on current assumptions;
- agree that the Leader of the Council write to both the UK and Scottish Government's setting out the projected cost impact on North Ayrshire Council and to demand additional central government support to address the financial gap;
- agree to continue supporting COSLA's own lobbying of both the UK and Scottish Governments for additional resources to mitigate the impact of COVID-19 upon local government;
- ask officers to bring back a further financial impact report to Cabinet after the summer recess with the latest projected cost impact, including the refined projected cost of education recovery, and to present financial recovery options for consideration, with a focus on financial recovery options that protect jobs and priority services to our communities;
- ask the HSCP to provide a report to Cabinet after the summer recess on the financial risks to the Partnership, and therefore the Council, and how they plan to mitigate those risks; and
- ask officers to bring a further paper to the first meeting of the Cabinet after summer recess on the Council's economic recovery plan, including options for accelerating projects in the capital programme, housing revenue account and the £8.8million investment to support the economic recovery, to be considered within the context of the wider financial impact of Covid on the Council's finances.

There being no amendment the motion was declared carried.

## **10. Food Support to Families in Response to the COVID-19 Pandemic**

Submitted a joint report by the Executive Director (Place) and the Interim Executive Director (Communities) on the food-related support provided by the Council to communities to date and to outline the recommended strategy through the summer period and beyond.

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

- families whose circumstances had changed since lockdown began and who now qualified for support, the Council's plan to support them and the estimated date when new applications for free school meals would start to be processed; and
- the fact that each child who qualified for free school meals would receive a weekly £20 food voucher rather than one per household.

The Cabinet unanimously agreed to (a) note (i) the success of the Council's response to date in providing essential food supplies to the most vulnerable people in our community; (ii) the current level of finance and resource impact to date; and (b) approve proposals for (i) delivering Free School Meals, effective from the end of June 2020; and (ii) developing a Community Wealth Building community food system in North Ayrshire.

#### **11. Final Report on the Citizens Basic Income Feasibility Study**

Submitted a report by the Executive Director (Place) on the Final Report of the Citizens' Basic Income (CBI) Feasibility Study.

The Cabinet unanimously agreed (a) to note and approve the findings and recommendations of the Final Feasibility Study Report which concluded the Feasibility Study; and (b) that officers participate in the promotion and dissemination of the findings of the Feasibility Study.

#### **12. Regeneration Capital Grant Fund 2021/22**

Submitted a report by the Executive Director (Place) on the submission of applications to the Scottish Government Regeneration Capital Grant Fund in support of local regeneration projects for 2021/22.

The Cabinet unanimously agreed to homologate the decision to submit funding applications for the projects at Millport Town Hall, Stevenston Beach Park and Geilsland, Beith in that order of priority.

#### **13. Urgent Item**

The Chair agreed to receive a verbal update on the outcome of the Best Value Audit of the Council.

##### **13.2 Best Value Audit**

The Chair noted that Audit Scotland's report on the Council's Best Value Audit had been published earlier in the day and asked the Chief Executive to provide a brief summary of the findings.

The Chief Executive advised that the report was a positive one which noted a significant improvement since the previous audit. He highlighted a number of areas including praise received for the Council's clear strategic planning, engagement with communities and innovation on projects such as community wealth building. One area which was raised as a likely challenge for the future was the savings agenda over the next two years.

The Meeting ended at 5.00 p.m.



**North Ayrshire Health and Social Care Partnership  
Minute of Special Integration Joint Board Virtual meeting  
held on Thursday 16 July 2020 at 10.30 a.m.**

**Present**

Councillor Robert Foster, North Ayrshire Council (Chair)  
Bob Martin, NHS Ayrshire and Arran (Vice-Chair)  
Councillor Timothy Billings, North Ayrshire Council  
Adrian Carragher, NHS Ayrshire and Arran  
Councillor Anthea Dickson, North Ayrshire Council  
Jean Ford, NHS Ayrshire and Arran  
John Rainey, NHS Ayrshire and Arran  
Councillor John Sweeney, North Ayrshire Council

Stephen Brown, Director of Health and Social Care Partnership  
Caroline Cameron, Chief Finance and Transformation Officer  
Dr Paul Kerr, Clinical Director  
Alistair Reid, Lead Allied Health Professional Adviser  
David Thomson, Associate Nurse Director/IJB Lead Nurse  
David MacRitchie, Chief Social Work Officer  
David Donaghey, Staff Representative (NHS Ayrshire and Arran)  
Louise McDaid, Staff Representative (North Ayrshire Council)  
Graham Searle, Carers Representative (Depute for Marie McWaters)  
Clive Shepherd, Service User Representative  
Vicki Yuill, Third Sector Representative

**In Attendance**

Thelma Bowers, Head of Service (Mental Health)  
Alison Sutherland, Head of Service (Children, Families and Criminal Justice)  
Michelle Sutherland, Partnership Facilitator  
Helen McArthur, Principal Manager (Health and Community Care Services)  
Karen Andrews, Team Manager Governance  
Melanie Anderson, Senior Manager Committee and Member Services  
Angela Little, Committee Services Officer  
Euan Gray, Committee Services Officer  
Carolann McGill, Team Manager ICT

**Apologies for Absence**

Dr. Louise Wilson, GP Representative  
Marie McWaters, Carers Representative

**Unable to Attend due to connection issue**

Janet McKay, Chair (Garnock Valley Locality Forum)

## **1. Chair's Remarks**

On behalf of the Board the Chair expressed condolences to all affected by Covid-19. He thanked HSCP staff for the amazing work that had been done to support the community during this very difficult time.

## **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, John Rainey declared an interest in Agenda Item 8 – Allied Health Professions Highlight Report 2019, as a family member is employed in this sector.

## **3. Minutes/Action Note**

The accuracy of the Minutes of the meeting held on 19 March 2020 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973, subject to the addition of a statement explaining that as lockdown measures were being initiated, the meeting had been held with specified members in attendance and all other members had been advised not to attend.

### **3.1 Matters Arising from the Action Note**

The Board noted that as a result of Covid-19 matters have not progressed by the agreed timescales and all actions would be reviewed and updated for a future meeting.

## **4. Appointment to the North Ayrshire Integration Joint Board**

Submitted report by Stephen Brown, Director (NAHSCP) on the change of independent sector representative on the IJB.

On 2 March 2020, Scottish Care confirmed their nomination of Jackie Weston, Regional Manager (Care Concern Group) as their representative on the IJB.

The Board agreed (a) the appointment of Jackie Weston as the independent sector representative and welcomed her to the meeting; and (b) to acknowledge and thank Nigel Wanless for his hard work, dedication and contribution to the work of the IJB.

## **5. Director's Report - COVID - 19 Response**

Submitted report by Stephen Brown, Director (NAHSCP) providing an overview of activity in response to the COVID-19 pandemic by the Health and Social Care Partnership.

The report provided an update on the following areas:-

- Mobilisation Plan
- Service Areas
  - Mental Health & Learning Disability;
  - Health & Community Care;
  - Primary Care;
  - Children and Justice Services;
  - Finance & Commissioning;



- COVID Legislation;
- PPE; and
- Community Support

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

- Further detail that will be provided in respect of communication and additional information on hospital discharges for adults with complex support needs;
- Additional recruitment for Care at Home that enabled care packages to be put in place for those returning home from hospital;
- That 16 tenancies have been filled at the complex care unit at Trindlemoss and a further 4 will be filled shortly;
- The balance of risk in terms of reducing services and the risk of Covid-19, support that was provided to families in the community and work to resume respite care and dementia care services;
- The establishment of a Listening Service for staff will be launched on Monday 20 July 2020;
- That there was no current evidence of a correlation for North Ayrshire between an individual being discharged from hospital to a care home and an outbreak of Covid;
- That North Ayrshire had a lower rate of Covid outbreaks than other Council areas;
- Future Mobilisation Plans will include details of areas that will be challenging to restart and positive outcomes, such as the success of the changes that were made to the Methadone Programme in providing individuals with a weekly supply in place of a daily visit to the pharmacy; and
- Over 1 million meals provided to the community during the 3 months of lockdown and an evaluation of the Community Hub models is being undertaken.

The Board agreed to note the report.

## **6. 2019/20 Year-End Financial Performance**

Submitted report by Caroline Cameron, Chief Finance and Transformation Officer on the IJB's financial performance for the year 2019/20.

Appendix A provided a detailed financial overview of the Partnership budgetary position while Appendix B gave a detailed variance analysis. Appendix C presented an overview of the savings plan, with Appendix D highlighting the movement in the overall budget position.

The Board agreed to (a) note the overall integrated financial performance report for the financial year 2019-20 and the overall reported year-end overspend of £0.154m (after new earmarking); (b) note that this position is after the allocation of £1.486m debt repayment budget from North Ayrshire Council, prior to this the position was an overspend of £1.640m; (c) approve the budget changes outlined at section 2.11; and (d) approve the required earmarking of £0.207m of reserves to reinstate specific ring-fenced Scottish Government funding.

## **7. COVID-19 – Finance Mobilisation Plan Impact**

Submitted report by Caroline Cameron, Chief Finance and Transformation Officer on the estimated financial impact of Covid-19. Appendix 1 to the report outlined the Mobilisation plan costs submitted to the Scottish Government.

The report outlined the main areas of cost as follows:-

- Payments to Providers (£1.6m);
- PPE (£1.6M);
- Savings delays (£1.5m);
- Nursing – students and bank staff (£0.8m);
- Care at Home capacity (£0.7m);
- Loss of Income (£0.4m);
- staff cover (£0.4m);
- Care Home Beds – delayed discharges (£0.4m);
- other costs (£0.2m); and
- Offsetting costs reductions (- £0.5m)

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

- Additional costs of £7.255m based on current assumptions and plans;
- National principles for sustainability payments to social care providers to ensure the sector remains sustainable during the emergency response are currently in place until July and confirmation is awaited that these costs will be funded in their totality, as these costs are part of the overall HSCP Mobilisation plan; and
- The Social Care Staff Support Fund has been communicated to care providers in North Ayrshire, the fund is being administered by the HSCP and any support requires providers to sign a declaration confirming they are paying staff full pay if they are absent due to Covid, any concerns re non-compliance with the fund should be brought to the attention of the HSCP.

The Board agreed to (a) note the estimated cost impact of Covid-19 to March 2021 of £7.2m based on current assumptions and plans; (b) note the financial risks faced by the IJB for 2020-21 until such time as funding is confirmed; (c) receive a follow-up report at the August IJB meeting, including the projected Q1 financial position, scenarios for funding and possible options for financial recovery.

## **8. Allied Health Professions Highlight Report 2019**

Submitted report by Alistair Reid, Allied Health Professional on the Allied Health Professional Highlight Report for 2019.

The report set out the collective objectives for AHP services in North Ayrshire for 2020 and provided an update against each of these priority areas. It gave a summary of the challenges faced in 2019, outlining the objectives for North Ayrshire AHP services for 2020 and the strong contribution that AHPs make for the people of North Ayrshire.

The Board agreed to (a) note the content of the attached AHP Highlight report; and (b) endorse the AHP Service objectives for 2020 outlined within the report.

The meeting ended at 12.15 p.m.

Audit and Scrutiny Committee  
24 August 2020

**Virtual Meeting**, 24 August 2020 - At a Special Meeting of the Audit and Scrutiny Committee of North Ayrshire Council at 10.00 a.m.

**Present**

Marie Burns, Joy Brahim, Alan Hill, Tom Marshall, Donald Reid and John Sweeney.

**In Attendance**

M. Boyd, Head of Finance and P. Doak, Senior Manager (Internal Audit, Risk and Fraud) (Finance and Corporate Support); J. Miller, Chief Planning Officer, Economic Development and Regeneration (Place); A. Fraser, Head of Democratic Services and H. Clancy and D. McCaw, Committee Services Officers (Chief Executive's Service).

**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 28 January 2020 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**3. Unaudited Annual Accounts 2019/2020**

Submitted report by the Head of Finance on the unaudited Annual Accounts for the year to 31 March 2020 which were submitted to the Council's external auditors on 30 June 2020 and provide an overview of the financial performance of the various funds managed by the Council. The completion of the audit is anticipated by the end of September 2020.

In relation to the Health and Social Care Partnership, it was considered that the Committee should continue to receive regular updates on the financial position.

The Committee, in consideration of the unaudited Annual Accounts for 2019/20, agreed (a) to continue to receive regular reports on the financial position with regard to the Health and Social Care Partnership; and (b) to note (i) that the unaudited Annual Accounts were submitted to the Council's external auditors prior to the deadline on 30 June 2020; and (ii) that Deloitte LLP planned to complete their audit of Accounts by 30 September 2020 and would present their annual audit report to the Council's Audit and Scrutiny Committee in due course.

#### **4. Planning Services Update re former Seafield School, Eglinton Road, Ardrossan**

Submitted report by the Executive Director (Place) providing an update on the position in relation to the former Seafield School, Eglinton Road, Ardrossan.

The requirements of the Notice under Section 179 of the Town and Country Planning (Scotland) Act 1997, issued on 24 September 2019, have not been met as the landowner has not carried out the required work despite Planning Services continuing to contact them and seek compliance with the Notice. The Planning Committee on 24 June 2020 agreed that the Council take direct action and seek to recover its costs from the landowner following any action.

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

- a landscaping contractor having been on site around 4 weeks ago carrying out some tidy up work;
- that the landowner had been in contact with the local press with regard to the site but no contact had been made with the Council;
- there has been no action taken regarding the boarding of the windows specified in the Notice, which still remain open;
- clarification on the recovery process in terms of any expenditure to the Council; and
- that Committee Members be kept advised of any progress.

The Committee agreed to note the terms of the Planning Services update to progress with direct action to implement the Notice.

#### **5. Local Government in Scotland: Overview 2020**

Submitted report by the Head of Finance on the findings of the recent national report “Local Government in Scotland: Overview 2020”, highlighting the key messages and providing an update of North Ayrshire Council’s position in relation to the key recommendations made by Audit Scotland. The supplement containing the key messages, recommendations and questions for Councillors was attached as Appendix 1 to the report which also provided a link to the full report.

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

- that the Appendix detailing Questions for Councillors is a best practice guide and consideration is required on how to take this forward through self-evaluation and identified themes;
- the effect and impact of Covid-19 in presenting unique challenges to all;
- that Members should consider any areas where further information/scrutiny could be sought;
- lessons learned on the response to the pandemic and progress in terms of a recovery strategy; and
- any potential focus for the Committee in terms of recovery arrangements.

The Committee agreed to note the findings and the position in North Ayrshire in relation to its recommendations as well as the improvement actions being addressed.

The meeting ended at 10.40 a.m.

**Police and Fire and Rescue Committee  
25 August 2020**

**25 August 2020** - At a Virtual Meeting of the Police and Fire and Rescue Committee of North Ayrshire Council at 2.00 p.m.

**Present**

John Glover, Jimmy Miller, Ellen McMaster, Davina McTiernan and Donald L. Reid.

**In Attendance**

A. Craig, Senior Manager (Legal Services), A. Little and E Gray, Committee Services Officers (Chief Executive's Service) and M. Lindsay, Senior Customer Officer (People and ICT).

**Also In Attendance**

Chief Superintendent Hussain, Chief Inspector B. Shaw (Police Scotland); Area Commander I. McMeekin, K. Hankinson, C. Clark and P Storrie (Scottish Fire and Rescue Service).

**Chair**

Councillor Glover in the Chair.

**Apologies**

Todd Ferguson.

**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 Committee held on 4 February 2020 were confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**3. Welcome and Introductions**

The Chair welcomed everyone to the meeting.

**4. Chair and Vice Chair Verbal Updates**

The Chair expressed his appreciation for the updates that had been provided to Members by Police Scotland and Council staff in relation to the anticipated gatherings at Irvine Beach Park and the Safer Shores operation.

## **5 Scottish Fire and Rescue Service Performance Report**

Submitted report by the Scottish Fire and Rescue Service (SFRS) which provided information on the progress against the North Ayrshire Local Fire and Rescue Plan for the period April 2019 – March 2020.

The report identified an 3% increase in activity levels across North Ayrshire compared to the previous year. Progress against the six agreed performance indicators noted that all indicators had seen a reduction in their respective 3-year average. Statistical information provided, illustrated reductions in domestic accidental dwelling fires (8%) and casualties (47%), unintentional injury and harm (38%), deliberate fire setting (2%), non-domestic fire safety (6%), and unwanted fire alarm signals (7%). Attendance at false alarms and special service incidents had accounted for 7% and 2% respectively. Data on Home Fire Safety Visits, Fire Safety Audits and the retained duty system was also provided within the report.

The Committee was provided with details of the fire skills courses for young people to prevent deliberate fire setting and partnership work with the Campus Cops and Locality Policing Teams to address this area within North Ayrshire. The Committee was also advised of engagement and preventative work with the caravan site at Sandylands following a recent caravan fire.

The Committee agreed to note the report.

## **6. Scottish Fire and Rescue Service - Quarter 1 Performance Report**

Submitted report by Scottish Fire and Rescue Service on performance in relation to North Ayrshire for the period 1 April - 30 June 2020.

The report highlighted there had been a reduction of 16% in the total number of incidents during Quarter 1. Of the 698 incidents, 228 had been primary and secondary fires, 104 special services and 367 false alarms. One Fire Safety Audit and 101 Home Fire Safety Visits had been undertaken during this period. Consultation will shortly begin with partners and the Committee on the Scottish Fire and Rescue Service Local Plans.

The Committee was also advised of the successful implementation of the Disruptive Weather Plan following flooding in Glengarnock.

The Committee expressed its appreciation for the full and informative report.

Noted.

## **7. Police Scotland Performance Report**

Submitted report by Police Scotland on performance in relation to the North Ayrshire Local Police Plan for the period from 1 April 2019 to 31 March 2020.



The report provided details of North Ayrshire's performance including a 1.8% rise in the total number of crimes. The executive summary outlined progress in the priority areas of drug supply and misuse, violence and anti-social behaviour, dishonesty and road safety. Statistical and contextual information was provided in respect of recorded incidents that included:-

- An increasing trend in the number of sexual crimes, with non-recent crimes recorded at their highest ever level;
- The lowering of the terrorism and domestic extremism threat level to Substantial;
- A reduction in serious violent crime and serious assaults and a small increase in the number of assaults on Police Officers and other emergency workers;
- An increase in domestic abuse crime, with non-recent reports of abuse continuing to rise;
- Little change in the number of hate crimes reported;
- A significant reduction in the number of people killed or injured on our roads;
- The lowest ever number of housebreakings and an increase in detection rates; and
- Data on public confidence complaints and user satisfaction.

Noted.

## **8. Police Scotland Performance Report – Quarter 1 Performance Report**

Submit report by Police Scotland on performance in relation to North Ayrshire Local Police Plan for the period 1 April - 31 July 2020.

The report provided details of North Ayrshire's performance including a 6.7% decrease in the total number of crimes recorded during Quarter 1. Whilst the impact of Covid-19 on crime and offence levels may not be known for some time, there had been a decrease in several crime areas, which included minor violent crime, sexual crimes, fire-raising/vandalism, shoplifting, drug supply and speeding. An increase had been recorded in motor vehicle crimes, fraud and driving without insurance. Operation TALLA had been established to deliver a full response to the Covid-19 pandemic and the report outlined the strategic objectives set for the operation.

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

- support that was provided to some local licensed premises to ensure social distancing measures were in place and being adhered to;
- a few fixed penalty notices that had been issued to individuals who had flouted social distancing rules;
- the co-operation of young people in the early stages of lockdown and challenges that will be faced as larger gatherings are permitted;
- work with schools by the Locality Policing Teams and Campus Cops to reinforce measures at each stage of the Scottish Government's road map through and out of the crisis;
- stringent criteria that requires to be met for any firearm operations in Scotland;

- the nature of transphobic hate crime and the support that is provided to the victims of transphobic hate crime by Police Scotland in partnership with the Council's Anti-Social Behaviour Team;
- Further work that will be done by Campus Cops, in conjunction with Environmental Health and shopkeepers around local schools, to reinforce the message on the requirement for secondary pupils to wear face coverings in shops; and
- That a young male had been apprehended and reported to the Procurator Fiscal in relation to the caravan fire at Sandylands.

The Committee acknowledged the excellent work by Police Scotland and Scottish Fire and Rescue Services in Glengarnock following the recent flooding and expressed its appreciation for the full and informative report.

Noted.

Councillor Miller left the meeting at this point.

## **7. Scottish Fire and Rescue Service Consultation on Local Plans**

Submitted report by the Senior Manager (Legal Services) on the response submitted to the consultation on Scottish Fire and Rescue Service's Local Plans, which was being revised to reflect the new Strategic Plan.

The response, attached at Appendix 1 to the report and submitted prior to the deadline of 18 March 2020, highlighted the importance of the local Scottish Fire and Rescue Service (SFRS) continuing to be able to respond to emergencies as core functions as well as the preventative strategy to improve outcomes or communities and protect people from harm. The excellent service provided locally by SFRS was acknowledged.

The Committee agreed to (a) note (i) the response submitted on behalf of the Committee in respect of SFRS Local Plans; and (ii) that further consultation was being proposed by the Area Commander on the Local Plan; and (b) agreed that the response to the consultation be coordinated by the Senior Manager, Legal Services and a response prepared in consultation with the Chair.

## **8. Scottish Police Authority Consultation on Joint Strategy for Policing 2020**

Submitted report by the Senior Manager (Legal Services) on the response submitted to the consultation on the Joint Strategy for Policing, which was being revised following the Scottish Government's update of its Strategic Police Priorities.

The response, attached at Appendix 1 to the report and submitted prior to the deadline of 2 March 2020, welcomed the priorities suggested by the Scottish Police Authority and confirmed the Council looks forward to continuing to work in partnership with the Police to improve outcomes for our communities.

Noted.

The meeting ended at 3.50 p.m.

**Planning Committee  
02 September 2020**

**02 September 2020** - At a Virtual Meeting of the Planning Committee of North Ayrshire Council at 10.00 a.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**

Donald L Reid

**In Attendance**

J. Miller, Chief Planning Officer (Planning), A. Craig, Senior Manager, J. Law; Solicitor (Legal Services); M. Lindsay, Customer Solutions Supervisor (ICT); M. Anderson, Senior Manager (Committee & Member Services), and D. McCaw and H. Clancy, Committee Services Officers (Chief Executive's Service).

**Also In Attendance**

A. Hume, Senior Development Management Officer, I. Davies, Senior Development Management Officer, K. Gee, Technician and L. Dempster, Technician (Planning).

**Chair**

Councillor Marshall 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 Planning Committee held on 24 June 2020 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**3.1 19/00930/PPM: Phase 2 Site to North Of Tarryholme Pond Irvine Ayrshire**

Irvine Housing Association have applied for Planning Permission for the erection of 77 dwellinghouses to include associated roads, footpaths, open space, landscaping and associated SuDS infrastructure. No representations were received.

Members expressed concern about the lack of a footpath connection from the north of the site to the connecting footpath network and the new pedestrian crossing. A condition was required seeking details of such provision.

Members noted the response from Education regarding school capacity.

Councillor Foster seconded by Councillor Larsen, moved to approve planning permission subject to conditions.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to grant the application subject to the following conditions:

1. That, prior to the commencement of any building operations, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority a detailed schedule of the proposed external finishes. Thereafter, the development shall be implemented only in accordance with such details as may be approved, unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.
2. 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.
3. 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.
4. That prior to the commencement of the development hereby approved, the applicant shall submit full details of the localised regrading for the written approval of North Ayrshire Council as Planning Authority. For the avoidance of doubt, these details shall contain section drawings of the slope at appropriate intervals throughout its length, details of its construction and details of its finish. The development shall then progress in accordance with such details as may be approved.
5. That the ecological mitigation measures set forth on pages 22-23 of the "Tarryholme (Phase 2), Irvine Preliminary Ecological Appraisal" (document no. 8882) prepared by McTaggart Construction and issued on the 24th of October 2019, shall be fully implemented prior to and maintained during the construction of the development hereby approved, to the satisfaction of North Ayrshire Council as Planning Authority.
6. That prior to the first occupation of the development hereby approved, a V-notch shall be cut into the detention basin to channel the flow into the large pond to the south of the basin in the event of the basin capacity exceeding the 1 in 200 years design flow, to the satisfaction of North Ayrshire Council as Planning Authority.

7. That prior to the commencement of the development hereby approved, the applicant shall assess if a Detailed Air Quality Assessment is required to ensure that the development will not impact ambient air quality at any sensitive receptors and submit the findings to North Ayrshire Council. If required, a Detailed Air Quality Assessment will be submitted to the satisfaction of North Ayrshire Council prior to the commencement of the development.
8. That the presence of any significant unsuspected contamination that becomes evident during the development of the site shall be brought to the attention of North Ayrshire Council 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.
9. That notwithstanding the plans hereby approved, details of an all abilities pedestrian/cycle link leading from the northwest of the site to the adjacent public footpath network shall be submitted for the written approval of North Ayrshire Council as Planning Authority prior to the commencement of the development. Thereafter, such details as may be approved shall be implemented to the satisfaction of North Ayrshire Council as Planning Authority prior to the occupation or completion of the houses within the development, whichever is the sooner.

### **3.2 20/00572/PP: Dundonald Links Ayr Road Irvine Ayrshire KA11 5AB**

Darwin Leisure Development Properties (Guernsey) Ltd have applied for Planning Permission to vary condition 14 attached to planning application N/19/00748/PPM. No representations were received.

Condition 14 states:

“That no holiday lodges shall be occupied until the replacement clubhouse, hereby approved, is completed and operational to the satisfaction of North Ayrshire Council as Planning Authority.”

Councillor Barr seconded by Councillor McMaster, moved to approve planning permission subject to conditions.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to grant the application subject to the following conditions:

1. That no holiday lodges shall be occupied until the replacement clubhouse structure, hereby approved, is completed to the satisfaction of North Ayrshire Council as Planning Authority and thereafter the clubhouse must be operational within 6 months of the overnight accommodation being first brought into use.

2. That, upon the completion of the first phase of holiday lodges, a timescale for the closure and removal of the existing clubhouse shall be submitted for the written approval of North Ayrshire Council as Planning Authority.

#### **4.1 19/00903/PPM: Site To South East Of Moorpark Primary School Milton Road Kilbirnie Ayrshire**

North Ayrshire Council have applied for Planning Permission for the erection of a primary school to include associated access, parking, playground and sports pitch. No representations were received.

The Chief Planning Officer (Planning) undertook to contact Education to seek clarification on the proposed allocation for 231 pupils.

Councillor Foster seconded by Councillor Reid, moved to approve planning permission subject to conditions.

There being no amendment, the motion was declared carried, Councillor Barr dissenting.

Accordingly, the Committee agreed to grant the application subject to the following conditions:

1. That the development hereby approved shall be implemented in accordance with the recommendations contained in the supporting documentation submitted with the planning application unless otherwise agreed in terms of the conditions to the consent, all to the satisfaction of North Ayrshire Council as Planning Authority.
2. That, prior to the commencement of the development hereby approved, details of the heat and power systems for the school, which shall include low or zero carbon technologies to demonstrate that at least 10% of the current carbon emissions reduction set by Scottish Building Standards will be met, shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the development shall be implemented in accordance with such details as may be approved unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.
3. That, prior to the commencement of site clearance works, a further bat survey shall be undertaken. The findings of the survey together with details of measures to protect any bats and any bat habitats that are found within the site shall be submitted for the written approval of North Ayrshire Council as Planning Authority. Thereafter, the development shall be implemented only in accordance with such details as may be approved.
4. That, prior to the commencement of site clearance works, all trees to be retained (including T25 and T26) shall be enclosed with protective fencing in accordance with BS 5837:2012 (Trees in relation to design, demolition and construction. Recommendations). The tree protection measures shall require to be inspected by the Planning Authority before the commencement of site clearance works. Thereafter, unless otherwise agreed, the tree protection measures as approved

shall be retained in a satisfactory condition throughout the duration of the land engineering and building works required to implement the development to the satisfaction of North Ayrshire Council as Planning Authority.

5. That, notwithstanding the scheme of landscaping hereby approved, a revised scheme shall be prepared following the implementation of tree protection works on site to ensure the inclusion of trees T25 and T26 within the development. The revised scheme shall be submitted for the written approval of North Ayrshire Council as Planning Authority prior to the implementation of any landscaping works on the site. Thereafter, the revised scheme of landscaping as may be approved shall be implemented to the satisfaction of North Ayrshire Council not later than the first planting and seeding season following the opening of the school for education purposes. Unless otherwise agreed, any trees, plants or areas of seeding which subsequently fails shall be replaced with others of a similar size and species until successfully established.
6. That, prior to the commencement of any building operations, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority a detailed schedule of the proposed external finishes to be used on the school building. Thereafter, the development shall be implemented only in accordance with such details as may be approved, unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.
7. 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.
8. That, within 12 months of the date of approval, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority a biodiversity action plan, which shall include details of bat hibernacula, bird boxes, wildflowers and other measures to promote/safeguard biodiversity and nature conservation. Thereafter, the action plan as may be approved shall be implemented prior to the school becoming operational to the satisfaction of North Ayrshire Council as Planning Authority.
9. That, within 12 months of the date of approval, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority details of all external lighting and signposting within the site. Thereafter, the external lighting and signposting scheme as may be approved shall be implemented prior to the campus becoming operational to the satisfaction of North Ayrshire Council as Planning Authority.
10. That prior to the development becoming operational, the applicant shall submit for the written approval of North Ayrshire Council as Planning Authority details of a Site Waste Management Plan (SWMP). Thereafter, the SWMP as may be approved shall be implemented upon the campus becoming operational to the satisfaction of North Ayrshire Council as Planning Authority and reviewed at 5

yearly intervals thereafter, unless otherwise agreed in writing with North Ayrshire Council as Planning Authority.

**5. Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997: 27 Lomond Crescent, Beith, Ayrshire, KA15 2EA**

Submitted report by Executive Director (Place) to serve a Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997 requiring the removal of an outbuilding at 27 Lomond Crescent, Beith, Ayrshire, KA15 2EA.

The Chief Planning Officer (Planning) advised the Committee that eight complaints from members of the public about a large outbuilding having been erected at 27 Lomond Crescent, Beith had been received and added that since the Report was completed a further 2 representations have been received. A Planning Contravention Notice (PCN) was served on the owner of the site on 17th July 2020. Although a formal response has not been received, the owner has made contact with Planning Services by telephone. Following investigation, it has been established that the outbuilding does not constitute permitted development and does not benefit from planning permission. The outbuilding is therefore unauthorised. It is considered that due to the industrial design, scale and position of the structure, the development is harmful to the residential and visual amenity of the area.

Councillor Barr seconded by Councillor Billings, moved to serve a Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997.

There being no amendment, the motion was declared carried.

Accordingly, the Committee agreed to serve a Notice under Section 127 of the Town and Country Planning (Scotland) Act 1997 requiring the removal of an outbuilding at 27 Lomond Crescent, Beith, Ayrshire, KA15 2EA.

**6. Planning Performance Framework**

Submitted report by Executive Director (Place) on the 2019/20 Planning Performance Framework set out at Appendix 1 to the report.

Councillor Barr seconded by Councillor McMaster, moved to note the report.

There being no amendment, the motion was declared carried.

The meeting ended at 11.10 a.m.



## **Local Review Body 02 September 2020**

**02 September 2020** - At a Virtual Meeting of the Local Review Body of North Ayrshire Council at 11.30 a.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**

I. Davies, Planning Adviser to the LRB, A. Hume, Planning Adviser to the LRB (Place); A. Craig, Legal Adviser to the LRB, J. Law, Legal Adviser to the LRB (Legal Services); M. Lindsay, Customer Solutions Supervisor (ICT); M. Anderson, Senior Manager (Committee & Member Services), and D. McCaw and H. Clancy, Committee Services Officers (Chief Executive's Service).

### **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 Billings declared an interest in Agenda Item 3: Notice of Review: 19/00669/PP – Ivybank, Lamlash, Isle of Arran, KA27 8LS, in that the applicant is known to him, left the virtual meeting and took no part in the discussion thereon.

### **2. Minutes**

The Minutes of the meeting of the Local Review Body held on (i) 02 October 2019 and (ii) 30 October 2019 were 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: 19/00669/PP – Ivybank, Lamlash, Isle of Arran, KA27 8LS**

Submitted a report by the Head of Service (Democratic Services) on a Notice of Review submitted by the applicant in respect of a planning application refused by officers under delegated powers for the erection of detached garden room and decking to the rear of dwelling house (retrospective) at Ivybank, Lamlash, Isle of Arran, KA27 8LS.

The Notice of Review documentation, Planning Officer's Report of Handling, Location Plan, Planning decision notice, further representations by interested parties and the applicant's response to the further representations were provided as appendices to the report.

The Planning Adviser to the Local Review Body summarised the Notice of Review submitted by the applicant, the Report of Handling submitted by the appointed officer, the representations received and policies affecting the application. Photographs and plans of the site were displayed.

Councillor Barr seconded by Councillor McMaster, moved that a site visit should be undertaken before the planning application is determined.

As an amendment, Councillor Reid, seconded by Councillor Foster, moved that a site visit should not be undertaken, and the application be determined.

On a division there voted for the amendment five and for the motion four, the amendment was declared carried.

Councillor Foster seconded by Councillor Macaulay, moved that the Local Review Body uphold the officer's decision to refuse planning permission for the reasons set out in the officer's report of handling.

There being no amendment the motion was declared carried, Councillor Barr dissenting.

#### **4. Notice of Review: 20/00077/PP – Site to West of Pirogue, Whiting Bay, Isle of Arran**

Submitted a report by the Head of Service (Democratic Services) on a Notice of Review submitted by the applicant in respect of a planning application refused by officers under delegated powers for the conversion of redundant agricultural building to form a dwelling-house at the site to West of Pirogue, Whiting Bay, Isle of Arran.

The Notice of Review documentation, Planning Officer's Report of Handling, Location Plan and Planning decision notice, further representations by interested parties were provided as appendices to the report.

The Planning Adviser to the Local Review Body summarised the Notice of Review submitted by the applicant, the Report of Handling submitted by the appointed officer, the representations received, the policies affecting the application and the Rural Design Guidance. Photographs and plans of the site were displayed.

The Local Review Body unanimously agreed that enough information had been provided to determine the review request.

Councillor McMaster seconded by Councillor Foster, moved that the Local Review Body uphold the officer's decision to refuse planning permission for the reasons set out in the officer's report of handling.

As an amendment, Councillor Billings, moved that the Local Review Body uphold the review and grant planning permission. There being no seconder, the amendment fell.

There being no amendment the motion was declared carried.

**5. Notice of Review: 20/00010/PP - Fir Trees, Lamlash, Brodick, Isle Of Arran, KA27 SJN**

Submitted a report by the Head of Service (Democratic Services) on a Notice of Review submitted by the applicant in respect of a planning application refused by officers under delegated powers for demolition of existing dwelling house and erection of 3 detached dwelling houses at Fir Trees, Lamlash, Brodick, Isle Of Arran, KA27 SJN.

The Notice of Review documentation, Planning Officer's Report of Handling, Location Plan, Planning decision notice, further representations by interested parties and the applicant's response to the further representations were provided as appendices to the report.

The Planning Adviser to the Local Review Body summarised the Notice of Review submitted by the applicant, the Report of Handling submitted by the appointed officer, the representations received and policies affecting the application. Photographs and plans of the site were displayed.

The Local Review Body unanimously agreed that enough information had been provided to determine the review request.

Councillor Marshall seconded by Councillor Foster, moved that the Local Review Body uphold the officer's decision to refuse planning permission for the reasons set out in the officer's report of handling.

There being no amendment the motion was declared carried.

**6. Notice of Review: 20/00023/PP - 67 - 71 Dockhead Street, Saltcoats**

Submitted a report by the Head of Service (Democratic Services) on a Notice of Review submitted by the applicant in respect of a condition applied to planning permission granted by officers under delegated powers.

The Notice of Review documentation, Planning Officer's Report of Handling, Location Plan and Planning decision notice were provided as appendices to the report.

The Planning Adviser to the Local Review Body summarised the Notice of Review submitted by the applicant, the Report of Handling submitted by the appointed officer, and policies affecting the application. Photographs and plans of the site were displayed.

The Local Review Body unanimously agreed that enough information had been provided to determine the review request.

Councillor McNicol seconded by Councillor Barr, moved that the Local Review Body uphold the officer's decision and retain condition 5 of the planning permission.

There being no amendment the motion was declared carried.

**6. Notice of Review: 19/00882/PP – Sorbie Farm, Ardrossan, Ayrshire KA22 7NP**

Submitted a report by the Head of Service (Democratic Services) on a Notice of Review submitted by the applicant in respect of a Section 42 application refused by officers under delegated powers to vary condition 2 of planning permission 18/01061/PP to enable an increase of the consented wind turbine tip height from 104.3m to 125m at Sorbie Farm, Ardrossan, Ayrshire.

Councillor Marshall seconded by Councillor McMaster, moved that the Local Review Body continue to a pre-examination meeting to fully consider the Notice of Review.

As an amendment, Councillor Foster, moved that the Local Review Body decide not to continue to a pre-examination meeting and hear the Notice of Review immediately or within the next 7 days. There being no seconder, the amendment fell.

There being no amendment the motion was declared carried, Councillor Foster dissenting.

**7. Notice of Review: 19/00752/PP – Site To North West Of 10 Crompton Way North Newmoor Irvine**

Submitted a report by the Head of Service (Democratic Services) on a Notice of Review submitted by the applicant for the erection of a Lidl foodstore with a sales area of up to 1,257 square metres to include the provision of access, car parking, landscaping and boundary treatment at the Site To North West Of 10 Crompton Way North Newmoor Irvine.

Councillor Marshall seconded by Councillor Larsen, moved that the Local Review Body continue to a pre-examination meeting to fully consider the Notice of Review.

As an amendment, Councillor Foster, moved that the Local Review Body decide not to continue to a pre-examination meeting and hear the notice of review immediately or within the next 7 days. There being no seconder, the amendment fell.

There being no amendment the motion was declared carried, Councillor Foster dissenting.

The Meeting ended at 1.55 p.m.

Cabinet (Education)  
8 September 2020

**8 September 2020** - At a Virtual Meeting of the Cabinet (Education) of North Ayrshire Council at 2.30 p.m.

**Present**

Joe Cullinane, John Bell, Robert Foster, Alex Gallagher, Louise McPhater and Jim Montgomerie; and Jackie MacKenzie (Teaching Representative) and Babs Mowat (Church Representative) (Agenda Items 1-4).

**In Attendance**

C. Hatton, Chief Executive; M. Boyd, Head of Service, D. Forbes, Senior Manager (Financial Services) (Financial & Customer Services); T. Reaney, Head of Service (Recovery and Renewal); F. Walker, Head of Service, M. Lindsay, Senior Customer Officer (ICT) (People and ICT); R. McCutcheon, Executive Director, C. McAuley, Head of Service (Economic Development and Regeneration), D. Hammond, Head of Service (Commercial), J. Miller, Senior Manager (Planning) and J. Cameron, Senior Manager (Housing Strategy and CS) (Place); A. Sutton, Executive Director (Interim), C. Amos Head of Service (Education), A. McClelland, Head of Service (Education) and R. Arthur, Head of Service (Connected Communities) (Communities); C. Cameron, Head of Service (HSCP Finance & Transformation); and A. Fraser, Head of Service, M. McColm, Senior Manager (Communications), M. Sugden, Communications Officer, M. Anderson, Senior Manager (Committee and Member Services) and, E. Gray and A. Little, Committee Services Officers (Democratic Services).

**Chair**

Joe Cullinane 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 Special Meeting of the Cabinet held on 30 June 2020 was confirmed and the Minutes authorised to be signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

**3. Education Restart Update**

Received a presentation by the Head of Education on the resumption of Education provision in North Ayrshire.

Members were provided with an update on:

- the key areas of focus – Wellbeing, Nurturing North Ayrshire, Literacy and Numeracy, and The New Normal;
- the role of the Education Recovery Board and the work which has been undertaken since its formation;
- the importance of partnership working and the parties involved in this;
- contingency planning and the response to the two positive cases recently detected in North Ayrshire school pupils;
- the most up-to-date Scottish Government advice and the ongoing working relationship with Public Health;
- the importance of strong communication with parents and examples of this; and
- anticipated challenges, including future exam diets, Scottish Government data collection, local outbreaks and resourcing.

Members expressed their thanks to all staff and pupils who had helped allow education in schools to resume. They asked questions and were provided with further information in relation to:

- digital inclusion and the distribution of the additional laptops, tablets and the procurement of WiFi hotspot services;
- the process for continuing digital learning should local outbreaks occur; and
- the impact of the pandemic on the mental wellbeing of teachers, whether any concerns had been identified and how staff were being supported.

Noted.

#### **4. SQA Exam Results Process**

Submitted a report by the Executive Director (Communities) on the SQA results in North Ayrshire in 2020 and to provide an update on current and future developments in relation to qualifications.

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

- the percentage of North Ayrshire pupils from the most deprived areas who were downgraded compared with those from the most affluent;
- plans for the exam diet for the 2020/21 academic year and any proposed changes by the SQA; and
- whether a similar analysis would be provided for the 2020/21 exam results and the difficulties there would be when drawing comparisons between the data.

The Cabinet unanimously agreed to (a) note the report; and (b) receive a further, more detailed attainment analysis later in the year, following the publication of Insight and LGBF benchmarking data.

#### **5. Emergency Governance Decisions**

Submitted a report by the Head of Democratic Services on decisions taken by the Chief Executive in terms of the Emergency Governance (Covid-19) arrangements. A summary of the decisions taken by the Chief Executive was set out at Appendix 1 to the report.

Noted.

## **6. Council Plan Progress Update – Quarter Four 2019/20**

Submitted a report by the Head of Democratic Services on performance against the Council Plan 2019-24 as at Quarter Four 2019/20. The year end progress update was set out at Appendix 1 to the report.

The Cabinet unanimously agreed to (a) approve the performance of the Council Plan as at 31st March 2020: and (b) submit the report and appendices to Audit and Scrutiny Committee for consideration at the next available meeting.

## **7. Recovery and Renewal Strategy**

Submitted a report by the Head of Recovery and Renewal on the proposed North Ayrshire Council Recovery and Renewal Strategy. The proposed strategy was set out at Appendix 1 to the report.

Members praised the Council's response to Covid-19 and stressed the importance of continuing the close work with communities and trade unions to aid the recovery.

The Cabinet unanimously agreed to (a) note (i) the work done alongside our communities to respond to Covid-19; and (ii) that plans were in place to Recover services where safe to do so and in line with Government guidelines; and (b) approve the Recovery and Renewal Strategy to build back a better North Ayrshire.

## **8. Covid-19 Financial Recovery Plan 2020/21**

Submitted a report by the Head of Financial and Customer Services on the projected financial impact of Covid-19 and the recovery options to return a balanced budget in 2020/21. A Covid-19 Cost Impact Projection to 31 March 2021 was set out at Appendix 1 to the report.

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

- the impact of Covid-19 on the 2021/22 budget setting process which, under normal circumstances, would begin in September; and
- the additional teachers hired, whether these appointments were one year only and the budget implications if they were required for a longer period.

The Cabinet unanimously agreed to (a) approve (i) additional cashflow management support to North Ayrshire Leisure Ltd of up to £2.743m to ensure they continued to operate as a going concern and meet their cash liabilities and (ii) a charge, in line with Audit Scotland Guidance, from the General Fund to the Housing Revenue Account on a fair and reasonable basis for Building Services costs incurred through the period impacted by the lockdown, estimated up to £2.000m; and (b) note (i) the cost impact of COVID-19 to March 2021 based on current projections and assumptions; (ii) the measures to address the cost impact as part of a Recovery Plan to return a balanced budget for 2020/21; and (iii) further areas of cost risk, including the financial projection of the HSCP.

## **9. Revenue Budget 2020/21: Financial Performance to 30 June 2020**

Submitted a report by the Head of Financial and Customer Services on the financial performance for the Council at 30 June 2020. Budget reports for each service and the Housing Revenue Account were set out at Appendices 1-7 of the report, a summary of virement/budget adjustment requests at Appendix 8 and an overview of the IJB's financial performance as at Period 3 at Appendix 9.

The Cabinet unanimously agreed to (a) note (i) the information and financial projections outlined in the report; and (ii) the current financial projection for the Health and Social Care Partnership at 2.7 of the report; and (b) approve the virements detailed in Appendix 8 to the report.

## **10. Capital Programme Performance to 31 March 2021**

Submitted a report by the Head of Financial and Customer Services on the progress in delivering the Capital Investment Programme for 2020/21. The detailed Capital Investment Programme was set out at Appendix 1 to the report and the HRA Capital Statement at Appendix 2.

The Cabinet unanimously agreed to (a) approve the revisions to budgets outlined in the report; and (b) note (i) the General Services and HRA revised budgets at 30 June 2020; and (ii) the forecast expenditure to 31 March 2021.

## **11. Covid-19 Economic Recovery and Renewal Approach**

Submitted a report by the Executive Director (Place) on the proposed approach to Covid-19 economic recovery in North Ayrshire. The Local Economic Recovery and Renewal Approach document was set out at Appendix 1 to the report.

Members praised the proposed approach taken and the focus on Community Wealth Building. They asked questions and received further information in relation to the use of the Community Investment Fund to help the local economy recover and the expected development opportunities around the sub-sea cable project.

The Cabinet unanimously agreed to (a) note (i) the Council's ongoing response to support the local economy; and (ii) the alignment between Covid-19 economic recovery and renewal planning, the Financial Recovery Plan, Capital Programme refresh and Construction Programme Impact; and (b) approve the proposed Local Economic Recovery and Renewal Approach.

## **12. Better Off North Ayrshire Update**

Submitted a report by the Executive Director (Place) on the latest performance and financial position of the Better Off North Ayrshire programme.

The Cabinet unanimously agreed to (a) note (i) the end of the Better Off North Ayrshire programme and its achievements; (ii) the progress made in the past year to increase income from claims; (iii) the remaining anticipated funding gap from the conclusion of the claims process which is almost complete; and (b) approve the agreed position with the National Lottery Community Fund (NLCF), whereby remaining funding gap of circa £706,200 will be fully reimbursed by NLCF.



### **13. Indicative Regional Spatial Strategy**

Submitted a report by the Executive Director (Place) on the Indicative Regional Spatial Strategy for Ayrshire, prepared jointly by North, East and South Ayrshire Councils. The proposed strategy was set out at Appendix 1 to the report.

The Cabinet unanimously agreed to (a) approve the Indicative Regional Spatial Strategy for Ayrshire; and (b) delegate authority to the Executive Director (Place) to make any final changes ahead of submission to the Scottish Government.

### **14. Millport Coastal Flood Protection Scheme: Preliminary Scheme Confirmation**

Submitted a report by the Executive Director (Place) on the formal Scheme Notification consultation, objections received, and proposed next steps in terms of the Millport Flood Protection Scheme. The five objections received were set out at Appendix 1 to the report.

The Cabinet, having had regard to the report and the objections, unanimously agreed to approve the proposed Millport Coastal Flood Protection Scheme without modification.

### **15. Affordable Housing Account Funding Request**

Submitted a report by the Executive Director (Place) seeking approval to allocate funding to Cunninghame Housing Association from the Affordable Housing Account.

The Cabinet unanimously agreed to approve the allocation of £0.175m funding from the Affordable Housing Account to Cunninghame Housing Association to assist with the provision of new social housing at Balnagowan, Skelmorlie and Glebe Place, Saltcoats.

### **16. Community Investment Fund**

Submitted a report by the Executive Director (Communities) seeking approval to apply flexibility to Community Investment Fund (CIF) projects and timescales due to restrictions imposed on current activities by Covid-19.

Members asked questions and were provided with further information in relation to a number of CIF projects including additional funding options which have been sought for the Millport Town Hall.

The Cabinet unanimously agreed to (a) note the current awards; (b) extend the deadline of the conditional award to Millport Town Hall until August 2021; and (c) remit Locality Officers to work with organisations in receipt of CIF funding to agree revised timescales and delivery models, with updates provided to Locality Partnerships and to Cabinet.

## **17. Award of Contract for a Repair and Maintenance of Heating, Ventilation and Air-conditioning Units Service**

Submitted a report by the Head of Financial and Customer Services on the result of the tendering exercise for a Repair and Maintenance of Heating, Ventilation and Air-conditioning Units service.

The Cabinet unanimously agreed to approve the award of the contract to BAM (Facilities Management) Limited.

The Meeting ended at 5.10 p.m.