



North Ayrshire Council
Comhairle Siorrachd Àir a Tuath

North Ayrshire Council Meeting

16 February 2022

VOLUME OF MINUTES

From 4 June 2021 – 8 February 2022

Date	Committee	Pages
4 June 2021	Ayrshire Shared Services Joint Cttee	1-5
21 October 2021	Integration Joint Board	6-9
30 November 2021	Cabinet	10-14
1 December 2021	Planning Committee	15-19
8 December 2021	Staffing and Recruitment Committee	20
15 December 2021	Local Review Body	21-22
12 January 2022	Licensing Committee	23-27
19 January 2022	Audit and Scrutiny Committee	28-30
20 January 2022	Appeals Committee	31-32
25 January 2022	Cabinet	33-36
26 January 2022	Planning Committee	37-40
26 January 2022	Local Review Body	41-43
8 February 2022	Police and Fire and Rescue Committee	44-45

AYRSHIRE SHARED SERVICES JOINT COMMITTEE

Minutes of meeting held remotely on 4 June 2021 at 10.00 a.m.

- Present: Councillors Ian Cochrane (Chair), Alec Clark, Bob Pollock and Philip Saxton (all South Ayrshire Council); Councillors Tom Cook, John McGhee and Douglas Reid (all East Ayrshire Council); and Councillor Marie Burns (North Ayrshire Council).
- Apologies: Councillor Jim Roberts (East Ayrshire Council); Councillors Joe Cullinane, Scott Gallacher and Alex Gallagher (all North Ayrshire Council).
- Attending: C. Caves, Head of Legal, HR and Regulatory Services; K. Carr, Assistant Director - Place, J. McGeorge, Civil Contingencies Co-ordinator (all South Ayrshire Council); K. Kelly, Depute Chief Executive: Safer Communities; and P. Whip, Group Finance Manager (all East Ayrshire Council); K. Braidwood, Interim Head of Roads, (Ayrshire Roads Alliance); and A. Gibson, Committee Services Officer; and C. McCallum, Clerical Assistant (South Ayrshire Council).

1. Declarations of Interest.

There were no declarations of interest by Members in terms of the Joint Committee's Order No. 25 and the Councillors' Code of Conduct.

2. Minutes of previous meeting.

The Minutes of 4 December 2020 ([issued](#)) were submitted and approved.

3. Ayrshire Civil Contingencies Team.

There was submitted a report ([issued](#)) of 24 May 2021 by the Head of Legal, HR and Regulatory Services, South Ayrshire Council

- (1) advising on progress made against the current Ayrshire Civil Contingencies Team (ACCT) Work Plan for 2021/2022; and
- (2) providing an overview of their work during 2020/2021, which included the ongoing support the COVID19 pandemic response through the Ayrshire Local Resilience Partnership (ALRP).

Following discussion and questions from Members and having heard the Depute Chief Executive, Safer Communities, East Ayrshire Council commend the ACCT for their work and the work done in supporting the ALRP, in particular the work by the Head of Legal, HR and Regulatory Services, South Ayrshire Council chairing the Practitioner ALRP and reporting to the Strategic ALRP during the Pandemic, the Joint Committee

Decided:

- (a) to approve the progress made against the current work plan for 2021/2022, as outlined in detail on the updated Work Plan, provided at Appendix 1 of the report;
- (b) to note the overview of ACCT work during 2020/2021, including continuing support by the ACCT to the COVID19 pandemic response through the ALRP;
- (c) to agree that the Head of Legal, HR and Regulatory Services would provide a Briefing Note to the Joint Committee regarding the work of the Power Resilience Group;
- (d) that an update would be provided on the position of Hunterston B Nuclear Power Station, when this report was next presented to this Joint Committee;
- (e) that, following concerns raised regarding rising sea levels, the Head of Legal, HR and Regulatory Services (South Ayrshire Council) advised that she would examine this matter further and see where a more holistic approach could be adopted; and
- (f) that the Head of Legal, HR and Regulatory Services would advise the Joint Committee if the three Ayrshire Authorities were Members of the Centre for Protection of National Infrastructure.

At this point, the Member from North Ayrshire Council left the meeting.

4. Minutes of previous meeting.

The Minutes of 22 April 2021 ([issued](#)) were submitted and approved.

5. Presentation by Viasala on Artificial Intelligence.

Henry Brocklehurst from Vaisala gave a presentation on a system that could be used to collect high definition video footage to provide road condition data.

The Joint Committee thanked him for his interesting and informative presentation.

6. Service Pan – 2021-22.

There was submitted a report ([issued](#)) of 19 May 2021 by the Interim Head of Roads: Ayrshire Roads Alliance seeking approval for the Ayrshire Roads Alliance Service Plan for 2021/22.

Following questions and having discussed pavement parking; savings as a result of vacancies; modern apprentices; the Ayrshire Growth Deal, coastal defence and the use of electric vehicles, the Joint Committee

Decided:

- (1) to approve the Ayrshire Roads Alliance Service Plan for 2021/22;
- (2) to note the confirmed finance budgets for 2021/22;
- (3) to note the Performance Scorecard for 2020/21;
- (4) to request that a six month progress update was provided to this Joint Committee;
- (5) to request that there be future updates to this Panel on Levelling Up funds; and the AGD where ARA have direct involvement.
- (6) to otherwise, note the content of this report.

7. Update on Performance Scorecard.

There was submitted a report ([issued](#)) of May 2021 by the Interim Head of Roads: Ayrshire Roads Alliance advising of progress made to date against the Performance Scorecard.

The Joint Committee

Decided:

- (1) to note the performance scorecard presented in this report;
- (2) to continue to receive the performance scorecard updates; and
- (3) to otherwise note the contents of the report.

8. Risk Report and Register.

There was submitted a report ([issued](#)) of 24 May 2021 by the Interim Head of Roads: Ayrshire Roads Alliance advising on the management of risk associated with the Ayrshire Roads Alliance.

The Joint Committee

Decided:

- (1) to note the risk register presented in this report;
- (2) to continue to receive updates on progress; and
- (3) to otherwise note the content of the report.

9. Roadworks Programme 2021/22.

There was submitted a report ([issued](#)) of May 2021 by the Interim Head of Roads: Ayrshire Roads Alliance advising of work completed through the roads improvement programmes within East Ayrshire and South Ayrshire for financial year 2021-2022.

Following discussion on works in various areas of East Ayrshire and South Ayrshire and having noted that the Interim Head of Roads would respond to a Member regarding the introduction of 20mph speed limit orders in certain areas, the Joint Committee

Decided:

- (1) to note the Ayrshire Roads Alliance works completed 2021/22; and
- (2) to otherwise note the contents of this Report.

Councillor Cook left the meeting during consideration of the above item.

10. Development Control Update – Road Bonds.

There was submitted a report ([issued](#)) of May 2021 by the Interim Head of Roads: Ayrshire Roads Alliance on the current position regarding road bonds held by the Ayrshire Roads Alliance on behalf of East Ayrshire and South Ayrshire Councils.

Following discussion on specific locations; having noted that the Interim Head of Roads would respond to a Member regarding concerns he raised regarding the adoption of cycle paths in areas where roads had been adopted; and that the Interim Head of Roads would update a Member of the Panel regarding issues relating to the North East Troon development and related roundabouts in South Ayrshire, the Joint Committee

Decided:

- (1) to note the position regarding road bonds currently held by the Ayrshire Roads Alliance on behalf of East Ayrshire Council and South Ayrshire Council;
- (2) to note the outcome and actions from an internal audit of road bonds;
- (3) to agree that progress updates were provided to future meetings of the Joint Committee on an annual basis; and
- (4) to otherwise note the content of this report.

11. Concluding Remarks.

- (1) The Joint Committee agreed that on future agendas of the Joint Committee, there should be an item entitled "Any Other Competent Business" where Members could only raise matters of strategic importance, as long as they had informed the responding officer, at least twenty-four hours prior to the meeting.
- (2) Having heard a Member of the Joint Committee, it was noted that the Active Travel Forum would commence again shortly.

The meeting ended at 12.05 p.m.



North Ayrshire Health and Social Care Partnership
Minute of Integration Joint Board meeting held on
Thursday 21 October 2021 at 10.00 a.m.
involving participation by remote electronic means

Present

Councillor Robert Foster, North Ayrshire Council (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
Mhairi Kennedy, NHS Ayrshire and Arran
Councillor John Sweeney, North Ayrshire Council

Caroline Cameron, Director of Health and Social Care Partnership
Paul Doak, Chief Finance and Transformation Officer
Alistair Reid, Lead Allied Health Professional Adviser
Darren Fullarton, Associate Nurse Director/IJB Lead Nurse

David Donaghey, Staff Representative (NHS Ayrshire and Arran)
Louise McDaid, Staff Representative (North Ayrshire Council)
Graham Searle, Carers Representative
Clive Shephard, Independent Sector Representative
Vicki Yuill, Third Sector Representative
Louise Gibson, IJB Irvine Locality Forum (Chair)

In Attendance

Thelma Bowers, Head of Service (Mental Health)
Alison Sutherland, Head of Service (Children, Families and Criminal Justice)
Eleanor Currie, Principal Manager (Finance)
Michele Sutherland, Partnership Facilitator
Betty Saunders, Contract and Commissioning Manager HSCP
Neil McLaughlin, Team Manager
Karen Andrews, Team Manager
Melanie Anderson, Senior Manager (Committee and Member Services)
Angela Little, Committee Services Officer
Craig Stewart, Committee Services Officer
Diane McCaw, Committee Services Officer

Apologies

Bob Martin, NHS Ayrshire and Arran (Chair)
Elizabeth Stewart, Interim Chief Social Work Officer
Janet McKay, IJB Garnock Valley Locality Forum (Chair)

1. Apologies and Chair's Remarks

Apologies for absence were noted.

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 23 September 2021 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3.1 Matters Arising from the Action Note

An updated Action Note was circulated to IJB Members prior to the meeting and the following information was provided in terms of items:-

- Distress Brief Intervention Update – date still to be identified for an update;
- Year End Financial Performance 2020-21 – an update on the Carers Act will be submitted to the IJB prior to the end of the calendar year;
- NHS Ayrshire and Arran Remobilisation Plan 3 – Remobilisation Plan 4 has now been submitted to the Scottish Government and will be submitted to the IJB before the end of the calendar year;
- Community Alarm/Telecare Services Transition from Analogue to Digital – an update will be submitted to the IJB prior to the end of the calendar year.

The revised Action Note will be circulated to IJB Members following the meeting.

4. Director's Report

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

The report provided an update on the following areas:-

- The Scottish Government consultation on Anne's Law which will close on Monday 2 November 2021;
- The roll out of the new Scottish Child Interview Model initiative aimed at reducing trauma and stress for children recounting their experiences;
- The national Youth LIVES Mental Health project for 14-21 year olds;
- The British Red Cross 'Connecting with You' service;
- Winter planning for Health and Social Care where the Cabinet Secretary announced an investment of over £300m in hospital and community care with additional support measures detailed at section 2.5 of the report;
- The signing of the Community Wealth Building Anchor Charter;
- Recruitment of short break carers;
- The iMatters staff engagement survey;
- National recognition for Community Link Workers; and
- A Covid update on the Partnership's continued response to the pandemic in terms of emergency footing, PPE update, support for Social Care providers, vaccinations, community testing and staff testing.

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

- the effect of the cessation of the occupancy payments to Care Homes;
- Care Homes with significant occupancy reduction having adjusted their business models and reduced their staffing levels accordingly;
- work with Care Homes which will take place through Winter planning;
- methods in place to support long-term hospital patients in terms of their mental health;
- further discussions required in terms of long-term health conditions and psychological support in acute settings;
- the excellent work of the community link workers;
- the need to consider the staffing grades of Local Government Care at Home workers; and
- co-ordination of top-up Covid vaccines and potential for confusion on delivery to different cohorts.

The Director (NAHSCP) undertook to circulate a note in terms of vaccination administration to different cohorts to IJB Members.

Noted.

5. Mental Welfare Commission Report: Authority to Discharge

Submitted report by Caroline Cameron, Director (NAHSCP) providing an overview of the Mental Welfare Commission Authority to Discharge report on decision making for people in hospital who lack capacity and seeking approval for the response to recommendations from North Ayrshire Health and Social Care Partnership, as detailed in Appendix 1 to the report. A link to the full Authority to Discharge report was also provided within the report.

The response has been submitted to the Mental Welfare Commission and recommendations will be monitored through the Partnership Social Work Governance Board and with the Chief Social Work Officer.

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

- an update in terms of progress with the recommendations of the Mental Welfare Commission report being provided to the IJB in 12 months;
- updating of the Management Guidelines and on the timescale of June 2022 being brought forward, assuming engagement is carried out with practitioners;
- the relevance of Management Guidelines in terms of legal requirements; and
- that no processes or safeguards were changed during the pandemic in terms of adult support and protection.

The Board agreed to (a) note the terms of the report; (b) approve the North Ayrshire Health and Social Care Partnership response to the recommendations; and (c) receive an update report to the IJB in 12 months in terms of progress with the recommendations of the Mental Welfare Commission report.

6. National Care Service for Scotland: Scottish Government Consultation Response

Submitted report by Caroline Cameron, Director (NAHSCP) on the IJB response to the National Care Service for Scotland consultation prior to submission to the Scottish Government by the deadline of 2 November 2021. The full IJB response to the consultation was detailed at Appendix 1 to the report. Appendix 2 summarised

community engagement feedback received to date. Section 4.2 of the report detailed a summary of the most pertinent points of the consultation response for North Ayrshire.

Members asked questions and were provided with further information in relation to the following, and highlighted amendments to the response as detailed:-

- the strong message of consistency in terms of the response and in relation to the Ayrshire IJB progress in general;
- the positive lead partnership arrangements in terms of delivery and development of mental health services across Ayrshire;
- the question 4 response being reworded, in agreement between the Director HSCP and Vicki Yuill, Third Sector Representative, in terms of resource, accountability and responsibility to give a more positive slant within the response; and
- the question 88 response indicating a request from the Third Sector in terms of parity with recruitment training and remuneration of all social care.

The Board agreed, following any final feedback and in terms of the comments above, to endorse the final response to the consultation, prior to submission to the Scottish Government by the deadline of 2 November 2021.

7. Urgent Items

The Chair agreed that the following item be considered as a matter of urgency to allow the Board to receive up-to-date information.

7.1 Scottish Government Recovery and Renewal Fund

Recent funding has been allocated by the Scottish Government of £120m for the Recovery and Renewal Fund. Within this is a sum of £15m for a Community Mental Health and Wellbeing Fund and North Ayrshire have been allocated a share of this funding in the amount of £407,213.24.

The funding will provide significant investment in community support for adults and the aim of the fund is to promote and develop good mental health and wellbeing and to mitigate and protect against the impact of distress. It also aims to tackle the issues within the Scottish Government's Transition and Recovery Plan with overarching themes around suicide prevention, social isolation and loneliness prevention and early intervention and to address mental health inequalities exasperated by the pandemic for specific at risk groups.

The TSIs will be responsible for fund administration, capacity building, monitoring and evaluation with a strong focus on collaboration. A Steering Group of partners has been established to work towards a Local Plan and process for applications for funding and full guidance from the Scottish Government is awaited.

Noted.

The meeting ended at 10.55 a.m.

Cabinet
30 November 2021

At a Meeting of the Cabinet of North Ayrshire Council at 2:30 p.m. involving participation by remote electronic means.

Present

Joe Cullinane, John Bell, Robert Foster, Alex Gallagher, Louise McPhater and Jim Montgomerie; Elizabeth Turbet (Church Representatives) and Jackie MacKenzie (Teaching Representative) (Agenda Item 3).

In Attendance

C. Hatton, Chief Executive; M. Boyd, Head of Service (Finance) and D. Forbes, Senior Manager (Finance Management); Y. Baulk, Head of Service (Physical Environment), D. Hammond, Head of Service (Commercial), R. McGilvery, Senior Manager (Housing Operations), Janeine Barrett, Senior Manager (Homelessness and Community Safety) and G. Mcpherson, Team Manager (Housing Strategy and Community Safety) (Place); C. Amos, Interim Executive Director, R. Arthur, Head of Service (Connected Communities) and A. McClelland, Head of Service (Education) (Communities and Education); C. Cameron, Director (Health and Social Care Partnership), E. Stewart, Chief Social Work Officer (CSWO) and P. Doak, Head of Service (Finance & Transformation) (Health and Social Care Partnership); K. Yeomans, Director (Growth and Investment); A. Craig, Head of Service, I. Hardy, Corporate Policy & Performance Officer; M. Sugden, Communications Officer, C. Stewart 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 Minutes of the Meeting of the Cabinet held on 2 November 2021 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Education Service – National Improvement Framework Annual Report 2020-21

Submitted a report by the Interim Executive Director (Communities and Education) on key progress in pursuance of the National Improvement Framework Priorities in education. The Annual Report was attached at Appendix 1 to the report. Members asked questions and were provided with further information in relation to the potential impact caused by the reduction in Attainment Challenge Funding, over a 4-year period, and measures that would be put in place by officers to mitigate this.

The Cabinet agreed (a) the content of the report; and (b) to approve the publication of the report as detailed at Appendix 1 to the report.

4. Remembering Together – Scotland’s Covid Community Memorial Programme

Submitted a report by the Interim Executive Director (Communities and Education) on the North Ayrshire response to the proposed national programme of reflection and commemoration marking the impact of the Covid-19 pandemic.

The Cabinet agreed to (a) note the Remembering Together, Scotland’s Covid Community Memorial Programme; (b) authorise officers to continue to support this approach; and (c) receive a further update on progress relating to the Remembering Together Programme in North Ayrshire at a future meeting.

5. Annual Performance Report 2020-21

Submitted a report by the Head of Service (Democratic Services) on the Annual Public Performance Report 2020-21. The Annual report was attached at Appendix 1 to the report.

The Cabinet agreed to (a) approve the Annual Public Performance Report 2020-21 as set out at Appendix 1 to the report; (b) note the status of the Council’s performance indicators and actions at Appendices 2 and 3 to the report; and (c) refer this report to the Audit and Scrutiny Committee for further consideration.

6. Revenue Budget 2021/22: Financial Performance to 30 September 2021

Submitted a report by the Head of Service (Finance) on the financial performance for the Council at 30 September 2021. Detailed explanations of the significant variances in service expenditure compared to the approved budgets, together with information on funding to be carried forward to support expenditure during 2021/22 were provided in Appendices 1-5 of the report. Information in respect of the Housing Revenue Account (HRA) was set out in Appendices 6 and 7. Information on the HSCP financial performance report as at the end of September 2021 was set out in Appendix 8 to the report. Information on the North Ayrshire Council Recovery and Renewal Fund Investments was set out in Appendix 9 to the report.

The Cabinet agreed (a) to note (i) the information and financial projections outlined in the report and its associated appendices, (ii) the current financial projection for the Health and Social Care Partnership at section 2.6 of the report, (iii) the current projected deficit position of KA Leisure; and (b) to approve the virements detailed in Appendix 7 to the report.

7. Capital Programme Performance to 31 March 2022

Submitted a report by the Head of Service (Finance) on progress in delivering the Capital Investment Programme for 2021/22. Information on the progress of General Services and Housing Revenue Account (HRA) projects was set out at Appendices 1 and 2, respectively, to the report.

In relation to a question by Councillor Bell concerning Paragraph 2.11(a) Alterations to the Phasing of Projects and particularly the reference to “Detection Equipment” in the table in the report, the Head of Service (Physical Environment) confirmed that she would respond to Councillor Bell on his query.

The Cabinet agreed to (a) approve the revisions to budgets outlined in the report; (b) note the General Services and HRA revised budgets at 30 September 2021; and (b) note the forecast expenditure to 31 March 2022.

8. Treasury Management and Investment Mid-Year Report

Submitted a report by the Head of Service (Finance) providing Cabinet with a Treasury Management Update for the period 1 April to 30 September 2021. The Mid-Year report was attached at Appendix 1 to the report.

The Cabinet agreed to (a) endorse the contents of the Treasury Management and Investment Mid-Year Report for 2021/22 as set out at Appendix 1 to the report; and (b) note the Prudential and Treasury Indicators contained therein.

9. Procurement Annual Activity Report (20-21)

Submitted a report by the Head of Service (Finance) providing an update on Procurement activity for the period 2020/21.

The Cabinet agreed to note the contents of the report.

10. Chief Social Work Officer Annual Report

Submitted a report by the Director (HSCP) providing the report of the Chief Social Work Officer to Cabinet as required by the Scottish Government’s Guidance. The Annual Report was attached at Appendix 1 to the report.

Members asked questions and were provided with further information in relation to the test of change pilot and more appropriate pathways of support for those impacted by substance use.

The Cabinet agreed to note and endorse the Annual Report as set out at Appendix 1 to the report.

11. North Ayrshire Tenants Domestic Abuse Policy – All Tenures

Submitted a report by the Executive Director (Place) on the implementation of the ‘North Ayrshire Domestic Abuse Policy – All Tenures’. The Policy was attached at Appendix 1 to the report.

The Cabinet agreed to (a) approve the implementation of the ‘North Ayrshire Domestic Abuse Policy – All Tenures’ as detailed at Appendix 1 to the report; and (b) illustrate their support of the Policy (which was the final commitment detailed within the ‘Make a Stand Pledge’ still to be implemented by the Council) by participating in an online signing of the Pledge.

12. Coronavirus (Covid-19) Tenant Grant Fund

Submitted a report by the Executive Director (Place) on the Scottish Government's Tenants Grant Fund and providing information on how the grant will be allocated in North Ayrshire.

The Cabinet agreed to (a) note the Coronavirus (COVID-19) Tenant Grand Fund award of £0.298m to North Ayrshire Council for distribution; (b) approve the proposed eligibility criteria for use in North Ayrshire; (c) approve the proposed process for administration; and (d) approve that the Coronavirus (COVID-19) Tenant Grant Fund be open for application in North Ayrshire from Tuesday 7 December 2021.

13. Local Housing Strategy 2018-2022: Progress Update

Submitted a report by the Executive Director (Place) on progress of the Local Housing Strategy 2018-2022 (LHS18) and seeking approval for an update to be submitted to the Scottish Government. The Action Plan progress as at November 2021 was attached at Appendix 1 to the report.

Members asked questions and were provided with further information in relation to the shared ownership model.

The Cabinet agreed to (a) note the contents of the report and progress against the LHS Action Plan to November 2021; and (b) approve its submission to the Scottish Government.

14. Streetscene Volunteering Strategy (2022-2026) and North Ayrshire's 'Adopt a Spot' initiative

Submitted a report by the Executive Director (Place) on the proposed Streetscene Volunteering Strategy (2022-2026) and North Ayrshire's Adopt a Spot initiative. The Streetscene Volunteering Strategy 2022-2026 and supporting action plan and the new initiative 'Adopt a Spot', were set out at Appendices 1 and 2, respectively, to the report.

The Cabinet agreed to approve the Streetscene Volunteering Strategy (2022-2026) and North Ayrshire's Adopt a Spot initiative, as detailed at Appendices 1 and 2 to the report.

15. Water Safety Policy

Submitted a report by the Executive Director (Place) on an updated Water Safety Policy. The revised Water Safety Policy which outlined the legal responsibilities and duty of care placed upon the Council in relation to open water, and details of the locations of waterways in Council ownership were set out at Appendices 1 and 2, respectively, to the report.

The Cabinet agreed to approve the updated Water Safety Policy as detailed at Appendix 1 to the report.

16. Digital Processing Manufacturing Centre, i3 Irvine

Submitted a report by the Director (Growth & Investment) on Phase 1 proposals for the Digital Processing Manufacturing Centre (DPMC) at i3, Irvine.

Members asked questions and were provided with further information in relation to what would happen at the end of the lease period (Phase 1 of the project).

The Cabinet agreed to (a) proceed with the proposals for Phase 1 of the Digital Processing Manufacturing Centre project; (b) the signing of a Collaboration Agreement for Phase 1, between North Ayrshire Council, University of Strathclyde and the Centre for Process Innovation; (c) contribute £1M to Phase 1 of the project in the form of a grant to the University of Strathclyde, subject to appropriate conditions; and (d) note that the Council would receive a grant of up to £450,000 from Scottish Enterprise that will in turn be passed on to the University of Strathclyde for the fit out of the Phase 1 premises.

The meeting ended at 4.25 p.m.

Planning Committee
1 December 2021

At a Meeting of the Planning Committee of North Ayrshire Council at 2.00 p.m. involving participation by remote electronic means.

Present

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

In Attendance

J. Miller, Chief Planning Officer, A. Gemmell, Strategic Planning Manager, L. Dempster and K. Gee, Technicians (Planning) (Economic Development and Regeneration); J. Law, Solicitor (Legal Services) and A. Little and C Stewart, Committee Services Officers (Chief Executive's Service).

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 3 November 2021 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. 21/00961/PPP: Bridgend Mill Site No 3 Bridgend Dalry Ayrshire

Telford Three Ltd have applied for planning permission in principle for a residential development on vacant land at Bridgend, Dalry. Five representations were received and were summarised in the report.

The Committee asked questions in relation to the maximum number of units on the site and was advised that the indicative number for the site was included in the Local Development Plan and reference to the maximum number could be removed from Condition 1.

The Chief Planning Officer advised of further information that had been received from the Council's Flooding Officer that could be incorporated into Condition 1 in the event the Committee granted the application.

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

1. That the approval of North Ayrshire Council as Planning Authority with regard to layout, siting, design, external appearance and landscaping shall be obtained before the development is commenced, taking into account all other conditions in this planning permission and including the following: - The site layout plan shall ensure that no houses (including their associated curtilages) nor access roads shall be constructed within those parts of the site that have been identified as being at risk of flooding during a 1 in 200 year event (plus climate change) in the submitted Flood Risk Assessment by Dougall Baillie Associates dated September 2021 and to be verified by the Final Updated Fluvial flood model information (which is expected to be ready by summer 2022) to accurately confirm finished floor level. For the avoidance of doubt, the finished floor levels of all housing within the development shall accord with at least the minimum levels recommended as per above.
2. That the details of the development as required under condition 1 shall generally accord with the submitted Masterplan/Design and Access Statement prepared by Denham Benn Architects, and shall include details of SuDS, flood risk areas, public open space, access arrangements for the riverbank area, landscaping (including replacement trees), outdoor play space, curtilage and visitor parking, boundary treatments and bin storage. Street design shall accord with the principles of Designing Streets and the Council's Roads Development Guide, all to the satisfaction of North Ayrshire Council as Planning Authority.
3. To inform the detailed proposals of the development, the following environmental investigations/studies shall be carried out by suitably qualified persons with reports and recommendations submitted for the consideration and approval of North Ayrshire Council as Planning Authority: - 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. - Demonstration that the increased road traffic, generated as a result of the development, shall not have a detrimental effect on the 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. - a noise impact assessment together with details of any mitigation measures required to achieve the noise targets set out below for implementation in the layout, design and construction of the proposed housing. The following external noise targets shall be achieved at the curtilage of the proposed residential properties: a) During daytime hours between 0700 and 2300hrs the noise level (LAeq 16 hour) from rail transport must not exceed 50 dB. As a minimum if this external target cannot be achieved, the proposed residential properties should be designed and constructed in such a way that an internal level of 35 dB can be achieved (window open for ventilation); b) During night-time hours between 2300 and 0700hrs the noise level (LAeq 8 hour) from rail

transport must not exceed 40dB. As a minimum if this external target cannot be achieved, the proposed residential properties should be designed and constructed in such a way that an internal level of 30 dB can be achieved (window open for ventilation).

4. That the site layout and design details as required under condition 1 shall identify a buffer zone for wildlife and habitats alongside the River Garnock and on the southern boundary of the site between the Garnock Bridge parapets and 5 - 7 Bridgend. The buffer zone shall be designed to meet the requirements of Policy 22 (Water Environment) of the adopted North Ayrshire Local Development Plan and shall be safeguarded during the course of development against tree felling and ground disturbance, other than the removal of surface rubble and redundant masonry walls. It shall be a requirement of the detailed site plan to protect and enhance the ecological status of the riparian habitats on the site, including details of measures to promote and safeguard these aims upon the completion of the development.
5. That all recommendations contained in the Ecological Constraints Report and Preliminary Roost Assessment by Wild Surveys Ltd dated August 2020 shall be taken into account in the detailed design for the development of the site and shall be implemented during all subsequent clearance and construction works on the site to the satisfaction of North Ayrshire Council as Planning Authority.
6. That prior to the commencement of the development hereby approved, details of the heat and power system for the house, which shall include low and/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 the 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.
7. That the site access junction details with Bridgend as illustrated on DBA drawing no. 21126-SK-04 are hereby approved in detail. Visibility splays of 2.5 metres by 70 metres, in both directions shall be provided and maintained at the junction with Bridgend. No item with a height greater than 1.05 metre above adjacent carriageway level must be located within these sightline triangles. The road access into the site shall not be constructed until the approval of the other matters specified in conditions and subject to Road Construction Consent and a Road Opening Permit being obtained beforehand.
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 Environmental Health. Thereafter a suitable investigation strategy as agreed with North Ayrshire Council shall be implemented and any necessary remediation works carried out prior to any further development taking place on the site, all to the satisfaction of North Ayrshire Council as Planning Authority.

4. Hunterston PARC Development Framework

Submitted report by the Executive Director (Place) on the development framework for Hunterston PARC which had been prepared and submitted to the Council by site owners Peel Ports Group. The development framework sought to inform detailed proposals for Hunterston by highlighting important considerations and establishing a layout for the site and, if approved, would be a material consideration in the determination of future planning applications for the site. The Development Framework was attached at Appendix 1 to the report.

The Committee agreed to approve the Hunterston Development Framework which would inform proposals and be a material consideration in the determination of future planning applications for the site.

5. Notice under Section 145 of the Town and Country Planning (Scotland) Act 1997: Site to East of Castlepark Gardens, Fairlie

Submitted report by the Executive Director (Place) seeking approval to serve a Notice under Section 145 of the Town and Country Planning (Scotland) Act 1997 requiring compliance with Condition 7 of planning permission 19/00506/PP on the installation of play facilities at the site to the east of Castlepark Garden, Fairlie.

The Chief Planning Officer advised the Committee that Condition 7 required the play facilities to be installed prior to the occupation of Plot 25 or 26 of the development and both plots had now been occupied for approximately 9 months

The Committee unanimously agreed, in the interest of the amenity of the area and to ensure appropriate play facilities, to approve the service of a Notice under Section 145 of the Town and Country Planning (Scotland) Act 1997 to require the installation of the play facilities.

Councillor McNicol left the meeting at this point.

6. Urgent Item

The Chair agreed that the following item be considered as a matter of urgency to allow the Committee to be updated timeously.

7. Planning Performance Framework – Feedback

Submitted report by the Executive Director (Place) on the feedback received from the Scottish Government on the Planning Performance Framework (PPF) 2020/21.

The report advised that the PPF captured key elements of a Planning Service's performance and reported on a range of qualitative and quantitative indicators, including agreed performance markers on which the Scottish Government provided feedback. Using Red, Amber, Green ratings based on the evidence provided within the PPF reports, it was noted that the Planning Service had been rated 'green' against all relevant markers for a second consecutive year. The PPF highlighted how the

service adapted to continue to provide exceptional application determination timescales, implemented the recently adopted Local Development Plan and responded to the wider reform of the planning system in Scotland. Examples of regular and proportionate policy advice, corporate working across services and sharing good practice, skills and knowledge were recorded by the Scottish Government.

The Committee congratulated the Planning Team for their achievements and excellent work throughout the pandemic which had been recognised by the Scottish Government.

Noted.

The meeting ended at 2.45 p.m.

Staffing and Recruitment Committee

8 December 2021

At the Meeting of Staffing and Recruitment of North Ayrshire Council at 11.30 a.m. involving participation by remote electronic means.

Present

Joe Cullinane, John Bell, Marie Burns, Alan Hill, Tom Marshall and Donald L Reid.

In Attendance

C. Hatton, Chief Executive, R. McCutcheon, Executive Director (Place) and F. Walker, Head of Service (People and ICT).

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 meeting of the Staffing and Recruitment Committee held on 22 October 2021 were confirmed and the Minute signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Exclusion of the Public and Press

The Committee resolved, in terms of Section 50A(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 that it involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 7A of the Act.

4. Chief Officer Structure

The Committee agreed (a) the recommendations outlined in the report; and (b) to the creation of a Head of Service post for Sustainability, Transport & Corporate Property.

The Meeting ended at 11.45am.

**Local Review Body
15 December 2021**

At a Special Meeting of the Local Review Body of North Ayrshire Council at 11.30 a.m. involving participation by remote electronic means.

Present

Tom Marshall, Timothy Billings, Robert Barr, Robert Foster, Christina Larsen and Ronnie McNicol.

In Attendance

I. Davies, Planning Adviser to the LRB and J. Thompson, Assistant Planning Officer (Economic Development and Regeneration) (Place); J. Law, Legal Adviser to the LRB (Legal Services); and A. Little and H. Clancy, Committee Services Officers (Chief Executive's Service).

Also in Attendance

A. Paterson (Applicant).

Apologies

Ian Clarkson, Shaun Macaulay, Ellen McMaster and 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. Notice of Review: 21/00293 – 8 Gray Crescent, Irvine

Submitted report by the Head of Service (Democratic Services) on a Notice of Review submitted by the applicant in respect of a planning permission refused by officers under delegated powers in respect of Planning Application 21/00293 - 8 Gray Crescent, Irvine for the erection of a 2 storey extension to the south side elevation and single storey extension to the north side elevation of the detached dwelling house at 8 Gray Crescent, Irvine.

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

At its meeting on 29 September 2021, the Local Review Body agreed that a hearing be held before the review request was determined, on the basis that there had only been one objection to the application and to provide the applicant an opportunity to outline their circumstances of home working as a result of the pandemic. The hearing would also allow the applicant to explain their view on why the application

would not be overdevelopment of the site and the reasons why a rear extension to property would not be suitable.

In accordance with the hearing procedure and rules, the applicant, an officer of the Council's Planning Service and interested parties who made representations on the application were invited to attend the Hearing Session and to submit a Hearing Statement and supporting documentation in advance of the session.

The Planning Adviser advised the Local Review Body of the background to the application and highlighted a statement which had been submitted to the LRB by an objector.

The Council's Planning Service and the applicant then addressed the Local Review Body.

Members asked questions of the applicant and the Planning Service and were provided with further information on:

- Planning regulations that do not prevent development up to the boundary of the site;
- an access gap which would have remained between the boundary and the proposed 1 ½ side extension;
- the applicant's view that the 50-year-old property required updating and refurbishment to make it suitable for modern living, including working from home;
- written confirmation which had not been sought from neighbours who had voiced support for the proposal;
- the property and proposed extension which would be of 1 ½ storeys; and
- the circumstances surrounding a neighbour who had not asked the identity of the person who claimed to be a Council official enquiring about objecting to the application.

Councillor Barr, seconded by Councillor McNicol, moved that the Local Review Body uphold the officer's decision to refuse the application for the reasons outlined in the Decision Notice.

As an amendment, Councillor Larsen, seconded by Councillor Foster, moved that the proposal was not out of character with the local area and to uphold the appeal and grant the application, subject to relevant conditions.

On a division and a roll call vote, there voted for the amendment, Councillor Larsen and Foster (2) and for the motion, Councillors Marshall, Billings, Barr and McNicol (4) and the motion was declared carried.

Accordingly, the Local Review Body agreed to uphold the officer's decision to refuse the application for the reasons outlined in the Decision Notice.

The meeting ended at 12.05 p.m.

Licensing Committee
12 January 2022

At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m. involving participation by remote electronic means.

Present

Ronnie McNicol, Todd Ferguson, Robert Barr, John Easdale, Jean McClung, Davina McTiernan, Donald L. Reid, Ronnie Stalker and Angela Stephen.

In Attendance

W. O'Brien, Solicitor (Licensing), A. Toal, Administrative Assistant (Licensing) and H. Clancy, Committee Services Officer (Chief Executive's Service).

Also in Attendance

Inspector A. Wilson and Sergeant S. Syme (Police Scotland).

Apologies

Scott Gallacher

Chair

Councillor McNicol in the Chair.

1. Declarations of Interest

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

2. Minutes

The Minutes of the Meeting held on 17 November 2021 were confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. 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 Item 5 (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."

4. 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

4.1 Taxi Driver's Licence: TDL/00291 and TL/177 - James Williamson

At a previous meeting on 22 November 2021, following the receipt of a report from the Chief Constable of Police Scotland, the Committee had agreed to proceed to a Hearing in terms of Paragraph 11(7) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The Licence Holder, having been duly cited to attend, was not present or represented. A representative from Police Scotland was in attendance.

The representative from Police Scotland addressed the Committee on the terms of a letter setting out their representation in respect of the application. The Solicitor (Licensing) read out a written representation from the Licence Holder's Solicitor.

Representatives from Police Scotland then withdrew to allow the Committee to deliberate. Thereafter the representatives from Police Scotland re-joined the meeting, with the same Members and Officers present and in attendance, to hear the Committee's decision.

The Committee was satisfied that, due to Civic Government (Scotland) Act 1982, Schedule 1, Paragraph 11(1), they could consider both the questions of Revocation and Suspension, and those in relation to both Licences held by the Licence-Holder:

- [a] Taxi Driver's Licence TDL/00291 (Agenda item 1)
- [b] Taxi Licence TL/177 (Agenda item 2)

The Committee considered the two Licences separately and reached separate decisions. In each case the Committee was satisfied that the grounds for revocation or suspension were established (Paragraph 11(2)(a) and (d)).

4.1.1 Taxi Driver's Licence TDL/00291 James Williamson

Decision

Councillor Barr, seconded by Councillor Ferguson, moved that the Committee should not revoke the Licence but should suspend the Licence for a period of 6 months, with the suspension to commence on Wednesday 9 February 2022 (i.e. 28 days after the Committee, under Paragraph 11(9)). On a roll call vote all Councillors present voted in favour of the motion. There being no amendment, the motion was declared carried.

4.1.2 Taxi Licence: TL/177 James Williamson

Decision

Councillor Barr, seconded by Councillor Ferguson, moved that the Committee should neither revoke nor suspend this Licence. There was no amendment or dissent. On a roll call vote all Councillors present voted in favour of the motion. There being no amendment, the motion was declared carried.

4.2 Taxi Driver's Licence: TDL/02197 (New) Gareth Wilkinson

At a previous meeting held on 21 April 2021, the Committee considered this Licence Application and decided to continue consideration to await the outcome of Court proceedings. The Committee was advised on 12 January 2022 that the Court case remained pending.

The applicant, having been duly cited to attend, joined the meeting at this point. A representative from Police Scotland was also in attendance.

The representative from Police Scotland 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.

The applicant and representatives from Police Scotland then withdrew to allow the Committee to deliberate. Thereafter the applicant and representatives from Police Scotland re-joined the meeting, with the same Members and Officers present and in attendance, to hear the Committee's decision.

Decision

Councillor Ferguson, seconded by Councillor McNicol, moved that the Committee:

- (a) 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, and
- (b) advise the Licence Applicant that if the Court later convicted, the Committee would be entitled to (i) review the decision to grant the Licence by holding a hearing on possible Revocation or Suspension; and (ii) take any conviction into account when considering a future application for renewal.

There being no amendment the motion was declared carried.

4.3 Taxi Licence: TL/429 (New) Gareth Wilkinson

The applicant, having been duly cited to attend, was present. A representative from Police Scotland was also in attendance.

The representative from Police Scotland 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.

The applicant and representatives from Police Scotland then withdrew to allow the Committee to deliberate. Thereafter the applicant and representatives from Police Scotland re-joined the meeting, with the same Members and Officers present and in attendance, to hear the Committee's decision.

Councillor Ferguson, seconded by Councillor McTiernan, moved that the Committee:

- (a) grant the application to treat the car as an exception to the Specification Policy and regard it as 'suitable' for use as a hire-car, in terms of the Civic Government (Scotland) Act 1982, Section 10(2); and
- (b) delegate authority to the Solicitor (Licensing) to (i) grant the Taxi Licence, subject to the Council's standard conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982 if the proposed vehicle passed a further mechanical inspection (in addition to that in April 2021) at the Council garage; (ii) attach a condition to the Licence requiring that the vehicle should pass further mechanical inspections at the Council garage, the first being no later than the last day of the month of June 2022, then no later than the last day of the month of December 2022 at 6-monthly intervals.

There being no amendment the motion was declared carried.

The applicant left the meeting at this point.

4.4 Taxi Licence: TL/432 (New) Kelly Scott

The Committee noted that this Application had now been granted under Delegated Authority.

4.5 Taxi Driver's Licence: TDL/2129 (New) Alan Mark

At a previous meeting on 17 November 2021, the Committee agreed to continue consideration of this application.

The applicant, having been duly cited to attend, joined the meeting at this point. A representative from Police Scotland was also in attendance.

The representative from Police Scotland addressed the Committee on the terms of letters setting out their representation in respect of the application. Thereafter the applicant addressed the Committee on the issues raised and responded to questions.

The applicant and representatives from Police Scotland then withdrew to allow the Committee to deliberate. Thereafter the applicant and representatives from Police Scotland re-joined the meeting, with the same Members and Officers present and in attendance, to hear the Committee's decision.

Decision

Councillor Barr, seconded by Councillor Ferguson, moved that the Committee refuse the application.

As an amendment, Councillor Easdale, 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.

On a division and a roll call vote, there voted for the amendment, Councillors McNicol, Easdale, McClung, McTiernan and Reid (5) and for the motion, Councillors Ferguson, Barr, Stalker and Stephen (4), and the amendment was declared carried.

Accordingly, the Committee agreed to 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.

The meeting ended at 11.45 a.m.

Audit and Scrutiny Committee
19 January 2022

At a Meeting of the Audit and Scrutiny Committee of North Ayrshire Council at 10.00 a.m. involving participation by remote electronic means.

Present

Marie Burns, Alan Hill, Davina McTiernan, Donald Reid and John Sweeney.

In Attendance

C. Hatton, Chief Executive; C. Cameron, Director and P. Doak, Head of Service (Finance and Transformation)(Health and Social Care Partnership); A. McClelland, Head of Service (Education) and L. Taylor, Senior Manager (Communities); Y Baulk, Head of Service (Physical Environment), C. McAuley, Head of Service (Economic Development and Regeneration) and D. Hammond, Head of Service (Commercial)(Place); M. Boyd, Head of Service (Finance) and L. Miller, Senior Manager (Audit, Fraud, Safety and Insurance), A. Craig, Head of Service (Democratic), I. Hardy, Corporate Policy and Performance Officer, A. Little and H. Clancy, Committee Services Officers (Chief Executive's Service).

Chair

Councillor Burns in the Chair.

Apologies

Tom Marshall.

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 16 November 2021 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Annual Performance Report 2020/21

Submitted report by the Head of Service (Democratic) on the Annual Performance Report (APR) during the 2020-21 financial year based on the detailed six-monthly Council Plan Progress Reports. The full APR was attached at Appendix 1 to the report. Appendix 2 detailed Performance Indicators from the Council Plan Performance Framework, showing (where available) targets and traffic light symbols to illustrate progress. Estimated statuses for the Council Plan overall actions based on the information available through Council Plan and Supporting North Ayrshire Together reports were provided at Appendix 3 to the report.

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

- An increase in the number of self-service transactions in 2020/21 and alternative methods that had been put in place to allow those without digital connectivity to contact the Council and access services;
- The flexible approach to service delivery that had included home working where possible;
- Physical face-to-face work within communities and with vulnerable groups as and when it had been required and had been safe to do so during the pandemic restrictions;
- £40m worth of financial support provided to businesses during a fast moving and changing environment and the fact it was too early to determine recovery levels within the local economy;
- Delivery of 3,194 pieces of IT equipment such as Chrome Books, iPads, Wi-Fi routers and SIMs provided to pupils to access online learning and the continued use of digital devices by pupils at home;
- The receipt of a further 1,000 devices that would be provided to those who needed it most within the P5 and S2 year groups;
- Planned work to refresh the Wi-Fi infrastructure in schools that would allow these devices to be used in school and at home; and
- A report that would be provided to the next meeting as part of the ongoing Audit work on Procurement Activity with local businesses on the current position and progress of the various different procurement exercises.

The Committee acknowledged the hard work and commitment of staff in ensuring continued service delivery throughout the pandemic.

The Committee agreed (a) to note the information contained within the report; and (b) to otherwise note that the Head of Service (Finance) is to provide a report on Procurement Activity with local business to the Audit and Scrutiny meeting on 8 March 2022 as part of the ongoing internal audit work.

4. Code of Corporate Governance Statement 2021/22

Submitted report by the Head of Service (Democratic) on the Code of Corporate Governance Statement 2021/22, which outlined how the Council ensured good governance and transparent accountability. The Statement was set out in full at Appendix 1 to the report.

The Committee agreed to approve the Code of Corporate Governance Statement 2021/22, as outlined at Appendix 1 to the report.

7. Internal Audit Reports Issued

Submitted report by the Head of Service (Finance) on the findings of Internal Audit work completed during September and October 2021. The findings from five audit assignments were detailed at Appendix 1 to the report, together with the respective executive summaries and action plans.

Members asked questions and were provided with further information on:-

- Payroll transaction testing that had identified overtime payments where the overtime had been approved by Managers but the reason for the overtime had not been recorded on the appropriate systems;
- A briefing note that would be circulated to the Committee with further information in respect of the Payroll transaction testing;
- Delays in submitting leaver information that had resulted in overpayment of salaries;
- A review of the Information Asset Register that had found not all services had recorded their CCTV systems in the Register;
- The establishment of a cross-service working group to take forward issues relating to CCTV across the Council, that would undertake an inventory of all CCTV assets in place to ensure that they were all recorded and that appropriate processes for regular updating and review were in place; and
- A progress report to a future meeting of the Committee, that would include information on capital replacement of CCTV systems.

The Committee agreed (a) that the Executive Director (Place) provide (i) a briefing note to the Committee with further information in respect of the Payroll transaction testing and (ii) a report on the progress of the CCTV working group, including information on capital replacement of CCTV systems to a future Committee in the next Administration; and (b) to note the outcomes from the Internal Audit work completed as set out in the report.

The meeting ended at 10.45 a.m.

Appeals Committee
20 January 2022

A Meeting of the Appeals Committee of North Ayrshire Council at 10.30 a.m. involving participation by remote electronic means.

Present

John Glover, Davina McTiernan and John Easdale.

In Attendance

J. Smillie, Senior Manager (HR & OD) (People and ICT) and D. Grier, Solicitor (Litigation) (Democratic Services).

Also In Attendance

C. Dempster, Senior Manager (Roads) (Place); M. Jackson, HR Adviser (HR & OD); and the appellant.

Chair

Councillor Glover in the Chair.

1. Declarations of Interest

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

2. Minutes

The accuracy of the Minutes of the meeting of the Cabinet held on 23 March 2021 was confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Exclusion of the Public

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

4. Disciplinary Procedure: Appeal Against Dismissal

Submitted report by the Chief Executive on the background to an appeal against dismissal by a former employee within Place.

The service representative presented the grounds for dismissal as previously advised to the appellant in writing. The appellant was given the opportunity to respond to the issues raised and to ask questions of the service representative. Members of the Committee were also given the opportunity to ask questions.

Thereafter, the appellant presented the grounds of appeal. The service representative was given the opportunity to respond to the issues raised and to ask questions of the appellant. Members of the Committee were also given the opportunity to ask questions of the appellant.

After summing up their respective cases, the service representative and the appellant withdrew from the hearing to allow the Committee to deliberate.

Following deliberation, the Committee agreed (a) that the grounds of appeal had not been upheld; (b) to confirm the decision previously imposed on the appellant; and (c) that the appellant be so advised within 14 days.

The Meeting ended at 1.30 p.m.

Cabinet
25 January 2022

At a Meeting of the Cabinet of North Ayrshire Council at 2:30 p.m. involving participation by remote electronic means.

Present

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

In Attendance

R. McCutcheon, Executive Director, Y. Baulk, Head of Service (Physical Environment), J. Cameron, Senior Manager (Housing Strategy and Development), L. Cree, Senior Manager (Property Management and Investment) and L. Kirk, Senior Manager (Regeneration) (Place); C. Amos, Interim Executive Director and R. Arthur, Head of Service (Connected Communities) (Communities and Education); A. Sutherland, Head of Service (Children, Families and Justice Services) and P. Doak, Head of Service (Finance & Transformation) (Health and Social Care Partnership); K. Yeomans, Director (Growth and Investment); M. Boyd, Head of Service (Finance) and D. Forbes, Senior Manager (Finance Management) (Chief Executive's Service); A. Craig, Head of Service, I. Hardy, Corporate Policy & Performance Officer; M. Sugden, Communications Officer, C. Stewart and A. Little, Committee Services Officers (Democratic Services).

Apologies

Joe Cullinane.

Chair

John Bell 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 Cabinet held on 30 November 2021 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

3. Council Plan Mid-Year Progress Report 2021-22

Submitted a report by the Head of Service (Democratic Services) on progress of the Council Plan priorities. The Council Plan 2019-24 Progress Update (Mid-Year 2021-22) was attached at Appendix 1 to the report.

The Cabinet agreed to (a) approve the report as set out at Appendix 1 to the report; (b) refer the report to the Audit and Scrutiny Committee for further consideration; and (c) note, with satisfaction, the status of the Council's performance indicators and actions at Appendices 2 and 3 to the report.

4. Revenue Budget 2021/22: Financial Performance to 30 November 2021

Submitted a report by the Head of Service (Finance) on the financial performance for the Council at 30 November 2021. Detailed explanations of the significant variances in service expenditure compared to the approved budgets, together with information on funding to be carried forward to support expenditure during 2021/22 were provided in Appendices 1-5 of the report. Information in respect of the Housing Revenue Account (HRA) was set out in Appendices 6 and 6a. Information on Virement/Budget Adjustment Requests was provided in Appendix 7 to the report and information on the HSCP financial performance report as at the end of October 2021 was set out in Appendix 8 to the report.

Members asked questions and were provided with further information on the position in relation to Council Tax collection and recovery costs.

The Cabinet agreed (a) to note (i) the information and financial projections outlined in the report and its associated appendices, (ii) the latest financial projection for the Health and Social Care Partnership at section 2.6 of the report and (iii) the current projected deficit position of KA Leisure; and (b) to approve (i) the earmarking of £1.055m identified at section 2.5 of the report to meet future year commitments and (ii) the virements detailed in Appendix 7 to the report.

5. Capital Programme Performance to 31 March 2022

Submitted a report by the Head of Service (Finance) on progress in delivering the Capital Investment Programme for 2021/22. Information on the progress of General Services and Housing Revenue Account (HRA) projects was set out at Appendices 1 and 2, respectively, to the report.

Members asked questions and were provided with further information on supply issues affecting Capital Programme projects, including increased prices in material and construction costs.

The Cabinet 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 November 2021 and (ii) the forecast expenditure to 31 March 2022.

6. Proposals for Community Investment Fund (CIF) Expenditure

Submitted a report by the Interim Executive Director (Communities and Education) on applications by Locality Partnerships to allocate CIF funding to proposed projects. Applications were submitted from the Kilwinning Locality Partnership (Appendix 1 to the report), the Three Towns Locality Partnership (Appendices 2, 3 and 4 to the report) and the North Coast and Cumbrae Locality Partnership (Appendix 5 to the report).

The Cabinet agreed to (a) review the applications from the Kilwinning Locality Partnership, the Three Towns Locality Partnership and the North Coast and Cumbrae Locality Partnership in line with CIF criteria; (b) approve the CIF funding applications in respect of (i) Corsehill Primary Parent Council in the amount of £50,000 as detailed at Appendix 1 to the report, (ii) the Saltcoats Active Lifestyle Team in the amount of £48,288 as detailed at Appendix 2 to the report, (iii) the Ardrossan Community Development Trust in the amount of £53,100 as detailed at Appendix 3 to the report; (c) approve the request to increase the previously agreed CIF award in relation to a multi-purpose hub – Raise Your Voice with Ardeer in the amount of £130,000 for the reasons stated in the report and as detailed at Appendix 4; and (d) approve the request to release the final £25,000 of previously agreed CIF funding in relation to the Millport Town Hall project as detailed at Appendix 5 to the report.

7. Energy Efficiency Standard for Social Housing 2 (ESSH2)

Submitted a report by the Executive Director (Place) on a summary of progress to date against ESSH standards, and a plan to achieve ESSH2 compliance in the Council's housing stock, where possible, by the 2032 deadline.

The Cabinet agreed to (a) note the progress to date against ESSH standards; and (b) approve the proposed plan to achieve ESSH2 within the Council's housing stock, or make properties as energy efficient as practically possible, by the 2032 deadline.

8. Electrical Safety Testing/Smoke Detection Compliance (Housing)

Submitted a report by the Executive Director (Place) on the current position regarding statutory electrical testing and smoke detection compliance in our housing property portfolio.

The Cabinet agreed to (a) note the progress to date; and (b) approve the proposal to progress with extending the existing Access and Refusal policy to include electrical testing and smoke detection installations.

9. Levelling Up Fund - B714 Upgrade

Submitted a report by the Executive Director (Place) on the award of funding under the Levelling Up Fund and seeking approval for the delivery of the B714 Upgrade.

The Cabinet agreed to (a) note and approve the acceptance of the grant award of £23.7m for the B714 Upgrade under the Levelling Up Fund; (b) approve the delivery of the B714 Upgrade, subject to securing the necessary consents and permissions; and (c) note the progress made to date.

10. Supporting Unaccompanied Asylum-Seeking Children in North Ayrshire

Submitted a report by the Executive Director (Place) on the local and national position regarding unaccompanied asylum-seeking children (UASC) and seeking approval for the support arrangements proposed within North Ayrshire for accommodating UASC as part of the national humanitarian response. A number of accommodation and support models which could be offered to assist in the UASC crisis was attached at Appendix 1 to the report.

Members asked questions and were provided with further information on the potential support models in relation to supporting UASC in North Ayrshire, dependent on the specific needs of each individual.

The Cabinet agreed to (a) note and endorse the significant work undertaken in recent years to support a number of UASC and families resettling in North Ayrshire, and the escalating humanitarian crisis in Kent; (b) note and endorse the accommodation of one UASC in January 2022 placed with a supported carer and approve the accommodating of a further UASC when an appropriate supported carer became available; (c) note and approve participation in the recently announced mandated rota set by the UK Government as part of the revised National Transfer Scheme (NTS), which would potentially see up to a further 6 UASC being accommodated within North Ayrshire in the first year; (d) note the support models which would be considered by the established officer task group to identify the most appropriate support for each individual UASC within North Ayrshire based on their specific needs; (e) note the funding outlined within paragraph 4.1 of the report which would be received to assist the delivery of appropriate UASC support; and (f) receive further updates as the humanitarian response continued.

11. North Ayrshire Blue Economy

Submitted a report by the Director (Growth & Investment) on progress in developing a strategic proposition for North Ayrshire's Blue Economy, encompassing Ayrshire Growth Deal Investment at Hunterston and Ardrossan (International Marine Science and Environment Centre).

Members asked questions and were provided with further information on how this strategic proposition would interface and complement other strategic projects in North Ayrshire, such as Hunterston.

The Cabinet agreed to approve (i) the strategic direction of development for the blue economy, (ii) the establishment of a Memorandum of Understanding (MOU) between the Council and University of Stirling to develop related project activity and (iii) the expansion of the existing Hunterston MOU between the Council, Peel Ports and Scottish Enterprise to also include Crown Estate Scotland.

The meeting ended at 3.35 p.m.

Planning Committee 26 January 2022

At a Meeting of the Planning Committee of North Ayrshire Council at 2.00 p.m. involving participation by remote electronic means.

Present

Tom Marshall, Timothy Billings, Robert Barr, Robert Foster, Christina Larsen, Shaun Macaulay, Ronnie McNicol and Donald Reid

In Attendance

A. Craig, Head of Service (Democratic Services); J. Miller, Chief Planning Officer, I. Davies and A. Hume, Senior Development Management Officers, L. Dempster and K. Gee, Technicians (Planning) (Economic Development and Regeneration); J. Law, Solicitor (Legal Services) and A. Little and C Stewart, Committee Services Officers (Chief Executive's Service).

Apologies

Ian Clarkson and Ellen McMaster.

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 1 December 2021 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

In terms of Standing Order 5.7, the Chair agreed that the meeting be adjourned at 2.15 p.m. to allow internet connectivity issues to be addressed. The meeting reconvened at 2.25 p.m. with the same Members and officers present and in attendance.

3. 21/01115/PP: Site To North Of Fairlie Bowling Club, Main Road, Fairlie, Largs

Mr David Castelvechi had applied for planning permission for the erection of a garden centre and restaurant with associated access, parking and landscaping at the site to the north of Fairlie Bowline Club, Main Road, Fairlie, Largs. Two objections and one submission of support were received and were summarised in the report.

Councillor Billings, seconded by Councillor Marshall, moved that the application be refused on the grounds outlined in the report.

As an amendment, Councillor McNicol, seconded by Councillor Barr, moved that the application be granted, subject to appropriate conditions, including future housing development on the site.

On a division and a roll call vote, there voted for the amendment, Councillors Barr, Larsen, Macauley, McNicol and Reid (5) and for the motion, Councillors Marshall, Billings and Foster (3), and the amendment was declared carried.

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

1. The use of the site shall be restricted to the ratio of floor area of garden centre to restaurant/café as shown on the approved drawings as identified on drawing 1934 / P04 D.
2. Prior to the commencement of the development, a Construction Management Plan shall be submitted to North Ayrshire Council, as Planning Authority, for written agreement in conjunction with Transport Scotland. The development will thereafter be carried out in accordance with any Plan as may be approved.
3. Prior to the commencement of the development, the details of the access onto the A78 shall be submitted to North Ayrshire Council, as Planning Authority, for written agreement in conjunction with Transport Scotland. The details shall include visibility splays and landscaping and no connection to the trunk road drainage shall be proposed. Thereafter the access shall be formed in accordance with any details as may be approved. The existing access shall be closed following completion of the new access and prior to the operation of the garden centre and restaurant.
4. Prior to the commencement of the development details of the amended core path and a minimum of 10 bicycle parking spaces shall be submitted to North Ayrshire Council, as Planning Authority, for written approval. The development will thereafter be carried out in accordance with any details as may be approved and the amended path will be completed, and the bicycle parking spaces installed and available for use prior to the operation of the garden centre and restaurant.
5. A 1.8m high trespass proof fence shall be installed on the western boundary adjacent to the railway, to the satisfaction of North Ayrshire Council, as Planning Authority, prior to the operation of the garden centre and restaurant. Any fence installed shall thereafter be retained to the satisfaction of North Ayrshire Council, as Planning Authority.
6. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (Scotland) Order, as amended, no development shall take place in the area to the north of the post and wire fence as identified on drawing 1934/P02L.

7. Prior to the commencement of the development, details of the proposed planting for the northern boundary of the site shall be submitted to North Ayrshire Council, as Planning Authority, for written approval. Any landscaping approved shall be carried out in the first planting season following completion of the building. Any landscaping 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.
 8. That the development shall operate only between 9am and 9pm Monday to Sunday.
 9. That prior to the operation of the restaurant/café details of any proposed external flues or cooking ventilation systems shall be submitted to North Ayrshire Council, as Planning Authority, for written approval. Any details as may be approved shall be installed prior to operation of the restaurant/café and shall be maintained thereafter unless North Ayrshire Council, as Planning Authority, gives written consent to any variation.
 10. That prior to the operation of the development details of any proposed external lighting shall be submitted to North Ayrshire Council, as Planning Authority, for written approval. Any details as may be approved shall be installed prior to operation of the development and shall be maintained thereafter unless North Ayrshire Council, as Planning Authority, gives written consent to any variation.
 11. That prior to the commencement of the development, details of surface water management including a soakaway system and porous landscaping shall be submitted to North Ayrshire Council, as Planning Authority, for written approval. The development shall thereafter be carried out in accordance with the details as may be approved.
 12. That prior to the commencement of the development, details of how at least 10% of the current carbon emissions reduction set by Scottish Building Standards will be met through the installation of low and zero-carbon technologies, shall be submitted to North Ayrshire Council, as Planning Authority, for written approval. The development shall thereafter be carried out in accordance with the details as may be approved.
- 4. Notices under Section 179 of the Town and Country Planning (Scotland) Act 1997: Land to rear of 62 Main Street, Kilwinning; and Land to rear of 126 High Street, Irvine**

Submitted report by the Chief Planning Officer seeking authority to serve Notices under Section 127 of the Town and Country Planning (Scotland) Act 1997 requiring the clearance of all fly-tipped materials on the area of land to the rear of 62 Main Street, Kilwinning and the land to the rear of 126 High Street, Irvine for the abatement of the adverse impacts on the amenity of the local area

A report regarding considerable fly-tipping on privately owned land to the rear of 62 Main Street in Kilwinning had been received by Planning Services in December 2021. A fixed penalty notice had been served on the lessee of the adjacent (vacant) shop, and some of the fly-tipped materials had then been deposited onto the adjoining public car park, rather than being removed from to licensed waste or recycling facility. The majority of the waste remained on the private land which is visually prominent from the adjacent public car park and harmful to the amenity of Kilwinning town centre.

Waste had also been dumped within a rear yard beside a public car park at the rear of 126 High Street in Irvine. The bulky waste included various large items of furniture as well as several shopping trolleys. Contact had been made with the owner to request that the area is cleared and Streetscene offered their assistance to the owner and provided a quote to uplift the items for disposal. No action had been taken and the waste remained on the site, harming the amenity of Irvine town centre.

The Committee unanimously agreed (a) to grant authority for the service of a Notice under Section 179 of the Town and Country Planning (Scotland) Act 1997 (as amended) on the respective landowner in each case to require:-

- (i) the removal of all waste materials to a licensed waste disposal or recycling facility from (i) the land at the rear of 62 Main Street, Kilwinning; and (ii) the land at the rear of 126 High Street, Irvine;
 - (ii) improved maintenance of both areas of land, to include regular checks for fly tipping and its prompt removal should it occur again; and
 - (iii) the timescale for undertaking such works should be no greater than 6 weeks from the date of the notice;
- (b) that the Head of Service (Democratic Services) make arrangements for a media message publicising the enforcement action being taken in order to preventing future fly-tipping; and (c) that the Chief Planning Officer provide to Members details of the cost to the Council to clear fly-tipping and to take action against owners of sites.

The meeting ended at 3.05 p.m.

Local Review Body
26 January 2022

At a Meeting of the Local Review Body of North Ayrshire Council at 3.15 p.m. involving participation by remote electronic means.

Present

Tom Marshall (Items 1 – 3), Timothy Billings, Robert Barr, Robert Foster, Christina Larsen, Shaun Macaulay, Ronnie McNicol and Donald Reid.

In Attendance

A. Craig, Head of Service (Democratic Services); J. Miller, Chief Planning Officer, A. Hume, Senior Development Management Officers, L. Dempster and K. Gee, Technicians (Planning) (Economic Development and Regeneration); J. Law, Solicitor (Legal Services) and A. Little and C Stewart, Committee Services Officers (Chief Executive's Service).

Apologies

Ian Clarkson and Ellen McMaster.

Chair

Councillor Marshall in the Chair (Items 1 – 3)

Councillor Billings in the Chair (Item 4)

1. Declarations of Interest

In terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors, Councillor Marshall declared an interest in Agenda Item 4, 21/00812/PP – Site to the West of Hillside Cottage, Bellesdale Avenue, Largs, due to his previous involvement with the applicant, and left the meeting for that item of business.

2. Minutes

Local Review Body meeting held on 15 December 2021, Item 2, Notice of Review: 21/00293 – 8 Gray Crescent, Irvine, bullet point 6.

The Local Review Body was advised of further information that had been provided directly to members of the Local Review Body, identifying Councillor Marshall as the Council official who had approached a neighbour enquiring about objecting to the application.

Councillor Foster advised of his intention to submit a motion of no confidence in Councillor Marshall, as Chair of the Local Review Body, at the next meeting of Council. Councillor Larsen advised of her intention to second the motion. Councillor Marshall stated that he believed he had behaved appropriately and would defend any motion of no confidence.

The Local Review Body sought legal advice and were advised that the matter would be investigated further by the Monitoring Officer in terms of the Code of Conduct for Councillors. Any concern by a member of the public relating to the conduct of an Elected Member could be raised directly with the Ethical Standards Commission and any motion of no confidence would be dealt with by full Council.

The Minutes of the meeting of the Local Review Body held on 3 November and 15 December 2021 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: 21/00633/PP - Mount Pleasant Farm, Mount Pleasant, Lamlash, Arran

Submitted report by the Head of Service (Democratic) on a Notice of Review by the applicant requesting that Condition 4 of the planning permission granted be removed. 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 and the Report of Handling submitted by the appointed officer. Photographs and plans of the site were displayed.

Councillor Billings, seconded by Councillor Marshall, moved that the Local Review Body uphold the appeal, in part, and amend Condition 4, to remove Part (i) and the last sentence of Part (ii) as follows:-

That prior to the occupation of the first dwellinghouse:

- (i) ~~**The access road shall be upgraded to adoptable rural standard from the end of the existing adoptable section to the proposed turning area; and**~~
- (ii) That the first 2m of the proposed driveways shall be surfaced so as to prevent any loose materials or surface water entering the public road, all to the satisfaction of North Ayrshire Council as planning authority. ~~**Roads Construction Consent shall be obtained by the developer for the above.**~~

Councillor Reid, seconded by Councillor McNicol, moved that the Local Review Body uphold the officer's decision and Condition 4 of the planning permission as outlined in the Decision Notice.

On a division and a roll call vote, there voted for the amendment, Councillors Barr, McNicol and Reid (3) and for the motion, Councillors Marshall, Billings, Foster, Larsen and Macauley (5), and the motion was declared carried.

Accordingly, the Committee agreed to uphold the appeal in part and amend Condition 4, to remove Part (i) and the last sentence of Part (ii), with Condition 4 requiring:-

That prior to the occupation of the first dwellinghouse the first 2m of the proposed driveways shall be surfaced so as to prevent any loose materials or surface water entering the public road, all to the satisfaction of North Ayrshire Council as planning authority.

Councillor Marshall left the meeting and Councillor Billings assumed the Chair at this point.

4. 21/00812/PP – Site to the West of Hillside Cottage, Bellesdale Avenue, Largs

Submitted report by the Head of Democratic Services on a Notice of Review by the applicant in respect of a planning application refused 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 and the Report of Handling submitted by the appointed officer. Photographs and plans of the site were displayed. The Planning Adviser referred to the applicant's request for a site visit and a hearing.

Councillor Foster left the meeting at this point.

Councillor Larsen, seconded by Councillor Macauley, moved that the applicant's request for a site visit be granted.

As an amendment, Councillor Reid, seconded by Councillor McNicol, moved that enough information had been provided to determine the review request without a site visit.

On a division and a roll call vote, there voted for the amendment, Councillors Billings, Barr, McNicol and Reid (4) and for the motion, Councillors Larsen and Macauley (2), and the amendment was declared carried.

Accordingly, the Local Review Body agreed that enough information had been provided to determine the review request without a site visit.

The Local Review Body unanimously agreed that enough information had been provided to determine the review request without a hearing.

Councillor Barr, seconded by Councillor McNicol, moved that the Local Review Body uphold the officer's decision to refuse the application for the reasons outlined in the Decision Notice.

There being no amendment the motion was declared carried.

The Meeting ended at 4.15 p.m.

Police and Fire and Rescue Committee
8 February 2022

At a Meeting of the Police and Fire and Rescue Committee of North Ayrshire Council at 2.00 p.m. involving participation by remote electronic means.

Present

John Glover, Jimmy Miller, Davina McTiernan, Donald L. Reid and Ronnie Stalker.

In Attendance

C. Stewart and A. Little, Committee Services Officers (Chief Executive's Service).

Also In Attendance

Chief Superintendent Hussain and Temporary Chief Inspector A. Paterson (Police Scotland); Area Commander I. McMeekin, Station Commander D. McGuire, Kilmarnock Community Fire Station and A. Irving, Group Commander, Prevention & Protection (Scottish Fire and Rescue Service).

Chair

Councillor Glover in the Chair.

Apologies

Ellen McMaster and Angela Stephen.

1. Welcome and Introductions

The Chair welcomed everyone to the meeting.

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 Minutes of the Meeting of the Police and Fire and Rescue Committee held on 29 November 2021 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

4. Chair and Vice-Chair Verbal Updates

There were no updates provided.

5. Scottish Fire and Rescue Service Performance Report and Service Updates

Submitted report by the Scottish Fire and Rescue Service (SFRS) on performance in relation to North Ayrshire for the period 1 April 2021 to 31 December 2021. Appendix A to the report provided an analysis of the performance across six

indicators, using the rolling three-year average as a basis of measuring performance. Appendix B provided information on legislative changes to fire and smoke alarms which took effect on 1 February 2022 in Scotland.

An analysis of operational responses within North Ayrshire for the period in question identified a 2.3% decrease in activity levels across the local authority area when compared to the corresponding period in 2020. A further review of the three years average indicated a 3.1% decrease in overall operational activity during a similar timeframe.

In terms of reviewing operational activity on a broader level, the report also identified that false alarms accounted for 58% of all demand within North Ayrshire, with fire related and special service activity accounting for 26% and 16%, respectively.

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

- Partnership working, which had contributed to significant benefits throughout North Ayrshire and measures to help and assist in the recruitment of firefighters;
- Statistical information in relation to deliberate fire setting in certain areas of North Ayrshire including measures to tackle this problem; and
- Control measures to deal with unwanted fire alarm signals (UFAS), which had been subject to delay.

Noted.

6. Police Scotland Performance Report

Submitted report by Police Scotland on performance in relation to the North Ayrshire Local Policing Plan for the period 1 April 2021 to 31 December 2021.

The report provided details of North Ayrshire's performance including a 9.4% decrease in the total number of crimes. The report outlined progress in the areas of serious crime, safer communities, acquisitive crime, community wellbeing, road safety and public confidence.

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

- A forthcoming Three Towns charette, which was being organised by North Ayrshire Council, taking place at Saltcoats Town Hall towards the end of February 2022 including attendance at same; and
- The spotlight on wilful fire-raising contained in the report.

Noted.

The meeting ended at 3.30 p.m.