

EAST AYRSHIRE COUNCIL**CABINET****MINUTES OF MEETING HELD ON WEDNESDAY 27 AUGUST 2008 AT 0900 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

PRESENT: Councillors Douglas Reid, Iain Linton, John MacKay, Jim Buchanan, Hugh Ross, Jim Todd, Robert McDill, Eric Jackson, Jim Roberts and Kathy Morrice; Church Representatives Bill McGregor, John McHugh and Dr Ivy Barclay; Teacher Representative Iain Harvey; and Parent Representative David Fraser.

ATTENDING: Fiona Lees, Chief Executive; Graham Short, Executive Director of Educational and Social Services; William Stafford, Executive Director of Neighbourhood Services; Alex McPhee, Executive Head of Finance and Asset Management; Kay Gilmour, Acting Executive Head of Social Work; Bill Walkinshaw, Head of Democratic Services; Chris McAleavey, Head of Housing; Alan Neish, Head of Planning and Economic Development; David Mitchell, Head of Legal, Procurement and Regulatory Services; John Bryson, Head of Roads and Transportation; and Dot Grieve, Principal Officer, Community Learning and Development.

CHAIR: Councillor Douglas Reid, Chair.

LIFELONG LEARNING**ARDBEG COMMUNITY EDUCATION CENTRE**

- 1E.** There was submitted a report dated 19 June 2008 (circulated) by the Executive Director of Educational and Social Services which sought approval from Cabinet to declare Ardbeg Community Education Centre surplus to operational requirements.

Cabinet agreed:-

- (i) to approve the recommendation to declare the Ardbeg Community Education Centre surplus to the operational requirements of the Department of Educational and Social Services as of 30 September 2008;
- (ii) to acknowledge the commitment of the Knockinlaw Community Association over the years and their efforts to run a programme of activities from the Ardbeg Centre;
- (iii) to ask the Executive Director of Educational and Social Services to:-
 - (a) formally discuss the potential for community management of the Ardbeg Centre with Knockinlaw Community Association, and depending on the outcome of that discussion to:-
 - work with the Community Association to further enhance their programme of activities; and
 - support them in the relocation of the current lets in the Ardbeg Centre;

- (b) further support this by the Cabinet giving a commitment to providing the hire of the Hunter Centre at 50% of the standing charges until the end of the financial year, and that the groups from the Ardbeg Centre be given preferential access on booking available slots;
- (iv) to ask the Executive Director of Educational and Social Services to return to Cabinet with the outcome of recommendations (i) to (iii) above; and
- (v) otherwise note the contents of this report.

Church Representative Bill McGregor and Parent Representative David Fraser joined the meeting during discussion of this item.

EFFICIENCY GAINS 2007/08

- 2E.** There was submitted a report dated 14 August 2008 (circulated) by the Executive Head of Finance and Asset Management which advised Members on the actions taken by Executive Directors to achieve the efficiency savings targets set in the 2007/08 budget.

Cabinet agreed:-

- (i) to note the Departmental action taken to deliver the efficiency targets set for 2007/08; and
- (ii) otherwise, to note the contents of the report.

Church Representatives Bill McGregor, John McHugh and Dr Ivy Barclay; Teacher Representative Iain Harvey and Parent Representative David Fraser left the meeting at this point.

COMMUNITY WELLBEING

EAST AYRSHIRE CHILDREN'S PANEL - CONCURRENT MEMBERSHIP SCHEME WITH NORTH AYRSHIRE CHILDREN'S PANEL

- 3.** There was submitted a report dated 27 June 2008 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which sought approval, following a request by North Ayrshire Children's Panel Advisory Committee (CPAC), for the establishment of a Concurrent Membership Scheme with East Ayrshire Children's Panel in order that a North Ayrshire Panel Member may transfer temporarily to East Ayrshire Children's Panel.

Cabinet agreed:-

- (i) to the establishment of a Concurrent Membership Scheme with North Ayrshire Children's Panel for the temporary transfer of a North Ayrshire Panel Member, for the period up to and including 31 May 2009; and
- (ii) to remit authority to the Head of Democratic Services, in his capacity as Clerk to the CPAC, to carry out the necessary consultation arrangements to obtain approval from the requisite organisations and Scottish Ministers.

GETTING IT RIGHT FOR EVERY CHILD (GIRFEC) PRE-REFERRAL GROUP

4. There was submitted a report dated 4 August 2008 (circulated) by the Executive Director of Educational and Social Services which advised Members of the recent establishment of a Getting it Right for Every Child (GIRFEC) Pre-Referral Group.

Cabinet agreed to note the establishment of the GIRFEC Pre-Referral Group and that a report be prepared at the conclusion of the six month pilot period to assess its effectiveness.

ELIGIBILITY CRITERIA FOR CHILDREN'S SOCIAL WORK SERVICES IN EAST AYRSHIRE - GUIDANCE FOR STAFF

5. There was submitted a report dated 4 August 2008 (circulated) by the Executive Director of Educational and Social Services which sought approval from Cabinet for proposed Eligibility Criteria for Children's Social Work Services - Guidance for Staff.

Cabinet agreed:-

- (i) to approve the proposal to establish the eligibility criteria for Children's Social Work Services in East Ayrshire and guidance for staff; and
- (ii) otherwise, to note the contents of the report.

EAST AYRSHIRE SOCIAL WORK SERVICES TRAINING STRATEGY 2008-2011

6. There was submitted a report dated 4 August 2008 (circulated) by the Executive Director of Educational and Social Services which sought endorsement for the East Ayrshire Social Work Services Training Strategy 2008-2011.

Cabinet agreed:-

- (i) to endorse the Training Strategy; and
- (ii) otherwise, to note the contents of the report.

POST OFFICE NETWORK LTD: CONSULTATION ON POST OFFICE CLOSURES

7. There was submitted a report dated 21 August 2008 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which sought Cabinet's approval of a submission to Post Office Ltd in terms of a formal response to the current consultation on the Network Change Programme, as it affects East Ayrshire.

Cabinet agreed to:-

- (i) approve the report and that it be submitted to Post Office Ltd, together with the Notes of the Meeting held on Wednesday 13 August 2008, as the Council's formal response to the public consultations;
- (ii) empower Officers of the Council to submit further detailed information to Post Office Ltd in support of this representation, before the close of the formal consultation period; and
- (iii) include in its representations to Post Office Network that in the event of the closure of Bonnyton Post Office, consideration be given to the introduction of either a mobile or hosted Outreach Service and noted that any significant financial, legal or personnel implications would be reported to Cabinet before any agreement was reached.

ENVIRONMENT AND REGENERATION

PROPOSED VISIT TO JOUÉ-LÈS-TOURS, FRANCE

8. There was submitted a report dated 15 August 2008 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which advised Cabinet of details of the proposed visit to the Council's twin town of Joué-lès-Tours, France.

Cabinet agreed:-

- (i) to approve the Civic Delegation to Joué-lès-Tours in September/October this year and to remit to the Depute Chief Executive/Executive Director of Corporate Support to make the appropriate travel arrangements for the civic party with the costs being kept to a minimum where appropriate; and
- (ii) to note that the Officer visit will be arranged by the Executive Director of Educational and Social Services.

LAND AT CESSNOCK GARDENS, HURLFORD

9. There was submitted a report dated 14 August 2008 (circulated) by the Executive Head of Finance and Asset Management which requested that Cabinet agree to provide financial assistance to Shire Housing Association Ltd to meet Extraordinary Development Costs identified by the Association relative to their proposed housing development at Cessnock Gardens, Hurlford.

Cabinet agreed to approve payment to Shire Housing Association Ltd to contribute to the Extraordinary Development Costs associated with the development of their site at Cessnock Gardens, Hurlford as detailed in paragraph 3.3 of the report.

PROPOSED WAITING AND LOADING RESTRICTIONS VARIOUS ROADS, GALSTON

10. There was submitted a report dated 18 August 2008 (circulated) by the Executive Director of Neighbourhood Services which sought approval to amend existing waiting restrictions and introduce new waiting and loading restrictions on various roads within Galston as shown on the plan attached to the report. Approval was also sought to remove all reference to Church Lane from the advertised proposed Order as the existing waiting restrictions in Church Lane were provided by virtue by the Strathclyde Regional Council (Church Lane, Galston)(Waiting Restrictions) Order 1983.

Cabinet, having noted that no objections had been received in respect of the proposals, agreed:-

- (i) to delete reference to Church Lane from the proposed Order; and
- (ii) to approve the proposal for waiting and loading restrictions as detailed in the report.

TRAFFIC CALMING PROPOSALS FOR LOUDOUN STREET, STEWARTON - OBJECTIONS TO PROPOSED ROAD HUMPS

11. There was submitted a report dated 19 August 2008 (circulated) by the Executive Director of Neighbourhood Services which advised Cabinet of objections that had been received to the Road Humps Notice being promoted in respect of traffic

calming proposals for Loudoun Street, Stewarton and which sought approval for the traffic calming as proposed.

Cabinet, agreed:-

- (i) not to hold a local inquiry in respect of the objections received; and
- (ii) having considered the objections, as outlined in paragraph 4.4 of the report agreed, to approve the road humps for Loudoun Street, Stewarton as advertised.

ROAD SAFETY PROGRAMMES

- 12.** There was submitted a report dated 8 August 2008 (circulated) by the Executive Director of Neighbourhood Services which sought the approval of Cabinet for the prioritised list of Capital Road Safety Schemes, requested by the Members and the local community, which it was proposed to implement as funds became available.

Cabinet agreed:-

- (i) to approve the prioritised list of Capital Road Safety Schemes requested by the local community as outlined in Section 3 of the report, based on an assessment of a five year accident record; and
- (ii) that the Executive Director of Neighbourhood Services consider the undernoted schemes with a view to identifying funding from slippage from other programmes/projects in order to progress all the schemes, and submit an early report to Cabinet, viz:-

Barony Road;
Holmes Road Traffic Calming, Kilmarnock; and
Nursery Avenue, Kilmarnock.

SUSTAINABLE DEVELOPMENT STRATEGY

- 13.** There was submitted a report dated 6 August 2008 (circulated) by the Executive Director of Neighbourhood Services which provided Cabinet with a progress report on the development of the East Ayrshire Sustainable Development Strategy (SDS) and which invited Cabinet to recommend that the SDS accompanying Environmental Report proceed to public consultation as required by Section 16 of the Environmental Assessment (Scotland) Act 2005.

Cabinet agreed to approve the contents of the Draft SDS and accompanying Environmental Report.

LOCAL TRANSPORT STRATEGY CONSULTATION

- 14.** There was submitted a report dated 18 August 2008 (circulated) by the Executive Director of Neighbourhood Services which (i) informed Cabinet of the process adopted for consultation on the draft East Ayrshire Local Transport Strategy (LTS) during the six week period from 19 May to 27 June 2008; (ii) summarised the results of the Consultation and proposed amendments to the draft LTS; and (iii) sought Cabinet approval for a Members' Seminar to be held in the autumn.

Cabinet agreed:-

- (i) to note the consultation undertaken in the preparation of the next Local Transport Strategy;
- (ii) to note the responses received;
- (iii) to approve the amendments to the draft LTS proposed in the "Comments and Proposed Amendments to Draft LTS" column in Appendix D to the report; and
- (iv) that a Seminar for Members be held in the autumn and that the Environmental Report, Integrated Impact Assessment and the Finalised LTS will be submitted to a future Cabinet meeting for approval.

MATCH FUND BUDGET

- 15.** There was submitted a report dated 8 August 2008 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which recommended to Cabinet an award from the financial year 2008/2009 Match Fund budget in respect of the North West Kilmarnock Environmental Improvement Group (NWKEIG).

Cabinet agreed to approve the award of £7,500 to the North West Kilmarnock Environmental Improvement Group on the condition that planning permission was approved and that a lease was agreed with the Council.

MANAGEMENT AND RESOURCES

INSTITUTE HALL AND TOWN HALL, STEWARTON

- 16.** There was submitted a joint report dated 7 August 2008 (circulated) by the Executive Head of Finance and Asset Management and the Executive Director of Neighbourhood Services which declared surplus to requirements the Institute Hall and Town House in Stewarton for the purpose of a disposal on the open market in the case of the Institute Hall and internal transfer to Educational and Social Services, Social Services Division, in the case of the Town House.

Cabinet agreed:-

- (i) that the Institute Hall and Town House, Stewarton, as shown hatched on the plan attached to the report, be declared surplus for the purpose of:-
 - (a) a disposal on the open market in the case of the Institute Hall; and
 - (b) internal transfer to Educational and Social Services in the case of the Town House.

COMMUNITY WELLBEING

EXCLUSION OF PRESS AND PUBLIC

- 17.** Cabinet resolved "That under Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the Press and public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 3 and 7 of Schedule 7A of the Act".

SOCIAL WORK COMPLAINTS REVIEW PANEL OF 14 JULY 2008

- 18.1** There were submitted and noted for information the Minutes of meeting of the Social Work Complaints Review Panel held on 14 July 2008 (circulated).

18.2 There was submitted a report dated 23 July 2008 (circulated) from the Social Work Complaints Review Panel which invited Cabinet to (i) consider the report from the Social Work Complaints Review Panel following a Hearing heard on Monday 14 July 2008; and (ii) accept the findings and recommendations contained within the report not to uphold the complaint made by the complainer.

Cabinet agreed:-

- (i) to accept the decision of the Social Work Complaints Review Panel not to uphold the complaint on the basis of the Panel's findings as outlined in Section 6 of the report;
- (ii) that, in future, during post sentence interviews in connection with Supervised Attendance Orders, and as a matter of good practice, the Supervised Attendance Officer should make available to the client a printed version of the module options, which were available for carrying out the Order; and
- (iii) otherwise, to note the contents of the report.

The meeting terminated at 1026 hours.