

EAST AYRSHIRE COUNCIL**CABINET****MINUTES OF MEETING HELD ON WEDNESDAY 5 MAY 2010 AT 1000 HOURS
IN THE BARRHILL CENTRE, BANK AVENUE, CUMNOCK**

PRESENT: Councillors Douglas Reid, Iain Linton, John MacKay, Maureen McKay, Hugh Ross, Jim Todd, Robert McDill, Jim Roberts, Barney Menzies and Kathy Morrice; and Church Representative Bill McGregor; Parent Representative David Fraser; and Teacher Representative Bryce Wilson.

ATTENDING: Fiona Lees, Chief Executive; Graham Short, Executive Director of Educational and Social Services; Andrew Sutherland, Head of Service: Schools; Kay Gilmour, Head of Service: Community Support; Alan Neish, Head of Planning and Economic Development; Martin Rose, Head of Human Resources; David Mitchell, Head of Legal, Procurement and Regulatory Services; and Gillian Hamilton, Administrative Officer.

APOLOGIES: Councillor Jim Buchanan and Church Representative Maria Dorian.

CHAIR: Councillor Douglas Reid, Leader of the Council.

LIFELONG LEARNING**PROPOSED SCHOOL HOLIDAY ARRANGEMENTS 2011/2012**

1. There was submitted a report dated 6 April 2010 (circulated) by the Executive Director of Educational and Social Services which sought approval to consult with educational establishments, Parent Councils, the Chambers of Commerce, Churches and the Teachers' Unions on the proposed school holiday arrangements for 2011/2012.

Cabinet agreed:-

- (i) that the proposed school holiday arrangements for 2011/2012 be issued for consultation as detailed above;
- (ii) that the Executive Director of Educational and Social Services report back to Cabinet on the results of the consultation process; and
- (iii) otherwise, to note the contents of the report.

EXCLUSION OF PRESS AND PUBLIC

2. 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 involved the likely disclosure of exempt information as defined in Paragraph 1 of Schedule 7A of the Act".

**ESTABLISHMENT OF AN EDUCATIONAL SUPPORT SERVICE FOR
CHILDREN AND YOUNG PEOPLE**

3. There was submitted a report dated 29 April 2010 (circulated) by the Executive Director of Educational and Social Services which sought approval for the establishment of an East Ayrshire Educational Support Service.

Councillor Douglas Reid, seconded by Councillor Iain Linton, moved that Cabinet:-

- (i) approve the staffing proposals set out in the report subject to appropriate Trade Union consultation, job sizing and job evaluation;
- (ii) note that consideration of further strategic issues in respect of additional support needs would be considered as part of the Chief Executive's Management Review; and
- (iii) otherwise, to note the contents of the report.

Councillor Maureen McKay, seconded by Councillor Barney Menzies, moved as an amendment that Cabinet defer the decision until full and formal consultation has taken place with the Trade Unions.

The motion by Councillor Maureen McKay, seconded by Councillor Barney Menzies, that a roll call vote be taken in respect of this item, in terms of Standing Order 36, was defeated as it failed to receive the requisite one third of the Members present (there being only two Members for the motion).

On a division by a show of hands, thereafter, the motion was carried by 10 votes to 2.

Church Representative Bill McGregor, Parent Representative David Fraser and Teacher Representative Bryce Wilson left the meeting at this point.

RE-ADMITTANCE OF PRESS AND PUBLIC

- 4. The Press and public were re-admitted.

DELIVERING COMMUNITY REGENERATION

CUMNOCK CONSERVATION AREA - PROPOSED ARTICLE 4 DIRECTION AND REMOVAL OF DEEMED ADVERTISEMENT CONSENT

- 5. There was submitted a report dated 24 March 2010 (circulated) by the Depute Chief Executive/Executive Director of Neighbourhood Services which sought approval to implement an Article 4 Direction and the Removal of Deemed Advertisement Consent for Cumnock Conservation Area, and to approve the classes of development and advertisements to be brought under the control of the Council as Planning Authority.

Cabinet agreed:-

- (i) to authorise the Head of Planning and Economic Development to prepare and implement the proposed Article 4 Direction;
- (ii) to approve the classes of development to be included within the Direction, as detailed in Appendix 1 of the report;
- (iii) to authorise the Head of Planning and Economic Development to prepare and implement the removal of deemed consent for advertisements;
- (iv) to approve the classes of advertisement for which deemed consent should be removed as contained in Appendix B of the report; and
- (v) otherwise, to note the contents of the report.

Councillors Maureen McKay and Barney Menzies left the meeting at this point.

STRATEGIC PLANNING MANAGEMENT AND RESOURCES AND EQUALITIES

PURCHASE OF AN ON-LINE CONSTRUCTION INFORMATION SERVICE

6. There was submitted a report dated 6 April 2010 (circulated) by the Depute Chief Executive/Executive Director of Neighbourhood Services which sought approval to purchase an On-Line Construction Information Service.

Cabinet agreed:-

- (i) to authorise the Head of Roads and Transportation to negotiate a three year agreement with IHS (Global) Ltd for the provision of an On-Line Construction Information Service; and
- (ii) otherwise, to note the contents of the report.

MINUTES OF CENTRAL JOINT CONSULTATIVE COMMITTEE

7. There were submitted and noted Minutes of the meeting of the Central Joint Consultative Committee held on 25 March 2010 (circulated).

EXCLUSION OF PRESS AND PUBLIC

8. 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 involved the likely disclosure of exempt information as defined in Paragraph 1 of Schedule 7A of the Act".

REQUEST FOR EARLY RETIREMENT

9. There was submitted a joint report dated 21 April 2010 (circulated) by the Executive Director of Educational and Social Services and the Executive Director of Finance and Corporate Support which advised on a request for early retirement.

It was agreed:-

- (i) to note the early retirement arrangement detailed in Appendix A of the report; and
- (ii) otherwise, to note the contents of the report.

The meeting terminated at 1043 hours.