

EAST AYRSHIRE COUNCIL

EMERGENCY POWERS COMMITTEE

**MINUTES OF MEETING HELD ON TUESDAY 20 MARCH 2007 AT 1125 HOURS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Drew McIntyre, Brian Reeves, John Knapp, Robert McDill, Jimmy Kelly and Elaine Dinwoodie.

ATTENDING: Fiona Lees, Chief Executive; Elizabeth Morton, Depute Chief Executive/Executive Director of Corporate Support; Jim Kane, Acting Executive Director of Development and Property Services; David Mitchell, Head of Administrative and Legal Services; Robin Gourlay, Head of Onsite Services; and Anne Marie Carr, Senior Administrative Officer.

APOLOGY: Councillor Douglas Reid.

CHAIR: Councillor Drew McIntyre, Chair.

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

1. There was submitted a report dated 26 February 2007 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which sought approval for a further extension to the concurrent membership scheme with North Ayrshire Children's Panel for the period up to and including 31 May 2008, in order to assist in populating East Ayrshire Children's Panel with male Panel Members.

It was agreed:-

- (i) to approve the extension of the concurrent membership scheme with North Ayrshire Children's Panel for the period up to and including 31 May 2008; and
- (ii) to remit authority to the Administration Manager, in his capacity as Clerk to the Children's Panel Advisory Committee, to carry out the necessary consultation arrangements to obtain approval from North Ayrshire Council, Panel Chairs, Children's Panel Advisory Committees and the Scottish Ministers.

EXCLUSION OF PRESS AND PUBLIC

2. The Committee 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 items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 9 of Schedule 7A of the Act.

**PROPOSED DISPOSAL OF LAND AT CAMERON DRIVE AND
KEITH PLACE, KILMARNOCK**

3. There was submitted a joint report dated 15 March 2007 (circulated) by the Acting Executive Director of Development and Property Services, the Executive Director of Neighbourhood Services and the Solicitor to the Council which sought Committee

approval to declare surplus an area of land extending to 4,119 square metres (1.017 acres) or thereby at Cameron Drive and Keith Place, Kilmarnock and to authorise the disposal of same to the party identified in the report.

It was agreed:-

- (i) to declare the land extending to 4,119 square metres (1.017 acres) or thereby as detailed on the plan attached to the report surplus to requirements;
- (ii) to dispose of same to the party identified in the report subject to the terms and conditions detailed in the report;
- (iii) to authorise the Solicitor to the Council to conclude the transaction; and
- (iv) otherwise, to note the contents of the report.

PROPOSED DISPOSAL OF LAND AT CESSNOCK GARDENS, HURLFORD

4. There was submitted a joint report dated 15 March 2007 (circulated) by the Acting Executive Director of Development and Property Services and the Solicitor to the Council which sought Committee approval to dispose of a site extending to 0.934 hectares (2.13 acres) or thereby at Cessnock Gardens, Hurlford to the party identified in the report.

It was agreed:-

- (i) to dispose of a site extending to 0.934 hectares (2.13 acres) or thereby at Cessnock Gardens, Hurlford as shown on the plan attached to the report to the party identified in the report;
- (ii) to authorise the Solicitor to the Council to conclude the transaction; and
- (iii) otherwise, to note the contents of the report.

PROPOSED DISPOSAL OF LAND AT DOONSIDE AVENUE, PATNA

5. There was submitted a joint report dated 15 March 2007 (circulated) by the Acting Executive Director of Development and Property Services and the Executive Director of Educational and Social Services which requested that the Committee (i) declare surplus to requirements an area of land extending to 1,510 square metres (0.37 acres) or thereby and to authorise disposal of same together with an adjoining area of land extending to 2,124 square metres (0.52 acres) or thereby; and (ii) to declare surplus to requirements a grassed open space of land, extending to 342 square metres (0.09 acres) or thereby and to authorise disposal of same to the party identified in the report.

It was agreed:-

- (i) to declare surplus to requirements two areas of land at Doonside Avenue, Patna identified as areas A and C on the plan detailed in the report extending to 1,510 square metres (0.37 acres) or thereby and 342 square metres (0.09 acres) or thereby respectively;
- (ii) to dispose of area A extending to 1,510 square metres (0.37 acres) or thereby together with an adjoining area of land extending to 2,124 square metres (0.52 acres) or thereby, identified as area B on the plan detailed in the report, comprising the former Patna Miners' Welfare Bowling Club to the party identified in the report for the purchase price detailed in the report and should

the additional area of land extending to 342 square metres (0.09 acres) or thereby, identified as area C on the plan detailed in the report, be required, to dispose of same, together with areas A and B for a combined price identified in the report subject to any negotiated adjustments to reflect abnormal development costs arising from ground conditions;

- (iii) to authorise the Solicitor to the Council to conclude the transaction; and
- (iv) otherwise, to note the contents of the report.

**PROPOSED DISPOSAL OF LAND AND BUILDINGS AT BARONY ROAD
INDUSTRIAL ESTATE, AUCHINLECK (Item 3, Page 2494, 03/07)**

6. There was submitted a joint report dated 15 March 2007 (circulated) by the Acting Executive Director of Development and Property Services and the Solicitor to the Council (i) to terminate the existing lease agreement to the party identified in the report; and (ii) to proceed with the authorised disposal of units 1, 2 and 3 at Barony Industrial Estate, Auchinleck to the party identified in the report.

It was agreed:-

- (i) to authorise the termination of the existing lease of unit 2, Barony Road Industrial Estate with the party identified in the report;
- (ii) to vary the approved terms and conditions of disposal authorised by this Committee on 31 October 2006 of Units 1, 2 and 3 together with adjoining land at Barony Road Industrial Estate, Auchinleck to allow for vacant possession of Unit 2 and otherwise as detailed within the report; and
- (iii) otherwise, to note the contents of the report.

The meeting terminated at 1140 hours.