

EAST AYRSHIRE COUNCIL

MINUTES OF MEETING HELD ON THURSDAY 14 OCTOBER 2004 AT 1000 HRS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK

PRESENT: Provost Jane Darnbrough and Councillors Maureen McKay, Jim O'Neill, John McGhee, Stephanie Young, Brian Reeves, Daniel Coffey, Willie Coffey, Douglas Reid, Gordon Cree, John Weir, Drew McIntyre, Harry Wilson, Iain Linton, John Campbell, John Knapp, Jim Raymond, Stuart Finlayson, Robert McDill, Eric Jackson, George Smith, Tommy Farrell, William Menzies, Neil McGhee, William Crawford, Eric Ross, Elaine Dinwoodie, Elaine Stewart and Jimmy Carmichael.

ATTENDING: Fiona Lees, Chief Executive; Elizabeth Morton, Depute Chief Executive/Executive Director of Corporate Support; James Lavery, Executive Director of Development and Property Services; John Mulgrew, Executive Director of Educational and Social Services; William Stafford, Executive Director of Neighbourhood Services; David Mitchell, Head of Administrative and Legal Services; John Clayton, Head of Corporate Development and Communication; Chris McAleavey, Head of Housing; Jackie Donnelly, Executive Head of Social Work; Robin Baker, Financial Controller; Bill Walkinshaw, Administration Manager; and Julie Armstrong, Assistant Administration Manager.

APOLOGIES: Councillors Isabella Macrae, Ray Murray and Jimmy Kelly.

CHAIR: Provost Darnbrough, Chair.

PROVOST'S REMARKS

1. Provost Darnbrough began by expressing her shock on hearing of the dreadful loss of life at the school siege in Beslan, Russia, last month and intimated that she had, on the Council's behalf, sent a letter of support and condolence to Mr Vladimir Malygim, the Russian Consul, the terms of which the Provost read to Council.

The Provost then advised of CoSLA notification that Scotland's Councils had launched an appeal on behalf of the people of Beslan which was being co-ordinated by North Ayrshire Council and that details of the appeal fund were available on request.

The Provost referred to her attendance at the opening of the new Scottish Parliament building at Holyrood on the previous Saturday. The Provost had represented the people of East Ayrshire and had joined over 1,000 other guests in the procession down the Royal Mile.

The Provost commented that it had been a day of great celebration and was delighted to have had the privilege of representing East Ayrshire at this historic event.

PREVIOUS MINUTES

2. There were submitted Minutes of Meeting of Council held on 24 June 2004 (pages 859-867) (circulated) which were approved as a correct record.

MATTERS ARISING

3.1 KILMARNOCK NORTH LOCAL COMMITTEE OF 25 MAY 2004 - SAFER STREETS POLICE REPORT - DRUG DEALING FROM COUNCIL HOUSING (Item 4.19, Page 861, 03/07)

There was submitted and noted information in regard to Police powers in relation to drug misuse on this matter (circulated).

It was agreed that the Head of Administrative and Legal Services write to Cathy Jamieson MSP and Minister for Justice requesting that the Minister carry out a review of Police powers in relation to drugs misuse, with a view to making better legislative provision for Scottish Police Forces. The aim of the review would be to enable the Police to combat more effectively, the illegal supply or sale of drugs from people's homes (whether privately owned or rented from public/private sectors), with particular emphasis on extending the degree of discretion afforded to Police Forces in entering people's homes without a warrant where good cause was given, and all with a view to maximising the apprehension of drug dealers.

3.2 ANNUAL COMPETITION TO CELEBRATE BANNOCKBURN

It was noted that a suggestion had been raised at the Council meeting on 24 June 2004 by Councillor Willie Coffey to investigate the feasibility of running an annual competition to celebrate Bannockburn Day. The Provost reported that she had organised a meeting with the Depute Provost and Officers to discuss the matter and the following proposal was submitted for approval:-

- (i) an annual competition to be run which would fit within the existing school curriculum;
- (ii) the competition to be run as a poster competition aimed at Primary 5 and 6 with two posters per school (one from boys and one from girls);
- (iii) Provost Darnbrough to judge the first prize;
- (iv) the prize would involve the winning poster being included within the Council calendar to represent the month of June; and
- (v) that future years' competitions be judged by different Elected Members.

The proposal as detailed above was agreed.

COMMITTEE MINUTES

4. There were submitted (circulated) and approved, subject to the undernoted amendment, both as correct records and in respect of the recommendations contained therein, the Minutes of the undernoted meetings, viz:-

4.1 SPECIAL KILMARNOCK CENTRAL LOCAL COMMITTEE OF 15 JUNE 2004 (pages 846-847).

4.2 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 18 JUNE 2004 (pages 848-853).

4.3 SPECIAL LOCAL GOVERNMENT LICENSING PANEL OF 18 JUNE 2004 (pages 854-856).

4.4 SPECIAL EDUCATION COMMITTEE OF 22 JUNE 2004 (pages 857-858).

4.5 SOUTHERN LOCAL PLANNING COMMITTEE OF 25 JUNE 2004 (pages 868-872).

- 4.6 SPECIAL DEVELOPMENT SERVICES COMMITTEE OF 29 JUNE 2004 (pages 873-874).
 - 4.7 DEVELOPMENT SERVICES COMMITTEE OF 29 JUNE 2004 (pages 875-887).
 - 4.8 DEVELOPMENT SERVICES COMMITTEE - SITTING AS A PLANNING COMMITTEE OF 29 JUNE 2004 (pages 888-889).
 - 4.9 EMERGENCY POWERS COMMITTEE OF 30 JUNE 2004 (pages 890-891).
 - 4.10 CENTRAL LOCAL PLANNING COMMITTEE OF 30 JUNE 2004 (pages 892-894).
 - 4.11 EMERGENCY POWERS COMMITTEE OF 29 JULY 2004 (pages 895-897).
 - 4.12 DEVELOPMENT SERVICES COMMITTEE - SITTING AS A PLANNING COMMITTEE OF 3 AUGUST 2004 (pages 898-900).
 - 4.13 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 6 AUGUST 2004 (pages 901-904).
 - 4.14 SOUTHERN LOCAL PLANNING COMMITTEE OF 13 AUGUST 2004 (pages 905-908).
 - 4.15 CENTRAL LOCAL PLANNING COMMITTEE OF 20 AUGUST 2004 (pages 909-912).
 - 4.16 DEVELOPMENT SERVICES COMMITTEE OF 24 AUGUST 2004 (pages 913-919).
 - 4.17 NORTHERN AREA LOCAL COMMITTEE OF 26 AUGUST 2004 (pages 920-924).
 - 4.18 KILMARNOCK CENTRAL LOCAL COMMITTEE OF 31 AUGUST 2004 (pages 925-928).
 - 4.19 LOCAL GOVERNMENT LICENSING PANEL OF 2 SEPTEMBER 2004 (pages 929-933).
 - 4.20 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 3 SEPTEMBER 2004 (pages 934-936).
 - 4.21 DOON VALLEY LOCAL COMMITTEE OF 7 SEPTEMBER 2004 (pages 937-940).
 - 4.22 HOUSING COMMITTEE OF 8 SEPTEMBER 2004 (pages 941-950).
 - 4.23 KILMARNOCK SOUTH LOCAL COMMITTEE OF 8 SEPTEMBER 2004 (pages 951-954).
 - 4.24 SOCIAL WORK COMMITTEE OF 9 SEPTEMBER 2004 (pages 955-961).
 - 4.25 CUMNOCK AREA LOCAL COMMITTEE OF 9 SEPTEMBER 2004 (pages 962-965).
 - 4.26 SOUTHERN LOCAL PLANNING COMMITTEE OF 10 SEPTEMBER 2004 (pages 966-970).
 - 4.27 EDUCATION COMMITTEE OF 14 SEPTEMBER 2004 (pages 971-976).
 - 4.28 KILMARNOCK NORTH LOCAL COMMITTEE OF 14 SEPTEMBER 2004 (pages 977-980).
 - 4.29 COMMUNITY SERVICES COMMITTEE OF 15 SEPTEMBER 2004 (pages 981-987).
- MATTERS ARISING - PRE-SALE OF BURIAL LAIRS (Item 15, Page 985, 03/07)**

Councillor Carmichael, seconded by Councillor Raymond, moved the Minute as a correct record and approval of any recommendations contained therein.

Councillor D Coffey, seconded by Councillor Wilson, moved as an amendment not to cease the policy of pre-sales of lairs in cemeteries in East Ayrshire and that the present policy remain in place.

On a division by a show of hands the motion was carried by 20 votes to 9.

4.30 IRVINE VALLEY LOCAL COMMITTEE OF 15 SEPTEMBER 2004 (pages 988-995).

4.31 CENTRAL LOCAL PLANNING COMMITTEE OF 16 SEPTEMBER 2004 (page 996).

4.32 CORPORATE GOVERNANCE COMMITTEE OF 21 SEPTEMBER 2004 (pages 997-1009).

MATTER ARISING - SEDERUNT (Page 997)

It was agreed that the Minute be amended to show Martin Rose, Head of Personnel attending.

4.33 DEVELOPMENT SERVICES COMMITTEE - SITTING AS A PLANNING COMMITTEE OF 21 SEPTEMBER 2004 (pages 1010-1013).

4.34 POLICY AND RESOURCES COMMITTEE OF 30 SEPTEMBER 2004 (pages 1014-1028).

4.35 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 1 OCTOBER 2004 (pages 1029-1030).

CHANGE TO APPOINTMENT ON OUTSIDE BODY - YIPWORLD.COM

5. Following a request from the Labour Group, it was agreed that Councillor Stewart replace Councillor Dinwoodie on the Board of Yipworld.com.

DRAFT EAST AYRSHIRE COUNCIL MEETINGS CALENDAR FOR JANUARY - DECEMBER 2005

6. There was submitted a report dated 7 September 2004 (circulated) by the Depute Chief Executive/Executive Director of Corporate Support which submitted, for consideration of Council, a draft East Ayrshire Council Meetings Calendar for January to December 2005.

It was agreed:-

- (i) to approve the Meetings Calendar enclosed with the report subject to the following amendments:- in respect of the adjourned Licensing Board, the Board to be held on Monday 7 February now to be held on Thursday 3 February, the Board to be held on Monday 4 April now to be held on Tuesday 29 March, the Board to be held on Monday 11 July now to be held on Tuesday 5 July and the Board to be held on Monday 7 November now to be held on Tuesday 1 November all at 1030 hrs; and in respect of the Doon Valley Local Committee, the meeting to be held on Tuesday 1 November 2005 now to be held on Tuesday 25 October at 1400 hrs; and
- (ii) otherwise, to note the contents of the report.

The meeting terminated at 1055 hrs.