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To: All Elected Members.

18 June 2004

Dear Councillor

EAST AYRSHIRE COUNCIL

You are requested to attend the **MEETING OF THE COUNCIL** to be held on **THURSDAY 24 JUNE 2004** at **1000 HRS** in the **MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**, in order to discuss the undernoted business.

Yours sincerely



David Mitchell
Acting Executive Director of Corporate Support
JA/FM

B U S I N E S S

CALL FOR SEDERUNT AND INTIMATE APOLOGIES.

1. PROVOST/DEPUTE PROVOST

1.1 ELECTION OF PROVOST

1.2 ELECTION OF DEPUTE PROVOST

2. PREVIOUS MINUTES - Submit, for approval as a correct record, Minutes of Meeting of Council held on 29 April 2004 (pages 723-727).



3. COMMITTEE MINUTES - Submit, for approval as correct records and approval of recommendations contained therein, the Minutes of the undernoted meetings, viz:-

3.1 SPECIAL HOUSING COMMITTEE OF 21 APRIL 2004 (pages 717-718)

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3.2 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 23 APRIL 2004 (pages 719-722)

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3.3 SPECIAL CUMNOCK AREA LOCAL COMMITTEE OF 29 APRIL 2004 (pages 728-735)

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3.4 DEVELOPMENT SERVICES COMMITTEE OF 4 MAY 2004 (pages 736-743)

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3.5 DEVELOPMENT SERVICES COMMITTEE SITTING AS A PLANNING COMMITTEE OF 4 MAY 2004 (pages 744-746)

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3.6 SPECIAL EDUCATION COMMITTEE OF 6 MAY 2004 (pages 747-748)

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3.7 NORTHERN AREA LOCAL COMMITTEE OF 6 MAY 2004 (pages 749-753)

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3.8 CENTRAL LOCAL PLANNING COMMITTEE OF 7 MAY 2004 (pages 754-758)

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3.9 SOUTHERN LOCAL PLANNING COMMITTEE OF 7 MAY 2004 (pages 759-761)

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3.10 KILMARNOCK CENTRAL LOCAL COMMITTEE OF 11 MAY 2004 (pages 762-766)

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3.11 DOON VALLEY LOCAL COMMITTEE OF 18 MAY 2004 (pages 767-769)

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3.12 HOUSING COMMITTEE OF 19 MAY 2004 (pages 770-774)

R

3.13 KILMARNOCK SOUTH LOCAL COMMITTEE OF 19 MAY 2004 (pages 775-777)

R

3.14 SOCIAL WORK COMMITTEE OF 20 MAY 2004 (pages 778-783)

R

3.15 EMERGENCY POWERS COMMITTEE OF 20 MAY 2004 (pages 784-785)

R

3.16 CUMNOCK AREA LOCAL COMMITTEE OF 20 MAY 2004 (pages 786-788)

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3.17 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 21 MAY 2004 (pages 789-792)

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3.18 EDUCATION COMMITTEE OF 25 MAY 2004 (pages 793-799)

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3.19 KILMARNOCK NORTH LOCAL COMMITTEE OF 25 MAY 2004 (pages 800-803)

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3.20 COMMUNITY SERVICES COMMITTEE OF 26 MAY 2004 (pages 804-810)

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REMIT FROM COMMITTEE - REVIEW OF GOLF COURSE AND BOWLING GREEN FACILITIES (Item 10, Page 807, 03/07) - Consider Membership on the Member/Officer Working Group to review the Council's golf course and bowling green facilities.

3.21 IRVINE VALLEY LOCAL COMMITTEE OF 26 MAY 2004 (pages 811-813)

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3.22 SOUTHERN LOCAL PLANNING COMMITTEE OF 28 MAY 2004 (pages 814-817)

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3.23 CORPORATE GOVERNANCE COMMITTEE OF 1 JUNE 2004 (pages 818-833)

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3.24 CENTRAL LOCAL PLANNING COMMITTEE OF 4 JUNE 2004 (pages 834-835)

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3.25 POLICY AND RESOURCES COMMITTEE OF 10 JUNE 2004 (pages 836-845)

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4. CHANGE TO APPOINTMENTS OF COMMITTEES/SUB-COMMITTEES/OUTSIDE BODES - Following a request received from the Labour Group, recommend the following changes to appointments to Committees, Sub-Committees and outside bodies, viz:-

Policy and Resources Committee - Cllr Macrae to replace Cllr McKay
Corporate Governance Committee - Cllr Murray to replace Cllr McKay
Education (Appeals) Sub-Committee- Cllr Neil McGhee to replace Cllr McKay
Housing Committee - Cllr Dinwoodie to replace Cllr McKay
Housing (Appeals) Sub-Committee - Cllr Dinwoodie to replace Cllr McKay
Ethnic Minorities Forum - Cllr Macrae to replace Cllr McKay
Archibald Taylor Fund - Cllr O'Neill to replace Cllr McKay
Robert Cummings Bequest - Cllr Cree to replace Cllr McKay
Matthew Cochrane Bequest - Cllr O'Neill to replace Cllr McKay

5. APPOINTMENT OF LEADER OF THE COUNCIL, DEPUTE LEADER AND CHAIRS AND VICE CHAIRS (pages 1-4) - Submit report dated 12 May 2004 (copy enclosed) by the Acting Executive Director of Corporate Support to request the Council to consider the appointment of the Leader of the Council, Depute Leader of the Council and Chairs and Vice-Chairs of the Committees and Sub-Committees etc as detailed in the Appendix to the report.

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6. ABSTRACT OF ACCOUNTS 2003/04 (pages 5-8) - Submit report dated 11 June 2004 (copy enclosed) by the Executive Head of Finance to submit the Annual Accounts for 2003/04 to the Council and to seek approval to forward them to the Controller of Audit.

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7. STATUTORY PERFORMANCE INDICATORS 2003/04 (pages 9-34) - Submit report dated 15 June 2004 (copy enclosed) by the Chief Executive to submit

the draft Statutory Performance Indicators for 2003/04 and to seek agreement to forward these for audit to the Council's External Auditor in line with established practice.



8. **CONSULTATION RESPONSE ON THE REVIEW OF SUMMARY JUSTICE (Item 10, Page 450, 03/07) (pages 35-43)** - Submit report dated 16 June 2004 (copy enclosed) by the Head of Administrative and Legal Services to advise Council of the proposed consultation response on the Report of the Summary Justice Review Committee and to seek approval for its submission to the Scottish Executive.



9. **SCOTTISH ACCIDENT PREVENTION COUNCIL - 55TH ANNUAL CONFERENCE: CRIEFF HYDRO: 13-14 SEPTEMBER 2004 (pages 44-45)** - Submit report dated 16 June 2004 (copy enclosed) by the Executive Director of Neighbourhood Services to invite the Council to consider an invitation to be represented at the 55th Annual Conference of the Scottish Accident Prevention Council to be held in Crieff Hydro on 13 and 14 September 2004.



10. **MOTION BY COUNCILLOR MCINTYRE**

“Following the decision of the Scottish Parliament to proceed with the Local Governance Bill, despite calls from CoSLA to delay consideration and implementation of Part 1 of the Bill until the independent Commission established by the Secretary of State for Scotland reports back to the UK Parliament, this Council calls upon the Scottish Executive to amend the Local Governance Bill to allow a referendum on the use of PR for local government elections prior to its introduction.”

11. **MOTION BY COUNCILLOR REID**

“East Ayrshire Council SNP Group reiterates our support for the McIntosh and Kerley reports which were both underpinned by widespread consultation with the public and all interested and relevant parties. The SNP Group asserts that this consultative process obviates the need for a referendum and again asserts the key McIntosh recommendation that:-

“all those to whom the recommendations are addressed view them as a whole: we have deliberately designed them as a package, whose elements are intended to work together and reinforce each other”.

The SNP Group therefore asserts that the introduction of fair voting for local Council elections is an integral part of both the McIntosh and Kerley Reports which must now be implemented.

The SNP Group reiterates our support for PR and asserts that this will:

- Put real power in the hands of the voters
- Enhance voter participation by ensuring every vote counts
- Make this Council accurately reflect the view of the majority of voters
- Ensure Councillors are accountable to their communities
- Maintain strong ward/member connections
- Allow positive votes to be cast and eliminate negative tactical voting
- Produce a strong and stable Council founded on the majority support of the electorate

The SNP Group therefore calls upon Council to agree to write to the Scottish Executive to:

1. Congratulate all those involved in working towards the delivery of fair voting for Scottish Council elections.
 2. Assert the need for fair voting to be in place for the next Council elections.
 3. Call for the Council elections to be held on a separate day from the Scottish Parliament elections.
 4. Call for the Bill to be amended to include a requirement for all Council Committees to most accurately reflect the political balance of each Council.”
- 12. EXCLUSION OF PRESS AND PUBLIC** - Recommend that Council pass the following Resolution:- “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 paragraph 9 of Schedule 7A of the Act”.
- 13. GROUND AT RUNNELS ROAD, AUCHINLECK (Item 21, Page 842, 03/07) (pages 46-49)** - Submit joint report dated 15 June 2004 (copy enclosed) by the Executive Director of Neighbourhood Services and Executive Director of Development and Property Services requesting that Council declare the land extending to 0.32 hectares (0.8 acres) or thereby at Runnels Road, Auchinleck forming the site of the Marie Curie Field of Hope (shown cross-hatched on the plan attached to the report) surplus to requirements for inclusion within a wider development site comprising council owned land and land owned by an adjoining proprietor, to be jointly marketed for sale. **Report not enclosed - Refer to Exclusion of Press and Public paragraph above.**