

## **EAST AYRSHIRE COUNCIL**

### **EMERGENCY POWERS COMMITTEE: 22 NOVEMBER 2001**

### **GARLAFF LAND FILL SITE CUMNOCK: DISPOSAL OF ASH**

#### **Report by the Chief Executive**

#### **1. PURPOSE OF REPORT**

- 1.1 To advise the Committee of the decision of a Special Joint Meeting of the Cumnock Area and Doon Valley Local Committees in respect of the disposal of ash at Garlaff Land Fill Site in Cumnock.

#### **2. BACKGROUND**

- 2.1 Following intimation on 15 November 2001 that the Scottish Executive had issued a Direction specifying that the waste ash should be disposed of at Garlaff, the Council sought Queen's Counsel's Opinion to determine the viability of any legal challenge.
- 2.2 In addition, following consultation with the Chairs of the Cumnock Area and Doon Valley Local Committees, a Special Joint Meeting of the Cumnock Area and Doon Valley Local Committees was arranged for 20 November 2001 to discuss this new development.

#### **3. SPECIAL JOINT MEETING OF THE CUMNOCK AREA AND DOON VALLEY LOCAL COMMITTEES: TUESDAY 20 NOVEMBER 2001**

- 3.1 At the meeting Elected Members and Community Representatives were provided with an update on the decision by the Scottish Executive and were advised of the Queen's Counsel's Opinion on the viability of any legal challenge.
- 3.2 Following discussion the meeting agreed to recommend (i) that the Council seek an urgent meeting between the Acting First Minister and the Minister for the Environment and Rural Development and a delegation from East Ayrshire, comprising the Leader of the Council, the Chairs of the Cumnock Area and Doon Valley Local Committees and appropriate Community Representatives from those Committees, in order to discuss the issues of concern in relation to the proposal; and (ii) that the Chief Executive as soon as possible write to the Scottish Executive requesting that arrangements be made for such a meeting to take place, and indicating the view of the joint meeting.

#### **4. POLICY/FINANCIAL/LEGAL IMPLICATIONS - Nil**

#### **5. RECOMMENDATION**

- 5.1 It is recommended:-

- (i) To approve the request of the Special Joint Meeting of the Cumnock Area and Doon Valley Local Committees of 20 November 2001 as detailed in Paragraph 3.2 of the report; and
- (ii) that it be remitted to the Chief Executive to make the necessary arrangements as soon as possible.

David Montgomery  
Chief Executive  
21 November 2001  
BW/ST

(ENC - NIL)

**LIST OF BACKGROUND PAPERS - Nil**

Any person wishing further information on this report should contact David Montgomery, Chief Executive on Telephone Number (01563) 576002.

**AGENDA**