

## **EAST AYRSHIRE COUNCIL**

### **MINUTES OF MEETING HELD ON THURSDAY 7 NOVEMBER 1996 AT 1000 HRS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Provost Robert Stirling and Councillors Gordon McCredie, Drew McIntyre, Irene Reeves, Gordon Cree, Douglas Reid, Wilma Doyle, Ronald Brailsford, Jane Darnbrough, Alan Campbell, Jim O'Neill, Kathleen Hall, Bob Beattie, John Knapp, Daniel Coffey, David Fulton, Kim Nicoll, George Turnbull, Robert McDill, Jim Kelly, Jimmy Boyd, George Smith, Jimmy Carmichael, Robert Taylor, John Smith and Tommy Farrell.

**ATTENDING:** David Montgomery, Chief Executive; Fiona Lees, Depute Chief Executive; Stephen Chorley, Director of Development Services; John Hillis, Director of Housing; Jim Dickie, Director of Social Work; Barbara Haughan, Director of Support Services; Alex McPhee, Senior Depute Director of Finance; Roddy Wallace, Head of Administration; Kate McVey, Head of Legal Services; Bill Walkinshaw, Principal Administrative Officer; and Julie Armstrong and James Lally, Senior Administrative Officers.

**APOLOGIES:** Councillors David Macrae, Eric Ross, David Sneller and Eric Jackson.

**CHAIR:** Provost Stirling, Chair.

#### **PREVIOUS MINUTES**

1. There were submitted (circulated) Minutes of Council Meeting held on 26 September 1996 which were approved as a correct record.

#### **COMMITTEE MINUTES**

- 2.1 There were submitted (circulated) and, except as undernoted, approved both as correct records and in respect of recommendations contained therein, the Minutes of the undernoted Committee meetings as follows, viz:-
  - 2.1.1 **DOON VALLEY LOCAL COMMITTEE OF 17 SEPTEMBER 1996 (pages 1254-1261).**
  - 2.1.2 **SPECIAL DEVELOPMENT SERVICES COMMITTEE OF 17 SEPTEMBER 1996 (pages 1262-1265).**
  - 2.1.3 **CUMNOCK AREA LOCAL PLANNING COMMITTEE OF 18 SEPTEMBER 1996 (pages 1266-1268)**
  - 2.1.4 **CUMNOCK AREA LOCAL COMMITTEE OF 18 SEPTEMBER 1996 (pages 1269-1276)**
  - 2.1.5 **KILMARNOCK NORTH LOCAL PLANNING COMMITTEE OF 19 SEPTEMBER 1996 (pages 1277-1278)**
  - 2.1.6 **KILMARNOCK NORTH LOCAL COMMITTEE OF 19 SEPTEMBER 1996 (pages 1279-1285)**
  - 2.1.7 **KILMARNOCK CENTRAL LOCAL PLANNING COMMITTEE OF 19 SEPTEMBER 1996 (pages 1286-1289)**

- 2.1.8 KILMARNOCK CENTRAL LOCAL COMMITTEE OF 19 SEPTEMBER 1996 (pages 1290-1296)**
- 2.1.9 KILMARNOCK SOUTH LOCAL PLANNING COMMITTEE OF 24 SEPTEMBER 1996 (page 1297)**
- 2.1.10 KILMARNOCK SOUTH LOCAL COMMITTEE OF 24 SEPTEMBER 1996 (pages 1298-1304) subject to the following:-**
- Page 1302, Item 16(ii) be amended to read “that it be remitted to the Director of Community Services to ensure that mobile telephone contact numbers for the Park Rangers are available to the Police to alert them to any incidents of vandalism in the future”.
- 2.1.11 IRVINE VALLEY LOCAL PLANNING COMMITTEE OF 25 SEPTEMBER 1996 (pages 1305-1306)**
- 2.1.12 IRVINE VALLEY LOCAL COMMITTEE OF 25 SEPTEMBER 1996 (pages 1307-1314)**
- 2.1.13 SPECIAL CUMNOCK AREA LOCAL PLANNING COMMITTEE OF 27 SEPTEMBER 1996 (page 1321)**
- 2.1.14 SPECIAL DOON VALLEY LOCAL PLANNING COMMITTEE OF 27 SEPTEMBER 1996 (pages 1322-1325)**
- 2.1.15 SOCIAL WORK COMMITTEE OF 3 OCTOBER 1996 (pages 1326-1337)**
- 2.1.16 SPECIAL DEVELOPMENT SERVICES COMMITTEE OF 3 OCTOBER 1996 (pages 1338-1343)**
- 2.1.17 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 4 OCTOBER 1996 (pages 1344-1345)**
- 2.1.18 NORTHERN AREA LOCAL COMMITTEE OF 4 OCTOBER 1996 (pages 1346-1353)**
- 2.1.19 HOUSING COMMITTEE OF 9 OCTOBER 1996 (pages 1354-1360)**
- 2.1.20 EDUCATION COMMITTEE OF 10 OCTOBER 1996 (pages 1361-1376)**
- 2.1.21 SPECIAL KILMARNOCK NORTH LOCAL PLANNING COMMITTEE OF 10 OCTOBER 1996 (pages 1377-1378)**
- 2.1.22 SPECIAL KILMARNOCK NORTH LOCAL COMMITTEE OF 10 OCTOBER 1996 (page 1379)**
- 2.1.23 SPECIAL DEVELOPMENT SERVICES COMMITTEE OF 11 OCTOBER 1996 (pages 1380-1383)**
- 2.1.24 COMMUNITY SERVICES COMMITTEE OF 16 OCTOBER 1996 (pages 1384-1393)**
- 2.1.25 DEVELOPMENT SERVICES COMMITTEE OF 17 OCTOBER 1996 (pages 1394-1404)**
- 2.1.26 COMMERCIAL OPERATIONS COMMITTEE OF 22 OCTOBER 1996 (pages 1405-1407)**
- 2.1.27 POLICY AND RESOURCES COMMITTEE OF 24 OCTOBER 1996 (pages 1408-1434).**

## **2.2 KILMARNOCK SOUTH LOCAL COMMITTEE OF 24 SEPTEMBER 1996**

### **2.2.1 MATTERS ARISING**

#### **PROGRAMME OF STRUCTURAL MAINTENANCE OF ROADS AND FOOTWAYS 1996/97**

It was agreed that the Chief Executive write to the West of Scotland Water Authority asking them to take note of the Council's action in ensuring that all its vehicles observe the law in relation to illegal parking on footways and pavements and requesting that the Water Authority ensure that they also observe the law in respect of their own vehicles.

## **2.3 IRVINE VALLEY LOCAL COMMITTEE OF 25 SEPTEMBER 1996**

### **2.3.1 MATTERS ARISING**

#### **ROAD SAFETY PROPOSALS**

It was noted that a report on the timetable for the initial studies of traffic conditions in communities in connection with traffic calming measures would be referred to a future Development Services Committee.

## **2.4 SPECIAL DEVELOPMENT SERVICES COMMITTEES OF 3 AND 11 OCTOBER 1996**

### **2.4.1 MATTERS ARISING**

#### **LISTING OF OBJECTORS AT FORMAL PLANNING HEARINGS**

Following a request by Councillor Coffey regarding the recording of the names of the objectors present at these meetings, it was agreed that it be referred to the Director of Support Services, in consultation with the Director of Development Services, to investigate the feasibility of minuting names of objectors attending formal planning Hearings.

## **2.5 NORTHERN AREA LOCAL COMMITTEE OF 4 OCTOBER 1996**

### **2.5.1 MATTERS ARISING**

#### **RESCHEDULED MEETING**

Having noted that the scheduled dates for the Northern Area Local Committees were Fridays which had proved to be inconvenient for pre-five group representation on the Committee, it was agreed that the next meeting be rescheduled to Tuesday 17 December 1996 and the proposal to re-arrange the dates for the meetings to be held on Friday 14 February and Friday 26 March 1997 be remitted to the Northern Area Local Committee in consultation with the Director of Support Services.

It was noted that the Northern Area Local Planning Committees would be held on the revised dates.

## **2.6 EDUCATION COMMITTEE OF 10 OCTOBER 1996**

### **2.6.1 MATTERS ARISING**

Councillor Farrell referred to the Public Inquiry into the shootings at Dunblane Primary School and to the recommendations contained within Lord Cullen's report which were now available and which would be considered in detail by the Education Committee. He requested that the Secretary of State for Scotland give further detailed consideration to the funding implications of Lord Cullen's report and that the Government implement a total ban on hand guns.

It was agreed that the Chief Executive:

- (i) notify the Secretary of State of East Ayrshire Council's request, which had received all-Party support, that the Government take urgent and positive action to release the additional capital and revenue funding to Local Authorities to fund all reasonable security arrangements which required to be introduced to schools following detailed consideration of Lord Cullen's report on the Inquiry into the shootings at Dunblane Primary and to implement a total ban on hand guns to ensure the safety of all residents; and
- (ii) submit a copy of the Council's request to CoSLA and to draw attention to the all-Party support.

## **2.7 COMMUNITY SERVICES COMMITTEE OF 16 OCTOBER 1996**

### **2.7.1 MATTERS ARISING**

#### **(i) LEISURE SUB-COMMITTEE OF THE COMMUNITY SERVICES COMMITTEE - 19 NOVEMBER 1996**

It was agreed that, to free up time in the Council meetings diary the Leisure Sub-Committee of the Community Services Committee be brought forward from 1400 hrs to 1100 hrs or immediately following the Personnel Sub-Committee of the Policy and Resources Committee.

## **2.8 DEVELOPMENT SERVICES COMMITTEE OF 17 OCTOBER 1996**

### **2.8.1 MATTERS ARISING**

#### **(i) SPECIAL DEVELOPMENT SERVICES COMMITTEE - FORMAL HEARING OF OBJECTORS - ELTIMATE LTD**

It was noted that a Special Development Services Committee would be held on 19 November 1996 at 1400 hrs in respect of planning application 96/0386/FL for preparation works and erection of chipboard manufacturing plant and storage, offices, staff amenities, landscaping and log storage at former Barony Colliery Site, Barony Road, Auchinleck.

#### **(ii) APPOINTMENT TO OUTSIDE ORGANISATIONS - STRATHCLYDE BUILDING PRESERVATION TRUST**

Councillor Turnbull, seconded by Councillor Boyd, moved the recommendation of the Committee that the Chair, Councillor Turnbull, and Vice-Chair, Councillor Ross, respectively be the Member representative and substitute to the Management Board of Strathclyde Building Preservation Trust.

Councillor McCredie, seconded by Councillor Nicoll, moved as an amendment that Councillors Brailsford and McDill respectively be the Member representative and substitute to the Management Board of Strathclyde Building Preservation Trust.

On a division by a show of hands the motion was carried by 18 votes to 8.

**(iii) REPLACEMENT OF TOWN/VILLAGE SIGNS IN EAST AYRSHIRE**

It was noted that the Director of Development Services would advise Councillor McCredie on the outcome of investigations regarding the use of alternative materials for the manufacture of town and village signs in East Ayrshire.

**2.9 POLICY AND RESOURCES COMMITTEE OF 24 OCTOBER 1996**

**2.9.1 MATTERS ARISING**

**(i) PUBLIC TRUSTS - CHARITIES AND BEQUESTS**

It was agreed:

- (i) that in respect of the Robert Cumming Bequest and John Fulton's Soup Kitchen Trust that Depute Provost Boyd and Councillors Knapp, Cree, Beattie, G Smith, Coffey and Brailsford be confirmed as Trustees;
- (ii) that in respect of the Matthew Cochrane Bequest and Archibald Taylor Fund, Provost Stirling and Councillors Knapp, Cree, Beattie, G Smith, Coffey and Brailsford be confirmed as Trustees; and
- (iii) that in respect of the Mair Bequest the Council's responsibility to administer the Mair Bequest be remitted to the Irvine Valley Local Committee with the Elected Members being Trustees and that a Joint Advisory Committee be established which would comprise Councillor Turnbull (Chair) and Councillors Fulton, Macrae, Nicoll and McDill and three representatives from the Newmilns Community Council to consider applications to the Bequest for grant and make recommendations to the Irvine Valley Local Committee for approval.

**(ii) MEMBERS' SERVICES SUB-COMMITTEE - SALE OF FIREWORKS**

Arising from discussion on the Conference by the Scottish Branch of the Institute of the Trading Standards Administration who had control over the sale of fireworks, it was agreed that the Director of Community Services submit a report to the next Community Services Committee on the deregulation of the sale of fireworks.

**(iii) MEMBERS' SERVICES SUB-COMMITTEE - INSTITUTE OF SPORT AND RECREATIONAL MANAGEMENT - BOURNEMOUTH 17-19 SEPTEMBER 1996**

It was noted that no attendance at this Conference had proved possible due to the event being oversubscribed.

**THIRD STATUTORY REVIEW OF ELECTORAL ARRANGEMENTS:  
EAST AYRSHIRE COUNCIL (Item 9, Page 1195)**

- 3.** There was submitted a report dated 24 October 1996 (circulated) by Director of Support Services on representations received during the consultation process on the proposed draft Scheme of Representation and seeking agreement to a preferred draft Scheme of Representation which provided for 32 Electoral Wards for

submission to the Local Government Boundary Commission for Scotland who would thereafter hold a further public consultation on the proposals.

The Council thereafter deliberated on the various options with respect to the following Ward areas as described in the report:

(i) Fenwick, Waterside and Moscow

It was agreed in principle not to form a large rural Ward consisting of the communities of Moscow, Waterside, Fenwick, Dunlop and Lugton but to support the proposal to accommodate Craighends and Croilburn Farms within the same Ward as Waterside;

(ii) Stewarton

Councillor McIntyre, seconded by Councillor Farrell, moved that Option 3 be forwarded to the Boundary Commission as the Council's preferred option.

Councillor Coffey, seconded by Councillor Brailsford, moved as an amendment that Option 2 be forwarded to the Boundary Commission as the Council's preferred option.

On a division by a show of hands the motion was carried by 18 votes to 8.

(iii) Mauchline

Councillor McIntyre, seconded by Councillor Farrell, moved that Option 1 be forwarded to the Boundary Commission as the Council's preferred option.

Councillor Coffey, seconded by Councillor McCredie, moved as an amendment that Option 2 be forwarded to the Boundary Commission as the Council's preferred option.

On a division by a show of hands the motion was carried by 18 votes to 8.

(iv) Kilmarnock Central

Councillor McIntyre, seconded by Councillor Farrell, moved that Option 1 be forwarded to the Boundary Commission as the Council's preferred option.

Councillor Coffey, seconded by Councillor Brailsford, moved as an amendment that Option 2 be forwarded to the Boundary Commission as the Council's preferred option.

On a division by a show of hands, the motion was carried by 18 votes to 8.

(v) Kilmarnock North

Councillor McIntyre, seconded by Councillor Farrell, moved that Option 1 be forwarded to the Boundary Commission as the Council's preferred option.

Councillor Coffey, seconded by Councillor McCredie, moved as an amendment that Option 2 be forwarded to the Boundary Commission as the Council's preferred option.

On a division by a show of hands, the motion was carried by 18 votes to 8.

(vi) Kilmarnock South

Councillor McIntyre, seconded by Councillor Farrell, moved that Option 1 be forwarded to the Boundary Commission as the Council's preferred option.

Councillor Coffey, seconded by Councillor Campbell, moved as an amendment that Option 2 be forwarded to the Boundary Commission as the Council's preferred option.

On a division by a show of hands, the motion was carried by 18 votes to 8.

(vii) Patna/Dalrymple and Dalmellington

It was agreed to approve the proposed amendment to the Ward boundary between Patna/Dalrymple and Dalmellington.

It was also agreed:

- (i) that the remaining Ward boundaries as detailed in Option 1, the Ward figures for which were detailed in Appendix I of the report be forwarded to the Boundary Commission as the Council's preferred option;
- (ii) that it be remitted to the Director of Support Services, in consultation with the Director of Development Services, to forward details of the draft Scheme of Representation including a written description of the boundaries to the Local Government Boundary Commission for Scotland;
- (iii) that copies of all relevant representations received during the consultation process be forwarded to the Local Government Boundary Commission for Scotland; and
- (iv) that a further report be submitted on progress of the review in due course.

Naming of Wards

Councillor McIntyre, seconded by Councillor Farrell, moved that Council give consideration to the proposed Ward names for each Ward.

Councillor Coffey, seconded by Councillor Nicoll, moved as an amendment not to consider the naming of the Wards until after a decision had been made by the Local Government Boundary Commission for Scotland.

On a division by a show of hands, the motion was carried by 18 votes to 8.

Councillor McIntyre, seconded by Councillor Farrell, moved that the following Wards be named accordingly:-

Ward 4 - North Kilmarnock, Fenwick and Waterside

Ward 10 - North Newfarm Loch and Dean

Ward 11- South Newfarm Loch

Ward 12 - Crookedholm, Moscow, Galston West and Hurlford North

Ward 22 - Mauchline

Ward 23 - Catrine, Sorn and Mauchline East

Ward 24 - Muirkirk, Lugar and Logan

and otherwise to approve the Ward names shown in Appendix 1 of the report.

Councillor McCredie, seconded by Councillor Campbell, moved as an amendment that the suggested names be not approved pending completion of the review.

On a division by a show of hands, the motion was carried by 18 votes to 8.

**APPOINTMENT OF EX OFFICIO JUSTICES OF THE PEACE (Item 11, Page 716)**

4. There was submitted a report dated 30 October 1996 (circulated) by Clerk of the Peace advising the Council of the current position regarding the appointments of ex officio Justices of the Peace to serve in the East Ayrshire Commission area.

It was noted that the nominations for Members to serve as ex officio Justices of the Peace had been duly accepted by the Secretary of Commissions on behalf of the Secretary of State as follows:- Councillor Wilma Doyle, Provost Robert Stirling, Councillors Daniel Coffey, Robert McDill, Thomas Farrell, Eric Jackson and James O'Neill and that the swearing-in ceremony for Councillors Thomas Farrell, Eric Jackson, Robert McDill and James O'Neill would take place on the evening of Thursday 7 November 1996.

The meeting terminated at 1108 hrs.