

**APPENDIX 9****EAST AYRSHIRE COUNCIL****FINANCE AND PROPERTY SUB-COMMITTEE OF THE  
POLICY AND RESOURCES COMMITTEE****MINUTES OF MEETING HELD ON TUESDAY 4 JUNE 1996 AT 1400 HRS  
IN THE MEETING ROOM, COUNCIL HEADQUARTERS,  
LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillors David Sneller, Drew McIntyre, Douglas Reid, Wilma Doyle, Jane Darnbrough, Daniel Coffey, David Fulton, Jim Kelly, Tommy Farrell and Eric Jackson.

**ATTENDING:** David Montgomery, Chief Executive; Fiona Lees, Depute Chief Executive; Alex McPhee, Senior Depute Director of Finance; Robert McLeary, Head of Property; Irene Townson, Principal Solicitor; Sam McVie, Senior Quantity Surveyor; and Ian Gemmell and Alex Hewetson, Administrative Officers.

**CHAIR:** Councillor David Sneller.

**STATISTICAL INFORMATION ON REVENUE COLLECTION**

1. There was submitted and noted, a report dated 29 May 1996 (circulated) by the Director of Finance providing details of the billing and collection position of the Council as at 30 April 1996 in respect of the current year Council Tax and Non Domestic Rates and for the arrears of Community Charge.

**ADDITIONAL ITEM**

2. The Chair agreed that the undernoted item could be considered as an early decision was required.

**RECOVERY OF OUTSTANDING DEBTS**

3. It was reported to the Sub-Committee on a request for delegation to Officers of responsibility for recovery action of outstanding debts against debtors of the Council. Having heard the Chief Executive and the Senior Depute Director of Finance in explanation, it was agreed:-
  - (i) to recommend to the Policy and Resources Committee:-
    - (a) that authority be delegated to the Director of Finance to proceed case by case with action he considered appropriate following consultation with Sheriff Officers, the Local Member and the Chair of the Policy and Resources Committee; and
    - (b) that the Director of Finance report such actions to this Sub-Committee.
  - (ii) to recommend to Council that the Scheme of Delegation be amended accordingly.

### **EXCLUSION OF PRESS AND PUBLIC**

4. The Sub-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.

### **THE LOCAL AUTHORITIES (PROPERTY TRANSFER) (SCOTLAND) ORDER 1995**

5. There was submitted a report dated 16 May 1996 (circulated) by the Director of Support Services on the current position regarding referrals arising from the Local Authorities (Property Transfer) (Scotland) Order 1995.

It was agreed:-

- (i) to authorise the Head of Property to convey formally to the City of Glasgow Council, subject to all parties involved in the office accommodation complex also agreeing to the settlement proposed, East Ayrshire Council's agreement to the settlement proposed for the pooled office accommodation complex within Glasgow city centre and the subsequent withdrawal of the current referral to the Property Commission; and
- (ii) to note the current position in respect of the Merlin House, Hillington referral to the Property Commission and that the Sub-Committee would be advised of the outcome of this referral in due course.

### **PROPERTY ACQUISITION - GROUND AT THE FORMER BARONY COLLIERY, BARONY ROAD, AUCHINLECK**

6. There was submitted a report dated 13 May 1996 (circulated) by the Director of Support Services seeking authority to enter into negotiations with British Coal to acquire 17.5 hectares (43 acres) or thereby of ground at the former Barony Colliery, Barony Road, Auchinleck.

It was agreed:-

- (i) in principle, subject to the Development Services Committee, at its meeting on 6 June 1996 agreeing to make arrangements to fund the acquisition of the site, to authorise the Director of Support Services to enter into negotiations with British Coal; and
- (ii) that a further report be submitted to the Sub-Committee on any provisionally agreed terms and conditions of the proposed acquisition.

**DEVELOPMENT PROPOSALS AT MOORFIELD  
ROUNDAABOUT, KILMARNOCK**

7. There was submitted a report dated 23 May 1996 (circulated) by the Head of Property Services providing details of enquiries received from parties interested in acquiring land within Council ownership at Moorfield Roundabout, Kilmarnock and identifying their development proposals.

It was agreed:-

- (i) to note the enquiries received from parties wishing to acquire land situated to the northwest of Moorfield Roundabout, Kilmarnock, identified as Site 1 on Plan A annexed to the report;
- (ii) to instruct the Director of Support Services to obtain from the parties, details of the development or developments they propose to undertake themselves and to report thereon to the Sub-Committee, together with views in relation to the overall development strategy for the area; and
- (iii) that without prejudice to the Council's consideration of any planning application for development of the site, to dispose of an area of land understood to be within Council ownership situated to the southeast of Moorfield Roundabout, Kilmarnock, identified as Site 7 on Plan B annexed to the report, to Caledonia Motor Group Ltd on terms and conditions to be negotiated by the Head of Property subject to:-
  - (a) planning permission being granted for the company's proposed development on terms satisfactory to the Council and not subject to appeal;
  - (b) satisfactory access arrangements being incorporated within the development proposals to enable, if appropriate, the future development of the adjoining land within Council ownership; and
  - (c) legal confirmation that the ground is owned by the Council and is not subject to onerous title restrictions.

**DEVELOPMENT AT PORTLAND STREET, KILMARNOCK**

8. There was submitted a report dated 21 May 1996 (circulated) by the Director of Support Services, regarding the latest position on the proposals for Portland Street, Kilmarnock, seeking the authority of the Sub-Committee to amend the Legal Agreement relative thereto.

It was agreed:-

- (i) in principle, to invest the phased capital receipt within the proposed Croft Street office development on terms and conditions to be negotiated by the Head of Property;
- (ii) that the terms and conditions be submitted to the Sub-Committee for approval;
- (iii) in terms of the legal agreement to reduce the size of the proposed new cleansing store subject to the revised design scheme being acceptable to the Director of Community Services and the Director of Commercial Operations.

**PLOTS 1 AND 2, LORENY DRIVE INDUSTRIAL ESTATE, KILMARNOCK**

9. There was submitted a report dated 15 May 1996 (circulated) by the Director of Support Services seeking authority to allow the Council as Landlords of the ground lease to grant consent to Hyde Properties Ltd to remortgage the property at Plots 1 and 2 Loreny Drive Industrial Estate, Kilmarnock, to the Woolwich Building Society.  
It was agreed to grant consent.

The meeting terminated at 1441 hrs.