

EAST AYRSHIRE COUNCIL

**MINUTES OF MEETING HELD ON THURSDAY 26 MARCH 1998 AT 1000 HRS
IN THE MEETING ROOM, COUNCIL HEADQUARTERS,
LONDON ROAD, KILMARNOCK**

PRESENT: Provost Robert Stirling and Councillors Drew McIntyre, Irene Reeves, Gordon Cree, Douglas Reid, Ronald Brailsford, Jane Darnbrough, Alan Campbell, Jim O'Neill, Kathleen Hall, Ann Hay, John Knapp, Daniel Coffey, David Fulton, Kim Nicoll, George Turnbull, Eric Ross, Jim Kelly, David Sneller, Jimmy Boyd, Jimmy Carmichael, Robert Taylor, John Smith, Tommy Farrell and Eric Jackson.

ATTENDING: David Montgomery, Chief Executive; Fiona Lees, Depute Chief Executive; William Stafford, Director of Community Services; Stephen Chorley, Director of Development Services; John Mulgrew, Director of Education; Gordon Clark, Director of Finance; John Hillis, Director of Housing; Barbara Haughan, Director of Support Services; William McKenzie, Acting Director of Commercial Operations; Graham Haugh, Depute Director of Personnel Services; Alan McDougall, Depute Director of Social Work; Roddy Wallace, Head of Administration; Kate McVey, Head of Legal Services; Douglas Campbell, Head of Public Relations and Marketing; Bill Walkinshaw, Principal Administrative Officer; and Julie Armstrong, Senior Administrative Officer.

APOLOGIES: Councillors Gordon McCredie, Wilma Doyle, David Macrae, Robert McDill and George Smith.

CHAIR: Provost Robert Stirling, Chair.

**INTRODUCTION OF ASSISTANT FIREMASTER JOHN MARTIN,
WEST COMMAND, STRATHCLYDE FIRE BRIGADE**

1. The Provost introduced Assistant Firemaster John Martin, West Command, Strathclyde Fire Brigade to the meeting.

The Provost stated that Assistant Firemaster Martin had recently been appointed to the post of Commander, West Command, Strathclyde Fire Brigade and had replaced Assistant Firemaster David Kennedy who had taken up a new post at Brigade Headquarters in Hamilton.

Assistant Firemaster John Martin commented on the challenges of his new post and stated that he looked forward to working with the Council in the future.

The Provost thanked Assistant Firemaster Martin for attending and wished him well in his new post.

PREVIOUS MINUTES

2. There were submitted (circulated) Minutes of Meeting of Council held on 12 February 1998 and Special Meeting of Council held on 5 March 1998 which were approved as a correct record.

2.1 MATTERS ARISING - COUNCIL MEETING OF 12 FEBRUARY 1998**2.1.1 DARVEL: OLD SCHOOLHOUSE, 2B WEST DONINGTON STREET (Item 2.15(i), Page 2988)**

It was agreed that the Director of Support Services would inform the Local Member of the progress in negotiation of the sale of the property to the owner of the adjoining premises.

2.1.2 M77 FENWICK TO MALLETSHEUGH - PHASING OPTIONS (Item 2.21(i), Page 2989)

Agreed that the Local Member would be invited to attend meetings of a local nature when Scottish Office Ministers were visiting East Ayrshire Council to discuss the M77/A77 programme of works.

COMMITTEE MINUTES

3. There were submitted (circulated) and approved subject to the undernoted amendments, both as correct records and in respect of recommendations contained therein the Minutes of the undernoted Committee meetings as follows:
 - 3.1 **CUMNOCK AREA LOCAL COMMITTEE OF 3 FEBRUARY 1998 (pages 2958-2963).**
 - 3.2 **DOON VALLEY LOCAL COMMITTEE OF 4 FEBRUARY 1998 (pages 2964-2968).**
 - 3.3 **KILMARNOCK NORTH LOCAL COMMITTEE OF 5 FEBRUARY 1998 (pages 2969-2975).**
 - (i) **LONGPARK STRATEGY REPORT (Item 9, Page 2972)** - It was agreed that the Director of Housing would supply Councillor Coffey with a copy of the questionnaire sent to all tenants within the Longpark area in connection with the Longpark Strategy Report and update him on progress on this matter.
 - 3.4 **KILMARNOCK CENTRAL LOCAL COMMITTEE OF 10 FEBRUARY 1998 (pages 2976-2980).**
 - 3.5 **IRVINE VALLEY LOCAL COMMITTEE OF 11 FEBRUARY 1998 (pages 2981-2986).**
 - 3.6 **SOUTHERN LOCAL PLANNING COMMITTEE OF 17 FEBRUARY 1998 (pages 2991-2994).**
 - 3.7 **NORTHERN AREA LOCAL COMMITTEE OF 17 FEBRUARY 1998 (pages 2995-3000).**
 - 3.8 **KILMARNOCK SOUTH LOCAL COMMITTEE OF 18 FEBRUARY 1998 (pages 3001-3005).**
 - 3.9 **SOCIAL WORK COMMITTEE OF 19 FEBRUARY 1998 (pages 3006-3015).**
 - 3.10 **SPECIAL POLICY AND RESOURCES COMMITTEE OF 23 FEBRUARY 1998 (pages 3016-3018)**
 - 3.11 **SPECIAL COMMUNITY SERVICES COMMITTEE OF 24 FEBRUARY 1998 (pages 3019-3020).**
 - 3.12 **HOUSING COMMITTEE OF 25 FEBRUARY 1998 (pages 3021-3030).**

3.12.1 REMIT FROM COMMITTEE - SCOTTISH OFFICE GUIDANCE ON LOCAL AUTHORITY INVOLVEMENT IN THE ASSESSMENT OF SCOTTISH HOMES' STOCK TRANSFER PROPOSALS (Item 7, Page 3024) -

(i) MEMBER/OFFICER WORKING GROUP - It was agreed that Councillors Kelly, Knapp, Darnbrough, Provost Stirling and Councillors Nicoll and Reid be appointed to the Member/Officer Working Group to discuss the approach the Council should take to the Scottish Homes stock transfer proposals.

(ii) SHIRE HOUSING - It was agreed that Councillor Kelly, Chair of Housing Committee be appointed to the Committee of Shire Housing.

(iii) COYLEBANK TENANTS CO-OPERATIVE - It was agreed that Councillor Farrell be appointed to the Committee of Coylebank Tenants Co-operative.

3.13 SPECIAL SOCIAL WORK COMMITTEE OF 25 FEBRUARY 1998 (pages 3031-3032).

3.14 SPECIAL DEVELOPMENT SERVICES COMMITTEE OF 25 FEBRUARY 1998 (pages 3033-3040).

3.15 SPECIAL COMMERCIAL OPERATIONS COMMITTEE OF 25 FEBRUARY 1998 (pages 3041-3042).

3.16 EDUCATION COMMITTEE OF 26 FEBRUARY 1998 (pages 3043-3053).

3.17 NORTHERN AREA LOCAL PLANNING COMMITTEE OF 27 FEBRUARY 1998 (pages 3054-3056).

3.17.1 APPLICATION NO 98/0015/FL: McLEAN HOMES (WEST SCOTLAND) AND APPLICATION NO 97/0897/FL - WIMPEY HOMES HOLDINGS LTD (Item 1.1 and 1.3, Pages 3054 and 3056) - It was agreed that the Director of Development Services would provide Councillor Coffey with the number of new houses built in this area to date and the likely timescale for the completion of house building within the relevant developments.

3.18 COMMUNITY SERVICES COMMITTEE OF 4 MARCH 1998 (pages 3057-3066).

3.19 SPECIAL POLICY AND RESOURCES COMMITTEE OF 4 MARCH 1998 (pages 3067-3069).

3.20 COMMERCIAL OPERATIONS COMMITTEE OF 5 MARCH 1998 (pages 3070-3072).

3.21 SPECIAL COMMUNITY SERVICES COMMITTEE OF 9 MARCH 1998 (pages 3078-3101).

3.21.1 CHARGES FOR LEISURE SERVICES 1998/99 (Item 16, Page 3083)

A motion by Councillor Coffey, seconded by Councillor Reid, to reconsider the increase in charges for Leisure Services for 1998/99 was, on a division by a show of hands, defeated by 18 votes to 7 and failed to receive the requisite two-thirds of the Members voting.

It was agreed that the Director of Community Services would submit a report to a future meeting of the Community Services Committee comparing activity levels in relation to leisure facilities in the last two financial years and providing an explanation for the pricing difference between apparently similar leisure facilities.

3.22 EMERGENCY POWERS COMMITTEE OF 9 MARCH 1998 (page 3102).

3.23 DEVELOPMENT SERVICES COMMITTEE OF 11 MARCH 1998 (pages 3103-3115).

3.23.1 NORTHWEST KILMARNOCK ENVIRONMENTAL IMPROVEMENTS PROJECT (Item 16, Page 3113)

Councillor McIntyre, seconded by Councillor Ross, moved the Minutes as a correct record but moved that the Chair of the Development Services Committee represent the Council on the Kilmarnock (Northwest Area) Environmental Improvements Group instead of the Chair of the Kilmarnock North Local Committee.

Councillor Coffey, seconded by Councillor Reid, moved as an amendment the recommendation of the Development Services Committee that the Chair of the Kilmarnock North Local Committee represent the Council on the Kilmarnock (Northwest Area) Environmental Improvements Group.

On a division by a show of hands the motion was carried by 18 votes to 7.

3.24 POLICY AND RESOURCES COMMITTEE OF 12 MARCH 1998 (pages 3116-3150).

SCHEME OF DELEGATION AND RELATES ISSUES (Item 7, Page 1992)

4. There was submitted a report dated 23 March 1998 (circulated) by the Chief Executive which presented for consideration of Council details of the revised structure and membership composition of East Ayrshire Council's Committees and Sub-Committees, together with amendments to East Ayrshire Council's Scheme of Delegation of Powers and Duties to Committees, Sub-Committees and Officers.

It was noted that in light of changing issues arising from new Social Work legislation the submission from the Social Work Department in relation to Officer delegation would be considered at a subsequent meeting of the Council.

Councillor Sneller, seconded by Councillor McIntyre, moved:

- (i) to approve the revised Committee/Sub-Committee structure submitted by the Council's Administration shown as Appendix I to the Minute;
- (ii) to approve the administration membership of the related Committees/Sub-Committees shown at Appendix I which would be incorporated in the Scheme of Delegation and publicised in due course;
- (iii) the Council having unanimously agreed to suspend Standing Order 1.2 agreed that Councillor Farrell be appointed Chair of the Members' Services and Civic Ceremonial Sub-Committee of the Policy and Resources Committee; that Councillor Jackson be appointed Chair of the Personnel and Property Sub-Committee of the Policy and Resources Committee; and Councillor Farrell be appointed Chair of the Education Sub-Committee and that the duration of these appointments be until the meeting of the Council on 18 June 1998;
- (iv) that the Council's meetings calendar be amended to reflect the changes within the Committee/Sub-Committee structure and that the necessary arrangements be remitted to the Director of Support Services in consultation with the Chairs of the new Sub-Committees to arrange dates for the new Sub-Committees, utilising where feasible, dates freed up within the meetings calendar as a result of the deletion of certain Sub-Committees within the Committee/Sub-

Committee structure and that an amended meetings calendar be issued in due course;

- (v) to approve the amendments to the Scheme of Delegation as detailed within Appendix II of the report (subject to the information on the Social Work Officer delegation being submitted to a subsequent meeting) and authorised the Director of Support Services to implement amendments and publish the Scheme thereafter; and
- (vi) to note that the Scheme of Delegation would be reviewed again in December 1998.

Councillor Nicoll, seconded by Councillor Coffey, moved as an amendment that, on the basis that decentralisation issues could now be dealt with by the Policy and Resources Committee itself, the Decentralisation Sub-Committee of the Policy and Resources Committee be deleted from the Council's Committee/Sub-Committee structure.

On a division by a show of hands the motion was carried by 18 votes to 7.

The Council approved the Opposition Membership of the related Committee/Sub-Committees shown as Appendix I which Councillor Coffey intimated was on an interim basis until the next meeting of Council to be held on 7 May 1998.

REPRESENTATION ON OUTSIDE AND OTHER BODIES

5. There was submitted a report dated 20 March 1998 (circulated) by the Director of Support Services which recommended that Council consider nominations to certain outside and other bodies following the death of Councillor Beattie and the subsequent local government election for Ward 13.

It was agreed that the following appointments be made:

Matthew Cochrane Bequest	Councillor Doyle
Robert Cumming Bequest	Councillor Doyle
John Fulton Soup Kitchen	Councillor Hay
Archibald Taylor Fund	Councillor Doyle
JCC (APT&C Etc Staffs)	Councillor Reeves
Environmental Forum	Councillor Carmichael
Kilmarnock Leisure Centre Trust	Councillor Darnbrough

EQUAL OPPORTUNITIES FORUM

6. There was submitted a report dated 20 March 1998 (circulated) by the Chief Executive which recommended arrangements for Elected Member involvement in the various Equal Opportunities Forums which were in place or were proposed and, if supported by relevant organisations, also an East Ayrshire Equal Opportunities Forum to support implementation of the Council's Equal Opportunities policy.

It was agreed:

- (i) to approve the consultation arrangements with the various Equal Opportunities Forums established or proposed, including an East Ayrshire Equal Opportunities Forum as detail in the report; and
- (ii) that Councillors Sneller, O'Neill, Jackson, Darnbrough, Reeves, Reid and Hall be appointed to a panel to represent the Council on these bodies.

The meeting terminated at 1105 hrs.

APPENDIX I

EAST AYRSHIRE COUNCIL

COMMITTEE/SUB-COMMITTEE STRUCTURE

1. POLICY AND RESOURCES COMMITTEE

Number of Councillors - 20 (7 a quorum).

Present Membership - Councillors Sneller (Chair), McCredie, McIntyre, Reeves, Reid, Doyle, Brailsford, Provost Stirling, Councillors O'Neill, Hall, Coffey, Fulton, Nicoll, Turnbull, Ross, Kelly, Boyd, J Smith, Farrell and Jackson.

1.1 APPEALS SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Various as existing.

1.2 MEMBERS SERVICES AND CIVIC CEREMONIAL SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Number of Councillors - 8 (3 a quorum).

Present Membership - Councillors Farrell (Chair), McIntyre, Doyle, Provost Stirling, Brailsford, Coffey, Sneller and Boyd.

1.3 BEST VALUE SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Number of Councillors - 11 (4 a quorum).

Councillors Sneller (Chair), McIntyre, Brailsford, O'Neill, Coffey, Nicoll, Kelly, Boyd, J Smith, Farrell and Jackson.

1.4 DECENTRALISATION SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Number of Councillors - 12 (4 a quorum).

Present Membership - Councillors Fulton (Chair), McCredie, McIntyre, Doyle, Brailsford, Darnbrough, Hall, Nicoll, Kelly, Sneller, Farrell and Jackson.

1.5 PERSONNEL AND PROPERTY SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Number of Councillors - 10 (4 a quorum).

Present Membership - Councillors Jackson, (Chair) McIntyre, Reeves, Reid, O'Neill, Coffey, Nicoll, Sneller, Boyd and Farrell.

1.6 PUBLICITY AND PUBLICATIONS SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Number of Councillors - 6 (3 a quorum).

Present Membership - Councillors Jackson (Chair), McCredie, O'Neill, Nicoll, Turnbull and Kelly.

1.7 RECRUITMENT SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Number of Councillors - 6 Councillors (3 a quorum).

Leader and Depute Leader of the Council, Chair and Vice-Chair of the responsible Service Committee for the vacant Chief Officer's post and *two members of the Opposition.

In respect of Chief Officers' posts that are within the remit of the Policy and Resources Committee.

Leader and Depute Leader of the Council, *two other members of the Administration and one member of the Opposition.

***Chief Executive in consultation with the Leaders of the Administration and Opposition to secure names of required members on each occasion.**

1.8 QUEENS DRIVE KILMARNOCK SUB-COMMITTEE OF THE POLICY AND RESOURCES COMMITTEE

Number of Councillors - 4 (2 a quorum)

Membership - Councillor Sneller (Chair), Provost Stirling and Councillors Reid and Jackson.

1.9 CONTRACTING SUB-COMMITTEES OF THE POLICY AND RESOURCES COMMITTEE

Various - as existing.

2. EMERGENCY POWERS COMMITTEE

Number of Councillors - 7 (3 a quorum).

Membership - Councillors Sneller (Chair), McIntyre, Provost Stirling, Councillors Coffey, Nicoll, Ross and Boyd.

3. COMMERCIAL OPERATIONS COMMITTEE

Number of Councillors - 13 (5 a quorum).

Membership - Councillors O'Neill (Chair), McIntyre, Campbell, Hall, Hay, Knapp, Nicoll, Sneller, Carmichael, Taylor, J Smith, Farrell and Jackson.

4. COMMUNITY SERVICES COMMITTEE

Number of Councillors - 20 (7 a quorum).

Membership - Councillors J Smith (Chair), McCredie, McIntyre, Cree, Brailsford, Provost Stirling, Councillors Darnbrough, Campbell, Hall, Hay, Fulton, Macrae, Turnbull, McDill, Ross, Sneller, G Smith, Carmichael, Taylor and Farrell.

4.1 LEISURE SUB-COMMITTEE OF THE COMMUNITY SERVICES COMMITTEE

Number of Councillors - 10 (4 a quorum).

Membership - Councillors Cree (Chair), McCredie, Brailsford, Darnbrough, Hay, Macrae, Carmichael, Taylor, J Smith and Farrell.

4.2 LICENSING SUB-COMMITTEE OF THE COMMUNITY SERVICES COMMITTEE

Number of Councillors - 10 (4 a quorum).

Membership - Councillors J Smith (Chair), McCredie, Cree, Brailsford, Darnbrough, Hay, Turnbull, G Smith, Taylor and Farrell.

5. DEVELOPMENT SERVICES COMMITTEE

Number of Councillors - 20 (7 a quorum).

Membership - Councillors McIntyre (Chair), Reid, Doyle, Brailsford, Provost Stirling, Councillors Hall, Knapp, Coffey, Fulton, Nicoll, Turnbull, McDill, Ross, Kelly, Sneller, Boyd, G Smith, Carmichael, Taylor and Farrell.

6. EDUCATION COMMITTEE

Number of Councillors - 20 (7 a quorum).

Membership - Councillors Farrell (Chair), McCredie, McIntyre, Reeves, Cree, Reid, Brailsford, Darnbrough, Hay, Knapp, Coffey, Fulton, Macrae, Nicoll, Turnbull, Ross, Sneller, G Smith, Taylor and Jackson.

6.1 EDUCATION SUB-COMMITTEE OF THE EDUCATION COMMITTEE

Number of Councillors - 10 (4 a quorum).

Membership - Councillors Farrell (Chair), McCredie, Reeves, Knapp, Coffey, Macrae, Nicoll, Sneller, G Smith and Taylor.

6.2 EDUCATION (APPEALS) SUB-COMMITTEE OF THE EDUCATION COMMITTEE

Number of Councillors - 6 from the Education Committee (3 a quorum).

Membership - Councillors Jackson (Chair), Reeves, Brailsford, Knapp, Nicoll and Turnbull.

6.3 EDUCATION (JOINT APPEALS AND BURSARIES) SUB-COMMITTEE OF THE EDUCATION COMMITTEE

Number of Councillors - 6 from the Education Committee (3 a quorum).

Membership - Councillors Taylor (Chair), Cree, Brailsford, Fulton, Nicoll, and Ross.

7. HOUSING COMMITTEE

Number of Councillors - 20 (7 a quorum).

Membership - Councillors Kelly (Chair), McCredie, McIntyre, Reeves, Cree, Reid, Doyle, Provost Stirling, Councillors Darnbrough, Campbell, Hall, Knapp, Fulton, Macrae, Nicoll, McDill, Sneller, G Smith, Carmichael and Farrell.

7.1 APPEALS SUB-COMMITTEE OF THE HOUSING COMMITTEE

Number of Councillors - 6 (3 a quorum).

Membership - Councillors Macrae (Chair), McIntyre, Reid, Hall, Fulton and Carmichael.

7.2 CAPITAL SUB-COMMITTEE OF THE HOUSING COMMITTEE

Number of Councillors - 10 (4 a quorum).

Membership - Councillors Kelly (Chair), Reid, Doyle, Provost Stirling, Councillors Hall, Knapp, Macrae, Nicoll, Sneller and G Smith.

8. SOCIAL WORK COMMITTEE

Number of Councillors - 20 (7 a quorum).

Membership - Councillors Boyd (Chair), McIntyre, Reeves, Cree, Doyle, Brailsford, Darnbrough, Campbell, O'Neill, Hall, Hay, Coffey, Macrae, McDill, Ross, Kelly, Sneller, J Smith, Farrell and Jackson.

8.1 CHILDREN, FAMILIES AND CRIMINAL JUSTICE SUB-COMMITTEE OF THE SOCIAL WORK COMMITTEE

Number of Councillors - 10 (4 a quorum).

Membership - Councillors Darnbrough (Chair), Reeves, Cree, Brailsford, Campbell, O'Neill, Hall, Ross, Boyd and J Smith.

8.2 COMMUNITY CARE SUB-COMMITTEE OF THE SOCIAL WORK COMMITTEE

Number of Councillors - 10 (4 a quorum),

Membership - Councillors Boyd (Chair), Doyle, Darnbrough, Campbell, Hall, Hay, Macrae, Kelly, Sneller and Jackson.

8.3 SOCIAL WORK COMPLAINTS REVIEW

Various as existing.

8.4 SOCIAL WORK INSPECTION UNIT ADVISORY COMMITTEE

Councillors Darnbrough, Hall and Ross.

8.5 CHAIR'S SUB-COMMITTEES

As existing.

9. LOCAL COMMITTEES

9.1 NORTHERN AREA LOCAL COMMITTEE

Membership - Councillors O'Neill (Chair), Hall and Hay and up to 10 non-voting community representatives.

9.2 ALL OTHER LOCAL COMMITTEES REMAIN UNCHANGED.

10. LOCAL PLANNING COMMITTEES

10.1 NORTHERN AREA LOCAL PLANNING COMMITTEE

Number of Councillors - 8 (4 a quorum).

Membership - Councillors Fulton (Chair), O'Neill, Hall, Hay, Macrae, Nicoll, Turnbull and McDill.

10.2 ALL OTHER LOCAL PLANNING COMMITTEES REMAIN UNCHANGED.