

CASTLEREAGH BOROUGH COUNCIL

Minutes of the proceedings of the Technical & Environmental Services Committee Meeting, held, in committee, in the Committee Room, Civic & Administrative Offices, Bradford Court, Upper Galwally, Castlereagh, BT8 6RB on Tuesday 5th September 2006 at 7.30 p.m.

PRESENT: Alderman J Norris MBE
(in the chair)

COUNCILLORS: Mrs M Chambers (from 7.40 p.m.)
Mrs S Duncan
C Hall
B Hanvey
T Jeffers (from 7.43 p.m.)

APOLOGIES: Apologies were received on behalf of Alderman Rice, Councillors Henderson and Spratt

IN ATTENDANCE: Director of Technical & Environmental Services, Client Manager, Operational Services Manager, Building Control Manager, Acting Environmental Health Manager, and Assistant Members' Services Officer

TABLED : MINUTES OF THE TECHNICAL & ENVIRONMENTAL SERVICES COMMITTEE MEETING HELD ON 6TH JUNE, SPECIAL TECHNICAL & ENVIRONMENTAL SERVICES COMMITTEE MEETINGS HELD ON 13TH JUNE AND 22ND JUNE 2006

REPORT FROM BUILDING CONTROL MANAGER (copy previously circulated)

T&ESC/2006/270 : SCHEDULE OF APPLICATIONS

The Building Control Manager outlined the schedule of applications approved by the Building Control Service for the period 1st May to 31st July 2006.

Noted.

T&ESC/2006/271 : REPORTS ON APPLICATIONS, INSPECTIONS AND SOLICITORS ENQUIRIES

Noted.

T&ESC/2006/272 : PERFORMANCE INDICATORS - FULL PLAN APPLICATIONS FOR APRIL 2006 TO JUNE 2006

The Building Control Manager presented the planned performance indicators, as outlined in the business plan for 2006/2007, and also those achieved for the above period.

Noted.

T&ESC/2006/273 : BUILDING REGULATIONS NORTHERN IRELAND 2000, AMENDMENTS

The Building Control Manager outlined for Members a number of amendments that had been made to the Building Regulations, which would come into operation in November 2006, as follows:

- Part F: Conservation of Fuel and Power and the new Technical Booklets F1 and F2.
- Part L: Heat Producing Appliances and Liquefied Petroleum Gas Installations and the new Technical Booklet L.
- Part R: Access and Facilities for Disabled People and the new Technical Booklet R.

The Building Control Manager outlined, that in addition to these amendments, there were also consequential changes to Parts H and V of the Building Regulations Northern Ireland, which would also come into operation in November 2006.

He reported that all of these amendments would amount to considerable changes in Building Regulations and Technical Booklets, resulting in considerable training for staff, to enable them to undertake their duties effectively.

Noted.

T&ESC/2006/274 : STREET NAMING AT 33-35 HILLSBOROUGH ROAD, CARRYDUFF

The Building Control Manager advised Members that a proposal had been received from Crawford Homes Ltd for the street name "Thorndale Way" for 6 detached dwellings at the above site.

He outlined that the request met with the requirements of the Council's Street Naming Policy, in that the name "Thorndale" was in use in the area.

RESOLVED : That the Council be recommended to agree that the street name of "Thorndale Way" be adopted for 6 detached dwellings on the site of 33-35 Hillsborough Road.

T&ESC/2006/275 : STREET NAMING AT NEWTOWNBREDA ROAD (WORKS DEPOT), NEWTOWNBREDA.

The Building Control Manager advised Members that a proposal had been received from BIH Housing Association for the street name of "Orchard Mews" for 14 flats and 25 dwellings at the above site.

He outlined that the request met with the requirements of the Council's Street Naming Policy, in that, the name "Orchard" was in use in the area.

RESOLVED : That the Council be recommended to agree that the street name of "Orchard Mews" be adopted for 14 flats and 25 dwellings on the site of Newtownbreda Road (Works Depot), Newtownbreda.

T&ESC/2006/276 : STREET NAMING AT LAND TO REAR OF 39-41 OLD DUNDONALD ROAD, DUNDONALD

The Building Control Manager advised Members that Ballantyne Hollinger Ltd had proposed the street name of 'Gransha Road Terrace', for 5 No. dwellings, on a site to rear of 39-41 Old Dundonald Road, Dundonald. He added that the site was accessed from the Gransha Road, Dundonald.

He added that the matter had been discussed at the June Committee meeting, and as requested, he had contacted Ballantyne Hollinger Ltd. He reported that this new request met with the requirements of the Council's Street Naming Policy, in that, the name 'Gransha' was in use in the area.

RESOLVED : That the Council be recommended to agree that the street name of 'Gransha Road Terrace' be allocated to the 5 dwellings at land to rear of 39-41 Old Dundonald Road, Dundonald.

T&ESC/2006/277 : STREET NAMING AT BROOKE HALL, BALLYLENAGHAN

The Building Control Manager advised Members that the street name of Brooke Hall had already been approved for the overall development by Council in December 2005.

He reported that Taggart Holdings Limited had now proposed the street names of "Brooke Hall, Brooke Hall Avenue, Brooke Hall Heights and Brooke Hall Drive", for approximately 209 dwellings on Phases 1, 2 and 3 on a site to the rear of Primrose Hill, Ballylenaghan. He referred to the site plan attached to his report for Members' information.

Councillor Hanvey outlined that he had been advised that traffic lights would be installed in that area when the 90th dwelling had been occupied. He asked if there was any liaison between Building Control, Planning Service and Roads Service in this respect.

The Building Control Manager explained that this was a matter for the DOE Planning Service and /or the DRD Roads Service, and was not a Building Regulations issue.

RESOLVED : That the Council be recommended to agree that the street names of "Brooke Hall, Brooke Hall Avenue, Brooke Hall Heights and Brooke Hall Drive" be allocated to approximately 209 dwellings on Phases 1,2 and 3 on a site to the rear of Primrose Hill, Ballylenaghan.

REPORT FROM THE ACTING ENVIRONMENTAL HEALTH MANAGER

T&ESC/2006/278 : STATUTORY NOTICES PUBLIC HEALTH (IRELAND) ACTS 1878 TO 1907

The Acting Environmental Health Manager outlined for Members' information, the details of Statutory Notices, which had been served in relation to the abatement of Public Health nuisance/conditions prejudicial to health.

Noted.

T&ESC/2006/279 : CONSUMPTION OF INTOXICATING LIQUOR IN DESIGNATED PLACES

The Acting Environmental Health Manager outlined for Members the incidents in respect of the above from October 2005 until 21st April 2006.

Noted.

T&ESC/2006/280 : AIR QUALITY - REGULATION OF WATER SERVICE DISCHARGES REPORT 2004

The Acting Environmental Health Manager outlined that, a copy of the above report was available in the Environmental Health Service Unit, should Members wish to peruse the contents.

Noted.

T&ESC/2006/281 : BELFAST HEALTHY CITIES

The Acting Environmental Health Manager outlined that Members should be aware that the EHS had received 3 reports under the above umbrella, as follows:

- the first report is the Healthy Ageing – Interaction Plan, which outlines action by a number of key themes including Community Support Networks; Transport; Housing; Home Safety; Community Safety and Fuel Poverty.
- the second and third reports are on Health and Social Living conditions in the Belfast & EHSSB area.

He advised that a copy of the above reports were available in the Environmental Health Unit, should Members wish to peruse their contents.

Noted.

T&ESC/2006/282 : THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NI) ORDER 1985 :REGISTRATION OF PREMISES

The Acting Environmental Health Manager reported that an application for registration had been received in relation to premises within the Borough for a hair and beauty business, under Article 14 of the above-mentioned legislation. He outlined that the premises had been inspected and found to comply with the Byelaws made under the above Order:

RESOLVED : That the Council be recommended to agree to grant a certificate of registration for a hair and beauty business within the Borough.

T&ESC/2006/283 : WELFARE SERVICE ACT (NI) 1971

The Acting Environmental Health Manager advised Members that under the above legislation, it was the responsibility of the Local Authority to bury the body of any person who had died or been found dead in its district, where it appeared that suitable arrangements for the disposal of the body had not been, or were not being made otherwise than by the District Council.

He provided Members with the details in respect of the death of a lady in Belvoir. He added that at the time of writing his report, no suitable means of burial had been arranged, and under this statutory legislation, it appeared that the Council would incur expenditure in this respect. He outlined that he could now report that the next of kin had now made adequate provision for the disposal of the body, removing any statutory obligation from the Council.

Noted.

T&ESC/2006/284 : NOISE COMPLAINT STATISTICS FOR (NI) 2005 - 2006

The Acting Environmental Health Manager reported that a copy of the above document was available for Members' perusal in the Environmental Health Service Unit.

Noted.

T&ESC/2006/285 : THE LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NI) ORDER 1985 : ARTICLE 3 – LICENSING OF PLACES OF ENTERTAINMENT – RENEWAL OF LICENCE

The Acting Environmental Health Manager outlined details of applications in respect of the above, and he explained that the necessary inspections would be carried out.

Noted.

T&ESC/2006/286 : THE BETTING, GAMING, LOTTERIES AND AMUSEMENTS (NI) ORDER 1985 : RENEWAL OF AMUSEMENT PERMIT- PREMISES – LUCKY JACKS, 1 CHURCH ROAD, DUNDONALD

The Acting Environmental Health Manager outlined that on 19th July 2006 an application to renew the amusement permit for Lucky Jacks, 1 Church Road, Dundonald was received from the current permit holders, whose permit was valid until 31st August 2006. He reported that on 20th July 2006 the normal consultation letter was sent to the PSNI with regard to this renewal application. He added that on 9th August 2006, a further letter was sent to the PSNI expressing concerns about the use of a particular machine on the premises, and asking the police as the enforcing authority for gaming machines, to comment on the suitability of this machine in an amusement arcade which was operated under an amusement permit issued by the Council.

He indicated that the police were currently investigating the legal position with regard to this questionable machine, and as a result, he would not be in a position at this time, to make any recommendation in respect. He asked Members to note that under the legislation, the premises may continue to operate under the existing permit until the police had completed their investigation, and had formally responded to the Council. He added that Members would then be in a position to make a decision regarding the permit.

Councillor Jeffers outlined that it was unacceptable that these premises could remain operating without a current permit, particularly when the PSNI were investigating the suitability of one of the machines.

Councillor Hanvey suggested that in order to attempt to expedite the matter, it be referred to the DPP.

Following further comments from Members, the Acting Environmental Health Manager explained that the Council did not have responsibility for determining the legitimacy of the machines. He added that, under current legislation, the owner could continue to operate until such time as the PSNI had clarified the suitability of the machine. He outlined that he would keep Members' advised on progress in this respect.

RESOLVED : That the Acting Environmental Health Officer

- (a) keep Members updated on progress with respect of the renewal of amusement permit for premises at 1 Church Road, Dundonald
- (b) refer the matter to Castlereagh District Policing Partnership

T&ESC/2006/287 : THE DOGS (NI) ORDER 1983 : DOGS KEPT WITHOUT A VALID LICENCE

The Acting Environmental Health Manager reported, that despite a written warning, a lady living in the Dundonald area continued to keep two dogs without obtaining valid licences. He reported that Fixed Penalty Notices had been issued for the offences, but these were returned unpaid from the Clerk of Petty Sessions Office.

He sought approval to instigate legal proceedings under the above legislation against the lady.

Following discussion, it was

RESOLVED : That, under the Dogs (NI) Order 1983, the Council be recommended to authorise Officers to instigate legal proceedings against a lady living in the Dundonald area

T&ESC/2006/288 : STAFF MATTERS : INDUSTRIAL POLLUTION CONTROL 1997

The Acting Environmental Health Manager advised Members that a one-day training course was to be held on 14th September 2006 at Newtownabbey Borough Council in respect of Regulatory Dry Cleaning Installations, at a cost of £50.00. He added that the course would benefit Officers currently working within this field.

Following discussion, it was

RESOLVED : That the Council be recommended to agree that an Officer from the Environmental Health Service Unit attend a one-day training course on 14th September 2006 in Newtownabbey Borough Council at a cost of £50.00.

T&ESC/2006/289 : ECDL EDUCATIONAL COURSE

The Acting Environmental Health Manager outlined, that in order for Mrs Eileen Logan, Enforcement Officer, to effectively communicate and deliver presentations to promote responsible dog ownership within the Borough, she had decided to undertake the above course. He reported that the Officer was carrying out the course in her own time, at a cost of £165.00, which had already been paid for by the Officer.

He reported that the Officer had taken her GCSE English Language exam and had achieved an A*.

Following discussion, it was

RESOLVED : That the Council be recommended to agree to reimburse £165.00 to the Enforcement Officer, being the costs incurred by her for the ECDL Educational Course, and that the Acting Environmental Health

Manager pass on the Committee's congratulations to her for achieving an A* in her GCSE English Language exam.

**SUPPLEMENTARY REPORT FROM THE ACTING ENVIRONMENTAL HEALTH MANAGER
(copy previously circulated)**

T&ESC/2006/290 : THE DOGS (NI) ORDER 1983 - DOG ATTACK ON 25TH JUNE 2006 IN THE CREGAGH AREA

The Acting Environmental Health Manager provided Members with the details of the above incident, advising that a Yorkshire Terrier dog had chased a six-year-old boy, causing him to fall off his bicycle. He added that it was alleged that the dog then bit the boy on his left arm and leg. He advised that the person in charge of the dog at the time disputed that the boy had been bitten by the dog, and claimed that the injuries had been sustained by the child falling off his bicycle.

He explained that, irrespective of whether the boy had been bitten by the dog, it was clear that the child was in fear of being attacked, and this was defined in the legislation as a dog attacking a person.

Councillor Chambers outlined that Members had previously asked if the Officer had received a medical report to show whether the boy's injuries had been sustained by a dog bite or by falling off his bicycle.

The Acting Environmental Health Officer reiterated that under the legislation, it was very clear that this incident would be treated as a dog attack.

Following further discussion, it was

RESOLVED : That the Council be recommended to agree that, in accordance with the Dogs (NI) Order 1983, legal action be instigated against the person in charge of the dog involved in an incident in the Cregagh area on 25th June 2006.

T&ESC/2006/291 : THE DOGS (NI) ORDER 1983 - DOG ATTACK ON 6TH JULY 2006 IN THE DUNDONALD AREA

The Acting Environmental Health Officer provided Members with the detail of the above incident, explaining that a nine-year-old boy received quite serious injuries as a result of an attack by Rottweiler. He added that the dog involved was being kept without a licence, and due to the serious nature of the attack, the dog owner took the dog to a Veterinary Surgeon and had it humanely destroyed on the same day as the incident.

Following discussion, it was

RESOLVED : That the Council be recommended to agree that, in accordance with the Dogs (NI) Order 1983, legal action be instigated against the owner for

keeping a dog without a licence, and for the incident in the Dundonald area on 6th July 2006.

**REPORT FROM THE OPERATIONAL SERVICES MANAGER
(copy previously circulated)**

**T&ESC/2006/292 : LAGAN VALLEY REGIONAL PARK (LVRP) –
MANAGEMENT REVIEW**

The Operational Services Manager referred Members to a copy of his previous reports on the above matter, together with a copy of the briefing document from EHS.

He reminded Members that at the June 2006 Committee meeting, Members had resolved the following:

- (a) To support a company limited by guarantee.
- (b) That Castlereagh Borough Council continue to be the employing authority for this new company limited by guarantee.
- (c) That a decision in respect of Recommendation 2 in the Officer's report be postponed until more information is available. This was to confirm the Council's willingness to consider an application (based on this change) for increased funding to the Park budget from £16,000 to approximately £18,000 (exact figure to be finalised), subject to the EHS Commissioned Business Plan being tabled at a future meeting.

The Operational Services Manager outlined that, as requested in (c) above, he had attached to his report for Members' information, a copy of the Business Plan, which included an economic appraisal.

He advised Members that the Chairman of the LVRP, Mr Charlie Charlton was in attendance at this evening's meeting to make a presentation to the Committee. He added that it was being recommended that approval be granted for the EHS Business Plan, and that the Council increase the funding for the Park, as follows:

from £16,000 to £18,604 in year 1
from £16,000 to £19,353 in year 2
from £16,000 to £20,131 in year 3

At this point, the Chairman welcomed Mr Charlie Charlton, Chairman of the LVRP to the meeting.

Mr Charlton began by advising that, as Chairman of the LVRP Advisory Committee, he was also now employed by the Council as the Acting Capital Projects Officer.

He provided Members with background details on the Park since it was established in 1967. He referred to the Operational Services Manager's comments, and summarised the reasons behind the request for LVRP to become a company limited by guarantee. He reported that two years ago the Park Officer, at that time, had submitted an application to the Heritage Lottery Fund, and a grant of just over £1.6 million had been offered to develop the Park further. He added that unfortunately, LVRP did not have legal status, and therefore was ineligible to receive the grant. He added that the EHS had commissioned a review of the Park structure, and it was subsequently recommended that the Park become a company limited by guarantee. He added that this would require a small annual increase in each of the Council's contribution. He expressed the view that this relatively small increase should be looked at in the context of the amount involved in the Heritage Lottery Funding application.

Mr Charlton reported that, despite the problems relating to the Park's legal status, Stage 1 funding had already been received to develop the programme, which included professional services for the Lock Keeper's Cottage and the adjacent lock, in partnership with DCAL. He added that for a contribution of £15,000.00 towards the renovations of the Lock Keeper's Cottage, the Council was drawing down Heritage Lottery Funding of £85,000.00. Similarly for a contribution of £5,000.00, the Council received assistance of £40,000.00 towards the Interpretative Centre and the adjoining visitors' centre.

Following a query from Councillor Duncan in relation to the contribution made by each of the three Councils, Mr Charlton confirmed that each Council paid an equal contribution of approximately £16,000.00.

The Operational Services Manager advised Members that both Belfast and Lisburn City Councils had already agreed to meet the increased costs.

Councillor Chambers outlined that she was somewhat surprised to hear that Castlereagh Borough Council had to provide the same contribution as Belfast and Lisburn, given that Castlereagh had a significantly smaller population than the two other Councils, and Castlereagh owned the smallest amount of land within the Park area.

She continued by stating that, whilst she was fully supportive of the Council funding the LVRP, she felt that the costs should be more fairly apportioned, between the three Councils, based on population and the size of the Council land in question within the Park.

Councillor Hanvey expressed the view that there were very few green areas such as the LVRP for people to enjoy, due to the developers. He added that based on the statistics that there were over 573,000 visitors to the Park in 2005, the amount of money being requested paled into significance when you consider the benefits, particularly in promoting healthy living. He outlined that it was also an excellent opportunity to preserve the Lock Keeper's cottage for future generations.

Councillor Duncan outlined that she was currently a member of the LVRP and the Economic Development Sub Committee, where the Lock Keeper's Cottage Scheme and Visitors' Centre were being progressed. She added this was going to be a very prestigious tourist attraction within the Borough, and she would be very disappointed if this scheme was held up, and other potential funding opportunities for the LVRP put in jeopardy.

Following further discussion, Councillor Hanvey proposed that the Council provide the additional funding over the next three years, and this was seconded by Councillor Jeffers.

At this point a recorded vote was requested, as follows:

In favour of the proposal:

Alderman Norris
Councillor Duncan
Councillor Hanvey
Councillor Hall
Councillor Jeffers

Against the proposal:

Councillor Chambers

Councillor Chambers asked that it be noted that the reasons she was opposed to the additional funding, was that as previously mentioned, she was of the view that Castlereagh Borough Council already paid more than its fair share, given the significantly smaller population in Castlereagh and the fact that the Council had the least amount of land within the Park, as compared with Belfast and Lisburn.

RESOLVED : That the Council be recommended to

- (a) agree to increase its contribution towards Lagan Valley Regional Park, over the next three years, as follows:

from £16,000 to £18,604 in year 1
from £16,000 to £19,353 in year 2
from £16,000 to £20,131 in year 3

- (b) approval be granted for the Business Plan for the Lagan Valley Regional Park, as commissioned by the Environment & Heritage Service

T&ESC/2006/293 : COMPLIMENTS RECEIVED BY THE OPERATIONAL SERVICES UNIT

The Operational Services Manager advised Members that a number of letters passing on compliments to staff had been received within the Operational Services Unit over the past few months, copies of which he had attached to his report. He added that these letters were very welcome comments of

appreciation from our ratepayers and visitors to the Borough, and were a good source of motivation for all of the staff concerned.

At the request of Alderman Norris, it was

RESOLVED : That the Committee's congratulations be passed onto the relevant staff within the Operational Services Unit, who had been mentioned in letters of appreciation from ratepayers and visitors to the Borough.

T&ESC/2006/294 : CREGAGH ROAD RECYCLING CENTRE

Councillor Chambers outlined that on a recent visit to the above centre, she had witnessed builders' rubble being taken out of a van and being deposited into the back of a Council bin lorry for crushing. She added that, not only was she concerned at the potential damage that could be caused to the bin lorry, but she also understood that the Council no longer accepted builders' rubble.

She then provided the Client Manager with the date and time of the incident.

Following discussion, it was

RESOLVED : That the Client Manager investigate the incident of builders' rubble being deposited into a bin lorry at the Cregagh Road Recycling Centre, and report back to the Committee.

T&ESC/2006/295 : QUOTATIONS FOR THE SUPPLY OF SPRING BEDDING

The Operational Services Manager advised Members that quotations had been received for the supply of spring bedding, as follows:

Pentland Plants

Loanhead
Midlothian
EH20 9QG

£5,148.45 exc VAT

H Geddis

71 Banbridge Road
Waringstown
BT66 7RG

£4,144.43 exc VAT

Whites Nursery
28 Lurgan Road
Moir
Lurgan
BT67 0LX

Quantil Ltd

Cranes Lane
Ormskirk
Lancashire

£6,490.64 exc VAT

Hanna's Nursery

16 Hanna's Road
Larne
Co Antrim

£5,411.10 exc VAT

£5,831.00 exc VAT

He recommended that the quotation in the sum of £4,144.43 from H Geddis & Son be accepted, being the lowest tender received.

Councillor Duncan stated that she was pleased to note that this supplier was from Northern Ireland

RESOLVED : That the Council be recommended to agree that the quotation from H. Geddis & Son for the supply of Spring Bedding be accepted in the sum of £4,144.43.

T&ESC/2006/296 : QUOTATIONS FOR THE SUPPLY OF SPRING BULBS

The Operational Services Manager reported that quotations had been sought for the supply of spring bulbs from the following:

Gee Tee
Matmore Gate
Spalding
Lincs

£1,753.88 exc VAT

H J Roosa
'The Knowe'
Springholm
Nr Castle Douglas

£1,750.00 exc VAT

J Parker
452 Chester Road
Old Trafford
Manchester

No Submission

Following discussion, it was

RESOLVED : That the Council be recommended to agree that the quotation from Lubbe & Sons (Bulbs) Ltd be accepted in the sum of £1,723.89 for the supply of Spring Bulbs.

Lubbe & Sons (Bulbs) Ltd
Welland House
High Street
Spalding
Lincs

£1,723.89 exc VAT

Cornish King Bulb Growers
Wallops Wood House
Droxford
Southampton

£1,756.76 exc VAT

T&ESC/2006/297 : PROPOSED TREE PROTECTION ORDERS (TPO) AT 28 CREGAGH PARK, CREGAGH AND HYDEBANK PLAYING FIELDS, CASTLEREAGH

The Operational Services Manager reported that, in accordance with the relevant Department of the Environment (NI) Order, the Planning Service had placed a provisional TPO on each of the above sites. He referred to the appendices he had attached to his report relating to this matter, and in particular, to the relevant planning issues as outlined by the Planning Officer, together with an opinion from Council's legal advisors. He reported that the Parks Manager was currently corresponding with the Planning Service, in an effort to ascertain if permission would be granted for the Council to maintain the trees.

He added that he was bringing this matter to Members' attention, in terms of the maintenance issues, but that the Planning Officer would be bringing it before Council in respect of the planning issues.

Following discussion, it was

RESOLVED : That, upon receipt of a response from the Planning Service in respect of the maintenance issues, the Operational Services Manager report back to the Committee on the Tree Protection Orders at Cregagh Park and Hydebank Playing Fields.

ANY OTHER BUSINESS

T&ESC/2006/298 : OPEN SPACE AT BREDA AND WOODBREDA TERRACE

The Operational Services Manager outlined that the problems of anti social behaviour in an around the Open Space at Woodbreda and Breda Terrace, had previously been discussed by the Committee. He added that he had received a response from the Council's solicitor, who had confirmed that the land was owned by the Council, and it was his intention to arrange for staff to maintain the area.

Councillor Chambers referred to similar problems that had been experienced at Newton Park, and suggested that the same course of action be taken, in that, the shrubbery be removed.

Councillor Duncan referred to the pathway between Four Winds and Newton Heights, and outlined that the trees/shrubbery had been cut back at the beginning of the summer, but had now become overgrown again
The Operational Services Manager advised Members that he would contact the Roads Service to ascertain if it was willing to pay the cost of another cut.

Following discussion, it was

RESOLVED : That the Operational Services Manager contact Roads Service to ascertain if it was willing to pay for further maintenance work to be carried out on the pathway between Four Winds and Newton Heights.

T&ESC/2006/299 : CORRESPONDENCE FROM CARRYDUFF COLTS FOOTBALL CLUB

The Operational Services Manager advised Members that the above correspondence was in relation to a request from Carryduff Colts to form a partnership with the Council, in order to draw down funding for floodlighting on one of the grass pitches at Lough Moss. He asked Members to bear in mind, however, that it was more costly to maintain the grass pitches.

Councillor Hanvey outlined that, although he was in favour of the provision of floodlights at Lough Moss, he had some concerns, in terms of potential funders requiring a formal agreement between the club and the Council. He added that such an agreement may have implications for other clubs' usage of pitches. He continued by stating that there was a high demand for the pitches at Lough Moss, and although Castlereagh Colts was a very successful club, and had a significant number of members, it was a relatively new club. He added that there were a number of well-established clubs that had been using the Lough Moss pitches for years, and he felt that, should the Council agree to this request, the regular football clubs should be consulted.

Councillor Chambers expressed the view that there might also be a requirement on the part of funders for the Council to enter into an agreement, in terms of leasing of the pitch to the football club for a specified number of years.

Councillor Duncan queried responsibility for the additional electricity costs.

Alderman Norris outlined that the addition of evening matches would have a detrimental impact on the state of the pitch, and subsequently, financial implications for the maintenance budget.

The Operational Services Manager stated that, under the overall leisure strategy, the Director of Finance & Leisure Services was investigating the possibility of forming partnerships in order to draw down funding for a number of leisure projects. He added that he was aware that consideration was currently being given to the provision of an astro pitch at Lough Moss. He recommended therefore that the request from Carryduff Colts be referred to the Leisure Services Committee for consideration.

Councillor Hanvey proposed that the Committee agrees to the Officer's recommendation. He further proposed that, if at any future stage, there was a commitment given to consider partnerships such as this, that all interested parties be involved in order that one team would not have an advantage over another.

Following further discussion, it was

RESOLVED : That

- (a) consideration of the request from Carryduff Colts Football Club to enter into a partnership with the Council, in an attempt to draw down funding for the provision of floodlights on one of the grass pitches at Lough Moss, be referred to the Leisure Services Committee
- (b) the Council be recommended to agree that, in future, prior to entering into a partnership agreement, that regular football club users of the particular facility be consulted, in order that one team would not have an advantage over another, in terms of usage

**REPORT FROM THE CLIENT MANAGER
(copy previously circulated)**

T&ESC/2006/300 : TONNAGES DEPOSITED AT LANDFILL

The Client Manager outlined that, as reported at the Waste Management meeting held on 23rd August 2006, the tonnages deposited to landfill during the months of May, June and July had been 1,783, 1,726 and 1,691 tonnes respectively; which was almost 1,000 tonnes less than the same period last year. He further reported that the tonnage deposited during August was 1,999, which was 147 tonnes less than the same month last year.

He also outlined that the amount of material recycled (unaudited figures) for the period April to June 2006 was 40.6%.

Councillor Duncan outlined that she had noticed that certain individuals in her area appeared never to leave their black box out for collection by Bryson House.

Councillor Hall suggested that Bryson House employees take a note of these addresses and pass the details onto Council staff to deal with.

Following further discussion, it was

RESOLVED : That the Council be recommended to agree that Officers within the Technical & Environmental Services Department be authorised to write out to those residents who were not leaving out their black box, as reported to them by Bryson House employees.

T&ESC/2006/301 : LETTER OF THANKS

The Client Manager attached to his report a letter of thanks from a resident in the Dundonald area regarding the special collection service.

Noted

**T&ESC/2006/302 : OPEN SPACE AT EDGAR AVENUE/CARRYDUFF
HOUSEHOLD RECYCLING CENTRE**

The Client Manager attached to his report for Members' information a copy of the notes of the site visit to the above location, which had been held on Monday 12th June 2006, together with a plan showing the areas of ground in question. He added that Members would recall that a local business had requested to buy the triangular hatched area, and the local Elim Church had requested to buy the rectangular hatched area.

Councillor Chambers expressed the view that the Council should not sell any further land in that particular area. She then provided an overview of the circumstances surrounding the previous sale of land in that area.

Councillor Hanvey concurred with Councillor Chambers, and outlined that portions of the original site had been sold off bit by bit over the past number of years. He then referred to the Scout pitch, and outlined that there was an onus on the Council to ensure that it provided appropriate alternative provision in the area, and if this was not the case, he would not be in favour of these land sales.

Following a query from Councillor Hanvey, the Client Manager explained the implications of placing restrictive covenants on land, when selling on the open market.

Members agreed that further consideration of this matter be deferred to enable a site visit to be organised to Edgar Avenue.

Discussion then ensued in respect of play provision across the Borough.

Following further discussion, it was

RESOLVED : That further consideration of the requests to purchase Council land at Edgar Avenue, Carryduff be deferred to enable a site visit to be held on Tuesday 19th September 2006 at 9.30 a.m.

T&ESC/2006/303 : PROPOSED NEW PLAYGROUND AT LOUGH MOSS CARRYDUFF

The Client Manager stated that Members might be aware that a lottery application had been made to assist with the funding of a new playground at Lough Moss. He added that, in order that the application had the best opportunity of being successful, it was necessary to demonstrate community involvement and commitment to the process. He outlined that some Carryduff parents had formed a group to consider this matter, and had made a presentation to the Technical & Environmental Services Committee.

He expressed the view that it may be appropriate that members of the group be invited to assist with the development of a detailed plan for the playground, and subsequently assist with the assessment process of the tenders. He added that the final decision with regard to the acceptance or otherwise of any tenders would still rest with the Council.

Councillor Chambers outlined that, under the terms of the Local Government tendering process, she did not think it would be legally acceptable for outside bodies to participate in the assessment of tenders.

Following further discussion, it was

RESOLVED : That

- (a) the Client Manager clarify the terms of the Council's tendering process, with a view to ascertaining if it would be in order for the Carryduff Parents' Group to participate in the assessment of tenders for the proposed new playground at Lough Moss.
- (b) representatives from the Carryduff Parents' Group be consulted about the design of the playground

T&ESC/2006/304 : CREGAGH KICKABOUT PITCH AND PROPOSED PLAYGROUND

The Client Manager outlined that Members may recall that the tenders for the kickabout pitch were actually less than the amount that had been set aside in the capital works budgets. He added that, although the final account for the pitch had not yet been agreed, it was anticipated that there would be a sum of approximately £40,000.00 remaining, i.e. the difference between the sum set aside and the final account.

He indicated that during previous discussions, it had been suggested that this money could be used to assist with the funding of a new playground, and that it may be possible to access additional funding from other sources to increase the size of the fund.

Following discussion, it was

RESOLVED : That the Council be recommended to agree that the remaining monies from the Cregagh Kickabout pitch project be used to assist with the funding of a new playground in the area.

T&ESC/2006/305 : INSTALLATION OF GAS HEATING AT 12 PRINCE REGENT ROAD

The Client Manager reported that until very recently, the garage at 12 Prince Regent Road had been heated by heaters powered by diesel (the offices were supplied with electrical storage heaters). He added that not only was this system expensive to operate, it was inefficient, in that, diesel was carried in cans from Carryduff. He outlined that in order to improve the economy of the heating and reduce the environmental impact, a gas heating system had been installed.

He continued by stating that as there was no gas budget for Prince Regent Road, permission was being sought to open a budget and transfer sufficient

funds from the fuel and electricity budgets to cover this. He advised Members that to operate the new gas heating system would cost approximately £1,000.00 per year less than the old system.

Following discussion, it was

RESOLVED : That the Council be recommended to agree that sufficient funds be transferred from the garage fuel and electricity budgets to a new gas budget, to cover the cost of heating the garage at Prince Regent Road.

T&ESC/2006/306 : SPECIAL COLLECTION SERVICE

The Client Manager outlined that Members may be aware that currently a basic charge of £10.00 is levied for the special collection service, with various rebates or concessions for those that recycle, senior citizens, and the visually impaired.

He reported that a request had recently been received from a ratepayer who was on benefits and moving house. He added that this individual had a significant amount of material to be removed, resulting in a charge of more than £10.00. He outlined that given these circumstances, the person would have experienced a lot of difficulty in paying the necessary amount, and it was being suggested that the Council may wish to consider a maximum charge of £10.00 for those on benefits.

Councillor Chambers outlined that, as previously mentioned by the Officer, the Council already included a subsidised rate within the Special Collection Service for the elderly and the visually impaired. She proposed that the current charge remain the same, and this was seconded by Councillor Hall.

Councillor Duncan asked to be recorded as disagreeing with the proposal, as it was her view that people on benefits would find it difficult to pay more than £10.00 for a special collection.

Following discussion, it was

RESOLVED : That the Council be recommended to agree that the current charges set for the Special Collection Service remain in place.

T&ESC/2006/307 : BREAK IN AND DAMAGE TO CARRYDUFF HOUSEHOLD RECYCLING CENTRE MAY 2006

The Client Manager attached to his report for Members' information correspondence from the PSNI in relation to the above.

He reported that he had also written to, and subsequently met with representatives from Mercury Security company, who had reviewed the existing arrangements and facilities. He added that they had recommended that the Council move from the existing arrangement of discreet visits to off-site monitoring using the existing camera system.

Members then considered the summary of the security company's proposals attached to the Client Manager's report.

The Client Manager advised Members that the existing arrangement currently cost approximately £150.00 per month, and for a similar amount, the Council would be provided with an enhanced service.

Councillor Hanvey referred to the recent break-in, and outlined that when this had initially been brought to Members' attention, there had been positive discussion around the culprit being apprehended. He added that, given the content of the PSNI correspondence, this did not now appear be the case.

The Client Manager explained the reasons for this, in terms of the CCTV footage.

Following further discussion, it was

RESOLVED : That the Council be recommended to agree that

- (a) Officers be authorised to seek quotations for off site monitoring and security services at the Carryduff Recycling Centre, for Members' consideration
- (b) in the meantime, Mercury Security Company be appointed to provide off site monitoring and security services at the above location at a cost of approximately £150.00 per month

ANY OTHER BUSINESS

T&ESC/2006/308 : SITE VISIT TO NEW LANDFILL SITES

The Client Services Manager advised Members that the above site visit would take place on 20th September 2006 at 9.30 a.m.

Councillor Chambers outlined that due to a prior commitment, she would not be able to participate in the site visit.

Following discussion, it was

RESOLVED : That a visit to Mullaghglass Landfill Site and Cotton Mount Landfill Site be held on 20th September 2006 at 9.30 a.m., and that Officers arrange transport to pick Members up at the Council Offices at 8.30 a.m.

T&ES/2006/309 : CORRESPONDENCE RE PLAYGROUND PROVISION

The Client Manager outlined that he had received the above correspondence from a resident enquiring who to contact in respect of the provision of a children's playground in the Four Winds area.

The Client Manager stated that he had explained that the Council had hoped to build a community centre in that area, and that it was likely that a play facility would have formed part of the scheme. He outlined that he had advised the resident that unfortunately, it had not been possible to identify a suitable site. He added that the resident still wished to speak with the Elected Representatives.

Noted.

**REPORT FROM THE DIRECTOR OF TECHNICAL AND ENVIRONMENTAL SERVICES
(copy previously circulated)**

T&ESC2006/310 : REPORTS AVAILABLE

The Director of Technical & Environmental Services advised that the following information was available for Members' attention:

- Water Demand Management Bulletin. Environment Agency. June 2006.
- Environmental and Sustainable Technology. June 2006.
- Environmental and Sustainable Technology. July/August 2006.
- Sustrans. Annual Review 2005.
- Northern Ireland Environment Link. Annual Review 2005/06.
- Regulation of Water Service Discharges Report 2004. Environment and Heritage Service.
- Annual Report and Accounts. 1 April 2005 – 31 March 2006. Local Government Staff Commission for Northern Ireland.

Noted.

T&ESC/2006/311 : PESTICIDES (MAXIMUM RESIDUE LEVELS IN CROPS, FOOD AND FEEDING STUFFS) REGULATIONS (NORTHERN IRELAND) 2006 – SR NO. 220 DATED 12 MAY 2006.

The Director of Technical & Environmental Services attached to his report the above correspondence from the Department of Agriculture and Rural Development regarding the above for Members' information.

Noted.

T&ESC/2006/312 : CORRESPONDENCE FROM THE ENVIRONMENTAL POLICY DIVISION OF THE DEPARTMENT OF THE ENVIRONMENT (NI) RE: CONSULTATION ON REGULATIONS FOR MARINE MINERALS EXTRACTION.

The Director of Technical & Environmental Services asked Members to note that the consultation paper was in respect of Council's views on the following:

- The draft Environmental Impact and Natural Habitats (Extraction of Minerals by Marine Dredging)(England and Northern Ireland) Regulations 2006, and
- Draft procedural guidance (Marine Minerals Guidance Note 2 (Northern Ireland)) on the draft Regulations insofar as they apply to the extraction of marine minerals by dredging in Northern Ireland Waters.

He outlined that as Members will note the consultation was concerned with proposals for a statutory basis for the control of the extraction of minerals by marine dredging in Northern Ireland and English waters. He advised that the closing date for this consultation exercise was 1st September 2006.

Noted.

T&ESC/2006/313 : CORRESPONDENCE FROM THE ENVIRONMENTAL POLICY DIVISION OF THE DEPARTMENT OF THE ENVIRONMENT (NI) RE: PRODUCER RESPONSIBILITY FOR NON PACKAGING FARM PLASTICS.

The Director of Technical & Environmental Services referred to the above correspondence and outlined that the proposals were that the producers and importers of waste farm films and other agricultural plastics should take responsibility for their environmentally secure disposal when they become waste, and this was to be welcomed. He added that comments were invited not later than 27th October 2006.

Noted.

T&ESC/2006/314 : WASTE INFRASTRUCTURE TASKFORCE CONSULTATION ON WASTE DISPOSAL AUTHORITY AND PROGRAMME DELIVERY SUPPORT UNIT.

The Director of Technical & Environmental Services reported that the above matter had previously been brought to Members' attention at the Committee meeting held on 6th June 2006. He added that the matter had also been considered in substantial detail at the Arc 21 Joint Committee Meeting of 29th June 2006. He reported that Officers from Central Government – SIB, EPD and DFP had been in attendance at the meeting to address a number of queries, and to provide further clarification on several matters, including:

- Value for money
- Strong Local Government
- Business Continuity Meeting Targets
- Integrated Project Teams (IPT's).

He added that it had been agreed that a formal response be forwarded to the Department of the Environment, to include three recommendations, in terms of the two strategic aspects of the consultation paper, namely a WDA and the

PDSU. He outlined that a copy of the response was attached to his report for Members' information..

The Director of Technical & Environmental Services outlined that the matter had also been considered at the Council's Waste Management Working Group Meeting held on Wednesday 23rd August 2006, a copy of which was attached to his report.

Following discussion, it was

RESOLVED : That the Council be recommended to agree to endorse the Arc 21 Joint Committee response to the Waste Infrastructure Taskforce consultation.

T&ESC/2006/315 : MINUTES OF THE ARC 21 JOINT COMMITTEE MEETING OF 4th MAY 2006

The Director of Technical & Environment Services referred Members to his report in which he had highlighted a number of items of business, which had been discussed at the above meeting. He drew Members' attention to the need to peruse the contents of the Minutes, and acquaint themselves with the waste management issues under consideration.

Noted.

T&ESC/2006/316 : MINUTES OF THE ARC 21 JOINT COMMITTEE MEETING OF 31 MAY 2006

The Director of Technical & Environment Services referred Members to his report in which he had highlighted a number of items of business, which had been discussed at the above meeting. He drew Members' attention to the need to peruse the contents of the Minutes, and acquaint themselves with the waste management issues under consideration.

Noted.

T&ESC/2006/317 : MINUTES OF THE ARC 21 JOINT COMMITTEE MEETING OF 29 JUNE 2006

The Director of Technical & Environment Services referred Members to his report in which he had highlighted a number of items of business, which had been discussed at the above meeting. He drew Members' attention to the need to peruse the contents of the Minutes, and acquaint themselves with the waste management issues under consideration.

Noted.

T&ESC/2006/318 : REVIEW OF WASTE MANAGEMENT PLAN (WMP) & STRATEGIC ENVIRONMENTAL ASSESSMENT (SEA)

The Director of Technical & Environmental Services reminded Members that the above matter had previously been reported to the Technical and Environmental Services Committee held on 6th June 2006. He reported that the Council's and Arc 21's Waste Management Plan had been submitted to the Department of the Environment on Friday 30th June 2006, and that a response from the Department to this submission was awaited.

Noted.

T&ESC/2006/319 : MINUTES OF THE WASTE MANAGEMENT WORKING GROUP MEETING HELD ON WEDNESDAY 23rd AUGUST 2006

The Director of Technical & Environment Services referred Members to his report in which he had highlighted a number of items of business, which had been discussed at the above meeting. He drew Members' attention to the need to peruse the contents of the Minutes, and acquaint themselves with the waste management issues under consideration.

RESOLVED : That the Minutes of the Waste Management Working Group meeting held on Wednesday 23rd August 2006 be adopted as a true and accurate record of the meeting.

There being no further business, the meeting ended at 10.10 p.m.

CHAIRMAN

CHIEF EXECUTIVE

Adopted by the Council this _____ day of
_____ 2006 with the exception of
Minute Nos: _____

MAYOR