

**ENVIRONMENTAL SERVICES COMMITTEE MEETING
TUESDAY 4 JUNE 2019**

Table of Recommendations

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5	Entertainment Licensing Report	<i>Grant</i>
6	Grant of Approval of a Premises as a Venue for Civil Marriage	<i>Grant</i>
7	Pavement Café Licence	<i>Grant</i>
8	Houses in Multiple Occupancy: Data Processing Agreement	<i>Approve</i>
9	Street Trading: Lammas Fair	<i>Revoke Designation Resolution for Claire Street</i>
10	Application for a Dog Breeding Establishment	<i>Grant</i>
11	Bye-Laws: Consumption of Intoxicating Liquor in Designated Places	<i>Review existing Bye-Laws and produce one new Bye-Law</i>
12	Bye-Laws: Tattooing; Semi-Permanent Skin-Colouring; Cosmetic Piercing; Ear Piercing; Electrolysis and/or Acupuncture	<i>Revoke existing Bye-Laws and produce one new Bye-Law</i>
13	Provision of Services for the Treatment of Bio-waste – Extension of Contract	<i>Approve</i>
14	Acupuncture/Business of Cosmetic Piercing/ Tattooing/Semi-Permanent Skin-Colouring/Electrolysis Registrations	<i>Information</i>

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24	Society Lottery Registrations	Information
25	Street Trading Licence Renewals	Information
26	Affordable Warmth Scheme Funding 2019/2020	Information
27	The Street Trading Act (NI) 2001	Information
28	Matters for Reporting to Partnership Panel	Nil
29	Conferences	Nil
30	Correspondence	Nil
31	Consultations	Nil
32	Future Council Cemetery Provision	Approve
33	Knock Road Depot	Accept Lowest Tender

**MINUTES OF THE PROCEEDINGS OF THE MEETING OF THE
ENVIRONMENTAL SERVICES COMMITTEE
IN CIVIC HEADQUARTERS, COLERAINE ON
TUESDAY 4 JUNE 2019 AT 7:00 PM**

In the Chair: Alderman Boyle

Members Present: Alderman Finlay, McCandless and Robinson
Councillors Beattie, Holmes, McKillop MA,
McLaughlin, McLean, McMullan, McQuillan, Nicholl
and Wilson

Officers Present: A McPeake, Director of Environmental Services
G Doyle, Head of Estates
E McCaul, Committee & Member Services Officer

In Attendance: M McCay & J Keys, Zero Waste North West

Press (1 No)

CHAIR / SUBSTITUTIONS

In the absence of the Councillor Mulholland, Alderman Boyle assumed the position of Chair for the transaction of business at the meeting.

Councillor M A McKillop substituted for Councillor Mulholland and Alderman McCandless substituted for Councillor Hunter for the transaction of business at the meeting.

1. APOLOGIES

Apologies were recorded for Alderman Fielding, Councillors Mulholland, Chivers, Hunter and Wallace.

2. DECLARATIONS OF INTEREST

There were no Declarations of Interest.

3. MINUTE OF MEETING HELD 5 MARCH 2019

The Chair advised the Minutes of the Meeting were adopted at the 26 March 2019 Council Meeting. Noted.

4. PRESENTATION – ZERO WASTE NORTH WEST – “THE FUTURE IS A ZERO WASTE CIRCULAR ECONOMY”

The Vice Chair welcomed M McCay and J Keys, Zero Waste North West to the meeting.

The Committee were advised that an authentic Zero Waste Circular Economy (ZWCE) was a goal where all discarded materials become resources for others to use. It meant designing and managing products and processes to reduce the volume and toxicity of waste and materials, conserving and recovering all resources, not burning or burying them. It was also an opportunity for the North-West to future proof its economy and become a beacon of best practice within the UK and the Island of Ireland.

The following was highlighted:

- The reasons not to incinerate?
- Comparisons on recycling between Denmark who incinerates and Tresviso, Italy who is committed to reducing residual waste;
- Statistics on blue bin recycling and kerbside sorted recycling

It was noted that international evidence shows that a clear collection system and education around its citizens quickly see the benefits and embrace the transition for the positive difference it makes. One of the key ZWCE pilots on the ground was at Stendhal, the first ZWCE festival in Northern Ireland, whereby vendors selling food use compostable plates, cutlery and containers; cans and plastic bottles are collected separately to go to CAN Can in Ballymoney and cardboard is collected separately, then forwarded to LCDI.

The presenters set out the following invitation:

- As part of NWRWMG join with Derry City and Strabane District Council colleagues to ensure that the outline business case for in-house waste management infrastructure focuses on a ZWCE approach that maximises recyclite quality;
- Own and drive the culture-shift, the ZWCE as a cross-cutting theme for Economic, Environmental, Health and Social Wellbeing and planning;
- It about circulating resources not generating waste!
- Shift your focus up the hierarchy to prevention and reuse + quality of recycle
- Be conscious of inertial forces of existing infrastructure providers as a key obstacle to zero waste - this has begun already.

The presenters were thanked by Committee Members for the informative presentation and it was pointed out the role schools played in recycling; problem of single use plastic; cutting down trees for incineration and need for innovation on package design.

The presenters from Zero Waste North West left the Chamber at 7:40 pm.

5. ENTERTAINMENT LICENSING REPORT

Report previously circulated.

5.1 Grant of Outdoor Entertainments Licence

Licence No: EL 388
Premises: Beach Road Carpark, Portballintrae
Application: Grant of outdoor entertainments licence

Days and times on which it is applied to provide entertainment:

Saturday 6 July 2019 - 18:00hrs to 23.00hrs

Representations: None received
PSNI and NIFRS: No objections received

It is recommended - grant of an Outdoor Entertainment Licence subject to compliance with any recommendations of the Councils licensing department.

5.2 Grant of Annual Outdoor Entertainments Licence

Report previously circulated.

Licence No: EL 385
Premises: East Strand Car Park, Portrush
Application: Grant of outdoor entertainments licence

Days and times on which it is applied to provide entertainment:

Friday 9 August 2019 to Sunday 11 August 2019 – 16.00hrs to 23.00hrs

Representations: None received
PSNI and NIFRS: No objections from PSNI. Awaiting response from NIFRS

It is recommended - grant of an Outdoor Entertainments Licence subject to compliance with any recommendations of the Councils Licensing Department inclusive of the following special conditions:

- No objections NIFRS

5.3 Grant of Occasional Indoor Entertainments Licence

Report previously circulated.

Licence No:	EL 387
Premises:	Golf Links Hotel Marquee, Bushmills Road, Portrush
Application:	Grant of occasional indoor entertainments licence to include marquee adjacent to premises from 12 to 21 July 2019
	Monday – Sunday: Midday – 23.00hrs
Representations:	None received
PSNI and NIFRS:	Awaiting responses

It is recommendation – Grant of an Annual Entertainments Licence subject to compliance with any recommendations of the Councils licensing department inclusive of the following special conditions:

- No objections from PSNI or NIFRS

5.4 Variation of Annual Indoor Entertainments Licence

Licence No	EL 007
Premises:	Golf Links Hotel, 140 Dunluce Road, Portrush
Application:	Variation of annual indoor entertainments licence to include Monday 26 August 2019 from Midnight to 2:00 am
Representations:	None received
PSNI and NIFRS:	No objections received

It is recommended - grant a variation to Entertainments Licence subject to compliance with any recommendations of the Councils licensing department.

5.5 Grant of an Occasional Entertainment Licence

Report previously circulated.

Licence No:	EL389
Premises:	Robert Emmets GAC Cushendun, Bay Road, Cushendun
Application:	Grant of Occasional Indoor Entertainments licence for a marquee:
	Thursday 25 July 2019: 18:00hrs to Midnight
	Friday 26 July 2019: 18:00 to 02.00hrs
	Saturday 27 July 2019: Midday – 2:00hrs

Sunday 28 July 20-19: Midday – 2.00hrs

Representations: None received

PSNI and NIFRS: No objections from PSNI. Awaiting response from NIFRS

It is recommended - to grant an Occasional Indoor Entertainments Licence subject to compliance with any recommendations of the Councils licensing section inclusive of the following special conditions:

- No objections from NIFRS

Proposed by Councillor MA McKillop
Seconded by Councillor Holmes and

AGREED – to recommend to Council approval of recommendations therein for items 5.1 – 5.5 inclusive.

6. GRANT OF APPROVAL OF A PREMISES AS A VENUE FOR CIVIL MARRIAGE

Report previously circulated.

Reference Number: TMA 001 / 2019

Premises: Grounds of Dominican College, 2 Strand Road, Portstewart

Application: Application has been received for the grant of temporary approval as a place of Civil Marriage

Date: 3 August 2019

Representations: None received

PSNI and NIFRS: No objections

It is recommended – that the premises be granted approval for Civil Marriage subject to compliance with any recommendations of the Councils licensing section.

Proposed by Councillor Holmes
Seconded by Councillor Nicholl and

AGREED – to recommend to Council that the premises be granted approval for Civil Marriage subject to compliance with any recommendations of the Councils licensing section.

7. PAVEMENT CAFÉ LICENCE

Report previously circulated.

Licence No: PC001
Premises: Greggs Café 13-15 Church Street Coleraine
Application: Grant of a Pavement Café Licence in order to provide additional seating to their premise in order to provide provisions for customers to consume food and drink supplied by the licence holder outside their premises.
Representations: None received
PSNI/ DfI /Other: No objections
Council Planning Section: Planning Permission - outdoor customer seating area Ref No LA01/2018/0560/F Granted November 2018

It is recommended - grant of an Annual Pavement Café Licence subject to conditions of the licensing department inclusive of conditions laid out in the licence.

Proposed by Councillor McLean
Seconded by Councillor MA McKillop and

AGREED – to recommend to Council grant of an Annual Pavement Café Licence subject to conditions of the licensing department inclusive of conditions laid out in the licence.

8. HOUSES IN MULTIPLE OCCUPATION: DATA PROCESSING AGREEMENT

The Environmental Committee received a report to request that the Committee approve the signing of the Houses in Multiple Occupation Data Processing Agreement and that the Chief Executive sign on Councils behalf.

The report set out background information on The Houses in Multiple Occupation Act NI 2016 which will become effective from 1 April 2019.

It was noted that the service was delivered on behalf of all councils by Belfast City Council with Causeway Coast and Glens and Derry City and Strabane District Council as sub regional cluster leads.

The Data processing agreement attached to the report had been prepared and reviewed by Information Governance Officers, data to be processed, storage location, arrangements for access and destruction arrangements.

The agreement would be reviewed every six months for the first 12 months after signing and thereafter every 2 years.

It is recommended – that the Committee approve the signing of the above Data Processing Agreement and that the Chief Executive sign on Councils behalf.

Proposed by Councillor Beattie
Seconded by Councillor McQuillan and

AGREED – to recommend that Council approve the signing of the above Data Processing Agreement and that the Chief Executive sign on Councils behalf.

9. **STREET TRADING: LAMMAS FAIR**

The Committee considered a report seeking approval to complete the revocation process to the Street Trading resolution affecting Clare Street Ballycastle to assist Councils Leisure Services Department in further animating that area at the 2019 Lammas Fair event.

Council report Item 9, 190205 set out a revocation process in compliance with the legislative requirements of the Street Trading Act (NI) 2001 to the legacy Moyle District Council Street Trading resolution for Clare Street, Ballycastle.

In accordance with the legislative requirements of The Street Trading Act (NI) 2001, in the intervening period Officers from the Licensing Section, have undertaken and completed consultations with the public, PSNI, Department for Infrastructure and the three traders who availed of the right to street trade at this location during the 2018 Lammas Fair event.

No formal objections to the proposal were received from any of these parties.

It is recommendation -

- i. Having noted that no representations were received it is recommended that Council revoke the designation resolution for Clare Street, Ballycastle.
- ii. In accordance with the requirements of The Street Trading Act (NI) 2001 it is recommended that this decision is then publically advertised to have effect from 1st August 2019.

Proposed by Councillor MA McKillop
Seconded by Councillor Holmes and

AGREED – to recommend to Council that -

- i. Having noted that no representations were received it is recommended that Council revoke the designation resolution for Clare Street, Ballycastle.
- ii. In accordance with the requirements of The Street Trading Act (NI) 2001 it is recommended that this decision is then publically advertised to have effect from 1st August 2019.

10. APPLICATION FOR A DOG BREEDING ESTABLISHMENT

Report previously circulated.

Licence No: BE/001/19
Premises: 3 Ballynarry Road, Bushmills
Application: Grant of a breeding Licence for 4 breeding bitches over 6 months old to be kept under licence.

It is recommended – grant of a Dog Breeding Establishment Licence subject to compliance with any recommendations of the Councils licensing department.

In response to a query, the Director of Environmental Services agreed to forward details of Officers inspection of the dog breeding premises.

Proposed by Councillor McLean
Seconded by Alderman Finlay and

AGREED – to recommend that Council grant a Dog Breeding Establishment Licence subject to compliance with any recommendations of the Councils licensing department.

11. BYE-LAWS: CONSUMPTION OF INTOXICATING LIQUOR IN DESIGNATED PLACES

The Committee considered a report seeking approval to align the four existing legacy Council Bye-Laws with respect to the prohibition of consumption of intoxicating liquor in public places into one Bye-Law to reflect the new Borough Council that is Causeway Coast and Glens Borough Council and provide a measure of uniformity and consistency in terms of style and substance of these Bye-Laws.

The report set out background information on when the Bye-Laws were established in each of the four legacy Council areas and proposal for phased approach to amend the existing four Bye-Laws and provide a measure of uniformity and consistency in terms of style and substance of the Bye-Laws. The report also set out the procedure for amending Bye-

Laws as governed by the Local Government Act (NI) 1972 to include the following:

- i. At least one month before application for confirmation is made to the Department of Communities by Council notice of its intention to apply must be given in at least 2 local newspapers and placed on the Council's website
- ii. At least one month before application for confirmation is made a copy of the new Bye-Laws must be made available for inspection at the Council Offices
- iii. Bye-Laws cannot come into operation until they are confirmed by the Department of Communities

In order to have these new Bye-Laws confirmed this sequence of events must be followed otherwise the Department of Communities is unlikely to approve the new Bye-Laws.

It is recommended - that Council agree to review the four existing Drinking in public places Bye-Laws in accordance with the procedure outlined above to produce one Bye-Law for the consumption of alcohol in designated places for Causeway Coast and Glens Borough Council.

The Director of Environmental Services confirmed that it was the PSNI who enforced the Bye-Laws and that the existing signs with legacy council's names would be covered with a new Causeway Coast and Glens Borough Council sticker rather than full sign replacement.

Proposed by Councillor Holmes
Seconded by Councillor Wilson and

AGREED – to recommend that Council agree to review the four existing Drinking in public places Bye-Laws in accordance with the procedure outlined above to produce one Bye-Law for the consumption of alcohol in designated places for Causeway Coast and Glens Borough Council.

12. BYE-LAWS: TATTOOING; SEMI-PERMANENT SKIN-COLOURING; COSMETIC PIERCING; EAR PIERCING; ELECTROLYSIS AND/OR ACCUPUNTURE

The Committee received a report seeking approval to revoke the existing eighteen legacy Council Bye-Laws which are concerned with the practices of Tattooing; semi-permanent skin colouring; cosmetic piercing; ear piercing; electrolysis and acupuncture to produce one new Bye-Law which will assist in ensuring conformity of standards by operators throughout the Causeway Coast and Glens Borough Council area.

The report set out background information on when the Bye-Laws were established in each of the four legacy Council areas and process for revoking and introducing new Bye-Laws as governed by the Local Government Act (NI) 1972.

It is recommended - that Council agree to revoke the existing eighteen legacy Council Bye-Laws which are concerned with the practices of Tattooing; semi-permanent skin colouring; cosmetic piercing; ear piercing; electrolysis and acupuncture in accordance with the procedure outlined above to produce one new Bye-Law to cover these practices in premises in the Causeway Coast and Glens Borough Council area.

Proposed by Councillor Beattie
Seconded by Alderman Finlay and

AGREED – to recommend that Council agree to revoke the existing eighteen legacy Council Bye-Laws which are concerned with the practices of Tattooing; semi-permanent skin colouring; cosmetic piercing; ear piercing; electrolysis and acupuncture in accordance with the procedure outlined above to produce one new Bye-Law to cover these practices in premises in the Causeway Coast and Glens Borough Council area.

13. PROVISION OF SERVICES FOR THE TREATMENT OF BIO-WASTE – EXTENSION OF CONTRACT

The Committee reviewed a report seeking permission to extend the Biowaste contract for the collection and treatment of kerbside collected organic waste. Contract was procured by North West Region Waste Management Group (NWRWMG) on behalf of its constituent Councils.

The initial contract was approved in August 2017 for a period of two years, commencing 1 October 2017 and terminating 30 September 2019. The extension period would be for a further 12 months, commencing 1 October 2019 and price per tonne tendered will be unchanged.

It is recommended - that the Environmental Services Committee recommends to Council the extension of the Biowaste contract for a further 12 months.

The Director of Environmental Services advised that the contract renewal process would commence in approximately in 6 months' time to ensure the new contract is in place at the end of the 12month extension.

Proposed by Alderman Finlay
Seconded by Councillor Wilson and

AGREED - that the Environmental Services Committee recommends to Council the extension of the Biowaste contract for a further 12 months.

The Committee **NOTED** that the Information Reports Items 14 – 27 to be taken as read.

14. ACUPUNTURE/BUSINESS OF COSMETIC PIERCING / TATOOING / SEMI-PERMANENT SKIN-COLOURING / ELECTROLYSIS REGISTRATIONS

Information report circulated.

The undernoted applications for registrations have been received, acknowledged and processed during the report period.

Unique Reference Number:	Name of Premises	Type of Registration
SP/01/2019	Uptown Hair Beauty & Aesthetics	Semi-Permanent Skin Colouring
CP/01/2019	Darkstar Tattoo & Piercing	Cosmetic Piercing

15. AMUSEMENT PERMIT RENEWALS

Information report circulated.

The undernoted applications for renewal of an amusement permit have been received and processed during the report period.

Licence No:	Name of Premises
AP014	Rafters Snooker Club
AP008	Hayes Caravans

16. APPROVAL OF PREMISES AS A VENUE FOR CIVIL MARRIAGE

Information report circulated.

The undernoted applications for renewal as an approved place for Civil Marriage were received, acknowledged and processed during the report period.

Unique Reference Number	Premises Name	Approval Type
MA001	The Lodge Hotel	Renewal

MA032	Royal Court Hotel	Civil Marriage Place Approval (Grant)
MA002	Mussenden Temple	Civil Marriage Place Approval (Renewal)

17. APPROVAL OF PREMISES AS A VENUE FOR CIVIL PARTNERSHIPS

Information report circulated.

The undernoted applications for renewal as an approved place for Civil Partnership were received, acknowledged and processed during the report period.

Unique Reference Number	Premises Name	Approval Type
CP032	Royal Court Hotel	Civil Partnership Place Approval (Grant)
CP002	Mussenden Temple	Civil Partnership Place Approval (Renewal)
CP001	The Lodge Hotel	Renewal

18. CINEMA LICENCE RENEWALS

Information report circulated.

The undernoted application for a cinema licence has been received, acknowledged and processed during the report period.

Unique Reference Number:	Name of Premises
CL001	Movie House Coleraine

19. ENTERTAINMENT LICENCE RENEWALS

Information report circulated.

The undernoted applications for an entertainments licence have been received, acknowledged and processed during the report period.

Unique Reference Number	Name of Premises
EL085	Quays Bar
EL243	The Glen Bar
EL328	Gortnaghey Community Centre
EL357	The Anglers Rest
EL204	Smugglers Inn
EL131	Sarsfields Ballerin GAC
EL090	Mussenden Temple

Unique Reference Number	Name of Premises
EL254	Village Inn
EL090	Mussenden Temple
EL301	Kilmore Country House
EL171	Mosside Presbyterian Church Hall
EL028	Coleraine Rugby, Football and Cricket Club
EL153	Bush House Bar
EL362	St Anne's Hall
EL229	The Bridge Bar
EL361	Benedy Community Outreach Training and Social Centre
EL018	Captains Bar
EL020	Castlerock Golf Club
EL105	St Patrick's Church Hall
EL197	The Rooks Nest
EL252	St James Presbyterian Church Halls
EL271	Bushvale Presbyterian Church Hall
EL095	Villa Bar and Grill
EL097	Ramore Wine Bar
EL358	United Services Club
EL323	Largy Community Hall
EL219	Ballymoney High School
EL148	Portstewart Presbyterian Church hall
EL152	Marquee at Kilmore Country House
EL070	Old Point Inn
EL326	Alexander Arms Hotel
EL286	Finn MacCool's Bar
EL101	Springhill Bar
EL316	Foyle View Bar
EL372	Benone Centre
EL235	Nicos
EL158	Ballycastle Golf Club
EL240	The Robinson Hall
EL042	Carrick Dhu Games Hall
EL043	Juniper Hill Games Hall
EL372	Benone Centre
EL217	Allen and Adair Memorial Hall
EL367	The Depot
EL388	The Well Bar & Grill
EL277	The Glynns Bar
EL001	55 Degrees North
EL269	Dervock Presbyterian Church Hall
EL218	Ballybrakes Community Indoor Bowling Club
EL086	Portrush Atlantic Hotel
EL005	Anchor Bar Complex
EL102	University of Ulster Students Union
EL390	Marquee at Quays Bar
EL040	Flowerfield Arts Centre

EL381	Roe Valley Arts & Cultural Centre
EL038	Exodus Nightbase
EL274	North Irish Horse Inn
EL182	Hamill Hall
EL360	Foreglen Community Centre

20. LICENCES ISSUED UNDER DELEGATED AUTHORITY

Information report circulated.

Under Delegated Authority, the following licences were issued during the last report period.

Licence No	Premises	Type of Entertainment Licence
EL 363	Downhill Ruins	Outdoor
EL 122	NW200 Marquee	Occasional Indoor
EL 391	The Salthouse	Annual Indoor
EL 049	Harbour Bar	Variation to Annual Indoor
EL 073	Portballintrae Boat Club	Variation to Annual Indoor
EL 319	The Dolphin Bar & Restaurant	Annual Indoor
EL 012	Bertha's Bar	Annual Indoor

Articles 13 & 14, practice of acupuncture/business of cosmetic piercing/tattooing/semi-permanent skin-colouring/electrolysis

Unique Reference Number:	Name of Premises	Type of Registration
CP/01/2019	Dark Star	Cosmetic Piercing
SP/01/2019	Up town Hair Beauty & Aesthetics	Semi-Permanent Skin Colouring
T/01/2019	Atomic Vibes	Tattooing

Petroleum (Regulations) Acts (Ni) 1929 and 1937

Unique Reference No	Premises	Type of Licence
PL066	Solo Express	Grant of Licence

Street Trading (NI) Act 2001

Unique Reference No	Street Trading Licence	Location
MST 017	Mobile Street Trading	Causeway Coast and Glens Borough
TST-006/2019	Temporary Street Trading	Railway Road, Coleraine

Approval of a Place as a Venue for Civil Marriage and Civil Partnership

Reference Number	Premises	Type of Licence
MA 033/CP 033 – 2019	The Coast Bar and Restaurant	Grant of Approval as a place of Civil Marriage and Civil Partnership.

The Caravan Act

Name of Premises	Type of License
Craigahulliar Holiday Park	Extension to Caravan Site Licence (P 2)

The following Prohibitions and Restrictions on Vehicular Traffic were authorised during the last report period.

Unique Reference Number	Details	Times	Approval Type
SEPR022	Pirates Off Portrush & Heritage Fair 29 th June 2019 to 30 th June 2019	9:00hrs on Friday 28 th June 2019 until 19:00hrs on Sunday 30 th June 2019	Prohibiting temporarily vehicles using Bath Road, Portrush starting at 19:00hrs on Friday 28 th June 2019 until 19:00hrs on Sunday 30 th June 2019
SEPR023	Roe Valley Sprint Triathlon 11 th May 2019	10:30hrs until 15.00hrs	Restricting/prohibiting temporarily, vehicles using Greystone Road, Scroggy Road and Ballyquin Road, Limavady starting at 10:30hrs on Saturday 11 th May 2019 until 15:00hrs on Saturday 11 th May 2019

21. LIQUOR LICENCES

Information report circulated.

39 applications for grant, renewal, transfer or grant of an occasional Intoxicating Liquor Licence have been received and acknowledged to Court Service during the report period.

22. PETROLEUM SPIRIT LICENCE RENEWALS

Information report circulated.

8 applications for renewal of petroleum spirit licences have been received acknowledged and processed during the report period.

23. POISONS REGULATIONS (NORTHERN IRELAND) 1983 REGISTRATION OF PERSONS ENTITLED TO SELL NON-MEDICINAL POISONS INCLUDING IN PART II OF THE POISONS LIST

Information report circulated.

There were 30 registrations of persons entitled to sell non-medicinal poisons received, acknowledged and processed during the report period.

24. SOCIETY LOTTERY REGISTRATIONS

Information report circulated.

3 applications for society lottery registrations have been received, acknowledged and processed during the report period.

25. STREET TRADING LICENCE RENEWALS

Information report circulated.

4 applications for a Street Trading Renewal was received, acknowledged and processed during the report period.

In response to a Member, the Director of Environmental Services agreed to review providing the name of applicants for Street Trading within the report.

26. AFFORDABLE WARMTH SCHEME FUNDING 2019/2020

The Committee received an information report to advise members with respect to the current position regarding the Department of Communities Affordable Warmth Scheme.

The Department for Communities (DfC) by letter dated 4 April 2019 confirmed that the overall capital budget for the current year was £12M reducing from £15M the previous year. The average spend per household has now risen to £4500.00

The reduced budget and the higher average spend has resulted in the acceptance of fewer referrals from Councils in the current year. As a consequence a total of 216 referrals are requested over the 12 month period equating to a total funding being paid of £41,256.00. Staffing levels have been reduced to reflect the decrease in funding received. In addition, the DfC have advised that they have asked the NIHE to temporarily delay the issuing of approvals for applications to the scheme. This delay will affect all applications across Northern Ireland (approximately 900) received since 31 December 2018 and an additional 400 received prior to this date. The reason for the delay is a scheme approval issue which prevents expenditure against the schemes available budget.

NIHE are continuing to make payments for approvals already issued on completion of the work. The NIHE are to contact all those that have outstanding applications to update them on the latest position and apologise on behalf of the DfC.

On the 16 May 2019 correspondence was received from DfC advising that it has now received approval for progressing extremely urgent cases only.

These are defined as–

1. applications received from those with a disability or serious illness and without an operating central heating system; or
2. applications from those who are frail elderly (aged over 85) and without an operating central heating system.

Council were further advised that NIHE will now begin issuing approvals for applications received that meet the criteria as above. A request has been submitted to DfC as to the impact this change in criteria will have on referrals already made, together with those from this date forward. Further information will be provided when this is available.

Several Members voiced concern at the reduction in budget and to the impact this would have on the most vulnerable.

27. THE STREET TRADING ACT (NI) 2001

The Committee received a report to update Members with respect to the decision by Council to refuse a Mobile Street Trading Licence and a subsequent Prosecution for Illegal Street Trading of that applicant.

Members noted that a confidential report Item 18, considered at the Environmental Services Committee 181119. At that time the Committee

and subsequently Council decided to refuse to grant a Mobile Street Trading licence to an applicant on the grounds that:

“The applicant is on account of misconduct or some other reason relating to trading activities, unsuitable to hold a mobile street trading licence”.

This decision was taken as the applicant had been successfully prosecuted by Council on 6 October 2017 for Illegal Street Trading in an ice cream van in Kilrea. The applicant was fined £250 plus legal and court costs and an offender’s levy imposed.

The applicant was informed of Council decision to refuse to grant him a Mobile Street Trading licence and subsequently appealed the decision of Council to the Magistrates Court.

Following receipt of complaint from the public, an Officer from the Council’s Licensing Team undertook a patrol of the Kilrea area on 6 December 2018 to monitor for illegal trading. The Officer noted street trading from an ice cream van and the matter was recommended for prosecution. The matter was heard at Coleraine Magistrates Court on 3 May 2019.

The defendant pleaded guilty and a fine of £250 was imposed together with costs.

As a consequence of this conviction the Judge decided to also deal with their appeal to Council’s decision to refuse to grant them a Mobile Street Trading Licence (Item 18 181119 as referenced above). The Judge dismissed that appeal.

28. MATTERS FOR REPORTING TO PARTNERSHIP PANEL

There were no matters for reporting to the Partnership Panel.

29. CONFERENCES

There were no conferences.

30. CORRESPONDENCE

There was no correspondence.

31. CONSULTATIONS

There were no consultations.

MOTION TO PROCEED 'IN COMMITTEE'

Proposed by Councillor Beattie
Seconded by Alderman Finlay and

AGREED – that the Committee proceed to conduct the following business 'In Committee'

32. FUTURE COUNCIL CEMETERY PROVISION

The Committee considered a confidential report to request approval that formal negotiations are initiated with the landowners adjacent to Ballywillan Cemetery and, subject to agreeing a market value price, submit a planning application for the proposed work for future cemetery provision.

It is recommended – that Council is asked to recommend that officers formally negotiate with the landowners and, subject to agreeing a market price, submit a planning application for the proposed work.

Officers responded to queries on income and site being manned. The Director of Environmental Services agreed to follow up on a request with regard to Castlerock Cemetery needing tidied up.

Proposed by Councillor Holmes
Seconded by Alderman Finlay and

AGREED – that Council is asked to recommend that officers formally negotiate with the landowners and, subject to agreeing a market price, submit a planning application for the proposed work.

33. KNOCK ROAD DEPOT

The Committee considered a confidential report to request that Council accept the lowest tender for the delivery of the Knock Road Depot Project.

The report set out background details and key issues around current and future operational service needs.

Eight number priced tenders were received. Given the buoyant state of the construction market, prices came in higher than pre-tender estimates. This was due to agreed changes in layout, an increase in the mechanical and electrical costs, with additional piling and enhancement to the building energy management system.

The report set out details of the eight tenders and tender amount.

It is recommended – that Council accept the lowest tender of £535,976 and award the refurbishment/upgrade contract using NEC3 ECC Option B to Louerne Construction.

The proposed work at the depot was welcomed.

The Director of Environmental Services confirmed that there were no plans in place to close the skip section at the depot.

Proposed by Councillor McLean
Seconded by Councillor Wilson and

AGREED - that Council accept the lowest tender of £535,976 and award the refurbishment/upgrade contract using NEC3 ECC Option B to Louerne Construction.

MOTION TO PROCEED 'IN PUBLIC'

Proposed by Alderman Robinson
Seconded by Alderman Finlay and

AGREED - that the Committee proceed to conduct the following business
'In Public'

27. ANY OTHER RELEVANT BUSINESS

None.

There being no further business the Chair thanked everyone for their attendance and the meeting concluded at 8:15 pm.

Chair