

Table of Adoptions

No	Item	Summary of key Adoptions
3.	<p><i>Judicial Review – North West Luxury Hotel And Spa Development</i> <i>Seek Delegated Authority To The Deputy Chief Executive To Seek And Obtain Legal Advice And To Provide Instructions To Council’s Legal Representatives In The Matter</i></p>	Approval granted

**MINUTES OF THE PROCEEDINGS OF THE MEETING OF THE COUNCIL
HELD IN CIVIC HEADQUARTERS, COLERAINE ON
WEDNESDAY 12 DECEMBER 2018 AT 7:00 PM**

In the Chair : The Mayor, Councillor Chivers

Members Present : Alderman Blair, Campbell, Cole, Finlay, King, McKeown

Councillors Baird, Beattie, Callan, Deighan, Fielding, Hunter, Knight-McQuillan, Loftus, McCandless, McGlinchey, McGurk, MA McKillop, McLaughlin, McLean, P McShane, A A Mulholland , Nicholl, Quigley, Stevenson, Watton

Officers Present : M Quinn, Director of Corporate Services
P Donaghy, Democratic & Central Services Manager
E Keenan, Council Solicitor

1. APOLOGIES

Apologies were recorded for Alderman Hillis and Robinson; Councillors Clarke, Duddy, Harding, McCaw, McCorkell, C McShane, K Mulholland and Wilson.

2. DECLARATIONS OF MEMBERS' INTERESTS

Councillor P McShane declared an interest in the matter remarking that the meeting was a week too late. Councillor McShane left the meeting.

*** Councillor P McShane left the meeting at 7.02PM.**

Councillor Baird queried whether Planning Committee members were required to declare an Interest.

The Director of Corporate Services clarified the matter before Council for consideration was a matter of governance regarding the Scheme of Delegated Authority.

MOTION TO PROCEED 'IN COMMITTEE'

Proposed by Councillor Baird
Seconded by Councillor Quigley and

AGREED – that Council move ‘In Committee’.

3. JUDICIAL REVIEW – NORTH WEST LUXURY HOTEL AND SPA DEVELOPMENT - SEEK DELEGATED AUTHORITY TO THE DEPUTY CHIEF EXECUTIVE TO SEEK AND OBTAIN LEGAL ADVICE AND TO PROVIDE INSTRUCTIONS TO COUNCIL’S LEGAL REPRESENTATIVES IN THE MATTER

Confidential report tabled, presented by the Director of Corporate Services, the purpose, for Council to consider a Governance issue which had arisen as an urgent matter which would require Council approval before Friday 14th December.

The recommendation before Council:

That Council Grants Delegated Authority to the Deputy Chief Executive to seek and obtain legal advice and to provide instructions to Council’s legal representatives in the matter of an Application by James Hugh Allister and Robert Edwin Agnew for Judicial Review.

Council’s Solicitor presented, verbally, Senior Counsel’s Direction dated 11th December 2018 on the matter.

Members spoke to acknowledge the work done to date by officers following the recent developments in the Judicial Review proceedings. Council’s Solicitor confirmed that Judicial Review proceedings would be elongated but it was not possible to predict an exact timescale.

Members also raised the matter of the increased workload for the Director of Corporate Services, other officers and Council’s Solicitor. Members noted that additional resources would be sought for Council’s Legal Department. The Director of Corporate Services advised that she would review the workload in Corporate Services and the level of resourcing required to deliver on a number of priority matters in the coming months.

In response to a query the Director of Corporate Services advised that the immediate priority was to deal with Court proceedings and that internal matters would be considered and addressed as required in due course.

Proposed by Councillor Baird
Seconded by Councillor McGurk

- that Council Grants Delegated Authority to the Deputy Chief Executive to seek and obtain legal advice and to provide instructions to Council’s legal

representatives in the matter of an Application by James Hugh Allister and Robert Edwin Agnew for Judicial Review.

The Mayor put the motion to the Council to vote.

The Mayor declared the motion carried unanimously.

MOTION TO PROCEED 'IN PUBLIC'

Proposed by Councillor McGurk

Seconded by Councillor A Mulholland and

AGREED – that Council proceed 'In Public'.

There being no further business, the Chair thanked everyone for their attendance and the meeting concluded at 6.40PM

Chair