



**Causeway  
Coast & Glens  
Borough Council**

**LAND AND PROPERTY SUB-COMMITTEE MEETING  
MONDAY 1<sup>st</sup> MARCH 2023**

<b>No</b>	<b>Item</b>	<b>Summary of Key Recommendations</b>
<b>1.</b>	Apologies	<b>Councillor Bateson</b>
<b>2.</b>	Declarations of Interest	<b>Alderman Fielding</b>
<b>3.</b>	Minutes of Previous Meeting held on 1 February	<b>Confirmed as a correct record</b>
	<b><i>In Committee (Items 4 – 8 inclusive)</i></b>	
<b>4.</b>	Requests for Use of Council Land	
<b>4.1</b>	Report on Requests to Use Council Land	
<b>4.1.1</b>	Ref 127/22 - A request from Portstewart Traders Association and Portstewart Community Association to use Council land for a Busking Festival at The Crescent, Portstewart on 25 March 2023	<b>To recommend that Council waive a fee in accordance with the L&amp;P policy</b>
<b>4.1.2</b>	Ref 122/22 - A request from Irish Surfing to use Council land for the Irish Surfing Junior Tour Portrush at either East or West Strand and carpark, Portrush (depending on surfing conditions) on 25 <sup>th</sup> and 26 <sup>th</sup> March 2023	<b>To recommend that Council waive a fee in accordance with the Land and Property Policy and normal car parking charges will apply</b>
<b>4.1.3</b>	Ref 113/22 - A request from Swim Ulster land to use Council land to deliver the 2023 Get Wet Stay Safe Programme funded by Sport NI along the North Coast on dates between 22 <sup>nd</sup> April and 24 <sup>th</sup> September 2023	<b>To recommend that Council waive a fee in accordance with the Land and Property Policy</b>
<b>4.2</b>	Sponsorship Boards at Council Sports Facilities	<b>To recommend Option B, that Council Acknowledge the current ad hoc position across a number of sports sites already displaying advertising boards, allow “live” requests</b>

<sup>1</sup> Agreed at Council Meeting 25 April 2023 to change date from 1<sup>st</sup> to 20<sup>th</sup> March 2023

		<b><i>(Bowling at Portrush &amp; Dungiven) to progress “at risk” with relevant planning approvals sought, pending review of the Land &amp; Property Policy which sets out controls, approvals, roles and responsibilities etc. Once adopted by Council the policy will be applied to all new and existing sporting sites</i></b>
<b>5.</b>	Requests to Purchase/Dispose of Council Land/Property	
<b>5.1</b>	Land at Station Road, Dunloy - Progression of disposal via legal conveyancing	<b><i>To recommend that Council as a result of the Private Estate Agency Marketing process Elected members approve the unconditional offer as submitted by the highest bidder and detailed in table 1A at section 2.4 of the report and that the legal conveyancing and financial transaction processes commence and conclude accordingly and further recommends that Council in the event that the highest/preferred bidder does not conclude the conveyancing or financial transaction process, that Elected Members give Officers permission to engage with the next bidder/party, to complete the conveyancing and financial process</i></b>
<b>5.2</b>	Land at Loughgiel Sewage Treatment Works – Progression of disposal via legal conveyancing to NI. Water Limited	<b><i>To recommend that Council as a resultant conclusion of the D1 Disposal process, Elected Members approve the un-</i></b>

		<b>conditional offer as submitted by the highest bidder and detailed within the confidential report and that the legal conveyancing and financial transaction processes commence and conclude accordingly.</b>
<b>6.</b>	<b>Leases &amp; Licenses</b>	<b>Nil</b>
<b>6.1</b>	<b>Coleraine, Anderson Park – Access and Licence Request Amendment - NRC</b>	<p><b>AGREED – To recommend Option 1, that Council:</b></p> <ul style="list-style-type: none"> <li>• <b>Revoke the Land &amp; Property Sub-Committee decision of 7<sup>th</sup> September 2022 ratified by full council on 4<sup>th</sup> October 2022;</b></li> <li>• <b>To extend the Licence for the Works compound until completion of the works;</b></li> <li>• <b>To grant a “Licence to Enter Lands and Conduct Works and Maintenance Post Works” to Northern Regional College;</b></li> <li>• <b>On completion of the works council agree to take on responsibility for maintenance and insurance of the new pathways as part of the public pathways in Andersons Park linking into the campus</b></li> </ul>
<b>7.</b>	<b>Legal</b>	
<b>7.1</b>	<b>Glenariff dis-used toilet .block – Completion of Legal Conveyancing</b>	<b>Information</b>
<b>7.2</b>	<b>Gap Site, Killowen Street, Coleraine- Completion of Legal Conveyancing</b>	<b>Information</b>

<b>8.</b>	Correspondence	<b><i>Nil</i></b>
<b>9.</b>	Notice Of Motion – Townhead Street Car Park/Eastermeade Gardens, Ballymoney – Adoption Of Access Pathway	<b><i>To recommend that Council defer a decision until further investigation regarding the ownership of the laneway is carried out and the results of the further investigation are brought back to the Land and Property Sub-Committee.</i></b>
<b>10.</b>	Hoarding Around Premises at Main Street Portrush	<b><i>Matter to be kept on L&amp;P agenda and the Sub-Committee be updated when further information and advice becomes available.</i></b>

**MINUTES OF THE MEETING OF THE  
LAND AND PROPERTY SUB-COMMITTEE  
HELD VIA VIDEO-CONFERENCE ON  
MONDAY 1<sup>2</sup> MARCH 2023 AT 7PM**

- Chair:** Alderman Knight-McQuillan (R)
- Present:** Alderman Baird(R), Fielding (R), Hillis (R), McLean (R),  
Councillor Beattie(R), C McShane (R)
- Officers Present:** P Donaghy, Democratic and Central Services Manager (R)  
W McCullough, Head of Sport and Well-Being (R)  
J Mills, Land and Property Solicitor (R)  
D McLaughlin, Land and Property Officer (R)  
J Drillingcourt, Assistant Land and Property Officer (R)  
I Owens, Committee and Member Services Officer (R)

**1. APOLOGIES**

Apology was recorded for Councillor Bateson

The Land and Property Officer advised that the Capital Projects Manager would be unable to attend.

**2. DECLARATIONS OF INTEREST**

Alderman Fielding in Item 4.1.1 127/22 - Report on Requests to Use Council Land. Having declared an interest Alderman Fielding did not participate in discussion or vote on this Item.

**3. MINUTES OF PREVIOUS MEETING HELD ON 1 FEBRUARY 2023**

**AGREED** – that the Minutes of the Land and Property Sub Committee meeting held 1 February 2023 were taken as read and signed as a correct record.

**MOTION TO PROCEED ‘IN COMMITTEE’**

Proposed by Alderman Baird  
Seconded by Councillor McLean and

**AGREED** – to recommend that Council move ‘*In Committee*’.

***The information contained in the following item is restricted in accordance with Parts 1, 2 and 3 of Schedule 6 of the Local Government Act (Northern Ireland) 2014***

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<sup>2</sup> Agreed at Council Meeting 25 April 2023 to change date from 1<sup>st</sup> to 20<sup>th</sup> March 2023

## 4. REQUESTS FOR USE OF COUNCIL LAND

### 4.1 REPORT ON REQUESTS TO USE COUNCIL LAND

Confidential report, previously circulated was presented by the Land and Property Officer

#### **Requests to Use Council Land**

There were 3 new requests for the Sub-Committee to consider. The requests were summarised at Appendix 1 of the report, previously circulated.

#### **Issues for Consideration**

The following factors should be taken into account when considering each request:-

- Right of way issues
- Setting precedent
- Impact on Council's strategy
- Valuation
- Long term impact on Council's asset
- Legal implications
- Health and Safety, Insurance, Risk Assessments and Event Management Plans

#### **Recommendation**

**It is recommended** that the requests listed at Appendix 1, previously circulated, are considered and recommendation made.

#### **4.1.1 Reference 127/22**

**Date** 25 March 2023

**Location** The Crescent, Portstewart

**Detail** A request from Portstewart Traders Association and Portstewart Community Association to use Council land at the Crescent, Portstewart for a Busking Festival.

**Recommendation** For approval. To recommend no fee is charged for this community event in accordance with the Land & Property (L&P) policy.

The Land and Property Officer advised there was currently no legislation in place in relation to busking and that Environmental Services raised no issues as part of Officer consultation.

At the request of Alderman Hillis, the Land and Property Officer provided the guidance previously received from Council's Licensing department regarding the prevention of noise complaints and confirmed it was recommended that:

- They perform at a reasonable level - if they use an amplifier, they must control the volume so that it *is **only audible to passers by in the immediate vicinity***, not in adjacent shops or office premises.

- This also applies to any non-amplified musical instruments.
- Do not stay in the same place for too long (no longer than 1 hour)

Proposed by Alderman Baird  
 Seconded by Alderman McLean and

**AGREED** – to recommend that Council approve the use of Council land for this community event and waive the fee in accordance with the L&P policy.

#### 4.1.<sup>2</sup> Reference 122/22

Date 25th and 26th March 2023.

**Location** Either East or West Strand and carpark, Portrush (depending on surfing conditions)

**Detail** A request from Irish Surfing to use Council land for the Irish Surfing Junior Tour Portrush.

**Recommendation** For approval. It is recommended that this event is approved and that the fee is waived for the use of Council land in accordance with the L&P policy. The applicant is a voluntary, not for profit organisation with the revenue from the event being used to cover the running costs. Normal Car parking charges will apply.

The Land and Property Officer confirmed at the request of Alderman Hillis that normal car parking charges would be applicable for 4 car parking spaces over 2 days.

Proposed by Alderman Baird  
 Seconded by Alderman McLean and

**AGREED** – to recommend that Council approve the use of Council land for the event and the fee is waived in accordance with the L&P Policy, but normal car parking costs will apply. The applicant is a voluntary, not for profit organisation with the revenue from the event being used to cover the running costs

#### 4.1.3 Reference 113/22

**Dates** between April to September 2023

**Location** Various Locations Along the North Coast

**Details** A request from Swim Ulster land to use Council land to deliver the 2023 Get Wet Stay Safe Programme funded by Sport NI.

*22.04.2023 - 8.45am to 9.45am at Portrush (East Strand)*

*21.05.2023 - 8.45am to 9.45am at Castlerock Beach*

*10.06.2023 - 1.15pm to 2.15pm at Portballintrae Harbour*

*24.06.2023 - 12.15pm to 1.15pm at Portrush (East Strand)*

*22.07.2023 - 10.45am to 11.5am at Castlerock Beach*

*29.07.2023 - 5.45pm to 6.45pm at Benone Beach*

*20.08.2023 - 2.00pm to 3.00pm at Portrush (East Strand)*

*26.08.2023 - 4.15pm to 5.15pm at Portballintrae Harbour*

*24.09.2023 - 4.00pm to 5.00pm at Castlerock Beach*

**Recommendation** for approval and that the fee for use of Council land is waived in accordance with the L&P policy for this voluntary not for profit organisation.

Proposed by Alderman Baird  
Seconded by Alderman McLean and

**AGREED** – to recommend that Council approve the use of Council land for this voluntary, not for profit organisation and waive the fee in accordance with the L& P Policy

## **4.2 SPONSORSHIP BOARDS AT COUNCIL SPORTS FACILITIES**

Confidential report, previously circulated was presented by the Head of Sport and Well-Being.

### **Purpose of Report**

The purpose of this report was to update Members on the current position in respect of the installation of sponsorship boards at Council sports facilities by third parties and seek guidance on existing and future arrangements.

### **Background**

The Head of Sport and Well-Being advised the Sub-Committee that a number of Council owned sports sites across the borough currently have sponsorship boards erected by local sporting clubs who consider those sites to be their “home grounds”, e.g., football clubs and bowling clubs. (Appendix A (circulated)).

There are currently no regulations or relevant policy position within Causeway Coast & Glens Borough Council for the process of “permanent” sponsorship by external parties at Council’s sites.

The majority of sites in question, have sponsorship boards erected prior to 2015. There is no evidence of regulations or policy dating back to this legacy period.

Sports Clubs consider sponsorship monies vital to the sustainability and development of their clubs, for example; on-going operational costs for the site (tenant / licensee), paying hire charges to Council, affiliation fees to Leagues, insurance costs, paying for referees, and funding the development / participation in their sport e.g., youth development, coaching qualifications, and safeguarding courses.

### **Current position**

Officers in Sport & Wellbeing (SWB) are considering the “legacy” position and how best to formalise existing arrangements in line with best practice / Land & Property policy.

SWB Officers are being asked to grant permission for the installation of sponsorship boards by sports clubs at new locations across the borough and



require guidance on how best to progress with these requests, as above – in line with CCG L&P policies.

### **Planning Permission**

It would be the responsibility of the individual clubs to seek the relevant planning advice and pay any fees applicable – currently £189 for Advertising Consent. There is no option to waive the fee for any planning permission application.

### **Equality**

If sponsorship is approved, there may be Section 75 considerations as to the nature and content of the advertisements.

Whilst the current position in respect of sponsorship applies to “single club” sites issues may arise when multiple users of pitches wish to erect sponsorship at one location. A lack of parity amongst sporting clubs may present a challenge for council and be deemed unequal in opportunity for all sports clubs to avail of income streams for the development of their sporting activities.

### **Research**

Enquiries with other Councils in Northern Ireland as to their approach to this issue vary.

- |           |   |
|-----------|---|
| Council A | No Council policy on advertising. A sporting event is allowed to put up one banner e.g., football match and then taken down after the match. Hire of Grass pitches booking forms state that advertising is not permitted.   |
| Council B | Not aware of any Council policy but boards may be located around the borough.   |
| Council C | Varying arrangements exist across the borough. Seeking legal opinion on the robustness of those arrangements.   |
| Council D | Advertising Policy for leisure outdoor facilities. (Copy attached at Appendix B)<br><br><i>“The aim of this policy is to ensure that a consistent approach to advertising is adopted across the Council area with in leisure facilities.<br/>The policy provides guidelines for the type of advertising that will be permitted in these facilities and the advertising content that must be adhered to.<br/>This policy will apply to leisure facilities these include:</i> <ul style="list-style-type: none"><li>• <i>All Park/Recreation areas.</i></li><li>• <i>All outdoor pitches – Cricket, Bowling, rugby, synthetic pitches.”</i></li></ul> |

## **Recommendation**

**It is recommended** that the Sub-Committee notes the report presented on sponsorship at Council sports facilities and recommends one of the following options:

**Option A** - Continue to allow, on request, sporting clubs to erect advertising boards at its sporting grounds where a sports club may be deemed the sole user of that site. Said club to be responsible for gaining Advertisement Consent as appropriate. Advertising boards to be placed at the beginning of the relevant sporting season and removed when the competitive season is over.

**Option B** Acknowledge the current ad hoc position across a number of sports' sites already displaying advertising boards, allow "live" requests (Bowling at Portrush & Dungiven) to progress "at risk" with relevant planning approvals sought, pending review of the Land & Property Policy which sets out controls, approvals, roles and responsibilities etc. Once adopted by Council the policy will be applied to all new and existing sporting sites.

**Option C** - Refuse all requests for the placing of advertising / sponsorship boards on Council sports facilities and inform existing sites that said boards are no longer permitted.

### Note:

If Option B is recommended, Council's decision will allow Officers to investigate all land and property requirements, most notably the position in respect of gaining best value.

As per point 4.1 of the report

*"Any third party sponsorship on council property to which council was not receiving an income/benefit would require DFC approval unless best value was being obtained by council. DFC may require a valuation of each location."*

The Head of Sport and Well-Being provided commentary on the report and showed the Sub-Committee photographs of sponsorship currently displayed at Council sporting facilities.

Elected Members spoke of the need for equity for existing and new users of the facilities and their desire to encourage healthy sports and not to stand in the way of sponsorship which financially helps the users of the Council sports facilities.

The Democratic and Central Services Manager advised Members that in terms of seeking Departmental approval this would be in cases where Council wised to dispose/lease/allow use of public land at less than 'Best Value'. The Democratic & Central Services Manager further explained that in these cases following Council's decision, the relevant documents, minutes and supporting evidence in terms of Council's reasons would be provided by officers to the Department.

The Head of Sport and Well-Being felt that Option B was most prudent at this time to allow Council to further explore options going forward and confirmed that currently Council does not receive income from sponsorship boards.

The Democratic and Central Services Manager said Option B was a way of enabling discussion which would feed into the review of the Land and Property Policy.

Proposed by Councillor C McShane  
Seconded by Alderman Baird and

**AGREED** - To recommend Option B, that Council Acknowledge the current ad hoc position across a number of sports sites already displaying advertising boards, allow “live” requests (Bowling at Portrush & Dungiven) to progress “at risk” with relevant planning approvals sought, pending review of the Land & Property Policy which sets out controls, approvals, roles and responsibilities etc. Once adopted by Council the policy will be applied to all new and existing sporting sites.

## **5. REQUESTS TO PURCHASE/DISPOSE OF COUNCIL LAND/PROPERTY**

### **5.1 LAND AT STATION ROAD, DUNLOY - PROGRESSION OF DISPOSAL VIA LEGAL CONVEYANCING**

Confidential report previously circulated was presented as read. In the absence of the Capital Projects Manager, the Chair asked members to confirm that they had read and considered the report and were happy to make a recommendation based on that report or if they had any question or matters which required further explanation. If this was the case the matter could be deferred to the Corporate Policy & Resources Committee meeting on 28<sup>th</sup> March 2023

Member confirmed that were happy to consider the report and make a recommendation.

The purpose of this report is for the Asset Realisation Department to request consideration, and if acceptable, permission from Members of the Land & Property Sub-Committee to progress the sale of land off Station Road, Dunloy through the legal conveyancing and financial process to the highest tendered bidder.

#### **Background**

On the 11 May 2022, the Department for Infrastructure, Capital Works & Energy produced and tabled a Report Item to the Land & Property Sub-Committee (L&P SC), in which a broad statement of usage history, site classification, development opportunity and the way forward was provided for consideration and approval.

It was approved at the L&P SC meeting, on the 11 May 2022, that the service area of Infrastructure, Capital Works & Energy dispose of the asset via the D1 Disposal process, (managed by CAU, LPS of DoF), and the Private Estate Agency Market Place. This simultaneous approach to marketing and disposal has proved beneficial in fast tracking the Councils disposal process of assets, whilst ensuring a timely offer of a capital receipt.

Asset Realisation lodged the D1 Disposal application on 1<sup>st</sup> July 2022 with no resultant interested parties, and as such, this method of disposal was concluded.

Asset Realisation carried out the administration and implementation of a competitive private estate agency tendering process, which is detailed below: -

Number of individuals / companies who expressed an interest: - 59no.  
This tender competition was advertised on the following platforms, with a commencement date of 10<sup>th</sup> June 2022 and an end date of 5<sup>th</sup> August 2022; -

- Irish News.
- Belfast Telegraph
- Coleraine Chronicle.
- NRE, (Estate Agent), Website, including Social Media feed.

5no. monetary offers were made.

### **Recommendation**

It is recommended that as a result of the Private Estate Agency Marketing process, Elected Members approve the un-conditional offer as submitted by the highest bidder and detailed in Table 1A at section 2.4 of the report and that the legal conveyancing and financial transaction processes commence and conclude accordingly.

**It is further recommended** that in the event that the highest/preferred bidder does not conclude the conveyancing or financial transaction process, that Elected Members give Officers permission to engage with the next bidder/party, to complete the conveyancing and financial process.

Proposed by Councillor C McShane  
Second–ed by Alderman McLean and

**AGREED** - To recommend that Council, as a result of the Private Estate Agency Marketing process, Elected Members approve the unconditional offer as submitted by the highest bidder and detailed in table 1A at section 2.4 of the report and that the legal conveyancing and financial transaction processes commence and conclude accordingly and

**It is Further AGREED** that in the event that the highest/preferred bidder does not conclude the conveyancing or financial transaction process, that Elected Members give Officers permission to engage with the next bidder/party, to complete the conveyancing and financial process.

## 5.2 LAND AT LOUGHGIEL SEWAGE TREATMENT WORKS - PROGRESSION OF DISPOSAL VIA LEGAL CONVEYANCING TO NI. WATER LIMITED

Confidential Report was previously circulated was presented as read.

In the absence of the Capital Projects Manager, the Chair asked members to confirm that they have read and considered the report and were happy to make a recommendation based on that report or if they had any question or matters which required further explanation. If this was the case the matter could be deferred to the Corporate Policy & Resources Committee meeting on 28<sup>th</sup> March 2023

Member confirmed that were happy to consider the report and make a recommendation.

### **Purpose of Report**

The purpose of this report is for the Asset Realisation Department to request permission from Members of the Land & Property Sub-Committee to progress the sale of land located at Loughgiel Sewage Treatment Works, (*held under 'Absolute' Title by Council*), through to the legal conveyancing and financial process to the highest tendered bidder, NI Water Ltd.

### **Background**

On the 11 May 2022, the Department for Infrastructure, Capital Works & Energy produced and tabled a Report Item to the Land & Property Sub-Committee (L&P SC), in which a broad statement of usage history, site classification, development opportunity and the way forward was provided for consideration and approval.

It was approved at the L&P SC meeting on the 11 May 2022, that the service area of Infrastructure, Capital Works & Energy dispose of the asset via the D1 Disposal process, (managed by CAU, LPS of DoF) only.

Asset Realisation lodged the D1 Disposal application on 20 July 2022 with 1no. bidder completing a questionnaire and confirming that they wish to purchase the said piece of land. Lands are to be used for the treatment of sewage, (screening) only.

### **Proposal**

It is proposed that Causeway Coast and Glens Borough Council (CC&GBC) enter into, and complete the legal conveyancing process, following completion of same, the monetary transaction value as noted.

### **Recommendation**

**It is -Recommended that** as a resultant conclusion of the D1 Disposal process, Elected Members approve the un-conditional offer as submitted by the highest bidder and detailed within the confidential report and that the legal conveyancing and financial transaction processes commence and conclude accordingly.

Proposed by Councillor C McShane  
Seconded by Alderman McLean and

**AGREED** - To recommend that as a resultant conclusion of the D1 Disposal process, Elected Members approve the un-conditional offer of as submitted by the highest bidder as detailed within the confidential report and that the legal conveyancing and financial transaction processes commence and conclude accordingly.

## **6. LEASES AND LICENSES**

### **6.1 Coleraine, Anderson Park – Access and Licence Request Amendment – Northern Regional College**

Confidential report, previously circulated, was presented by the Land and Property Solicitor.

#### **Purpose of Report**

The purpose of this report is to update Members on the access at Anderson Park, Coleraine by Northern Regional College (NRC) linked to the new campus project.

#### **Background**

Council's Land & Property Solicitor provided the background to this matter and the previous Council decision ratified in October 2022 which :

#### **AGREED –**

- *To recommend that Council formalise a Licence to Enter and Conduct Works to complete the above-mentioned pathways from June 2022 to completion of works April 2024.*
- *To recommend that Council grant an Agreement for Access and Maintenance – 25 years with NRC repairing, maintaining, and insuring new paths, commencing after post completion April 2024.*
- *The agreements/licences would be at a nominal fee subject to the caveat that the Land and Property process is followed for seeking permission from the Minister, Department for Communities under section 96 of the Local Government Act.*

#### **Current position**

Further correspondence was received from NRC on 20<sup>th</sup> February 2023.

In summary, NRC wish to extend the Works Compound Licence, to enter Council land and to conduct works to create new access paths. On completion these paths would remain in council ownership to maintain and insure and become part of the public path system in Andersons Park linking into the Campus complex. No formal access or easement would be granted to NRC.

## **Options**

The following options are presented to the Sub-Committee for consideration and decision.

### **Option 1**

- Revoke the Land & Property Sub-Committee decision of 7<sup>th</sup> September 2022 ratified by full council on 4<sup>th</sup> October 2022 –
- To extend the Licence for the Works compound until completion of the works
- To grant a “Licence to Enter Lands and Conduct Works and Maintenance Post Works” to Northern Regional College
- On completion of the works council agree to take on responsibility for maintenance and insurance of the new pathways as part of the public pathways in Andersons Park linking into the campus

### **Option 2**

Council do not proceed any further with this capital project considering maintenance and insurance obligations on council.

### **Recommendation**

**It is recommended** that the Land and Property Sub Committee recommends Option 1 of the report to Council and:

- Revoke the Land & Property Sub-Committee decision of 7<sup>th</sup> September 2022 ratified by full council on 4<sup>th</sup> October 2022 –
- To extend the Licence for the Works compound until completion of the works
- To grant a “Licence to Enter Lands and Conduct Works and Maintenance Post Works” to Northern Regional College
- On completion of the works council agree to take on responsibility for maintenance and insurance of the new pathways as part of the public pathways in Andersons Park linking into the campus

The Land and Property Solicitor provided commentary on the report.

Proposed by Councillor C McShane  
Seconded by Alderman Fielding and

**AGREED** – To recommend Option 1, that Council

- Revoke the Land & Property Sub-Committee decision of 7<sup>th</sup> September 2022 ratified by full council on 4<sup>th</sup> October 2022 –
- To extend the Licence for the Works compound until completion of the works
- To grant a “Licence to Enter Lands and Conduct Works and Maintenance Post Works” to Northern Regional College

- On completion of the works council agree to take on responsibility for maintenance and insurance of the new pathways as part of the public pathways in Andersons Park linking into the campus

## 7. LEGAL

### 7.1 GLENARIFF DIS-USED TOILET BLOCK – COMPLETION OF LEGAL CONVEYANCING

Verbal update provided by the Land and Property Solicitor.

The Land and Property Solicitor advised that the sale of Glenariff Dis-Used Toilet Block had now completed.

### 7.2 GAP SITE, KILLOWEN STREET, COLERAINE- COMPLETION OF LEGAL CONVEYANCING

Verbal update provided by the Land and Property Solicitor.

The Land and Property Solicitor advised that the sale of Gap Site, Killowen Street, Coleraine had now completed.

The Land and Property Solicitor advised that there were other sales progressing expediently at this time.

## 8. CORRESPONDENCE

There was no correspondence.

### 9. NOTICE OF MOTION – TOWNHEAD STREET CAR PARK/EASTERMEADE GARDENS, BALLYMONEY – ADOPTION OF ACCESS PATHWAY

Confidential report, previously circulated, was presented by the Land and Property Solicitor.

#### **Purpose of Report**

A Notice of Motion was referred from the Council Meeting 1<sup>st</sup> November 2022 to Land and Property Sub-Committee:

*Notice of Motion Proposed by Councillor Storey, Seconded by Alderman McLean referred from Council Meeting 1<sup>st</sup> November 2023 – That Causeway Coast and Glens Borough Council adopts the access from Townhead Street car park onto Eastermeade Gardens.*

The Notice of Motion was heard at the Land and Property Sub-Committee meeting held 1<sup>st</sup> February 2023 where it was **AGREED** – to recommend that Council refer the Notice of Motion to Corporate Policy and Resources Committee for further discussion.



The Notice of Motion was heard at the Corporate Policy and Resources Committee meeting held 28<sup>th</sup> February 2023 where it was **AGREED** – to recommend that Council refer the matter to the Land and Property Sub-Committee for further investigative work. Decision was ratified at the Council meeting on 7<sup>th</sup> March 2023.

### **Background**

The laneway runs to the rear of Townhead Street Off Street Carpark Ballymoney between number 49 and 50 Eastermeade Gardens. The laneway is in a poor state of repair.

Map of Laneway and photographs were contained within the report, previously circulated.

The Land and Property Solicitor provided the Sub-Committee with details of the historical ownership of the laneway and the current issues in relation to the laneway. The laneway is unregistered title and does not form part of the Townhead Street, Off Street Car Park to be transferred to Council from Department for Infrastructure (DFI) under the Off-street Parking (Functions of District Councils) Act (Northern Ireland) 2015.

### **Options**

1. Adopt ownership of this laneway by means of an application for a Vesting Order through Land and Property Services (LPS).
2. Do not proceed with a Vesting Order or agree to any maintenance or repair of the laneway.

### **Recommendation**

**It is recommended** that the Sub-Committee consider the options presented and make a recommendation on the course of action to Council.

Alderman McLean spoke of how useful the laneway was as a means of dispersing traffic and how much it was used by local residents and asked if it was financially viable for Council to undertake searches to determine ownership.

Alderman Baird referred to excessive traffic in that area already and said she was against Council adoption.

Following discussion it was

Proposed by Alderman McLean  
Seconded by Alderman Fielding

To recommend that Council defer a decision until further investigation regarding the ownership of the laneway is carried out and the results of the

further investigation are brought back to the Land and Property Sub-Committee...

Alderman Baird requested a recorded vote.

The Chair put the motion to the Sub Committee to Vote  
5 Members voted For; 2 Members voted Against; 0 Members Abstained  
The Chair declared the motion carried.

Recorded Vote Table

For (5)	Alderman Fielding, Knight-McQuillan, McLean
	Councillor Beattie, C McShane
Against (2)	Alderman Baird, Hillis

**10. HOARDING AROUND PREMISES AT MAIN STREET, PORTRUSH**

The Chair advised she had permitted Alderman Hillis to bring this matter to the meeting as an item of urgent business and invited him to speak.

Alderman Hillis said he was concerned at the length of time that hoarding has been in situ at this address, lack of engagement from the owner of the property and potential issues of access and/or an accident as the town gets busier in the coming months.

The Land and Property Officer shared photographs of the site and provided an update to the Committee in terms of the timeline and communication with the owner. The Land and Property Officer referred to issues including concerns of the structural integrity of adjoining properties should work commence at this address.

Discussion ensued around the ownership of the various elements of the site which included Dfl.

The Democratic and Central Services Manager confirmed that some elements of the matter were outside of the remit of the Land and Property Sub Committee. The Democratic & Central Services Manager advised Members that the Land and Property Officer was liaising closely with Building Control Officers and that the Land and Property Sub-Committee would be updated as required where issues came under the remit of the Sub-Committee.

The Chair suggested that as part of the site was in Council ownership the matter should remain on the agenda until the matter is resolved and the Land and Property Officer will keep members of the Sub Committee updated by email and telephone when further information and advice is provided by Council's Building Control department as and when it becomes available.

Proposed by Councillor C McShane  
Seconded by Alderman Hillis and

**AGREED** – that Council move *'In Public'*.

There being no further business, the Chair thanked everyone for their attendance and the meeting closed at 9:20 pm.

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Chair