



December 2nd, 2022

Chairman: Councillor M Gregg

Vice-Chairman: Councillor C McCready

Aldermen: J Baird, D Drysdale, M Henderson MBE and S P Porter

Councillors: F Cole, A P Ewing, A Givan, S Lee, S Lowry, A McIntyre, R McLernon, T Mitchell and S Skillen

Ex Officio:

The Right Worshipful the Mayor, Councillor S Carson

Deputy Mayor, Councillor M Guy

Notice Of Meeting

A meeting of the Environmental Services Committee will be held on **Wednesday, 7th December 2022** at **6:00 pm** for the transaction of the undernoted Agenda.

For those Members attending this meeting remotely, the Zoom details are included in the Outlook invitation that has been issued.

A light buffet will be available in Lighters Restaurant from 5.30pm.

David Burns
Chief Executive

Agenda

1.0 Apologies

2.0 Declaration of Interests

- (i) conflict of interest on any matter before the meeting (Members to confirm the specific item)
- (ii) pecuniary or non-pecuniary interest (Member to complete disclosure of interest form)

3.0 Report by the Director of Environmental Services

3.1 Environmental Services Performance Report

- ▢ *Item 3.1 FINAL-ESC Performance Report Q2 KPI's 2022 23.pdf* Page 1

- ▢ *Item 3.1 Appendix 1- Q2-22&23 ES Budget Summaries.pdf* Page 5

- ▢ *Item 3.1 Appendix 2a Q2 ES Service KPIs.pdf* Page 8

- ▢ *Item 3.1 Appendix 2b Q2 ES Performance KPIs.pdf* Page 12

- ▢ *Item 3.1 Appendix 3 Env Services Directorate Risk Dashboard.pdf* Page 15

4.0 Report by the Head of Service (Building Control)

4.1 Street Naming - Off Mealough Road, Carryduff

- ▢ *Item 4.1 Mealough Drive.pdf* Page 16

- ▢ *Item 4.1 Appendix 1BC Mealough Road Development Location Plan.pdf* Page 19

- ▢ *Item 4.1 Appendix 2BC Mealough Drive Site Plan.pdf* Page 20

5.0 Report by the Head of Service (Environmental Health)

5.1 Northern Ireland Agreement for Liaison - Investigation into Work Related Deaths

- ▢ *Item 5.1 Work Related Death Protocol.pdf* Page 21

- ▢ *Item 5.1 Appendix 1 EH - Investigation of Work-Related Deaths NI Agreement for Liaison.pdf* Page 24

5.2 Personal Protective Equipment at Work Regulations (NI) 1993

- ▢ *Item 5.2 Personal Protective Equipment at Work Regulations (NI) 1993.pdf* Page 36

	Item 5.2 Appendix 2 EH - PPE Regulations - Consultation response.pdf	Page 39
5.3	Northern Ireland Housing Executive (NIHE) Draft Corporate Plan 2022/23 - 2024/25 and Year 1 (2022/23) Business Plan	
	Item 5.3 Northern Ireland Housing Executive (NIHE) Draft Corporate Plan.pdf	Page 40
	Item 5.3 Appendix 3 EH - NIHE Draft Corporate Plan - Consultation response.pdf	Page 43
5.4	Minimum Age of Criminal Responsibility (MACR) Consultation	
	Item 5.4 Minimum Age of Criminal Responsibility (MACR).pdf	Page 47
	Item 5.4 Appendix 4 EH Minimum Age of Criminal Responsibility (MACR) Consultation - draft response.pdf	Page 50
5.5	Toilet Provision in LCCC Area	
	Item 5.5 Toilets in LCCC area.pdf	Page 52
	Item 5.5 Appendix 5 EH - Feasibility Study.pdf	Page 56
	Item 5.5 Appendix 6A EH - Lisburn area map.pdf	Page 57
	Item 5.5 Appendix 6B EH - Lisburn City Centre map.pdf	Page 58
5.6	Lisburn Area Renewals (LAR) - Translink Request to Lease an Area of Benson Street Off-Street Car Park	
	Item 5.6 - Translink Licence for use of Benson Street OSCP.pdf	Page 59
	Item 5.6 Appendix 7A - Translink LAR Brochure.pdf	Page 62
	Item 5.6 Appendix 7B - LAR Project.pdf	Page 67
	Item 5.6 Appendix 8 EH - LCCC-Translink Licence for use of Benson Street OSCP.pdf	Page 69
5.7	Consultation on Proposed Changes to the Food Law Code of Practice (NI)	
	Item 5.7 - Food Law Code of Practice - Consultation cover report.pdf	Page 80
	Item 5.7 Appendix 9 EH - Food Law Code of Practice - Consultation response.pdf	Page 83

6.0 Any Other Business

7.0 Confidential Report from the Director of Environmental Services

7.1 Estimates Process - Update

Confidential due to containing information relating to the financial or business affairs of any particular person (including the Council holding that information)



Environmental Services Committee

7th December 2022

Report from:

Director of Environmental Services

Item for Decision

TITLE: Item 3.1 Environmental Services Performance Reports

Background and Key Issues:

1. This paper deals with the following areas:

- Budget Summary Reports covering the period 1st July 2022 to 30th September 2022
- Q2 2022/23 – Environmental Services – Operational metric/Services KPI's
- Q2 2022/23 – Environmental Services – Performance Improvement KPI's
- Environmental Services Directorate Risk Dashboard

2. **Environmental Services Budget Summaries – Q2**

Budget Summary reports for quarter 2 (July to September 2022) are attached. This reflects the Environmental Services Directorate's draft budget reports for the second quarter of the financial year and is subject to review.

Management accounts for periods 4-6 have been presented at Corporate Services Committee.

Attached as Appendix 1 are the following year to date budget summaries:

- YTD Period 4 (1st July – 31st July 2022)
- YTD Period 5 (1st August – 31st August 2022)
- YTD Period 6 (1st September – 30th September 2022)

3. Q2 2022/23 Environmental Services KPI's

The Council operates a broad range of KPI's including statutory targets, for example, percentage of household waste collected that is sent for recycling (set externally and reported internally via Council Committees), performance improvement targets (set by Council and reported through Governance & Audit Committee) and operational metrics/service KPIs (set by Council and reported internally via Council Committees).

The operational metrics/service KPIs are internal targets to track and monitor aspects of service performance across the Council.

4. Appendix 2a. provides an outline of performance for Q2 (July – September 22) for the operational metrics/service KPIs .
5. Also attached Appendix 2b. for Members Information is the Environmental Services Performance Improvement KPI Update for Q2 (July – September 22).

6. Directorate Risk Dashboard

Appendix 3 provides the current Directorate risk dashboard.

Since last reported in June the following changes have occurred:

7. New Risks

- CRR 7 Financial Sustainability is a Corporate Risk managed on the Council's Corporate Risk Register. Impacts are cross directorate and this risk has therefore been included on Environmental Services Risk Register due to the current financial climate and associated inflationary pressures, contract variations and increasing fuel and energy costs.

8. Risk Increases

- ES 1 Safeguarding - Medium (2 unlikely) x (4 catastrophic) to Medium (3 likely) x (3 major) due to current LMS and regulated post training impacted due to a lack of staffing resources.
- ES 4 Burial Grounds – Medium (2 unlikely) x (4 catastrophic) to Medium (3 likely) x (3 major) to better reflect current burial capacity.

9. Risk Decreases

- CRR 10 Landfill Disposal Capacity - High (4 very likely) x (3 major) to Medium (3 likely) x (3 major) due to an interim waste transfer station and haulage contract being secured to facilitate the onward haulage of residual waste to Cottonmount.

10. Environmental Services retain 11 departmental risks of which 3 are high risk and the remaining 8 are medium risk. The 3 high departmental risks are:

- Data Sharing – risk remains significant until completion of cyber security training for all staff and members as well as upgrade of current IT systems.
- Staffing Resources – a number of concurrent factors contributing to insufficient staffing resources i.e. vacant posts, sickness / Covid, skills shortages etc. A recruitment fair on a priority and volume basis by HR&OD is currently underway.
- Financial Sustainability – as above.

Recommendations

It is recommended that Members note and scrutinise:

11. Q2 Environmental Services Budget Summary Reports covering the period 1st July 2022 to 30th September 2022 - Appendix 1.
12. The outturn of operational metrics/service KPIs for Q2 (July – September 22) – Appendix 2a.
13. The outturn of Performance Improvement KPI for Q2 (July – September 22) – Appendix 2b.
14. Environmental Services Directorate Risk Dashboard – Appendix 3.

Finance and Resource Implications:

None

Screening:

Equality and Good Relations

N/A

Environmental Impact Assessment

N/A

Rural Impact Assessment

N/A

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

- Appendix 1 – Environmental Services Budget Summaries for Q2 (July to September 22)
- Appendix 2a – Environmental Services Operational metrics/Service KPIs for Q2 (July – September 22)
- Appendix 2b – Environmental Services Performance Improvement KPI for Q2 (July – September 22)
- Appendix 3 – Environmental Services Directorate Risk Dashboard

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:

Environmental Services - April 2022 to March 2023

Month:-

Jul-22

Department

	Annual Budget	Budget to date	Total Actual & Committed	Total Variance
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Expenditure:**Payroll**

Director's Office	250,280	83,426	88,758	5,332
Environmental Health	2,681,990	902,317	851,928	(50,389)
Operational Services	6,896,980	2,391,783	2,416,970	25,187
Building Control	1,326,650	442,215	447,891	5,676
Total Payroll Expenditure:	11,155,900	3,819,741	3,805,547	(14,194)

Non-Payroll

Director's Office	372,920	303,882	318,521	14,639
Environmental Health	852,570	531,769	558,239	26,470
Operational Services	11,162,230	3,872,009	3,837,446	(34,563)
Building Control	92,290	26,008	15,079	(10,929)
Total Non-Payroll Expenditure:	12,480,010	4,733,668	4,729,285	(4,383)

Total Expenditure

23,635,910	8,553,409	8,534,832	(18,577)
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Income:

Environmental Health	(1,772,540)	(543,115)	(567,872)	(24,757)
Operational Services	(617,470)	(415,911)	(512,025)	(96,114)
Building Control	(1,094,780)	(408,443)	(383,559)	24,884
Total Income:	(3,484,790)	(1,367,469)	(1,463,456)	(95,987)

Overall Net Position:

Director's Office	623,200	387,308	407,279	19,971
Environmental Health	1,762,020	890,971	842,295	(48,676)
Operational Services	17,441,740	5,847,881	5,742,391	(105,490)
Building Control	324,160	59,780	79,411	19,631
Net Overall Position	20,151,120	7,185,940	7,071,376	(114,564)
Total Net Overall Position	20,151,120	7,185,940	7,071,376	(114,564)

Environmental Services - April 2022 to March 2023

Month:-

Aug-22

Department	Annual Budget	Budget to date	Total Actual & Committed	Total Variance
Expenditure:				
Payroll				
Director's Office	250,280	104,283	108,139	3,856
Environmental Health	2,681,990	1,119,966	1,067,425	(52,541)
Operational Services	6,896,980	2,923,534	2,921,095	(2,439)
Building Control	1,326,650	552,769	548,189	(4,580)
Total Payroll Expenditure:	11,155,900	4,700,552	4,644,848	(55,704)
Non-Payroll				
Director's Office	372,920	305,083	320,395	15,312
Environmental Health	852,570	564,273	596,411	32,138
Operational Services	11,162,230	4,758,458	4,724,564	(33,894)
Building Control	92,290	31,169	21,858	(9,311)
Total Non-Payroll Expenditure:	12,480,010	5,658,983	5,663,228	4,245
Total Expenditure	23,635,910	10,359,535	10,308,076	(51,459)
Income:				
Environmental Health	(1,772,540)	(638,861)	(731,685)	(92,824)
Operational Services	(617,470)	(440,039)	(609,143)	(169,104)
Building Control	(1,094,780)	(497,128)	(466,711)	30,417
Total Income:	(3,484,790)	(1,576,028)	(1,807,539)	(231,511)
Overall Net Position:				
Director's Office	623,200	409,366	428,534	19,168
Environmental Health	1,762,020	1,045,378	932,151	(113,227)
Operational Services	17,441,740	7,241,953	7,036,516	(205,437)
Building Control	324,160	86,810	103,336	16,526
Net Overall Position	20,151,120	8,783,507	8,500,537	(282,970)
Total Net Overall Position	20,151,120	8,783,507	8,500,537	(282,970)

Environmental Services - April 2022 to March 2023

Month:-

Sep-22

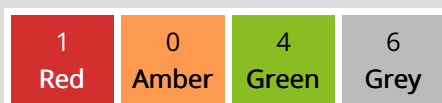
Department	Annual Budget	Budget to date	Total Actual & Committed	Total Variance
Expenditure:				
Payroll				
Director's Office	250,280	125,139	131,388	6,249
Environmental Health	2,681,990	1,340,990	1,299,787	(41,203)
Operational Services	6,896,980	3,473,853	3,466,557	(7,296)
Building Control	1,326,650	663,322	677,963	14,641
Total Payroll Expenditure:	11,155,900	5,603,304	5,575,695	(27,609)
Non-Payroll				
Director's Office	372,920	307,350	321,328	13,978
Environmental Health	852,570	600,366	641,689	41,323
Operational Services	11,162,230	5,711,702	5,588,344	(123,358)
Building Control	92,290	38,281	25,656	(12,625)
Total Non-Payroll Expenditure:	12,480,010	6,657,699	6,577,017	(80,682)
Total Expenditure	23,635,910	12,261,003	12,152,712	(108,291)
Income:				
Environmental Health	(1,772,540)	(740,844)	(824,198)	(83,354)
Operational Services	(617,470)	(459,167)	(654,158)	(194,991)
Building Control	(1,094,780)	(590,040)	(534,602)	55,438
Total Income:	(3,484,790)	(1,790,051)	(2,012,958)	(222,907)
Overall Net Position:				
Director's Office	623,200	432,489	452,716	20,227
Environmental Health	1,762,020	1,200,512	1,117,278	(83,234)
Operational Services	17,441,740	8,726,388	8,400,743	(325,645)
Building Control	324,160	111,563	169,017	57,454
Net Overall Position	20,151,120	10,470,952	10,139,754	(331,198)
Total Net Overall Position	20,151,120	10,470,952	10,139,754	(331,198)

Performance Summary

Environmental Services

(Type = 'Service')

Tuesday 15th of November 2022



Red = Target missed or measure overdue
 Amber = Measure due but not complete
 Green = Target met or exceeded
 Grey = Measure not yet due

Planning Enforcement	1 Green
Environmental Health	3 Green, 2 Grey
Operational Services	1 (R), 4 Grey

PLANNING ENFORCEMENT			DUE 1ST OCT 22		
29 : Enforcement Cases Enforcement cases processed to a target conclusion within 39 weeks of receipt of complaint. Enforcement cases processed within 39 weeks			TARGET 70	ACTUAL 85	STATUS Green
TARGET	70	70			
ACTUAL	78	85			
Notes: provisional figure - yet to be verified by Dfl					

ENVIRONMENTAL HEALTH			DUE 1ST OCT 22		
101 : Planning Consultation % of general planning consultations responded to as a statutory consultee . % responded to within 15 working days of receipt by Environmental Health			TARGET 100%	ACTUAL 100%	STATUS Green
TARGET	100%	100%			
ACTUAL	100%	100%			
Notes: Total number of Planning Consultations received by EHSU = 166. Total responded to within 15 working days = 166 = 100%. Target achieved.					

ENVIRONMENTAL HEALTH			DUE 1ST OCT 22		
102 : Health & Safety Health & Safety . Response times to Corporate Health & Safety requests within 3 working days			TARGET 100%	ACTUAL 100%	STATUS Green
TARGET	100%	100%			
ACTUAL	99.3%	100%			
Notes: In Q2 there were 138 individual work requests, all of which were responded to within 3 working days.					

ENVIRONMENTAL HEALTH			DUE 1ST OCT 22		
102 : Health & Safety Health & Safety . Has each facility had a H&S inspection?			TARGET Yes	ACTUAL Yes	STATUS Green
TARGET	Yes	Yes			
ACTUAL	Yes	Yes			
Notes: There is a programme in place for the inspection of facilities. During Q2 a total of 5 full Health and Safety Inspections and 3 spot checks have been carried out.					

ENVIRONMENTAL HEALTH		DUE 1ST APR 23		
205 : Cemeteries Implementation of the Cemetery Strategy. Tender and award works contract for Blaris Phase 1 cemetery extension (approximately 140 burial plots)		TARGET Yes	ACTUAL No	STATUS Grey
TARGET	Yes			
ACTUAL	No			
<p>Notes: Planning permission for area A, B & C has been granted. Procurement is ongoing. It is anticipated a contractor will be onsite in the new year.</p>				

10

ENVIRONMENTAL HEALTH		DUE 1ST APR 23		
205 : Cemeteries Implementation of the Cemetery Strategy. Planning application for Phase 2 cemetery extension to be submitted (approximately 480 burial plots)		TARGET No	ACTUAL No	STATUS Grey
TARGET	No			
ACTUAL	No			
<p>Notes: OBC (Outline Business Case) to be refreshed to inform options for area E within phase 2.</p>				

OPERATIONAL SERVICES		DUE 1ST APR 23		
165 : Recycling % of household waste collected by District Councils that is sent for recycling . % of household waste collected by District Councils that is sent for recycling		TARGET 50%	ACTUAL	STATUS Grey
TARGET	50%			
ACTUAL				
<p>Notes: Validated figures will not be available until the conclusion of the financial year</p>				

OPERATIONAL SERVICES		DUE 1ST APR 23		
214 : Waste Collection Local Authority Collected municipal waste preparing for reuse, dry recycling and composting rate. 55% recycling by 2025		TARGET 55%	ACTUAL	STATUS Grey
TARGET	55%			
ACTUAL				
<p>Notes: Validated figures will not be available until the conclusion of the financial year</p>				

OPERATIONAL SERVICES		DUE 1ST APR 23		
215 : Waste Landfill Rate Local Authority Collected municipal waste landfill rate. Reduced to 10% or less of the total amount of municipal waste generated by 2035		TARGET 10%	ACTUAL	STATUS Grey
TARGET	10%			
ACTUAL				
<p>Notes: Validated figures will not be available until the conclusion of the financial year</p>				

OPERATIONAL SERVICES		DUE 1ST OCT 22		
204 : Waste Kerbside model for collection, treatment, and disposal of household waste. Finalise the Outline Business Case for the kerbside model and progress Full Business Case for final approval		TARGET Yes	ACTUAL No	STATUS Red
TARGET	Yes			
ACTUAL	No			
<p>Notes: Outline Business Case approved by ESC and ratified by Council in June 2022. Tender awarded for Full Business Case which is anticipated to be presented in January 23.</p>				

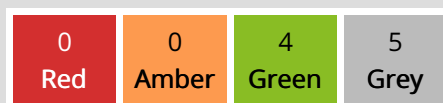
OPERATIONAL SERVICES		DUE 1ST APR 23		
58 : Landfill The amount (Tonnage) of biodegradable Local Authority Collected Municipal Waste that is landfilled. Tonnage of biodegradable waste landfilled.		TARGET 16,444	ACTUAL	STATUS Grey
TARGET	16,444			
ACTUAL				
<p>Notes: Validated figures will not be available until the conclusion of the financial year</p>				

Performance Summary

Environmental Services

(Type = 'Performance Improvement')

Tuesday 8th of November 2022



Red = Target missed or measure overdue
 Amber = Measure due but not complete
 Green = Target met or exceeded
 Grey = Measure not yet due

Environmental Services	3 Green	1 (Gy)
Environmental Health	1 (G)	4 Grey

ENVIRONMENTAL HEALTH			DUE 30TH JUN 23						
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Entertainment Licensing guidance available online			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>	TARGET	Yes	ACTUAL	Yes		
TARGET	Yes								
ACTUAL	Yes								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>Yes</td> </tr> </table>			TARGET	Yes	ACTUAL	Yes	<table border="1"> <tr> <td>STATUS</td> <td>Green</td> </tr> </table>	STATUS	Green
TARGET	Yes								
ACTUAL	Yes								
STATUS	Green								
Notes:									

ENVIRONMENTAL HEALTH			DUE 1ST APR 23						
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Online Entertainment Licensing guidance reviewed annually			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>	TARGET	Yes	ACTUAL	No		
TARGET	Yes								
ACTUAL	No								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>			TARGET	Yes	ACTUAL	No	<table border="1"> <tr> <td>STATUS</td> <td>Grey</td> </tr> </table>	STATUS	Grey
TARGET	Yes								
ACTUAL	No								
STATUS	Grey								
Notes:									

ENVIRONMENTAL HEALTH			DUE 1ST APR 23						
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Customer engagement to assess accessibility to online Entertainment Licensing guidance			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>	TARGET	Yes	ACTUAL	No		
TARGET	Yes								
ACTUAL	No								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>			TARGET	Yes	ACTUAL	No	<table border="1"> <tr> <td>STATUS</td> <td>Grey</td> </tr> </table>	STATUS	Grey
TARGET	Yes								
ACTUAL	No								
STATUS	Grey								
Notes:									

ENVIRONMENTAL HEALTH			DUE 1ST APR 23						
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Events guidance available online			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>	TARGET	Yes	ACTUAL	No		
TARGET	Yes								
ACTUAL	No								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>			TARGET	Yes	ACTUAL	No	<table border="1"> <tr> <td>STATUS</td> <td>Grey</td> </tr> </table>	STATUS	Grey
TARGET	Yes								
ACTUAL	No								
STATUS	Grey								
Notes:									

ENVIRONMENTAL HEALTH			DUE 1ST APR 23						
216 : Entertainment Licensing & Events Guidance Availability of guidance online. Online events guidance reviewed annually			<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>	TARGET	Yes	ACTUAL	No		
TARGET	Yes								
ACTUAL	No								
<table border="1"> <tr> <td>TARGET</td> <td>Yes</td> </tr> <tr> <td>ACTUAL</td> <td>No</td> </tr> </table>			TARGET	Yes	ACTUAL	No	<table border="1"> <tr> <td>STATUS</td> <td>Grey</td> </tr> </table>	STATUS	Grey
TARGET	Yes								
ACTUAL	No								
STATUS	Grey								
Notes:									

ENVIRONMENTAL SERVICES			DUE 30TH JUN 22						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Usage of the 8 services available online within the Environmental Services Directorate			<table border="1"> <tr> <td>TARGET</td> <td>ACTUAL</td> <td>STATUS</td> </tr> <tr> <td>Yes</td> <td>Yes</td> <td>Green</td> </tr> </table>	TARGET	ACTUAL	STATUS	Yes	Yes	Green
TARGET	ACTUAL	STATUS							
Yes	Yes	Green							
TARGET	Yes								
ACTUAL	Yes								
Notes:									

ENVIRONMENTAL SERVICES			DUE 30TH JUN 22						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Development of the customer engagement methods			<table border="1"> <tr> <td>TARGET</td> <td>ACTUAL</td> <td>STATUS</td> </tr> <tr> <td>Yes</td> <td>Yes</td> <td>Green</td> </tr> </table>	TARGET	ACTUAL	STATUS	Yes	Yes	Green
TARGET	ACTUAL	STATUS							
Yes	Yes	Green							
TARGET	Yes								
ACTUAL	Yes								
Notes:									

ENVIRONMENTAL SERVICES			DUE 30TH SEP 22						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Customer engagement carried out			<table border="1"> <tr> <td>TARGET</td> <td>ACTUAL</td> <td>STATUS</td> </tr> <tr> <td>Yes</td> <td>Yes</td> <td>Green</td> </tr> </table>	TARGET	ACTUAL	STATUS	Yes	Yes	Green
TARGET	ACTUAL	STATUS							
Yes	Yes	Green							
TARGET	Yes								
ACTUAL	Yes								
Notes:									

ENVIRONMENTAL SERVICES			DUE 1ST APR 23						
191 : Online services Impact of the services available online within the Environmental Services Directorate. Report on outcomes of customer engagement and detail any improvements made or recommended			<table border="1"> <tr> <td>TARGET</td> <td>ACTUAL</td> <td>STATUS</td> </tr> <tr> <td>Yes</td> <td>No</td> <td>Grey</td> </tr> </table>	TARGET	ACTUAL	STATUS	Yes	No	Grey
TARGET	ACTUAL	STATUS							
Yes	No	Grey							
TARGET	Yes								
ACTUAL	No								
Notes:									

DASHBOARD KEY / INDICATOR

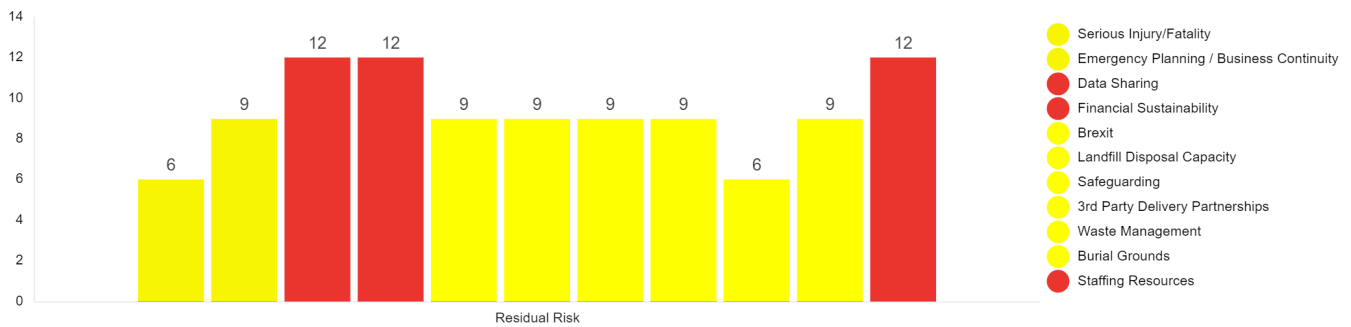
Risk Rating	
Key Symbol	Descriptor
●	Low (1-4)
●	Medium (5-11)
●	High (12-16)

Fluctuation Key	
Symbol	Descriptor
↑	Risk Increase
↓	Risk Decrease
↔	Remains Same
*	New Risk

Risk Matrix				
Likelihood	Minor	Moderate	Major	Catastrophic
Very Likely	4	8	12	16
Likely	3	6	9	12
Unlikely	2	4	6	8
Very Unlikely	1	2	2	4
	Minor	Moderate	Major	Catastrophic

ENVIRONMENTAL SERVICES RISK SUMMARY

Environmental Services Departmental Risks



ENVIRONMENTAL SERVICES DEPARTMENTAL RISK REGISTER

Environmental Services Risk Register

Ref.	High Risk	Risk	Risk Description	Risk Owner	Inherent Risk	Current Controls	Residual Risk	Fluctuation since last review	Rationale
CRR 1	☐	Serious Injury/Fatality	Breach in internal H&S arrangements resulting in injuries / loss of life / illness.	Emergency Planning Officer	8	CRR 1 Serious Injury / Fatality	6	↔	
CRR 2	☐	Emergency Planning / Business Continuity	Inability to respond to Command, Control & Coordination arrangements or concurrent emergencies due to increased strain on current resources resulting in impact on resilience. Emergency Plan Activated	Emergency Planning Officer	16	CRR 2 Emergency Planning / Business Continuity	9	↔	
CRR 5	☑	Data Sharing	Poor or inadequate data sharing agreements resulting in unintended data breach	TPO Manager	16	CRR 5 Data Sharing	12	↔	
CRR 7	☑	Financial Sustainability	Failure to deliver balanced budget 2022/23 and longer term financial resilience and sustainability.	HOS Finance	16	CRR 7 Financial Sustainability	12	↔	
CRR 8	☐	Brexit	The UK ceasing to be aligned with the EU Food and Animal Welfare Laws and the subsequent implications for sanitary and phyto-sanitary (SPS) rules, customs & supply chain logistics and generalised economic implications for LCCC and their resident and business representative base.	CE	12	CRR 8 Brexit	9	↔	
CRR 10	☐	Landfill Disposal Capacity	Uncertainty going forward in relation to the arc21 municipal waste disposal contract. Interim residual waste treatment contract to be established. Potential associated increase in costs.	HOS Waste & Op	16	CRR 10 Landfill Disposal	9	↓	Reduced from High (4 very likely) x (3 major) to Medium (3 likely) x (3 major) due to an interim waste transfer station and haulage contract secured to facilitate the onward haulage of residual waste to Cottonmount.
ES 1	☑	Safeguarding	Failure to adequately safeguard vulnerable groups due to insufficient controls in place resulting in harm to vulnerable person (s).	HOS Environmental Health	16	ES 1 Safeguarding	9	↑	Amended from Medium (2 unlikely) x (4 catastrophic) to Medium (3 likely) x (3 major) due to current LMS and regulated post trainee impacted due to a lack of staffing resources.
ES 2	☐	3rd Party Delivery Partnerships	Failure of key partnerships due to under resource/financial support resulting in failure to deliver expected benefits, service improvements and targets (Contractors, delivery partners - ARC21 and Funders)	Director of Env Services	12	ES 2 3rd Party Delivery Partnerships	9	↔	
ES 3	☐	Waste Management	LCCC provides waste collection & disposal services within a legislative context. Failure to deliver these services in part or in full, or failure to meet targets set out in legislation would place the Council in a default position regarding statutory obligations, which brings a legal, financial and reputational risk.	HOS Waste & Op	9	ES 3 Waste Management	6	↔	
ES 4	☐	Burial Grounds	Risk of insufficient LCCC burial ground capacity within the Council area.	HOS Environmental Health	12	ES 4 Burial Grounds	9	↑	Amended from Medium (2 unlikely) x (4 catastrophic) to Medium (3 likely) x (3 major) better reflect current risk rating.
ES 5	☑	Staffing Resources	Insufficient staffing resources due to competing priorities: COVID, Absenteeism, concurrent emergencies, skills shortages (ie: HGV Driver shortage)	Director of Env Services	16	ES 5 Staffing Resources	12	↔	



Environmental Services Committee

7th December 2022

Report from:

Head of Service - Building Control

Item for Decision

TITLE: Item 4.1 Street Naming – Off Mealough Road, Carryduff

Background and Key Issues:

1. Lagan Homes (NI) Ltd. has proposed the street name for a development of 34 dwellings off the Mealough Road, Carryduff as part of a phased development of 350 dwellings
2. The proposal for the street name is:
 - **MEALOUGH DRIVE** (1st preference)
 - **MEALOUGH PARK** (2nd preference)
3. The development layout is attached in **Appendix 1 BC and 2 BC** for Members information. This request meets with the requirements of the Council's Street Naming is in keeping with an existing approved name in the locality.
4. The Building Control Service received no objection to the proposed names from The Royal Mail Address Management Team.
5. Due to the late receipt of this request, and its urgent nature, it was not possible to consult with the Elected Members of the DEA before the report deadline date. Should any objections be received, Members will be made aware at the Committee meeting.

Recommendation:

It is recommended that Members approve that the street name Mealough Drive to be allocated to this proposed development of 34 dwellings off the Mealough Road, Carryduff.

Finance and Resource Implications:

Revenue budget has been provided within the 2022-23 estimates for Street Nameplates

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? Yes

If no, please provide explanation/rationale

If yes, what was the outcome? :

Option 1 Screen out without mitigation	<input checked="" type="checkbox"/> Yes	Option 2 Screen out with mitigation	<input type="checkbox"/> No	Option 3 Screen in for a full EQIA	<input type="checkbox"/> No
--	---	---	-----------------------------	--	-----------------------------

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

With regard to the Section 75 statutory duties (of the 1998 NI Act) this item has been subject to screening and 'screened out' by way of application of the (previously screened) Councils Street Naming & Numbering Policy, in order to follow due process.

Insert link to completed Equality and Good Relations report:

Equality Screening has been completed and is available on request from the Head of Service – Building Control

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	<input checked="" type="checkbox"/> Yes	Has a Rural Needs Impact Assessment (RNIA) template been completed?	<input type="checkbox"/> No	
--	---	---	-----------------------------	--

If no, please given explanation/rationale for why it was not considered necessary:

The Council Street Naming and Numbering Policy is universally applicable to both the creation of both urban and rural street names throughout the Council area. There is no differentiation between rural and urbanised considerations for this process and decision impact.

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

Appendix 1 BC – Development Layout
Appendix 2 BC – Site Layout

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:

PLANNING	<input type="checkbox"/>
BUILDING CONTROL	<input type="checkbox"/>
RECORD	<input checked="" type="checkbox"/>
FOR APPROVAL	<input type="checkbox"/>

Layout Breakdown by Planning Application - Not to Scale

CLIENT
Mealough Devs. LLP, Dermont No.1 LLP and Fraser Homes

PROJECT
Proposed Development of Lands Mealough Road, Carryduff

DRAWING TITLE
PRELIMINARY Overall Site Plan for Service Providers with Mealough Devs. LLP Phasing

SCALE/S
1:1250

SITE AREA

DATE
Sept 2018/Oct 2022

DRAWN BY
JC/AH

DRAWING NUMBER
3065-050-04-026~RevAG

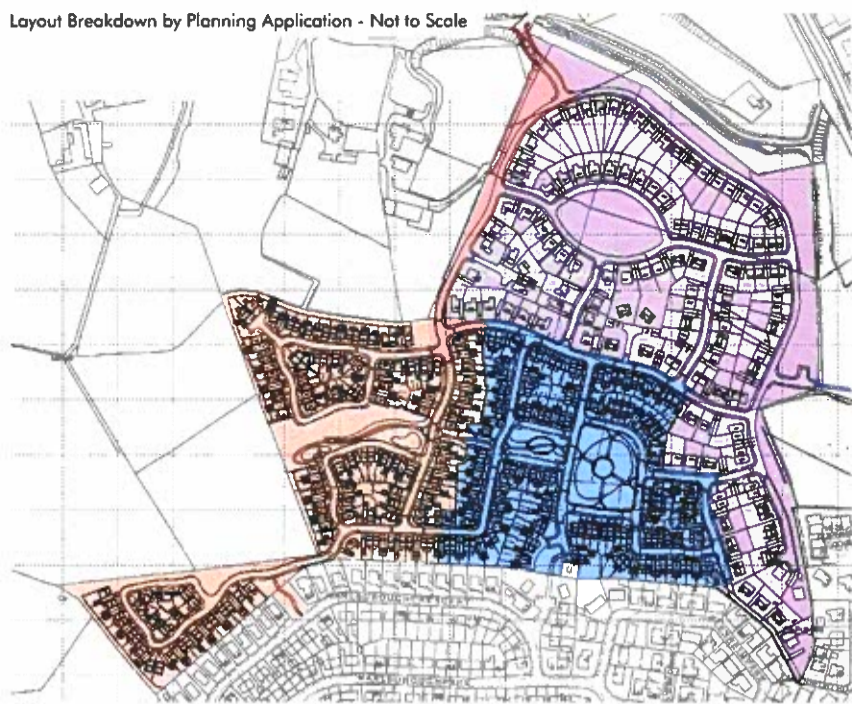
Alan Patterson Design LLP



Derragh House
113 Conyngham Road
Helm's Bay
County Down BT19 8JH

Tel: 028 9185 2582
Fax: 028 9185 2488
Email: info@alanpattersondesign.com
Website: www.alanpattersondesign.com

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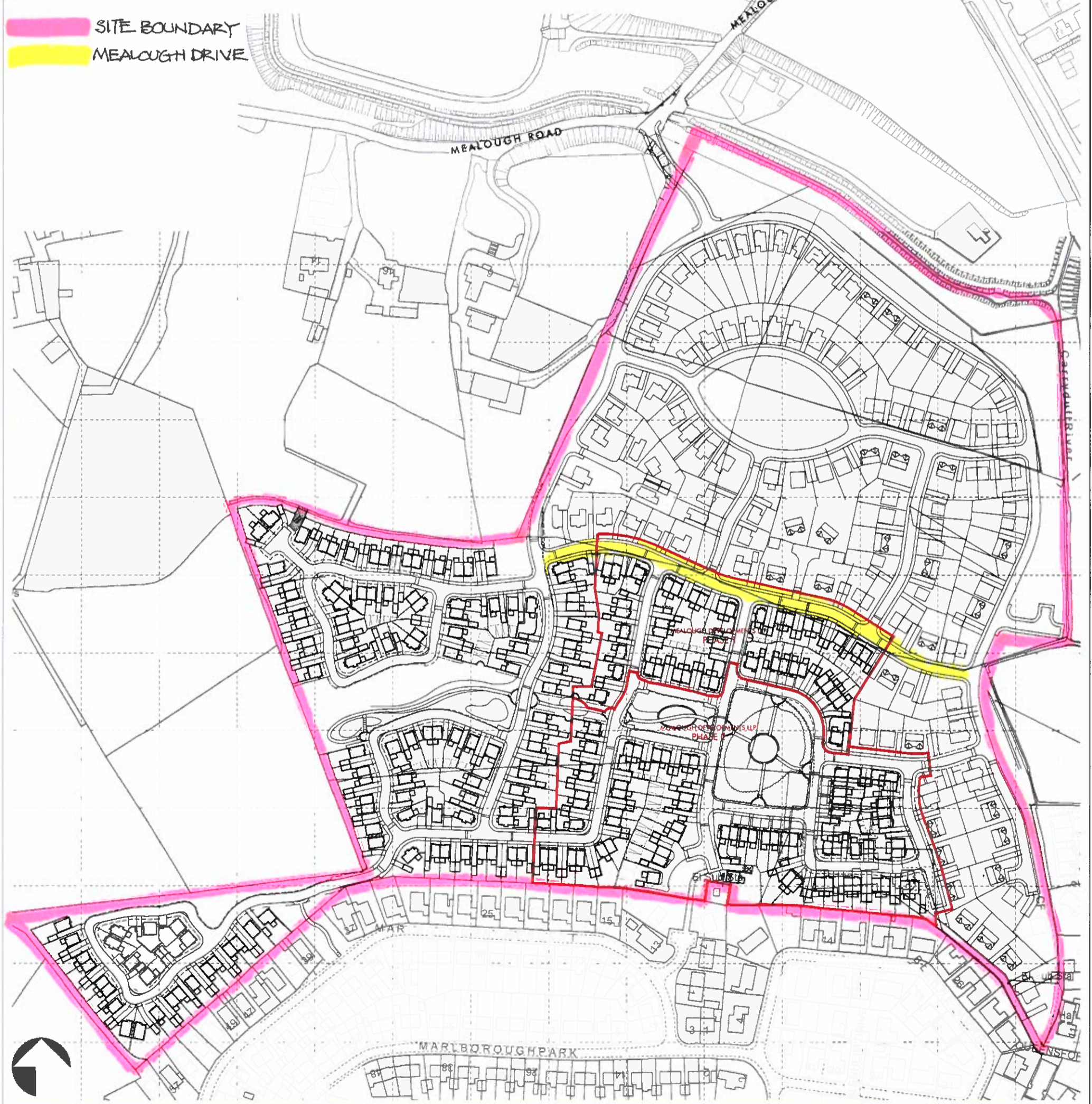


■ Mealough Developments LLP	Planning Application Y/2007/0455/F - 107 dwellings
■ Dermont No.1 LLP	Planning Application Y/2008/0224/F - 117 dwellings
■ Fraser Homes Ltd & Fraser Houses (NI)Ltd	Planning Application Y/2009/0114/F - 126 dwellings
■ Access from Mealough Road	Common to all three planning applications

FOR ILLUSTRATIVE PURPOSES ONLY

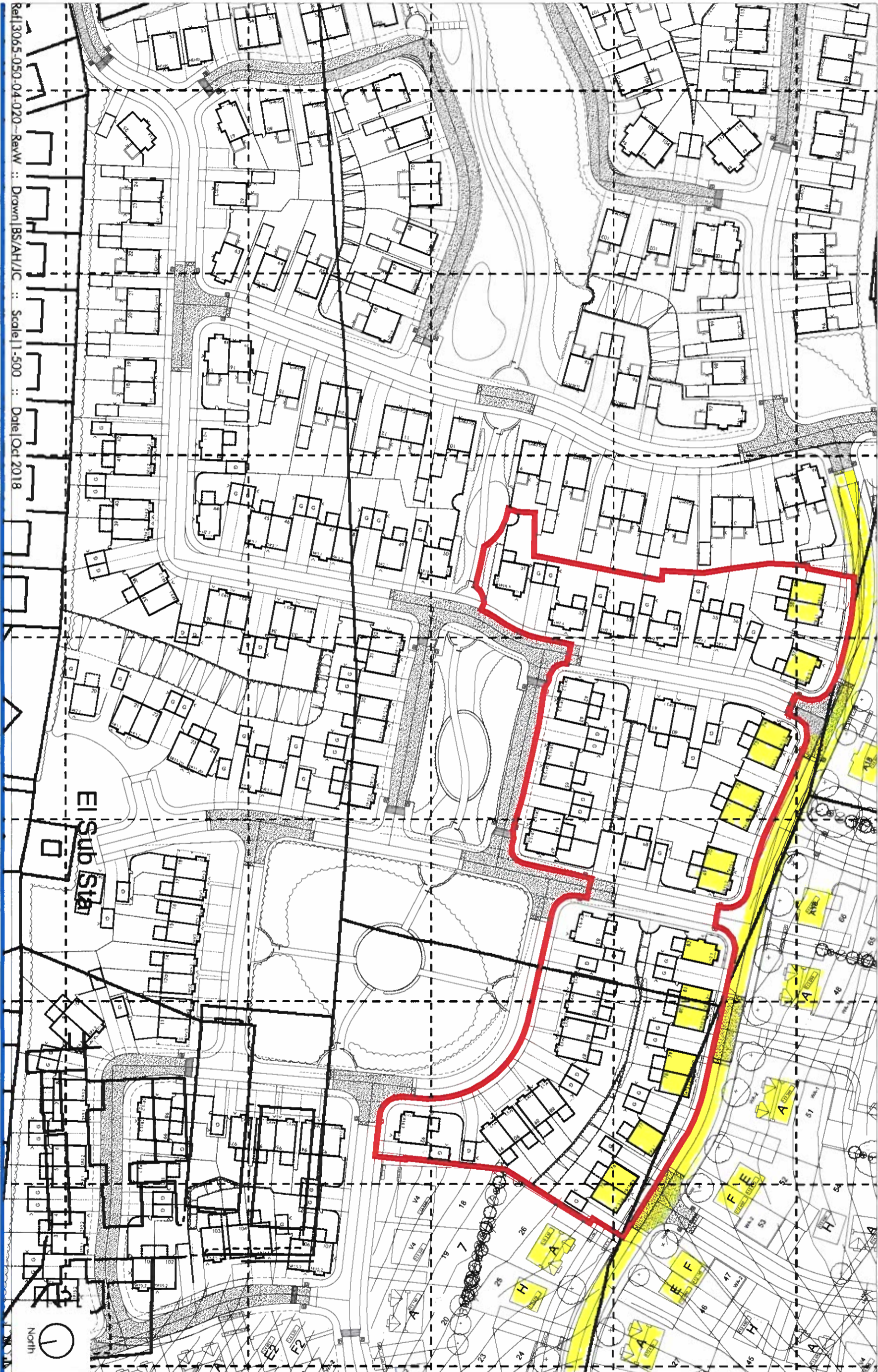
■ SITE BOUNDARY

■ MEALOUGH DRIVE



Proposed Residential Development at
Mealough Road Carryduff

Site Layout Phase 1 (Scale 1:500)



Mealough Developments LLP



MEALOUGH DRIVE

Alan Patterson Design LLP





Environmental Services Committee

7th December 2022

Report from:

Head of Service - Environmental Health

Item for Decision

TITLE: Item 5.1 Northern Ireland Agreement for Liaison - Investigation of Work Related Deaths

Background and Key Issues:

1. District Councils and the Health and Safety Executive Northern Ireland (HSENI) are responsible, under Article 20 of the Health and Safety at Work (Northern Ireland) Order 1978, for making adequate arrangements for the enforcement of health and safety legislation with a view to securing the health, safety and welfare of workers and protecting others, principally the public.
2. The original agreement document which was signed in 2007 has been in place with no revision of the terms of the agreement. This new revision aims to bring the original document up-to-date and has been tentatively signed by the PSNI and HSENI.
3. The division of enforcement responsibilities between Council and HSENI is determined by the premises sector.
4. This agreement for liaison is between Northern Ireland district councils, HSENI, the Police Service of Northern Ireland (PSNI) and the Police Ombudsman for Northern Ireland (PONI).
5. The agreement is designed to emphasise the importance of the appropriate investigative agencies working together to ensure that a thorough investigation is carried out of work-related deaths in Northern Ireland.

- 6. It sets out the principles for effective liaison between the parties. In particular, it deals with incidents where, following a death, there is a suspicion that criminal offences such as manslaughter and breaches of health and safety legislation, may have been committed.
- 7. The agreement is not intended to cover the operational practices of the signatory organisations.
- 8. A copy of the Investigation of Work-Related Deaths Northern Ireland Agreement for Liaison is attached for Members' reference (**Appendix 1 EH**).

Recommendation:

It is recommended that Members approve the signing of the Investigation of Work-Related Deaths Northern Ireland Agreement for Liaison.

Finance and Resource Implications:

None.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? N/A

If no, please provide explanation/rationale

If yes, what was the outcome?:

Option 1 Screen out without mitigation	N/A	Option 2 Screen out with mitigation	N/A	Option 3 Screen in for a full EQIA	N/A
--	-----	---	-----	--	-----

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?

N/A

Has a Rural Needs Impact Assessment (RNIA) template been completed?

N/A

If no, please give explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

N/A

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

Appendix 1 EH - Northern Ireland Agreement for Liaison - Investigation of Work Related Deaths

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

N/A

If Yes, please insert date:

INVESTIGATION OF WORK-RELATED DEATHS

Northern Ireland Agreement for Liaison

October 2022

FOREWORD

The partners to this agreement are the Health and Safety Executive for Northern Ireland, the Police Service of Northern Ireland, the Police Ombudsman for Northern Ireland and the Northern Ireland district councils through their representative body, Environmental Health Northern Ireland. The agreement is designed to emphasise the importance of the appropriate investigative agencies working together to ensure that a thorough investigation is carried out of work-related deaths in Northern Ireland.

We are acutely conscious of the strength of public feeling about workplace fatalities, and how these tragic incidents devastate people's lives.

All of the signatory organisations recognise the need for investigating authorities to talk to each other and to share information and best practice. We appreciate that people want to be confident that we are doing all that we can to co-ordinate our efforts and to co-operate with each other in the best interests of public safety and of those affected by work-related deaths.

We endorse this agreement. We believe that it provides an effective framework for liaison, and that its introduction will help ensure that all signatory organisations work in partnership to deliver the high standard of professionalism that the public requires and deserves.



**Detective Superintendent
Serious Crime Branch
Police Service of
Northern Ireland**

**Deputy Chief Executive
Health and Safety Executive for
Northern Ireland**

**Environmental Health
Northern Ireland**

**The Police Ombudsman for
Northern Ireland**

INTRODUCTION

This agreement for liaison is between the Health and Safety Executive for Northern Ireland (HSENI), the Police Service of Northern Ireland (PSNI), the Police Ombudsman for Northern Ireland (PONI) and the Northern Ireland district councils through their representative body, Environmental Health Northern Ireland.

It sets out the principles for effective liaison between the parties in relation to the investigation of work-related deaths in Northern Ireland. In particular, it deals with incidents where, following a death, there is a suspicion that criminal offences such as manslaughter and breaches of health and safety legislation, may have been committed. The agreement addresses issues concerning general liaison and is not intended to cover the operational practices of the signatory organisations.

HSENI, PSNI, PONI and the district councils have different roles and responsibilities in relation to a work-related death.

At present, only PSNI can investigate serious criminal offences, not involving police conduct, within the Corporate Manslaughter and Corporate Homicide Act such as manslaughter. PSNI will also have a duty in establishing the circumstances surrounding a work-related death in order to assist the coroner's inquest.

HSENI and district councils are responsible, under Article 20 of the Health and Safety at Work (Northern Ireland) Order 1978 (HSWO), for making adequate arrangements for the enforcement of health and safety legislation with a view to securing the health, safety and welfare of workers and protecting others, principally the public.

The Health and Safety Executive for Northern Ireland and district councils have statutory responsibilities to investigate potential criminal offences relating to breaches of health and safety legislation. Each regulator has specific areas of responsibility, further details of which are set out in Annex A of this agreement.

PONI have a responsibility under the Police (Northern Ireland) Act 1998 to, inter alia, investigate any matter which appears to the Police Ombudsman to indicate that a member of the police service may have committed a criminal offence or behaved in a manner which would justify disciplinary proceedings if it appears that it is desirable in the public interest to do so. In addition, the PSNI have a duty to report any matter to the Police Ombudsman where it appears to indicate that the conduct of a member of the police service may have resulted in the death of some other person. In such cases it is the responsibility of the PONI to fully investigate the matter.

Whilst HSENI, the district councils, the PSNI and PONI have a role in investigating work-related deaths, only the Public Prosecution Service for Northern Ireland (PPSNI) (formerly the Director of Public Prosecutions for

Northern Ireland) can decide whether a prosecution in such a case of manslaughter will proceed.

The underlying principles of this agreement are as follows:

- Appropriate recommendations concerning prosecution will be made to the PPSNI based on a sound investigation of the circumstances surrounding work-related deaths;
- PSNI will conduct an investigation into potential criminal offences, such as offences within the Corporate Manslaughter and Corporate Homicide Act (formally gross negligence or corporate manslaughter). The Health and Safety Executive for Northern Ireland and district councils will conduct investigations into potential criminal offences relating to breaches of health and safety legislation.
- There will usually be a joint investigation, but on the rare occasions where this would not be appropriate, there will still be liaison and co-operation between the investigating parties;
- PONI will conduct an investigation if the requirements of the Police (Northern Ireland) Act 1998 apply. Where this occurs, PONI may take similar investigative measures as the PSNI otherwise would have, and will retain ownership of the investigation;
- The bereaved and witnesses will be kept suitably informed; and
- The parties to the agreement will maintain effective mechanisms for liaison.

There are other authorities that have responsibility for enforcing other similar legislation. Whilst these organisations are not signatories to this agreement they may wish to take onboard the principles enshrined within it.

IN WHAT CIRCUMSTANCES WILL THIS AGREEMENT APPLY?

For the purposes of this agreement, a work-related death is a fatality resulting from an incident arising out of, or in connection with, work¹. The principles set out in this agreement also apply to cases where the victim suffers injuries in such an incident that are so serious that there is a clear indication, according to medical opinion, of a strong likelihood of death.

There will be cases in which it is difficult to determine whether a death is work-related within the application of this agreement; for example, those arising out

¹ "Work" as defined in Article 2(4)(a)(b)(c) and (5) of the Health and Safety at Work (Northern Ireland) Order 1978 as amended.

of some road traffic collisions², or in prisons, or health care institutions, or following a gas leak. Each fatality must be considered individually, on its particular facts and a decision made as to whether it should be classed as a work-related death. In determining the question, the enforcing authorities will hold discussions and where possible agree upon a conclusion without delay.

1. STATEMENT OF INTENT

- 1.1 In the early stages of an investigation, whether any criminal offence has been committed is not always apparent. The parties to the agreement are committed to ensuring that any investigation into a work-related death is thorough and appropriate, and agree to liaise closely together in order to achieve this. Decisions in relation to who will lead the investigation, and the direction it will take, should be timely, informed by the best available evidence and technical expertise, and should take account of the wider public interest. Should there be any issue as to who is to be involved in investigating any work-related death, then the parties will liaise together to reach a conclusion.
- 1.2 The provisions of the ECHR as given effect by the Human Rights Act 1998 will apply to investigations carried out under this agreement.
- 1.3 Article 2 ECHR, the right to life, requires, by implication that there should be some form of effective official investigation when there is reason to believe that an individual has sustained life-threatening injuries or death in suspicious circumstances. The investigation must be capable of establishing the cause of the injuries and the identification of those responsible with a view to their punishment.

2. INITIAL ACTION

- 2.1 A PSNI or PONI officer attending an incident involving a work related death should arrange to carry out duties, according to the officer's own general orders governing unexplained deaths, including:
 - identify, secure, preserve and take control of the scene, and any other relevant place;
 - supervise and record all activity including photography and mapping;
 - inform a senior supervisory officer (PSNI in accordance with the Service Instruction SI2016);
 - enquire whether the employer or other responsible person in

² "Collisions" can include any incident on the roads where a person or persons are killed.

control of the premises or activity has informed HSENI, the district council or other relevant authority; and

- contact and discuss the incident with HSENI, the district council or other relevant authority, and agree arrangements for controlling the scene, for considering access to others, and for other local handling procedures to ensure the safety of the public.
 - consider the need for seizing of any physical or documentary evidence.
- 2.2 A PSNI or PONI officer of supervisory rank should ordinarily attend the scene and any other relevant place to assess the situation, review actions taken to date and assume responsibility for the investigation. See Service Instruction SI2016. Before leaving the site, PSNI or PONI officer of supervisory rank should also arrange for a follow-up meeting with staff from relevant authority.
- 2.3 It shall be assumed that the PSNI or PONI has primacy in the case unless Section 4.2 of this document is applicable.
- 2.4 Should any other investigating or enforcing authority have staff in attendance before the police or PONI arrive, it should ensure that the police or PONI have been called, and preserve the scene in accordance with the initial actions (above) until the police or PONI get there.

3. JOINT INVESTIGATIVE STRATEGY

- 3.1 A Joint Investigative Strategy should be drawn up at the follow-up meeting and subsequently recorded as agreed. The purpose of this document is to ensure that investigations are always managed professionally, with communications between the relevant signatory organisations continually maintained and expectations of the parties clearly set out.
- 3.2 PSNI, PONI, HSENI, the district councils and/or other relevant authority, as part of drawing up the Joint Investigation Strategy, should consider and agree upon:
- Investigative primacy and cooperation between relevant authorities (see Sections 4.1 and 4.2).
 - How evidence is to be shared, used and disclosed between the parties;
 - How, and to what extent, corporate or organisational

- failures should be investigated;
 - The mechanism by which the PSNI, PONI, HSENI or the district council or other relevant authority will keep the progress of the investigation under review; and
 - What liaison if any, may be required with the PPSNI at an early stage and throughout the course of investigation;
- Witness/suspect status.
 - Agreement on how witnesses and suspects will be approached and interviewed (recognising that a witness for one agency may be a suspect for another).
- Sourcing of expert or forensic requirements.
 - How the instruction of experts and the forensic examination of exhibits is to be coordinated; and
 - Identification and use of established frameworks for sourcing.
- Investigative funding.
 - Equal division of costs between relevant parties for expert/forensic requirements;
 - Who will take the lead in specific contracts; and
 - If applicable, the need for budgetary approval of costs.
- Liaison with other interested parties.
 - Consideration should be given to a single point of contact with the agency who has primacy. This should include how the bereaved, and other interested parties such as the coroner, will be informed of developments in the investigation and level of information shared; and
 - The need for media liaison to take account of media interest and the sensitivities of the bereaved and those involved in the incident, and to encourage consistency of approach in responding to such queries.

4. DECISION MAKING

- 4.1 At the initial follow-up meeting, consideration should be given to determining if the investigation gives rise to a suspicion that a criminal offence, within the Corporate Manslaughter and Corporate Homicide Act, or police officer conduct may have caused the death. If so, PSNI (or PONI) will continue to have primacy for the joint investigation. The arrangements for joint working will be set out the in the Joint Investigation Strategy.
- 4.2 Where it becomes apparent during the investigation that there is insufficient evidence that a criminal offence within the Corporate

Manslaughter and Corporate Homicide Act, or police officer conduct caused the death, the investigation should, by agreement, be taken over by HSENI, the district council or other relevant authority. Such a decision must be recorded in writing³. Arrangements, subject to legal restriction, should be made to allow access to or release of, if appropriate, exhibits which were in the possession of PSNI or PONI and are relevant to the investigation.

- 4.3 Where HSENI, the district council or other enforcing authority is investigating the death, and new information is discovered which may assist PSNI or PONI in considering whether a criminal offence (other than a health and safety criminal offence) has been committed, or police conduct may have led to the death, then the enforcing authority will pass that new information to PSNI or PONI. The police or PONI should then consider whether to resume primacy for the investigation. The decision and reasons should be recorded in writing⁴.
- 4.4 Where PSNI or PONI no longer maintain primacy for an investigation, the relevant enforcing authority will establish contact with the Coroner's Office to advise of a continuing criminal investigation which may result in criminal proceedings. Close liaison between the relevant enforcing authority and the PSNI (acting as the Coroner's Officers) will be necessary to ensure any action by the Coroner's Officers does not adversely impact or conflict with the criminal investigation.
- 4.5 There will also be rare occasions where as a result of the coroner's inquest, judicial review or other legal proceedings, further consideration of the evidence and surrounding facts may need to be made. Where this takes place PSNI or PONI and the enforcing authority with primacy for the investigation will liaise to ensure an early decision on the need for further investigation.

5. SHARING AND DISCLOSURE OF INFORMATION AND MATERIAL

- 5.1 Sharing and disclosure must always follow the established law and procedure.
- 5.2 Where there has been an investigation, any material obtained should be shared, subject to any legal restrictions, between PSNI, PONI, HSENI, the district council or other relevant authority as appropriate. Special handling procedures may be necessary in certain cases. The organisation responsible for retaining the exhibits, documents and other relevant material should also be agreed upon.

³ The PSNI / PONI should officially inform HSENI or the relevant District Council in writing of such a decision.

⁴ As above

6. SPECIAL INQUIRIES

- 6.1 In the case of some incidents, particularly those involving multiple fatalities, the Government Department concerned or HSENI may undertake a public inquiry. Alternatively, the Government Department concerned or HSENI may authorise any other person to investigate and produce a special report.
- 6.2 In such circumstances, PSNI or PONI will provide any necessary support and evidence to the person appointed to conduct the public inquiry, or to the special investigation, subject to the relevant regulations and legal constraints.
- 6.3 Complex legal issues may arise when there are parallel public inquiries and criminal investigations or prosecutions. The signatories will aim to keep inquiry chairs informed of the progress of the investigation so far as is possible.
- 6.4 Sometimes the report of a public inquiry may be delayed to await the conclusion of criminal proceedings, and on other occasions, there may be no such delay because of strong public interest in publishing the report and the recommendations of a public inquiry quickly. In either event, the signatories to the agreement will liaise together to ensure that any recommendation regarding prosecution is made as expeditiously as possible.
- 6.5 Consideration will be given to legislation covering inquiries including the Inquiries Act (2005).

7. REVIEW OF AGREEMENT

- 7.1 The Signatory Organisations will review the operation of the agreement as appropriate and consider the need for changes to the arrangements.

ANNEX A

ENFORCING AUTHORITIES UNDER THE HEALTH AND SAFETY AT WORK (NORTHERN IRELAND) ORDER 1978 (HSWO) AND RELATED LEGISLATION

Enforcement of the HSWO and the related legislation is generally shared between HSENI and district councils. A general guide to the allocation of the main activity is detailed below. In circumstances where it is unclear as to who the enforcing authority is, advice can be sought from HSENI (see below for contact details).

Health and Safety Executive for Northern Ireland (HSENI)

HSENI enforces health and safety at work legislation in:

- factories
- building sites
- farms
- motor vehicle repairs
- quarries
- chemical plants
- schools and universities
- leisure and entertainment facilities
- fairgrounds
- hospitals and nursing homes
- district council
- fire and police
- government departments
- domestic gas installation, maintenance or repair
- any other workplace not listed under District Councils below

Contacting HSENI

Health and Safety Executive for Northern Ireland
83 Ladas Drive
Belfast
BT6 9FR

Tel: 028 9024 3249

Web: www.hseni.gov.uk

HSENI operates an out of hours contact system to respond to major incidents. Outside normal working hours, calls are redirected via the 028 90 243249 number who will pass on your call to the HSENI Out of Hours Inspector to respond.

This should only be used for emergency situations within HSENI's enforcement remit, where an incident is related to a work activity and involves:

- a fatality;
- an injury which is so severe that it may result in a fatality; or
- a matter of public safety related to a work activity.

The Out of Hours System does not respond to routine notifications of minor incidents.

District Councils

District Councils enforce health and safety at work legislation in:

- offices
- retail and wholesale shops
- tyre and exhaust fitters
- restaurants, take away food shops, mobile snack bars and catering services
- hotels, guest houses, residential homes, etc.
- wholesale and retail warehouses
- leisure and entertainment facilities (privately owned)
- exhibitions
- religious activities
- undertakers
- therapeutic and beauty services
- animal care

Contacting district councils out of hours

There will be local arrangements in place for contacting the authorised health and safety inspectors within district councils. Contact can usually be made through the local town hall or council offices during office hours and on an emergency number out of office hours.



Environmental Services Committee

7th December 2022

Report from:

Head of Service – Environmental Health

Item for Decision

TITLE: Item 5.2 Personal Protective Equipment at Work Regulations (NI) 1993

Background and Key Issues:

1. The Health and Safety Executive for Northern Ireland has launched a public consultation on 9 November 2022 containing proposals on amendments to the Personal Protective Equipment at Work Regulations (Northern Ireland) 1993 (S.R. 1993 No. 20) with a closing date for response of 13 January 2023.
2. The PPER place a duty on every employer in Northern Ireland to ensure that suitable personal protective equipment (PPE) is provided to employees who may be exposed to a risk to their health or safety while at work. Currently, employers only have a duty to their 'employees' in respect to PPE – changes to the legislation will ensure this duty also extends to 'limb (b)' workers.
3. The proposals substitute a new interpretation provision, including a new definition of worker.
4. A 'limb (b) worker' is an **individual who works under a contract for another party**. The Health and Safety Executive (HSE) guidance on limb (b) workers states they will generally carry out casual or irregular work for one or more organisations, and will only carry out work if they choose to.
5. The proposals also modify the application of Article 10 of the Health and Safety at Work (Northern Ireland) Order 1978 with regards to PPER. Article 10 places a general duty on

employers not to charge employees for things done in pursuance of specific requirements of the relevant statutory provisions.

6. Officers have reviewed the consultation and are in agreement with the amendments – the change to definition of a worker and the proposal that employees should not be charged for PPE provided in the course of their work.
7. Members were previously advised by email on 14 November 2022 of this consultation being received and were invited to comment to allow a response to be submitted before the submission deadline of 13 January 2023.
8. Attached as **Appendix 2 EH** for Members' review and approval is a copy of the draft response to be submitted on behalf of the Council.

Recommendation:

It is recommended that Members approve the Council response in relation to the Personal Protective Equipment at Work Regulations (Northern Ireland) 1993 consultation.

Finance and Resource Implications:

None.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy?

N/A

If no, please provide explanation/rationale

If yes, what was the outcome?:

Option 1

Screen out without mitigation

N/A

Option 2

Screen out with mitigation

N/A

Option 3

Screen in for a full EQIA

N/A

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	N/A	Has a Rural Needs Impact Assessment (RNIA) template been completed?	N/A
--	-----	---	-----

If no, please give explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL: No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

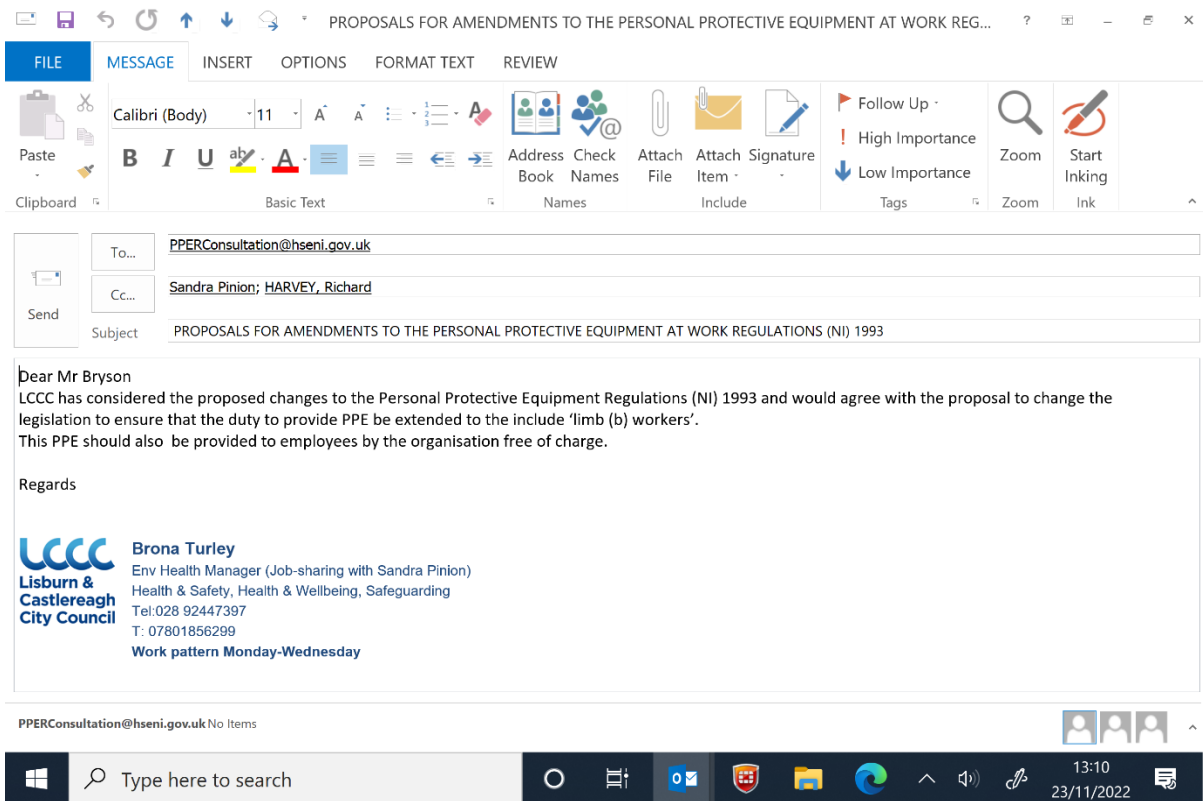
APPENDICES: Appendix 2 EH - Personal Protective Equipment at Work Regulations (Northern Ireland) 1993 consultation draft response

HAS IT BEEN SUBJECT TO CALL IN TO DATE? N/A

If Yes, please insert date:

Proposals for Amendments to the Personal Protective Equipment at Work Regulations (NI) 1993 – Consultation Response

Following approval, the email response below will be submitted on behalf of the Council to PPERConsultation@hse.gov.uk prior to the closing date of 13 January 2023.





Environmental Services Committee

7th December 2022

Report from:

Head of Service - Environmental Health

Item for Decision

TITLE: Item 5.3 Northern Ireland Housing Executive (NIHE) Draft Corporate Plan 2022/23 – 2024/25 and Year 1 (2022/23) Business Plan

Background and Key Issues:

1. Members are advised that the Environmental Health Service Unit received the above Consultation from the Northern Ireland Housing Executive (NIHE) in relation to the NIHE Draft Corporate Plan 2022/23 – 2024/25 and Year 1 (2022/23) Business Plan with a closing date for response of 14 December 2022.
2. Members were previously advised by email on 15 November 2022 of this consultation being received and were invited to comment to allow a response to be submitted before the submission deadline of 14 December 2022.
3. Attached as **Appendix 3 EH** for Members' review and approval is a copy of the draft response to be submitted on behalf of the Council.

Recommendation:

It is recommended that Members approve the Council response in relation to the NIHE Corporate Plan 2023-2028 to be submitted prior to the deadline of 14 December 2022.

Finance and Resource Implications:

None.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy?

If no, please provide explanation/rationale

Consultation response only

If yes, what was the outcome?:

Option 1 Screen out without mitigation	<input type="text" value="N/A"/>	Option 2 Screen out with mitigation	<input type="text" value="N/A"/>	Option 3 Screen in for a full EQIA	<input type="text" value="N/A"/>
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Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	<input type="text" value="N/A"/>	Has a Rural Needs Impact Assessment (RNIA) template been completed?	<input type="text" value="N/A"/>
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If no, please given explanation/rationale for why it was not considered necessary:

Response to Consultation only

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

Appendix 3 EH - Northern Ireland Housing Executive (NIHE)
Consultation draft response

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:

Draft Corporate Plan 2022/23 – 2024/25 Consultation Response Template

Your Details			
Is this submission on behalf of an:		Organisation <input checked="" type="radio"/>	Individual <input type="radio"/>
Name:	Donal McLaughlin		
Organisation:	Lisburn& Castlereagh City Council		
Postal Address:	Civic Headquarters, Lagan Valley Island, Lisburn, Co. Antrim		
Postcode:	BT27 4RL		
Email:	donal.mclaughlin@lisburncastlereagh.gov.uk		

Please note that if a response is recorded on behalf of an organisation the consultation response will include the name of an organisation while all individual responses will be anonymised as 'individual'

1	<p>Our Corporate Plan outlines 6 new high level objectives with concise, clear targets and deliverables which highlight the impact we can make and the approach we adopt. These are listed below.</p> <ol style="list-style-type: none"> 1. We will work with our partners, taking the lead role as the Strategic Housing Authority, to increase social housing supply to help meet identified need. 2. We will help NI meet its emissions targets, address the impact of climate change and help sustain and protect our environment for future generations. 3. We will invest around £1,973m* (over the next 3 years) into our local economy, through our housing services, construction activity, employment opportunities and through our support for the health, voluntary and community sectors. In the same period we will process circa £1,148m in Housing Benefit payments across public and private housing tenures. 4. We will work with our partners to deliver innovative housing solutions for our customers and to help reduce poverty and improve Health & Wellbeing. 5. We will engage with our customers to ensure that they are at the heart of service improvements and our business delivery model. 6. We will be an employer of choice and deliver high quality services for all in N.I.'s increasingly diverse community. <p>For each of the six high level objectives, do you have any comments you would like us to consider and is there anything else you would like to see included?</p>
<p>Please add any additional comments:</p> <p>Within objective 2 would NIHE as the strategic housing Authority provide more assistance to the private sector and particularly to landlords to incentivise better thermal insulation and more efficient boilers/ heating systems for the private rented sector which probably has the worst fitness standards in all housing tenures. This is particularly relevant in light of our cost of living crisis and our over reliance on use of carbon fuels for heating at present.</p> <p>There are still a large number of abandoned / unoccupied homes in NI that would require a strategic housing authority to develop strategy/policy to ensure that many of these are returned to suitable housing stock in order to find solution to present acute shortage of accommodation. The NIHE empty Homes resource from a number of years ago should be reinstated with substantial policy and strategy to facilitate the improvement of these derelict properties to living accommodation for our communities.</p>	

2 Our 3 Year High Level Action Plan gives a broad overview of some of our main planned activities in the coming years to help deliver our six main objectives.

Please comment on how effective you feel our high level action plan will be in helping achieve our six high level objectives and is there anything else you think we should consider or include?

Please add any additional comments:

As above in relation particularly to private rented sector but as the strategic housing authority can NIHE working with other partners and agencies champion an improvement to our very basic fitness standard in Northern Ireland as laid out in 1981 Housing Order.

<p>3</p>	<p>Each year we develop a new Annual Business Plan to help achieve high level objectives. The draft Corporate Plan includes the Annual Business Plan for Year 1 – 2022/23.</p> <p>Are there any other activities or actions you would like to see more of in the Annual Business Plans in the coming years?</p>
<p>Please add any additional comments:</p> <p>Lisburn & Castlereagh City Council look forward to the publication and presentation of future Housing Investment Plan for our council area as the Strategic Housing Authority.</p>	

4 Having considered questions 1-3 above, please provide any other comments or suggestions which you feel should be considered in the development and delivery of our draft Corporate Plan?

Please add any additional comments:



Environmental Services Committee

7th December 2022

Report from:

Head of Service- Environmental Health

Item for Decision

TITLE: Item 5.4 Minimum Age of Criminal Responsibility (MACR) Consultation

Background and Key Issues:

1. The Environmental Health Service Unit have received the Minimum Age of Criminal Responsibility (MACR) Consultation from the Department of Justice. The 12-week Consultation was launched on 3 October 2022 and will close on 23 December 2022.
2. The age at which a child should be held criminally liable is an emotive and often controversial issue and one which has long divided opinion. The current minimum age of criminal responsibility (MACR) in Northern Ireland is 10 years old. Below this age, a child cannot be prosecuted or held liable for any criminal acts; above this age, they can face the full force of the law. Our MACR is the lowest in Europe and substantially lower than 14 years, which the UN Committee on the Rights of the Child considers to be the very youngest age that a child should be held criminally liable.
3. The Department for Justice wish to increase MACR to bring Northern Ireland into line with international standards. Its view, which is supported by many organisations representing children's rights and by the research evidence, is that children under 14 years should not be drawn into the youth justice system, as early contact with the justice system often has a negative long-term impact on children's lives and patterns of offending behaviour.

4. LCCC has an Enforcement and Regulation Policy which indicates that formal enforcement action will only be taken against a child, i.e. anyone under the age of 18 years, in exceptional circumstances.
5. While we welcome the minimum age increase, its impact for regulatory functions carried out by the Council will have no impact on the action taken by its officers.
6. Attached as **Appendix 4 EH** for Members' consideration is a copy of the Consultation response to be submitted.
7. The Draft Consultation response asks if LCCC agrees with the proposal to increase the minimum age of criminal responsibility from 10 years to 14 years to correlate with the UN Committee on the Rights of the Child. Comments from members, however, have suggested that the age should be increased to between 12 and 14 years.

Recommendation:

It is recommended that Committee approve the proposal of the DOJ to increase the Minimum Age of Criminal responsibility. LCCC is proposing that it be increased from 10 years to between 12 and 14 years.

Finance and Resource Implications:

None.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? N/A

If no, please provide explanation/rationale

Consultation only.

If yes, what was the outcome?:

Option 1 Screen out without mitigation	N/A	Option 2 Screen out with mitigation	N/A	Option 3 Screen in for a full EQIA	N/A
--	-----	---	-----	--	-----

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?

N/A

Has a Rural Needs Impact Assessment (RNIA) template been completed?

N/A

If no, please give explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

N/A

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

Appendix 4 EH - Minimum Age of Criminal Responsibility (MACR) Consultation response

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

N/A

If Yes, please insert date:



Appendix 4 EH

Closes 23 Dec 2022

This service needs [cookies enabled](#).

Introduction

Details regarding how we will use your personal information are provided in the Personal Data Privacy Notice document which is attached with the other consultation documents.

1. What is your name?

Name

BRONA TURLEY

2. What is your email address?

Email

brona.turley@lisburncastlereagh.gov.uk

3. Are you responding on behalf of an organisation or as an individual?

- Individual
 Organisation

Organisation Name

LCCC

4. What is your age? We have asked for information in relation to your age as we are particularly interested in the views of those on whom this consultation will have the most impact i.e. children and young people.

(Required)

- Under 18 years old
 Over 18 years old

5. The UN Committee on the Rights of the Child recommends that Member States set a minimum age of criminal responsibility (MACR) of no lower than 14 years. The Justice Minister supports this recommendation. Do you agree that MACR should be raised in Northern Ireland from the current age of 10 to 14 years?

(Required)

- Yes
 No

Closes 23 Dec 2022

This service needs
[cookies enabled](#).

Consultation to increase MACR - Page 2

6. If you answered No to Q5, please consider the options below and select the one which most closely represents your preferred MACR.

- 10 years
- 12 years
- 16 years
- 18 years

« First

Save and come back later...

Continue »



Environmental Services Committee

7th December 2022

Report from:

Head of Service - Environmental Health

Item for Decision

TITLE: Item 5.5 – Toilet Provision in LCCC area

Background and Key Issues:

1. We all need to use a toilet several times each day when we are away from our homes, at work, on holiday or simply commuting from place to place. This becomes even more urgent if you belong to one of the many specialist user groups who suffer from medical conditions that require you to have immediate access to a toilet. These include: people with mental or physical disabilities and their carers; the infirm or elderly; people with babies or young children; and people of all ages who are coping with a range of medical conditions. Just having access to clean, hygienic toilets when it is needed is simply about basic human rights and it fulfils an important requirement for our health and wellbeing (British Toilet Association).
2. On 28 July 2021 the Committee agreed that a **feasibility study** be undertaken in respect of public toilet provision/accessibility within Lisburn as this may also be an inhibitor to economic growth in the City Centre. The Terms of Reference (ToR) for this extended project were agreed as:
 1. The number of public facilities available.
 2. The level of public awareness of the available facilities at the moment.
 3. Is there a demand for more public toilets?

In September Members also referred to the outcomes of this study.

3. This feasibility study confirmed that the public were generally dissatisfied with the number and location of toilets (see **Appendix 5 EH**). However upon further scrutinisation it became clear that the dissatisfaction was around a lack of signage leading to unknown locations of the public toilet facilities.
4. There are 29 Council toilets available to the public in the Council area (See map in **Appendix 6A EH**).
5. Members will note that there are 10 publicly available Council managed toilets within the City Centre:
 - Castle Gardens,
 - Irish Linen Centre and Lisburn Museum,
 - Bridge Community Centre,
 - City Centre Management offices,
 - Lagan Valley Island,
 - Hillhall Community Centre,
 - Sir Milne Barbour Bowling Pavilion,
 - Lagan Valley Leisureplex and
 - Two in Wallace Park.
6. In addition there are a number of additional (non-Council) available toilets (see map in **Appendix 6B EH**)
 - Bow Street Mall (currently being refurbished),
 - The Library,
 - The Train and Bus Station,
 - Haslem Hotel (satisfying Lisburn Square covenant).

Promotion

7. LCCC will link with Google to ensure information is up to date and accurate at the time of submission.
8. Members may be aware that Economic Development are preparing an Orientation and Walking Strategy. This is due to be reported to Development Committee in December. The strategy will address walking routes along with public toilet access. Any needs around directional signage will help promote awareness to the nearest public convenience.
9. Economic Development will also be bringing a report to the Development Committee on Changing Places. This report as presented to the Environmental Services Committee is not reflective of any Changing Places needs and these will be addressed within the Development Committee.

Recommendation:

It is recommended that Members note this report in respect of Public Toilet provision. It is further recommended that no additional provision be progressed at this time and that appropriate signage is erected to promote public awareness. Furthermore, in line with the Council's Digital First preference, the locations and operating times of public toilets will be progressed to appear not only on the Council's website but also through a general Google search.

Finance and Resource Implications:

None.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy?

If no, please provide explanation/rationale

If yes, what was the outcome?

Option 1
Screen out
without mitigation

Option 2
Screen out with
mitigation

Option 3
Screen in for
a full EQIA

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been
given to Rural Needs?

Has a Rural Needs Impact
Assessment (RNIA) template been
completed?

If no, please given explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL:

N/A

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

- Appendix 5 EH - Feasibility Study**
- Appendix 6A EH - LCCC area map**
- Appendix 6B EH - Lisburn City Centre map**

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

N/A

If Yes, please insert date:

Appendix 5 EH - Feasibility study

Outcomes and Conclusion from the feasibility study - A Council Toilet Awareness questionnaire – May 22

TOR 1- the number of public facilities available

It was noted that 29 Council facilities with toilet facilities are already available for public access during opening hours, although this is not always known to the public. These have been spatially represented on a map.

[It is further noted that there are some constraints with these facilities.](#)

- Some Council toilets are subject to the restricted opening times of the facility where these are located
- Some geographical areas of the Council area not well serviced in respect of access to Council provided toilet facilities e.g. Glenavy, Dromara.

TOR 2-The level of public awareness of the available facilities at the moment.

- 75 LCCC residents completed this questionnaire at a number of public events. The results were in keeping with the outcome from the 2020 study in that 75% of respondents were **unsatisfied** with LCCC toilet provision. A breakdown of results of the questionnaire are available in **Appendix 3** attached.
- There is a perception that there is a lack of publically available toilet facilities in the Council area- this is borne out by 64% of respondents still being dissatisfied after being shown a map with Council toilet provision shown.

TOR 3- Is there a demand for more public toilets?

- Evaluation of both the initial 2020 survey and the more recent 2022 survey would indicate that there is a need for further public toilet provision in LCCC. The spatial representation of the Council toilet map shows that current provision of toilets is not inclusive of the whole Council area and furthermore the opening hours of the facilities are an additional constraint.

The screenshot shows a web browser window displaying a map of Lisburn and surrounding areas. On the left side, there is a red sidebar with the title "Lisburn & Castlereagh... LCCC EH" and a search icon. Below the title is a list of 20 numbered locations, each with a blue circular icon containing a white number. The map on the right shows the geographical area with a blue outline indicating the council's jurisdiction. Various towns and roads are labeled, including Aldergrove, Gortnagallon, Crumlin, Dundrod, Stonyford, Milltown, Drummurty, Ballynahat, Drumdeeg, Crossnacreevy, Magheragall, Mazetown, Culcavy, Ravernet, Broomhedge, Magheralin, Hillsborough, Ballykeel, Ballynahinch, Lisbane, Saintfield, Dromore, Tullymacarath, Warningsford, Boardmills, Baileysmill, Cargacreevy, Anahilt, Magheraconluce, Dromore, Donaghcloney, Kilntown, and The Spa. Major roads like the M1, M2, A26, A24, and A20 are also visible. The browser's address bar shows the URL "google.com/maps/d/u/0/viewer?mid=1P1-pkLizJmftopEnFGsyhpttcJd_mk&ll=54.509217767006255%2C-6.031475630094931&z=11". The Windows taskbar at the bottom shows the search bar, taskbar icons, and system tray information including the date "16/11/2022" and time "14:15".

- 1 Irish Linen Centre & Lisburn Museum
- 2 Lisburn City Centre Management
- 3 Lisburn Castle Gardens
- 4 Bridge Community Centre
- 5 Wallace Park Public conveniences
- 6 Wallace Park Pavilion
- 7 Lagan Valley Island
- 8 Hillhall Community Centre
- 9 Lagan Valley LeisurePlex
- 10 Sir Milne Barbour Bowling Pavilion
- 11 Grove Activity Centre
- 12 Laurehill Sports Zone
- 13 Ballymacash Community Centre
- 14 Glenmore Activity Centre
- 15 Lisburn New Cemetery Public conveniences
- 16 Hillsborough Forest Play Park
- 17 Hillsborough Public Toilets
- 18 Maghaberry Community Centre
- 19 Moira Demesne Pavillion
- 20 Aberdelghy Golf Course Clubhouse

Lisburn town centre Toilet Map 2 x

google.com/maps/d/viewer?mid=1J7auMFDWa5yLN9S3eQti61szQvnR8dk&ll=54.510496974609886%2C-6.047154050935735&z=15

Intranet - Staff intra... Staff Email Flexi System IT Helpdesk LCCC Absence Man... Te-Dogs Login :: Tascomi Te-Health... Animal Welfare Lo... Tascomi Te-Licenc...

L Lisburn town centre T... LCCC EH

- Bow Street Mall
- Lisburn City Library
- Lisburn Train Station
- Lisburn Buscentre

LCCC Toilets - Lisburn town centre

- Irish Linen Centre & Lisburn Museum
- LCCC Lisburn City Centre Management
- Lisburn Castle Gardens
- Bridge Community Centre
- Wallace Park Public conveniences
- Wallace Park Pavilion
- Lagan Valley Island
- Hillhall Community Centre
- Lagan Valley LeisurePlex
- Sir Milne Barbour Bowling Pavilion

Map data ©2022 Terms 100 m

Google My Maps Keyboard shortcuts

Windows taskbar: Type here to search, 10°C, 13:40, 17/11/2022



Environmental Services Committee

7th December 2022

Report from:

Head of Service – Environmental Health

Item for Decision

TITLE: Item 5.6 Lisburn Areas Renewals (LAR) - Translink request to Lease an area of Benson Street Off Street Car Park

Background and Key Issues:

1. The Council has received a request from Translink to utilise an area of Benson Street Off Street Car Park for use as a compound for the storage of equipment during the track renewal project works.
2. The track renewal project is a £43m investment by the Department for Infrastructure spanning from Lambeg Station (2.5km north of Lisburn Station) to Lissue level crossing (3.5km south west of Lisburn station). The various elements of this project will help to ensure operational performance is maintained and increase the reliability of the service and reduce future maintenance.
3. The Lisburn Areas Renewals (LAR) Brochure and information pertaining to the project are attached as **Appendix 7A and 7B** for Members' information. Translink has also sent communication to Members by email.
4. The project started in November 2022 and will extend into Spring 2024. This will reduce the capacity of Benson Street carpark to approximately half of its current capacity. There will be no loss of revenue to the Council and officers have negotiated a value for the use of the land during this period.

5. Translink is required to ensure that when the works are completed, any damage to the carpark surface, fences or vegetation will be made good and in particular they will carry out repairs to the tarmac surface, re-lining of the car park spaces and re-instatement of any fencing where required.
6. Environmental Health Officers have liaised with Translink and their contractors in relation to potential night time noise at the site and measures have been put in place to mitigate any noise to an acceptable level.
7. To formalise the proposed arrangement between Translink and the Council as outlined above, a Licence has been drafted and signed on behalf of the Council by the Director of Environmental Services following consultation with the Chair and Vice Chair of the Environmental Services Committee. The Licence is attached as **Appendix 8 EH** for Members' information.

Recommendation:

It is recommended that Members retrospectively approve the use of an area of Benson Street car park to be utilised by Translink as a compound for the storage of equipment during the track renewal project works and further retrospectively approve the signing of a Licence between Translink and LCCC by the Director of Environmental Services on behalf of the Council.

Finance and Resource Implications:

There is no loss of revenue to the Council as this car park is free of charge. Officers have negotiated a value for the use of the land from November 2022 to Spring 2024.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? No

If no, please provide explanation/rationale

N/A

If yes, what was the outcome? :

Option 1 Screen out without mitigation	No	Option 2 Screen out with mitigation	No	Option 3 Screen in for a full EQIA	No
--	----	---	----	--	----

Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

N/A

Insert link to completed Equality and Good Relations report:

N/A

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?

No

Has a Rural Needs Impact Assessment (RNIA) template been completed?

No

If no, please give explanation/rationale for why it was not considered necessary:

N/A

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

N/A

SUBJECT TO PLANNING APPROVAL:

No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES:

- Appendix 7A EH - Lisburn Areas Renewals (LAR) Brochure
- Appendix 7B EH - Information pertaining to the Project
- Appendix 8 EH - Licence between Translink and LCCC

HAS IT BEEN SUBJECT TO CALL IN TO DATE?

No

If Yes, please insert date:

N/A

Lisburn Area Renewals Project

Engineering Works
Autumn 2022 – Spring 2024

www.translink.co.uk/LAR



Project Brochure:
Autumn 2022



Better. Connected

Translink is leading the transformation of public transport in Northern Ireland through our vision to be your first choice for travel, today, for tomorrow.

We will create the advanced public transport services and integrated networks which connect people and communities, enhance the economy and improve health and the environment.

Introduction

Translink is committed to maintaining and enhancing our infrastructure to deliver a high quality, safe, and sustainable public transport network today and for future generations. As an essential public service, public transport is fundamental to the economic, social, and environmental well-being of our society.

Why is this engineering work needed?

The Lisburn Area Renewal (LAR) project is a track renewal project spanning from Lambeg Station (2.5km north of Lisburn Station) to Lissue level crossing (3.5km south west of Lisburn station).

The various elements of this project will ensure high safety standards and operational performance are maintained, in turn helping to increase the reliability of the service and reduce future maintenance.

Better. Connected

The investment will protect our network, enabling people to stay connected to work, shop, healthcare, socialise, sport, leisure, entertainment and for visitors. It also helps to care for our environment addressing climate change and removing harmful air pollution from air we breathe by attracting more people to travel by train and less by private car. We would ask you to join us on our journey to build a better future, offering more opportunities through our public transport infrastructure and services. We will keep you updated as this project progresses.

Public transport brings people and communities together and creates opportunities and choices which will be vital to make our region economically competitive, socially inclusive and renowned as one of the top locations in Europe for sustainable transport.



Better. Connected

The three main elements of the project are:

i. Upgrades to Signalling:

Replacing older wiring around the Route Relay Interlocking (RRI) location with new equipment will maintain operational performance. Signalling improvements on the track will also help future-proof the railway network.

ii. Switches and Crossing (S&C) Units:

Improving the track layout will make it easier to maintain, leading to less disruption. Removal of the 40mph speed restriction west of Lisburn Station will also reduce journey times for passengers.

iii. Platform 3 Extension:

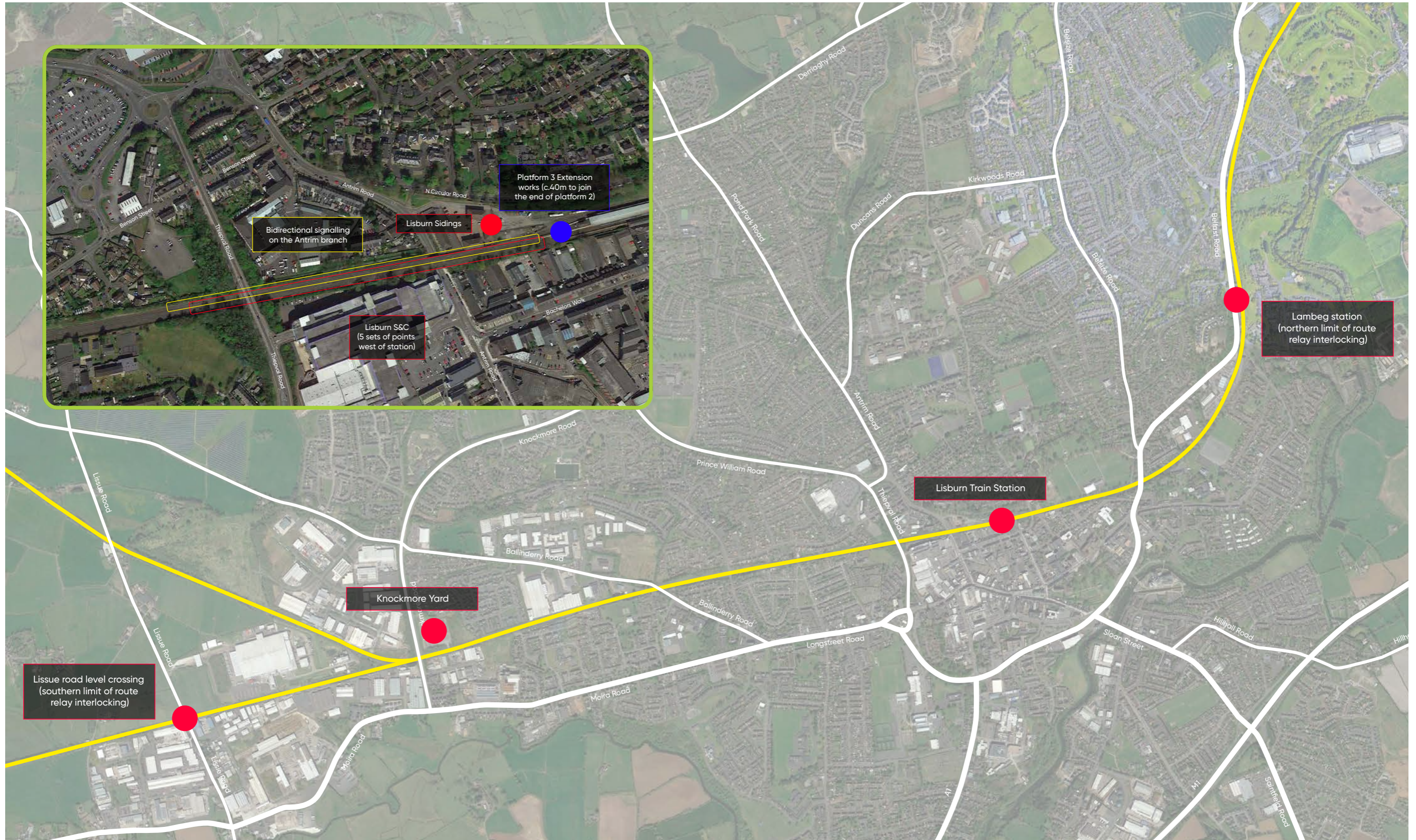
This will facilitate easier access to the new trains at the platform, offering more space and more capacity for local passengers.

Indicative Project Timeline

October 2022	Compound establishment
November 2022	29 hr closure
January 2023	54 hr closure
April 2023	Two 54 hr closures
September 2023	29 hr closure
October 2023	29 hr and 54 hr closures
Christmas 2023	8-day closure
Spring 2024	Project complete

(NB dates subject to change)







Better. Connected

Working with the community

In line with our SPIRIT principles, we are responsible for our actions. We are good neighbours and corporate citizens in the communities where we operate.

We have already started to engage with the local community and elected representatives to explain how the works will be carried out and what to expect. This will continue throughout the duration of the project. We also hope to support local community initiatives which will leave a lasting legacy associated with the works.

We will use a range of in-person events and digital platforms alongside leaflet drops and presentations. We also have a community helpline set up with our contractor, Babcock Rail.



If anyone has concerns with how the works are being carried out, they can contact the contractor's dedicated control centre on 020 8629 5060, then option 5 (Rail Systems), then option 1 (Translink).

Impact of the works

The work will be undertaken in a series of smaller prioritised line closures as well as nightworks to help reduce disruption.

We are also mindful of the need to ensure public transport into Belfast city centre is maintained.

During all line closures, a temporary timetable with bus substitution services will operate ensuring public transport routes are maintained

Two of the main work compound sites which will be in use throughout the duration of the project are at Knockmore Road and Lisburn Sidings.

Mitigation measures will be implemented to minimise impact and disruption. e.g. noise attenuation, timing of deliveries, appropriate management of site compounds and considerate working by contractors at all times.

Think Safe, Stay Safe

Engineering equipment will be operating along the line throughout this project, so it will be extremely important to stay vigilant, continue to use all railway crossings safely, never use the line as a short cut and impress on young people the potential dangers of trespassing or playing on or near railway property of around engineering sites.



Better. Connected

Key LAR Project Facts

- £43m investment by DfI
- 2.5km of dual/single track renewed
- 10 new switches installed
- 10,000 tonnes of new ballast
- 3,400 concrete sleepers
- 50 construction jobs
- 45m (Platform 3 extension) of new platform
- 18 new signals
- Upgrade signalling system

Other projects completed or planned in this area include:

- Footbridge remedial works at Lisburn Train Station
- Platform extensions at Derrigahy Station
- Enhancement of existing park and ride facility at Moira Train Station





Better. Connected

Contact Information

Brendan Sloan
Project Manager
Lisburn Area Track Renewal Project
028 9035 4030
feedback@translink.co.uk

Passengers and residents can keep updated on these works by visiting:

www.translink.co.uk/LAR

Lisburn Area Renewals' (LAR) Project

This vital track renewal project is a £43m investment by the Department for Infrastructure spanning from Lambeg Station (2.5km north of Lisburn Station) to Lissue level crossing (3.5km south west of Lisburn station). The various elements of this project will ensure high safety standards and operational performance are maintained, in turn helping to increase the reliability of the service and reduce future maintenance.

The engineering works are being undertaken in a series of smaller prioritised line closures to help reduce disruption. The first stage of the project was successfully completed on 5th and 6th November 2022. Work taken forward included the removal of existing track and installation of a new buffer stop, removal of switch rails and associated signalling works around Lisburn Station. Residents were notified in advance and no complaints were received.

As part of Translink's Communications Plan, they will be continuing to consult widely with key stakeholders, including elected representatives, passengers, and local residents to provide information on potential impact and appropriate mitigation measures. They will also be hosting a public event and webinar early in the New Year.

The LAR Project is a three-part renewal project in the Lisburn area spanning from Lambeg Station (2.5km north of Lisburn Station) to Lissue level crossing (3.5km south west of Lisburn station). The following engineering works are proposed:

- i. **Upgrades to Signalling:** *Replacing older wiring around the Route Relay Interlocking (RRI) location with new equipment will maintain operational performance. Signalling improvements on the track will also help future-proof the railway network.*
- ii. **Switches and Crossing (S&C) Units:** *Improving the track layout will make it easier to maintain, leading to less disruption. Removal of the 40mph speed restriction west of Lisburn Station will also reduce journey times for passengers.*
- iii. **Platform 3 Extension:** *This will facilitate easier access to the new trains at the platform, offering more space and more capacity for local passengers*

These works will ensure high safety standards and operational performance are maintained and increase the reliability of the service and reduce future maintenance.

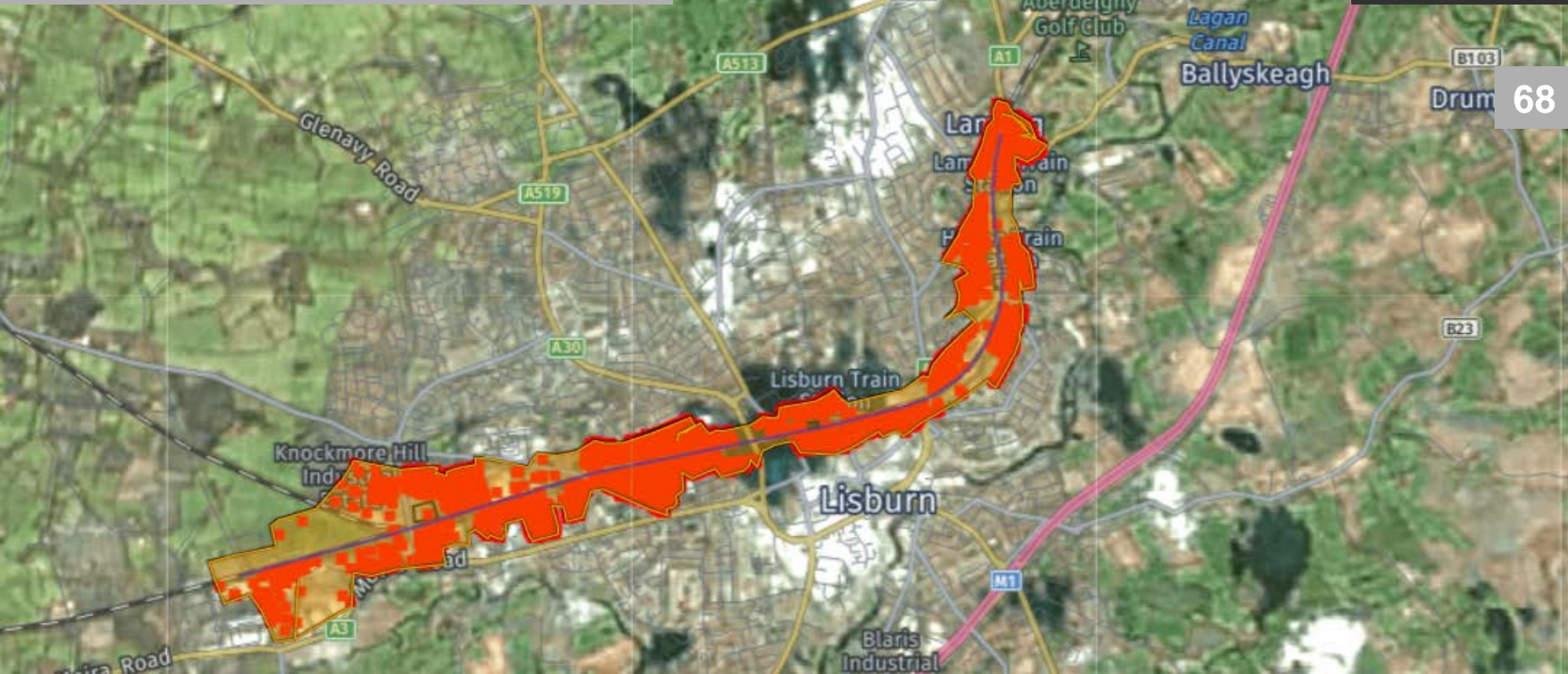
The construction programme includes a combination of works taking place through day and night working from Autumn 2022 until Spring 2024 as well as some closures of the railway.

As the compounds are constructed there will be increased activity around the line as well as the operation of heavy machinery on the line.

If residents have any concern on how the works are being carried out, they should contact the project team at Babcock Control on 020 8629 5060, then option 5 (Rail Systems), then option 1 (Translink).

As experienced railway contractors, Babcock will be working closely with Translink to ensure we minimise the overall local impact of these works.

A dedicated webpage, www.translink.co.uk/LAR will be available soon to view more information on the project.



DATED THE DAY OF NOVEMBER 2022

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**LISBURN AND CASTLEREAGH
CITY COUNCIL (1)**

**NORTHERN IRELAND RAILWAYS COMPANY
LIMITED (2)**

**LICENCE TO OCCUPY LANDS AT
BENSON STREET, LISBURN, COUNTY ANTRIM**

THIS LICENCE is dated November 2022 between **LISBURN AND CASTLEREAGH CITY COUNCIL** whose registered office is at Civic Headquarters, Lagan Valley Island, Lisburn BT27 4RL (hereinafter called “the Licensor”) of the one part and **NORTHERN IRELAND RAILWAYS COMPANY LIMITED** (Company Number NI006929) whose registered office is at 22 Great Victoria Street, Belfast (hereinafter called “the Licensee”) of the other part.

Agreed Terms :-

1. Definitions:

- 1.1 **Acoustic Barriers:** to be installed prior to and during the Licence Period at 3 locations at the Premises as shown by a yellow line on Plan 2;
- 1.2 **Build up area for P-Way Sections:** the section of the Premises which will be used assembling some track components located within ‘Area B’;
- 1.3 **Legislation:** Department for Regional Development to Lisburn and Castlereagh City Council (Transfer of Designated Off-Street Car Park, Assets and Liabilities) Scheme 2015
- 1.4 **Licence Fee:** £16,000 (exclusive of VAT);
- 1.5 **Licence Period:** 16 months from and including 24th November 2022 up to and including 30th March 2024;
- 1.6 **Licensor’s Lands:** the car park located between the Premises and the access point from Benson Street hatched black on Plan 1 which the Licensee shall use to access the Premises and also as set out at clause 3(b).
- 1.7 **Permitted Use:** to facilitate the carrying out of track renewal works to the railway line;
- 1.8 **Premises:** lands situate at Benson Street, Lisburn shown edged in red on Plan 1 attached comprising of ‘Area A’ and ‘Area B’.
- 1.9 **Schedule of Condition:** means the schedule of condition attached hereto and produced by the Licensee once in occupation of the Premises.

2. **the Works:** No heavy engineering works will take place within the Premises. Units will utilise battery and generators to power the site, with battery power being used for all night works (the batteries are charged from Acoustic Barriers the generators during the day); the super silent 'Stage V' generators will be placed at the furthest from the surrounding houses within their own acoustic enclosures. Deliveries and machinery use on the Premises will be utilised on an 'as and when needed' basis only. Site managers will be in place to co-ordinate and control incoming vehicles. There is no intention for vehicles or plant to be waiting unnecessarily at the boundaries or entrance to or within the Premises or Licensor's Lands. The grass area to the rear of the Premises (located in 'Area B') will be removed and surfaced with stone; this will be left at the end of the Licence Period. The Licensee will also (if required) temporarily remove the entrance barrier to the Licensor's Lands but will reinstate the barrier as soon as reasonably possible.

2.1 The Licensee will be responsible for providing on-site security by way of CCTV cameras. The Licensee and on-site staff/contractors will be the first point of contact for any concerned residents.

2.2 When the Works on the Premises have been completed the Licensee will make good any damage to the car park surface surface, fences and vegetation. In particular repairs to the tarmac surface, re-lining of car park spaces, re-instatement of entrance where required, re-instatement of Pallasade fence along railway line, all repairs in accordance with the Schedule of Condition.

3. Licence to occupy

a) The Licensor acquired the Premises from the Department of Infrastructure (hereinafter referred to as "DfI") on 1st April 2015 under the relevant Legislation. Due to administration delays the process of registering the transfer deed at land registry is ongoing. For the purposes of this licence, the Licensor has acquired all legal rights and interest from DfI and therefore have legal capacity to grant this licence to the Licensee.

b) It is also agreed between the parties that the Licensee will occupy the Premises together with the Licensor's Lands for the purposes of the Permitted Use on the following dates:

- Disruptive weekend January 2023

- Disruptive weekends in April 2023
 - Disruptive weekend in August 2023
 - Disruptive weekend in September 2023
 - Disruptive weekend in October 2023
 - Disruptive weekend in November 2023
 - 24th December 2023 – 6th January 2024 inclusive.
- c) The Licensor warrants that it has obtained all third party consents necessary (if any) to enter into and give full effect to this licence.
- d) Upon the payment of the Licence Fee to the Licensor, the Licensor has agreed to permit the Licensee its servants and agents, subject as hereinafter contained, to enter upon the Premises and in accordance with 3(b) the Licensor's Lands, for the duration of the Licence Period in order to facilitate the Permitted Use only and to carry out the Works.
- e) This Licence shall be deemed to have commenced on receipt of payment of the Licence Fee which shall be payable on the signing hereof and shall continue for the Licence Period unless revoked or earlier determined as hereinafter provided. Should the Licence Period terminate in accordance with clause 4 of this licence, the Licensor shall repay the proportion of the Licence Fee to the Licensee within 7 days of the termination date.
- f) The Licensee shall be responsible for ensuring that all necessary planning or other requisite statutory approvals, licenses, permissions or consents in relation to the Works on the Premises are obtained and shall act in accordance with the terms thereof and in compliance with the provisions of all applicable law and shall fully indemnify the Licensor in respect of all claims arising whether directly or indirectly from the Works.
- g) The Licensee shall be responsible for the fencing of the working area as may be necessary to secure all equipment, plant and materials stored or placed thereon and provide and erect all safety notices necessary to warn members of the public and other users.
- h) The Licensee agrees and undertakes with the Licensor not to do or cause or permit to be done any act or thing in or, upon the Premises which may be or become a nuisance, annoyance, inconvenience or danger or cause damage or annoyance to the Licensor or other persons or which may infringe any statutory rule, order or regulation for the time being in force.

- i) The Licensee shall be liable for and shall indemnify and keep the Licensor indemnified from and against all liability, loss, claims or proceedings for accidents, damage or injury which may occur or be brought against or, incurred by the Licensor arising out of the Licensee's Permitted Use of the Premises. The Licensee and its contractors in carrying out the Works shall cause as little detriment, inconvenience, and as little damage as reasonably possible. All access routes to and from the Premises shall be kept clear of any debris, mud etc. resulting from the use by the Licensee.
- j) Providing advance written notice is given to the Licensee, the Licensee shall permit the Licensor, its agents or servants or any other person authorised by the Licensor from time to time to enter upon and inspect the Premises for the purpose of ascertaining whether all or any of the provisions of this Licence are being faithfully kept observed and performed.
- k) The Licensee will procure that its contractor will effect and keep in force during the Licence Period a public liability indemnity insurance policy with a good and solvent insurance office in the sum of Ten Million pounds (£10,000,000) minimum for any one claim or accident and will make the policy or a suitable extract from same available to the Licensor for inspection on demand.
- l) The Licensee shall pay all rates, taxes or other impositions which may be levied against the Premises whilst being used by the Licensee.
- m) The Licensee will ensure that appropriate signage is posted at the boundary of the Premises informing the public of a name and contact number to call in the event of any issues arising. This will be available 24 hours a day, 7 days a week. The Licensee will respond to complaints in relation to the Premises within 24 hours of receipt.
- n) The Licensee will ensure that residents potentially affected by the ongoing operations shall be regularly updated in relation to works which may have an impact on them.
- o) This Licence is for the exclusive benefit of the Licensee for the Works and the Licensee shall not be permitted to transfer, assign, sub-let or part with possession of all or any part of the Premises and this Licence is not capable of assignment or transfer to any other party.

4. Termination

- a) This licence shall end on the earliest of:

- the expiry of the Licence Period; or
- the expiry of any notice given by the Licensor to the Licensee or the expiry of any notice given by the Licensee to the Licensor.

5. Notices

5.1 Any notice given to a party under or in connection with this licence shall be in writing and shall be given by hand or by pre-paid first-class post or other next working day delivery service at its registered office (if a company) or its principal place of business (in any other case).

5.2 If a notice complies with the criteria in clause 5.1, it shall be deemed to have been received:

- (a) if delivered by hand, at the time the notice is left at the proper address; or
- (b) if sent by pre-paid first-class post or other next working day delivery service, at 9.00 am on the second working day after posting.

5.3 This clause does not apply to the service of any proceedings or other documents in any legal action or, where applicable, any arbitration or other method of dispute resolution.

5.4 A notice given under this licence is not valid if sent by e-mail or fax.

IN WITNESS whereof the Licensor has affixed its Seal the day and year first herein written

PRESENT when the Common Seal of the Licensor was affixed hereto:)
)

N/A
.....
Director/Secretary)
)

N/A
.....
Print Name)
)

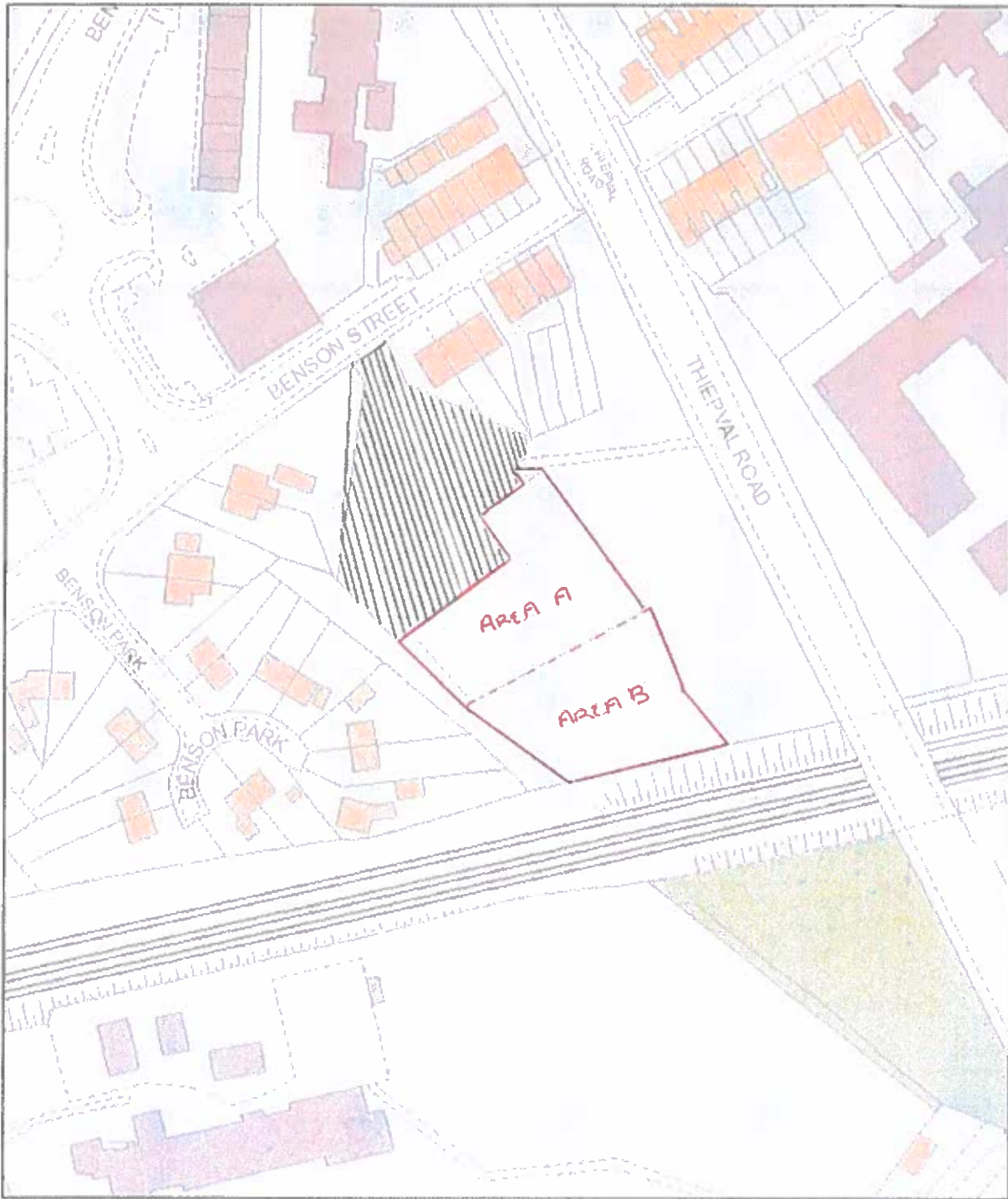
[Handwritten Signature]
.....
Director)
)

HEATHER M MOORE
.....
Print Name)
)

Signed by
for and on behalf of
NORTHERN IRELAND RAILWAYS
COMPANY LIMITED
in the presence of:

.....

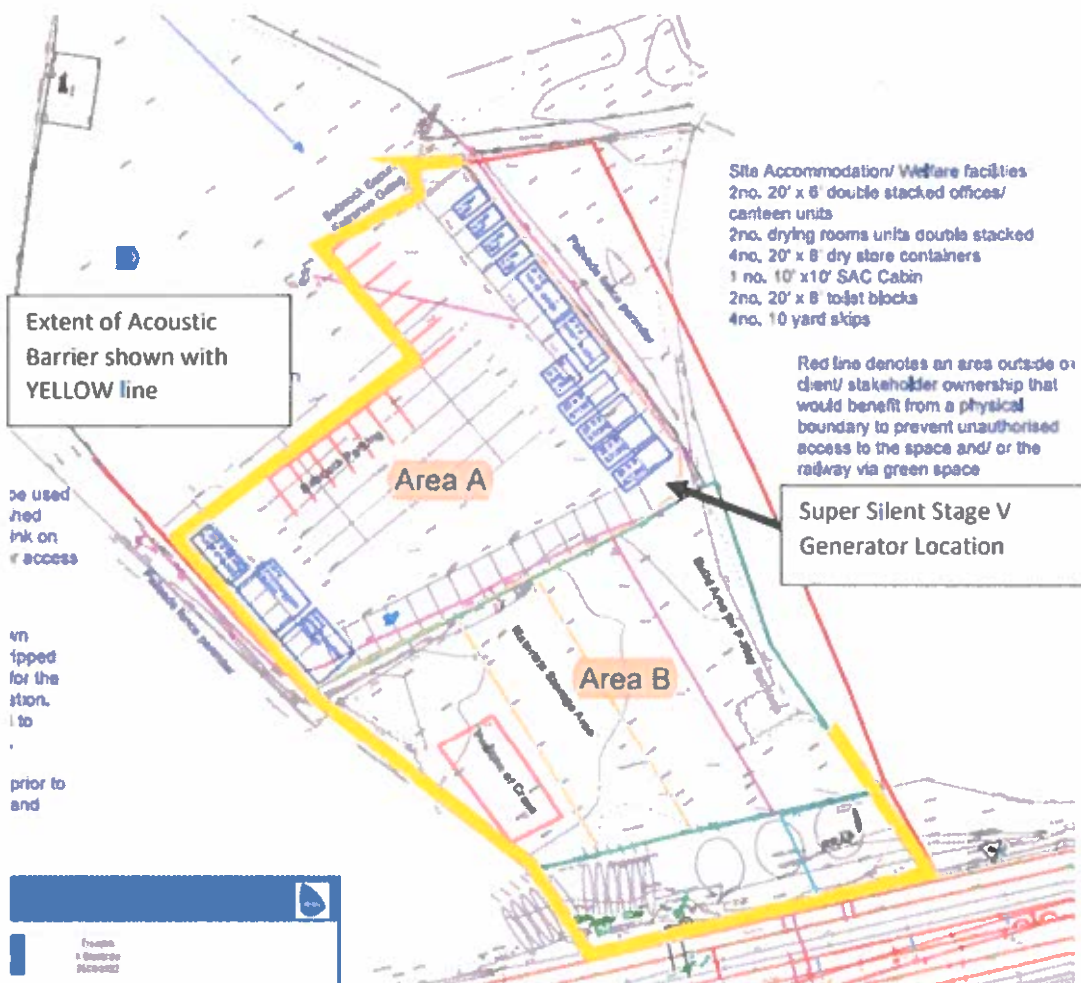
PLAN 1



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PLAN 2 - ACOUSTIC BARRIERS



SCHEDULE OF CONDITION

Executed as a Deed by affixing the Corporate Seal of LISBURN AND CASTLEREAGH CITY COUNCIL and was herunto affixed in the presence of:

Mayor

Chief Executive



Environmental Services Committee

7th December 2022

Report from:

Head of Service – Environmental Health

Item for Decision

TITLE: Item 5.7 Consultation on Proposed changes to the Food Law Code of Practice (Northern Ireland)

Background and Key Issues:

1. The Food Standards Agency has launched a Consultation on the Proposed changes to the Food Law Code of Practice (Northern Ireland) to support the implementation of the new Food Standards delivery model. The Consultation closes on 9 January 2023.
2. The main changes being proposed include:
 - Modernisation of the approach to food standards delivery specified within the Code, in particular the incorporation of a new Food Standards Intervention Rating Scheme and a Decision Matrix to determine the appropriate frequency of official controls based on the risk posed by a food business; and
 - Changes to the Code sections on the delivery of interventions and enforcement to support the principles of the new Food Standards delivery model.
3. Members were previously advised by email on 17 November 2022 of this Consultation being received and were invited to comment to allow a response to be submitted before the submission deadline of 9 January 2023.

- 4. Attached as **Appendix 9 EH** for Members' review and approval is a copy of the draft response to be submitted on behalf of the Council.

Recommendation:

It is recommended that Members approve the Council response in relation to the Consultation on Proposed changes to the Food Law Code of Practice (Northern Ireland).

Finance and Resource Implications:

None.

Screening and Impact Assessment

1. Equality and Good Relations

Has an equality and good relations screening been carried out on the proposal/project/policy? N/A

If no, please provide explanation/rationale

If yes, what was the outcome?:

Option 1 Screen out without mitigation	N/A	Option 2 Screen out with mitigation	N/A	Option 3 Screen in for a full EQIA	N/A
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Rationale for outcome/decision (give a brief explanation of any issues identified including mitigation and/or plans for full EQIA or further consultation)

Insert link to completed Equality and Good Relations report:

2. Rural Needs Impact Assessment:

Has consideration been given to Rural Needs?	N/A	Has a Rural Needs Impact Assessment (RNIA) template been completed?	N/A	
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If no, please given explanation/rationale for why it was not considered necessary:

If yes, give brief summary of the key rural issues identified, any proposed actions to address or mitigate and include the link to the completed RNIA template:

SUBJECT TO PLANNING APPROVAL: No

If Yes, "This is a decision of this Committee only. Members of the Planning Committee are not bound by the decision of this Committee. Members of the Planning Committee shall consider any related planning application in accordance with the applicable legislation and with an open mind, taking into account all relevant matters and leaving out irrelevant consideration".

APPENDICES: Appendix 9 EH - Proposed changes to the Food Law Code of Practice (Northern Ireland) Consultation draft response.

HAS IT BEEN SUBJECT TO CALL IN TO DATE? N/A

If Yes, please insert date:

Consultation response template



Name: Robert Lamont

Organisation: Lisburn & Castlereagh City Council

Email: ehealth@lisburncastlereagh.gov.uk

Question 1. Does the layout / presentation of the proposed revisions to the Code facilitate consistent interpretation? If not, how could they be improved?

Lisburn & Castlereagh City Council agree that the presentation and layout of the revisions of the Code facilitate consistent interpretation.

Question 2. Do you agree that the proposed changes to the food standards intervention rating scheme provide DCs with the ability to deploy current resources more effectively by improving the way in which the levels of risk and compliance associated with a business are assessed? If not, why not? (Please specify any aspects of the new model which require further consideration, and why).

Lisburn & Castlereagh City Council agrees that the proposed changes to the food standards intervention rating scheme does provide District Councils with the ability to deploy current resources more effectively as the proposed matrix will enable focus on non-compliant businesses. The proposed scheme provides for a more realistic assessment of risk by assessing inherent risk and business compliance separately which provides for a more proportionate and targeted enforcement regime.

Question 3. Do you agree that the proposed frequencies for official controls, specified in the decision matrix, within the new food standards intervention rating scheme are appropriate based on the levels of risk and compliance associated with the business? If not, please identify any concerns you have with the proposed frequencies.

Lisburn & Castlereagh City Council is of the opinion that the proposed frequency of 6 and 10 years is too long a period to leave a business uninspected as business activities could significantly change in this time. Lisburn & Castlereagh City Council also believe that the priority intervention frequencies of one month will be onerous especially as these require an inspection, partial inspection or audit. The FLCOP should be clear if a rescore can be undertaken after assessment of the non-compliance identified in the priority intervention rather than completing a full inspection, partial inspection or audit provided other areas of the businesses activities have remained the same.

Question 4. Do you foresee any problems with the proposals under consultation? If yes, please outline what these problems are and what, if any, solutions we should consider?

Lisburn & Castlereagh City Council foresee problems in the mapping of data for the new FS model and subsequent implementation. Lisburn & Castlereagh City Council are concerned regarding the mapping of data from the current scheme as some of the required fields in the risk assessment have not been scored previously in this format. Management information systems will require significant revisions, that will take considerable time and verification to ensure the data has mapped correctly. Lisburn & Castlereagh City Council also anticipate a large volume of premises will require an inspection in the initial period of operating the new model, which will put additional resource pressures on the department. Lisburn & Castlereagh City Council are aware that a number of proposals such as the Scenario rule (page 91) and the additional compliance risk factor for allergen information (page 90) were not included in the pilot and therefore the impact on workload has not been assessed. Lisburn & Castlereagh City Council would anticipate a significant increase in priority interventions resulting from these changes and would request that the impact of these changes are evaluated. Lisburn & Castlereagh City Council also anticipate difficulties with food service planning due to the reactive nature of the new model. It will be difficult to estimate the numbers of planned interventions as a premises requiring a priority intervention may require multiple interventions in year. In addition this will be further complicated due to the intelligence element of the model.

Question 5. Do you agree with our assessment of the impacts on DCs and our assumptions on familiarisation resulting from the proposed changes to the Code? If not, why not?

Lisburn & Castlereagh City Council do not agree that the assessment on impacts accurately reflect the true costs of implementation of the proposed scheme. The assessment specifies FTE of 31 officers. This is a significant underestimation of officers due to the fact that officers in NI undertake combined FH and FS work so the true number should be a combination of FH and FS FTE figures. Lisburn & Castlereagh City Council do not believe that 1.7 hours per officer will be sufficient for familiarisation. The FSA should include ongoing consistency exercises during the initial role out and implementation of the revised scheme to ensure consistency in application across Northern Ireland. There is an unknown cost specified for updating of MIS and mapping data to the new model. Lisburn & Castlereagh City Council anticipates that this will be a major cost, both in terms of officer and IT resource, and would appreciate clarification on financial support available for this.

Question 6. Do you foresee any other impacts from the implementation of the main proposals detailed beyond those we have identified? Where possible, please explain your views and provide quantifiable evidence (for example, costs associated with updating existing procedures, the benefits of greater flexibility to allocate staff to activities).

Lisburn & Castlereagh City Council do not foresee additional impacts other than those noted in the previous question.