



February 16th, 2022

**TO: The Right Worshipful the Mayor, Aldermen and Councillors  
of Lisburn & Castlereagh City Council**

A **Meeting of Lisburn & Castlereagh City Council** will be held on **Tuesday, 22nd February 2022 at 7:00 pm** in the Council Chamber and remote locations for the transaction of the business on 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 6.30pm.

Members are requested to attend.

**DAVID BURNS**  
**CHIEF EXECUTIVE**  
**LISBURN & CASTLEREAGH CITY COUNCIL**

# Agenda

## COVID-19 SAFETY MEASURES

When attending meetings in the Council Chamber you are asked to observe the following measures to ensure the safety of your Council colleagues and members of staff:

Prior to meetings if you are experiencing symptoms of COVID-19 please do not attend. Book a test and self-isolate.

Whilst not compulsory, you are encouraged to satisfy one of the three following conditions before attending meetings:-

- been fully vaccinated for more than two weeks; or
- have had a negative PCR test or rapid lateral flow test taken within 48 hours of meetings
- (a lateral flow test taken at home will need to be reported into the public reporting system); or
- evidence of a positive PCR test result for COVID-19 within the previous 180 days and following completion of the self-isolation period.

Please be reminded of the following measures which remain in place:

- Face coverings must be worn indoors unless seated at a desk. They must be worn when leaving the Council Chamber for any reason.
- Good hand hygiene should be adhered to and hand sanitiser is available in the ground floor foyer and the Council Chamber.
- Social distancing remains strongly advised. Desks will be distanced at 1m apart and you should keep face-to-face contact to a minimum.

Lisburn & Castlereagh City Council fully supports the NI Executive in its call for people to make safer choices.

## 1.0 BUSINESS OF THE RIGHT WORSHIPFUL THE MAYOR

📄 *Mayor and Deputy Mayor Engagements for Council Meeting FEB 2022.pdf*

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## 2.0 APOLOGIES

## 3.0 DECLARATIONS OF MEMBERS' 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)

## 4.0 COUNCIL MINUTES

#### **4.1 Meeting of Council - 25 January 2022**

📄 *MM 25.01.2022 Draft Minutes for adoption.pdf*

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#### **4.2 Special Meeting of Council - 10 February 2022**

📄 *(S) Council 10.02.2022 Draft Minute for adoption.pdf*

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### **5.0 MATTERS ARISING**

### **6.0 DEPUTATIONS**

None

### **7.0 BUSINESS REQUIRED BY STATUTE**

#### **7.1 Signing of Legal Documents**

Lisburn and Castlereagh City Council and Bryson Recycling, Rives Edge, 13-15 Ravenhill Road, Belfast BT6 8DN – Contract for the provision of a kerbside sort service for the collection and recycling of dry recyclables and food waste from households within the Lisburn and Castlereagh City Council area (Ref STA21/22-040)

Lisburn and Castlereagh City Council and OHRD Ltd, 21 Old Channel Road, Belfast BT3 9DE – Contract for Lot 1 Provision of Occupational Health Service

Lisburn and Castlereagh City Council and Familyworks, 2B Regent Street, Newtownards BT23 4LH – Contract for Lot 2 Provision of Counselling Service

Lisburn and Castlereagh City Council and AJCG Limited, 21 Enterprise Avenue, Belfast Road, Downpatrick BT30 9UP – Contract for Festive Lighting

### **8.0 ADOPTION OF MINUTES OF COMMITTEES**

#### **8.1 Leisure & Community Development Committee - 1 February 2022**

📄 *LCDC 01.02.2022 Draft Minutes for Adoption.pdf*

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#### **8.2 Environmental Services Committee - 2 February 2022**

📄 *ESC 02.02.2022 Draft Minutes for adoption.pdf*

*Page 25*

#### **8.3 Development Committee - 3 February 2022**

📄 *DC 03 02 2022 Draft Minutes for Adoption.pdf*

*Page 31*

**8.4 Corporate Services Committee - 9 February 2022**

 *CSC 09 02 2022 Draft minute for adoption.pdf*

*Page 40*

**8.5 Planning Committee Meeting - 10 January 2022 (For Noting)**

 *PC 10 01 2022 Ratified Minute.pdf*

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**9.0 REPORT FROM CHIEF EXECUTIVE**

None

**10.0 REPORTS FROM MEMBERS ON BOARDS**

None

**11.0 REPORTS ON DECISIONS SUBJECT TO THE RECONSIDERATION PROCEDURE**

None

**12.0 NOTICES OF MOTION**

None

**13.0 CONFIDENTIAL BUSINESS**

None

**14.0 ANY OTHER BUSINESS**

## **MAYOR'S ENGAGEMENTS FOR FULL COUNCIL MEETING**

### **Wednesday 26<sup>th</sup> January**

Mayor to attend civic meeting with Mayor of Foshan (via zoom) to launch virtual trade mission

Mayor to attend Chinese Lunar New Year Virtual Celebration Event organised by the Chinese Consulate (Belfast)

Mayor to attend NAC Members Meeting – online

### **Thursday 27<sup>th</sup> January**

Mayor to attend Hill Street Interagency Meeting

Mayor to attend UK Commemorative Ceremony for Holocaust Memorial Day – Online Event

### **Friday 28<sup>th</sup> January**

Mayor to attend Ulster University Confucius Institute Chinese New Year Event – Online Event

### **Monday 31<sup>st</sup> January**

Mayor to meet with Youth Council in Dundonald International Ice Bowl

### **Wednesday 2<sup>nd</sup> February**

Mayoral Reception for Edith Fleck MBE (Queen's New Year Honours)

### **Thursday 3<sup>rd</sup> February**

Mayor to visit Young Enterprise Trade Fair at Bow Street Mall

### **Friday 4<sup>th</sup> February**

Mayor to visit resident of St Elizabeth's Court, Dundonald – 100<sup>th</sup> Birthday visit

Mayor to attend Waitangi Day Celebration, organised by Ballance House together with New Zealand Deputy High Commissioner, Shannon Austin – Online Event

Mayor to attend Hillsborough & its Royal Associations Talk by Alan Greer – Online Event

### **Sunday 6<sup>th</sup> February**

Mayor to visit Lisburn Artisan Market – Lisburn Square

**Monday 7<sup>th</sup> February**

Mayor to visit resident of Railway Lodge, Nursing Home – 100<sup>th</sup> Birthday visit

Mayoral Reception for Mr & Mrs Ross of Aghalee for Christmas Charity Fundraising

**Tuesday 8<sup>th</sup> February**

Mayor to attend Resurgam Youth Bank presentation of grants to local community groups

Mayor to visit Queen's Diamond Jubilee Exhibition at Lisburn Museum

Mayoral reception for Mr Jim McCaughey for services to the community

**Friday 11<sup>th</sup> February**

Mayor to attend NILGA Executive Meeting – via zoom

Mayor to attend LCCC National Apprenticeship Week event

Mayor to attend site visit to the former Derriaghy Primary School site

**Saturday 12<sup>th</sup> February**

Mayor to attend LCCC Valentines Weekend Fair in Castle Gardens

**Monday 14<sup>th</sup> February**

Mayor to visit Hill Street to help community planting of 700 new trees organised by Parks & Amenities Team

## **DEPUTY MAYOR'S ENGAGEMENTS FOR FULL COUNCIL MEETING**

### **Thursday 20<sup>th</sup> January**

Deputy Mayor to host two work experience students on tour of Council Chamber and Mayor's Parlour

### **Monday 14<sup>th</sup> February**

Deputy Mayor to attend Lisburn Downtown AGM

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**LISBURN & CASTLEREAGH CITY COUNCIL**

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**Minutes of the Remote Monthly Meeting of Council held on Tuesday 25 January, 2022 at 7:03 pm****PRESENT IN CHAMBER:**

The Right Worshipful the Mayor  
Alderman S Martin

Alderman W J Dillon MBE

Councillors U Mackin and A Swan

**PRESENT IN REMOTE LOCATION:**

Deputy Mayor  
Councillor T Mitchell

Aldermen J Baird, D Drysdale, A G Ewart MBE, O Gawith, A Grehan, M Henderson MBE, S P Porter and J Tinsley

Councillors R T Beckett, R Carlin, S Carson, D J Craig, S Eastwood, A P Ewing, J Gallen, A Givan, A Gowan, M Gregg, M Guy, S Hughes, J Lavery BEM, S Lee, H Legge, S Lowry, J McCarthy, G McCleave, C McCready, A McIntyre, R McLernon, Jenny Palmer, John Palmer, S Skillen and N Trimble

**IN ATTENDANCE IN CHAMBER:**

Lisburn & Castlereagh City Council

Chief Executive  
Member Services Officers  
Technician  
IT Officer

**IN ATTENDANCE IN REMOTE LOCATION:**

Lisburn & Castlereagh City Council

Director of Environmental Services  
Director of Finance and Corporate Services  
Director of Leisure and Community Wellbeing  
Director of Service Transformation  
Portfolio Manager

Reverend Cheryl Meban

**Commencement of the Meeting**

At the commencement of the meeting, The Right Worshipful the Mayor, Alderman S Martin, welcomed those present to this meeting of Council, which was being live-streamed to enable members of the public to hear and see the proceedings. He requested that all mobile phones be put on silent or switched off for the duration of the meeting and pointed out that, in accordance with the Council's Standing Orders, whilst the meeting was being live-streamed, unauthorised recording was not permitted.



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The Chief Executive, outlined the evacuation procedures in the case of an emergency. At this point, the Member Services Officer read out the names of the Elected Members and Officers in attendance at the meeting.

### Prayers

At this point, The Right Worshipful the Mayor, Alderman S Martin, expressed condolences in relation to the following bereavements:

- Mr Aidan Courtney – father of Brendan Courtney, Head of Sports Services, and father-in-law of Sally Courtney, Environmental Health Officer;
- Maureen Robinson – mother of Alderman D Drysdale; and
- Mr Reginald (Reggie) Beggs – father of Gillian Savage, Clerical Officer, Technical Services.

The Right Worshipful the Mayor, Alderman S Martin, welcomed his Chaplain, Reverend Cheryl Meban, Presbyterian Chaplain at Ulster University, to the meeting. Reverend Meban gave an address during which she too remembered the bereaved families referred to by the Mayor. Alderman Martin thanked Reverend Meban for her attendance.

## 1. Business of The Right Worshipful the Mayor

### 1.1 Mayor's Engagements

The Council noted a number of engagements attended by The Right Worshipful the Mayor, Alderman S Martin, and the Deputy Mayor, Councillor T Mitchell, since the last meeting of Council. Alderman Martin put on record his thanks to Councillor Mitchell for having deputised for him on occasions when he had been unavailable or committed to other engagements.

In particular, the Mayor highlighted that:

- he had enjoyed sharing time over the Christmas period with his fellow Elected Members and engaging with communities at events throughout the Council's District Electoral Areas;
- he had issued letters of congratulations to a number of young people within the Council area in respect of recent sporting achievements. It was important to recognise those individuals who did such special extraordinary things and the Mayor put on record his congratulations to them;
- the deadline for submitting applications for the 2022 Mayor's Innovation Awards was approaching and he asked that Members encourage their constituents to avail of this opportunity;
- National Holocaust Memorial Day was 27 January. The Mayor encouraged Members to watch the video presentation on the Council's social media site involving the Lisburn Castlereagh Youth Council. It was important to take time to remember why there was a need for National Holocaust Memorial Day and to ensure that future generations were aware of lessons from that;
- this was Burns Night and he sent best wishes to all those who were celebrating this evening;

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### 1.1 Mayor's Engagements (Contd)

- the Deputy Mayor, Councillor T Mitchell, on his behalf, had attended the NI International Cross Country event at Billy Neill MBE Country Park on 22 January. Councillor Mitchell and Councillor R T Beckett, who had also attended the event in his capacity as Vice-Chairman of the Leisure and Community Development Committee, both paid tribute to the Council staff who had been involved with the hosting of the event; and
- a community vigil had taken place at First Lisburn Presbyterian Church on Sunday, 15 January to mark the tragic death of Aisling Murphy in a violent attack in County Offaly. The Mayor stated that he had been moved and proud that the Lisburn and Castlereagh community had come out in great numbers to stand in solidarity with the Murphy family. He paid tribute to the organisers of the vigil, at which all political parties had been represented. Councillor S Lowry also commented on the tragic loss of Aisling's young life in horrific and violent circumstances. She stated that, sadly, violence against women was not rare. Women and girls should be free to walk the streets free from harm, fear and threat. There were many heart-breaking stories and examples of unwanted behaviour that made women feel uncomfortable, anxious and fearful – that had no place in our society and must stop. Councillor Lowry welcomed the fact that the Northern Ireland Executive was united in its determination to end violence and abuse against women and girls. She also hoped that the Council could play its part in making constituents feel safe in their communities.

### 2. Apologies

It was agreed to accept apologies for non-attendance at the meeting on behalf of Councillors N Anderson and D Honeyford.

### 3. Declarations of Interest

There were no declarations of interest.

### 4. Council Minutes

It was proposed by Councillor A Swan, seconded by Alderman W J Dillon and agreed that the minutes of the meeting of Council held on 15 December, 2021 be confirmed and signed.

### 5. Matters Arising

There were no matters arising.

### 6. Deputations

There were no deputations.

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7. Business Required by Statute(i) Signing of Legal Documents

It was proposed by Councillor A Swan, seconded by Alderman M Henderson and agreed that the following legal documents be signed at the meeting:

- Lisburn and Castlereagh City Council and David Ogilvie Engineering Ltd, 8 Balmoral Rad, Kilmarnock KA3 1HL – Contract for The Delivery of Steel Park Seats and Repair, Refurbishment Service;
- Lisburn and Castlereagh City Council and Whiteisland Nursery, 219A Derrylee Road, Maghery, Dungannon BT71 6NY – Contract for The Supply and Delivery of Standard Trees; and
- Lisburn and Castlereagh City Council and Whiteisland Nursery, 219A Derrylee Road, Maghery, Dungannon BT71 6NY – Contract for The Planting, Installation, Removal and Irrigation of Hanging Baskets

8. Adoption of Minutes of Committees

**Leisure and Community Development Committee**                      **4 January, 2022**  
Proposed by Councillor S Skillen  
Seconded by Councillor R T Beckett

The Chairperson of the Leisure and Community Development Committee, Councillor S Skillen, referred to the launch of the Queen's Platinum Jubilee Community Grant Fund and asked Members that they encourage groups within their District Electoral Areas to avail of the opportunity to apply for a grant of up to £500.

**Environmental Services Committee**    **5 January, 2022**  
Proposed by Councillor A P Ewing  
Seconded by Councillor C McCready

**Development Committee**    **6 January, 2022**  
Proposed by Alderman A Grehan  
Seconded by Councillor H Legge

Page 16, Item 6.2Service Transformation Directorate Budget Estimates 2022/2023

The Chairperson of the Development Committee, Alderman A Grehan, pointed out that the report associated with the above item incorrectly referred to the date of the Development Committee as 4 January, rather than 6 January, 2022.

**Corporate Services Committee**    **12 January, 2022**  
Proposed by Councillor J Laverty  
Seconded by Alderman M Henderson

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**Capital Projects Committee****20 January, 2022**

Proposed by Councillor S Lowry

Seconded by Councillor J McCarthy

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The Chairperson of the Capital Projects Committee, Councillor S Lowry, pointed out that, as the above meeting had only taken place on 20 January, the minutes were still subject to the call-in process. The Right Worshipful the Mayor, Alderman S Martin, referred to Standing Order 14.1 that stated "Minutes of meetings of a Committee held less than five clear days before the meeting of the Council shall not be submitted to that meeting for approval. This may be disapplied where a Committee considers the matter to be of extreme urgency and records such in its minutes". Alderman Martin advised that the Capital Projects Committee, due to exceptional circumstances, had been unable to meet on its scheduled date of 11 January and had been required to meet on the later date of 20 January. In order that the draft minutes be ratified at this meeting, it was proposed by Councillor S Lowry, seconded by Councillor J McCarthy and unanimously agreed that Standing Orders be suspended for this purpose.

**Planning Committee****6 December, 2021**

The minutes of the Planning Committee meeting of 6 December, 2021 had been circulated for noting only as these minutes had been agreed at the subsequent meeting of the Planning Committee on 10 January, 2022. It was proposed by Councillor A Swan, seconded by Alderman J Tinsley and agreed that their contents be noted.

9. Report from Chief Executive

There were no reports from the Chief Executive.

10. Reports from Members on Boards10.1 Northern Ireland Local Government Association – Chief Executive

The Right Worshipful the Mayor, Alderman S Martin, referred to a press release issued earlier in the day announcing the appointment of Alison Allen as Chief Executive of the Northern Ireland Local Government Association (NILGA), with effect from 1 February, 2022. He wished Ms Allen well in her new role.

10.2 National Association of Councillors – NI Region Meeting

Alderman M Henderson notified Members of a meeting of the National Association of Councillors (NAC) NI Region taking place the following day in Ards Business Hub.

11. Reports on Decisions Subject to the Reconsideration Procedure

There were no reports on decisions subject to the reconsideration procedure.

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## 12. Notice of Motion

### 12.1 Protection of People from Online Abuse Councillor U Mackin

A copy of the following Notice of Motion in the name of Councillor U Mackin had been circulated to Members with the notice convening the meeting:

“That this Council fundamentally supports freedom of speech; condemns online abuse in all its forms; expresses support for those who have been subjected to online trolling, threats and harassment; and calls on the Secretary of State for Digital, Culture, Media and Sport along with the Home Secretary, through the Online Safety Bill, to put in place all necessary measures to ensure the protection of people from online abuse, including anonymous use of social media platforms, and further calls on social media companies to intensify the introduction of meaningful controls within their power to protect citizens of our Borough and others who have been, or will be, subjected to online abusive comments”.

The Notice of Motion was proposed by Councillor U Mackin and seconded by Councillor A Gowan.

Due to the cross-cutting nature of this Notice of Motion, it was agreed that it be considered at this meeting.

Councillor U Mackin stated that one of the most precious things in society was freedom of speech and that must always be the undeniable right of citizens. Over the last 25 years, social medial platforms had become part and parcel of exercising that freedom. However, such privilege brought responsibility. In recent years, there had been an insatiable growth in nasty and abusive comments posted by individuals under the cloak of anonymity, which no doubt breached the lines of accountability. Such abuse had plummeted to unimaginable depths on 1 January, 2022 when his party colleague, Lady Diane Dodds MLA was subjected to the most callous, obnoxious and despicable comments. Despite widespread revulsion online, a second post appeared from the same person 9 hours later. Such was the nature of these comments that the world-renowned authority on internet abuse, Mr Jim Gamble, described them as particularly cruel. Disappointingly, the platform concerned, Twitter, considered its policies had not been breached. It was several days later before Twitter decided to remove the post. As an individual, this had shocked Councillor Mackin and left him wondering what kind of society we had become and, as an elected representative, what could he do. Having then consulted with some party colleagues, he had considered it worthwhile bringing forward this Notice of Motion.

Councillor Mackin stated that whilst Lady Dodds was a politician used to dealing with political life, she was also a wife and mother and a truly kind-hearted individual. The true viciousness of the comments posted was demonstrated by the fact that they referred to her son, Andrew, who had been born with spina bifida and who had passed away in 1998 shortly before his 9<sup>th</sup> birthday. Lady Dodds recognised that she was not the only one who had suffered grievously at

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12.1 Protection of People from Online Abuse (Contd)  
Councillor U Mackin

the hands of evil trolls. Indeed, some Members of this Council, as well as previous Councils, had been subjected to such abusive comments, as had some Council Officers and the Council as a body corporate. No-one in the community, irrespective of their political persuasion, religion, race, culture, gender or role in society deserved to be subjected to such revolting activity without consequence to the perpetrator and the host platform.

Communication law was not devolved to the Regional Assemblies, but was rather a matter reserved by Her Majesty's UK Government under the Miscellaneous Communications (NI) Order 1988 and the Communications Act 2003. In recent years, the Government considered online abuse of any kind to be unacceptable. The Law Commission of England and Wales had been asked to carry out a review of the law on harmful and abusive online communications and highlight any gaps in tackling abuse. The Law Commission considered a scoping exercise, carried it out, published proposals and after consulting widely, had concluded that both pieces of legislation were in need of reform to ensure balance between freedom and protection of people from harm. In May 2021, the Government had published its draft Online Safety Bill, which extended to all parts of the UK and was currently making its way through Parliamentary process. Councillor Mackin believed that this would ensure a duty of care and provide increased security from the harms of online abuse, as well as ensure firmer penalties for offenders. Both the Home Secretary and the Secretary of State for Digital, Culture, Media and Sport had given assurances to work with devolved Assemblies to ensure the needs of their regions were met. Councillor Mackin stated that tonight's Notice of Motion provided the Council with an opportunity to show meaningful civic leadership, send a clear message to Government and social media platforms and express support for the victims of online abuse.

In seconding the Notice of Motion, Councillor A Gowan stated that it had been partly motivated by the disgusting tweets targeted at Lady Dodds over the New Year. He stated that the Motion was about protecting everyone online, not just politicians, and both the Government and online platforms needed to do more to address this. The Online Safety Bill currently going through the House of Commons fell short in terms of addressing what had become known as legal but harmful content. This was the abuse that could be seen every day on platforms such as Twitter- it could be based on looks, misogyny, victims of terrorism in NI. Whilst there were legitimate reasons for anonymity online, eg by domestic abuse victims, which must be facilitated, the ability to create an anonymous account for the purpose of trolling and abuse must be addressed. There was merit in providing legislative safeguards in terms of how verification could happen and how those who chose not to provide identification at the creation of an account for verification purposes could then interact with those who did choose to be verified. Sadly online abuse could hugely impact on the mental health and wellbeing of both the victim of the direct abuse and their loved ones. The initial response by Twitter to the online abuse directed at Lady Dodds had been that this did not violate its policies. The platform's change of stance had then been forced by media furore. Councillor Gowan made the point that Lady Dodds was a high profile politician and that added weight to the argument;

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12.1 Protection of People from Online Abuse (Contd)  
Councillor U Mackin

however, had such abuse been aimed at a school girl, she would have got the initial response from Twitter and would have had nowhere else to go, and that was wrong. In conclusion, Councillor Gowan commended the Notice of Motion by Councillor Mackin.

A number of Members spoke in support of the Notice of Motion, namely Councillors S Eastwood, G McCleave, S Lee, A Swan and J McCarthy. In supporting the Motion, the following salient points were made:

- over half of women experienced online abuse, as well as society's most vulnerable and marginalised, seemingly without consequence. Laws must be enacted that protected everyone in society, not just those who could access support, legal advice or enjoy a public platform;
- whilst young people were often encouraged not to spend their lives on devices, over the past two years many children had been living their lives entirely online, meaning they were concerningly more likely to be open to abuse. The NSPCC had provided a briefing on the UK Online Safety Bill and stated that children were increasingly exposed to online risks. The draft Bill did not go far enough and children would still be exposed to preventable risks. How the Bill could be strengthened was outlined;
- Refuge, a domestic abuse charity, called on the Government to (a) explicitly recognise online violence against women and girls in the Bill as a specific harm to ensure social media companies gave due priority to all forms of violence against women and girls when carrying out their duties under the Bill and (b) require the Regulator to develop an online violence against women and girls code of practice, as a matter of priority, to set out clear expectations for companies when responding to and preventing abuse online;
- perpetrators of online abuse must be held to account;
- the Council wished to send a message of solidarity to Lady Dodds and her family and condemned the online abuse she had suffered; and
- more pressure needed to be put on social media platforms to uphold their own rules.

Councillor U Mackin welcomed the cross-party support for his Notice of Motion which, he stated, sent out a very clear message that the Council did not condone online abuse in any form and called on the Government to ensure that adequate protections were put in place to protect those who were abused for whatever reason. The Council had demonstrated to its citizens that it supported victims of online abuse and sought to give them comfort as much as possible.

The Notice of Motion in the name of Councillor U Mackin and seconded by Councillor A Gowan was unanimously agreed.

Councillor U Mackin requested that a press release be issued in respect of this matter to make the community aware that the Council would not stand for any kind of online abuse.

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### 13. Confidential Business

#### “In Committee”

It was proposed by Councillor A P Ewing, seconded by Councillor C McCreedy and agreed that the following items be considered “in committee”, in the absence of members of the press and public being present. Reverend C Meban left the meeting at this stage (8.12 pm) and the live stream of the meeting was paused.

#### 13.1 Local Investment Programme – 2022-2023

The Portfolio Manager joined the meeting at 8.14 pm.

Members having been provided with a report by the Chief Executive in relation to the above matter, it was proposed by Alderman A Grehan, seconded by Alderman J Tinsley and agreed:

- (a) that the proposed programme of work for phase 2 of the Local Investment Programme, as outlined in the report, be approved; and
- (b) to note that the final financial position of the programme, to include detail of all funding streams, would be captured in the Council’s End of Year Report.

During discussion of this matter:

- (c) the Chief Executive put on record his thanks to the Director of Leisure and Community Wellbeing, as well as staff in the Portfolio Office, for their input in preparing the report;
- (d) the Director of Service Transformation responded to a query by Councillor Jenny Palmer relating to Parking/Greenway Infrastructure and agreed to provide Members with a works commencement date the following day;
- (e) Officers took note of comments by Councillor John Palmer in relation to car parking at Newport Bridge.

The Portfolio Manager left the meeting at this point.

#### Verbal Matter

#### 13.2 arc21 Alderman D Drysdale

Alderman D Drysdale, Chairman of arc21, provided a verbal update on the role of that organisation.

#### Resumption of Normal Business

It was proposed by Alderman W J Dillon, seconded by Councillor A Swan and agreed to come out of committee and normal business was resumed. The live stream of the meeting was recommenced at this stage (8.23 pm).



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#### 14. Any Other Business

##### 14.1 Local Government Pension Scheme – Divestment from Fossil Fuel Companies Councillor S Lee

It was proposed by Councillor S Lee, seconded by Councillor J McCarthy and agreed that a letter be sent to the Northern Ireland Local Government Officers' Superannuation Committee (NILGOSC) requesting that it outline its divestment from fossil fuel plans, including timelines, and report back to Council Officers and Elected Members, with such response also being made available to Trade Unions.

##### 14.2 Extension of Seasonal Car Parking Councillor C McCready

Councillor C McCready expressed his thanks to the Director of Environmental Services and Officers within that Department, for progressing the extension of the seasonal car parking (ie. free parking on each Saturday in December within Council off street car parks in the City Centre) for the month of January 2022. This had been a real benefit to local businesses in the area and Councillor McCready stated that he would welcome further free parking throughout the year to help local businesses, if possible.

##### 14.3 Messages of Condolence Alderman D Drysdale

Alderman D Drysdale thanked Elected Members from all political parties, as well as Officers, for their kind words of sympathy on the recent passing of his mother. This had been very much appreciated.

##### 14.4 Vandalism of Terence Robinson Statue in Robinson Park, Lambeg Councillor D J Craig

Councillor D J Craig stated that he had attended a meeting earlier in the day with representatives of the PSNI and Council Officers at Robinson Park, Lambeg. Over the weekend, crowds of youths had gathered in the park and engaged in underage drinking and drug use. Sadly, the statue of Terence Robinson had been vandalised. For those who were unaware, Councillor Craig outlined the contribution that Mr Robinson had made to the Council area, having brought the Coca-Cola business to Lambeg many years previously. At the earlier meeting referred to, Council Officers had agreed to install CCTV cameras in the park. Councillor Craig also requested that any repairs to the statue be carried out by the Council. The Right Worshipful the Mayor, Alderman S Martin, stated that he understood there was a Service Level Agreement in place and suggested that Officers liaise with Coca-Cola to ascertain how best to address this matter.

#### Conclusion of the Meeting

At the conclusion of the meeting, The Right Worshipful the Mayor, Alderman S Martin, thanked those present for their attendance.

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There being no further business for consideration, the meeting was terminated at 8.35 pm.

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Mayor

(S) Council 10.02.2022

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**LISBURN & CASTLEREAGH CITY COUNCIL****Minutes of Special Meeting of the Council held in the Island Civic Centre, The Island, Lisburn, on Thursday 10 February 2022 at 6.00 pm****PRESENT IN CHAMBER:**

The Right Worshipful the Mayor  
Alderman S Martin

Deputy Mayor  
Councillor T Mitchell

Aldermen W J Dillon MBE, A G Ewart MBE, O Gawith,  
A Grehan and S P Porter

Councillors S Carson, D J Craig, A P Ewing, A Givan,  
A Gowan, J Lavery BEM, C McCready, U Mackin and  
N Trimble

**PRESENT IN REMOTE LOCATION:**

Aldermen J Baird, D Drysdale and J Tinsley

Councillors N Anderson, R Carlin, S Eastwood, M Gregg,  
M Guy, D Honeyford, S Hughes, S Lee, H Legge, S Lowry,  
J McCarthy, G McCleave, A McIntyre, R McLernon, Jenny  
Palmer, John Palmer, S Skillen and A Swan

**IN ATTENDANCE IN CHAMBER:**

Chief Executive  
Director of Finance and Corporate Services  
Head of Finance  
Member Services Officers  
Technician  
IT Officer

**IN ATTENDANCE IN REMOTE LOCATION:**

Director of Environmental Services  
Director of Leisure and Community Wellbeing  
Director of Service Transformation

**Commencement of the Meeting**

At the commencement of the meeting, The Right Worshipful the Mayor, Alderman S Martin, welcomed those present to the special remote meeting of Council, which was being live-streamed to enable members of the public to hear and see the proceedings.

The Chief Executive proceeded to outline the evacuation procedures in the case of an emergency.

At this point, the Member Services Officer read out the names of the Elected Members and Officers in attendance at the meeting.

Councillors M Guy and R McLernon joined the meeting at this point (6.02 pm).

## Commencement of the Meeting (Contd)

The Right Worshipful the Mayor, Alderman S Martin, requested that all mobile phones be put on silent or switched off for the duration of the meeting and pointed out that, in accordance with the Council's Standing Orders, whilst the meeting was being live-streamed, unauthorised recording was not permitted.

The Deputy Mayor, Councillor T Mitchell, arrived to the meeting at this point (6.03 pm).

The Right Worshipful the Mayor, Alderman S Martin, referred to the recent death of Sir Jeffrey Donaldson's brother, Andrew, and advised that he had written to Sir Jeffrey offering the Council's condolences. Alderman Martin also advised that Alderman Henderson was absent from tonight's meeting due to a recent bereavement.

### 1. Apologies

It was agreed that an apologies for non-attendance at the meeting be accepted on behalf of Alderman M Henderson MBE and Councillors R T Beckett and J Gallen.

### 2. Declarations of Interest

There were no declarations of interest.

### 3. Special Corporate Services Committee – 26 January, 2022

It was proposed by Councillor J Lavery, seconded by Alderman W J Dillon and agreed that the minutes of the special meeting of the Corporate Services Committee held on 26 January, 2022 be confirmed and signed.

### 4. Report by the Chief Executive

#### 4.1 Draft Estimates of Income and Expenditure for 2022/2023

Members had been provided with a copy of the Draft Estimates of Income and Expenditure for 2022/2023 for the various departments of the Council.

The Chairman of the Corporate Services Committee, Councillor J Lavery, requested that Councillor N Trimble be called to address the Council at this juncture.

Councillor N Trimble, on behalf of the Vice-Chairman of the Corporate Services Committee, Alderman M Henderson, who was unable to be present tonight, addressed the meeting. He recognised that the past year had been a difficult one for the Council's citizens, with many challenges remaining for the year ahead. He made reference to the impacts of financial pressures on the cost of service delivery, the rise in inflation, rising utility costs and cost of living increases – all of which put significant external pressures on the Council's budgets. However, the

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4.1 Draft Estimates of Income and Expenditure for 2022/2023 (Contd)

Council continued to work hard to ensure its services delivered value for money and created efficiencies where possible. Whilst the impact of rising costs on its citizens was acknowledged, the Council understood the aspirations for even more investment in its communities and Councillor Trimble stated that the rate being proposed allowed a balance to be struck and a budget to set that would help to deliver what mattered.

Councillor Trimble thanked Members, the Chief Executive, Directors and all Officers who had participated in the estimates process, as did a number of other Members.

It was proposed by Councillor N Trimble and seconded by Alderman O Gawith that:

- (a) approval be given to the strategies and related policies contained within the estimates document, namely the Treasury Management Strategy, Minimum Revenue Provision Policy, Prudential Indicators and the Capital Strategy; and
- (b) the district rate for the financial year 2022/2023 be set at 3.64% for both domestic and non-domestic properties.

Councillor J Lavery stated that it was his understanding that this was the first occasion when the district rate had not been proposed by the Chairman of the Corporate Services Committee. He had hoped and worked to ensure a consensus for an agreed rate by all parties, but that was not to be. Councillor Lavery stated that, for a significant number of years, the Council had agreed to an applied balance, resulting in reducing the financial burden on ratepayers; however, there had not been support for an applied balance this year.

Councillor J Lavery proposed an amendment to part (b) of Councillor Trimble's proposal, ie. that the Council apply a balance of £750,000 and commit to a district rate of 2.25% on domestic properties and 2.22% on non-domestic properties. This amendment was seconded by Alderman S P Porter.

During discussion, a number of Members spoke in support of Councillor Lavery's amendment, namely Alderman S P Porter, Councillor N Anderson, Councillor J McCarthy, Councillor S Carson, Councillor A Gowan, Councillor S Skillen, Alderman A G Ewart and Councillor D J Craig. In supporting the amendment, comments were made in relation to:

- there having been an underspend in the Council's budget for the previous 7 years;
- the benefits to ratepayers of having an applied balance, this year in particular given the rise in inflation and cost of living and given that some families were having to choose between heat and food;
- whilst there had been an applied balance for a number of years, that money had never been needed; and
- applying a balance would not result in reducing any of the Department's budgets.

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4.1 Draft Estimates of Income and Expenditure for 2022/2023 (Contd)

A number of Members spoke in support of Councillor Trimble's proposal, namely Alderman O Gawith, Alderman A Grehan and Alderman W J Dillon. In supporting the proposal, comments were made in relation to:

- the Council having had a tradition of ensuring value for money for its ratepayers and the proposal by Councillor Trimble would continue that record;
- times were challenging, with the rise in inflation and cost of living, and the Council had a responsibility to safeguard its local services, which the proposed rate would do;
- the community wanted investment and the rate proposed would allow projects to be progressed; and
- all successful businesses and organisations had financial reserves as large as possible.

The Right Worshipful the Mayor, Alderman S Martin, pointed out that the amendment proposed by Alderman S P Porter at the special Corporate Services Committee meeting held on 26 January, 2022 had been that "a balance of approximately £350,000 be applied (or whatever amount was necessary to affect an increase on both the domestic district rate and the non-domestic rate of 2.99%)". However, the amendment proposed tonight by Councillor J Lavery was for an applied balance of £750,000 and a district rate of 2.25% on domestic properties and 2.22% on non-domestic properties. He stated that Officers would require time to consider the implications of this. Councillor Lavery requested confirmation from the Chief Executive that Officers had previously been asked to provide details on the outcome of applying balances of £350,000, £500,000 and £750,000. The Chief Executive confirmed that Officers had been asked to indicate what the district rate would be if those balances were applied; however, the implications in terms of longer term revenue provision and affordability would require to be considered. Should the principles of the amendment be carried this evening the meeting would either have to be adjourned for a time to allow Officers to consider its implications or a further special meeting of Council would need to be convened.

The amendment proposed by Councillor J Lavery was put to the meeting and, at the request of Alderman O Gawith, a recorded vote was taken. The amendment was declared 'lost', the voting being as follows:

In favour: Councillor N Anderson, Councillor S Carson, Councillor D J Craig, Alderman D Drysdale, Alderman A G Ewart, Councillor A P Ewing, Councillor A Givan, Councillor A Gowan, Councillor J Lavery, Councillor J McCarthy, Councillor C McCready, Councillor U Mackin, Alderman S P Porter, Councillor S Skillen and Alderman J Tinsley (15)

Against: Alderman J Baird, Councillor R Carlin, Alderman W J Dillon, Councillor S Eastwood, Alderman O Gawith, Councillor M Gregg, Alderman A Grehan, Councillor M Guy, Councillor D Honeyford, Councillor S Hughes, Councillor S Lee, Councillor H Legge, Councillor S Lowry, Councillor G McCleave, Councillor A McIntyre,

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Councillor R McLernon, Deputy Mayor, Councillor T Mitchell, Councillor Jenny Palmer, Councillor John Palmer, Councillor A Swan, Councillor N Trimble and The Right Worshipful the Mayor, Alderman S Martin (22)

The proposal by Councillor N Trimble was put to the meeting and, at the request of Alderman O Gawith, a recorded vote was taken. The proposal was declared 'carried', the voting being as follows:

In favour: Alderman J Baird, Councillor R Carlin, Alderman W J Dillon, Councillor S Eastwood, Alderman O Gawith, Councillor M Gregg, Alderman A Grehan, Councillor M Guy, Councillor D Honeyford, Councillor S Hughes, Councillor S Lee, Councillor H Legge, Councillor S Lowry, Councillor G McCleave, Councillor A McIntyre, Councillor R McLernon, Deputy Mayor, Councillor T Mitchell, Councillor Jenny Palmer, Councillor John Palmer, Councillor A Swan, Councillor N Trimble and The Right Worshipful the Mayor, Alderman S Martin (22)

Against: Councillor N Anderson, Councillor S Carson, Councillor D J Craig, Alderman D Drysdale, Alderman A G Ewart, Councillor A P Ewing, Councillor A Givan, Councillor A Gowan, Councillor J Lavery, Councillor J McCarthy, Councillor C McCready, Councillor U Mackin, Alderman S P Porter, Councillor S Skillen and Alderman J Tinsley (15)

Conclusion of the Meeting

At the conclusion of the meeting, The Right Worshipful the Mayor, Alderman S Martin, thanked those present for their attendance and for the contributions made.

There being no further business, the Special Meeting concluded at 7.06 pm.

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Mayor

## LISBURN & CASTLEREAGH CITY COUNCIL

### Minutes of the Meeting of the Leisure and Community Development Committee held in the Island Civic Centre, The Island, Lisburn, and remotely, on Tuesday 1<sup>st</sup> February 2022 at 6.00pm

**PRESENT:** Councillor S Skillen (Chairperson)

Alderman J Tinsley

Councillor A Gowan

**PRESENT IN A** The Right Worshipful the Mayor Alderman S Martin

**REMOTE LOCATION:**

Deputy Mayor Councillor T Mitchell

Alderman A Grehan

Councillors R T Beckett, D J Craig, R Carlin, M Guy, D Honeyford, A McIntyre, Jenny Palmer, John Palmer and Hon N Trimble.

**OTHER MEMBERS**

Alderman J Baird and Councillors A Givan, H Legge and C McCready.

**PRESENT IN A**

**REMOTE LOCATION:**

**IN ATTENDANCE:**

Lisburn & Castlereagh City Council

Director of Leisure and Community Wellbeing

Head of Communities

Head of Parks and Amenities

Head of Sports Services

Member Services Officers (BF & EW)

Technician

IT Support

### Commencement of Meeting

The Chairperson, Councillor S Skillen, welcomed everyone to the meeting and reminded attendees that, in accordance with the Council's Standing Orders, unauthorised recording was not permitted. The Director of Leisure and Community Wellbeing read the safety announcement and the Member Services Officer read out the names of the Elected Members and officers in attendance.

#### 1. Apologies

Apologies were reported on behalf of Councillors N Anderson and S Hughes.



## 2. Declarations of Interest

In respect of item 3.1, 'DfC - Support Recovery Scheme', Councillor A Gowan declared an interest in that he was the Vice-Chair of the Anahilt and Magheraconluce Community Association.

## 3. Report of the Head of Communities

### 3.1 Department for Communities (DfC) – Covid Recovery Support Scheme

(Councillor A Gowan left the Chamber whilst this item was under consideration and Councillor C McCready joined the meeting at 6:04pm).

The Head of Communities reminded the Committee that, at its meeting on 2<sup>nd</sup> November, it had adopted several recommendations in respect of the management of the DfC Covid-19 funds for community development activities, which sought to support organisations in addressing evolving needs and increasing resilience as a result of Covid-19.

In addition, the Committee had agreed that a budget of £100,000 be allocated to the Scheme, which, it was reported, had been increased to £142,200, after an additional offer of financial assistance had been received from the DfC. The Members were informed that 75 applications had been received, of which 45 were deemed eligible following assessment against the pre-agreed criteria. A copy of the successful and unsuccessful applicants were appended to the report.

In accordance with the Committee's decision in November, to delegate authority to the Chairperson and Vice Chairperson to award the grants, a meeting in this regard took place on 18<sup>th</sup> January. Given that the amount of funding requested had exceeded the funds available, it had been agreed by the Chairperson and Vice Chairperson that a financial reduction of 10% be applied to the eligible amounts requested by the 45 successful applicants to enable payments to be made within budget. It was noted that the final allocation of £143,087 included a sum of £887 sourced from within departmental Covid-19 budgets.

It was moved by Alderman J Tinsley, seconded by Councillor A Gowan, and agreed that the Committee note the outcome of the assessment process and the allocation of funding as outlined.

### 3.2 Queen's Platinum Jubilee – Working Group Minutes

(Councillor A Gowan returned to the Chamber at this point).

It was moved by Alderman J Tinsley, seconded by Councillor A Gowan, and agreed that the Committee note the contents of the minutes of the Queen's Platinum Jubilee Working Group of 29<sup>th</sup> November, 2021.

#### 4.0 Report of the Head of Sports Services

##### 4.1 Summer Activity Programme 2022

(Councillor R Carlin and Hon Councillor N Trimble joined the meeting at 6:08pm).

The Head of Sport Services reported that a programme had been developed to oversee the 2022 Summer Activity Programme. He reminded the Committee that, to ensure that there would be the widest variety of activities provided to young people, a review of the 2021 Summer Scheme had been undertaken, the findings of which were appended to the report. He pointed out that the proposals came with a caveat in that, in light of ongoing restrictions, the required number of staff might not be recruited, which would necessitate a review of the schemes in that eventuality. Accordingly, he outlined the proposals and recommended that they be applied in the running of the Summer Scheme in 2022.

It was proposed by Councillor DJ Craig and seconded by Councillor M Guy and agreed that the Committee adopt the proposals as outlined by the Head of Sport Services.

#### 5.0 Confidential Report of the Director of Leisure & Community Wellbeing

The Chairperson advised that the reasons for confidentiality for the following matters were, as set out in the agenda, 'confidential by virtue of Section 6, Parts 1 and 3 of the Local Government Act (2014) Northern Ireland, i.e., information relating to any individual, or information relating to the financial or business affairs of any particular person (including the Council holding that information).

"In Committee"

It was proposed by Councillor DJ Craig, seconded by Councillor A Gowan, and agreed that the confidential report of the Director of Leisure and Community Wellbeing be considered "in committee" in the absence of members of the press and public being present.

##### 5.1 Minutes of the Housing Liaison Forum

It was proposed by Alderman J Tinsley, seconded Alderman A Grehan, and agreed that the Committee note the contents of the minutes of the Council's Housing Liaison Forum meetings of 5<sup>th</sup> May and 23<sup>rd</sup> June 2021.

##### 5.2 Tender for Generalist Advice Services

It was moved by Alderman J Tinsley, seconded by Councillor A Gowan, and agreed that the Committee note the outcome of the tendering exercise and the award of contact for the provision of Generalist Advice Services across the Council area to the company as detailed with the report, to commence on 1st April 2022 for a period of three years, with the option to extend for two further periods of twelve months each.

### 5.3 Tender for Static Attendants

It was proposed by Deputy Mayor Councillor T Mitchell, seconded by Alderman J Tinsley, and agreed that the tender for the above service be noted as having been awarded to the company as detailed with the report, at the cost outlined.

### 5.4 Tender for Parks and Amenities Staff Uniforms

It was proposed by Councillor D J Craig, seconded by Councillor A Gowan, and agreed that the Committee note that the tender for the provision of Parks and Amenities Staff Uniforms had been awarded to the company as detailed with the report, at the cost outlined.

### 5.5 Refurbishment of Public Toilets in Royal Hillsborough Village

It was proposed by Alderman J Tinsley, seconded by Councillor A Gowan, and agreed that the tender for the provision of the above-mentioned work be noted as having been awarded to the company as detailed with the report, at the cost outlined.

### 5.6 Woodland Trust Emergency Tree Fund

(Alderman J Baird joined the meeting at 6:24pm).

In accordance with notice on the agenda, the Head of Parks and Amenities provided a verbal update in the above-mentioned matter. He reminded the Members that the Council, at its meeting on 15th December, had agreed to delegate authority to the January meeting of the Committee to permit officers to accept any offer made through the Woodland Trust's Emergency Tree Fund, which had been anticipated to occur in late-January. He reported that, subsequently, a letter of offer for financial support had been received to enable the Council to develop a sustainable native species tree nursery to assist the Council and community groups to plant 30 to 40 hectares of trees per year, over a two-year period. He outlined the next steps in the project, including the establishment of a two-tier engagement network to encourage participation by the community and governmental bodies, and indicated that the Committee would be kept updated in this regard.

After discussion, during which the Committee expressed its gratitude to the officers, most notably the Parks Manager, who had prepared the Council's application for support from the Fund, it was moved by Councillor D J Craig, seconded by Deputy Mayor Councillor T Mitchell, and agreed that the Committee note the information provided.

### 5.7 Killeaton Open Space

The Head of Parks and Amenities provided an update to the Committee in respect of the above-mentioned matter and the consultations which had been undertaken with local residents in the planting of native trees and hedgerows in the locality.

The Committee noted the information provided.

### 5.8 Royal Hillsborough Community Fun Day

In response to a query from Councillor John Palmer, the Head of Parks and Amenities provided an update on the preparations for the Royal Hillsborough Community Fun Day, which was due to take place on 26<sup>th</sup> March

“Resumption of Normal Business”

It was proposed by Alderman J Tinsley, seconded by Councillor A Gowan, and agreed to come out of Committee and normal business was resumed.

## 6. Any Other Business

### 6.1 Rise in Fuel Costs

Councillor A Gowan referred to the significant rise in fuel costs and enquired if the Department might be able to work in conjunction with community groups to explore additional support mechanisms to address the rising costs. In response, the Director of Leisure and Community Wellbeing indicated that she and officers would examine the matter.

There being no further business, the meeting ended at 6:37pm.

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Mayor/Chairperson

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**LISBURN & CASTLEREAGH CITY COUNCIL****Minutes of the Remote Meeting of the Environmental Services Committee held on Wednesday, 2 February, 2022 at 6:00 pm****PRESENT IN CHAMBER:**

Councillor A P Ewing (Chairman)

Alderman J Baird

Councillor A Givan

**PRESENT IN REMOTE LOCATION:**

The Right Worshipful the Mayor

Alderman S Martin

Deputy Mayor

Councillor T Mitchell

Councillor C McCready (Vice-Chairman)

Aldermen M Henderson MBE and S P Porter

Councillors S Eastwood, M Gregg, S Lee, H Legge, S Lowry, A McIntyre, R McLernon and S Skillen

**OTHER MEMBERS IN REMOTE LOCATION:**

Councillors U Mackin and A Swan

**IN ATTENDANCE:****In Chamber:**

Director of Environmental Services

Head of Service (Building Control)

Head of Service (Waste Management and Operational Services)

Acting PCSP/Member Services Manager

IT Officer

Technician

Member Services Officer

**In Remote Location:**

Head of Service (Environmental Health)

Mr A Thompson, Technical Director, Taggarts

**Commencement of the Meeting**

At the commencement of the meeting, the Chairman, Councillor A P Ewing, welcomed those present to the remote meeting of the Environmental Services Committee, which was being live streamed to enable members of the public to hear and see the proceedings.

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At this point, the Acting PCSP/Member Services Manager read out the names of the Elected Members and Officers in attendance at the meeting.

The Chairman, Councillor A P Ewing, stated that, whilst the meeting was being live streamed, unauthorised recording was not permitted, as per the Council's Standing Orders. He asked that mobile phones be put on silent or switched off for the duration of the meeting and proceeded to outline the evacuation procedures in the case of an emergency.

1. Apologies

It was agreed to accept an apology for non-attendance at the meeting on behalf of Councillor N Anderson.

2. Declarations of Interest

There were no declarations of interest made at the meeting. The following declaration of interest was submitted at the conclusion of the meeting:

- Alderman J Baird in respect of item 4.1 'Consultation on Intermediate Rent Development of Policy and Model', given that he had a domestic property let out.

The Chairman, Councillor A P Ewing, advised that item 5.4 on the agenda 'Options Appraisals Reports on the Kerbside Model for the Collection of Recyclables and Waste Transfer Provision' would be considered at this point, followed by the remainder of the confidential business.

3. Confidential Business

The matters contained in the confidential report would be dealt with "In Committee" due to containing information (a) relating to the financial or business affairs of any particular person (including the Council holding that information); and (b) in relation to which a claim to legal professional privilege could be maintained in legal proceedings.

"In Committee"

It was proposed by Councillor A Givan, seconded by Alderman J Baird and agreed that the following matters be considered "in committee", in the absence of members of the press and public being present.

The live-stream was paused at this point (6.03 pm).

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### 3.1 Options Appraisals Reports on the Kerbside Model for the Collection of Recyclables and Waste Transfer Provision

The Right Worshipful the Mayor, Alderman S Martin, joined the meeting, and Alderman S P Porter left the meeting, during consideration of this item of business (6.33 pm and 6.41 pm respectively).

The Chairman, Councillor A P Ewing, welcomed Mr Adrian Thompson, Technical Director at Taggarts, to the meeting.

Mr Thompson made a presentation to Members in respect of both the Waste Collection Options Appraisal and the Waste Transfer Options Appraisal. A number of queries were addressed by Mr Thompson and the Director of Environmental Services, following which the Chairman thanked Mr Thompson for his attendance and he left the meeting (7.00 pm).

Members having been provided with a copy of several reports, it was proposed by Alderman J Baird, seconded by Councillor A Givan and agreed to recommend that:

- (a) the contents of the reports be noted;
- (b) the recommendations contained within the Kerbside Recycling Collections Options Report be approved;
- (c) the recommendations contained within the Waste Transfer Options Report be approved;
- (d) that (b) and (c) above be progressed to Outline Business Case by Taggarts; and
- (e) a site visit be arranged to existing Waste Transfer Stations and Materials Sort and Recovery Facilities, which would be open to any Members of Council interested in attending.

### 3.2 Ongoing Legal Proceedings – Noise Complaint

Members were provided with, and noted the contents of, an update report by the Head of Service (Environmental Health) in relation to the above matter.

### 3.3 Home Safety Service Level Agreement

Members having been provided with a copy of a Home Safety Service Level Agreement between Lisburn & Castlereagh City Council and Ards and North Down Borough Council, it was proposed by Councillor A McIntyre, seconded by Alderman J Baird and agreed to recommend that it be approved and signed by the Director of Environmental Services.

### 3.4 Resurfacing of Royal Hillsborough Off Street Car Park

Members were provided with a copy of a Financial Appraisal Pro-Forma in respect of the resurfacing of Royal Hillsborough off street car park. It was proposed by Alderman J Baird, seconded by Councillor A McIntyre and agreed to recommend that:

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### 3.4 Resurfacing of Royal Hillsborough Off Street Car Park (Contd)

- (a) the Financial Appraisal for the works, as detailed, be approved; and
- (b) approval be given to additional expenditure for enabling works to support the charging of electric vehicles in the future, as outlined in the Director's report.

During discussion, when a number of Members' queries were addressed, the Head of Service (Environmental Health) agreed to liaise with the Head of Economic Development in relation to comments regarding potential UK Government funding that may be forthcoming.

#### Verbal Matters

### 3.5 Mullaghglass Odour Complaints

The Head of Service (Environmental Health) gave a verbal update in respect of Mullaghglass odour complaints and advised that a written update would be provided to Members.

#### Resumption of Normal Business

It was proposed by Alderman J Baird, seconded by Councillor A Givan and agreed to come out of committee and normal business was resumed. The livestream was resumed at 7.22 pm.

The Deputy Mayor, Councillor T Mitchell, left the meeting at this point.

## 4. Report from Head of Service (Building Control)

### 4.1 Consultation on Proposed Amendments of Technical Booklet Guidance To Part F (Conservation of Fuel and Power) of the Building Regulations (Northern Ireland) 2012

Members were reminded that, as part of the Items for Noting Schedule in October 2021, they had been advised of notification of the above consultation, the closing date for receipt of responses to which was 19 December, 2021. An email had been sent to Members containing the Council's draft response to the Department of Finance (DoF) and a verbal update had been given at the December Committee meeting. It had been agreed that any Members' comments would be included in the final consultation response to the DoF.

Members having been provided with a copy of the final response submitted to the Department, it was proposed by Alderman J Baird, seconded by Councillor A Givan and agreed to recommend that retrospective approval be given to the response.



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#### 4.2 Consultation on Building (Prescribed Fees) (Amendment) Regulations (Northern Ireland) 2022

Members were reminded that, as part of the Items for Noting Schedule in November 2021, they had been advised of notification of the above consultation, the closing date for receipt of responses to which was 19 December, 2021. An email had been sent to Members containing the Council's draft response to the DoF and a verbal update had been given at the December Committee meeting. It had been agreed that any Members' comments would be included in the final consultation response to the DoF.

Members having been provided with a copy of the final response submitted to the Department, it was proposed by Councillor A Givan, seconded by Alderman J Baird and agreed to recommend that retrospective approval be given to the response.

By way of update, the Head of Service (Building Control) reported that, since the response had been submitted, he had been in contact with the Department. In respect of the response provided to question 2 "..... the actual overall income uplift for these schedules was an 8% uplift in the first year and an additional 4% in the second year", the Head of Service advised that those figures were more likely to be 14% in the first year and 10% in the second year, representing better income for the Council.

### 5. Report from Head of Service (Environmental Health)

#### 5.1 Consultation on Intermediate Rent Development of Policy and Model

The Head of Service (Environmental Health) reported the launch of the above consultation by the Department for Communities (DfC) in October 2021, the deadline for submission of responses to which had been 14 January, 2022. Members having been provided with a copy of the Council's response to the consultation, it was proposed by Councillor M Gregg, seconded by Councillor A Givan and agreed to recommend that it be granted retrospective approval.

#### 5.2 Notice to Quit Consultation

The Head of Service (Environmental Health) reported the launch of the above consultation by the DfC on 1 December, 2021, the deadline for submission of responses to which had been 25 January, 2022. An email had been sent to Members on 20 December, 2021 seeking comments on the consultation. Members having been provided with a copy of the Council's response to the consultation, it was proposed by Councillor M Gregg, seconded by Councillor A Givan and agreed to recommend that it be granted retrospective approval.

#### 5.3 Sunday Trading

The Head of Service (Environmental Health) reminded Members that normal permitted Sunday trading hours for large retail shops was 1.00 – 6.00 pm;

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### 5.3 Sunday Trading (Contd)

however, during the pandemic, the Council had agreed to suspend enforcement of these hours, thus facilitating larger retail shops opening for extended hours on Sunday from 10.00 am – 6.00 pm.

Following discussion, during which a number of Members' queries were addressed, it was proposed by Councillor M Gregg, seconded by Alderman J Baird and agreed to recommend that, in light of the fact that all retail was presently operational again under current Covid-19 Regulations, the suspension of enforcement of normal Sunday trading hours be revoked, with effect from Sunday, 6 March, 2022.

## 6. Any Other Business

### 6.1 Bee Bricks and Swift Bricks Councillor S Eastwood

In response to comments by Councillor S Eastwood regarding how the Council could potentially incorporate the use of bee bricks and swift bricks in any capital works it was undertaking, the Director of Environmental Services agreed to refer this matter to (a) the Head of Assets, who had responsibility for the Council's estate; and (b) the Head of Parks & Amenities for consideration in the biodiversity programme.

### 6.2 Change of Time of Committee Meetings in May and June 2022 Chairman, Councillor A P Ewing

Due to the election in May 2022 and the Bank Holiday in June 2022, the Chairman, Councillor A P Ewing, sought approval for the start time of the Environmental Services Committee to be amended to 5.30 pm those months to facilitate the Development Committee meeting immediately after. This was agreed.

## Conclusion of the Meeting

At the conclusion of the meeting, the Chairman, Councillor A P Ewing, thanked those present for their attendance.

There being no further business, the meeting was terminated at 7.42 pm.

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Mayor/Chairman

**LISBURN & CASTLEREAGH CITY COUNCIL****Minutes of the proceedings of the Development Committee Meeting of Lisburn & Castlereagh City Council held in the Civic Centre, Lisburn, BT27 4RL on Thursday, 3 February 2022 at 6.01 pm****PRESENT IN THE CHAMBER:**

Alderman A Grehan (Chairperson)

Aldermen D Drysdale and A G Ewart MBE

Councillors U Mackin and A Swan

**PRESENT IN A REMOTE LOCATION:**

The Right Worshipful the Mayor, Alderman S Martin

Deputy Mayor, Councillor T Mitchell

Councillor H Legge, (Vice Chairperson)

Councillors S Carson, J Gallen, A Givan, M Guy, D Honeyford, G McCleave, C McCready, Jenny Palmer

**IN ATTENDANCE:**Lisburn & Castlereagh City Council

Director of Service Transformation (Council Chamber)

Head of Economic Development (Council Chamber)

Head of Planning &amp; Capital Development (Council Chamber)

Head of Assets (Remote Location)

Member Services Officer (BS) (Council Chamber)

Member Services Officer (PS) (Council Chamber)

**Commencement of Meeting**

The Chairperson, Alderman A Grehan extended a welcome to all present to the February meeting of the Committee. The Chairperson advised that the meeting was being live streamed to enable members of the public to hear and see the proceedings and extended a welcome to those watching on the livestream.

At this point, Member Services Officer read out the names of the Elected Members in attendance at the meeting.

The Chairperson stated that, whilst the meeting was being live streamed, unauthorised recording was not permitted, as per the Council's Standing Orders. The Chairperson also reminded everyone to ensure mobile phones were turned off or on silent mode for the duration of the meeting.

The Chairperson outlined the evacuation procedures in the case of an emergency.

Councillor M Guy joined the meeting at 6.02 pm.

The Chairperson asked that any Member entering or leaving the meeting to advise the Member Services accordingly so that this might be accurately reflected in the minutes.

### 1. Apologies

It was agreed to record apologies for non-attendance at the meeting on behalf of Councillor R McLernon.

### 2. Declarations of Interest

The Chairperson invited Members to declare any Conflicts of Interest they might have in relation to the business of the meeting and reminded them of the requirement that they complete Declaration of Interest forms in this regard, which had been provided at the meeting.

During the course of the meeting the following declarations were declared:

- Chairperson, Alderman A Grehan: in connection with item 3.1 DfC Consultation on draft Housing Supply Strategy 2022-37 in view of her membership of the Board of the Northern Ireland Housing Executive
- Councillor U Mackin: in connection with item 6.1 Hillsborough Forest - AFBI Access Road Options in view of his membership of the Board of Governors of Beechlawn School, Beechlawn School being a relevant stakeholder
- Alderman D Drysdale: in connection with item 3.2 Department for Communities (DfC) Consultation - The Local Government (Performance Indicators and Standards) (Amendment) Order (Northern Ireland) 2022 in view of his Chairmanship of Inspire Business Centre who are a member of Enterprise NI, the body responsible for the delivery of the 'Go For It' Programme
- The Director of Service Transformation declared an interest in connection with item 6.2 Covid Recovery Small Settlements Regeneration Programme - Update in view of having close acquaintances in one of the small settlement areas that was listed for a project within this Programme.

### 3. Report by the Head of Economic Development

#### 3.1 Awakening the Gateways – City Umbrella Project

The Head of Economic Development's report outlined a proposal in relation to options to deliver a City Umbrella Project under the Awakening the Gateways initiative which received funding from the Department for Communities.

### 3.1 Awakening the Gateways – City Umbrella Project (Cont'd)

The Head of Economic Development reported that this initiative would link with the current mayoral charities, MACS and ADD NI and that The Right Worshipful the Mayor, Alderman S Martin, had requested that Officers explore the possibility of bringing version of the ADHD Foundation's Umbrella Project to the Council area.

The Head of Economic Development elaborated on a number of the key issues in regard to the City Umbrella project including the proposed locations in the City Centre, namely; a) Haslems Lane, b) access to Graham Gardens adjacent to B&M Bargains – McKeown Street and c) access to Graham Gardens adjacent to Crème Coffee Shop.

The Director of Service Transformation and the Head of Economic Development responded to a number of questions and comments from Members of the Committee in relation to:

- the length of time the Umbrella project would run.
- sponsorship opportunities
- the project being extended to Pipers Hill

A number of Members of the Committee welcomed the proposal in relation to the Umbrella project. Members commended The Right Worshipful the Mayor, Alderman S Martin, for bringing this project forward and also Councillor A Givan, who had brought forward a previous proposal in relation to bringing life and colour into the City Centre.

The Right Worshipful the Mayor, Alderman S Martin, extended thanks and appreciation to the teams involved to date in the City Umbrella project and commended the approach taken by both the Regeneration and Economic Development teams.

It was proposed by the Vice Chairperson, Councillor H Legge, seconded by Councillor U Mackin, and agreed to recommend that:

- a) the Council supports (i) the regeneration and revitalisation of Lisburn City Centre through the Awakening the Gateways City Umbrella project and (ii) the enhancement of the profile of the Mayoral Charities, and
- b) the location of Pipers Hill be included in this project, as appropriate.

### 3.2 Department for Communities (DfC) Consultation - The Local Government (Performance Indicators and Standards) (Amendment) Order (Northern Ireland) 2022

The Head of Economic Development's report outlined the background and key issues in connection with the Department for Communities consultation on The Local Government (Performance Indicators and Standards) (Amendment) Order (Northern Ireland) 2022.

### 3.2 Department for Communities (DfC) Consultation - The Local Government (Performance Indicators and Standards) (Amendment) Order (Northern Ireland) 2022 (Cont'd)

The Head of Economic Development advised that this consultation covered proposals to amend the Local Government (Performance Indicators and Standards) Order (Northern Ireland) 2015 (the 2015 Order) to include the Department for the Economy's (DfE) proposed revised performance indicators and standards in respect of economic development. The proposed amendments included revisions in relation to DfE's policy area of job promotion through a business plan development programme, ie. revisions in local government statutory jobs targets.

The Head of Economic Development's report included a web link to the relevant page on the Department for Communities' website which outlined further details of the above-mentioned consultation.

The Head of Economic Development reminded the Committee that the matter of job targets for the Council area had been considered by the Council's Development Committee in April 2019 and that the report to the committee had recommended that the target for Lisburn and Castlereagh should be increased from 85 to 116 jobs per annum. This revised target had been agreed by the Development Committee and subsequently approved by the Council at the time. It was noted that this consultation exercise sought to update and regularise the targets for the new Go For It programme in updated legislation.

It was proposed by Alderman A G Ewart, seconded by Councillor A Swan, and agreed to recommend that:

- a) the contents of the Department for Communities consultation on The Local Government (Performance Indicators and Standards) (Amendment) Order (Northern Ireland) 2022 be noted,
- b) the Committee's previously agreed position for Lisburn & Castlereagh City Council's target of 116 jobs per annum be maintained, and
- c) the statutory jobs targets be kept under review in the context of changing economic conditions and the availability of future funding to support economic development and business start-up.

## 4. Report of Head of Planning & Capital Development

### 4.1 DfC Consultation on draft Housing Supply Strategy 2022-37

The Head of Planning and Capital Development's report outlined the background and key issues in connection with the Department of Communities' Consultation on the draft Housing Supply Strategy 2022-37 which closed for consultation on 09 February 2022 following an eight week consultation period.

#### 4.1 DfC Consultation on draft Housing Supply Strategy 2022-37 (Cont'd)

The Head of Planning & Capital Development elaborated on the following key issues:

- the work that was progressing to identify and address housing data gaps, including the development of a Strategic Housing Market Analysis (HMA) model which would incorporate an affordability model for each local Council area. This was estimated to be completed by the middle of 2022.
- the forecast for the size of the housing requirement by tenure for the Lisburn and Castlereagh City Council Area, which was broadly in line with the requirement detailed in the emerging Local Development Plan articulated through the Council's draft Plan Strategy.

A copy of the Consultation document had been furnished to the Committee together with a copy of the Council's draft response which had been based on questions asked under the headings: Strategic Framework; Measurement; Delivery and Oversight; Action Planning; Citizen Engagement and Equality.

The Head of Planning and Capital Development responded to questions from the Committee in connection with the consultation, including:

- the importance of a joined up approach to ensure the appropriate infrastructure was in place to support the ambition set out in the Strategy for 100,000 new homes. Alderman D Drysdale requested that additional comments in this regard be included in the Council's response.
- the importance of adequate land being identified for the development of residential properties sufficient to meet the needs of the Council area and referred to the significance of the Hilden Mill site for affordable housing
- a Member asked if there was sufficient land in the Council area to meet the supply detailed in the draft Strategy. The Head of Planning and Capital Development advised that there was presently sufficient committed housing land to meet the anticipated supply and that this was to be examined shortly by the Planning Appeals Commission in the context of the Local Development Plan.

Councillor A Gowan left the meeting during the above discussion (6.32 pm).

It was proposed by Alderman D Drysdale, seconded by Councillor A Swan, and agreed to recommend that the draft response to the DfC Consultation on draft Housing Supply Strategy 2022-37 be approved subject to additional comments being included in relation to the importance of the necessary infrastructure being put in place to support the ambition for 100,000 new homes over the period of the Strategy.

#### 4.2 DfI Consultation on Review of Strategic Planning Policy on Renewable & Low Carbon Energy

The Head of Planning and Capital Development's report outlined the background and key issues in connection with the Department of Infrastructure's Consultation on a review of Strategic Planning Policy on Renewable and Low Carbon Energy which closed for consultation on 11 February 2022 following an eight week consultation period.

The Head of Planning and Capital Development drew Members' attention to the focus of the consultation being mainly on renewable and low carbon on shore wind development and associated infrastructure.

The nine key issues for review were set out in the report circulated. It was noted that following consideration of the responses received to the issues paper, the draft policies would be subject to further consultation later this year.

A copy of the consultation document had been circulated to the Committee together with a copy of the Council's draft response. The Head of Planning and Capital Development drew Members' attention to a number of salient points contained in the draft response.

It was proposed by Councillor U Mackin, seconded by Alderman D Drysdale, and agreed to recommend that the draft response to the DfI Consultation on Review of Strategic Planning Policy on Renewable & Low Carbon Energy be approved.

#### 5. Any Other Business

The Chairperson, Alderman A Grehan, advised the Committee of a number of key issues in relation to the business of the Committee.

##### 5.1 Change of Development Committee Meeting Dates May and June 2022

The Chairperson, Alderman A Grehan, reported on changes to the Development Committee meeting schedule:

- the May Meeting of the Committee would take place on **Wednesday, 4 May 2022 at 7.15 pm** (following the Environmental Services Committee meeting) due to the NI Assembly Elections proposed to take place on Thursday, 5 May 2022
- the June Meeting of the Committee would take place on **Wednesday, 1 June 2022 at 7.15 pm** (following the Environmental Services Committee meeting) due to the additional holiday in connection with the Queen's Platinum Jubilee Celebrations on Thursday, 2 June 2022

##### 5.2 Blaris Road Car Park

The Chairperson, Alderman A Grehan, advised the Committee that work had commenced on the Blaris Road Car Park and that Officers would engage further with local residents in relation to a number of representations made at a recent site meeting.



### 5.3 Independent Examination of the Draft Plan Strategy

The Chairperson, Alderman A Grehan, reported that a letter had been received by the Council confirming the date of the Independent Examination of the draft Plan Strategy which would commence on 28 March 2022 at 10.30 am. The Chairperson advised that a web link had been requested in order that proceedings could be viewed and which would be circulated to Members closer to the hearing date. The Chairperson also advised that the draft Plan Strategy was available to view online.

### 5.4 Land at Blaris Planning Applications

The Chairperson, Alderman A Grehan, advised that representation had been made to the Department for Infrastructure in respect of the Blaris planning applications in order that the matter be dealt with expeditiously. The Chairperson also updated the Committee in relation to the process and timeframe thereon.

## 6. Confidential Report by the Director of Service Transformation

The Chairperson, Alderman A Grehan, advised that the reason for confidentiality in respect of the items contained in the Director's Confidential Report was due to information relating to the financial or business affairs of any particular person or organisation (including the Council holding that information).

It was proposed by Councillor A Swan, seconded by Alderman A G Ewart, and agreed that the Confidential Business be considered "in Committee" in the absence of press or members of the public.

At this juncture the livestream was stopped for the purpose of consideration of the confidential business (6.49 pm).

### "In Committee"

#### 6.1 Hillsborough Forest - AFBI Access Road Options

Councillor A Gowan returned to the meeting during consideration of this item of business (6.59 pm).

The Director of Service Transformation's report outlined the background and key issues in connection with options that might be open to the council as an alternative access road to the AFBI site and the Hillsborough Forest Car Park and which would assist with wider traffic management issues in the village.

It was proposed by Alderman A G Ewart, seconded by Councillor U Mackin, and agreed that the recommendation of the Director on the way forward to progress an alternative access road to Hillsborough Forest in conjunction with AFBI be approved.

The Director undertook to keep Members briefed on developments thereon.

## 6.2 Covid Recovery Small Settlements Regeneration Programme - Update

The Head of Economic Development presented this item of business.

The Director of Service Transformation's update report outlined the background and key issues in connection with the Covid Recovery Small Settlements Regeneration Programme.

The Committee had been furnished with a copy of the initial draft Small Settlements Plan which had been developed by Officers and submitted to the Department for Communities.

The Head of Economic Development provided the Committee with a verbal update following a communication received from the Department for Communities the previous day.

The Director undertook to come back to Councillor Swan in relation to the Small Grants Scheme funded by the Department for Communities.

Members put on record their thanks to the Head of Economic Development and his team for having progressed this draft plan in a short space of time which he stated included a number of projects which would be welcome in the communities. The Director of Service Transformation gave an assurance that he would continue to review other eligible projects for this scheme that had been put forward by Members.

It was proposed by Councillor Jenny Palmer, seconded by the Vice Chairperson, Councillor H Legge, and agreed to recommend that:

- a) the update report, including the verbal update, and the draft plan for the Covid Recovery Small Settlements Regeneration Programme be noted,
- b) Officers consider the feedback received from the Department for Communities (DfC) and revise the draft plan as required,
- c) delegated authority be granted to the Chairperson of the Committee and the Director of Service Transformation to agree the final plan prior to submitting to DfC in order to secure the release of a Letter of Offer,
- d) a programme of promotion in connection with the Regeneration programme be developed, and
- e) further reports on the Small Settlements Regeneration Programme be brought to the Committee in due course.

## 6.3 Enabling Development Agreement

The Committee had been furnished with a report by the Director of Service Transformation in connection with an enabling development agreement relating to the future development of lands at a key site within the Council area.

### 6.3 Enabling Development Agreement (Cont'd)

The Committee had been furnished with a copy of the Memorandum of Understanding (MoU) which had been drafted and subsequently approved by the Development Board concerned.

It was proposed by Councillor U Mackin, seconded by Councillor A Swan, and agreed to recommend the draft Memorandum of Understanding between the Development Board and the Council be approved.

### Resumption of Normal Business

It was proposed by Alderman A G Ewart, seconded by Councillor Jenny Palmer, and agreed to come out of Committee and normal business was resumed. The livestream was re-commenced at 7.32 pm.

### 7. Any Other Business

It was noted that Any Other Business had been dealt with earlier in the meeting (item 5 refers).

### Conclusion of Meeting

The Chairperson, Alderman A Grehan, thanked Members for their attendance and there being no other business the meeting was terminated at 7.33 pm.

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Chairperson

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**LISBURN & CASTLEREAGH CITY COUNCIL****Minutes of Meeting of the Corporate Services Committee held remotely and in the Council Chamber, Island Civic Centre, The Island, Lisburn on Wednesday 9<sup>th</sup> February 2022 at 6.00 pm.****PRESENT IN COUNCIL CHAMBER (COMMITTEE):**

Councillor J Lavery, BEM (Chairman)

Deputy Mayor  
Councillor T Mitchell

Aldermen J Dillon MBE, A Ewart MBE, O Gawith and A Grehan

Councillors A Ewing, U Mackin and The Hon N Trimble

**PRESENT IN A REMOTE LOCATION (COMMITTEE):**The Right Worshipful The Mayor  
Alderman S Martin

Alderman P Porter

Councillors R Carlin, S Carson and S Lowry

**OTHER MEMBERS OF COUNCIL PRESENT IN A REMOTE LOCATION:**

Councillors S Skillen and A Swan

**IN ATTENDANCE:**Chief Executive (Remote)  
Director of Finance & Corporate Services  
Head of Corporate Communications & Administration (Remote)  
Head of Finance (Remote)  
IT Officer  
Events Technician  
Acting PCSP/Member Services Manager  
Member Services Officer (RN)**Commencement of Meeting**

The Chairman, Councillor J Lavery, welcomed everyone to the meeting and advised that it was being live-streamed to enable members of the public to both hear and see the proceedings.

The names of those Elected Members who were in attendance at the meeting, both in person and on a remote basis, were read out by the Acting PCSP/Member Services Manager.

The Chairman stated that, although the meeting was being live-streamed, unauthorised recording was still not permitted, as per 8.5 of the Council's Standing Orders. The Chairman also reminded everyone to ensure that mobile phones were turned off or on silent mode for the duration of the meeting.

The Director of Finance & Corporate Services proceeded to outline the evacuation procedures in the case of an emergency. Finally the Chairman asked that any Member entering or leaving the meeting alert the Acting Member Services Manager accordingly so that this might be accurately reflected in the minutes.

1. Apologies

Apologies for non-attendance at the meeting were accepted and recorded on behalf of Alderman M Henderson, MBE (Vice-Chairman of Committee); Councillor S Hughes and the Head of Human Resources & Organisation Development.

2. Declarations of Interest

The Chairman invited Members to declare any interests they might have in relation to the business of the meeting and reminded them of the requirement that they complete Declaration of Interest forms in this regard which had been provided with the papers for the meeting and which were also available in the Chamber.

No declarations of interest were made.

Alderman P Porter joined the meeting remotely. (6.04 pm)

3. Report of Director of Finance & Corporate Services

3.1 Department for Communities  
NI District Councils – Remote/Hybrid Meetings  
Call for Evidence  
(Closing date: 15<sup>th</sup> February 2022)

Further to the previous meeting of the Committee, Members were provided with the following:-

- the outcome of the Council's internal survey of Members as to their views on remote and hybrid meetings;
- letter dated the 21<sup>st</sup> December 2021 from the Department of Communities (DfC) in relation to its consultation on remote/hybrid meetings;
- a draft response to the DfC consultation based on Members' responses to the consultation questionnaire and also those expressed through the internal survey.

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3.1 Department for Communities  
NI District Councils – Remote/Hybrid Meetings  
Call for Evidence  
(Closing date: 15<sup>th</sup> February 2022) (Continued)

The Director advised of the Department's unconfirmed position as of the 8<sup>th</sup> February 2022 in relation to arrangements for remote/hybrid meetings beyond the expiry date of the 25<sup>th</sup> March 2022 of the legislation currently in place. The outcome of the DfC consultation and its Call for Evidence would be the subject of debate and decision by the NI Assembly.

It was proposed by Councillor U Mackin, seconded by Alderman O Gawith and agreed to recommend that:-

- the outcome of the Council's internal survey on hybrid working arrangements be noted;
- any action in regard to the Council's arrangements for its meetings be deferred pending completion of the DfC consultation and approval of a clearer direction in relation to the legislative position;
- the draft response to the DfC's call for evidence in regard to its consultation referred to above be accepted as the Council's response thereto and - in line with the authority delegated by the Council in January 2022 - be submitted to the DfC by the stipulated closing date of the 15<sup>th</sup> February 2022.

The Director confirmed that Standing Orders would be reviewed as the situation regarding the legislation evolved.

Alderman O Gawith asked if Decision Time could be looked at so that page numbers on the digital version corresponded with those on the hard copy. The Director agreed to address this matter.

Councillors S Skillen and R Carlin, and the Chief Executive joined the meeting remotely during discussion of this item. (6.05 pm, 6.06 pm and 6.07 pm respectively.)

Alderman A Grehan entered the Chamber during discussion of this item. (6.10 pm)

4. Report of Head of Corporate Communications & Administration

4.1 Minutes of Meetings of Council and its Committees

The Head of Service reported that a greater consistency in the style and content of minutes of the Council and its committees was being proposed to assist Members and also in recognition of limited resources within the Member Services Unit.

#### 4.1 Minutes of Meetings of Council and its Committees (Continued)

The following had been provided with the report:-

- a summary on the style of minutes as produced by a sample of other councils in Northern Ireland;
- an equality screening document for standardised minutes' format in relation to committee and council meetings.

In regard to a Notice of Motion agreed by Council on the 23<sup>rd</sup> November 2021 on the subject of Video and Audio Recordings of Council and Committee Meetings, the Head of Service advised that this matter was being addressed and that a report thereon would be presented to the Committee in due course.

A lengthy discussion took place on a number of recommendations that had been put forward.

It was agreed that – taking account of comments made by Members – the format of Council and Committee minutes be revisited by Officers with recommendations in this regard being incorporated in the report on Video and Audio Recordings of Council and Committee proceedings which was being prepared.

It was agreed also that clarity would be provided by the Head of Human Resources & Organisation Development in relation to the matter of shorthand.

Alderman A Grehan left and returned to the meeting during discussion of this item of business. (6.36 pm and 6.39 pm respectively.)

#### 5. Report of Head of Finance

##### 5.1 Department of Finance consultation on Draft Budget 2022-2025 (Closing date: 7<sup>th</sup> March 2022)

A link for the above consultation is available at <https://www.finance-ni.gov.uk/sites/default/files/publications/dfp/Draft%20Budget%20document%202022-25%20accessible.pdf>

Members had already been asked to provide Officers with their comments on the Draft Budget by the 14<sup>th</sup> February 2022.

It was proposed by Councillor N Trimble, seconded by the Deputy Mayor, Councillor T Mitchell, and agreed to recommend that - given the proximity of the closing date for the consultation, an appropriate response be developed by the Officers in consultation with the Chair & Vice-Chair of the Committee, and be submitted to the Department of Finance by the stipulated closing date of the 7<sup>th</sup> March 2022. The response would be provided to Members thereafter.

5.2 Dependants' Carers' Allowance payable to Members  
Update from 1<sup>st</sup> April 2022

Revised rates for the Dependants' Carers' Allowance applicable from the 1<sup>st</sup> April 2022 were set out in the Head of Finance's report.

It was agreed that the revised Dependants' Carers' Allowances applicable as from the 1<sup>st</sup> April 2022 be noted and that the Scheme of Allowances be revised accordingly.

6. Agenda Item Brought Forward  
Any Other Business

As the remainder of the business before the meeting was of a confidential nature, the Chairman sought agreement to bring forward Item 7 of the agenda – Any Other Business – so that items of a non-confidential nature might be raised when the Committee was in Live Stream. This was agreed. No items were raised.

7. Confidential Report from Director of Finance & Corporate Services

The reasons for confidentiality were as set out in the agenda, ie:-

7.1 Financial Planning

(Confidential for reason of information relating to the financial or business affairs of any particular person (including the Council holding that information).)

Report to be redacted following meeting of Council on 22<sup>nd</sup> February 2022.

7.2 Local Government Training Group – Continued Delivery of Service

(Confidential for reason of information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the Council or a Government Department and employees of, or office holders under, the Council.)

Report to be redacted following meeting of Council on 22<sup>nd</sup> February 2022.

7.3 Caretaker/Receptionist Service Contract – Bradford Court  
Business Case

(Confidential for reason of information relating to the financial or business affairs of any particular person (including the Council holding that information).)

Report to be redacted following commencement of Contract.



#### 7.4 Mobile Telephony

(Confidential for reason of information relating to the financial or business affairs of any particular person (including the Council holding that information).)

Report to be redacted in July 2022.

#### 7.5 Management Accounts – Period 9

(Confidential for reason of (i) information relating to the financial or business affairs of any particular person (including the Council holding that information) and (ii) information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the Council or a Government Department and employees of, or office holders under, the Council.)

Report to be redacted following meeting of Council on 22<sup>nd</sup> February 2022.

### In Committee

It was proposed by Alderman A Ewart, seconded by Alderman O Gawith and agreed that the Confidential Report of the Director be considered “in Committee”. (The live-stream was paused at this stage in proceedings.)

#### 7.1 Financial Planning

Presented by Director of Finance & Corporate Services.

Officers present responded to and noted Members’ comments.

It was proposed by Alderman A Grehan, seconded by Councillor N Trimble and agreed to recommend that the position statement as to how the 2021/2022 year-end underspend could be utilised going forward be approved, acknowledging that there may still be other pressures pre year-end that will need to be addressed.

Councillor N Trimble left the Chamber at the conclusion of this item of business. (7.15 pm)

#### 7.2 Local Government Training Group – Continued Delivery of Service

Presented by Director of Finance & Corporate Services in the absence of the Head of Human Resources & Organisation Development.

It was proposed by Alderman A Grehan, seconded by Alderman J Dillon and agreed to recommend that the Council continues to host the Local Government Training Group Shared Service on both the Governance arrangements and Service Level Agreement for 2022-2024 as provided in the report.

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7.3 Caretaker/Receptionist Service Contract – Bradford Court Business Case

Presented by the Head of Corporate Communications & Administration.

It was proposed by Alderman A Grehan, seconded by Alderman O Gawith and agreed to recommend that - as supported by a Business Case which had been provided - the tender process via an Open Tender to procure a single contractor to deliver all caretaker/receptionist service requirements at Bradford Court be commenced.

Councillor N Trimble returned to the meeting during presentation of this item and prior to the decision. (7.18 pm)

7.4 Mobile Telephony

Presented by the Head of Corporate Communications & Administration.

It was proposed by Councillor A Ewing, seconded by the Deputy Mayor, Councillor T Mitchell, and agreed to recommend that the procurement of mobile telephone and data services under Lot 6 of the Public Sector Network (PSN) Connectivity and Services Framework be proceeded with.

7.5 Management Accounts – Period 9

Presented by the Head of Finance.

It was agreed to recommend that the Management Accounts for the period ending the 31<sup>st</sup> December 2021, together with an extensive narrative report by way of explanation be noted.

A schedule of Council projects to be funded from that received from the Department for Committees was also noted.

During the course of discussion of the confidential report, the Chairman made reference to appropriate dress code for meetings and cited Standing Order 19.4 in this regard.

8. Any Other Business - Confidential

8.1 Service Transformation Directorate – Staff Resources Alderman A Ewart

Alderman A Ewart referred to two events associated with the Service Transformation directorate which were unable to be delivered due to a shortage of staff resources.

The Director advised that she would ask the Head of Human Resources & Organisation Development to update Alderman Ewart on this matter.

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8.2 Community Investment Fund (Phase 2) and  
Community Ownership Fund  
Alderman A Grehan

Alderman A Grehan enquired as to when Phase 2 of the Community Investment Fund might be released and sought an update on the Community Ownership Fund.

The Chief Executive advised that these were matters under discussion and that he was hopeful that a report thereon would be made to the Corporate Services Committee in March 2022.

8.3 Business of Committee  
Alderman J Dillon

Alderman J Dillon commended the Chairman, Councillor J Laverty, for the manner by which he had chaired the business of the meeting.

There being no further business, the Meeting concluded at 7.37 pm.

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MAYOR/CHAIRMAN

**LISBURN & CASTLEREAGH CITY COUNCIL****Minutes of Meeting of the Planning Committee held remotely and in the Council Chamber, Island Civic Centre, The Island, Lisburn, on Monday 10 January 2022 at 10.00 am****PRESENT:**Present in Chamber:

Councillor A Swan (Chairman)

Alderman J Tinsley (Vice-Chairman)

Aldermen WJ Dillon, O Gawith,

Councillors M Gregg, U Mackin

Present in Remote Location:

Aldermen D Drysdale, A Grehan

Councillors J McCarthy, John Palmer

**IN ATTENDANCE:**Present in Chamber:

Head of Planning and Capital Development

Member Services Officer (PS)

Member Services Officer (EW)

Present in Remote Location:

Director of Service Transformation

Principal Planning Officer (RH)

Senior Planning Officer (RT)

Senior Planning Officer (MB)

Legal Advisor – B Martyn (Cleaver Fulton Rankin)

**Commencement of Meeting**

The Chairman, Councillor A Swan, welcomed everyone to the meeting which was being live streamed to enable members of the public to hear and see the proceedings.

He stated that Planning Officers, the Legal Advisor and those speaking for or against the applications would be attending the meeting remotely.

The Head of Planning and Capital Development advised on housekeeping and evacuation procedures. The Member Services Officer then read out the names of the Elected Members in attendance at the meeting.

## 1. Apologies

It was agreed that apologies for non-attendance at the meeting would be recorded from Councillor J Craig.

## 2. Declarations of Interest

The Chairman sought Declarations of Interest from Members and reminded them to complete the supporting forms which had been left at each desk. He indicated that a form would also be available for those Members attending remotely.

The following Declarations of Interest were made:

- Alderman J Tinsley referred to LA05/2020/0118/F, stating that he had spoken to the applicant on these applications to provide some information about the process but he stated that he had not predetermined his decision.
- Councillor J McCarthy referred to LA05/2020/0785/O advising that he had spoken to the applicant and objectors re this application regarding process but had not discussed the application.
- Alderman A Grehan referred to LA05/2020/0785/O advising that she had spoken to the applicant and objectors re this application regarding process but had not discussed the application.
- After the meeting, and by way of submission of a completed Declaration of Interest Form, Alderman J Tinsley referred to LA05/2020/0722/O, LA05/2021/0124/O and LA05/2021/0341/O advising that he had spoken to the applicants on these applications to provide some information about the process but he stated that he had not predetermined his decision.

The Chairman, Councillor A Swan, then advised that Members of the Planning Committee that by virtue of being Members of the Council had significant private or personal non-pecuniary interest in Planning Application LA05/2020/0891/F.

However, the dispensation under paragraph 6.6 of the Code of Conduct applied and therefore Members might speak and vote on this application. He advised that, as all Members had the same interest in this case, it was not considered necessary for each Member to individually declare their interest.

Alderman J Dillon requested clarity on the land ownership regarding this application which was provided by the Principal Planning Officer and the Director of Service Transformation. Alderman J Dillon went on to voice his dismay at how long the matter had taken to be progressed.

At this stage Alderman D Drysdale wished to thank members of the Committee and members of staff of the Council for their kind messages of condolence at the recent passing of his mother.

### 3. Minutes of the Planning Committee Meeting held on 6 December 2021

It was proposed by Councillor U Mackin, seconded by Alderman J Tinsley, and agreed that the minutes of the Committee meeting held on 6 December 2021 as circulated be signed.

### 4. Report from the Head of Planning and Capital Development

#### 4.1 Schedule of Applications

The Chairman reminded Members that they needed to be present for the entire determination of an application. If absent for any part of the discussion they would render themselves unable to vote on the application.

The Legal Adviser highlighted paragraphs 43 - 46 of the Protocol for the Operation of the Lisburn & Castlereagh City Council Planning Committee which, he advised, needed to be borne in mind when determinations were being made.

- (1) LA05/2021/0891/F - Proposed change of use and renovation of existing meeting house and stables at Friends Burial Ground, Maghaberry to form 2 no. dwellings one of which is an enabling building for the proposed project approximately 350m north of 27a Maghaberry Road Maghaberry

The Principal Planning Officer (RH) presented this application as outlined within the circulated report.

There were no speakers on this application.

There then followed a question and answer session with the planning officers during which the following issues arose:

- Alderman O Gawith asked if officers could check the DEA area this was located in and it was confirmed that it was in Kilultagh.
- Councillor M Gregg asked why there were no habitat surveys included. The Head of Planning and Capital Development went on to outline the circumstances in which this would normally be requested which was in situations where there was to be a demolition however he undertook to make further enquiries on the matter.

The Committee, having considered the information provided within the Report of the Principal Planning Officer, agreed by a vote of 10:0 with 0 abstentions to approve the application as outlined in the report and subject to the conditions stated therein.

- (2) LA05/2020/0118/F - Demolition of existing storage and warehouse buildings, containers and portacabins and the erection of four two-storey office buildings (Class B1) including associated car parking provision on land at 5 Ballygowan Road, Hillsborough.

The Chairman, Councillor A Swan prior to the application being presented suggested that the Committee defer the determination of this application to allow for a site visit to be arranged to enable Members to view the site and context..

Councillor U Mackin agreed with the view expressed that this would allow Members to ascertain the scale of the application and allow for clarification of other information to be provided as there appeared to have been changes made to the application. The proposal was seconded by Alderman J Dillon and supported by a majority show of hands it was supported by the Committee.

The determination of the application was therefore deferred to allow for a site visit to be arranged and for further information to be provided by the applicant on the scope and nature of the proposal.

- (3) LA05/2020/0785/O - Proposed erection of 11 no. detached dwellings, improvements to existing access along Magheralave Road and associated development at existing shale hockey pitch located to the rear of 25-33 Magheralave Road, Lisburn.

The Senior Planning Officer (MB) presented this application as outlined within the addendum report. The application previously been deferred to allow for a site visit to be held.

The Committee were advised that a further third party representation had been submitted in opposition to the application and that this had been circulated to them. The representation explained that the third party was however unable to attend the meeting.

The Committee received Mr G Smyth and Mr R Agus who wished to speak in support of the application and who had provided the Committee with a written submission in advance of the meeting. The following issues were highlighted:

- The proposed access would not prejudice road safety. He highlighted similar approvals in the area which he said were very similar.
- He said this would improve on the status quo and would not be unsafe.
- He explained how a traffic survey taken on the Magheralave Road had likened traffic there to that which took place on an 'in development' road.
- He compared the proposal with the entrance to housing schemes in the area.
- He emphasised that this was an outline application and other matters could be considered at a later stage.
- He emphasised that there would be no demonstrable harm.
- He said that Department for Infrastructure (Roads) had failed to set out what their issue was in terms of road safety with these proposals.

Mr Agus and Mr Smyth then responded to Members' queries as follows:

- Alderman J Dillon asked Mr Agus to explain what was required by DFI (Roads). Mr Agus responded that DFI (Roads) were taking a very simplistic

approach by requesting that DCAN15 be adhered to. He said that the design team were not aware which safety aspect was not being met. He outlined how this access would be safer than most as the speed reduction measures in place at the location would ensure that traffic was travelling at low speed.

- Councillor U Mackin sought clarification on the reference to residential roads and 'C' class roads and also on what the standard was in relation to sight lines and whether this could be achieved. He was advised that the Magheralave Road was a rural road but now served residential developments. Traffic calming measures had been installed and this transformed it into a modern residential road servicing housing. It was closed off by the army barracks but may on paper be classified as a 'C' road however it bore all the characteristics of a residential road which serviced residential developments. Regarding the site lines, these were outlined and he confirmed that DFI (Roads) had no concerns.
- Councillor U Mackin then referred to the traffic calming measures stating that these may have been put in place due to the two schools and a care home in the immediate vicinity, Mr Agus responded that there was criteria for putting traffic calming measures in place and advised that they were mainly in place on residential roads.
- Alderman J Tinsley asked whether there would still be a pedestrian access to the school in place going forward should the application be approved. He was advised that if approved, this entrance would no longer be required by the school. Alderman Tinsley asked whether access to the school would be possible and was advised that should closure of the pedestrian access be made a condition for approval then that would be acceptable.
- Alderman D Drysdale sought clarification on the vehicular size that would be able to use the new access and Mr Agus advised that larger services vehicles could be accommodated and he confirmed that the access for the eleven houses would only be for residents.
- The Chairman, Councillor A Swan sought clarification on density which was provided by Mr Smyth.

There then followed a question and answer session with the planning officers and representatives from Department for Infrastructure (Roads) who were also present at the meeting. The following issues arose:

- Councillor M Gregg wished to ask representatives from DfI (Roads) if they could outline their rationale regarding DCAN15. Mr S Cash outlined the policy and advised that the Magheralave Road was viewed by DfI (Roads) as being a classified road. He said that in such circumstances DCAN15 was the pre-requisite standard rather than Creating Places. He said that there was inadequate room to allow for DCAN15 requirements at this location to be met in full. He went on to state that the examples quoted by Mr Agus and Mr Smyth, which had been allowed in the past, had been granted in error and should not have been approved. Councillor Gregg then asked what the total width of the entrance would need to be in order to conform to DCAN15 requirements and he was advised that it would be 9.5 metres plus radius.
- Alderman J Tinsley then sought clarification on the fact that the pedestrian access would be closed off to the school should the application proceed. He



asked whether this had been indicated in correspondence received by the Planning Unit. The Head of Planning and Capital Development confirmed that this was new information. The observation at the site meeting was that it was used by pupils and it is not shown on any of the submitted drawings as being proposed for closure. Mr Cash concurred with these comments. Alderman Tinsley then highlighted the issues that may arise as a result of its closure in that local residents might object to the loss of their right of way. The Head of Planning and Capital Development said that this then becomes a civil and legal matter between those parties who feel they have lost a right of way and the school. This would sit outside the planning process.

- Alderman J Dillon highlighted some anomalies regarding the use of this access, he stated that he felt that DfI (Roads) were using historic information. Mr Cash responded that it was only within the last month or so that he saw the gates open, he advised that prior to this the gates had been closed when he had visited the site.
- Alderman D Drysdale sought clarification on the number of trips calculated and how this figure had been arrived at. Mr Cash responded that eleven houses would normally equate to 100 trips per day approximately. The Head of Planning and Capital Development advised that guidance came from PPS 3 and he proceeded to read this out to the Committee.
- Councillor John Palmer asked whether the entrance would be suitable if there were less houses i.e. five and was advised by Mr Cash that DCAN15 did not apply and in that in this scenario the access arrangements would be accepted.
- Councillor U Mackin then referred to comments made by Mr Agus who had stated that at no time had DfI (Roads) set out what the road safety issues were. He asked Mr Cash if this statement was accurate. Mr Cash responded stating that at all times DfI (Roads) had highlighted the requirement to adhere to DCAN15 and had advised that Creating Places was not a safe option in a location off a 'C' class road.
- Alderman J Dillon asked how the calculation of 100 trips per day had been arrived at and Mr Cash explained that this data was taken from their Trips Database and was a standard methodology to be used in Transport assessments.
- Alderman D Drysdale asked where this sat in the scale of road safety issues but there was no response to the question.

During the ensuing debate, the following comments were made:

- Alderman J Dillon said that both sides of the argument had been heard and both could not be accepted. He said that this was a wide entrance when the gates were opened and he was prepared to believe the applicant and his team. He said that similar situations in other areas had been outlined and in his opinion the Magheralave Road was very safe, there were speed ramps in place and the entrance was suitable for large vehicles. He asked whether the Committee were going to deprive one of the leading schools in Northern Ireland of the ability to raise necessary finances. He said he felt the application should be approved and requested that a Recorded Vote be taken.

- Councillor U Mackin said that he was unsure where to go with this application. He said he could understand where the school was coming from however Road Safety was very important. He said that in order to support the application he would need to provide planning reasons to do so and he struggled with that, he said he would more than likely abstain.
- Alderman O Gawith acknowledged the issues but felt he would be concurring with the recommendation.
- Alderman D Drysdale said that this came down to Road Safety, he said he felt very conflicted regarding this application and had concerns that it would stand up on appeal.
- Councillor M Gregg said he appreciated the difficulties however it came down to Road Safety in the end. He said that standards were in place and the application of DCAN15 had been evident at the site visit. He said that all members of the Committee would like to see the school benefit however access and use had to be appropriate. He said he welcomed the fact that there would be no pedestrian access however the fact that DCAN15 applied could not be ignored. Previous decision have been made by Castlereagh Borough Council in the past that have been wrong but that did not mean they should be wrongly made again, he said that he would be supportive the recommendation.
- Alderman D Drysdale then clarified that the decisions taken wrongly in the past had not been done so by Castlereagh Borough Council as they were not the Planning Authority at that time, these decisions had been taken by the Department.
- Councillor J Palmer said that he had not yet decided which way he would vote.
- The Chairman, Councillor A Swan said that he concurred with comments made by Councillor U Mackin in terms of supporting the school, however he felt he would be supporting the recommendation given the standards that had to be met.
- Alderman D Drysdale then highlighted the economic benefit which also needed to be taken on board, he said he felt the number of trips calculated was subjective.

The Committee, having considered the information provided within the report of the Principal Planning Officer and by those making representations, agreed by a majority of 7:2 with 1 abstention to refuse the application as outlined in the Officer's report.

A recorded vote had been requested by Alderman J Dillon, voting was as follows:

Voting in favour of the recommendation to refuse:

Alderman O Gawith, Councillor J McCarthy, Alderman A Grehan, Councillor M Gregg, Alderman J Tinsley, Councillor John Palmer, Councillor A Swan

Voting against the recommendation to refuse:

Alderman D Drysdale, Alderman J Dillon

Abstaining:

Councillor U Mackin

### Adjournment of Meeting

The Chairman, Councillor A Swan declared the meeting adjourned at 11.55 am

### Resumption of Meeting

The Chairman, Councillor A Swan declared the meeting resumed at 12.05 pm

- (4) LA05/2020/0722/O – Outline application for proposed dwelling and garage on a farm approximately 140 metres north east of 18 Garlandstown Road, Glenavy, Crumlin.

The Senior Planning Officer (RT) presented this application as outlined within the addendum report. The application had previously been deferred pending the receipt of additional information.

The Committee was advised that Mr J Magill had been expected to speak in support of the application and that he had provided the Committee with a written submission in advance of the meeting. However Mr Magill had since advised that he was ill and unable to attend and that his colleague, Mr Martin Dunseath would be making representations on his behalf. Mr Dunseath highlighted the following:

- Evidence had been provided that no land had been sold off and this refusal reason had been removed.
- He disputed items 15 and 16 of the report stating that he felt that adequate evidence had been submitted to support the statement that there had been farming activity. He said that evidence as far back as 2014 had been included.
- He advised that the applicant had also provided evidence of income being derived from the farm.
- He said that he felt the proposal would integrate and read out an exception to the policy which he felt applied.

He then responded to Members' queries as follows:

- Alderman O Gawith referred to the fact that not all of the information available had been submitted and asked why. He was advised by Mr Dunseath that it had been considered that the evidence provided by the applicant was adequate to meet requirements however further evidence could be provided if required.
- Alderman J Tinsley asked whether he could confirm that the receipts were for work carried out on Mr Stewart's land and was advised that this was the case. Alderman Tinsley then asked if there was other work which he had carried out himself and was advised that this too was the case.
- Alderman J Dillon asked why all of the evidence to hand had not been submitted and why there was no name on some of the receipts. Mr Dunseath stated that the fact that there was no name on some of the receipts was outside his control, and he stated that it was considered that

the evidence submitted was adequate to demonstrate the upkeep of the farm.

- Alderman J Dillon asked why single farm payment was not being claimed and was advised that the policy does not say who should be maintaining the land, he also advised that the farm payment was being claimed by the person to whom it was let on conacre.
- Alderman J Dillon then asked what use receipts were that had no name on them and was advised that it was still considered evidence that the farm was active.
- Councillor M Gregg referred to the receipts submitted as evidence and asked if these had been accepted by HMRC and Mr Dunseath proceeded to outline these.

There then followed a question and answer session with the planning officers during which the following issues arose:

- Alderman J Tinsley asked what more evidence could be provided given that quite a lot of the receipts did have names on them. The Senior Planning Officer responded that this land was associated with another farmer at 42 Garlands Road as the Single Farm Payment was claimed by him. The officer explained that a lot of the receipts provided in support of the application could be associated with the maintenance of a home rather than a farm and it had been decided that there was not enough evidence to demonstrate that farming was ongoing by the original farmer. The Head of Planning and Capital Development then asked the Senior Planning Officer to explain some of the income being received and by whom i.e. Tax Assessment forms for the farmer farming via conacre which would indicate that the applicant does not farm the land. He then advised that it was for the Committee to weigh the balance of the information submitted and decide whether or not it fully demonstrated activity on the farm in accordance with the policy requirements.
- Alderman O Gawith referred to CTY10 which appeared to be aimed at the person farming saying that it didn't actually state that it had to be him doing the farming, he asked for the rationale of the Planning Unit regarding this. The Head of Planning and Capital Development explained how the business had to be currently active and established for the period specified in policy, he said that the judgement was whether there was enough activity consistent with the business. Members were advised that evidence was not adequate and that there was another refusal reason to be addressed.
- Councillor U Mackin referred to the issue of visual link and prominence and asked for this to be explained. The Head of Planning and Capital Development read out the policy criteria and clarification which stated that the site must be visually linked and close to the group of buildings. In this case there was a woodland which acted as a visual barrier. The Senior Planning Officer provided additional information on the separation and explained how this had been viewed by the Planning Unit.

*(Councillor J Palmer left the meeting at 12.05 pm rendering him unable to vote on this application).*

During the ensuing debate, the following comments were made:

- Alderman J Tinsley said that it was his past experience that farming invoices tended to be informal by nature. He said he felt there had been adequate information submitted as evidence and that the issue for him was the siting of the development. He said he considered that it was as close as it could be and did not consider it would be prominent and therefore he would be supporting the application and voting against the recommendation.
- Alderman D Drysdale said he did not feel there was adequate information to vote against the recommendation and he would therefore be supporting the recommendation.
- Alderman J Dillon said he felt the Planning Unit had got this one absolutely correct.
- Councillor A Swan concurred with comments made by Alderman J Dillon.
- Councillor M Gregg said that he was not content that all of the refusal reasons had been addressed and therefore he would be supporting the recommendation.

Councillor J McCarthy stated that his camera had been off for some time during the above discussion and he therefore would not take part in the vote.

The Committee, having considered the information provided within the report of the Senior Planning Officer and by those making representations, agreed by a majority of 6:2 with 0 abstentions to refuse the application as outlined in the Officer's report.

#### Adjournment of Meeting

The Chairman declared the meeting adjourned at 1.00 pm

#### Resumption of Meeting

The Chairman declared the meeting resumed at 1.45 pm

*(Alderman A Grehan did not return to the meeting).*

- (5) LA05/2021/0124/O – Site for a dwelling, garage and associated site works as per planning policy CTY 10 of PPS 21, 100 metres South of 23A Lower Road, Ballinderry, Lisburn.

The Senior Planning Officer (RT) presented this application as outlined within the circulated report.

The Committee received Mr Nigel Coffey who wished to speak in support of the application and who had provided the Committee with a written submission in advance of the meeting and highlighted the following:

- The business was active and established and was visually linked clustering with the other buildings.
- There was some new planting proposed but the development did not rely solely on this to integrate.
- From the main visual points it would appear to be associated with the farm buildings.
- Regarding the lane, this is outside the control of the applicant.
- There is no alternative access and a site visit may be of benefit.

Mr Coffey then responded to Members' queries as follows:

- Alderman J Dillon asked Mr Coffee to comment on the fact that the Planning Unit feel this application will not integrate. Mr Coffee responded that it would be sited in front of existing buildings and vegetation, it will integrate and will not rely on planting to do so.
- Alderman J Tinsley referred to drawings submitted by Mr Coffey and sought clarification of the ridge height proposed, he also sought clarification on what portion fell outside the development limits. Mr Coffey advised that there would be a six or seven metre ridge height and he went on to outline the surrounding buildings providing information on what was inside and outside the development limits.
- Alderman J Dillon asked how the bungalow with planning permission related to this development and he was advised that 23a had approval for eleven houses and that the applicant's family lived there. He said that this site is as far away from that as it could be and pointed out that a shed could be put up under Permitted Development so why not a house.
- Alderman O Gawith asked where the applicant currently lived and what was the need for the house. He was advised that they currently live in rented accommodation, hence the need for the house.

There then followed a question and answer session with the planning officers during which the following issues arose:

- Councillor A Swan sought clarification on the ability to build a shed under Permitted Development which was provided by the Head of Planning and Capital Development.
- Alderman J Dillon then referred to the fact that the Planning Officer's report had stated that the site did not respect the natural boundary and sought clarification on this. The Head of Planning and Capital Development read out criteria C of the policy and highlighted that here we have a new lane outside 23c which pushes the entrance outside the settlement limit. He referred to the fact that it had not been tested whether an entrance could be put from the existing lane and also highlighted that by creating a new lane there was further intrusion into the open countryside.
- Alderman J Dillon asked whether it was the case that if the entrance came off the existing laneway it would have been treated more sympathetically and he was advised that his assumption was accurate.
- Councillor M Gregg referred to 23a and the approved planning application and sought clarification on its location which was provided by the Senior Planning Officer.

- Alderman J Tinsley then sought clarification on the entrance and whether the existing buildings marred the distinction between development land and countryside. The Senior Planning Officer outlined the boundaries confirming that there were none on the eastern side and that there were some trees to the south eastern side. The Head of Planning and Capital Development said that the policy was specific when it said that the entrance should be taken from an existing lane, which in this case was inside the settlement limit. The question was whether or not it was practicable and this is where the balance in decision making lay.
- Alderman D Drysdale asked if it would be feasible for the Committee to ask the agent to move the entrance and defer our decision. The Head of Planning and Capital Development outlined the three instances in which a decision could be deferred. He stated that Mr Coffey had indicated that it was not practicable to use the existing laneway, however it may be grounds for a deferral to seek further clarification on this.

It was then proposed by Alderman J Dillon that the Committee defer the determination of this planning application pending further clarification. The proposal was seconded by Councillor U Mackin and supported by a majority show of hands.

The determination of the above Planning Application was therefore deferred pending further clarification in relation to access arrangements.

Alderman J Tinsley then requested that information be brought to the Committee on the listed building when the application next came before them.

The Committee were advised that the following two applications would be heard together but voted on individually.

- (6) LA05/2021/0071/O - Site for dwelling under PPS21 CTY 2A 50m south of 12 Kilcorrig Road, Lisburn; and
- (7) LA05/2021/0072/O - Site for dwelling under PPS21 CTY 2A 50m south of 12 Kilcorrig Road, Lisburn

The Senior Planning Officer (MB) presented this application as outlined within the circulated report.

The Committee received Mr Les Ross who wished to speak in support of the application and who had provided the Committee with a written submission in advance of the meeting and highlighted the following:

- Regarding the issues of clustering he outlined the buildings in the cluster which totalled around 20. He said it was clear from old plans that this was a long established settlement, he highlighted a focal point which was the church and advised that there had been a school on the opposite side of the road.

- He referred to one of the slides which he felt illustrated the sense of closure at the location.
- He said there was an obvious gap in the cluster and said that the flood risk report could be undertaken and submitted at a later stage when the consultation response had been provided.

Mr Ross then responded to Members' queries as follows:

- Alderman J Tinsley asked Mr Ross to comment on the flood risk and to clarify the boundaries. Mr Ross said that a flood risk assessment had been submitted but Rivers Agency had not yet responded. Regarding the boundaries he went on to outline how he considered the requirement for a boundary on at least two sides had been met.
- Alderman J Tinsley asked for his thoughts on the Planning Unit comments that this would result in a ribbon of development. Mr Ross said that he did not think this could create urban sprawl as there was a full stop in terms of the church, the proposals would simply fill a gap.
- Alderman J Dillon referred to Mr Ross's comments asking if he was sure that this was indeed a cluster. Mr Ross said that the historical maps had convinced him, this was formerly known as Graham's Town and it is a cluster, the church forms the focal point. Alderman J Dillon asked whether the church was not a considerable distance to the west and therefore this would result in a ribbon of development and Mr Ross responded that all of the buildings were very much linked to the same area and there were gaps.
- Councillor J Palmer sought clarification on the location of the old school which was provided by Mr Ross.

There then followed a question and answer session with the planning officers during which the following issues arose:

- Alderman J Tinsley sought clarification on the status of the response from Rivers Agency and this was provided by the Senior Planning Officer who confirmed that the response had not yet been received. The Head of Planning and Capital Development said that the question is whether there was a gap between the church and the school. He highlighted the north of the cluster where there was already a ribbon of development. He said that the rationale for the Planning Unit in making their decision was that this proposal would extend the ribbon and that adding more buildings did change the character.
- Alderman J Dillon asked whether the Planning Unit had been persuaded by Mr Ross's comments and the Head of Planning and Capital Development responded that it was for the members to weigh this and make a decision, the Planning Unit had outlined their advice and recommendations within their report. The information on the history of the development of the school and church did not address the policy concerns.

During the ensuing debate, the following comments were made:

- Councillor J Palmer said he felt that the application should be supported as there had been recent development at the location.



- Alderman J Tinsley said that he would be supporting the application as he thought it did sit as a cluster.
- Councillor A Swan said he would be supporting the recommendation to refuse as he had not heard anything to convince him otherwise.
- Councillor A Gregg said he concurred with the comments made by Councillor A Swan as it was his opinion that it would lead to a ribbon of development.
- Alderman J Dillon said that he did not consider this to be a cluster, it was a continuation that would lead to a ribbon of development.

Voting on the two applications was as follows:

LA05/2021/0071/O - Site for dwelling under PPS21 CTY 2A 50m south of 12 Kilcorig Road, Lisburn

The Committee, having considered the information provided within the report of the Senior Planning Officer and by those making representations, agreed by a majority of 7:2 with 0 abstentions to refuse the application as outlined in the Officer's report.

LA05/2021/0072/O - Site for dwelling under PPS21 CTY 2A 50m south of 12 Kilcorig Road, Lisburn

The Committee, having considered the information provided within the report of the Senior Planning Officer and by those making representations, agreed by a majority of 7:2 with 0 abstentions to refuse the application as outlined in the Officer's report.

- (8) LA05/2021/0341/O – Proposed 2 no infill dwellings within a gap along a substantially built up frontage on lands between 25b Lough Road and 2 Belshaws Road Ballinderry Lisburn

The Principal Planning Officer (RH) presented this application as outlined within the circulated report.

The Committee was advised that a letter of support had been received and circulated from Councillor T Beckett who was unable to attend the meeting.

The Committee received Mr P Johnston who wished to speak in support of the application and who had provided the Committee with a written submission in advance of the meeting and highlighted the following:

- Mr Johnston highlighted how he considered the plot sizes to be in keeping.
- Mr Johnston highlighted how he considered the sites would integrate.
- Mr Johnston outlined that a planting scheme would be submitted at a later stage

- He stated that the response from Environmental Health contradicted the policy.
- He explained the issues experienced with engaging an ecologist and stated that this could be conditioned.
- He urged approval.

Mr Johnston then responded to Members' queries as follows:

- Alderman J Dillon sought clarification on the distance this was from the farm and was advised that it was around 30 to 40 metres.
- Alderman D Drysdale sought clarification on the continuous build up frontage and was advised of a similar case which had been approved in similar circumstances.

There then followed a question and answer session with the planning officers during which the following issues arose:

- Alderman J Tinsley sought clarification on the issue of a built up frontage and the example provided by Mr Johnston. The Head of Planning and Capital Development outlined the circumstances at the location and explained the curtilage and boundaries and how planners had interpreted this against the policy requirement for a continuous built-up frontage.
- Alderman D Drysdale asked for comments on Mr Johnston's statement that CTY14 was met, He also sought comment on the plot sizes and on whether there was any flexibility with the Environmental Health issue given that this is an outline application. With the aid of a map the Head of Planning and Capital Development outlined the location and boundaries and how this had been viewed by the Planning Unit. He was advised that there was nothing within the proposal which would close off the site. Environmental Health considered that a separation distance of 70 metres was appropriate and therefore, in light of that, a precautionary approach had been taken.
- Councillor J Palmer asked what the statutory acceptable distance was between farm buildings and homes. Advice was provided.
- Alderman J Dillon asked whether he was correct in saying that if this was approved there would be five buildings and he was advised by the Head of Planning and Capital Development that this was correct and he then proceeded to outline each of them.

During the ensuing debate, the following comments were made:

- Alderman D Drysdale said the given the information outlined he did not feel there was adequate grounds to vote against the recommendation.
- The Chairman, Councillor A Swan concurred.

The Committee, having considered the information provided within the report of the Principal Planning Officer and by those making representations, agreed by a majority of 8:1 with 0 abstentions to refuse the application as outlined in the Officer's report.

### Adjournment of Meeting

The Chairman, Councillor A Swan declared the meeting adjourned at 3.35 pm

### Resumption of Meeting

The Chairman, Councillor A Swan declared the meeting resumed at 3.45 pm

#### 4.2 Statutory Performance Indicators – November 2021

Members of the Committee had been provided with information on the above and a verbal update was provided on this and on Delegated Lists by the Head of Planning and Capital Development and by the Principal Planning Officer. It was proposed by Councillor A Gregg, seconded by Alderman O Gawith and agreed that the information be noted.

Councillor M Gregg stated that it would be worthwhile sharing the information provided in respect of the Delegated Lists with the rest of the Council Members.

#### 4.3 Planning Monitoring Framework 2020/21

Members had been provided with information on tables contained within the Planning Monitoring Framework for 2020/21 and were advised that a further report would be provided in 2022 including infographics for the overall position and for each Council area for each of the published indicators.

It was proposed by Alderman J Tinsley, seconded by Councillor M Gregg and agreed that the above information be noted.

#### 4.4 Submission of Pre-application Notice (PAN) for the development of lands at 211 Moira Road Lissue Lisburn BT28 2SN (former Burn House)

Members had been provided with information on a Pre-application Notice for the development of lands at 211 Moira Road, Lissue, Lisburn BT28 2SN and it was proposed by Alderman J Dillon, seconded by Councillor M Gregg and agreed that the information be noted.

#### 4.5 Appeal Decision in respect of planning application LA05/2019/0426/F

Members had been provided with information on the above appeal and it was noted that it had been dismissed. It was proposed by Councillor M Gregg, seconded by Councillor U Mackin and agreed that the information be noted.

#### 4.6 Consent for works to trees on Council owned land within a conservation area

Members were provided with information on Section 127 of the Planning Act (Northern Ireland) 2011 which stated that trees within a designated Conservation Area were protected as if a Tree Preservation Order (TPO) was in place.

They were also provided with information on Regulation 10 of the Planning General Regulations (Northern Ireland) 2015 which also applied. After consideration it was proposed by Councillor M Gregg, seconded by Alderman O Gawith and agreed that the Committee note the requirement for consent to be sought from the Department for Infrastructure for works to trees on Council owned land in a conservation area.

Alderman J Dillon stated that he welcomed this and urged caution regarding the removal of trees which he said needed to be protected.

Councillor M Gregg welcomed the above comments and sought clarification on the time limit for the Department to respond which was provided by the Head of Planning and Capital Development.

It was proposed by Councillor M Gregg, seconded by Alderman O Gawith and agreed that the above information be noted.

#### 4.7 Implementation of the Reservoirs Act (NI) 2015

Members were provided with information from the Department for Infrastructure on consultation on the above and it was proposed by Councillor M Gregg, seconded by Alderman J Dillon and agreed that the Committee note the consultation and the impact the implementation of any subordinate legislation might have on new development in the context of prevailing planning policy.

#### 4.8 Notification by telecommunication operator(s) of intention to utilise permitted development rights

Members had been provided with information from telecommunication operators of their intention to utilise permitted development rights to install electronic communications apparatus at two separate locations within the Council area in accordance with Part 18 (Development by Electronic Communications Code Operators) F31 of the Planning (General Permitted Development Order (Northern Ireland) 2015. It was proposed by Alderman J Dillon, seconded by Alderman J Tinsley and agreed that the information be noted.

#### 4.9 Further Notification from Department for Infrastructure in respect of the abandonment of Public Rights of Way at Glebe Park, Moira and Plantation Mews, Lisburn.

The Committee were reminded that within correspondence dated 26 November 2021, the Council had been provided with a copy of the draft order, a location map and the Statutory Notice of Intention associated with the abandonment of public rights of way at Glebe Park, Moira and Plantation Mews, Lisburn.

Additional correspondence had since been received advising that the Department intended to publish these abandonments during the week ending 26 November 2021 in the Belfast Gazette and in the Ulster Star on 26 November 2021 and 3 December 2021.

It was proposed by Councillor U Mackin, seconded by Councillor M Gregg and agreed that the information be noted.

Councillor U Mackin stated that he had been contacted by residents in the Plantation Road area regarding this as they wondered what was going to happen with this land. The Head of Planning and Capital Development undertook to check the history of the Planning Permission to see what had been required originally.

Councillor M Gregg highlighted similar issues at Glebe Road and asked that similar research take place in respect of that location.

## 5. Confidential Business

The Director of Service Transformation advised that there were items of Any Other Business which needed to be dealt with "In Committee" due to containing information to which a claim to legal professional privilege could be maintained in legal proceedings.

### "In Committee"

It was proposed by Councillor M Gregg, seconded by Alderman J Dillon and agreed that the following matters be considered "in committee", in the absence of members of the press and public being present.

#### 5.1 Update on the Status of two Planning Applications previously approved at Blaris

A verbal update was provided by the Director of Service Transformation and the Legal Advisor and it was agreed by the Committee that the information be noted and that officers proceed as outlined by the Director of Service Transformation, and that this be expedited as a matter of urgency.

It was proposed by Alderman D Drysdale, seconded by Councillor J Palmer and agreed by the Committee that contact also be made with the First Minister regarding the matter.

#### 5.2 Update on Correspondence received in respect of the Local Development Plan

The update provided was noted by the Committee.

#### 5.3 Update on the former Rolls Royce site on the Upper Newtownards Road

At the request of Alderman D Drysdale the Principal Planning Officer provided a verbal update on the above which was noted by the Committee.

#### 5.4 Update on Judicial Reviews

In response to a query from Councillor M Gregg, the Head of Planning and Capital Development and the Director of Service Transformation provided an

update on the status of current Judicial Reviews which was noted by the Committee.

#### Resumption of Normal Business

It was proposed by Councillor M Gregg, seconded by Alderman J Dillon and agreed to come out of committee and normal business was resumed.

*(During the above discussion, the Legal Advisor left the meeting at 4.47 pm).*

#### 6. Any Other Business

##### Alderman J Dillon

##### Speakers attending in person in the Council Chamber

Alderman J Dillon said that he could not see any reason why speakers could not attend the Council Chamber in person to speak at Planning Committee Meetings. The Chairman, Councillor A Swan highlighted that current Covid-19 regulations encouraged home working where possible. The Head of Planning and Capital Development explained that the risk assessment did not currently allow for this however it would be kept under review.

There being no further business, the meeting concluded at 5.03 pm.

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CHAIRMAN / MAYOR