

MAGHERAFELT DISTRICT COUNCIL

Minutes of Proceedings of a Meeting of Magherafelt District Council held in the Council Chamber, 50 Ballyronan Road, Magherafelt on Tuesday, 12 June 2012. The meeting commenced at 7.40 pm.

Presiding:

P McLean

Other Members Present:

Mrs C Elattar

P J Bateson

J Campbell

T J Catherwood

J Crawford

Mrs E A Forde

J F Kerr

Miss K A Lagan

Mrs K A McEldowney

B McGuigan

J J McPeake

I P Milne

Ms D Ní Shiadhail

Miss C M Scullion

G C Shiels

Officers Present:

J A McLaughlin (Chief Executive)

J J Tohill (Director of Finance and Administration)

W J Glendinning (Director of Building Control)

M Young (Director of Environmental Health)

Mrs Anne-Marie Campbell (Director of Policy and Development)

Anne Boyle (Deputising for Chief Executive's Secretary)

Representatives from Other Bodies in Attendance:

DoE Planning Service:

Mr M Bowman – Planning Officer

Environmental Youth Speak

Bellaghy Primary School

Miss Athena Bruce

St Pius X College, Magherafelt

Miss Laura Duffin

1 **Minutes**

1.1 It was

Proposed by Councillor J Crawford
Seconded by Councillor J F Kerr, and

Resolved: that the Minutes of the Meeting of the Council held on Tuesday, 8 May 2012, (copy previously circulated to each Member) be taken as read and signed as correct.

1.2 The Chief Executive informed the Members that as the Minutes of the Special Meeting of the Council held on Tuesday 8 May 2012 had due to an administrative error, been omitted from the Members' packs, the Council could not consider the accuracy of the Minutes. He suggested that, if Members were agreeable, the Minutes would be submitted to the next Meeting of the Council for approval.

Members agreed.

2 **Matters Arising Out of the Minutes**

2.1 The Chief Executive advised that there were no items as such arising out of the Minutes

Noted.

2.2 **Spires Integrated Primary School**

The Chief Executive informed Members that there was a letter in their pack inviting them to the opening of an outdoor classroom on Thursday 14 June 2012. He informed Members that should anyone wish to attend they should contact Anne Boyle who would let the School know.

Noted.

2.3 **Civic Receptions**

Councillor I P Milne requested that the Council consider hosting two Civic Receptions - one for Pearse O'Kane who had won the Junior Ireland Strongest Man Competition and Chris Selfridge who is the Irish Amateur Close Golf Champion. **Councillor G C Shiels** also paid tribute to Pearse O'Kane and informed Members that Pearse had won this title at a recent competition at Curragh Orange Hall.

It was

Proposed by Councillor I P Milne
Seconded by Councillor J F Kerr, and

Resolved: that a Civic Reception be held for Pierce O’Kane the Junior All Ireland Strongest Man and Chris Selfridge Irish Amateur Close Golf Champion.

3. **Environmental Youth Speak**

- 3.1 The Chairperson, **Councillor Paul McLean** invited Miss Anthena Bruce from Bellaghy Primary School and Miss Laura Duffin from St Pius X College who were the local winners of the Environmental Youth Speak competition to come forward to make their presentations.
- 3.2 Following the girls’ respective presentations, the Chairperson congratulated both girls and presented each with a small gift on behalf of the Council.

4 **Declarations of Interest**

There were no declarations of Interest.

5 **Planning**

185/6/2012

5.1 **New Planning Applications:**

H/2010/0356/F – Mr P McDaid

Refusal. Deferred for an office meeting on the request of Councillor B McGuigan – Criterion 5. Headquarter Staff to attend.

H/2011/0335/F – Lisboyan Properties

Refusal. Deferred to facilitate the submission of amended Plans on the request of Councillor Miss K A Lagan.

H/2011/0479/F – Mr Gerard Ward

Approval. The Council agreed to the issue of the approval.

H/2011/0480/F – Mr Gerard Ward

Approval. The Council agreed to the issue of the approval.

H/2011/0559/F – Specialist Joinery Group

Approval. The Council agreed to the issue of the approval.

H/2011/0569/O – Mr Brendan Lagan

Refusal. Deferred for an office meeting on the request of Councillor J Campbell and Councillor Miss K A Lagan – Criterion 5.

H/2012/0013/O – Mr Martin Maguire

Refusal. Deferred for an office meeting on the request of Councillor J F Kerr – Criterion 5.

H/2012/0019/O – Mr Brendan Scullion

Refusal. Deferred for an office meeting on the request of Councillor I P Milne and the Chairperson, Councillor P McLean – Criterion 5.

H/2012/0023/F – Cloneen Day Nursery

Approval. The Council agreed to the issue of the approval. The Planning Officer advised that there was one objection to this application.

H/2012/0026/F – Mr Stephen Morrison

Deferred for one month at the request of the Chairperson, Councillor P McLean to facilitate the submission of additional information.

H/2012/0027/F – Mr T W McMullan

Deferred for one month at the request of the Chairperson, Councillor P McLean to facilitate the submission of additional information.

H/2012/0048/F – Mr H Bradley

Approval. The Council agreed to the issue of the approval. The Planning Officer advised that there were three objections to this application.

H/2012/0056/F – Mr Paul Downey

Refusal. Deferred for an office meeting on the request of Councillor J Campbell – Criterion 5.

H/2012/0060/F – Mr B Coleman

Refusal. Deferred for an office meeting on the request of Councillors P J Bateson and J J McPeake – Criterion 5.

H/2012/0088/F – Mr and Mrs Friel

Refusal. Deferred for an office meeting on the request of Councillor Mrs K A McEldowney - Criterion 5.

H/2012/0089/O – Mrs E Coleman

Refusal. Deferred for an office meeting on the request of Councillor J J McPeake – Criterion 5.

H/2012/0098/F – Jonathan Hutchinson

Refusal. Deferred for an office meeting on the request of Councillor G C Shiels – Criterion 5.

5.1.1 Applications Deferred from Previous Meeting:

H/2009/0710/O – Ian Hopper

Deferred for one month at the request of the Planning Officer who advised that the Department wished to have an opportunity to consider additional plans recently submitted.

H/2010/0101/F – Mr J Conway

Refusal. The Council agreed to issue the decision.

H/2011/0078/F – Mr Patsy McPeake

Refusal. The Council agreed to issue the decision.

H/2011/0144/F – Noel and Marie Lennon

Approval. The Council agreed to issue of the approval.

H/2011/0214/F – Mr P Kelly

Deferred for one month at the request of the Planning Officer, who advised that the Department wished to have an opportunity to consider an amended proposal which had recently been submitted.

H/2011/0255/F – Aircore Rocktown Road

Approval. The Council agreed to issue of the approval.

H/2011/0433/O – Mr Paul McGrogan

Approval. The Council agreed to issue of the approval.

H/2011/0521/F – Noel and Marie Lennon

Refusal. The Council agreed to issue the decision.

H/2011/0587/F – Seamus McQuillan

Deferred for one month at the request of the Planning Officer, who advised that the Department wished to have an opportunity to consult with DARD in relation to the application which was for a dwelling on a farm.

H/2011/0592/A – Brooklands Healthcare

Consent. The Council agreed to issue of the consent.

H/2012/0018/F – Frances Taylor

Approval. The Council agreed to issue of the approval.

H/2012/0024/F – Mr David Gordon

Refusal. The Council agreed to issue the decision.

5.1.2 It was

Proposed by Councillor E A Forde
Seconded by Councillor T J Catherwood, and

Resolved: to adopt the Planning Schedule dated 12 June 2012 subject to the above conditions and amendments.

5.2 Submitted schedules of Streamlined Planning Application decisions issued from 1 April to 30 April 2012 (copy previously circulated to each Member).

Noted.

5.2 **Planning Application H/2010/2009 – Crockandun Windfarm**

Councillor B McGuigan requested a further deferral of this application. He informed Members that a request for further information about the potential for Community Benefit had been sent to Bord Gáis and asked that the matter be deferred to allow for their reply.

5.3 It was

Proposed by Councillor B McGuigan
Seconded by Councillor Miss K A Lagan, and

Resolved: that consideration of this application be deferred to allow Bord Gáis an opportunity to reply to the request for further information about the potential for Community Benefit.

5.4 **Planning Application H/2012/0158/DETEIA – Gravel Pit at Brackagh**

Councillor Miss K A Lagan said that she hoped that the NI Environment Agency (NIEA) would maintain a watching brief in relation to this application. She stated that although there was nothing evident above ground there could be archaeological remains present. Councillor Lagan stated that it was difficult to decide whether the gravel pit merited development in preference to allowing the bog to re-establish itself but she felt that the gravel pit development was preferable to the introduction of Wind Turbines in the area.

Councillor B McGuigan suggested that the application was similar to the application previously discussed by the Council and agreed that the NIEA should monitor the application. However, he emphasised that he was not objecting to the application.

On consideration, it was

Proposed by Councillor Miss K A Lagan,
Seconded by Councillor B McGuigan, and

Resolved: that the Council express no comment in relation to the application other than to request that the NI Environment Agency maintain a watching brief in relation to the application to ensure that, if planning approval is granted, all planning conditions are adhered to.

5.5 **Planning Policy Statement 6**

Submitted copy of Planning Policy Statement 6 – Planning, Archaeology and the Built Heritage – Revised Annex C – Criteria for Listing for information, (copy circulated to each Member)

Noted.

6. **Northern Ireland Environment Agency**

Submitted letter from the Northern Ireland Environment Agency – Advance Notice of Listing of Lisnamuck Primary School, 89 Fivemile Straight, Maghera, (copy circulated to each Member).

6.1 It was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor I P Milne, and

Resolved: that consideration of this matter be deferred for one month.

6.2 The Chief Executive advised that, given the timing of the Bank holidays in July and the number of staff who tended to take annual leave during the month, it was the Council's practice not to hold a Council meeting in July and to authorise the Planning Service to issue non contentious recommendations to approve applications in that month. He said that, if the Council were minded to continue with this practice in July 2012, the Council would have to authorise the Planning Service to issue non contentious recommendations to approve applications as before.

6.2.1 On consideration, it was

Proposed by Councillor I P Milne
Seconded by Councillor Miss K A Lagan, and

Resolved: that the Council would not hold a Council meeting in July and would authorise the Planning Service to issue non contentious recommendations to approve applications in that month.

Mr Bowman retired from the meeting at 8.10 pm.

7 **Building Control Department** 210/06/2012

The Director of Building Control presented the Department's report for the period 1 May 2012 to 31 May 2012 (copy previously circulated to each Member)

7.1 During the period thirty-three applications had been recommended for approval.

A total of forty-five applications required amending by Architects and Agents before granting approval.

7.2 **Applications for Notices and Regularisations**

During the period from 1 May to 31 May 2012 there were no Regularisations or Notices issued.

7.3 **Building Regulations Inspections**

During the period from 1 May 2012 to 31 May 2012 forty-five applications commenced on site and thirty-eight applications were found to be complete in accordance with Building Regulations.

The department carried out three hundred and forty-four inspections this month.

7.4 **Granting of Extension of Time and Cancellation of time lapsed Approvals**

During the period from 1 May 2012 to 31 May 2012 – 6 number applications were cancelled having gone beyond the 4 year expiry date and not having commenced on site.

There were no extensions of time applied for during this period.

7.5 **Petroleum Legislation**

Annual Re-Licensing Applications

During the period of this report seventeen re-licensing inspections were carried out.

7.6 Entertainment Licensing

Mr Glendinning reported that during the period of this report three Entertainment Licensing inspections were carried out.

7.7 Naming and numbering of Streets

During the period from 1 April 2012 to 30 April 2012 fourteen new postal numbers and postcodes were issued for private dwellings.

7.8 Property Certificates

There were forty-three Property Certificates issued for this period.

7.9 On consideration it was

Proposed by Councillor T J Catherwood
Seconded by Councillor I P Milne, and

Resolved: that the report as submitted be adopted.

8 Naming and numbering of Streets

8.1 Consideration was given to the naming and numbering of a Housing Development at Craigmore Road, Maghera for Apex Housing Association.

The names suggested were:

- 1 Tullykeeran Gardens
- 2 Craigmore Gardens
- 3 Milltown Gardens

8.1.1 Following discussion, it was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor B McGuigan and

Resolved: that the Housing Development at Craigmore Road, Maghera be named '*Tullykeeran Gardens*'.

9 Licences and Registrations

9.1 Entertainment Licences

Submitted the following application for an Entertainments Licence which was recommended for renewal:-

E.134 Brysons', 24 – 28 Union Road, Magherafelt –
Mr Peter Bryson

9.1.1 It was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor I P Milne, and

Resolved: to grant the renewal of the Entertainment Licence application as submitted.

9.1.2 Submitted the following applications for an Entertainments Licence for outdoor events which were recommended for approval subject to the receipt of satisfactory reports from all relevant bodies before the events are scheduled to take place

OE/1 Date of Event 21 July 2012
The Pit, Feeney Road, Moneyneeny –
Glasgowbury Music Group

OE/4 Date of Event 27 July 2012
The Thatch Bar
Adjacent to 116 Hillhead Road, Castledawson –
Mrs A Diamond

9.1.3 Following discussion, it was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor I P Milne, and

Resolved: to approve the grant of the Entertainments Licences as submitted subject to the receipt of satisfactory reports from all relevant bodies before the events are scheduled to take place.

9.2 Petroleum Licences

Submitted the following applications for Petroleum Licences which were in order and recommended for renewal:

P.34 Caldwell's Filling Station, 191 Hillhead Road, Castledawson –
R & J Caldwell

- P.92 Greggs Filling Station, 137 Aughrim Road, Magherafelt – Mr M Gregg
- P.12 Henry Bros (Magherafelt), 108-114 Moneymore Road, Magherafelt – Henry Brothers
- P.06 Highfield Service Station, 55 Moneymore Road, Magherafelt – Mr Kenny Bradley
- P.03 Maxol Filling Station, 40 Ballyronan Road, Magherafelt – Mr Brian McNicholl
- P.61 Millbrook Service Station, 27 Desertmartin Road, Tobermore – Mr Tony McBride
- P.28 O’Kane Cars Ltd, 150 Hillhead Road, Castledawson – Mr J O’Kane
- P.93 PSNI Magherafelt, Meeting Street, Magherafelt – Ms A McAllister

9.2.1 It was

Proposed by Councillor Mrs A E Forde
Seconded by Councillor B McGuigan, and

Resolved: to grant the renewal of the Petroleum Licences as submitted.

9.3 **Application for the Grant of a Licence**

Submitted the following application for the grant of a licence under the Licensing Northern Ireland Order 1996 for information:-

Nisar Mohammad Khan & Iqbal Mohammad Khan –
Restaurant at 44 Main Street, Magherafelt.

Noted.

10. **Environmental Health Department** 196/06/2012

Mr M Young, Director of Environmental Health submitted the report for the month of May 2012 (copy previously circulated to each Member).

10.1 Health and Safety Service Plan 2012/2013

10.1.1 It was

Proposed by Councillor J Crawford
Seconded by Councillor I P Milne, and

Resolved: that the Health and Safety Service Plan for 2012/2013 as included in the report be approved.

10.2 Consultation on Standardised Packaging of Tobacco Products

10.2.1 It was

Proposed by Councillor B McGuigan
Seconded by Councillor I P Milne, and

Resolved: that the draft response to the consultation on standardised packaging of tobacco products prepared jointly by the Chartered Institute of Environmental Health (CIEH) and Action on Smoking and Health (ASH) and as included in the report be endorsed.

10.3 Joint Working Arrangements Action Plan

Mr M. Young explained the joint working process between the three Councils making up the Mid Ulster cluster, the Public Health Agency (PHA) and the Northern and Southern Health and Social Care Trusts and asked that Council adopt the action plan as included in the report.

10.3.1 After due consideration it was

Proposed by Councillor T J Catherwood
Seconded by Councillor J J McPeake, and

Resolved: that the action plan concerning joint working between Magherafelt District Council, Cookstown District Council, Dungannon and South Tyrone Borough Council, Public Health Agency (PHA) and the Northern and Southern Health and Social Care Trusts, as detailed in the report, be adopted.

10.4 It was

Proposed by Councillor T J Catherwood
Seconded by Councillor J Crawford, and

Resolved: that Council adopt the remainder of the report which was for information.

Resolution to Proceed “In Committee”

It was

Proposed by Councillor P J Bateson
Seconded by Councillor I P Milne, and

Resolved: that the Council proceeds “In Committee”.

Council “In Committee”

11 **Entertainment Licences**

This item was taken “In Committee”

Resolution to Proceed in “Open Council”

It was

Proposed by Councillor P Bateson
Seconded by Councillor I P Milne, and

Resolved: that proceedings be resumed in “Open Council”

Proceedings in “Open Council”

It was

Proposed by Councillor P J Bateson
Seconded by Councillor I P Milne, and

Resolved: that the foregoing proceedings of the Council “In Committee” be and they are hereby approved and adopted.

12 **Payment of Accounts**

06/2012

- 12.1 Submitted Statement of Expenditure setting out payments to be made during the month of June 2012 (copy circulated to each Member). The statement made provision for £912,098.13 out of the Revenue Account and £668,073.87 out of the Capital Account.

12.2 It was

Proposed by Councillor T J Catherwood
Seconded by Councillor Miss K A Lagan, and

Resolved: to approve the Statement of Accounts as submitted for June 2012.

12.3 The Chief Executive advised as the Council had decided that there would be no Council Meeting in July it would be necessary for the Council to authorise the officers to issue the July payments.

On consideration, it was

Proposed by Councillor T J Catherwood
Seconded by Councillor Miss K A Lagan, and

Resolved: that the Chief Executive be authorised to approve Payment of Accounts for July 2012.

13 **Subscriptions**

Submitted the following letters of application –

13.1 **The Pupil Council – St Mary’s Primary School, Maghera**

Request from the Pupil Council, St Mary’s Primary School, Maghera seeking a donation towards the purchase of new play ground equipment (copy previously circulated to each Member).

13.1.2 Members, in considering the application, felt that it did not qualify for funding under the Council’s policy for financial assistance. The Council therefore felt that it would be inappropriate for the Council to make a contribution on this occasion.

13.1.3 It was agreed that the request be marked “read” and that a reply be sent to St Mary’s Primary School Maghera explaining the Council’s position.

13.2 **Grow South Antrim – Lough Neagh Co-operation Project**

Request from the Development Manager, on behalf of the Lough Neagh Cooperation Project Steering Group for the Council to consider match funding towards the project.(copy circulated to each Member).

- 13.2.1 Following an update from Mrs Campbell, Director of Policy and Development, Members agreed to defer a decision on the application until the officers could provide an update on the Council's potential commitment to such projects under the South West Action for Rural Development Programme (SWARD) at the next meeting of the Council.

14 Tenders

14.1 **Peace III - Design & delivery of a programme of support for groups within priority areas of Magherafelt Council.**

- 14.1.1 Submitted Tender Report by the Director of Policy and Development. Mrs Campbell gave a detailed presentation of her report, and sought the Council's approval regarding the design and delivery of a programme of support for groups within priority areas of Magherafelt District Council (copy circulated to each Member).

- 14.1.2 Following discussion it was

Proposed by Councillor Miss K A Lagan
Seconded by Councillor I P Milne

Resolved: that Council award the above contract to Holywell Consultancy to design and deliver a support programme for priority areas in the sum of fourteen thousand, four hundred pounds (£14,400) plus VAT.

14.2 **Operational Services Department Tender for Laboratory Services at the Ballymacombs Landfill Site**

- 14.2.1 Submitted Tender Report by the Director of Operations. Mr Cassells gave a detailed presentation of his report, and sought the Council's approval regarding the tender for Laboratory Services at the Ballymacombs Landfill Site, (copy circulated to each Member).

It was

Proposed by Councillor J Crawford
Seconded by Councillor B McGuigan, and

Resolved: that the Council award the contract for the provision of Laboratory Services to Jones Environmental of Unit 3, Deeside Point, Zone 3, Deeside Industrial Park, Deeside, CH5 2UA in the sum of forty four thousand, seven hundred and thirty nine pounds (£44,739) plus VAT for a three year period.

Councillor J F Kerr retired from the meeting at 8.35pm

15 **Consultation Documents**

Submitted the following consultation documents:

- 15.1 Letter and Consultation document on the introduction of an Early Removal Scheme for Foreign National Prisoners published by the Northern Ireland Prison Service, seeking comments by 21 June 2012.
- 15.2 Consultation Document on Proposed Amendment to Driver Licensing Fees proposed by the Department of the Environment, Driver and Vehicle Agency, seeking comments by 8 July 2012.
- 15.3 Letter and Consultation document published by the Department of Health and Social Services and Public Safety on Fire Safety Regulations – Section Specific Guidance, seeking comments by 27 June 2012.
- 15.4 Letter and Consultation on a draft Code of Practice on the exercise of functions by Policing and Community Safety Partnerships (PCSPs) and District Policing and Community Safety partnerships (DPCSPs) prepared by the Department of Justice, seeking comments by 6 August 2012.
- 15.5 Letter and Consultation on the Future Regulations of the Private Security Industry in Northern Ireland launched by the Department of Justice, seeking comments by 24 August 2012.
- 15.6 Letter and Consultation on the Provision of Community Impact Assessments published by the Department of Justice, seeking comments by 31 August 2012.
- 15.7 Consultation on the Provision of Performance and Other Information about Pupils and Schools proposed by the Department of Education, seeking comments by 21 September 2012.
- 15.8 It was agreed that if any Member or Party Grouping wished to comment on any of the documents they should forward their comments to the Chief Executive who would arrange to have them forwarded to the Government Department or body concerned.
- 15.9 **Councillor J J McPeake** enquired about a Consultation that was out re un-adopted Private Streets.
- 15.10 In reply the Chief Executive stated that he was unaware of this consultation exercise but undertook to look into the matter and report back to Council.

16 **Notice of Motion**

212/06/2012

In accordance with his Notice of Motion, **Councillor J J McPeake** proposed:

“That in the light of the anticipated costs of Local Government reform, that this Council notes with concern the failure of the DoE Minister Alex Attwood to submit a business case to the Assembly Executive seeking financial assistance for Local Government Review of Public Administration and further calls on Minister Attwood to work in partnership and to support Local Government in the submission of an agreed joint business case that will allow for the successful completion of Council reform.”

The motion was seconded by **Councillor P J Bateson**.

- 16.1 In support of his motion, Councillor McPeake said that the PricewaterhouseCoopers report on the RPA exercise had estimated that local government reorganisation would require an upfront investment of approximately £120m and noted that, although it was an Assembly led initiative, it now looked like the costs of reorganisation would have to be met by ratepayers. He said that, although the Minister had previously indicated that he was not going to make a bid for funding to progress the review, he understood that the Minister had put in a bid in the amount of £2.3m to the June public expenditure monitoring round. In his opinion, this was a tentative first step but welcome nonetheless.
- 16.2 **Councillor J Campbell** in response said that he was confused by the Motion’s reference to “financial assistance” as he understood that the Department of the Environment were fully supportive of the Review and on that basis he thought that it would not have been unreasonable for all the costs to have been met by the Department. He went on to say that he was unhappy with the way that the Motion appeared to make the Minister personally the scapegoat for the shortcomings of the nine year RPA process and suggested that a more appropriate Motion might seek to empower the present Minister to deliver the necessary funding.

Councillor Campbell proposed an Amendment to the Motion as follows:

Amendment

“That in light of the anticipated costs of Local Government Council reform that this Council notes with concern the lack of agreement on funding for this proposal and further calls on the Minister of the Environment, Alex Attwood to ascertain full costs of RPA and furthermore demands that the full costs are met by Central Government.”

- 16.3 **Councillor Miss K A Lagan** seconded the amendment
- 16.4 **Councillor G C Shiels** stated that, although he was not in favour of the Review of Public Administration, he would support the amendment.
- 16.5 The Chairperson **Councillor McLean** stated that his party grouping would support the amendment.

- 16.6 On a vote being taken on the Amendment, 7 Members voted for, 8 Members voted against. Voting being by show of hands. The Chairperson declared the Amendment lost.

Substantive Motion

- 16.7 On a vote being taken on the Notice of Motion, 8 Members voted for, 7 Members voted against, voting being by show of hands. The Chairperson declared the motion carried.
- 16.8 Councillor Campbell remarked that he felt that, in failing to adopt the proposed Amendment, Magherafelt District Council would be the only council in Northern Ireland to have failed to do so.

17 Roads Service

- 17.1 Submitted letters and maps on the proposed introduction of a 40 mph speed limit at:

- Deerpark Road, Magherafelt, (copy circulated to each Member)
- Shore Road, Moss Road and Waterfoot Road, Magherafelt, (copy circulated to each Member).

- 17.1.1 Following discussion it was agreed that the Council would make no comments and note the contents of the letters.

17.2 Private Streets (NI) Order 1980

- 17.2.1 Consideration was given to the Adoption of Street Works at:

- (1) The Fairhill, Maqhera – Stages 1 & 2 (copy of correspondence previously circulated to each Member).
- (2) Moykeeran Crescent, Draperstown – Stage 1 (copy of correspondence previously circulated to each Member)
- (3) Derramore, Magherafelt – Stages 2 & 3 (copy of correspondence previously circulated to each Member)

Noted.

Resolution to Proceed “In Committee”

It was

Proposed by Councillor I P Milne
Seconded by Councillor Miss C M Scullion, and

Resolved: that the Council proceeds “In Committee”.

Council “In Committee”

18 **General Purpose, Finance and Policy Committee**

This item was taken “In Committee”.

19 **Staff Matters**

This item was taken “In Committee”.

20 **Legal Matters**

This item was taken “In Committee”.

Resolution to Proceed in “Open Council”

It was

Proposed by Councillor I P Milne
Seconded by Councillor Miss C M Scullion, and

Resolved: that proceedings be resumed in “Open Council”

Proceedings in “Open Council”

It was

Proposed by Councillor I P Milne
Seconded by Councillor Miss K A Lagan, and

Resolved: that the foregoing proceedings of the Council “In Committee” be and they are hereby approved and adopted.

21 **Forthcoming Council and Committee Meetings**

21.1 Mr Tohill reminded Members of the forthcoming meetings on Tuesday, 19 June (Special Meeting to receive presentations) and Tuesday, 26 June (normal full Council meeting scheduled for the fourth Tuesday of the month) at 6.30pm and 7.30pm respectively.

21.2 **Members Services**

Referring to an earlier enquiry about the scheduling of a Members' Services Committee meeting, Mr Tohill suggested that this meeting could take place at 6.30 pm before the full Council meeting scheduled to take place at 7.30pm on 26 June 2012.

Members agreed.

22 **Olympic Torch**

22.1 **Councillor I P Milne** asked that all Groups involved in the Olympic Torch be acknowledged and informed of the Council's appreciation for the hard work which they had done to make the Olympic Torch's visit to Magherafelt such a successful and spectacular event. He also wanted to thank the 3,206 children who had also taken part.

The Chairperson, **Councillor P McLean** suggested that a letter be sent on behalf of the Council thanking everyone.

All Councillors agreed that both days had been very successful and asked that the Chief Executive pass their thanks to the Officers and Staff who had played a large part in making the event the success that it was.

23 **Sealing of Documents**

The Seal of the Council is hereby affixed to the following document:

Release of Charge (in connection with a loan under the Small Dwellings Acquisition Act (Northern Ireland) 1899 – 1948 as amended) registered on 31 August 1959 as a burden on the land comprised in Folio 18163 County Londonderry (known as 60, Eden Road, Portglenone) in the name of Bernard Joseph Birt and Kathleen Birt.

24 **For the Information of Members**

24.1 The following items were submitted for the information of Members:-

- (a) Copy of Energising Northern Ireland: An Independent Report by Lord Whitty for the Consumer Council.
- (b) Police Ombudsman for Northern Ireland Statutory Report – Review under Section 61 (4) of the Police (Northern Ireland) Act 1998
- (c) Copy of the Local Government Staff Commission for Northern Ireland Strategic Plan 2012-15 and Business Plan 2012-13
- (d) Copy of the Patient and Client council Booklet – Young People’s Priorities in health and Social Care – may 2012
- (e) Copy of the William Keown Trust Newsletter – May 2012 (copy circulated to each Member)

The meeting concluded at 9.15 pm

Chief Executive

The foregoing Minutes are hereby Confirmed.

_____ (Chairperson)

_____ (Date)