

**Ballymoney Borough Council  
Consultation Meeting No 101 – 20<sup>th</sup> October 2014**

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<b>100.11</b>	Publication of Revised Planning Policy Statement 15 'Planning and Flood Risk' – in Final Form	<i>Tabled</i>

**BALLYMONEY BOROUGH COUNCIL**

Minutes of Consultation Committee Meeting No 100 held in the Council Chamber, Riada House, Ballymoney on Monday 20<sup>th</sup> October 2014 at 7.00 pm.

**IN THE CHAIR:** Councillor A McLean

**PRESENT:**

**Aldermen**  
F Campbell  
H Connolly  
C Cousley  
B Kennedy

**Councillors**  
A Cavlan  
J Finlay  
R Halliday  
P McGuigan  
C McLaughlin  
E Robinson  
I Stevenson

**APOLOGIES:** **Councillors**  
J Atkinson

**IN ATTENDANCE:** Chief Executive  
Head of Corporate and Development Services  
Business Support Officer

**Planning Service (Items 1-5)**  
J Lundy – Planning Officer  
Press x 2

**101.1 HUMAN TRAFFICKING**

With the consent of the Chair, the Mayor addressed the meeting stating “In October 2013 I proposed a motion on the growing problem in Northern Ireland of Human Trafficking and supported a Bill to strengthen Northern Ireland’s response to human trafficking in awareness-raising, protecting and assisting victims and in prosecuting traffickers.

The Council supported the notice of motion I put forward in support of the Bill by the Assembly which will enable Northern Ireland to meet its international obligations under the EU Anti-Trafficking Directive and the Council of Europe Convention on Human Trafficking.

My Chaplain, Rev. Frances Bach, following her retirement has taken up this cause and has been addressing various forums on the subject. I have invited her to attend the Council's meeting in November to speak to us on the subject."

#### **MOTION ADOPTED BY COUNCIL (CM 985.14 - 7.10.13)**

1. *Recognises that human trafficking and exploitation is a growing problem in Northern Ireland;*
2. *Believes that existing statistics regarding the number of people trafficked into Northern Ireland do not reflect the scale of the problem and are only the "tip of the iceberg" in regard to the scale of the problem;*
3. *Believes that no human being should be subjected to: sexual exploitation, enforced labour or domestic servitude and condemns those who engage in human trafficking;*
4. *Believes that more action should be undertaken to support those who have escaped from exploitation and to punish those who exploit them and, accordingly;*
5. *Calls upon the Northern Ireland Assembly to endorse the Human Trafficking and Exploitation (Further Provision and Support of Victims) Bill.*

#### **101.2 DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

#### **101.3 MINUTES OF MEETING NO 99 – 18<sup>TH</sup> AUGUST 2014**

It was proposed by Councillor Finlay, seconded by Alderman Kennedy and **AGREED:**

***to recommend that the Minutes of Meeting No 99 – 18<sup>th</sup> August 2014, as circulated, be confirmed as a correct record.***

#### **101.4 MINUTES OF MEETING NO 100 – 15<sup>TH</sup> SEPTEMBER 2014**

It was proposed by Councillor Finlay, seconded by Alderman Kennedy and **AGREED:**

***to recommend that the Minutes of Meeting No 100 – 15<sup>th</sup> September 2014, as circulated, be confirmed as a correct record.***

#### **101.5 PLANNING APPLICATIONS**

##### **5.1 New Applications**

Items 1-5 were considered and the opinion of the Planning Service accepted except where stated otherwise.

The content of the objections were summarised to members and may be viewed on public access at:

[http://epicpublic.planningni.gov.uk/PublicAccess/zd/tdc\\_home.aspx](http://epicpublic.planningni.gov.uk/PublicAccess/zd/tdc_home.aspx)

<b>ITEM NO 1</b>	<b>APPLICATION NO D/2010/0118/F - APPROVAL</b>
<b>APPLICANT</b>	Victoria Property & Development, C/o Agent
<b>AGENT</b>	Moore Designs Market court, 63 New Row, Coleraine
<b>LOCATION</b>	Off Ballymena Road (between no's 30 & 32 Ballymena Road & South East of Grange Drive, Ballymoney)
<b>PROPOSAL</b>	Proposed housing development comprising 43 townhouses, 44 semi-detached, 9 detached, open space areas and roadways or private streets determination.
<b>OBJECTIONS (11)</b>	Flooding, over-looking, loss of trees and development in principle. Further scheme was received and neighbourhood notification issued with one objection relating to over-looking and concerns that the proposal is on flood level – these issues have been addressed.
<p>It was proposed by Councillor Stevenson, seconded by Councillor Finlay:</p> <p style="text-align: center;"><b><i>that an office meeting be held on behalf of the objectors.</i></b></p> <p>It was proposed by Alderman Kennedy, seconded by Councillor McLaughlin:</p> <p style="text-align: center;"><b><i>that Council accept the decision of the Department to approve the application but if any planning issues arise from the office meeting, then the application be re-considered.</i></b></p> <p>A vote was taken with 8 members voting in favour of Councillor Stevenson's motion. The Chair declared the motion carried. Councillor Finlay requested that the matter be dealt with promptly</p> <p>Alderman Kennedy subsequently withdrew his motion.</p>	

- \* **Councillor Robinson and Alderman Cousley joined the meeting during discussion of item 1 of the planning schedule at 7.05 pm.**

<b>ITEM NO 2</b>	<b>APPLICATION NO – D/2014/0004/F – REFUSAL</b>
<b>APPLICANT</b>	Mr Laverty, C/o Agent
<b>AGENT</b>	Renewable Solutions, Shore Wood Road, Bromborough
<b>LOCATION</b>	79a Pharis Road, Armoy (accessed from Coolkeeran Road)
<b>PROPOSAL</b>	Installation of a 6kw small scale wind turbine on a 15mtr mast.
<b>It was AGREED:</b>	that an office meeting be held (Alderman Connolly).

<b>ITEM NO 3</b>	<b>APPLICATION NO – D/2014/0083F – REFUSAL</b>
<b>APPLICANT</b>	Mr Ivan Carson, 30 Robinson Avenue, Ballymoney
<b>AGENT</b>	
<b>LOCATION</b>	30 Robinson Avenue, Ballymoney
<b>PROPOSAL</b>	Two storey rear extension to semi-detached dwelling
It was <b>AGREED:</b>	that an office meeting be held (Councillor Finlay/Councillor Stevenson).

<b>ITEM NO 4</b>	<b>APPLICATION NO D/2014/0135/O – REFUSAL</b>
<b>APPLICANT</b>	Mr R McCaughern 90 Mullan Road, Ballymoney
<b>AGENT</b>	DM Kearney Design, 2a Coleraine Road, Maghera
<b>LOCATION</b>	50m NW of 66 Mullan Road, Ballymoney
<b>PROPOSAL</b>	Proposed site for farm dwelling
<b>OBJECTIONS (2)</b>	Access and safety concerns
It was <b>AGREED:</b>	that an office meeting be held (Councillor Finlay/ Councillor Halliday).

<b>ITEM NO 5</b>	<b>APPLICATION NO D/2014/0137/F – APPROVAL</b>
<b>APPLICANT</b>	Mr Wallace Anderson, C/o Agent
<b>AGENT</b>	Mr SW Atkinson, 51 Castle Street, Ballymoney
<b>LOCATION</b>	245 Frosses Road, Cloughmills, Ballymena
<b>PROPOSAL</b>	Proposed replacement workshop/store.

## 5.2 Deferred Applications

Items 1-10 were considered and the opinion of the Planning Services accepted except where stated otherwise.

<b>D1</b>	<b>APPLICATION NO D/2013/0033/O – APPROVAL</b>
Councillor Finlay welcomed the decision of the Department to approve the application.	
<b>D2</b>	<b>APPLICATION NO - D/2013/0067/F - REFUSAL</b>
It was <b>AGREED:</b>  <i>that the application be held pending a meeting with M Storey, MLA and Principal Planning Officer (Councillor Finlay).</i>	
<b>D3</b>	<b>APPLICATION NO - D/2013/0106/O- REFUSAL</b>
<b>D4</b>	<b>APPLICATION NO- D/2013/0177/O – APPROVAL</b>
<b>D5</b>	<b>APPLICATION NO- D/2013/0189/RM – APPROVAL</b>

D6	APPLICATION NO- D/2013/0190/F - REFUSAL
<p>It was <b>AGREED:</b></p> <p><i>that the application be held pending a meeting with M Storey, MLA and Principal Planning Officer (Councillor Finlay).</i></p>	
D7	APPLICATION NO- D/2013/0198/O – APPROVAL
D8	APPLICATION NO- D/2014/0001/F – APPROVAL
<p>Councillor Stevenson welcomed the decision of the Department to approve the application</p>	
D9	APPLICATION NO - D/2014/0002/O - REFUSAL
<p>It was <b>AGREED:</b></p> <p><i>that the application be held pending a meeting with M Storey MLA and Principal Planning Officer (Alderman Kennedy).</i></p>	
D10	APPLICATION NO- D/2014/0035/O - REFUSAL

### 5.3 Appeal Decisions Notified

### 5.4 Streamlined Planning Applications – Decision Issued

A schedule of streamlined planning applications from 1.9.14 – 30.9.14 was circulated for member's information.

### 5.4 Office Meeting – Friday 7<sup>th</sup> November at 10.00 am, Lanyon Room.

## 101.6 ANNUAL ACCOUNTS

The annual accounts were not finalised to present to this month's Audit Committee for signing off and recommendation to Council for approval as some issues are yet to be resolved. In view of the final date of 31<sup>st</sup> October for sign off of the accounts it is **recommended** that Council powers be granted to Corporate & Central Services Committee, at its meeting on 27<sup>th</sup> October, to sign off the accounts and deal with any other annual accounts related matters requiring attention.

It was proposed by Councillor Robinson, seconded by Alderman Campbell and **AGREED:**

*that Council powers be granted to Corporate & Central Services Committee, at its meeting on 27<sup>th</sup> October, to sign off the accounts and deal with any other annual accounts related matters requiring attention.*

**101.7 NOTICE OF MOTION**

Consider the following motion, in accordance with the notice given by Councillor McGuigan.

*This council is totally opposed to the imposition of Tory welfare cuts, which would have a devastating impact on the most vulnerable in our society, including working families, the poor and people with disabilities.*

**The motion was not considered due to the absence of the proposer.**

**101.8 DRAFT BICYCLE STRATEGY (NI)**

At its meeting Number 420 on 9<sup>th</sup> September, following notification that the DRD Minister had issued the above consultation document, comments for which were requested by 21<sup>st</sup> November 2014, the Leisure and Amenities Committee agreed to write to the DRD Cycling Unit in support of this long term strategy and its vision for cycling in NI as a relevant mode of transport. Councillor McGuigan indicated that a consultation meeting would be taking place in Ballymoney on 10<sup>th</sup> October and it was agreed at Council meeting no 1003 on 6<sup>th</sup> October that the recommendation to write to the Minister be postponed until a report from the meeting on 10<sup>th</sup> October could be considered.

**No comments were offered in the absence of Councillor McGuigan's report on the event.**

**101.9 LONG TERM WATER STRATEGY FOR NORTHERN IRELAND**

The Minister for Regional Development launched a public consultation on a Draft Long Term Water Strategy for Northern Ireland (2014-2039).

Copies of the documents are still available in electronic format at <http://www.drdni.gov.uk/index/publications-details.htm?docid=9731>

Details of how you can respond are contained in the document.

Consultation responses from Antrim and Newtownabbey District Council with regard to the issue have been received and are attached for information.

**The closing date for responses is Friday 10<sup>th</sup> October 2014.**

**101.10 CONSULTATION ON GUIDANCE ON PLANNING ELEMENT OF COUNCILLORS' CODE OF CONDUCT**

The Department of the Environment has issued a consultation paper on guidance on the planning element of the councillors' code of conduct.

As part of the review of local government the majority of planning functions will transfer to the new 11 councils on 1 April 2015. The Local Government Act (NI)

2014 introduced a new ethical regime to local government. As part of this regime, the Department of the Environment issued a Code of Conduct (the Code) for councillors, which was approved by the Assembly on 27 May 2014. Part 9 of the Code, which contains the planning element, is not due to take effect until 1 April 2015.

The Code details the principles and rules of conduct which councillors are required to observe when acting as a councillor and when conducting council business. The draft guidance makes specific reference to the rules in the Code in relation to declaration of interests, lobbying and access to councillors, and decision-making, and explains under each heading how the rules apply to councillors and, specifically, to planning committee members, where applicable.

The aim of this guidance is to advise councillors how they should apply the principles and rules of the Code when it comes to dealing with planning. It is also there to provide protection for councillors by advising them of what they can and cannot do in relation to take planning decisions. In addition, the Northern Ireland Commissioner for Complaints had indicated his office will rely on this guidance when it comes to investigating alleged breaches of the Code in relation to planning.

The consultation paper is available on the Planning NI website at [http://www.planningni.gov.uk/index/news\\_consultation/draft\\_guidance\\_planning\\_element\\_of\\_councillor\\_code\\_of\\_conduct.htm](http://www.planningni.gov.uk/index/news_consultation/draft_guidance_planning_element_of_councillor_code_of_conduct.htm)

Alternatively, a copy can be obtained by contacting (028) 9082 3487, by text phone: (028) 9054 0642 or by email: [planning.reform@doeni.gov.uk](mailto:planning.reform@doeni.gov.uk).

**The closing date for receipt of comments is 21 November 2014.**

#### **101.11 PUBLICATION OF REVISED PLANNING POLICY STATEMENT 15 'PLANNING AND FLOOD RISK' - IN FINAL FORM.**

The Department of the Environment has published the final version of Revised Planning Policy (PPS) 15 'Planning and Flood Risk'. This follows public consultation on the draft document published in October 2013. A summary of consultation responses report has also been produced.

PPS15 sets out the Department's planning policies to minimize and manage flood risk to people, property and the environment.

The policy document and summary of consultation responses report can be access on the Planning NI Website at [www.planningni.gov.uk](http://www.planningni.gov.uk).

**The meeting closed at 7.25 pm.**