

**BALLYMONEY BOROUGH COUNCIL
HEALTH AND ENVIRONMENTAL SERVICES COMMITTEE MEETING No. 316
23rd May 2006**

SUMMARY OF RECOMMENDATIONS

316.3 Director's Report, together with the recommendations contained therein be adopted -

- Item 1 Vehicle Tender – Committee Chair or Vice-Chair, together with the Director of Borough Services or his nominee, to open tender received for 1 no. 26t GVW Side Loading RCV after the deadline on 6th June 2006 at 12 noon.
- Item 2 Note Municipal Waste Returns from 1st – 30th April 2006
- Item 3 Note Towards Resource Management – An Overview
- Item 4 Council send a reply to NILGA regarding the Waste Infrastructure Task Force Discussion paper to include the following three aspects: that the roles and responsibilities of a Single Waste Disposal Authority (SWDA) be clearly defined, that the SWDA remains solely under Council control and that the formation of the SWDA must be considered as part of the review of public administration.
- Item 5 Approve issue of variation notices
- Item 6 Note application for consent to discharge effluent
- Item 7 Note Noise Complaint statistics for 2005 – 2006 and the promotion of Noise Action Week.
- Item 8 Note Waste Management Exemption Certificate
- Item 9 Note Food Complaint and write to manufacturer, home authority, originating authority and complainant regarding the outcome of the investigation.
- Item 10 Note the issue of two authorisations to remove Specified Risk Material (Bovine Vertebral Column) from Animals aged 24 – 30 months in Butchers Shops
- Item 11 Note - Imports of Fishery Products from Indonesia Commission Decision 2006/236/EC
- Item 12 Note - FSANI guidance on Raw Drinking Milk
- Item 13 Note - Food Hygiene Training Course
- Item 14 Note – Outbreak of Foot and Mouth Disease (FMD) in Botswana

- Item 15 Approve Minced Meat and Meat Preparations Premises
- Item 19, 20 & 21 Renew Indoor Licences
- Item 22 Note – Heart Start Initiative
- Item 23 Warmer Ways to Better Health Energy Efficiency Project
- Item 24 Approve registration of Dog Breeding Establishment
- Item 25 Note Dog Statistics from 1st April 2005 until 31st March 2006
- Item 26 Grant Temporary Street Trading Licence
- Item 27 Renew Mobile Street Trading Licence
- Item 28 Note Renewal of Club Registration
- Item 29 Note Crime Stoppers Funding for local projects
- Item 30 Note Knife Amnesty at local amenity sites commencing 24th May 2006
- Item 31 Renew Mobile Phone Contract for another twelve months.
Only Purchase equipment on an as required basis.
- Item 32 Note Building Control Applications
- Item 33 Send Congratulatory letter to Mrs O' Brien, District Environmental Health Officer on successfully completing the Advanced Professional Certificate in Investigative Practice (APCIP)

316.4 Adopt Councils No Smoking Policy

316.5 Adopt Councils Fair Trade Policy

Committee Meeting No: 316 held in the McKinley Room, Riada House, Ballymoney, on 23rd May 2006 at 7:30 pm

IN THE CHAIR

Councillor J. Finlay

PRESENT

Aldermen

F. Campbell

C. Cousley

Councillors

B. Kennedy

D. McKay

A. Patterson

E. Robinson

R. Wilson

IN ATTENDANCE

Assistant Director of Borough Services

District Policing Partnership Clerical Assistant

316.1 APOLOGIES

Apologies were received from Alderman J. Simpson, Councillor I. Stevenson and the Director of Borough Services.

316.2 MINUTES OF MEETING NO. 315 – 25th April 2006

It was proposed by Alderman Cousley, seconded by Councillor Wilson and **AGREED:**

that the minutes of Committee Meeting No. 315 held on 25th April 2006, as circulated, be confirmed as a correct record.

316.3 DIRECTOR OF HEALTH & ENVIRONMENTAL SERVICES' REPORT TO THE HEALTH & ENVIRONMENTAL SERVICES COMMITTEE, BALLYMONEY BOROUGH COUNCIL 12TH MAY 2006

ENVIRONMENTAL SERVICES

1. Vehicle Tender

Further to Minute EH314.3.1 tenders, have been invited (with a deadline of 12.00 noon, Tuesday 6th June) for the following replacement vehicle – 1 no. 26t GVW Side Loading RCV.

IT IS RECOMMENDED that the Committee Chair or Vice-Chair, together with the Director of Borough Services or his nominee, be authorized to open the tenders received for report to Committee and Council.

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

to recommend to Council that the Committee Chair or Vice-Chair, together with the Director of Borough Services or his nominee, be authorized to open the tenders received for report to Committee and Council.

2. Municipal Waste Returns

Municipal waste collected via refuse collection rounds during the period 1st - 30th April 2006 was;

Mixed Residual Waste (grey bin) - 970.02t (increase of 3.1% on April 2005)

Mixed Dry Recyclables (blue bin) - 117.78t (no change from April 2005)

ENVIRONMENTAL PROTECTION

3. TOWARDS RESOURCE MANAGEMENT – AN OVERVIEW

“Towards Resource Management” - The Northern Ireland Waste Management Strategy 2006-2020, was launched on 30th March 2006 and provides a framework for the development and achievement of effective resource and waste management practices in Northern Ireland.

This overview summarises the actions and targets contained in the Strategy. Those actions and targets of particular relevance to district councils have been highlighted in ***bold italics***.

Strand 1: Waste Prevention

- Publish Departmental Waste Management Action Plans by April 2006.
- Public Sector to reduce paper use by 10% per annum based on the baseline established by each Departments own waste audit.
- The Department to develop a mechanism to monitor the implementation of the Departmental Waste Management Action Plans by March 2007.
- The Department will bring forward for public consultation, detailed proposals for a statutory requirement to prepare Site Waste Management Plans as a tool to help minimize waste on construction projects within three years of the publication of this Strategy.
- ***The Department to bring forward, for public consultation, detailed proposals on the provision of legal powers to district councils to charge for collection of residual wastes from householders within three years of the publication of this Strategy.***

- Waste Prevention Forum to develop a comprehensive action plan to deliver all the initiatives identified in sections 1.4 [preventing waste in the business sector] and 1.5 [preventing waste in the home] by July 2006.
- Waste Prevention Forum to design SMART targets for the prevention of municipal, commercial and industrial waste and construction, demolition and excavation wastes by 2010.

Strand 2: Recycling and Recovery

- ***Waste Management Groups to review Waste Management Plans by June 2006.***
- The Department of Finance and Personnel will amend the Building Regulations by 2009.
- ***The Department will bring forward, for public consultation, detailed proposals for a statutory requirement for district councils to collect at least two materials for recycling and recovery at the next available legislative opportunity.***
- Market Development Forum to develop a Market Development Action Plan by June 2006.

Targets

- 60% of Commercial and Industrial Waste to be recycled by 2010.
- 75% of Construction, Demolition and Excavation Wastes to be recycled or reused by 2020.
- ***Recycling and Composting of Household Wastes to be at:-***
35% by 2010
40% by 2015
45% by 2020

Strand 3: Waste Planning

- The Department to make a Local Government Companies (Best Value) Order during 2006.
- ***Complete the work of the Waste Infrastructure Task Force by May 2006.***
- ***Waste Management Groups to review Waste Management Plans by June 2006.***
- ***Establish a single, regional waste disposal authority within the context of, and in parallel with, the implementation of the Review of Public Administration by 2009.***
- ***Establish a Programme Delivery Support Unit in 2006.***

Strand 4: Data and Research

- The Department will publish Annual (December) data reports to include information on performance indicators.
- The Department will carry out surveys on waste arisings, composition and management methods on various waste streams over the next three years.

Particular surveys include:-

Carry out an NI Waste Characterisation survey in partnership with district councils during 2005/06.

Co-operate with business interest groups to develop information recording tools on waste arisings and management activities during 2006.

Undertake new surveys to update baseline information on commercial and industrial, and construction, demolition and excavation wastes, using the findings of the 2005/06 surveys by September 2006.

Work in partnership with the Department of Agriculture and Rural Development to survey agricultural waste arisings and management during 2006/07.

- Within three years of the publication of the strategy, the Department will bring forward detailed proposals for public consultation, to introduce a statutory requirement for businesses to submit returns on waste arisings and management.
- The Department to develop a waste management information database to integrate all statutory returns, surveys and applications from waste producers and carriers and in particular from licensed facilities by 2008/09.
- The Department will continue to support research and demonstration projects through WRAP, the Community Waste Innovation Fund and the Scotland and Northern Ireland Forum for Environmental Research (SNIFFER) and the DEFRA Waste and Resources Research Programme.

Strand 5: Legislation and Enforcement

- The Department will amend the Waste and Contaminated Land (Northern Ireland) Order 1997 by Autumn 2006 to provide for new investigation and enforcement powers (see section 5.4 – prevention of illegal dumping).
- **The Department will bring forward, the measures outlined in section 5.5 [additional legislation to support implementation of the strategy] within 3 years of publication of the strategy.**
- Environment & Heritage Service will review its Enforcement and Prosecution Policy in 2006.
- By 2015, Environment & Heritage Service aims to reduce the annual tonnage of illegal waste disposed of in Northern Ireland to 1% of the 2004/05 baseline.

Strand 6: Learning and Communication

- The Learning Communications Forum to develop an overarching learning and communications programme for waste management by summer 2006. The delivery of the programme will be evaluated annually.
- **In partnership with key stakeholders the Department will extend the Wake up to Waste campaign, and develop a long-term, national campaign delivered at local level by December 2006.**
- The Learning and Communications Forum will develop a comprehensive education and training framework for waste management by December 2006.

4. **Waste Infrastructure Task Force: Consultation Outcomes**

As Members are aware the DoE and NILGA jointly organised a consultation event at the Glenavon House Hotel, Cookstown, on 27th April 2006. The purpose of that event was to place before elected members and council officers the package of proposals developed by the Waste Infrastructure Task Force to facilitate the delivery of the waste infrastructure necessary to enable Northern Ireland to meet National and European waste management targets up to the year 2020 and to take Council members' and officers' views on those proposals.

At the event, a proposal was made by members present for the issues discussed to be put to the 26 district councils for their consideration to enable the views of the sector to be fully represented. The DoE and NILGA would welcome Council's views particularly on the issues raised at the consultation event. To assist Members the Discussion Paper (previously circulated to delegates at the 27th April event) to which the key outcomes from that day have been added is to be found as Appendix 1 (page 16) to this report.

Members are asked to note that Councils views are particularly welcomed regarding –

- The suggested timing and organisational arrangements for a Single Waste Disposal Authority; and
- The proposals for a Programme Delivery Support Unit.

It is the case that when the question of a Single Waste Disposal Authority was last considered by Council that it had reservations both as regards the added cost and the accountability of such a regional body in respect of its funders namely, local ratepayers.

NILGA is seeking a prompt reply on the issues set out in the attached Discussion Paper. ***IT IS RECOMMENDED*** that Council consider the document and make its views known.

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

To recommend that Council send a reply to NILGA regarding the Waste Infrastructure Task Force Discussion paper to include the following three aspects: that the roles and responsibilities of a Single Waste

Disposal Authority (SWDA) be clearly defined, that the SWDA remains solely under Council control and that the formation of the SWDA must be considered as part of the review of public administration.

**5. Industrial Pollution Control (NI) Order 1997
Industrial Pollution Control (Prescribed Processes and Substances) (NI) Regulations 1998**

Creagh Concrete, 20 Bridge Road, Dunloy, Co. Antrim, BT44 9AN.
Matthew Robinson & Sons, 11 Glenstall Road, Ballymoney, BT53 7NB.

The above businesses have previously been granted authorisations to operate the process of a concrete process. As the relevant PG note has now been revised variation notices under Article 10 of the Industrial Pollution Control Order have been prepared and agreed with the operators. These notices have been forwarded to Members electronically.

IT IS RECOMMENDED that Council approves the issue of the variation notices.

It was proposed by Councillor Wilson, seconded by Councillor Patterson and ***AGREED:***

to recommend that Council approves the issue of the variation notices.

6. Water (NI) Order 1999 – Application for Consent to Discharge Effluent

Correspondence dated 5th April 2006 has been received from DoE Environment & Heritage Service advising that it has received an application for consent to discharge effluent to a waterway arising from 46 Drumadoon Road, Cloughmills, Ballymena. As EHS will set levels as to the quality of effluent to be discharged ***IT IS RECOMMENDED*** that the Borough Council note the application.

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

to recommend that Council note the application

7. Ballymoney Borough Council Noise Complaint Statistics 2005-2006

Following the annual return of noise complaint statistics to the DoE, Members will wish to note the following:-

	2004/2005	2005/2006
Total No. of	125	128

Complaints		
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94 complaints (73%) were received regarding animal noise (mainly barking dogs) an increase of 6 over the previous year. No complaints from construction sites/demolition works, roadworks were received in 2005-2006 compared to 7 in 2004-2005. The number of complaints received in remaining categories showed no discernible change. As a result the department intend to highlight the issue of barking dogs during Noise Action week to be held 22nd-26th May 2006.

Throughout Noise Action Week, an information stand will be placed in Ballymoney Library to provide advice and guidance on how to control dog barking. To publicise this service articles will be placed in the local press and competitions will be held. A colouring competition will be run for primary school children (P1-P4 and P5-P7) with entries available from the information stand and prizes of Waterstones Gift Vouchers, and a wordsearch will be placed in the local paper with the first 20 correctly submitted entries receiving a prize.

8. The Waste Management Licensing Regulations (NI) 2003

Application for Exemption – Compass Advocacy Limited t/a Can Can Recycling

The DoE Environment and Heritage Service have advised that a Waste Management Licence Exemption Certificate has been issued to the above operator. The details of the exempt activity are the storage and recovery of waste textiles, waste steel cans, aluminium cans and aluminium foil. The exemption certificate will expire on 24th April 2009.

FOOD CONTROL

9. Food Complaint – Metal Piece Found in a Can of Pear Pieces

During the report period 1 no. formal food complaint investigation was completed.

Nature of Complaint

Metal piece found in a can of pear pieces.

IT IS RECOMMENDED that Council note the complaint and write to the manufacturer, home authority, originating authority and the complainant regarding the outcome of its investigation.

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

to recommend that Council note the Complaint and write to the manufacturer, home authority, originating authority and the complainant regarding the outcome of its investigation.

10. The Transmissible Spongiform Encephalopathies Regulations (NI) 2006**Authorisation to remove Specified Risk Material (Bovine Vertebral Column) from Animals aged 24-30 Months in Butchers Shops**

Further to Committee Minute HES 315.3.15, applications have been received from 2 butchers within the Borough to enable them to remove bovine vertebral column (VC) and specified risk material from 24-30 month cattle. Officers from this department are satisfied that suitable procedures are in place to comply with the requirements of the above regulations. Council is asked to note that their applications have been processed and authorisations issued.

**11. Import of Fishery Products from Indonesia
Commission Decision 2006/236/EC**

The FSANI have advised by email of the above decision on special conditions governing fishery products imported from Indonesia and intended for human consumption. This decision was issued following inspection visits in response to the detection of histamine and heavy metals. The visits revealed serious weaknesses in relation to hygiene in the handling of fishery products and in the capacity of the Indonesian authorities to carry out reliable checks to detect the presence of histamine and heavy metals.

The Decision requires Member States to test all consignments of fishery products from Indonesia intended for human consumption to ensure that:

- a) they do not exceed the maximum permitted levels for heavy metals (lead, cadmium, mercury) as laid down in Regulation (EC) 466/2001 as amended by Commission Regulations 221/2002 and 78/2005;
 - b) that histamine levels remain below that established by Directive 91/493/EEC for consignments of species belonging to the families scombridae (e.g. mackerels, tuna, bonitos), clupeidae (e.g. herrings, shads, sardines, mentadens, pilchards, sprats), engraulidae (e.g. anchovies) and coryphaenidae (e.g. dolphinfish, dorados); and
 - c) costs incurred by these tests shall be borne by the consignor, consignee or the agent of either.
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12. Raw Drinking Milk

FSANI have recently issued guidance on raw drinking milk following the implementation of the Food Hygiene Regulations (Northern Ireland) 2006.

Background

The Ministerial policy intention, when considering the legislation to apply to sales of raw drinking milk in the UK from 1st January 2006 onwards, was to

retain the controls in place prior to 1st January 2006, so far as permitted by the new EU regime.

Hygiene Rules

EU Regulations Nos. 852 and 853 of 2004 establish the hygiene conditions applicable to primary milk production.

Articles 1.2c and 1.3c respectively of Regulations 852 and 853 allow small quantities of direct sales of primary products to take place outwith the EU hygiene rules contained in those regulations.

For the purposes of considering the extent to which the provisions of Regulations 852/2004 and 853/2004 apply to raw drinking milk, the Agency suggests a small quantity should be considered to be of the order of a crate a day in total (20 pints, approximately 11 litres). Such milk should not be stored over a period of more than one day.

Marketing Rules

The marketing rules that were in place before 1st January 2006 have been maintained, and these are of paramount importance in controlling the distribution of raw drinking milk in the interests of consumer protection. The Agency have clarified that these marketing rules apply to **all** sales of raw drinking milk. Any sales of raw **cows'** drinking milk from a retail shop, other than a farm shop at the production holding of origin, would not be lawful. Raw cows' drinking milk may be sold by a distributor (i.e. roundsman) from a vehicle (i.e. lorry or milk float) used as a shop premises.

Labelling Rules

All sales of raw drinking milk must carry the health warning (or display it nearby in the case of e.g. supply/sale through farmhouse bed and breakfasts).

13. Food Hygiene Training

During the report period 1 no. food hygiene course was delivered by the Department. A total of 13 candidates attended the course with all achieving a pass grade.

14. Outbreak of Food and Mouth Disease (FMD) in Botswana

DARD have recently advised of an outbreak of FMD in zone 7 in Botswana. The veterinary authorities in Botswana have taken action to ban the movement of products from the affected area. DARD have issued Declaration No. D18/06 prohibiting the importation of meat including offal derived from bovine, ovine and caprine animals slaughtered on or after 20th April 2006 and produced in establishments 1 and 3. The declaration was made under Regulation 58 of the Products of Animal Origin (Third Country Imports) Regulations (NI) 2004 and come into effect on the 3rd May 2006.

15. **Application for Re-Approval of a Minced Meat and Meat Preparations Premises under Regulation (EC) No. 853/2004.**

Bann Country Meats, Units 12/13 Acorn Business Centre, 2 Riada Ave, BT53 7LH.

Further to HES Committee Meeting 232 dated 29th June 1999 and Council Meeting 625 dated 5th July 1999 in which approval was originally granted for the operation of the above establishment it is now necessary to re-approve this premise due to a change in food hygiene regulations from 1st January 2006. In order to re-approve the premises it has been inspected and found to comply with the relevant requirements of the Regulations.

IT IS RECOMMENDED that Council grant approval for Bann Country Meats, Units 12/13 Acorn Business Centre, 2 Riada Ave, BT53 7LH, to operate a Minced meat and meat preparations which complies with the relevant requirements of Regulation (EC) No. 853/2004.

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

to recommend that Council grant approval for Bann Country Meats to operate a Minced meat and meat preparations which complies with the relevant requirements of Regulation (EC) No. 853/2004.

HEALTH & SAFETY AT WORK

16. **Legislative Proposals/Initiatives**

<u>Consultation Document</u>	<u>Consultee</u>	<u>Consultation Reply</u>	<u>Comments</u>
Proposals for H&S (Fees) Regulations (NI) 2006	HSENI	30.6.06	Noted

17. **Safety at Sportsgrounds (Northern Ireland) Order 2006**

The above legislation which was made on the 14th February 2006 allows for the introduction of a mandatory sports grounds certification scheme, similar to that which already exists in Great Britain for larger sports grounds and non-temporary spectator stands. The scheme will be administered and enforced by District Councils.

With effect from 14th March 2006 the following parts and articles of the Order came into effect:-

Part 1	Introductory (Title Commencement and Interpretation)
Article 3	(Interpretation of Part II Safety of Designated Sports Grounds)

- Articles 9-11 (Issue of Prohibition Notices by District Councils,
Appeals and Offences)
Article 12 (Interpretation of Part III Safety of Stands at Other
Sports Grounds)
Article 22-27 (Enforcement Provisions)

The remaining provisions of the Order including those relating to the terms of a safety certificate, the designation of individual sports grounds and spectator stands etc. will come into effect at a date set by (DCAL) Department of Culture, Arts and Leisure. An explanatory memorandum accompanies the Order. DCAL will be publishing guidance shortly for District Councils, owners and managers of Sports Grounds to assist them to comply with the Order.

18. The Carriage of Dangerous Goods and Use of Transportable Pressure Equipment Regulations (Northern Ireland) 2006

The above Regulations made by DETI on the 31st March 2006 come into operation on the 1st August 2006. They impose requirements and prohibitions in relation to the carriage of goods other than explosives by road or by rail and the use of transportable pressure equipment. They implement Council Directive 94/55/EC, 96/49/EC and 1999/36/EC and also make other provisions.

INDOOR ENTERTAINMENT LICENSING

19. Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985 - LICENCE APPLICATIONS (FULL) (RENEWAL)

Premises

Applicant

Ballybogey Community Hall
1 Ballindreen Road
Ballybogey
BALLYMONEY
BT53 7NU

Mrs Sandra Stirling

Joey's Bar
15 Seymour Street
BALLYMONEY
BT53 6JR

Mrs Linda M Dunlop

Premises

Applicant

The Diamond Bar
2 High Street
BALLYMONEY
BT53 6AY

Mr Martin Doyle

Kelly's of Ballymoney
19 Church Street
BALLYMONEY

Mr Jim Stevenson

BT53 6HS

Lissanoure Castle Ltd and Public
House
11 Knockahollet Road
Loughguile
BALLYMENA
BT44 9JP

Mr P Mackie

Lissanoure Castle Ltd and
Concourse Centre
11 Knockahollet Road
Loughguile
BALLYMENA
BT44 9JP

Mr P Mackie

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licences as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

It was proposed by Councillor Wilson, seconded by Alderman Cousley and **AGREED:**

to recommend that Council renew the Indoor Entertainment's Licences as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premises files also apply.

20. Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985 - LICENCE APPLICATION (14 UNSPECIFIED DAYS) (RENEWAL)

Premises

Loughgiel Millennium Centre
38 Lough Road
Loughgiel
BALLYMENA
BT44 9JQ

Applicant

Mr Francis J McCluskey

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainments Licence as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985, the additional conditions detailed on the premise files also apply.

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

to recommend that Council renew the Indoor Entertainments Licence as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985, the additional conditions detailed on the premise files also apply.

21. **Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1985 - LICENCE APPLICATION (TWO PARTICULAR DAYS) (RENEWAL)**

Premises

McMullan's Farm
17 Clintyfinnan Road
Armoy
BALLYMONEY
BT53 8TW

Applicant

Mr Gordon McConaghie

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licence as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

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

to recommend that Council renew the Indoor Entertainment's Licence as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

INVESTING FOR HEALTH

22. **Heart Start Initiative**

The Northern Investing for health partnership in conjunction with Homefirst Community Trust's Community Emergency Life Support Project Team and the British Foundation's Heartstart (UK) initiative, have made an approach to the Council offering free training and the provision of basic resuscitation equipment.

The project aims to promote citizenship and community safety by placing basic resuscitation equipment (pocket masks) provided by Northern Health & Social Services Board in public places throughout the Borough operated by the Council. The Pocket Masks are simple to use and provide protection from cross-infection when resuscitating a casualty.

Homefirst's Community Emergency Life Support Project Worker will provide training in Emergency Life Support skills and the use of the Pocket Mask. The training, which is free of charge, lasts approximately 2 hours and teaches simple skills that can help to save lives in some life-threatening emergency situations. This is an excellent opportunity for those who engage with the general public on a daily basis.

Pilot sessions have been arranged for Tuesday 30th and Wednesday 31st May 2006 for interested employees. Following review of this initial training, further sessions will be arranged.

23. Warmer Ways to Better Health Energy Efficiency Project

It is pleasing to report that the above project will again be funded in the present year (2006-2007) via the NIE Levy and by participating Councils. This year 5 Councils in the Northern Investing for Health Partnership are taking part, with the original 3 – Antrim, Ballymoney and Magherafelt being joined by Coleraine and Cookstown. Council has allocated £7,000 to the project this year. In the previous financial year Council allocated £6,000 and this enabled 6 fuel poor Borough households to be assisted with the full heating and insulation measures package available under the scheme.

Last year the main access to the scheme was via health trust personnel. This year it is hoped to generate more potential applicants for the scheme by promoting it via :-

1. the participating Councils;
2. local Citizen Advice Bureau staff; and
3. local health trust personnel.

The scheme Referral Criteria and Application Form is to be found as Appendix 3 (page 18) to this report.

Members are encouraged, that were they to know of any potential applicants, households which might benefit from this project that, the names and addresses be given to Mrs. Lynne O'Brien in the first instance, who will visit to confirm eligibility, have an application form completed and forwarded to eaga partnership limited, the body contracted to provide the heating/insulation measures available under the scheme.

It is also hoped that Members would promote the scheme as widely as possible in their constituencies.

DOG CONTROL

24. DOGS (NORTHERN IRELAND) ORDER 1983

Article 13 – Registration of Dog Breeding Establishments

Application as undernoted has been made to the Borough Council that the premises to which it refers be registered in accordance with the provisions of Article 13 of the Dogs (Northern Ireland) Order 1983 as a dog breeding establishment:-

Applicant

Premises

Mr Donald McGarry

61 Tober Road, Ballymoney, BT53 8NY.

IT IS RECOMMENDED that Council register the above-mentioned premises accordingly.

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

to recommend that Council register the above mentioned premises accordingly.

25. Dog Statistics 1st April 2005 – 31st March 2006

During the above period 143 stray dogs were dealt with by Ballymoney Borough Council. There were 125 of these dogs impounded of which:-

- 39 were reclaimed by their owners;
- 48 were sold;
- 12 were transferred to other sanctuaries for rehoming;
- 24 were humanely put to sleep.

18 dogs were returned to their owners without kenneling.
7 unwanted dogs were collected at their owners request.

During this year 38 fixed penalties were issued:-

- 7 for no licence;
- 30 for straying;
- 1 for no name & address of keeper displayed.

There were 57 warning letters issued regarding no licence/straying.
The number of attacks on people was 9 with only one attack on livestock.
A total of 19 breeding establishments were registered.
The number of noise complaints re. barking dogs was 94.
The total number of dogs licensed was 2781.

STREET TRADING

26. Street Trading Act (NI) 2001 – TEMPORARY STREET TRADING LICENCE

Application for the grant of a Temporary Street Trading Licence has been made to this Department as follows:-

Purpose

Sale of Novelties in Seymour Street,
on 12th – 15th May 2006.

Applicant

Mr John Elston

IT IS RECOMMENDED that the Borough Council grant a Temporary Street Trading Licence.

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

to recommend that Council grant a Temporary Street Trading Licence.

27. Street Trading Act (NI) 2001 – MOBILE STREET TRADING LICENCE

Application for the renewal of a Mobile Street Trading Licence has been made to this Department as follows:-

Purpose**Applicant**

Hot Food Takeaway (Mobile Kitchen)

Mr J V McCook

IT IS RECOMMENDED that a Mobile Street Trading Licence as applied for be renewed.

It was proposed by Councillor Wilson, seconded by Alderman Cousley and ***AGREED:***

to recommend that Council renew the Mobile Street Trading Licence.

Registration of Clubs (Northern Ireland) Order 1996

28. Renewal of Registration of a Club

Premises**Applicant**

Loughgiel Shamrocks Gaelic Athletic Club
17 Lough Road
Loughgiel
BALLYMENA

Mr Sean McNaughton
185 Corkey Road
Loughgiel
BALLYMENA

IT IS RECOMMENDED that Council note the renewal application.

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

to recommend that Council note the renewal application.

COMMUNITY SAFETY

29. Crime Stoppers

The NIO Community Safety Unit has set aside additional funding for CSP's to promote Crimestoppers at a local level. CSP's are invited to bid for funding up to a maximum value of £3,500 to run a local project. Sample advertising materials will be made available to local partnerships to assist them in determining how they would like to implement a project.

30. Knife Amnesty

The PSNI in cooperation with local councils are about to implement a Knife Amnesty, scheduled for 24th May 2006 for approximately 3 weeks. This will coincide with the Knife Amnesty being organised for England & Wales. Two bins have been secured at each of the local amenity sites and a range of regional advertising will promote the scheme widely. An education campaign

will also form part of the scheme and will seek to engage with post-primary school age children.

BUILDING CONTROL

31. Mobile Phone Contract

Since the advent of Council using mobile phones this task has been dealt with by building control personnel. The present mobile phone contract is up for renewal on 13th June 2006. 4 companies were asked to quote. 2 declined as they could not compete with the Council's existing deal. Of the 2 companies quoting for the Council's business neither would provide equipment free of charge (something which had previously applied). Both companies have quoted the same price for the phone presently most commonly in use, the Nokia 6021, whereas the Council's present service supplier is quoting £30 less for the Nokia 6310i model. With line rental credit/savings and service company credit applied, the Council's present service supplier, it is estimated, is offering a saving of £2,874 compared with the other company's offer of a £2,547 saving over the Council's existing package.

IT IS RECOMMENDED that Council again contract for a further 12 month period with Cor – Tel, Valley Business Centre, 67 Church Road, Newtownabbey, for its mobile phone services and ***IT IS FURTHER RECOMMENDED*** that in that period any equipment required be purchased on an as required basis.

Councillor Robinson enquired as to the number of mobile phones supplied by Council. The Assistant Director of Borough Services informed the Committee that this information was that available at present but he would find out before the Council Meeting.

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

to recommend that Council again contract for a further 12 month period with Cor – Tel, Valley Business Centre, 67 Church Road, Newtownabbey, for its mobile phone services and IT IS FURTHER RECOMMENDED that in that period any equipment required be purchased on an as required basis.

32. Building Control Applications

IT IS RECOMMENDED that Council note the **Applications, Building Notices and Regularisation Certificates** as detailed in Appendix 2 (page 17) to this report, which are in accordance with the requirements of the Building Regulations (NI) 2000.

It was proposed by Councillor Wilson, seconded by Councillor Patterson and AGREED:

To recommend that Council note the Applications, Building Notices and Regularisation Certificates as detailed in Appendix 2 which are in accordance with the requirements of the Building Regulations (NI) 2000.

STAFF MATTERS

33. I am pleased to advise that Mrs Lynne O'Brien, District Environmental Health Officer has recently successfully completed and achieved the Advanced Professional Certificate in Investigative Practice (APCIP).

IT IS RECOMMENDED that a letter of congratulations be forwarded to Mrs O'Brien in recognition of her success.

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

to recommend to Council that a letter of congratulations be forwarded to Mrs O' Brien in recognition of her success.

BOROUGH PLANS

34. **Review of Borough Food and Health & Safety Service Plans 2005-2006**

The scheduled review of the above plans will be reported on at the next committee meeting following the completion and return of annual statistics to the Food Standards Agency NI and Health and Safety Executive NI by 31st May 2006.

J. C. Michael,
Director of Borough Services.

316.4 COUNCIL'S NO SMOKING POLICY

Ballymoney Borough Council considers that all persons have the right to work and to conduct their business in air free from tobacco and other smoke.

Smoking Policy

This smoking policy seeks to guarantee all employees the right to work in air free from tobacco and other smoke.

The policy applies to Council Members, Council employees, agency staff, contractors, sub-contractors and visitors to Council buildings and other enclosed spaces.

From 1st September 2006, all Ballymoney Borough Council buildings and vehicles will be designated smoke-free, with adequate signage to inform both employees and visitors.

This policy applies to all Council Vehicles and to private vehicles whilst these are being used for Council duties.

Whilst smoking will be allowed on Council land in the open air, it will not be permitted in the immediate vicinity of the entrance to any of the Councils buildings.

Ballymoney Borough Council will not promote or sell tobacco or tobacco products in any of its premises nor will it accept sponsorship from tobacco companies.

Help for those who smoke

This policy recognises that smoking adversely affects the health both of those who smoke and those who are also subjected to the effects of tobacco smoke in enclosed spaces. Its emphasis is not on whether anyone smokes, but where they smoke and the effect that this has on others. In an effort to assist employees support will be given and Counselling is available to those requesting help in giving up smoking.

Enforcement of the Policy

Breaches of this policy will be subject to the Councils normal disciplinary procedures.

After a lengthy discussion during which the ADHES responded to members questions on Council's Draft No Smoking Policy, it was proposed by Councillor Wilson, seconded by Alderman Campbell and

AGREED:

to recommend that Council adopt the proposed No Smoking Policy

316.5 COUNCIL'S FAIR TRADE POLICY

Fairtrade seeks to tackle poverty and disadvantage in the developing world by working with producers to ensure they receive fair and guaranteed payments, enabling them to plan for a more sustainable future. In supporting Fairtrade, Council is responding positively to the challenge of corporate social responsibility. In its community leadership and advocacy roles, Council can positively promote and encourage support for the Fairtrade Mark.

Ballymoney Borough Council on 1st November 2004 agreed in principle to work in conjunction with Oxfam NI to become a Fairtrade Council.

Fairtrade Policy

Ballymoney Borough Council affirms its support for the principle of Fairtrade.

Council will use Fairtrade tea, coffee, sugar and other products when offering corporate hospitality.

Council will promote the awareness of Fairtrade by championing both the principle and practice with Borough Interest groups, traders, local people, and via publications and signage declaring the Councils support for Fairtrade.

Policy Communication

Council Members, Council employees and agency staff will receive a copy of the Policy. It will be placed on the Councils website and will be positively promoted via the media.

Policy Implementation

It will be the responsibility of the Council's Director of Borough Services to devise a Fairtrade Implementation Plan and ensure that within the Council's resource allocation that this policy is delivered effectively.

Monitoring and Review

The Councils Corporate Management Team (CMT) is responsible for the monitoring and review of this policy. The policy will be monitored following its implementation and a formal review will be conducted by 31st March 2008.

After a lengthy discussion on Council's Fair Trade Policy Councillor Finlay informed the Committee that according to Standing Orders, Councillor McKay's Motion should've been tabled in front of members so that it could be considered in detail and suggested that this matter be deferred until the next meeting. A copy of the motion was read out by the ADHES. Councillor McKay advised that he was satisfied with the Policy tabled and was willing to withdraw his motion.

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

to recommend that Council adopt the proposed Fair Trade Policy.

The Meeting closed at 9:10 pm