

Ballymoney Borough Council
Health & Environmental Services Committee Meeting No 370 – 22nd March 2011

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BALLYMONEY BOROUGH COUNCIL

Minutes of Health & Environmental Services Committee Meeting No 370 held in the McKinley Room, Riada House, Ballymoney on Tuesday 22nd March 2011 at 7.05pm.

IN THE CHAIR	Councillor E Robinson
PRESENT	Aldermen F Campbell C Cousley, MBE, Deputy Mayor J Simpson Councillors J Finlay R Halliday C McLaughlin I Stevenson
APOLOGIES	A Cavlan H Connolly M McCamphill A Patterson
IN ATTENDANCE	Director of Borough Services Committee Clerk

370.1 MEETING NO 369 – 22ND FEBRUARY 2011**MATTERS ARISING****1.1 PUBLIC HOLIDAY ARRANGEMENTS FOR REFUSE COLLECTION IN 2011 (369.22)**

The Chair advised that it was her understanding from the discussion which had taken place at Council that this business was to be further considered at this Committee meeting. The Director of Borough Services apologised that as it was his belief that the matter was to come to a subsequent meeting and not specifically the March meeting he due to other commitments [including holidays] had not had sufficient time to prepare a report detailing additional information. The Chair recapped on the previous discussion and reference was made to an article which had appeared in the local press. The Director again advised that Council has a policy on the matter, that the budget set by Council on 9th February for the financial year 2011-2012 was in accordance with the Councils policy and so the item reported to the previous Committee meeting detailing the refuse collection arrangements for 2011-2012 was therefore for information purposes.

*** Councillor Stevenson joined the meeting at 7.11pm**

The Chair advised that in the view of a number of members it was necessary to re-examine the Council's policy due to the staff costs being incurred by Council continuing to collect waste from householders and trade waste customers on public holidays as the means to deal with the disruption such holidays had on normal collection days. She specifically drew attention to the financial cost being

incurred in order to pay the staff undertaking the work. In response the Director advised that those Council employees who worked on public holidays have, due to a regional agreement to which Council subscribes, certain entitlements which Council was required to honour.

* **Councillor Finlay joined the meeting at 7.16pm**

The Chair stressed that in the mind of certain members it was necessary to re-consider the present policy as to how deal with the disruption of the normal refuse collection service because of public holidays.

The Director of Borough Services highlighted factors to consider when addressing the question of how disruption to normal service due to public holidays could be dealt with was being considered by members, such as, the particular problems such disruption to householders and other customers caused now that Council was operating an alternate week collection for recyclates and residual waste; that for a majority of the time a third waste stream [namely brown bins] was also affected; the number of Saturdays available versus the number of public holidays; the additional cost to inform householders of change to normal collection days; the extra resource required to service householder/customer queries and deal with complaints. He also reminded members that the Council's refuse collection service was presently more staff efficient than the service operated by neighbouring Councils.

Councillor Finlay stated that he was surprised, given the previously discussions on the Council's policy, that the issue had again been raised. He stated that the Council was providing a good service and that what was being done worked well. The Chair reiterated the reason for the discussion and that it gave members an opportunity to discuss, re-think and express their views. Councillor McLaughlin and Alderman Campbell concurred with Councillor Finlay views. In response to Councillor Finlay, the Chair stated that as 3 to 4 members felt the matter was worth re-considering that this was the reason for the discussion taking place.

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

to recommend that the public holiday arrangements for refuse collection 2011 (as detailed in item 369.22) be noted.

1.2 ADOPTION OF MINUTES

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

that the minutes of meeting No 369 on 22nd February 2011 be confirmed as a correct record.

MATTERS FOR CONSIDERATION

ENVIRONMENTAL HEALTH GENERAL

370.2 THE PRIVATE TENANCIES (NORTHERN IRELAND) ORDER 2006 ARTICLE 36 (4) - CERTIFICATE OF FITNESS

Landlord

Mr. Henry,
19 Whitepark Road,
BALLYCASTLE, BT54 6HA

Dwelling- House

195 Knock Road,
Dervock,
BALLYMONEY, BT53 8BB.

A fitness inspection of the above dwelling has been conducted and the dwelling house meets the fitness standard for human habitation as set out in Article 46 of the Housing (NI) Order 1981.

IT IS RECOMMENDED that the Borough Council grant an Article 36 (4) Certificate of Fitness in respect of the above dwelling house.

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

to recommend that the Borough Council grant an Article 36 (4) Certificate of Fitness in respect of the above dwelling house.

LICENSING

370.3 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATION (FULL) (RENEWAL)

Premises

Molly's Restaurant,
24 Main Street,
BALLYMONEY, BT53 6AL.

Kellys of Ballymoney,
19 Church Street,
BALLYMONEY, BT53 6HS

Applicant

Mr. Samuel Mullan

Mr. Jim Stevenson

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 Alderman Campbell, seconded by Councillor McLaughlin and
AGREED:

to recommend 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.

370.4 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATION (FULL) (GRANT)

Premises

Applicant

The Village Inn,
1 Bellaghy Road,
Dunloy,
BALLYMENA, BT44 9DX.

Kenneth and Anthea Curran

IT IS RECOMMENDED that the Borough Council grant the Indoor Entertainment 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 Councillor McLaughlin, seconded by Alderman Campbell and
AGREED:

to recommend that the Borough Council grant the Indoor Entertainment 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.

370.5 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATIONS (FOURTEEN UNSPECIFIED DAYS) (RENEWAL)

Premises

Applicant

Dervock Presbyterian Church Hall,
57 Carncullagh Road,
Dervock,
BALLYMONEY, BT53 8BU.

Mr. I. K. Patrick

Finvoy Presbyterian Church Hall,
185 Finvoy Road,
BALLYMONEY, BT53 7JS.

Mr. Alan G. Campbell

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licence as detailed above and in the case of Dervock Presbyterian Church Hall subject to the proviso that an approved electrical test certificate is received. 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 Halliday, seconded by Alderman Cousley and
AGREED:

to recommend that the Borough Council renew the Indoor Entertainment's Licence as detailed above and in the case of Dervock Presbyterian Church Hall subject to the proviso that an approved electrical test certificate is received. 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.

STREET TRADING

370.6 STREET TRADING ACT (NI) 2001 – MOBILE STREET TRADING LICENCE

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

Purpose

Hot Food Takeaway (Mobile Kitchen)

Applicant

Mr. J. V. McCook

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

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

to recommend that the Mobile Street Trading Licence as applied for be renewed.

BETTING, GAMING, LOTTERIES AND AMUSEMENTS (NORTHERN IRELAND) ORDER 1985

370.7 ARTICLE 115 – AMUSEMENT PERMIT RENEWAL

Application for the renewal of amusement permit under the provisions of Article 115 of the Betting, Gaming, Lotteries and Amusements (Northern Ireland) Order 1985 has been received from Mr. Robert Leitch in respect of premises at Ballymoney Amusements, 19 Linenhall Street, Ballymoney. The requisite fee of £32.00 has been received. The notice of intention (as required by Article 119 of the Order) has been served on the applicant.

IT IS RECOMMENDED that the Borough Council give its approval to the renewal of the amusement permit as detailed above and apply to same the Borough Councils "Amusement Permit Conditions" as permitted by virtue of Article 115(6) and 115(7) of the said Order.

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

to recommend that the Borough Council give its approval to the renewal of the amusement permit as detailed above and apply to same the Borough Councils "Amusement Permit Conditions" as permitted by virtue of Article 115(6) and 115(7) of the said Order.

DOG CONTROL

370.8 DOGS (NORTHERN IRELAND) ORDER 1983 ARTICLE 13 – REGISTRATION OF DOG BREEDING ESTABLISHMENT

Application as undernoted has been made to the Borough Council that the premises to which they refer 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. Mervyn Dowey

23 Drumlee Road, Ballymoney, BT53 7LE.

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

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

to recommend that the Borough Council register the above-mentioned premises accordingly.

TOBACCO CONTROL

370.9 CONSULTATION RESPONSE TOBACCO CONTROL STRATEGY FOR NORTHERN IRELAND

The DHSSPS NI has issued a consultation questionnaire seeking views on the draft tobacco control strategy. While the new strategy will continue to target the whole population it will focus on three main groups:-

- Children and young people;
- Pregnant women who smoke; and
- Disadvantaged people who smoke.

The new strategy's key objectives are to have fewer people starting to smoke, more smokers quitting and greater protection for the population from tobacco related harm. Responses to the questionnaire prepared in conjunction with the Chief Environmental Health Officers Group was circulated to members. Responses are sought by 22nd April 2011.

IT IS RECOMMENDED that Ballymoney Borough Council endorse the response as prepared.

It was proposed by Councillor Stevenson, seconded by Councillor McLaughlin and **AGREED:**

to recommend that Ballymoney Borough Council endorse the response as prepared.

EMERGENCY PLANNING

370.10 BALLYMONEY BOROUGH COUNCIL EMERGENCY PLAN

Members recalled the adoption of an Emergency Plan to aid Councils response in the event of unforeseen circumstances affecting citizens within the Borough. The Plan has been exercised on a number of occasions since July 2007. In light of experiences gained through both exercising and on testing, the document has been reviewed and updated. A copy of this plan was circulated to members. The document will be shared with other statutory agencies and essential utility service providers.

IT IS RECOMMENDED that Council adopt and implement Ballymoney Borough Council Emergency Plan as circulated, replacing that previously adopted (2nd July 2007 CM 863.8.2 refers).

In response to the Chair, the Director of Borough Services advised it is possible to operate within budget and funding available, unless there is a very significant catastrophe.

* **Alderman Simpson joined the meeting at 7.49pm.**

IT WAS AGREED to recommend that Council adopt and implement the Ballymoney Borough Council Emergency Plan as circulated, replacing that previously adopted (2nd July 2007, CM 863.8.2 refers).

COMMUNITY SAFETY

370.11 COMMUNITY SAFETY STRATEGY CONSULTATION

Ballymoney CSP hosted a strategy consultation event on Wednesday 16th February 2010. Following on from this event the CSP prepared a paper for the CSP and Council in response to the "Building a Safer, Shared and Confident Communities" A Consultation on a new Community Safety Strategy for Northern Ireland' document, was circulated to members.

IT IS RECOMMENDED that Ballymoney Borough Council endorse the response as prepared.

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

to recommend that Ballymoney Borough Council endorse the response as prepared.

BUILDING CONTROL

370.12 BUILDING CONTROL APPLICATIONS

IT IS RECOMMENDED that Council note that during the report period, its Building Control Service approved various applications, which were in accordance with the requirements of the Building Regulations (Northern Ireland) 2000 as follows:-

<u>Application Type</u>	<u>Approvals</u>
	<u>December</u>
Full Plans	19
Building Notices	13
Regularisations	1
TOTAL:-	33

IT IS RECOMMENDED that Council note that during the report period, its Building Control Service rejected the following application, which contravened the requirements of the Building Regulations (Northern Ireland) 2000, for the reasons stated:-

Rejection of Building Plans
January 2011

Application Ref.	Regulation:	Reason for Rejection:
B/2008/0007	A10 & Schedule 2	Failure to provide additional information.

The applicant and their agent have been issued with a Notice of Rejection of Plans, setting out the reasons for rejection, as required under Article 13 of the Building Regulations (Northern Ireland) Order 1979.

The applicant and their agent have also been notified of their right to appeal, within 56 days, to the Department of Finance and Personnel, as required under Article 17 of the Building Regulations (Northern Ireland) Order 1979.

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

to recommend that Council note that during the report period, its Building Control Service rejected the following application, which contravened the requirements of the Building Regulations (Northern Ireland) 2000, for the reasons stated and that during the report period, its Building Control Service rejected the following application, which contravened the requirements of the Building Regulations (Northern Ireland) 2000, for the reasons stated.

**370.13 ADMINISTRATION OF ENERGY PERFORMANCE OF BUILDINGS
(CERTIFICATES AND INSPECTIONS) (AMENDMENT) REGULATIONS (NI) 2009**

The Executive Committee of Building Control Northern Ireland recently agreed to extend the pilot project for the enforcement of the above EPB Regulations by District Councils, following the grant of further funding from the Department of Finance and Personnel, for a further year. The pilot project was due to finish on 31st March 2011.

The existing protocol for the administration of the pilot project has been revised, and a copy of the new draft protocol was circulated for members' information.

Three Building Control Surveyors (the EPB Team) have been employed on temporary contracts by Belfast City Council, who has agreed to continue as the employing council for the purposes of the project. As these Officers may work in the Ballymoney Borough Council area from time to time during the extension of the pilot project it is necessary for Council to formally authorise them to do this.

IT IS THEREFORE RECOMMENDED that the Council authorise the following Officers, employed for the extension of the pilot project by Belfast City Council, to act in the Ballymoney Borough Council area in any matters arising out of the Energy Performance of Buildings (Certificates and Inspections) Regulations (NI) 2008 and the Energy Performance of Buildings (Certificates and Inspections) (Amendment) Regulations (NI) 2009:-

Ms Fiona Cleland
Mr Eugene Henry
Mr Jim Trainor

It is also necessary for Council Building Control Officers to continue to be authorised by Council so that they can enforce the EPB Regulations, working where necessary in conjunction with the EPB Team.

IT IS THEREFORE RECOMMENDED that the Council authorise the following Building Control Officers to act in the Ballymoney Borough Council area in any matters arising out of the Energy Performance of Buildings (Certificates and Inspections) Regulations (NI) 2008 and the Energy Performance of Buildings (Certificates and Inspections) (Amendment) Regulations (NI) 2009:-

Mr William Campbell
Mr Trevor Colvin
Mr Colin Stewart

It was proposed by Councillor Stevenson, seconded by Councillor Halliday and **AGREED:**

to recommend that the Council authorise the following Officers, employed for the extension of the pilot project by Belfast City Council, to act in the Ballymoney Borough Council area in any matters arising out of the Energy Performance of Buildings (Certificates and Inspections) Regulations (NI) 2008 and the Energy Performance of Buildings (Certificates and Inspections) (Amendment) Regulations (NI) 2009; and that the Council authorise the following Building Control Officers to act in the Ballymoney Borough Council area in any matters arising out of the Energy Performance of Buildings (Certificates and Inspections) Regulations (NI) 2008 and the Energy Performance of Buildings (Certificates and Inspections) (Amendment) Regulations (NI) 2009

MATTERS FOR INFORMATION

ENVIRONMENTAL SERVICES

370.14 MUNICIPAL WASTE RETURNS

<u>Waste Type</u>	<u>Feb 10</u>	<u>Feb 11</u>	<u>Apr 09 – Feb 10</u>	<u>Apr 10 – Feb 11</u>
Mixed Residual Waste (waste direct to landfill)	758.48t	733.38t -3.31%	8,627.95t	8,579.46t -0.56%
Mixed Dry Recyclables (blue bin recycling)	124.22t	132.68t +6.81%	1,484.36t	1,507.35t +1.55%
Garden Waste* (brown bin recycling)	n/a	n/a	1,153.66t	1,201.52t +4.15%
Waste Recovery (segregated CA site waste)	84.86t	37.26t -56.09%	929.10t	824.20t -11.29%
Cardboard Recycling	8.94t	6.70t -25.06%	80.98t	74.61t -7.87%
Timber**	n/a	21.54t	n/a	74.60t

* Brown bin service suspended 1st November 2010.

** Timber recycling commenced 1st November 2010.

The Chair highlighted the slight reduction in mixed residual waste.

The Chair requested information be brought to the next meeting and that consideration be given to commencing the 'brown bin' collection service two weeks earlier in 2012 [i.e. mid-March] with the service also terminating two weeks earlier [i.e. mid-October]. The Director advised that whilst brown bins were only collected during certain months of the year, that is, from the beginning of April and up to the end of October, the Councils civic amenity sites at Knock Road and Crosstagherty were available the whole year round.

* **Councillor Stevenson left the meeting at 7.58pm.**

The Director responded to members' questions on timber recycling and the residual waste segregated at CA sites.

The Chair commented favourably on the work carried out by Council officers in relation to grant funded projects aimed at improving recycling.

ENVIRONMENTAL PROTECTION

370.15 POLLUTION PREVENTION & CONTROL REGULATIONS (NI) 2003 PO312/09A NI WATER – GLENSTALL WWTW

NIEA have furnished additional information with respect to the above treatment works for inclusion in the Public Register.

370.16 POLLUTION PREVENTION AND CONTROL (DISTRICT COUNCIL) CHARGING SCHEME (NI) 2011

The DoE has recently advised that the charges to be applied in 2011-2012 will be as follows. The new charges come into effect on 1st April 2011.

Type of Charge	2011/12 Fees
Permit Application Charges Standard Charge	£1520 per activity
Reduced Charge for certain activities	£146
PVR I and II combined	£258
Vehicle Refinishers	£262
Subsistence Charges Standard Charge Low Medium High	£702 per activity £1024 per activity £1347 per activity
Reduced Charge for certain activities	£146
PVR I and II combined	£226
Vehicle Refinishers	£262
Variation Charges Standard Charge Reduced Charge for certain activities	£971 £95
Transfer Charges -Transfer of whole permit Standard Charge Reduced Charge for certain activities -Transfer of part permit Standard Charge Reduced Charge for certain activities	£151 £17 £454 £45
Additional fee for operating without a permit Standard Charge Reduced Charge for certain activities	£1192 £71
Late Payment Fee	£50

370.17 NOISE COMPLAINT STATISTICS FOR NI 2009-2010

The DoE NI have recently issued the above report for the period 1st April 2009 – 31st March 2010. The report shows an increase of over 5% in the total number of complaints received compared to the previous year. This is of particular significance as it brings to an end the general reduction in noise complaints over the last few years with a 5% decrease on the total number of complaints in 2007/08 – 2008/09 and a 2% decrease experienced the year before that. A summary of all the data returned by Councils is contained in Tables 1 and 2 of the report. In terms of complaints received by Ballymoney this has increased by 5.65% (7 complaints) from 08-09 (124) to 09-10 (131). The majority of complaints (77%) relate to barking dogs. A number of copies of the report have been left in the members room. Further copies are available on the departments website

http://www.doeni.gov.uk/index/protect_the_environment/local_environmental_issues/noise/complaint_statistics_for_ni.htm.

FOOD CONTROL

370.18 FOOD HYGIENE REGULATIONS (NI) 2006 REGULATION 6, HYGIENE IMPROVEMENT NOTICES

The following Hygiene Improvement Notice was served on the food business operator of XXX, on 18th February 2011, for failing to comply with the above Regulations. The premises were in breach of Article 17(1) of the Food Hygiene Regulations (NI) 2006 in that they contravened the following community provisions:

- Regulation (EC) 852/2004 Annex II chapter II part 1(a) regarding the floors and skirting.

370.19 THE FRUIT JUICES AND FRUIT NECTARS (AMENDMENT) REGULATIONS (NI) 2011

The above Regulations which came into operation on 18th March 2011, provide for the implementation of Commission Directive 2009/106/EC.

370.20 THE FOOD LABELLING (DECLARATION OF ALLERGENS) REGULATIONS (NI) 2011

These Regulations, operative from 17th March 2011, amend the Food Labelling Regulations (NI) 1996 to implement the amendment made to Commission Directive 2007/68/EC.

370.21 THE FOOD ADDITIVES (AMENDMENT) REGULATIONS (NI) 2011

These Regulations, which come into operation on 31st March 2011, provide for the implementation of two new Commission Directives (2010/67/EU and 2010/37/EU).

370.22 THE FOOD (JELLY MINI CUPS) (EMERGENCY CONTROL) (REVOCATION) REGULATIONS (NI) 2011

These Regulations, operative from 31st March 2011, take account of the repeal of EU emergency legislation which is no longer required as the ban (provided initially by the 2009 Regulations) has been made permanent elsewhere in EU law.

370.23 THE PLASTIC MATERIALS AND ARTICLES IN CONTACT WITH FOOD (AMENDMENT) REGULATIONS (NI) 2011

These Regulations, which came into operation on 1st March 2011, provide for the implementation of transitional arrangements contained in Commission Directive 2011/8/EU amending Directive 2002/72/EC as regards the restriction of use of Bisphenol A in plastic infant feeding bottles.

370.24 THE NATURAL MINERAL WATER, SPRING WATER AND BOTTLED DRINKING WATER (AMENDMENT) REGULATIONS (NORTHERN IRELAND) 2011

These Regulations, which come into operation on 25th March 2011, amend the 2007 Regulations by –

- Updating a reference in Regulation 3(1)(a) to the Veterinary Medicines Regulations 2009 and
- Providing that languages in addition to English may be marked or labelled on a bottle.

HEALTH & SAFETY**370.25 STRATEGY FOR THE BETTER REGULATION OF HEALTH & SAFETY AT WORK IN NORTHERN IRELAND**

The above strategy was launched by Minister Foster on the 17th February 2011.

From the 1st April this year all 26 district councils and the Health and Safety Executive will work for the first time under a new strategy for the better regulation of health and safety at work in Northern Ireland. The strategy builds on and is supported by the Statement of Intent and the Joint Strategic Framework that district councils signed in June 2009. Taken together, the three documents establish a clear framework for joint planning that moves the current partnership forward in a more strategic, integrated and focused way.

The new joint strategy sets out a 'blueprint' for health and safety regulation in Northern Ireland. Its primary aim is to reduce the number of workplace injuries and reduce work related ill-health. The operational plans of the Health and Safety Executive and councils will now need to align with the goals that are set down within it. This will enable employers, employees, safety representatives and members of the public to have a clear understanding of the role of HSENI and district councils as health and safety regulators and the role that they themselves have in ensuring that Northern Ireland is a safe and healthy place to work.

To facilitate the adoption of the new strategy, the existing Health and Safety

Executive Local Authority Committee (HELANI) has evolved into the strategic steering group of the partnership.

The Health and Safety Liaison Group (HSLG), a sub group of the Chief Environmental Health Officers Group, is refocusing its work programme; setting it in the context of the guiding principles of the strategic framework. The Directorate is currently working on a new business plan for the incoming financial year which will consider the objectives set out in this strategy and how they may be implemented within the current resource provided.

LICENSING

370.26 LICENSING (NORTHERN IRELAND) ORDER 1996

<u>Applicant</u>	<u>Purpose</u>	<u>Date</u>
Mr. Liam McGarry, 18 Corkey Road, Loughgiel, BALLYMENA, BT44 9JJ.	Occasional Licence Marie Curie Concert in Millennium Centre, Loughgiel 15/3/11.	1/3/11

THE CHILDREN AND YOUNG PERSONS (PROTECTION FROM TOBACCO (NI) ORDER 1991

370.27 UNDER AGE SALES INITIATIVE

Further to report item 368.23 a test purchase exercise was carried out on 26th February 2011. I am pleased to advise that of the 13 premises visited, all refused to sell cigarettes to the young person, and were therefore in compliance with the legislation.

INVESTING FOR HEALTH

370.28 PHA FUNDED POSTS

I am pleased to advise that the Public Health Agency have confirmed an extension of funding until the 30th June 2011 with respect to the Fuel Poverty Co-ordinator, Energy Efficiency Adviser and Home Safety Officer posts. Further continuance of funding will be subject to budget allocation, a decision on which is expected shortly. The funding of these posts was to end on the 31st March 2011.

HEALTH PROMOTION INITIATIVE

370.29 NO SMOKING DAY

Wednesday 9th March 2011 was No Smoking Day. The main emphasis of this year's national campaign was to show how much money could be saved together with the immediate and positive health effects after giving up cigarettes. Officers from the

council distributed leaflets to retail businesses in the town area and receptions to public buildings. A static display was maintained in the Town Hall for the week of the drama festival.

COMMUNITY SAFETY

370.30 ROAD SAFETY PROJECT

The road safety road show took place on Friday 18th February 2010 in the Joey Dunlop Leisure Centre. Approximately 150 people attended the event, which delivered a hard hitting message on road safety to the audience. During the course of the project 1000 valentine cards were distributed to young drivers and 450 posters displayed across the Borough. Adverts were placed in the Ballymoney Times and the Chronicle for two consecutive weeks prior to the event.

This was the first time the road safety drama used was facilitated outside the secondary school network. The PSNI indicated that they may consider carrying out similar projects in the future. Feedback to date has been positive.

370.31 NORTH WEST WASTE MANAGEMENT GROUP – DEVELOPMENT OFFICER POST

The Director of Borough Services read out correspondence dated 15th March from Derry City Council which had been addressed to the Chief Executives of the constituent councils of the NWRWM Group pointing out that as the work on the waste infrastructural project enters a particularly critical phase that it would be necessary for the projects Accountable Officer to focus full-time for at least the next 18 months. It requested financial contributions from the NWRWG member Councils to facilitate this secondment and sought an early favourable response.

The Director of Borough Services explained that Council had set its budget for 2011-2012 unaware that this additional money would be sought, thus placing Council in something of a dilemma. Reference was made by the Chair to the cost of other waste management groups and to how, insofar as the NWRWMG was concerned, costs had been much reduced due to the contribution being made by the relevant Council Directors.

It was proposed by Councillor Finlay, seconded by Alderman Campbell and

AGREED:

to recommend that Council agree in principle to contribute £4521.83 to North West Regional Waste Management Development Officer post, subject to Council officers advising at the Council meeting as to where the money might come from.

The Director of Borough Services highlighted the rescheduled date of the next Health and Environmental Services committee meeting on Monday, 11th April 2011.

This being all the business the meeting closed at 8.41pm.