

**Ballymoney Borough Council  
Consultation Committee Meeting No 84 – 15<sup>th</sup> April 2013**

**Table of Contents**

<b>84.1</b>	Election of Temporary Chair	<i>Alderman Cousley</i>
<b>84.2</b>	Declarations of Interest	<i>None</i>
<b>84.3</b>	Minutes of Consultation Committee Meeting No 83 – 21 <sup>st</sup> March 2013	<i>Agreed</i>
<b>84.4</b>	Planning Applications	
4.1	Applications for planning permission	<i>Response agreed</i>
4.2	Decisions issued	
4.3	Office meetings	
<b>84.5</b>	Notice of Motion	<i>Withdrawn</i>
<b>84.6</b>	Flying the Union Flag at Government Buildings following the Death of Baroness Thatcher	<i>Flag to be flown at half-mast on 17.4.13</i>
<b>84.7</b>	Tenders	<i>Agree Council powers at Development Meeting on 17.4.13</i>
<b>84.8</b>	Climate change Bill – Pre Consultation	<i>Tabled</i>
<b>84.9</b>	Service Framework from Cardiovascular Health & Wellbeing	<i>Tabled</i>
<b>84.10</b>	Commission Victims and Survivors Corporate Plan 2013-16 and Work Programme 2013-14	<i>Tabled</i>
<b>83.11</b>	Proposals for the Reform of Financial Eligibility for Civil & Criminal Legal Aid	<i>Tabled</i>
<b>83.12</b>	Roads Service Licence Renewals	<i>For information</i>
<b>83.13</b>	Planning Conference	<i>For information</i>

**BALLYMONEY BOROUGH COUNCIL**

Minutes of Consultation Committee Meeting No 84 held in the Council Chamber, Riada House, Ballymoney on Monday 15th April 2013 at 7.00 pm.

**IN THE CHAIR:** Alderman C Cousley, MBE, Deputy Mayor

**PRESENT:**

**Aldermen**  
F Campbell  
H Connolly  
C Cousley MBE, Deputy Mayor

**Councillors**

J Atkinson  
W Blair  
R Halliday  
R McAfee  
P McGuigan

**APOLOGIES:**

**Aldermen**  
F Campbell  
F Kennedy

**Councillor**

A Cavlan  
J Finlay  
C McLaughlin  
E Robinson (Mayor)  
I Stevenson  
M Storey, MLA

**IN ATTENDANCE:** Chief Executive  
Business Support Officer

**DoE Planning Service (Item 3)**

Mr J McCaughan

Press

**84.1 ELECTION OF TEMPORARY CHAIR**

It was proposed by Alderman Connolly, seconded by Councillor Atkinson and  
**AGREED:**

*that Alderman Cousley assumes the Chair in the absence of the Chair and Vice Chair.*

**84.2 DECLARATIONS OF INTEREST**

There were no declarations of interest.

**84.3 MINUTES – CONSULTATION COMMITTEE MEETING NO 82 – 18<sup>TH</sup> FEBRUARY 2013**

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

*that the minutes of Consultation Committee Meeting No 83 – 21<sup>ST</sup> March 2013 2013, as circulated, be confirmed as a correct record.*

**84.4 PLANNING APPLICATIONS****4.1 New Applications**

Items 1-6 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 4</b>	<b>APPLICATION NO D/2012/0194/F– REFUSAL</b>
<b>APPLICANT</b>	Mr D Archibald
<b>AGENT</b>	Bell Architects Limited, 65 Main Street, Ballymoney
<b>LOCATION</b>	90m SE of 21 Bravellen Road, Ballymoney
<b>PROPOSAL</b>	Retention, conversion & extension of existing vernacular stone barn to provide dwelling house with associated demolitions and relocation of existing shed.

It was **AGREED:** That an office meeting be held (Councillor Atkinson)

The Planning Officer advised that further information has been received which will be provided at the office meeting. In response to comments from Councillor Halliday in support of the application, the Planning Officer advised that that the application in principle is not in dispute but would be subject to an acceptable site layout.

<b>ITEM NO 5</b>	<b>APPLICATION NO D/2012/0268/F– REFUSAL</b>
<b>APPLICANT</b>	Mr B Kennedy
<b>AGENT</b>	Hunter Associations, 8 Charlotte Street, Ballymoney
<b>LOCATION</b>	Adjacent to 144 Knockahollet Road, Dunloy
<b>PROPOSAL</b>	Change of use from existing coal merchant to new van sales.

It was **AGREED:** That an office meeting be held (Councillor Atkinson)

<b>ITEM NO 6</b>	<b>APPLICATION NO D2013/0001/O – APPROVAL</b>
<b>APPLICANT</b>	Mr G Parkhill
<b>AGENT</b>	Brian Baird, Architect 10, Fermoy Drive, Coleraine
<b>LOCATION</b>	191 Castlecat Road, Derrykeighan, Ballymoney
<b>PROPOSAL</b>	Proposed off-site replacement dwelling and garage
<b>OBJECTIONS</b>	Increase in traffic, noise, potential for extra dwelling, impact on local character, ownership and storm water, existing dwelling potentially used as business.

#### 4.2 Deferred Applications

Items 1-3 were considered and the opinion of the Planning Services accepted except where stated otherwise.

##### D1 APPLICATION NO D/2012/0033/F - REFUSAL

It was **AGREED:** That the application be held for two weeks pending submission of further information (Alderman Connolly)

##### D2 APPLICATION NO D/2012/0062/O - APPROVAL

Alderman Connolly thanked the Department for their decision to approve the application.

##### D3 APPLICATION NO D/2012/0208/F - APPROVAL

Outstanding issues have been addressed and the Department is now able to approve the application.

**4.3 Office Meetings:** Friday 26<sup>th</sup> April 2013 at 10.00 am, Lanyon Room, Riada House.

\* **The Planning Officer left the meeting at 7.10 pm**

#### 84.5 NOTICE OF MOTION

The motion as given by Councillor Robinson, *“That the Union Flag be flown at Half-mast at the Council Building Riada House on the occasion of the funeral of Lady Thatcher previous Prime Minister of the United Kingdom.”* was withdrawn prior to the meeting by Councillor Robinson in the light of information received from DOE on the flying of the Union Flag (item 84.5 refers).

#### **84.6 FLYING THE UNION FLAG AT GOVERNMENT BUILDINGS FOLLOWING THE DEATH OF BARONESS THATCHER**

The Chief Executive advised members of correspondence received from DOE providing guidance on the flying of the Union Flag at Government Buildings following the death of Baroness Thatcher. The Belfast Gazette published on 12<sup>th</sup> April that the flag should be flown at half-mast on Wednesday 17<sup>th</sup> April, the date of Baroness Thatcher's funeral.

At the request of Councillor McGuigan, the Chief Executive clarified Council's policy, as agreed in 2000, of flying the Union flag in line with dates issued at the beginning of each year by the DOE. He stated that dates do change from time to time and that the Department, whilst not directing Council, advises of any additional dates on which the flag should be flown.

Councillor McGuigan stated that his party is opposed to the Council policy on flying the Union Flag on any day and proposed that the flag is not flown on 17<sup>th</sup> April 2013. The motion was not seconded.

Councillor Atkinson responded to Councillor McGuigan's comments about Baroness Thatcher indicating his support for the flying of the flag.

In accordance with the advice received from the DOE, Council will fly the flag at half-mast on 17<sup>th</sup> April 2013 on its Civic Headquarters, Riada House.

#### **84.7 TENDERS**

Tenders have been invited from a select list of 6 no. firms, provided by Central Procurement Directorate, for works to building facades at Linenhall Street and Charles Street – Design Contract. Tenders close on Wednesday 17<sup>th</sup> April 2013 at 4.00pm. To allow these to be assessed and approved by Council within the tender timeframe it is **recommended** that Council powers be granted to the Development Committee to consider and decide upon the report on the tenders and to award a tender.

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

*that Council powers be granted to the Development Committee to consider and decide upon the report on the tenders and to award a tender.*

#### **84.8 CLIMATE CHANGE BILL – PRE CONSULTATION**

The Department of Environment has issued a pre-consultation seeking views on the need for a Northern Ireland Climate Change Bill. The pre-consultation invites

comment on the value of an overall Bill and potential elements including: statutory targets to reduce greenhouse gas emissions; the creation of a new independent climate change committee; and the introduction of new statutory duties on public authorities to promote and report actions to reduce emissions.

The Bill will not provide the precise policy mix for reducing emissions, but instead create a framework for managing the transition towards a low carbon economy. Therefore the pre-consultation contains economy wide rather than sector specific targets for discussion. It would be for government departments to set and develop policies to contribute to achieving any overall targets that may be agreed.

The results of the pre-consultation will help inform decisions on the firm policy proposals that will be brought to the Executive for agreement. If there is Executive agreement that a NI Climate Change Bill is appropriate the DoE will then consult on the final policy proposals and draft legislation.

The pre-consultation paper and the associated draft partial Regulatory Impact Assessment are published on the DoE's website at: [http://www.doeni.gov.uk/protect\\_the\\_environment/climate\\_change/ni\\_climate\\_change\\_bill.htm](http://www.doeni.gov.uk/protect_the_environment/climate_change/ni_climate_change_bill.htm) or from the Office of the Chief Executive.

***The closing date for comments is 24<sup>th</sup> May 2013.***

#### **84.9 SERVICE FRAMEWORK FOR CARDIOVASCULAR HEALTH & WELL BEING**

The revised Service Framework for Cardiovascular Health and Wellbeing was issued for consultation on 28 March 2013. The consultation document and consultation response questionnaire is available on [http://www.dhsspsni.gov.uk/index/consultations/current\\_consultations.htm](http://www.dhsspsni.gov.uk/index/consultations/current_consultations.htm) or on request from the Office of the Chief Executive.

The Framework was originally launched in 2009, and upon reaching the end of its 3-year life cycle, has been subjected to a fundamental review. The revised Framework includes 43 standards which relate to a number of specific conditions, as well as communication, patient and public involvement, health improvement and protection, medicines management and palliative and end of life care and research.

***The closing date for responses is 19<sup>th</sup> June 2013.***

#### **84.10 COMMISSION FOR VICTIMS AND SURVIVORS CORPORATE PLAN 2013-16 AND WORK PROGRAMME 2013-14**

The Commission for Victims and Survivors for Northern Ireland was established in May 2008 under the Victims and Survivors (Northern Ireland) Order 2006, as amended by the Commission for Victims and Survivors Act (Northern Ireland)

2008. It is a Non-departmental Public Body (NDPB) of the Office of the First Minister and deputy First Minister (OFMDFM).

The Commission is unique in its construction and remit. Founded in May 2008 in the aftermath of forty years of conflict in Northern Ireland and ten years after it was first recommended in the Belfast Agreement which states:

*“The participants believe that it is essential to acknowledge and address the suffering of the victims of violence as a necessary element of reconciliation. They look forward to the results of the work of the Northern Ireland Victims Commission. It is recognised that victims have a right to remember as well as to contribute to a changed society. The achievement of a peaceful and just society would be the true memorial to the victims of violence.”*

Anticipated by the Belfast Agreement in 1998, formulated in legislation in 2006, established by Ministers in 2008 and given a policy framework by the Northern Ireland Executive in 2009, the Commission’s principal aim is to promote the interests of victims and survivors of the conflict. This aim is the central reference point for all of the Commission’s work.

The Commission is required to submit to the Office of the First Minister and deputy First Minister (OFMDFM) its Corporate Plan which focuses on the three years ahead, and its annual Work Programme which identifies key targets and milestones for the year immediately ahead.

The Commission is now presenting these documents for consultation.

The documents are all available on our website at [www.cvsni.org](http://www.cvsni.org) or on request from the Office of the Chief Executive.

***The consultation closes on 17 May 2013.***

A few targeted questions in the “Your Views” section were circulated to members.

#### **84.11 PROPOSALS FOR THE REFORM OF FINANCIAL ELIGIBILITY FOR CIVIL & CRIMINAL LEGAL AID**

Consultation document, dated March 2013, issued by the Department of Justice, seeks views on the proposals to harmonise the income and capital limits across civil legal aid, set out a general approach on how early advice and assistance may be administered and funded once civil legal services and the funding code have been implemented and proposals to set threshold limits for means testing in the magistrates’ courts.

A copy of the Executive Summary (section 4) and consultation questions (section 10) were circulated.

***The closing date for comments is 21<sup>st</sup> June 2013.***

#### **84.12 ROADS SERVICE LICENCE RENEWALS**

A schedule of applications was circulated for members' information.

#### **84.13 PLANNING CONFERENCE**

The Chief Executive drew members' attention to a Planning Seminar – "Planning Reform on the Island of Ireland: From Policy to PRACTICE", by Co-Operation Ireland and the International Centre for Local & Regional Development, in association with the Department of Environment (NI) and the Department of Environment, Community and Local Government, Republic of Ireland is to be held on Thursday 2<sup>nd</sup> May 2013 at the Canal Court Hotel, Newry. He stated that there is no fee for the conference and further information is available from the Office of the Chief Executive.

**The meeting closed at 7.20pm.**