

**LIMAVADY BOROUGH COUNCIL**  
**COMHAIRLE BHUIRG LÉIM AN MHADAIDH**

**23 JUNE 2004**

Minutes of monthly meeting held in the Council Offices, 7 Connell Street, Limavady at 7.30 pm on the above date.

**PRESENT:**

**In the Chair:** Councillor Rankin.

**Other Members:** Aldermen J Dolan, Alderman Carten and G Robinson. Councillors, A. Brolly, F. Brolly, B. Brown, M Coyle, L Cubitt, M Donaghy, B Douglas, D Lowry, M McGuigan, G Mullan and E Stevenson.

**In Attendance:** Committee Clerk, Chief Recreation/Tourist Officer, Chief Technical Services Officer, Chief Environmental Health Officer, District Policing Partnership Manager and the Town Clerk.

**APOLOGIES:**

The Chief Finance & Administration Officer.

**MINUTES:**

The minutes of previous meeting dated 26 May 2004 were approved and signed on the proposal of Councillor Coyle, seconded by Councillor Mullan subject to the following addition to the last sentence of the penultimate paragraph on page 5 “and that officers investigate these possibilities”.

**ANNUAL GENERAL MEETING:**

The minutes of the Annual General Meeting held on 14 June 2004 was approved on the proposal of Councillor Lowry, seconded by Alderman Dolan.

**MATTERS ARISING:**

**Sara Lee Factory Closure:** The Town Clerk informed members that he had written to the Management of Sara Lee factory, Invest Northern Ireland and to the Department of Education Culture & Learning requesting a range of support for those who would lose their jobs and to seek a meeting with the management of the factory. He added that Invest Northern Ireland had responded in a letter dated 15 June 2004 and had recorded the organisations regret on the closure of the plant, both in terms of the impact on the individuals concerned and on the economy of the North West. Invest Northern Ireland had also indicated that the decision to close the factory was commercial and in response to continuing competitive and economic factors. Members also noted that joint preparations were underway between Invest Northern Ireland and DECAL to provide support for these being made redundant through the provision of redundancy clinics in late June/early July. He further added that the Management of Sara Lee had not responded to the request for a meeting.

Councillor Lowry reiterated that the site should be retained for small to middle sized enterprises. The Town Clerk suggested that a way to protect the site could

be to have it zoned for industrial use and agreed to take this matter up with the Planning Service.

**Notice of Motion – ‘Scrape Age Discrimination for Equality’:** The Town Clerk reported the Office of the First Minister & Deputy First Minister had written in response to Council’s Notice of Motion on age discrimination and that it was confirmed that further to draft regulations, legislation would come into force in 2006 to comply with the EU Employment Framework Directive.

**Spring Clean Campaign:** Councillor Douglas said that a number of residents had complained of having surplus rubbish and said they felt disillusioned that Council had decided not to continue with its Spring Clean Campaign or to give a proper explanation as to why this service was no longer available. The Chief Technical Service Officer reminded members that Council offered a year round collection for bulky household discharge and that such items were also accepted at civic amenity sites in Dungiven and Limavady. He added that recycling was preferred over landfill and that the LCDI Green Shed Project would ease the problem when it was established.

**Restricted Car Parking – Catherine Street and Main Street Limavady:** The Town Clerk reported that Mr John Young, Traffic Engineer, Roads Service had written in a letter dated 14 June 2004 confirming that it was Roads Service intention to have the necessary alterations carried out and the revised restrictions would be in place by the end of August 2004.

#### **ROE VALLEY CHAMBER OF TRADE & COMMERCE:**

**Minutes:** The minutes of meeting held Monday 7 June 2004 were tabled and noted.

#### **CHIEF ENVIRONMENTAL HEALTH OFFICER’S REPORT – JUNE:**

The Chief Environmental Health Officer presented his report and enlarged thereon. The report was adopted on the proposal of Alderman Dolan, seconded by Councillor Cubitt subject to the following:

**Child Safety Week 21 – 27 June 2004:** The Chief Environmental Health Officer reported that the aim of Child Safety Week was to encourage children, parents and carers to take practical steps to prevent childhood accidents or to reduce their severity. He added that 90% of accidents were preventable and that it was important that the environment was kept safe and children were taught the importance of safety at an early age.

The Chief Environmental Health Officer informed members that the Home Safety Officer for Limavady Borough Council, together with members of Limavady Home Accident Prevention Group and staff of the Health Promotion Department had set up an information stand at Tesco on Tuesday 22 June 2004 where children and carers could avail of the relevant literature and promotional material.

**Bye-Law Prohibiting the Consumption of Intoxicating Liquor in Designated Places – LR344/5/6:** The Chief Environmental Health Officer said that an incident had occurred in Ballykelly on 1 May 2004, when 3 male persons were observed drinking alcohol in the street. He reminded members that it was an offence to consume intoxicating liquor in a designated place and that a sign

designated 'no drinking area' was located within 4 m of where the offence occurred.

Members agreed that the details be referred to Council's solicitor with view to legal proceedings against the persons identified for contravention of the bye-law.

Councillor Cubitt queried if those who had broken Council's bye-laws at the Jazz & Blue Festival would be prosecuted. The Chief Environmental Health Officer said that the PSNI was responsible for enforcement of this law and if any prosecutions were to take place he would bring them before Council.

**Deposit of Litter at Drumachose Park:** The Chief Environmental Health Officer reported that following a discovery of a quantity of litter/waste at Drumachose Park, a fixed penalty had been served for an offence under the Litter (NI) Order 1994 and despite several reminders this penalty was not paid and remained outstanding to date. It was agreed that legal proceedings be initiated to resolve this matter.

### **CHIEF TECHNICAL SERVICES OFFICER'S REPORT – JUNE:**

The Chief Technical Services Officer presented his report and enlarged thereon. The report was adopted, on the proposal of Alderman Robinson, seconded by Councillor Lowry subject to the following:

**Tender for Provision of CoTC Services and for Disposal of Tyres:** The Chief Technical Service Officer said that to meet the legislative requirements of Article 3 of the Waste Management & Contaminated Land (NI) Order 1997, Councils within the North West Regional Waste Management Group and the Southern Waste Management Partnership have sought services for training and assessment of personnel currently operating landfill and civic amenity sites and for services for the collection and recycling of tyres. It was agreed on the proposal of Alderman Dolan, seconded by Councillor Donaghy to accept the tender evaluations submitted by Kirk McClure & Morton and thereby appoint Practical Waste Solutions Ltd for the provision of CoTC Services and R4 for the Disposal of Tyres.

**Dungiven Civic Amenity Site:** The Chief Technical Service Officer reported that due to work pressures the Valuation & Lands Agency was no longer able to act for Council as previously in the provision of property and recommended to members that Council appoint an estate agent to act for Council in such property matters. He pointed out that the District Valuer would continue to certify the recommended prices. Agreed.

**Relocation of Ballyquin Depot/Civic Amenity Site:** The Chief Technical Service Officer highlighted that members had visited Magherafelt Recycling Centre to see the scale of the facility required to be able to deal with over twenty different types of recyclate and to divert 80% of amenity site arising from landfill. He said that it was not feasible to provide a similar facility within the limited site at Ballyquin Road but that such a facility could be provided at little or no cost to Council if the Ballquin site was sold for development.

The Chief Technical Service Officer explained that expressions of interest for suitable sites had been sought and were currently being evaluated and that he would bring a report thereon to the next meeting of Council.

It was noted by members that current waste arising stood at under 4000 tonnes and that a reduction of 80% as achieved by Magherafelt facility would represent a diversion of 3000 tonnes per year from landfill, which would represent a saving of £600,000 per year in fines come 2007/08.

**Magilligan Ferry Terminal:** The Chief Technical Service Officer submitted quotations for the 'surveying and analysis works' required under the Article 40 Agreement and for the provision of an 'as built survey' of the pier, slipway and parking area at Magilligan Ferry Terminal. It was agreed by members to commission Scadin to carry out the necessary survey work and H R Wallingford to carry out the associated analysis work. It was further agreed to appoint Scadin to provide an 'as built survey' of the pier, slipway and parking area.

The Chief Technical Service Officer further submitted a Construction Service report for the fabrication and installation of a winching system for the pontoon access ramp at the terminal link and it was agreed to accept the recommended price of £12,000 submitted by Gillans for this work.

### **LEISURE SERVICES:**

The Chief Recreation & Tourist Officer reported that the trip to Vigneux sur Seine by primary school children from the Borough and the Alan School of Dancing had been a resounding success and that the schools and Twinning Committee were to be congratulated. He added that the Mayor of Vigneux wished to ensure the trips continue for the years ahead and had invited a number of members to attend the Bastille Celebrations on 12 – 15 July 2004. He added further that approximately 12-15 firemen from the French town had visited the Borough the previous week and that in October dancers from Vigneux sur Seine would be coming to visit the Borough.

It was agreed on the proposal of Councillor A Brolly, seconded by Councillor Lowry that Council provide hospitality for the visitors in October 2004 and that the Deputy Mayor Councillor Coyle, Councillor F Brolly, Councillor A Brolly and Chief Recreation & Tourist Officer attend the Bastille celebrations in July 2004.

### **LIMAVADY DISTRICT POLICING PARTNERSHIP (DPP):**

Miss Linda McKee, the District Policing Partnership Manager presented the first annual report for the DPP and said that the DPP was set up under Section 16 of the Police (NI) Act 2000, to:

- provide views to the District Commander on any matter concerning policing in the district
- monitor the performance of the police in carrying out the policing plan
- obtain the co-operation of the public with the police in preventing crime and
- act as a general forum for discussion and consultation on matters affecting the policing in the district.

Members noted that one of the DPP's key responsibilities was the determination of policing priorities and that the DPP developed a list of issues for recommendation to the District Commander. The District Policing Partnership

emphasized the need for adequate resources in terms of personnel and finance and that for the police to do their duties fully that they would require the full support of the community in which they work

It was proposed by Councillor Lowry, seconded by Alderman Dolan that Council receive the DPP Report. Councillor Coyle further suggested that the Report be published in hard copy and that it should also be made available on Limavady Borough Council website ([www.limavady.gov.uk](http://www.limavady.gov.uk)).

#### **LICENCES:**

**The Marriage (N.I.) Order / Regulations 2003:** The Town Clerk presented reports by the Senior Building Control Officer regarding the following applications for civil marriage licence:

- Gorteen House Hotel, Limavady - (a) Cedar Suite, (b) O’Cahans Suite and (c) Deerpark Lounge
- Drummond Hotel, Ballykelly – (a) Finlough Suite, (b) Muldonagh Suite and (c) Garden Area.

As both premises met all the requirements of the Marriage Order 2003, it was agreed on the proposal of Councillor Lowry, seconded by Councillor Cubitt to approve the areas of the premises for a venue for Civil Marriages.

**Draft Betting and Gaming (N.I.) Order 2003:** The Town Clerk submitted a report prepared by the District Chief Building Control Officer in which the Betting and Gaming Order 2004 was in the process of being made by the Department for Social Development and that an additional amusement permit to authorise gaming machines, which offer a maximum jackpot of £25 was to be introduced in September/October 2004. It was agreed on the proposal of Councillor Coyle, seconded by Alderman Dolan that in line with member’s agreement at April’s SOLACE meeting, that Council approve the £250 application fee for the grant and renewal of the additional type of Amusement Permit.

**The Betting Gaming Lotteries & Amusements (N.I.) Order 1985:** The Town Clerk presented a report by the District Chief Building Control Officer regarding an application for renewal of Amusement Permit by Mr Ian Madden, 3 Linenhall Street. It was agreed on the proposal of Councillor A Brolly, seconded by Councillor Coyle that subject to no adverse comments being received from the PSNI that Council renew the Amusement Permit.

#### **NOMINATIONS - COURT OF THE UNIVERSITY OF ULSTER:**

It was agreed on the proposal of Councillor Lowry, seconded by Councillor F Brolly that Alderman Dolan be nominated to serve on the Board of the Court of the University of Ulster for the four-year period commencing 1 October 2004.

#### **WESTERN EDUCATION & LIBRARY BOARD:**

**Minutes:** Minutes of meeting held Thursday 25 March 2004 were tabled and noted.

**WESTERN GROUP ENVIRONMENTAL HEALTH COMMITTEE:**

**Minutes:** Minutes of meeting held on 25 March 2004 were tabled and noted.

**WESTERN EDUCATION & LIBRARY BOARD:**

**Minutes:** Minutes of meeting held on 21 April 2004 were tabled and noted.

**WESTERN HEALTH & SOCIAL SERVICES TRUST:**

**Minutes:** Minutes of meeting held on 22 April 2004 were tabled and noted.

**REPORT FROM BOARD OF THE HOUSING EXECUTIVE:**

**Minutes:** Minutes of meeting held on 28 April 2004 were tabled and noted.

**FOYLE HEALTH & SOCIAL SERVICES TRUST:**

**Minutes:** Minutes of meeting held on 28 May 2004 were tabled and noted.

**FAIR EMPLOYMENT TRIBUNAL DECISION 21 MAY 2004 - TO RECEIVE MR W B THOMPSON**

Officers and press left the meeting and elected members met with Mr W B Thompson in Committee.

**COURSES/CONFERENCES:**

**National Women's Conference:** It was agreed on the proposal of Councillor Donaghy, seconded by Alderman Dolan that Councillor A Brolly attend the above course to be held at the Ramada Jarvis Hotel, Belfast on 3 – 5 September at a cost of £295 plus vat and accommodation.

**ANY OTHER BUSINESS:**

**Dungiven By-Pass:** The Town Clerk reported that further to cancelling a meeting with Council on 22 June 2004, the Office of the First Minister had requested that a meeting to discuss Dungiven By-Pass be rescheduled. It was agreed that the agreed deputation from Council meet with Minister Spellar on 10 August 2004 at 2.30 pm.

**Lough Foyle Car Ferry:** Councillor Brown requested an update on security search requirements at Lough Foyle Car Ferry. The Town Clerk confirmed that he had written on several occasions to the Secretary of State to seek a derogation of the search requirements at the ferry terminal and that whilst no response had been provided as yet, he would issue another letter in an attempt to get clarification on this.

**NEXT MEETING:**

25 August 2004

**THIS CONCLUDED THE BUSINESS**

**(The meeting ended at 10.30 pm)**