

BALLYMONEY BOROUGH COUNCIL**Table of Contents**

33.1	NI Water	<i>Presentation of Capital Works Programme 2008/09</i>
33.2	Minutes – Meeting No 32 – 17 th November 2008	<i>Received</i>
33.3	Christmas/New Year Closing	<i>2nd January 2009 agreed</i>
33.4	Planning Schedule 1-21 & 1-15 (deferred)	<i>Response Agreed</i>
33.5	Notice of Motion by Councillor Robinson	<i>Substantive motion carried</i>
33.6	RPA – guidance on the Establishment of Transition Committees	
33.7	Consultation on Policy Proposals for a Roads (Misc) Provisions Bill	
33.8	Planning Appeals Commission	
	8.1 The Planning (NI) Order 1991 Appeal Against Enforcement Notice	
	8.2 The Planning (NI) Order 1991 Appeal Against Enforcement Notice	
	8.3 The Planning (NI) Order 1991 Enforcement Appeal	<i>Councillor Finlay & Alderman Campbell to attend Hearing</i>
33.9	NI Ambulance Service	
33.10	PPS21	<i>Workshop to be held</i>

BALLYMONEY BOROUGH COUNCIL

Minutes of Consultation Committee Meeting No 33, held in the Council Chamber, Riada House, Ballymoney on Monday 15th December at 2.00 pm.

IN THE CHAIR Councillor R Wilson

PRESENT **Aldermen**
F Campbell
H Connolly
C Cousley, Deputy Mayor
J Simpson

Councillors
A Cavlan
J Finlay
M McCamphill
P McGuigan
A Patterson
E Robinson
I Stevenson

APOLOGIES **Councillors**
D McKay, MLA
M Storey, MLA

IN ATTENDANCE Chief Executive
Head of Corporate & Development Services **(Items 9 & 10)**
Committee Clerk

NI Water (Item 1)
W Duddy – Head of Customer Services
F Stewart - Senior Technical Officer, Development Services

DoE Planning Service (Items 4)
G McClelland

Press

33.1 NI WATER CAPITAL WORKS PROGRAMME 2008/09 & UPDATE 2007

The Chair welcomed Mr Duddy & Mr Stewart to the meeting to give a presentation to members on NI Water's Capital Works Programme 2008/09 and update members on works completed to date. A copy of the Capital Works Programme was circulated to members and a copy of the presentation is attached as Appendix 1.

Mr Duddy outlined developments in NI Water strategy locally and across Northern Ireland and their continued work in efficiency development. He highlighted improvements in the data systems across the organisation, customer services, deferment of domestic charges and the outcome of the panel review. He advised that new non-domestic charges had been introduced in April and that the Department continues to work on its new customer code of practice. The Department intends to continue with the reduction in head count when offices reduce from 26 to a hub of five. Referring to flooding in August, Mr Duddy advised that the Department worked closely with other agencies and that NI Water staff were on standby to assist with problems.

Mr Duddy and Mr Stewart dealt with the various sections of the report covering proposed schemes and responded to a range of questions on the schemes included in the report. A number of specific issues were presented to the representatives. These included.

- Inclusion of Craigs Road and Church Road in Rasharkin scheme
- Anticipated timescale for completion of work at Loughguile and responsibility for upkeep of road after completion
- Flooding at Bravellan Road and the Meadows; single floodline number to be available and storm pipe constructed
- Sample and monitoring of reinstatements
- Ground scheme at Dunloy and plans to undertake drainage study in spring 2009
- Reduction in staffing levels
- Co-ordination with other agencies

Thanks were extended to NI Water Service for a number of schemes completed.

The Chairman thanked Mr Duddy and Mr Stewart for their report and attention to the concerns and questions listed and they left the meeting at 2.50 pm.

33.2 MINUTES – MEETING NO 32 – 17TH NOVEMBER 2008

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

that the minutes of Meeting No 32 – 17th November 2008, as circulated, be tabled.

A discussion ensued with Councillor Finlay requesting clarification on the adoption of minutes. The Chief Executive advised that committees, including the Consultation Committee, adopt their own minutes for accuracy. Minutes are tabled at Council so that the recommendations can be adopted. Consultation Committee minutes will, in future, be tabled at Council as 'received', since it has full delegated powers.

The Chief Executive responded to members' questions relating to Council's adoption of minutes at Council meetings and the recording and consideration of recommendations. He reminded members of their decision to issue the Consultation Committee with full Council powers, stating that this can be changed if required. The Chief Executive agreed to provide a copy of the appropriate legislation to members for their information.

At the request of Councillor McGuigan, the Chief Executive clarified the mechanism to rescind any resolution of the Council which was passed within the preceding six months in accordance with item 6.21 of Standing Orders.

33.3 CHRISTMAS/NEW YEAR CLOSING

Referring to the Christmas and New Year holiday period, the Mayor said "I am very conscious of the effect there has been on staff morale in the Council due to the review of public administration. In recognition of the good service staff have continued to give despite the uncertainties surrounding the review, I want to make a proposal about Friday 2nd January 2009.

My proposal is that all Council buildings close that day and that staff are given the day off. Separate arrangements will apply to staff who are required to work that day, so that they receive the same time off on another occasion, by agreement with their line managers."

The Mayor urged all members to support his proposal.

It was proposed by Councillor Finlay, seconded by Alderman Campbell

“that all Council buildings close on Friday 2nd January 2009, and that staff are given the whole day off. Separate arrangements to apply to staff who are required to work that day, so that they receive the same time off on another occasion, by agreement with their line managers”.

Alderman Simpson expressed the view that any staff wishing to take leave on 2nd January 2009 should do so by using their holiday entitlement.

A vote was taken with 9 members voting in favour of the motion and 1 member voting against.

The Chair declared the motion carried.

33.4 PLANNING APPLICATIONS

Planning Applications 1-21 and 1-15 (deferred) were considered and the opinion of the Planning Service accepted except where stated otherwise.

15th December 2008**ITEM NO 4**

APPLIC NO D/2008/0138/RM Reserved Date Valid 12/03/2008
 APPLICANT Mr & Mrs S Gowland
 APPLIC ADDRESS C/o R Robinson & Sons, Albany Villas, 59 High Street, Ballymoney, BT53 6BG
 LOCATION 130m SE of junction of Station Road and Frosses Road Dunloy
 PROPOSAL New dwelling and garage
 REPRESENTATIONS 0 Objections 0 Support 0 Petition of Objection 0 Support Petitions
 OPINION **REFUSAL**

- 1 The proposal is contrary to Policy CTY 13 of Draft Planning Policy Statement 21: Sustainable Development in the Countryside in that the design of the proposed dwelling is inappropriate for the site and its locality.

It was **AGREED:**

***that an Office Meeting be held
(Councillor Finlay)***

At the request of Councillor McCamphill, the Planning Officer advised that this application is a Reserved Matters application and that there remains a visual impact of the proposal.

ITEM NO 8

APPLIC NO D/2008/0319/F Full Date Valid 02/07/2008
 APPLICANT Mr S Mc Closkey
 APPLIC ADDRESS C/O R. Robinson & Sons, Albany Villas, 59 High Street, Ballmoney, BT53 6BG
 LOCATION 82m N. W of 104 Corkey Road, Loughgiel.
 PROPOSAL New free range poultry house for 20,000 birds.
 REPRESENTATIONS 0 Objections 0 Support 0 Petition of Objection 0 Support Petitions
 OPINION **APPROVAL**

Councillor Stevenson welcomed this approval.

ITEM NO 12

APPLIC NO D/2008/0374/F Full Date Valid 11/08/2008
 APPLICANT Mr C Culbertson

APPLIC ADDRESS C/o R. Robinson & Sons, Albany Villas, 59 High Street, Ballymoney, BT53 6BG
 LOCATION 80m S.E of 148 Finvoy Road, Ballymoney
 PROPOSAL Proposed new free range poultry house for 20,000 birds (maximum).
 REPRESENTATIONS **1** **Objections** 0 Support 0 Petition of Objection 0 Support Petitions
 OPINION **REFUSAL**

- 1 The proposal is contrary to Policies CTY1 and CTY12 of Draft Planning Policy Statement 21 Sustainable Development in the Countryside, as the proposal is not necessary for the efficient use of an agricultural holding, is not sited beside existing farm buildings and will result in detrimental impact on the amenity of residential dwellings outside the farm holding

Objections (2 received) related to:

Visual impact, odour, respiration problems, devaluation, ownership, access & vermin.

It was **AGREED:**

that an Office Meeting be held (Councillor Finlay)

ITEM NO 14

APPLIC NO D/2008/0392/F Full Date Valid 21/08/2008
 APPLICANT Tesco Stores Ltd
 APPLIC ADDRESS C/o DPP, 4th Floor Scottish Mutal Building, 16 Donegall Square South, Belfast, BT1 5JG
 LOCATION Tesco Stores, Castle Street, Ballymoney
 PROPOSAL Cooling Heating Power (CHP) Micro-Turbine unit located within service yard
 REPRESENTATIONS 0 **Objections** 1 Support 0 Petition of Objection 0 Support Petitions
 OPINION **APPROVAL**

At the request of Councillor Stevenson, the Planning Officer advised that a letter of support has been received in relation to proposed reduction in carbon emissions.

ITEM NO 17

APPLIC NO D/2008/0402/F Full Date Valid 29/08/2008
 APPLICANT Bmc Construction
 APPLIC ADDRESS 96 Drumagarner Road, Kilrea
 LOCATION 13 Finvoy Road, Ballymoney
 PROPOSAL Proposed demolition of existing dwelling & sheds to provide 2 No. townhouses
 REPRESENTATIONS **3** **Objections** 0 Support 0 Petition of Objection 0 Support Petitions
 OPINION **REFUSAL**

- 1 The proposal is contrary to Policy QD1 of Planning Policy Statement 7, Quality Residential Environments, the Department's Design Guide "Creating Places" and Development Control Advice Note 8 "Housing in Existing Urban Areas" in that the development as proposed fails to provide a quality residential environment.

Objections related to:

Impact on character, over development, impact on privacy and daylight, Roads Service issues, undeclared sight lines, removal of trees and impact on wildlife.

At the request of Councillor Finlay, the Planning Officer advised that this is a second, unchanged application.

It was proposed by Councillor Finlay, seconded by Alderman Campbell

that the decision of Planning Service be accepted.

It was proposed by Councillor McCamphill, seconded by Councillor Cavlan

that an Office Meeting be granted

The Chair put motion one to the vote with 7 members voting in favour and 4 members voting against.

The Chair declared Councillor Finlay's motion carried.

ITEM NO	20					
APPLIC NO	D/2008/0451/F	Full	Date Valid	30/09/2008		
APPLICANT	Mr A Millar					
APPLIC ADDRESS	C/o Russell Finlay, 12 Drumrammer Road, Ahoghill					
LOCATION	Site 37 Drumnamallaght Park Balnamore Road Ballymoney					
PROPOSAL	Dwelling & garage					
REPRESENTATIONS	1	Objections	0	Support	0	Petition of Objection
OPINION		APPROVAL			0	Support Petitions

Objection related to

sites 43 and 44 which have outline approval (objection does not relate to current site)

Councillor Robinson will contact Planning Service to request further information.

APPLICATIONS DEFERRED FROM PREVIOUS MEETING**ITEM NO D 1**

APPLIC NO D/2007/0044/F Full Date Valid 25/01/2007
 APPLICANT Murton Developments Ltd
 APPLIC C/O Market Studio, 14 Market Road, Ballymena, BT43 6EL
 LOCATION 1-1a Charles Street, Ballymoney.
 PROPOSAL Apartment development comprising 8 No. units and associated ground floor parking.
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 2

APPLIC NO D/2007/0119/O Outline Date Valid 17/05/2007
 APPLICANT Mr R Pollock
 APPLIC C/o 2020 Chartered Architects, 9a Linenhall Street, Ballymoney, BT53
 LOCATION Off Cabra Lane and at rear of No.26 Bendooragh Road, Ballymoney
 PROPOSAL Proposed replacement dwelling
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 3

APPLIC NO D/2007/0270/F Full Date Valid 29/05/2007
 APPLICANT Mr Mc Gothigan
 APPLIC 27 Hill Street, Ballymena
 LOCATION 47 Drones Road, Armoy
 PROPOSAL Replacement dwelling and garage.
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 4

APPLIC NO D/2007/0537/F Full Date Valid 17/10/2007
 APPLICANT Mrs S Mornin
 APPLIC 81C Finvoy Road, Ballymoney, BT53 7JG
 LOCATION 81C Finvoy Road, Ballymoney.

PROPOSAL Change of use of domestic garage to playroom for child minding business and new access road to serve existing dwelling.
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 5

APPLIC NO D/2007/0566/RM Reserved Date Valid 26/10/2007
 APPLICANT Mr T Newcombe
 APPLIC C/o McGarry-Moon Architects, 9 Fallahogey Road, Kilrea, BT51 5ST
 LOCATION Site to the rear of 130 Vow Road, Ballymoney
 PROPOSAL New dwelling house with detached garage
 REPRESENTATION 2 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 6

APPLIC NO D/2007/0591/O Outline Date Valid 09/11/2007
 APPLICANT Mrs A Gamble
 APPLIC 12 Queens Park, Burnquarter Road, Ballymoney, BT53 7DP
 LOCATION 20m South of 49 Burnquarter Road Ballymoney
 PROPOSAL Demolish existing outbuildings and former dwelling. Construct new replacement dwelling and detached garage.
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 7

APPLIC NO D/2007/0607/O Outline Date Valid 16/11/2007
 APPLICANT Mr B Sharkey
 APPLIC C/o Bell Architects Ltd, 65 - 67 Main Street, Ballymoney, BT53 6AN
 LOCATION 67 Boyland Road, Ballymoney
 PROPOSAL Site for replacement dwelling
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 8

APPLIC NO D/2007/0631/RM Reserved Date Valid 26/11/2007
 APPLICANT Fortring Properties Ltd

APPLIC C/o A-Three Architecture Design, 43 - 45 Church Street, Potadown
 LOCATION 230m south of 3 Tamlaght Road, Rasharkin.
 PROPOSAL Erection of dwelling and detached garage
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 9

APPLIC NO D/2007/0664/RM Reserved Date Valid 13/12/2007
 APPLICANT Fortring Properties Ltd
 APPLIC C/o A-three Architecture, 43 - 45 Church Street, Portadown, BT62 3EU
 LOCATION 470m South of 3 Tamlaght Road, Rasharkin.
 PROPOSAL Erection of dwelling.
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 10

APPLIC NO D/2008/0015/F Full Date Valid 09/01/2008
 APPLICANT Croftmore Developments Ltd
 APPLIC C/o Brendan Mc Mullan, 93 Iniscarn Road, Desertmartin, BT45 5NJ
 LOCATION 11-17 Milltown Avenue, Ballymoney.
 PROPOSAL Proposed residential development (24 No. apartments).
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 11

APPLIC NO D/2008/0055/RM Reserved Date Valid 31/01/2008
 APPLICANT Bloomfield Property Dev Ltd
 APPLIC C/o James Hughes Architecture, 10b Fallylea Road, Maghera, BT46 5JT
 LOCATION 280m South West of 112 Tullaghans Road, Dunloy
 PROPOSAL Proposed dwelling
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 12

APPLIC NO D/2008/0146/A Advertisement Date Valid 18/03/2008
 APPLICANT Ground Espresso Bars

APPLIC C/o Dennis R Tosh, 40 Nursery Avenue, Coleraine, BT52 1LP
 LOCATION No 4 High Street, Ballymoney.
 PROPOSAL Surface mounted and suspended Espresso Bar signs (retrospective application).
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION REFUSAL

- 1 The proposal is contrary to Policy AD 1 of Planning Policy Statement 17 - Control of Outdoor Advertisements and Planning Policy Statement 1 - General Principles, in that the signage is considered to be detrimental to the visual amenity of the surrounding Ballymoney Conservation Area by reason of its inappropriate scale and design.

The Planning officer drew members' attention to this retrospective application stating that the Department's decision to refuse the application remains unchanged.

ITEM NO D 13

APPLIC NO D/2008/0160/F Full Date Valid 31/03/2008
 APPLICANT Genmark Developments
 APPLIC C/o Vision Design, 5b Rainey Street, Magherafelt, BT45 5DA
 LOCATION Adjacent to 24 Station Road, Dunloy.
 PROPOSAL Proposed residential development of 12 No. apartments.
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

ITEM NO D 14

APPLIC NO D/2008/0192/F Full Date Valid 17/04/2008
 APPLICANT Mr L Rogers
 APPLIC C/o Diamond Architecture, 77 Main Street, Maghera, BT46 5AB
 LOCATION 30 Kilraughts Road Ballymoney
 PROPOSAL Proposed extension to the side of existing garage for domestic storage purposes
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

Councill Stevenson thanked the Department for their decision to approve this application. Councillor Stevenson extended condolences to the Planning Officer on the death of his grandfather.

ITEM NO D 15

APPLIC NO D/2008/0322/F Full Date Valid 03/07/2008
 APPLICANT Mr G Hunter

APPLIC C/o Hunter Associates, 8 Charlotte Street, Ballymoney, BT53 6AY
 LOCATION Lands 192m south east of 52 Ballykenver Road, Armoyn
 PROPOSAL Proposed two storey replacement dwelling with garage
 REPRESENTATION 0 Objection 0 Suppor 0 Petition of 0 Support Petitions
 OPINION APPROVAL

Responding to members' questions relating to PPS21 and PPS14, the Planning Officer advised that not all PPS14 applications will be dealt with within the consultation period which finishes on 31st March. Approximately 50 applications remain outstanding. The Department will process applications by developmental type ie replacements, followed by farm dwellings, special circumstance cases and speculative applications. Approvals under PPS21 (draft) will be brought back to council but potential refusals will be held until the end of the consultation period.

APPEAL DECISIONS NOTIFIED

ITEM NO 1
 APPLIC NO **D/2005/0994/O** PAC NO **2006/A2303**
 RESULT OF APPEAL **Dismissed**
 APPLICANT Mr Mc Garry
 LOCATION 70m East of 43 Corky Road
 PROPOSAL Proposed site for two dwellings with domestic garages

Date of Office Meetings: 7th January 2009 at 9.00 am in the McKinley Room, Riada House

The Planning Officer left the meeting at 3.30 pm.

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

that the Notice of Motion proposed by Councillor Robinson and listed as item 6 of the Agenda be taken for discussion prior to RPA additional guidance (item 5 of agenda).

33.5 NOTICE OF MOTION BY COUNCILLOR ROBINSON

Councillor Robinson proposed the following motion, seconded by Councillor Finlay

I, Evelyne L Robinson, hereby give notice of a motion:

to rescind Council decision 32.9 Point 9.1, proposed by Councillor Cavlan and seconded by Councillor McCamphill and taken at the Consultation Committee on 17th November 2008

“that table 1 – directly proportionate to party strengths, be used to identify members of the Joint Committee to carry out the functions of the Transition Committee.”

*(signed) : Evelyne L Robinson, Mervyn Storey, Frank Campbell, J Finlay
5/12/2008*

Councillor Finlay proposed an amendment, seconded by Councillor Stevenson:

and that the d’Hondt system be triggered to fill the five places on the Transition Committee.

Councillor McCamphill requested a recorded vote be taken on the amendment.

FOR (7)

Alderman Simpson
Alderman Cousley
Councillor Finlay
Alderman Campbell
Councillor Stevenson
Councillor Robinson
Councillor Wilson

AGAINST (2)

Councillor McCamphill
Alderman Connolly

The Chairman declared the amendment carried.

Councillor McCamphill proposed a further amendment to the substantive motion, seconded by Councillor Cavlan:

“and the main positions of Mayor and Deputy Mayor”.

A vote on the amendment was taken:

FOR	AGAINST
2	8

The chair declared the amendment lost.

A vote was taken on the substantive motion:

to rescind Council decision 32.9 Point 9.1, proposed by Councillor Cavlan and seconded by Councillor McCamphill and taken at the Consultation Committee on 17th November 2008:

that table 1 – directly proportionate to party strengths, be used to identify members of the Joint Committee to carry out the functions of the Transition Committee

and that the d’Hondt system be triggered to fill the five places on the Transition Committee.

FOR	AGAINST
7	2

The Chair declared the substantive motion carried.

- 33.5 RPA - additional guidance on the establishment of Transition Committees (DOE LG Circular LG16/08 – 24/11/08)
-Deferred from Council Meeting No. 891 on 1st December 2008 to facilitate further discussion.**

Council decided on 1 December to refer the issue of the possible fifth place on the Transition Committee and how it is to be filled to the Consultation Committee. The recommendation before Council is reproduced below: -

Background

Guidance was issued on 28th October 2008 on the formation of Transition Committees. This Circular is additional guidance to clarify the specific issue of the formation of the Transition Committee for the new local government area made up of Limavady, Coleraine, Ballymoney and Moyle Councils.

This area poses a unique issue for the creation of a Transition Committee in that four councils are coming together. The Department has become aware that the maximum of 16 members set out in the guidance means that each amalgamating Council can only nominate 4 members, which is less than any of the other amalgamating Councils affected and this may pose problems in achieving an accurate representative balance from each of the councils.

Detail

In this particular case only, the maximum number of Transition Committee members shall be set at 20 ie up to five from each council. This will facilitate the councils in nominating members reflective of their political balance.

All other Transition Committees will retain a maximum membership of sixteen, drawn equally from constituent councils.

IT IS RECOMMENDED THAT Council agree that the Transition Committee shall have five members from each council and that the fifth place is allocated on the basis of proportionality as agreed at the Consultation Committee No 32 on 17th November 2008.

(If Council adopts this recommendation, the representation from Ballymoney Borough Council will be:-

DUP – 2 places
SF, UUP & SDLP – 1 place each

Parties should supply the names of their representative(s) to the Chief Executive as soon as possible. The first meeting of the Transition Committee is likely to be held at 10.00am on 12th December, in the offices of Coleraine Borough Council.)

In light of the delay in selecting the Council's representatives on the transition Committee, the first meeting of the Transition Committee will be in January 2009.

For information, the tables below show how five seats would be allocated using proportionality and d'Hondt.

Table 1 – Directly proportionate to party strengths

Party	DUP	SF	UUP	SDLP	TUV	Independent	Total
Seats on council	7	3	2	2	1	1	16
Seats on TC	$5 \times 7/16$ = 2.1875	$5 \times 3/16$ = 0.9375	$5 \times 2/16$ = 0.625	$5 \times 2/16$ = 0.625	$5 \times 1/16$ = 0.3125	$5 \times 1/16$ = 0.3125	5
Rounded	2	1	1	1	0	0	5

Table 2 – d'Hondt formula.

Party	DUP	SF	UUP	SDLP	TUV	Independent	Total
Seats on council	7	3	2	2	1	1	16
Seats on TC	3	1	1	0	0	0	5

In making nominations, Council is reminded of the requirement of the guidance note that “Members appointed to Transition Committees should have the time, capacity and commitment to contribute effectively to the development of the new Councils.” It should also be aware that there will be a heavy workload on this committee and it is likely some meetings will be held in daytime.

The Chief Executive requested that names of nominees to the Transition Committee, parties identified using table 2, d'Hondt formula as agreed in 33.5 above, be supplied at the earliest opportunity.

The resolution adopted at Item 33.5 above dealt with this item of business.

33.7 CONSULTATION ON POLICY PROPOSALS FOR A ROADS (MISCELLANEOUS PROVISIONS) BILL

The Department is proposing to introduce two new policy measures aimed at improving the control and management of traffic on our roads. These are the introduction of a permit scheme for the execution of certain works on roads and the temporary closure of roads for events and filming. A consultation paper has been issued by the DRD, which

sets out the policy proposals for eventual inclusion in a Roads (Miscellaneous Provisions) Bill. A copy of the full consultation document is available on the Roads Service website at www.roadsni.gov.uk/index/consultations.htm or by contacting the Office of the Chief Executive. Comments should be submitted by Friday 6 March 2009.

* **Councillor McGuigan and Councillor Cavlan left the meeting at 3.50 pm.**

33.8 PLANNING APPEALS COMMISSION

8.1 THE PLANNING (NI) ORDER 1991 APPEAL AGAINST ENFORCEMENT NOTICE

Issued on 8th October 2008 to Mr Roy Camac – alleged unauthorized use of the land for a moto-cross circuit making a material change in the use of the said lands 180m SW of 62 Kirk Road Ballymoney

Representations from Council should be submitted by 23rd December 2008.

8.2 THE PLANNING (NI) ORDER 1991 APPEAL AGAINST ENFORCEMENT NOTICE

Issued on 8th October to Mr Roy Camac – alleged unauthorized moto-cross circuit and mounds. Land at 180m SW of Kirk Road Ballymoney

Representations from Council should be submitted by 23rd December 2008

8.3 THE PLANNING (NI) ORDER 1991 ENFORCMENT APPEAL Mr Brian Moore – the alleged unauthorized use of the land for the sale of vehicles making a material change in the said lands. Land at 80m SW of 36 Kirk Road Ballymoney

The Commission acknowledges Council's representation in relation to the above and advises that it has decided to hear the appeal by Informal Hearing. Council is offered the opportunity to participate in the Informal Hearing procedure.

At the request of Alderman Campbell, the Chief Executive confirmed that no further complaints had been received since the Council served a notice on the landowner under Noise Regulations..

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

that the Mayor will attend the Informal Hearing procedure.

It was proposed by Councillor Wilson, seconded by Councillor Stevenson

that Alderman Campbell will attend the Informal Hearing procedure.

* **The Head of Corporate & Development Services joined the meeting at 3.55 pm.**

33.9 NORTHERN IRELAND AMBULANCE SERVICE

Consultation on Proposals for efficiency savings and comprehensive spending review investment 2008-11

The NIAS along with other Health Trusts in Northern Ireland is required to deliver an average 3% per annum cash releasing efficiency savings over the next three years.

A consultation document explaining the proposed model of service provision can be downloaded from www.niamb.co.uk or by contacting the Office of the Chief Executive.

Councillor Stevenson expressed concern at the level of cash releasing efficiency savings of 3% stating that this may have an impact on delivery of the service. The Chief Executive stated that in responding to the consultation document, Council could state its view that essential services should be retained.

33.10 PPS21

The Chief Executive advised members that information relating to Planning Department's Policy PPS21 had been circulated to members for their information. It was agreed that a presentation or workshop facilitated by Council's Planning Consultant to provide further information on the policy would be useful. Councillor Robinson advised that NILGA are hosting an Away Day on 18th December which she will attend with the Chief Executive when information on the Policy will be made available.

The meeting closed at 4.03 pm.

Appendices attached

Appendix 1 NI Water Service Capital Works Programme

JPD/JMc

APPENDIX 1



CWP Ballymoney
151208.ppt