

**MINUTES of MEETING of ARGYLL AND BUTE COUNCIL held in the COUNCIL CHAMBER, KILMORY,
LOCHGILPHEAD
on MONDAY, 6 DECEMBER 2010**

Present:

Provost William Petrie (Chair)

Councillor Chalmers	Councillor R Macintyre
Councillor Colville	Councillor Mackay
Councillor Currie	Councillor MacMillan
Councillor Dance	Councillor McNaughton
Councillor Devon	Councillor McQueen
Councillor Freeman	Councillor Marshall
Councillor Hay	Councillor Morton
Councillor Horn	Councillor Mulvaney
Councillor Daniel Kelly	Councillor Nisbet
Councillor Kinniburgh	Councillor Philand
Councillor MacAlister	Councillor Reay
Councillor McAlpine	Councillor Robb
Councillor McCuish	Councillor Robertson
Councillor Macdonald	Councillor Semple
Councillor McIntosh	Councillor Strong
Councillor D MacIntyre	Councillor Walsh

Attending:

Sally Loudon, Chief Executive
Douglas Hendry, Executive Director of Customer Services
Cleland Sneddon, Executive Director of Community Services
Sandy Mactaggart, Executive Director of Development and Infrastructure
Bruce West, Head of Strategic Finance
Charles Reppke, Head of Governance and Law
Donald MacVicar, Head of Community Regeneration
Dougie Dunlop, Head of Children and Families
Malcolm MacFadyen, Head of Facility Services
Carol Walker, Head of Education
Angus Gilmour, Head of Planning

1. APOLOGIES FOR ABSENCE

Apologies for absence were intimated from Councillors Scoullar and Simon.

2. DECLARATIONS OF INTEREST

There were no declarations of interest intimated.

3. POLITICAL MANAGEMENT ARRANGEMENTS

The Executive Director of Customer Services tabled a report which advised of the dissolution of the Coalition which had operated as the Administration of Argyll and Bute Council and invited the Council to consider the arrangements they now wished to put in place.

Motion

- (1) To note the dissolution of the Coalition between the Alliance of Independent Councillors and the SNP with effect from 2 December 2010.
- (2) (a) To amend the Council Constitution Scheme of Administration and Delegations paragraph 1.4.2
To add to the list of Executive positions contained at Section 1.4.2(1) "g Depute Provost"
- (b) To amend the Scheme of delegations as follows:-
- Para 1.3.2. (1) to delete the current provision and substitute the undernoted:-
- "(a) Sixteen Members, being 14 members drawn from the Partnership groups, including the Leader as Chair and the Depute Leader as Vice Chair, and 2 other Members (not being Members of a Partnership Group) in the composition of which regard will be had to the four decentralised areas of Argyll and Bute Council".
- (3) That the undernoted appointments cease with immediate effect namely:-

Appointment

Depute Provost and Spokesperson for Education and Lifelong Learning	Councillor Isobel Strong
Depute Leader and Spokesperson for Economy Environment and Rural Affairs	Councillor Robert Macintyre
Spokesperson for Social Services	Councillor Donald McIntosh
Spokesperson for Third Sector	Councillor John Semple
Spokesperson for Housing and Communities	Councillor George Freeman
Depute Spokesperson for Housing And Communities	Councillor Anne Horn
Depute Spokesperson for Transport and Infrastructure	Councillor Roddy McCuish
Depute Spokesperson for Economy, Environment and Rural Affairs – Helensburgh & Lomond Area Chair	Councillor Ron Simon
Helensburgh & Lomond Vice Chair	Councillor George Freeman
Leader of the Largest Opposition Group –	Councillor Ellen Morton
Depute Spokesperson for Islands and European Affairs	Councillor Ellen Morton
	Councillor Alister MacAlister

And as arising therefrom any position on any other body held as a consequence of said appointment will cease also with immediate effect.

- (4) (a) Having regard to 3 above that the following appointments be made to the undernoted positions and in terms of the Local Government (Scotland) Act 2004 (Remuneration) Regulations 2007 as amended, on the current basis of remuneration of such positions:-

Senior Councillors

Depute Leader & Spokesperson for Education and Lifelong Learning	Councillor Ellen Morton
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Spokesperson for Enterprise, Energy, Culture and Tourism .	Councillor Neil Mackay
Spokesperson for Social Affairs	Councillor Andrew Nisbet
Spokesperson for Environment	Councillor Bruce Marshall
Spokesperson for Rural and Islands Affairs, Housing and Gaelic	Councillor Robin Currie
Spokesperson for Third Sector and Communities	Councillor Rory Colville
Depute Provost & Spokesperson for European Issues	Councillor Len Scoullar
Chair Helensburgh and Lomond	Councillor Vivien Dance

- (b) To note that the undernoted appointments continue on the current basis and remuneration.

Provost	Councillor William Petrie
Leader of the Council and Spokesperson for Leadership and Economy	Councillor Dick Walsh
Spokesperson for Transport and Infrastructure	Councillor Duncan MacIntyre
Chair - Bute and Cowal	Councillor Bruce Marshall
Chair – Mid Argyll, Kintyre and the Islands	Councillor Donald MacMillan
Chair – Oban, Lorn and the Isles	Councillor Duncan MacIntyre
Chair of PPSL	Councillor Daniel Kelly

- (c) To appoint with immediate effect the undernoted Members shown in column 2 to the posts shown in column 1

Depute Spokesperson Education and Lifelong Learning	Councillor Vivien Dance
Depute Spokesperson Third Sector and Communities	Councillor Alex McNaughton
Depute Spokesperson Rural and Island Affairs, Housing and Gaelic.	Councillor Duncan MacIntyre
Depute Spokesperson Environment	Councillor Alison Hay
Depute Spokesperson Transport and Infrastructure	Councillor Al Reay
Depute Spokesperson Social Affairs	Councillor Elaine Robertson
Depute Spokesperson Enterprise, Energy, Culture and Tourism	Councillor Rory Colville

- (d) To appoint with immediate effect Councillor Al Reay as Vice Chair of Helensburgh and Lomond Area Committee.

- (e) To note that Councillor Andrew Nisbet can no longer serve on the Audit Committee and to appoint a member of the opposition to the Audit Committee with immediate effect.

- (5) To note that the Executive be reconstituted consisting of 16 Members of the Council with immediate effect on the basis of a geographic spread of 4 Councillors from each Area as per the Schedule attached and to invite the Leaders of the Opposition groups to nominate one Member each from Bute and Cowal and Oban, Lorn and the Isles to be Members of the Executive.

- (6) To note that a further report will be submitted to the next Council on appointments to Outside Bodies.

APPENDIX

EXECUTIVE

Area	Name
B&C	Councillor Dick Walsh
MAKI	Councillor Rory Colville
MAKI	Councillor Robin Currie
H&L	Councillor Vivien Dance
H&L	Councillor Andrew Nisbet
MAKI	Councillor Alison Hay
B&C	Vacancy - opposition
B&C	Councillor Bruce Marshall
OLI	Councillor Duncan MacIntyre
MAKI	Councillor Donald MacMillan
H&L	Councillor Ellen Morton
H&L	Councillor Gary Mulvaney
OLI	Councillor Elaine Robertson
B&C	Councillor Len Scoullar
OLI	Councillor Neil Mackay
OLI	Vacancy - opposition
	Maureen Arthur
	David McEwan
	William Dalby
	Alison Palmer
	Vacant

Moved by Councillor Walsh, seconded by Councillor Morton.

The Provost adjourned the meeting at 11.25am and reconvened at 11.50am.

Amendment

- (1) To note the dissolution of the Coalition between the Alliance of Independent Councillors and the SNP with effect from 2 December 2010.
- (2) To amend the Council Constitution Scheme of Administration and Delegations paragraph 1.4.2
To add to the list of Executive positions contained at Section 1.4.2(1) "g Depute Provost"
- (3) That the undernoted appointments cease with immediate effect namely:-

Appointment

Depute Provost and Spokesperson for Education and Lifelong Learning	Councillor Isobel Strong
Depute Leader and Spokesperson for Economy Environment and Rural Affairs	Councillor Robert Macintyre
Spokesperson for Social Services	Councillor Donald McIntosh

Spokesperson for Third Sector	Councillor John Semple
Spokesperson for Housing and Communities	Councillor George Freeman
Depute Spokesperson for Housing And Communities	Councillor Anne Horn
Depute Spokesperson for Transport and Infrastructure	Councillor Roddy McCuish
Depute Spokesperson for Economy, Environment and Rural Affairs – Helensburgh & Lomond Area Chair	Councillor Ron Simon
Helensburgh & Lomond Vice Chair	Councillor George Freeman
Leader of the Largest Opposition Group –	Councillor Ellen Morton
Vice Chair of OLI	Councillor Ellen Morton
Depute Spokesperson for Islands and European Affairs	Councillor Roddy McCuish
	Councillor Alister MacAlister

And as arising therefrom any position on any other body held as a consequence of said appointment will cease also with immediate effect.

- (4) (a) Having regard to 3 above that the following appointments be made to the undernoted positions and in terms of the Local Government (Scotland) Act 2004 (Remuneration) Regulations 2007 as amended, on the current basis of remuneration of such positions:-

Senior Councillors

Depute Leader	Councillor Robert Macintyre
Spokesperson for Education and Lifelong Learning	Councillor Isobel Strong
Spokesperson for Enterprise, Energy, Culture and Tourism .	Councillor Roddy McCuish
Spokesperson for Social Affairs	Councillor Donald McIntosh
Spokesperson for Environment	Councillor Robert Macintyre
Spokesperson for Rural and Islands Affairs, Housing and Gaelic	Councillor Ann Horn
Spokesperson for Third Sector and Communities	Councillor John Semple
Depute Provost	Councillor Isobel Strong
Spokesperson for European Issues	Councillor Len Scoullar
Chair Helensburgh and Lomond	Councillor George Freeman

- (b) To note that the undernoted appointments continue on the current basis and remuneration.

Provost	Councillor William Petrie
Leader of the Council and Spokesperson for Leadership and Economy	Councillor Dick Walsh

Spokesperson for Transport and Infrastructure	Councillor Alister MacAlister
Chair - Bute and Cowal	Councillor Ron Simon
Chair – Mid Argyll, Kintyre and the Islands	Councillor John Semple
Chair – Oban, Lorn and the Isles	Councillor Donald Macdonald
Chair of PPSL	Councillor Daniel Kelly

- (c) To appoint with immediate effect the undernoted Members shown in column 2 to the posts shown in column 1

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Depute Spokesperson Rural and Island Affairs, Housing and Gaelic.	Councillor Duncan MacIntyre
Depute Spokesperson Environment	Councillor Alison Hay
Depute Spokesperson Transport and Infrastructure	Councillor Al Reay
Depute Spokesperson Social Affairs	Councillor Elaine Robertson
Depute Spokesperson Enterprise, Energy, Culture and Tourism	Councillor Rory Colville

- (d) To appoint with immediate effect Councillor Al Reay as Vice Chair of Helensburgh and Lomond Area Committee.

- (5) To note that the Executive be reconstituted consisting of 16 Members of the Council with immediate effect on the basis of a geographic spread of 4 Councillors from each Area as per the Schedule attached and to invite the Leaders of the Opposition groups to nominate one Member each from Bute and Cowal and Oban, Lorn and the Isles to be Members of the Executive.
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MAKI	Councillor Alison Hay
B&C	Vacancy - opposition
B&C	Councillor Bruce Marshall
OLI	Councillor Duncan MacIntyre
MAKI	Councillor Donald MacMillan
H&L	Councillor Ellen Morton
H&L	Councillor Gary Mulvaney
OLI	Councillor Elaine Robertson
B&C	Councillor Len Scoullar
OLI	Councillor Neil Mackay

OLI
Vacancy - opposition
Maureen Arthur
David McEwan
William Dalby
Alison Palmer
Vacant

Moved by Councillor R Macintyre, seconded by Councillor Strong.

The Provost adjourned the meeting at 12.10pm and reconvened at 12.20pm.

The requisite number of Members required the vote to be taken by calling the roll, and Members voted as follows:-

Motion	Amendment	No Vote
Councillor Colville	Councillor Chalmers	Councillor McAlpine
Councillor Currie	Councillor Devon	Councillor Philand
Councillor Dance	Councillor Freeman	Councillor Robb
Councillor Hay	Councillor Horn	
Councillor Daniel Kelly	Councillor MacAlister	
Councillor Kinniburgh	Councillor McCuish	
Councillor D MacIntyre	Councillor Macdonald	
Councillor Mackay	Councillor McIntosh	
Councillor MacMillan	Councillor R Macintyre	
Councillor McNaughton	Councillor Semple	
Councillor McQueen	Councillor Strong	
Councillor Marshall		
Councillor Morton		
Councillor Mulvaney		
Councillor Nisbet		
Councillor Petrie		
Councillor Reay		
Councillor Robertson		
Councillor Walsh		

Decision

The Motion was carried by 19 votes to 11 with 3 no votes and the Council resolved accordingly.

(Ref: Report by Executive Director of Customer Services dated 6 December 2010, tabled)

4. SERVICE REVIEWS

The Executive Committee had referred simpliciter for consideration by the Council today, all matters relating to the Service Reviews.

The Council considered the Report by the Head of Strategic Finance together with the Executive Summaries and Appendices as submitted with regard to the Service Reviews.

The Provost adjourned the meeting at 1.45pm and reconvened at 2.15pm.

Decision

The Council:-

1. Noted the terms of this report and the attached Appendices that contain the

executive summaries of the service reviews, the summary of preferred options, the consultation proposals for service reviews and the review of the impact of service reviews on GAE.

2. Noted that the preferred options detailed in Appendix 11 are management and operational matters and will be implemented by the relevant officers subject to the conclusion of any requirement for HR consultation.
3. Agreed to submit for public consultation the preferred options detailed in Appendix 12.
4. Approved the approach and timescale for consultation as laid out in Appendix 13 and noted that a report on the outcome of the consultation exercise will be submitted to the Council as part of its budget papers.
5. Noted the report on GAE implications.

(Ref: Report by Head of Strategic Finance dated 6 December 2010 and various Appendices, submitted)

5. AUDIT OF ACCOUNTS - EXTERNAL AUDITORS REPORT

The Council, at its meeting on 25 November 2010, previously agreed the Audited Accounts and the Audit Certificate with the External Audit report being deferred to this meeting. The Council considered the report by Head of Strategic Finance and External Audit report as submitted.

Decision

The Council noted:-

1. The External Auditors Governance Report for 2009-2010.
2. The External Auditors Final Report for 2009-2010.
3. That the action plans arising from the Governance Report and other reports prepared by the External Auditors will be monitored by the Audit Committee.

(Ref: Report by Head of Strategic Finance dated 1 December 2010 and External Audit report by Grant Thornton UK LLP, tabled)