

**MINUTES of MEETING of ARGYLL AND BUTE COUNCIL held in the COUNCIL CHAMBER, KILMORY,
LOCHGILPHEAD
on THURSDAY, 14 JUNE 2012**

Present: Provost Isobel Strong (Chair)

Councillor Blair	Councillor MacDonald
Councillor Breslin	Councillor MacDougall
Councillor Colville	Councillor R E Macintyre
Councillor Corry	Councillor R G MacIntyre
Councillor Currie	Councillor McNaughton
Councillor Dance	Councillor McQueen
Councillor Devon	Councillor A Morton
Councillor Freeman	Councillor E Morton
Councillor Glen-Lee	Councillor Mulvaney
Councillor Hall	Councillor Philand
Councillor Horn	Councillor Robb
Councillor Kelly	Councillor Scoullar
Councillor Kinniburgh	Councillor Taylor
Councillor McAlpine	Councillor Trail
Councillor McCuish	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
Judy Orr, Head of Customer and Support Services
Fiona Mitchell Knight, Audit Scotland

1. APOLOGIES FOR ABSENCE

Apologies for absence were intimated from Councillors Duncan MacIntyre, Donald MacMillan, Bruce Marshall, Elaine Robertson and John Semple and from Mr William Crossan.

Councillor Robertson had intimated that she would be unable to attend the Council meeting today as she had to attend a meeting of the Criminal Justice Partnership Committee to avoid it being inquorate.

2. DECLARATIONS OF INTEREST

None declared.

3. MINUTES

(a) Argyll and Bute Council - 22 May 2012

The Minutes of the meeting of Argyll and Bute Council held on 22 May 2012 were approved as a correct record subject to the following amendment:-

Item 20b – Nominations for COSLA President and Vice-President

The decision should read “consideration of this item did not take place and

therefore no nominations were made”.

In respect of item 21 – Appointments to Outside Bodies, it was noted that with regard to Councillor Alistair MacDougall’s appointment to the Inter-Authority Standing Group on Gaelic, this Group no longer existed and that there was another Group established involving Head Teachers which did not have Member involvement and the Head of Governance and Law agreed to find out more about this Group.

- (b) Special Meeting of Argyll and Bute Council - 26 April 2012 at 6pm

The Minutes of the special meeting of Argyll and Bute Council held on 26 April 2012 were approved as a correct record.

- (c) Argyll and Bute Council - 26 April 2012 at 4pm

The Minutes of the meeting of Argyll and Bute Council held on 26 April 2012 were approved as a correct record.

- (d) Executive - 19 April 2012

The Minutes of the meeting of the Executive held on 19 April 2012 were approved as a correct record.

The Provost ruled and the Council agreed to consider item 6 on the agenda (Assurance and Improvement Plan – Update 2012-15) next to allow Officers to attend to other business.

4. ASSURANCE AND IMPROVEMENT PLAN - UPDATE 2012-15

The Council had recently updated its Assurance and Improvement Plan taking into account findings of the annual Shared Risk Assessment review of the Council. The updated Plan which outlines the current level of audit and inspection risk within the Council and sets out proposed external scrutiny for a rolling three year period was before the Council for consideration.

Decision

The Council noted:-

- (a) The annual Assurance and Improvement Plan update and, in particular, the positive comments on the Council’s improvement progress and reduction in risk; and
- (b) That areas identified as risks or uncertainty will continue to be addressed through the Council’s ongoing improvement agenda.

(Reference: Report by Chief Executive dated June 2012 and Assurance and Improvement Plan 2012-15, submitted)

5. POLITICAL MANAGEMENT ARRANGEMENTS

- (a) Report by Short Life Working Group

The Council, at their meeting on 22 May 2012, had referred further consideration of the report by the Short Life Working Group to this meeting. The report made recommendations about future Political Management Arrangements.

Decision

Agreed to continue consideration of this report to the Council meeting on 28 June 2012 and noted that arrangements were being made to consult with all Members on the future Political Management arrangements in advance of this meeting.

(Reference: Report by Short Life Working Group dated May 2012, submitted)

- (b) Appoint Members and Chairs and Vice Chairs of Various Committees

Decision

Agreed to continue consideration of this item to the Council meeting on 28 June 2012.

- (c) Planning, Protective Services and Licensing Committee Resignation

Following the resignation of Councillor Robert E Macintyre from the Planning, Protective Services and Licensing Committee the Council were invited to nominate a Member to sit on the Committee/Regulatory Cohort in his place.

Decision

1. Noted that there were no nominations; and
2. Agreed to consider this item again at the Council meeting on 28 June 2012 and noted that the Head of Governance and Law would provide a note of the political affiliation of each of the current Members of the Regulatory Cohort/Planning, Protective Services and Licensing Committee.

(Reference: Report by Executive Director – Customer Services dated June 2012, submitted)

- (d) Appointment of Members to Outside Bodies

The Council considered a report inviting nominations to a number of Outside Bodies.

Decision

Agreed to:-

- (a) Note the nomination of Councillor Robb to become a UK Member of the CPMR (Conference of Peripheral Maritime Regions of Europe) Atlantic Arc Political Bureau;
- (b) Appoint Councillor James Robb to the CPMR;
- (c) Appoint Councillor Gordon Blair as Councillor Robb's substitute for CPMR business;
- (d) Appoint Councillor Richard Trail to the Scottish Government Forum Against Poverty; and
- (e) Nominate Councillor Elaine Robertson to COSLA – Scottish National War Memorial Trustees.

(Reference: Report by Executive Director – Customer Services dated May 2012 and Report by Executive Director – Development and Infrastructure Services,

submitted)

- (e) Instruct the Executive Director - Customer Services to implement the decisions to be taken at 4(a) above and to report to the Council with a revised Scheme of Administration and Delegations as necessary

Decision

Agreed to continue consideration of this item to the Council meeting on 28 June 2012.

- (f) Instruct the Executive Director - Customer Services to prepare a Programme of Meetings for 2012/13 in light of the decisions taken above

Decision

Agreed to continue consideration of this item to the Council meeting on 28 June 2012.

6. PERFORMANCE MANAGEMENT - FQ4 2011/12

The Chief Executive and Executive Directors presented the Council Scorecard and Departmental Scorecards to the Council using the Performance Management System Pyramid. The presentation focused on Financial Quarter 4 2011/12 and included a review of successes, key challenges and an outline of improvement actions for the coming period.

Decision

1. Noted the Performance Management report for Financial Quarter 4 2011/12;
2. Noted that revised measures for Community Councils were being looked at and that these would be issued to all Members and that feedback on these would be welcomed;
3. Noted that bus service routes across Argyll and Bute were monitored on an ongoing basis and that the Executive Director – Customer Services and Head of Facility Services would welcome any comments from Members about any particular services which they felt needed reviewed; and
4. Noted that the current arrangements for presenting performance management information to Members would be reviewed.

(Reference: Report by Chief Executive dated June 2012, submitted)

7. PUBLIC ENTERTAINMENT LICENCES

The Council considered a recommendation from the Planning, Protective Services and Licensing Committee regarding Standard Conditions for Public Entertainment Licences and setting fees for these licences.

Decision

Agreed that:-

- (a) The draft standard conditions attached at Appendix A to the report be approved and

published on the Council's website;

- (b) No fee should be charged for a free to enter event if the event is organised by a formally constituted voluntary or charitable organisation on the basis that this exemption from payment of a fee only applying if the following criteria are met (i) there is no admission charge or fee; (ii) no charge for use of any of the facilities provided by the event organiser; and (iii) no donations are made towards the cost of running the event;
- (c) If entry to an event held by a voluntary or charitable organisation is not free there is no fee for the first 2 events held per year by the organisation with subsequent events held in the same year being charged a reduced fee of £40 per event but that this fee be waived until June 2013; and
- (d) There is a robust monitoring period of a year in relation to any change in the fees agreed in relation to voluntary and charitable based organisations with a further report being placed before the PPSL Committee to advise on cost implications in administering and any other issues in June 2013.

(Reference: Report by Head of Governance and Law dated May 2012, submitted)

8. HIGHLAND BROADBAND PATHFINDER

A report which updated the Council on the Highland Broadband Pathfinder Re-procurement Project was considered. The Council were invited to raise any issues that may be of particular concern regarding the project to ensure that they can be fully addressed as the project progresses.

Decision

Noted the detail within the report.

(Reference: Report by Executive Director – Customer Services dated 29 March 2012, submitted)

9. NOTICE OF MOTION UNDER STANDING ORDER 13

That this Council –

- a) Congratulates Her Majesty, Queen Elizabeth II on the occasion of her Diamond Jubilee and expresses its gratitude for Her Majesty's exceptional public service and unwavering dedication to duty over six decades.
- b) Commemorates the Diamond Jubilee by requesting Council Officers to display an appropriate portrait of Her Majesty, Queen Elizabeth II in the Council Chamber. This portrait or picture to be selected from those currently owned or available to the Council.

Moved by Councillor Gary Mulvaney, seconded by Councillor Maurice Corry.

Decision

The Motion was unanimously agreed and the Council resolved accordingly.

The Committee resolved in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude the public for the following item of business on the grounds that it was likely

to involve the disclosure of exempt information as defined in Paragraph 12 of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973.

10. OBAN AIRPORT - FIRE APPLIANCES

Consideration was given to an update report on Oban Airport.

Decision

Agreed the recommendations within the report.

(Reference: Report by Executive Director – Customer Services dated June 2012, submitted)