



**ENVIRONMENTAL SERVICES COMMITTEE MEETING  
TUESDAY 11 JANUARY 2022**

**Table of Recommendations**

<b>No</b>	<b>Item</b>	<b>Summary of key Recommendations</b>
1.	Apologies	<b>Councillor P McShane (Notice of Motion)</b>
2.	Declarations of Interest	<b>None</b>
3.	Notice of Motion Proposed by Alderman Baird, seconded by Councillor P McShane (referred from Council Meeting 4 January 2022)	<b>Bring a report on the Request for a Dog Control Order on lands between Ballintoy Harbour and Whitepark Bay.</b>
4.	Minutes of Environmental Services Committee	<b>Confirmed</b>
5.	Entertainments Licensing Report	<b>Grant (i) – (v)</b>
6.	Consultation on Private Tenancies Bill – Notice to Quit	<b>Endorse and submit the response pending full Council approval due to submission time constraints.</b>
7.	Amusement Permit Renewals	<b>Information</b>
8.	Approval of Premises as a Venue for Civil	<b>Information</b>
9.	Entertainment Licence Renewals	<b>Information</b>
10.	Petroleum Spirit Licence Renewals	<b>Information</b>
11.	Society Lottery Registrations	<b>Information</b>
12.	Licences Issued Under Delegated Authority	<b>Information</b>

13.	Litter Enforcement Statistics	<b>Bring a report back investigating bringing enforcement in-house at the end of the current 1-year trial period.</b>
14.	Castlerock Footbridge Update	<b>Agree to the invitation from Translink to carry out the required assessment on the Castlerock Footbridge, that Council meet 50% associated costs, approximately £10,000-£12,500.</b>
15.	Correspondence Report (Newry, Mourne and Down District Council)	<b>That we in Causeway Coast and Glens Borough Council show our support and write to the NI Assembly asking that a tree be provided for every pupil in N. Ireland.</b>
16.	Consultation Documents	<b>None</b>
17.	Conferences	<b>None</b>
18.	Matters for Reporting to Partnership Panel	<b>None</b>
19.	Asset Realisation - Declaration of Asset surplus to requirements.Gap site located off New Market Street, Coleraine, (opposite Market Yard)	<b>Declare the asset surplus, thereby allowing asset realisation to carry-out its relevant actions to achieve best capital receipt via the Land &amp; Property Sub-Committee</b>

20.	Asset Realisation - Declaration of asset surplus to requirements. Former Depot site, (dis-used), Fairhill Street, Ballycastle	<b>Declare the asset surplus, thereby allowing asset realisation to carry-out its relevant actions to achieve best capital receipt via the Land &amp; Property Sub-Committee.</b>
21.	ES ZBB Update Position and Opportunities for Estimates 2022/23	<b>Note</b>
22.	Period 8 ES Management Accounts	<b>Information</b>
23.	Energy market volatility (2021) and possible cost impacts on future procurement of gas and electric contracts renewals in April 2022	<b>Information</b>
24.	Any Other Relevant Business (notified in accordance with Standing Order 12 (o))  <b>'IN COMMITTEE' Items 21 (i) – 21 (ii)</b>	
(i)	Street Trader, Castlerock (The Mayor, Councillor Holmes)	<b>That Council does not terminate the licence and work with the trader at Castlerock for a suitable remedy.</b>
(ii)	Food Van Metropole Portrush (Alderman Hillis)	<b>Information</b>
(iii)	Confectionary trading Limavady Accessible Play Park (Alderman Robinson)	<b>That Council designate a Concessionary Trading pitch at Limavady Accessible Play Park for food and drinks.</b>
(iv)	Signage at Diversity Park (Alderman Fielding)	<b>Information</b>
(v)	Recycling of Plasterboard (Alderman Fielding)	<b>Information</b>
(vi)	Issues with Council Trading Pitches (Councillor McQuillan)	<b>That Council does not terminate the licence and work with the trader at Whiterocks for a suitable remedy.</b>

		<p><b><i>That Council grant a variation process, with conditions, for concession trading at a single site; that come back to Environmental Services committee for decision.</i></b></p>
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Unconfirmed

**MINUTES OF THE PROCEEDINGS OF THE MEETING OF  
THE ENVIRONMENTAL SERVICES COMMITTEE  
IN CIVIC HEADQUARTERS AND VIA VIDEO CONFERENCE, ON  
TUESDAY 11 JANUARY 2022 AT 7:00 PM**

In the Chair: Councillor Wilson (C)

Members Present: Alderman Boyle (C), Fielding (C), Robinson (C);  
Councillors Bateson (R), Beattie (R), Chivers (R), Holmes  
(C), Hunter (R), McAuley (C), MA McKillop (R), McLean  
(C), McLaughlin (R) McQuillan (C), Wallace (C)

Non Committee Members Present: Alderman Baird (R) (Item 3); Alderman Hillis (R) (Item 24 (ii))  
Alderman Knight-McQuillan (R)

Officers Present: A McPeake, Director of Environmental Services (C)  
M Smyth, (Interim) Director of Finance (R)  
S McClements, (Temporary) Head of Health and Built Environment (R)  
J Richardson, Head of Capital Works, Energy and Infrastructure (R)  
A Mullan, Head of Operations (R)  
G Doyle, Head of Estates (R)  
T Vauls, Carpark Manager (R)  
W Hall, Asset Realisation Officer (R)  
J Morton, Harbour Master (R)  
J Mills, Council Land and Property Solicitor (R) (Item 24)  
S Duggan, Civic Support & Committee & Member Services Officer (C)

In Attendance: A Lennox, ICT Mobile Operations Officer (C)  
C Thompson, ICT Operations Officer (C)

Press (3. no) (R)  
Public (2 no.) (R)

**Key:** (C) Attended in the Chamber  
(R) Attended Remotely

The Director of Environmental Services undertook a roll call.

The Chair advised Committee of its obligations and protocol whilst the meeting was being audio recorded; and with the remote meetings protocol.

The Chair reminded Committee of its obligations and protocol whilst the '*In Committee*' session was being audio recorded.

## **1. APOLOGIES**

Apologies were recorded for Councillor P McShane in relation to the Notice of Motion Agenda Item.

## 2. DECLARATIONS OF INTEREST

There were no declarations of interest.

## 3. NOTICE OF MOTION PROPOSED BY ALDERMAN BAIRD, SECONDED BY COUNCILLOR P MCSHANE (REFERRED FROM COUNCIL MEETING 4 JANUARY 2022)

*Request for a Dog Control Order on lands between Ballintoy Harbour and Whitepark Bay*

*Council have an asserted Right of Way over the lands as detailed above. This assertion is causing considerable hardship for the landowner who grazes sheep here; there are constant dog attacks on his sheep by irresponsible pet owners who constantly allow their dogs to run out of control. Apart from signage at Ballintoy Harbour, Council have not taken any action to try to stop the cruel attacks on the sheep causing considerable loss to the farmer. Accordingly, I now propose that Council make a Dog Control Order on this land to ban dogs from the area which is a working sheep farm. In proposing this I am mindful of the need for Council to maintain the good will of all landowners were asserted ROWs cross farmland.*

Alderman Baird proposed the Notice of Motion, seconded by Councillor MA McKillop, on behalf of Councillor P McShane.

Alderman Baird presented the Item, she advised the land belonged to a private farming landowner, was part of the Causeway Coast Walking Route and asserted Right of Way. Alderman Baird advised sheep were free to run and graze, the farm plagued by dogs off leads, worrying sheep and pregnant ewes. Alderman Baird stated that as a responsible Council, she requested fines as an answer to the issue, along with the implementation of a Dog Control Order in the area as quickly as possible; and in consideration of the good will of the landowner.

Councillor MA McKillop seconded the Notice of Motion she advised the area was problematic for the landowner, she felt it was important as a Council to safeguard the welfare of the animals on the farm and work with the landowners to keep the path open.

The Director of Environmental Services advised Committee of the legislation which must be put in place, a report would be required in order to make an informed decision, to be brought back in March. A *No Dogs Allowed* sign has been put in place at the request of the landowner, however, Council has no powers to enforce this ban; he clarified there already was a requirement for dogs to be on a lead under the Dogs Order, where dogs are walked through open land with livestock.

### Amendment

Proposed by Councillor Holmes  
Seconded by Councillor Bateson and

**AGREED** – to recommend that Council bring a report on the Request for a Dog Control Order on lands between Ballintoy Harbour and Whitepark Bay.

The Director of Environmental Services advised patrols would be put in place within the next ten days at the location, along with signage.

#### **4. MINUTES OF ENVIRONMENTAL SERVICES COMMITTEE MEETING HELD 15 DECEMBER 2021**

Copy, previously circulated.

Proposed by Councillor McQuillan  
Seconded by Councillor McLean and

**AGREED** – that the Minutes of the Environmental Services Committee meeting held Tuesday 15 December 2021 are confirmed as a correct record.

#### **5. ENTERTAINMENTS LICENSING REPORT**

Report, previously circulated.

The Director of Environmental Services provided an update in relation to each. Following the report being issued to Members, PSNI have now removed their objections to The Roost Bar and Atlantic Bar application following agreed amendments and conditions with the respective owners. Officers were now recommending approval. Attention was drawn to The Roost Bar, where the time was conditioned to 1am *and not 2am*. The Director of Environmental Services cited from PSNI correspondence.

Alderman Fielding conveyed concerns of residents of Shuttle Hill in relation to The Roost Bar. In response to requests for clarification, The Temporary Head of Health and Built Environment advised no complaints had been received, the applications were advertised, and no representations had been made.

#### **Entertainments Licence**

##### **(i) Grant Of Indoor Entertainments Licence**

<b>Licence No</b>	EL014
<b>Premises:</b>	Boveedy Community Hall, 22 Boveedy Road, Kilrea
<b>Application:</b>	Grant of an Occasional 14 unspecified days indoor Entertainments Licence
	Days and times on which it is applied to provide entertainment:
	Monday to Saturday 12:00 hrs to 00:00 hrs

**Representations:** No representations

**PSNI & NIFRS** No objections

**Recommendation**

It is recommended to grant an Occasional Entertainments Licence subject to compliance with any recommendations of the Council's Licensing Department

Proposed by Councillor McQuillan

Seconded by Councillor MA McKillop and

**AGREED** – to recommend that Council grant an Occasional Entertainments Licence subject to compliance with any recommendations of the Council's Licensing Department.

**(ii) Grant of Indoor Entertainments Licence**

**Licence No:** EL411

**Premises:** The Roost Bar, 2 Shuttle Hill, Coleraine

**Application:** Grant of Annual Indoor Entertainments Licence

Days and times on which it is applied to provide entertainment:

Monday to Sunday 11:30 hrs to 02:00 hrs

**Representations:** No representations

**PSNI and NIFRS:** No objections received from NIFRS

PSNI have objected to this application on the following grounds:-

- These premises are situated at the heart of a residential area in Coleraine and to grant this application would have a detrimental effect on the local community and the residents living there.
- The potential for a public order situation arising is greatly increased therefore, again, having a detrimental effect on the local community.

Council have not received any relevant complaints regarding the premises.

**Report Recommendation (verbally updated)**

It is recommended that Council consider the refusal of an entertainments licence for the premises.

Proposed by Councillor McQuillan

Seconded by Councillor MA McKillop and



**AGREED** – to recommend that Council grant an indoor entertainments licence for the premises; subject to the time to state Monday to Sunday 11:30 hrs to 01:00 hrs.

**(iii) Variation of Annual Indoor Entertainments Licence**

**Licence No:** EL060

**Premises:** Atlantic Bar, 39 -41 Main Street, Portrush

**Application:** Variation of Annual Indoor Entertainments Licence to include:

An extension of hours on the following dates:

Sunday 12<sup>th</sup> December 2021 12:30 to 03:00hrs

Sunday 19<sup>th</sup> December 2021 12:30 to 03:00hrs

Thursday 23<sup>rd</sup> December 2021 11:30 to 03:00hrs

Sunday 26<sup>th</sup> December 2021 12:30 to 03:00hrs

Monday 27<sup>th</sup> December 2021 11:30 to 03:00hrs

Wednesday 29<sup>th</sup> December 2021 11:30 to 03:00hrs

Thursday 30<sup>th</sup> December 2021 11:30 to 03:00hrs

Friday 31<sup>st</sup> December 2021 11:30 to 03:00hrs

Every Saturday from 1<sup>st</sup> January 2022 until Saturday 19<sup>th</sup> March 2022 11:30 to 03:00hrs

Friday 18<sup>th</sup> March 2022 11:30 to 03:00hrs

Friday 25<sup>th</sup> March 2022 11:30 to 03:00hrs

Saturday 2<sup>nd</sup> April 2022 1:30 to 03:00hrs

Saturday 9<sup>th</sup> April 2022 11:30 to 03:00hrs

Saturday 16<sup>th</sup> April 2022 11:30 to 03:00hrs

Monday 18<sup>th</sup> April 2022 11:30 to 03:00hrs

Friday 22<sup>nd</sup> April 2022 11:30 to 03:00hrs

Saturday 23<sup>rd</sup> April 2022 11:30 to 03:00hrs

Friday 29<sup>th</sup> April 2022 11:30 to 03:00hrs

**Representations:** No representations

**PSNI and NIFRS:** No objections received from NIFRS

PSNI have objected to this application on the following grounds:-

- These premises are situated in a residential area of Portrush and Police have concerns that these hours would have a detrimental effect on the peace of the local area and the residents residing there.
- The potential for a public order situation arising from later drinking is increased therefore also impacting on the peace of the local area and of residents.

The Licensing and Registration of Clubs (Amendment) Act (NI) 2021 became law on 26<sup>th</sup> August 2021. The Act amends both the Licensing (NI) Order 1996

(the Licensing Order) and the Registration of Clubs (NI) Order 1996 (the Clubs Order). Section 3 of the Act allows pubs and hotels (which already have an Article 44 order) to apply to the courts for later opening for an additional hour, up to 104 nights in any year. Food and/or entertainment must continue to be provided during late opening.

As a result of the changes to the above legislation, this premises has applied to vary the entertainment licence hours to coincide with the hours permitted in the above Act. However, as noted above, PSNI have objected to the application due to concerns that extending the hours will have a detrimental effect on the peace of the local area and the residents residing there and that there is increased potential for a public order situation to arise from later drinking. Council is not aware of any substantiated complaints regarding noise emanating from the Atlantic Bar within the Londonderry Hotel.

**Report Recommendation (verbally updated)**

It is recommended that Council consider the refusal of the variation to the entertainments licence for the premise.

Proposed by Councillor McQuillan  
Seconded by Councillor MA McKillop and

**AGREED** – to recommend that Council grant the variation to the entertainments licence for the premise.

**(iv) Variation of Annual Indoor Entertainments Licence**

**Licence No:** EL367

**Premises:** The Depot, 88 Main Street, Limavady

**Application:** Variation of annual indoor entertainments licence to include:

An extension of hours on the following dates:

Saturday 3<sup>rd</sup> December 2021 11.30 to 3.00hrs  
Sunday 4<sup>th</sup> December 2021 12.00 to 3.00hrs  
Saturday 10<sup>th</sup> December 2021 11.30 to 3.00hrs  
Sunday 11<sup>th</sup> December 2021 12.00 to 3.00hrs  
Saturday 17<sup>th</sup> December 2021 11.30 to 3.00hrs  
Sunday 18<sup>th</sup> December 2021 12.00 to 03.00hrs  
Sunday 26<sup>th</sup> December 2021 12.00 to 3.00hrs  
Friday 31<sup>st</sup> December 2021 11.30 to 3.00hrs  
Every Saturday from 1<sup>st</sup> December 2021 until Saturday 12<sup>th</sup>  
March 2022 11.30 to 3.00hrs  
Thursday March 17<sup>th</sup> 2022 11.30 to 3.00hrs  
Every Saturday from 26<sup>th</sup> March 2022 until Saturday July 9<sup>th</sup>  
2022 11.30 to 3.00hrs  
Friday 15<sup>th</sup> April 2022 11.30 to 3.00hrs  
Sunday 17<sup>th</sup> April 2022 12.00 to 3.00hrs  
Friday 3<sup>rd</sup> June 2022 11.30 to 03.00hrs  
Monday 11<sup>th</sup> July 2022 11.30 to 03.00hrs

Tuesday 12 July 2022 11.30 to 03.00hrs  
Every Saturday from 16<sup>th</sup> July 2022 until Saturday 30<sup>th</sup>  
December 2022 11.30 to 03.00hrs  
Friday 26<sup>th</sup> August 2022 11.30 to 03.00hrs  
Friday 28<sup>th</sup> October 2022 11.30 to 03.00hrs  
Friday 25<sup>th</sup> November 2022 11.30 to 03.00hrs  
Friday 2<sup>nd</sup> December 2022 11.30 to 03.00hrs  
Friday 9<sup>th</sup> December 2022 11.30 to 03.00hrs  
Friday 23<sup>rd</sup> December 2022 11.30 to 03.00hrs  
Monday 26<sup>th</sup> December 2022 11.30 to 03.00hrs  
Tuesday 27<sup>th</sup> December 2022 11.30 to 03.00hrs  
Wednesday 28<sup>th</sup> December 2022 11.30 to 03.00hrs  
Thursday 29<sup>th</sup> December 2022 11.30 to 03.00hrs  
Sunday 31<sup>st</sup> December 2022 12.00 to 03.00hrs

**Representations:** No representations

**NIFRS:** Response 16<sup>th</sup> December 2021 from NIFRS have requested additional fire safety information to permit an assessment to be made which is a copy of an up to date Fire Risk Assessment. Following receipt of the information NIFRS will provide a consultation response.

**PSNI:** No objections

The Licensing and Registration of Clubs (Amendment) Act (NI) 2021 became law on 26<sup>th</sup> August 2021. The Act amends both the Licensing (NI) Order 1996 (the Licensing Order) and the Registration of Clubs (NI) Order 1996 (the Clubs Order). Section 3 of the Act allows pubs and hotels (which already have an Article 44 order) to apply to the courts for later opening for an additional hour, up to 104 nights in any year. Food and/or entertainment must continue to be provided during late opening.

As a result of the changes to the above legislation, this premises has applied to vary the entertainment licence hours to coincide with the hours permitted in the above Act.

### **Recommendation**

It is recommended that Council consider the grant of the variation to the entertainments licence for the premise subject to compliance with any recommendations of the Council's Licensing Department and a no objection from NIFRS.

Proposed by Councillor McQuillan  
Seconded by Councillor MA McKillop and

**AGREED** – to recommend that Council grant the variation to the entertainments licence for the premise subject to compliance with any recommendations of the Council's Licensing Department and a no objection from NIFRS.

(v) **Variation of Annual Indoor Entertainments Licence**

<b>Licence No:</b>	EL005
<b>Premises:</b>	The Anchor Bar Complex, 86.87 The Promenade Portstewart
<b>Application:</b>	Variation of annual indoor entertainments licence to include: An extension of hours on the following dates:  Every Friday 11.00 to 2.00hrs Every Saturday 11.00 to 2.00hrs
<b>Representations:</b>	No representations
<b>NIFRS &amp; PSNI :</b>	No objections

The Licensing and Registration of Clubs (Amendment) Act (NI) 2021 became law on 26<sup>th</sup> August 2021. The Act amends both the Licensing (NI) Order 1996 (the Licensing Order) and the Registration of Clubs (NI) Order 1996 (the Clubs Order). Section 3 of the Act allows pubs and hotels (which already have an Article 44 order) to apply to the courts for later opening for an additional hour, up to 104 nights in any year. Food and/or entertainment must continue to be provided during late opening.

As a result of the changes to the above legislation, this premises has applied to vary the entertainment licence hours to coincide with the hours permitted in the above Act.

**Recommendation**

It is recommended that Council consider the grant of the variation to the entertainments licence for the premise subject to compliance with any recommendations of the Council's Licensing Department.

Proposed by Councillor McQuillan  
Seconded by Councillor MA McKillop and

**AGREED** – to recommend that Council grant the variation to the entertainments licence for the premise subject to compliance with any recommendations of the Council's Licensing Department.

**6. CONSULTATION ON PRIVATE TENANCIES BILL – NOTICE TO QUIT**

Report, previously circulated.

The purpose of this report is to provide a Causeway Coast and Glens Borough Council response to the consultation.

**Background**

As a result of the Department for Communities consultation on proposals to reform the private rented sector, legislation is being introduced to improve standards in the sector and the Private Tenancies Bill is currently making its

way through the NI Assembly. One of the proposed improvements is to extend the notice to quit period a landlord must give a tenant.

The Private Tenancies Bill contains a clause to increase the Notice to Quit period that a landlord is required to give a tenant to 8 weeks for tenancies lasting between 12 months and 10 years.

The Bill also amends the Notice to Quit period that a tenant must give a landlord to 4 weeks for tenancies lasting less than 10 years and 12 weeks for tenancies lasting more than 10 years.

The Department wants to test if 8 weeks is a sufficient timeframe to allow tenants (resident in their homes for more than a year) to find an affordable, suitable new home and has therefore included a range of alternative Notice to Quit options for consideration.

The draft Bill also contains a provision which would allow the Notice to Quit to be amended in the future.

The full consultation paper can be found at:

- <https://www.communities-ni.gov.uk/consultations/consultation-notice-quit>

Attached as Appendix 1 (circulated) is a suggested response to the consultation. The closing date for submission of responses is 25<sup>th</sup> January 2022.

### **Recommendation**

**It is recommended** that Council endorse and submit this response pending full Council approval due to submission time constraints.

The Director of Environmental Services advised in relation to Q4, Council were advising 12 weeks (the Notice to Quit period that a landlord will be required to give a tenant) and not 8 weeks, in line with Emergency Legislation in place.

Councillor McLean stated agreement with the 12 weeks.

Proposed by Councillor McLean

Seconded by Councillor Wallace and

**AGREED** – to recommend that Council endorse and submit the response pending full Council approval due to submission time constraints.

## **7. AMUSEMENT PERMIT RENEWALS**

Report, previously circulated, presented as read for information.

### **The Betting, Gaming, Lotteries and Amusements (NI) Order 1985**

#### **Renewal of an Amusement Permit**

The undernoted applications for renewal of an amusement permit have been received and processed during the report period.

<b><u>Licence No:</u></b>	<b><u>Name of Premises</u></b>
AP019	Dungiven Amusements
AP017	Bentley Leisure Casino

## **8. APPROVAL OF PREMISES AS A VENUE FOR CIVIL MARRIAGE**

Report, previously circulated, presented as read for information.

### **Marriage Regulations (NI) 2003**

#### **The Marriage (NI) Order 2003**

Approval of premises as a venue for Civil Marriage.

The undernoted application for renewal as an approved place for Civil Marriage was received, acknowledged and processed during the report period.

<b><u>Unique Reference Number</u></b>	<b><u>Premises Name</u></b>	<b><u>Approval Type</u></b>
MA022	Drummond Hotel	Civil Marriage Place Approval

## **9. ENTERTAINMENT LICENCE RENEWALS**

Report, previously circulated, presented as read for information.

### **Local Government (Miscellaneous Provisions) (NI) Order 1985**

#### **Entertainment Licences**

The undernoted applications for an entertainments licence have been received, acknowledged and processed during the report period.

<b><u>Unique Reference Number</u></b>	<b><u>Name of Premises</u></b>
EL319	The Dolphin Bar & Restaurant
EL323	Largy Community Hall
EL361	Benedy Community Outreach Training & Social Centre
EL293	Cushendall Golf Club
EL032	Coronation Sports & Social Club
EL183	Giants Causeway Visitors Centre
EL274	North Irish Horse Inn
EL169	Bushmills Inn Hotel
EL015	Brown Trout Golf and Country Club
EL324	The Drummond Hotel
EL060	Atlantic Bar – Londonderry Hotel
EL074	Portballintrae Village Hall

#### 10. PETROLEUM SPIRIT LICENCE RENEWALS

Report, previously circulated, presented as read for information.

#### **PETROLEUM (REGULATION) ACTS 1929 AND 1937**

#### **PETROLEUM SPIRIT LICENCES**

The undernoted applications for renewal of petroleum spirit licence have been received, acknowledged and processed during the report period.

<b><u>Licence No:</u></b>	<b><u>Name of Premises</u></b>
PL037	Logans Hardware
PL040	CB Fuels Ltd
PL018	Ivan Wilson Filling Station
PL069	Derrychrier Filling Station
PL058	PSNI Limavady
PL062	Burnfoot Stores

## 11. SOCIETY LOTTERY REGISTRATIONS

Report, previously circulated, presented as read for information.

### The Betting, Gaming, Lotteries and Amusements (NI) Order 1985

#### Registration of A Society

The undernoted applications for society lottery registrations have been received, acknowledged and processed during the report period.

<u>Registration No:</u>	<u>Name of Society</u>
SL031	The Triciafest Society
SL018	County Londonderry Horse Breeding Society

## 12. LICENCES ISSUED UNDER DELEGATED AUTHORITY

Report, previously circulated, presented as read for information.

The below licences were issued under Delegated Authority during the last report period:

### The Local Government (Miscellaneous Provisions) (NI) Order 1985

<u>Ref No</u>	<u>Premises:</u>	<u>License</u>
EL144	The York Hotel 2 Station Road Portstewart	Grant of annual indoor entertainments licence Days and times on which it was applied to provide entertainment: Friday: 21:00hrs to 23:00hrs Saturday: 21:00hrs to 23:00hrs
EL311	The Scotch House Main Street Bushmills	Grant of annual indoor entertainments licence Days and times on which it was applied to provide entertainment: Friday 20:00hrs to 01:00hrs Saturday 20:00hrs to 01:00hrs
EL 241	Bush Tavern 15-17 Market St Ballymoney	Variation of annual indoor entertainments licence Days and times on which it was applied to provide entertainment : Every Saturday from 1 <sup>st</sup> December 2021 to 31 <sup>st</sup> May 2022, until 02:00hrs Every Sunday from 1 <sup>st</sup> December 2021 to 31 <sup>st</sup> May 2022, until 01:00hrs Thursday 23 <sup>rd</sup> December 2021 until 2am Friday 24 <sup>th</sup> December 2021 until 2am Friday 31 <sup>st</sup> December 2021 until 2am



EL 007	Golf Links Hotel Dunluce Road Portrush	Variation of annual indoor entertainment license The applicant applied to vary the hours of entertainment on 26 <sup>th</sup> December 2021. An additional hour was requested from 00:00hrs to 01:00hrs
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Consultations with PSNI and NIFRS regarding the above applications resulted in no objections being received.

No representations were received regarding the above applications.

Delegated authority was used to issue licences for the above applicants due to time constraints and to enable the business to provide entertainment over the Christmas period. Decisions to grant or vary entertainment licences will continue to be brought before Council with delegated authority used only in exceptional circumstances.

### 13. LITTER ENFORCEMENT STATISTICS

Report, previously circulated.

The purpose of this report is to update members on litter enforcement activity by private contractor WISE and Council Enforcement staff.

#### Background

Further to report item ES210810 Item 22, members will be aware that WISE commenced litter enforcement services on 2<sup>nd</sup> August 2021.

WISE Litter Enforcement Statistics during December 2021 are provided in Table 1.

(Circulated) Table 1. Fixed Penalty Notices (FPN's) Issued by Offence type

Council litter enforcement team statistics for the period 1st April 2021 to 31<sup>st</sup> December 2021 are detailed below:

24 Fixed Penalty Notices issued for litter.

18 Fixed Penalty Notices for dog fouling.

#### Recommendation

It is recommended that the Environmental Service Committee recommends to Council to note the above.

Councillor McAuley referred to WISE data gathered, he proposed that Council look at the information with the potential view to bring enforcement back in-house in order to gain a degree of control of the behaviour of Enforcement officers' focus. Councillor McAuley advised he was in receipt of information that had indicated WISE litter enforcement focus was on cigarette butts, and that was not helping the litter situation in the Borough.

Alderman Robinson requested figures for Limavady town DfC car park adjacent to Limavady Bus Station, he stated teams of volunteers were there regularly.

Proposed by Councillor McAuley  
Seconded by Alderman Robinson and

**AGREED** – to recommend that Council bring a report back investigating bringing enforcement in-house at the end of the current 1-year trial period.

#### **14. CASTLEROCK FOOTBRIDGE UPDATE**

Report, previously circulated.

The purpose of this report is to update members on the status of Castlerock Footbridge.

##### **Background**

In 1996 Coleraine Borough Council entered into a 10,000 year lease with NI Transport Holding Co. (NITHC) for the upkeep of the footbridge at Castlerock Railway Station. In 2017 Council approved the contract for the removal and assessment of the bridge with a view to ascertaining can it be restored and at what cost. Note NIEA has been actively involved in this decision process.

##### **Update since last meeting**

Ongoing communication/discussion between Council, Translink and Mann Williams Consultants (who have been working for Council) have been unsuccessful in resolving the issues over the fitness of the bridge to be repaired and re-installed. It has been decided to relieve Mann Williams of any more involvement in the assessment of the bridge.

Given the historical nature of the bridge and the wish to see it repaired and re-installed, Translink have suggested that they carry out their own assessment by using consultants who are currently employed by them assessing other rail bridges. As this bridge belongs to Council, Translink have asked that Council consider contributing to the assessment cost. Officers should be able to provide a verbal update at committee once the cost and timescale are confirmed. The verbal update will outline this and any other possible options

##### **Recommendation**

Committee are asked to note the above information, and based on the verbal update on the night, discuss and make a recommendation to council on the way forward.

The Head of Estates updated Committee, Council's consultant had not convinced Translink the bridge would be able to be returned and in addition had also not provided the full report required in order to make a full assessment. The Head of Estates advised Translink had now offered to

undergo the assessment, under the terms of their Consultants' framework, and invited Council pay 50% costs, amounting to approximately £10,000-£12,500 contribution.

In response to questions, the Head of Estates detailed costs and criteria failure modes identified to date; any report would be expedited within the next two months.

Proposed by Councillor Holmes  
Seconded by Councillor McQuillan and

**AGREED** – to recommend that Council agree to the invitation from Translink to carry out the required assessment on the Castlerock Footbridge, that Council meet 50% associated costs, approximately £10,000-£12,500.

Councillor McQuillan invited Council to consult with the Castlerock Community Association, regarding a relocation for the Castlerock Footbridge as a monument with planting arrangement for example, in the event it cannot be restored to its original location and for its intended use.

The Director of Environmental Services agreed to undertake this.

## 15. CORRESPONDENCE REPORT

Report, previously circulated.

The purpose of this report is to present correspondence for Members consideration

The following correspondence has been received:

### **Newry, Mourne and Down District Council**

Copy correspondence regarding a Notice of Motion – Down High School, attached at Appendix 1, was received on 29<sup>th</sup> December 2021.

#### **Recommendation**

**It is recommended** that the Environmental Services Committee consider the correspondence.

Proposed by Councillor Hunter  
Seconded by Councillor Holmes and

**AGREED** – to recommend that in line with the Notice of Motion by Newry, Mourne and Down District Council, that we in Causeway Coast and Glens Borough Council show our support and write to the NI Assembly asking that a tree be provided for every pupil in N. Ireland. We, in Causeway Coast and Glens need to be seen to be raising awareness and promoting climate change within our Borough, and trees help to fight the climate crisis while also providing more habitats for our wildlife and aid in the prevention of soil erosion and support the correspondence.

## 16. CONSULTATION DOCUMENTS

There were no consultation documents.

## 17. CONFERENCES

There were no conferences.

## 18. MATTERS FOR REPORTING TO PARTNERSHIP PANEL

There were no matters for reporting to the Partnership Panel.

### **MOTION TO PROCEED ‘IN COMMITTEE’**

Proposed by Councillor Holmes  
Seconded by Councillor McQuillan and

**AGREED** – to recommend that Council move ‘*In Committee*’.

- \* **Press/public were disconnected from the meeting at 8.05pm.**

**The information contained in the following items is restricted in accordance with Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014.**

- \* **Councillors McAuley, McLean and McQuillan left the Chamber at 8.05pm.**

## 19. ASSET REALISATION - DECLARATION OF ASSET SURPLUS TO REQUIREMENTS.

**Gap site located off New Market Street, Coleraine, (opposite Market Yard)**

Confidential report, previously circulated presented by The Director of Environmental Services.

The purpose of this report item is to inform Members that the Environmental Services department do not require a previous dis-used ‘Depot’ site located off Fairhill Street, Ballycastle, and as such, request that this asset be declared surplus.

### **Recommendation**

It is recommended that Members of this Committee declare the asset surplus, thereby allowing asset realisation to carry-out its relevant actions to achieve best capital receipt via the Land & Property Sub-Committee.

Proposed by Alderman Fielding  
Seconded by Alderman Boyle and

**AGREED** – to recommend that Council declare the asset surplus, thereby allowing asset realisation to carry-out its relevant actions to achieve best capital receipt via the Land & Property Sub-Committee.

- \* **Councillors McLean and McQuillan returned to the Chamber at 8.05pm.**

\* **Alderman Boyle left the meeting at 8.07PM.**

**20. ASSET REALISATION - DECLARATION OF ASSET SURPLUS TO REQUIREMENTS. FORMER DEPOT SITE, (DIS-USED), FAIRHILL STREET, BALLYCASTLE**

Confidential report, previously circulated presented by The Director of Environmental Services.

The purpose of this report item is to inform Members that the Environmental Services department do not require a previous dis-used 'Depot' site located off Fairhill Street, Ballycastle, and as such, request that this asset be declared surplus.

It is recommended that Members of this Committee declare the asset surplus, thereby allowing asset realisation to carry-out its relevant actions to achieve best capital receipt via the Land & Property Sub-Committee.

Councillor Hunter questioned whether there was a relocation planned for the toilets during the Lammas Fair.

The Director of Environmental Services confirmed there would be hired portable toilet block and an area had been identified.

Proposed by Councillor Hunter  
Seconded by Councillor McLean and

**AGREED** – to recommend that Council declare the asset surplus, thereby allowing asset realisation to carry-out its relevant actions to achieve best capital receipt via the Land & Property Sub-Committee.

\* **Councillor McAuley re-joined the meeting at 8.09pm.**

\* **Alderman Boyle re-joined the meeting at 8.11pm.**

**21. ES ZBB UPDATE POSITION AND OPPORTUNITIES FOR ESTIMATES 2022/23**

Confidential report, previously circulated presented by The Director of Environmental Services.

The purpose of this report to provide Members with further information on the Environmental Services Zero Based Budgeting Position for Estimates 2022/23.

Further information was presented within the confidential report.

**ZBB Position**

The revised ZBB position for ES is shown on tables 1 and 2 below.

**Recommendation**

It is recommended that Members consider the proposed options tabled.

The Director of Environmental Services responded to questions and agreed to circulate to Members the budget detail breakdown of cost and income line and staff numbers along with achievement of savings and efficiencies to date.

Proposed by Councillor Holmes  
Seconded by Councillor McAuley and

**AGREED** – to recommend that Council note the report.

**22. PERIOD 8 ES MANAGEMENT ACCOUNTS**

Confidential report, previously circulated presented as read.

The purpose of this report to provide Members with information on the current financial position of Environmental Services Directorate at the end of Period 8.

**23. ENERGY MARKET VOLATILITY (2021) AND POSSIBLE COST IMPACTS ON FUTURE PROCUREMENT OF GAS AND ELECTRIC CONTRACTS RENEWALS IN APRIL 2022**

Confidential report, previously circulated presented by the Director of Environmental Services.

Further to the discussions at the quarterly Climate Emergency Forum (CEF) meeting with Members on the 2nd December 2021, it was agreed to bring this Report to Members for information.

The purpose of this Council report is to provide Members with information regarding the on-going energy market volatility and possible future impacts on Council when considering renewal of the Natural Gas and Power Contracts due 1st April 2022.

In response to Councillor Holmes, the Head of Capital Works, Energy and Infrastructure confirmed a group of Councils were procuring collectively and a report would be brought to Committee next month on the proposed tender process. The Head of Capital Works, Energy and Infrastructure advised building management systems were in place to monitor energy consumption the data tracked and available for over a number of years.

**24. ANY OTHER RELEVANT BUSINESS (NOTIFIED IN ACCORDANCE WITH STANDING ORDER 12 (O))**

The Chair advised Committee would remain '*In Committee*' to deal with two Item of AORB submitted.

Councillor McQuillan was dissatisfied with the Chair ruling, he indicated the Order of Items should be taken as presented on the Agenda.

**(i) Street Trader, Castlerock** (The Mayor, Councillor Holmes)

*I have been made aware of a street trader having their licence terminated on one of our pitches in Castlerock. What is the background to this termination? Why was it not brought before council for discussion?*

Councillor Holmes stated he was unhappy with the approach taken and unfortunate timing of decision making.

Councillor Bateson supported Councillor Holmes' proposal, he stated trading terms were too integrate.

In response to questions, the Director of Environmental Services outlined the timetable of correspondence that had taken place between Council and the trader. He further clarified the strategy of the auction process of maximising benefit at each location. The Head of Capital Works, Energy and Infrastructure provided specific detail on sites and trading terms.

Proposed by Councillor Holmes  
Seconded by Councillor Bateson and

**AGREED** – to recommend that Council does not terminate the licence and work with the trader at Castlerock for a suitable remedy.

**(ii) Food Van Metropole Portrush** (Alderman Hillis)

*May I have an update about the Food Van which was trading without a trading licence at the Metropole Portrush most of the summer. I had asked about this in August but it was subject to ongoing council action then.*

The Director of Environmental Services advised of the date of the forthcoming Court listing in connection with the matter.

Alderman Hillis sought information on Planning enforcement, the Director of Environmental Services agreed to obtain an update.

**MOTION TO PROCEED 'IN PUBLIC'**

Proposed by Councillor Holmes  
Seconded by Alderman Boyle and

**AGREED** – to recommend that Council move 'In Public'.

\* **The time being 9.02pm.**

**(iii) Confectionary trading Limavady Accessible Play Park** (Alderman Robinson)

*To ask Council to consider a coffee/confectionary trading concession to be located at the new Limavady Accessible Playpark. This is on the back of a number of requests by parents who are spending several hours at the park with their children. The trading concession can be operated by a private individual or a community based organisation.*

Alderman Robinson thanked Council for the delivery of the play park and political collective effort and the people of Limavady. Alderman Robinson requested a confectionary trading concession for the play park and clarified the concession for food and drinks.

Councillor Chivers stated it was great to see all Councillors support the accessible play park, working together. Councillor Chivers recalled at an earlier meeting, it was considered the Community would be involved in such an initiative.

The Director of Environmental Services advised the area would be added to the trading auction list; the Community may bid as others will.

Proposed by Alderman Robinson  
Seconded by Alderman Fielding and

**AGREED** – to recommend that Council designate a Concessionary Trading pitch at Limavady Accessible Play park for food and drinks.

**(iv) Signage at Diversity Park** (Alderman Fielding)

*Updates on matters raised under AORB at November 2021 Environmental Services Meeting.*

*Update on Signage at Diversity Park Portstewart*

The Director of Environmental Services updated Committee, the signage produced and would be in place this week.

**(v) Recycling of Plasterboard** (Alderman Fielding)

*Updates on matters raised under AORB at November 2021 Environmental Services Meeting.*

*Update on recycling of plasterboard.*

The Director of Environmental Services stated the trial for plasterboard collection would commence in February, at Council's four main Household Recycling centres.



**(vi) Issues with Council Trading Pitch (Councillor McQuillan)**

*Can officers provide members with a detailed update on any issues there is with Council Trading Pitch licenses throughout the Borough.*

The Director of Environmental Services clarified the issue at Castlerock had previously been discussed earlier in the meeting; that there was an issue at Whiterocks and this had been addressed; he advised there were no others to be brought to attention, requiring discussion.

Councillor McQuillan stated Officers had revoked licences of two people, proposing to affect jobs; the matter should have been brought to the attention of Elected Members, that Councillors were the front face of complainants on social media.

Councillor McQuillan felt licences should be looked at in total, and apply variances, there had been a difference in last year and this year in relation to cold and hot drinks and there had been no evidence the two vendors were doing something wrong. Councillor McQuillan stated a street trading committee would be very useful.

Councillor Holmes agreed to add the Whiterocks trader to his earlier proposal.

Proposed by Councillor Holmes  
Seconded by Councillor Bateson and

**AGREED** – to recommend that Council does not terminate the licence and work with the trader at Whiterocks for a suitable remedy.

Proposed by Councillor McQuillan  
Seconded by Councillor McAuley and

**AGREED** - To recommend that Council grant a variation process, with conditions, for concession trading at a single site; that come back to Environmental Services committee for decision.

The Director of Environmental Services outlined the process for issuing licences and the operational matter referred to, he clarified documents could be provided to Members.

The Chair stated concern in relation to making a difference.

Councillor McAuley clarified Castlerock was a congested area and a converted unit.

There being no further business the Chair thanked everyone for their attendance and the meeting concluded at 9.42pm.

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Chair

Unconfirmed