

DRAFT

FALKIRK COUNCIL

MINUTE of MEETING of the EXECUTIVE held within the MUNICIPAL BUILDINGS, FALKIRK on TUESDAY 17 MAY 2016 at 9.30 a.m.

COUNCILLORS:

David Alexander	Adrian Mahoney
Jim Blackwood	Craig Martin (Convener)
Tom Coleman	Dr Craig R Martin
Dennis Goldie	Alan Nimmo
Gerry Goldie	Robert Spears
Linda Gow	

OFFICERS:

Rhona Geisler, Director of Development Services
Rose Mary Glackin, Chief Governance Officer
Brian Pirie, Democratic Services Manager
Mary Pitcaithly, Chief Executive
Stuart Ritchie, Director of Corporate and Housing Services
Alistair Shaw, Development Plan Co-Ordinator
Bryan Smail, Chief Finance Officer

EX8. URGENT BUSINESS

The Convener stated that, in accordance with Standing Order 9.1, he had determined that an additional item of business should be added to the agenda, namely a report by the Director of Development Services on an application for funding. The Convener was of the opinion that the item should be considered as a matter of urgency given that the funding related to a planned march in Falkirk on 25 June 2016.

EX9. APOLOGIES

An apology was intimated on behalf of Councillor Nicol.

EX10. DECLARATIONS OF INTEREST

No declarations were made.

EX11. MINUTE

Decision

The minute of the meeting of the Executive held on 26 April 2016 was approved.

EX12. JOINT CONSULTATIVE COMMITTEE – 19 APRIL 2016

- **DISPUTES POLICY**
- **GRIEVANCE POLICY**
- **CROWN OFFICE AND PROCURATOR FISCAL SERVICE LETTER**

The Executive considered a report by the Director of Corporate and Housing Services presenting revised Disputes and Grievance policies for approval. The policies had been considered by the Joint Consultative Committee on 19 April 2015 and were referred to the Executive for immediate implementation.

Additionally the Joint Consultative Committee had referred a report for noting on the outcome of the Glasgow Fatal Accident Inquiry concerning the bin lorry incident of 22 December 2014.

Decision

The Executive agreed to:

- (1) **implement the Disputes and Grievance Policies; and**
- (2) **note the report on the Crown Office and Procurator Fiscal Service Letter.**

EX13. CORPORATE RISK MANAGEMENT – POLICY AND FRAMEWORK

The Executive considered a report by the Director of Corporate and Housing Services presenting the Corporate Risk Management Policy and Framework, which had been referred to the Executive by the Audit Committee of 18 April 2016.

Decision

The Executive agreed to approve the Corporate Risk Management Policy and Framework and its immediate implementation.

EX14. CONSULTATIVE DRAFT DEVELOPMENT FRAMEWORK FOR THE MADDISTON EAST STRATEGIC GROWTH AREA

The Executive considered a report by the Director of Development Services presenting a draft Development Framework for the Maddiston East Strategic Growth Area (SGA).

The Local Development Plan (LDP) identified Maddiston East as one of 12 Strategic Growth Areas in the Council area. The SGAs provide the focus for residential growth over the period of the LDP.

The Maddiston East area comprises 6 development sites, 5 of which are included within the Development Framework which sets out how these sites should be developed so as to provide a cohesive and sustainable extension to the village. The draft Framework provides guidance for landowners and developers on planning, design and infrastructure requirements.

It was proposed that a 6 week consultation on the draft Framework is undertaken prior to final consideration.

Decision

The Executive approved the draft Development Framework for the Maddiston East Strategic Growth Area, for consultation.

EX15. BUSINESS TRANSFORMATION – STRATEGIC PROPERTY REVIEW

The Executive considered a report by the Director of Development Services seeking authority to engage HubCo to undertake a strategic property review.

Council agreed, on 16 December 2015 (ref FC3), to a strategic assessment of the Trust's service delivery and property portfolio which would interface with the current review of the Council's own asset portfolio.

The report set out the proposed scope of the strategic review together with expected outputs for the 2 main phases of the project. The aim of this review is to analyse current stock, including that managed by Falkirk Community Trust, against collective service needs to inform the 2017/18 budget process.

Decision

The Executive agreed:-

- (1) the scope of the Strategic Property Review and Project Plan as detailed in the report; and**
- (2) to appoint HubCo to progress the review.**

EX16. TRAFFIC MANAGEMENT ARRANGEMENTS FOR MARCHES, PROCESSIONS AND PARADES

The Executive considered a report by the Director of Development Services requesting the suspension of fee charges in relation to the promotion of Temporary Traffic Regulation Orders (TTROs) to support the arrangements for marches, processions and parades.

Police Scotland had recently advised the Council that nationally it would no longer provide traffic management support at public marches, processions and parades.

As a licensing authority, the Council is required to have regard to the likely effect of any march, parade or procession on public safety; public order; damage to property and disruption to the life of the community. This includes ensuring that traffic is managed in a way which secures public safety. In the absence of police support, traffic at such events can be regulated by the promotion of a Temporary Traffic Regulation Order (TTRO). In order for a TTRO to be promoted the Council must be satisfied that

effective traffic management arrangements will be put in place by the event organiser. A charge of £725 was imposed for each TTRO required for an event.

Research indicated that nationally neither the Licensing Authorities' nor Police Scotland's approaches to traffic management for such events was consistent. It was proposed that the Council's procedures were reviewed, and in the meantime, to suspend the charge for TTROs in regard to marches parades and processions.

Decision

The Executive agreed:-

- (1) to suspend the relevant fee for Temporary Traffic Regulation Order applications where they relate to traffic regulation in respect of marches, processions and parades and other community based activities which suspension shall be in place until the review has been completed and considered by members or a period of 6 months, whichever is the shorter;**
- (2) to request that the Leader of the Council write to the Cabinet Secretary for Justice expressing the Council's concerns regarding the position taken by Police Scotland; and**
- (3) to request that the Chief Executive raises the issue with COSLA seeking the introduction of a national approach.**

EX17. TRAFFIC MANAGEMENT ARRANGEMENTS – REQUEST FOR SUPPORT

The Executive considered a report by the Director of Development Services advising of a request for financial support to help defray traffic management costs for a parade due to take place in Falkirk on 25 June 2016. The report was linked to the immediately preceding one dealing with TTROs and the recently advised change in practice by Police Scotland.

The request for a cost sharing approach had been made by the Loyal Orange Institution of Scotland Falkirk Branch 36. In support of their application, the organisation had set out certain benefits they considered would accrue to the local economy.

Councillor Blackwood, seconded by Councillor C Martin, moved that the Executive *agrees to the request by the Loyal Orange Institution of Scotland Falkirk Branch 36 for funding in the sum of £1,145.*

As an amendment, Councillor Alexander, seconded by Councillor Coleman, moved, in substitution for the motion, that the Executive *does not agree to the request on the following grounds:-*

- (1) the impact on the local community grant fund;*
- (2) the decision taken previously at this meeting in regard to the cost of Temporary Traffic Regulation Orders effectively gives a subsidy; and*

(3) *it doesn't meet the local criteria.*

The Executive then adjourned, at 11.40 a.m. to allow members of the Administration to consider the terms of the amendment, and reconvened at 11.50 a.m. with members present as per the sederunt.

On a division 8 members voted for the motion, 2 voted for the amendment and 1 abstained, with voting as follows:-

For the motion (8) - Councillors Blackwood, D Goldie, G Goldie, Gow, Mahoney, C Martin, Dr C R Martin and Nimmo.

For the amendment (2) – Councillors Alexander and Coleman.

Abstention (1) – Councillor Spears.