

COUNCIL MEETING

Minutes of Council Meeting held in the Council Chambers, Fourth Floor, Council Building, 2 High Street, Perth on Wednesday 29 June 2005 at 2.00pm.

Present: Provost Scott, Councillors Baird, Barnacle, Barr, Barrett, Bushby, Caddell, Coburn, Cowan, Crabbie, Culliven, Doig, Dow, Ellis, Flynn, Gillies, A Grant, E Grant, Hayton, Howie, Hulbert, Hunter, Jack, Lennie, Livingstone, Lloyd, Lumsden, Lyall, Mair, McDonald, McEwen, MacLellan, Miller, Mulheron, Robertson, D Scott, Simpson, Stewart, Telfer (from Art 520) and Wilson.

Also Attending: B Malone (Chief Executive); D Roberts (Executive Director – Housing & Community Care); J Irons (Executive Director – Planning & Transportation); L McConnell (Education & Children's Services); W Ronald (Head of Outdoor Services – Environment Services); A Nairn, I Innes, G Taylor and M Kay (Corporate Services); P Wallace (Head of Performance Planning & Management) and K MacDonald (Head of Economic Development).

Provost Scott, Presiding.

518. DECLARATIONS OF INTEREST

Councillors Jack, Cowan, Howie, E Grant, Mulheron and Simpson declared a non-financial interest in Art. 529 below.

519. MINUTES OF PREVIOUS MEETINGS

The Minutes of the Council Meeting of 18 May 2005 (Arts. 373-381) were submitted, approved as a correct record and authorised for signature.

COUNCILLOR TELFER ENTERED THE MEETING AT THIS POINT.

520. MINUTES OF COMMITTEES

Minutes of Committees from 11 May 2005 to 15 June 2005.

The decisions recorded in Arts. 349-372 and 382-500, copies of which had been circulated to all members of the Council, were submitted and approved.

521. CORPORATE IMPROVEMENT FRAMEWORK

There was submitted a report by the Chief Executive (05/414) (1) outlining proposals for the development and implementation of a coherent, corporate approach to continuous improvement across the Council, (2) identifying the key factors driving forward the development of a corporate approach to continuous improvement and (3) setting out the proposed new Corporate Improvement Framework.

Resolved:

The Corporate Improvement Framework as detailed in Report 05/414 be approved.

522. PROPOSED LOCAL GOVERNMENT ELECTIONS (SCOTLAND) BILL – CONSULTATION DOCUMENT

There was submitted a report by the Executive Director (Corporate Services) (05/426) (1) advising the Council of the publication of a consultation document on a proposed Local Government Elections (Scotland) Bill seeking to require local government elections to be held on different dates from Scottish Parliament elections and to delay the next local government elections until 2008 and (2) seeking the Council's views on a response to the consultation document.

Motion (Councillors Wilson and Miller)

- (i) Perth and Kinross Council opposes the proposals within the Local Government Elections (Scotland) Bill.**

- (ii) **Perth and Kinross Council affirms its support for the Scottish Parliament and Local Authority elections being held on the same day in May 2007.**

There then followed a ten minute recess to allow members to discuss the terms of the Motion. On reconvening,

Amendment (Councillors Stewart and MacLellan)

- (i) The terms of Report 05/426 and the publication of a consultation document be noted.
(ii) The position of officers of the Council in response to the consultation document be noted.
(iii) Each political party respond to the consultation document.

Amendment – 14 votes

Motion – 26 votes

Resolved:

In accordance with the Motion.

523. SCHEME OF ADMINISTRATION – PROPOSED AMENDMENTS

(a) **Education and Children's Services**

Resolved:

Where the Scheme of Administration refers to the Executive Director (Education and Children's Services), this be taken with effect from 1 July 2005 as a reference to the Interim Executive Director (Education and Children's Services).

(b) **Criminal Justice**

Resolved:

Where the Scheme of Administration delegates responsibility to the Executive Director (Education and Children's Services) in respect of Criminal Justice, this be taken with effect from 1 July 2005 as a reference to the Depute Director of Housing and Community Care.

524. MEMBERSHIP OF COMMITTEES

(a) **Community Safety Committee**

Resolved:

Councillor Alan Jack replace Councillor Ann Cowan on the Community Safety Committee.

(b) **Development Control Committee**

Resolved:

Councillor Ann Cowan replace Councillor Alan Jack on the Development Control Committee.

(c) **Corporate Health and Safety Committee**

Resolved:

Councillor Gordon Hunter replace Councillor Bob Lumsden on the Corporate Health and Safety Committee.

525. MEMBERSHIP OF LICENSING BOARD

Resolved:

Councillor Alexander Stewart replace Councillor Helen MacDonald on the Licensing Board.

526. SPECIAL RESPONSIBILITY ALLOWANCES

Resolved:

The Special Responsibility Allowance payable in respect of the position of Vice-Convener of the Licensing Committee be shared between Councillors Peter Mulheron and Councillor John Culliven in their respective capacities as Vice-Convener of the Licensing Committee and the Licensing Board.

527. APPOINTMENTS TO EXTERNAL BODIES

(a) Central/Tay Statutory Regional Transport Partnership – Nomination of Members

There was submitted a report by the Executive Director (Planning & Transportation) (05/415) advising of the draft Establishment Orders in respect of the proposed regional transport partnerships and requesting nominations for Members to serve on the interim arrangements prior to the setting up of the Statutory Bodies.

Resolved:

- (i) The current developments in the progress of the Transport (Scotland) Bill as detailed in Report 05/415 be noted.
- (ii) Pending finalisation of the Establishment Orders setting out the Executive's proposals for the regional transport partnerships, two elected members be nominated to work in an informal, voluntary partnership with Stirling, Dundee and Angus Councils to develop appropriate arrangements for the proper functioning of the Central/Tay Regional Transport Partnership in due course, being Councillor Livingstone, Convener of Enterprise & Infrastructure Committee, and one other.
- (iii) The second member be Councillor Hulbert (see Note).

NOTE – The decision at (iii) above was determined on a division as follows:-

Motion (Councillors Doig and Miller) – **Councillor Hulbert be the second nominee.**

Amendment (Councillors Stewart and Crabbie) – Councillor Mair be the second nominee.

Amendment – 14 votes
Councillor Lloyd abstained.

Motion – 25 votes

(b) Dovetail Enterprises

Resolved:

Councillor J Hulbert replace Councillor A Cowan as a member of Dovetail Enterprises.

COUNCILLOR HUNTER LEFT THE METING AT THIS POINT.

528. COMMUNITY BENEFIT – BEAULY TO DENNY TRANSMISSION LINE UPGRADE

There was submitted a joint report by the Executive Director (Corporate Services) and Executive Director (Planning & Transportation) (05/451) outlining the background to the need for an upgrade of the electricity transmission line from Beauly to Denny and the request from Highland Council to join with them in exploring the opportunity for getting community benefit payments for those communities affected by the alterations to the grid and also recommending that the Council agree in principle to support Highland Council in making representations to SHETL and Ofgem.

Resolved

- (i) The Highland Council's proposal to seek community benefit from the transmission grid upgrade be supported in principle.
- (ii) The use of the mechanism being developed by the Council for transmission grid upgrades be extended to the collection and distribution of community benefit from wind farm developments and for the distribution of any monies received.

IT WAS AGREED THAT THE PUBLIC AND PRESS BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEM IN ORDER TO AVOID THE DISCLOSURE OF INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL GOVERNMENT (SCOTLAND) ACT 1973

529. INVESTMENT IN LEARNING PROGRAMME

There was submitted a joint report by the Executive Director (Corporate Services) and Executive Director (Education and Children's Services) (05/454) updating members on the current position on the Investment in Learning Programme and requesting approval of the proposed action to be taken, as required by the Scottish Executive.

COUNCILLORS JACK AND COWAN DECLARED A NON-FINANCIAL INTEREST AND LEFT THE MEETING.

COUNCILLORS E GRANT, HOWIE, MULHERON AND SIMPSON DECLARED A NON-FINANCIAL INTEREST.

Resolved:

- (i) The recommendations contained in Report 05/454 be approved.
- (ii) The Council's thanks be conveyed to all those involved in the development of the Investment in Learning Project.