

## ANGUS COUNCIL

MINUTE of MEETING of **ANGUS COUNCIL** held in the Town and County Hall, Forfar on Tuesday 29 April 2003 at 4.00 pm.

**Present:** Provost Mrs FRANCES E DUNCAN OBE, Councillors IAN ANGUS, BILL CROWE, FRANK ELLIS, JACK GIBB, ALISTAIR GRAY, JOHN HENDERSON, ALEX KING, The Hon R J LESLIE MELVILLE, DAVID LUMGAIR, STEWART McGLYNN, IAN MACKINTOSH, GLENNIS MIDDLETON, BILL MIDDLETON, BRIAN MILNE, JOY MOWATT, PETER MURPHY, ROB MURRAY, ROBERT MYLES, HELEN OSWALD, KITTY RITCHIE, BILL ROBERTON, RON SCRIMGEOUR, DAVID SELFRIDGE, RICHARD SPEIRS, SHEENA WELSH and SANDY WEST.

**Apologies:** Apologies for absence were intimated on behalf of Councillors PETER NIELD and GEORGE NORRIE MBE,

Provost Mrs FRANCES E DUNCAN OBE, in the Chair.

### 1. DECLARATIONS OF INTEREST

Councillor Gray declared an interest in Article 4 of the minute of meeting of the Personnel and Property Services Committee of 15 April 2003 and Articles 17 and 18 of the minute of meeting of the Policy and Resources Committee of 22 April 2003.

Councillors Crowe, Ritchie and West declared an interest in Article 3 of the minute of meeting of the Social Work Committee of 8 April 2003.

Councillor Oswald declared an interest in Article 16 of the minute of meeting of the Housing Committee of 1 April 2003.

Councillors Angus and Speirs declared an interest in Article 18 of the minute of meeting of the Policy and Resources Committee of 22 April 2003.

### 2. MINUTES OF COUNCIL AND COMMITTEES

#### (a) Angus Council

The [minute of meeting of Angus Council of 27 March 2003](#) was submitted and approved.

#### (b) Environmental and Consumer Protection Committee

The [minute of meeting of the Environmental and Consumer Protection Committee of 1 April 2003](#) was submitted and approved.

#### (c) Housing Committee

The [minute of meeting of the Housing Committee of 1 April 2003](#) was submitted and approved.

#### (d) Civic Licensing Committee

The [minute of meeting of the Civic Licensing Committee of 1 April 2003](#) was submitted and approved.

#### (e) Development Control Committee

The [minute of meeting of the Development Control Committee of 3 April 2003](#) was submitted and approved.

**(f) Contract Services Committee**

The [minute of meeting of the Contract Services Committee of 8 April 2003](#) was submitted and approved.

**(g) Social Work Committee**

The [minute of meeting of the Social Work Committee of 8 April 2003](#) was submitted and approved.

**(h) Recreation and Cultural Services Committee**

The [minute of meeting of the Recreation and Cultural Services Committee of 10 April 2003](#) was submitted and approved.

**(i) Economic Development Committee**

The [minute of meeting of the Economic Development Committee of 10 April 2003](#) was submitted and approved.

**(j) Education Committee**

The [minute of meeting of the Education Committee of 15 April 2003](#) was submitted and approved.

**Alexander MacHardy Law Bursary Fund**

With reference to Article 6(ii), the Council resolved to make the Scheme in terms of the draft Scheme already circulated and to authorise the Director of Law and Administration to sign the Scheme.

**(k) Personnel and Property Services Committee**

The [minute of meeting of the Personnel and Property Services Committee of 15 April 2003](#) was submitted and approved.

**(l) Finance and Information Technology Committee**

The [minute of meeting of the Finance and Information Technology Committee of 15 April 2003](#) was submitted and approved.

**(m) Planning and Transport Policy Committee**

The [minute of meeting of the Planning and Transport Policy Committee of 17 April 2003](#) was submitted and approved.

**(n) Roads Committee**

The [minute of meeting of the Roads Committee of 17 April 2003](#) was submitted and approved.

**(o) Development Control Committee**

The [\(revised\) minute of meeting of the Development Control Committee of 17 April 2003](#) was submitted and approved.

**(p) Policy and Resources Committee**

The [minute of meeting of the Policy and Resources Committee of 22 April 2003](#) was submitted and approved.

### **The Councillors' Code of Conduct**

With reference to Article 9(v), the Council resolved to appoint the Director of Law and Administration as "Proper Officer" to set up, maintain and make available for public inspection the Register of Interests.

### **3. ORDERS AND RESOLUTIONS**

#### **(a) Roads - Traffic Order - Angus Council (Speed Limits) (Variation) Order 2003**

With reference to Article 11 of the minute of meeting of the Roads Committee of 17 April 2003, the Council resolved to make the above Order.

#### **(b) Housing - Revocation of Closing Order**

With reference to Article 12 of the minute of meeting of the Housing Committee of 1 April 2003, the Council resolved to revoke the Closing Order on the property detailed in the minute.

### **4. A92 MONTROSE BRIDGE REPLACEMENT - MAKING OF A BRIDGE SCHEME**

With reference to Article 18 of the minute of meeting of the Policy and Resources Committee of 10 December 2002, there was submitted [Joint Report No 536/03](#) by the Director of Roads and the Director of Law and Administration seeking formal approval for the making of the necessary Bridge Scheme required for the construction of the replacement A92 Montrose bridge.

The Council resolved:-

- (i) to note the imminent publication of the necessary Notice of Intention to Develop, with accompanying Environmental Statement and the imminent application for the other necessary Statutory Orders required for the implementation of the preferred tender of Balfour Beatty Civil Engineering Limited, selected by the Council for the A92 Montrose Bridge Replacement Design and Build Contract; and
- (ii) to make a Bridge Scheme under Section 75(3)(a) of the Roads (Scotland) Act 1984, required for construction of the replacement bridge over the navigable waters of the River South Esk.

### **5. A92 PROJECT - PROMOTION OF NOTICE OF INTENTION TO DEVELOP AND OTHER STATUTORY ORDERS FOR THE PREFERRED BID**

With reference to Article 20 of the minute of meeting of the Policy and Resources Committee of 18 March 2003, there was submitted [Joint Report No 535/03](#) by the Director of Roads and the Director of Law and Administration seeking formal authority from the Council for the promotion of the necessary Notice of Intention to Develop and other Statutory Orders required for the implementation of the preferred bid design for the project for the dualling of the A92 between Dundee and Arbroath.

The Council resolved:-

- (i) to publish the necessary supplementary Notice of Intention to Develop (NID) to allow (a) implementation of the preferred bid design for the A92 Dundee-Arbroath project insofar as the same varied from the specimen design for the Project for which NID already existed, namely at West Grange/Ethiebeaton, Monifieth and (b) a variation to the specimen design of a service road at Salmondsmuir Cottages;
- (ii) to make the necessary amendments to the Angus Council (A92 Dundee-Arbroath Dualling) (New Side Roads, Side Road Improvements, Stopping-Up of Side Roads and Private Accesses and Provision of New Means of Private Access) Order 2003 for the same purposes as the supplementary NID referred to in (i) above;

- (iii) to make the necessary amendments to the Angus Council (A92 Dundee-Arbroath Dualling) (Redetermination of Public Right of Passage) Order 2002 for the same purposes as the supplementary NID referred to in (i) above;
- (iv) to make a Public Path Extinguishment Order in respect of the diverted public path referred to in the Angus Council Public Path Diversion (West Grange, Monifieth) Order 2001 as the same was now rendered unnecessary by the scheme;
- (v) to remit to the Director of Law and Administration, in consultation with the Director of Roads, to implement the necessary statutory procedures relating to recommendations (i) to (iv) above and to report back on the outcome thereof; and
- (vi) to instruct the Director of Law and Administration to send a copy of Report No 535/03 to Dundee City Council, for its information.

## **6. VALEDICTORY REMARKS**

As this was the last Council meeting before the elections, Councillor Murray paid tribute to the Provost who was retiring at the end of her term of office. A number of other members also paid tribute to her, following which a number of presentations were made.

In reply, Provost Mrs Duncan thanked various officers of the Council for the help they had given her over the last four years, and extended her best wishes for the future to all officers and members with whom she had worked during her 21 years service as a Councillor.