

ANGUS COUNCIL

MINUTE of MEETING of **ANGUS COUNCIL** held in the Town and County Hall, Forfar on Thursday 6 September 2018 at 2.00pm.

Present: Provost RONNIE PROCTOR MBE, Depute Provost COLIN BROWN, Councillors JULIE BELL, BRIAN BOYD, KENNY BRAES, DAVID CHEAPE, BRADEN DAVY, LYNNE DEVINE, BILL DUFF, BRENDA DURNO, DAVID FAIRWEATHER, CRAIG FOTHERINGAM, SHEILA HANDS, ALEX KING, BEN LAWRIE, DAVID LUMGAIR, ANGUS MACMILLAN DOUGLAS OBE, MARK McDONALD, IAN McLAREN, RICHARD MOORE, BOB MYLES, MARK SALMOND, LOIS SPEED, TOMMY STEWART, RON STURROCK, DEREK WANN and BETH WHITESIDE.

PROVOST RONNIE PROCTOR, in the Chair

1. APOLOGIES

An apology for absence was intimated on behalf of Councillor Gavin Nicol.

2. DECLARATIONS OF INTEREST

Councillor Sturrock declared an interest in item 4(v) as he had been a member of the Merchant Navy. He indicated that he would participate in any discussion and voting on this item.

Councillors Myles, Braes and Lumgair declared an interest in item 4(vi) as they were all working farmers, however they did not employ any seasonal workers. Each indicated that they would participate in any discussion and voting on this item.

Provost Ronnie Proctor declared an interest in item 4(i) as he was a member of Poppyscotland. He indicated that he would participate in any discussion and voting on this item.

3. MINUTES OF COUNCIL AND COMMITTEES

(i) Minute of Council Meeting

(a) Angus Council

The minute of meeting of Angus Council of 14 June 2018 was submitted and approved as a correct record.

With reference to Article 4 of the minute, the Council resolved to note that Councillor Lawrie was to be the Spokesperson for Young People.

(ii) Minutes of Committees

(b) Development Management Review Committee

The minute of meeting of the Development Management Review Committee of 6 June 2018 was submitted and noted.

(c) (Special) Civic Licensing Committee

The minute of the special meeting of the Civic Licensing Committee of 11 June 2018 was submitted and noted.

(d) Scrutiny and Audit Committee

The minute of meeting of the Scrutiny and Audit Committee of 19 June 2018 was submitted and noted.

(e) (Special) Policy and Resources Committee

The minute of the special meeting of the Policy and Resources Committee of 19 June 2018 was submitted and noted.

(f) (Special) Civic Licensing Committee

The minute of the special meeting of the Civic Licensing Committee of 2 July 2018 was submitted and noted.

(g) Development Standards Committee

The minute of meeting of the Development Standards Committee of 7 August 2018 was submitted and noted.

(h) Civic Licensing Committee

The minute of meeting of the Civic Licensing Committee of 9 August 2018 was submitted and noted.

(i) Communities Committee

The minute of meeting of the Communities Committee of 14 August 2018 was submitted and noted.

(j) Children and Learning Committee

The minute of meeting of the Children and Learning Committee of 16 August 2018 was submitted and noted.

(k) Scrutiny and Audit Committee

The minute of meeting of the Scrutiny and Audit Committee of 21 August 2018 was submitted and noted.

(l) Policy and Resources Committee

The minute of meeting of the Policy and Resources Committee of 28 August 2018 was submitted and noted.

4. MOTIONS IN TERMS OF STANDING ORDER 25(1)

(i) Poppyscotland's Count them in Campaign

Provost Ronnie Proctor, seconded by Councillor Sturrock, moved that this Council:

- (i) supports Poppyscotland's Count Them In campaign which aimed to see the inclusion of an Armed Forces question in the next Census in 2021;
- (ii) notes that there was currently very limited information about where our veterans now lived and what support they may need; believes that gathering this information through the Census would allow for an improved understanding of this unique community so that the Council, alongside others, could ensure we were fully meeting the needs of our serving personnel, veterans and their families; and
- (iii) instructs the Chief Executive to write to Poppyscotland, the constituency and regional MSPs to inform them of Angus Council's support.

The Council resolved unanimously to approve the motion.

(ii) The 147th Open Championship

Councillor Cheape, seconded by Councillor Boyd, moved that this Council:

- (i) recognises the huge success of the 147th Open Championship held in Carnoustie from 19th to 22nd July 2018;
- (ii) acknowledges the successful working relationship between Carnoustie Golf Links Management Ltd, the R & A and representatives of Angus Council itself

and in particular, acknowledges the hard work and talents of the Carnoustie Golf Links green keeping staff in preparing the Championship Course for its place on the world stage;

- (iii) acknowledges the significant contribution made to the success of the event by local businesses and residents of the town of Carnoustie in welcoming record numbers of visitors to the town and to The Open itself;
- (iv) looks forward to Carnoustie playing host to many more world class golf tournaments and, in so doing, expanding its reputation as a market leader for golf tourism. In particular we look forward to the return of The Open Championship to Carnoustie at the earliest opportunity; and
- (v) requests the Chief Executive write to both the Chief Executive of the R&A and CGLMC intimating the terms of this motion.

The Council resolved unanimously to approve the motion.

(iii) Interreg Funding Programme

Councillor Lawrie, seconded by Councillor Moore, moved that this Council notes:

- Interreg is the main EU funding programme which facilitates the exchange of expertise and information between local authorities across the EU and participating third countries, allowing local authorities to research best practice, pilot new approaches and implement new policies
- The European Commission has invited the United Kingdom to participate in the Interreg programme as a non-EU country, as Norway and Switzerland do, via article 5 of its recently published regulation on *Specific provisions for the European territorial cooperation goal (Interreg)*.
- In its recently published White Paper on *The future relationship between the United Kingdom and the European Union*, the UK government confirmed it is open to participating in EU funding programmes which facilitate the exchange of expertise and information.
- In the current funding period (since 2014) there have been 112 approved projects in Scotland, with a total ERDF grant value of €57,914,558.
- Angus Council is a partner in the LIKE! project which aims to support and develop digital innovation in the public sector, and with an ERDF grant value of €266,500. Some of the activities being delivered by Angus include community engagement in Arbroath, the delivery of extended participatory budgeting pilot work in Brechin and Montrose, and the hosting of the recent LIKE! mid-term conference in Carnoustie.

This Council calls for the Chief Executive to write to the Secretary of State for Exiting the European Union to highlight the importance of the Interreg programme for Angus and Scottish local authorities in general, and ask the UK Government to continue participation in this programme after the UK has left the EU.

The Council resolved unanimously to approve the motion.

(iv) Timing of Council Meetings

Councillor Davy, seconded by Councillor Lawrie, moved that this Council:

- (i) notes in the review of councillor remuneration in 2008, 2009, and 2010 that a basic councillor salary 'continues to be based on the principle that Council duties should not preclude councillors, without any significant additional responsibilities, from combining their Council role with other responsibilities such as employment, volunteering, caring etc' [Source 3.5 <https://www.gov.scot/Publications/2011/03/02152201/4>] and is therefore based on the premise that a councillors work is part time;
- (ii) seeks to expand the opportunities for all who wish to engage with the Council, both councillors, and members of the public, who may struggle to attend meetings held during the day and notes that Angus Council aims to become

more diverse and representative of the Angus we represent, and council meetings held exclusively during the working day may also deter individuals from standing for council in the first instance;

- (iii) seeks to move meetings of Angus Council, Children & Learning, Communities, Policy & Resources, and Scrutiny & Audit committees to 5pm from 1 January 2019 to allow members of the public who work to attend, and current and future councillors to combine their other responsibilities with that of being a councillor;
- (iv) notes that meetings of Development Management Review, Development Standards, and Civic Licensing would continue to be held at their 10am and 2pm times; and
- (v) proposes a breadth of Council meeting times of 10am, 2pm, and 5pm which would create a more accessible, and supportive committee meeting structure.

COUNCILLOR FAIRWEATHER, SECONDED BY COUNCILLOR BROWN, MOVED AS AN AMENDMENT, THAT MEETINGS OF COUNCIL AND SERVICE COMMITTEES REMAIN AT 2.00PM.

On a vote being taken, members voted:-

For the motion:-

Councillors Bell, Boyd, Braes, Cheape, Davy, Devine, Duff, Durno, Hands, King, Lawrie, McDonald and Whiteside (13).

For the amendment:-

Provost Ronnie Proctor, Depute Provost Colin Brown, Councillors Fairweather, Fotheringham, Lumgair, MacMillan Douglas, McLaren, Moore, Myles, Salmond, Speed, Stewart, Sturrock and Wann (14).

The amendment was declared carried and became the substantive motion.

Thereafter, in accordance with the provisions of the Standing Order 16(6), Councillor Davy, moved as a second amendment, that meetings of Angus Council move to 5pm from 1 January 2019.

On a vote being taken, members voted:-

For the substantive motion:-

Provost Ronnie Proctor, Depute Provost Colin Brown, Councillors Fairweather, Fotheringham, Lumgair, MacMillan Douglas, McLaren, Moore, Myles, Salmond, Speed, Stewart, Sturrock and Wann (14).

For the second amendment:-

Councillors Bell, Boyd, Braes, Cheape, Davy, Devine, Duff, Durno, Hands, King, Lawrie, McDonald and Whiteside (13).

The substantive motion was declared carried and the Council resolved accordingly.

(v) Flying of the Red Ensign at Angus Council Buildings

PROVOST RONNIE PROCTOR, SECONDED BY COUNCILLOR STURROCK, MOVED THAT:

- (I) THE RED ENSIGN COMMONLY KNOWN AS THE RED DUSTER BE FLOWN SIMULTANEOUSLY IN THE MAIN MERCANTILE BURGHS OF ANGUS NAMELY ARBROATH AT THE BELL TOWER AND MONTROSE AT THE BALL HOUSE FROM DAWN TO SUNSET ON THE 3RD OF SEPTEMBER FROM NOW AND HENCEFORTH IN PERPETUITY. THE RED ENSIGN IS TO BE FLOWN IN PLACE OF THE SALTIRE THE NATIONAL

FLAG OF SCOTLAND AT THE AFORESAID LOCATIONS, DURING THE AFORESAID DATE AND TIMES;

- (II) THE FLYING OF THE FLAGS IS TO COMMEMORATE THOSE MEN AND WOMEN WHO LOST THEIR LIVES WHILST SERVING IN THE MERCANTILE MARINE IN BOTH WORLD WARS AND SUBSEQUENT CONFLICTS TO THE PRESENT DAY AND ALSO THOSE OF THE MERCANTILE MARINE WHO HAVE LOST THEIR LIVES WHILST AT SEA; AND
- (III) THE MERCANTILE MARINE IS THE COUNTY'S "FOURTH SERVICE" WHICH WITHOUT ITS SACRIFICE OUR COUNTRY WOULD HAVE HAD GREAT DIFFICULTY IN SURVIVING IN THE PAST AND WE STILL RELY ON ITS MEN AND WOMEN TO ENABLE US TO PROVIDE US WITH THE GOODS FROM OTHER PARTS OF THE WORLD WHICH WE TAKE FOR GRANTED TODAY AND EXPORT GOODS FROM OUR COUNTRY.

Councillor Devine, seconded by Councillor Duff, moved as an amendment, that the first paragraph of the motion to read "the Red Ensign, commonly known as the Red Duster be flown simultaneously in the main mercantile burghs of Angus, namely Arbroath at the Signal Tower Museum and Montrose at the Town Hall, from Dawn to Sunset on the 3rd of September from now and henceforth in perpetuity."

On a vote being taken, members voted:-

For the motion:-

Provost Ronnie Provost, Depute Provost Colin Brown, Councillors Davy, Fairweather, Fotheringham, Lawrie, Lumgair, MacMillan Douglas, McLaren, Moore, Myles, Salmond, Speed, Stewart, Sturrock, and Wann (16)

For the amendment:

Councillors Bell, Braes, Cheape, Devine, Duff, Durno, Hands, King, McDonald and Whiteside (10)

No vote:

Councillor Boyd.

The motion was declared carried and the Council resolved accordingly.

(vi) Seasonal Agricultural Worker's Scheme

Councillor Devine, seconded by Councillor Braes, moved that this Council:

- (i) expresses its deep concern at the workforce shortages facing many farms in Angus due to the discontinuation of the Seasonal Agricultural Worker's Scheme (SAWS) in 2013, and also the fall in the value of Sterling following the Brexit vote. The shortage of pickers from the EU has resulted in fruit and vegetables left to rot in the fields with a significant economic impact; and
- (ii) asks the Chief Executive to write to the appropriate UK Ministers to express concern about this and also to urge Ministers to urgently agree a new version of the Seasonal Agricultural Workers Scheme.

Having heard from Councillor Devine, who requested that further detail be included in the letter from the Chief Executive and which would also ask for clarification about the countries involved in the Scheme, the Council resolved unanimously to approve the motion.

(vii) Review of Winter Service Policy and Provision

Councillor Salmond, seconded by Councillor Stewart, moved that this Council:

1. instructs the Strategic Director - Place to carry out a Review of the Winter Service Policy & Provision 2018/2019 to create a more equitable policy of pavement gritting between our burgh towns and villages which re-introduces by 2018/2019

pavement gritting into all Angus Villages, which were previously receiving this provision;

2. the new policy would be created within the existing budget of £2,613,000 and would be cost neutral;
3. ensures that consultation is always carried out with our local communities and Community Planning Partners when re-designing Angus Council's Winter Service Policy and Provision and that the results of the consultation are included in all Budget and Committee Papers; and
4. the Strategic Director – Place brings back a Report to the special meeting of Angus Council on 18th Sept 2018 for Council's agreement.

Having heard Councillor Salmond clarify that in relation to para 3 above, the consultation referred to would be for future policy changes after the current financial year, the Council resolved unanimously to approved the motion.

5. MEMBERSHIP OF COMMITTEES

(i) Children and Learning Committee

The Council resolved to note that in terms of political balance, the Children and Learning Committee had one member extra from the Administration and accordingly, Cllr Salmond had intimated that he would not continue as a member of the Committee.

Thereafter, the Council resolved to appoint Councillor Duff to the Children and Learning Committee.

(ii) Policy and Resources Committee

The Council resolved to note that in terms of political balance there should only be one independent Councillor on the Committee.

Councillor Cheape intimated that he was resigning from the Policy and Resources Committee, in order that political balance could be achieved.

Thereafter, the Council resolved to appoint Councillor McLaren to the Policy and Resources Committee.

The Council further resolved to note that Councillor Lawrie was to replace Councillor Moore on the Committee.

(iii) Scrutiny and Audit Committee

The Council resolved to note that Cllr Myles would replace Cllr Fairweather as a member of the Scrutiny and Audit Committee, as Standing Orders precluded the Leader and Depute Leader of the Council from being members of the Committee.

6. APPOINTMENTS TO OUTSIDE BODIES

(i) ANGUSALive

The Council, having noted that Councillors Davy and Cheape had resigned, resolved to appoint Councillors Moore and Devine to the Board of ANGUSALive.

(ii) Monifieth Golf Links Ltd

The Council, having noted that Councillor Whiteside had resigned, resolved to appoint Councillor Lawrie to Monifieth Golf Links Ltd.

(iii) Angus Health and Social Care Integration Joint Board

The Council, having noted that Councillor Wann had resigned, resolved to appoint Councillor Myles to the Angus Health and Social Care Integration Joint Board.

7. INFORMATION REPORT

There was submitted and noted Report No 259/18 by the Chief Executive providing information to members and appending a copy of an annual report from the Scrutiny and Audit Committee to Angus Council submitted to ensure compliance with guidance for Audit Committees issued by CIPFA.

8. ANGUS COUNCIL PLAN ANNUAL REPORT 2017-2018

With reference to Article 11 of the minute of meeting of Angus Council of 7 September 2017, there was submitted Report No 260/18 by the Chief Executive, appending a copy of the Angus Council Plan Annual Performance Report for 2017-2018, which was designed to show how the Council was delivering on the vision to make Angus Council better, stronger, more sustainable and smaller.

Having heard a number of members commend the Report, the Council resolved:-

- (i) to approve the Angus Council Plan Annual Performance Report 2017-2018; and
- (ii) to note that a Council Plan re-refresh would be brought to Committee in February 2019.

9. ANGUS LOCAL OUTCOME IMPROVEMENT PLAN ANNUAL REPORT 2017-2018

With reference to Article 13 of the minute of meeting of Angus Council of 7 September 2017, there was submitted Report No 261/18 by the Chief Executive presenting the Angus Local Outcome Improvement Plan (LOIP) Annual Performance Report for 2017-2018, which was designed to show how the Angus Community Planning Partnership was delivering on its vision to make Angus a great place to live, work and visit.

The Council resolved to approve the Angus Local Outcome Improvement Plan (LOIP) Annual Performance Report for 2017-2018.

10. PREPARATION OF 2019/20 GENERAL FUND REVENUE AND CAPITAL BUDGETS

With reference to Article 7 of the minute of meeting of Angus Council of 7 September 2017, there was submitted Report 262/18 by the Head of Finance and Legal apprising members of the current position in relation to the 2019/20 revenue and capital budget preparation process, identifying the main stages of the budget timeline and seeking approval of the proposed strategy/approach for the 2019/20 budget process.

Subject to the Council's agreement of the strategy, this would be used to guide the preparation of an overall package of budget proposals for members to consider at an all Council budget strategy meeting in mid January 2019. The budget strategy meeting and any changes arising from it would then be used to prepare a final set of budget proposals for formal consideration by the Council in February 2019.

The Council resolved:-

- (i) to approve the broad strategy and approach to the budget preparation, as set out in Section 5 of the Report;
- (ii) to approve the budget timeline, as set out in Appendix A to the Report;
- (iii) to note that final sign off of the Council's 2019/20 revenue and capital budgets would take place in February 2019, in line with previous practice; and
- (iv) to note the intention to work on a high level budget and savings plan covering 2020/21 and 2021/22 with this also being presented to Angus Council in February 2019.

11. MEDIUM TERM BUDGET STRATEGY 2019/20 TO 2021/22

With reference to Article 8 of the minute of meeting of Angus Council of 7 September 2017, there was submitted Report No 263/18 by the Head of Finance and Legal setting out an updated Medium Term Budget Strategy for Angus Council's General Fund Services, incorporating the projected fund shortfall over the period 2019/20 to 2021/22, such a strategy

being critical to the Council's medium term financial planning arrangements in view of the ongoing constraints on public spending.

The Council resolved:-

- (a) to note the contents of the Report and in particular the need to continue to plan and deliver sustainable savings over the medium to long term to meet the significant financial challenges which the Council faced in the next few years;
- (b) to note the severity of the challenge the Council faced to remain financially sustainable and the significant and unavoidable impact this would have on services to the public;
- (c) to approve the updated Medium Term Budget Strategy for the period 2019/20 to 2021/22, attached as Appendix A to the Report;
- (d) to note the central role of the Council's Change Programme in addressing the projected funding gap outlined in the Report;
- (e) to note that it was essential the Council planned its budget strategy over a rolling 3 year period and made decisions to ensure savings were planned and made across that rolling 3 year period; and
- (f) to note the intention to update the strategy annually to ensure the Council had a rolling 3 year strategy for the revenue budget and a rolling 4 year strategy for the capital budget.

12. REVIEW OF RECYCLING CENTRE PROVISION WITHIN ANGUS

With reference to Article 10 of the minute of meeting of Angus Council of 7 September 2017, there was submitted Report No 264/18 by the Head of Communities which set out proposed changes to recycling centre provision within Angus following a review, in light of the implications of the long term contract to dispose of the Council's residual waste.

COUNCILLOR SALMOND, SECONDED BY COUNCILLOR STEWART, MOVED:-

- (i) THAT THE CENTRES LOCATED IN ARBROATH, FORFAR AND MONTROSE OPERATE BETWEEN THE HOURS OF 9.15AM TO 4.00PM WITH SEASONAL EVENING OPENING ONE DAY PER WEEK, WITH EFFECT FROM 1 FEBRUARY 2019;
- (ii) THAT THE CENTRES LOCATED IN ARBROATH, FORFAR AND MONTROSE CONTINUE TO ACCEPT THE FULL RANGE OF MATERIALS AS AT PRESENT, INCLUDING PROVISION FOR GENERAL WASTE;
- (iii) THAT THE CENTRES LOCATED IN BRECHIN, CARNOUSTIE, KIRRIEMUIR AND MONIFIETH CONTINUE WITH AMENDED HOURS AS AT PRESENT;
- (iv) THAT THE CENTRES LOCATED IN BRECHIN, CARNOUSTIE, KIRRIEMUIR AND MONIFIETH ACCEPT MATERIALS FOR RECYCLING ONLY, AND THAT THE PROVISION FOR GENERAL WASTE BE REMOVED WITH EFFECT FROM 1 FEBRUARY 2019. MATERIALS WHICH WOULD BE ACCEPTED AS RECYCLING, AND EXAMPLES OF MATERIALS THAT WOULD BE CONSIDERED GENERAL WASTE BEING SHOWN IN APPENDIX 2;
- (v) THAT A HOUSEHOLDER PERMIT SCHEME FOR LARGER VEHICLES AND TRAILERS BE INTRODUCED, AS OUTLINED IN SECTION 3.8 OF THE REPORT;
- (vi) THAT SEASONAL EVENING OPENING HOURS BE CONTINUED FOR A FURTHER PERIOD OF 12 MONTHS FOR THE REASONS AS OUTLINED IN SECTION 3.13 OF THE REPORT;
- (vii) THAT FORFAR RECYCLING CENTRE BE RECONFIGURED TO ACCOMMODATE ADDITIONAL CONTAINERS AND ENHANCE TRAFFIC FLOW;
- (viii) THAT ALL OF THE ABOVE BE SUBJECT TO AN EXTENSIVE EDUCATION AND AWARENESS RAISING CAMPAIGN DESIGNED TO ENGAGE WITH THE CITIZENS OF ANGUS; AND

- (ix) THAT IF THE RECYCLING RATES SPECIFIED IN SECTION 3.6 OF THE REPORT ARE NOT ACHIEVED, THEN THE PROVISION OF FACILITIES AND ASSOCIATED BUDGETS, AS DETAILED IN THE REPORT, WOULD REQUIRE TO BE REVIEWED.

Councillor Cheape, seconded by Councillor Boyd, moved as an amendment:-

That this Council notes:

1. Carnoustie Burgh Yard already offers all of the recycling facilities sought by the Council in Appendix 2 to the Report including, for the avoidance of doubt, rubble and soil;
2. Consequently, there will be no increase in recycling volumes in Carnoustie as a result of the recommendations in the Report. Indeed the removal of general waste service from the Carnoustie yard reduces service provision to the residents of Carnoustie and District when all other burgh yards are having some form of service provision increase;
3. Consequently point 3.7 in the Report is not applicable to Carnoustie;
4. By removing the general waste service from Carnoustie, this simply results in moving the volume of general waste from Carnoustie (and it is proposed Monifieth) to Arbroath. It also unnecessarily increases the associated carbon footprint;
5. This will only add to cost as a greater volume of general waste skips will require to be uplifted from Arbroath and make the additional mileage to the residual waste plant again unnecessarily increasing the carbon footprint; and
6. Due to the area and size of the Carnoustie Burgh Yard and its unique one way system, no physical improvements are required and accordingly no capital cost incurred in order to allow continuation of the general waste service.

Accordingly, this Council:

1. Amends Point 1 (ii) to be "That the Centres located in Arbroath, Carnoustie, Forfar and Montrose continue to accept the full range of materials as at present, including provision for general waste";
2. Deletes "Carnoustie" from Item 1 (iv); and
3. Acknowledges that should increased congestion occur at the Carnoustie Burgh Yard as a result of likely accommodating Monifieth resident's general waste, a further review of enhanced opening hours at Carnoustie should take place as is being proposed at Arbroath, Forfar and Montrose.

The Council resolved to adjourn for a 15 minute period to allow the Provost to take advice from the relevant officers and to afford sufficient time for all members of the Council to read the terms of the amendment.

The meeting reconvened at 4.09pm, following which the Provost ruled that the amendment by Councillor Cheape was competent.

On a vote being taken, members voted:-

For the motion:-

Provost Ronnie Proctor, Depute Provost Colin Brown, Councillors Davy, Fairweather, Fotheringham, Lawrie, Lumgair, MacMillan Douglas, McLaren, Moore, Myles, Salmond, Speed, Stewart, Sturrock and Wann (16).

For the amendment:-

Councillors Bell, Boyd, Braes, Cheape, Devine, Duff, Durno, Hands, King, McDonald and Whiteside (11).

The motion was declared carried.

Thereafter, in accordance with the provisions of the Standing Order 16(6), Councillor Cheape, seconded by Councillor Boyd, moved as a second amendment:-

That this Council notes:-

1. Carnoustie Burgh Yard already offers all of the recycling facilities sought by the Council in Appendix 2 to this Report including, for the avoidance of doubt, rubble and soil;
2. Consequently, there will no increase in recycling volumes in Carnoustie as a result of the recommendations in this Report. Indeed the removal of general waste service from the Carnoustie yard reduces service provision to the residents of Carnoustie and District when all other burgh yards are having some form of service provision increase;
3. Consequently point 3.7 in the Report is not applicable to Carnoustie;
4. By removing the general waste service from Carnoustie, this simply results in moving the volume of general waste from Carnoustie (and it is proposed Monifieth) to Arbroath. It also unnecessarily increases the associated carbon footprint;
5. This will only add to cost as a greater volume of general waste skips will require to be uplifted from Arbroath and make the additional mileage to the residual waste plant again unnecessarily increasing the carbon footprint; and
6. Due to the area and size of the Carnoustie Burgh Yard and its unique one way system, no physical improvements are required and accordingly no capital cost incurred in order to allow continuation of the general waste service.

Accordingly this Council:

1. Amends Point 1 (ii) to be "That the Centres located in Arbroath, Forfar and Montrose continue to accept the full range of materials as at present, including provision for general waste and that the Centre located in Carnoustie continues with its current service provision including general waste until 31st March 2020 and is reviewed then in light of the intended success of the implemented report in increasing recycling rates since January 2019 in the other Angus burghs;
2. Deletes "Carnoustie" from Item 1 (iv); and.
3. Acknowledges that should increased congestion occur at the Carnoustie Burgh Yard as a result of likely accommodating Monifieth resident's general waste, a further review of enhanced opening hours at Carnoustie should take place as is being proposed at Arbroath, Forfar and Montrose.

At this stage in the meeting, the time being 4.55pm, the Council resolved, in accordance with the provisions of Standing Order 21(8), that the meeting be continued to enable all of the business to be concluded.

Thereafter, on a vote being taken, members voted:-

For the motion:-

Provost Ronnie Proctor, Depute Provost Colin Brown, Councillors Davy, Fairweather, Fotheringham, Lawrie, Lumgair, MacMillan Douglas, McLaren, Moore, Myles, Salmond, Speed, Stewart, Sturrock and Wann (16).

For the second amendment:-

Councillors Bell, Boyd, Braes, Cheape, Devine, Duff, Durno, Hands, King, McDonald and Whiteside (11).

The motion was declared carried and the Council resolved accordingly.

13. COMMUNITY ASSET TRANSFER – DECISION REVIEW PROCEDURE

With reference to Article 4 of the minute of the special meeting of the Policy and Resources Committee of 19 June 2018, there was submitted Report No 265/18 by the Head of Finance and Legal seeing approval of the formation of an CAT Decision Review Committee which would be used for any Community Asset Transfer applications where the applicant wished an internal review of the Council's original decision.

The Report indicated that to fulfil the Council's obligations under the Community Empowerment (Scotland) Act 2015, it was proposed that a new CAT Decision Review Committee of the Council be established with the sole remit to review CAT application decisions by the Policy & Resources Committee and any terms and conditions applied to CAT applications where requested to undertake such a review by a CAT applicant. Decisions of this Committee would automatically be referred to full Council in the event of a division at the Committee but unanimous decisions would not be referable. The Report proposed that the Committee be made up of 5 members drawn from members who were not on the Policy & Resources Committee.

The Council resolved:-

- (i) to note the background to this matter and the recommendation from the Special Policy & Resources Committee of 19 June 2018;
- (ii) to approve the establishment of a CAT Decision Review Committee, as set out in Section 4.3 of the Report;
- (iii) to approve the CAT Decision Review Committee remit, as set out in Appendix A, for incorporation into the Order of Reference of Committees; and
- (iv) to appoint Councillors Brown, Proctor, Speed, Bell and Braes to the Committee.