

# ANGUS COUNCIL

TO BE HELD REMOTELY  
ON WEDNESDAY 12 AUGUST 2020 AT 2.00PM

## AGENDA

### 1. APOLOGIES FOR ABSENCE

### 2. DECLARATIONS OF INTEREST

Members are reminded that, in terms of the Councillors' Code of Conduct, it is their responsibility to make decisions about whether to declare an interest in any item on this agenda and whether to take part in any discussion or voting. Completed Declarations of Interest forms should be forwarded to Democratic Services.

## PAGE NO

### 3. MINUTES OF COUNCIL AND COMMITTEES

#### (i) Minutes of Council Meetings

Submit for approval as correct records, the minutes of meetings of:

- (a) Angus Council of 6 February 2020
- (b) (Special) Angus Council of 27 February 2020
- (c) (Special) Angus Council of 3 April 2020
- (d) (Special) Angus Council of 16 July 2020

#### (ii) Minutes of Committees

Submit, for information, the minutes of the following meetings:

- (e) Development Standards Committee of 4 Feb 2020
- (f) (Special) Communities Committee of 11 Feb 2020
- (g) Children and Learning Committee of 18 Feb 2020
- (h) Civic Licensing Committee of 20 Feb 2020
- (i) Development Management Review Committee of 20 Feb 2020
- (j) Communities Committee of 25 Feb 2020
- (k) (Special) Children and Learning Committee of 27 Feb 2020
- (l) Development Standards Committee of 3 March 2020
- (m) Development Management Review Committee of 3 March 2020
- (n) Scrutiny and Audit Committee of 3 March 2020
- (o) Policy and Resources Committee of 10 March 2020
- (p) Special Education Committee of 23 April 2020
- (q) Special Arrangements Committee of 28 April 2020
- (r) Development Standards Committee of 19 May 2020
- (s) Special Arrangements Committee of 26 May 2020
- (t) Scrutiny and Audit Committee of 16 June 2020
- (u) Development Standards Committee of 18 June 2020
- (v) Development Management Review Committee of 22 June 2020

Members of the Special Arrangements Committee are asked to approve the undernoted minute as a correct record:

- (w) Special Arrangements Committee of 23 June 2020

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

##### **(i) Unadopted Roads**

Councillor Moore has submitted the following motion:

“This Council notes:

- Historically many properties were sold without the road being adopted. Present costs to bring roads up to adoptable standard are prohibitive for most householders.
- Angus Council has neither the resources nor the responsibility to repair unadopted roads.
- Unadopted roads within the authority's area are deteriorating, some to a state where the authority is having to consider closure

This Council asks:

- 1) the Chief Executive to write to the Scottish Government and the UK Government to seek a grant system to assist householders to meet their responsibilities;
- 2) the Chief Executive to write to the authority's MP and MSPs to discuss how this scheme could be implemented; and
- 3) the Director of Infrastructure to produce a Report detailing estimated cost per kilometre/mile to bring a road to an adoptable standard and which unadopted roads are currently a concern for continued Council service delivery.”

##### **(ii) Removal of Gull Species from SNH General Licenses**

Councillor Stewart has submitted the following motion:

“This Council notes the content of Report No 110/20 and in particular the decision by SNH to remove all gull species from the general licences and:

1. Asks the Chief Executive to write to SNH and COSLA with regard to the recent changes to the licensing regime which removed all gull species from the general licence;
2. Highlights the menace that seagulls cause to residents & visitors throughout our coastal towns & villages in Angus (and indeed elsewhere) which is detrimental to health & safety and the wellbeing of all; and
3. Asks that an exemption to the legislation be considered for towns and villages identified as being at risk from stopping the removal of seagull nests and eggs.”

##### **(iii) Racial Equality**

Councillor Lawrie has submitted the following motion:

“This Council:-

- (i) notes the protests across the United Kingdom following the death of George Floyd in the United States of America;
- (ii) notes the tragic case of Sheku Bayoh who died in police custody in Kirkcaldy;
- (iii) notes activists in Tayside played their part in the campaign for racial equality, holding a non-violent, socially distanced demonstration in Dundee on Sunday 26<sup>th</sup> June, organised by Joy Deslyn.
- (iv) agrees Angus Council understands there is also a problem with racial inequality and prejudice within Scotland and the wider UK;

- (v) agrees black lives matter and requests the Chief Executive write to the Cabinet Secretary for Justice at the Scottish Government, providing a copy of this motion and requesting details of any proposed legislation the Scottish Government intend to introduce as a result of the above events.”

**(iv) COVID-19**

Councillor Whiteside has submitted the following motion:

“Angus Council:

- thanks the residents of Angus for their response to the covid-19 pandemic, the resilience they have shown throughout and continue to do so.
- acknowledges the efforts of the following people, including (but not limited to), health and social care workers, other key workers, parents, unpaid carers, council staff, voluntary organisations and the countless individuals who stepped up to help when this was required – we thank you all.
- commends the response of Angus Health and Social Care Partnership and also NHS Tayside, whose preparation and swift actions in dealing with the crisis were applauded and held as an “exemplar” to health boards across the UK.
- welcomes the leadership and clear, science backed guidance offered by the Scottish Government and their advisors. Their willingness to share information and patiently answer questions on an almost daily basis has been an approach which has helped us all through the pandemic.

This Council recognises, however, the people behind the statistics and offers our deepest condolences to those who have suffered bereavement as a result of covid-19”

**(v) Support for the Local Electricity Bill**

Councillor Devine has submitted the following motion:

“Angus Council

- (i) acknowledges the efforts that this council has made to reduce greenhouse gas emissions and promote renewable energy;
- (ii) further recognises
  - that very large financial setup and running costs involved in selling locally generated renewable electricity to local customers result in being impossible for local renewable electricity generators to do so;
  - that making these financial costs proportionate to the scale of a renewable electricity supplier’s operation would enable and empower new local businesses, or councils, to be providers of locally generated renewable electricity directly to local customers, and
  - that revenues received by new local renewable electricity providers could be used to help improve the local economy, local services and facilities and to reduce local greenhouse gas emissions;
- (iii) accordingly resolves to support the Local Electricity Bill, support by 187 MPs which, if made law, would re-establish a Right to Local Supply which would promote local renewable electricity supply companies and co-operatives by making the setup and running costs of selling renewable electricity to local customers proportionate to the size of the supply operation; and
- (iv) asks the Chief Executive to:
  - inform the local media of this decision;

- write to local MPs, asking them to support the Bill, and
- write to the organisers of the campaign for the Bill, Power for People (at 8 Delancey Passage, Camden, London NW1 7NN or [info@powerforpeople.org.uk](mailto:info@powerforpeople.org.uk)) expressing support.”

**(vi) “Free Port” Status**

Councillor Davy has submitted the following motion:

“This motion notes the work of Montrose Port in attempting to secure ‘Free Port’ status, believes this would create huge opportunities for Angus and the wider area in delivering growth and providing investment and new jobs in an area out with the central belt of Scotland.

Believes a Free Port status for Montrose would build on work being done to build a world-class economic hub in Montrose.

This motion also notes that some of the criteria required for securing Free Port status are strong local leadership, and collaborative work between public and private partnerships, therefore this motion shows Angus Council’s commitment to delivering this, and asks Council Officials to continue to work to support plans to secure Free Port status for the port of Montrose”

**5. APPOINTMENTS**

**(i) Angus Citizen’s Advice Bureau Management Committee**

The Council is asked to note that Cllr Speed is to replace Cllr Lumgair on the Management Committee

**(ii) Arbroath Golf Links Ltd**

The Council is asked to note that Councillor Wann will replace Councillor Fairweather as a Director of Arbroath Golf Links Ltd.

As a consequence, Councillor Wann will now replace Councillor Fairweather on the Golf Governance Member/Officer Group

**6. 2019/20 FINANCIAL OUTTURN AND DRAFT ACCOUNTS UPDATE**

Submit Report No 188/20 by the Director of Finance 96 - 116

**7. SPECIAL ARRANGEMENTS IN RELATION TO DECISION MAKING POWERS: UPDATE**

Submit Report No 189/20 by the Director of Legal and Democratic Services 117 - 125

**8. EMERGENCY DELEGATED POWERS – ACTIONS TAKEN IN RESPONSE TO COVID-19 PANDEMIC**

Submit Report No 190/20 by the Director of Legal and Democratic Services 126 - 140

**9. HUMANITARIAN ASSISTANCE ANGUS RESPONSE TEAM (HAART) - UPDATE**

Submit Report No 191/20 by the Director of Strategic Policy, Transformation and Public Sector Reform 141 - 168

- 10. GOLF MEMBER/OFFICER GROUP – INTERIM PROGRESS REPORT AND RECOMMENDATIONS FOR CHANGE FROM MONTROSE GOLF LINKS MANAGEMENT COMMITTEE**
- Submit Report No 192/20 by the Director of Strategic Policy, Transformation and Public Sector Reform 169 - 171
- 11. RECOMMENDATION TO PASS RESOLUTION: SEX SHOPS**
- Submit Report No 114/20 by the Director of Legal and Democratic Services 172 - 179
- 12. RECOMMENDATION TO PASS RESOLUTION: SEXUAL ENTERTAINMENT VENUE LICENCES**
- Submit Report No 115/20 by the Director of Legal and Democratic Services 180 - 187
- 13. INDEPENDENT CARE REVIEW FOR SCOTLAND**
- Submit Report No 46/20 by the Chief Social Work Officer. 188 - 190
- NOTE:** The Children and Learning Committee of 18 Feb agreed that the Report be remitted to full Council for consideration.
- 14. STATUTORY REVIEW OF POLLING PLACES AND POLLING DISTRICTS**
- Submit Report No 116/20 by the Chief Executive and Returning Officer. 191 - 217