



City Chambers  
DUNDEE  
DD1 3BY

8th June, 2010

Dear Sir or Madam

**CITY COUNCIL - 14TH JUNE, 2010**

I enclose for your attention an additional item for the meeting of the City Council of 14th June 2010, which was not finalised at the time of issue of the agenda.

Yours faithfully

DAVID K DORWARD

Chief Executive

Members are reminded that, in terms of The Councillors Code, 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 discussions or voting.

This will include all interests, whether or not entered on your Register of Interests, which might be perceived as influencing your opinion/vote on any matter.

**AGENDA OF BUSINESS**

**(b) VIOLENCE AGAINST SHIPS CARRYING AID TO THE GAZA STRIP (AN81-2010)**

This item has been put on the agenda at the request of the Lord Provost who will ask for Dundee City Council to add its voice to the worldwide condemnation of the violence against the ships carrying aid to the people of the Gaza Strip and call for an international enquiry into the events.

City Chambers,  
DUNDEE.  
DD1 3BY

7th June, 2010

Dear Sir or Madam,

You are requested to attend a MEETING of **DUNDEE CITY COUNCIL** which is to be held within the City Chambers, City Square, Dundee on 14th June, 2010 at 6.00 pm.

Yours faithfully,

DAVID K DORWARD,

Chief Executive.

Members are reminded that, in terms of The Councillors Code, 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 discussions or voting.

This will include all interests, whether or not entered on your Register of Interests, which might be perceived as influencing your opinion/vote on any matter.

## **AGENDA OF BUSINESS**

### **(a) MINUTES**

1. Minute of Local Review Body dated 20th April, 2010, page 1
2. Minute of Licensing Committee dated 29th April, 2010, page 3
3. Minute of City Council dated 10th May, 2010, page 11
4. Minute of City Development Committee dated 10th May, 2010, page 12
5. Minute of Leisure, Arts and Communities Committee dated 10th May, 2010, page 14
6. Minute of Social Work and Health Committee dated 10th May, 2010, page 17
7. Minute of Policy and Resources Committee dated 10th May, 2010, page 18
8. Minute of Development Quality Committee dated 17th May, 2010, page 26
9. Minute of Scrutiny Committee dated 19th May, 2010, page 29
10. Minute of Licensing Board dated 20th May, 2010, page 32
11. Minute of City Council dated 24th May, 2010, page 39
12. Minute of Education Committee dated 24th May, 2010, page 40
13. Minute of City Development Committee dated 24th May, 2010, page 44
14. Minute of Leisure, Arts and Communities Committee dated 24th May, 2010, page 46
15. Minute of Housing, Dundee Contract Services and Environment Services Committee dated 24th May, 2010, page 49
16. Minute of Policy and Resources Committee dated 24th May, 2010, page 52
17. Minute of Alexander Torrance Cathro Bequest Committee dated 24th May, 2010, page 53

At a MEETING of the **LOCAL REVIEW BODY** held at Dundee on 20th April, 2010.

Present:-

Councillor David BOWES  
Councillor Christina ROBERTS  
Councillor Tom FERGUSON

Councillor David BOWES, in the Chair.

**I                   REQUEST FOR REVIEW - LR01/10 - 124, 126 AND 128 ALBERT STREET, DUNDEE**

Details had been submitted of a request for review of the refusal of planning permission for change of use from Class 1 Retail to Class 2 licensed Betting Office for the William Hill Organisation in respect of premises at 124, 126 and 128 Albert Street, Dundee

The Chairman welcomed those present to the meeting and briefly outlined the role of the Review Body and officers, in particular advising that, although the Planning Adviser was an employee of the Planning Authority, he had not been involved in the determination of the case under review, and was present to provide factual information and guidance only.

Thereafter, the Planning Adviser gave a brief outline of the application and the reasons for refusal.

He also advised that plans had been submitted with the application indicating internal and external alterations to the premises and proposed signage and that, within the Grounds of Review Statement, the applicant had indicated that the proposed physical alterations to the premises were "part of the application". However, description of the development, and the content of the Report of Handling, had indicated that the application was for change of use only. It was understood that the applicants were preparing for the submission of separate applications in respect of external alterations and signage

The Review Body noted accordingly.

Thereafter, the Legal Adviser advised of the undernoted procedural/legal issues which required to be considered by the Review Body:

- (a)           The applicant had referred in the Notice of Review to a previous appeal decision by a Reporter from the DPEA. This had not been before the case officer who decided the case under delegated powers. The applicant had also submitted a statement from the owner of the premises which had not been before the case officer.
- (b)           After intimation of the application for review, further representations were received from interested parties who had objected to the initial application. In terms of the Town and Country Planning (Schemes of Delegation and Local Review Procedure (Scotland) Regulations 2008), such representations were to be made within 14 days of the interested parties having been given notification of the application for review. In this case, the representations were received 17 days after notification.
- (c)           In addition to receiving late representations, representations were made from individuals who had not objected to the initial planning application. In terms of the 2008 Regulations, only "interested parties" were entitled to make such representations.

The Review Body was advised that in terms of Section 43(B) (2) of the Town and Country Planning (Scotland) Act 1997, as amended, the Local Review Body was required, in reaching its decision, to have regard to the provisions of the development plan and any other material considerations.

The Review Body considered that the abovementioned new information did contain material considerations and agreed therefore to take these into account.

Thereafter, the Local Review Body considered whether they felt that it had sufficient information before it to determine the review at that time, or whether it required any further information. Members noted that the applicant had requested that the review be undertaken on the basis of one or more hearing sessions.

The Local Review Body considered the documentation submitted and, after discussion, agreed to proceed on the basis of the documentation before them, together with an accompanied site visit, and to continue consideration of the matter thereafter.

It was agreed to hold the site visit on Tuesday, 11th May 2010 at 9.30 am.

David BOWES, in the Chair.

At a MEETING of the **LICENSING COMMITTEE** held at Dundee on 29th April, 2010.

Present:-

BAILIE

Roderick A J Wallace

COUNCILLORS

Stewart HUNTER  
Craig MELVILLE

Alan G ROSS  
Laurie BIDWELL

Tom FERGUSON  
Helen DICK

Bailie Roderick A J WALLACE, Convener, in the Chair.

The minute of meeting of this Committee of 1st April, 2010 was held as read.

Unless marked thus \* all items stand delegated.

## **I LICENSING SUB COMMITTEE - MINUTE OF MEETING**

The minute of meeting of the Licensing Sub-Committee held on 1st April, 2010 was submitted and noted for information and record purposes, a copy which is attached to this minute as an Appendix.

## **II CIVIC GOVERNMENT (SCOTLAND) ACT 1982**

### **(a) NEW APPLICATIONS GRANTED UNDER DELEGATED POWERS**

The Committee noted that the undernoted applications had been granted under delegated powers.

#### Private Hire Operators

<b>No</b>	<b>Name</b>
1	Steven Malone
2	Abdul Rehman
3	Ross Warwick

#### Second Hand Dealer

<b>No</b>	<b>Name</b>	<b>Address of Premises</b>
1	Albert McIntosh	House Holds Cleared 36 Albert Street

#### Taxi Drivers

<b>No</b>	<b>Name</b>
1	Naeem K Bhatti
2	David A Fyffe
3	Stewart G Smart

Taxi Operators

No	Name
1	Graham Auld

Theatre

No	Name	Address of Premises
1	Corporation of the High School of Dundee	The Playing Fields High School of Dundee Euclid Crescent

Window Cleaners

No	Name
1	Michael Duncan

## (b) TAXI AND PRIVATE HIRE BOOKING OFFICE LICENCE - NEW APPLICATIONS

There were submitted the undernoted applications

No	Name	Person Responsible	Address
1	Dundee 505050 Ltd	Stephen Cashley	Unit 1, Douglas Court West Henderson Wynd
2	Panmanmee Services Ltd / t/a Centre Travel	Gordon Hutcheson	15 Main Street
3	Tay Interleasing Taxis Ltd	Charles Duthie, George Harris, Douglas Martin, John Wilson & Albert Thoms	97 Clepington Road
4	Tele Taxis (Dundee) Ltd	Douglas Inglis, Jacqueline McGouldrick & Brian Chalmers	Ridgeway House Balgray Place

In the case of Application Numbers 1 to 4 the Committee noted that a request for variation of Conditions 9 and 13 had been submitted on behalf of the applicants. The Committee gave consideration to the content of the request. Thereafter, having heard a representative on behalf of the Applicants and consideration of the advice of the Legal Officer the Committee agreed that the applications be granted and that the request to vary Condition 9 be refused and the request to vary Condition 13 be granted.

## (c) HOUSES IN MULTIPLE OCCUPATION – FEES

It was reported that Houses in Multiple Occupation fees required to be reviewed to take into account increased staffing costs to the Council and increased charges from Tayside Police and Tayside Fire & Rescue.

New Applications Occupancy levels	Initial Fee	Renewal Fee
3 to 5 persons	£1080	£860
Up to 10 persons	£1180	£860
Up to 20 persons	£1380	£1075
Up to 30 persons	£1580	£1075
Up to 40 persons	£1780	£1075
Up to 50 persons	£1980	£1075
Up to 75 persons	£2480	£1400
Up to 100 persons	£2980	£1400
Up to 200 persons	£4980	£1400
Over 200 persons	£6980	£1400

<b>Additional Inspections</b>	<b>Initial Application</b>	<b>Renewal Application</b>
All Occupancies	£56	£56
<b>Variations</b>		<b>Fee</b>
Change of Ownership prior to Committee		£175
Change of Manager		£175
Change of Occupancy (within a band width)		£175
Change of Occupancy (across a band width)		£225 plus band width difference
Physical change to the property (not including a change of occupancy)		£175

The Committee agreed that fees be adjusted as indicated above.

(d) HOUSES IN MULTIPLE OCCUPATION - NEW APPLICATIONS

There were submitted the undernoted applications.

<b>No</b>	<b>Name</b>	<b>Person Responsible</b>	<b>Address</b>
1	Georgina L Marshall	John B Cape	1/2, 7 Blackness Avenue
2	Musto Properties Limited	2 Rent Me Property Mgt / Richard Hawkins	Flat 10, 66 Seagate
3	Esme C McDonald	2 Rent Me Property Mgt / Richard Hawkins	3/2, 43 Union Street
4	Dundee Electrical Engineering Services Limited		Campus Apartments, 2 Horsewater Wynd
5	Dundee Electrical Engineering Services Limited		Campus Apartments, 8 Horsewater Wynd
6	Dundee Electrical Engineering Services Limited		Campus Apartments, 16 Horsewater Wynd
7	Dundee Electrical Engineering Services Limited		Campus Apartments, 28 Horsewater Wynd
8	Dundee Electrical Engineering Services Limited		Campus Apartments, 38 Horsewater Wynd
9	Dundee Electrical Engineering Services Limited		Campus Apartments, 56 Horsewater Wynd
10	Stephen B & Michael P Harvey		Top left, 20c Peddie Street
11	TWS D1 Limited		D1, The Hub, 17 Hawkhill
12	TWS D28 Limited		D28, The Hub, 17 Hawkhill
13	TWS D35 Limited		D35, The Hub, 17 Hawkhill
14	Michael W Canby		3rd Floor, 47 Milnbank Road
15	Neil V & Jacqueline Goodley		1/1, 59 Lyon Street

Councillor Helen Dick declared a non financial interest in application number 1 by virtue of the agent for the applicant being known to her in a personal capacity.

In the case of application numbers 1 to 3 the Committee having heard a representative of the Housing Department agreed that the applications be granted.

In the case of application numbers 4 to 9 the Committee having heard a representative of the Housing Department and an Agent on behalf of the applicants agreed that the applications be granted.

In the case of application numbers 10 to 15 the Committee agreed that consideration of these applications be deferred to a future meeting of the Committee.

(e) HOUSES IN MULTIPLE OCCUPATION - RENEWAL APPLICATIONS

There were submitted the undernoted applications.

No	Name	Person Responsible	Address
1	John B Cape		30 Larch Street
2	John B Cape		28 Larch Street
3	Deirdre L M McKean	John B Cape	37 Larch Street
4	Deirdre L M McKean	John B Cape	10 Larch Street
5	Deirdre L M McKean	John B Cape	2 Larch Street
6	MGM Consultancy Limited	John B Cape	1D St Peter Street
7	Gwendoline & Timothy Michael		G/R, Garland Place, 7 Barrack Street

Councillor Helen Dick declared a non-financial interest in application numbers 1 to 6 by virtue of the applicant being known to her in a personal capacity.

In the case of application numbers 1 to 6 the Committee noted a letter of observation had been submitted by the Private Sector Services Manager relevant to these applications. The Committee gave consideration to the content of the letter. Thereafter, having heard a representative of the Housing Department and an agent on behalf of the applicants the Committee agreed that the applications be granted.

In the case of application number 7 the Committee noted that this application had been withdrawn from consideration by the applicant

(f) LATE HOURS CATERING LICENCE – NEW APPLICATION

There was submitted the undernoted application.

No	Name	Address of Premises	Hours of Opening
1	The Firm of the Food Pod/David Lowe	The Food Pod 66 Gray Street, Broughty Ferry	From 11.00 pm to 2.00 am Friday and Saturday

The Committee noted that this application had been deferred from the meeting of the Licensing Committee held on 14th January 2010 to allow the applicant to apply for planning consent. The Committee further noted that the Planning Department had confirmed that they had received an application for planning consent.

Thereafter, the Committee having heard a representative on behalf of the applicant and consideration of the advice of the Legal Officer agreed that the application be granted subject to planning consent being obtained.

**The Committee resolved under Section 50(A)(4) of the Local Government (Scotland) Act 1973 that the press and public be excluded from the meeting for the undernoted items of business on the grounds that they involved the likely disclosure of exempt information as defined in paragraphs 3, 6 and 9 of Part I of Schedule 7A of the Act.**



### III CIVIC GOVERNMENT (SCOTLAND) ACT 1982

#### (a) TAXI DRIVER'S LICENCE - SUSPENSION HEARINGS

(i) Reference was made to Article III(c)(i) of minute of meeting of this Committee held on 1st April 2010 wherein consideration of a letter of information from a member of the public in relation to the fitness of Mr A C to be the holder of a Taxi Driver's Licence was deferred to allow the complainant to be in attendance. The Committee noted that the complainant was not in attendance and agreed that the matter be considered in their absence. Thereafter, the Committee, having considered the advice of the Legal Officer, agreed that no further action be taken.

(ii) There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr S D during the currency of his Taxi Driver's Licence.

The Committee gave consideration to the content of the letter. Thereafter, having heard a representative of Tayside Police an Agent on behalf of the licence holder and consideration of the advice of the Legal Officer the Committee agreed that the suspension hearing be adjourned to a later date to allow the outcome of court proceedings.

(iii) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr P M during the currency of his Taxi Driver's Licence.

The Committee gave consideration to the content of the letter. Thereafter, having heard a representative of Tayside Police and consideration of the advice of the Legal Officer the Committee agreed to continue the suspension of the licence with immediate effect and to hold a further suspension hearing in July 2010.

(iv) There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr R R during the currency of his Taxi Driver's Licence.

The Committee gave consideration to the content of the letter. Thereafter having heard a representative of Tayside Police, the licence holder on their own behalf and consideration of the advice of the Legal Officer the Committee agreed that the licence holder be issued with a warning and that the hearing be adjourned to the meeting of the Licensing Committee to be held on 30th September 2010 to monitor the licence holders future conduct.

(v) Reference was made to Article V(b)(iii) of minute of meeting of this Committee held on 14th January 2010 and Article IV(b)(iv) of minute of meeting of this Committee held on 4th February 2010 wherein the Committee agreed to further continue the suspension of Taxi Driver's Licence held by Mr A W to allow the outcome of pending criminal proceedings. There was submitted a copy of the original letter of information from Tayside Police relative to the alleged conduct of Mr A W during the currency of his Taxi Driver's Licence. Thereafter, having heard a representative of Tayside Police and consideration of the advice of the Legal Officer and having received confirmation that the criminal proceedings were still pending the Committee agreed to continue the suspension of the and to hold a further hearing at the meeting of the Licensing Committee to be held on 3rd June 2010.

(b) TAXI DRIVER'S/PRIVATE HIRE CAR OPERATOR'S LICENCE – SUSPENSION HEARING

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr B F during the currency of his Taxi Driver's and Private Hire Car Operator's Licences. The Committee gave consideration to the content of the letter. Thereafter, having heard a representative of Tayside Police an agent on behalf of the licence holder and consideration of the advice of the Legal Officer the Committee agreed to issue a warning and that the hearing be adjourned until May 2011 to monitor the licence holders future conduct.

(c) TAXI DRIVER'S/TAXI OPERATOR'S LICENCES – SUSPENSION HEARING

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr T H during the currency of his Taxi Driver's and Taxi Operator's Licences.

The Committee agreed that consideration of this matter be deferred to a future meeting of the Committee.

(d) TAXI AND PRIVATE HIRE BOOKING OFFICE LICENCE - NEW APPLICATION

There was submitted an application by Company B for a Taxi and Private Hire Booking Office Licence.

A request for variation to Conditions 9 and 13 had been submitted on behalf of the applicant. The Committee also gave consideration to a letter of representation which had been submitted by Tayside Police relevant to this application. Thereafter, having heard the representative of Tayside Police, the applicant on their own behalf and consideration of the advice of the Legal Officer, the Committee agreed that the application be granted and that the request for variation to Condition 9 be refused and that the request for variation to Condition 13 be granted.

Roderick A J WALLACE, Convener.

## APPENDIX

At a MEETING of the **LICENSING SUB-COMMITTEE** held at Dundee on 1st April, 2010.

Present:-

Bailie Roderick A J WALLACE  
Councillor Stewart HUNTER  
Councillor Tom FERGUSON

Bailie Roderick A J WALLACE, Convener, in the Chair.

Unless marked thus \* all items stand delegated.

**The Sub-Committee resolved under Section 50(A)(4) of the Local Government (Scotland) Act 1973 that the press and public be excluded from the meeting for the undernoted items of business on the grounds that they involved the likely disclosure of exempt information as defined in paragraphs 3, 6 and 9 of Part I of Schedule 7A of the Act.**

### I CIVIC GOVERNMENT (SCOTLAND) ACT, 1982

#### (a) TAXI DRIVERS LICENCE - REQUEST FOR SUSPENSION

- (i) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr B F during the currency of his Taxi Driver's Licence.

The Sub-Committee gave consideration to the content of the letter submitted by the Chief Constable.

Thereafter, having heard a representative of the Chief Constable, the Sub-Committee agreed that a hearing be convened in due course in relation to the fitness of Mr B F to be the holder of a Taxi Driver's Licence.

- (ii) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr R R during the currency of his Taxi Driver's Licence.

The Sub-Committee gave consideration to the content of the letter submitted by the Chief Constable.

Thereafter, having heard a representative of the Chief Constable, the Sub-Committee agreed that a hearing be convened in due course in relation to the fitness of Mr R R to be the holder of a Taxi Driver's Licence.

- (iii) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr S D during the currency of his Taxi Driver's Licence.

The Sub-Committee gave consideration to the content of the letter submitted by the Chief Constable.

Thereafter, having heard a representative of the Chief Constable, the Sub-Committee agreed that a hearing be convened in due course in relation to the fitness of Mr S D to be the holder of a Taxi Driver's Licence.

- (b) TAXI DRIVER'S LICENCE AND TAXI OPERATOR'S LICENCE - REQUEST FOR SUSPENSION

There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr T H during the currency of his Taxi Driver's Licence and Taxi Operator's Licence.

The Sub-Committee gave consideration to the content of the letter submitted by the Chief Constable.

Thereafter, having heard a representative of the Chief Constable, the Sub-Committee agreed that a hearing be convened in due course in relation to the fitness of Mr T H to be the holder of a Taxi Driver's Licence and Taxi Operator's Licence.

Roderick A J WALLACE, Convener.

At a MEETING of the **DUNDEE CITY COUNCIL** held at Dundee on 10th May, 2010.

Present:-

Lord Provost John R LETFORD

Depute Lord Provost Ian BORTHWICK

BAILIES

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

COUNCILLORS

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Lord Provost John R LETFORD, Convener, in the Chair.

## **I MINUTES**

The undernoted minutes were submitted and noted:-

Minute of Licensing Committee dated 1st April, 2010.  
Minute of Development Quality Committee dated 19th April, 2010.  
Minute of Licensing Board dated 22nd April, 2010.  
Minute of City Council dated 26th April, 2010.  
Minute of Education Committee dated 26th April, 2010.  
Minute of City Development Committee dated 26th April, 2010.  
Minute of Leisure, Arts and Communities Committee dated 26th April, 2010.  
Minute of Housing, Dundee Contract Services and Environment Services dated 26th April, 2010.  
Minute of Social Work and Health Committee dated 26th April, 2010.  
Minute of Policy and Resources Committee dated 26th April, 2010.

Lord Provost John R LETFORD, Convener.

At a MEETING of the **CITY DEVELOPMENT COMMITTEE** held at Dundee on 10th May, 2010.

Present:-

Depute Lord Provost Ian BORTHWICK

**BAILIES**

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

**COUNCILLORS**

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Councillor Will DAWSON, Convener, in the Chair.

The minute of meeting of this Committee of 26th April, 2010 was held as read.

Unless marked thus \* all items stand delegated.

**I LARCH STREET (FORMERLY LARCHFIELD WORKS) - REQUEST TO WAIVE AND DISCHARGE SECTION 75 AGREEMENT**

Item withdrawn.

**II CYCLING, WALKING AND SAFER STREETS (CWSS) PROJECTS COMMENCING 2010-2011**

There was submitted Report No 178-2010 by the Director of City Development, seeking approval for a programme of works for the year 2010-2011 funded from additional grant capital ring fenced by the Scottish Government for Cycling, Walking and Safer Streets (CWSS) projects.

The Committee approved the proposed programme of works for the year 2010-2011, as detailed in the report.

**III TREE PRESERVATION ORDERS**

There was submitted Agenda Note AN67-2010 advising of the undernoted Tree Preservation Orders:-

(a) 02/2010 - GROUND AT FINTRY NURSERY SCHOOL, FINTRY ROAD, DUNDEE

It was reported that on 28th January, 2010 the Council had made a provisional Tree Preservation Order on the above mentioned site in order to protect the trees from future development of the site and to protect the arboreal amenity of the area, and no objections had been received.

(b) 04/2010 - GROUND AT 35 ALBERT ROAD, BROUGHTY FERRY, DUNDEE

It was reported that on 3rd March, 2010 the Council had made a provisional Tree Preservation Order on the above mentioned site in order to protect the trees from future development of the site and to protect the arboreal amenity of the area, and no objections had been received.

The Committee therefore authorised the Depute Chief Executive (Support Services) and the Director of City Development to undertake the necessary procedures to confirm the above two Tree Preservation Orders.

#### **IV PROPOSED NEW STREET NAME (AN68-2010)**

There was submitted Agenda Note AN68-2010 proposing the undernoted new street name:-

<b>Proposed Name</b>	<b>Ward</b>	<b>Location</b>	<b>Background</b>
St Leonard Way	Strathmartine	South of St Leonard Terrace	To keep links with existing names in the area

The Committee approved accordingly.

#### **V SITE OF FORMER DOUGLAS PRIMARY SCHOOL, BALUNIE AVENUE, DUNDEE**

There was submitted Agenda Note AN69-2010, advising that the Douglas Festival Association had requested consent to occupy the site of the former Douglas Primary School, Balunie Drive, Dundee, for the purpose of hosting their annual festival between 19th and 21st June, 2010.

It was reported that provisional agreement had been reached to the foregoing, subject to the preparation of an appropriate licence agreement, for nil consideration.

The Committee approved accordingly.

**The Committee resolved under Section 50(A)(4) of the Local Government (Scotland) Act 1973 that the press and public be excluded from the meeting for the undernoted items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 6 and 9 of Part I of Schedule 7A of the Act.**

#### **VI COMMERCIAL LEASES**

There was submitted and noted details of the commercial lease agreed in respect of the undernoted premises:-

5 Whorterbank, Dundee

#### **VII PROPOSED SALE OF LAND AT 2 BARRA TERRACE**

There was submitted Report No 236-2010 by the Director of City Development seeking approval for an area of land to the south of 2 Barra Terrace.

The Committee approved the sale on the terms and conditions detailed in the note.

Will DAWSON, Convener.

At a MEETING of the **LEISURE, ARTS AND COMMUNITIES COMMITTEE** held at Dundee on 10th May, 2010.

Present:-

Depute Lord Provost Ian BORTHWICK

**BAILIES**

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

**COUNCILLORS**

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Lord Provost John R LETFORD, Convener, in the Chair.

The minute of meeting of this Committee of 26th April, 2010 was held as read.

Unless marked thus \* all items stand delegated.

**I ADMINISTRATIVE GRANTS TO COMMUNITY COUNCILS AND NEIGHBOURHOOD REPRESENTATIVE STRUCTURES 2009-2010**

There was submitted Report No 219-2010 by the Director of Leisure and Communities seeking approval for the payment of administrative grants for the financial year 2010-2011 to Community Councils and Neighbourhood Representative Structures in existence or established during the year, and to confirm the formulae for payment.

The Committee agreed that:-

- (i) Administrative grants be awarded to all Community Councils currently in existence or established during 2010/2011 in accordance with the Council's Revised Scheme for the Operation of Community Councils;
- (ii) Administrative grants also be awarded to other Neighbourhood Representative Structures which meet the eligibility criteria set out in Committee Report No 725-2002;
- (iii) Grants be awarded according to the following formulae: a lump sum of £330 per Community Council/Neighbourhood Representative Structure plus 1.2p per resident in each area (see Appendix 1);
- (iv) An administration grant of £440 be awarded to the Dundee Civic Forum; and
- (v) Community Councils or Neighbourhood Representative Structures established beyond 1st April, 2010 only be eligible for a grant for the part of the year from their inception.



## II DUNDEE COMMUNITY SAFETY PARTNERSHIP GRANT AWARDS UP TO £500 - 2009-2010

There was submitted Report No 237-2010 by Co-Chairpersons, Dundee Community Safety Partnership detailing Community Safety Partnership awards up to the value of £500 that had been made during the financial year 2009-2010.

The Committee noted the details of awards noted below:-

Organisation/Agency	Amount	Brief Description of Project/Application
Dundee Voluntary Action	£500	Admin expenses for running of Community Safety Network
CYPPC/CSP Peer Education	£500	New Internet Safety/Technology Safety Resource - Mousetrap, produced by Peer Education Project
St Mary's and Brackens Community Safety Group	£490	Safety Day, Equipment Purchase and Admin
Violence against Women Partnership	£500	Dissemination of products displaying emergency contact information for specialist agencies providing information and support to victims of domestic abuse
Peer Education Project	£200	Production of up to 100 Upload/Mousetrap DVDs
DCC Education Department	£500	Attendance Initiative leaflet. Safety contact details on back
MidLin News Group	£300	6 full page safety adverts in Midlin News
Balmoral Residents Association	£350	Purchase of safety equipment for safety days plus admin for group
Violence against Women Partnership	£500	Consultation day for young people to gather information from young people/children about their understanding of domestic abuse
Amina (Muslim Women's Helpline)	£250	To help towards costs running 3 safety events for women from Muslim communities
Celebrate Age Network Forum	£500	Multi-agency event to promote community safety for older people in Craigiebank
Violence against Women Partnership	£300	Snakes and ladder board game for direct work with young people affected by domestic abuse. Also for partner agencies.

## III LEISURE AND COMMUNITIES ROAD IMPROVEMENTS 2010/2011

There was submitted Agenda Note AN70-2010 advising the Committee that on the instruction of the Director of Leisure and Communities, proposals had been prepared for resurfacing work within Camperdown Park, Dundee.

The Committee agreed that the City Engineer be instructed to include this work within the existing Partnership Agreement with Tayside Contracts for delivering the road maintenance and minor road works service.

The Committee further agreed that approval also be given to the extension to the Partnering Agreement with Tayside Contracts for this work up to a value of £50,000 including professional fees. The Director of Finance advised that the expenditure could be met from the Leisure and Communities Capital programme 2010/2011.

Bob DUNCAN, Convener.

At a MEETING of the **SOCIAL WORK AND HEALTH COMMITTEE** held at Dundee on 10th May, 2010.

Present:-

Depute Lord Provost Ian BORTHWICK

**BAILIES**

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

**COUNCILLORS**

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN  
Mohammed ASIF

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Councillor Jim BARRIE, Convener, in the Chair.

The minute of meeting of this Committee of 22nd March, 2010 was held as read.

Unless marked thus \* all items stand delegated.

**I REGISTERED CARE SERVICES**

There was submitted Report No 238-2010 by the Director of Social Work summarising the gradings awarded by the Care Commission to the Department's registered care services in the period 1st April, 2009 to 31st March, 2010.

The Committee agreed:-

- (i) to note the high quality of gradings awarded as detailed in the attached performance Report; and
- (ii) to remit to the Director of Social Work to determine the approaches necessary to achieve continuous improvement both within and across the Department's registered services.

Arising therefrom, it was remitted to the Director of Social Work to bring forward a report on the performance of external providers in respect of residential and nursing home care.

Jim BARRIE, Convener.

At a MEETING of the **POLICY AND RESOURCES COMMITTEE** held at Dundee on 10th May, 2010.

Present:-

Depute Lord Provost Ian BORTHWICK

**BAILIES**

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

**COUNCILLORS**

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Councillor Ken GUILD, Convener, in the Chair.

The minute of meeting of this Committee of 26th April, 2010 was held as read.

Unless marked thus \* all items stand delegated.

**I MINUTES**

- (i) PERSONNEL APPEALS SUB-COMMITTEE - 19TH APRIL, 2010
- (ii) PERSONNEL APPEALS SUB-COMMITTEE - 26TH APRIL, 2010

The minutes of meetings of the above Sub-Committees, copies of which are appended hereto, were submitted for information and record purposes (Appendices I and II).

**II DUNDEE COMMUNITY REGENERATION FUND 2010/2011 - 2012/2013**

Councillor Hunter declared a non-financial interest in the Ardler Village Trust by virtue of being the Council's representative on the Trust.

Councillor Black declared a non-financial interest in the Factory Skate Park by virtue of his son using the facilities.

There was submitted Report No 244-2010 by the Assistant Chief Executive relative to the above.

The Committee approved the funding process and the proposals contained in Section 5 of the report appended hereto (Appendix III).

**III HOSPITAL FUND AND JOHNSTON BEQUEST**

There was submitted Report No 200-2010 by the Director of Finance advising members of the additional income likely to be available in 2010/2011 from the above funds for the distribution to pensioners in financial need.

The Committee approved the issue of one application form per elected member in order that they may identify appropriate constituents within their ward for receipt of a pension from the above funds.

**The Convener agreed that the undernoted item be considered as a matter of urgency in terms of Standing Order No 17(b) in view of the timescales involved.**

**IV CITY CENTRE EVENT - DUNDEE UNITED SCOTTISH CUP**

There was submitted Agenda Note AN74-2010 proposing a celebration in the City Centre on Sunday, 16th May, 2010 in the event of Dundee United winning the Active Nation Scottish Cup on Saturday, 15th May, 2010.

The Committee approved expenditure of £18,700 being incurred should Dundee United Football Club win the Active Nation Scottish Cup and £4,800 if the event did not take place and that the expenditure be funded from the Common Good Fund.

Ken GUILD, Convener.

## APPENDIX I

At a MEETING of the **PERSONNEL APPEALS SUB-COMMITTEE** held at Dundee on 19th April, 2010.

Present:-

### COUNCILLORS

Jimmy BLACK

Craig MELVILLE

Mohammed ASIF

Councillor Jimmy BLACK, Convener, in the Chair.

The minute of meeting of this Committee of 22nd March, 2010 was held as read.

Unless marked thus \* all items stand delegated.

**The Sub-Committee resolved under Section 50(A)(4) of the Local Government (Scotland) Act 1973 that the press and public be excluded from the meeting for the undernoted item of business on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 1 of Part I of Schedule 7A of the Act.**

### **APPEAL AGAINST DISMISSAL (PA08/10)**

It was reported that an appeal against dismissal from an employee of Dundee Contract Services Department had been submitted.

The Sub-Committee heard the Council's representative and witnesses and thereafter, the Appellant and his representative.

After questions had been put and answers given by both parties to each other and the witnesses, and by members of the Sub-Committee, the parties withdrew.

Thereafter, following careful consideration of all the information, the Sub-Committee agreed that the grounds of the appeal had been substantiated in part and that the appeal be upheld to the extent that a period of six months further training should be provided in order to enable the appellant to complete his apprenticeship, subject to his being certified fit for work.

Jimmy BLACK, Convener.

**APPENDIX II**

At a MEETING of the **PERSONNEL APPEALS SUB-COMMITTEE** held at Dundee on 26th April, 2010.

Present:-

**COUNCILLORS**

David BOWES

Mohammed ASIF

Derek SCOTT

Councillor David BOWES, Convener, in the Chair.

The minute of meeting of this Committee of 19th April, 2010 was held as read.

Unless marked thus \* all items stand delegated.

**The Sub-Committee resolved under Section 50(A)(4) of the Local Government (Scotland) Act 1973 that the press and public be excluded from the meeting for the undernoted item of business on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 1 of Part I of Schedule 7A of the Act.**

**APPEAL AGAINST DISMISSAL (PA04/10)**

It was reported that an appeal against dismissal from an employee of the Leisure and Communities Department had been submitted.

The Sub-Committee heard the Council's representative and witnesses and thereafter, the Appellant.

After questions had been put and answers given by both parties to each other and the witnesses, and by members of the Sub-Committee, the parties withdrew.

Thereafter, following careful consideration of all the information, the Sub-Committee agreed that the grounds of the appeal had not been substantiated and that the appeal be not upheld.

David BOWES, Convener.

## APPENDIX III

<b>Project Title/Applicant</b>	<b>Project Description</b>	<b>Grant Award</b>
Celebrate Hilltown Hilltown Summer Festival	Promotion of the Hilltown Summer Festival via the design printing and distribution of 2,000 copies of a 12 page full colour brochure.	£468
Environmental Artist Hilltown 2010/13 Environmental Arts Development (Leisure and Communities)	To engage an environment artist to work in partnership with local groups, agencies and community members to identify issues and targets that are important to the community. Developing and delivering creative projects that address these issues and targets. The artist will deliver a total of 182 hours during the year.	£4,345 1 Year
Hindmarsh Tenants' and Residents' Association 20th Anniversary Celebration Week	For a celebration week in the Hindmarsh area involving two social evenings and an open day, all at the Hindmarsh Lounge. These events would be open to all local residents and would encourage greater community spirit.	£860
On Target Programme Youth Sports Development (Leisure and Communities)	Funding is for young people from St John's High School who are excluded from physical education at school due to low confidence and self-esteem, behavioural difficulties, very low attendance or a part-time timetable. Funding is for 14 sessions of alternative physical activities.	£688
Multi-Sports Youth Sports Development (Leisure and Communities)	The funding would pay for sessional coaches to deliver multi-sports provision within Dens Road and Our Lady's Primaries. The class in Our Lady's include 12 children with additional support needs. These are lunchtime classes and would run for 33 weeks.	£1,445
Quality Contact - Dr Feelgood	To engage a professional film maker to produce a DVD with vulnerable first year pupils from St John's High School. The DVD would be used to help the individual members group function successfully and with pupils at St Peter and Paul's and Our Lady's Primaries in preparation for their transition to secondary.	£2,500
Football Project Youth Sports Development (Leisure and Communities)	The activity will fund delivery of term time football programmes from May 2010 to 31st March, 2011: Our Lady's Primary School P1-P4 and P5-P7 (1hr each - weekly), Dens Road Primary School P1-P4 (2hrs - weekly), Dens Road Primary School P5-P7 (1hr - weekly), St Peter and Paul's Primary School P1-P4 (2hrs - weekly).	£2,292
Douglas Festival Group	An annual event organised by volunteers to promote community spirit and raise the profile of local community groups and the services on offer.	£2,185



<b>Project Title/Applicant</b>	<b>Project Description</b>	<b>Grant Award</b>
Factory Skate Park - Fun Day 2010	To provide a fun day at the Factory Skate Park at which a range of groups and services will be represented.	£1,620
Craigiebank Association - Hall Improvements	To improve lighting within the Craigiebank halls to allow for more varied community use.	£3,832
Under 12's Term-Time Provision	To enable the delivery of Under 12's provision during school term-time. Delivery to be one evening per week within the centre over a 36 week period.	£2,009 1 year
Under 12's Holiday Provision	To enable the delivery of a three week summer activity programme within the centre.	£2,736 1 year
On Target Programme (Leisure and Communities)	The On Target Programme is a physical activity based programme designed to engage young people back into sport and school learning.	£688
Young People's Youth Diversionary Project 2010 (Leisure and Communities)	To provide a diverse programme of opportunities and activities to young people in the area.	£2,840
Bluelight Band Nights (Leisure and Communities)	To provide four band nights per year within the Factory Skate Park venue. Provides an opportunity for young people to meet in a safe, fun environment alcohol and drug free.	£3,350
Youth Team - Midlin Outreach (Leisure and Communities)	To provide a service that will complement the core provision and services provided by other agencies within the area. The project will use streetwork/outreach to make contact with local young people and respond to any issues/needs they have.	£8,925 1 year
Factory Skate Park - Youth Activities	To provide a range of Youth Diversionary activities within the Skate Park, a homework club and a holiday programme of activities.	£13,936 1 year
East End Youth Team - Fruit Initiative	To enable the distribution of fruit to projects within the area working with young people. To promote access to a healthy eating option.	£2,772
Charleston Healthy Action Troopers	To tutors for salsa and tai chi classes which CHAT will organise - to pay for crèche workers to allow parents to attend.	£1,420
Whorterbank Sheltered Housing	The award is to pay for gentle exercise classes for residents of the sheltered housing.	£360
Lochee Parish Church	To cover insurance costs for running the community cafe in the church hall, also to cover heating costs within the hall whilst it is used as a cafe.	£703

<b>Project Title/Applicant</b>	<b>Project Description</b>	<b>Grant Award</b>
Hot Wheels Group	The award is to pay for the purchase of rucksacks, waterproof coats, hats, gloves, sunscreen and rain covers to ensure the Hot Wheels Group can continue throughout the year through all weather conditions.	£290
Dryburgh Community Association	The award is to pay for new games and equipment for the young people. The funding will also be used to open a new fitness club using the Wii Fit as an instructor. The funding will also be used to pay for three laptops to be used at the homework club.	£1,415
North West Youth Project	A range of youth work and diversionary activities provided by a blast-off worker, two youth workers and two activities workers, publicity and transport costs.	£24,672
20th Girls' Brigade (Menziesshill)	To subsidise the cost for girls attending a weekend away to Glenshee Outdoor Adventure Centre. Cost includes transport, costs of accommodation and activities. The girls will pay half the cost and the grant will make up the other 50% of costs.	£2,153
Kinship Carers	The award is to enable 11 children who are looked after by kinship carers to attend a week at Teen Ranch. Families will pay £50 with the grant covering remaining costs. The kinship carers will benefit from valuable respite from their caring roles.	£2,090
Whitfield Community Centre Local Management Group	To provide two week long events during the school summer holidays. The programme activities will provide a wide range of workshops for adults and children. Some visits will also be organised.	£2,500
Finmill Centre Management Group	To enable the group to hold a cultural day within the centre including creative workshops in arts and crafts and sports for both adults and children.	£230
Friends of Fintry Parent Council	Support first school musical production of Joseph and his Technicolour Dream Coat and buy equipment. The venture is very important to the children giving them new experiences. It will also help to strengthen links with the wider community.	£1,270
St Mary's Over 55's Club	Coach trip to New Lanark Heritage site for 37 members (elderly) to participate in an excursion which will promote wellbeing.	£645

Project Title/Applicant	Project Description	Grant Award
Ardler Village Trust - Newsletter	Contribution to the cost of producing four editions of the Ardler Newsletter, which is distributed to around 1,300 households in the Ardler area.	£1,280
Ardler Village Trust - Fun Day 2010	To fund the core costs of the Ardler Fun Day 2010, and help support the ongoing development of the Events Management Committee.	£1,000
Young at Heart	Resources for club activity and travel and entrance fee to Hopetown House for club members.	£690

At a MEETING of the **DEVELOPMENT QUALITY COMMITTEE** held at Dundee on 17th May, 2010.

Present:-

Depute Lord Provost Ian BORTHWICK

BAILIES

Willie SAWERS

Helen WRIGHT  
Derek J SCOTT

Roderick A J WALLACE

COUNCILLORS

Ken GUILD

Elizabeth F FORDYCE

Laurie BIDWELL

Jim BARRIE

Stewart HUNTER

Tom FERGUSON

Jimmy BLACK

Craig MELVILLE

Brian GORDON

David BOWES

Christina ROBERTS

Richard McCREADY

Andrew DAWSON

Alan G ROSS

Donald HAY

Will DAWSON

Kevin KEENAN

Fraser MACPHERSON

Bob DUNCAN

Mohammed ASIF

Helen DICK

Bailie Roderick A J WALLACE, Convener, in the Chair.

The minute of meeting of this Committee of 15th March, 2010 was held as read.

Unless marked thus \* all items stand delegated.

## **I PLANNING APPLICATIONS**

- (a) 10-00133-FULL - 44 GRAY STREET, LOCHEE - APPLICATION TO VARY CONDITION 1 OF PREVIOUS CONSENT TO EXTEND THE PERIOD TO 30TH JUNE, 2012 - FOR DEANS COURT LTD

The Committee acceded to a request which had been received for a deputation to address the Committee in support of the above application.

After the deputation had stated its case and answered questions from members of the Committee, it was thanked for its attendance and withdrew.

Thereafter, the Committee refused the application on the grounds that the development, which is contrary to several policies in the Dundee Local Plan Review 2005 and does not comply with the approved Lochee Physical Regeneration Framework, was approved under application 08/00124/FUL subject to a time limit for the commencement of development within two years in order to ensure that the supply of housing land is managed and that demand is focused on areas that will benefit most, in strategic terms, from new development. In the interim, progress has been slow in addressing the conditions required to be complied with prior to the commencement of development, funding from a housing association has not materialised and it is considered that this site is unlikely to be brought forward for development in the near future.

- (b) 10-00134-LBC - 4 PANMUREFIELD DEN, PANMUREFIELD ROAD, BROUGHTY FERRY - EXTENSION TO FORM BEDROOM AND FAMILY ROOM TO REAR - FOR MR & MRS SCOTT

It was reported that a request had been received for a deputation to address the Committee in support of the above application.

After considering objections received, the Committee approved the application subject to the conditions recommended by the Director of City Development and, in the circumstances, declined to hear the deputation.

- (c) 10-00092-FULL - 21, 23 AND 25 PERTH ROAD - PROPOSED CHANGE OF USE FROM UNIVERSITY BUILDING TO FORM RESIDENTIAL USE INCLUDING ALTERATIONS TO BUILDINGS - FOR MR DAVID HAGAN

It was reported that a request had been received for a deputation to address the Committee in support of the above application.

After considering objections received, the Committee approved the application subject to the conditions recommended by the Director of City Development and, in the circumstances, declined to hear the deputation.

- (d) LAND TO NORTH OF ALLOWAY PLACE - ERECTION OF 19 HOUSES AND FOUR FLATS, ACCESS ROAD, ASSOCIATED BOUNDARY TREATMENTS AND LANDSCAPING - FOR DUNDEE CITY COUNCIL HOUSING DEPARTMENT

Councillors Black, Andrew Dawson, Will Dawson, Roberts and Melville declared a non-financial interest in this item, the first by virtue of his position as Convener of the Housing, Dundee Contract Services and Environment Services Committee, the next two by virtue of knowing one of the objectors, Councillor Roberts by virtue of the fact that she had been contacted by one of the objectors and a family member had signed a petition objecting to the application, and Councillor Melville by virtue of contact with interested parties in the course of his work.

None of the above members took any part in the discussions and Councillors Andrew Dawson, Will Dawson, Roberts and Melville left the Chamber during consideration of the application.

The Committee acceded to a request which had been received for a deputation to address the Committee relative to objections to the above application.

After the deputation had stated its case and answered questions from members of the Committee, it was thanked for its attendance and withdrew.

Thereafter, having considered objections received, the Committee agreed to defer consideration of the application in order that more detailed information regarding the drainage assessment be obtained.

- (e) 10-00098 - FULL - FORMER LOCK-UPS, AUCHRANNIE TERRACE - ERECTION OF FOUR FLATS WITH PRIVATE ACCESS, PARKING, GARDENS AND ASSOCIATED BOUNDARY TREATMENTS - FOR DUNDEE CITY COUNCIL HOUSING DEPARTMENT

Councillor Black declared a non-financial interest in this item by virtue of his position as Convener of the Housing, Dundee Contract Services and Environment Services Committee, and took no part in the discussion thereof.

The Committee approved the application subject to the conditions recommended by the Director of City Development.

- (f) 10-00010-FULL - ELMGROVE HOUSE, 315 SOUTH ROAD - DEMOLITION OF EXISTING BUILDING AND ERECTION OF VERY SHELTERED HOUSING DEVELOPMENT - FOR HILLCREST HOUSING ASSOCIATION LIMITED

After considering objections received, the Committee approved the application subject to the conditions recommended by the Director of City Development.

- (g) 10-00141-FULL - WIMBERLEY HOUSES, GLAMIS DRIVE - APPLICATION TO AMEND CONDITION 8 OF PREVIOUS CONSENT TO VARY THE PERIOD FOR THE ERECTION OF THE PROPOSED WALL TO BE ERECTED AT THE WEST END OF HILLSIDE TERRACE - FOR BAKER STREET PROPERTIES LTD

Councillor Macpherson, seconded by Councillor Hay, moved refusal of the above application on the grounds that the permanent closure of the west end of Hillside Terrace, in accordance with a

confirmed Stopping Up Order, formed a key element in the approval of the development of the site for dwelling houses. The proposed variation would result in an extended delay in the provision of a wall in this location to the detriment of the environmental qualities of the local residents.

As an amendment, the Convener, seconded by Councillor Barrie, moved approval of the application subject to the conditions recommended by the Director of City Development.

On a division there voted for the motion - Bailie Wright and Councillors, Keenan, Asif, Bidwell, Ferguson, McCready, Hay, Macpherson and Dick (9); and for the amendment - the Convener, Depute Lord Provost Borthwick, Bailie Sawers and Councillors Guild, Barrie, Black, Bowes, Andrew Dawson, Will Dawson, Fordyce, Hunter, Melville, Roberts and Gordon (14); Bailie Scott and Councillors Duncan and Ross being absent when the vote was taken - whereupon the amendment was declared carried.

(I) **FORMER COLDSIDE FILLING STATION, 166 STRATHMARTINE ROAD - CHANGE OF USE FROM FORMER FILLING STATION TO CAR SALES WITH ANCILLARY CAR WASH FACILITY - FOR TAYCARS LTD**

Councillor Asif, seconded by Bailie Wright, moved deferral of the above application in order to seek further details regarding customer parking and car sales spaces and the nature of the ancillary car wash facility.

As an amendment, the Convener, seconded by Councillor Black moved that the application be not deferred.

On a division, there voted for the motion - Depute Lord Provost Borthwick, Bailie Wright and Councillors Guild, Barrie, Andrew Dawson, Fordyce, Hunter, Keenan, Asif, Bidwell, Ferguson, Gordon, McCready, Hay and Dick (15); and for the amendment - the Convener, Bailie Sawers and Councillors Black, Bowes, Will Dawson, Melville, Roberts and Macpherson (8); Bailie Scott and Councillors Duncan and Ross being absent when the vote was taken - whereupon the motion was declared carried.

**II PLANNING APPEAL DECISION - THE KNOLL, 35 STRATHERN ROAD, BROUGHTY FERRY, DUNDEE - EXTENSION TO HOUSE**

There was submitted Agenda Note AN72-2010 making reference to Article I(c) of the minute of meeting of this Committee of 16th November, 2009 wherein the above proposal was refused planning permission contrary to the Director's recommendation on the grounds that the proposal was contrary to Policy 14 of the Dundee Local Plan due to the cumulative impact and scale of the proposal and its overbearing impact on neighbours and due to overlooking resulting in a loss of privacy and level of amenity afforded to neighbours.

It was reported that the decision was subsequently appealed by the applicant under the provisions of Section 47 and Schedule 4 of the Town and Country Planning (Scotland) Act 1997, and had been upheld.

The Committee also noted that they had approved a similar application at 35 Strathern Road (but excluding the balcony) at the March 2010 Development Quality Committee and the applicant could now choose to implement either of these consents.

**III DELEGATED ITEMS**

There was submitted Agenda Note AN71-2010 advising the Committee that from 22nd March, 2010 to 21st April, 2010, 68 applications were decided under delegated powers. Twelve of these applications had attracted objections, nine of which were approved and three of which were refused.

The Committee noted accordingly.

Roderick A J WALLACE, Convener.

At a MEETING of the **SCRUTINY COMMITTEE** held at Dundee on 19th May, 2010.

Present:-

BAILIES

Derek SCOTT

Willie SAWERS

COUNCILLORS

Kevin KEENAN

Bob DUNCAN

Craig MELVILLE

Richard McCREADY

Stewart HUNTER

Councillor Kevin KEENAN, Convener, in the Chair.

The minute of meeting of this Committee of 17th March 2010 was held as read.

Unless marked thus \* all items stand delegated.

## **I ACTION POINTS**

### **(i) MACKINNON CENTRE - CARE HOME SERVICE ADULTS**

On a reference to Article VI of the minute of meeting of this Committee of 20th January 2010 there was submitted Agenda Note AN75-2010 intimating that although the issue presented itself to elected members as being to do with door widths, there were other substantial issues that needed to be addressed.

The Social Work Department had therefore:-

- (i) already taken forward discussions with colleagues in Architectural Services to establish the design options available. £1,460,000 was contained within the approved Capital Programme within financial years 2011/2012 and 2012/2013 for the purpose of developing the centre;
- (ii) consulted with service users to ensure their views were incorporated into the plans; and
- (iii) begun discussion with NHS Tayside regarding longer-term arrangements to use the centre to jointly deliver services to meet the national priorities for rehabilitation and social inclusion for disabled people.

It was noted that a report would be submitted to the Social Work and Health Committee prior to the commencement of development work.

### **(ii) DISCLOSURE PRACTICES IN EDUCATION AND SOCIAL WORK DEPARTMENTS**

On a reference to Article III of the minute of meeting of this Committee of 17th March 2010 there was submitted Agenda Note AN76-2010 providing information on disclosure checks in the Education and Social Work Departments.

The Committee noted the position and remitted to the Chief Executive to reconsider the Corporate guidance and submit a report to the Scrutiny Committee.

In addition it was remitted to the Chief Executive to advise inspection agencies that Disclosure Scotland were generally satisfied with the Council's Disclosure Check procedures.

## **II ST NINIAN'S RC PRIMARY SCHOOL AND NURSERY CLASS**

There was submitted Report No 234-2010 by the Director of Education reporting on the findings of the HMIE inspections at St Ninians RC Primary School and Nursery class.

The Committee having questioned the Director of Education and Senior Management agreed to:-

- (i) note the contents of the report; and
- (ii) instruct the Director of Education to monitor progress towards meeting the areas for improvement contained in the report.

## **III LONGHAUGH NURSERY SCHOOL**

There was submitted Report No 243-2010 by the Director of Education reporting on the findings of the HMIE and Care Commission inspection of Longhaugh Nursery School.

The Committee having questioned the Director of Education and senior management agreed to:-

- (i) note the contents of the report; and
- (ii) instruct the Director of Education to monitor progress towards meeting the areas for improvement contained in the report.

## **IV JESSIE PORTER NURSERY SCHOOL**

There was submitted Report No 242-2010 by the Director of Education reporting on the findings of the HMIE and Care Commission inspection of the Jessie Porter Nursery School.

The Committee having questioned the Director of Education and Senior Management agreed to:-

- (i) note the contents of the report; and
- (ii) instruct the Director of Education to monitor progress towards meeting the areas for improvement contained in the report.

## **V CLAYPOTTS CASTLE NURSERY CLASS**

There was submitted Report No 450-2010 by the Director of Education reporting on the findings of the Care Commission inspection of Claypotts Castle Primary School Nursery Class.

The Committee having questioned the Director of Education and Senior Management agreed to:-

- (i) note the contents of the report; and
- (ii) instruct the Director of Education to continue to monitor progress towards meeting the areas for improvement contained in the report.

## **VI WALLACETOWN NURSERY SCHOOL**

There was submitted Report No 241-2010 by the Director of Education reporting on the findings of the Care Commission inspection of Wallacetown Nursery School.

The Committee having questioned the Director of Education and Senior Management agreed to:-

- (i) note the contents of the report; and
- (ii) instruct the Director of Education to continue to monitor progress towards meeting the areas for improvement contained in the report.



**VII WHITE TOP CENTRE SUPPORT SERVICE WITHOUT CARE AT HOME?**

This item was withdrawn.

**VIII KEMBACK STREET ADULT RESOURCES CENTRE**

There was submitted Report No 266-2010 by the Director of Social Work reporting on the findings of the announced inspection by the Care Commission at Kemback Street Adult Resources Centre.

The Committee having questioned the Director of Social Work and Senior Management agreed to:-

- (i) note the contents of the report; and
- (ii) instruct the Director of Social Work to monitor the continued progress towards improving the service.

**IX MENZIESHILL HOUSE CARE HOME SERVICE ADULTS**

This item was withdrawn.

**X EAST PORT HOUSE OFFENDER ACCOMMODATION SERVICE**

There was submitted Report No 261-2010 by the Director of Social Work reporting on the findings of the Care Commission inspection of East Port House Offender Accommodation Service.

The Committee having questioned the Director of Social Work and Senior Management agreed to:-

- (i) note the high grading awarded;
- (ii) note the improved grading by one of the Quality Themes;
- (iii) instruct the Director of Social Work to monitor progress towards meeting the recommendations contained in the report.

Kevin KEENAN, Convener.

At a MEETING of the **DUNDEE CITY LICENSING BOARD** held at Dundee on 20th May, 2010.

Present:-

**BAILIES**

Roderick A J WALLACE

**COUNCILLORS**

Ken GUILD

Elizabeth F FORDYCE

David BOWES

Stewart HUNTER

Brian GORDON

Kevin KEENAN

Bailie Roderick A J Wallace, Convener, in the Chair.

The minute of meeting of this Board of 22nd April, 2010 was held as read.

**I MINUTE OF MEETING OF DUNDEE LICENSING FORUM HELD ON 23RD MARCH, 2010**

The minute of the above meeting (Appendix I) was noted for information.

**II LICENSING (SCOTLAND) ACT 2005 - EVALUATION**

The Board agreed to participate in the Scottish Government's evaluation exercise.

**III LICENSING (SCOTLAND) ACT 2005**

(a) NEW GRANTS

	<b>Premises</b>	<b>Applicant</b>
1.	Hogshead 7 Seagate Dundee DD1 2EG	Carnegie's Leisure City Limited c/o Young & Partners Solicitors

The Board, having heard from an agent on behalf of the applicant and the Chief Constable's representative, agreed to grant the above application.

2.	McColls 13 Balmoral Terrace Dundee DD4 8SJ	Martin McColl Limited c/o DWF
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The Board, having heard from an agent on behalf of the applicant and the Chief Constable's representative, agreed to grant the above application.

(b) VARIATIONS (MAJOR)

	<b>Premises</b>	<b>Applicant</b>
1.	Bowbridge Bar 2 Main Street Dundee DD3 7EZ	Bruce Kane c/o Thorntons WS Solicitors

Variation to core hours to commence at 11.00 am on Sundays.

The Board, having heard from an agent on behalf of the applicant, agreed to defer the above application.

- |    |   |   |
|----|---|---|
| 2. | Capitol (Lloyds No. 1)<br>7/9 Seagate<br>Dundee DD1 2EG | J D Wetherspoon plc<br>c/o Brunton Miller<br>Solicitors |
|----|---|---|

The Board agreed to a variation to provide restaurant facilities, bar meals, receptions, club meetings, recorded music, gaming and televised sports from 7.00 am until the end of core hours. No alcohol to be sold outwith core hours.

- |    |   |                          |
|----|---|--------------------------|
| 3. | Central Bar<br>51-53 Meadowside<br>Dundee DD1 1EQ | Ladywell Taverns Limited |
|----|---|--------------------------|

The Board, having heard from an agent on behalf of the applicant, agreed to a variation to core hours to commence at 11.00 am on Sundays. Variation to allow adult entertainment (lap dancing) on lower floor. Variation to lower floor core hours to terminate at 2.30 am daily (3.30 am if food is being provided - no alcohol sold after 2.30 am). The minimum entrance charge condition to be attached.

- |    |   |                          |
|----|---|--------------------------|
| 4. | Craigtay Hotel<br>101 Broughty Ferry Road<br>Dundee DD4 6JE | Gavin Properties Limited |
|----|---|--------------------------|

Local condition 1 to be amended to include background and automated music playback system. Variation to core hours to commence at 11.00 am on Sundays. Restaurant and televised sports to be provided outwith core hours. Children and young persons to be admitted to restaurant from 7.00 am and in the function suite for the duration of a function.

The Board agreed to defer the above application.

- |    |   |                                     |
|----|---|-------------------------------------|
| 5. | Hawkhill Tavern<br>247 Hawkhill<br>Dundee DD2 1DQ | Messrs Tassie & Boath<br>Solicitors |
|----|---|-------------------------------------|

The Board agreed to a variation to core hours to commence at 11.00 am. on Sundays.

- |    |  |                       |
|----|--|-----------------------|
| 6. | North End Social Club<br>Fairmuir Street<br>Dundee DD3 8EQ | North End Social Club |
|----|--|-----------------------|

The Board, having heard from the applicant on their own behalf, agreed to defer the above application.

- |    |   |              |
|----|---|--------------|
| 7. | The Clep Bar<br>96-98 Clepington Road<br>Dundee DD3 7SN | Joyce Ferrie |
|----|---|--------------|

The Board agreed to a variation to core hours to commence at 11.00 am on Sundays.

- |    |   |   |
|----|---|---|
| 8. | The Counting House<br>67/71 Reform Street<br>Dundee DD1 1SP | J D Wetherspoon plc<br>c/o Brunton Miller<br>Solicitors |
|----|---|---|

The Board agreed to a variation to provide receptions, club meetings, gaming and televised sports from 7.00 am until the end of core hours. No alcohol will be sold outwith core hours.

- |    |  |                                     |
|----|--|-------------------------------------|
| 9. | The Glens Bar<br>266-270 Clepington Road<br>Dundee DD3 8DY | Messrs Tassie & Boath<br>Solicitors |
|----|--|-------------------------------------|

The Board agreed to a variation to core hours to commence at 11.00 am on Sundays.

10. Old Bank Bar Dundee Greene King Brewing & Retailing Limited  
34 Reform Street  
Dundee DD1 1RH

Variation to core hours to allow alcohol to be sold on and off the premises from 10.00 a.m. Mondays to Sundays.

The Board, having heard from an agent on behalf of the applicant, an officer from Environmental Health and Trading Standards and the Board's Legal Adviser, agreed to refuse the above application. The Board granted a Direction under Section 32(3)(a) of the Licensing (Scotland) Act 2005.

- (c) PERSONAL LICENCE

**Applicant**

1. Allan G Marr

The Board, having heard from the Chief Constable's representative and the applicant on their own behalf agreed to refuse the above application.

**IV REVIEW HEARING**

- (a) LONDON NIGHTCLUB, 4 MEADOWSIDE, DUNDEE

The Board, having heard from an agent on behalf of the licensee, the Chief Constable's representative, an Officer from Environmental Health and Trading Standards and the Board's Legal Adviser, agreed to defer the hearing to the November meeting of the Board and consider further reports from the Chief Constable and Head of Environmental Health and Trading Standards.

Roderick A J WALLACE, Convener.

## APPENDIX

At a MEETING of the **DUNDEE LICENSING FORUM** held at Dundee on 23rd March, 2010.

Present:-

### Dundee Licensing Forum

Mr Colin RATTRAY  
Ms Morag BEATTIE  
Mr Alex FRIEL-MYLES  
Mr John MITCHELL  
Mr Johnathan STEWART  
Mr Simon GOULDING

Ms Jennifer KEENAN  
Mr Bryan COLEMAN  
Mr Jimmy MONAGHAN  
Mr Chris SLOAN  
Ms Liz KAY  
Mr Graeme PETRIE

### Dundee Licensing Board

Bailie Rod WALLACE  
Councillor David BOWES

Councillor Brian GORDON

Colin RATTRAY, Convener, in the Chair.

## I APOLOGIES

Apologies were intimated from Councillors Guild, Fordyce and Andy Dawson, Vered Hopkins, Kirsty Licence, Hamish Tait and Moira Ogilvy.

## II MEMBERSHIP

It was reported that requests for membership of the Forum had been received from Ms Gillian Ferguson, Adult Services Manager, Tayside Council on Alcohol, Mr Scott Clarke of Braes and Mr Des Jones of Liquid Nightclub.

It was agreed that these parties be asked to submit an application letter outlining the way in which they felt they could contribute to the work of the Forum.

## III APPOINTMENT OF CONVENER

It was unanimously agreed to re-appoint Colin Rattray as Convener of the Forum for a further year.

## IV MINUTE OF MEETING OF 1ST DECEMBER 2009

The minute of the above meeting was submitted and approved.

## V BEST BAR NONE - UPDATE

Morag Beattie gave an update on the Best Bar None scheme advising that the Awards Ceremony on 26th September, 2009 had been very successful, and that the 2010 launch would take place on 4th May. She also advised that social clubs would be involved in the scheme for the first time.

## VI LOCAL LICENSING FORUMS WEBSITE

It was reported that the new Local Licensing Forums' website was now up and running: ([www.local-licensing-forums.org.uk](http://www.local-licensing-forums.org.uk)).

The website had information for the general public as well as for Local Licensing Forum members on common licensing issues, and included an online discussion Forum that was exclusively for Local Licensing Forum members. It included examples of good practice, resources and news items from Local Forums and members were encouraged to visit the site and contribute to its contents.

## VII FOCUS ON ALCOHOL PROJECT

It was reported that the Dundee Alcohol & Drugs Partnership (ADP) was looking to develop a Focus on Alcohol Project in Dundee (which would be similar but not exactly the same as the project in Angus). To start the process, it was proposed to bring together a group of individuals to help develop a detailed proposal, and the ADP had invited the Licensing Forum to provide a representative on that group.

Colin Rattray and Chris Sloan intimated their interest in being involved in this.

## VIII COMMUNITY INVOLVEMENT

John Hosie, Community Regeneration Manager, Leisure and Communities Department, Dundee City Council, gave a presentation to the Forum about ways of involving the community.

He outlined the Community Planning Framework which was based on eight areas, all with a Local Community Plan for 2008-2011. All these plans had identified alcohol misuse as an issue and the need for a multi-agency approach. All areas had a community engagement action plan and six out of eight areas also had Regeneration Forums involving the local community.

The Forum was encouraged to make use of the existing structures to engage with the community. However, it was agreed that it was essential to be clear on what the consultation was about and which groups it was seeking to engage with. Leisure and Communities were happy to assist the Forum in linking into these community networks.

Particular reference was made to the difficulty in targeting certain groups, for example, young people. The Community Planning Partnership was fully committed to involving them, but not necessarily directly as members of groups.

## IX REVIEW OF THE DUNDEE LICENSING BOARD POLICY

It was reported that the Dundee Licensing Board Policy was due for renewal by the end of 2010. Within this context, the Licensing Forum would be one of the statutory 'consultees'. To ensure the Licensing Forum was well placed to respond to this consultation, the following actions were proposed.

- The current Dundee Licensing Board Policy should be reviewed against guidance from the national body, Alcohol Focus Scotland. The review should also take account of the Health Impact Assessment of Glasgow City Council's Licensing Policy due in June.
- Initial findings of the review of the Dundee Licensing Board Policy would be produced and circulated for comment. The final recommendations would be submitted to the Licensing Forum later in the year.
- Community involvement processes should be developed over the summer allowing community views around alcohol to be formally gathered later in the year. This would ensure that the Licensing Forum incorporated community views in its response to the new Licensing Board Policy.

The undernoted timescales were agreed:-

### **Licensing Forum Meetings**

8th June, 2010

Initial findings from review of Dundee Licensing Board Policy presented by Kirsty Licence and Carole Robertson for discussion and comment.

Feedback from John Hosie on development of the local community engagement process to gather community views on alcohol.

7th September, 2010

Final recommendations regarding the Licensing Board Policy for discussion and agreement.

Community engagement events confirmed and arrangements in place for alcohol discussions

7th December, 2010

Joint Meeting with Licensing Board

Formal response to Licensing Board Policy, incorporating community views, discussed with Licensing Board members at joint meeting.

## **X MINIMUM PRICING OF ALCOHOL**

On a reference to Article V of the minute of meeting of the Forum of 1st December, 2009 there was submitted a letter sent by the Secretary to a number of MSPs, asking on behalf of the Forum, for their support for proposals to adopt minimum pricing for alcohol in the Scottish Government's forthcoming Alcohol Bill.

The Forum expressed their disappointment with the responses received. Mention was also made of an EU Directive ruling that minimum pricing of cigarettes was uncompetitive and the possible effect this could have on proposals for minimum pricing of alcohol.

## **XI ACCEPTANCE OF YOUNG SCOT/PASS CARDS**

There was submitted a copy letter from COSLA to Licensing Boards advising that the PASS Card had been approved in regulations under the Licensing (Scotland) Act 2005 as acceptable evidence of age, and encouraging acceptance of the cards amongst licensees.

Licensees advised that they were happy at the standard of the cards and were happy to accept these cards.

## **XII EVENING TELEGRAPH ARTICLE - "STUDENTS UNDER FIRE OVER BUBBLES NIGHT"**

Reference was made to an Article which had appeared in the Evening Telegraph on 17th December, 2009, and a copy of a letter from the President of DUSA was submitted and noted.

There followed considerable discussion about how best to share intelligence about the drug scene in Dundee.

Reference was made to the role of DUNCAN in circulating such information. Liz Kay also demonstrated an analytical tool which was produced on a regular basis by the Community Safety Team, and contained a considerable amount of detailed information about crimes in various areas.

It was agreed that Liz Kay and Morag Beattie would consider how best to progress this matter, both through the Community Planning Process and the DUNCAN project

**XIII            A O C B**

Reference was made to Licensing Forum training which had recently been attended by a number of members who advised that many other Forums did not appear to be receiving the same level of support from their local Licensing Board as the Dundee Forum.

Forum members expressed their appreciation to the Licensing Board for their ongoing support.

**XIV            DATE OF NEXT MEETING**

Tuesday, 8th June at 2.00 pm.

Colin RATTRAY, Convener.



At a MEETING of the **DUNDEE CITY COUNCIL** held at Dundee on 24th May, 2010.

Present:-

Lord Provost John R LETFORD

Depute Lord Provost Ian BORTHWICK

**BAILIES**

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

**COUNCILLORS**

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN  
Mohammed ASIF

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Lord Provost John R LETFORD, Convener, in the Chair.

**I TAYSIDE FIRE AND RESCUE BOARD - PERFORMANCE MONITORING  
SUB-COMMITTEE**

It was reported that Councillor Fordyce had resigned from the above position.

The Council agreed that the vacancy be filled by Councillor Bowes.

Lord Provost John R LETFORD, Convener.

At a MEETING of the **EDUCATION COMMITTEE** held at Dundee on 24th May, 2010.

Present:-

Lord Provost John R LETFORD

Depute Lord Provost Ian BORTHWICK

BAILIES

Willie SAWERS  
George REGAN

Helen WRIGHT

Derek J SCOTT  
Roderick A J WALLACE

COUNCILLORS

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
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Laurie BIDWELL  
Tom FERGUSON

Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK  
Monsignor K McCAFFREY  
Mr M CHOCHAN  
Mr E BAILLIE  
Mrs H MILLAR

Councillor Elizabeth F FORDYCE, Convener, in the Chair.

The minute of meeting of this Committee of 26th April was held as read.

Unless marked thus \* all items stand delegated.

## **I TENDERS RECEIVED**

There was submitted Report No 294-2010 by the City Architectural Services Officer detailing tenders received and requesting a decision thereon:-

### **(i) Frances Wright Pre School - Renewal of Electrical Installations**

The Committee agreed to accept the lowest offer by Scottish Electric Contracting Limited, Dundee for £100,771.23 together with allowances of £1,185 for CDM Co-ordinator and £14,390 for professional services making a total expenditure of £116,346.23.

The Committee noted that Scottish Electric Contracting Limited, Dundee had listed the undernoted sub-contractors:-

ADT Fire and Security, Dundee	Alarms
McCabe and Robertson, Dundee	Builder Work

### **(ii) Rockwell Primary School - Renewal of Electrical Installations**

The Committee agreed to accept the lowest offer by E W Edwardson (Electrical Contractors) Ltd, for £131,109.92 together with allowances of £1,388 for CDM Co-ordinator and £18,766 for professional services making a total expenditure of £151,263.92.

## (iii) Rockwell High School - Boiler Replacement

The Committee agreed to accept the lowest offer from Scan Building Services Ltd, Dundee for £138,279.81 together with allowances of £1,433 for CDM Co-ordinator and £19,778 for professional services making a total expenditure of £159,490.81.

The Committee noted that Scan Building Services Ltd, Dundee had listed the undernoted sub-contractors:-

R E Dew, Glasgow	Controls
Angus Insulation, Montrose	Insulation
JRF Chimney Specialist, Glenrothes	Flues
PW Hutchison, Dundee	Painter Work
Land and Building Services, Dundee	Builder Work

## (iv) Gowriehill Primary School - Heating Replacement Phase 1

The Committee agreed to accept the lowest offer from Scan Building Services Ltd., Dundee for £96,723.89 together with allowances of £1,160 for CDM Co-ordinator and £13,948 for professional services making a total expenditure of £111,831.89.

The Committee noted that Scan Building Services Ltd., Dundee had listed the undernoted sub-contractors.

In Depth Controls, Leith	Controls
Angus Insulation, Montrose	Insulation
JRF Chimney Specialist, Glenrothes	Flues
PW Hutchison, Dundee	Painter Work
Land and Building Services, Dundee	Builder Work

## (v) Our Lady's RC Primary School - Emergency and General Lighting Upgrade

The Committee agreed to accept the lowest offer from Hydro Contracting, Dundee for £52,100.26 together with an allowance of £7,425 for professional services making a total expenditure of £59,525.26.

The Committee noted that Hydro Contracting, Dundee had listed the undernoted sub-contractor:-

Scotia Suspended Ceilings, Newport-on-Tay      Suspended Ceilings

## (vi) Braeview Academy - Toilet and Shower Upgrade and new Disabled WC

The Committee agreed to accept a negotiated offer with Dundee Contract Services for £72,593 together with an allowance of £11,969 for professional services making a total expenditure of £84,562.

## (vii) Menzieshill High School - Toilet Upgrade

The Committee agreed to accept a negotiated offer with Dundee Contract Services for £43,072 together with an allowance of £6,282 for professional services making a total expenditure of £49,354.

## (viii) St Vincent's RC Primary School - Toilet Upgrade and External Roughcast Repairs

The Committee agreed to accept a negotiated offer with Dundee Contract Services for £30,254 together with an allowance of £4,569 for professional services making a total expenditure of £34,823.

## (ix) Gowriehill Primary School - Renewal of Roof Coverings

The Committee agreed to accept a negotiated offer with Dundee Contract Services for £113,515 together with an allowance of £17,105 for professional services making a total expenditure of £130,620.

## (x) Glebelands Primary School - Window Replacement Phase 3

The Committee agreed to accept a negotiated offer with Dundee Contract Services for £42,584 together with an allowance of £4,080 for professional services making a total expenditure of £46,664.

## (xi) Menzieshill High School - Upgrade to Science Laboratory

The Committee agreed to accept a negotiated offer with Dundee Contract Services for £52,464 together with an allowance of £7,477 for professional services making a total expenditure of £59,941.

## (xii) Baldragon Academy - Upgrade to Science Laboratory

The Committee agreed to accept a negotiated offer with Dundee Contract Services for £79,472 together with an allowance of £11,325 for professional services making a total expenditure of £90,797.

## (xiii) Rockwell High School - Asbestos Removal

The Committee agreed to accept the lowest quotation from Aspect Contracts (Asbestos) Limited, East Kilbride for £5,950 together with an allowance of £368 for professional services making a total expenditure of £6,318.

## II PROPOSAL TO AMEND THE SCHEME OF SCHOOL HOLIDAYS 2011/2012 ONWARDS

Councillor McCready declared a non-financial interest by virtue of his wife's employment as a school teacher.

There was submitted Report No 279-2010 by the Director of Education providing information on the results of a survey carried out to determine if there was support for a change in the pattern of school holidays in October and February.

The Committee agreed to:-

- (i) note the content of the report;
- (ii) approve the proposal that the October holiday should take place on the second and third weeks of that month;
- (iii) note the lack of support for any change to holiday arrangements in February;
- (iv) instruct the Director of Education to inform parents/carers and all relevant stakeholders as appropriate; and
- (v) instruct the Director of Education to continue to liaise with neighbouring authorities regarding holiday patterns.

## III REVIEW OF TERMS OF REFERENCE AND MEMBERSHIP OF BEST VALUE REVIEW GROUP ON EDUCATIONAL ATTAINMENT

There was submitted Report No 280-2010 by the Director of Education proposing that the Best Value Review Group on Educational Attainment be re-established as the Education Review Group, with new terms of reference and revised membership.

The Committee agreed to:-

- (i) note the content of the report;
- (ii) re-establish the Education Review Group under that name; and
- (iii) approve the group's aims and the revised membership noted below:-

### AIMS

- commenting on progress in a whole range of areas of the Department's work;
- receiving presentations from officers on educational developments;

- taking part in honest and open discussion on areas of common interest; and
- influencing departmental thinking on educational developments.

#### MEMBERSHIP

- Chief Executive (Chair)
- Elected members: 3 Administration and 3 from the opposition parties, viz 1 from the major opposition party and 1 each from the minor opposition parties;
- Representation from each of the three Head Teacher groups ie early years, primary and secondary;
- Two representatives from Parent Councils (1 primary and 1 secondary);
- Two representatives from the City Wide Pupil Council;
- Religious representatives who are members of the Education Committee (3); and
- Director of Education supported as necessary by appropriate officers.

- (iv) It was further agreed that membership comprised two representatives (one primary and one secondary) from the teaching trade unions and one from the support staff unions.

Elizabeth F FORDYCE, Convener.

At a MEETING of the **CITY DEVELOPMENT COMMITTEE** held at Dundee on 24th May, 2010.

Present:-

Lord Provost John R LETFORD

Depute Lord Provost Ian BORTHWICK

#### BAILIES

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

#### COUNCILLORS

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN  
Mohammed ASIF

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Councillor Will DAWSON, Convener, in the Chair.

The minute of meeting of this Committee of 10th May, 2010 was held as read.

Unless marked thus \* all items stand delegated.

#### **I ST LEONARD PLACE/ST LEONARD TERRACE FOOTPATH, DUNDEE - STOPPING-UP**

There was submitted Report No 251-2010 by the Director of City Development relative to the necessity to stop-up the entire length of the footpath which connected St Leonard Place with St Leonard Terrace alongside the former St Leonard House, utilising the powers of the Town & Country Planning (Scotland) Act 1997 (as amended).

The Committee approved the preparation of a Stopping-Up Order to stop-up the entire length of the aforementioned footpath to accommodate a new development following planning consent.

#### **II TENDERS RECEIVED**

There was submitted Report No 298-2010 detailing tenders received in respect of General Lighting Upgrade to stairs at 5, 8, 17, 21 City Square and 6 High Street.

The Committee agreed to accept the lowest offer from McGill Electrical Ltd, Dundee in the sum of £46,935, to which required to be added £9,522 for professional services, giving a total of £56,457.

#### **III PROPOSALS TO ENTER INTO AN AGREEMENT WITH DUNDEE COMMUNITY TRANSPORT LIMITED TO DELIVER A PILOT DEMAND RESPONSIVE TRANSPORT SERVICE IN DUNDEE**

Councillors Bowes, Gordon and Will Dawson declared a non-financial interest in the abovementioned item by virtue of their membership of TACTRAN.

There was submitted Report No 126-2010 by the Director of City Development seeking approval to offer a conditional grant to, and enter a lease agreement with, Dundee Community Transport Limited (DCT Ltd), in order to deliver a pilot Demand Responsive Transport (DRT) service in Dundee and strengthen the Community Transport sector in the City.

The Committee agreed to:-

- (a) note the progress being made towards the introduction of a pilot door-to-door DRT service in Dundee; and
- (b) remit the Director of City Development, the Depute Chief Executive (Support Services) and Director of Finance to offer a conditional grant to, and to enter a vehicle lease agreement with, DCT Ltd, in FY2010/11m to provide a pilot DRT service.

Will DAWSON, Convener.

At a MEETING of the **LEISURE, ARTS AND COMMUNITIES** held at Dundee on 24th May, 2010.

Present:-

Lord Provost John R LETFORD

Depute Lord Provost Ian BORTHWICK

**BAILIES**

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

**COUNCILLORS**

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
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Alan G ROSS  
Kevin KEENAN  
Mohammed ASIF

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Councillor Bob DUNCAN, Convener, in the Chair.

The minute of meeting of this Committee of 10th May, 2010 was held as read.

Unless marked thus \* all items stand delegated.

## **I REVISED SCHEME FOR THE OPERATION OF COMMUNITY COUNCILS**

There was submitted Report No 254-2010 by the Director of Leisure and Communities seeking approval for the draft revised Scheme for the Operation of Community Councils, Code of Conduct for Community Councillors and Review of Community Council Boundaries for consultation.

The Committee agreed to:-

- (i) approve the draft revised Scheme for the Operation of Community Councils for a further 12 week period of consultation and the Code of Conduct for Community Councillors';
- (ii) approve the revised Community Council Boundaries set out in Appendix 3 to the report, and
- (iii) approve the revised timeline for the establishment of Community Councils as per the revised scheme.

## **II CASTLE GREEN MASTERPLAN**

There was submitted Report No 169-2010 by the Director of Leisure and Communities providing an update on progress with implementation of the Castle Green Masterplan reporting on outcome of the Review and seeking agreement in priorities for the next phase of implementation.



The Committee agreed to:-

- (i) note the outcome of the Masterplan Review and public consultation;
- (ii) agree key priorities for future development as outlined in paragraph 4.6 of the report; and
- (iii) remit the Director of Leisure and Communities and the Local Community Planning Partnership to continue to progress implementation of the revised Masterplan and report back in due course.

### III MUSIC PROJECTS FUND ALLOCATION

There was submitted Report No 246-2010 by the Director of Leisure and Communities making recommendations for the allocation of grant awards from the Music Development Projects Fund.

The Committee approved the grants as detailed below:-

<b>Organisation</b>	<b>Purpose of Award</b>	<b>Award Granted</b>
RSNO	To support a five concert season at the Caird Hall	£14,500
Scottish Ensemble	To support a four concert season at the Marryat Hall and venues across Dundee and development of a lifelong learning programme	£4,000
Assembly Direct	To support the Dundee Jazz Festival 2010	£4,000
Kill Your Timid Notion	To support Kill Your Timid Notion 2010	£500
Children's Classic Concerts	To support a concert at the Marryat Hall	£500
Music in Hospitals	To support a series of concerts at Care Homes and Hospital wards throughout Dundee	£500
National Youth Orchestra of Scotland	To support a concert at the Caird Hall	£500
Caird Hall Programming	To support programming of Classical Jazz and World music concerts at the Caird Hall Complex.	£3,000

### III NATIONAL ADULT ENGLISH FOR SPEAKERS OF OTHER LANGUAGES STRATEGY - PERFORMANCE AND ALLOCATION

There was submitted Report No 247-2010 by the Director of Leisure and Communities detailing the progress on the 2009-2010 allocation received from the Scottish Government for Community Learning and Development Partnership implementation of the National Adult English for Speakers of Other Languages (ESOL) Strategy and also detailing the 2010-2011 ESOL Strategy allocation, received from the Scottish Government.

The Committee acknowledged the progress made in 2009-2010 implementation of ESOL Strategy, and approved the 2010-2011 allocation of the ESOL Strategy allocation from the Scottish Government to further develop the Dundee Partnership's ESOL Strategy.

Bob DUNCAN, Convener.

At a MEETING of the **HOUSING, DUNDEE CONTRACT SERVICES AND ENVIRONMENT SERVICES COMMITTEE** held at Dundee on 24th May, 2010.

Present:-

Lord Provost John R LETFORD

Depute Lord Provost Ian BORTHWICK

BAILIES

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

COUNCILLORS

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN  
Mohammed ASIF

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Councillor Jimmy BLACK, Convener, in the Chair.

The minute of this meeting of 26th April, 2010 was held as read.

Unless marked thus \* all items stand delegated.

## **I FUNDING FOR DUNDEE WOMEN'S AID**

There was submitted Report No 249-2010 by the Director of Housing asking the Committee to approve the Service Level Agreement for Dundee Women's Aid (DWA) for Outreach Support with agreed funding for 2010/11.

The Committee agreed the Service Level Agreement with agreed funding of £80,000 for 2010/2011.

## **II TAYSIDE INTER AGENCY PRISON DISCHARGE AND HOMELESSNESS PREVENTION PROTOCOL**

There was submitted Report No 276-2010 by the Director of Housing seeking approval for Dundee City Council's participation in the Tayside Inter Agency Prison Discharge and Homelessness Prevention Protocol.

The Committee:

- (i) noted the contents of the report;
- (ii) approved Dundee City Council's involvement as a full partner to the Tayside Inter Agency Prison Discharge and Homelessness Prevention Protocol; and
- (iii) remitted the Director of Housing to update the Homeless Policy and the Homeless Strategy Action Plan to reflect participation in the protocol.

### **III INDIVIDUAL HOUSES - HEATING, KITCHENS, BATHROOMS AND SHOWERS**

There was submitted Joint Report No 287-2010 by the City Architectural Services Officer and Director of Housing detailing offers received in respect of the above contract.

The Committee agreed to accept a partnering arrangement with McGill Electrical Ltd, Dundee amounting to £169,205, together with allowances of £61,795, giving a total cost of £231,000.

The Committee further noted that provision for this work would be made in the Housing Department's Capital Plan which would be submitted to Committee in June 2010.

### **IV TENDERS RECEIVED**

There was submitted Report No 285-2010 by the City Architectural Services Officer giving details of offers received for the undernoted contracts:-

(a) STRATHMORE 2ND DEVELOPMENT - ROOF REPLACEMENT - PHASE 1

The Committee agreed to accept the lowest tender from Dundee Contract Services amounting to £102,846.25, together with allowances of £8,567 for professional services, making a total expenditure of £111,413.25.

(b) TULLIDEPH TENEMENTS - ROOF REPLACEMENT

The Committee agreed to accept the lowest tender from Dundee Contract Services amounting to £133,709.11, together with allowances of £9,768 for professional services, making a total expenditure of £143,477.11.

(c) 253 BLACKNESS ROAD - ROOF REPLACEMENT

The Committee agreed to accept the lowest tender from Dundee Contract Services amounting to £52,487.31, together with allowances of £6,124 for professional services, making a total expenditure of £58,611.31.

(d) CLEMENT PARK 2ND DEVELOPMENT - PITCHED ROOF REPLACEMENT - PHASE 1

The Committee agreed to accept a negotiated contract with Dundee Contract Services amounting to £106,261.37, together with allowances of £8,725 for professional services, making a total expenditure of £114,986.37.

(e) MAINS OF FINTRY 1ST AND 3RD DEVELOPMENTS - PITCHED ROOF REPLACEMENT - PHASE 1

The Committee agreed to accept a negotiated contract with Dundee Contract Services amounting to £151,554.44, together with allowances of £10,461 for professional services, making a total expenditure of £162,015.44.

(f) TULLIDEPH FLATTED - PITCHED ROOF REPLACEMENT

The Committee agreed to accept a negotiated contract with Dundee Contract Services amounting to £128,149.77, together with allowances of £3,900 for professional services, making a total expenditure of £132,049.77.

(g) VARIOUS ADDRESSES - CONTROLLED ENTRIES 2010/2011

The Committee agreed to accept a partnering project with McGill Electrical Ltd, Dundee amounting to £78,492.43, together with allowances of £869 for CDM Co-ordinator and £6,296 for professional services, making a total expenditure of £85,657.43.

(h) CITY ROAD 1ST, 3RD AND 4TH DEVELOPMENT (FLATS) - HEATING, KITCHENS, BATHROOMS AND SHOWERS

The Committee agreed to accept a partnering project with McGill Electrical Ltd, Dundee, amounting to £852,600, together with the undernoted allowances:-

Decoration Allowances	£12,000
Carpet Allowances	£1,200
Decanting of Tenants	£2,000
Non-slip Flooring	£1,300
Gas Connection Charges	£31,245
CDM Co-ordinator	£3,810
Professional Services	£39,802

making a total expenditure of £943,957.

**V TENDERS RECEIVED FOR NEW BUILD COUNCIL HOUSING**

Reference was made Article VI of the meeting of this Committee of 7th December, 2009 when approval was given to the appointment of three preferred contractors to be appointed under the partnership model to deliver the Council Housing New Build Projects.

There was submitted Report No 286-2010 by the City Architectural Services Officer giving details of offers received for the undernoted contracts:-

(a) BALUNIE AVENUE - NEW BUILD HOUSING

This item was withdrawn.

(b) ST LEONARD'S PLACE - NEW BUILD HOUSING

The Committee agreed to a design and build project with Muirfield (Contracts) Ltd, Dundee, amounting to £2,560,810.40, together with allowances of £5,800 for planning permission, £8,630 for building warrant and £153,649 for CDM Co-ordinator, professional services and structural engineering services, making a total expenditure of £2,728,889.40.

**VI REGISTERED TENANT ORGANISATIONS - ADMINISTRATION GRANTS**

There was submitted Agenda Note AN73-2010 advising that a request for grant assistance towards administration costs for 2010/2011 had been received from Forthill Tenants Association.

The Committee agreed to grant assistance of £250 for £2010/2011.

**VII SUB-CONTRACTORS AND SUPPLY OF MATERIALS 2009/2010**

There was submitted Report No 223-2010 by the Director of Contract Services advising the Committee of all orders placed with sub-contractors and suppliers of materials to Dundee Contract Services for the value of £50,000 and over in 2009/2010, in accordance with the Council's tendering procedures.

The Committee noted the contents of the report.

Jimmy BLACK, Convener.

At a MEETING of the **POLICY AND RESOURCES COMMITTEE** held at Dundee on 24th May, 2010.

Present:-

Lord Provost John R LETFORD

Depute Lord Provost Ian BORTHWICK

BAILIES

Willie SAWERS  
George REGAN

Helen WRIGHT

Roderick A J WALLACE  
Derek J SCOTT

COUNCILLORS

Ken GUILD  
Jim BARRIE  
Jimmy BLACK  
David BOWES  
Andrew DAWSON  
Will DAWSON  
Bob DUNCAN

Elizabeth F FORDYCE  
Stewart HUNTER  
Ken LYNN  
Craig MELVILLE  
Christina ROBERTS  
Alan G ROSS  
Kevin KEENAN  
Mohammed ASIF

Laurie BIDWELL  
Tom FERGUSON  
Brian GORDON  
Richard McCREADY  
Donald HAY  
Fraser MACPHERSON  
Helen DICK

Councillor Ken Guild, Convener, in the Chair.

The minute of meeting of this Committee of 10th May, 2010 was held as read.

Unless marked thus \* all items stand delegated.

## **I COUNCIL PLAN 2010/2012**

After considering Report No 289-2010 by the Chief Executive, the Committee approved the Council Plan 2010/2012 appended thereto.

**The Committee resolved under Section 50(A)(4) of the Local Government (Scotland) Act 1973 that the press and public be excluded from the meeting for the undernoted item of business on the grounds that it involved the likely disclosure of exempt information as defined in paragraphs 8 and 9 of Part I of Schedule 7A of the Act.**

## **II DUNDEE LEISURE MANAGEMENT FEE**

Councillors Duncan, Ross, Hunter, McCready and Bailie Wallace declared a non-financial interest in this item by virtue of being Council representatives on Dundee Leisure.

After considering Agenda Note AN77-2010, the Committee approved the recommendation detailed in the note.

Ken GUILD, Convener.

At a MEETING of the **ALEXANDER TORRANCE CATHRO BEQUEST COMMITTEE** held at Dundee on 24th May, 2010.

Present:-

Lord Provost John R LETFORD

BAILIES

Willie SAWERS

Roderick A J WALLACE

COUNCILLORS

Will DAWSON

Bob DUNCAN

Laurie BIDWELL

Christina ROBERTS

Fraser MACPHERSON

Tom FERGUSON

Lord Provost John R LETFORD, in the Chair.

### **I APPLICATIONS FOR GRANTS 2009/2010**

There was submitted Report No 199-2010 by the Director of Finance giving details of the various applications which had been received.

After considering the applications, together with the reports relative to the expenditure of grants in 2009, the Committee agreed to make the following grants for 2010 to be utilised in providing Dundee children with a holiday in the country or at the seaside in accordance with the terms of the bequest:-

The Salvation Army	£165
The Boys' Brigade	£110
Sense Scotland	£80
One Parent Families Scotland, Dundee Project	£85
Dundee Women's Aid	£80
Dreamz4u	£80
Sargent Cancer Care for Children	£80
Fintry Community Playgroup	£80
The Attic Youth Project	£80
Home Start	£80
The Factory Skatepark	£80
	£1,000

Lord Provost John R LETFORD, Convener.