



City Chambers
DUNDEE
DD1 3BY

14th August, 2012

TO: ALL MEMBERS OF
THE CITY COUNCIL

Dear Sir or Madam

CITY COUNCIL - 20TH AUGUST, 2012

I refer to the agenda issued in respect of the above meeting and would advise you that the undernoted item will also fall to be considered.

Yours faithfully

DAVID K DORWARD

Chief Executive

3(b) COMPOSITION OF EDUCATION COMMITTEE (AN140-2012)

This item has been placed on the agenda at the request of Councillor Stewart Hunter, Convener of Education. He will ask the Council to agree that Standing Order 39(1) be suspended in terms of Standing Order 42 to enable consideration to be given to the following Motion:-

With reference to Article IV of the Minute of the Statutory Meeting of the City Council on 21st May, 2012, the Education Committee shall, with effect from 24th September, 2012, consist of all elected members of the City Council, three church representatives in terms of Section 124 of the Local Government (Scotland) Act 1973, two representatives of Education Department staff, one representative of parents of pupils attending primary schools in the City and one representative of parents of pupils attending secondary schools in the City, both to be nominated by the City's Parent Council, and one representative of pupils attending secondary schools in the City, to be nominated by the City's Pupil Council.

Elected members, the three church representatives and the representatives of Education Department staff shall serve for the life of the Council. The parent representatives and the pupil representative shall serve for a period of one year.

The parent representatives and the pupil representative shall be eligible for re-nomination immediately.

Having regard to the non-statutory status of the parent representatives and the pupil representative they will be non-voting members of the Education Committee.

City Chambers
DUNDEE
DD1 3BY

10th August, 2012

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 Monday, 20th August, 2012 at 6.00 pm.

Yours faithfully

DAVID K DORWARD

Chief Executive

Programme of Business
(so far as known at the time of issuing this notice)

(a) DECLARATION OF INTEREST

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 would reasonably be regarded as so significant that they are likely to prejudice your discussion or decision-making.

(b) MINUTES

1. Minute of Licensing Committee dated 4th June, 2012, page 1
2. Minute of Licensing Committee dated 7th June, 2012, page 2
3. Minute of City Council dated 11th June, 2012, page 17
4. Minute of Environment Committee dated 11th June, 2012, page 18
5. Minute of Housing Committee dated 11th June, 2012, page 20
6. Minute of Policy and Resources Committee dated 11th June, 2012, page 22
7. Minute of City Development Committee dated 11th June, 2012, page 32
8. Minute of A T Cathro Bequest dated 11th June, 2012, page 33
9. Minute of Scrutiny Committee dated 13th June, 2012, page 34
10. Minute of Licensing Board dated 14th June, 2012, page 37
11. Minute of Development Management Committee dated 18th June, 2012, page 43
12. Minute of Education Committee dated 25th June, 2012, page 48
13. Minute of City Development Committee dated 25th June, 2012, page 59
14. Minute of Social Work and Health Committee dated 25th June, 2012, page 68
15. Minute of Housing Committee dated 25th June, 2012, page 73
16. Minute of Policy and Resources Committee dated 25th June, 2012, page 75
17. Minute of Licensing Committee dated 28th June, 2012, page 81
18. Minute of Licensing Committee dated 19th July, 2012, page 94

(c) GENERAL BUSINESS**1 MEMBERSHIP OF BOARDS ETC (AN135-2012)**

Reference is made to Articles II(g) and VII of the minute of meeting of the City Council of 21st May, 2012, wherein inter alia it was agreed that a place on each of the undernoted bodies be filled by either the Conservative member, Liberal Democrat member or the Independent member.

Tayside Fire and Rescue Board
Tayside Joint Police Board
Licensing Board
Licensing Committee

The Head of Democratic and Legal Services has been advised that the Conservative Member, Liberal Democrat Member and Independent Member are not in a position to take up these places and therefore instructions are requested with regard to the filling of these vacancies.

2 APPOINTMENT PROCEDURES - HEAD TEACHER AND DEPUTE HEAD TEACHER POSTS (AN134-2012)

Reference is made to Article VII of the minute of the Statutory Meeting of the City Council of 21st May, 2012, wherein the composition of the Appointments Panel of the Education Committee was agreed.

Following discussions with the Director of Education, the Administration are proposing that the elected member representation on such appointments panels be changed, with a peer head teacher taking the place of one of the Administration members. The elected member representation would therefore be the Convener of Education or nominated representative and one Labour Member.

There are no proposed changes to Directorate, Parent Council and Roman Catholic representatives.

Council's approval is sought.

3 LEISURE AND CULTURE DUNDEE - COUNCIL REPRESENTATIVE AT MEMBERS' MEETINGS (AN136-2012)

Reference is made to Article IX of the minute of meeting of the Policy and Resources Committee of 25th April, 2011, wherein the constitution of Leisure and Culture Dundee was approved.

Leisure and Culture Dundee is a Scottish Charitable Incorporated Organisation (SCIO) comprised of the Members and the Board (charity trustees). Dundee City Council, as a corporate body, is a Member and requires to identify an officer to act as the Council's duly authorised representative at any meetings of Members, including the AGM.

It is recommended that the Chief Executive, or his nominee, be authorised to attend all meetings of Members, including the AGM, as the Council's authorised representative.

CONFIDENTIAL ITEM

The Council may resolve 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 involves the likely disclosure of exempt information as defined in paragraph 1 of Part I of Schedule 7A of the Act.

4 LEISURE AND CULTURE DUNDEE - REAPPOINTMENTS (AN137-2012)

At a MEETING of the **LICENSING COMMITTEE** held at Dundee on 4th June, 2012.

Present:-

Councillor Stewart HUNTER
Councillor David BOWES
Councillor John ALEXANDER
Councillor Craig MELVILLE

Councillor Stewart HUNTER, Convener, in the Chair.

Unless marked thus * all items stand delegated.

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

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 3, 6 and 9 of Part I of Schedule 7A of the Act.

I CIVIC GOVERNMENT (SCOTLAND) ACT 1982

(a) TAXI DRIVER'S LICENCE - REQUEST FOR SUSPENSION

There was tabled a letter of information from the Chief Constable relative to the alleged conduct of Mr C D during the currency of his Taxi Driver's Licence.

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

Thereafter, having heard a representative of the Chief Constable and consideration of the advice of the Legal Officer, the Committee agreed that the Taxi Driver's Licence held by Mr C D be suspended with immediate effect and that a hearing be convened in due course in relation to the fitness of Mr C D to be the holder of a Taxi Driver's Licence.

Stewart HUNTER, Convener.

At a MEETING of the **LICENSING COMMITTEE** held at Dundee on 7th June, 2012.

Present:-

COUNCILLORS

John ALEXANDER
Jimmy BLACK

David BOWES
Stewart HUNTER
Mohammed ASIF

Laurie BIDWELL
Tom FERGUSON

Councillor Stewart HUNTER, Convener, in the Chair.

The minute of meeting of this Committee of 29th March, 2012 was held as read.

Unless marked thus * all items stand delegated.

I DEPUTATIONS

It was reported that deputations relevant to Article V(h) Use of City Square - Application from Scottish Defence League had been received from the following organisations:-

- (a) Dundee TUC
- (b) Tayside Fire Brigade Union
- (c) Public and Commercial Services Union (Dundee Branch)
- (d) Peoples' Charter

The Committee heard the deputations, apart from the Tayside Fire Brigade Union, who were not present.

II LICENSING SUB-COMMITTEE - ESTABLISHMENT

There was submitted Agenda Note AN82-2012 reporting that the Committee may wish to set up a Licensing Sub-Committee.

The Licensing Sub-Committee would comprise three members of the Licensing Committee on the basis of two members of the Administration and one member of the Labour Group. The powers of the Sub-Committee would be to:-

- (i) decide whether or not to suspend a licence with immediate effect on the grounds of there being a serious threat to public order or public safety and that in the event that a licence was so suspended, it would only be until such time as the matter had been dealt with at a further hearing under Paragraph 11 of Schedule 1 to the Civic Government (Scotland) Act 1982, which must be held within six weeks of the date of the initial suspension and to which all members of the Committee would be invited to attend; and
- (ii) decide whether or not a suspension hearing should be held by the Licensing Committee following consideration and receipt of information relative to the conduct of any licence holder.

The Committee agreed to the establishment of the Licensing Sub-Committee on the terms as outlined in the note.

III TAXI LIAISON GROUP - RECONSTITUTION

Reference was made to Article IV of the minute of meeting of this Committee held on 31st March, 2011, wherein it was agreed that elected members no longer be members of the Taxi Liaison Group or attend any of the meetings of the Group.

There was submitted Agenda Note AN83-2012 reporting that the Committee would wish to set up a Taxi Liaison Group.

The Group would discuss issues of mutual interest to the Trade and the Council, as licensing authority, and the Group minutes would be submitted to the Licensing Committee for information. The Group would be prohibited from discussing individual applications for licences. The Group could be attended by relevant officers of Dundee City Council, Tayside Police and representatives of the Taxi Trade.

The Committee agreed to the reconstitution of the Taxi Liaison Group on the terms as outlined in the note.

IV LICENSING SUB-COMMITTEE - MINUTES OF MEETINGS

The minutes of meetings of the Licensing Sub-Committee held on 29th March, 2012 and 2nd May, 2012, were submitted and noted for information and record purposes, copies of which are attached to this minute as Appendices I and II.

V 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.

KNIFE DEALERS - NEW APPLICATIONS

No	Name	Address
1	Blacks Outdoor Retail Ltd	47/49 Commercial Street

PRIVATE HIRE DRIVER - NEW APPLICATION

No	Name
1	Adam S Pyrek

PRIVATE HIRE OPERATORS - NEW APPLICATIONS

No	Name
1	Dundee Private Hire 203020 Ltd (x 3)
2	Harry Furey
3	Kindertons Ltd
4	Proximo Ltd
5	Adam S Pyrek

PUBLIC ENTERTAINMENT - NEW APPLICATIONS

No	Name	Address
1	Kirkton Community Centre Local Management Group	Kirkton Community Centre, Derwent Avenue (Date of Event - 30th March, 2012)
2	DCC City Development Department	City Square, High Street and Boots Corner (Date of Event - 21st April - 16th May, 2012)
3	DCC Environment Department	Camperdown Park (Date of Event - 8th April, 2012)
4	Charles Horne 40A Cumbernauld Road, Glasgow	Riverside Park (25th April - 7th May 2012)
5	Charles Horne 40A Cumbernauld Road, Glasgow	Caird Park (9th May - 13th May 2012)

STREET TRADER - NEW APPLICATION

No	Name
1	Gail Blake

TAXI DRIVER - NEW APPLICATIONS

No	Name
1	Graeme M Brannan
2	Thomas Donnelly
3	Alexander Duncan
4	Thomas Greig
5	Alan Guild
6	Jacqueline Henderson
7	Jakub Koprowski
8	James S Loudon
9	Duncan Mackie
10	Bryan McGuire
11	David McIntosh
12	John D F Mitchell
13	John T Molloy
14	Scott G Murphy
15	David J A Robertson
16	Paul Ross
17	Suleman
18	Ian A Valentine
19	Grant Wilson

TAXI OPERATOR - NEW APPLICATIONS

No	Name
1	Roderick Balfour
2	Dundee Private Hire 203020 Ltd (x5)
3	FMC Scotland Ltd
4	Iain Hoon
5	John McWalter
6	Charles Miller
7	John Paton
8	Craig T Wallace

WINDOW CLEANER - NEW APPLICATIONS

No	Name
1	Patrick McVeigh
2	Steven Selvey

(b) SECOND HAND DEALER'S LICENCE - NEW APPLICATION

There was submitted the undernoted application.

No	Name	Address of Premises
1	Lee McMurchie	Auto Solutions, 5 Buchanan Street

In the case of this application, the Committee noted that the applicant was not present and having considered the advice of the Clerk, agreed that consideration of the matter be deferred until the meeting of this Committee to be held on 28th June, 2012, to allow the applicant to be present.

(c) SKIN PIERCING AND TATTOOING LICENCE - REQUEST FOR VARIATION

There was submitted the undernoted application.

No	Name	Address of Premises
1	Jillian Sharp	Dundee Academy of Beauty 23-25 Constitution Street

In the case of this application, the Committee noted that the applicant was not present and agreed that the matter be considered in their absence. Thereafter, the Committee gave consideration to the request for a variation which had been received from the applicant and having considered the advice of the Clerk, agreed that the application be granted subject to satisfactory inspection by the Environmental Health Department.

(d) STREET TRADER'S LICENCE - NEW APPLICATIONS

There were submitted the undernoted applications.

No	Name
1	Barbara Speed
2	Christopher Speed

In the case of Application Nos 1 and 2, the Committee noted that application had also been made to vary Conditions 9 and 10, to allow the vehicle to be sited on Balgay Road between 7.00 am and 5.00 pm. The Committee gave consideration to the request for variation and the applications. Thereafter, having heard the applicants on their own behalf and consideration of the advice of the Legal Officer and consideration of the location plan of the area where the licence would be operated, the Committee agreed that consideration of the applications be deferred to the meeting of the Licensing Committee to be held on 28th June, 2012 to allow consultation with the City Development Department.

(e) TAXI DRIVER'S LICENCE - NEW APPLICATIONS

There was submitted the undernoted application.

No Name

1 Jonathan Scharf

In the case of this application, the Committee noted that the applicant was not present and agreed that the matter be considered in their absence. Thereafter, having noted that the applicant had failed to pass his street test within the prescribed period, the Committee agreed that the application be refused.

(f) TAXI OPERATOR'S LICENCE- REQUEST FOR VARIATION

There was submitted the undernoted request for variation.

No Name

1 Ronald Adams

In the case of this application, the Committee, having heard the applicant on their own behalf, the Plant and Vehicle Officer, the representative of the Chief Constable and consideration of photographic evidence which had been submitted by the applicant in support of their application, the Clerk and consideration of advice of the Legal Officer, the Committee agreed that the application be deferred to the meeting of the Licensing Committee on 28th June, 2012 to allow for the car to be tested by the Plant and Vehicle Officer and to allow for Officers to check with manufacturers on policy in relation to tinted windows.

(g) INSULIN DEPENDENT DIABETICS

Reference was made to Article 11(e) of the minute of meeting of this Committee of 12th January, 2012, wherein it was agreed that a report by an independent diabetologist confirming that Group 2 standards had been met be sought prior to re-instating any licence suspended on medical grounds involving insulin dependent diabetics.

There was submitted Agenda Note AN84-2012 reporting that OHSAS had indicated that no consultants had offered their services and it was recommended that where a licence holder had been suspended then a report from their own treating diabetologist be sought.

The Committee, having heard the Clerk, agreed with the terms of the note.

(h) USE OF CITY SQUARE - NEW APPLICATION

There was submitted the undernoted application.

No Name

Date of Event

1	Scottish Defence League	1st September, 2012
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In the case of this application, the Committee, having heard a representative of the applicant and a representative of the Chief Constable, and having heard the depositions and consideration of the advice of the Legal Officer, the Committee agreed that the application be refused.

(i) HOUSES IN MULTIPLE OCCUPATION - NEW APPLICATIONS

There were submitted the undernoted applications.

No	Name	Person Responsible	Address
1	Ibrahim D Buksh	Ibrahim D Buksh	99D Seagate
2	Lynne Finnerty	Grant Property Solutions Ltd/ Peter Grant	4/1, 12 Whitehall Crescent
3	Colette S Figes	Grant Property Solutions Ltd/ Peter Grant	69B Constitution Row
4	David & Gillian McGill	Grant Property Solutions Ltd/ Peter Grant	1/0, 16 City Road
5	John Dooley	John Dooley	24d Paton's Lane
6	Darryl Lemon		10 Urquhart Street
7	Iain Douglas Gardiner		3/2, 31 Reform Street
8	Asma Hussein		(Flat Q) 3 Victoria Road
9	Barbara Norris and Mark Norris		(Flat 10) 66 Seagate
10	Caledonia Housing Association		Servite Crt, 59 Magdalen Yard Road
11	Caledonia Housing Association		Priory Court Alloway Place
12	Jennifer Stewart		(1/1) 3 Roseangle
13	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C1)
14	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C2)
15	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C5)
16	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C8)
17	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C9)
18	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C10)
19	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C13)
20	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C14)
21	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C15)
22	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C16)
23	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C17)
24	Galloway Property Holdings Ltd		The Hub 17 Hawkhill (C20)
25	Richard Ian Jolliffe		(1/0) 31 Reform Street

In the case of Application No 1, the Committee, having heard a representative of the Housing Department and the applicant on their own behalf, agreed that the application be granted.

In the case of Application Nos 2, 3 and 4, the Committee, having heard a representative of the Housing Department, agreed that the applications be granted,

In the case of Application No 5, the Committee noted that this application had been withdrawn from consideration.

In the case of Application Nos 6 to 25, the Committee agreed that consideration of these applications be deferred to a future meeting of the Committee.

(j) HOUSES IN MULTIPLE OCCUPATION - VARIATIONS

There were submitted the undernoted applications.

No	Address	Nature of Variation
1	99 Magdalen Yard Road	Change the day to day manager to Easylets Ltd/Jack Reavley.
2	20 Ladywell Avenue	Change the day to day manager to SGL Property Ltd/Aimi Lewis.
3	2/1, 52 Seafield Road	Change the day to day manager to Tayforth Properties/Jillian Edwards.
4	10B Westfield Place	Change the day to day manager to Janis Forbes.
5	39 Coniston Terrace	Change the day to day manager to Social Work Department (Dundee Community Living)/Karen Penman.
6	1 Hillbank Road	Change the day to day manager to Gowrie Care Ltd/Carol Steedman.
7	3/2, 40 Union Street	Change the day to day manager to Tayforth Properties/Jillian Edwards.
8	2C Abbotsford Place	Change the day to day manager to 2 Rent Me Property Limited/Richard Hawkins.
9	1/0, 223 Hilltown	Change the day to day manager to Easylets Ltd/Jack Reavley.
10	Flats 1, 2, 3 and 4 Commercial Street	Change the day to day manager to Tayforth Properties/Jillian Edwards.
11	3 Wolseley Street	Change the day to day manager to 2 Rent Me Property Management/Richard Hawkins.
12	3B Shepherds Loan	Change the day to day manager to Pavilion Properties/Paul Letley.
13	29 Lytton Street	Change the day to day manager to Easylets Ltd/Jack Reavley.

In the case of Application Nos 1, 9 and 13, Councillor Mohammed Asif declared a non-financial interest in these applications by virtue of the management company referred to being known to him in a professional capacity.

In the case of Application Nos 1 to 13, the Committee, having heard representatives on behalf of the applicants, agreed that the applications be granted.

(k) HOUSES IN MULTIPLE OCCUPATION - UPDATE

There was submitted the undernoted update.

No	Name	Person Responsible	Address
1	Ruth Paton	Easylets Ltd/Jack Reavley	1/1, 35 Blackness Road

In the case of this application, Councillor Mohammed Asif declared a non-financial interest by virtue of the managing agent being known to him in a professional capacity.

In the case of this application, reference was made to Article II(f) of the minute of meeting of this Committee held on 1st March, 2012, wherein it was agreed to grant the application but to recall it in the months of March and June, 2012 for an update on the operation of the licence from the Private Sector Services Unit. Thereafter, having heard a representative of the Housing Department and consideration of the advice of the Legal Officer, the Committee agreed that no further action be taken for the duration of the licence.

(l) HOUSES IN MULTIPLE OCCUPATION - RENEWAL APPLICATION

There was submitted the undernoted application.

No	Name	Person Responsible	Address
1	Eric D and Donna M Chaloner	Easylets/Jack Reavley	130 Hill Street

In the case of this application, Councillor Mohammed Asif declared a non-financial interest by virtue of the managing agent being known to him in a professional capacity.

In the case of this application, the Committee agreed that consideration of the application be deferred to a future meeting of the Committee as requested by the applicant's agent.

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.

VI CIVIC GOVERNMENT (SCOTLAND) ACT 1982

(a) ITINERANT METAL DEALER - NEW APPLICATION

There was submitted an application by Mr S S for an Itinerant Metal Dealer's Licence.

The Committee gave consideration to a letter of representation which had been submitted by the Chief Constable relevant to this application. Part of the application referred to convictions which were spent in terms of the Rehabilitation of Offenders Act and having heard the age and nature of the convictions, the Committee agreed to admit them since justice could not otherwise be done. Thereafter, having heard a representative of the Chief Constable and consideration of the advice of the Legal Officer, the Committee agreed that consideration of the application be deferred to the meeting of this Committee to be held in September, 2012.

(b) PRIVATE HIRE OPERATOR'S - RENEWAL APPLICATION

Reference was made to Article VI(a) of the minute of meeting of this Committee held on 31st March, 2011, wherein it was agreed to grant a Private Hire Operator's Licence to Mr G A for the period of one year. There was submitted a copy of the original letter of representation from the Chief Constable relevant to this application. Thereafter, having heard a representative of the Chief Constable and consideration of the advice of the Clerk, the Committee agreed that the application be granted until 31st May, 2013.

(c) REQUEST FOR EXTENSION OF TIME TO WIND-UP ESTATES OF LICENCE HOLDERS

(i) There was submitted a request from the Executor of the late Taxi Operator, Mr J G, for extension of the three month period to wind-up the Estate. There being no objections, the Committee agreed to grant the extension as requested.

- (ii) There was submitted a request from the Executor of the late Taxi Operator, Mr G S, for extension of the three month period to wind-up the Estate. The Committee gave consideration to the request, and having heard an agent on behalf of the applicant and consideration of the advice of the Legal Officer, agreed that the request be granted as requested.

(d) TAXI DRIVER'S LICENCE - NEW APPLICATIONS

- (i) There was submitted an application by Mr F C for a Taxi Driver's Licence.

The Committee gave consideration to a letter of objection which had been submitted by the Chief Constable relevant to this application. Thereafter, having heard a representative of the Chief Constable, a representative on behalf of the applicant and the applicant on their own behalf, the Committee agreed that the application be deferred until the meeting of this Committee to be held on 28th June, 2012 to allow the applicant to submit supporting medical evidence.

- (ii) There was submitted an application by Mr A D for a Taxi Driver's Licence.

The Committee gave consideration to a letter of objection which had been submitted by the Chief Constable relevant to this application. Thereafter, having heard a representative of the Chief Constable, a representative on behalf of the applicant and the applicant on their own behalf, the Committee agreed that the application be refused.

- (iii) There was submitted an application by Mr D F for a Taxi Driver's Licence.

The Committee gave consideration to a letter of representation which had been submitted by the Chief Constable relevant to this application. Thereafter, having heard a representative of the Chief Constable, a representative on behalf of the applicant, the applicant on their own behalf and consideration of the advice of the Legal Officer, the Committee agreed to grant a Temporary Licence for a period of six weeks to allow the applicant to submit their Unique Tax Reference Number.

- (iv) There was submitted an application by Mr G H for a Taxi Driver's Licence.

The Committee gave consideration to a letter of representation which had been submitted by the Chief Constable relevant to this application. Thereafter, having heard a representative of the Chief Constable, a representative on behalf of the applicant and consideration of the advice of the Clerk, the Committee agreed to grant a Temporary Licence for a period of six weeks, subject to the applicant submitting their Unique Tax Reference Number to the satisfaction of the Clerk and to further delegate authority to the Clerk to grant the application on this basis.

- (v) There was submitted an application by Mr J I for a Taxi Driver's Licence.

The Committee gave consideration to a letter of objection which had been submitted by the Chief Constable relevant to this application. Thereafter, having heard a representative of the Chief Constable, a representative on behalf of the applicant and the applicant on their own behalf, the Committee agreed that the application be refused.

(e) TAXI DRIVER'S LICENCE - SUSPENSION HEARING

- (i) Reference was made to Article IV(e)(iii) of the minute of meeting of this Committee held on 29th March, 2012, wherein it was agreed to adjourn the hearing in relation to the alleged conduct of Mr F A during the currency of his Taxi Driver's Licence to await the outcome of court proceedings and to continue with the immediate suspension of the Taxi Driver's Licence held by Mr F A in the intervening period with immediate effect.

The Committee noted that the licence holder was not present and agreed that the matter be considered in their absence.

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr F A during the currency of his Taxi Driver's Licence. The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable. Thereafter, having heard a representative of the Chief Constable, the Committee agreed to adjourn the hearing until the September meeting of the Committee to allow for court proceedings to be concluded and to continue with the suspension of the Taxi Driver's Licence held by Mr F A in the intervening period with immediate effect.

- (ii) Reference was made to Article IV(e)(vi) of the minute of meeting of this Committee held on 29th March, 2012, wherein it was agreed to adjourn the hearing in relation to the alleged conduct of Mr C D during the currency of his Taxi Driver's Licence and to continue with the suspension of the Taxi Driver's Licence held by Mr C D in the intervening period with immediate effect.

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr C D during the currency of his Taxi Driver's Licence. The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable. Thereafter, having heard a representative of the Chief Constable, the Committee agreed to further adjourn the hearing until the September meeting of the Committee to await the outcome of court proceedings and to continue with the immediate suspension of the Taxi Driver's Licence held by Mr C D in the intervening period with immediate effect.

- (iii) Reference was made to Article I(b)(i) of the minute of meeting of the Licensing Sub-Committee held on 29th March, 2012, wherein it was agreed to hold a hearing in relation to the alleged conduct of Mr F K during the currency of his Taxi Driver's Licence.

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr F K during the currency of his Taxi Driver's Licence. The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable. Thereafter, having heard a representative of the Chief Constable, a representative on behalf of the applicant and consideration of the advice of the Legal Officer, the Committee agreed that no further action be taken and that the licence holder be issued with a warning as to his future conduct.

- (iv) Reference was made to Article IV(e)(viii) of the minute of meeting of this Committee held on 29th March, 2012, wherein it was agreed to adjourn the hearing in relation to the alleged conduct of Mr G K during the currency of his Taxi Driver's Licence and to continue with the immediate suspension of the Taxi Driver's Licence held by Mr G K in the intervening period with immediate effect.

The Committee noted that the licence holder was not present and agreed that the matter be considered in their absence.

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr G K during the currency of his Taxi Driver's Licence. The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable. Thereafter, having heard a representative of the Chief Constable, the Clerk and consideration of the advice of the Legal Officer, the Committee agreed to suspend the Taxi Driver's Licence held by Mr G K for the unexpired portion of the licence until 31st May, 2014.

- (v) Reference was made to Article I(b)(ii) of the minute of meeting of the Licensing Sub-Committee held on 29th March, 2012, wherein it was agreed to hold a hearing in relation to the alleged conduct of Mr M M during the currency of his Taxi Driver's Licence.

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr M M during the currency of his Taxi Driver's Licence. The Committee noted that the licence holder was not present and agreed to adjourn the hearing until the meeting of this Committee to be held on 28th June, 2012 to allow the licence holder to be present.

- (vi) Reference was made to Article I(a) of the minute of meeting of the Licensing Sub-Committee held on 2nd February, 2012, wherein it was agreed to hold a hearing in relation to the alleged conduct of Mr S M during the currency of his Taxi Driver's Licence.

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr S M during the currency of his Taxi Driver's Licence. The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable. Thereafter, having heard a representative of the Chief Constable, the Committee agreed that no further action be taken and that the licence holder be issued with a verbal warning as to their future conduct.

- (vii) Reference was made to Article I(a) of the minute of meeting of the Licensing Sub-Committee held on 2nd February, 2012, wherein it was agreed to hold a hearing in relation to the alleged conduct of Mr B W during the currency of his Taxi Driver's Licence.

There was submitted a letter of information from the Chief Constable relevant to the alleged conduct of Mr B W during the currency of his Taxi Driver's Licence. The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable. Thereafter, having heard a representative of the Chief Constable and a representative on behalf of the licence holder, the Committee agreed that no further action be taken and that the licence holder be issued with a verbal warning.

(f) TAXI DRIVER'S/TAXI OPERATOR'S LICENCE - SUSPENSION HEARINGS

- (i) Reference was made to Article IV(e)(i) of the minute of meeting of this Committee held on 29th March, 2012, wherein the Committee agreed to adjourn the hearing in relation to the alleged conduct of Mr B A during the currency of his Taxi Driver's Licence and Taxi Operator's Licence to allow a further complaint from the Environmental Compliance Manager to be heard at the same time.

The Committee gave consideration of the content of the letters of information which had been submitted by a member of the public and the Environmental Compliance Manager relevant to the alleged conduct of Mr B A during the currency of his Taxi Driver's and Taxi Operator's Licences. The Committee noted that the member of the public who had complained was not present and agreed that the matter be considered in their absence. Thereafter, having considered the advice of the Legal Officer, the Committee agreed that no action be taken on the complaint submitted. Thereafter, the Committee, having heard the Environmental Compliance Manager, the licence holder on their own behalf and consideration of the advice of the Legal Officer in relation to the complaint submitted by the Environmental Compliance Manager, agreed to suspend the Taxi Driver's Licence held by Mr B A for a period of three months and that no further action be taken in relation to the Taxi Operator's Licence held by Mr B A.

- (ii) Reference was made to Article I(a)(iii) of the minute of meeting of the Licensing Sub-Committee held on 29th March, 2012, wherein the Committee agreed to hold a hearing in relation to the alleged conduct of Mr J C during the currency of his Taxi Driver's and Taxi Operator's Licences.

The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable relevant to the alleged conduct of the licence holder. Thereafter, having heard a representative of the Chief Constable, the Committee agreed that no further action be taken.

- (iii) Reference was made to Article I(a)(ii) of the minute of meeting of the Licensing Sub-Committee Committee held on 29th March, 2012, wherein the Committee agreed to hold a hearing in relation to the alleged conduct of Mr C K during the currency of his Taxi Driver's and Taxi Operator's Licences.

The Committee noted that the licence holder was not present and agreed to adjourn the hearing until the meeting of this Committee to be held on 28th June, 2012 to allow the licence holder to be present.

(g) TAXI OPERATOR'S LICENCE - REQUEST FOR VARIATION

Reference was made to Article IV(g) of the minute of meeting of this Committee held on 29th March, 2012, wherein it was agreed to defer consideration of the application by Mr B M for variation to his Taxi Licence conditions to allow the Plant and Vehicle Officer to comment and for OHSAS to submit a report.

There was submitted a report from the Plant and Vehicle Officer and OHSAS relevant to this application. There was also submitted an ergonomics report by the applicant in support of their application. The Committee gave consideration to the content of all documentation submitted. Thereafter, having heard the Legal Officer, an agent on behalf of the licence holder, the Plant and Vehicle Officer, the licence holder on their own behalf and consideration of documentary evidence submitted in support of the application, the Committee agreed that the application for variation be granted as requested, subject to the condition that the licence holder be the only driver of the vehicle whilst it was operated as a taxi.

(h) HOUSES IN MULTIPLE OCCUPATION - NEW APPLICATIONS

There were submitted two applications for a Houses in Multiple Occupation Licence, one application was submitted by Miss I G and the other was submitted by Miss I G and Miss C D. The Committee, having heard an agent on behalf of the applicants, a representative of the Housing Department and a representative on behalf of the applicants and consideration of the advice of the Clerk and the Legal Officer, agreed that the applications be granted.

Stewart HUNTER, Convener.

APPENDIX I

At a MEETING of the **LICENSING SUB-COMMITTEE** held at Dundee on 29th March, 2012.

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 DRIVER'S AND TAXI OPERATOR'S LICENCES - REQUESTS FOR HEARINGS

- (i) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr T A 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 the representative of the Chief Constable, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr T A to be the holder of a Taxi Driver's Licence and Taxi Operator's Licence.

- (ii) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr C K 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 the representative of the Chief Constable and consideration of the advice of the Legal Officer, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr C K to be the holder of a Taxi Driver's Licence and Taxi Operator's Licence.

- (iii) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr J C 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 and consideration of the advice of the Legal Officer, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr J C to be the holder of a Taxi Driver's Licence and Taxi Operator's Licence.

- (iv) There was submitted a letter of information from the Environmental Compliance Manager relative to the alleged conduct of Mr B A during the currency of his Taxi Driver's Licence.

The Sub-Committee gave consideration to the content of the letter submitted by the Environmental Compliance Manager. Thereafter, having heard the Environmental Compliance Manager, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr B A to be the holder of a Taxi Driver's Licence.

(b) TAXI DRIVER'S LICENCE - REQUEST FOR HEARING

- (i) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr F K 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 the representative of the Chief Constable and consideration of the advice of the Legal Officer, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr F K to be the holder of a Taxi Driver's Licence and Taxi Operator's Licence.

The Convener agreed that the undernoted item of business be considered as a matter of urgency in terms of Standing Order Number 17(b) in view of the timescales.

- (ii) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr M M 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, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr M M to be the holder of a Taxi Driver's Licence.

Roderick A J WALLACE, Convener.

APPENDIX II

At a MEETING of the **LICENSING SUB-COMMITTEE** held on 2nd May, 2012 at Dundee.

Present:-

Baillie Roderick A J WALLACE
Councillor Elizabeth F FORDYCE
Councillor Ken LYNN

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

Unless marked thus * all items stand delegated.

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

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 paragraphs 3, 6 and 9 of Part I of Schedule 7A of the Act.

I CIVIC GOVERNMENT (SCOTLAND) ACT 1982

(a) TAXI DRIVER'S LICENCE - REQUEST FOR SUSPENSION

There was tabled a letter of information on behalf of the Chief Constable relative to the alleged conduct of Mr G 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 and consideration of the advice of the Legal Officer, the Sub-Committee agreed that the Taxi Driver's Licence held by Mr G F be suspended with immediate effect and that a hearing be held at the meeting of the Licensing Committee on 7th June, 2012 in relation to the fitness of Mr G F to be the holder of a Taxi Driver's Licence.

Roderick A J WALLACE, Convener.

At a MEETING of the **DUNDEE CITY COUNCIL** held at Dundee on 11th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS
Helen WRIGHT

Derek J SCOTT
Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL
Will DAWSON
Stewart HUNTER

Ken LYNN
Vari MCDONALD
Craig MELVILLE
Gregor MURRAY
Kevin KEENAN
Mohammed ASIF

Laurie BIDWELL
Lesley BRENNAN
Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Richard McCREADY
Norma MCGOVERN
Fraser MACPHERSON

Lord Provost Bob DUNCAN, Convener, in the Chair.

I MINUTES

The undernoted minutes were submitted and noted:-

1. Minute of Local Review Body dated 27th March 2012.
2. Minute of Development Management Committee dated 16th April 2012.
3. Minute of Scrutiny Committee dated 18th April 2012.
4. Minute of Licensing Board dated 19th April 2012.
5. Minute of City Council dated 23rd April 2012.
6. Minute of Education Committee dated 23rd April 2012.
7. Minute of Environment Committee dated 23rd April 2012.
8. Minute of Housing Committee dated 23rd April 2012.
9. Minute of City Development Committee dated 23rd April 2012.
10. Minute of Social Work Committee dated 23rd April 2012.
11. Minute of Policy and Resources Committee dated 23rd April 2012.
12. Minute of Licensing Committee dated 23rd April 2012.
13. Minute of Statutory meeting of Dundee City Council dated 21st May 2012.

II EAST OF SCOTLAND EUROPEAN CONSORTIUM

It was reported that the City Council had been asked to appoint a representative to serve on the above.

The Council agreed to appoint the Convener of City Development or his nominee.

Lord Provost Bob Duncan, Convener.

At a MEETING of the **ENVIRONMENT COMMITTEE** held at Dundee on 11th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS
Helen WRIGHT

Derek J SCOTT
Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL
Will DAWSON

Stewart HUNTER
Ken LYNN
Vari MCDONALD
Craig MELVILLE
Gregor MURRAY
Kevin KEENAN
Mohammed ASIF
Laurie BIDWELL

Lesley BRENNAN
Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Richard McCREADY
Norma MCGOVERN
Fraser MACPHERSON

Craig MELVILLE, Convener, in the Chair.

Items marked thus * stand delegated.

I CONTAMINATED LAND STRATEGY - SITE INVESTIGATION CONTRACTS

There was submitted Report No 212-2012 by the Director of Environment updating the Committee on the projects undertaken in 2011/12 and making recommendation for the continuing implementation of the Council's statutory responsibilities in respect of contaminated land, in particular the letting of contracts for the necessary site investigation works.

The Committee agreed to:-

- (i) note the projects undertaken in 2011/2012 as detailed in Appendix 1 of this report;
- (ii) authorise the City Engineer to accept the most favourable tender for each work package. A summary of all works and tenders would be provided in a subsequent report at the end of the financial year 2012-2013; and
- (iii) approve the expenditure of £89k in financial year 2012-2013 for the purposes of progressing the Contaminated Land Strategy.

II RELOCATION OF MOT AND TAXI TESTING STATIONS

There was submitted Report No 213-2012 by the Director of Environment seeking authority for the relocation and upgrading of the MOT and taxi testing facility from Clepington Road to the Marchbanks Depot.

The Committee approved the proposals to relocate and upgrade the MOT and taxi testing facility and authorised the acceptance of the offer from Gemco Equipment Ltd.

III ENVIRONMENT DEPARTMENT SERVICE PLAN REVIEW

There was submitted Report No 221-2012 by the Director of Environment advising the Committee that the Environment Department was created in July 2011 by amalgamating the four former departments of Contract Services, Waste Management, elements of Leisure and Communities and Environmental Health and Trading Standards, and reviewing the performance of the Department in relation to the three individual Service Plans 2010-2012 of Contract Services, waste Management and Environmental Health and Trading Standards. The review for the former Leisure and Communities Department was the subject of a separate report.

The Committee agreed to:-

- (i) note the content of the individual service plan reviews relevant to the current Environment Department; and
- (ii) note that the Environment Department was drafting a new service plan based on the Council's new plan and structure. The drafting of the plan would include a detailed review of all the existing service plan objectives, which would be set prior to the amalgamation with a view to establishing new objectives commensurate with the department's new structure.

IV DAWSON PARK ENVIRONMENTAL IMPROVEMENTS

There was submitted Agenda Note AN79-2012 advising the Committee that as part of a programme of improvements to Dawson Park, it was proposed:-

- to erect a fence between the car park at the Dunnottar Place entrance and the park to reduce damage to the grass areas caused by indiscriminate parking and vehicle turning; and
- to extend the existing footpath network to connect to the play area.

It was proposed to refurbish and re-use an existing fence recovered from the site clearance at Allan Street Car Park. The cost of undertaking these works would be £6,555 and the Director of Corporate Services advised that these costs could be met from allowances within the Environment Department's Capital Budget 2012-2013.

The Committee approved these proposed improvements and the Director of Environment was instructed to undertake these works.

Craig MELVILLE, Convener.

At a MEETING of the **HOUSING COMMITTEE** held at Dundee on 11th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS
Helen WRIGHT

Derek J SCOTT
Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL
Will DAWSON
Stewart HUNTER

Ken LYNN
Vari MCDONALD
Craig MELVILLE
Gregor MURRAY
Kevin KEENAN
Mohammed ASIF

Laurie BIDWELL
Lesley BRENNAN
Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Richard McCREADY
Norma MCGOVERN
Fraser MACPHERSON

Councillor Jimmy BLACK, Convener, in the Chair.

The minute of meeting of this Committee of 23rd April, 2012 was held as read.

Unless marked thus * all items stand delegated.

I REGISTERED TENANT ORGANISATIONS - ADMINISTRATION GRANTS

There was submitted Agenda Note AN78-2012 requesting grant assistance towards administrative costs for 2012/2013 from the undernoted organisations at the levels outlined:-

Balmoral Tenants' and Residents' Association	£381
Bottom of the Hill Tenants and Residents Association	£305
The Phoenix Association	£455

The Committee agreed to grant assistance as requested.

II STRATEGIC HOUSING INVESTMENT PLAN 2012/2015

There was submitted Report No 165-2012 by the Director of Housing seeking approval of the Strategic Housing Investment Plan 2012/2015.

The Committee approved the content of the Strategic Housing Investment Plan 2012/2015.

III CONSTRUCTION PROCUREMENT PERFORMANCE (HRA CAPITAL PROGRAMMES)

On a reference to Article XIV of the minute of meeting of the Policy and Resources Committee of 1st July, 2009, wherein the Construction Procurement Policy was approved, there was submitted Joint Report No 217-2012 by the City Architect and Director of Housing providing analysis of procurement performance for the delivery of the HRA Capital Programme for the year 2011/2012.

The Committee noted performance on delivery under the procurement policy for the year 2011/2012.

IV HOUSING DEPARTMENT SERVICE PLAN REVIEW 2011/2012

There was submitted Report No 215-2012 by the Director of Housing reviewing and concluding the performance of Housing Department in relation to its Service Plan 2010/2012.

The Committee:-

- (i) noted the contents of Housing Department Service Review; and
- (ii) noted that a new department plan would be drawn up for the period 2012/2017.

V WOMENS INFORMATION ON SECURITY AND HOUSING PROJECT (WISH) - BIG LOTTERY FUND

There was submitted Report No 224-2012 by the Director of Housing informing the Committee of a successful application to the Big Lottery Fund's "Being a Survivor" programme for a "Women's Information on Security and Housing" Project (WISH).

The Committee noted that the Council, in partnership with Dundee Women's Aid, Action for Children Scotland and Barnado's Scotland had been awarded £272,873 over five years.

VI TENDERS RECEIVED

There was submitted Report No 202-2012 by the City Architect detailing tenders received and requesting decisions thereon:-

- (a) 17 BUTTARS PLACE - FIRE DAMAGED REINSTATEMENT

The Committee agreed to a negotiated project with the Environment Department (Construction Services), amounting to £134,000, together with allowances of £4,886 for electric connection charges and £11,390 for professional services, making a total expenditure of £150,276.

- (b) ALPIN ROAD DEVELOPMENT - ENCLOSE GAS PIPES

The Committee agreed to a negotiated project with the Environment Department (Construction Services), amounting to £114,431.30, together with an allowance of £9,727 for professional services, making a total expenditure of £124,157.96

Jimmy BLACK, Convener.

At a MEETING of the **POLICY AND RESOURCES COMMITTEE** held at Dundee on 11th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS

Helen WRIGHT
Derek J SCOTT

Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL
Will DAWSON

Stewart HUNTER
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Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Richard McCREADY
Norma MCGOVERN
Fraser MACPHERSON

Councillor Ken GUILD, Convener, in the Chair.

The minute of meeting of this Committee of 23rd April, 2012 was held as read.

Unless marked thus * all items stand delegated.

I RELIEF OF RATES - CHARITY RELIEF

There was submitted Report No 222-2012 by the Director of Corporate Services seeking authorisation to grant charity relief on the undernoted non-domestic properties:-

Applicant	Subjects
Insight Counselling Base and Ground 15 South Tay Street DUNDEE	Office, Base and Ground 15 South Tay Street DUNDEE
Insight Counselling Base and Ground 15 South Tay Street DUNDEE	Office, Basement 15 South Tay Street DUNDEE
Gowrie Care Ltd 1 Explorer Road DUNDEE	Office 29B David Street Broughty Ferry DUNDEE
T.F.C.R Ltd, t/a Tayside Recyclers Units 1 & 2 South Dudhope Mill Douglas Street DUNDEE	Workshop Unit 6 83 Douglas Street DUNDEE

The Committee approved accordingly.

II DUNDEE COMMUNITY REGENERATION FUND 2011/2012

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

Lord Provost Duncan and Councillor Hunter declared a non-financial interest in this item by virtue of being members of Camperdown Parish Church.

There was submitted Report No 225-2012 by the Chief Executive relative to the above.

The Committee approved the funding process and proposals contained in Section 5.2 of the report appended hereto. (Appendix 1).

III SOLAR CITIES SCOTLAND

Depute Lord Provost Roberts declared a non-financial interest in this item by virtue of being the Council's representative on SOLAR Cities Scotland.

There was submitted Report No 179-2012 by the Chief Executive recommending the award of funding of up to £30,000 to enable Solar Cities Scotland to continue to progress an application for further funding from Keep Scotland Beautiful in conjunction with other funding applications. It would also ensure the delivery of the annual conference on 15th June, 2012.

In view of the timescales involved, it was noted that this report had been approved by the Chief Executive in consultation with the Convener and Spokespersons from the Labour, Conservative and Liberal Democrats and was therefore submitted for information and record purposes.

IV POLICE REFORM - PATHFINDER PROJECT FOR LOCAL SCRUTINY AND ENGAGEMENT

Councillor Macpherson declared a non-financial interest in this matter by virtue of his brother being a police officer involved in this project.

On a reference to Article XI of the minute of meeting of this Committee of 23rd January, 2012, there was submitted Report No 175-2012 by the Chief Executive recommending the trialling of new arrangements for local scrutiny and engagement with the Police as part of a pathfinder project in preparation for the establishment of a Scottish Police Service.

The Committee:-

- (i) noted that Dundee had been accepted as a pathfinder to trial new local scrutiny and engagement arrangements with the Police in preparation for the establishment of a Scottish Police Service;
- (ii) agreed that, as part of the pathfinder project, the remit of the Policy and Resources Committee should be extended to include approval of the Local Policing Plan and scrutiny of Police performance reports, with additional quarterly meetings of the Committee being arranged to allow sufficient time for discussion;
- (iii) noted that the local Police Commander would brief members on a strategic assessment, consult with members on a draft Local Policing Plan, provide reports on the force's performance for the scrutiny of members and formally submit the Local Policing Plan for approval, in line with the provisional timetable set out in paragraph 5.9 of the report; and
- (iv) remitted to the Chief Executive to bring forward a report evaluating Dundee's pathfinder, and the outcome of pathfinders in other areas, to inform a decision on the longer-term structures for scrutiny and engagement with both the Police and Fire and Rescue services.

V RECESS SUB-COMMITTEE

There was submitted Agenda Note AN85-2012 intimating that the Council's Recess commenced on 30th June, 2012 and ended on 11th August, 2012.

To facilitate the smooth continuous conduct of the Council's business, it was proposed that a Recess Sub-Committee of the Council be set up to deal with matters of an urgent nature which the Chief Executive or Head of Democratic and Legal Services believed could not wait for the next ordinary meeting of the Committee concerned during that period. The Committee approved the undernoted operating arrangements:-

- (i) Membership - 4 members of the Administration, 2 members of the Labour Group and Bailie Borthwick.
- (ii) Chair - Leader of the Administration or nominee.
- (iii) Substitutes - in terms of Standing Order No 45(3) it shall be competent for substitutions to be intimated and effected for individual meetings.
- (iv) Quorum - 3 members.
- (v) Dates - to be arranged on a Monday when required.
- (vi) Remit - to deal with any urgent business arising during the recess period.
- (vii) Power - full delegated powers to deal with business laid before it.

VI ASSURANCE AND IMPROVEMENT PLAN UPDATE 2012/2015

There was submitted Report No 206-2012 by the Director of Corporate Services providing elected members with an update on the Assurance and Improvement Plan 2012/2015 that was recently issued by Audit Scotland on behalf of the various regulatory bodies responsible for scrutinising the services provided by the Council.

The Committee noted the information contained within the report and the Assurance and Improvement Plan Update 2012/2015 appended thereto.

VII AN OVERVIEW OF LOCAL GOVERNMENT IN SCOTLAND - CHALLENGES AND CHANGES 2012

There was submitted Report No 205-2012 by the Director of Corporate Services providing elected members with a summary of the above national study that had been undertaken by Audit Scotland on behalf of the Accounts Commission.

The Committee noted the key findings arising from this national study, including Appendix 1 to the report, which identified key areas for both new and returning elected members to consider and assess where further action points may be required.

VIII SUPPLY OF IT EQUIPMENT

There was submitted Report No 193-2012 by the Head of Information Technology relative to the above.

The Committee noted the IT purchases amounting to £696,886 for the period 1st October, 2011 to 18th May, 2012 and approved ongoing engineering maintenance costs of £38,997 per annum.

IX COUNTER-FRAUD REPORT - AS AT 31ST MARCH, 2012

There was submitted Report No 209-2012 by the Director of Corporate Services informing elected members on the Revenue Division's Housing Benefit and Council Tax Benefit Counter-Fraud activity as at 31st March, 2012.

The Committee approved the performance report.

X ANTI-FRAUD AND CORRUPTION POLICY AND THE BENEFIT SANCTION POLICY

After considering Report No 208-2012 by the Director of Corporate Services relative to the above, the Committee approved the revised Anti-Fraud and Corruption Policy and the Benefit Sanction Policy.

XI DUNDEE STRATEGY FOR THE SAFE USE OF ELECTRONIC COMMUNICATIONS

There was submitted Report No 186-2012 by the Director, Leisure and Communities detailing the work undertaken in developing a Dundee E-Safety Strategy and Action Plan 2012/2015 linked to the Child Protection Inspection in February 2012.

The Committee:-

- (i) approved the Dundee Strategy for the Safe Use of Electronic Communications (E-Safety Strategy) and Action Plan 2012/2015;
- (ii) agreed that the Dundee Community Safety Partnership lead the implementation of E-Safety Strategy and Action Plan;
- (iii) confirmed the Community Safety Manager as Dundee City Council's E-Safety Lead Officer;
- (iv) agreed to the formation of a Dundee E-Safety Group comprising representatives from Dundee City Council and its partner agencies; and
- (v) referred the report to the Dundee Partnership Management Group for their endorsement.

XII ADMINISTRATIVE GRANTS TO COMMUNITY COUNCILS AND NEIGHBOURHOOD REPRESENTATIVE STRUCTURES 2012/2013

Councillor Hunter declared a non-financial interest in this item by virtue of being a member of Ardler Village Trust.

There was submitted Report No 190-2012 by the Director, Leisure and Communities seeking approval of the payment of administrative grants for the financial year 2012/2013 to Community Councils and Neighbourhood Representatives Structures in existence or established during the year.

The Committee agreed that:-

- (i) administrative grants be awarded to all Community Councils currently in existence or established during 2012/2013 in accordance with the Council's Revised Scheme for the Operation of Community Councils;
- (ii) administration grants be also 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; and

- (iv) community councils or neighbourhood representative structures established beyond 1st April, 2012 would only be eligible for a grant for the part of the year from their inception.

XIII SERVICE LEVEL AGREEMENT BETWEEN DUNDEE COMMUNITY SAFETY PARTNERSHIP AND TAYSIDE POLICE

There was submitted Report No 192-2012 by the Director, Leisure and Communities providing information on the impact of the Service Level Agreement (SLA) between the Dundee Community Safety Partnership and Tayside Police. The report also highlighted an area of weakness in performance in relation to the DUNCAN initiative which had been addressed and would be subject to ongoing monitoring and evaluation.

The Committee:-

- (i) noted the contents of the SLA monitoring report for the period 2011/2012, including the areas of high performance which had had a positive impact on local communities and the area of concern around the DUNCAN initiative; and
- (ii) agreed to a review of the DUNCAN initiative process, inputs and outputs and a further period of monitoring and evaluation.

XIV CAMPERDOWN HOUSE - FUTURE USE STRATEGY

There was submitted Report No 198-2012 by the Director, Leisure and Communities providing a briefing on the options for the future use of Camperdown House.

The Committee:-

- (i) noted the options for the future strategy of Camperdown House;
- (ii) instructed the Directors of City Development and Leisure and Communities to collaborate in market testing commercial interest in Camperdown house being used in whole or part as one or a combination of the following: restaurant, boutique hotel and commercial gallery;
- (iii) instructed the Director, Leisure and Communities to consult more widely with other partners to establish their interest in the future operation of Camperdown House; and
- (iv) noted that a further report would be brought back to Committee in order to seek approval for the final preferred option and way forward.

XV JOINT INSPECTION OF SERVICES TO PROTECT CHILDREN AND YOUNG PEOPLE IN THE DUNDEE CITY COUNCIL AREA

On a reference to Article XIX of the minute of meeting of this Committee of 31st October, 2012, there was submitted Report No 223-2012 by the Chief Executive informing the Committee of the outcome of the recent inspection of child protection services and seeking the Committees direction in respect of ongoing improvements.

The Committee:-

- (i) noted the contents of the report published by the Care Inspectorate;
- (ii) directed the Chief Executive to work alongside his fellow Chief Officers from NHS Tayside and Tayside Police, to oversee and review the Child Care and Protection Committee's ongoing development and implementation of improvement plans that incorporate key learning points from the Care Inspectorate's report; and

- (iii) approved the proposal that the Best Value Review of Child Protection became part of the wider Best Value Review of Children's Services.

It has been agreed that the Items XVI and XVII be considered as a matter of urgency in terms of Standing Order No 17(b) in view of the timescales involved.

XVI SUMMER SWIMMING PILOT - LOCHEE PATHFINDER

There was submitted Report No 237-2012 by the Chief Executive providing a number of promotional swimming opportunities for families and young people who attended primary school in the Lochee Ward during the 2012 school summer holidays.

The Committee approved the Summer Swimming Pilot project for families and young people in the Lochee Ward.

XVII ASSOCIATION OF DIRECTORS OF SOCIAL WORK - ANNUAL CONFERENCE AND EXHIBITION

It was reported that the Annual Conference of the Association of Directors of Social Work would be held in Crieff on 20th June and 21st June, 2012 with the theme "innovation, integration and transformation".

Councillor Guild, seconded by Councillor Hunter, moved that the Convener of Social Work and Health and the Shadow Convener of Social Work and Health be authorised to attend at a cost of £395 per delegate excluding travel and subsistence.

As an amendment Bailie Scott, seconded by Councillor Macpherson, moved that no elected member be authorised to attend.

On a division, there voted for the motion - Councillors Guild, Alexander, Black, Bowes, Campbell, Cordell, Dawson, Hunter, Lynn, McDonald, Melville, Murray, Keenan, Asif, Bidwell, Brennan, Cruickshank, Ferguson, Gordon, McCready, McGovern, Bailies Sawers and Wright and Depute Lord Provost Roberts (24); and for the amendment - Bailies Borthwick and Scott and Councillor Macpherson (3) - Lord Provost Duncan being absent when the vote was taken - whereupon the motion was declared carried.

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 6 and 9 of Part I of Schedule 7A of the Act.

XVI BALDOVIE WASTE TO ENERGY PLANT

After considering Agenda Note AN86-2012 relative to the above, the Committee noted that in view of the timescales involved, the recommendations detailed therein had been approved by the Chief Executive in consultation with the Convener and Spokespersons from the Labour, Conservative and Liberal Democrats and was submitted for information and record purposes.

The Committee noted accordingly.

Ken GUILD, Convener.

APPENDIX I

Applicant	Description of Project	Forum Decision Amount
Coldside Community Forum	To hold a festival/fun day in Hilltown Park for over 400 people of all ages on the 28th July.	£4,767
Active Schools, Education Department	For a week long summer programme consisting of mountain biking, tennis, golf, family fun days and multi-sports camps all held in local schools, for a minimum of 40 local young people.	£850
Creative Learning Team, Education Department	To fund a day trip for 22 Rosebank PS pupils and 10 parent helpers to Pictavia by Brechin. A Knotwork Artist will also work with the children to produce designs which will be printed on clothing for participants and on a school banner. An end of project exhibition will be held in the Verdant Works.	£1,680
Central Youth Work Team, Communities and Policy	To provide additional diversionary activities during the school summer holidays for 35 young people between 10-16 who attend Project Monday and Girls Youth Groups.	£1,197
Boomerang OOSC	To contribute toward a Holiday activity programme for approximately 29 children attending the Out of School Club.	£2,437
Fairfield Sports and Leisure Club	To purchase eight sets of portable goals that will be used by approximately 150 children and young people.	£964
Craigie Community Sports Hub	To contribute towards cost of community fun-day, for 700 people, launching the new Community Sports Hub. Event will include a football tournament and various sporting displays as well as family activities and stalls.	£900
Active Schools, Education Department	For a week long summer programme consisting of mountain biking, tennis, golf, family fun days and multi-sports camps all held in local schools, for a minimum of 40 local young people.	£600
Lochee Local History Group	To set up a Lochee Local Studies section in partnership with Lochee Library and to purchase various equipment for use by the group.	£1,529
Tayside Police	To purchase a range of materials to promote the police's non-emergency number and other methods of contact. These materials will be distributed at community events and schools.	£2,000
HUB Youth Club	To replace the existing pool table at the youth club attended by approximately 40 local young people.	£400
Dundee Women's Aid	To run three 10 week courses on practical cooking skills for 30 women engaged through Dundee Women's Aid in association with Dundee Healthy Living Initiative.	£2,975

Ancrum Plus	To cover running costs for the group for the year, plus involvement in the Festival of Lochee Life, family picnics and a family pantomime. Group has 12 regular members (plus children), all parents and/or carers.	£3,130
Festival of Lochee Life Group	To enable citizens of Lochee and surrounding area to hold a fun day event in the local community. Approximately 1,000 people are expected to take part.	£2,444
Active Schools, Education Department	For a week long summer programme consisting of mountain biking, tennis, golf, family fun days and multi-sports camps all held in local schools, for a minimum of 40 local young people.	£850
Menziesshill Community Centre LMG	To contribute to a local Fun Day during which the Community Centre will host a variety of activities that people in the community have asked for. Approximately 700 people are expected to take part.	£895
Dundee Healthy Living Initiative	To purchase 400 Aquafit tickets from Leisure and Culture Dundee which will subsidise sixty or more people from the local regeneration area to attend these classes.	£880
City Development	To provide handrails at Dryburgh Gardens Sheltered Housing and Camperdown Parish Church, reducing the likelihood of slips/falls and so improving community safety.	£2,498
HUB Youth Club	To contribute towards travel costs for a group trip for 40 young people to M&D's Theme Park.	£375
Dundee Museum of Transport Trust	To purchase materials for, and to extend, marketing and outreach activities including a banner for the recently purchased exhibition caravan promoting the museum.	£1,300
Stobswell Events Group	To support a community festival in Baxter Park that brings together local people with agencies working in the area. Approximately 2,000 people are expected to take part.	£3,381
Stobswell Forum	To fund half the costs for 26 hanging baskets in various locations in Stobswell and employ local social enterprise, the Clean Close Company, to carry out the twice a week watering for three months.	£1,003
Active Schools, Education Department	For a week long summer programme consisting of mountain biking, tennis, golf, family fun days and multi-sports camps all held in local schools, for a minimum of 40 local young people.	£850
Finmill LMG	To hold a community event to celebrate the Queen's Diamond Jubilee, including creative workshops and a themed indoor street party for approximately 60 people.	£604
Mill O'Mains Tenants' and Residents' Association	To engage an environmental artist for 180 hours over the year to engage with approximately 350 people and develop small scale environmental art projects.	£4,750

Mill O'Mains Pavilion	To hold a summer Fun Day including festival rides and entertainment for approximately 450 local people.	£1,446
Finmill LMG	To enable the Fintry Gala to be held with fun activities for children and information stalls for adults. approximately 1,000 people are expected to take part.	£1,550
Mill O'Mains Pavilion	To provide two family trips for approximately 120 people/ 24 family units to Blair Drummond Safari Park and Aberdeen/Codonas.	£1,079
Active Schools, Education Department	For a week long summer programme consisting of mountain biking, tennis, golf, family fun days and multi-sports camps all held in local schools, for a minimum of 40 local young people.	£850
St Mary's Over 55's Group	To provide transportation costs for an evening coach trip to Arbroath for 33 older people.	£200
Bluebells St Mary's	To pay for coach hire for a trip to Braemar Games for approximately 33 older people.	£355
Kirkton Beat	To replace drumming equipment for the group which has approximately 15 children and young people attending each week and also performs at galas and festivals.	£1,000
Young at Heart	To pay for transport costs for a trip to the Burns Cottage in Ayrshire for approximately 33 older people.	£415
Kirkton Community Centre LMG	To provide three weeks of summer activities for 60 young people, including various sport, cultural, arts and crafts, environmental, and healthy eating workshops plus a trip each week.	£2,500
Baldragon Academy	Refurbishment of the kitchen area used by Pupil Support Workers for the break-time drop-in to provide toast and a drink for approximately 120 young people each day. Around 300 young people use the facility in total.	£1,000
Kirkton Newsletter Group	To fund the continuation of the newsletter which aims to keep approximately 3,000 residents of Kirkton informed of events, ongoing activities and developments in the area.	£360
Sidlawview Primary School	To provide equipment for the boys football team to enable them participate in the school primary league. Approximately 20 boys will participate in the team each year.	£530
Kirkton Sheltered Housing	To provide transportation costs for two trips for 40 older people, to St Andrews/Glenrothes and Livingstone/McArthur Glen.	£715
Ardler Village Trust	To contribute to the cost of producing, printing and delivering four editions of the Ardler Village News to 1,200 households.	£1,200

The Attic	To enable three weeks of special summer events for over 100+ young people and a one week residential summer camp for 30 young people to be delivered.	£2,036
St Mary's Fun Day Planning Group	To provide core costs for the St Mary's Fun Day 2012. Approximately 500 people are expected to take part.	£1,424
Kirkton Digital Photography Group	To purchase ink and paper so the group is able to continue to produce images for exhibitions and displays. Benefits eleven group members plus the wider community that visit exhibitions.	£514
St Mary's Community Facility Children's Group	To give 25 local children the chance to go out of St Mary's and enjoy three educational and recreational trips in and around Dundee.	£410
Active Schools, Education Department	For a week long summer programme consisting of mountain biking, tennis, golf, family fun days and multi-sports camps all held in local schools, for a minimum of 40 local young people.	£600
Chuckle Club	To provide transportation costs for 30 older people to visit Loch Katrine.	£265
Young at Heart	To provide transportation costs for a trip to the Highland Heritage Centre in Newtownmore for 33 older people.	£305
Parents for Craigowl	To install further fixed physical play equipment into the Nursery/Early Years playground at Craigowl PS, benefiting approximately 258 children (plus future pupils).	£4,965
The Attic - Clanz Youth Group	To enable an art project with approximately 30 young people, incorporating sign making and a shop front overhaul for 2-6 Beaully Avenue.	£1,260
The Attic	To enable internal refurbishment of 2-6 Beaully Avenue including IT equipment and office, kitchen and meeting room furniture. Premises is expected to be regularly used by 60-70 children, 30+ teens and other community members.	£2,339

At a MEETING of the **CITY DEVELOPMENT COMMITTEE** held at Dundee on 11th June, 2012.

Present:-

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS
Helen WRIGHT

Derek J SCOTT
Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL
Will DAWSON

Stewart HUNTER
Ken LYNN
Vari MCDONALD
Craig MELVILLE
Gregor MURRAY
Kevin KEENAN
Mohammed ASIF
Laurie BIDWELL

Lesley BRENNAN
Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Richard McCREADY
Norma MCGOVERN
Fraser MACPHERSON

Councillor Will DAWSON, Convener, in the Chair.

The minute of meeting of this Committee of 23rd April, 2012 was held as read.

Unless marked thus * all items stand delegated.

I TENDERS RECEIVED BY CITY ENGINEER

There was submitted Report No 200-2012 by the City Engineer detailing tenders received in respect of Dundee Central Waterfront, Tay Station and South Marketgait Bridges - Demolition and Replacement Works.

The Committee agreed to accept the lowest offer from Sir Robert McAlpine in the sum of £2,993,586.47, to which required to be added allowances amounting to £1,006,413.53, giving a total expenditure of £4,000.000.

Will DAWSON, Convener.

At a MEETING of the **ALEXANDER TORRANCE CATHRO BEQUEST COMMITTEE** held at Dundee on 11th June, 2012.

Present:-

Depute Lord Provost Christina ROBERTS

COUNCILLORS

Will DAWSON
Stewart HUNTER

Laurie BIDWELL
Tom FERGUSON

Lesley BRENNAN
Fraser MACPHERSON

Depute Lord Provost Christina ROBERTS, in the Chair.

The minute of meeting of this Committee of 13th June, 2011 was held as read.

Unless marked thus * all items stand delegated.

I APPLICATIONS FOR GRANTS 2011/2012

Councillor Hunter declared a non-financial interest in this item by virtue of his son's membership of the Boys' Brigade.

There was submitted Report No 137-2012 by the Director of Corporate Services 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 2011, the Committee agreed to make the following grants for 2012 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
Home Start	£80
The Factory Skatepark	£80
Home Link Family Support	£80
	<u>£1,000</u>

Depute Lord Provost Christina ROBERTS, Convener.

At a MEETING of the **SCRUTINY COMMITTEE** held at Dundee on 13th June, 2012.

Present:-

Bailie Willie SAWERS

COUNCILLORS

Kevin KEENAN

Richard McCREADY

Fraser MACPHERSON

Jimmy BLACK

Kevin CORDELL

Craig MELVILLE

Councillor Kevin KEENAN, Convener, in the Chair.

The minute of meeting of this Committee of 18th April, 2012 was held as read.

Unless marked thus * all items stand delegated.

I SUMMARY OF EXTERNAL AUDIT REPORTS FOR WHICH ALL GRADES ARE GOOD OR BETTER

There was submitted Report No 197-2012 by the Chief Executive providing a summary of recent external inspection reports which did not require in-depth scrutiny.

The Committee:-

- (i) noted the summaries of recent inspection reports on Law Nursery and Menzieshill Nursery School which received grades of good or better in all areas covered by the inspection; and
- (ii) remitted to the Director of Education to ensure that the Areas for Improvement included in the reports were acted upon, both in relation to the particular services inspected and as guidance on good practice for other services.

II SS PETER AND PAUL RC PRIMARY SCHOOL

There was submitted Report No 229-2012 by the Director of Education reporting on the findings of the HMle inspection of SS Peter and Paul Primary School.

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

- (i) note the contents of this report; and
- (ii) instruct the Director of Education to continue to support the school.

III TURRIFF HOUSE CARE HOME FOR OLDER PEOPLE

There was submitted Report No 227-2012 by the Director of Social Work reporting on the findings of the Social Care and Social Work Improvement Scotland inspections of Turriff House.

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 progress towards improving the service and note the improvement in grades at the February 2012 inspection.

IV COMPLAINTS STATISTICS 2011/2012

There was submitted Report No 191-2012 by the Chief Executive providing the Committee with an analysis of the formal complaints processed through the Council's electronic recording system during 2011/2012.

The Committee:-

- (i) noted the analysis of formal complaints processed through the electronic recording system between April 2011 and March 2012, with comparisons to the figures for 2008/09, 2009/10 and 2010/11;
- (ii) remitted to Chief Officers to ensure that complaints were logged on the system, to analyse complaints about their service and to aim to use lessons learned from complaints to drive service improvements;
- (iii) noted that changes made to processes, training, etc as a result of complaints continue to be summarised as part of the annual report to the Policy and Resources Committee on how the Council uses feedback from customers and service users to improve its service; and
- (iv) noted that local authorities were being asked to adopt a standard model complaints handling procedure, including a set of performance indicators which would form the basis for future statistical reports, details of which would be reported to the Policy and Resources Committee soon.

V USING COST INFORMATION TO IMPROVE PERFORMANCE - ARE YOU GETTING IT RIGHT?

There was submitted Report No 203-2012 by the Director of Corporate Services providing elected members with a summary of the above national study that had recently been issued by Audit Scotland on behalf of the Accounts Commission.

The Committee noted the main findings arising from this national study, including the self assessment checklist that may be useful to help identify key issues and consider improvement actions.

VI AN OVERVIEW OF LOCAL GOVERNMENT IN SCOTLAND - CHALLENGES AND CHANGES 2012

There was submitted Report No 205-2012 by the Director of Corporate Services providing the Committee with a summary of the above national study that had been undertaken by Audit Scotland on behalf of the Accounts Commission.

The Committee noted the key findings arising from this national study, including Appendix 1 of the report which identified key areas for both new and returning elected members to consider and assess where further action points may be required.

VII ASSURANCE AND IMPROVEMENT PLAN UPDATE 2012/2015

There was submitted Report No 206-2012 by the Director of Corporate Services providing elected members with an update on the Assurance and Improvement Plan 2012/2015 that was recently issued by Audit Scotland on behalf of the various regulatory bodies responsible for scrutinising the services provided by the Council.

The Committee noted the information contained within the report and the appended Assurance and Improvement Plan Update 2012/2015.

VIII PUBLIC SERVICE IMPROVEMENT FRAMEWORK

There was submitted Report No 233-2012 by the Performance and Improvement Manager summarising the strengths, areas for improvement and high level performance indicators of each of the services that completed a PSIF assessment between June 2011 and March 2012.

The Committee noted the findings of the PSIF assessments completed to date.

IX INTERNAL AUDIT REPORTS

There was submitted Report No 234-2012 by the Chief Internal Auditor providing the Committee with a summary of the Internal Audit Reports finalised since the last meeting of this Committee.

The Committee agreed to note the information contained within the report.

X INTERIM MANAGEMENT REPORT - YEAR ENDED 31ST MARCH, 2012

There was submitted Report No 245-2012 by the Director of Corporate Services relative to the above.

The Committee noted the KPMG report and approved the agreed management actions in response to the recommendations made by KPMG.

XI INTERNAL AUDIT ANNUAL REPORT 2011/2012

There was submitted Report No 235-2012 by the Chief Internal Auditor summarising the activities of the Council's Internal Audit Service during the period 2011/2012 and providing an opinion on the overall adequacy and effectiveness of the Council's control environment.

The Committee noted the information contained within the report.

XII INTERNAL AUDIT PLAN 2012/2013

There was submitted Report No 236-2012 by the Chief Internal Auditor together with the Internal Audit Plan for 2012/2013.

The Committee agreed to note the information contained within the report and plan.

XIII CORPORATE PERFORMANCE SELF-ASSESSMENT 2011/2012

There was submitted Report No 204-2012 by the Director of Corporate Services advising elected members of the performance of Dundee City Council for the twelve months to 31st March, 2012 as defined by the Key Quarterly Performance Indicators.

The Committee:-

- (i) noted that performance levels for the financial year had generally been maintained or improved; and
- (ii) remitted to all Chief Officers to review the contents of Appendix 1 as it related to their service and consider if there were any indicators for which performance could be improved over the 2012/2013 financial year.

Kevin KEENAN, Convener.

At a MEETING of the **DUNDEE CITY LICENSING BOARD** held at Dundee on 14th June, 2012

Present:-

COUNCILLORS

David BOWES
Stewart HUNTER

Christina ROBERTS
Kevin CORDELL
Gregor MURRAY

Brian GORDON
Georgia CRUICKSHANK

Councillor David BOWES, Convener, in the Chair (from Article II).

I APPOINTMENT OF CONVENER

It was unanimously agreed that Councillor David Bowes be appointed Convener.

II LICENSING (SCOTLAND) ACT 2005

(a) NEW GRANTS

	Premises	Applicant
1	Caffe Borsa Panmure Street Dundee DD1 1ED	Broxburn Ltd

The Board agreed to defer the above application.

2	Collinsons Restaurant Ltd 122-124 Brown Street Broughty Ferry Dundee DD5 1EN	Collinsons Restaurant Ltd c/o Alan J Baillie
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The Board agreed to grant the above application.

3	Garage@14 Lammerton Terrace 14 Lammerton Terrace Dundee DD4 7BW	Roger N Sleigh
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The Board, having heard from the applicant on their own behalf, agreed to grant the above application.

4	Mr G's 166/168 Alexander Street Dundee DD3 7DA	Mehavish Majid
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The Board agreed to grant the above application.

- | | | |
|---|---|---|
| 5 | Tesco Express
Unit 1-4 and 8
Nethergate Business Centre
80 Nethergate
Dundee
DD1 4ER | Tesco Stores Ltd
c/o Hill Brown Licensing
R & J M Hill Brown & Co |
|---|---|---|

The Board, having heard from the Chief Constable's representative, taken into account a letter of objection, and heard from agents on behalf of the applicant and an objector, agreed to grant the above application.

(b) VARIATIONS (MAJOR)

- | | | |
|---|---|------------|
| 1 | Brooks Bar
1st Floor, 124 Seagate
Dundee
DD1 2EY | Bar B4 Ltd |
|---|---|------------|

The Board, having heard from the applicant on their own behalf, agreed to grant a variation to open until 2.30 am Mondays to Sundays and change of name to B4OUT. The Board also stipulated imposition of minimum entry charge for the whole premises.

- | | | |
|---|--|-----------------|
| 2 | Douglas Convenience Store
17 Baluniefield Road
Dundee
DD4 8TU | Mohammad Adrees |
|---|--|-----------------|

The Board agreed to grant a variation to layout plan increasing capacity by approximately 10% to 29.65m².

- | | | |
|---|---|--------------|
| 3 | Jimmy Cheungs Restaurant
7 - 9 Whitehall Street
Dundee
DD1 4AA | LTCW Limited |
|---|---|--------------|

The Board agreed to a variation to amend core hours to commence at 11.30 am Mondays to Sundays, remove films from the Operating Plan, unaccompanied children and young persons to be admitted during core hours and change of premises manager.

- | | | |
|---|--|--|
| 4 | Klozet
73 - 75 Seagate
Dundee
DD1 2EH | Trust Inns Ltd
c/o Young & Partners |
|---|--|--|

The Board, having heard from agents on behalf of the applicant and an objector and taken into account letters of objection, agreed to defer the application for variation to the August meeting of the Board pending a site visit.

- | | | |
|---|---|------------------------|
| 5 | Spar Convenience Store
306 Perth Road
Dundee
DD2 1AU | C J Lang & Son Limited |
|---|---|------------------------|

The Board agreed to a variation to relocate checkout and alcohol sales areas, reducing capacity from 29.5m² to 24.1m².

(c) VARIATION (MAJOR) ON TRANSFER

1	The Fort Hotel 54/62 Fort Street Broughty Ferry Dundee DD5 2AB	The Firm of The Fort Hotel c/o Alan J Baillie Solicitors
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The Board, having heard from an agent on behalf of the applicant and taken account of written objections, the Convener moved to refuse a variation to open until 2 am Fridays and Saturdays. As an amendment, Councillor Cordell moved to grant the variation. On a division, there voted for the motion - the Convener and Councillors Hunter, Roberts and Gordon (4); and for the amendment - Councillors Murray, Cordell and Cruickshank (3) - whereupon the motion was declared carried.

The Board further agreed to issue a statement of reasons.

III RECOMMENDATION FROM DUNDEE LICENSING FORUM AND PROPOSED SUPPLEMENT TO POLICY STATEMENT

There was submitted Agenda Note AN94-2012 informing the Board that the local Licensing Forum had submitted a recommendation to the Board regarding proposed lists of conditions which it would like to see attached to the grant of certain (on-sales) premises licences and occasional licences. These were detailed in an attached letter dated 24th January, 2012 (**Appendix 1**).

The Board agreed to accept the Forum's proposals and that they be made available for consultation with interested parties with a view to being included as a supplement to be Board's Statement of Licensing Policy. The Board further agreed to remit to the Clerk to undertake the necessary consultation and to report back to the Board in due course.

IV PREMISES LICENCES

(a) REQUEST FOR REVIEW HEARING

The Board agreed to a review hearing in respect of Lyrics Bar.

(b) REVIEW HEARING - UPDATE

(i) **Tally's, 11-13 Old Hawkhill**

The Board, having heard from an officer from the Environment Department and an agent on behalf of the premises operator, agreed to take no further action.

(ii) **The Bush Bar, 30 Seagate**

The Board, having heard from an officer from the Environment Department and an agent on behalf of the licensee agreed to take no further action.

V PERSONAL LICENCE

(a) REVIEW HEARING

(i) **Waqas Carim**

The Board, having heard from the Chief Constable's representatives and the licence holder on their own behalf agreed to revoke the licence.

David BOWES, Convener.

APPENDIX 1***DUNDEE LICENSING FORUM***

Secretary to Dundee Licensing Forum
Mrs Anne Singleton
21 City Square
DUNDEE
DD1 3BY

Tel: (01382) 434816

Our Ref: AMS/DCS
Your Ref:

24th January, 2012

Miss Patricia McIlquham
Clerk to the Licensing Board

Dear Madam

Possible Local Mandatory Conditions for On-Sales and Occasional Licences

Over recent months, the Dundee Licensing Forum has given consideration to:-

- possible mandatory conditions on "on-sales" premises regarding the upkeep and condition of fixtures and fittings; and
- possible mandatory conditions on premises for occasional licences, including training of staff and the number of permissions for a single premise; with a view to making a recommendation to the Licensing Board.

The Forum is aware that variations to existing licences are not currently possible; however the Licensing Board is empowered to impose conditions on new licences provided such conditions are not of a more onerous nature than existing mandatory conditions, and are not inconsistent with existing legislation. The Forum therefore would ask the Board to attach the undernoted local mandatory conditions regarding the upkeep and condition of fixtures and fittings, as detailed below:-

1. The premises must be maintained in a clean and hygienic condition.
2. The structure of the premises and the fixtures and fittings associated with the premises must be in a sound condition, must be kept clean and be properly maintained.
3. Where adjustments have been made for disabled persons such as wheelchair lifts, these must be available for use and maintained so that they are safe and operational. Disabled toilets must be kept clear and free from obstruction and not be used for storing equipment such as baby/toddler high chairs.
4. Blocked toilets and urinals must be put out of order and thereafter restored to effective working order as soon as possible.
5. Missing locks or lock catches or ill fitting doors on toilet cubicles must be restored to working order as soon as possible.
6. Matted or ingrained carpets must be thoroughly cleaned by shampooing. Worn carpets that are no longer capable or being cleaned must be replaced.

7. Dirty or stained seating upholstery must be thoroughly cleaned by shampooing. Worn, torn or punctured seating upholstery that is no longer capable of being cleaned must be repaired effectively or replaced.
8. Internal decor including wallpaper, paintwork, window blinds and curtains must be maintained in clean and good condition.
9. The entire premises both internally and externally must be kept free from graffiti.
10. Provide suitable facilities for the appropriate disposal of cigarette/tobacco related litter for the use of patrons who smoke outside the premises.
11. Maintain in a clean condition the areas to the exterior of the premises where patrons smoke. Including removing discarded cigarette/tobacco related litter from the pavement outside the premises.

With regards to occasional licences, the Forum is aware that it is not possible to recommend reductions in the numbers granted but, as training issues were not covered by guidance, however, it would be possible to recommend mandatory training.

The Forum would therefore ask that consideration be given to the attachment of the undernoted training conditions to occasional licences in future:-

Any person working in a capacity which involves that person in

- (a) making sales of alcohol, or
- (b) where alcohol is sold on the premises for consumption on the premises, serving such alcohol to any person

must have received relevant training from a person who at the time of providing the training holds:-

- (i) a personal licence; or
- (ii) a qualification accredited for the purposes of The Licensing (Training of Staff) (Scotland) Regulations 2007 by the Scottish Qualifications Authority.

'Relevant training' in this context means training of at least two hours duration which covers each of the following matters:-

- (1) The licensing objective.
- (2) The definition of 'alcohol' in the Act.
- (3) What constitutes an unlicensed sale.
- (4) The functions of Licensing Standards Officers.
- (5) Licensed hours under Part 5 of the Act.
- (6) Offences under the Act, particularly those involving persons under the age of 18.
- (7) Proof of age under sections 102 and 108 of the Act and the Sale of Alcohol to Children and Young Persons (Scotland) Regulations 2007.
- (8) Test purchasing of alcohol under section 105(2) of the Act.
- (9) Best practice as regards standards of service and refusing service.
- (10) Units of alcohol and the relationship between units and strength of different alcoholic drinks.
- (11) The sensible drinking limits for males and females recommended by the British Medical Association.
- (12) Good practice in managing conflict status.

I trust the Board will give full consideration to these matters and look forward to receiving your response in due course.

Yours faithfully

Anne Singleton
Secretary to the Licensing Forum

At a MEETING of the **DEVELOPMENT MANAGEMENT COMMITTEE** held at Dundee on 18th June, 2012

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS
Helen WRIGHT

Derek J SCOTT
Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL

Will DAWSON
Ken LYNN
Vari MCDONALD
Craig MELVILLE
Gregor MURRAY
Mohammed ASIF
Laurie BIDWELL

Lesley BRENNAN
Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Norma MCGOVERN
Fraser MACPHERSON

David BOWES, Convener, in the Chair.

The minute of meeting of this Committee of 16th April, 2012, was held as read.

Unless marked thus * all items stand delegated.

I PLANNING APPLICATIONS

- (a) 12-00165-FULL - CAR WASH, EAST SIDE OF ANNFIELD STREET, DUNDEE - DEMOLITION OF EXISTING CAR WASH FACILITY AND ERECTION OF 400M² CONVENIENCE STORE WITH ASSOCIATED SERVICING AREAS AND CAR PARKING - FOR MOARK LTD

Councillor Melville declared a non-financial interest in this application by virtue of his previous knowledge of the matter and left the chamber during its consideration.

The Committee acceded to requests which had been received for deputations to address the Committee both in support of and relative to objections to the above application.

After the deputations had stated their cases and answered questions from members of the Committee, they were thanked for their attendance and withdrew.

Thereafter, the Committee refused the application on the grounds that:-

- (i) the application is not supported by and is contrary to Employment Policy 2 of the Dundee and Angus Structure Plan 2001-2016 and Policy 22 of the Dundee Local Plan Review 2005 which seek to protect high amenity economic development areas as the proposed use is not Class 4 and does not meet the exceptions in the Local Plan policy by enhancing the attractiveness of the area for business development. There are no material considerations of sufficient weight which would justify a decision contrary to this;

- (ii) the application is not supported by and is contrary to Policy 45 of the Dundee Local Plan Review 2005 as it fails to satisfy the sequential test as set out in the Policy; the site is not "edge of centre"; the development has the potential to prejudice the vitality and viability of the District Centre; there is no deficiency in the shopping provisions to be addressed; the site has limited access by bus compared to the District Centre and the application fails to comply with other policies in the Plan. There are no material considerations of sufficient weight which would justify a decision contrary to this; and
- (iii) the proposed site layout provides insufficient parking, including disabled spaces, to accommodate the vehicles that this unit would be likely to attract, to the detriment of traffic and pedestrian safety.
- (b) 12-00137-FULL - FOOTPATH AT 118 FORTHILL ROAD, BROUGHTY FERRY, DUNDEE - INSTALLATION OF SHARED TELECOMMUNICATIONS BASE STATION AND ANCILLARY EQUIPMENT - FOR TELEFONICA UK LTD

Councillor Cordell declared a non-financial interest in this application by virtue of knowing some of the objectors.

It was reported that a request had been received for a deputation to address the Committee relative to objections to the above application.

After considering objections received, the Committee refused the application on the grounds that:-

- (i) the proposed development is contrary to Policy 1 - "Vibrant and Sustainable Communities" of the Dundee Local Plan Review 2005 due to the unacceptable adverse environmental impact on the area by reason of the scale, design and location of the structure. There are no material considerations that would justify a departure to the provisions of the Development Plan in this instance;
- (ii) the proposed development is contrary to Policy 1 of Dundee City Council's adopted Non-statutory Planning Policies in relation to Telecommunications Masts and other apparatus as the applicant has failed to provide sufficient justification for the proposed development and has failed to investigate all alternative sites and designs in order to minimise the visual impact of the proposals;
- (iii) the proposed development is contrary to Policy 2 - "Residential Areas" of Dundee City Council's adopted Non statutory Planning Policies in relation to Telecommunications Masts and other apparatus as there is a general presumption against the siting of free standing masts in residential areas and the proposal is not considered to be an exception to that policy as it is not sensitively located and designed; and
- (iv) the proposed development is contrary to Policy 15 - "Mast Sharing and Design Issues" of Dundee City Council's adopted Non statutory Planning Policies in relation to Telecommunications Masts and other apparatus as the scale and design of the shared mast is considered to be out of character with the surrounding area and to be insensitively located in the residential area.

In the circumstances, the Committee declined to hear the deputation.

- (c) 12-00053-FULL - WHITE HORSE INN, HAREFIELD ROAD, DUNDEE - DEMOLITION OF FORMER PUBLIC HOUSE AND ERECTION OF CAFE BISTRO/TAKEAWAY WITH ASSOCIATED OFF-ROAD CAR PARKING - FOR MOLINARO LTD

The Committee acceded to requests which had been received for deputations to address the Committee both in support of and relative to objections to the above application.

After the deputations had stated their cases and answered questions from members of the Committee, they were thanked for their attendance and withdrew.

Thereafter, having considered objections received, the Committee approved the application subject to the conditions recommended by the Director of City Development, and the additional condition (iv), that the proposed cafe/bistro and takeaway shall only be open to customers between 08.00 and 22.00 hours on Mondays through to Saturdays and between 12.00 hours and 22.00 hours on Sundays in the interests of the amenity of nearby residential occupiers.

- (d) 12-00078-FULL - 44 AND 48 CAMPHILL ROAD, BROUGHTY FERRY - ALTERATIONS TO EXISTING DWELLINGS AND CONVERSION OF EXISTING STOREY GARAGE TO DWELLING - FOR MS M VAN DER KUYL

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

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

- (e) 12-00196-FULL - 81 BUTTARS LOAN, DUNDEE - CHANGE OF USE FROM VACANT PUBLIC HOUSE TO THREE RETAIL UNITS - FOR UNITED REAL ESTATE

The Committee acceded to a request for a deputation to be heard relative to objections to the above application. After the deputation had stated its case, it was thanked for its attendance and withdrew.

Thereafter, having considered objections received, Councillor Duncan, seconded by Councillor Asif, moved refusal of the application on the grounds that the application is contrary to Policy 45 of the Dundee Local Plan Review 2005 as the applicant has failed to demonstrate that there are not available sites within the City or District Centres and also the applicant has failed to demonstrate that there is a deficiency in shopping provisions that cannot be met within or on the edge of the City Centre or a District Centre. It is considered that although Policy 42 of the Dundee Local Plan Review 2005 offers support to the upgrading of existing shopping provision at local shopping parades, the contravention of Policy 45 is of significant weight such as to warrant refusal of the application. There are no material considerations that would warrant approval of the application contrary to the terms of Policy 45 of the Dundee Local Plan Review 2005.

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

On a division, there voted for the motion - Lord Provost Duncan, Depute Lord Provost Roberts, Bailies Sawers, Wright and Scott and Councillors Guild, Alexander, Black, Campbell, Cordell, McDonald, Murray, Asif, Bidwell, Brennan, Ferguson, Macpherson (17); and for the amendment - the Convener, Bailie Borthwick and Councillors Dawson, Lynn, Melville, Cruickshank, Gordon and McGovern (8) - whereupon the motion was declared carried.

- (f) 12-00047-FULL - KEILLER COURT, 66 HORSEWATER WYND, DUNDEE - ALTERATIONS TO BLOCK C TO FORM TWO ADDITIONAL FLATS IN ROOFSPACE, AND ALTERATIONS TO THREE OTHER EXISTING FLATS TO PROVIDE ADDITIONAL ACCOMMODATION - FOR CROSSLANE (HAWKHILL) LLP

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

- (g) 12-00150-FULL - PUBLIC HOUSE, 2 WEST PORT, DUNDEE - PAINTING OUTSIDE OF BUILDING - FOR PERTH HOSPITALITY

The Committee approved the application.

- (h) 12-00248-FULL - BLACKNESS LIBRARY, 225 PERTH ROAD, DUNDEE - EXTENSION AT REAR OF BUILDING TO PROVIDE A NEW ACCESS/FIRE ESCAPE STAIR, WHEELCHAIR LIFT AND NEW TOILETS - FOR DIRECTOR OF LEISURE & COMMUNITIES

Lord Provost Duncan and Councillor Gordon declared a non-financial interest in the above application, the former by virtue of being Convener, and the latter a Board member, of Leisure & Culture Dundee.

The Committee approved the application.

II PLANNING APPEAL DECISIONS

There was submitted Agenda Note AN88-2012 advising of the undernoted Planning Appeal decision:-

- (a) 309 STRATHMARTINE ROAD, DUNDEE - INCREASE IN NUMBER OF CHILDREN FROM 12 TO 25 MIXED USE OF DWELLINGHOUSE AND CHILDREN'S DAY NURSERY

Reference was made to Article I(a) of the minute of meeting of this Committee of 19th December, 2011, wherein the above proposal was refused planning permission because the Council considered that:-

- (i) the proposed development was contrary to Policy 19 - "Private Day Nurseries" of the Dundee Local Plan Review 2005 as the use failed to comply due to its location on a heavily trafficked road and the impact that additional vehicles parking on Strathmartine Road would have on pedestrian road safety. There were no material considerations of sufficient strength to justify the granting of planning permission contrary to the policy; and
- (ii) the proposed development was contrary to Policy 1 (Vibrant and Sustainable Communities) of the Dundee Local Plan Review 2005 as the use of this detached house for a mixed use of dwelling and children's day nursery for 25 children failed to comply in respect of parking and traffic movement issues and noise and with other policies in the plan. There were no material considerations of sufficient strength to justify the granting of planning permission contrary to the policy.

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 dismissed.

- (b) UNIT A1, KINGSWAY WEST RETAIL PARK - CONSENT TO DISPLAY ADVERTISEMENT

Reference was made to the decision of the Council on 8th February, 2012, under powers delegated to the Director of City Development, to refuse advertisement consent for the above proposal on the grounds that the proposed advertisement, because of its excessive size, would be detrimental to the visual amenity of the area, detracting from the uniformity of the signage evident in the Retail Park and therefore contrary to Policy 63 (Advertising) of the Local Plan.

It was reported that the decision was subsequently appealed by the applicant under the provisions of Section 182 of the Town and Country Planning (Scotland) Act 1997 and Regulation 21 of the Town and Country Planning (Control of Advertisements) (Scotland) Regulations, and had been dismissed.

III DELEGATED ITEMS

There was submitted Agenda Note AN87-2012 advising that from 22nd March, 2012, 90 applications were decided under delegated powers. Eleven of these applications attracted objections, of these, eight were approved and three were refused.

The Committee noted accordingly.

David BOWES, Convener.

At a MEETING of the **EDUCATION COMMITTEE** held at Dundee on 25th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS

Helen WRIGHT
Derek J SCOTT

Ian BORTHWICK

COUNCILLORS

Ken GUILD

John ALEXANDER

Jimmy BLACK

David BOWES

Bill CAMPBELL

Kevin CORDELL

Will DAWSON

Stewart HUNTER

Ken LYNN

Vari MCDONALD

Craig MELVILLE

Gregor MURRAY

Alan G ROSS

Kevin KEENAN

Mohammed ASIF

Laurie BIDWELL

Lesley BRENNAN

Georgia CRUICKSHANK

Tom FERGUSON

Brian GORDON

Richard McCREADY

Norma MCGOVERN

Fraser MACPHERSON

Monsignor K McCAFFREY

Miss K MANDS

Mr M CHOCHAN

Mr A FORREST

Mrs H MILLAR

Councillor Stewart HUNTER, Convener, in the Chair.

The minute of meeting of this Committee of 23rd April, 2012 was held as read.

Unless marked thus * all items stand delegated.

I CHURCH AND TEACHER REPRESENTATION ON THE EDUCATION COMMITTEE

There was submitted Agenda Note AN89-2012 wherein reference was made to Article IV of the Statutory Meeting of the City Council held on 21st May, 2012 where it was agreed that the current Church and Teacher representatives continue for a further period of six months to allow arrangements to be made for new representatives to be appointed to the Committee.

Nominations had been received on behalf of the Church of Scotland and the Roman Catholic Church.

Miss Kathleen Mands (Church of Scotland)

Very Rev Monsignor Kenneth McCaffrey (Roman Catholic Church)

Both nominees had agreed to abide by the Code of Conduct in accordance with the Standard Commission's Guidance.

The Committee approved the appointments and noted that arrangements would be made for the remaining appointments.

II THIRD RELIGIOUS REPRESENTATIVE ON THE EDUCATION COMMITTEE

There was submitted Agenda Note AN107-2012 wherein reference was made to Article IV of the Statutory Meeting of the City Council held on 21st May, 2012 where it was agreed that the current Church and Teacher representatives continue for a further period of six months to allow arrangements to be made for new representatives to be appointed to the Committee.

In relation to the Third Religious representative, it was recommended that Mr Bashir Chohan, the current Third Religious representative continue in his role for the lifetime of the Council.

Mr Chohan had agreed to abide by the Code of Conduct in accordance with the Standard Commission's Guidance.

The Committee approved the appointment and noted that arrangements would be made for the remaining appointments.

III EDUCATION AT HOME UPDATE 2011/2012

There was submitted Agenda Note AN90-2012 wherein reference was made to Article I of the minute of meeting of the Education Committee of 23rd August, 2010 where it was agreed to delegate to the Director of Education the approval of consent to withdraw children from school in terms of S35 of the Education (Scotland) Act 1980 and for the Director of Education to bring forward updates on the number of children being educated at home.

There were currently 11 young people being educated at home and monitored by the department. Quality Improvement Officers had carried out six reviews and dates had been agreed for the remaining 5 reviews. In addition to the reviews, advice and information regarding the curriculum was also available to the parent or appropriate adult.

The Committee noted the above.

IV SCOTTISH FUTURES TRUST

There was submitted Agenda Note AN104-2012 informing the Committee that Dundee City Council had been invited, along with all other local authorities, to bid for the development of new school buildings as part of Phase 3 of the Scottish Schools for the Future programme. Applications had to be submitted to the Scottish Futures Trust (SFT) by 23rd July, 2012.

The Committee agreed that a bid be made to SFT as part of Phase 3 for a new build programme and shared campus in the Strathmartine area to include:

- a new Baldragon Academy; and
- a new Sidlaw View Primary School, integrated with Jessie Porter Nursery School

In principle, if the bid was successful, SFT would commit two-thirds of the cost of the secondary part of the agreed project, and potentially half of the primary and nursery part, and would expect the local authority to provide the balance of funding.

The Committee noted that the outcome of the bid and a more detailed proposal would be reported back to Committee in due course.

V COLDSIDE - NEW PRIMARY SCHOOL AND COMMUNITY FACILITIES

There was submitted Report No 257-2012 by the Director of Education and Director, Leisure and Communities briefing the Council on proposals for improvements to primary school and community facilities in the Coldside area and setting out the options under consideration.

The Committee:-

- (i) noted the report and instructed the Project Team to progress with consultation on the options, and
- (ii) agreed that the outcome of the informal consultation be reported back to the Education and Policy & Resources Committees in due course and a preferred option identified. The Education Committee would, at that stage, be asked to instruct the Director of Education to consult formally on the preferred option under the terms of the Schools (Consultation) (Scotland) Act 2010.

VI MENZIESHILL - NEW PRIMARY SCHOOL AND COMMUNITY CENTRE

There was submitted Report No 258-2012 by the Director, Leisure and Communities and Director of Education briefing the Council on proposals for improvements to the primary school and community centre in the Menzieshill area and setting out options under consideration for the consultation process.

The Committee:-

- (i) noted the report and instructed the Project Team to progress with consultation on the options; and
- (ii) agreed that the outcome of the informal consultation be reported back to the Education and Policy & Resources Committees in due course and a preferred option identified. The Education Committee would, at that stage, be asked to instruct the Director of Education to consult formally on the preferred option under the terms of the Schools (Consultation) (Scotland) Act 2010.

VII REVIEW OF SCHOOL ESTATE

There was submitted Report No 254-2012 by the Director of Education providing an update of the school estate in Dundee.

The Committee noted the update on the planned and ongoing improvements to the school estate and agreed that an annual update report be brought to this Committee before each summer recess.

VII PROVISION OF FINANCIAL SUPPORT TO VOLUNTARY SECTOR PARTNERS

There was submitted Report No 199-2012 by the Director of Education seeking approval to provide funding to voluntary sector partners for the continued delivery of childcare services.

The Committee approved the award of funding of £60,000 as noted below:-

Voluntary Partner	Breakdown 1st April, 2012 - 31st March, 2013	Total Funding
Home-Start Dundee	Funding to continue service delivery and further increase the number of volunteers to support vulnerable parents and families	£30,000
Sub Total		£30,000
Childcare @ Home	Funding to allow the continued delivery of childcare services at unsocial hours (evening and weekends) to enable parents to access employment or study towards employment	£30,000
Sub Total		£30,000
TOTAL		£60,000

IX PROCUREMENT OF SCHOOL TRANSPORT

There was submitted Report No 246-2012 by the Director of Education and Head of Transportation detailing tenders received for the provision of home to school transport and seeking approval to award contracts.

The Committee agreed to award contracts as detailed in Appendix 1 of the report noted below:-

Contract Reference	Baldragon Academy 101
Accepted Bid (Annual Cost)	£5,700.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Baldragon Academy 102
Accepted Bid (Annual Cost)	£7,220.00
Successful Tenderer	Tay Inter Leasing (Tay Taxis) Ltd

Contract Reference	Ballumbie Primary School 502
Accepted Bid (Annual Cost)	£7,980.00
Successful Tenderer	Tay Inter Leasing (Tay Taxis) Ltd

Contract Reference	Ballumbie Primary School 503
Accepted Bid (Annual Cost)	£4,750.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Ballumbie Primary School 504
Accepted Bid (Annual Cost)	£7,220.00
Successful Tenderer	Tele Taxis Dundee Ltd

Contract Reference	Ballumbie Primary School 601W
Highest Bid (Annual Cost)	£45,600.00
Accepted Bid (Annual Cost)	£17,100.00
Successful Tenderer	Red Line Minicoaches

Contract Reference	Braeview Academy 505
Accepted Bid (Annual Cost)	£2,850.00
Successful Tenderer	Ross Halliday

Contract Reference	Castlepark Centre 103
Accepted Bid (Annual Cost)	£2,660.00
Successful Tenderer	Dundee Private Hire 203020 Ltd

Contract Reference	Claypotts Primary School 506
Accepted Bid (Annual Cost)	£3,800.00
Successful Tenderer	Dundee 505050 Ltd

Contract Reference	Clelington Primary School 507
Accepted Bid (Annual Cost)	£8,740.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Clelington Primary School 508
Accepted Bid (Annual Cost)	£8,740.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Clepington Primary School 509
Accepted Bid (Annual Cost)	£7,980.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Clepington Primary School 510
Accepted Bid (Annual Cost)	£5,700.00
Successful Tenderer	Dundee 505050 Ltd

Contract Reference	Craigie High School 511
Accepted Bid (Annual Cost)	£3,420.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Craigie High School 512
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tele Taxis Dundee Ltd

Contract Reference	Craigie High School 613
Accepted Bid (Annual Cost)	£24,510.00
Successful Tenderer	Airport Travel Dundee Ltd

Contract Reference	Craigie High School 514
Accepted Bid (Annual Cost)	£8,880.60
Successful Tenderer	Dawn McCann

Contract Reference	Craigiebarns Primary School 515
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Dundee 505050 Ltd

Contract Reference	Craigiebarns Primary School 516
Accepted Bid (Annual Cost)	£7,220.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Craigowl Primary School 104
Accepted Bid (Annual Cost)	£6,080.00
Successful Tenderer	Dundee 505050 Ltd

Contract Reference	Craigowl Primary School 105
Accepted Bid (Annual Cost)	£9,120.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Craigowl Primary School 201
Accepted Bid (Annual Cost)	£17,100.00
Successful Tenderer	Red Line Minicoaches

Contract Reference	Eastern Primary School 517
Accepted Bid (Annual Cost)	£4,560.00
Successful Tenderer	Iain Hoon

Contract Reference	Fintry Primary School 518
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Fintry Primary School 519
Accepted Bid (Annual Cost)	£6,650.00
Successful Tenderer	Tele Taxis (Dundee) Ltd
Contract Reference	Fintry Primary School 620
Accepted Bid (Annual Cost)	£24,605.00
Successful Tenderer	Airport Travel Dundee Ltd
Contract Reference	Frances Wright Centre 622W
Accepted Bid (Annual Cost)	£28,310.00
Successful Tenderer	Airport Travel Dundee Ltd
Contract Reference	Frances Wright Centre 623
Accepted Bid (Annual Cost)	£28,310.00
Successful Tenderer	Airport Travel Dundee Ltd
Contract Reference	Frances Wright Centre 624W
Accepted Bid (Annual Cost)	£28,310.00
Successful Tenderer	Airport Travel Dundee Ltd
Contract Reference	Frances Wright Centre 521W
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Frances Wright Centre 625W
Accepted Bid (Annual Cost)	£28,310.00
Successful Tenderer	Airport Travel Dundee Ltd
Contract Reference	Gillburn Road Respite
Accepted Bid (Annual Cost)	£6,460.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Gowriehill Primary School 107
Accepted Bid (Annual Cost)	£7,220.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Gowriehill Primary School 108
Accepted Bid (Annual Cost)	£8,740.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Gowriehill Primary School 202
Accepted Bid (Annual Cost)	£21,850.00
Successful Tenderer	Rowan Travel
Contract Reference	Harris Academy 139
Accepted Bid (Annual Cost)	£7,220.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Harris Academy 140
Accepted Bid (Annual Cost)	£7,980.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Harris Academy 141
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Hillside Primary School 109
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Hillside Primary School 110
Accepted Bid (Annual Cost)	£4,940.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Hillside Primary School 111
Accepted Bid (Annual Cost)	£6,840.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Hillside Primary School 112
Accepted Bid (Annual Cost)	£6,460.00
Successful Tenderer	John Paton

Contract Reference	Kingspark School 113
Accepted Bid (Annual Cost)	£7,980.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Kingspark School 213W
Accepted Bid (Annual Cost)	£26,410.00
Successful Tenderer	Skycabs Direct Ltd

Contract Reference	Kingspark School 114W
Accepted Bid (Annual Cost)	£7,220.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Kingspark School 115W
Accepted Bid (Annual Cost)	£5,320.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Kingspark School 116
Accepted Bid (Annual Cost)	£6,080.00
Successful Tenderer	Britter Taxis

Contract Reference	Kingspark School 117
Accepted Bid (Annual Cost)	£8,740.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Kingspark School 119
Accepted Bid (Annual Cost)	£6,080.00
Successful Tenderer	Murray Clark

Contract Reference	Kingspark School 120W
Accepted Bid (Annual Cost)	£17,100.00
Successful Tenderer	Skycabs Direct Ltd

Contract Reference	Kingspark School 214
Accepted Bid (Annual Cost)	£22,800.00
Successful Tenderer	Sidlaw Executive Travel (Scotland) Ltd
Contract Reference	Kingspark School 216W
Accepted Bid (Annual Cost)	£25,650.00
Successful Tenderer	Airport Travel Dundee Ltd
Contract Reference	Lochee Primary School 122W
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tele Taxis (Dundee) Ltd
Contract Reference	Longhaugh School 528
Accepted Bid (Annual Cost)	£4,180.00
Successful Tenderer	Dundee Private Hire 203020 Ltd
Contract Reference	Menzieshill High School 123
Accepted Bid (Annual Cost)	£9,500.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Menzieshill High School 124
Accepted Bid (Annual Cost)	£3,610.00
Successful Tenderer	Ross Halliday
Contract Reference	Menzieshill High School 125
Accepted Bid (Annual Cost)	£4,180.00
Successful Tenderer	Dundee Private Hire 203020 Ltd
Contract Reference	Menzieshill High School 126
Accepted Bid (Annual Cost)	£5,700.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Morgan Academy 529
Accepted Bid (Annual Cost)	£7,220.00
Successful Tenderer	Tele Taxis (Dundee) Ltd
Contract Reference	Morgan Academy 630
Accepted Bid (Annual Cost)	£24,415.00
Successful Tenderer	Airport Travel Dundee Ltd
Contract Reference	Morgan Academy 531
Accepted Bid (Annual Cost)	£7,980.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Morgan Academy 532
Accepted Bid (Annual Cost)	£9,120.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	Our Lady's Primary School 128
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Our Lady's Primary School 129
Accepted Bid (Annual Cost)	£6,840.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Our Lady's Primary School 130W
Accepted Bid (Annual Cost)	£7,885.00
Successful Tenderer	Alfra Ltd

Contract Reference	Our Lady's Primary School 217W
Accepted Bid (Annual Cost)	£30,400.00
Successful Tenderer	Sidlaw Executive Travel (Scotland) Ltd

Contract Reference	Our Lady's Primary School 218W
Accepted Bid (Annual Cost)	£11,020.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	Rowantree Nursery School 533
Accepted Bid (Annual Cost)	£7,600.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Contract Reference	Rowantree Nursery School 534
Accepted Bid (Annual Cost)	£5,320.00
Successful Tenderer	Philip Taylor

Contract Reference	St Andrews Primary School 535
Accepted Bid (Annual Cost)	£4,940.00
Successful Tenderer	John Paton

Contract Reference	St Fergus Primary School 536
Accepted Bid (Annual Cost)	£10,849.00
Successful Tenderer	Peter Fraser, The People Carrier

Contract Reference	St Fergus Primary School 537
Accepted Bid (Annual Cost)	£6,650.00
Successful Tenderer	Robert Harvey

Contract Reference	St Johns R.C. High School 131
Accepted Bid (Annual Cost)	£5,700.00
Successful Tenderer	Dundee Private Hire 203020 Ltd

Contract Reference	St Johns R.C. High School 133
Accepted Bid (Annual Cost)	£8,740.00
Successful Tenderer	Tele Taxis (Dundee) Ltd

Contract Reference	St Johns R.C. High School 134
Accepted Bid (Annual Cost)	£6,080.00
Successful Tenderer	Dundee 505050 Ltd

Contract Reference	St Johns R.C. High School 219W
Accepted Bid (Annual Cost)	£20,957.00
Successful Tenderer	Airport Travel Dundee Ltd

Contract Reference	St Josephs Primary School 135
Accepted Bid (Annual Cost)	£7,980.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	St Josephs Primary School 136
Accepted Bid (Annual Cost)	£7,980.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	St Ninians Pirmary School NG 137
Accepted Bid (Annual Cost)	£6,460.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd
Contract Reference	St Paul's R.C. Academy 539
Accepted Bid (Annual Cost)	£4,940.00
Successful Tenderer	Dundee Private Hire 203020 Ltd
Contract Reference	St Paul's R.C. Academy 540
Accepted Bid (Annual Cost)	£6,460.00
Successful Tenderer	Tele Taxis (Dundee) Ltd
Contract Reference	St Paul's R.C. Academy 541
Accepted Bid (Annual Cost)	£3,040.00
Successful Tenderer	Graham Moffat
Contract Reference	St Vincent's Primary School 542
Accepted Bid (Annual Cost)	£6,460.00
Successful Tenderer	Gordon Davidson
Contract Reference	St Vincent's Primary School 543
Accepted Bid (Annual Cost)	£4,750.00
Successful Tenderer	David McIntosh Ltd
Contract Reference	St Vincent's Primary School 544
Accepted Bid (Annual Cost)	£7,600.00
Successful Tenderer	Dundee 505050 Ltd
Contract Reference	Woodlea Children's Centre 138
Accepted Bid (Annual Cost)	£8,360.00
Successful Tenderer	Tay Inter Leasing Taxis Ltd

Stewart HUNTER, Convener.

At a MEETING of the **CITY DEVELOPMENT COMMITTEE** held at Dundee on 25th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS

Helen WRIGHT
Derek J SCOTT

Ian BORTHWICK

COUNCILLORS

Ken GUILD

John ALEXANDER

Jimmy BLACK

David BOWES

Bill CAMPBELL

Kevin CORDELL

Will DAWSON

Stewart HUNTER

Ken LYNN

Vari MCDONALD

Craig MELVILLE

Gregor MURRAY

Alan G ROSS

Kevin KEENAN

Mohammed ASIF

Laurie BIDWELL

Lesley BRENNAN

Georgia CRUICKSHANK

Tom FERGUSON

Brian GORDON

Richard McCREADY

Norma MCGOVERN

Fraser MACPHERSON

Councillor Will DAWSON, Convener, in the Chair.

The minute of meeting of this Committee of 11th June, 2012 was held as read.

Unless marked thus * all items stand delegated.

I FLOOD RISK MANAGEMENT (SCOTLAND) ACT 2009 - STRATEGIC PARTNERSHIP FOR AN INTEGRATED CATCHMENT STUDY

There was submitted Report No 201-2012 by the Director of City Development advising the Committee of progress toward the production of a Flood Risk Management Plan for the Tay Estuary and Montrose Basin Local Plan District to be delivered in fulfilment of the requirements of the Flood Risk Management (Scotland) Act 2009.

The Committee agreed to:-

- (a) note the progress towards the production of a Flood Risk Management Plan; and
- (b) authorise the Head of Democratic and Legal Services, in consultation with the Director of City Development and the Director of Corporate Services, to agree the terms of and enter into an agreement on behalf of Dundee City Council to participate in a Strategic Partnership for the Integrated Catchment Study.

II CONTINUING MODERNISATION OF THE PLANNING PROCESS

There was submitted Report No 181-2012 by the Director of City Development advising the Committee of the Scottish Government's latest consultation in the continuing modernisation for Planning in Scotland process.

The Committee agreed:-

- (a) the Council's suggested responses to the questions asked in the Consultation Document, as detailed in the Appendix to the report, and;
- (b) to forward these comments to the Scottish Government as Dundee City Council's response.

III VACANT AND DERELICT LAND FUND PROGRAMME, 2012 TO 2013

There was submitted Report No 150-2012 by the Director of City Development advising the Committee that the Scottish Government had confirmed an allocation of £1,168,369.97 to Dundee City Council under the Vacant and Derelict Land Fund (VDLF) for the period 2012-2013.

The Committee agreed to:-

- (a) note that Scottish Government has allocated a further £1,168,369.97 under the Vacant and Derelict Land Fund over the period 2012 to 2013 for projects in Dundee; and
- (b) approve the draft Vacant and Derelict Land Fund programme set out in Appendix 1 to the report as a bid for this fund.

IV DUNDEE PORT ACCESS IMPROVEMENTS - LEGAL AGREEMENT WITH FORTH PORTS

There was submitted Agenda Note AN95-2012, making reference to Article XV of the City Development Committee of 22nd June, 2011 wherein tender acceptance for the above works was approved. In order to complete the construction of the new improved access road from Dundee Port to the Stannergate Bridge, Forth Ports required Dundee City Council to enter into a legal agreement with them for the construction of a temporary access road for construction traffic and emergency vehicles through the Port.

It was reported that, given the limited timescales available, after consultation with the Convener and Group Spokespersons, authority was given for terms and conditions to be agreed with Forth Ports by the Head of Democratic and Legal Services in consultation with the City Engineer and Director of Corporate Services and to sign the Agreement on behalf of the Council.

The Committee noted accordingly and further noted that Dundee City Council were required to meet the reasonable legal costs associated with these Agreements.

V TREE PRESERVATION ORDERS

There was submitted Agenda Note AN96-2012, advising the Committee of the undernoted Tree Preservation Orders:-

(a) 05/2012 - Brackenbrae, Albert Road, Broughty Ferry, Dundee

It was reported that on 2nd March, 2012 the Council made a Tree Preservation Order on the above mentioned site in order to protect the arboreal amenity of the area and no objections had been received.

(b) 06/2012 - Elmgrove House, 315 South Road

It was reported that on 5th March, 2012 the Council made a Tree Preservation Order on the above mentioned site in order to protect the arboreal amenity of the area and no objections had been received.

(c) 07/2012 - 42 Strathern Road, Broughty Ferry, Dundee

It was reported that on 21st March, 2012 the Council made a Tree Preservation Order on the above mentioned site in order to protect the arboreal amenity of the area and no objections had been received.

(d) 04/2012 - 363 Perth Road, Dundee

It was reported that on 28th February, 2012 the Council made a Tree Preservation Order on the above mentioned site, within West End Suburbs Conservation Area, in order to protect the arboreal amenity of the area.

The Council had refused a tree work application to fell a tree located within a conservation area. Therefore under the Town and Country Planning Act the Council were duty bound to serve a Tree Preservation Order.

No objections had been received.

The Committee authorised the Head of Democratic and Legal Services and the Director of City Development to undertake the necessary procedures and confirm the Tree Preservation Orders as detailed at (a) to (d) above.

VI A92 ARBROATH ROAD SAFETY REPORT

There was submitted Report No 159-2012 by the Director of City Development making reference to Article IV of the minute of meeting of this Committee of 23rd January, 2012, wherein the Committee instructed officers to undertake a review of road safety on the A92 between Claypotts junction and Grange Road at the Dundee City Council/Angus Council boundary.

The Committee agreed to:-

- (a) note that officers had undertaken a road safety review of the A92 between Claypotts junction and Grange Road at the Dundee City Council/Angus Council boundary; and
- (b) note the outcomes of the report which determined that the A92 road between Claypotts junction and Grange Road at the Dundee City Council/Angus Council boundary was operating in a safe manner and that the existing pedestrian facilities were appropriate.

VII CHANGES TO RESIDENTS PARKING QUALIFICATION REQUIREMENTS

There was submitted Report No 142-2012 by the Director of City Development relative to a proposal to change the control of Residents Parking Permits.

The Committee approved the preparation of a Traffic Regulation Variation Order to vary the documentation residents were required to produce as proof of residency and vehicle ownership, and to vary the Dundee City Council (Central Area, Dundee) (Controlled Parking Zone) Order 2010, the Dundee City Council (Menziesshill Area, Dundee) (Controlled Parking Zone - Residents Parking Scheme) Order 2003 and the Dundee City Council (Off-Street Car Parks) Order 1996.

VIII LOTHIAN CRESCENT AREA (VARIATION TO WAITING RESTRICTIONS) ORDER 2012

There was submitted Report No 255-2012 by the Director of City Development relative to a request for alterations to waiting restrictions in the Lothian Crescent Area of Dundee due to the recent opening of Ballumbie Primary School.

The Committee approved the preparation of:-

- (a) a Traffic Regulation Variation Order to affect the changes to the waiting restrictions in the Dundee City Council (North-Eastern Area, Dundee) (Waiting and Loading Restrictions) Order 2012; and
- (b) a Variation Order to affect the changes to the waiting restrictions in the Dundee City Council (School Keep Clear Areas) Order 2007.

IX VARIATION TO OFF-STREET CAR PARKS ORDER 2012

There was submitted Report No 180-2012 by the Director of City Development relative to a proposal to promote the necessary Traffic Regulation Order to vary the payment method within Gellatly Street Car Park whilst also adding Olympia Car Park to the existing Order.

The Committee approved:-

- (a) the preparation of the necessary Traffic Regulation Order to vary the payment method within Gellatly Street Car Park from "Pay and Display" to "Payment on Foot" with the Dundee City Council (Off-Street Car Parks) Order 1996; and
- (b) the addition of Olympia Multi-storey Car Park to the existing Dundee City Council (Off-Street Car Parks) Order 1996.

X COUPAR ANGUS ROAD (UNDERPASS) DUNDEE - STOPPING UP

There was submitted Report No 145-2012 by the Director of City Development relative to a proposal to stop up various lengths of footpaths in and around the westmost Coupar Angus Road underpass in Lochee utilising the powers of the Roads (Scotland) Act 1984.

The Committee approved the preparation of a Stopping-Up Order under the powers of the Roads (Scotland) Act 1984 to stop-up lengths of footpaths in the Lochee area of Dundee which would no longer be necessary following the planned regeneration of the Highgate Shopping Centre area, having noted that the area to be stopped up on the plan only included the subway under Coupar Angus Road and excluded the main carriageway of Coupar Angus Road

XI TRAFFIC ORDERS

There was submitted Agenda Note AN97-2012 advising the Committee of the undernoted proposed Traffic Orders:-

- (a) DUNDEE CITY COUNCIL (MILL O'MAINS AREA, DUNDEE) (PHASE II) (STOPPING-UP) ORDER 2012

Reference was made to Article VI of the minute of meeting of this Committee of 27th February, 2012 wherein the Committee authorised the preparation of an Order to stop-up lengths of roads, footpaths and footways situated in the Mill O'Mains area, Dundee to facilitate the construction of a new housing development.

The Order was duly prepared and advertised in the Evening Telegraph and Post and The Edinburgh Gazette, and the relevant statutory undertakers were consulted. No objections had been received.

The Committee therefore authorised and confirmed the Stopping Up Order, and authorised formal publication of the confirmation, after which the Order would become operative.

- (b) DUNDEE CITY COUNCIL (DISABLED PERSONS PARKING PLACES) (OFF-STREET) ORDER 2011

Reference was made to Article II of the minute of meeting of this Committee of 28th September, 2009 wherein the Committee authorised the preparation of an Order to promote proper use of parking spaces that were designed and provided for use only by disabled persons vehicles.

The proposed Order was duly drafted and, during the statutory consultation period, no adverse comments were received.

The Order was duly advertised and there were no objections.

The Committee therefore agreed to make the Order as advertised.

(c) DUNDEE CITY COUNCIL (UNION STREET, DUNDEE) VARIATION TO WAITING RESTRICTIONS) ORDER 2012

Reference was made to Article XI of the minute of meeting of this Committee of 26th March, 2012 wherein the Committee authorised the preparation of an Order to allow additional parking on Union Street due to environmental improvements.

The proposed Order was duly drafted and during the statutory consultation period no adverse comments were received.

The Order was duly advertised and there were no objections.

The Committee therefore agreed to make the Order as advertised.

(d) DUNDEE CITY COUNCIL (RIVERSIDE DRIVE LAY-BY EXTENSION, DUNDEE) (VARIATION OF TRAFFIC REGULATIONS) ORDER 2012

Reference was made to Article X of the minute of meeting of this Committee of 26th March, 2012 wherein the Committee authorised the preparation of an Order to allow for servicing of Dundee Railway Station following the closure of South Union Street and to incorporate the proposed extension of the lay-by.

The proposed Order was duly drafted and during the statutory consultation period no objections were received.

The Committee therefore authorised publication of the Order as drafted.

(e) DUNDEE CITY COUNCIL (WHITFIELD AREA, DUNDEE) (20 MPH ZONE) ORDER 2012

Reference was made to Article IX of the minute of meeting of this Committee of 26th March, 2012 wherein the Committee authorised the preparation of an Order to promote safety in and around the Lothian Crescent area of Whitfield, Dundee due to new facilities and a new primary school (Ballumbie Primary School) which were due to begin opening toward the end of Summer 2012.

The proposed order was duly drafted and during the statutory consultation period no objections were received.

The Committee therefore authorised publication of the Order as drafted.

XII NEW ROADS - ROAD CONSTRUCTION CONSENTS

There was submitted Agenda Note AN98-2012 making reference to Article IV of the minute of meeting of the Policy and Resources Committee of 27th April, 2009 which delegated the grant of road construction consent to the Director of City Development with the proviso that any consents granted be reported to the City Development Committee as soon as practicable thereafter.

It was reported that the undernoted applications had been submitted and the Director of City Development had approved the applications subject to conditions which have been agreed with the applicants:

Location	Ward	Applicant	Revenue Implications per annum	Approval Date
Ardler - Phase 6A (CC11/02)	Strathmartine	Sanctuary Scotland Housing Association	£12,000	12th April, 2012

Drumsturdy Road The Ferry
- Cemetery
Access (CC12/01)

Environment
Department
Dundee City
Council

£550

11th April, 2012

The Committee noted accordingly.

XIV BUSINESS GATEWAY RE-CONTRACTING

There was submitted Report No 228-2012 by the Director of City Development detailing tenders received in respect of the above.

The Committee agreed to accept the offer from ENET, in the total sum of £3,392,500.

The Committee further noted the proposed phasing of the contract as detailed in the report.

XV TENDERS RECEIVED BY CITY ARCHITECT

There was submitted Report No 231-2012 by the City Architect detailing tenders received in respect of the undernoted projects:-

(a) ST MARY'S PRIMARY SCHOOL - UPGRADING WORKS, PHASE 1

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £108,828, to which required to be added allowances amounting to £16,324, giving a total expenditure of £125,152.

(b) ST MARY'S PRIMARY SCHOOL - EXTENSION TO NURSERY PROVISION

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £40,378, to which required to be added allowances amounting to £6,056.70, giving a total expenditure of £46,434.70.

(c) ANCRUM ROAD PRIMARY SCHOOL - UPGRADING WORKS, PHASE 1

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £43,374, to which required to be added allowances amounting to £6,506.10, giving a total expenditure of £49,880.10.

(d) LONGHAUGH PRIMARY SCHOOL - UPGRADING WORKS, PHASE 1

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £53,817, to which required to be added allowances amounting to £8,072.55, giving a total expenditure of £61,889.55.

(e) CLEPINGTON PRIMARY SCHOOL - UPGRADING WORKS, PHASE 1

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £57,785.60, to which required to be added allowances amounting to £8,667.84, giving a total expenditure of £66,453.44.

(f) GLEBELANDS PRIMARY SCHOOL - UPGRADING WORKS, PHASE 1

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £42,741, to which required to be added allowances amounting to £6,411.15, giving a total expenditure of £49,152.15.

(g) GLEBELANDS PRIMARY SCHOOL - ROOF WORKS, PHASE 1

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £50,000, to which required to be added allowances amounting to £7,500, giving a total expenditure of £57,500.

(h) UNIT E, STRATHMARTINE ROAD - REFURBISHMENT OF EXTERNAL ELEMENTS

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £24,163.94, to which required to be added allowances amounting to £3,624, giving a total expenditure of £27,787.94.

(i) MCKINNON CENTRE REFURBISHMENT WORKS

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £1,820,647.64, to which required to be added allowances amounting to £242,610, giving a total expenditure of £2,063,257.64.

(j) RANKINE STREET - HEATING REPLACEMENT

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £97,053.62, to which required to be added allowances amounting to £15,058.04, giving a total expenditure of £112,111.66.

(k) OAKLAND CENTRE - ROOFWORKS

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £85,900, to which required to be added allowances amounting to £12,885, giving a total expenditure of £98,785.

(l) ROCKWELL PRIMARY SCHOOL - WINDOW REFURBISHMENT

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £65,000, to which required to be added allowances amounting to £9,750, giving a total expenditure of £74,750.

(m) BLACKNESS PRIMARY SCHOOL - FORMATION OF CLEANER'S CUPBOARDS

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £25,233, to which required to be added allowances amounting to £3,784.95, giving a total expenditure of £29,017.95.

(n) DCA - WATERPROOFING WORKS

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £33,868, to which required to be added allowances amounting to £5,080.20, giving a total expenditure of £38,948.20.

(o) DUNDEE ICE ARENA - PA SYSTEM UPGRADING WORKS

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £11,427, to which required to be added allowances amounting to £1,714.05, giving a total expenditure of £13,141.05.

(p) LAW NURSERY - UPGRADE OF SERVERY

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £12,588, to which required to be added allowances amounting to £1,888.20, giving a total expenditure of £14,476.20.

(q) VARIOUS SCHOOLS - ELECTRONIC PERIODIC REPAIRS

The Committee agreed to accept the contract negotiated with the Environment Department in the sum of £85,000, to which required to be added allowances amounting to £12,750, giving a total expenditure of £97,750.

XVI TENDERS RECEIVED BY CITY ENGINEER

There was submitted Report No 196-2012 by the City Engineer detailing tenders received in respect of the undernoted projects:-

(a) CLEPINGTON PRIMARY SHOOOL - DEMOLITION OF OUTBUILDINGS AND EXTERNAL IMPROVEMENTS

The Committee agreed to accept the lowest offer, from Dundee Plant Co Ltd, in the sum of £39,673, to which required to be added allowances amounting to £17,500, giving a total expenditure of £57,173.

(b) ROCKWELL HIGH SCHOOL - DISPLACED WALL

The Committee agreed to accept the lowest offer, from Land and Building Services, in the sum of £21,046, to which required to be added allowances amounting to £7,600, giving a total expenditure of £28,646.

(c) HIGHGATE, LOCHEE - DEMOLITION

The Committee agreed to accept the lowest offer, from Safedem Ltd, in the sum of £176,671, to which required to be added allowances amounting to £19,329, giving a total expenditure of £278,000.

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 6 and 9 of Part I of Schedule 7A of the Act.

XVII COMMERCIAL LEASES

The Committee noted and approved commercial leases agreed in respect of the undernoted properties:-

Dick McTaggart Centre, Old Glamis Road, Dundee
 18 Mains Loan, Dundee
 Unit 15, Marybank Lane, Dundee
 75 Meadowside, Dundee
 14 Beaully Avenue, Dundee
 214 Blackness Road, Dundee
 82-84 Ballindean Road, Dundee
 Rm 6, 2nd Floor, 61 Reform Street, Dundee
 Unit 5, Alexander Street, Dundee
 Unit 3, Alexander Street, Dundee
 Crows Nest Kiosk and Leisure Facilities, Camperdown Park, Dundee
 Unit 7, Miln Street, Dundee
 2-6 Beaully Avenue, Dundee
 Camperdown Golf Club, Camperdown Park, Dundee
 Site, Wolseley Street, Dundee

XVIII RENT REVIEWS

The Committee noted and approved rent reviews in respect of the undernoted properties:-

70 Ballindean Road, Dundee
2-4 Brownhill Road, Dundee

XIX UNIT J, CHARLES BOWMAN AVENUE, CLAVERHOUSE, DUNDEE

There was submitted Agenda Note AN99-2012 advising that, after consultation with the Convener, Labour Group Spokesperson, Bailies Borthwick and Scott and Councillor Macpherson, approval was granted to lease Unit J, Charles Bowman Avenue, Claverhouse, Dundee, to SafeHouse Habitats (Scotland) Limited on terms and conditions detailed in the note.

Subsequent to this approval, SafeHouse Habitats (Scotland) Limited had requested an option to purchase the premises, and provisional agreement was reached with SafeHouse Habitats (Scotland) Limited to incorporate a tenant's option to purchase the subjects at the end of year two of the lease on terms and conditions detailed in the note.

The Committee approved accordingly.

XX UNIT 6 MILN STREET, DUNDEE

There was submitted Agenda note AN100-2012, advising the Committee that, after consultation with the Convener, Labour Group Spokesperson, Bailies Borthwick and Scott, and Councillor Macpherson, agreement had been reached to grant a rent abatement following water ingress to the above-mentioned premises.

XXI CARNIVALS AT RIVERSIDE PARK AND CAIRD PARK

There was submitted Agenda Note AN101-2012 advising that, after consultation with the Convener, the Labour Group Spokesperson, Bailies Borthwick and Scott, and Councillor Macpherson, consent to operate carnivals at the above sites was granted on the terms and conditions detailed in the note.

Will DAWSON, Convener.

At a MEETING of the **SOCIAL WORK AND HEALTH COMMITTEE** held at Dundee on 25th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS
Helen WRIGHT

Derek J SCOTT
Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL
Will DAWSON
Stewart HUNTER

Ken LYNN
Vari MCDONALD
Craig MELVILLE
Gregor MURRAY
Alan G ROSS
Kevin KEENAN
Mohammed ASIF

Laurie BIDWELL
Lesley BRENNAN
Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Richard McCREADY
Norma MCGOVERN
Fraser MACPHERSON

Councillor Ken LYNN, Convener, in the Chair.

The minute of meeting of this Committee of 23rd April, 2012 was held as read.

Unless marked thus * all items stand delegated.

I CASES SUB-COMMITTEE - RECONSTITUTION

On a reference to Article I of the minute of meeting of 19th August, 2002 there was submitted Agenda Note AN 102-2012 reporting that the Committee required to set up a Cases Sub-Committee the remit of which would be to consider and decide on the provision of care packages exceeding agreed authorised limits and act in all individual cases in terms of the relevant legislation and policy across client groups including:-

- The assistance of older people or those with disabilities or illness and other individuals in need.
- The supervision and care of individuals on probation or release from prison or other forms of detention.
- The care of individual children in need including all arrangements for dealing with individual children in the care of the Council.

The Sub-Committee would comprise three members on the basis of two members of the Administration, and one member of the Labour Group (where practicable).

The Committee agreed to the reconstitution of the Cases Sub-Committee on the terms as outlined in the note.

II CASES SUB-COMMITTEE - MINUTE OF PREVIOUS MEETING

The minute of meeting of Cases Sub-Committee held on 1st May, 2012 was submitted for information and record purposes, a copy of which is attached to this minute as an Appendix.

III ROSEBANK CARE HOME CLOSURE/RE-PROVISIONING

Reference was made to Article V of minute of meeting of this Committee held on 26th September, 2011 wherein an action plan had been agreed to manage the implications of Four Seasons Healthcare's decision to close Rosebank Care Home.

There was submitted Report No 238-2012 by the Director of Social Work appraising the Committee of the reprovisioning arrangements for Rosebank residents.

The Committee agreed:-

- (i) to note the outcome of the reprovisioning of care and support arrangements for the residents of Rosebank Care Home as a consequence of Four Seasons Health Care's decision to close the home; and
- (ii) to note the positive outcomes for people who had moved from Rosebank to more personalised circumstances.

IV STANDARD CHARGES FOR LOCAL AUTHORITY RESIDENTIAL UNITS 2012-2013

There was submitted Report No 239-2012 by the Director of Social Work recommending the level of standard charge to be applied in 2012-2013 for local authority residential accommodation for adults and older people.

The Committee agreed standard charges for local authority residential accommodation as laid out in Appendix 1 of the report.

V OPTIONS APPRAISAL - ELMS SECURE UNIT

There was submitted Report No 241-2012 by the Director of Social Work on the Elms Secure Services outlining the background, history and drivers culminating in this Options Appraisal report. The Options Appraisal Report attached as an appendix to the report detailed three options and sought agreement to the preferred option.

The Committee agreed:-

- (i) to acknowledge the Options Appraisal Report attached as Appendix I of the report;
- (ii) to the contents of the report and the preferred option as outlined in the report to change the use of the secure unit and use alternative secure care providers and create further intake provision to operate alongside Drummond House which was part of the Elms Complex, this new resource having a specialised multi agency approach;
- (iii) that the Director of Social Work bring forward a further report outlining the way forward for the preferred option; and
- (iv) the phased change of use of the Secure Unit at the Elms over the next six months.

VI RE-DEVELOPMENT OF THE ELMS SECURE RESIDENTIAL SERVICE

There was submitted Report No 240-2012 by the Director of Social Work outlining the proposal to design a new service which was committed to strengthening the Social Work Department's work with young people in collaboration with partner agencies and other departments. The report detailed the proposed actions and planning to progress the preferred option as outlined in Article V of this minute.

The Committee agreed:-

- (i) that the Director of Social Work set up a Multi-Agency Development Group to progress the development of a new service from the Elms Residential Unit. This would be led by the Head of Children's Services; and
- (ii) that this group report back to Committee by November 2012 with the detailed proposals for a new service and an implementation plan.

VII FISCAL WORK ORDERS

There was submitted Report No 242-2012 by the Director of Social Work providing an update on progress in implementing Fiscal Work Orders.

The Committee agreed:-

- (i) to note progress made in the implementation of Fiscal Work Orders and ongoing measures being taken with the Crown Office Procurator Fiscal Service; and
- (ii) to instruct the Director of Social Work to provide a further review of progress in twelve months.

Councillor Fraser Macpherson declared a non-financial interest in the undernoted item of business by virtue of his position as Secretary of West End Sport and Heritage Association which involved him in the preparation of the bid referred to in the report.

VIII COMMUNITY PAYBACK ORDERS

Reference was made to Article I of minute of meeting of this Committee held on 24th January, 2011 wherein the implications of the Criminal Justice and Licensing Act (Scotland) 2012 were outlined together with the measures put in place to implement it effectively.

There was submitted Report No 243-2012 by the Director of Social Work providing an update on the operation of Community Payback Orders, in accordance with the requirements of the Criminal Justice and Licensing Act (Scotland) 2010. The Act imposed a duty on local authorities to submit annual reports on the Order and this was the first such report since the legislation was enacted in February 2011.

The Act replaced existing community sentences with a single Order and was intended to simplify sentencing options, provide a robust alternative to short-term imprisonment, reduce re-offending, promote community consultation on unpaid work projects and increase community confidence in the criminal justice system, particularly in respect of offender management.

The Committee agreed:-

- (i) to note the progress made in the implementation and operation of Community Payment Orders;
- (ii) to instruct the Director of Social Work to provide a further report in twelve months; and
- (iii) to instruct the Director of Social Work to provide a report on Women Offenders in August 2012.

IX WHOLE SYSTEM APPROACH TO YOUTH JUSTICE

Reference was made to Article I of minute of meeting of this Committee held on 27th June, 2011 wherein the implementation of Whole System Approach to Youth Justice was outlined.

There was submitted Report No 244-2012 by the Director of Social Work providing an update on progress made in implementing the Whole System Approach to Youth Justice over the last twelve months.

The Committee agreed:-

- (i) to note the progress made in implementing the Whole System Approach in the first year of operation;
- (ii) to instruct the Director of Social Work to provide a further review of the approach in twelve months; and
- (iii) to instruct the Director of Social Work to implement a plan to reduce the number of children and young people admitted to secure care and custody.

X RESETTLEMENT PILOT

There was submitted Agenda Note AN103-2012 reporting that the Government Reducing Re-offending Programme focussed on the four key projects of young people who offend, pre-disposal, effective community disposals and community re-integration in order to reduce re-offending rates and short-term imprisonment.

The community re-integration project focussed on improving the re-integration of short-term prisoners, who were more likely to re-offend on release and receive repeat custodial sentences. In Dundee, typically over 300 adult males would receive short-term prison sentences every year with only about a third electing to receive voluntary support on their release.

The Resettlement Pilot would be delivered by Criminal Justice Social Work and HMP Perth to develop a more co-ordinated and pro-active approach. It consisted of six key stages, from information sharing from the point of sentence; an immediate needs screening on arrival at the prison; a comprehensive needs screening once stabilised; custodial case management; a pre-release review meeting; and community case management. Where necessary, a 7th stage would focus on their return to custody.

The pilot reflected existing work between a dedicated Criminal Justice Female Offenders Team and HMP Cornton Vale. Together, this work would ensure that the needs of male and female short-term prisoners were proactively identified and addressed. As part of this, the Criminal Justice Service was also developing relations with Tayside Police to ensure a more targeted approach towards persistent offenders on release from both prisons.

Criminal Justice Services would receive additional funding of £32,000 to contribute towards delivery of the pilot in 2012-13. The funding would be used to increase capacity within the service; improve information sharing with the prison on offender risks, needs and motivation, enhance engagement with offenders whilst in custody; co-ordinate the involvement of other agencies; and intensify support on release. The pilot would be evaluated and would inform longer-term developments in through care.

The Committee noted the position as outlined in the note.

Ken LYNN, Convener.

At a MEETING of the **CASES SUB-COMMITTEE OF THE SOCIAL WORK AND HEALTH COMMITTEE** held at Dundee on 1st May 2012.

Present:-

Councillor Jim BARRIE
Baillie Helen WRIGHT
Councillor Donald HAY

Councillor Jim BARRIE, 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 item of business on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 3 of Part I of Schedule 7A of the Act.

I **PURCHASE OF PLACEMENT WHICH EXCEEDS THE APPROVED NATIONAL CARE HOME RATE**

There was submitted Report No 178-2012 by the Director of Social Work requesting approval of funding for services required to support one service user at a purpose-built care facility. The nature of the facility and the care provision required was detailed within the report.

The Sub-Committee agreed that a placement be funded for the service user on a permanent basis at the facility which was required to manage the service users longer term needs.

Jim BARRIE, Convener.

At a MEETING of the **HOUSING COMMITTEE** held at Dundee on 25th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS

Helen WRIGHT
Derek J SCOTT

Ian BORTHWICK

COUNCILLORS

Ken GUILD

John ALEXANDER

Jimmy BLACK

David BOWES

Bill CAMPBELL

Kevin CORDELL

Will DAWSON

Stewart HUNTER

Ken LYNN

Vari MCDONALD

Craig MELVILLE

Gregor MURRAY

Alan G ROSS

Kevin KEENAN

Mohammed ASIF

Laurie BIDWELL

Lesley BRENNAN

Georgia CRUICKSHANK

Tom FERGUSON

Brian GORDON

Richard McCREADY

Norma MCGOVERN

Fraser MACPHERSON

Councillor Jimmy BLACK, Convener, in the Chair.

The minute of meeting of this Committee of 11th June, 2012 was held as read.

Unless marked thus * all items stand delegated.

I TENDERS RECEIVED BY CITY ENGINEER

There was submitted Report No 195-1012 by the City Engineer detailing tenders received and requesting a decision thereon:-

(a) DEMOLITION OF DERBY STREET MSD AND 1-56 RUSSELL PLACE, DUNDEE

The Committee agreed to accept the lowest offer from Safedem Ltd, amounting to £1,888,881, together with the undernoted allowances:-

Contingencies	£200,000
Public Utilities	£50,000
Post Demolition Treatment	£30,000
Professional Fees	£160,000
Specialist Explosives Consultant	£50,000
CDM Co-ordinator	£10,000

making a total expenditure of £2,388,881.

II INSTALLATION OF CONTROLLED ENTRIES TO VARIOUS COUNCIL PROPERTIES 2012/2015 FRAMEWORK AGREEMENT

There was submitted Report No 252-2012 by the City Architect detailing tenders received for the Installation of Controlled Entries to Various Council Properties for years 2012/2015 and requesting approval to accept the most economically advantageous tender and enter into negotiations for project Housing Contracts to be reported at a later Committee.

The Committee approved that the Director of Housing enter into a Framework Agreement with McGill Electrical Ltd, Dundee.

Jimmy BLACK, Convener.

At a MEETING of the **POLICY AND RESOURCES COMMITTEE** held at Dundee on 25th June, 2012.

Present:-

Lord Provost Bob DUNCAN

Depute Lord Provost Christina ROBERTS

BAILIES

Willie SAWERS

Helen WRIGHT
Derek J SCOTT

Ian BORTHWICK

COUNCILLORS

Ken GUILD
John ALEXANDER
Jimmy BLACK
David BOWES
Bill CAMPBELL
Kevin CORDELL
Will DAWSON
Stewart HUNTER

Ken LYNN
Vari MCDONALD
Craig MELVILLE
Gregor MURRAY
Alan G ROSS
Kevin KEENAN
Mohammed ASIF

Laurie BIDWELL
Lesley BRENNAN
Georgia CRUICKSHANK
Tom FERGUSON
Brian GORDON
Richard McCREADY
Norma MCGOVERN
Fraser MACPHERSON

Councillor Ken GUILD, Convener, in the Chair.

The minute of meeting of this Committee of 11th June, 2012 was held as read.

Unless marked thus * all items stand delegated.

I FINAL REPORT ON PROGRAMMES AND INDICATORS IN THE COUNCIL PLAN 2010/2012

There was submitted Report No 194-2012 by the Chief Executive providing the final report on the key programmes and performance indicators set out in the Council Plan 2010/2012.

The Committee:-

- (i) noted the progress which had been made on the programmes and indicators included in the Council Plan 2010/2012; and
- (ii) noted that a new Council Plan for 2012/2017 was being prepared and would be brought to Committee for approval after the recess.

II IMPLEMENTATION OF THE MODEL COMPLAINTS HANDLING PROCEDURE FOR LOCAL AUTHORITIES

There was submitted Report No 214-2012 by the Head of Democratic and Legal Services advising the Committee of guidance from the Scottish Public Services Ombudsman on the implementation of a model Complaints Handling Procedure.

The Committee agreed:-

- (a) that the Council adopt the model Complaints Handling Procedure with effect from 1st September, 2012, with the key differences from the current procedure being a change from a three-stage to a two-stage complaints process, more rigorous recording of complaints resolved at the frontline stage, more frequent monitoring of complaints statistics and more systematic recording of lessons learned from complaints;

- (b) that the Head of Public Relations and Corporate Planning Officer be remitted to adapt the standard customer and staff guidance produced by the Scottish Public Services Ombudsman into appropriate leaflets for the public and staff and content for the Council's website and intranet;
- (c) that the Head of Information Technology and the Corporate Planning Officer be remitted to arrange the necessary changes to the electronic complaints recording and monitoring system;
- (d) that departments be asked to identify staff who would benefit from e-learning training modules on the complaints handling procedure and more detailed training on the skills required for complaints investigation;
- (e) that the Corporate Planning Officer be nominated to take part in the SPSO's complaints handlers' network and to share information and good practice from the network across the Council; and
- (f) that relevant Chief Officers be asked to ensure that arms length external organisations and trusts for which they had responsibility were meeting the requirements of the model complaints handling procedure.

III SINGLE OUTCOME AGREEMENT FOR DUNDEE 2012/2017

There was submitted Report No 247-2012 by the Chief Executive regarding the Dundee Partnership's Single Outcome Agreement for Dundee 2012/2017.

The Committee endorsed the Single Outcome Agreement for Dundee 2012/2017 appended to the report.

IV FAIRNESS STRATEGY AND ACTION PLAN FOR DUNDEE

There was submitted Report No 249-2012 by the Chief Executive regarding the Dundee Partnership Fairness Strategy and Action Plan.

Councillor Guild, seconded by Lord Provost Duncan, moved approval of the Fairness Strategy and Action Plan appended to the report.

As an amendment, Councillor Bidwell, seconded by Councillor Brennan, moved that the Committee endorses the For Fairness in Dundee Strategy and Action Plan but is concerned that already swamped advice services will be unable to cope when they are hit with a huge increase in demand as changes to the welfare system are introduced.

Accordingly, it instructs the Leader of the Administration to write to the Cabinet Finance Secretary, John Swinney MSP, to request that he releases the £3.2 million in Barnett consequentials received by the Scottish Government from the UK Government to support free advice services during the period covering major social security benefit changes. This would provide additional resources to support front line advice services in Scotland including our own city.

On a division, there voted for the motion - Councillors Guild, Alexander, Black, Bowes, Campbell, Cordell, Dawson, Hunter, Lynn, McDonald, Melville, Murray, Ross, Bailie Sawers, Lord Provost Duncan and Depute Lord Provost Roberts (16); and for the amendment - Councillors Keenan, Asif, Bidwell, Brennan, Cruickshank, Ferguson, Gordon, McCready, McGovern, Macpherson, Bailies Wright, Borthwick and Scott (13) - whereupon the motion was declared carried.

V COLDSIDE - NEW PRIMARY SCHOOL AND COMMUNITY FACILITIES

On a reference to Article V of the minute of meeting of the Education Committee of 25th June, 2012, there was submitted Report No 257-2012 by the Director of Education and Director, Leisure and Communities briefing the Council on proposals for improvements to primary school and community facilities in the Coldside area and setting out the options under consideration.

The Committee:-

- (i) noted the report and instructed the Project Team to progress with consultation on the options; and
- (ii) agreed that the outcome of the informal consultation be reported back to the Education and Policy and Resources Committees in due course and a preferred option identified. The Education Committee would, at that stage, be asked to instruct the Director of Education to consult formally on the preferred option under the terms of the Schools (Consultation) (Scotland) Act 2010.

VI MENZIESHILL - NEW PRIMARY SCHOOL AND COMMUNITY FACILITIES

On a reference to Article VI of the minute of meeting of the Education Committee of 25th June, 2012, there was submitted Report No 258-2012 by the Director, Leisure and Communities and Director of Education briefing the Council on proposals for improvements to the primary school and community centre in the Menzieshill area and setting out options under consideration for the consultation process.

The Committee:-

- (i) noted the report and instructed the Project Team to progress with consultation on the options; and
- (ii) agreed that the outcome of the informal consultation be reported back to the Education and Policy and Resources Committees in due course and a preferred option identified. The Education Committee would, at that stage, be asked to instruct the Director of Education to consult formally on the preferred option under the terms of the Schools (Consultation) (Scotland) Act 2010.

VII SCOTTISH FUTURES TRUST

On a reference to Article IV of the minute of meeting of the Education Committee of 25th June, 2012, there was submitted Agenda Note AN104-2012 informing the Committee that Dundee City Council had been invited, along with all other local authorities, to bid for the development of new school buildings as part of Phase 3 of the Scottish Schools for the Future programme. Applications had to be submitted to the Scottish Futures Trust (SFT) by 23rd July, 2012.

The Committee agreed that a bid be made to SFT as part of Phase 3 for a new build programme and shared campus in the Strathmartine area to include:-

- a new Baldragon Academy; and
- a new Sidlaw View Primary School, integrated with Jessie Porter Nursery School.

In principle, if the bid was successful, SFT would commit two-thirds of the cost of the secondary part of the agreed project, and potentially half of the primary and nursery part, and would expect the local authority to provide the balance of funding.

The Committee noted that the outcome of the bid and a more detailed proposal would be reported back to Committee in due course.

VIII PERSONNEL DEPARTMENT SERVICE PLAN REVIEW

There was submitted Report No 226-2012 by the Head of Human Resources reviewing the performance of the Personnel Department in relation to its Service Plan 2010/2012 and adding new actions flowing from this review and assessments carried out in the past year.

The Committee:-

- (i) approved the contents of the Personnel Department Service Plan Review and instructed the Head of Human Resources to continue to seek improvement on the level of performance; and
- (ii) approved the actions identified in the review to be included in the Corporate Services Department's Service Plan.

IX DUNDEE FESTIVAL AND EVENTS STRATEGY 2012/2017

There was submitted Report No 251-2012 by the Director, Leisure and Committees advising the Council on the development of the Festival and Events Strategy for the period 2012/2017.

The Committee:-

- (i) noted the draft strategy; and
- (ii) referred the strategy to the Dundee Partnership Management Group for their approval.

X SPORTDUNDEE - APPLICATION FOR GRANT 2011/2013

Lord Provost Duncan, Councillors Campbell and McCready declared non-financial interests in this item by virtue of being Council representatives on SportDundee.

Reference was made to Article XI of the minute of meeting of this Committee of 16th December, 1996, where approval was given to allow SportDundee (previously Dundee City Sports Council) to administer the grant aid scheme on behalf of Dundee City Council.

There was submitted Agenda Note AN105-2012 requesting that £7,714 be allocated to SportDundee for the administration of the SportDundee grant aid scheme for the year 2012/2013.

The Committee approved accordingly.

XI TRANSFER OF GRANT FUNDS FOR MISCELLANEOUS ORGANISATIONS

Lord Provost Duncan, Councillors Hunter, Gordon and McCready declared non-financial interests in this item by virtue of being Council representatives on Leisure and Culture Dundee.

There was submitted Agenda Note AN106-2012, requesting the transfer of the grant funds for miscellaneous organisations amounting to £44,214 to Leisure and Culture Dundee.

The fund included grants for musical organisations such as the RSNO Artists, such as Dundee Visual Arts Award and Sports Grants for Dundee City Sport Council and Dundee City Disability Sports. Leisure and Culture Dundee, in its charitable purposes, was given a remit to support and assist musical, artistic and sporting organisations and individuals. The staff whose role it was to manage these funds and the relationship with partners transferred to Leisure and Culture Dundee when it was established. The Director, Leisure and Communities, in his capacity of Managing Director, Leisure and Culture Dundee had the authority to ensure safe custody and control of the administration of grant funds allocated to Leisure and Culture Dundee. The allocation of the grant fund would be reported to the Leisure and Culture Dundee Board.

The Committee approved accordingly.

XII FOLLOWING THE PUBLIC POUND

After considering Report No 187-2012 by the Director of Corporate Services regarding the Council's guidance on funding, external bodies and Following the Public Pound, the Committee approved the updated guidance and associated appendices relative thereto.

XIII LOCAL CODE OF CORPORATE GOVERNANCE

There was submitted Report No 188-2012 by the Chief Executive reviewing and updating the Council's Local Code of Corporate Governance.

The Committee:-

- (i) approved the review and updated the Local Code of Corporate Governance as detailed in Appendix 1 of the report;
- (ii) approved the implementation of the improvements listed in Appendix 2 of the report;
- (iii) noted the scores recorded against the guidelines in Appendix 3 of the report; and
- (iv) agreed that the Code be updated as a project on the internet.

XIV CORPORATE PLANNING DEPARTMENT SERVICE PLAN REVIEW

There was submitted Report No 250-2012 by the Chief Executive relative to the above.

The Committee approved the contents of the Corporate Planning Department Service Plan Review and noted that new service plans were being drawn up based on the Council's new plan and departmental structure.

XV NATIONAL PERFORMANCE CENTRE FOR SPORT IN DUNDEE - APPOINTMENT OF ECONOMIC CONSULTANTS

On a reference to Article IV of the minute of meeting of this Committee of 28th November, 2012, there was submitted Report No 260-2012 by the Chief Executive seeking approval to appoint a consultant to assist in the Economic Assessment and business model development for the City Council's bid for the National Performance Centre to be established in Dundee.

The Committee approved the expenditure of up to £30,000 on the appointment of external consultants to provide specialist expertise not available in the City Council or the other partners.

XVI MEMBERS SALARIES, PENSIONS AND EXPENSES

There was submitted Report No 183-2012 by the Director of Corporate Services seeking the Committee's approval to a Scheme of Salaries and Expenses for elected members, with the Scheme to be effective from 21st May, 2012.

The Committee:-

- (i) approved the contents of the report, including salaries proposals detailed in Appendix C of the report; and
- (ii) agreed that a Scheme of Salaries and Expenses based on this report be prepared and issued to all elected members.

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 6 and 9 of Part I of Schedule 7A of the Act.

XVII DOVETAIL ENTERPRISES

There was submitted Report No 259-2012 by the Director of Environment regarding future joint working arrangements between Dundee City Council and Dovetail Enterprise Ltd.

The Committee approved the recommendation detailed therein.

Ken GUILD, Convener.

At a MEETING of the **LICENSING COMMITTEE** held at Dundee on 28th June, 2012.

Present:-

COUNCILLORS

David BOWES
Kevin CORDELL

Stewart HUNTER
Alan G ROSS

Laurie BIDWELL
Tom FERGUSON

Councillor Stewart HUNTER, Convener, in the Chair.

The minute of meeting of this Committee of 7th June, 2012 was held as read.

Unless marked thus * all items stand delegated.

I MINUTES OF MEETINGS OF LICENSING SUB-COMMITTEE

The minutes of meetings of the Licensing Sub-Committee held on 7th June and 12th June 2012, were submitted and noted for information and record purposes, copies of which are attached to this minute as Appendices I and II.

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 OPERATION - NEW APPLICATION

No Name

1 David Johnston

PUBLIC ENTERTAINMENT - NEW APPLICATIONS

No	Name	Address
1	Ardler Village Trust	Grounds of St Fergus and Ardler PS (Temp 16th June)
2	Cancer Research	Camperdown Park (Temp 17th June)
3	DCC Environment Department	
4	Dundee Westfest	Magdalen Green (Temp 10th June)
5	Karting Ecosse Ltd	Block 10, Myrekirk Road
6	Kirkton Community Centre	Derwent Avenue (Temp 7th June)
7	NCR FSG Ltd	Discovery Centre 3 Fulton Road (Temp 23rd June)
8	Overgate Shopping Centre	Overgate (Temp 2nd - 5th June)
9	Whitfield Community Centre	106 Whitfield Drive (Temp 8th June)

SECOND HAND DEALER - NEW APPLICATIONS

No	Name	Address
1	Dunabiv Ltd	Cash Generator, 96/98 Commercial Street
2	John R Weir	King's Cross Road

SKIN PIERCING AND TATTOOING - NEW APPLICATIONS

No	Name	Address
1	Bartlomiej Janus	Rock & Roll Tattoo, 9 Victoria Road
2	Callum W Stewart	Metalurgey, 40 Dock Street

STREET TRADER - NEW APPLICATION

No	Name
1	Marcela Mordovan

TAXI DRIVER - NEW APPLICATIONS

No	Name
1	James V Doig
2	Sami U R Rehman

TAXI OPERATOR - NEW APPLICATIONS

No	Name
1	FMC Scotland Ltd
2	Ross Grant

WINDOW CLEANER - NEW APPLICATION

No	Name
1	Wesley Strachan

(b) LATE HOURS CATERING LICENCE - NEW APPLICATION

There was submitted the undernoted application.

No	Name	Address of Premises
1	Basheir El-Nakla	Pizza De Roma, 32 Seagate

In the case of this application the Committee noted that the applicant was not present and having heard from the legal officer agreed that consideration of the application be deferred to the meeting of this Committee to be held in September 2012.

(c) STREET TRADER'S LICENCE - NEW APPLICATIONS

There were submitted the undernoted applications.

No	Name
1	Ian Gibson
2	Christine Hunter
3	Jodie McMulkin
4	Klaus Scharf

In the case of Application No 1, the Committee noted that the applicant was not present and having heard from the Legal Officer agreed that consideration of the matter be deferred to a future meeting of the Committee.

In the case of Application No 2, the Committee noted that the application be made to vary conditions 9 and 10 to allow the vehicle to be cited in Balerno Avenue and planning had stated that Planning Permission had to be sought if the vehicle was to be placed in the same place for more than 28 calendar dates in any year. It was further reported that the applicant was aware of this and would like to try out the site for a period of a week before she decided to place the vehicle at this site on a permanent basis.

Thereafter having heard the applicant on their own behalf and consideration of the advice of the Legal Officer, the Committee agreed to grant the application subject to conditions restricting the operation of the licence to the specified location only.

In the case of Application No 3, the Committee noted that the applicant was not present and having heard from the Legal Officer agreed that consideration of the matter be deferred to a future meeting of the Committee.

In the case of Application No 4, the Committee noted that the application had been made to vary conditions 9 and 10 to allow the vehicle to be cited in the city centre area. Thereafter having heard from the applicant on their own behalf and consideration of the advice of the Legal Officer the Committee agreed that the application be granted, subject to deletion of conditions 9 and 10.

(d) TAXI DRIVER'S LICENCE - NEW APPLICATIONS

There were submitted the undernoted applications.

No	Name
1	Imtiaz Hussain
2	Vickas M Khan
3	Rakesh K Sahi
4	Iain S Young

In the case of Application Nos 1, 2 and 3, the Committee noted that these applications had been withdrawn from consideration by the applicants.

In the case of Application No 4, the Committee noted that the applicant was not present and agreed that the matter be considered in their absence. Thereafter having noted that the applicant had failed to pass a street test within the prescribed period the Committee agreed that the application be refused.

(e) TAXI OPERATOR'S LICENCE - NEW APPLICATION

There was submitted the undernoted application.

No	Name
1	Brian C Ross

In the case of this application the Committee noted that the applicant was not present and agreed that the matter be considered in their absence. Thereafter having noted that the applicant had failed to attend for interview within the prescribed period, the Committee agreed that the application be refused.

(f) TAXI OPERATOR'S - REQUEST FOR VARIATION TO ALLOW TINTED WINDOWS ON A TAXI

Reference was made to Article V(f) of the minute of meeting of this Committee held on 7th June 2012, wherein it was agreed to defer consideration of the application by taxi operator Ronald Adams, a Taxi Licence Holder for over 15 years, for a variation to allow tinted windows on his taxi to allow further information to be submitted.

No	Name	Address
1	Ronald Adams	17 Cowan Place

There was submitted Agenda Note AN108-2012 reporting that by way of background prior to April 2005 there were no Guidelines or Policy on tinted windows in taxis, primarily because vehicles with tinted or blacked out windows were relatively uncommon. In 2003, the number of such vehicles was

increasing and the matter was discussed at the Taxi Liaison Group on 29th March 2004. At that meeting public safety concerns were expressed by Tayside Police about being unable to see inside a vehicle and it was agreed that it be recommended to the Licensing Committee that a Tint Meter should be used to ensure the legal requirements were being met as a visual test was unsatisfactory being too subjective and also subject to variation depending on a number of factors such as ambient light sources and the colour of the interior of the vehicle. Vehicles with lighter upholstery will seem lighter than those with darker upholstery. The Decision was approved by the Licensing Committee on 6th May 2004 and the Policy came into effect on 1st April 2005.

The Agenda Note also provided excerpt information relevant to the Guidance Notes on Taxi Testing outline the Policy in Note 12.

It was therefore recommended that the test remain unchanged and that the operator of any vehicle failing the test apply for a variation and as part of that application submit photographs showing a passenger in the rear of their vehicle or alternatively submit the vehicle for a visual inspection by members of the Committee. The Committee could, if satisfied that there were no issues regarding public safety, grant a variation for that particular vehicle only.

In the case of this application the Committee having considered the content of the Agenda Note, heard the applicant on their own behalf, consideration of photographic evidence submitted in support of the application, the Clerk and consideration of the advice of the Legal Officer agreed that consideration of the matter be deferred to the meeting of this Committee to be held in September 2012 to allow for discussion at the Taxi Liaison Group on 10th July 2012.

(g) APPROVED LIST OF ACCESSIBLE VEHICLES

It was reported that a Peugeot Premier Horizon 2008 model presented by Shona Mathers had been assessed by the Plant and Vehicle Officer and that having received the appropriate certificate, it was recommended that this individual vehicle be added to the list of whole volume accessible vehicles.

The Committee agreed that the vehicle listed above be added to the list of whole volume accessible vehicles.

(h) WINDOW CLEANER'S LICENCE - NEW APPLICATION

There was submitted the undernoted application.

No Name

1 Darren Taylor

In the case of this application the Committee noted that the applicant was not present and agreed that the matter be considered in their absence. Thereafter having noted that the applicant had failed to produce his unique tax reference number and consideration of the advice of the Legal Officer the Committee agreed that the application be considered incompetent.

(i) HOUSES IN MULTIPLE OCCUPATION - NEW APPLICATIONS

There were submitted the undernoted applications.

No	Name	Person Responsible	Address
1	John O and Marjory A MacLean	John MacLean	17 Polepark Road
2	Anne C and Graeme W Turnbull	Angela Santangeli	43C Benvie Road
3	Robert Rosbottom	2 Rent Me Property Ltd/ Richard Hawkins	G/2, 5 Roseangle
4	Jennifer Stewart	Jennifer Stewart	1/1, 3 Roseangle
5	Richard I Jolliffe	Easylets/Jack Reavley	1/0, 31 Reform Street
6	Darryl Lemon	Easylets/Jack Reavley	10 Urquhart Street

In the case of Application No 1, the Committee noted that the applicant was not present and it was agreed that the matter be considered in their absence. Thereafter having heard a representative of the Housing Department, consideration of the contents of letters which had been submitted on behalf of the applicant and in consideration of advice of the Legal Officer the Committee agreed that the application be granted subject to the applicant appointing a suitable day to day manager by the next meeting of the Committee.

In the case of Application No 2, the Committee noted that the applicant was not present and agreed that the matter should be considered in their absence. Thereafter having heard from a representative from the Housing Department, the Committee agreed that consideration of the application be deferred to the next meeting of this Committee to be held in September 2012 to allow the applicant to be present.

In the case of Application No 3, the Committee having heard a representative of the Housing Department and an agent on behalf of the applicant and consideration of advice of the Legal Officer and receiving confirmation that the Certificate of Compliance had now been submitted to the satisfaction of the Licensing Department the Committee agreed that the application be granted.

In the case of Application No 4, the Committee having heard a representative from the Housing Department and the applicant on their own behalf and receiving confirmation that the Certificate of Compliance had now been received to the satisfaction of the Licensing Department agreed that the application be granted.

In the case of Application No 5, the Committee having heard a representative from the Housing Department and the applicant on their own behalf and receiving confirmation that the Certificate of Compliance have now been received to the satisfaction of the Licensing Department agreed that the application be granted.

In the case of Application No 6, the Committee having heard a representative of the Housing Department agreed that the application be granted.

(j) HOUSES IN MULTIPLE OCCUPATION - VARIATIONS

There were submitted the undernoted requests for variation.

No	Address	Nature of Variation
(1)	6 Constitution Crescent	To change the day to day manager to I J Property Trading/Janet Jobb.
(2)	2/R, 142 Nethergate	To change the day to day manager to Rossclare Lettings/Neil Thomson.

In the case of Application No 1, the Committee noted that this application had been withdrawn from consideration by the applicant.

In the case of Application No 2, there being no objection, the Committee agreed that the application be granted.

(k) HOUSES IN MULTIPLE OCCUPATION - RENEWAL APPLICATION

There was submitted the undernoted application.

No	Name	Person Responsible	Address
1	Eric D and Donna M Chaloner	Easylets/Jack Reavley	130 Hill Street

In the case of the above application reference was made to Article V(l) held on 7th June 2012 wherein consideration of the application was deferred to allow the agent to be in attendance. The Committee

noted the objectors to this application were not present and agreed that the matter be discussed in their absence. The Committee gave consideration to the content of the letters of objections which were submitted by members of the public. Thereafter having heard a representative from the Housing Department, a representative from Tayside Police, an agent on behalf of the applicant and consideration of advice from the Legal Officer the Committee agreed that the application be granted and that an update be submitted to the Committee on the operation of the licence after a period of six months.

(I) HOUSES IN MULTIPLE OCCUPATION - UPDATE

There was submitted the undernoted update.

No	Name	Person Responsible	Address
1	Nicole L Borland	Marc Fitzpatrick	2/2, 5 Hilltown Terrace

References made to Article II(f) of the minute of this Committee held on 12th January 2012 wherein it was agreed to grant the application subject to recall in June 2012 with an update from the Private Sector Services Unit. Thereafter having heard a representative from the Housing Department and noting that there were no adverse reports to advise the Committee of, the Committee agreed that no further action be taken.

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 ANTI-SOCIAL BEHAVIOUR (SCOTLAND) ACT 2004 - REGISTRATION OF CERTAIN LANDLORDS

Reference was made to Article III(ii) held on 29th March 2012 wherein the Committee agreed to defer consideration of the registration of Mr M A as a landlord to allow the property to be sold. The Committee gave consideration to the original memorandum, which had been submitted, by the Private Sectors Manager relevant to this application. Thereafter having heard a representative from the Housing Department, an agent on behalf of the applicant and consideration of the advice by the Legal Officer the Committee agreed that consideration of the matter be deferred to the meeting of this Committee to be held in September 2012.

Councillor Tom Ferguson left the Chamber prior to consideration of the undernoted application.

IV CIVIC GOVERNMENT (SCOTLAND) ACT 1982

(a) TAXI DRIVER'S LICENCE - NEW APPLICATION

(i) Reference was made to Article VI(d)(i) of the minute of meeting of this Committee held on 7th June 2012 wherein the Committee agreed to defer consideration of the application by Mr F C for a Taxi Driver's Licence to allow the applicant to submit medical evidence. The original letter of objection from the Chief Constable was submitted, together with letters of support submitted by the applicant. The Committee having considered the advice of the Legal Officer agreed to grant the application for a period of six weeks to allow the applicant to submit a medical certificate and unique tax reference number to the satisfaction of the Licensing Department and to delegate authority to the clerk to grant the application for a period of three months thereafter to the meeting of this Committee to be held in November 2012.

Councillor Tom Ferguson returned to the Chamber prior to consideration of the undernoted application.

- (ii) Reference was made to Article VI(d)(iii) of the minute of this meeting held on 7th June 2012 where it was agreed to grant a Temporary Licence to Mr D F for a period of six weeks but to bring it back to Committee on 28th June 2012. The original letter of representation which had been submitted by the Chief Constable was noted. The Committee noted that the unique tax reference number had now been lodged by the applicant and having heard from the clerk the Committee agreed to grant the application for a period of six months.

(b) PRIVATE HIRE OPERATOR - RENEWAL APPLICATION

There was submitted an application by Mr R M for renewal of his Private Hire Operator's Licence.

The Committee noted that the application had been lodged after the last day for lodging applications for renewals. The Committee gave consideration to a letter of explanation from the applicant. Thereafter having heard the applicant on their own behalf and consideration of the advice of the Legal Officer the Committee agreed that the application be accepted as late.

(c) SKIN PIERCING AND TATTOOING LICENCE - RENEWAL APPLICATION

There was submitted an application by Mr C S for a renewal of his Skin Piercing and Tattooing Licence. The Committee noted that the application had been lodged after the last day for lodging applications for renewals. The Committee gave consideration of a letter of explanation which had been submitted by the applicant. Thereafter having heard the applicant on their own behalf and consideration of advice from the Legal Officer the Committee agreed that the application be accepted as late.

(d) TAXI OPERATOR'S LICENCE - RENEWAL APPLICATIONS

- (i) There was submitted an application by Mr R G for renewal of his Taxi Operator's Licence. The Committee noted that the application was lodged after the last day for lodging applications for renewals. The Committee gave consideration to a letter of explanation which was submitted by the applicant. Thereafter having heard the applicant on their own behalf, the Committee agreed that the application be accepted as late.

- (ii) There was submitted an application by Mr C McF for renewal of his Taxi Operator's Licence. The Committee noted that the application was lodged after the last day for lodging applications for renewals. The Committee gave consideration to a letter of explanation which was submitted by the applicant. Thereafter having heard the applicant on their own behalf, the Committee agreed that the application be accepted as late.

- (iii) There was submitted an application by Mr G McL for renewal of his Taxi Operator's Licence. The Committee noted that the application was lodged after the last day for lodging applications for renewals. The Committee gave consideration to a letter of explanation which was submitted by the applicant. Thereafter having heard the applicant on their own behalf, the Committee agreed that the application be accepted as late.

- (iv) There was submitted an application by Mr M L for renewal of his Taxi Operator's Licence. The Committee noted that this application had been lodged after the last day for lodging applications for renewals. The Committee noted that a letter of objection had been submitted by a member of the public relevant to this application. The Committee noted that both the objector and the applicant were not present and having considered the advice of the Legal Officer the Committee agreed to defer consideration of the application to the September meeting of the Committee.

(e) TAXI BOOKING OFFICE LICENCE - RENEWAL APPLICATION

There was submitted an application by Company B for renewal of their Taxi Booking Office Licence. The Committee noted that the application was lodged after the last day for lodging applications for renewals. The Committee noted the applicant was not present and after consideration of advice of the Legal Officer the Committee agreed that the consideration of the application be deferred to the September meeting of the Committee.

(f) TAXI DRIVER'S LICENCE - SUSPENSION HEARINGS

(i) Reference was made to Article I(a)(i) of the minute of the meeting of the Licensing Sub-Committee held on 4th June 2012 wherein the Taxi Driver's Licence held by Mr C D was suspended by immediate effect. There was submitted a letter from the Chief Constable relevant to alleged conduct of Mr C D during the currency of his Taxi Driver's Licence. The Committee gave consideration of the content of the letter. Thereafter having heard the representative of the Chief Constable and consideration of advice from the clerk the Committee agreed to adjourn the hearing to the September meeting of the Committee and to continue the suspension of the Taxi Driver's Licence held by Mr C D in the intervening period with immediate effect.

(ii) Reference was made to Article I(a)(i) of the minute of meeting of the Licensing Sub-Committee held on 12th June 2012 wherein the Taxi Driver's Licence held by Mr M G was suspended with immediate effect. The Committee gave consideration of the content of the letter of information which had been submitted by the Chief Constable relevant to alleged conduct of Mr M G during the currency of his Taxi Driver's Licence. Thereafter having heard a representative of the Chief Constable, an agent on behalf of the applicant and consideration of the advice of the Legal Officer the Committee agreed to adjourn the hearing to the September meeting of the Committee and to continue the suspension of the Taxi Driver's Licence held by Mr M G during the intervening period with immediate effect.

(iii) Reference was made to Article IV(vii) of the minute of meeting of this Committee held on 29th March 2012 wherein the Committee agreed to adjourn the hearing in relation to the conduct of Mr T H during the currency of his Taxi Driver's Licence to allow the licence holder to pay an outstanding fixed penalty. The Committee noted that the fixed penalty had not yet been paid. The Committee noted that the licence holder was not present and agreed that the matter be considered in their absence. Thereafter having heard from the Environmental Compliance Manager and consideration and advice of the Legal Officer the Committee agreed that the Taxi Driver's Licence held by Mr T H be suspended for a period of three months.

(iv) Reference was made to Article VI(e)(v) of the minute of meeting of this Committee held on 7th June, 2012 wherein the Committee agreed to adjourn the Hearing in relation to alleged conduct of Mr M M during the currency of his Taxi Driver's Licence to allow Mr M M to be in attendance. Reference was also made to Article II(iv) of the minute of meeting of the Licensing Sub-Committee held on 28th June 2012 wherein a further letter of information was submitted by the Chief Constable relevant to alleged conduct of Mr M M during the currency of his Taxi Driver's Licence and it was decided to hold a hearing in relation to that matter. The Committee noted that the licence holder was present and having considered the advice of the Legal Officer the Committee agreed to adjourn this hearing to the meeting of the Licensing Committee to be held in September 2012 to allow both matters to be considered together.

(v) Reference was made to Article I(b)(ii) of the minute of meeting of the Licensing Sub-Committee held on 7th June 2012 wherein it was agreed that a hearing be held in relation to the alleged conduct of Mr J R during the currency of his Taxi Driver's Licence. The Committee gave consideration to the content of the letter of information which was submitted by the Chief Constable. Thereafter having heard from a representative of the Chief Constable, an agent on behalf of the licence holder, the

licence holder on their own behalf and consideration of the advice of the Legal Officer the Committee agreed that no further action be taken.

- (vi) Reference was made to Article III(e)(vi) of the minute of meeting of this Committee held on 12th January 2012 wherein the Committee agreed to adjourn the hearing in relation to the alleged conduct of Mr S W during the currency of this Taxi Driver's Licence to await the outcome of criminal proceedings. The Committee noted the content of the letter which was submitted by the Chief Constable together with an explanatory letter which was submitted by the agent on behalf of the licence holder. The Committee gave consideration to the content of a further letter which had been submitted by the agent on behalf of the licence holder confirming that the Procurator Fiscal was taking no further proceedings. Thereafter having heard a representative of the Chief Constable, and consideration of the advice of the Legal Officer, the Committee agreed that no further action be taken.

(g) TAXI DRIVER'S/TAXI OPERATOR'S LICENCE - SUSPENSION HEARING

- (i) Reference was made to Article III(f)(i) of the minute of meeting held on 29th March 2012 wherein it was agreed to adjourn the hearing in relation to the alleged conduct of Mr M A during the currency of his Taxi Driver and Taxi Operator's Licence to await the outcome of the trial to be held on 7th June 2012. The Committee noted that the licence holder was not present and after consideration of the advice of the Legal Officer agreed to adjourn the hearing until September 2012 at the request of the agent for the licence holder.

- (ii) Reference was made to Article I(a)(iii) of the minute of meeting of the Licensing Sub-Committee held on 7th June 2012 wherein it was agreed to hold a hearing in relation to the alleged conduct of Mr I B during the currency of his Taxi Driver and Taxi Operator's Licence. The Committee gave consideration to the content of the letter. Thereafter having heard a representative of the Chief Constable, the licence holder on their own behalf and consideration of the advice of the Legal Officer the Committee agreed that no further action be taken and that the licence holder be issued with a verbal warning in relation to his future conduct.

- (iii) Reference was made to Article VI(f)(iii) of the minute of meeting of this Committee held on 7th June 2012 wherein it was agreed to adjourn consideration of the hearing in relation to Mr C K during the currency of his Taxi Driver's and Taxi Operator's Licence to allow the licence holder to be present. The Committee noted that the licence holder was not present and agreed that the matter be considered in their absence. Thereafter having heard a representative of the Chief Constable and consideration of the advice of the Legal Officer the Committee agreed that the Taxi Driver's Licence held by Mr C K be suspended for a period of three months and that no further action be taken in relation to the Taxi Operator's Licence held by Mr C K.

(h) SKIN PIERCING AND TATTOOING LICENCE - NEW APPLICATION

There was submitted an application by Mr F D for a Skin Piercing and Tattooing Licence. There was submitted a late objection by a member of the public relevant to this application. The Committee noted that the objectors were present and having heard an explanation for late submission agreed that their objection be considered. Thereafter having heard the objectors, the applicant on their own behalf, representative of the Chief Constable and consideration of the advice of the Legal Officer the Committee agreed to adjourn the application to the meeting of this Committee to be held in September 2012 to allow for supplementary evidence previously submitted by objector to be submitted for consideration.

Stewart HUNTER, Convener.

APPENDIX I

At a MEETING of the **LICENSING SUB-COMMITTEE** held at Dundee on 7th June, 2012.

Present:-

Councillor Stewart HUNTER
Councillor Dave BOWES
Councillor Tom FERGUSON

Councillor Stewart HUNTER, 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 OPERATOR'S LICENCE AND TAXI DRIVER'S LICENCE - REQUEST FOR HEARING

There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr J R during the currency of his Taxi Operator's Licence and Taxi Driver's Licence.

The Sub-Committee gave consideration to the content of the letter submitted by the Chief Constable. Thereafter, the Sub-Committee agreed that a hearing be convened in due course in relation to the fitness of Mr J R to be the holder of a Taxi Operator's Licence and Taxi Driver's Licence.

- (b) TAXI DRIVER'S LICENCE - REQUEST FOR HEARING

There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Ms S G during the currency of her Taxi Driver's Licence.

The Sub-Committee gave consideration to the content of the letter submitted by the Chief Constable. Thereafter, the Sub-Committee agreed that a hearing be convened in due course in relation to the fitness of Ms S G to be the holder of a Taxi Driver's Licence.

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

- (c) TAXI DRIVER'S LICENCE AND TAXI OPERATOR'S LICENCE - REQUEST FOR HEARING

- (i) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr G G 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. Thereafter, having heard the representative of the Chief Constable and consideration of the advice of the Legal Officer, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr G G to be the holder of a Taxi Driver's Licence and Taxi Operator's Licence.

- (ii) There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr I B 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 the representative of the Chief Constable and consideration of the advice of the Legal Officer, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr I B to be the holder of a Taxi Driver's Licence.

(d) TAXI DRIVER'S LICENCE - REQUEST FOR HEARING

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

The Sub-Committee gave consideration to the content of the letter. Thereafter, having heard the representative of the Chief Constable and consideration of the advice of the Legal Officer, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr J R 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 D P 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 the representative of the Chief Constable and consideration of the advice of the Legal Officer, the Sub-Committee agreed that a suspension hearing be convened in due course in relation to the fitness of Mr D P to be the holder of a Taxi Driver's Licence.

Stewart HUNTER, Convener.

At a MEETING of the **LICENSING COMMITTEE** held at Dundee on 19th July, 2012.

Present:-

COUNCILLORS

John ALEXANDER
Jimmy BLACK

David BOWES
Stewart HUNTER

Mohammed ASIF
Tom FERGUSON

Councillor Stewart HUNTER, Convener, in the Chair.

The minute of meeting of this Committee of 28th June, 2012 was held as read.

Unless marked thus * all items stand delegated.

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.

I CIVIC GOVERNMENT (SCOTLAND) ACT 1982

(a) STREET TRADER'S LICENCE - NEW APPLICATION

Councillor Mohammed Asif declared a financial interest in relation in this item of business by virtue of of having a business interest within the vicinity of the location applied for and left the Chamber prior to its consideration.

Reference was made to Article II(c) of minute of meeting of this Committee held on 28th June 2012 wherein the Committee agreed to defer consideration of the application of a Street Trader's Licence by Mr I G to allow the applicant to attend.

There was submitted an application by Mr I G for a Street Trader's Licence. The Committee noted that the applicant was not present and agreed that the matter be considered in their absence. The Committee noted the application had been made to vary Conditions 9 and 10 to allow the vehicle to be placed in Broughty Ferry area. The Committee further noted that a variation would be required to Condition 22 of the Licence. There was submitted a further letter from Mr I G in support of his application. The Committee gave consideration to the content of both the application and letter of support and a letter dated 6th July 2012 which was tabled by the Clerk. Thereafter, following consideration of the advice of the Legal Officer the Committee agreed to defer consideration of the application by Mr I G for a Street Trader's Licence to a future meeting to allow the applicant to submit their Unique Tax Reference Number and to refuse the applications to vary conditions 9, 10 and 22.

Councillor Mohammed Asif was not present during consideration of the remaining items of business.

(b) TAXI DRIVER'S LICENCE - APPLICATION FOR RECALL OF SUSPENSION HEARING

Councillor John Alexander declared a non financial interest in this item of business by virtue of the licence holder being known to him in a personal capacity and left the Chamber prior to its consideration.

Reference was made to Article IV(f)(ii) of minute of meeting of this Committee held on 28th June 2012 wherein the Committee agreed to adjourn consideration of the hearing in relation to the alleged conduct of Mr M G during the currency of his Taxi Driver's Licence and continue the immediate suspension of the Taxi Driver's Licence held by Mr M G to await the outcome of criminal proceedings.

The Committee gave consideration to the content of the letter of information which had been submitted by the Chief Constable relevant to the alleged conduct of Mr M G during the currency of his Taxi Driver's Licence and the content of the letter of support which had been submitted by the Agent on behalf of the licence holder requesting that the suspension of the Taxi Driver's Licence held by Mr M G be recalled with immediate effect. The Committee gave consideration to a further letter of support which had been tabled by the agent on behalf of the licence holder. Thereafter, having heard a representative of the Chief Constable and an Agent on behalf of the licence holder and consideration of the advice of the Legal Officer and receiving confirmation that the Procurator Fiscal would be taking no further proceedings in this matter the Committee agreed that the suspension of the Taxi Driver's Licence held by Mr M G be recalled with immediate effect.

(c) WINDOW CLEANER'S LICENCE - SUSPENSION HEARING

Councillor John Alexander re-entered the Chamber prior to consideration of the undernoted item of business.

Reference was made to Article I(a) of minute of meeting of the Licensing Sub-Committee held on 4th July 2012 wherein the Window Cleaner's Licence held by Mr G M was suspended with immediate effect and it was agreed that a Hearing be held in relation to the fitness of Mr G M to be the holder of a Window Cleaner's Licence.

There was submitted a letter of information from the Chief Constable relative to the alleged conduct of Mr G M during the currency of his Window Cleaner's Licence. The Committee noted that licence holder was not present and agreed that the matter be considered in their absence. The Committee gave consideration to the content of the letter. Thereafter, having heard a representative of the Chief Constable and consideration of the advice of the Legal Officer the Committee agreed to adjourn the Hearing in relation to the alleged conduct of Mr G M during the currency of his Window Cleaner's Licence to the meeting of the Licensing Committee to be held on 6th September 2012 to await the outcome of criminal proceedings and to continue the suspension of the Window Cleaner's Licence held by Mr G M with immediate effect during the intervening period.

Stewart HUNTER, Convener.