

**EAST AYRSHIRE COUNCIL****COMMUNITY SERVICES COMMITTEE****MINUTES OF MEETING HELD ON 4 MARCH 1998 AT 1000 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillors John Smith, Gordon McCredie, Gordon Cree, Ronald Brailsford, Kathleen Hall, George Smith and Jimmy Carmichael.

**ATTENDING:** David Montgomery, Chief Executive; William Stafford, Director of Community Services; John F Crawford, Head of Protective Services; John Griffiths, Head of Leisure Services; Irene Townson, Principal Solicitor; Alistair Gardiner, Senior Accountant; Julie Armstrong, Senior Administrative Officer and Ian Gemmell, Administrative Officer.

**APOLOGIES:** Councillors Drew McIntyre, Alan Campbell, David Macrae, David Sneller and Tommy Farrell.

**CHAIR:** Councillor John Smith, Chair.

**THE FOOD STANDARDS AGENCY: A FORCE FOR CHANGE**

1. There was submitted a report dated 15 January 1998 (circulated) by the Director of Community Services on the publication of a white paper which set out plans for a new public body which was to be given powers in respect of food safety and standards and which invited responses which would be considered before new legislation was drafted.

A presentation on the proposed Food Standards Agency was given by the Director of Community Services.

It was agreed to authorise the Director of Community Services, in consultation with the Chair of this Committee, to submit appropriate representations on the White Paper, reflecting the observations made in his report, and the points made during discussion.

**SUB-COMMITTEE MINUTES**

2. There were submitted and approved both as correct records and in respect of the recommendations contained therein, the undernoted Sub-Committee minutes (circulated):-

**2.1 LICENSING SUB-COMMITTEE OF 18 FEBRUARY 1998 - APPENDIX I**

**2.2 LEISURE SUB-COMMITTEE OF 24 FEBRUARY 1998 - APPENDIX II**

**BUDGETARY CONTROL SUMMARY STATEMENT COMMUNITY SERVICES TO 2 JANUARY 1998 (PERIOD 10)**

3. There was submitted and noted a report dated 13 February 1998 (circulated) by the Director of Finance on the current budgetary control position and the projected out-turn for the year for the Community Services Department for the period ended 2 January 1998 (Period 10).

### **DEPARTMENTAL PROGRESS REPORT**

4. There was submitted and noted a report dated 11 February 1998 (circulated) by the Director of Community Services on progress within the Community Services Department.

### **PROPOSED COMMUNITY SAFETY COURSE**

5. There was submitted a report dated 11 February 1998 (circulated) by the Director of Community Services on an initiative to promote community safety and which sought the approval of the Committee to assist in funding the initiative.

It was agreed:-

- (i) that the Director of Community Services proceed with the implementation of the community safety course initiative which would be open to members of the public;
- (ii) to support the cost of £800 for running the course;
- (iii) that the Director of Community Services report back on progress at a future meeting of the Committee; and
- (iv) that the Director examine the feasibility of providing a similar course for East Ayrshire Council employees, and report.

### **AIR POLLUTION - HEALTH EFFECTS**

6. There was submitted a report dated 2 February 1998 (circulated) by the Director of Community Services on a report by the Scottish Office Department of Health on the health effects of air pollution.

It was agreed:-

- (i) that the Director of Community Services submit further progress reports on the implementation of the measures taken to comply with the air quality monitoring regime already reported; and
- (ii) otherwise to note the report.

### **AIR QUALITY STRATEGY**

7. There was submitted a report dated 18 February 1998 (circulated) by the Director of Community Services on recent and ongoing developments in the field of air quality management and the Service's proposals for implementation of legislative requirements.

It was agreed:-

- (i) that the Director of Community Services submit a further report to this Committee following completion of the review and assessment of the air quality within the area; and
- (ii) otherwise to note the report.

### **HEALTH AND SAFETY COMMISSION - GUIDANCE TO LOCAL AUTHORITIES**

8. There was submitted a report dated 3 February 1998 (circulated) by the Director of Community Services which advised the Committee that the Health and Safety

Commission intended to withdraw certain procedures relating to the issue of "Notices of Intent" under Health and Safety Legislation as soon as a Concordat on good enforcement practice had been finalised with the Cabinet Office/Local Government Associations.

It was agreed:-

- (i) to note that the Council could expect further intimation of the finalisation of the concordat which would result in the withdrawal of "Notice of Intent" procedures; and
- (ii) otherwise to note the report.

### **HEALTH AND SAFETY TRAINING STRATEGY FOR ENFORCEMENT OFFICERS**

9. There was submitted and noted a report dated 18 February 1998 (circulated) by the Director of Community Services on the implications of the Health and Safety Commission Guidance on the training of Health and Safety Enforcement Officers.

### **GRADUATE PLACEMENTS IN MUSEUMS AND ARTS SECTION**

10. There was submitted a report dated 18 February 1998 (circulated) by the Director of Community Services which sought approval for the placement of one or two graduates in the Museums and Arts Section of the Community Services Department from March to May 1998.

It was agreed:-

- (i) to approve the appointment of one or two graduates for placements under the Graduate Placement Scheme in the Museums and Arts Section from March to May 1998; and
- (ii) note that the Director of Community Services had consulted the appropriate Trade Unions regarding the above proposal which was acceptable to them.

### **SALE OF TOBACCO PRODUCTS TO YOUNG PERSONS**

11. There was submitted and noted a report dated 17 February 1998 (circulated) by the Director of Community Services on the continuing programme of the enforcement of legal measures introduced by the Children and Young Persons (Protection from Tobacco) Act 1991, which were designed to control the sale of tobacco products to young children.

### **THE ANIMAL BY-PRODUCTS (AMENDMENT) ORDER 1997**

12. There was submitted a report dated 30 January 1998 (circulated) by the Director of Community Services on new legislation which specified circumstances in which animal by-products were to be burned or buried instead of rendered in approved premises or incinerated.

It was agreed:-

- (i) that the Director of Community Services advise the Committee of situations where fallen stock on farms in remote areas were exempted from the requirement to render or incinerate in an incinerator; and
- (ii) otherwise to note the contents of the report.

Councillor Carmichael left the meeting at this point.

### **LICENSING OF COMPANIES PROVIDING WHEELED BIN WASHING SERVICES**

13. There was submitted a report dated 15 January 1998 (circulated) by the Director of Community Services which recommended the inclusion of wheeled bin washing activities within Civic Government (Scotland) Act licensing.

It was agreed:-

- (i) that anyone providing a service for washing domestic and commercial wheeled bins would be subject to the licensing provisions of the Civic Government (Scotland) Act 1982; and
- (ii) to note that licences would have standard conditions attached relating to health and safety etc and provision for ensuring that all debris etc would be removed by the traders concerned.

### **INVITATION TO ENDORSE CoSLA/LOCAL GOVERNMENT ASSOCIATIONS/HEALTH AND SAFETY EXECUTIVE MEMORANDUM OF UNDERSTANDING**

14. There was submitted a report dated 6 January 1998 (circulated) by the Director of Community Services on a request from CoSLA that the Council formally endorse a Memorandum of Understanding which CoSLA had recently jointly signed with the Health and Safety Executive.

It was agreed to formally endorse the Memorandum of Understanding.

### **FUNFAIR AT SCOTT ELLIS PLAYING FIELDS, KILMARNOCK**

15. There was submitted a report dated 17 February 1998 (circulated) by the Director of Community Services on the results of an exercise to find an alternative venue for the May funfair in Kilmarnock and allow the Committee to consider an application to stage the current year's fair.

It was agreed:-

- (i) that the funfair at Scott Ellis Playing Fields, Kilmarnock should be allowed to proceed in May 1998 without prejudice to any decision which may be made by this Committee as regards future applications;
- (ii) that the Director of Community Services apply appropriate conditions to the permission; and
- (iii) that the Director arrange for the event to be closely monitored and submit a further report to this Committee in due course.

### **DRONGAN MINERS' WELFARE BOWLING CLUB REQUEST FOR CONSENT**

16. There was submitted a report dated 17 February 1998 (circulated) by the Director of Support Services on a request from Drongan Miners' Bowling Club for consent of the Council, as Landlord, to proposals which involved a split in the Club into a Charitable Society and a Club.

It was agreed to grant the consent as requested.

**GRANTS TO VOLUNTARY ORGANISATIONS SCHEME: APPLICATION FOR FINANCIAL ASSISTANCE**

17. There was submitted a report dated 23 February 1998 (circulated) by the Director of Community Services on an application for financial assistance under the Grants to Voluntary Organisations Scheme by Kuloc Youth Education Programme for financial assistance to run the Kuloc Chinese inaugural celebration event.

It was agreed to make a grant of £1,000 to the above organisation for the purpose stated.

The meeting terminated at 1125 hours.