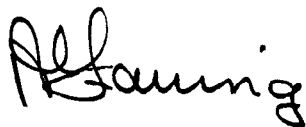


THE MORAY COUNCIL

WEDNESDAY 14 JULY, 1999

NOTICE IS HEREBY GIVEN that a Meeting of **THE MORAY COUNCIL** is to be held within the Council Chambers, Council Headquarters, High Street, Elgin on Wednesday 14 July, 1999 at 9.30 a.m.


for Karen B. Williams
Depute Chief Executive (Corporate Services)

7 July, 1999

BUSINESS

1. Consider, and if so decide, adopt the following resolution:-

"That under Section 50A (4) and (5) of the Local Government (Scotland) Act 1973, as amended, the public and media representatives be excluded from the meeting for Items 22 to 26 of business on the grounds that they involve the likely disclosure of exempt information of the class described in the relevant Paragraphs of Part I of Schedule 7A of the Act", as shown against each Item.
2. The Moray Council - Minute of Meeting dated 13 May, 1999 [Page Nos 1 - 19]
3. Economic Development and Planning Committee - Minute of Meeting dated 26 May, 1999 [Page Nos 20 - 39] -
4. Community Services Committee - Minute of Meeting dated 26 May, 1999 [Page Nos 40 - 46]
5. Licensing Committee - Minute of Meeting dated 2 June, 1999 [Page Nos 47 - 50]
6. Technical and Leisure Services Committee - Minute of Meeting dated 2 June, 1999 [Page Nos 51 - 57]

7. Policy and Resources Committee - Minute of Meeting dated 8 June, 1999 [Page Nos 58 - 65]
8. Community Services Housing Sub-Committee - Minute of Meeting dated 8 June, 1999 [Page Nos 66 - 67]-
9. Education Committee - Minute of Meeting dated 9 June, 1999 [Page Nos 68 - 73]
10. Policy and Resources Committee – Minute of Special Meeting dated 10 June, 1999 [Page No 74]
11. Economic Development and Planning Committee – Minute of Meeting dated 16 June, 1999 [Page Nos 75 - 83]
12. The Moray Council – Minute of Special Meeting dated 23 June, 1999 [Page Nos 84 - 87]
13. The Policy and Resources Committee – Minute of Meeting dated 29 June, 1999 [Page Nos 88 - 95]
14. Community Services Committee – Minute of Special Meeting dated 29 June, 1999 [Page Nos 96 – 98]
15. Grampian Police: Presentation to Members
16. Appointments to Outside Bodies and Ad-Hoc Committees - Report by the Depute Chief Executive (Corporate Services)
17. Draft Moray Council Annual Accounts for 1998/99 - Report by the Depute Chief Executive (Finance & IT)
18. Draft DLO/DSO Annual Accounts for 1998/99 - Report by the Depute Chief Executive (Finance & IT)
19. Application for Financial Assistance – The Moray Marathon Committee – Report by the Chief Community Development Officer
20. Moray Hospice Steering Committee: Request for Hospitality - Report by the Depute Chief Executive (Corporate Services)
21. Local Public Holidays 2000 - Report by the Depute Chief Executive (Corporate Services)

Items which the Council may wish to discuss with the public and press excluded

22. Licence Agreement for Working Compound in Staff Car Park, Council Headquarters, Elgin - Report by the Director of Economic Development and Planning [Para 9]
23. Keith Laundry, Balloch Road, Keith - Report by the Director of Economic Development and Planning [Paras 6 & 12]

24. Request to Purchase Ground Adjacent to 8 Reidhaven Street, Portknockie - Report by the Director of Economic Development and Planning [Para 9]
25. Moray Housing Partnerships – Report by Director of Community Services (Paras 6, 8 & 9)
26. Complaints Review Committee Case No. 1/98 – Report by the Legal and Administration Services Manager [Para 3]

- NB
- Paragraph 3 - Information relating to any particular applicant for, or recipient or former recipient of, any service provided by the Authority
 - Paragraph 6 - Information relating to the financial or business affairs of any particular person(s).
 - Paragraph 8 - Information on the amount of any expenditure proposed to be incurred by the Authority
 - Paragraph 9 - Information on terms proposed or to be proposed by or to the Authority in regard to the acquisition or disposal of property or supply of goods and services
 - Paragraph 12 - Information relating to instructions to counsel and any opinion of counsel and any advice received, information obtained or action to be taken in connection with any legal proceedings

CONTACT PERSON:	Ron Ritchie
Tel. No.	01343 563015
Room No.	207a

THE MORAY COUNCIL

SEDERUNT

**COUNCILLOR E. Aldridge
COUNCILLOR A. Bisset
COUNCILLOR A.R. Burgess
COUNCILLOR A.E. Coutts
COUNCILLOR J.A. Divers
COUNCILLOR M. L. Ettles
COUNCILLOR A. Farquharson
COUNCILLOR A.J. Fleming
COUNCILLOR W.J. Flynn
COUNCILLOR L.Gorn
COUNCILLOR R. Gregory
COUNCILLOR J.C. Hogg
COUNCILLOR T.A. Howe
COUNCILLOR W. Jappy
COUNCILLOR A. Keith
COUNCILLOR J.A. Leslie
COUNCILLOR S.D.I. Longmore
COUNCILLOR R.F. McIntosh
COUNCILLOR P.B. Paul
COUNCILLOR J.M. Shaw
COUNCILLOR R.H. Shepherd
COUNCILLOR G.G. Towns
COUNCILLOR A. Urquhart
COUNCILLOR W.P. Watt
COUNCILLOR A.R. Wilson
COUNCILLOR I. Young**

**CLERK TO THE MEETING - MR. R. RITCHIE
Tel. 01343 563015 Room No. 207**

THE MORAY COUNCIL
MINUTE OF MEETING OF THE MORAY COUNCIL

13 MAY, 1999

COUNCIL HEADQUARTERS, ELGIN

PRESENT

Councillors A. Aldridge A. Bisset, A.R. Burgess, A.E. Coutts, J. Divers, M.L. Ettles, A. Farquharson, W.J. Flynn, R. Gregory, L. Gorn, J.C. Hogg, T. A. Howe, W. Jappy A. Keith, J.A. Leslie, S D Longmore, R.F. McIntosh, P.B. Paul, J.M. Shaw, R.H. Shepherd, G.G. Towns, A. Urquhart, W.P. Watt, A.R. Wilson and I. Young.

IN ATTENDANCE

The Chief Executive, designate, the Depute Chief Executive, (Corporate Services), the Depute Chief Executive (Finance & I.T.), the Director of Community Services, the Director of Economic Development and Planning, the Director of Education, the Legal and Administration Services Manager, the Chief Environmental Protection Officer, the Chief Community Development Officer, the Public Relations Officer and R. Ritchie, Senior Administration Officer, Clerk to the Meeting.

APOLOGY

An apology for absence was intimated on behalf of Councillor A.J. Fleming.

1. CHAIR

The Chair was taken by the Depute Chief Executive (Corporate Services) in respect of items 1 to 3.

2. CONSTITUTION OF THE MORAY COUNCIL

The Depute Chief Executive (Corporate Services) as the Returning Officer at The Moray Council Election held on 6 May, 1999 intimated that the following had been elected as members of The Moray Council for the ensuing three years until May, 2002.

WARD	MEMBER	ADDRESS
1. Elgin - Bishopmill West	Alan Russell Burgess	21 Meadow Crescent, New Elgin, Elgin
2. Elgin - Bishopmill East	Alexander Keith	11 Spynie Place, Bishopmill, Elgin. IV30 LJT
3. Elgin - Cathedral	Alastair Farquharson	Brewery Bridge Cottage, Kingsmills, Elgin
4. Elgin - Central West	Alastair Bisset	22 Forteach Avenue, Elgin
5. New Elgin West	Muriel L. Ettles	45 Anderson Drive, New Elgin
6. New Elgin East	John A. Divers	3 Birkenhill Place, New Elgin, Elgin
7. Forres East	Iain Young	8 Brewster Drive, Forres
8. Forres Central	Richard F. McIntosh	4 South Street, Forres
9. Finderne	Ronald Gregory	88 Findhorn
10. Forres West & Altyre	Alasdair Urquhart	115 St. Leonards Road, Forres
11. Burghsea	George G. Towns	Lea Rigg, Roseisle, Elgin

12. Heldon & Laich	John C. Hogg	Manse, Alves, Forres
13. Lossiemouth East	Alexander J. Fleming	4 Dunbar Street, Lossiemouth
14. Lossiemouth West	Wilma J. Flynn	24 Fairisle Place, Lossiemouth
15. Lhanbryde & Birnie	Jennifer M. Shaw	Sheriffston House, Elgin
16. Innes	Arthur E. Coutts	5 Grant Street, Elgin, IV30 1PH
17. Lennox	Tom A. Howe	30 Nether Dallachy, Speybay
18. Buckie West	William Jappy	22 Barhill Road, Buckpool, Buckie
19. Buckie Central	John A. Leslie	23 Hendry Terrace, Buckie
20. Buckie East & Findochty	Sinclair D.I. Longmore	14 St. Paul Street, Buckpool, Buckie
21. Rathford	Ronald H. Shepherd	22 Reidhaven Street, Cullen
22. Fife Keith & Strathisla	William P. Watt	Auchoynanie, Keith
23. Keith	Linda Gorn	19 Land Street, Keith
24. Rural Keith & Rothies	Pearl B. Paul	56 Land Street, Rothies
25. Speyside	Edward Aldridge	20 High Street, Archiestown
26. Glenlivet	Arthur R. Wilson	Sabhal, Craigellachie, Aberlour

3. APPOINTMENT OF CONVENER

The Depute Chief Executive (Corporate Services) invited nominations for the post of Convener of the Council for the ensuing three years.

On a motion by Councillor Farquharson, seconded by Councillor Jappy, Councillor Aldridge was unanimously elected as Convener of The Moray Council for the ensuing three years.

In taking the Chair, Councillor Aldridge thanked Members for the honour they had bestowed on him and on welcoming the new Members expressed the hope that all Members would be able to work together in the best interests of the Council.

4. APPOINTMENT OF VICE-CONVENER

The Chairman invited nominations for the post of Vice-Convener of The Moray Council for the ensuing three years.

On a motion by Councillor Aldridge, seconded by Councillor Watt, Councillor Jappy was unanimously elected as Vice-Convener of the Council for the ensuing three years.

5. ADDITIONAL BUSINESS

In terms of the relevant Standing Order, the Meeting agreed to accept as an additional Item of Business to be transacted at the Meeting, a Report by the Director of Community Services seeking the approval of the Council to offer assistance to The Scottish Office to provide accommodation, support and associated services to Kosovan refugees coming to Scotland on the Chairman certifying that, in his opinion, the matter required to be considered on the grounds of urgency given the timescales involved.

6. CONSTITUTION AND MEMBERSHIP OF COMMITTEES

There was submitted a Report by the Depute Chief Executive (Corporate Services) inviting the Council to consider establishing such Committees and Sub-Committees as it considered appropriate, determining the membership of such Committees as are constituted and to appoint Chairmen and Vice-Chairmen of such Committees. The Report also sought approval, as an interim measure pending review, of the Council's existing Constitutional Papers.

The Report also set out the various Committees and Sub-Committees established by the former Council together with a brief summary of their respective functions and membership

(i) Committee Structure

The Meeting agreed that the Committee Structure of the Council comprise of a Policy and Resources Committee, an Education Committee, an Economic Development and Planning Committee, a Technical and Leisure Services Committee, a Community Services Committee (encompassing both the Housing and Social Work functions) and a Licensing Committee.

(ii) Appointment of Committees

The Meeting then determined the membership of the Committees as follows:-

(a) Education Committee

The Meeting agreed that the Education Committee should comprise of seventeen members as follows:-

Councillors Aldridge, Burgess, Ettles, Farquharson, Fleming, Flynn, Hogg, Keith, Leslie, McIntosh, Shaw, Urquhart, Watt, Wilson plus three others.

On the Motion by Councillor Farquharson, seconded by Councillor Burgess the Meeting unanimously agreed that Councillor Keith be appointed Chairman of the Committee.

On the Motion by Councillor Aldridge, seconded by Councillor Watt, the Meeting unanimously agreed that Councillor Urquhart be appointed Vice-Chairman of the Committee.

In regard to the appointment of the "other" Members on the Committees the number of places be intimated to the five Members who were not part of the Administration i.e. the two SNP Members, the two Liberal Democrat Members and the Conservative Member for them to determine and advise the Depute Chief Executive (Corporate Services).

The Meeting also agreed that membership of the Committee include three Church representatives, one secondary school representative and one primary school representative to be appointed with full voting rights in accordance with previous practice.

The Meeting further agreed that one parent representative and a pupil representative be appointed as ex-officio members of the Committee and that appropriate arrangements for these appointments be undertaken by the Director of Education, in consultation with the Chair and Vice-Chair of the Education Committee.

(b) Economic Development and Planning

The Meeting agreed that the Economic Development and Planning Committee should comprise all twenty six Members of the Council.

On the Motion by Councillor Farquharson, seconded by Councillor Bisset, the Meeting unanimously agreed that Councillor Aldridge be appointed Chairman of the Committee.

On the Motion by Councillor Urquhart, seconded by Councillor Bisset, the Meeting unanimously agreed that Councillor McIntosh be appointed Vice-Chairman of the Committee.

(c) **Community Services** (incorporating Social Work and Housing functions)

The Meeting agreed that the Community Services Committee should comprise of thirteen Members as follows:-

Councillors Aldridge, Burgess, Divers, Ettles, Farquharson, Flynn, Jappy, Leslie, Longmore, Watt and Wilson plus two others.

On the Motion by Councillor Watt, seconded by Councillor Jappy, the Meeting unanimously agreed that Councillor Farquharson be appointed Chairman of the Committee.

On the Motion by Councillor Wilson, seconded by Councillor Jappy, the Meeting unanimously agreed that Councillor Watt be appointed Vice-Chairman (Social Work) of the Committee.

On the Motion by Councillor Farquharson, seconded by Councillor Bisset, the Meeting unanimously agreed that Councillor Jappy be appointed Vice-Chairman (Housing) of the Committee.

The Meeting also agreed that two tenant representatives be appointed to attend the 'non-confidential' business on the Housing section of the Committee Agenda and that appropriate arrangements for these appointments be undertaken by the Director of Community Services in consultation with the Chairman and Vice-Chairman (Housing).

(d) **Technical and Leisure Services Committee**

The Meeting agreed that the Technical and Leisure Services Committee comprise of thirteen Members as follows:-

Councillors Bisset, Coutts, Fleming, Gregory, Hogg, Jappy, Keith, McIntosh, Shaw, Shepherd and three others.

On the Motion by Councillor Aldridge, seconded by Councillor Wilson, the Meeting unanimously agreed that Councillor Shaw be appointed Chairman of the Committee.

On the Motion by Councillor Aldridge, seconded by Councillor Jappy, the Meeting unanimously agreed that Councillor Fleming be appointed Vice-Chairman of the Committee.

(e) **Licensing Committee**

The Meeting agreed that the Licensing Committee should comprise of nine Members as follows:-

Councillors Bisset, Coutts, Divers, Gregory, Longmore, Shepherd and Urquhart and two others.

On the Motion by Councillor Aldridge, seconded by Councillor Shaw, the Meeting unanimously agreed that Councillor Bisset be appointed Chairman of the Committee.

On the Motion by Councillor Watt, seconded by Councillor Farquharson, the Meeting unanimously agreed that Councillor Shepherd be appointed Vice-Chairman of the Committee.

(f) **Policy and Resources Committee**

The Meeting agreed that the Policy and Resources Committee comprise of the Chairs and Vice-Chairs of Education, Economic Development and Planning, Community Services and Technical and Leisure Services plus two others.

On the Motion by Councillor Jappy, seconded by Councillor McIntosh, the Meeting unanimously agreed that Councillor Farquharson be appointed Chairman of the Committee.

On the Motion by Councillor Farquharson, seconded by Councillor Watt, the Meeting unanimously agreed that Councillor Aldridge be appointed Vice-Chairman of the Committee.

(g) **Joint Consultative Committee (Teachers)**

The Meeting agreed that the Joint Consultative Committee (Teachers) should comprise of five Members, four from the Council's Administration and one other and with equal representation from the Trade Unions

(h) **Joint Consultative Committee (APT&C staff, manual and craft workers and Chief Officers)**

The Meeting agreed that matters previously dealt with by the JCC be referred to the Policy and Resources Committee.

(i) **Joint Negotiative Committee (Teachers)**

The Meeting agreed that the Council's representation comprise of the Chair and Vice-Chair of Education.

(j) **Moray Council Complaints Review Committee**

The Meeting agreed to continue with the previous practice whereby a Committee of three be drawn from the membership of the Policy and Resources Committee, the Departmental Complaints Officers and nominated independent persons with the Chair to be drawn from the independent persons.

(k) **The Policy and Resources Sub-Committee**

The Meeting agreed that this Sub-Committee be discontinued and all matters previously dealt with by the Sub-Committee be referred to the Policy and Resources Committee.

(l) **Emergency Planning Committee**

The Meeting agreed that the Emergency Planning Committee comprise of four Members of the Council's Administration and one other.

(m) **Council Tax Benefit and Housing Benefit Review Board**

The Meeting agreed that the Council Tax Benefit and Housing Benefit Review Board comprise of a panel of three Members to be drawn from six Members including the Chair and Vice-Chair (Housing) of the Community Services Committee.

(n) **Appeals Committee** (substitutes permitted)

The Meeting agreed that the membership of the Appeals Committee comprise of four Members from the Council's Administration and one other.

(o) **Appointments Committee**

The Meeting agreed that this Committee be discontinued and matters previously dealt with by the Committee be referred to the Policy and Resources Committee.

(p) **Children's Services Strategy Group**

The Meeting agreed that consideration of the continuation or otherwise of the Group be referred to the Community Services Committee (Social Work Section) for consideration.

(q) **Social Work Complaints Review Committee**

The Meeting agreed that the Social Work Complaints Review Committee comprise of a panel of five persons comprising two independent person, two Elected Members who are not members of the Social Work Committee and a Legal Officer of the Council and that the appointment of independent persons be referred to Community Services Committee (Social Work Section)

(r) **Advisory Committee** (Registration and Inspection Unit)

The Meeting agreed that appointment of Members of the Advisory Committee (Registration and Inspection Unit) be referred to the Community Services (Social Work Section) for appointments.

(s) **Schools Placings and Exclusion Appeals Committee**

The Meeting agreed that the membership of the Schools Placings and Exclusions Appeals Committee comprise of three Elected Members drawn from a pool of five and three Non-Elected Members and that these appointments be referred to the Education Committee.

(iii) **Sub-Committees**

The Meeting then determined the list of Sub-Committees, as detailed in Appendix 1 of the Report, as follows:-

(a) **Children's Sub-Committee**

The Meeting agreed that the membership of the Children's Sub-Committee should comprise of five Members – three from the Education Committee and two from the Community Services Committee and that the appointments be referred for consideration to the appropriate Service Committee.

(b) **Economic Development and Planning Telematics Sub-Committee**

The Meeting agreed that this Sub-Committee be discontinued and that all matters previously dealt with by the Sub-Committee be referred to the Economic Development and Planning Committee.

(c) **Educational General Purposes Sub-Committee**

The Meeting agreed that the membership of the Sub-Committee be referred to the Education Committee.

(d) **Education Grievance Appeals Sub-Committee**

The Meeting agreed that the membership of the Sub-Committee be referred to the Education Committee.

(e) **Education Disciplinary Appeals Sub-Committee**

The Meeting agreed that the membership of the Sub-Committee be referred to the Education Committee.

(f) **Education Appeals Sub-Committee**

The Meeting agreed that the membership of the Sub-Committee be referred to the Education Committee.

(g) **Fleet Services Sub-Committee**

The Meeting agreed that this Sub-Committee be discontinued and the matters previously dealt with by the Sub-Committee be referred to the Technical and Leisure Services Committee.

(h) **Housing Sub-Committee**

The Meeting agreed that the membership comprise of five Members and that the appointments be referred to the Community Services Committee for consideration.

(i) **Joint Committee on Community Care**

The Meeting agreed that the membership of the Joint Committee continue as previous as that the appointments be referred to the Community Services Committee.

(j) **Landfill Tax Sub-Committee**

The Meeting agreed that this comprise of five Members and that the appointments be referred to the Technical and Leisure Services Committee.

(k) **Social Work Service Level Agreement and Contracts Sub-Committee**

The Meeting agreed that the Sub-Committee comprise of three Members, two from the Administration and one other and that the appointments be referred to the Community Services Committee.

(l) **Warrant Sales Sub-Committee**

The Meeting agreed that the Sub-Committee be discontinued and that matters previously dealt with by the Sub-Committee be referred to the Policy and Resources Committee.

The Meeting also agreed that Sub-Committees continue to meet on an ad hoc basis in consultation with the appropriate Chairman.

(iv) **Officer/Member Working Parties/Groups**

Thereafter the Meeting considered the number of Officer/Member Working Parties/Groups, as detailed in Appendix 2 of the Report, and determined these as follows:-

- (a) **CCTV Liaison Group** – Discontinue and refer issues to Policy and Resources Committee.

- (b) **Best Value Implementation Working Party** – Discontinue and refer issues to Policy and Resources Committee.
- (c) **Long-term Financial Planning Working Party** – Discontinue and refer issues to Policy and Resources Committee.
- (d) **Performance Measurement Working Party** - Discontinue and refer issues to Policy and Resources Committee.
- (e) **Allocation of Capital Resources** - Discontinue and refer issues to Policy and Resources Committee.
- (f) **Standing Orders/Administration** - Discontinue and refer issues to Policy and Resources Committee.
- (g) **Customer Care** - Discontinue and refer issues to Policy and Resources Committee.
- (h) **Office Accommodation Working Party** - Discontinue and refer issues to Policy and Resources Committee.
- (i) **Communications Strategy Working Party** - Discontinue and refer issues to Policy and Resources Committee.
- (j) **Health & Safety Working Party** - Discontinue and refer issues to Policy and Resources Committee.
- (k) **Transport Working Party** - Discontinue and refer issues to Policy and Resources Committee.
- (l) **Older People Working Party** – Discontinue and refer issues to Community Services Committee.
- (m) **Community Development Review Group** – Discontinue and refer to Technical and Leisure Services Committee.
- (n) **Policy Consultation Forum (Education)** – Continue as previous with Member representation being Chair and Vice-Chair of Education.
- (o) **Higher Still Strategy Group** – Continue as previous with Member representation being Chair and Vice-Chair of Education.
- (p) **Safety and Security of Pupils, Learners and Staff** – Policy and Guidelines Review Group – Continue as previous, membership comprising Chair and Vice-Chair of Education.
- (q) **Flood Prevention Working Party** – Discontinue and refer issues to Policy and Resources Committee.
- (r) **Revenue Maintenance of Roads Section Working Party** – The Meeting noted that this Working Party had been discontinued prior to 6 May, 1999.
- (s) **Tourism Working Party** – Discontinue and refer issues to Policy and Resources Committee
- (t) **Coastal Protection Working Party** - Discontinue and refer issues to Policy and Resources Committee.
- (u) **Housing Management CCT** – Discontinue.

- (v) **Social Inclusion Working Party** - Discontinue and refer issues to Policy and Resources Committee.
 - (w) **Housing into the Millennium Working Party** – Discontinue.
 - (x) **Play Areas Working Party** – Discontinue.
 - (y) **Joint Working Group Within MBSE on Economic Development** – Continue as previous with Member representation being Chair and Vice-Chair of Economic Development and Planning Committee, whom failing.
- (v) That a report on proposals for the establishment of a Contract Services Committee be submitted to a future meeting of the Council; and
 - (vi) That a review be undertaken at the earliest opportunity of the Council's Constitutional Papers i.e. Standing Orders, Financial Regulations and Administrative Scheme, to reflect the changes in Committee Structures and other related issues.

7. TIMETABLE OF MEETINGS

Following consideration of a Report by the Depute Chief Executive (Corporate Services) and in light of the decision relating to Committee Structures (para 6 of the minute refers) the Meeting agreed:-

- (i) to adopt an eight week cycle of meetings commencing 19 May, 1999 with the first meetings of the cycle being held on Wednesday 26 May, 1999 and, provisionally for the first cycle, these be as follows:-

Wednesday 26 May, 1999	- Economic Development and Planning Committee (a.m.)
	- Community Services Committee (p.m.)
Wednesday 2 June, 1999	- Licensing Committee (a.m.)
	- Technical & Leisure Services (p.m.)
Tuesday 8 June, 1999	- Policy and Resources Committee (a.m.)
Wednesday 9 June, 1999	- Education Committee (a.m.)
Wednesday 16 June, 1999	- Licensing Board (a.m.)
	- Economic Development and Planning Committee (p.m.) (to determine Development Control issues only)
Wednesday 29 June, 1999	- Policy and Resources Committee (a.m.)
Wednesday 14 July, 1999	- Full Council (a.m.)
- (ii) that a revised trial timetable be prepared, in consultation with the Convener, covering a further two cycles and issued to all Members and appropriate Officials as soon as possible;
- (iii) that a review of the trial timetable be undertaken and a report thereon, with suggested improvements if appropriate, be submitted to the meeting of the Council on 3 November, 1999.
- (iv) to unanimously agree to suspend Standing Order 69 and agree that Standing Order 60 be amended to reflect to the effect that all Committee Meetings held on a morning will commence at 9.30 a.m. adjourning at 12.45 p.m. for lunch and those held in the afternoon to start at 2 p.m. and adjourn not later than 5 p.m.

8. LICENSING BOARD – APPOINTMENT OF MEMBERS

There was submitted a Report by the Legal and Administration Services Manager inviting the Meeting to appoint Members of the Licensing Board for the new Moray Council.

Following consideration the Meeting agreed:-

- (i) that The Moray Licensing Board be constituted as follows:-
Councillors Bisset, Coutts, Divers, Gregory, Longmore, Shepherd and Urquhart and two others.
- (ii) to recommend to the Board that it holds its quarterly meetings on a Thursday.

9. MEMBERS ALLOWANCES AND EXPENSES SCHEME

There was submitted a Report by the Depute Chief Executive (Finance & I.T.) inviting the Council to consider arrangements for a review of the current scheme of Members Allowances and Expenses

Following consideration the Meeting agreed that a special meeting of the Council be convened, in consultation with the Convener, to review the scheme.

10. APPOINTMENTS TO OUTSIDE BODIES

The Meeting agreed to make the following appointments to Outside Bodies for the ensuing three years as follows:-

- (i) **ABERDEEN AND NORTH EAST DEAF SOCIETY**
The Meeting agreed that this appointment be referred to the Community Services Committee (Social Work section)
- (ii) **ABERDEEN & DISTRICT POST OFFICE AND TELECOM ADVISORY COMMITTEES**
The Meeting agreed that Councillor Gregory be appointed as the Council's representative to the Aberdeen & District Post Office and Telecom Advisory Committee.
- (iii) **ABERDEEN & GRAMPIAN TOURIST BOARD**
The Meeting agreed that Councillors Shaw, Watt and Gorn be appointed as the Council's representatives to the Aberdeen & Grampian Tourist Board.
- (iv) **AGRICULTURAL ADVISORY COMMITTEE**
The Meeting agreed that Councillors Watt, Wilson, Aldridge, Urquhart and Towns be appointed as the Council's representative to the Agricultural Advisory Committee
- (v) **ANDERSONS RESIDENTIAL HOME**
The Meeting agreed that Councillor Farquharson be appointed as the Council's representative to the Andersons Residential Home.
- (vi) **AREA COMMITTEES OF THE SCOTTISH WATER AND SEWERAGE CUSTOMERS COUNCIL**
The Meeting agreed that Councillor Coutts be appointed as the Council's representative to the Area Committees of the Scottish Water and Sewerage Customers Council.

(vii) ARTS COUNCIL FOR MORAY

The Meeting agreed that Councillors Ettles, McIntosh, Shaw and one other to be confirmed be appointed as the Council's representatives to the Arts Council for Moray.

(viii) ARTS COUNCIL FOR MORAY EXECUTIVE COMMITTEE

The Meeting agreed that Councillors Flynn and Ettles be appointed as the Council's representative to the Arts Council for Moray Executive Committee.

(ix) ASSOCIATION OF DIRECT LABOUR ORGANISATION (ADLO)

Appointments to the Association of Direct Labour Organisation be referred to the Technical and Leisure Services Committee for consideration.

(x) BANFF BURSARY FUND: BOARD of GOVERNERS

The Meeting agreed that Councillor Shepherd be appointed as the Council's representative to the Banff Bursary Fund: Board of Governors.

(xi) BANFFSHIRE EDUCATIONAL TRUST SCHEME (GOVERNORS)

The Meeting agreed that Councillors Jappy, Longmore and Wilson be appointed as the Council's representatives to the Banffshire Educational Trust Scheme (Governors).

(xii) BUCKIE DRIFTER AND BUCKIE DRIFTER (TRADING) LTD.

The Meeting agreed that Councillors Shaw, Shepherd, Longmore, Leslie, Bisset, Fleming, Jappy and Howe be appointed as the Council's representatives to the Buckie Drift and Bucking Drifter (Trading) Ltd..

(xiii) BUCKIE INITIATIVE STEERING GROUP

The Meeting agreed that Councillors Leslie and Jappy be appointed as the Council's representatives to the Buckie Initiative Steering Group.

(xiv) CAB MANAGEMENT COMMITTEE

The Meeting agreed that Councillors Divers and McIntosh be appointed as the Council's representatives to the CAB Management Committee.

(xv) CAIRNGORMS PARTNERSHIP

The Meeting agreed that Councillor Aldridge in his capacity as Convener be appointed as the Council's representative to the Cairngorms Partnership with Councillor Wilson as substitute.

(xvi) COMMUNITY BUSINESSES

The Meeting agreed that Councillor Gorn be appointed as the Council's representative to the Community Business.

(xvii) CONVENTION OF HIGHLANDS & ISLANDS

The Meeting noted that this was a Scottish Office appointment.

(xviii) CORNERSTONE COMMUNITY CARE

The Meeting agreed that this appointment be referred to the Community Services Committee (Social Work section).

(ixx) CONVENTION OF SCOTTISH LOCAL AUTHORITIES

(a) The Meeting agreed that Councillors Aldridge, Farquharson and Jappy be appointed as the Council's representative to the Convention.

(b) Education and Cultural Services

The Meeting agreed that Councillor Urquhart be appointed

Strategy

The Meeting agreed that Councillor Farquharson be appointed.

Social Affairs

The Meeting agreed that Councillor Keith be appointed.

Rural Affairs

The Meeting agreed that Councillor Towns be appointed.

Development Services

The Meeting agreed that Councillor Watts be appointed.

Protective Services

The Meeting agreed that Councillor Gorn be appointed.

(xx) DICK BEQUEST TRUST SCHEME

The Meeting agreed that Councillor Wilson be appointed as the Council's representative to the Dick Bequest Trust Scheme.

(xxi) EX OFFICIO JUSTICES OF THE PEACE

The Meeting agreed that Councillor Bisset, Coutts, Ettles and Urquhart be appointed as Ex-Officio Justices of the Peace.

(xxii) FORRES GOLF COURSE MANAGEMENT COMMITTEE

The Meeting agreed that Councillors Young, Urquhart and Gregory be appointed as the Council's representatives to the Forres Golf Course Management Committee.

(xxiii) GEORGE WINCHESTER'S TRUST

The Meeting agreed that Councillor Bisset be appointed as the Council's representative to the George Winchester's Trust.

(xxiv) GRAMPIAN ALCOHOL LIAISON COMMITTEE

The Meeting agreed that Councillors Shepherd and Bisset be appointed as the Council's representatives to the Grampian Alcohol Liaison Committee.

(xxv) GRAMPIAN CAREERS BOARD OF DIRECTORS

The Meeting agreed that Councillor Keith be appointed as the Council's representative to the Grampian Career Services Group.

(xxvi) GRAMPIAN ENTERPRISE LEADER II ACTION GROUP

The Meeting agreed that Councillor Aldridge be appointed as the Council's representative to the Grampian Enterprise Leader II Action Group.

(xxvii) GRAMPIAN FIRE BOARD

The Meeting agreed that Councillors Jappy, Leslie and Shepherd be appointed as the Council's representatives to the Grampian Fire Board with Councillors Longmore, Gregory and Divers as substitutes.

(xxviii) GRAMPIAN HOUSTON ASSOCIATION

The Meeting agreed that the appointment of representative be deferred for further information.

(xxix) GRAMPIAN JAPAN TRUST

The Meeting agreed that the appointment of representatives be deferred for further information.

(xxx) GRAMPIAN JOINT DRUG ABUSE CENTRE

The Meeting agreed to delete given that it was understood that the Centre is no longer in existence.

(xxxi) GRAMPIAN JOINT POLICE BOARD

The Meeting agreed that Councillors McIntosh, Coutts and Shaw be appointed as the Council's representatives to the Grampian Joint Police Board with Councillors Gregory, Shepherd and Watt as substitutes.

(xxxii) GRAMPIAN JOINT VALUATION BOARD

The Meeting agreed that Councillors Wilson, Watt and Longmore be appointed as the Council's representatives to the Grampian Joint Valuation Board with Councillors Leslie, Coutts and Hogg as substitutes.

(xxxiii) GRAMPIAN REGION SUPERANNUATION FUND - JOINT INVESTMENT COMMITTEE

The Meeting agreed that Councillors Aldridge and Farquharson be appointed as the Council's representatives to the Grampian Region Superannuation Fund – Joint Investment Committee.

(xxxiv) GRAMPIAN SERVICE BROKERAGE LTD.

The Meeting agreed that Councillors Hogg and Wilson be appointed as the Council's representatives to the Grampian Service Brokerage Ltd.

(xxxv) GRAMPIAN SOCIETY FOR THE BLIND

The Meeting agreed that Councillor Gorn be appointed as the Council's representative to the Grampian Society for the Blind.

(xxxvi) GRAMPIAN VENTURE CAPITAL FUND

The Meeting agreed that Councillors Aldridge, Farquharson and McIntosh be appointed as the Council's representatives to the Grampian Venture Capital Fund.

(xxxvii) HIGHLANDS AND ISLANDS ENTERPRISE

The Meeting noted that representation on the HIE Board was by way of nominations and not automatic representation.

(xxxviii) HIGHLANDS & ISLANDS FILM COMMISSION

The Meeting agreed that Councillor Howe be appointed as the Council's representative to the Highlands & Islands Film Commission.

(xxxix) HIGHLANDS & ISLANDS INTEGRATED TRANSPORT FORUM

The Meeting agreed that Councillor Aldridge be appointed as the Council's representative to the Highlands & Islands Integrated Transport Forum with Councillor Jappy as substitute.

(xl) HIGHLAND TAVRA

(a) North East Committee

The Meeting agreed that Councillor Howe be appointed as the Council's representative to the North East Committee.

(b) Northern Area Committee

The Meeting agreed that Councillor Young be appointed as the Council's representative to the Northern Area Committee.

(xli) JOINT COMMITTEE ON COMMUNITY CARE

The Meeting agreed that this appointment be referred to Community Services (Social Work section).

(xlii) KIMO: LOCAL AUTHORITIES INTERNATIONAL ENVIRONMENTAL ORGANISATION

The Meeting agreed that this appointment be referred to Technical and Leisure Services Committee.

(xlili) LANGSTANE HOUSING ASSOCIATION MANAGEMENT COMMITTEE

The Meeting agreed that Councillor Jappy be appointed as the Council's representative to the Langstane Housing Association Management Committee.

(xliv) LINKED WORK AND TRAINING TRUST

The Meeting agreed that Councillor Leslie be appointed as the Council's representative to the Linked Work and Training Trust.

(xlv) LOCAL AUTHORITY STANDING COMMITTEE ON OIL FABRICATION (LASCOF)

The Meeting agreed that Councillor Hogg be appointed as the Council's representative to LASCOF.

(xlvi) COUPLE COUNSELLING GRAMPAN (formerly Marriage Counselling Grampian)

The Meeting agreed that Councillor Wilson be appointed as the Council's representative to Couple Counselling Grampian.

(xlvii) MILNE'S INSTITUTE TRUST SCHEME (GOVERNORS)

The Meeting agreed that Councillors Aldridge, Farquharson, Jappy, Shaw, Howe, Gorn, Longmore and Coutts be appointed as the Council's representatives to Milne's Institute Trust Scheme (Governors).

(xlviii) MORAY DRUG ACTION TEAM

The Meeting agreed that Councillors Shaw, Bisset, Watt and Gregory be appointed as the Council's representatives to the Moray Drug Action Team.

(i) MORAY CHILDRENS PANEL ADVISORY COMMITTEE

The Meeting agreed that Councillors Wilson and Burgess be appointed as the Council's representatives to the Moray Childrens Panel Advisory Committee.

(I) MORAY CHILDRENS PANEL TRAINING ADVISORY COMMITTEE

The Meeting agreed that Councillor Wilson be appointed as the Council's representative to the Moray Childrens Panel Training Advisory Committee.

(ii) MORAY & NAIRN EDUCATIONAL TRUST (GOVERNORS)

The Meeting agreed that Councillors Aldridge, Howe, Farquharson, Jappy, Shaw, McIntosh, Towns and Young be appointed as the Council's representatives to the Moray & Nairn Educational Trust (Governors).

(lii) MORAY CRIME PREVENTION PANEL (now known as the MORAY COMMUNITY SAFETY GROUP)

The Meeting agreed that Councillors Burgess and Gregory be appointed as the Council's representative to the Moray Crime Community Safety Group.

(liii) MORAY FIRTH PARTNERSHIP

The Meeting agreed that the Development and Property Manager, Economic Development and Planning Department be appointed as the Council's representative to the Moray Firth Partnership.

(liv) MORAY LEISURE CENTRE - BOARD OF DIRECTORS

The Meeting agreed that Councillor Bisset, Urquhart and Aldridge be appointed as the Council's representatives to the Moray Leisure Centre – Board of Directors.

(lv) MORAY SOCIETY - ELGIN MUSEUM

The Meeting agreed that Councillors Flynn, Shaw, McIntosh and Hogg be appointed as the Council's representatives to the Moray Society – Elgin Museum.

(lvi) MORAY SPORTS COUNCIL

The Meeting agreed that Councillors Burgess, Divers, Urquhart and Young be appointed as the Council's representatives to the Moray Sports Council.

(lvii) MORAY SPORTS COUNCIL EXECUTIVE COMMITTEE

The Meeting agreed that Councillors Shaw and Fleming be appointed as the Council's representatives to the Moray Sports Council Executive Committee.

(lviii) MORAY TWINNING ASSOCIATION

The Meeting agreed that Councillor Bisset be appointed as the Council's representative to the Moray Twinning Association.

(lix) NORTH EAST PARTNERSHIP FORUM

The Meeting agreed that Councillors Aldridge, Watt and an Officer be appointed as the Council's representatives to the North East Partnership Forum.

(lx) NORTH EAST ARTS TOURING (NEAT) EXECUTIVE COMMITTEE

The Meeting agreed that Councillor Wilson be appointed as the Council's representative to the North East Arts Touring (NEAT) Executive Committee.

(lxi) NORTH EAST SCOTLAND FISHERIES DEVELOPMENT PARTNERSHIP

The Meeting agreed that Councillors Fleming, Jappy, Farquharson, Leslie and one other be appointed as the Council's representatives to the North East Scotland Fisheries Development Partnership.

It was also agreed that Councillor Jappy represent the Council on the North East Scotland Fisheries Development Partnership Strategy Group.

(lxii) NORTH EAST SCOTLAND HERITAGE TRUST

The Meeting agreed that the appointments be deferred pending further information on the organisation and remit.

(lxiii) NORTH EAST SCOTLAND PRESERVATION TRUST

The Meeting agreed that Councillor Hogg be appointed as the Council's representative to the North East Scotland Preservation Trust.

(lxiv) NORTH OF SCOTLAND WAR PENSIONS COMMITTEE

The Meeting agreed that Councillor Gregory be appointed as the Council's representative to the North of Scotland War Pensions Committee.

(lxv) PENSION FUND FORUM

The Meeting agreed that Councillors Aldridge and Farquharson be appointed as the Council's representatives to the Pension Fund Forum.

(lxvi) RAIL TRANSPORT WORKING PARTY

The Meeting agreed that Councillors Watt and Burgess be appointed as the Council's representatives to the Rail Transport Working Party.

(lxvii) REPRESENTATIVE ASSOCIATION OF ELGIN BUSINESSES

The Meeting agreed that Councillor Bisset (ex-officio) be appointed as the Council's representative to the Representative Association of Elgin Businesses.

(lxviii) SCOTTISH AMATEUR MUSIC ASSOCIATION

The Meeting agreed that the Council's Head of Music Instruction Service, J. Mustard be appointed as the Council's representative to the Scottish Amateur Music Association.

(lxxx) WRIGHT & WILSON BEQUEST

The Meeting agreed that Councillor Bisset be appointed as the Council's representative to the Wright & Wilson Bequest.

11. MINUTE OF SPECIAL MEETING OF THE ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE

The minute of the special meeting of the Economic Development and Planning Committee dated 29 April, 1999 was submitted and approved subject to Councillor P. Mann's name being included in the note of apologies submitted for absence.

12. MINUTES OF MEETING OF THE MORAY COUNCIL

The Minute of Meeting of The Moray Council dated 5 May, 1999 was submitted and approved.

13. NORTH EAST OF SCOTLAND FISHERIES DEVELOPMENT PARTNERSHIP

There was submitted a Report by the Director of Economic Development and Planning seeking the Council's nomination of a representative to a delegation to meet with the Select Committee on Fishing due to take place on 18 May, 1999.

The Meeting noted that the North East of Scotland Fisheries Development Partnership is a body formed by Aberdeen City, Aberdeenshire and Moray Councils, Grampian Enterprise Ltd., Moray Badenoch and Strathspey Enterprise, Fishing Industry Representatives and the Harbour Authorities the purpose of which being to discuss and progress matters on issues affecting the fishing industry given this sectors importance in the socio economics of the North East.

The Meeting also noted that members of the Partnership's Strategy Working Group had been invited to meet with the Select Committee on Fishing when they come to the North East of Scotland later this month.

Following consideration the Meeting agreed to be represented by Councillor Jappy as the Council's nominated representative on the Partnership's Strategy Working Group.

14. INVITATION TO CONFERENCE: GRAMPIAN RACIAL EQUALITY COUNCIL

There was submitted a Report by the Depute Chief Executive (Corporate Services) inviting the Council to consider an invitation to be represented at a Conference being organised by Grampian Racial Equality Council, in conjunction with Grampian Police, to be held in Aberdeen on Tuesday 15 June, 1999 to discuss the implications and way ahead following the publication of the report by Sir William MacPherson into the Steven Lawrence Inquiry.

Following consideration the Meeting agreed to be represented at the Conference by Councillor Courts.

15. COMMUNITY PLANNING

There was submitted a Report by the Director of Economic Development and Planning advising the Council of the requirements regarding the preparation of community plans and seeking approval for a methodology and timetable for preparation and partnerships.

There was appended to the Report as Appendices one to five respectively, notes summarising the Aims of Community Planning; Principles and Priorities, Best Value Implementation Plan, Possible Content of Moray Community Plan and Timetable.

Following consideration the Meeting agreed:-

- (i) to continue to take the lead on the development of a Community Plan for Moray;

(LXIX) SCOTTISH ACCIDENT PREVENTION COUNCIL – ROADS SAFETY COMMITTEE

The Meeting agreed that Councillor Hogg be appointed as the Council's representative to the Scottish Accident Prevention Council – Roads Safety Committee.

(LXX) SCOTTISH ASSOCIATION FOR THE DEAF

The Meeting agreed that Councillor Gorn be appointed as the Council's representative to the Scottish Association for the Deaf.

(LXXI) SCOTTISH BUILDING CONTROL ORGANISATION

The Meeting agreed that Councillor Aldridge be appointed as the Council's representative to the Scottish Building Control Organisation.

(LXXII) SCOTTISH ENVIRONMENT PROTECTION AGENCY

The Meeting agreed that Councillor Watt be appointed as the Council's representative to the Scottish Environment Protection Agency.

(LXXIII) SCOTTISH LOCAL GOVERNMENT FORUM AGAINST POVERTY

The Meeting agreed that Councillor Howe be appointed as the Council's representative to the Scottish Local Government Forum Against Poverty.

(LXXIV) SCOTTISH SCREEN LOCATIONS

The Meeting agreed that Councillor Howe be appointed as the Council's representative to the Scottish Screen Locations.

(LXXV) SHARP'S TRUST SCHEME (TRUSTEE)

The Meeting agreed that Councillor Urquhart be appointed as the Council's representative to the Sharp's Trust Scheme (Trustee).

(LXXVI) SPEY ABSTRACTION SCHEME ENVIRONMENTAL (ECOLOGY) MONITORING GROUP

The Meeting agreed that Councillors Aldridge and Howe be appointed as the Council's representative to the Spey Abstraction Scheme Environmental (Ecology) Monitoring Group.

(LXXVII) SPEY DISTRICT FISHERY BOARD

The Meeting agreed that Councillor Howe be appointed as the Council's representative to the Spey District Fishery Board.

(LXXVIII) TIGHRA (TENANT INFORMATION IN GRAMPIAN HIGHLAND AND RURAL AREAS)

The Meeting agreed that Councillor Jappy be appointed as the Council's representative to the TIGHRA.

(LXXIX) UNIVERSITY OF THE HIGHLAND & ISLANDS FOUNDATION (UHI)

The Meeting agreed that Councillors Keith and Urquhart be appointed as the Council's representatives to the University of the Highlands & Islands Foundation (UHI).

- (ii) that the Council's lead role, and any documents it produces are without prejudice to the preparation process or formal content of the Plan;
- (iii) that the preparation of the content of the Plan be determined by involving other core partners, agencies and the community;
- (iv) in principle, to the provisional content of the Plan, as set out in Appendix 4 and the timetable (Appendix 5) subject to agreement with the other core partners; and
- (v) to approve the proposal for a Community Planning Workshop in June, 1999 as detailed in the Report subject to the agreement of the other core partners.

16. OFFER OF SUPPORT AND ACCOMMODATION TO KOSOVAN REFUGEES

There was submitted a Report by the Director of Community Services inviting the Council to consider, as a matter of urgency, a request from CoSLA that Local Authorities indicate to them by 13 May, 1999 what they could offer Kosovan refugees in terms of accommodation and assistance support so that they can continue to plan for their arrival in Scotland.

Following consideration the Meeting agreed:-

- (i) to approve the proposals outlined in the Report to offer support to CoSLA to provide accommodation and support services for Kosovan refugees;
- (ii) to approve that Officers from the Department of Community Services continue to negotiate with CoSLA on these proposals should the offer be taken up; and
- (iii) to note that further reports will be brought to the Policy and Resources Committee if required.

THE MORAY COUNCIL

MINUTE OF MEETING OF THE ECONOMIC DEVELOPMENT AND PLANNING COMMITTEE

26 MAY, 1999

COUNCIL HEADQUARTERS, ELGIN

PRESENT

Councillors E. Aldridge (Chairman), R.F. McIntosh (Vice-Chairman), A. Bisset, A.R. Burgess, A.E. Coultis, J.A. Divers, M.L. Ettles, A. Farquharson, A.J. Fleming, W.J. Flynn, L. Gorn, R. Gregory, J.C. Hogg, W. Jappy, A. Keith, J.A. Leslie, S.D.I. Longmore, P.B. Paul, R.H. Shepherd, G.G. Towns, A. Urquhart, W.P. Watt, A.R. Wilson and I. Young

IN ATTENDANCE

The Chief Executive, the Director of Economic Development and Planning, the Development Planning Manager, the Economic Development and Property Manager, the Control Services Manager, the Chief Development Control Officer, the Principal Building Control Officer, the Chief Roads Officer, the Principal Engineer (Maintenance), the Senior Engineer (Traffic), the Chief Officer Development and Planning, the Principal Planning Officer, the Principal Economic Development Officer, the Legal and Administration Services Manager, the Depute Chief Financial Officer, the Principal Solicitor (Commercial and Conveyancing) and R. Harris, Administration Officer who acted as Clerk to the Meeting.

ALSO PRESENT

Inspector G. Phillips, Grampian Police

APOLOGIES

Apologies for absence were intimated on behalf of Councillors T.A. Howe and J.M. Shaw.

At the commencement of the meeting, the Chairman welcomed Members to the newly constituted Economic Development and Planning Committee and expressed his hopes for a new era of openness and transparency in Local Government administration in Moray and for the continuation of an effective partnership between the Council and the local community.

1. EXEMPT INFORMATION

The Meeting agreed, in terms of Section 50A (4) and (5) of the Local Government (Scotland) Act 1973, as amended, that the public and media representatives be excluded from the Meeting during consideration of the Items of Business appearing at the relative paragraphs of this Minute as specified below so as to avoid disclosure of exempt information of the class described in the appropriate paragraph of part I of schedule 7A of the Act.

<u>Para No. of Minute</u>	<u>Para No. of Schedule 7A</u>
19	8
20	4
21	4
22	4
23	9

2. BUILDING (SCOTLAND) ACTS: APPLICATIONS FOR BUILDING WARRANTS

(i) Applications for Building Warrants and Letters of Comfort Approved Under Delegated Powers

There was submitted a report by the Control Services Manager advising that 106 applications for Building Warrants and 15 Letters of Comfort had been determined in powers delegated to him since his last report to Committee on 27 April, 1999.

The meeting noted the report.

(ii) Applications for Relaxations/Recommendations

There was submitted a report by the Control Services Manager making recommendations in regard to the following applications for relaxation in terms of the Building Regulations (Relaxation of Local Authorities) (Scotland) Regulations 1991.

99/00011/REL Proposed internal alterations and change of use to shop at 160-160A High Street, Forres for Michael Laycock Textiles per Mr Ian Holmes. 12 Councillors Walk, Forres

- (1) Regulation 9(D2.2)
Requirements with regard to non-combustibility of the escape stair and enclosing walls and floor.
- (2) Regulation 9(E3.6)
Requirements with regard to the width of a door in an escape route.
- (3) Regulation 9(E4.13)
Requirements with regard to the provision of a protected lobby to the escape stair.
- (4) Regulation 9(S2.24)
Requirements with regard to minimum headroom to stairs and landings.

Recommendation

That relaxation be granted in respect of (1), (2) and (4) to allow :
(1) The stair, floor and surrounding partition to be constructed of timber. (2) A slightly reduced width of an escape door in an existing opening. (4) To permit a reduced headroom to the stairs and landing and that relaxation be refused in respect of (3) protected lobby.

99/00017/REL Proposed internal alterations and refurbishment of existing building to form offices at 7 North Guildry Street, Elgin for Langstane Housing Association Limited per George Bennett Mitchell & Son, 1 West Craibstone Street, Aberdeen.

- (1) Regulation 9(S2.9)
Requirements with regard to a single step between adjoining floor levels.

Recommendation

That relaxation be granted to permit a single step at a reception desk.

- 99/00018/REL Proposed internal alterations at 57 Anderson Crescent, Forres for Mr M McInnes.
- (1) Regulation 9(S2.24)
Requirements with regard to minimum headroom to stairs and landings.
- Recommendation
That relaxation be granted to permit area with reduced headroom to the upper steps, mid and upper landings.
- 99/00019/REL Alterations and extension to dwellinghouse at 14 Sutherland Street, Buckie for Mr & Mrs D Wood.
- (1) Regulation 9(Q2.5)
Requirements with regard to daylighting of apartments.
- Recommendation
That relaxation be granted to permit a room to be used as a computer room without the need to provide a window.
- 99/00020/REL Install access stair and formation of bedroom and ensuite bathroom at Drummuir Castle, Drummuir for J & B Scotland Ltd per Ashley Bartlam Partnership, 41 Moss Street, Elgin.
- (1) Regulation 9(E7.2)
Requirements with regard to openings in floors.
- (2) Regulation 9(S2.9)
Requirements with regard to minimum number of steps in a flight of stairs.
- (3) Regulation 9(S2.18)
Requirements with regard to a length of a landing.
- Recommendation
That relaxation be granted to permit for the provision of an accommodation stair into the existing turret with a reduced landing length and a two step flight at the bottom.
- 99/00022/REL Construction of lift shaft and fire escape at Newmill, Elgin for Johnstons of Elgin per Cameron Associates, 1 Wilderhaugh, Galashiels.
- (1) Regulation 9(S2.2)
Requirements with regard to non-combustibility of a floor within a protected zone.
- Recommendation
That relaxation be granted to allow an existing timber floor to remain.
- 99/00023/REL Alter, extend and change of use from office accommodation to medical practice and office accommodation at Highfield House, South Street, Elgin for Elgin Community Surgery per Messrs Mackie, Ramsay & Taylor, 47 Victoria Street, Aberdeen.

- (1) Regulation 9 (E3.6)
Requirements as to width of escape stairs to allow a wheelchair platform to be installed.

Recommendation

That relaxation be refused since there is insufficient width remaining to allow adequate escape in an emergency via the only escape stair.

99/00024/REL

Alter, extend and change of use of residential home into offices and day care centre at Winchester House, 1 King Street, Elgin for NCH Action for Children (Scotland) per Ashley Bartlam Partnership, 41 Moss Street, Elgin.

- (1) Regulation 9(D2.2)
Requirements with regard to non-combustibility of a protected zone.
- (2) Regulation 9(E3.6)
Requirements with regard to width of escape routes.

Recommendation

That relaxation be granted to allow the existing timber ceiling to remain and to allow the existing corridor width to remain.

99/00025/REL

Installation of stair lift in dwellinghouse at 13 Anderson Crescent, Forres for Mr Hislop per SAS Design, 21 Lember Drive, Clarkston, Glasgow.

- (1) Regulation 9(S2.6)
Requirements with regard to width of stairs.
- (2) Regulation 9(S2.18)
Requirements with regard to width of landings.

Recommendation

That relaxation be granted to allow the installation of a stair lift.

99/00027/REL

Alterations to school at St Gerardines Primary School, St Gerardines Road, Lossiemouth for the Director of Education per the Principal Architect, Department of Economic Development and Planning, Council Office, Elgin.

- (1) Regulation 9 (E3.6)
Requirements with regard to width of escape routes.

Recommendation

That relaxation be granted to allow a platform lift to be installed on a wide stair between different floor levels.

Following consideration the meeting agreed to approve the recommendations subject, where appropriate, to consultation with the Firemaster and the Health and Safety Executive.

3. LIST OF LEASES SUBMITTED FOR NOTING

There was submitted a report by the Director of Economic Development and Planning inviting the Committee to note the terms of five leases, two rent reviews and one assignation which had been dealt with under delegated powers.

Following consideration the Committee agreed to note the terms of five leases, two rent reviews and one assignment which had been delegated powers.

<u>Tenant and Address</u>	<u>Length of Lease</u>	<u>Review Period</u>	<u>Rent</u>
(i) <u>Lease for Noting</u>			
Mr. W. Jenkins, t/a BJ Commercials, Unit 2 Coulardbank Industrial Estate, Lossiemouth	3 years	n/a	£2,500 p.a.
Raymond McKenzie Upholstery, Unit 3 Lhanbryde Industrial Estate	3 years	3 years	£1,200 p.a.
Mr. W. Smith, Boatgear store 6, 28 Commercial Road, Buckie	1 year	3 years	£99 p.a.
Mr. George McCabe, Unit 1 Burghead Harbour, Burghead	1 year	n/a	£2,000 p.a.
W.G. Wilson, Store 5 FMA Building, Buckie	1 year	3 years	£400 p.a.
(ii) <u>Rent Reviews for Noting</u>			
Mr. Kenneth Ellis, Site 5, Coulardbank Industrial Estate Lossiemouth	----	5 years	£1,550 p.a.
Messrs. Duncan & Proctor, Site 2 Waterford Road Industrial Estate, Forres	----	5 years	£460 p.a.
(iii) <u>Assignations for Noting</u>			
Dixievale Limited, Value and Income Trust Plc, Site 14 Chanonry Industrial Estate, Elgin	125 years from 1/6/82	----	----

4. MORAY LOCAL PLAN 2000

Prior to consideration of the current planning applications Councillor Jappy raised the issue of the Moray Local Plan 2000. He sought clarification as to whether the process could be delayed to allow new Members an input into the new Local Plan.

The meeting noted that a change in Administration was not a material change of circumstances in terms of justifying a review of the position and agreed that it was fair and reasonable for the Moray Local Plan 2000 to continue through the statutory process already commenced.

The meeting noted advice from the Director of Economic Development and Planning and the Principal Solicitor (Commercial and Conveyancing) that the Moray Local Plan 2000 can only be modified in response to objections received, and that the objections had already been considered and proposed modifications were currently being advertised. Reference was also made to a Public Local Inquiry which has been arranged for August, 1999 to which a Scottish Office Reporter has been appointed.

The meeting further agreed that, once adopted, the Moray Local Plan 2000 should be subject to annual review.

5. CURRENT PLANNING APPLICATIONS

NEW ELGIN EAST – NO. 6 WARD

Councillors Aldridge (Chairman), Towns and Watt declared an interest in this item and left the meeting taking no part in the discussion or the decision. Councillor R.F. McIntosh then took the Chair.

- (a) 99/00299/FUL Renewal of temporary consent for additional use of site for market stalls and car boot sales at Elgin Auction Mart New Elgin Road Elgin Moray IV30 6BE for Aberdeen And Northern Marts

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted for renewal of temporary consent for additional use of site for market stalls and car boot sales at Elgin Auction Mart. New Elgin Road. Elgin for Aberdeen and Northern Marts.

Following consideration, the Committee agreed that planning permission be granted subject to the following conditions:-

1. The development to which this permission relates must be begun not later than the expiration of five years beginning with the date on which this permission is granted.
2. Unless otherwise agreed with the Council, as Planning Authority, the development hereby approved shall be carried out strictly in accordance with the approved plans and conditions.
3. The development is related to the earlier development approved under formal decision notice 96/01979/FUL dated 5 March 1998 and the development hereby approved shall relate to plans approved thereunder including amended Drawing nos 03 and 05, submitted under cover of the applicants/agents letter received 17 February 1997 and 24 January 1997 regarding the site boundaries and layout, and the car parking arrangements for use in conjunction with the development.
4. The indoor market shall not exceed 100 stalls, 25 no 'craft sales' stalls (the latter shall include all 'food' sales), and the car boot sales area shall not exceed 101 pitches, and the locations of all stalls and pitches shall be in accordance with the approved earlier drawings. (Condition 3 refers)
5. No retail sales, or other activities associated with the development including the storage, display and servicing of goods shall take place outwith the identified locations of the indoor market and car boot sales areas as shown on the earlier approved plans and all on-site catering facilities, including mobile catering facilities shall be located within the Mart buildings.
6. The uses hereby approved shall : -
 - (a) operate on Saturdays only;
 - (b) be open to the public between 0900 hours and 1700 hours only; and
 - (c) no vehicle movements or activity associated with the use hereby approved, including the setting up or dismantling of stalls shall take place before 0700 hours and/or after 1800 hours on the day of operation of the indoor market and car boot sales activities.
7. There shall be no public address system or the playing of music, including amplified music, outwith the Mart buildings in conjunction with the use hereby approved.
8. All existing and proposed trees, shrubs and hedgerows, including those indicated on the earlier approved plans or around the boundaries of the site shall be retained and protected and neither lopped, topped or otherwise disturbed by the development hereby approved.
9. Prior to each use of the Saturday only indoor market/car boot sale use hereby approved first commencing a gate or similar means of barrier shall be positioned across the existing vehicular access onto New Elgin Road so as to preclude vehicles entering/leaving the site and the said barrier or gate shall remain in place across the access during the operating hours of the development hereby approved.

10. As part of the development hereby approved 320 car parking spaces (including 100 spaces for the indoor market traders but excluding the car boot sales pitches) shall be provided in accordance with the earlier approved Drawing no 05 (which includes the use of the adjoining paddock area as an overflow car park area) and made available for use during the operating hours of the development hereby approved.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 58 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that there are no unauthorised departures from the approved plans which could adversely affect the development or character and amenity of the surrounding properties and area.
3. To ensure an acceptable form of development, the proposal being a renewal or continuation of the permission granted earlier and to ensure that the required standard of car parking can be provided for use in conjunction with the development.
4. In accordance with the earlier submitted application particulars, the proposal being a renewal or continuation of the earlier consent and to ensure a satisfactory form of development.
5. To ensure a satisfactory form of development in order to retain control over the location and nature of retailing activities operated at the site and in the interests of the amenities and appearance of the development and the locality.
6. In accordance with the previously submitted particulars, the proposal being a renewal or continuation of the earlier consent and in the interests of the amenities of the locality.
7. In the interests of the amenities and impact of the development upon the locality.
8. In order to ensure that the existing trees are retained as they add interest and character to the site and will contribute to the appearance of the development approved herewith.
9. In the interests of road safety and to minimise the risk of pedestrian/vehicular conflict arising between the use of the access and the use of the car boot sales area.
10. To ensure an adequate standard of parking is available for use in conjunction with the proposed development.

At the conclusion of the item Councillors Aldridge (Chairman), Towns and Watt returned to the meeting.

FORRES EAST – NO. 7 WARD

- (b) 99/00357/FUL Extend kitchen, lounge and garage at Lorna Doon Sheriffbrae Forres Moray IV36 1DP for Mr Robert A Strachan

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted for a planning application to extend kitchen, lounge and garage at Lorna Doon, Sheriffbrae, Forres, Moray for Mr. Robert A. Strachan.

Following consideration the Committee agreed that planning permission be granted subject to the following conditions:-

1. The development to which this permission relates must be begun not later than the expiration of five years beginning with the date on which this permission is granted.
2. Unless otherwise agreed with the Council, as Planning Authority, the development hereby approved shall be carried out strictly in accordance with the approved plans and conditions.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 58 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that there are no unauthorised departures from the approved plans which could adversely affect the development or character and amenity of the surrounding properties and area.

FINDERNE – NO. 9 WARD

- (c) 99/00011/FUL and 99/00012/LBC Listed Building Consent and planning permission to extend to rear to form lounge and scullery on ground floor, form resident bedroom and kitchen on first floor, small store to outside, rooflights to bathroom, remove shutters on front and colour wash existing building with ochre shade at Kimberley Inn Findhorn Forres Moray IV36 3YG for Mr And Mrs Hessel

There was submitted a report by the Director of Economic Development and Planning recommending that for reasons detailed in the report, planning permission be refused.

The meeting noted that a site visit had been undertaken by Members of the Committee on 24 May, 1999.

Following consideration, Councillor R. Gregory, seconded by Councillor W. Jappy, moved that, in his opinion the proposed development would not adversely affect the parking provision as restrictions had already been imposed by the Moray Council, therefore planning permission be granted.

There being no-one otherwise minded the motion became the finding of the meeting and it was agreed that planning permission be granted, subject to the proposal being advertised as a departure from Local Plan policy.

- (d) 99/00171/FUL Erect new village hall on Site To East Of Car Park At Dyke Forres Moray for Dyke And Brodie Village Hall Committee

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted for a planning application to erect a new village hall on site to east of car park at Dyke, Forres, Moray for Dyke and Brodie Village Hall Committee.

Following consideration the Committee agreed that planning permission be granted subject to a requirement by the Director of Economic Development and Planning for consultation with the applicant regarding appropriate roof finishes for the proposed development and the following conditions:-

1. The development to which this permission relates must be begun not later than the expiration of five years beginning with the date on which this permission is granted.
2. Unless otherwise agreed with the Council, as Planning Authority, the development hereby approved shall be carried out strictly in accordance with the approved plans and conditions.
3. The width of vehicular access shall be 5.0m and have a maximum gradient of 1:20 measured for the first 5.0 m from the edge of the public carriageway. Section of access over the public footpath/verge shall be to Grampian Regional Council specification and surfaced in bitmac.
4. That no development shall take place until a Landscape Scheme (drawn to scale) is submitted to and approved by this Council (as Planning Authority). This Landscape Scheme shall show:-
 - (a) the location of any existing trees, shrubs and hedgerows on the site and identify those to be retained and those to be removed;
 - (b) details of the measures to be taken to protect any existing trees, shrubs and hedgerows during the course of developing the site;

- (c) details of the numbers, species, position, planting distances and sizes of all planting to be undertaken.
5. That all planting, seeding or turfing forming part of the approved landscape scheme shall be carried out in the first planting and seeding seasons following the occupation of the hall or the completion of the building works, whichever is the sooner. Any trees or plants which (within a period of 5 years from the planting) die, are removed or become seriously damaged or diseased shall be replaced in the following planting season with others of similar size, number and species unless this Council (as Planning Authority) gives written consent to any variation of this planning condition.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 58 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that there are no unauthorised departures from the approved plans which could adversely affect the development or character and amenity of the surrounding properties and area.
3. In the interests of road safety.
4. In order that detailed consideration can be given to the landscaping of the site.
5. In order to ensure that the approved landscaping works are timeously carried out and properly maintained in a manner which will not adversely affect the development or amenity and character of the area.

BURGHSEA – NO. 11 WARD

- (c) 99/00270/OUT Outline to erect dwellinghouse on Site At Brigside St. Aethans Road Burghead Elgin Moray for Mr And Mrs J Lister

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted for an outline planning application to erect dwellinghouse on site at Brigside Street, St. Atheans Road, Burghead

Following consideration the Committee agreed that planning permission be granted subject to the following conditions:-

1. (a) That in the case of any reserved matter, application for approval must be made before:-
 - (i) that expiration of 3 years from the date of the grant of outline planning permission; or
 - (ii) the expiration of 6 months from the date on which an earlier application for such approval was refused; or
 - (iii) the expiration of 6 months from the date on which an appeal against such refusal was dismissed; whichever is the latest: provided that only one such application may be made in the case after the expiration of the 3 year period mentioned in sub-paragraph (i) above.
 - (b) That the development to which the permission relates must be begun not later than whichever is the later of the following dates:-
 - (i) the expiration of 5 years from the date of the grant of outline planning permission; or
 - (ii) the expiration of 2 years from the final approval of the reserved matters or in the case of approval on different dates the final approval of the last such matter to be approved.
2. The approval hereby granted is in outline and prior to the commencement of the development approval of the details, including the siting, design and external appearances of the building(s) the

means of access thereto and the landscaping of the site (hereinafter called "the reserved matters") shall be obtained from the Council, as Planning Authority.

3. The proposed development shall be carried out only in accordance with detailed drawings which shall previously have been submitted to and approved by the Council, as Planning Authority. These drawings shall show the reserved matters numbered 4-7 below.
4. Plans, sections and elevations of all buildings proposed with details of the type and colour of all external materials and finishes shall be submitted in accordance with condition no. 3 above.
5. The proposed layout of the site showing the exact position of the site boundaries, the position of all buildings, the means of access, areas for vehicle parking and the arrangements for the disposal of foul and surface water shall be submitted in accordance with condition no. 3 above.
6. Details of the exact extent, type and finish of all other works including walls, fences and other means of enclosure and screening shall be submitted in accordance with condition no. 3 above.
7. Sections through the site showing the development on its finished levels in relation to existing levels shall be submitted in accordance with condition no. 3 above.
8. The detailed application shall provide for a house which is sympathetic to the traditional qualities of neighbouring properties in terms of scale, design, finishes and siting.
9. As well as complying with condition 8, above, the detailed application shall provide for a house which has no main window facing within 4.0 m of any boundary, and which the ground area is no more than one third of the site area excluding access.
10. No water shall be permitted to drain onto the public footpath/carriageway.
11. Drop kerbs shall be provided across the access to Grampian Regional Council specification.
12. Two private car parking spaces for up to a 3 bedroomed dwelling and three private car parking spaces for a 4 or more bedroomed dwelling shall be provided.
13. A turning area shall be provided within the curtilage of the site to enable vehicles to enter/exit in a forward gear.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 59 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that the matters specified can be fully considered prior to the commencement of development.
3. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
4. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
5. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
6. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
7. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.

8. In order to ensure that the development harmonises with the appearance and character of the surrounding properties and area.
9. In order to comply with policy H17 in the Moray District Local Plan and to ensure development sympathetic to the setting.
10. In the interests of road safety.
11. In the interests of road safety.
12. In the interests of road safety.
13. In the interests of road safety.

HELDON AND LAICH – NO. 12 WARD

- (f) 98/00613/FUL Retrospective application to continue repair, raising ridge height by 7 feet using the old sheeting for the roof, centralised double doors with blockwork either side which will be harled (shed to house pigs) at Easter Lawrenceton Farm Forres Moray IV36 ORL for Mr Hamish Lochore

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted for a retrospective application to continue repair, raising old sheeting for the roof, centralised double doors with blockwork either side which will be harled (shed to house pigs) at Easter Lawrenceton Farm, Forres, Moray for Mr Hamish Lochore.

Following consideration, the Committee agreed that planning permission be granted subject to the following conditions:-

1. The development to which this permission relates must be begun not later than the expiration of five years beginning with the date on which this permission is granted.
2. Unless otherwise agreed with the Council, as Planning Authority, the development hereby approved shall be carried out strictly in accordance with the approved plans and conditions.
3. Any housing of pigs is deleted from the consent hereby granted.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 58 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that there are no unauthorised departures from the approved plans which could adversely affect the development or character and amenity of the surrounding properties and area.
3. For the avoidance of doubt. There are no adequate details in respect of this aspect of the proposals. In view of the closeness of the proposed pig housing to residential units there is a likelihood of nuisance from noise and smell.

- (g) 99/00368/FUL Extend dwellinghouse at Pittendreich House Elgin Moray IV30 8TE for Mr And Mrs A B Little

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted to extend dwellinghouse at Pittendreich House, Elgin, Moray for Mr. and Mrs. A.B. Little.

Following consideration, the Committee agreed that planning permission be granted subject to the following conditions:-

1. The development to which this permission relates must be begun not later than the expiration of five years beginning with the date on which this permission is granted.
2. Unless otherwise agreed with the Council, as Planning Authority, the development hereby approved shall be carried out strictly in accordance with the approved plans and conditions.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 58 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that there are no unauthorised departures from the approved plans which could adversely affect the development or character and amenity of the surrounding properties and area.

INNES – NO 16 WARD

- (h) 98/01748/OUT Outline to demolish ruin of existing house and build new house on site at Windy Edge Urquhart Elgin Moray for Mr J A Hendry

There was submitted a report by the Director of Economic Development and Planning recommending that for reasons detailed in the report, planning permission to demolish ruin of existing house and build new house on site at Windy Edge, Urquhart, Elgin for Mr. J.A. Hendry be refused.

The meeting noted that a site visit had been undertaken by Members of the Committee on 24 May, 1999.

Following consideration the Committee agreed that planning permission be refused for the following reasons:-

1. The proposal is contrary to the provisions of the approved Grampian Structure Plan (Rural Grampian Policy 4 and 5) and the adopted Moray District Local Plan (Policy HC9, HC10 and HC11) regarding housing in the countryside.
2. In particular, the proposal:
 - (a) is not a 'replacement' for the existing house (to be demolished), being located at a significant distance away from the existing house (HC9).
 - (b) represents an unacceptable artificial sub-division of land to create the site (HC10).
 - (c) would not achieve minimal visual intrusion as a result of the lack of a suitable degree of enclosure for the site and its isolated, prominent and elevated location (HC10).
 - (d) would conflict with the settlement pattern in the locality as a result of its obtrusive siting (HC11).
3. The proposal is contrary to Rural Grampian Policy 4 and 5 having regard to the unacceptable local plan characteristics, as described above.
 - (i) 98/01776/FUL and 98/01797/LBC Listed Building Consent and planning application for proposed replacement house and garage at The Park The Wyndies Garmouth, Fochabers Moray for Mr M Shepherd

There was submitted a report by the Director of Economic Development and Planning recommending that for reasons contained in the report, planning permission for proposed replacement house and garage at The Park, The Wyndies, Garmouth, Fochabers, Moray for Mr. M. Shepherd be refused.

The meeting noted that a site visit had been undertaken by Members of the Committee on 24 May, 1999.

Following consideration, Councillor Coutts, seconded by Councillor Bisset, moved that in his opinion the existing dwelling was a minor building within the village and in poor condition and that planning permission should be granted subject to the usual conditions and in particular the existing screening should be retained.

There being no-one otherwise minded, the motion became the finding of the meeting and it was agreed that planning permission be granted subject to the following conditions:-

- (i) planning application to be advertised as a departure from the Local Plan with the possibility of a Public Hearing being held;
- (ii) that mature trees around site boundary be retained;
- (iii) that consideration be given to the possibility of a hearing.
- (iv) the application be referred to Historic Scotland.

LENNOX - NO. 17 WARD

- (j) 98/01861/FUL and Conservation Area Consent and planning application to demolish former church and erect two dwellinghouses at 44 South Street Fochabers Moray for A And J Percy
98/01862/CON

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted to demolish former church and erect two dwellinghouses at 44 South Street, Fochabers, Moray for A and J Percy.

The meeting noted that a site visit had been undertaken by Members of the Committee on 24 May, 1999.

Following consideration, the Committee agreed that planning permission be granted subject to the proposed development being referred to Historic Scotland and the following conditions:-

1. The development to which this permission relates must be begun not later than the expiration of five years beginning with the date on which this permission is granted.
2. Unless otherwise agreed with the Council, as Planning Authority, the development hereby approved shall be carried out strictly in accordance with the approved plans and conditions.
3. No boundary fences, hedges, walls or any obstruction whatsoever over 1.0 m in height and fronting onto the public road shall be within 2.1 m of the edge of the carriageway.
4. No water shall be permitted to drain onto the public footpath/carriageway.
5. Drop kerbs shall be provided across the access to Grampian Regional Council specification.
6. Two private parking space(s) shall be provided per dwelling.
7. Prior to the commencement of works on site details of the boundary walls shall be submitted to and approved by the Control Services Manager.
8. Sample panels of roughcast shall be prepared on the site for the inspection and approval of the Control Services Manager and the roughcast work shall not be carried out until agreement has been reached with the Control Services Manager regarding the type and colour of materials to be used.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 58 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that there are no unauthorised departures from the approved plans which could adversely affect the development or character and amenity of the surrounding properties and area.
3. In the interests of road safety.

4. In the interests of road safety.
5. In the interests of road safety.
6. In the interests of road safety.
7. In order to ensure that roads and traffic conditions are complied with, and in order to ensure that the development harmonises with the appearance and character of the surrounding properties and areas.
8. In order to ensure that the development harmonises with the appearance and character of the surrounding properties and area.

BUCKIE CENTRAL – NO. 19 WARD

- (k) 99/00057/OUT Outline to erect dwellinghouse on Site 1 at Munro Way Buckie Banffshire for A Client

There was submitted a report by the Director of Economic Development and Planning recommending that subject to conditions detailed in the report planning permission be granted for an outline planning application to erect dwellinghouse on Site 1 at Munro Way, Buckie, Banffshire for A. Client.

Following consideration the Committee agreed that planning permission be granted subject to the following conditions:-

1. (a) That in the case of any reserved matter, application for approval must be made before:-
 - (i) that expiration of 3 years from the date of the grant of outline planning permission; or
 - (ii) the expiration of 6 months from the date on which an earlier application for such approval was refused; or
 - (iii) the expiration of 6 months from the date on which an appeal against such refusal was dismissed; whichever is the latest: provided that only one such application may be made in the case after the expiration of the 3 year period mentioned in sub-paragraph (i) above.
- (b) That the development to which the permission relates must be begun not later than whichever is the later of the following dates:-
 - (i) the expiration of 5 years from the date of the grant of outline planning permission; or
 - (ii) the expiration of 2 years from the final approval of the reserved matters or in the case of approval on different dates the final approval of the last such matter to be approved.
2. The approval hereby granted is in outline and prior to the commencement of the development approval of the details, including the siting, design and external appearances of the building(s) the means of access thereto and the landscaping of the site (hereinafter called "the reserved matters") shall be obtained from the Council, as Planning Authority.
3. The proposed development shall be carried out only in accordance with detailed drawings which shall previously have been submitted to and approved by the Council, as Planning Authority. These drawings shall show the reserved matters numbered 4 - 8 below.
4. Plans, sections and elevations of all buildings proposed with details of the type and colour of all external materials and finishes shall be submitted in accordance with condition no. 3 above.
5. The proposed layout of the site showing the exact position of the site boundaries, the position of all buildings, the means of access, areas for vehicle parking and the arrangements for the disposal of foul and surface water shall be submitted in accordance with condition no. 3 above.

6. Details of the exact extent, type and finish of all other works including walls, fences and other means of enclosure and screening shall be submitted in accordance with condition no. 3 above.
7. Sections through the site showing the development on its finished levels in relation to existing levels shall be submitted in accordance with condition no. 3 above.
8. Landscaping proposals showing any existing trees/hedges/shrubs to be retained or removed together with details of the type, position and number of all planting to be undertaken and details of all surfacing materials shall be submitted in accordance with condition no. 3 above.
9. No boundary fences, hedges, walls or any obstruction whatsoever over 1.0 m in height and fronting onto the public road shall be within 2.1 m of the edge of the carriageway.
10. The width of vehicular access shall be 2.4 - 3.0 and have a maximum gradient of 1:20 measured for the first 5.0 m from the edge of the public carriageway. Section of access over the public footpath/verge shall be to Grampian Regional Council specification and surfaced in bitmac.
11. No water shall be permitted to drain onto the public footpath/carriageway.
12. Drop kerbs shall be provided across the access to Grampian Regional Council specification.
13. A turning area shall be provided within the curtilage of the site to enable vehicles to enter/exit in a forward gear.
14. New boundary walls/fences shall be set back from the edge of the public road at a distance of 1.8 metres.
15. Two private car parking spaces for up to a 3 bedroomed dwelling and three private car parking spaces for a 4 or more bedroomed dwelling shall be provided.
16. The design, materials, layout and siting of the dwellinghouse shall reflect its immediate neighbours and shall maintain the existing building line which fronts onto Munro Way.

Reasons:

1. The time limit condition is imposed in order to comply with the requirements of Section 59 of the Town and Country Planning (Scotland) Act 1997.
2. In order to ensure that the matters specified can be fully considered prior to the commencement of development.
3. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
4. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
5. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
6. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
7. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
8. As the consent is in outline only and in order that detailed consideration can be given to the matters specified.
9. In the interests of road safety.

10. In the interests of road safety.
11. In the interests of road safety.
12. In the interests of road safety.
13. In the interests of road safety.
14. In the interests of road safety.
15. In the interests of road safety.
16. In order to ensure that the development harmonises with the appearance and character of the surrounding properties and area.

RURAL KEITH AND ROTHES – NO. 24 WARD

- (1) 98/01252/FUL Change of use from motor vehicle repair workshop to motor vehicle paint spraying workshop at 63 High Street Rothes Aberlour Banffshire AB38 7AY for Castlehill Services

There was submitted a report by the Director of Economic Development and Planning recommending that for reasons detailed in the report, planning permission for change of use from motor vehicle repair workshop to motor vehicle paint spraying workshop at 63 High Street, Rothes, Aberlour, Banffshire for Castlehill Services be refused.

Following consideration, the Committee agreed that planning permission be refused for the following reasons:-

1. The proposed chimney, if raised to the required height under environmental health requirements would be unacceptable under Moray District Local Plan Policy ENV3, (Development in built-up areas) and the Local Plan Settlement Statement for Rothes.
2. The chimney if amended to a height of 3 metres above all surrounding roof ridge heights (as would be required by environmental health requirements) will have a detrimentally adverse affect upon the character of the area. In particular the chimney would detract from the visual appearance of High Street and the grounds/access to Rothes Castle ruins.

6. LIST OF PLANNING APPEALS FOR NOTING

There was submitted and noted a report by the Legal and Administration Services Manager advising the Committee of the current position relating to planning appeals for the period 30 March to 14 May, 1999.

7. THE STATE OF AGRICULTURE IN MORAY: SAC DRAFT FINAL REPORT FINDINGS

Councillor Aldridge (Chairman) declared an interest in this item and left the meeting taking no part in the discussion or decision. Councillor R.F. McIntosh then took the Chair.

There was submitted a report by the Director of Economic Development and Planning to endorse the findings of an investigation by the Scottish Agricultural College (SAC) commissioned by the Moray Council and Moray, Badenoch and Strathspey Enterprise regarding the impact of problems in agriculture on individual businesses in Moray, and to approve the preparation of an action plan in response to the SAC's findings.

Following consideration the Committee agreed to:-

- (i) endorse the findings of the Scottish Agricultural College (SAC) study on the state of agriculture in Moray; and
- (ii) make available the findings and recommendations of the SAC study to the farming industry and all other interested community organisations;

- (iii) closely monitor the current situation; and
- (iv) make representations to the Scottish Parliament through Local MSPs as a matter of urgency regarding the design of a new rural strategy to underpin the future economic stability and sustainability of the farming industry.

At the conclusion of the item, Councillor Aldridge (Chairman) returned to the Chair.

8. RURAL DEVELOPMENT REGULATION CONSULTATION

There was submitted a report by the Director of Economic Development and Planning asking the Committee to homologate the Council's response to the Scottish Office consultation, concerning choices to be made by member states on a range of funding measures for implementation. Moray Council's proposed response is detailed in appendix 2 of the report.

Following consideration the Committee agreed to homologate the response to the Scottish Office consultation paper, as detailed in appendix 2 of the report.

9. CIRCULAR 9/1999 – INDICATIVE FORESTRY STRATEGIES

There was submitted a report by the Director of Economic Development and Planning advising the Committee of the Scottish Office publication: Circular 9/1999 Indicative Forestry Strategies (IFS) and summarising the key issues in the document which have implications for the Moray Council, with particular reference to strengthening forestry routes, land use, tourism, economy and the environment.

Following consideration the Committee agreed to:-

- (i) note the contents of Circular 9/1999 Indicative Forestry Strategies;
- (ii) note the concerns of the Chief Roads Officer regarding the slow progress on strengthening forestry routes due to capital budget constraints; and
- (iii) agree the preparation of an IFS for Moray in partnership with the relevant forestry, land use, tourism, economic and environmental bodies which will categorise potential areas for forestry in line with the existing roads policy for extraction routes.

10. LOCAL BIOLOGICAL RECORDS CENTRE

There was submitted a report by the Director of Economic Development and Planning summarising the main implications for the Council of a draft Development Plan prepared by the National Biodiversity network on the feasibility of establishing a Local Biological Records Centre (LRC) for North-East Scotland.

Following consideration the Committee agreed to inform the National Biodiversity Network that the Moray Council supports the principle of a Local Biological Records Centre for the North-East of Scotland, but the Council will not enter into a Service Level Agreement or contribute to the establishment phase costs due to financial restrictions.

11. NORTH-EAST SCOTLAND LOCAL BIODIVERSITY ACTION PLAN CO-ORDINATOR

There was submitted a report by the Director of Economic Development and Planning advising of a request from the North-East Scotland Local Biodiversity Action Plan (LBAP) for financial contribution from the Council for a Co-Ordinator post, and describing the responsibilities of the post.

Following consideration the Committee agreed to recommend that a contribution of £1,500 be made towards funding the post for a North-East Scotland Local Biodiversity Action Plan Co-Ordinator

12. DEVELOPMENT BRIEFS: HYTHEHILL, LOSSIEMOUTH/LESMURDIE ROAD, ELGIN

There was submitted a report by the Director of Economic Development and Planning inviting the Committee to agree the content of two Draft Development Briefs contained within the report for the following locations:-

- (a) Hythchill, Lossiemouth.
- (b) Lesmurdie Road, Elgin, for consultation with the local communities

The report also stated that the two sites are contenders for the initial phase of implementation of the new Housing Partnership (NHP) and that Development Briefs previously prepared have been updated to accord with the new Moray Local Plan 2000.

Following consideration the Committee agreed to:-

- (i) approve the content of both draft Briefs for consultation subject to the notional capacity of houses for Lesmurdie Road Development Brief being amended from 57 to 64;
- (ii) consult Lossiemouth Community Council and local residents in the Lesmurdie Road area, and thereafter to consider comments made, prior to finalising the Briefs;
- (iii) employ the policies of the new Moray Local Plan 2000 in the Briefs in anticipation of a resolution to operate the new Plan prior to the determination of planning applications on either site; and
- (iv) that in the event of no resolution to operate prior to determination, that the policies of the adopted Moray District Local Plan will then be applied.

13. CAPITAL BUDGET 1999/2000 – STRENGTHENING OF FORESTRY ROADS

Under reference to para 11 of the meeting of the Technical and Leisure Services Committee of 25 April, 1996 and para. 1 of the Special meeting of the Moray Council on 25 March, 1999 there was submitted a report by the Director of Economic Development and Planning inviting the Committee to approve the strengthening of forestry roads to permit harvesting of timber following consultation with the Forestry Commission and forest owners. The report also stated that strengthening of roads up to preferred route status enables heavy timber extraction to proceed without immediate damage to the road network.

Following consideration the Committee agreed to:-

- (i) approve strengthening of the U59H Blairrock Road to approved route status in 1999/2000 to be funded from the approved capital budget allocation; and
- (ii) approve strengthening of the C17H Beatshaugh in the following years or earlier if the suitable funding can be provided.

14. PROHIBITION OF DRIVING, MANNACHIE ROAD, FORRES

There was submitted a report by the Director of Economic Development and Planning asking the Committee to consider the introduction of a Prohibition of Driving on Mannachie Road, Forres at its junction with A940 Grantown Road due to forthcoming construction of a new junction with the Grantown Road and the closure of the existing junction to allow construction of a footway from the new housing development areas, tying in with the existing footway on the north-east side of Grantown Road.

Following consideration the Committee agreed to request the Legal and Administration Services Manager and the Director of Economic Development and Planning to proceed with the statutory process involved in introducing a Prohibition of Driving Order on Mannachie Road, Forres at its junction with the A940 Grantown Road.

15. GREAT WESTERN ROAD, BUCKIE – PROPOSED WAITING RESTRICTIONS

There was submitted a report by the Director of Economic Development and Planning inviting the Committee to consider proposals for the introduction of waiting restrictions on the A990 Great Western Road, Buckie in the

area of the village gateway at the western end of Buckie, due to vehicles parking close to the central pedestrian refuge and creating obstruction problems.

Following consideration the Committee agreed:-

- (i) to approve the introduction of "No Waiting At Any Time" on the A990 Great Western Road, Buckie under Section 14 of the Road Traffic Regulations Act 1984 and to instruct the Director of Economic Development and Planning and the Legal and Administration Services Manager to proceed with the statutory process to promote the permanent Traffic Order; and
- (ii) that Council officers monitor the parking of lorries to the east of number 38 Great Western Road.

16. CAPITAL BUDGET 1999/2000 – STREET LIGHTING

Under reference to the Minute of the meeting of the Moray Council on 25 March, 1999 (para. 30 refers) there was submitted a report by the Director of Economic Development and Planning asking the Committee to approve the details of the capital budget 1999/2000 for street lighting column replacement schemes as detailed in appendix 1 of the report.

During the discussion, the Chairman intimated his intention to review the Council's current Capital and Revenue budgets.

Following consideration the Committee agreed to approve a programme of works for 1999/2000 as detailed in appendix 1 of the report, and noted the forthcoming review of the Council's Capital Plan.

17. ROUTINE TENDERS VARIOUS WORKS 1999/2000 (FOOTWAYS SLURRYSEAL; RESURFACING ASPHALT; RESURFACING THIN OVERLAYS) – DELEGATED POWERS

Under reference to para. 14 of the meeting of the Economic Development and Planning Committee of 27 April, there was submitted a report by the Director of Economic Development and Planning asking the Committee to delegate powers to the Director of Economic Development and Planning for the acceptance of tenders for various works comprising footways slurryseal, resurfacing asphalt, and resurfacing thin overlays in consultation with the Chairman and Vice-Chairman of the Committee.

The Chairman also intimated his intention to consult with the Chief Roads Officer on the issue of future maintenance expenditure in the Revenue Budget.

Following consideration the Committee agreed:-

- (i) to delegate powers to the Legal and Administration Services Manager in consultation with the Director of Economic Development and Planning, the Chairman and Vice-Chairman of Economic Development and Planning, to approve the award of these contracts subject to the costs being within the approved budget limits;
- (ii) that Council officers check on the necessity of works on the footways; and
- (iii) that the Chairman of the Economic Development and Planning Committee consult with the Chief Roads Officer on the issue of future maintenance expenditure in the Revenue Budget with a view to submitting a new policy at a future meeting of the Committee.

18. CAPITAL PLAN 1999/2000 – ROAD SAFETY SCHEMES

Under reference to Item 1 of the Minute of the Special Meeting of the Moray Council on 25 March, 1999 there was submitted a report by the Director of Economic Development and Planning asking the Committee to approve the list of road safety schemes to be funded from the 1999/2000 capital budget as detailed in appendix 1 of the report. The report also referred to a reserve list of schemes as detailed in appendix 2 and an explanation for each of the schemes contained in appendix 3 of the report.

Following consideration the Committee agreed to:-

- (i) approve the list of road safety schemes listed in appendix 1 to be funded from the capital budget for 1999/2000; and
- (ii) approve the reserved list of road safety schemes listed in appendix 2 which can form the basis of a future programme when funding is available.

19. ROUTINE TENDERS – SURFACE DRESSING 1999/2000 (Para. 8)

There was submitted a report by the Director of Economic Development and Planning asking the Committee to approve acceptance of the lowest tender as indicated in the appendix to the report.

Following consideration the Committee agreed to authorise the Chief Roads Officer to instruct the Legal and Administration Manager to accept the lowest tender as indicated in the appendix to the report.

20. MORAY BUSINESS ENTERPRISE SCHEME – MBES 99/117 (Para. 4)

There was submitted a report by the Director of Economic Development and Planning seeking the Committee's approval of a grant in respect of application 117 for financial assistance in terms of the Moray Business Enterprise Scheme.

Following consideration, the Committee agreed:-

- (i) to approve the recommendations in regard to application 117;
- (ii) that the actual costs to the Council be included in information for future MBES reports;
- (iii) that the Director of Economic Development and Planning in conjunction with the Legal and Administration Services Manager submit a report at a future meeting on the implications of access to information legislation, with particular regard to applications for assistance under the MBES scheme.

21. MORAY BUSINESS ENTERPRISE SCHEME – APPLICATION 120 (Para. 4)

There was submitted a report by the Director of Economic Development and Planning seeking the Committee's approval of a grant in respect of application 120 for financial assistance in terms of the Moray Business Enterprise Scheme.

Following consideration, the Committee agreed to approve the recommendations in regard to application 120.

22. MORAY BUSINESS ENTERPRISE SCHEME – APPLICATION 112 (Para. 4)

There was submitted a report by the Director of Economic Development and Planning seeking the Committee's approval of a grant in respect of application 112 for financial assistance in terms of the Moray Business Enterprise Scheme.

Following consideration, the Committee agreed to approve the recommendations in regard to application 112.

23. GRAMPIAN HEALTH PROMOTIONS – PREMISES AT 239 HIGH STREET, ELGIN – PROPOSED SUB-LEASE (Para. 9)

There was submitted a report by the Director of Economic Development and Planning inviting the Committee to consider a request by Grampian Health Promotions to sub-lease part of the premises which they occupy at 239 High Street, Elgin.

Following consideration the Committee agreed that the request for consent to sub-lease at 239 High Street, Elgin be refused, on the grounds that the Committee considered the proposed sub-tenants were not compatible with the general remit of Grampian Health Promotions.