

**MINUTES of MEETING of ARGYLL AND BUTE COUNCIL held in the COUNCIL CHAMBER, KILMORY,
LOCHGILPHEAD
on THURSDAY, 1 OCTOBER 2009**

Present:

Provost William Petrie (Chair)

Councillor Chalmers	Councillor MacMillan
Councillor Colville	Councillor McNaughton
Councillor Currie	Councillor McQueen
Councillor Dance	Councillor Marshall
Councillor Devon	Councillor Morton
Councillor Freeman	Councillor Mulvaney
Councillor Horn	Councillor Nisbet
Councillor Donald Kelly	Councillor Philand
Councillor MacAlister	Councillor Reay
Councillor McCuish	Councillor Robertson
Councillor Macdonald	Councillor Semple
Councillor McIntosh	Councillor Simon
Councillor D MacIntyre	Councillor Strong
Councillor R Macintyre	Councillor Walsh
Councillor Mackay	

Attending:

Sally Loudon, Chief Executive
Douglas Hendry, Director of Community Services
Andy Law, Director of Operational Services
Charles Reppke, Head of Democratic Services & Governance
Bruce West, Head of Strategic Finance

1. APOLOGIES FOR ABSENCE

Apologies for absence were intimated from Councillors Hay, Daniel Kelly, Kinniburgh, McAlpine, Robb and Scoullar.

2. DECLARATIONS OF INTEREST

There were no declarations of interest intimated.

3. MINUTES

The Council approved the Minutes of the Council Meeting of 6 August 2009 as a correct record subject to an amendment at item 5 (**Charles and Barbara Tyre Trust**) at decision 1 delete the words "did not wish" and insert the words "was unable".

4. CONSTITUTION - PART D & E, CONTRACT STANDING ORDERS AND FINANCIAL AND SECURITY REGULATIONS

Decisions taken by the Council on 22 May and 25 June 2009 completed the review of the Council's political management arrangements. At the latter meeting the Council agreed that consequent and other revisions to the Constitution should be brought to the Council in tranches over the remainder of this year. Parts A, B and C of the Constitution were approved at the Council Meeting on 6 August 2009. A report presenting Parts D and

E of the Constitution was considered.

Decision

Agreed to adopt Parts D and E of the Constitution as attached to the report by the Director of Corporate Services, and to note that further refinements to the contract standing orders will be reported back to the Council in due course.

(Ref: Report by Director of Corporate Services dated 24 September 2009, submitted)

5. PROCUREMENT OF LARGE CAPITAL PROJECTS

The Council considered a recommendation by the Organisational Development Policy and Performance Group which sought approval that, where possible, managers of large scale, significant capital projects should hold Prince2 accreditation.

Decision

Agreed that managers of large scale, significant capital projects should hold Prince2 accreditation.

(Ref: Recommendation by Organisational Development Policy and Performance Group, submitted)

6. REQUIREMENT TO INCREASE THE LEVEL OF HOMELESS PRIORITY NEED DETERMINATIONS

The Council considered a recommendation by the Executive which sought approval to expand the Homeless Priority Need categories to include all young people aged 16-25 with immediate effect and people in tied accommodation who lose employment to be implemented from 1 April 2010.

Decision

Agreed that the Homeless Priority Need categories be expanded to include all young people aged 16-25 with immediate effect and people in tied accommodation who lose employment to be implemented from 1 April 2010.

(Ref: Recommendation by the Executive of 20 August 2009, submitted)

7. REVIEW OF THE SCHEME OF COMMUNITY COUNCILS

The Council considered a recommendation by the Executive which sought approval that £70,000 be taken from unallocated reserves for the conduct of Community Council elections in the current financial year and for Community Council by-elections in the current and future financial years.

Decision

Agreed that £70,000 be taken from unallocated reserves for:-

- a) the conduct of Community Council elections in the current financial year; and
- b) Community Council by-elections in the current and future financial years.

(Ref: Recommendation by the Executive of 20 August 2009, submitted)

8. ANNUAL REPORT BY THE AUDIT COMMITTEE 2008-2009

The Council considered a recommendation by the Audit Committee which sought approval of the contents of the Annual Report 2008-2009.

Decision

Noted the content of the Audit Committee's Annual Report for 2008-2009.

(Ref: Recommendation by the Audit Committee of 18 September 2009, submitted)

9. BEVIN BOYS MINERS PERMANENT MEMORIAL CAMPAIGN

The Council considered a request from the Chairman, The Hon Joan Taylor, MBE of the Bevin Boys Miners Permanent Memorial Campaign seeking a donation from the Council towards a Memorial Fund. The aim of the campaign is to fund a permanent Bevin Boys Miners Memorial to be sited within the grounds of the National Memorial Arboretum in Staffordshire.

Motion

Refer the request to the Provost.

Moved by Councillor Walsh, seconded by Councillor Ellen Morton.

Amendment

Decline the request to make a donation to the campaign.

Moved by Councillor Bruce Marshall, seconded by Councillor Anne Horn.

Decision

The Motion was carried by a substantial majority and accordingly became the finding of the Council.

(Ref: Report by Director of Corporate Services dated 18 September 2009, submitted)

10. TOBACCO AND PRIMARY MEDICAL SERVICES BILL

The Council considered a report which asked the Council to confirm their position in principle in relation to the proposals made in the Tobacco and Primary Medical Services (Scotland) Bill.

Motion

The Council supports the proposals made in the Bill.

Moved by Councillor Dick Walsh, seconded by Councillor Vivien Dance.

Amendment

The Council does not support the proposals made in the Bill.

Moved by Councillor Robin Currie, seconded by Councillor Gary Mulvaney.

Decision

The Motion was carried by a substantial majority and accordingly became the finding of the Council.

(Ref: Report by Director of Corporate Services and letter from Scottish Coalition on Tobacco, submitted)