



**Planning Committee Wednesday 24<sup>th</sup> February 2016**

**Table of Key Adoptions**

No	Item	Summary of key Adoptions
2.	Declarations of Interest	<i>Councillor Callan, Item B Alderman Finlay, Item F Councillor McGuigan, Item F Councillor Fielding, Item G Councillor Loftus, Item E Alderman Cole, Item E</i>
3.	Planning Committee Meeting (27 <sup>th</sup> January 2016)	<i>Noted.</i>
4.	Schedule of Applications	
	4.1 Item B, South-East Corner of Former Shackleton Barracks, Site to Rear of Tamlaghtfinlagan Church, Ballykelly Road, Ballykelly, LA01/2015/0103/F	<i>That the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in section 7 &amp; 8, circulated, and resolves to <b>APPROVE</b> full planning permission; and request that TransportNI monitor the traffic impact of the development for one year from when the building becomes operational.</i>
	4.2 Item G, 30m East of No. 2 Loughan Hill Industrial Estate Gateside Road Coleraine, LA01/2015/0509/F	<i>That the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to <b>REFUSE</b> planning permission for the reasons in section 10, circulated.</i>

	<p><b>4.3</b> Item E, Approx. 65m N of 6 Boveedy Road, Kilrea, LA01/2015/0111/O</p>	<p><i>That the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to <b>REFUSE</b> planning permission for the reasons set out in section 10, circulated.</i></p>
	<p><b>4.4</b> Item F, Lands 212m South East of 69 Tullaghans Road, Dunloy, D/2014/0120/F</p>	<p><i>That the Committee has taken into consideration and disagrees with reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and therefore resolved to <b>GRANT</b> planning permission subject to the reasons set out:</i></p> <ul style="list-style-type: none"> <li><i>• the location of the proposed wind turbine isn't considered to have a significant detrimental visual impact</i></li> <li><i>• the visual impact is limited and will not be detrimental to the overall visual impact due to its location</i> <ul style="list-style-type: none"> <li><i>• Noise Impact Assessment to be requested and considered in consultation with Environmental health. If satisfactory planning permission to be issued. If issues of concern are raised that cannot be resolved application is to be brought back to Planning Committee for further consideration.</i></li> </ul> </li> </ul>
	<p><b>4.5</b> Item D, Former Campus (Portrush Catering College) University Ulster lands at Ballywillan Road, Portrush, C/2014/0435/O</p>	<p><i>Deferred.</i></p>

	<p><b>4.6</b> Item A, Clock Tower, Main Street, Ballymoney, LA01/2015/0860/LBC</p>	<p><i>That the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to <b>GRANT</b> Listed Building Consent subject to the conditions and informatives set out in section 10, circulated.</i></p>
	<p><b>4.7</b> Item C, Rathlin Harbour, Church Bay, LA01/2015/0342/F</p>	<p><i>That the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to <b>GRANT</b> planning permission subject to the conditions and informatives set out in section 10.</i></p>
<p><b>5.</b></p>	<p>Update on Development Management Statistics</p>	<p><i>Noted</i></p>
<p><b>6.</b></p>	<p>Development Plan</p>	<p><i>Agreed</i></p>
	<p><b>6.1</b> NIEA Proposed Listing of Water Fountain, Coleraine</p> <p><b>6.2</b> Marine Conservation Zones (DoE)</p> <p><b>6.3</b> NIHE Rural Housing Policy Public Consultation</p> <p><b>6.4</b> Statement of Community Involvement</p>	<p><i>Agreed</i></p> <p><i>Content of assessment noted &amp; Head of Planning's response on behalf of Council agreed.</i></p> <p><i>Draft Proposals for Sustainable Rural Communities and the Vision, Principles &amp; Policy Objectives supported and agreed to Head of Planning responding on behalf of Council</i></p> <p><i>Outcome of public consultation event noted, final version of Statement of Community Involvement (SCI) agreed &amp; Submission of SCI to DoE for their agreement agreed.</i></p>

<b>7.</b>	<p>Correspondence</p> <p><b>7.1</b> Application from Dalradian Gold Ltd for mineral prospecting rights</p> <p><b>7.2</b> Letter of response from Minister Mark H Durkan RE: Cam Burn C/2011/0459/F</p> <p><b>7.3</b> Response from PAC RE: Cam Burn C/2011/0459/F</p>	<p><i>Noted, agreed that Head of Planning responds on behalf of Council</i></p> <p><i>Updated</i></p> <p><i>Updated</i></p>
<b>8.</b>	Enforcement Q3 Statistics Update	<i>Noted</i>
<b>9.</b>	Update on Judicial Review proceedings	<i>Updated</i>
<b>10.</b>	Planning Committee Meeting Agenda – Order of Business	<i>Introduce standard agenda item</i>

## Planning Committee

Minutes of the Meeting of Causeway Coast and Glens Borough Council Planning Committee, held in Council Chamber, Civic Headquarters, Coleraine on Wednesday 24<sup>th</sup> February 2016 at 2.00 pm.

**In the Chair:** Councillor McCaul

**Members present:** Councillor Baird, Councillor Callan, Alderman Cole, Councillor Fielding, Alderman Finlay, Councillor Fitzpatrick, Alderman King, Councillor Loftus, Councillor McGuigan, Alderman S McKillop, Alderman Mullan, Councillor Nicholl, Alderman Robinson

**In attendance:** D Jackson, Chief Executive  
D Dickson, Head of Planning  
E Kirk, Council Solicitor  
S Mathers, Principal Development Management Officer  
S Mulhern, Principal Development Plan Officer  
A Finney, Committee and Member Services Officer

**Also in Attendance:** Mr T Kennedy, DARD  
Mr J Allister MLA  
Mr C McKernan

Press x 2  
Public x 8

### 1. Apologies

There were no apologies.

### 2. Declarations of Interest

Councillor Callan declared an interest in Item B: Application reference LA01/2015/0103/F.

Alderman Finlay declared an interest in Item F: Application reference D/2014/0120/F.

Councillor McGuigan declared an interest in Item F: Application reference D/2014/0120/F.

Councillor Fielding declared an interest in Item G: Application reference LA01/2015/0509/F.

Councillor Loftus declared an interest in Item E: Application reference LA01/2015/0111/O.

Alderman Cole declared an interest in Item E: Application reference LA01/2015/0111/O.

### 3. Planning Committee Meeting (27<sup>th</sup> January 2016)

Referring to item 4.4 of Planning Committee meeting held 27<sup>th</sup> January 2016, it was noted Alderman S McKillop requested that her comments should read "Alderman S McKillop had a concern that the height of the proposed replacement was greater than the existing property and felt it would have a detrimental visual impact on the landscape." and that she had left the meeting before item 4.9, returned during the discussion and therefore was unable to vote on the item.

### 4. Schedule of Applications

Following discussion, it was AGREED: **that items with registered speakers would be dealt with first.** It was established that registered speakers for item B and item G were present at the meeting.

The Principal Development Management Officer presented the applications and illustrated using PowerPoint.

#### 4.1 Item B, South-East Corner of Former Shackleton Barracks, Site to Rear of Tamlaghtfinlagan Church, Ballykelly Road, Ballykelly, LA01/2015/0103/F.

New Three Storey Government Office Building with Associated Car Parking and New Access Road.

It was recommended that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in section 7 and 8, circulated, and resolves to **APPROVE** full planning permission.

A site report was tabled.

The Chair invited Elected Members to request points of clarification from the Officer.

The Officer clarified questions relating to the former development on the site, Transport NI consultation, policy applicable, signage and impact, if any, on local business.

The Chair invited Mr Kennedy, Director Headquarters Relocations Programme, DARD to speak after which he responded to Elected Members questions.

It was proposed by Councillor Fitzpatrick, seconded by Alderman Mullan: that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in section 7 and 8, circulated, and resolves to **APPROVE** full planning permission and;

to request that Transport NI monitor the traffic impact of the proposed development for one year from when the building becomes operational.

Councillor Callan had declared an Interest in the Item, withdrew from the table and from voting on the application.

The Chair put the motion to the committee to vote, 11 Members voted for, 0 Members voted against. The Chair declared the motion carried.

\* Councillor Callan returned to the table.

#### **4.2 Item G, 30m East of No. 2 Loughan Hill Industrial Estate, Gateside Road, Coleraine LA01/2015/0509/F**

Retention of farm shop selling various farm produce.

It was recommended that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **REFUSE** planning permission for the reasons in section 10, circulated.

The Chair invited Elected Members to request points of clarification from the Officer.

The Officer clarified queries relating to retail development, access by public transport nodes and produce on sale from the farm shop.

The Chair invited Mr McKernan, agent for the applicant to speak after which he responded to Elected Members questions.

Following discussion on retail development, it was felt there should be careful consideration around planning policy and a decision on the application should be made on the information provided within the report.

Discussion continued on the application for retention of farm shop with officers clarifying the application and that any application can be withdrawn prior to a decision issuing.

It was proposed by Councillor Callan, seconded by Alderman Mullan: that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **REFUSE** planning permission for the reasons in section 10, circulated.

Councillor Fielding had declared an Interest in the Item, withdrew from the table and from voting on the application.

The Chair put the motion to the committee to vote, 11 Members voted for, 0 Members voted against, and there was 1 abstention. The Chair declared the motion carried.

\* Councillor Fielding returned to the table.

#### **4.3 Item E, Approx. 65m N of 6 Boveedy Road, Kilrea LA01/2015/0111/O**

Proposed farm site for dwelling and garage.

It was recommended that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **REFUSE** planning permission for the reasons set out in section 10, circulated.

The Chair invited Elected Members to request points of clarification from the Officer.

The Officer clarified a query relating to the definition of an active and established farm business.

The Chair invited Mr Allister MLA to speak after which he responded to Elected Members questions.

Discussion continued with reference made to Policy CTY10, PPS21 and SPPS.

The Officer clarified queries relating to whether the application met other relevant criteria, visibility splays and whether a farm business owner requires a farm business id number to allow land to be used for conacre.

It was proposed by Councillor McGuigan, seconded by Councillor Nicholl: that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **REFUSE** planning permission for the reasons set out in section 10, circulated.

Alderman Cole and Councillor Loftus had declared an Interest in the Item, withdrew from the table and from voting on the application.

The Chair put the motion to the committee to vote, 5 Members voted for, 4 Members voted against, and there was 1 abstention. The Chair declared the motion carried.

The Chair declared a 10 minute recess at 3.56pm. The meeting recommenced at 4.15pm.

\* Alderman Cole and Councillor Loftus returned to the table.

#### **4.4 Item F, Lands 212m South East of 69 Tullaghans Road Dunloy, D/2014/0120/F**

Proposed installation of a wind turbine on a tubular tower of up to 50m (to hub height) with blades up to 69.5m (to tip height).



It was recommended that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **REFUSE** planning permission subject to the reasons set out in section 10, circulated.

A site report was tabled.

The Chair invited Elected Members to request points of clarification from the Officer.

The Officer clarified queries relating to the size of the proposed wind turbine, the application history of the adjacent wind farm, the refusal reasons, the noise impact assessment, the consultation, if any, with the wind farm owner and if the applicant was linked to the wind farm or a private individual and the subjective analysis of the visual impact of the proposed wind turbine.

The Chair invited Alderman Finlay to speak after which he responded to Elected Members questions.

Members sought clarification on the approved application of 10 wind turbines in the area and whether a pilot light would be installed on the proposed wind turbine.

It was proposed by Councillor Fitzpatrick, seconded by Alderman S McKillop: that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **REFUSE** planning permission subject to the reasons set out in section 10, circulated.

Alderman Finlay and Councillor McGuigan had declared an Interest in the Item, withdrew from the table and from voting on the application.

The Chair put the motion to the committee to vote, 1 Member voted for, 10 Members voted against. The Chair declared the motion lost.

To fulfil legal requirements, the Head of Planning sought reasons for the Planning Committee's decision to disagree with the recommendation.

It was stated that the Committee had therefore disagreed with reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and therefore resolved to **GRANT** planning permission subject to the reasons set out:

- *the location of the proposed wind turbine isn't considered to have a significant detrimental visual impact*
- *the visual impact is limited and will not be detrimental to the overall visual impact due to its location*
- *Noise Impact Assessment to be requested and considered in consultation with Environmental health. If satisfactory planning permission to be issued. If issues of concern are raised that cannot be resolved application is to be brought back to Planning Committee for further consideration.*

The Head of Planning asked the Committee for the conditions and informatives to be placed on the approval decision notice.

It was AGREED: to resolve to GRANT planning permission subject to the reasons set out above and for officials to word the conditions and informatives and issue the grant of planning permission on receipt of a satisfactory full noise assessment.

- \* Alderman Finlay and Councillor McGuigan returned to the table.
- \* Councillor Baird joined the meeting.
- \* Councillor McGuigan left the meeting.

#### **4.5 Item D, Former Campus (Portrush Catering College) University Ulster lands at Ballywillan Road, Portrush, C/2014/435/O**

Proposed housing development.

Members were informed that item 4.5 had been removed from the schedule of applications as further consideration was needed in relation to provision of social housing.

#### **4.6 Item A, Clock Tower, Main Street, Ballymoney, LA01/2015/0860/LBC**

Installation of new internal ladder system and fall arrest system.

It was recommended that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **GRANT** Listed Building Consent subject to the conditions and informatives set out in section 10, circulated.

The Chair invited Elected Members to request points of clarification from the Officer.

It was proposed by Councillor Fitzpatrick, seconded by Councillor Baird: that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **GRANT** Listed Building Consent subject to the conditions and informatives set out in section 10, circulated.

The Chair put the motion to the committee to vote, 12 Members voted for, 0 Members voted against. The Chair declared the motion carried.

#### **4.7 Item C, Rathlin Harbour, Church Bay, LA01/2015/0342/F**

Proposed development for a new ferry ramp, berthing pier, car park area and associated bollards.

It was recommended that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **GRANT** planning permission subject to the conditions and informatives set out in section 10, circulated.

The Chair invited Elected Members to request points of clarification from the Officer.

The Officer clarified queries relating to the possibility of including an electric vehicle charging point in the harbour development. In response to the Chair, the Chief Executive advised this could be considered as a separate issue.

It was proposed by Councillor Baird, seconded by Councillor Nicholl: that the Committee has taken into consideration and agrees with the reasons for the recommendation set out in section 9 and the policies and guidance in sections 7 and 8 and resolves to **GRANT** planning permission subject to the conditions and informatives set out in section 10, circulated.

The Chair put the motion to the committee to vote, committee voted unanimously in favour. The Chair declared the motion carried.

## **5 Update on Development Management Statistics**

It was **AGREED: to note the update on the development management statistics, circulated.**

## **6 Development Plan**

The Chair introduced the following items:

### **6.1 Listing of Water Fountain, Captain Street, Coleraine**

The Principal Development Plan Officer presented the report, circulated.

***On 16<sup>th</sup> December 2015 the Northern Ireland Environment Agency (NIEA) wrote to Council advising that the listing of the Water Fountain at Captain Street, Coleraine, is being considered under Section 80(1) of The Planning Act (NI) 2011 (previously circulated report, Appendix 1).***

***The fountain is classified as "...a rare surviving example of its type within the context of Northern Ireland....of historical interest as it predates mains water installation; it is thought that a bore hole drew spring water from 80ft below. Significant also from a social perspective as a supply of fresh water to local residents, many of whom would not have this facility within their own homes; as such it became an informal gathering point."***

***NIEA has requested Council's view on this proposed listing within 6 weeks of the date of the letter sent (by 27<sup>th</sup> January 2016). However, planning officials have agreed an extension on this date to allow for presentation of the proposal at the February Planning Committee Meeting, following which a response will issue immediately from the Head of Planning to NIEA.***

***IT IS RECOMMENDED that Members agree to the listing as detailed at Appendix 1, previously circulated and response by Head of Planning as detailed at Appendix 2, circulated.***

It was recommended by Councillor Fitzpatrick, seconded by Councillor Loftus and  
**AGREED: to recommend that Members agree to the listing as detailed at Appendix 1, previously circulated and response by Head of Planning as detailed at Appendix 2, circulated.**

## **6.2 Marine Conservation Zones (MCZ's) Public Consultation – Council Response to DOE**

***The Marine Act (Northern Ireland) 2013 and the UK Marine and Coastal Access Act 2009 contain new powers to designate Marine Conservation Zones (MCZs), in the Northern Ireland inshore and offshore regions respectively, as part of measures to manage and protect our seas for current and future generations.***

***Since that time, the Department of the Environment's (DOE) Marine Division has been developing potential sites for MCZ designation. These are based on sound scientific evidence and the involvement of stakeholders from all marine sectors including angling, fishing, renewable energy, ports and harbours, and environmental groups.***

***Members were advised at the January Committee Meeting that the DOE had initiated a public consultation exercise on 14<sup>th</sup> December 2015 outlining its proposals for Marine Conservation Zones (MCZs) in the Northern Ireland inshore region (out to 12 nautical miles). Of the four sites proposed two lie within this Borough:***

- ***Rathlin – Deep-sea bed, Black guillemot and Geological/geomorphological features (Submerged lagoons and Sea arches);***
- ***Waterfoot – Subtidal (sublittoral) sand with subtidal seagrass beds (Zosteramarina);***

***A draft Regulatory Impact Assessment accompanies the Consultation document. It details an assessment of the Management Options for each MCZ, including a range of possible options and the preferred options for each of the two MCZ's.***

***As part of the site selection process DOE is seeking views on the proposals and in particular the following specific aspects;***

- ***The pMCZ protected features.***
- ***The pMCZ boundaries.***
- ***The potential management options for each pMCZ.***
- ***The Draft Regulatory Impact Assessment.***

***At the January meeting it was agreed that the Head of Planning would respond to DOE on behalf of Council. The assessment of the proposals is attached at Appendix 1, previously circulated and Head of Planning response at Appendix 2, previously circulated.***

***The consultation exercise will close on 11<sup>th</sup> March 2016.***

***IT IS RECOMMENDED that Elected Members note the content of the assessment at Appendix 1, previously circulated and agree to the Head of Planning's response on behalf of Council (attached at Appendix 2, previously circulated).***

It was recommended by Alderman Cole, seconded by Councillor Fitzpatrick and AGREED: to recommend that Elected Members note the content of the assessment at Appendix 1, previously circulated and agree to the Head of Planning's response on behalf of Council (attached at Appendix 2, previously circulated).

### **6.3 NIHE Rural Housing Policy Public Consultation**

***On 29<sup>th</sup> January 2016 the Northern Ireland Housing Executive (NIHE) wrote to Councils advising that during 2015 they carried out a review of their 'Rural Homes and People' policy in order to refresh their approach to addressing the specific housing needs of rural communities.***

***Following discussions with key internal and external stakeholders and pre-consultation with their Rural Residents Forum, 'Sustainable Rural Communities: A Review of Housing Executive Rural Housing Policy' was prepared and has now been launched for public consultation.***

***The draft documents are available to view on the NIHE website at: <http://www.nihe.gov.uk/index/corporate/consultation.htm> .***

***The Draft Proposals set out the Housing Executive's vision for its rural housing policy, policy principles, how it defines 'rural', and its five revised rural housing policy proposals.***

***The following Policy Objectives, outlined in the document, are relevant to the Local Development Plan (LDP) process:***

- ***Planning Policy Objective 1: To plan and enable the provision of affordable homes which meet rural housing needs ;***
- ***Policy Objective 5: To work in partnership with others to assist in rural development***

***There is also potential overlap with the Housing Executive’s policy objectives and the Council’s Community Plan.***

***The report attached at Appendix 1 (previously circulated) provides an overview of the consultation document, and discusses the potential planning implications in detail, both in the short term in relation to existing regional planning policy, and highlights the need to give this matter due consideration in the preparation of the Council’s LDP.***

***NIHE has also organised a “Rural Policy – practice to policy” event on Monday 22<sup>nd</sup> February at 10am, at Lough Neagh Discovery Centre, Oxford Island, Craigavon, in partnership with the Rural Community Network. The event will focus on seeking views on their policy proposals. Council officers will attend the event.***

***IT IS RECOMMENDED that Members:***

- ***Support the Housing Executive’s publication of its Draft Proposals for Sustainable Rural Communities and the Vision, Principles and Policy Objectives 1 and 5 therein; and***
- ***Agree to the Head of Planning responding on behalf of Council on that basis.***

It was recommended by Councillor Baird, seconded by Councillor Callan and  
**AGREED: to recommend that Members:**

- **Support the Housing Executive’s publication of its Draft Proposals for Sustainable Rural Communities and the Vision, Principles and Policy Objectives 1 and 5 therein; and**
- **Agree to the Head of Planning responding on behalf of Council on that basis.**

#### **6.4 Statement of Community Involvement**

*Councils are required, under Section 4 of the Planning Act (NI) 2011 to prepare a Statement of Community Involvement (SCI).*

*A draft SCI document was produced under the guidance contained within the Department of the Environment’s (DOE’s) Development Plan Practice Note 02:*

*Statement of Community Involvement (SCI), published in April 2015 to guide all new councils in the preparation of this document.*

*The contents of the draft SCI were presented and agreed at the Planning Committee on 24<sup>th</sup> June 2015. At the Planning Committee on 28<sup>th</sup> October 2015 Members opted to undertake a public consultation and seek comment on the contents of the draft SCI (under Section 5 of the SCI Regs).*

*The 8 week public consultation event commenced on 11<sup>th</sup> November 2015 with the publication of the draft SCI on Council's website. Adverts were also placed in The Chronicle on 12<sup>th</sup> and 19<sup>th</sup> November 2015. The public consultation event ended on 6<sup>th</sup> January 2016.*

*Council's Planning Section did not receive any comments in response to the published document. As such it is taken that the public are content with the proposed public consultation/engagement methods outlined in relation to both the Development Management and Development Plan functions of Council.*

*Some changes have been made to the draft document as a result of both internal and external discussions, particularly on lessons learnt by other Councils. Further explanatory text has also been added to aid public understanding of the new planning functions to be undertaken by Council and how people can become involved. The cover pages of the document have also been updated to reflect the new Council logo.*

*The final version of the SCI must now be approved by the DOE, who have a duty must respond within four weeks of receipt of the SCI (unless it has notified Council in writing that it requires more time). The DOE may make suggestions for change to the document or accept it as submitted.*

*Members will, in due course, be advised of the response received from DOE.*

***IT IS RECOMMENDED that Members:***

- ***Note the outcome of the public consultation event;***
- ***Agree to the contents of the final version of the Statement of Community Involvement (previously circulated Appendix 1); and***
- ***Agree to the submission of the SCI to the DOE for their agreement.***

It was recommended by Councillor Loftus, seconded by Councillor Callan and  
**AGREED: to recommend that Members:**

- **Note the outcome of the public consultation event;**
- **Agree to the contents of the final version of the Statement of Community Involvement (previously circulated Appendix 1); and**
- **Agree to the submission of the SCI to the DOE for their agreement.**

## 7 Correspondence

### 7.1 Application from Dalradian Gold Ltd for mineral prospecting rights

The Head of Planning presented the report, circulated.

*The Department of Enterprise, Trade & Investment has written to Causeway Coast and Glens Borough Council to advise that it has received 2 applications from Dalradian Gold Ltd for mineral prospecting rights under section 11 of the Mineral Development Act (Northern Ireland) 1969 in respect of an area in Counties Londonderry and Tyrone.*

*The proposed area for mineral prospecting covers a total area of 152.1sqmiles within the Council areas of Causeway Coast and Glens, Derry City and Strabane, and Mid Ulster.*

*The previously circulated maps indicate the extent to which the proposed prospecting falls within Causeway Coast and Glens Borough Council stretching from Feeny to north of Foreglen and across to west of Evishagaran in the north and Glenshane Forest in the south and southwards to the council boundary area with Mid Ulster.*

*Before coming to a decision on the matter, in accordance with subsections 11(4) and 11(5) of the Act, DETI is required to serve notice on Council of its intention to grant the licence and to take into account any representations which are made to it within one month from the date of receipt of its letter.*

*The consultation exercise will close on 5<sup>th</sup> March 2016.*

***IT IS RECOMMENDED that Elected Members note the content of the consultation at Appendix 1, previously circulated and agree that the Head of Planning responds on behalf of Council.***

It was recommended by Alderman Finlay, seconded by Councillor Fitzpatrick and **AGREED: to recommend that Elected Members note the content of the consultation at Appendix 1, previously circulated and agree that the Head of Planning responds on behalf of Council.**

Councillor Callan proposed, seconded by Councillor Loftus and **AGREED: that the Meeting be continued 'In Committee'.**

### 7.2 Letter of response from Minister Mark H Durkan RE: Cam Burn C/2011/0459/F

The Head of Planning responded to Elected Members' queries relating to the correspondence received. Comments made by Alderman Cole were noted.



The Head of Planning reassured the Planning Committee of the Planning Officers' work on the Committee's behalf and of their support through the appeal process. Arrangements can be made for any Elected Member who wishes to view the application file.

In response to some Members, the Head of Planning agreed to forward the requested information.

In response to Councillor Callan, the Head of Planning is to check if a response had been sent to Minister Durkan following the Planning Committee's last correspondence to him regarding the Committee's invitation to attend a meeting.

### **7.3 Response from PAC RE: Cam Burn C/2011/0459/F**

The response from PAC RE: CAM Burn C/2011/0459/F was noted.

Councillor Callan's disappointment in the Department's overall performance in relation to response on the matter was noted.

## **8 Enforcement Q3 Statistics Update**

*The "Protocol for the Operation of the Planning Committee" sets out the requirement to provide quarterly updates on enforcement performance (number of cases opened, cases closed, notices issued and convictions obtained).*

*Previously circulated information provides the statistics in relation to the number of enforcement cases opened and closed in Q3 of 2015/16, the number of enforcement notices issued over this period, the number of Court Hearings held over Q3 and the number of Court Hearings pending.*

*It is RECOMMENDED that the Planning Committee note the update on Enforcement performance.*

It was AGREED: **to recommend that the Planning Committee note the update on Enforcement performance.**

\* Alderman King left the meeting.

## **9 Update on Judicial Review proceedings**

### **Verbal Update**

The Council Solicitor provided Elected Members with a verbal update of the judicial review proceedings and responded to Members' questions.

The Head of Planning advised, as agreed at the last Planning Committee meeting, a letter will be sent to the Department.

Councillor Callan proposed, seconded by Alderman Finlay and AGREED: **that the Meeting be continued 'Out of Committee'**.

## **10 Planning Committee Meeting Agenda**

In response to Alderman S McKillop, the Chief Executive advised for procedural improvement a standard agenda item to agree the order of items and confirmation of items with registered speakers could be introduced.

**This being all the business the meeting closed at 5.48pm.**