

**LAND AND PROPERTY SUB-COMMITTEE
WEDNESDAY 4 SEPTEMBER 2019**

No	Item	Summary of key Recommendations
1.	Apologies	<i>Councillor McShane</i>
2.	Declarations of interest	<i>None recorded</i>
3	Minutes of Meeting Held on Wednesday 7 August 2019	<i>Confirmed</i>
	'IN COMMITTEE'	
4	Requests For Use Of Council Land Appendix 1 – Land at Ramore Avenue, Portrush Repeat Events Retrospective Events	<i>Grant approval in principle</i> <i>Grant approval</i> <i>Note and grant retrospective approval</i>
5.	<i>Correspondence</i>	
	5.1 Northern Ireland Water – Notice of Intended Entry – Main Street Ballykelly, Storm Sewer Replacement, Ref WW 40/19 – KC479	<i>Grant approval to carry out works</i>
6	Legal Issues 6.1 Disposal Dungiven Sports Pavilion 6.2 First Registration of Council Land 6.3 Land at West Bay Castle Erin	<i>Note</i> <i>Note</i> <i>Defer and arrange site visit</i>

**MINUTES OF THE MEETING OF THE
LAND AND PROPERTY SUB-COMMITTEE
HELD IN THE BANN VIEW COMMITTEE ROOM, CIVIC HEADQUARTERS
WEDNESDAY 4 SEPTEMBER 2019 AT 7:00 PM**

- Chair** : Councillor Knight-McQuillan
- Present** : Alderman Hillis, Fielding, McCandless
Councillors McGurk, McLean, Knight-McQuillan,
Quigley.
- Non Committee Member** : Alderman G Duddy, Councillor A Laverty
- Officers Present** : M Quinn, Director of Corporate Service
P Donaghy, Democratic & Central Services
Manager
J Lundy Planning Officer
J Mills, Council Solicitor

1. APOLOGIES

An apology was recorded for Councillor McShane

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

3. MINUTES OF MEETING HELD WEDNESDAY 7 AUGUST 2019

It was AGREED: that the minutes of the Sub-Committee's meeting on Wednesday 7 August, as circulated, be confirmed as a correct record.

MOTION TO PROCEED 'IN-COMMITTEE'

It was proposed by Councillor McGurk, seconded by Councillor McLean and **AGREED:** to move into committee.

4. REQUESTS FOR USE OF COUNCIL LAND

The Director of Corporate Services presented the report, previously circulated.

4.1 (103/19) Request from Northern Ireland Housing Executive to use land at Ramore Avenue, Portrush

There was 1 new request for the Sub-Committee to consider. The request was summarised in the table with further detail provided at Appendix 1 (circulated).

Further information including maps and photographs were made available at the meeting.

The following factors were taken into account when considering the request:-

- Right of Way issues;
- Setting precedent;
- Impact on Council's strategy;
- Valuation;
- Long term impact on Council's asset;
- Legal implications;
- Health and Safety, Insurance, Risk Assessments and Event Management Plans.

It is recommended that the request is considered and recommendation made.

Following discussion and clarification on a number of queries relating to the request, including compliance with relevant planning regulations, it was proposed by Councillor McCandless, seconded by Councillor Fielding and:

AGREED to recommend that approval is granted 'in principle' to the request from the Northern Ireland Housing Executive to use Council land at the Recreation Grounds, Ramore Avenue, Portrush, for a contractor's compound for a specified limited period from January 2020 and that the draft licence agreement is presented to the Sub-Committee.

4.2 There were 6 repeat and 7 retrospective events for the Sub Committee to note. The reports were attached at Appendices 2 and 3 (circulated).

It is recommended that the requests at Appendices 2 are approved and those at Appendix 3 are noted and granted retrospective approval.

It was AGREED to recommend that the requests as set out at Appendix 2 'Repeat Events' are approved and 3 'Retrospective Events', are noted

and granted retrospective approval.

5. CORRESPONDENCE

The Director of Corporate Services presented the report, previously circulated

5.1 Northern Ireland Water – Notice of Intended Entry – Main Street Ballykelly, Storm Sewer Replacement, Ref WW 40/19 – KC479

Correspondence has been received from Northern Ireland Water Ltd (NIW Ltd) giving notice of its intention to carry out works at Mains Street Ballykelly for the purposes of a storm sewer replacement.

Under the terms of Articles 220 and 229 of the Water and Sewerage Services (Northern Ireland) Order 2006 NIW Ltd is required to give 42 days' notice from 13th August 2019 of its intention to enter the above property to carry out the works in connection with the above scheme. Map 1 Refers.

Consistent with its duties under that Order, NIW Ltd in carrying out these works, shall cause as little detriment and inconvenience, do as little damage as possible and make good or pay compensation for any damage caused by or in consequence of the execution of the works.

It is recommended that approval is granted to Northern Ireland Water to carry out works at Main Street, Ballykelly.

It was AGREED to recommend that approval is granted to Northern Ireland Water to carry out works at Main Street, Ballykelly.

6. LEGAL ISSUES

6.1 Dungiven Sports Pavilion

Council's Solicitor provided background information and legal advice in relation to progress on the disposal of Dungiven Sports Pavilion.

Members noted the update and timescales advised.

6.2 First Registration

Council's Solicitor provided an update on the progress of First Registration of Council Land. Members noted the update.

6.3 Land at West Bay (Castle Erin) L&PSC180307; L&PSC181003

Council's Solicitor provided background information and legal advice and referred to maps, circulated, of the land concerned.

Following queries from Members Council's Solicitor provided clarification and background information relating to the matter. A valuation in relation to the land was circulated to Members. Council's Solicitor advised Members that the valuation was still valid at the present time.

Council's solicitor advised Members that his written advice would be available to Members following the meeting. Members were asked to consider the advice presented and the recommendation made to allow instructions to be given to the solicitor with carriage of the matter.

Following further discussion,

It was AGREED: that a site visit be arranged as soon as possible and the matter be deferred for further consideration.

MOTION TO PROCEED 'IN PUBLIC'

It was proposed by Councillor McGurk, seconded by Councillor Quigley and **AGREED:** to move out of committee.

There being no further business the Chair declared the meeting closed.

The meeting concluded at **7.47pm.**