

Council

MONTHLY MEETING OF BELFAST CITY COUNCIL

Held in the City Hall on Tuesday, 4th May, 2010
at the hour of 6.00 o'clock p.m., pursuant to Notice.

Members present: The Right Honourable the Lord Mayor
(Councillor Long) (Chairman);
the Deputy Lord Mayor (Councillor Lavery);
the High Sheriff (Councillor Stalford); and
Councillors Adamson, Attwood, Austin, D. Browne,
M. Browne, W. Browne, Campbell, Convery,
Crozier, Cunningham, Cush, Ekin, Hartley,
Hendron, Humphrey, Jones, B. Kelly, N. Kelly,
Kingston, Kirkpatrick, Kyle, Mallon, C. Maskey,
McCabe, McCann, McCarthy, McCausland,
McCoubrey, McGimpsey, McKenzie, McMillen,
Mac Giolla Mhín, Mhic Giolla Mhín, Mullaghan,
Newton, O'Neill, O'Reilly, L. Patterson, R. Patterson,
Robinson, Rodgers, Rodway, Smyth and Stoker.

Reading of Scriptures

In accordance with Standing Order 9, the Lord Mayor read a passage from the Scriptures.

Summons

The Assistant Chief Executive submitted the summons convening the meeting.

Apologies

Apologies for inability to attend were reported from Councillors Brownlee, Cobain and Empey.

Minutes

Moved by the Right Honourable the Lord Mayor (Councillor Long),
Seconded by the Deputy Lord Mayor (Councillor Lavery) and

Resolved – That the minutes of the proceedings of the monthly meeting of the Council of 1st April be taken as read and signed as correct.

Welcome to New Members

The Lord Mayor extended, on behalf of the Council, a warm welcome to the two new Members of Council, that is, Councillor Lydia Patterson who had been appointed to replace former Councillor Nigel Dodds in the Castle District Electoral Area and Councillor Brian Kingston who had been appointed to replace former Councillor Diane Dodds in the Court District Electoral Area.

Expressions of Sympathy

The Right Honourable the Lord Mayor (Councillor Long) expressed her regret at the recent deaths of the brother of the Deputy Lord Mayor (Councillor Lavery) and the brother of Councillor Smyth and, on behalf of the Council, extended to the respective families her condolences and deepest sympathy.

Change of Membership on Committees

The Council was advised that notification had been received from the Democratic Unionist Party Grouping indicating that it wished to make the following changes to the membership on Committees:

- Councillor Robinson to fill the vacancy on the Strategic Policy and Resources Committee, consequent upon the resignation of Councillor Diane Dodds; and
- Councillor L. Patterson to replace Councillor McCausland on both the Parks and Leisure and Town Planning Committees.

The Council approved the foregoing amendments to the membership of Committees.

Change of Membership on Outside Bodies

The Assistant Chief Executive reported that notification had been received also from the Democratic Unionist Party Grouping indicating that it wished to replace Councillor McCausland with:

- Councillor Lydia Patterson on the Belfast District Policing Partnership; and
- Councillor Kingston on the Belfast District Policing Partnership North Belfast Sub-Group.

The Council approved the aforementioned changes.

Strategic Policy and Resources Committee

Moved by Councillor Hartley,
Seconded by Councillor C. Maskey,

That the minutes of the proceedings of the Strategic Policy and Resources Committee of 15th and 23rd April be approved and adopted.

Amendment

Armed Forces Day

Moved by Councillor Newton,
Seconded by Councillor Rodway,

That the decision of 23rd April under the heading "Armed Forces Day" be rejected and accordingly that the Council agrees to accede to the request from the Ministry of Defence for the Armed Forces Day Flag to be flown at the City Hall for the period from 21st till 26th June.

A division on the amendment was demanded. A poll having been taken on the amendment, there voted for it twenty-three Members, viz., the High Sheriff, (Councillor Stalford); and Councillors Adamson, D. Browne, W. Browne, Campbell, Crozier, Humphrey, Kingston, Kirkpatrick, Kyle, McCausland, McCoubrey, McGimpsey, McKenzie, McMillen, Newton, L. Patterson, R. Patterson, Robinson, Rodgers, Rodway, Smyth and Stoker; and against it twenty-four Members, viz., the Right Honourable the Lord Mayor (Councillor Long); the Deputy Lord Mayor (Councillor Lavery); and Councillors Attwood, Austin, M. Browne, Convery, Cunningham, Cush, Ekin, Hartley, Hendron, Jones, B. Kelly, N. Kelly, Mallon, C. Maskey, McCabe, McCann, McCarthy, Mac Giolla Mhín, Mhic Giolla Mhín, Mullaghan, O'Neill and O'Reilly.

The amendment was accordingly declared lost.

Further Amendment

Moved by Councillor M. Browne,
Seconded by Councillor Cush,

That the decision of 23rd April under the heading "Armed Forces Day" be rejected and accordingly that the Council agrees to refuse the request from the Ministry of Defence to fly the Armed Forces Day Flag at the City Hall.

A division on the amendment was demanded. A poll having been taken on the amendment, there voted for it twenty Members, viz., the Deputy Lord Mayor (Councillor Lavery); and Councillors Attwood, Austin, M. Browne, Convery, Cunningham, Cush, Hartley, B. Kelly, N. Kelly, Mallon, C. Maskey, McCabe, McCann, McCarthy, Mac Giolla Mhín, Mhic Giolla Mhín, Mullaghan, O'Neill and O'Reilly; and against it twenty-seven Members, viz., the Right Honourable the Lord Mayor (Councillor Long); the High Sheriff (Councillor Stalford); and Councillors Adamson, D. Browne, W. Browne, Campbell, Crozier, Ekin, Hendron, Humphrey, Jones, Kingston, Kirkpatrick, Kyle, McCausland, McCoubrey, McGimpsey, McKenzie, McMillen, Newton, L. Patterson, R. Patterson, Robinson, Rodgers, Rodway, Smyth and Stoker.

The amendment was accordingly declared lost.

Amendment

**Request for the Use of the City Hall –
Mammoth Screen Northern Ireland**

Moved by Councillor Rodway,
Seconded by Councillor McKenzie,

That the decision of 23rd April under the heading “Request for the Use of the City Hall – Mammoth Screen Northern Ireland” be rejected and accordingly that the Council agrees to refuse the request.

On a vote by show of hands seventeen Members voted for the amendment and twenty-six against and it was accordingly declared lost.

Report to the Committee

Arising out of discussion, it was agreed that a report be submitted to the next meeting of the Committee detailing when and by whom the request for the use of the City Hall had been received and explaining why no written report on the matter had been circulated to the Committee in advance of its meeting on 23rd April.

**Request for Matter to be
Taken Back for Further Consideration**

**London 2012 Olympics –
Position of Live Sites Screen**

Councillor D. Browne requested that the Chairman of the Committee (Councillor Hartley) take back for further consideration the minute of the meeting under the heading “London 2012 Olympics – Position of Live Sites Screen”.

The Chairman declined the request.

Amendment

Moved by Councillor Stoker,
Seconded by Councillor D. Browne,

That the decision of 23rd April under the heading “London 2012 Olympics – Position of Live Sites Screen” be referred back to the Committee for further consideration.

On a vote by show of hands nineteen Members voted for the matter to be referred back and twenty-three against and it was accordingly declared lost.

**Local Government (Disqualifications)
(Amendment) Bill**

At the request of Councillor Robinson, the Chairman (Councillor Hartley), with the consent of the Council, agreed that the minute of the meeting of 15th April under the heading "Local Government (Disqualifications) (Amendment) Bill" be taken back to the Committee for further consideration.

Creative Legacies Programme

Arising out of discussion in the aforementioned matter, it was agreed that a report be submitted to the Committee detailing the process employed to differentiate between applications to the programme from Community Centres and their Management Committees.

Adoption of Minutes

The minutes of the proceedings of the Strategic Policy and Resources Committee of 15th and 23rd April were thereupon approved and adopted, subject to the omission of the minute of the meeting of 15th April under the heading "Local Government (Disqualifications) (Amendment) Bill" which, at the request of Councillor Robinson, is taken back to the Committee for further consideration.

Parks and Leisure Committee

Moved by Councillor Stoker,
Seconded by Councillor Adamson and

Resolved – That the minutes of the proceedings of the Parks and Leisure Committee of 15th April be approved and adopted.

Development Committee

Moved by Councillor Humphrey,
Seconded by Councillor M. Browne,

That the minutes of the proceedings of the Development Committee of 13th and 14th April be approved and adopted.

Amendment

Belfast Welcome Centre

Moved by Councillor Hartley,
Seconded by Councillor C. Maskey,

That the decision of 14th April under the heading "Belfast Welcome Centre" be rejected and accordingly that the Council agrees that a Licence be granted by the Council for Fáilte Ireland to occupy the premises of the Belfast Welcome Centre alongside the Belfast Visitor and Convention Bureau until the lease ends on 31st July, 2010.

A division on the amendment was demanded. A poll having been taken on the amendment, there voted for it sixteen Members, viz., the Right Honourable the Lord Mayor (Councillor Long); the Deputy Lord Mayor (Councillor Lavery); and Councillors Austin, M. Browne, Cunningham, Cush, Ekin, Hartley, Hendron, Jones, C. Maskey, McCabe, McCann, Mac Giolla Mhín, Mhic Giolla Mhín and O'Neill; and against it twenty-two Members, viz., the High Sheriff (Councillor Stalford); and Councillors Adamson, D. Browne, W. Browne, Campbell, Humphrey, Kingston, Kirkpatrick, Kyle, McCausland, McCoubrey, McGimpsey, McKenzie, McMillen, Newton, L. Patterson, R. Patterson, Robinson, Rodgers, Rodway, Smyth and Stoker. Six Members, Councillors Convery, B. Kelly, N. Kelly, Mallon, McCarthy and Mullaghan did not vote.

The amendment was accordingly declared lost.

**Requests for Matters to be
Taken Back for Further Consideration**

Belfast City Marathon

The Chairman (Councillor Humphrey), at the request of Councillor D. Browne and with the consent of the Council, agreed that the minute of the meeting of 14th April, under the heading "Belfast City Marathon" be taken back to the Committee for further consideration.

St. George's Market

At the request of Councillor Newton, the Chairman (Councillor Humphrey), with the consent of the Council, agreed that the minute of the meeting of 14th April under the heading "St. George's Market" be taken back to the Committee for further consideration.

New York – New Belfast Conference

The Chairman (Councillor Humphrey), at the request of Councillor Robinson, agreed that the minute under the heading "New York – New Belfast Conference" be taken back to the Committee for further consideration. However, the Council determined to vote on whether it would grant the necessary consent to the matter being taken back.

On a vote by show of hands twenty-four Members voted for the matter to be taken back and sixteen against.

The Council accordingly agreed to the minute being taken back to the Committee for further consideration.

Adoption of Minutes

The minutes of the proceedings of the Development Committee of 13th and 14th April were thereupon approved and adopted, subject to the omission of the minutes of the meeting of 14th April under the headings:

- (i) "Belfast City Marathon" which, at the request of Councillor D. Browne, is taken back to the Committee for further consideration;
- (ii) "St. George's Market" which, at the request of Councillor Newton, is taken back to the Committee for further consideration; and
- (iii) "New York – New Belfast Conference" which, at the request of Councillor Robinson, is referred back to the Committee for further consideration.

Health and Environmental Services Committee

Moved by Councillor McCarthy,
Seconded by Councillor O'Neill,

That the minutes of the proceedings of the Health and Environmental Services Committee of 12th April be approved and adopted.

Request for Matter to be Taken Back for Further Consideration

Application for the Erection of a Dual-Language Street Sign

At the request of Councillor Stoker, the Chairman (Councillor McCarthy), with the consent of the Council, agreed that the minute under the heading "Application for the Erection of a Dual-Language Street Sign" be taken back to the Committee for further consideration.

Adoption of Minutes

Subject to the foregoing omission in relation to the application for the erection of a dual-language street sign, the minutes of the proceedings of the Health and Environmental Services Committee of 12th April were approved and adopted.

Director of Health and Environmental Services

The Council congratulated Mrs. Suzanne Wylie on her recent appointment to the post of Director of Health and Environmental Services.

Licensing Committee

Moved by Councillor O'Neill,
Seconded by Councillor Rodgers and

Resolved – That the minutes of the proceedings of the Licensing Committee of 20th April, omitting matters in respect of which the Council has delegated its powers to the Committee, be approved and adopted.

Town Planning Committee

Moved by Councillor Campbell,
Seconded by Councillor Rodway and

Resolved – That the minutes of the proceedings of the Town Planning Committee of 14th and 22nd April, omitting matters in respect of which the Council has delegated its powers to the Committee, be approved and adopted.

Notice of Motion

Mr. Noel Bailie

In accordance with Notice on the Agenda, Councillor Stoker proposed:

“This Council recognises the achievement of Noel Bailie in reaching the incredible milestone of having made 1,000 appearances for Linfield Football Club and calls upon the Strategic Policy and Resources Committee to give consideration to the appropriate way in which this achievement might best be recognised.”

The proposal was seconded by Councillor Rodgers.

Prior to the Notice of Motion being considered, the Right Honourable the Lord Mayor (Councillor Long) reminded the Council that Standing Order 11 (e) specified that, if the subject matter of any Motion of which Notice had been given comes within the province of any Committee, upon being moved and seconded, it shall stand referred without discussion to that Committee or such other Committee as the Council may determine for consideration and report.

Accordingly, the Right Honourable the Lord Mayor indicated that the matter would be referred to the Strategic Policy and Resources Committee without debate.

Chairman