



LERWICK COMMUNITY COUNCIL

CHAIRMAN

Mr Jim Anderson
66 Breiwick Road
Lerwick
Shetland ZE1 0DB

Tel. 01595 693540 or 07803 342304
Email: chair@lerwickcc.org.uk

CLERK

Mrs Katrina Semple
Community Council Office
1 Stouts Court
Lerwick
Shetland ZE1 0AN

Tel. 01595 692447 or 07818 266876
Email: clerk@lerwickcc.org.uk

29 February 2012

Dear Sir/Madam

You are requested to attend a meeting of Lerwick Community Council to be held in the Town Hall Chamber, Town Hall, Lerwick at **7.00pm on Monday 5 March.**

The next meeting will be on Monday 2 April 2012.

Yours faithfully

Katrina Semple
Clerk to the Council

LCC Members Literature in Office

No new literature received

BUSINESS

1. Hold the circular calling the meeting as read
2. Apologies for absence
3. Approve minutes of the meeting held on 6 February 2012
4. Business arising from the minutes
5. Police Report
 - 5.1 Crime Classifications Breakdown
6. Discuss - Proposed Cut to Community Council Budgets for 2012-2013
 - 6.1 Community Council Grant Figures 2009/10 – 2011/12
 - 6.2 ASCC/SIC JLG October 2010 Minute – JLG/10/05 Community Council Budgets
 - 6.3 ASCC/SIC JLG September 2011 Minute – Item 5 Community Council Budgets
7. Parking Issues – Twageos Road, St Sunniva Street, St Magnus Street, Nedersund Road & Anderson High School
8. Road Safety – Bells Brae School Area
9. Correspondence
 - 9.1 Gilbertson Road 20mph Speed Limit – Mr G Stevenson, Lerwick Resident
 - 9.2 Grit Bin Request – Mr N Hutcheson, Engineer, Roads, SIC
10. Financial Report
11. Applications for Financial Assistance
 - 11.1 Sail Training Shetland – 2012 Sail Training Scheme
12. Lerwick Planning Applications – February 2012
13. Discuss - Items to be raised during April meeting of Association of Shetland Community Councils
14. Any Other Business

MONDAY 6 FEBRUARY 2012

At a meeting of LERWICK COMMUNITY COUNCIL held in the Town Hall Chamber, Town Hall, Lerwick, at 7.00pm

Members

Mr J Anderson
Mr S McMillan
Mr A Henry
Mr D Ristori
Mr W Spence

Miss K Fraser
Mrs A Simpson
Mr J Stewart
Mr E Knight
Mr A Johnson

Ex-Officio Councillors

Cllr J Wills left 8.20pm
Cllr C Smith
Cllr C Miller left 8.20pm

Cllr J Henry
Cllr A Wishart

In Attendance

Mr P Crossland, Executive Director, Infrastructure Services, SIC
Mrs K Semple, Clerk to the Council

Chairman

Mr J Anderson, Chairman to the Council presided.

12/02/01

Circular

The circular calling the meeting was held as read.

12/02/02

Apologies for Absence

Apologies for absence were received from Mr M Peterson, Mr L Angus and Mr S Hay

12/02/03

Minutes

The minutes of the meeting held on 9 January were approved by Mr A Henry and seconded by Mr D Ristori.

12/02/04

Business Arising from the Minutes

12/01/12 Main Access Road – Anderson High School Mr D Ristori asked the minute to be amended as he did not specifically mention buses when he raised his concern.

12/01/12 Sands of Sound Access Road The Chairman stated that he had spoken to the owner of the road who advised him that he thought it unlikely that Shetland Islands Council would be willing to adopt the road. He was not too keen to spend much upgrading the road but would fill in the pot holes.

Knab Viewpoint – The Chairman informed members that Planning, SIC had now raised a question regarding ownership of the land. He thought that perhaps their concern may be to do with the boundary between owners, but he would await further correspondence.

12/02/05

Police Report

No member of Northern Constabulary attended the meeting and no report was given.

12/02/06

Mr P Crossland, Executive Director, Infrastructure Services, SIC

The Chairman welcomed Mr P Crossland, Executive Director, Infrastructure Services, SIC to the meeting.

Mr P Crossland stated that it was his intent to attend meetings of all Shetland's Community Councils to explain about the restructure of Infrastructure Services, SIC and to clarify his remit.

He explained that he was responsible for Roads Service, Environmental Waste & Transport Service, Burial Grounds, Ferry Operations, Ports & Harbours and Environmental Health & Trading Standards.

He opened the floor to questions.

Cllr J Wills raised concern at the proposal to reduce street cleaning.

Mr P Crossland replied that the current financial concern was well known, all Directorates were required to save 10% across the board and that street cleaning was not exempt. These were difficult times with difficult choices but we had to live within our means.

Cllr J Wills asked for further details with regard to the proposal to charge for parking in Lerwick.

Mr P Crossland stated that the proposal was under major review. Consideration would have to be given to the wider impact that it may have on residents and that residents parking would have to be self financing.

He advised that he was unsure how many parking spaces were owned by Shetland Islands Council but that that question would also form part of the review.

Mr E Knight noted that it was now over a year since the arrival of the two new tugs at Sullom Voe and in that time, to his knowledge, they had never been used in the capacity for which they were built. He asked if this likely to happen in the near future.

Mr P Crossland responded that the tugs were idle pending the result of an ongoing enquiry but had been used in the push/pull mode for which they were built.

Mr E Knight stated that he believed that the present enquiry was into one particular incident, which had taken place a couple of months ago, not into the ongoing situation regarding the non use of the tugs in the past year and, to his knowledge, the tugs had never been used in their full capacity.

Mr P Crossland repeated that they had been in service in push/pull mode which was what they were designed for.

Mr E Knight pursued his point, asking if the tugs ever been used in the full capacity that they were designed for.

Mr Crossland stated that the tugs had been used in push/pull mode but had never been used as escort tugs.

Mr E Knight thanked Mr P Crossland for this statement. He said that this was the answer he was looking for and that he 'would leave it at that at this time'.

The Chairman suggested that prior to implementing parking charges, a residents car parking scheme would need to be discussed.

Mr P Crossland affirmed that the proposal was to do a major review, taking into consideration all issues and concerns and with full consultation.

The Chairman asked if there was a proposal to charge for parking out with Lerwick, such as the various car parks on the A970.

Mr P Crossland replied that there was not at the moment.

Mrs A Simpson raised concern at the proposal to withdraw the service provided by the Neighbourhood Support Workers. She thought they did excellent work and that it may cost Shetland Islands Council more, in the long run, without the service they provide.

Mr P Crossland noted that a number of Councillors shared her concern but pointed out that they were not a statutory service and that cost cutting required difficult proposals to be considered.

Cllr J Wills stated that the service provided by the Neighbourhood Safety Warden's was a good example of 'spend to save'. They intervened and prevented small situations from getting out of control.

He asked Lerwick Community Council to offer support.

The Chairman proposed a motion that the Neighbourhood Safety Warden's should be retained on a 'spend to save' basis.

Cllr C Miller advised that residents in the North area of town had felt that the Neighbourhood Safety Wardens had had a positive influence in the area.

Both Mrs A Simpson and Cllr J Henry informed members that residents in the Sandveien area had also found that the Wardens had made a real difference.

Mr J Stewart agreed that the service was one which was worth keeping. He noted that the Wardens had done a lot of work in keeping dog fouling to a minimum, and seconded the motion.

Cllr A Wishart agreed that the Neighbourhood Safety did provide good value for money but reminded members that savings had to be made somehow.

The Chairman referred to a letter, sent to Mr P Crossland, regarding parking issues in the town centre which was still awaiting a response.

Mr P Crossland advised that he would respond in writing and that perhaps a site meeting could be arranged to see what could be done in a cost effective manner.

Mr D Ristori noted that inconsiderate parking was a particular issue in Harrison Square.

Mr P Crossland assured members that all comments regarding parking issues would be taken on board and considered during the review.

The Chairman asked if there was a programme of renewal regarding street lighting.

Mr P Crossland explained that there was a rolling programme and annual budget of £200,000 for the renewal and replacement of street lighting and that it was his proposal to see that level of spending continue.

He advised that potentially street lighting in some areas could be switched off but a risk assessment and full consultation would have to be done.

The Chairman noted that Knab Road and half of South Road were in need of resurfacing.

Mr P Crossland replied that he would find out where in the programme of works the roads were. He furthered that it was his intention to be more proactive and keep communities better informed with what was happening.

There being no further questions the presentation ended at 7.30pm.

Mr P Crossland stated that he would stay for the remainder of the meeting.

12/02/07

Correspondence

7.1 Webcasting Council Meetings – Alistair Buchan, Chief Executive, Shetland Islands Council

The Chairman asked the Clerk of the Council to make a note to contact Mr P Peterson, Executive Manager, IT Service, SIC if she had not heard back by the end of the year.
(Action: Clerk of the Council)

7.2 Access Issues, Pitt and Park Lanes – Anita Jamieson, Executive Manager, Housing, SIC

Noted

7.3 Vehicular access/egress issues, AHS from Lover's Loan – Valerie Nicolson, Head Teacher, AHS

Mr D Ristori raised concern that the issue he had with regard to vehicular access was not correctly understood.

The Chairman agreed to meet Mr D Ristori at the site for clarity.

(Action: Chairman & Mr D Ristori)

7.4 Parking Provision Concern, North Ness Offices – John Holden, Service Manager, Planning, SIC

Noted

7.5 Parking Provision Concern, North Ness Offices – Robert Sinclair, Executive Manager, Capital Programmes, SIC

Noted

7.6 Surface Water Drainage, Commercial Road – Neil Robertson, Engineer, Roads, SIC

The Chairman was pleased that the problem had been addressed promptly.

Noted

7.7 Christmas Lighting – Harry Jamieson, Chairman, Living Lerwick

Mr D Ristori suggested that a landmark building, such as the Tollbooth or Post Office could be illuminated during the festive season.

The Chairman asked the Clerk of the Council to write to Mr H Jamieson, Chairman, Living Lerwick with the suggestion.

(Action: Clerk of the Council)

7.8 Rova Head Development – Sandra Laurenson, Chief Executive, Lerwick Port Authority

Cllr C Miller declared an interest as a member of Lerwick Port Authority.

Mr W Spence thought that the proposed development should be promoted and that it would be better for Shetland as a whole.

(Action: Clerk of the Council)

7.9 Benches-Cunningham Way – Magnus Malcolmson, Leisure Facilities Officer, SIC

Mr P Crossland stated that if Lerwick Community Council paid for the benches he was sure that he could arrange for the benches to be installed.

The Chairman explained that part of the land was privately owned.

Mr P Crossland advised that he would look into things.

12/02/08

Detailed Financial Report

8.1 Financial report as at 31 January 2012

Noted

8.2 LCC Main Annual Running Costs 2010-2011

Noted

8.3 LCC Annual Grants & Projects 2010-2011

Noted

8.4 LCC Grants & Projects 2010-2011

Noted

12/02/09

Applications for Financial Assistance

9.1 Rent to LPA for Peerie Galley Shed – Junior Up Helly Aa (fully accounted for in annual grants & projects forecast)

Mr A Johnson noted an interest as a committee member of Junior Up Helly Aa.

Cllr J Wills agreed that LCC should pay the grant requested but suggested that in future it should be funded by Lerwick Port Authority.

Mr A Johnson pointed out that Junior Up Helly Aa had already received a lot of help from Lerwick Port Authority and he would not like there to be any bad feelings.

Mr E Knight proposed that Lerwick Community Council should continue to pay the rent for the next few years and thereafter the Junior Up Helly Aa Committee should be encouraged to ask Lerwick Port Authority to consider forgoing the annual rental charge.

Mr D Ristori seconded Mr E Knight's proposal.

(Action: Clerk of the Council)

9.2 To assist in the purchase of uniforms – Lerwick Royal British Legion Pipe Band

The Chairman proposed that £2,000 should be awarded.

He stated that the Royal British Legion Lerwick Pipe Band were the unsung hero's of Up Helly Aa.

Mrs A Simpson seconded the proposal.

(Action: Clerk of the Council)

12/02/10

Planning Applications

Cllr C Miller declared an interest as member of the Planning Board.

10.1 2011/369/PPF – Demolish garage & construct two storey flat and garage, 3 Brentham Court, Harbour Street, Lerwick

Mr J Stewart declared an interest as the applicant was his father.

No objections

(Action: Clerk of the Council)

10.2 2011/383/CAC – Demolish garage & construct two storey residential flat, 3 Brentham Court, Harbour Street, Lerwick

Mr J Stewart declared an interest as the applicant was his father.

No objections

(Action: Clerk of the Council)

10.3 2012/004/PPF – Change use from office to dwelling, 6 Pitt Lane, Lerwick

No objections

(Action: Clerk of the Council)

12/02/11

Lerwick Applications January 2012

Noted

12/02/12

Any Other Business

Proposed Budget Cuts - Freefield Centre

The Chairman invited Mrs D Williamson, concerned member of the public, to voice her concern with regard to the proposed closure of Freefield Centre.

Mrs D Williamson stated that she was saddened to hear on the news that day that Council Officials were proposing the closure of Freefield Centre by way of cost cutting.

She advised that Freefield Centre was open five days a week serving food to between 30-40 elderly people, each day, from all over Shetland.

Mrs D Williamson asked if Lerwick Community Council could assist and advise what could be done about it.

Cllr J Wills explained that the proposal to close Freefield Centre would have to be assessed but it would save £80,000 in year one and all these £80,000 savings added up.

The Chairman voiced concern that the proposal to cut the service at Freefield Centre was being looked at while three or four other eateries, subsidised by the Council, were left alone.

Reading from a document, Cllr J Wills thought that it may be that the service would continue, but from an alternative building.

He advised that he would go through the document line by line.

Mrs A Simpson asked what the cost would be if the service was provided from an alternative building.

Cllr J Wills advised that things would be discussed more fully during their meeting on Thursday to discuss the 2012/13 and 2013/14 budgets.

He stated that no one was trying to hide anything; things were being looked at openly.

Cllr J Wills advised that consideration had been given to savings which could be made by changing meals on wheels and providing frozen meals as an alternative.

Mrs A Simpson responded that she did not understand what savings could be achieved by that proposal, or how it could be done.

Mrs D Williamson added that not everyone had a microwave or freezer. She thought people would be 'up in arms' if Freefield Centre were to close and appealed for advice on how to get a petition started.

Cllr C Miller suggested that it would have to be made clear how valued the service was and that she had taken their concerns on board.

8.20pm - Cllr C Miller and Cllr J Wills left the meeting.

The Chairman advised that he would ensure Mrs D Williamson's concerns were made known at the Councillors meeting on Thursday.

Ander Hill – Bressay

Mr D Ristori suggested that something should be done to save Ander Hill, soon to be 100 old.

Mr E Knight thought that Bressay Community Council and Bressay Heritage Group had the situation in hand.

Mr D Ristori was persistent that Lerwick Community Council should show an interest.

The Chairman asked the Clerk of the Council to write to Bressay Community Council to ask if indeed steps were being taken to preserve the tower.

(Action: Clerk of the Council)

Proposed Budget Cuts - Viewforth

Mr A Henry noted that there was a proposal to close Viewforth. He was concerned that the excellent care for dementia patients provided at Viewforth would be lost if they relocated as proposed.

The Chairman asked the Clerk of the Council seek reassurance that the same high level of care would be maintained when patients are relocated.

Cllr A Wishart stated that it was a sad fact that savings had to be made or the long term future would not be good. We had to face up to practicalities.

Mrs A Simpson, to quote a 'union line' stated that it was too much, too fast.

Mr E Knight advised that he was 'not too sure keeping the capital reserves was that important' and that 'It was supposed to be for hard times and we have that now'.

He raised concern that if there were redundancies a lot of money would be taken out of the economy. He thought that hanging on to capital for its own sake was not a good move.

Cllr A Wishart stated informed members that if we carry on as we are, the reserves could all be gone in seven years time.

Proposed Budget Cuts – Viking Bus Station

The proposal to shut down the Viking bus station and freight centre was also discussed.

It was suggested that the door could be left open but concern was raised with regard to vandalism. The area also attracted groups of youths and they could be a little rowdy.

Cllr A Wishart agreed that at times around 30-40 youths could be seen. He did not think that they meant any malice but conceded that they could cause some people feel be a little concerned.

Mr J Stewart informed members that there were problems and the area facilitated underage drinking. He added that the Neighborhood Safety Wardens had found it to be a problem.

Mr D Ristori advised that the Police had been called 'umpteentimes but seemed to want to see harm to people before they do anything'.

He agreed that the Neighbourhood Safety Wardens had made a positive difference.

Lanes

The Chairman stated that due to slime on the ground Navy Lane had become very slippery. The hand rail was only on one side of the lane so there were safety issues to consider.

Mr D Ristori added that Hangcliff Lane had also become quite slippery.

Mr P Crossland agreed to address the concern.

By-Election Nominations

The Chairman informed members that there had been three nominations to fill Lerwick Community Council's three vacant seats.

They would become full members following the verification and count of ballot papers on 16 March and would attend meetings from April.

There being no other competent business the meeting closed at 8.45pm.

Minute ends.

MR J ANDERSON
CHAIRMAN
LERWICK COMMUNITY COUNCIL

Chairman..... Date.....

NOT PROTECTIVELY MARKED

Class 1

- 1 Murder
- 2 Attempted Murder
- 3 Culpable Homicide
- 4 Serious Assault
- 5 Robbery and assault with intent to rob
- 6 Threats and Extortion
- 7 Cruel and Unnatural Treatment of Children
- 8 Abortion
- 9 Concoction of Pregnancy
- 10 Miscellaneous

Class 2

- 12 Incest
- 13 Unnatural Crimes
- 14 Rape
- 15 Assault with intent to rape or ravish
- 16 Indecent Assault
- 17 Lewd and Libidinous Practices and Indecent Exposure
- 18 Prostitution and Other Sexual Offences

Class 3

- 19 Housebreaking
- 20 Opening Lockfast Places
- 21 Prevention of Crimes and Vagrancy
- 22 Theft
- 23 Reset
- 24 Breach of Trust and Embezzlement
- 25 Fraud (including Statutory Fraud)
- 26 Forgery and Uttering (excluding Currency Offences)
- 27 Bankruptcy
- 28 Clandestine Removal
- 30 Corruption
- 31 Other Crimes of Dishonesty

Class 4

- 32 Fencing
- 33 Vandalism, reckless damage and malicious mischief
- 34 Other Class 4 crimes

Class 5

- 35 Crimes against the state
- 36 Crimes against Public Order
- 37 Prevention of Terrorism Acts
- 38 Explosives
- 39 Crimes against Public Justice (non-court)
- 40 Crimes against Public Justice (court)
- 41 Conspiracy
- 42 Sacrilege
- 43 Wrecking Piracy and Hijacking
- 44 Offensive Weapons
- 45 Drugs

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

Class 6

- 46 Aliens and Immigration Offences
- 47 Betting Gaming and Lotteries
- 48 Disorderly Conduct
- 49 False/Hoax Calls
- 50 Brokers (Licensed) and Auction Acts
- 51 Children
- 52 Offences Involving Animals/Plants
- 53 Crossbow Offences
- 54 Energy
- 55 Keeping and Supply of Explosives
- 56 Firearms, Miscellaneous Offences
- 57 Fisheries
- 58 Game Laws
- 59 Harbour Acts
- 60 Obscene Material and Sex Shop Offences
- 61 Drunkenness
- 62 Offences by Licensed Persons
- 63 Other Offences Against Liquor Licensing Laws
- 64 Labour Laws
- 65 Mines Acts
- 66 Shops Acts
- 67 Social Security Offences
- 68 Merchant Shipping Acts (not elsewhere classfd)
- 69 Naval Military and Air Force Laws
- 70 Parks etc
- 71 Pawnbrokers, Dealers, Firearms Offences
- 72 Pedlars Act & Off Against Certificates Issued by Local Auth
- 73 Civic Government (S) Act 1982 & Similar Provisions
- 74 Public Health and The Environment
- 75 Medical
- 76 Railways
- 77 Registration Acts
- 78 Revenue and Excise Offences (Excluding Vehicle and Drugs)
- 79 Bicycles
- 80 Offences Relating to Pedestrians
- 81 Offences relating to roads and road works
- 82 Stage and Hackney Carriages Regulations
- 83 Trespass Acts etc
- 84 Consumer Protection
- 85 Post Office, Telecommunications & Data Protection
- 86 Other Offences

NOT PROTECTIVELY MARKED

5.1

NOT PROTECTIVELY MARKED

Class 7

- 300 Dangerous and careless driving
- 301 Drunk driving etc
- 302 Vehicle Excise Licence Offences
- 303 Speeding in Resitnded Areas
- 304 Other Speeding Offences
- 305 Driver's Neglect of Traffic Directions(Not Pedeslr Crossing)
- 306 Driver's contravention of Pedestrian Crossing Regulations
- 307 Accident Offences
- 308 Parking Offences
- 309 Failing to Provide Info to Identify Driver of Motor Vehicle
- 310 Using Motor Vehicle Without Test Certificate
- 311 Motorway Traffic Offences
- 312 Cleanway Offences
- 313 Driving While Disqualified From Holding or Obtaining Licence
- 314 Driving Without a Licence (including under age)
- 315 Driving Licence, Other Offences
- 316 Failure to Insure Against Third Party Risks
- 317 Insure Against Third Party Risks, Other Offences
- 318 Registration or Identification Mark Offences (Not Lighting)
- 319 Lighting Offences, Motor Vehicle
- 320 Construction & Use Regulations (Other Than Lighting)
- 321 Motor Vehicle Records of Work (e.g. Tachograph) Offences
- 323 Seat Belt Offences
- 324 Mobile Phone Offences
- 399 Motor Vehicles, Other Offences

NOT PROTECTIVELY MARKED

Community Council	2009/10	2010/11	2011/12
Aithsting & Sandsting	21,603	14,977	14,597
Bressay	12,185	8,440	8,289
Burra & Trondra	12,142	8,420	8,570
Deilting	24,414	16,948	16,167
Dunrossness	20,114	13,932	13,637
Fetlar	6,649	4,576	5,180
Gulberwick, Quarff & Cunningsburgh	20,763	14,482	14,175
Lerwick	42,941	29,642	29,892
Nesting & Lunnasting	13,765	9,549	10,182
Northmavine	27,786	19,246	18,096
Sandness & Walls	18,426	13,215	13,182
Sandwick	16,038	11,200	11,477
Scalloway	14,130	9,888	10,369
Tingwall, Whiteness & Weisdale	16,883	11,718	11,866
Unst	17,061	11,845	12,033
Whalsay	16,508	11,421	10,994
Yell	17,415	12,065	12,187
Skerries	6,135	4,205	4,891
	<u>324,959</u>	<u>225,769</u>	<u>225,784</u>

6.1

Association of Shetland Community Councils/Shetland Island Council Joint Liaison Group (ASCC/SIC JLG)

Minute of a meeting of the ASCC/SIC JLG held on Friday 15th October 2010 at 11.30am in the Conference Room, Market House, Lerwick

Present

ASCC Members

- Mr J Gear, ASCC Chairman (JLG Chairman)
- Mr Bobby Hunter, ASCC Vice Chairman
- Mr Donald Robertson – South Mainland
- Mr Jim Anderson – Lerwick
- Mr Robert Nicolson – West Mainland
- Mr Dan Thomson – North Isles

SIC Members

- Convenor Sandy Cluness (JLG Vice Chairman)
- Cllr Bill Manson – Shetland North
- Cllr A Hughson – Shetland Central
- Cllr A Duncan – Shetland South
- Cllr C Smith – Lerwick South

In Attendance

- Mrs C Hughson, Executive Officer, Voluntary Action Shetland
- Mrs A Cogle, Service Manager – Admin, SIC Legal and Admin
- Mr P Peterson, Policy Manager, SIC Communications Team
- Ms H Tait, Service Manager - Management Accountancy, SIC Finance
- Ms A Hughes, Assistant Accountant, SIC Finance
- Mrs K Massie, ASCC Administration Assistant (note taker)

The Chairman welcomed everyone to the meeting and apologised for his slight lateness due to delay of his flight from Foulie.

JLG/10/01

APOLOGIES

Apologies for absence were received from Cllr Gary Robinson, Community Cllr Mr John Priest, Community Cllr Mr Addie Doull and Mr Jan Riise, Head of Service, SIC Legal and Admin.

JLG/10/02

MINUTES OF THE PREVIOUS MEETING

The minute of the meeting held on Friday 4th September 2009 were approved.

Proposed – Mr Jim Anderson, seconded – Mr Donald Robertson.

JLG/10/03

MINUTE OF ASCC MEETING HELD ON 17/04/10

The minute of the ASCC meeting held on 17th April 2010 was noted by the Members.

JLG/10/04 MODEL SCHEME OF ESTABLISHMENT OF COMMUNITY COUNCILS

Mrs Anne Cogle circulated a memo to the Members.

In the memo Mr Jan Riise pointed out that the adoption (or otherwise) of Scotland Model Schemes had been discussed on several occasions by both ASCC and JLG Members. He went on to say that he had difficulty identifying wide enthusiasm for amendment in the few areas where there are differences proposed between the schemes we have already in place, including the Code of Conduct for Shetland Community Councilors, and those proposed on the mainland. We should bear in mind that the potential objective of the review was to bring into line those Councils whose schemes were substantially deficient. The scheme in place in Shetland seemed to meet or exceed most of the standard requirements from the outset. Very few Local Authorities across Scotland have adopted all of the provisions of the model documents, some have made partial changes and a large number are not taking forward any review to implement changes at this time.

Mr Riise concluded that SIC is not currently under any pressure to take this matter forward and is of the view that SIC has a range of other priorities at the moment and would not be justified in giving this significant attention in the near future. What Mr Riise would propose is that the ASCC undertake a review of their member's views as to which elements of the scheme, from their perspective, would merit change and depending on the result we could then take that forward to SIC as a request for modification to the SIC scheme and any supporting documents. SIC can then proceed based on a proposal that has universal or at least majority support from our major stakeholders, the Community Councils themselves, and that of the ASCC whose role it is to bring forward such a consensus if it can be found among their members.

The Members discussed Mr Riise's comments and agreed that ASCC should proceed with review of the model scheme and related documents.

Action: Kate Massie

Mrs Cogle gave an update on Community Council elections and told Members that there would be a review of the CC election scheme in 2011.

JLG/10/05 COMMUNITY COUNCIL BUDGETS

The Chairman said that SIC had implemented changes to Community Council budget without any prior consultation with ASCC and he pointed out that this was in breach of the conditions of the Shetland Compact, which SIC had signed up to.

6.2

Ms Hazel Tait said that they would change the process for the next financial year to ensure that if there were any proposed changes to the Community Council budgets there would be consultation with all relevant parties. The Chairman said that proposal should have been put to the JLG. Both Ms Tait and Mr Sandy Cluness agreed to this and apologised for not consulting with Community Councils and ASCC about the change made to CC budgets and grant application forms.

Mr Bobby Hunter pointed out that SIC must adhere to the ideal of the Shetland Compact he also asked if the level of cuts was necessary. Ms Tait said that SIC had quite a substantial gap to close to meet budget requirements.

Mr Anderson said that in some cases CC budget had been cut by 40% and he wondered if any actual savings had been made with cutting the CC budgets. He said there did not appear to be any cuts made within the SIC departments. He also asked if there had been an impact analysis done prior to the cuts being made.

Mr Andrew Hughson said that there had been cuts made to Shetland College budget. Mr Bill Manson said SIC have made savings of 30% on some of their budgets which includes school closures.

Mr Cluness said that SIC are looking at making further cuts and it might be an idea for ASCC/SIC JLG to meet sometime in February 2011. Mr Anderson said that if SIC were contemplating more cuts they must take into account the cuts already made to the CC budgets for 2010/11. The Chairman pointed out that CCs in Shetland have staffing costs i.e. employing a clerk; he also said that it was SIC who set up the ASCC Scheme and they must remember that CCs provide good value for money. If the work which is carried out by CCs was done by SIC it would cost more as more staff and departments would be required. Mr Dan Thomson said that the cost of employing a clerk would probably rise. Ms Tait said that there would be no salary increase in the next year.

Mr Anderson would like to see three year budget allocation. Ms Tait said that this is something the SIC are working toward but they have to get things "sorted" this year and next year before three year budget allocation could be considered.

JLG/10/006 LOCAL SERVICE DELIVERY GROUP (LSDG)

Mrs Hughson said that this item was discussed at the ASCC meeting on 2nd October and the general consensus of Members at that meeting was that LSDGs should cease. Mr Manson said that the feeling in North Mainland was the same, although support could be offered to other areas in Shetland that find LSDG are working.

12pm – Mr Manson left the meeting.

Mr Cluness said that LSDG were probably meant for larger regions than Shetland.

Mrs Cogle said that SIC will refer this item to the Policy Unit. ASCC/SIC JLG will await the outcome.

Action: Kate Massie & Anne Cogle

JLG/10/007 AOCB

JLG/10/07.1 Community Council Elections

Mrs Cogle circulated the Notice of Poll and press release on the upcoming CC Elections.

There were no questions from the Members.

Mr Bobby Hunter said that he thought the elections had been poorly advertised. Mrs Cogle said she will take that on board. Mrs Cogle went on to say that all issues raised regarding the CC Election scheme are being looked at and considered for review.

JLG/10/07.2 Equalities Act

The following information was circulated to members – Most of the Equality Act 2010 on 1st October 2010. Some of the duties in the Act apply to Community Councils in Scotland. In particular there is intended to be a new Public sector equality duty regarding socio-economic inequalities – the "general duty" – which will apply to any organisation carrying out public functions with regard to those functions. In addition, public authorities can be listed at schedule 19 of the Equality Act and those that are will be subject to the duty for all their functions.

Further specific duties can be placed on public authorities to enable the better performances of the general duty. Scottish Ministers intend to make some additions to the list of bodies covered by the general duty, and impose further specific duties on some Scottish public authorities.

The Scottish Government is consulting on detailed proposals for the draft regulations and orders relating to the public sector duty:

- The list of Scottish public authorities to be made subject to the general duty
 - The list of Scottish public authorities to be made subject to specific duties
 - The content of the specific duties, which are intended to enable the better performance of the general duty
- (<http://www.scotland.gov.uk/Publications/2010/09/130948278/0>) It is inviting written responses to be submitted to it by 26th November 2010.

SIC will keep ASCC informed about Equalities Act and update them on any action that will be required by Community Councils.

JLG/10/08

DATE OF THE NEXT MEETING

The date of the next meeting will be scheduled when there is relevant business and once scheduled the date will be circulated to the Group.

The Chairman thanked everyone for attending.

The meeting closed at 1.05pm

Association of Shetland Community Councils/Shetland Island Council Joint Liaison Group (ASCC/SIC JLG)

Note of a meeting of the ASCC/SIC JLG held on Wednesday 7th September 2011 at 11am in the Conference Room, Market House, Lerwick

Present

ASCC Members
Mr Donald Robertson – South Mainland
Mr Jim Anderson – Lerwick

SIC Members

Convenor Sandy Cluness (JLG Vice Chairman)
Cllr Bill Manson – Shetland North
Cllr A Duncan – Shetland South
Cllr Josie Simpson – North Isles
Cllr C Smith – Lerwick South

In Attendance

Mr Jan Riise, Head of Service – SIC Legal & Admin
Mrs A Cogle, Service Manager – Admin, SIC Legal and Admin
Ms H Tait, Service Manager - Management Accountancy, SIC Finance
Ms A Hughes, Assistant Accountant, SIC Finance
Mrs K Massie, ASCC Administration Assistant (note taker)

Due to adverse weather conditions the flight from Foula was cancelled and Mr Jim Gear had telephoned earlier in the morning to tender his apologies.

JLG Vice Chairman Cllr Sandy Cluness took the Chair.

There were only two Community Councillors present which meant that ASCC representation was not quorate.

Those present decided to go ahead with the business on the agenda and agreed that no decisions will be made or motions carried at this meeting.

1. **APOLOGIES**

Apologies for absence were received from Cllr Andrew Hughson, Mr Jim Gear, Mr Davie Sandison.

2. **MINUTE OF THE PREVIOUS MEETING**

Following amendment at paragraph four on page three to read *Shetland College* and not Scalloway College the minute of 15/10/10 was adopted on the proposal of Mr Jim Anderson and seconded by Cllr Bill Manson.

3. **MINUTE OF ASCC MEETING HELD ON 9th April 2011**

The minute of the ASCC meeting held on 9th April 2011 was noted by those present.

4. **MODEL SCHEME OF ESTABLISHMENT OF COMMUNITY COUNCILS**

Following the JLG meeting in October 2010 it was agreed that ASCC would undertake a review of its Members to ascertain whether they retain the current Model Scheme used by Community Councils in Shetland or to adopt the Model Scheme published in March 2009 by the Community Council Working Group.

Mrs Massie wrote to all Community Council Chairs on 4th July 2011 asking them to discuss this at their earliest meeting. Ten responses have been received to date and they have all stated that they wish to retain the Model Scheme presently being used by Shetland Community Councils. Most of the Community Councils said that the Scheme currently in place in Shetland exceeds most of the standard requirements

Mr Jim Anderson said that Lerwick CC would like to encourage young people to stand for Community Council.

Jan Riise said that he had previously pointed out the impracticalities of having 16 year olds as voting members of community councils and the legal complication this involves. This could be overcome if the young person was an ex officio member which would mean they would not vote on Community Council business but could take part in discussion.

There followed a short discussion and it was thought that the Young Person Forum (YPF) Members might be interested in becoming involved with Community Councils. This might be more appropriate because these young people will have gone through the process of becoming an YPF Member they will have obtained voting rights on that Forum. Mrs Anne Cogle said that Shetland Youth Voice (SYV) might also be interested in becoming involved with Community Councils.

Mrs Massie will look into this a bit further and will speak to Gwen Williamson, Young Persons Development Worker with Voluntary Action Shetland and Martin Summers, Youth Development Worker with SIC Youth Services. This could then be discussed at ASCC level, probably the April 2012 meeting.

Mr Anderson asked if Lerwick CC could adopt the policy of disqualifying Members for poor attendance at CC meetings. Mr Riise said this should be discussed at ASCC level.

5. **COMMUNITY COUNCIL BUDGETS**

Ms Hazel Tait said that she did not have very much information to report. They are still working on 2012/13 budgets. She said that they are still

6.3

Note subject to approval at the next meeting

considering 3 year budget allocations. If there are any planned changes to budgets there will be full consultation and ASCC will be included.

Cllr Duncan asked if there was likely to be any reduction in Community Council budget. Ms Tait said she could not comment on this at this time.

6. AOCB

As there was no other business the meeting closed at 11.40am.

7. DATE OF THE NEXT MEETING

The date of the next meeting will be scheduled when there is relevant business and once scheduled the date will be circulated to the Group.

20/2/12

DEAR Community Council,

CAN I BRING TO YOUR ATTENTION THE 20 M.P.H SPEED LIMIT AREA OUTSIDE BELLS BRAE SCHOOL IN GILBERTSON ROAD. AS IT STANDS IT DOES NOT SEEM TO BE WORKING. I AM NOT COMPLAINING ABOUT THE PARKING AT SCHOOL TIMES WHICH IS USUALLY SORTED OUT FAIRLY QUICKLY. THE PARENTS HAVE TO DROP OFF AND PICK UP SOMEWHERE, THE WHIRLIP LADY HELPS TO KEEP THE SPEED DOWN.

IT IS THE SPEED OF TRAFFIC AT OTHER TIMES WHICH IS THE PROBLEM. THE MINORITY OF DRIVERS DO OBEY THE LAW. BUT THE MAJORITY SEEMS TO THINK THE LAW DOES NOT APPLY TO THEM, SHOWING NO REGARDS TO THE SIGN ON THE POSTS OR ON THE ROAD.

WHETHER DRIVERS THINK IT IS THE SAME AS SOUND SCHOOL WHERE THE SPEED LIMIT IS IN FORCE WHEN THE LIGHTS FLASH, AS YOU KNOW HERE IT IS 24/7. IT COULD BE CONFUSING. BUT IS NO EXCUSE. ALL TYPES OF VEHICLES ARE AT FAULT. A FEW SUGGESTIONS.

- 1 MORE SIGNS ON THE SOUTH BRAE
- 2 MAKE THE SAME AS SOUND
- 3 IF YOU WANT TO MAKE MONEY, SPEED CAMERA
- 4 AS A LAST RESORT BUT MAYBE THE ONLY ANSWER SPEED BUMPS.

COULD YOU DIRECT THE APPROVED AGENCIES TO LOOK INTO THE PROBLEM AND I AM PREPARED TO SPEAK TO ANYONE.

I DID SPEAK TO THE COUNCIL AND THE POLICE LAST YEAR, THE COUNCIL HAD THE SMILING SPEED MAN FOR A FEW DAY, I DID SEE THE POLICE FOR 10 MIN ON ONE OCCASION, THEY WERE MAYBE AT OTHER TIMES. I WOULD JUST LIKE IT NOVED. I DID SOMETHING ABOUT IT.

YOURS SINCERLY GORDON STEVENSON

[REDACTED]
HERNIC [REDACTED]

9.1

From: neil.hutcheson@shetland.gov.uk
Sent: 07 February 2012 17:03
To: clerk@lerwickcc.org.uk
Cc: dave.coupe@shetland.gov.uk; roads@shetland.gov.uk
Subject: RE: Grit Bin Request Clarification - LCC

Katrina,

Thanks for your e-mail.

The carriageway and footpaths at the A9 Partnership are on gritter routes. There is also a lack of potential hazards such as tight bends or steep gradients in the vicinity. Therefore, I am unable to justify the positioning of a new grit bin at this location.

Cheers, Neil.

From: Clerk to Lerwick Community Council [mailto:clerk@lerwickcc.org.uk]
Sent: 19 January 2012 12:05
To: Hutcheson Neil@Infrastructure Svs
Subject: Grit Bin Request Clarification - LCC

Hi Neil

Grit Bins – Your Ref: NH/SMG/H3103 (LS) 4 January 2012

I write with reference to our letter of 6 December 2012 and your subsequent response.

Lerwick Community Council appreciate your agreement to provide grit bins at Sandwell and Tarland.

I can now clarify that it would be appreciated if the third grit bin could be sited opposite A9 Partnership, between LESS and Brown's Road. Please do not hesitate to contact me should you require any further information.

Best regards

Katrina
Clerk
Lerwick Community Council

Tel: 07818 266876

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

LERWICK COMMUNITY COUNCIL

Financial Report as at 28 February 2012

	£	£
<u>INCOME</u>		
Balance as at 1 April 2011		18,729.01
SIC Grant 2011-2012		29,890.00
Sales - LCC Tie		11.50
Town Hall Booklet Sales		35.80
		<hr/>
		48,666.31
<u>EXPENDITURE</u>		
Office Costs	4,910.65	
Employment Costs	8,058.18	
Administration	1,224.70	
Chambers	291.12	
Accountancy	240.00	
Misc.	334.38	
Grants/Projects	24,474.08	
		<hr/>
		39,533.11
		<hr/>
		9,133.20
<u>REPRESENTED BY</u>		
Balance as at 28 February 2012		<hr/>
		10,085.88
<u>Indication of Free Funds:</u>		
Main Annual Running Costs Forecast - £16,743.34		
Costs Remaining	1,858.69	
Annual Grants & Projects Amended Forecast £7,450.00		
Payments Remaining	908.59	
<u>Committed Funding:</u>		
The Shetland Blues Festival	500.00	
Royal British Legion Lerwick Pipe Band	2,000.00	
		<hr/>
		5,267.28
		<hr/>
		3,865.92
		<hr/>
		Estimated Free Funds

10.



LERWICK COMMUNITY COUNCIL

CHAIRMAN

Mr Jim Anderson
66 Breiwick Road
Lerwick, Shetland ZE1 0DB

Tel. 01595 693540 or 07803 342304
Email: chair@lerwickcc.org.uk

CLERK

Mrs Katrina Semple
Community Council Office
1 Stouts Court
Lerwick, Shetland ZE1 0AN

Tel. 01595 692447 or 07818 266876
Email: clerk@lerwickcc.org.uk

APPLICATION FOR GRANT

Name of group/organisation: SAIL TRAINING SHETLAND

Contact name & position held: VICTOR SANDISON - TREASURER

Address: % LERWICK PORT AUTHORITY, ALBERT BUILDING,
LERWICK, SHETLAND, ZE1 0LL

Mobile & telephone numbers: 01595 692991 (W) 07717 537825 (MOB)

Email address: victor@lerwick-harbour.co.uk

Details of project: SAIL TRAINING SHETLAND - 2012 SAIL TRAINING SCHEME

SAIL TRAINING SHETLAND WILL SHORTLY BE INVITING APPLICATIONS FROM YOUNG PEOPLE (AGED 15 TO 25 YEARS OLD) TO PARTICIPATE IN OUR 2012 SAIL TRAINING SCHEME. WE HOPE TO BE IN A POSITION TO OFFER PLACES TO 10 YOUNG ADULTS TO PARTICIPATE IN NORDIC SAIL (DENMARK-NORWAY-SWEDEN) ONBOARD "SWAN" FROM 24 JUNE TO 9 JULY, AND 10 YOUNG ADULTS IN THE TALL SHIPS RACES 2012 ON "EUROPA" (SAINT MAO - LISBON) 7 TO 21 JULY; AND (LISBON-CADIZ-LISBON) 21 JULY TO 3 AUGUST 2012.

Type of organisation (e.g. voluntary / charitable): CHARITY (NO. SC041182)

Number of members in group/organisation: 6 and what percentage reside in Lerwick: 2

Number of residents in the Lerwick area likely to benefit from project - Adults: 4-6 Children: 1-6
(AGED 15 TO 25 YEARS)

Current financial position of group/organisation: £ 3,377-15 p.a.

Costs of proposed project: SEE ATTACHED

Funding/grants received from other sources (e.g. fundraising): SEE ATTACHED

Grant requested from Lerwick Community Council: £ 1,000-00

Details of last grant received from Lerwick Community Council:
Date: MARCH 2011 Amount: £ 1,000-00
PAID 30 JUNE 2011

11.1



Per Victor Sandison – Treasurer
C/o Lerwick Port Authority
Albert Building
Lerwick
Shetland
ZE1 0LL

26 February 2012

Our Ref: VS/STS02.26022012/2

Mrs Katrina Semple
Clerk & Treasurer
Lerwick Community Council
Community Council Office
1 Stouts Court
Lerwick
Shetland
ZE1 0AN

Dear Mrs Semple

SAIL TRAINING SHETLAND – GRANT ASSISTANCE

Following a very successful 2011 Sail Training Scheme, we would like to take this opportunity to acknowledge Lerwick Community Council's valued support and grant assistance provided last year which helped us to make it possible for 40 young people to participate in The 2011 Tall Ships Races.

All of our Sail Trainees enjoyed taking part in the various legs of The Tall Ships Races immensely and this is reflected in the attached comments received from them following their return to Shetland.

At this time, we are exploring fundraising opportunities for our 2012 Sail Training Scheme. As Sail Training Shetland relies totally on sponsorship, grants and our own fundraising activity to provide these valuable opportunities to young people, we would be delighted if Lerwick Community Council would be willing to consider continuing to support our organisation's activities.

Enclosed for your consideration is the following:-

1. Completed Grant Application Form
2. Details of Project Costs and Funding Arrangements
3. Supplementary information on Sail Training Shetland and our 2012 Sail Training Scheme
4. Online banking statement confirming our current financial position
5. Copy of Independently Examined Financial Statement as at 31 December 2010. NB. 2011 Financial Statement not yet available.

I hope that the above information will be sufficient for your Members to consider our application, yet please do not hesitate to get back in touch should you require anything further.

Once again, many thanks for your kind support in 2011 and please pass on our thanks to your Members for their generosity.



-2-

We look forward to hearing from you following your March meeting.

Yours sincerely

A handwritten signature in black ink, appearing to read "Sandison". The signature is written in a cursive, flowing style.

Victor Sandison
Treasurer – Sail Training Shetland

Encs

Lerwick Planning Applications

February 2012

- Erection of 3 no. turbines, 121 metre high to blade tip, associated access tracks, crane pads, turbine bases, control building and temporary construction compound

Luggies Knowe Gremista Lerwick

Ref. No: 2011/224/PPF | Received: Mon 18 Jul 2011 | Validated: Wed 31 Aug 2011 |
Status: Grant Subject to Conditions