



26 October 2022

To: Each Member of the Council

Dear Member

MEETING OF ANTRIM AND NEWTOWNABBAY BOROUGH COUNCIL

A meeting of Antrim and Newtownabbey Borough Council will be held in the **Council Chamber, Mossley Mill** on **Monday 31 October 2022** at **6.30 pm**.

You are requested to attend.

Yours sincerely

A handwritten signature in black ink that reads "Jacqui Dixon".

Jacqui Dixon, BSc MBA
Chief Executive, Antrim & Newtownabbey Borough Council

For any queries please contact Member Services:

Tel: 028 9034 0048/028 9448 1301 memberservices@antrimandnewtownabbey.gov.uk

AGENDA

- 1 Bible Reading and Prayer (In accordance with Standing Orders, Members are not required to attend for this part of the meeting and, following this part of the meeting, Members outside the Chamber will be called to the meeting).
- 2 Apologies
- 3 DECLARATIONS OF INTEREST
- 4 To take as read and confirm the minutes of the proceedings of the Council Meeting of Antrim and Newtownabbey Borough Council held on Monday 26 September 2022, a copy of which is **enclosed**.
- 5 To approve the minutes of the proceedings of the Operation Committee Meeting of Monday 3 October, a copy of which is **enclosed**.
- 6 To approve the minutes of the proceedings of the Policy and Governance of Tuesday 4 October, a copy of which is **enclosed**.
- 7 To approve the minutes of the proceedings of the Community Planning Committee Meeting of Monday 10 October 2022, a copy of which is **enclosed**.
- 8(a) To take as read and confirm the Part 1 of the minutes of the proceedings of the Planning Committee Meeting held on Monday 17 October 2022, a copy of which is **enclosed**.
- 8(b) To approve Part 2 of the minutes of the proceedings of the Planning Committee Meeting held on Monday 17 October 2022, a copy of which is **enclosed**.
- 9 ITEMS FOR DECISION
 - 9.1 Commemoration of Her Majesty Queen Elizabeth II and Coronation of His Majesty King Charles III
 - 9.2 Drinking in Public Places and Powers
 - 9.3 Application for Grant of an Entertainments Licence (Annual Licence) Dunanney Centre, 70 Rathmullan Drive, Newtownabbey, BT37 9DQ
 - 9.4 Application for Grant of an Entertainments Licence (Occasional Outdoor Licence) Mossley Mill Civic Square, Carnmoney Road North, Newtownabbey, BT36 5QA
 - 9.5 Armed Forces Day 2024
 - 9.6 Fibrus – Presentation Request
 - 9.7 Council Response to Consultation on 10x Performance Management Framework

- 9.8 Antrim and Newtownabbey Labour Market Partnership Minutes
 - 9.9 Public Consultation on Minimum Age of Criminal Responsibility
 - 9.10 NIE Consultation – PR7 Business Plan 2024-2031
 - 9.11 Christmas Celebration Events fund and Senior Citizens Christmas Festivity Fund 2022
 - 9.12 Good Relations Grant Aid 2022-23
 - 9.13 Gilbert Sister Cities Student Exchange Programme 2023
- 10 ITEMS FOR NOTING
- 10.1 Correspondence - Fermanagh & Omagh District Council – Irish Passport Office in Northern Ireland
 - 10.2 Motion - Derry City & Strabane District Council - Cancel the Public Interest Immunity in The Case of Noah Donohoe
 - 10.3 Royal British Legion – Remembrance Day Services and Parades
- 11 ITEMS IN COMMITTEE
- 11.1 Dual Language Street Sign Application
 - 11.2 Antrim Rovers Lease Extension
 - 11.3 Our Prosperity Outcome Delivery Group Minutes
 - 11.4 Ballyclare 3G Pitch
 - 11.5 Cost of Living Update
- 12 **NOTICE OF MOTION**

Proposed by Councillor Burbank
Seconded by Councillor Webb

“This council acknowledges the comments of the Economy Minister on 8 February 2022 that his:

‘... paper recommended that the Executive agree a preferred policy option of a moratorium on all forms of exploration and extraction of oil and gas, to be followed by the introduction of a legislative ban. That would not only bring Northern Ireland in line with the rest of the United Kingdom on the issue of fracking but go further by legislating for all other types of petroleum exploration or extraction.’ ([Hansard](#) – [at 8pm](#))

This council supports the preferred policy option (of the Department for the Economy paper) of a moratorium on all forms of exploration and extraction of oil and gas, to be followed by the introduction of a legislative ban.

This council opposes the practice of hydraulic fracturing (known as fracking), which if practised in our borough would have significant implications on residents and the natural environment."

9 ITEMS FOR DECISION

9.1 CP/CP/213 COMMEMORATION OF HER MAJESTY QUEEN ELIZABETH II AND CORONATION OF HIS MAJESTY KING CHARLES III

Members are reminded that a motion to the Council was carried at the September meeting as follows:

"This Council commits thus to honour and enshrine her memory in tangible commemoration across the Borough and invites Council Officers to present an options paper to the relevant committee for consideration in due course

This Council shall also establish a sub-committee proposition for the coronation of His Majesty, King Charles III."

It is proposed to establish a sub-committee to consider both plans to commemorate Her Majesty Queen Elizabeth II and to plan for the Coronation of His Majesty, King Charles III made up of 12 elected members to be nominated by D'hont to report to the Community Planning Committee as follows:

- Democratic Unionist Party 5 Members
- Ulster Unionist Party 3 Members
- Alliance Party 2 Members
- Sinn Fein 1 Member
- Social Democratic and Labour Party 1 Member

The date for the coronation of King Charles III has been announced as Saturday 6 May 2023 and therefore it is recommended that the sub-committee meets at the earliest opportunity.

RECOMMENDATION: that the establishment of a sub-committee of 12 Elected Members, to commemorate Her Majesty Queen Elizabeth II and to plan for the Coronation of King Charles III, be approved with Members to be nominated by Group Leaders by D'hont.

Prepared and Approved by: Ursula Fay, Director of Community Planning

9.2 CP/CD/441 DRINKING IN PUBLIC PLACES AND POWERS

Members are reminded that the Department for Communities (DfC) has responsibility for Drinking in Public bye-laws which are made under Section 90 of the Local Government Act (Northern Ireland) 1972.

As part of the ongoing Anti-Social Behaviour Review, DfC, along with the Department of Justice (DoJ) are planning a joint public consultation on Anti-Social Behaviour (ASB) and correspondence has been received, **enclosed**, seeking Council 's views on the following:

- the effectiveness of the operation of the current bye-laws prohibiting the consumption of alcohol in public places;
- potential additional powers which the Council considers may assist Council officers and the PSNI address the problems caused by drinking in public places. Councils may wish to consider having access to enforcement powers e.g. fixed penalty notices;
- the proposals contained in Articles 68-72 of the Criminal Justice (NI) Order 2008, which were to replace the current bye-laws, whether these proposal would address on-street drinking problems; or
- whether Articles 68-72 should be amended to include powers of seizure or disposal of open and/or closed containers of alcohol and to have joint enforcement powers as opposed to police-only as it currently stands.

the views of the 11 Councils on these issues, or any alternative options suggested, will be used to inform proposals within the consultation document which is expected to be issued early in 2023. Although a response was sought by 14 October 2022, an extension was granted to allow Council to consider this report at its October meeting.

In considering the adequacy of the current arrangements, Members are reminded that the following legislative powers currently exist.

1. Council has the powers to make bye-laws under the Local Government Act (Northern Ireland) 1972. These bye-laws prohibit the consumption of alcohol within a designated alcohol free area. Upon conviction of a breach of these bye-laws, a person is liable to a fine not exceeding £500 (Members may wish to note that Officers are reviewing the list of designated areas in consultation with local PSNI).
2. Policing and Crime Act 2009 – The Police Service of Northern Ireland (PSNI) can confiscate opened and unopened alcohol from minors. Young people under 18 can be prosecuted for persistently possessing drink in a public place, and if caught three or more times within a 12-month period could face a maximum penalty of a £500 fine. The PSNI can bring a minor under

the age of 16 home if they suspect that they have been consuming alcohol.

3. Criminal Justice (Northern Ireland) Order 1980 – It is an offence to be drunk in a public place.
4. The Justice Act (Northern Ireland) 2011 – The PSNI can issue a fixed penalty notice to those over the age of 18 for being drunk in a public place or for disorderly behaviour.

The Criminal Justice (Northern Ireland) Order 2008, some of which has yet to be enacted, proposes powers for the PSNI to prohibit consumption and confiscate alcohol in a designated public place and extend the power to issue fixed penalties under such offences. These powers would not extend to Council Officers.

A draft response to the issues raised by DfC is set out below for Members' consideration

- a) *How effective are the current bye-laws in prohibiting the consumption of alcohol in public places?*

The occurrence of these offences is relatively low across the Borough, albeit that there are a small number of hotspot areas that, would benefit from heightened enforcement activity. On this basis, the current system would be deemed to be largely effective in controlling the issue of public consumption of alcohol.

- b) *What potential additional powers would the Council consider may assist Council officers and PSNI address the problems caused by drinking in public places? Councils may wish to consider having access to enforcement powers e.g. fixed penalty notices?*

As set out above, the current system is deemed adequate in largely addressing the current level of offences committed in the Borough. Drinking in Public Places can often be associated with potential Public Order offences and Breaches of the Peace, both of which are exclusively within the remit of the PSNI. Therefore, whilst it is appropriate for Police Officers to have the ability to issue Fixed Penalty Notices in order to deal with this behaviour efficiently, it is not felt that Council Officers require these powers.

- *Would the proposals contained in Articles 68-72 of the Criminal Justice (NI) Order 2008, which were to replace the current bye-laws, address on-street drinking problems?*

Should the proposals come into force, existing bye-laws would no longer apply and Councils would be required to consult, redesignate zones and replace existing signage. The Council could only designate areas in which consumption of alcohol was prohibited where it is satisfied, in liaison with the PSNI, that nuisance or public disorder could be associated with the consumption of

alcohol in that place. Given the current low level of incidents of on-street drinking in the Borough and the bureaucracy associated with adopting these additional powers, it is felt that this would be a disproportionate response to the issue.

- *Whether Articles 68-72 should be amended to include powers of seizure or disposal of open and/or closed containers of alcohol and to have joint enforcement powers as opposed to police-only as it currently stands?*

In certain circumstances, Police Officers may find the additional power to confiscate closed containers of alcohol beneficial in addition to the powers relating to open containers. As already stated, as public consumption of alcohol offences can escalate into Public Order offences, it is considered that the PSNI are best placed to deal with this issue and therefore joint enforcement powers are not considered necessary.

RECOMMENDATION: that the draft response to the correspondence, received from the Department for Communities, 14 September 2022, relating to Drinking in Public Places and Powers be approved.

Prepared by: Clifford Todd, Deputy Director of Operations, (Environmental Health, Property and Building Services), Paul Casey Borough Lawyer and Head of Legal Services

Approved by: Geraldine Girvan, Director of Operations

9.3 EL/201 APPLICATION FOR GRANT OF AN ENTERTAINMENTS LICENCE (ANNUAL LICENCE) DUNANNEY CENTRE, 70 RATHMULLAN DRIVE, NEWTOWNABBEY, BT37 9DQ

An application has been received for the grant of an Entertainments Licence (annual licence) for the following area.

Licensee	Location of Premises	Type(s)and hours of entertainment	File Number	New Application or Renewal
Ursula Fay	Dunanney Centre, 70 Rathmullan Drive, Newtownabbey, BT37 9DQ	Singing, Music, dancing or entertainment of a like kind Monday to Sunday 08:00 hours to 23:00 hours Number of persons to be agreed with NIFRS	EL201	New

In line with the Council Protocol for the hearing of Entertainments Licence applications, approved in December 2016, the application must be considered at a full meeting of the council.

The Council can decide the following:

- i. Grant the licence
- ii. Grant the licence with specific additional terms, conditions and restrictions
- iii. Refuse the licence
- iv. Defer an application for further consideration or to obtain further information.

If the Council makes a decision against an Officer's recommendation, then members must state their reasons for doing so. In such circumstances a recorded vote will be taken.

RECOMMENDATION: that an Entertainments Licence (Annual licence) is granted to the applicant, Ursula Fay, Dunanney Centre, 70 Rathmullan Drive, Newtownabbey, with the following conditions;

- That all relevant licensing requirements are met
- That statutory consultees have no objections to approval
- That a satisfactory Fire Risk Assessment is submitted

OPERATING HOURS

**Monday to Sunday
08:00 hours to 23:00 hours**

Prepared by: Clifford Todd, Deputy Director Operations (Environmental Health, Property and Building Services)

Approved by: Geraldine Girvan, Director of Operations

9.4 EL/204 APPLICATION FOR GRANT OF AN ENTERTAINMENTS LICENCE (OCCASIONAL OUTDOOR LICENCE) MOSSLEY MILL CIVIC SQUARE, CARNMONEY ROAD NORTH, NEWTOWNABBEY, BT36 5QA

An application has been received for the grant of an Entertainments Licence (occasional outdoor) for the following area.

Licensee	Location of Premises	Type(s)and hours of entertainment	File Number	New Application or Renewal
Ursula Fay	Mossley Mill Civic Square, Carnmoney Road North, Newtownabbey, BT36 5QA	Singing, Music, dancing or entertainment of a like kind Monday to Sunday 08:00 hours to 23:00 hours Number of persons 1000	EL204	New

In line with the Council Protocol for the hearing of Entertainments Licence applications, approved in December 2016, the application must be considered at a full meeting of the Council.

The Council can decide the following:

- v. Grant the licence
- vi. Grant the licence with specific additional terms, conditions and restrictions
- vii. Refuse the licence
- viii. Defer an application for further consideration or to obtain further information.

If the Council makes a decision against an Officer's recommendation, then Members must state their reasons for doing so. In such circumstances a recorded vote will be taken.

RECOMMENDATION: that an Entertainments Licence (occasional outdoor) is granted to the applicant, Ursula Fay, Mossley Mill Civic Square, Carnmoney Road North, Newtownabbey, BT36 5QA, with the following conditions;

- That Environmental Health are notified prior to each event
- That all required documentation is submitted to Environmental Health prior to each event occurring
- That statutory consultees have no objections to approval
- That no more than 14 events occur within 12 months

OPERATING HOURS

Monday to Sunday
08:00 hours to 23:00 hours

Prepared by: Clifford Todd, Deputy Director Operations (Environmental Health,
Property and Building Services)

Approved by: Geraldine Girvan, Director of Operations

9.5 CP/CP/214 ARMED FORCES DAY 2024

Correspondence has been received from the Reserve Forces and Cadets Association for Northern Ireland (RFCA NI), enclosed, in relation to hosting future Armed Forces Days.

Members are reminded that the Council hosted Armed Forces Day in June 2016 at Antrim Castle Gardens and Antrim Stadium. The event was held in Banbridge in 2022, hosted by Armagh, Banbridge and Craigavon and will be held within Mid and East Antrim in 2023 as they were unable to run their full event in 2021 due to COVID-19.

RFCA NI have asked for bids from any Council who wishes to host Armed Forces Day in 2024 and beyond. It is proposed to submit a bid at the earliest opportunity to host Armed Forces Day 2024 in Newtownabbey with Hazelbank Park and Jordanstown Loughshore Park as venues. The proximity of both locations to open water is a significant asset for this event and enables full participation from all services as well as land, water and air based activity.

RECOMMENDATION: that a bid to host Armed Forces Day 2024 in Hazelbank and Jordanstown Parks be submitted to the Reserve Forces and Cadets Association for Northern Ireland at the earliest opportunity.

Prepared and Approved by: Ursula Fay, Director of Community Planning

9.6 G/MSMO/017 VOL 3 FIBRUS – PRESENTATION REQUEST

Members are advised that a request (**enclosed**) has been received from Fibrus requesting the opportunity to make a presentation at a future Council meeting to provide information on Project Stratum and Full Fibre Broadband availability.

RECOMMENDATION: that Fibrus representatives be invited to present to a future Policy and Governance Committee meeting.

Prepared by: Member Services

Approved by: Jacqui Dixon, Chief Executive

9.7 ED/ED/179 COUNCIL RESPONSE TO CONSULTATION ON 10X PERFORMANCE MANAGEMENT FRAMEWORK

The Department for Economy published the 10x Economic Vision in May 2021, setting out a strategic framework for how we will transform the economy through a decade of innovation.

For the next step in meeting this ambition, the Department has launched a consultation on the 10X Performance Management Framework. This consultation seeks views on the Framework which will set the necessary structure and emphasis on performance for achieving the 10X Vision. A copy of the Performance Management Framework Consultation Document and the Baseline Report are **enclosed**.

The consultation is launched alongside publication of the 10X Vision Baseline report. This report is a key component of the wider Performance Management Framework, setting out the reference point from which progress and success will be monitored. Officers have drafted a response for Members consideration **enclosed**.

RECOMMENDATION: that the draft response be approved

Prepared by: Michael McKenna, Head of Investment and Business Development

Agreed and approved by: Majella McAlister, Director of Economic Development and Planning

9.8 ED/ED/140 ANTRIM AND NEWTOWNABBEY LABOUR MARKET PARTNERSHIP MINUTES

A meeting of the Antrim and Newtownabbey Labour Market Partnership was held on Thursday 22 September 2022 and a copy of minutes recorded at the meeting is **enclosed** for Members consideration.

RECOMMENDATION: that the minutes of the Antrim and Newtownabbey Labour Market Partnership Meeting be approved.

Prepared by: Michelle Pearson, Business Development Officer (Skills)

Agreed by: Michael McKenna, Head of Investment and Business Development

Approved by: Majella McAlister, Director of Economic Development and Planning

9.9 G/MSMO/008 VOL 3 PUBLIC CONSULTATION ON MINIMUM AGE OF CRIMINAL RESPONSIBILITY

Correspondence (**enclosed**) has been received from the Department of Justice advising of the commencement of a consultation on increasing the Minimum Age of Criminal Responsibility (MACR).

Full details of the consultation and a link to the response are available at [Consultation on increasing the Minimum Age of Criminal Responsibility in NI | Department of Justice \(justice-ni.gov.uk\)](#). The response will be open until 23 December 2022.

Contacts in relation to the consultation are Reducing Offending Policy Unit, Department of Justice, Email: macrviews@justice-ni.gov.uk

Members may wish to respond on a corporate, individual or party political basis.

The Council's instructions are requested.

Prepared by: Member Services

Approved by: Jacqui Dixon, Chief Executive

9.10 G/MSMO/008 VOL 3 NIE CONSULTATION – RP7 BUSINESS PLAN 2024-2031

Correspondence (**enclosed**) has been received advising that NIE has, following stakeholder consultation, developed its draft RP7 Business Plan for the period 2024-2031.

Full details of the consultation documents and relevant material can be found at <https://www.nienetworks.co.uk/futureplanning>. The consultation closes on Monday 7 November 2022.

Members may wish to respond on a corporate, individual or party political basis.

The Council's instructions are requested.

Prepared by: Member Services

Approved by: Jacqui Dixon, Chief Executive

9.11 CP/CD/447 CHRISTMAS CELEBRATION EVENTS FUND AND SENIOR CITIZENS CHRISTMAS FESTIVITY FUND 2022

Members are reminded that it was noted at the Community Planning Committee in September that the Christmas Celebration Fund and Senior Citizens Festivity Fund were open for applications.

Both funds closed on 18 October 2022 and have now been assessed by Officers.

Seventy one applications for the Senior Citizens Christmas Festivity Fund at a total cost of £34,283.26 are recommended for funding, details **enclosed**.

Eleven applications for the Christmas Celebration Events Fund at a total cost of £7,949 are recommended for funding, details **enclosed**.

RECOMMENDATION: that

- a) the seventy one applications to the Senior Citizens Christmas Festivity Fund at a total cost of £34,283.26 be approved**
- b) the eleven applications to the Christmas Celebration Events Fund at a total cost of £7,949.00 be approved.**

Prepared by: Jonathan Henderson, Community Services Co-ordinator

Agreed by: Ronan McKenna, Head of Community Planning

Approved by: Ursula Fay, Director of Community Planning

9.12 CP/GR/146 GOOD RELATIONS GRANT AID 2022-23

Members are advised that communication has been received from The Executive Office in regards to additional funding available through the District Council Good Relations Programme, copy **enclosed**.

Additional funds of up to £7,050 will be available subject to the following;

- Match funding by Councils at approx. £2,350.
- Confirmation that the additional funding will deliver at least one of the 4 key T:BUC themes
- Confirmation that this funding along with the allocated amount in the original Letter of Offer can be spent by the end of March 2023

It is proposed that the additional funding will be utilised in partnership with Arts and Culture to deliver a theatre programme and educational programme with local schools with up to 400 pupils targeted in this engagement.

RECOMMENDATION: that additional funding up to £7,050 from The Executive Office through the District Council Good Relations Programme be accepted with match funding by Council of £2,350.

Prepared by: Jen Cole, Good Relations Coordinator

Agreed by: Ronan McKenna, Community Planning Manager

Approved by Ursula Fay: Director of Community Planning

9.13 ED/ED/159 GILBERT SISTER CITIES STUDENT EXCHANGE PROGRAMME 2023

Members will be aware that the Sister Cities Student Exchange Programme provides two students from Antrim and Newtownabbey and two from Gilbert, Arizona with an opportunity to develop an understanding of a different country, its culture, and its people through a family living experience. The programme lasts approximately six weeks during the summer with half the time spent in Gilbert and half in Antrim and Newtownabbey. Members are reminded that the 2022 programme successfully took place during June and July following the previous cancellations in 2020 and 2021 due to the pandemic.

Both students participating in the 2022 programme reported excellent feedback on the exchange in terms of personal development, and the opportunity to experience a new culture and environment.

The Antrim and Newtownabbey students first travel to Gilbert and are home hosted by their matched student for approximately 3 weeks. They then return from Arizona with their matched Gilbert student and undertake the home hosting in Antrim and Newtownabbey for approximately 3 weeks.

Members are reminded that this programme is open to young people aged 16 or 17, the equivalent of Year 13, or Lower Sixth, who reside in the Borough. As part of the programme, there is a volunteering element and an informal BBQ hosted by the Mayor during which Members can meet with the students and their families to hear more about their experience of the programme.

Financial provision for the 2023 Gilbert Sister Cities Student Exchange Programme will be made within the Economic Development 2023/24 budget at a cost of £5,000 providing for two students.

RECOMMENDATION:

- a) to deliver a 2023 Sister Cities Student Exchange Programme with Gilbert at a cost of £5,000 with two young people from the Borough aged 16-17 (Year 13).**
- b) that the Mayor and Chairperson of Our Prosperity Outcome Delivery Group or their nominees sit on the interview panel to recruit the young people, alongside a member of the Economic Development staff team.**

Prepared by: Carly Long, Economic Development Project Officer

Agreed by: Michael McKenna, Head of Investment and Business Development

Approved by: Majella McAlister, Director of Economic Development and Planning

10 ITEMS FOR NOTING

10.1 G/MSMO/107 CORRESPONDENCE - FERMANAGH & OMAGH DISTRICT COUNCIL – IRISH PASSPORT OFFICE IN NORTHERN IRELAND

Members are advised that correspondence has been received from Fermanagh & Omagh District Council. They are writing to Simon Coveney, Minister for Foreign Affairs requesting that the Irish Government give consideration to establishing an Irish Passport Office in Northern Ireland and request support from this Council.

A copy of the letter is **enclosed** for Members' information.

RECOMMENDATION: that the correspondence from Fermanagh & Omagh District Council be noted.

Prepared by: Member Services

Approved by: Jacqui Dixon, Chief Executive

10.2 G/MSMO/14 MOTION - DERRY CITY AND STRABANE DISTRICT COUNCIL - CANCEL THE PUBLIC INTEREST IMMUNITY IN THE CASE OF NOAH DONOHOE

Members are advised that correspondence has been received (enclosed) from Derry City & Strabane District Council regarding a Motion adopted by that Council calling for the Secretary of State Chris Heaton-Harris to cancel the Public Interest Immunity Certificate that was issued in the case of Noah Donohoe and further supports the Donohoe family's call for Noah's inquest to be heard in front of a jury.

RECOMMENDATION: that the correspondence from Derry & Strabane District Council be noted.

Prepared by: Member Services

Approved by: Jacqui Dixon, Chief Executive

10.3 G/MSMO/024 ROYAL BRITISH LEGION – REMEMBRANCE DAY SERVICES AND PARADES

Members are advised that a schedule has been compiled of the Royal British Legion Remembrance Day Services and Parades taking place in the Borough (copy **enclosed**).

Robes may be worn by those who wish to do so and these are available from the Robing Room in Mossley Mill. On request, Member Services will transport these to Antrim Civic Centre for collection.

RECOMMENDATION: that the report be noted.

Prepared by: Member Services

Approved by: Jacqui Dixon, Chief Executive