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SCOTTISH BORDERS COUNCIL

MINUTES of Meeting of the SCOTTISH COUNCIL held in Council Chamber, Council Headquarters, Newtown St. Boswells on Thursday, 18th May, 2017 at 10.00 am

Present:- Councillors D. Parker, S. Aitchison, A. Anderson, H. Anderson, M. Ballantyne, J. Brown, S. Bell, K. Chapman, K. Drum, G. Edgar, J. A. Fullarton, C. Hamilton, S. Hamilton, S. Haslam, E. Jardine, H. Laing, S. Marshall, W. McAteer, T. Miers, D. Moffat, S. Mountford, D. Paterson, C. Ramage, N. Richards, M. Rowley, H. Scott, E. Small, R. Tatler, E. Thornton-Nicol, G. Turnbull and T. Weatherston

Apologies:- Councillors J. Greenwell, E. Robson and S. Scott

In Attendance:- Chief Executive, Executive Director, Executive Director, Joint Director of Public Health, Service Director Assets & Infrastructure, Service Director Children & Young People, Service Director Regulatory Services, Chief Financial Officer, Chief Legal Officer and Chief Officer - Roads

1. **MEMBERSHIP OF COUNCIL**

There had been circulated copies of a report by the Returning Officer at the Elections held on 4 May 2017. The report detailed those persons elected to serve as Members of Scottish Borders Council, and highlighted a number of other issues related to the election including resources and media coverage.

DECISION

NOTED the list of Members elected to the Council, a copy of which forms the Appendix to this Minute.

2. **CONVENER**

The Council considered the appointment of the Convener. Councillor Mountford, seconded by Councillor Weatherston, moved that Councillor Parker be elected as Convener and this was unanimously approved. Councillor Bell spoke in support of Councillor Parker's appointment. Councillor Parker thanked Members for his appointment and advised how he intended

DECISION

AGREED that Councillor Parker be appointed as Convener of the Scottish Borders Council.

3. **LEADER**

Councillor Ballantyne, seconded by Councillor Aitchison, moved that Councillor Haslam be appointed as Leader of the Council and this was unanimously agreed.

DECISION

AGREED that Councillor Haslam be appointed as Leader of the Council.

MEMBER

Councillor Paterson joined the meeting during consideration of the following item of business.

4. **MOTION**

- 4.1 Councillor Ballantyne, seconded by Councillor Aitchison, moved an amended version of the Motion circulated with the agenda, a copy of which was tabled at the meeting in the following terms:-

“That Scottish Borders Council approves the following:

- (a) Changes to Senior Councillor Roles (in compliance with the Local Governance (Scotland) Act 2004 (Remuneration) Regulations 2007) and appointments:

Ref	Position	Name
1.	Depute Convener & Executive Member for Adult Social Care	Cllr Weatherston
2.	Executive Member for Children & Young People	Cllr C Hamilton
3.	Executive Member for Finance	Cllr Turnbull
4.	Executive Member for Business & Economic Development	Cllr Rowley
5.	Executive Member for Transformation & HR and Locality Committee Chair: Cheviot	Cllr Mountford
6.	Executive Member for Roads & Infrastructure and Locality Committee Chair: Eildon	Cllr Edgar
7.	Executive Member for Culture & Sport	Cllr Jardine
8.	Executive Member for Planning & Environment	Cllr Miers
9.	Executive Member for Neighbourhoods & Locality Services	Cllr Aitchison
10.	Locality Committee Chair: Teviot & Liddesdale	Cllr Marshall
11.	Locality Committee Chair: Berwickshire	Cllr Fullarton
12.	Locality Committee Chair: Tweeddale	Cllr Tatler
13.	Police, Fire & Rescue & Safer Communities Board Chair	Cllr McAteer
14.	Chair of Audit & Scrutiny	Cllr Bell

- (b) that the Council continues to adopt an Executive/Scrutiny model of decision making, and that Area Forums are replaced by newly focused Locality Committees with greater powers to make relevant local decisions;
- (c) that the following amendments are made to the Scheme of Administration:
- (i) the existing constitution of the Executive Committee is changed to reflect the Executive Member roles 1 to 9 above along with the Council Leader (noting that Opposition Councillors will no longer be Members of the Executive);
 - (ii) the Scrutiny Committee is removed and a revised Scrutiny function is added to the functions of the Audit & Risk Committee, with an ad-hoc Scrutiny Sub-Committee appointed as required by the Audit & Risk Committee for particular reviews.
- (d) that the Clerk to the Council, in consultation with the Chief Executive, brings forward an Interim Scheme of Administration for consideration by Council on 25 May 2017, reflecting proposals a) to c) above, on the understanding that a final Scheme of Administration will be considered by Council no later than 30 September 2017.”

- 4.2 Councillor Ballantyne spoke in support of her Motion. Councillor Bell, seconded by Councillor Anderson, proposed an amendment to the Motion as follows:-

- “(a) at paragraph (c) (i) above put a full stop after “...Council Leader”, then delete all of the text in brackets; and

- (b) at paragraph (c)(ii) above delete all after “...Audit & Risk Committee,” and replace with “to become a combined Audit & Scrutiny Committee.”

4.3 Following a discussion on the various proposals it was unanimously agreed that amendment 4. 2(b) above be accepted. A vote by show of hands was then taken as follows:-

Motion as amended - 19 Votes
Amendment 4.2(a) - 10 Votes

The Motion as amended was accordingly carried.

DECISION

DECIDED:

- (a) **Changes to Senior Councillor Roles (in compliance with the Local Governance (Scotland) Act 2004 (Remuneration) Regulations 2007) and appointments:**

Ref	Position	Name
1.	Depute Convener & Executive Member for Adult Social Care	Cllr Weatherston
2.	Executive Member for Children & Young People	Cllr C Hamilton
3.	Executive Member for Finance	Cllr Turnbull
4.	Executive Member for Business & Economic Development	Cllr Rowley
5.	Executive Member for Transformation & HR and Locality Committee Chair: Cheviot	Cllr Mountford
6.	Executive Member for Roads & Infrastructure and Locality Committee Chair: Eildon	Cllr Edgar
7.	Executive Member for Culture & Sport	Cllr Jardine
8.	Executive Member for Planning & Environment	Cllr Miers
9.	Executive Member for Neighbourhoods & Locality Services	Cllr Aitchison
10.	Locality Committee Chair: Teviot & Liddesdale	Cllr Marshall
11.	Locality Committee Chair: Berwickshire	Cllr Fullarton
12.	Locality Committee Chair: Tweeddale	Cllr Tatler
13.	Police, Fire & Rescue & Safer Communities Board Chair	Cllr McAteer
14.	Chair of Audit & Scrutiny	Cllr Bell

- (b) that the Council continue to adopt an Executive/Scrutiny model of decision making, and that Area Forums were replaced by newly focused Locality Committees with greater powers to make relevant local decisions;
- (c) that the following amendments be made to the Scheme of Administration:
- (i) the existing constitution of the Executive Committee be changed to reflect the Executive Member roles 1 to 9 above along with the Council Leader (noting that Opposition Councillors would no longer be Members of the Executive); and

(ii) the Scrutiny Committee be removed and a revised Scrutiny function was added to the functions of the Audit & Risk Committee to become a combined Audit & Scrutiny Committee; and

(d) that the Clerk to the Council, in consultation with the Chief Executive, bring forward an Interim Scheme of Administration for consideration by Council on 25 May 2017, reflecting proposals (a) to (c) above, on the understanding that a final Scheme of Administration would be considered by Council no later than 30 September 2017.

5. **AMENDED CALENDAR OF MEETINGS**

There had been circulated copies of an amended Calendar of Meetings for the month of June to take account of the forthcoming General Election and Scottish Parliament By-election.

DECISION

APPROVED the amended Calendar of Meetings which forms Appendix II to the Minute.

6. **URGENT BUSINESS**

Under Section 50B(4)(b) of the Local Government (Scotland) Act 1973, the Convener was of the opinion that the item dealt with in the following paragraph should be considered at the meeting as a matter of urgency, in view of the need to make an early decision.

7. **REPRESENTATIVES ON OUTSIDE BODIES - SESTRAN**

It was noted that under the terms of the Partnership Agreement that the Council were required to appoint representatives to SESTRAN at their first meeting following the Council elections. Councillor Haslam, seconded by Councillor Aitchison, moved that Councillors Edgar and Fullarton be appointed and this was unanimously approved.

DECISION

AGREED that Councillors Edgar and Fullarton be appointed as the Council's representatives on SESTRAN.

The meeting concluded at 10.50 am

APPENDIX I
SCOTTISH BORDERS COUNCIL
18 MAY 2017

MEMBERS ELECTED ON 5 MAY 2017

Ward 1 – Tweeddale West

- Heather Anderson (Scottish National Party)
- Kris Chapman (Scottish Liberal Democrats)
- Eric Small (Scottish Conservative and Unionist Party)

Ward 2 – Tweeddale East

- Shona Haslam (Scottish Conservative and Unionist Party)
- Stuart Bell (Scottish National Party)
- Robin Tatler (Independent)

Ward 3 – Galashiels and District

- Andy Anderson (Scottish National Party)
- Euan Jardine (Scottish Conservative and Unionist Party)
- Sandy Aitchison (Independent)
- Harry Scott (Independent)

Ward 4 – Selkirkshire

- Michelle Ballantyne (Scottish Conservative and Unionist)
- Elaine Thornton-Nicol (Scottish National Party)
- Gordon Edgar (Independent)

Ward 5 – Leaderdale and Melrose

- David Parker (Independent)
- Tom Miers (Scottish Conservative and Unionist)
- Kevin Drum (Scottish National Party)

Ward 6 – Mid Berwickshire

- John Greenwell (Scottish Conservative and Unionist)
- Mark Rowley (Scottish Conservative and Unionist)
- Donald Moffat (Scottish National Party)

Ward 7 – East Berwickshire

- Jim Fullarton (Scottish Conservative and Unionist)
- Carol Hamilton (Scottish Conservative and Unionist)
- Helen Laing (Scottish National Party)

Ward 8 – Kelso and District

- Simon Mountford (Scottish Conservative and Unionist)
- Tom Weatherston (Scottish Conservative and Unionist)
- Euan Robson (Scottish Liberal Democrats)

Ward 9 – Jedburgh and District

- Scott Hamilton (Scottish Conservative and Unionist)
- Sandy Scott (Scottish Conservative and Unionist)
- Jim Brown (Scottish National Party)

Ward 10 – Hawick and Denholm

- Stuart Marshall (Independent)
- Neil Richards (Scottish Conservative and Unionist)

- Clair Ramage (Scottish National Party)

Ward 11 – Hawick and Hermitage

- Watson McAteer (Independent)
- George Turnbull (Scottish Conservative and Unionist)
- Davie Paterson (Independent)

APPENDIX II
SCOTTISH BORDERS COUNCIL
18 MAY 2017

DAY	DATE	MONTH	COMMITTEE	TIME
MON	15	MAY		
TUES	16	MAY		
WED	17	MAY		
THUR	18	MAY	SCOTTISH BORDERS COUNCIL (SPECIAL)	10.00 a.m.
FRI	19	MAY		
SAT	20	MAY		
SUN	21	MAY		
MON	22	MAY		
TUES	23	MAY		
WED	24	MAY		
THUR	25	MAY	SCOTTISH BORDERS COUNCIL	10.00 a.m.
FRI	26	MAY		
SAT	27	MAY		
SUN	28	MAY		
MON	29	MAY		
TUES	30	MAY		
WED	31	MAY		
Jun-17				
THUR	1	JUN	PLANNING AND BUILDING STANDARDS	10.00 a.m.
FRI	2	JUN		
SAT	3	JUN		
SUN	4	JUN		
MON	5	JUN		
TUES	6	JUN		
WED	7	JUN		
THUR	8	JUN	UK PARLIAMENTARY ELECTION/SCOTTISH PARLIAMENT BY-ELECTION	
FRI	9	JUN		
SAT	10	JUN		
SUN	11	JUN		
MON	12	JUN	-	-
TUES	13	JUN	-	-
WED	14	JUN	PEEBLES COMMON GOOD FUND SUB-COMMITTEE	5.00 p.m.
WED	14	JUN	TWEEDDALE AREA FORUM	6.30 p.m.
THUR	15	JUN	BERWICKSHIRE AREA FORUM	6.30 p.m.
FRI	16	JUN	LICENSING BOARD	10.00 a.m.
FRI	16	JUN	CIVIC GOVERNMENT LICENSING COMMITTEE	11.00 a.m.
SAT	17	JUN		
SUN	18	JUN		

MON	19	JUN	LOCAL REVIEW BODY	10.00 a.m.
TUES	20	JUN	EXECUTIVE COMMITTEE	10.00 a.m.
TUES	20	JUN	LIMITED LIABILITY PARTNERSHIP STRATEGIC GOVERNANCE GROUP	2.00 p.m.
TUES	20	JUN	LAUDER CGF SUB-COMMITTEE	2.00 p.m.
TUES	20	JUN	HAWICK COMMON GOOD FUND SUB- CTEE	4.00 p.m.
TUES	20	JUN	LOCAL LICENSING FORUM	4.00 p.m.
TUES	20	JUN	TEVIOT & LIDDESDALE AREA FORUM	6.30 p.m.
WED	21	JUN	JCG: STAFF	10.00 a.m.
WED	21	JUN	JCG: TEACHERS	2.00 p.m.
WED	21	JUN	SELKIRK CGF SUB-COMMITTEE	3.00 p.m.
WED	21	JUN	JEDBURGH CGF SUB-COMMITTEE	4.30 p.m.
WED	21	JUN	KELSO CGF SUB-COMMITTEE	5.30 p.m.
WED	21	JUN	CHEVIOT AREA FORUM	6.30 p.m.
THUR	22	JUN	PETITIONS & DEPUTATIONS COMMITTEE	9.30 a.m.
THUR	22	JUN	PENSION FUND COMMITTEE/PENSION BOARD	10.00 a.m.
THUR	22	JUN	COMMUNITY PLANNING STRATEGIC BOARD	11.00 a.m.
THUR	22	JUN	EMPLOYEE COUNCIL	3.00 p.m.
THUR	22	JUN	GALASHIELS CGF SUB-COMMITTEE	4.30 p.m.
THUR	22	JUN	EILDON AREA FORUM	6.30 p.m.
FRI	23	JUN		
SAT	24	JUN		
SUN	25	JUN		
MON	26	JUN	PLANNING AND BUILDING STANDARDS	10.00 a.m.
TUES	27	JUN	SCOTTISH BORDERS COUNCIL	10.00 a.m.
WED	28	JUN	AUDIT & RISK COMMITTEE	10.15 a.m.
THUR(SH)	29	JUN		
FRI (SH)	30	JUN		