

Midlothian Council Minute Volume



**Presented to the Meeting
of Midlothian Council
on Tuesday, 11 May 2021**

1 Minutes of Meetings submitted for Approval

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2 Minutes of Meetings submitted for Consideration

Approved Minutes for Noting, Information and Consideration of any recommendations contained therein

Performance Review and Scrutiny Committee 22 September 2020	11 - 18
Special Local Review Body 23 November 2020	19 - 26
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3 Minutes of Meetings submitted for Information

Approved Minutes of Outside Organisations to which Council appoints representatives

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Local Housing Strategy 22 April 2021	
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Minute of Meeting



Midlothian Council

Date	Time	Venue
23 March 2021	11.00 am	Virtual Meeting via MS Teams

Present:

Provost Smaill (Chair)	Depute Provost Russell
Councillor Milligan – Council Leader	Councillor Muirhead – Depute Council Leader
Councillor Alexander	Councillor Cassidy
Councillor Curran	Councillor Hackett
Councillor Hardie	Councillor Imrie
Councillor Johnstone	Councillor Lay-Douglas
Councillor McCall	Councillor Munro
Councillor Parry	Councillor Wallace
Councillor Winchester	

In attendance:

Dr Grace Vickers, Chief Executive	Kevin Anderson, Executive Director Place
Morag Barrow, Joint Director Health and Social Care	Gary Fairley, Chief Officer Corporate Solutions
Fiona Robertson, Executive Director Children, Young People and Partnerships	Derek Oliver, Chief Officer Place
Alan Turpie, Monitoring Officer	Mike Broadway, Democratic Services Officer
Verona MacDonald, Democratic Services Team Leader	Joan Tranent, Chief Officer Children's Services, Partnerships and Communities (for Item 8.4)
Justin Venton, Land and Countryside Manager (for Item 8.6)	Annabel Cavaroli, Acting Customer Service Manager (for Item 8.3)
Dawn Farquhar, HR Manager (for Item 8.8)	

Also present:

Mrs Elizabeth Morton, Religious Representative to the Cabinet

1. Welcome and Apology for Absence

The Provost welcomed everyone to the meeting. Intimation of an apology for absence was made on behalf of Mr Bourne, Religious Representative to the Cabinet.

2. Order of Business

The Provost confirmed the order of business was as per the agenda circulated. He further advised of his intention to stop the meeting at 12 noon to allow Members to take part in the National Silence to mark a year since the first lockdown.

3. Declarations of interest

None

4. Deputations

None received.

5. Minutes of Previous Meetings

5.1 The Minute of meeting of Midlothian Council of 23 February was unanimously approved and the Provost was authorised to sign as a true record of the meetings.

5.2 The following Minutes were previously circulated to Members for approval, noting, information and consideration of any recommendations contained therein:

Meeting	Date of Meeting
Cabinet	1 December 2020
Audit Committee	8 December 2020

6. Questions to the Leader of the Council

None

7. Notices of Motion

None

8. Reports

Report No.	Report Title	Report by:
8.1	Local Housing Strategy 2021 - 2026	Executive Director Place
<p>The Executive Director Place spoke to the terms of a report and the accompanying appendix - the finalised Local Housing Strategy for the period 2021 to 2026. He confirmed the Strategy had been finalised following the consultation and engagement activity approved by the Council on 17 November 2020.</p> <p>Councillor Johnstone noted the importance of the document for residents and requested further time be set aside to consider the Strategy to include the holding</p>		

of an Elected Member Seminar. She suggested this be held prior to the May Council meeting to allow the Strategy to be approved then.

Thereafter the Provost noted there was no opposition to the suggestion by Councillor Johnstone.

Councillor Parry asked officers to consider and if possible produce a more accessible version of the document for the public.

Decision

The Council unanimously decided to hold an Elected Member Seminar prior to the May 2021 meeting and defer consideration of the Strategy to that meeting.

Action

Executive Director Place

Report No.	Report Title	Report by:
8.2	ESESCR Transport Appraisal Board bid to the Bus Partnership Fund	Executive Director Place
Outline of report and summary of discussion		
<p>The Executive Director Place spoke to the terms of a report which advised of The Edinburgh and South East Scotland City Region Deal's Transport Appraisal Board bid into the Bus Partnership Fund.</p> <p>Thereafter, Councillor Imrie noted the Scottish Government was looking for ambitious projects and noted how difficult it will be to get people back on public transport after a year of using private vehicles. He gave an example of a guided bus way from Millerhill via Penicuik to Easter Bush. Councillor Parry provided another example of a project being an extension to the Park and Ride to take cars off the City Bypass. Councillor Milligan asked if the fund could be used to provide a better bus service across the district. In confirming it could, Mr Anderson advised that whereas the report before Members advised of the regional bid, individual Councils can also submit bids.</p>		
Decision		
<p>The Council agreed to authorise the Transport Appraisal Board to prepare a collective South East of Scotland regional bid for submission to Transport Scotland for funding from the Bus Partnership Fund.</p>		
Action		
Executive Director Place		

Report No.	Report Title	Report by:
8.3	Midlothian Library Services	Chief Officer Corporate Solutions
<p>The Acting Customer Service Manager spoke to the terms of the report which requested the removal of library fines and hire charges for CDs and DVDs because they are a barrier to access.</p>		
Decision		
<p>The Council approved the removal of library fines and the hire charge for CDs and DVDs.</p>		
Action		
Chief Officer Corporate Solutions		

Report No.	Report Title	Report by:
8.4	Public Protection Annual Report 2019 - 2020	Chief Social Work Officer
Outline of report and summary of discussion		
<p>The Council heard from the Chief Officer Children's Services, Partnerships and Communities who spoke to the terms of the annual report from The East Lothian and Midlothian Public Protection Committee which highlighted the key achievements and areas for improvement in 2019-2020.</p> <p>Councillor Parry thanked everyone involved in this area of work and enquired about the extra funding to Edinburgh Rape Crisis. In response, Mrs Tranent advised the next meeting of the Committee was later in the day and she would provide Councillor Parry with an update thereafter.</p> <p>Councillor Milligan noted next year's annual report would be much different and emphasised the importance of highlighting any additional resources required by way of a report back to Council as soon as possible.</p>		
Decision		
The Council noted the terms of the report and work undertaken by the Committee.		
Chief Social Work Officer		

Report No.	Report Title	Report by:
8.5	Covert Surveillance	Executive Director Place
Outline of report and summary of discussion		
<p>The Executive Director Place spoke to the terms of a report which advised of covert surveillance actions in terms of the Regulation of Investigatory Powers (Scotland) Act 2000 ("RIPSA") by the Council from 2018//19 to-date.</p> <p>Councillor Curran in noting the terms of the report requested an additional report for consideration at a future meeting regarding the cctv systems operated by the Council across the district. Councillor Wallace was heard in agreement with this request and noted the increase in anti-social behaviour.</p> <p>The Chief Officer Place advised he was currently working with Police Scotland with a view to enhancing the systems and was happy to provide a report to a future meeting.</p>		
The Council agreed to:-		
<ul style="list-style-type: none"> a) note the terms of the report and; b) requested a report on cctv systems for consideration at a future meeting 		
Action		
Executive Director Place		

Sederunt: During the course of consideration of the following item, at 12 noon, the Council participated in the national silence and observed a minute's silence.

Report No.	Report Title	Report by:
8.6	Glyphosate Weedkiller	Executive Director Place
Outline of report and summary of discussion		
<p>The Council heard from the Executive Director Place who spoke to the terms of a report which noted the decision of Group Leaders on 5 May 2020 to permit the use of glyphosate on an emergency basis during the Covid-19 pandemic and recommended approval of its continued albeit limited use.</p> <p>Thereafter contributions to the debate were made by (i) Councillor Hardie who, whilst agreeing with the recommendations in the report, noted the aim was to work towards zero use of glyphosate; Councillor Cassidy who advised of the many emails he received from residents in favour of completely stopping the use of the weed killer. He asked what steps had been taken to consider alternative methods. Mr Anderson advised practices adopted by neighbouring authorities had been taken on board, street sweepers had been fitted with brushes to minimise earth gathering which encouraged weed growth, different herbicides were used and manual weeding undertaken. He also advised of the restrictions including timescale, workforce and availability during the pandemic. Thereafter, Mr Anderson handed over to the Land and Countryside Manager Mr Venton, who advised most alternatives to glyphosate are vinegar based, more harmful to bees and more costly. He noted other methods of weed control as being foaming and hot water treatments; Councillor Curran who advised he had undertaken extensive research on glyphosate and noted Scotland's Public Health Minister has stated it is safe to use as has the Transport Minister and Transport Scotland; Councillor Parry who in reference to the report before Members which stated glyphosate was not a poison advised the World Health Organisation (WHO) had in 2015 stated it was probably carcinogenic. Mr Venton advised he was not able to respond to the WHO article but noted the Council has an obligation to record its use of the weed killer and keep the records for 5 years. He further advised the records maintained are manual and not available online to members of the public; The Provost who asked whether the records could be made available by being recorded digitally.</p> <p>Thereafter, Councillor Curran moved the terms of the report with the following addition - dangerous road junctions and areas of highways that are key to maintaining visibility for the safety of all road users, e.g. laybys and the inside of bends. Councillor Hardie enquired whether Councillor Curran would include within the additional wording - publishing information on spraying locations as soon as possible. Councillor Curran confirmed he was happy to include this and Councillor Hardie seconded his Motion.</p> <p>As an amendment, Councillor Cassidy, seconded by Councillor Johnstone, moved a ban on the use of glyphosate.</p> <p>On a vote being taken 9 votes were cast for the Motion and 7 for the amendment. There was one abstention.</p>		
Decision		
<p>The Council:-</p> <p>(a) approved the use of glyphosate on a restricted spot application basis, on Midlothian's streets and pavements;</p>		

<p>(b) agreed the continued reduction in usage in Midlothian's parks and open spaces; with the exception of invasive species, e.g. giant hogweed and japanese knotweed and dangerous road junctions and areas of highways that are key to maintaining visibility for the safety of all road users, e.g. laybys and the inside of bends and;</p> <p>(c) agreed information on spraying locations be published as soon as possible.</p>
Action
Executive Director Place

Report No.	Report Title	Report by:
8.7	Annual iESE Awards	Chief Executive
Outline of report and summary of discussion		
The Chief Executive spoke to the terms of a report which recognised and celebrated the Council's achievement in receiving 2 iESE Certificates of Excellence awards for the work relating to the #kindnessmidlothian campaign during the pandemic and for activities supporting the goal of being carbon neutral by 2030.		
Decision		
<p>The Council noted the achievement of 2 iESE Certificates of Excellence awarded for:</p> <ul style="list-style-type: none"> • #KindnessMidlothian campaign • Net Zero Carbon project 		
Action		
Chief Executive		

Report No.	Report Title	Report by:
8.8	Equally Safe	Chief Officer Corporate Solutions
Outline of report and summary of discussion		
The HR Manager spoke to the terms of a report which celebrated the Council's recent achievement of Bronze accreditation for Equally Safe at Work.		
Decision		
<p>The Council:-</p> <ul style="list-style-type: none"> (a) noted the recent achievement of Bronze accreditation for Equally Safe at Work; (b) confirmed its commitment to continuing with the progressive work in this area with a view to advancing to Silver accreditation within the next 2 years, recognising the ambition and aspiration to address women's inequality at work and prevent violence against women in the workplace and in wider society and; (c) recorded its thanks to all those involved in the cross-Council working group, including partner agencies, involved in securing Bronze accreditation. 		
Action		
Chief Officer Corporate Solutions		

Report No.	Report Title	Report by:
8.9	Local Code of Corporate Governance	Chief Executive
Outline of report and summary of discussion		
The Council heard from the Chief Executive who spoke to the terms of a report which advised of the updated Local Code of Corporate Governance to assist with the 2020/21 annual assurance process which following scrutiny had been endorsed by the Audit Committee.		
Decision		
<p>The Council:-</p> <ul style="list-style-type: none"> (a) noted the changes as outlined in the report; (b) approved the updated Local Code of Corporate Governance (Appendix 1 to the report) and; (c) noted the updated Local Code will be used for the 2020/21 annual assurance process. 		
Action		
Chief Executive; Audit Committee		

Report No.	Report Title	Report by:
8.10	Estimated Pupil Intake	Executive Director Children Young People and Partnerships
Outline of report and summary of discussion		
The Executive Director Children, Young People and Partnerships spoke to the terms of a report which provided an update on the enrolment of pupils and intake for the school session 2021/22 and identified a number of schools where there is pressure on school capacity and the need to apply intake limits to safeguard places for catchment children and to manage placing requests.		
Decision		
<p>The Council noted:-</p> <ul style="list-style-type: none"> (a) the estimated intake figures for primary and secondary schools (Section 3 tables 1 – 3 of the report) and; (b) the requirement to apply intake limits at a number of schools in order to safeguard places for pupils to be able to attend their catchment school. 		
Action		
Executive Director Children, Young People and Partnerships		

The meeting concluded at 12.54 pm with the Provost extending his best wishes to all for a happy Easter.

Minute of Meeting



Performance, Review and Scrutiny Committee

Date	Time	Venue
22 September 2020	11.00am	Virtual Meeting

Present:

Councillor Alexander	Councillor Cassidy
Councillor McCall	Councillor Munro
Councillor Parry	Councillor Russell
Councillor Smail	Councillor Winchester

Also in Attendance:

Grace Vickers	Chief Executive
Kevin Anderson	Executive Director Place
Fiona Robertson	Executive Director Children, Young People and Partnerships
Gary Fairley	Chief Officer Corporate Solutions
Derek Oliver	Chief Officer Place
Joan Tranent	Chief Officer Children's Services
Alison White	Head of Adult Health and Social Care
Elaine Johnston	Policy and Scrutiny Officer
Mike Broadway	Democratic Services Officer

1 Apologies

Apologies were received from Councillors Johnstone (Chair), Hardie and Lay-Douglas.

In the absence of the Chair, Councillor Alexander was appointed by the Committee and took the Chair.

2 Order of Business

The order of Business was as detailed within the Agenda.

3 Declarations of Interest

No declarations of interest were intimated.

4 Minutes of Previous Meetings

- 4.1 The minute of the meeting of 17 March 2020 was submitted and approved as a correct record.

5 Public Reports

Agenda No.	Report Title	Submitted by:
5.1	Nesta Listen and Learn	Chief Executive
Outline of report and summary of discussion		
<p>The purpose of the report was to present the Listen and Learn report carried out by Nesta in response to the Covid-19 response. The Council previously worked with Nesta on the 100 day Mental Health Challenge and due to the success of this project Nesta were asked to assist with the listen and learn exercise to gather the views of staff and how they have managed through the Covid-19 emergency phase</p> <p>The Chief Executive spoke in amplification of the report during which she made particular reference to the section which focussed on the 9 drivers for change and how this should inform the future direction of the Council on strands included in the Midlothian Route map, such as Digital First/Remote/Flexible Working etc. In addition, she also confirmed that the report has been considered by the Cabinet and Business Transformation Steering Group.</p> <p>The Committee, in welcoming what was an extremely insightful document that provided a clear vision for the way forward, remarked on the welcome opportunities presented by digital working, especially in education, but highlighted the importance of ensuring good connectivity throughout Midlothian. The Chief Executive in response confirmed that this was an area of ongoing work, which would be closely monitored and reported on further as required.</p>		
Decision		
(a) To add their thanks to Nesta for undertaking the Listen and Learn initiative in response to the Covid-19 response;		

- (b) To approve for its interest the recommendations contained in the report;
- (c) To note that Officers had been instructed to update their service plans accordingly to reflect the recommendations;
- (d) To note that the report had also been considered by the Cabinet and the Business Transformation Steering Group; and
- (e) To otherwise note the contents of the report.

Action

Chief Executive

Agenda No	Title	Submitted by:
5.2	Midlothian Council Annual Complaint Handling Report 2018/19	Chief Executive
Outline and summary of item		
<p>The purpose of this report was to provide the Cabinet, and the Performance Review and Scrutiny Committee, with the Annual Complaint Handling Report for 2018/19; a link to which was included in the report. The Report had been published on Midlothian Council's website following endorsement by Corporate Management Team at its meeting on 18 March 2020.</p> <p>The report also provided an update of statistics shared by the Scottish Public Services Ombudsman (SPSO) about how they had handled complaint cases by Midlothian customers, and which services were being complained about to them. Outcome decisions to cases were published on the SPSO's website.</p> <p>The Chief Executive, in presenting the report to the Committee, drew particular attention to the new model Complaint Handling Procedure (CHP) which had been developed for public services that would be implemented in the new year.</p>		
Decision		
<p>The Performance Review and Scrutiny Committee noted:</p> <ul style="list-style-type: none"> (a) The recent publication of the Annual Complaint Handling Report on the Council's website; and (b) That the published report included summary information for Midlothian Council's complaints referred to the Scottish Public Services Ombudsman (SPSO). 		

Agenda No	Title	Submitted by:
5.3	Adult and Social Care Performance Report 2019/20	Head of Adult Health and Social Care

Outline and summary of item
The Adult Social Care Performance Report 2019/20 for was presented by the Head of Adult Health and Social Care highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the report. Thereafter the Head of Adult Health and Social Care responded to Members questions and comments with regards to the impact that the Coronavirus pandemic was having on service delivery, the importance of services provided in conjunction with voluntary sector and lessons learned regarding the deployment and use of volunteers.
Decision
The Performance Review and Scrutiny Committee noted the report.

Agenda No	Title	Submitted by:
5.4	Children's Services Performance Report 2019/20	Chief Officer Children's Services
Outline and summary of item		
The Children's Services Performance Report 2019/20 for was presented by the Chief Officer Children's Services highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the report. Thereafter the Chief Officer responded to questions and comments raised by Members of the Committee.		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

Agenda No	Title	Submitted by:
5.5	Commercial Operations Performance Report 2019/20	Executive Director Place
Outline and summary of item		
The Commercial Operations Performance Report 2019/20 for was presented by the Executive Director Place highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the Report. Thereafter the Executive Director responded to questions and comments raised by Members of the Committee. In particular, he acknowledged concerns regarding the impact caused by water damage, as seen recently in the collapse of part of the A68, which would looked to be addressed as part of the Climate Change Strategy. He also remarked on the preparation of a Waste Strategy and confirmed plans were being made to hopefully enable the Penicuik Recycling facility to reopen.		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

Agenda No	Title	Submitted by:
5.6	Communities and Economy Performance Report 2019/20	Executive Director Place
Outline and summary of item		
<p>The Communities and Economy Performance Report 2019/20 for was presented by the Executive Director Place highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the report. Thereafter the Executive Director responded to questions and comments raised by Members of the Committee. With regards the impact of Airbnb's locally, Members concerns were noted, with the Chief Officer Place confirming that the regulatory framework for such facilities was being looked at nationally, however any specific local issues drawn to officers' attention would be looked into.</p>		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

Agenda No	Title	Submitted by:
5.7	Customer and Housing Services Performance Report 2019/20	Executive Director Place
Outline and summary of item		
<p>The Customer and Housing Services Performance Report 2019/20 for was presented by the Executive Director Place highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the report. Thereafter the Executive Director responded to questions and comments raised by Members of the Committee. Concerns about the potential dual impacts of welfare reform and the coronavirus pandemic were acknowledged, the Executive Director explained that this would be picked up in more detail at the elected Member seminar on resilience/winter planning, however officers were aware of the concerns/likely issues. With regards Library reopening, steps were in hand to take forward learning from the Dalkeith pilot into other standalone libraries, the hub libraries were more challenging due to the need to focus on education provision.</p>		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

Agenda No	Title	Submitted by:
5.8	Education Performance Report 2019/20	Executive Director Children, Young People and Partnerships

Outline and summary of item
The Education Performance Report 2019/20 for was presented by the Executive Director Children, Young People and Partnerships highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the report. Thereafter the Executive Director responded to questions raised by an Elected Member regarding support for schools to implement a range of universal mental health initiatives and attainment levels.
Decision
The Performance Review and Scrutiny Committee noted the report.

Agenda No	Title	Submitted by:
5.9	Finance and Integrated Service Support Performance Report 2019/20	Chief Officer Corporate Solutions
Outline and summary of item		
The Finance and Integrated Service Support Performance Report 2019/20 for was presented by the Chief Officer Corporate Solutions highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the report.		
Thereafter the Chief Officer responded to questions and comments raised by Members of the Committee regarding, in particular the MTFs and challenges posed by the coronavirus pandemic and also the UK Decision to leave the EU.		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

Agenda No	Title	Submitted by:
5.10	Property and Facilities Management Performance Report 2019/20	Executive Director Place
Outline and summary of item		
The Property and Facilities Management Performance Report 2019/20 for was presented by the Executive Director Place highlighting the progress in the delivery of strategic outcomes and a summary of the emerging challenges going forward as detailed in the report.		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

Agenda No	Title	Submitted by:
5.11	Midlothian Council Performance Report 2019/20	Executive Director Place
Outline and summary of item		
The Executive Director Place presented the Midlothian Council Performance Report 2019/20 detailing the delivery of Midlothian Council's priorities through the Community Planning Partnership and the Single Midlothian Plan. The Executive Director advised the Committee that the purpose of this report was to collate all the individual Q4 Performance reports and provide the overview summary for the Council and updated the Committee on the key themes.		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

Agenda No	Title	Submitted by:
5.12	Balanced Scorecard 2019/20	Executive Director Place
Outline and summary of item		
The 2019/20 Annual Report for the Balanced Scorecard Indicators was presented by the Executive Director Place.		
Each of the perspectives were supported by a number of key measures and indicators which ensured that the Balanced Scorecard informed ongoing performance reporting and helped to identify areas for further improvement. Detailed performance data is available in the quarterly service performance report.		
Decision		
The Performance Review and Scrutiny Committee noted the report.		

6 Private Reports

No private reports were submitted for discussion.

7 Date of Next Meeting

The next meeting will be held on Tuesday 3 November 2020 at 11.00 am.

The meeting terminated at 12.45 pm

Minute of Meeting



Special Meeting of the Local Review Body

Date	Time	Venue
Monday 23 November 2020	2.00pm	Virtual Meeting using MS Teams

Present:

Councillor Imrie (Chair)	Councillor Alexander
Councillor Cassidy	Councillor Curran
Councillor Lay-Douglas	Councillor Milligan
Councillor Muirhead	Councillor Smail

In Attendance:

Peter Arnsdorf, Planning Manager	Mhairi-Anne Cowie, Planning Officer
Mike Broadway, Democratic Services Officer	

1 Apologies

Apologies for absence were received from Councillors Baird and Munro.

2 Order of Business

The order of business was confirmed as outlined in the agenda that had been previously circulated.

3 Declarations of interest

No declarations of interest were intimated at this stage of the proceedings.

4 Reports

Agenda No	Report Title	Presented by:
5.1	Notice of Review Request Considered for the First Time – Kings Gate, Old Dalkeith Road, Dalkeith (20/00316/DPP).	Peter Arnsdorf
Executive Summary of Report		
<p>There was submitted report dated 16 November 2020 by the Chief Officer Place, regarding an application from Holder Planning, South Charlotte Street, Edinburgh seeking, on behalf of their client Buccleuch Estates Ltd, a review of the decision of the Planning Authority to impose a condition when granting planning permission (20/00316/DPP, granted on 28 July 2020) for alterations to existing access, formation of access paths and areas of hard standing, installation of walls and installation of bollards at Kings Gate, Old Dalkeith Road, Dalkeith.</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>		
Summary of Discussion		
<p>In accordance with the procedures for the Local Review Body, the Planning Advisor gave a brief overview of the review hearing procedures and outlined the background to the case.</p> <p>Thereafter, oral representations were received firstly from the applicant's agent, Robin Holder, Holder Planning and Alison Burke, Park & Projects Manager, Dalkeith Country Park, on behalf of applicants and then from Mhairi-Anne Cowie, the local authority Planning Officer; following which they all responded to Members' questions/comments.</p> <p>The LRB then gave careful consideration to the merits of the case based on all the information provided both in writing and in person at the Hearing. In particular consideration was given to the impact that the proposed stone curved walls would have on the setting of the category A listed boundary walls to the estate. Members whilst acknowledging the applicants desire to better signpost this entrance to</p>		

Dalkeith Country Park debated whether or not this could be achieved by other means, or through possible adjustments to the current scheme, such as reducing the height of the proposed walls, or erecting only a single wall. The feeling on balance was it should through the use of matching materials be possible to accommodate the proposed wall without adversely impacting on the setting of the category A listed boundary walls.

Decision

After further discussion, the LRB agreed to uphold the review request, and grant planning permission for the following reason:

The proposed works would formalise this entrance to the Dalkeith Estate and not have an adverse effect on the surrounding conservation area, designed landscape, listed structures, rural area or special landscape area or conflict with the aims of the Green Belt and so complies with policies RD4, ENV1, ENV6, ENV7, ENV19, ENV20 and ENV22 of the adopted Midlothian Local Development Plan 2017.

subject to the following conditions –

1. Prior to the commencement of development, the following details shall be submitted to and approved by the Planning Authority:
 - a) Details and samples of the finishing materials to be used on all roads, paths and areas of hardstanding;
 - b) Details and samples of the materials of the walls; and
 - c) Details of the proposed mortar for the walls.

Thereafter the materials hereby approved shall be used in the development unless alternatives are agreed in writing by the Planning Authority.

2. The bollards hereby approved shall be formed with natural stone to match the existing boundary walls within the application site.

Reason for Conditions 1 and 2: *These details were not submitted with the original application; in order to protect the visual amenity of the area and to ensure these materials are appropriate in proximity to important category A listed structures located within a conservation area and designed landscape.*

Action

Planning Manager

Agenda No	Report Title	Presented by:
5.2	Notice of Review Request Considered for the First Time – 11 Rosedale Neuk, Rosewell (19/00893/DPP).	Peter Arnsdorf

Executive Summary of Report

There was submitted report, dated 16 November 2020 by the Chief Officer Place, regarding an application from Mr D White, 11 Rosedale Neuk, Rosewell seeking a review of the decision of the Planning Authority to refuse planning permission (19/00893/DPP, refused on 27 November 2019) for the erection of an extension to the dwellinghouse at that address.

Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.

Summary of Discussion

The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing the proposed development and the reasons for its refusal, the LRB considered at length the potential impact that permitting the proposed development in its current form would have on the character and appearance of the area; it being noted that other neighbouring/nearby properties had extensions of comparable scale but varying design and appearance, which led Members to the conclusion that, on balance, the scheme should be supported.

Decision

After further discussion, the LRB agreed to uphold the review request, and grant planning permission for the following reason:

The proposed extension by means of its design and form will complement the host dwellinghouse and will not have a detrimental impact on the amenity of the neighbouring properties. Furthermore, the proposed extension is comparable in scale to extensions on neighbouring/nearby properties.

subject to the following conditions –

1. The two windows at ground floor level on the south elevation of the extension shall be glazed with obscure glass which shall not be replaced with clear glass. Alternatively, a 2.2m high screen shall be erected along part of the boundary of the application property with no. 10 Rosedale Neuk in accordance with details (design, materials, length and timescale of erection) to be submitted to and approved by the planning authority. No work shall start on the extension until these details have been approved in writing by the planning authority.
2. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (Scotland) Order 1992 (or any Order revoking and re-enacting that Order) no glazing shall be installed on the north elevation of the extension or on the south elevation including the roof plane of the pitched roof extension apart from that shown on the approved drawings unless planning permission is granted by the planning authority.

Reason for Conditions 1-2: In order to minimise overlooking and protect the privacy of the occupants of the adjoining properties.

Action
Planning Manager

Sederunt
Councillors Curran and Muirhead, both advise that they had other prior engagements and left the meeting at the conclusion of the foregoing item of business at 2.58pm and did not return.

Agenda No	Report Title	Presented by:
5.3	Notice of Review Request Considered for the First Time – 22 Dewartown, Gorebridge (19/00893/DPP).	Peter Arnsdorf

Executive Summary of Report
<p>There was submitted report, dated 16 November 2020 by the Chief Officer Place, regarding an application from Mrs M Gregory, 22 Dewartown, Gorebridge seeking a review of the decision of the Planning Authority to grant planning permission (20/00001/DPP, granted 21 February 2020) subject to a condition, for the replacement of windows and a door at that address.</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>

Summary of Discussion
<p>The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing the proposed replacement of the door and windows, it was noted that a number of neighbouring and nearby properties had already had replacement windows and/or doors installed of varying materials, design and colour, so arguably the impact on the Conservation Area would be minimal. In addition, in terms the property itself the proposed replacement windows appeared to be in keeping with the character of the building.</p>

Decision
<p>After further discussion, the LRB agreed to uphold the review request, and grant planning permission for the following reason:</p> <p><i>The proposed replacement windows and door will not have a significant impact on the character of the host building or this part of the Dewartown Conservation Area and complies with the aims of policies DEV2 and ENV19 of the Midlothian Local Development Plan 2017.</i></p>

Action
Planning Manager

Agenda No	Report Title	Presented by:
5.4	Notice of Review Request Considered for the First Time – 77 Carnethie Street, Rosewell (20/00177/DPP).	Peter Arnsdorf
Executive Summary of Report		
<p>There was submitted report, dated 16 November 2020 by the Chief Officer Place, regarding an application from F.E.M. Building Design, Plantain Grove, Lenzie, Glasgow seeking, on behalf of their client Mr B Flanagan, 77 Carnethie Street, Rosewell, a review of the decision of the Planning Authority to refuse planning permission (20/00177/DPP, refused on 3 July 2020) for the erection of an extension to the dwellinghouse, alterations to increase the roof height and formation of dormer windows at that address.</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>		
Summary of Discussion		
<p>The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing the proposed development and the reasons for its refusal, the LRB considered at length the potential impact that permitting the proposed development in its current form would have on the character and appearance of the area. Of particular concern was the proposed balcony to the rear, which was not supported as it increased the potential for overlooking. Otherwise the proposed development appeared comparable to others in the area in terms of its design and form.</p>		
Decision		
<p>After further discussion, the LRB agreed to uphold the review request, and grant planning permission for the following reason:</p> <p><i>The proposed extension by means of its design and form will complement the host dwellinghouse and will not have a detrimental impact on the amenity of the neighbouring properties. Furthermore, the proposed extension is comparable in scale to extensions on neighbouring/nearby properties.</i></p> <p>subject to the following conditions:-</p> <ol style="list-style-type: none"> 1. Prior to the commencement of development, the following details shall be submitted and approved in writing by the planning authority: <ol style="list-style-type: none"> a) Details of the materials of all window frames and doors; b) Details of the colour of all window frames and doors; c) Details of the materials of any areas of hardstanding; and 		

- d) Details of the design, dimensions, materials and colour finish of all new walls, gates, fences or other means of enclosure.

Reason: *These details were not submitted with the application; in order to ensure that the development hereby approved does not detract from the character and appearance of the existing building and surrounding area.*

2. The external materials of the extension shall match the materials of the existing dwellinghouse.
3. The roof of the resultant house shall be finished in natural slate, a sample of which shall be submitted to and approved in writing prior to installation.

Reason for conditions 2 and 3: *To protect the character and appearance of the existing building and the surrounding area; and ensure this maintains the visual quality of this area.*

4. The proposed balcony on the rear elevation is not hereby approved. No balcony shall be erected or constructed on the rear elevation of the resulting building.

Reason: *To protect the residential amenity and privacy of neighbouring properties.*

Action

Planning Manager

6. Private Reports

No private business was discussed.

7. Date of Next Meeting

The next scheduled meeting will be held on Monday 30 November 2020 at 1.00pm.

The meeting terminated at 3.24pm.

Minute of Meeting



General Purposes Committee

Date	Time	Venue
24 November 2020	10.03 am	Virtual via MS Teams

Present:

Councillor Munro (Chair)	Councillor Alexander
Councillor Cassidy	Councillor Curran
Councillor Hackett	Councillor Hardie
Councillor Imrie	Councillor Lay-Douglas
Councillor Muirhead	Councillor Parry
Councillor Russell	Councillor Winchester
Councillor Smail	

In attendance:

Alan Turpie, Legal Services Manager	Verona MacDonald, Democratic Services Team Leader
Inspector Alan Struthers, Police Scotland	

1. Apologies

Apologies for absence were intimated on behalf of Councillors Johnstone, McCall and Milligan.

2. Order of Business

The order of business was as set out on the Agenda.

3. Declaration of interest

Councillor Curran, due to his business interest in the taxi/private hire trade and having noted the only business to be transacted from this point onwards, was in relation to a private hire car driver application, declared an interest and left the meeting at 10.05 am.

4. Minute of Previous Meeting

The Minute of Meeting of 13 October 2020 was unanimously approved and the Chair of that meeting was authorised to sign as a correct record.

5. Public Reports

None

Exclusion of Members of the Public

In view of the nature of the business to be transacted, the Committee agreed that the public be excluded from the meeting during discussion of the undernoted item, as contained in the Addendum hereto, as there might be disclosed exempt information as defined in paragraphs 3, 6 and 14 of Part I of Schedule 7A to the Local Government (Scotland) Act 1973:-

6.1 Application for Private Hire Car Driver licence – Y. King

The meeting terminated at 10.24 am

Minute of Meeting



Local Review Body

Date	Time	Venue
Tuesday 30 November 2020	1.00pm	Virtual Meeting using MS Teams

Present:

Councillor Imrie (Chair)	Councillor Alexander
Councillor Cassidy	Councillor Curran
Councillor Lay Douglas	Councillor Milligan
Councillor Muirhead	Councillor Smail

In Attendance:

Peter Arnsdorf, Planning Manager	
Gordon Aitken, Democratic Services Officer	

1 Apologies

Apologies for absence were received from Councillors Baird and Munro.

2 Order of Business

The order of business was confirmed as outlined in the agenda that had been previously circulated.

3 Declarations of interest

No declarations of interest were intimated at this stage of the proceedings.

4 Minute of Previous Meeting

The Minute of Meeting of 27 October 2020 was submitted and approved as a correct record.

5 Reports

Agenda No	Report Title	Presented by:
5.1	Notice of Review – 1-3 Buccleuch Street, Dalkeith	Peter Arnsdorf
Executive Summary of Report		
<p>There was submitted report dated 20 November 2020 by the Chief Officer Place, regarding an application from Format Design seeking a review of the decision of the Planning Authority to refuse planning permission (19/00905/DPP, refused on 19 December 2019) for the Change of Use from Restaurant (Class 3) to Public House at 1-3 Buccleuch Street, Dalkeith</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>		
Summary of Discussion		
<p>Having heard from Mr Bob Tait of Format Designs as well as the Planning Advisor, the LRB gave careful consideration to the merits of the case based on all the information provided. In discussing the proposed development and the reasons for its refusal, the LRB considered the evidence that this building had historically been used as a Public House and that many of the objections with regard to environmental issues fell outwith the remit of this Committee and were matters for the Licensing Board to consider. The general feeling being that this building had operated for many years as a Public House and that, on balance, with the necessary safeguards in place it was unlikely to have a significantly detrimental impact on the surrounding area and those properties nearby.</p>		

Decision
After further discussion, the LRB agreed to uphold the review request, and thereby grant planning permission subject to the conditions contained within the report.
Action
Planning Manager

Agenda No	Report Title	Presented by:
5.2	Notice of Review -124A John Street, Penicuik	Peter Arnsdorf

Executive Summary of Report

There was submitted report, dated 20 November 2020 by the Chief Officer Place, regarding an application from Mr Antonio Cernicchiaro, seeking a review of the decision of the Planning Authority to refuse planning permission (20/0185/DPP, refused on 3 July 2020) for the Change of Use from a Betting Office to a Restaurant and Takeaway and Installation of Ventilation Equipment at 124A John Street, Penicuik

Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.

Summary of Discussion

The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing the proposed development and the reasons for its refusal, the LRB considered at length the potential benefits of the nature of the Restaurant and Takeaway as well as the measures to be put in place to negate any concerns with regard to the proximity to a neighbouring school.

Decision

After further discussion, the LRB agreed to uphold the review request, and thereby grant planning permission subject to the conditions contained within the report.

Action

Planning Manager

Agenda No	Report Title	Presented by:
5.3	Notice of Review – 16 George Terrace, Loanhead	Peter Arnsdorf

Executive Summary of Report
<p>There was submitted report, dated 20 November 2020 by the Chief Officer Place, regarding an application from H.A and Co Developments Ltd, Poltonhall Industrial Estate seeking a review of the decision of the Planning Authority to refuse planning permission (20/0002/DPP, refused on 3 July 2020) for the Change of Use from a Shop (Class 1) to 3 Dwellinghouses (Class 9) and associated external alterations at 16 George Terrace, Loanhead</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>
Summary of Discussion
<p>The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing the proposed development and the reasons for its refusal, the LRB considered at length the potential benefits of providing appropriate 1 Bedroom accommodation within Midlothian.</p>
Decision
<p>After further discussion, the LRB agreed to uphold the review request, and thereby grant planning permission subject to the conditions contained within the report.</p>
Action
<p>Planning Manager</p>

Agenda No	Report Title	Presented by:
5.4	Notice of Review – 62 Royal Court, Penicuik	Peter Arnsdorf
Executive Summary of Report		
<p>There was submitted report, dated 20 November 2020 by the Chief Officer Place, regarding an application from Mr and Mrs David Muirhead seeking a review of the condition applied concerning the proposed new fence along the West side of the application property decision of the Planning Authority whilst granting planning permission (19/00977/DPP, on 7 January 2020) for the Change of Use from a Shop (Class 1) to 3 Dwellinghouses (Class 9) and associated external alterations at 16 George Terrace, Loanhead</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>		
Summary of Discussion		
<p>The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing</p>		

the proposed development and the reasons for its refusal, the LRB considered at length the proposed visual impact on the surrounding area and associated matters.

Decision

After further discussion, the LRB agreed to uphold the review request, and thereby grant planning permission subject to the removal of the previous condition contained within the report with regard to the erection of this fence.

Action

Planning Manager

6. Private Reports

No private business was discussed.

7. Date of Next Meeting

The next scheduled meeting will be held on Monday 11 January 2021 at 1.00pm.

The meeting terminated at 2.05pm.

Minute of Meeting



Performance, Review and Scrutiny Committee

Date	Time	Venue
9 December 2020	11.00am	Virtual Meeting

Present:

Councillor Johnstone (Chair)	
Councillor Alexander	Councillor Cassidy
Councillor Hardie	Councillor Munro
Councillor Parry	Councillor Russell
Councillor Smail	

Also in Attendance:

Grace Vickers	Chief Executive
Kevin Anderson	Executive Director Place
Fiona Robertson	Executive Director Children, Young People and Partnerships
Gary Fairley	Chief Officer Corporate Solutions
Derek Oliver	Chief Officer Place
Joan Tranent	Chief Officer Children's Services
Alison White	Head of Adult Health and Social Care
Gordon Aitken	Democratic Services Officer

1 Apologies

Apologies were received from Councillors Baird, Lay-Douglas, McCall, Wallace and Winchester.

2 Order of Business

The order of Business was as detailed within the Agenda.

3 Declarations of Interest

No declarations of interest were intimated.

4 Minutes of Previous Meetings

- 4.1 The minute of the meeting of 22 September 2020 was submitted and approved as a correct record.

5 Public Reports

Agenda No.	Report Title	Submitted by:
5.1	Third Statutory Biodiversity Report 2017-20	Chief Officer: Place
Outline of report and summary of discussion		
The report sought approval of the Third Statutory Biodiversity Duty Report 2017-20 for publication on the Council's website as well as being forwarded to the Scottish Government. The report advised that Biodiversity was the variety of life including plants, animals, micro-organisms and bacteria interacting with each other and the non-living environment to form living ecosystems, cleanse the air and water, pollinate crops, break down waste, control pests and diseases and regulate natural events. The report highlighted that the Wildlife and Natural Environmental (Scotland) Act 2011 required public bodies to publish a Biodiversity Report every 3 years that set out the actions taken in carrying out its Biodiversity duties. The Biodiversity Report was attached as an appendix. Derek Oliver was heard in amplification of the report after which there was a general discussion on this matter.		
Decision		
(a) To approve the appended report as the Council's Third Statutory Biodiversity Report 2017-20;		
(b) Agree to the publication of the Third Statutory Biodiversity Report on the Council's website as well as providing the Scottish Government with a copy.		
Action		
Chief Officer: Place		

Agenda No	Title	Submitted by:
5.2	Integrated Children's Services Inspection Report	Chief Officer, Children's Services, Partnerships and Communities
Outline and summary of item		
<p>The purpose of the report was to provide feedback from the recent Joint Children's Services for children and young people in need of care and support within Midlothian and the areas for improvement highlighted.</p> <p>Formal feedback in relation to the inspection was received on 6 July 2020 with the following grades awarded;</p> <ul style="list-style-type: none"> • Leadership and Direction – GOOD • Impact on Families – GOOD • Impact on Children and Young People – GOOD • Improvement in the safety, wellbeing and life chances of vulnerable children and young people – GOOD • Evaluation Scale 4 GOOD = Important strengths, with some areas for improvement <p>The inspection identified a number of key strengths and good practice as follow;</p> <ul style="list-style-type: none"> • Leaders had embraced their collective responsibility to protect children, demonstrated through their well embedded, collaborative approach to quality assurance and scrutiny. • Staff recognised risk and took timely and appropriate action to keep children safe, and key processes for assessing and managing risk for children and young people in need of care and protection were well established. • The wellbeing of children in need of care and protection was improving, with most children and young people benefiting from positive and caring relationships with staff and carers. • As a result of operational and strategic effort, partners had achieved significant reduction in the overall number of looked after children and young people and a reduction in out-of-authority placements. • Children and young people had their rights respected and they benefited from opportunities to have their voices heard throughout the well-established Champions Board structure. <p>The priority areas for improvement were identified as;</p> <ul style="list-style-type: none"> • While children and young people in need of care and protection were helped by a range of purposeful interventions, access to the specialist services required to help them recover from trauma, was not always available at the time they needed it. • The partnership recognised that more needed to be done to raise educational attainment and reduce the number of care experienced children and young people excluded from school. 		

- Outcomes and experiences for care experienced young people transitioning into adulthood were variable. The partnership had identified this as a key area for improvement.
- Collaborative leadership of corporate parenting had not yet consistently achieved partner's ambitions for improved and wellbeing across all groups of care experienced children and young people.

In conclusion the Care Inspectorate reported;

- That they were **very** confident that the partnership in Midlothian has the capacity to continue to improve and to address the areas identified for improvement.
- Evidence of strong partnership working at all levels and a confident and competent workforce committed to improving outcomes and experiences for children, young people and families.
- The effective Champions Board structure and continued effort from staff across the partnership to enable children and young people to influence service design and improvement.
- The strength of scrutiny and oversight of child protection practice and the drive for continuous improvement.
- The partnerships record of improvement to date in relation to the impact of services on care experienced children and young people.

Joan Tranent was heard in amplification of the report after which there was a general discussion on this matter.

Decision

The Performance Review and Scrutiny Committee:

- (a)Noted the many strengths within the report which evidenced strong partnership working at all levels in addition to the partnership's record of improvement to date in relation to the impact of services on care experienced children and young people;
- (b)To congratulate all staff involved within this process across the community planning partnership for their commitment and good work;
- (c)To develop an action plan to take forward the priority areas for improvement;

Action

Chief Officer, Children's Services, Partnerships and Communities

Agenda No	Title	Submitted by:
5.3	Performance Report Insight Data February 2020	Chief Officer, Children's Services, Partnerships and Communities
Outline and summary of item		
<p>The purpose of this report was to inform of trends in attainment and achievement of school leavers in Midlothian using the "National Benchmarking Measures" from Insight. Joan Tranent was heard in amplification of the report during which she highlighted that overall, the three National benchmarking measures reported by the Scottish Government Insight tool in the February 2020 update indicated that attainment in Midlothian had improved overall over the five-year period to 2018/19 but that further improvements could still be made, particularly in Literacy and Numeracy at SCQF Level 6, the middle 60% attaining group and in relation to closing the attainment gap for young people with additional support needs and our looked after young people.</p> <p>There followed a general discussion on this matter during which the progress made to date was noted and that an Action Plan would be prepared for those areas requiring further improvement.</p>		
Decision		
To note the progress and areas for improvement in educational attainment in the Senior Phase in Midlothian secondary schools		

Agenda No.	Report Title	Presented by:
5.4	Adult Health and Social Care Performance Report Quarter Two 2020/21	The Joint Director, Health and Social Care
Outline of report and summary of discussion		
<p>The Adult Health and Social Care Performance Report Q2 2020/21 was submitted. The Joint Director, Health and Social Care highlighted the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report and thereafter answered questions raised by Elected Members.</p>		
Decision		
Noted the content of the report		

Agenda No.	Report Title	Presented by:
5.5	Children's Services, Partnership and Communities Performance Report Quarter Two 2020/21	Executive Director/Chief Officer, Children's Services, Partnerships and Communities
Outline of report and summary of discussion		
The Children's Services, Partnership and Communities Performance Report Quarter Two 2020/21 was submitted. The Executive Director as well as the Chief Officer Children, Young People and Partnerships highlighted the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report and thereafter answered questions raised by Elected Members.		
Decision		
Noted the content of the report		

Agenda No.	Report Title	Presented by:
5.6	Corporate Solutions - Performance Report Quarter Two 2020/21	Executive Director: Place
Outline of report and summary of discussion		
The Corporate Solutions Performance Report Quarter Two 2020/21 was submitted. The Executive Director: Place highlighted the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report and thereafter answered questions raised by Elected Members.		
Decision		
Noted the content of the report		

Agenda No.	Report Title	Presented by:
5.7	Education - Performance Report Quarter Two 2020/21	Executive Director: Children's Services, Partnerships and Communities
Outline of report and summary of discussion		
The Education, Performance Report Quarter Two 2020/21 was submitted. The Executive Director: Place highlighted the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report and thereafter answered questions raised by Elected Members.		
Decision		
Noted the content of the report		

Agenda No.	Report Title	Presented by:
5.8	Place - Performance Report Quarter Two 2020/21	Executive Director: Place
Outline of report and summary of discussion		
The Place, Performance Report Quarter Two 2020/21 was submitted. The Executive Director: Place highlighted the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report and answered questions raised by Elected Members.		
Decision		
Noted the content of the report.		

Agenda No.	Report Title	Presented by:
5.9	Midlothian Council Report Quarter Two 20/21	Chief Executive
Outline of report and summary of discussion		
The Midlothian Council Report Quarter Two 20/21 was submitted. The Chief Executive was heard in amplification of the report during which she sought approval to the proposal that the Q3 and Q4 reports were jointly submitted to PRS at the appropriate meeting thereby allowing the best use of Officers in the interim period particularly in view of the ongoing Covid-19 situation after which she answered questions raised by Elected Members.		
Decision		
(a)To agree that whilst detailed Performance reports covering Q3 and Q4 were jointly submitted to PRS at the appropriate meeting, a streamlined version of the Q3 Performance reports be submitted to the next appropriate meeting of PRS for consideration; and (b)To otherwise note the content of the report.		

6 Private Reports

No private reports were submitted for discussion.

7 Date of Next Meeting

The next meeting will be held on Tuesday 2 February 2021 at 11.00 am.

The meeting terminated at 12.55 pm

Minute of Meeting



Special Meeting of the Local Review Body

Date	Time	Venue
Monday 14 December 2020	2.00pm	Virtual Meeting using MS Teams

Present:

Councillor Imrie (Chair)	Councillor Alexander
Councillor Cassidy	Councillor Curran
Councillor Munro	Councillor Smail

In Attendance:

Peter Arnsdorf, Planning Manager	Mhairi-Anne Cowie, Planning Officer
Mike Broadway, Democratic Services Officer	

1 Apologies

Apologies for absence were received from Councillors Baird, Lay-Douglas Milligan and Muirhead. Councillor Lay-Douglas did attempt to join the meeting, however due to technical issues with her sound withdrew, there being sufficient other Members present for the meeting to proceed without her.

2 Order of Business

The order of business was confirmed as outlined in the agenda that had been previously circulated.

3 Declarations of interest

No declarations of interest were intimated at this stage of the proceedings.

4 Reports

Declaration of Interest/Sederunt

During the initial introductory overview by the Planning Advisor, Councillor Cassidy became aware that he knew the owners of one of the neighbouring properties and having declared a non-pecuniary interest left the meeting at 2.16 pm prior to the commencement of the oral presentations.

Agenda No	Report Title	Presented by:
5.1	Notice of Review Request Considered for the First Time – Land to the Rear of 180 Main Street, Pathhead (20/00353/DPP).	Peter Arnsdorf

Executive Summary of Report

There was submitted report dated 7 December 2020 by the Chief Officer Place, regarding an application from Block 9 Architects, Castle Street, Edinburgh seeking, on behalf of their client Mr S Duncan, a review of the decision of the Planning Authority to refuse planning permission (20/00353/DPP, refused on 28 July 2020) for the erection of dwellinghouse on land to the rear of 180 Main Street, Pathhead.

Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.

Summary of Discussion

In accordance with the procedures for the Local Review Body, the Planning Advisor gave a brief overview of the review hearing procedures and outlined the background to the case.

Thereafter, oral representations were received firstly from Bob Tait, Format Design, on behalf of the applicant's agent, and then from Mhairi-Anne Cowie, the local authority Planning Officer; following which they both responded to Members' questions/comments.

The LRB then gave careful consideration to the merits of the case based on all the information provided both in writing and in person at the Hearing. In particular consideration was given to the impact the proposed development would have on neighbouring properties due to its scale, design and positioning. Members also debated potential issues relating to the access, in particular the availability of space for vehicles to manoeuvre, the proposed inclusion of a first floor balcony, which was not supported, and where also mindful of the level of amenity space and how this might impact on the potential occupants. On balance the overall view was that the current scheme as it stood did not adequately address these issues albeit the overriding feeling was that they were not unresolvable and that with some work it should be possible to come forward with a scheme which would allow development on the site to proceed.

Decision

After further discussion, the LRB agreed to dismiss the review request, and uphold the refusal of planning permission for the following reasons:

1. *The proposed development would result in a low standard of amenity for future occupants of the proposed dwellinghouse as inadequate amenity space and parking provision is proposed.*
2. *The proposed development would have a significant detrimental impact on the amenity and privacy of neighbouring properties.*
3. *For reasons 1 and 2 above the proposed development is an overdevelopment of the site and is contrary to policies STRAT2 and DEV2 of the Midlothian Local Development Plan 2017.*
4. *It has not been demonstrated to the satisfaction of the planning authority that the development can be served by a safe and appropriate vehicular access and as a result there would potentially be a detrimental impact on vehicle and pedestrian safety in the area.*

In reaching this decision, the LRB emphasised that without prejudice to any future application, they were not opposed to the site being developed for housing purposes, subject to the concerns raised during the Hearing being addressed.

Action

Planning Manager

Sederunt

Having earlier advised that they had other prior engagements, Councillor Munro, left the meeting during consideration of the foregoing item of business at 2.42 pm, and Councillor Curran left the meeting at the conclusion of the foregoing item of business at 2.52pm, neither returned. Councillor Cassidy re-joined the meeting at this stage.

Agenda No	Report Title	Presented by:
5.2	Notice of Review Request Considered for the First Time – Land South West of Cockmuir, Penicuik (19/01004/DPP).	Peter Arnsdorf
Executive Summary of Report		
<p>There was submitted report, dated 7 December 2020 by the Chief Officer Place, regarding an application from Geddes Consulting, Bernard Street, Edinburgh seeking, on behalf of their client Mr M Fisher, a review of the decision of the Planning Authority to refuse planning permission (19/01004/DPP, refused on 14 February 2020) for the erection of a dwellinghouse (retrospective) on land south west of Cockmuir, Penicuik.</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>		
Summary of Discussion		
<p>The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing the proposed development and the reasons for its refusal, the LRB considered at length the planning history of the site and the potential implications that permitting the proposed development would have in policy terms. Of further concern was the departure from the approved location for the dwellinghouse consented by Scottish Borders Council, without apparent justification.</p>		
Decision		
<p>After further discussion, the LRB agreed that in light of the particular circumstances in this case, to uphold the review request, and grant planning permission for the following reason:</p> <p><i>The dwellinghouse sits comfortably within the existing cluster of rural dwellinghouses and other buildings and will not have a significant impact on the landscape or have a detrimental impact on the amenity of the neighbouring properties and therefore complies with the spirit of policy RD1 of the Midlothian Local Development Plan 2017.</i></p> <p>subject to the following conditions –</p> <ol style="list-style-type: none"> 1. A scheme to deal with any contamination of the site and/or previous mineral workings is submitted to and approved by the Planning Authority. The scheme shall contain details of proposals to deal with any contamination and/or previous mineral workings and include: <ol style="list-style-type: none"> a) The nature, extent and types of contamination and/or previous mineral workings on the site; b) Measures to treat or remove contamination and/or previous mineral workings to ensure that the site is fit for the uses hereby approved, and that there is no risk to the wider environment from contamination and/or previous mineral workings originating within the site; 		

<p>c) The condition of the site on completion of the specified decontamination measures.</p> <p>2. On completion of the decontamination/remediation works referred to in condition 1, a validation report shall be submitted to the planning authority confirming that the works have been carried out in accordance with the approved scheme.</p> <p><i>Reason for conditions 1 and 2: To ensure that any contamination on the site/ground conditions is adequately identified and that appropriate decontamination measures/ground mitigation measures are undertaken to mitigate the identified risk to site users and construction workers, built development on the site, landscaped areas, and the wider environment.</i></p>
Action
Planning Manager

Agenda No	Report Title	Presented by:
5.3	Notice of Review Request Considered for the First Time – 62 Gorton Road, Rosewell (20/00343/DPP).	Peter Arnsdorf
Executive Summary of Report		
<p>There was submitted report, dated 7 December 2020 by the Chief Officer Place, regarding an application from FEM Building Design, Plantain Grove, Lenzie, Glasgow seeking, on behalf of their client Mr & Mrs J Carroll, a review of the decision of the Planning Authority to refuse planning permission (20/00343/DPP on 10 July 2020) for the erection of extension and porch to dwellinghouse at 62 Gorton Road, Rosewell.</p> <p>Accompanying the Notice of Review Form and supporting statement, which were appended to the report, was a copy of the report of handling thereon, together with a copy of the decision notice.</p>		
Summary of Discussion		
<p>The LRB, having heard from the Planning Advisor, gave careful consideration to the merits of the case based on all the written information provided. In discussing the proposed development, Members debated the potential impact that the rear extension would have due to its scale, design and positioning.</p> <p>Thereafter, Councillor Cassidy, seconded by Councillor Alexander moved to uphold the review request and grant planning permission.</p> <p>As an amendment Councillor Smaill, seconded by Councillor Imrie moved to dismiss the review request and to uphold the decision to refuse planning permission for the reasons detailed in the case officer's report.</p>		

On a vote being taken 2 Members voted for the amendment and 2 for the motion. There being an equality of votes, the Chair used his casting vote for the motion which accordingly became the decision of the Committee.

Decision

After further discussion, the LRB agreed to uphold the review request, and grant planning permission for the following reason:

The proposed extension and porch will not have a significant impact on the character of the host building or have a detrimental impact on the amenity of the neighbouring property at 64 Gorton Road and complies with the aims of policy DEV2 of the Midlothian Local Development Plan 2017.

Action

Planning Manager

6. Private Reports

No private business was discussed.

7. Date of Next Meeting

The next scheduled meeting will be held on Monday 11 January 2021 at 1.00pm.

The meeting terminated at 3.20pm.

Minute of Meeting



Planning Committee

Date	Time	Venue
Tuesday 12 January 2021	1.00 pm	Via MS Teams

Present:

Councillor Imrie (Chair)	Councillor Alexander
Councillor Cassidy	Councillor Curran
Councillor Hackett	Councillor Johnston
Councillor Lay-Douglas	Councillor McCall
Councillor Milligan	Councillor Muirhead
Councillor Parry	Councillor Russell
Councillor Smail	Councillor Wallace
Councillor Winchester	

In Attendance:

Peter Arnsdorf	Planning Manager
Derek Oliver	Chief Officer: Place
Alan Turpie	Legal Services Manager
Sandra Banks	Resource Manager - LES
Jim Gilfillan	Consultant Policy & Planning
Gordon Aitken	Democratic Services Officer

1. Apologies

Apologies for absence were intimated on behalf of Councillors Baird, Hardie and Munro.

2. Order of Business

The order of business was as outlined in the agenda which had been previously circulated.

3. Declarations of interest

No declarations of interest were intimated at this stage of the proceedings.

4. Minutes of Previous Meetings

The Minute of Meeting of 24 November 2020 was submitted and approved as a correct record.

5. Reports

Agenda No	Report Title	Presented by:
5.1	Supplementary Guidance: Food And Drink and Other Non-Retail Uses in Town Centres.	Peter Arnsdorf
There was submitted a report dated 21 December 2020 by the Chief Officer Place seeking agreement to enable Planning officers to take an alternative position when determining applications for a hot food takeaway or an application with a hot food takeaway component to the one set out in the Food and Drink and Other Non-Retail Uses in Town Centres Supplementary Guidance in relation to the stated uses proximity to schools.		
Decision		
The Committee, having heard from the Planning Manager agreed, (a)To instruct officers to take an alternative approach to the 'within 400metres of a school restriction' set out in the guidance and instead impose a condition which limits hot food takeaway to 16.00 – 23.00 Monday to Friday when considering an application for a hot food takaway, or an application with a hot food takeaway component; and (b)To confirm that the above stated alternative position set out in recommendation (a) does not change the assessment of an application for a hot food takeaway or an application with a hot food takeaway component, against the other criteria, the non 'within 400metres of a school restriction' set out in the guidance.		
Action		
Planning Manager		

Agenda No	Report Title	Presented by:
5.2	Pre-application report regarding pre-application consultation for mixed use development including; business and employment uses (class 4, 5 and 6), Residential, hotel, residential institutions and ancillary Uses including retail, financial and professional Services, food and drink, non-residential institutions, Assembly and leisure and other infrastructure Including park and ride, and associated works at site EC3, West Straiton and Land North of Site EC3, Loanhead (20/00803/PAC)	Peter Arnsdorf
Outline of report and summary of discussion		
<p>There was submitted report, dated 21 December 2020 by the Chief Officer Place regarding the above application. The pre-application consultation was reported to Committee to enable Councillors to express a provisional view on the proposed major development. The report outlined the proposal, identified the key development plan policies and material considerations and stated a provisional without prejudice planning view regarding the principle of the development. The Committee heard the Planning Manager in amplification of the report during which he responded to Members' questions and comments.</p>		
Decision		
<p>The Committee agreed to note::</p> <p>(a) the provisional planning position set out within the report; and</p> <p>(b) that the expression of a provisional view did not fetter the Committee in its consideration of any subsequent formal planning Application.</p>		
Action		
Planning Manager		

Declarations of Interest
<p>Councillors Winchester, Parry and Imrie all declared a non-pecuniary interest in the aforementioned item of business as they had all been present at a meeting of a Community Council during which this proposal had been raised although none of them had expressed a view on the matter.</p>

Agenda No	Report Title	Presented by:
5.3	Application for planning permission (17/00408/DPP) for Residential development including park and ride; Allotments; Land safeguarded for possible education use; formation of access roads and car parking and associated works on land at Newton Farm, Old Craighall Road, Millerhill, Dalkeith	Peter Arnsdorf

Outline of report and summary of discussion
There was submitted report dated 13 November 2020 by the Chief Officer: Place regarding the above application advising that the purpose of this report was to request the Committee's approval of an amendment to a planning condition previously approved by the Committee, details of which were contained within the report. The Committee heard the Planning Manager in amplification of the report during which he responded to Members' questions and comments.
Decision
The Committee approved the proposed amendment to condition 4 of planning application 17/00408/DPP as detailed within the report
Action
Planning Manager

Agenda No	Report Title	Presented by:
5.4	Application for planning permission in principle 19/01018/PPP for redevelopment of existing Snowsports Centre to include additional leisure facilities, hotel, function suite, ancillary retail and restaurant uses, formation of access road and car parking at Midlothian Snowsports Centre, Biggar Road, Hillend.	Peter Arnsdorf
Outline of report and summary of discussion		
There was submitted report dated 13 November 2020 by the Chief Officer: Place with regard to the above application advising that there had been three letters of representation and consultation responses from Scottish Environment Protection Agency (SEPA), Historic Environment Scotland, NatureScot, Scottish Water, Sport Scotland, Transport Scotland, City of Edinburgh Council, the Council's Archaeological Advisor, the Council's Policy and Road Safety Manager, the Council's Environmental Health Manager, Damhead Community Council and Fairmilehead Community Council (Edinburgh). The Committee heard the Planning Manager in amplification of the report during which he responded to Members' questions and comments		
Decision		
The Committee agreed that planning permission be granted subject to the conditions as detailed within the report.		
Action		
Planning Manager		

Agenda No	Report Title	Presented by:
5.5	Application for planning permission 20/00630/DPP for Change of use of detached garage to food production Unit (class 4) (retrospective) at 19 Peacock Parkway, Bonnyrigg	Peter Arnsdorf

Outline of report and summary of discussion
<p>There was submitted report dated 21 December 2020 by the Chief Officer: Place with regard to the above application advising that the site was within a residential area of Bonnyrigg and comprised a detached garage associated with the dwellinghouse at 19 Peacock Parkway. The house and garage were under the ownership of the applicant. The residential plot comprised a detached two storey dwellinghouse, double garage and associated garden ground with two ancillary structures in the garden. It was proposed to change the use of the domestic garage to a food production unit. The food production business had been operating at the site since September 2020. The applicant stated they previously operated a restaurant and produced food in an industrial unit elsewhere. However these operations were closed earlier this year as a result of the COVID-19 pandemic. The applicant then began operating a frozen food delivery service from the application site. The applicant's business involved the making and freezing of food products within the garage and delivering these products to customers.</p> <p>The Committee heard the Planning Manager in amplification of the report during which he responded to Members' questions and comments.</p>
Decision
<p>The Committee agreed that planning permission be granted subject to a condition being applied that it would be for a period of 2 years with the situation being monitored throughout as a result of the ongoing Covid-19 pandemic.</p>
Action
<p>Planning Manager</p>

Exclusion of Members of the Public

In view of the nature of the business to be transacted, the Committee agreed that the public be excluded from the meeting during discussion of the undernoted item, as contained in the Addendum hereto, as there might be disclosed exempt information as defined in paragraph 13 of Part I of Schedule 7A to the Local Government (Scotland) Act 1973:-

Agenda No	Report Title	Presented by:
6.1	Proposed Tree Preservation Order	Peter Arnsdorf
Decision		
<p>The Committee agreed to issue of a TPO to protect the identified tree and to receive a further report to consider confirming the TPO once the owner(s) of the land and other interested parties have had the opportunity to make comment.</p>		
Action		
<p>Planning Manager</p>		

6. Date of Next Meeting

The next meeting will be held on Tuesday 23 February 2021.

The meeting terminated at 1.38 pm.

Midlothian Integration Joint Board



Meeting	Date	Time	Venue
Midlothian Integration Joint Board	Thursday 11 February 2021	2.00pm	Virtual Meeting held using Microsoft Teams.

Present (voting members):

Cllr Catherine Johnstone (Chair)	Carolyn Hirst (Vice Chair)	Mike Ash
Tricia Donald	Angus McCann	Cllr Derek Milligan
Cllr Jim Muirhead	Cllr Pauline Winchester	

Present (non-voting members):

Morag Barrow (Chief Officer)	Alison White (Chief Social Work Officer)	Claire Flanagan (Chief Finance Officer)
Hamish Reid (GP/Clinical Director)	Wanda Fairgrieve (Staff side representative)	James Hill (Staff side representative)
Keith Chapman (User/Carer)		

In attendance:

Ailsa Cook (Director, Matter of Focus)	Grace Cowan (Head of Primary Care and Older Peoples Services)	Jill Stacey (Chief Internal Auditor)
Tom Welsh (Integration Manager)	Mairi Simpson (Integration Manager)	Lois Marshall (Assistant Strategic Programme Manager)
Jordan Simpson (Staff side representative, NHS Lothian)	Keith Slight (Staff side representative, Midlothian Council)	Mike Broadway (Clerk)

Apologies:

Caroline Myles (Chief Nurse)	Johanne Simpson (Medical Practitioner)	Fiona Huffer (Head of Dietetics)
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Midlothian Integration Joint Board

Thursday 11 February 2021

1. Welcome and introductions

The Chair, Councillor Catherine Johnstone, welcomed everyone to this virtual Meeting of the Midlothian Integration Joint Board.

2. Order of Business

The order of business was confirmed as outlined in the agenda that had been previously circulated.

3. Declarations of interest

No declarations of interest were received.

4. Minute of previous Meetings

4.1 The Minutes of Meeting of the Midlothian Integration Joint Board held on 10 December 2020 were submitted and approved as a correct record.

4.2 The Minutes of Meeting of the MIJB Strategic Planning Group held on 25 November 2020 were submitted and noted.

Carolyn Hirst who chaired the Strategic Planning Group gave the Board a brief overview of the Group's role and also its current activities.

5. Public Reports

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
5.1 Chief Officers Report This report provided a summary of the key service pressures and service developments which had occurred during the previous month across health and social care, highlighting in particular a number of the key activities, as well as looking ahead at future developments.	(a) To note and welcome the development of new Equality Outcomes for 2021-2025 and also a draft Performance Framework; (b) To note that the outcome of the unannounced Healthcare Improvement Scotland inspection visit to Midlothian Community Hospital would be presented to the Board upon receipt of the	Chief Officer Chief Officer	

Midlothian Integration Joint Board

Thursday 11 February 2021

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
<p>The Board in considering the Chief Officer's report made particular reference to the good progress being made by the Lothian COVID Vaccination programme and plan, and discussed the positive feedback received following recent inspection visits by the Care Inspectorate to Highbank, Newbyres and the Care at Home Service and the general overall position regarding care in Midlothian.</p> <p>The Board also noted and welcomed the involvement in the Palliative Care Project, co-funded by the Scottish Government and Marie Curie.</p> <p>The Board concluded by joining the Chief Officer in thanking Caroline Myles, who was retiring for her role as Chief Nurse in March, for her contribution to the work of the Board.</p>	<p>formal feedback; and</p> <p>(c) To otherwise note the content of the Chief Officer's Report.</p>		
<p>5.2 Outcomes Approach to Performance Management</p> <p>The purpose of this report was to inform the Board of the main features of a new approach to performance management. The report recognising that it would take some time to roll the approach out across the Partnership, however the long-term gains in quality assurance would enable the Partnership to be more confident that all its resources were making a positive difference to the health and wellbeing of the people of Midlothian.</p> <p>Thereafter, in a joint presentation, Tom Welsh, Integration Manager and Ailsa Cook, Director, Matter</p>	<p>(a) To thank Tom and Ailsa for their extremely helpful and informative presentation and to note that this would be picked up further as part of a future Development Workshop session;</p> <p>(b) To agree the high priority of this work - allowing for the continuing pressures of the ongoing coronavirus pandemic;</p> <p>(c) To agree that the MIJB should participation, where appropriate in the development of the high level Outcome Maps; and</p> <p>(d) To support the proposed service areas identified for early implementation.</p>	All to note	Ongoing

Midlothian Integration Joint Board

Thursday 11 February 2021

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
<p>of Focus explained that the approach was based upon the premise that many health and social care services, whilst undoubtedly making a difference to people's lives, did not necessarily on their own, lead to an improvement in outcomes. Rather, they made a contribution, working together with other services and informal support systems. Measuring the contribution made by each service was complex and required a combination of hard data and more qualitative information. The approach now being introduced, involved the development of Outcome Maps at each level of the organisation. A new software programme, OutNav, made it possible to capture and link a wide range of evidence for evaluating progress with each of the stepping-stones in these maps. An enhanced capacity to measure outcomes was also consistent with the approach now being adopted by the inspection agencies. The implementation of this new approach would enable the Partnership to provide, more effectively, the evidence which the Care Inspectorate and Health Care Improvement Scotland would be seeking during future inspection visits.</p> <p>There then followed a general discussion during which both Tom and Ailsa responded to Members questions and comments.</p>			
<p>5.3 IJB Improvement Goal Progress</p> <p>With reference to paragraph 5.4 of the Minutes of 14 February 2019, there was submitted a report</p>	<p>(a) To note the performance across the indicators;</p>	<p>All to note.</p>	

Midlothian Integration Joint Board

Thursday 11 February 2021

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
<p>updating the Board on performance and improvement towards achieving the Local Improvement Goals set by the MIJB based on the indicators recommended by the Ministerial Strategic Group for Health and Community Care. The improvement goals focused on reducing unscheduled hospital and institutional care using data provided by the Health and Social Care team at ISD Scotland.</p> <p>Morag Barrow was heard in amplification of the report after which there was a general discussion about the need to refresh the Local Improvement Goals, which it was acknowledged would be helped by the outcomes approach discussed earlier and also in understanding the impact that the Covid-19 pandemic was having on performance trends.</p>	<p>(b) To note the continuing impact the ongoing Covid-19 pandemic was having on performance; and</p> <p>(c) To note further information was included about current performance in Midlothian using a NHS Lothian data source (appendix 1).</p>		
<p>5.4 Independent Review of Adult Social Care</p> <p>With reference to paragraph 5.5 of the Minutes of 10 December 2020, there was submitted a report the purpose of which was to share with the Board the newly published Independent Review of Adult Social Care (IRASC) in Scotland in order to ensure that Members were aware of the potential impact of the Review and had the opportunity to consider the implications of the recommendations.</p> <p>Having heard from Alison White in amplification of the report, the Board in discussing the outcome of the Review acknowledged the need for change and that there were a number of good ideas arising from</p>	<p>(a) To note the report; and</p> <p>(b) To agree to explore further the potential impacts of the Review at a future Development Workshop session.</p>	Chief Social Work Officer	

Midlothian Integration Joint Board

Thursday 11 February 2021

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
the Review. Concerns were, however, expressed regarding local accountability; the impact on links to the voluntary sector and the resourcing of any changes, which until more details of the strategic direction emerged were unlikely to be clarified. It was also accepted that whilst the Review did offer a useful platform going forward, some of the approaches had already been adopted.			
<p>5.5 Finance Update – Quarter 1 2020/21</p> <p>This report set out the results of the MIJB's partner's (Midlothian Council and NHS Lothian) quarter three and month nine financial reviews and considered how this impacted on the projected financial position for the IJB for 2020/21.</p> <p>The report advised that the financial forecasts from both MIJB's partners' took into account the COVID additional funding that had been confirmed and also acknowledged the headline content of the recent Scottish Government Budget announcement and the likely consequences for the MIJB.</p> <p>Claire Flanagan was heard in amplification of the report and responded to Members question and comments.</p>	<p>(a) Noted the quarter 3 and Month 9 financial reviews undertaken by partners;</p> <p>(b) Noted the impact COVID has had on the IJB financial position;</p> <p>(c) Noted the inclusion of COVID funding in the financial reviews undertaken by partners; and</p> <p>(d) Noted the recent Scottish Government Budget announcement for 2021/22.</p>	Chief Finance Officer	
<p>5.6 Equalities Outcomes and Mainstreaming Report 2021-2023</p> <p>With reference to paragraph 5.2 of the Minutes of 8 October 2020, there was submitted a report the</p>	<p>(a) To welcome the progress being made in developing a new Mainstreaming and Equality Outcomes report for 2021-2023; and</p> <p>(b) To note the proposed new equalities outcomes.</p>	All to note	

Midlothian Integration Joint Board

Thursday 11 February 2021

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
<p>purpose of which was to provide the Board with an update on the development of the new equalities outcomes and provides a draft Mainstreaming and Equalities Outcomes report for 2021-2023.</p> <p>The report advised that in order to meet the obligations placed on public bodies by the Equality Act 2010 and associated regulations the Integration Joint Board must</p> <ul style="list-style-type: none"> i. publish a set of equality outcomes which it considers will enable the authority to better perform the Public Sector Equality Duty ii. publish a mainstreaming report setting out how it will mainstream the Public Sector Equality Duty into its day-to-day functions. <p>The Board, having heard Lois Marshall in amplification of the report, discussed the wording use in the proposed new equalities outcomes, it being generally felt that more work needed to be done to ensure they properly and accurately reflected what was intended. It would also be helpful if an indication of the intended outcomes and how it was anticipated they would be achieved could also be better articulated.</p>			
<p>5.7 Clinical and Care Governance Report</p> <p>The purpose of this report was to provide assurance to the Board as to the clinical and care governance arrangements within Midlothian, along with highlight good practice and identify any</p>	To note and approve the content of the report.	All to note	

Midlothian Integration Joint Board

Thursday 11 February 2021

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
<p>emerging issues or risks. Additional reports would be submitted as appropriate throughout the year to provide updated information from specific service areas. Appended to this report was a copy of the Healthcare Improvement Scotland (HIS) Improvement Action Plan for Midlothian Community Hospital.</p> <p>Alison White was heard in amplification of the report following which there was a general discussion on the positive outcomes from recent Inspection Visits.</p>	.		
<p>5.8 Falls and Fracture Prevention - Strategic Plan Summary 2021- 2022</p> <p>The purpose of this report was to provide an overview and seek approval of the Midlothian Falls and Fracture Prevention Action Plan 2021-22; a summary of which was appended to the report.</p> <p>The report explained that in developing the Action Plan consideration had been given to the ongoing falls prevention and management work being carried out across services, it being considered important to acknowledge and build on this in future decision making in partnership with all identified service providers.</p> <p>Having heard from Alison White in amplification of the report, the Board were fully supportive of the preventative approach and discussed the possibility of a role for communities/community groups in providing support for vulnerable individuals living in the community, in much the same way as was</p>	<p>(a) To note the contents of the Action Plan and its implementation plan;</p> <p>(b) To note that the possibility of an enhance role for communities/community groups would be raised at the Care for People Group; and</p> <p>(c) To note that the Strategic Planning Group would look at the possible referencing of Falls in future Strategic Plan.</p>		

Midlothian Integration Joint Board

Thursday 11 February 2021

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
already happening during the current pandemic. Consideration was also given to the fact that Falls were not currently directly referenced within the Midlothian Strategic Plan, it being suggested that this was a matter which should be picked up by the Strategic Planning Group.			

6. Private Reports

Exclusion of Members of the Public

In view of the nature of the business to be transacted, the Board agreed that the public be excluded from the meeting during discussion of the undernoted item, as contained in the Addendum hereto, as there might be disclosed exempt information as defined in paragraphs 6, 8, 9 and 10 of Part I of Schedule 7A to the Local Government (Scotland) Act 1973:-

6.1 Care at Home Recommissioning – Approved the recommendations.

7. Any other business

No additional business had been notified to the Chair in advance.

8. Date of next meeting

The next meetings of the Midlothian Integration Joint Board would be held on:

- Thursday 11 March 2021 2pm Special Board Meeting/Development Workshop
- Thursday 8 April 2021 2pm Midlothian Integration Joint Board

(Action: All Members to Note)

The meeting terminated at 3.55 pm.

Midlothian Integration Joint Board



Meeting	Date	Time	Venue
Special Midlothian Integration Joint Board	Thursday 11 March 2021	2.00pm	Virtual Meeting held using Microsoft Teams

Present (voting members):

Cllr Catherine Johnstone (Chair)	Carolyn Hirst (Vice Chair)	Mike Ash
Angus McCann	Cllr Derek Milligan	Cllr Pauline Winchester

Present (non-voting members):

Morag Barrow (Chief Officer)	Claire Flanagan (Chief Finance Officer)	Alison White (Chief Social Work Officer)
Hamish Reid (GP/Clinical Director)	Fiona Huffer (Head of Dietetics)	Wanda Fairgrieve (Staff side representative)
James Hill (Staff side representative)	Keith Chapman (User/Carer)	

In attendance:

Jock Encombe (NHS Lothian Board)	Cllr Joe Wallace (Midlothian Council)	Rebecca Miller (Strategic Programme Manager, NHS Lothian)
Grace Cowan (Head of Primary Care and Older Peoples Services)	Craig Marriott (Depute Director of Finance, NHS Lothian)	Gary Fairley (Chief Officer Corporate Solutions, Midlothian Council)
Jill Stacey (Chief Internal Auditor)	Elizabeth McDonald (HR Business Partner)	Lois Marshall (Assistant Strategic Programme Manager)
Jac Kinnaird (Midlothian HSCP)	Mike Broadway (Clerk)	

Apologies:

Tricia Donald	Cllr Jim Muirhead	Johanne Simpson (Medical Practitioner)
Caroline Myles (Chief Nurse)		

1. Welcome and introductions

The Chair, Catherine Johnstone, welcomed everyone to this virtual Special Meeting of the Midlothian Integration Joint Board.

2. Order of Business

The order of business was confirmed as outlined in the agenda that had been previously circulated.

3. Declarations of interest

No declarations of interest were received.

4. Public Reports

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
<p>4.1 Financial Update – Budget Offers from Partners - Report by Chief Finance Officer</p> <p>The purpose of this report was to provide the Board with confirmation of the formal Midlothian Council budget offer to the MIJB and an update on the current indicative proposed budget offer and principles for 2021/22 from NHS Lothian. Further to this the report provided an update on some of the financial challenges the MIJB was likely to face in the coming financial year.</p> <p>The Board heard initially from Chief Finance Officer, Claire Flanagan, who in acknowledging the challenging financial landscape and the particular pressures of the ongoing work associated with the Covid-19 pandemic, sought to address the “fair and adequacy” measure used by</p>	<p>(a) Agreed and accepted the formal Midlothian Council budget offer for 2021/22;</p> <p>(b) Agreed the principles of the indicative NHS Lothian budget with a formal offer following in due course.</p>	Chief Finance Officer	

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
<p>the Board when considering the partners' budgetary offers.</p> <p>The Board, then heard from Gary Fairley, Chief Officer Corporate Solutions, Midlothian Council and Craig Marriott, Deputy Director of Finance, NHS Lothian, regarding the budget positions of their respective organisations, with both seeking to emphasise that the budget offers should be considered in the context of the challenging financial climate facing both partners, forecasted expenditure and the resulting financial gap.</p> <p>The Board, in considering the welcome support offered by its partners, expressed its support for the efforts being made to try and secure a better funding deal for Midlothian given the substantial growth that it was experiencing, which was adding to the challenges it faced. It was also acknowledged that if the balance of care was to shift then traditional funding methods would need to be challenged, in order that limited resources could be utilised in the most effective way possible.</p>			
<p>4.2 NHS Lothian Strategic Development Framework - Presentation</p> <p>The Board received a presentation on the NHS Lothian Strategic Development Framework from Rebecca Miller, Strategic Programme Manager, NHS Lothian, who responded to Members' questions and comments.</p>	<p>(a) Noted, and thanked Rebecca Miller for her Presentation;</p> <p>(b) Welcomed the opportunity to collaborate with NHS Lothian and the other Lothian IJB's in developing this approach;</p> <p>(c) Noted that the themes in the presentation would be picked up as part of a future Development Workshop session; and</p>	Integration Manager	

Report Title/Summary	Decision	Action Owner	Date to be Completed/Comments
In discussing the contents of the presentation, the Board welcomed the opportunity to collaborate with NHS Lothian and the other Lothian IJB's in developing this approach and considered how this work might link into the Board's emerging Strategic Plan, it being acknowledged that it complimented some of the existing Directions and transformational work that was already underway locally. Additionally, it also underpinned some of the changes which had been made as a consequence of the response to the Covid-19 pandemic.	(d) Agreed that the slides from the Presentation be circulated to Board Members for their interest.	Clerk	

5. Private Reports

No private business to be discussed at this meeting.

6. Date of next meeting

The next meeting of the Midlothian Integration Joint Board would be held on

- Thursday 8th April 2021 2pm Midlothian Integration Joint Board
- Thursday 13th May 2021 2pm Development Workshop

(Action: All Members to Note)

The meeting terminated at 2.58 pm.