

Midlothian Council Minute Volume



**Presented to the Meeting
of Midlothian Council
on Tuesday, 07 May 2019**

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

Petitions Committee 18 September 2018	13 - 16
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Appeals Committee 17 December 2018

General Purposes Committee 22 January 2019	17 - 20
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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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Minute of Meeting



Midlothian Council

Date	Time	Venue
26 March 2019	11.04am	Council Chambers, Midlothian House, Buccleuch Street, Dalkeith

Present:

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

In attendance:

Grace Vickers, Chief Executive	Kevin Anderson, Acting Director, Resources
Allister Short, Joint Director, Health and Social Care	Mary Smith, Director, Education, Communities and Economy
Gary Fairley, Head of Finance and Integrated Service Support	Jane Milne, Acting Head of Customer and Housing Services (for Item No. 9.1 only)
Alan Turpie, Legal Services Manager/Monitoring Officer	Verona MacDonald, Democratic Services Team Leader
Mike Broadway, Democratic Services Officer	Peter Arnsdorf, Planning Manager (for Item No. 8.2 only)

Religious Representatives (Non-voting observers for Education Business):

Mr V. Bourne	Mrs E. Morton
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1. Apologies for Absence

The Clerk intimated apologies on behalf of Councillors Parry and Winchester.

2. Order of Business

The order of business was confirmed by the Clerk to be in accordance with the papers circulated.

3. Declarations of interest

No declarations of interest were made at this time.

4. Deputations

It was noted that no deputations had been received for consideration at this meeting.

5. Minutes of Previous Meetings

1.1 The Minute of the meeting of Midlothian Council which took place on 12 February 2019 was submitted for approval. The Council unanimously approved the Minute and the Provost was authorised to sign it as a true record of the meeting.

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

Meeting	Date of Meeting
Standards Committee	17 January 2018
Audit Committee	25 September 2018
Police and Fire and Rescue Board	19 November 2018
Local Review Body	14 January 2019
Cabinet	15 January 2019
Planning Committee	22 January 2019
Audit Committee	29 January 2019

1.3 The following Minutes were previously circulated to Members for information:

Meeting	Date of Meeting
Midlothian Integration Joint Board	6 December 2018
Land and Countryside Cross Cutting Service Review	17 January 2019

6. Questions to the Leader of the Council

No questions were received for consideration and response by the Council Leader.

7. Notices of Motions

Motion No.	Motion Title	Proposed by:	Seconded by:
7.1	Jasmin Paris, Montane Spine Race	Councillor Parry	Councillor McCall
Motion:			
<p>That Midlothian Council:</p> <p><i>“recognises and congratulates Midlothian resident, Jasmin Paris, on her recent success completing the Montane Spine Race, from Derbyshire to the Borders – in 83 hours, 12 minutes and 23 seconds.</i></p> <p><i>This Council also notes and congratulates her for breaking the course record”.</i></p>			
Summary of discussion			
The Council heard from Councillor McCall, who in Councillor Parry’s absence, formally moved the Motion, seconded by Councillor Baird.			
Decision			
The Council unanimously supported the Motion and gave a round of applause in recognition of Jasmin’s achievements.			

Motion No.	Motion Title	Proposed by:	Seconded by:
7.2	Standing Orders	Councillor Alexander	Councillor Baird
Motion:			
<p>That Midlothian Council:</p> <p><i>“agrees that we need to follow in the footsteps of Westminster, and bring our standing orders, portfolios, and Committees into the 21st century. It cannot be right that we expect those who may be very ill, bereaved, having maternity or paternity time off, etc., to turn up to vote or take their place at a meeting or committee. By continuing in the present way, where only the designated committee member can take part in the meeting, we risk a democratic deficit where all parties, and therefore constituents are not fully represented. It makes sense therefore that we allow a stand in, substitute to take their place. We recommend a cross party group be formed to discuss and bring the present system up to date”.</i></p> <p>The Council heard from Councillor Alexander who formally moved the Motion and an amendment thereto to replace the final sentence of the Motion as follows –</p> <p><i>“I understand that the Council will, prior to the summer recess, be asked to instigate a review of Standing Orders by way of the formation of a Short Life Working Group which can include looking at the issues of substitutes being permitted. I therefore move that, with immediate effect and on a temporary basis until the Council next reviews Standing Orders, that Standing Order 16 is amended to include an additional sub-paragraph as follows:-</i></p> <p><i>16.3 Where a Member of a Council Committee is unable to attend, he/she may authorise another Member to act as a substitute for that meeting only. The substitute Member shall have the same rights as the substantive Member. This sub-paragraph does not extend to meetings dealing with appointments or personnel matters (eg relating to discipline, grievance etc)”.</i></p>			
Summary of discussion			
The Provost advised that, as the Motion sought to amend Standing Orders, at least 10 Elected Members needed to agree to it. Councillor Muirhead advised that whilst he supported the sentiment of the Motion further clarify would be required with regard to the quasi-judicial aspect of some			

Committees. The Legal Services Manager confirmed that substitutes could only be permitted to sit on a Committee where it was possible to do so and where no prior training mandatory or otherwise was required.

Decision

On a vote being taken by way of a show of hands, 16 votes were cast for the amended Motion.

Motion No.	Motion Title	Proposed by:	Seconded by:
7.3	Leadburn Junction	Councillor Hardie	Councillor Munro

Motion:

That Midlothian Council:

“recognises that Leadburn Junction is one of the most dangerous junctions in Midlothian, and has seen some significant accidents. While improvements have been made, council recognises that a roundabout would be the preferred solution to this accident blackspot. Scottish Borders Council has passed a motion on the 28th of January urging them to engage with Midlothian Council and offer officer support in improving Leadburn Junction. Council therefore agree to engage with Scottish Borders and to bring forward a paper with revised costings for securing a roundabout to council before summer recess. Council also agrees that officers will engage with Scottish Borders and any other relevant partners to secure additional support for a roundabout.

Council resolves to:

- 1. To engage with officers at Scottish Borders Council to seek support for a roundabout a Leadburn Junction*
- 2. Instructs the Director, Resources to bring forward a paper to Council before summer recess 2019 with updates costings for a roundabout at Leadburn Junction*
- 3. Further instructs the Director, Resources to seek any other avenues of support or funding to assist with a roundabout”.*

Summary of discussion

The Council heard from Councillor Hardie who formally moved the Motion which was seconded by Councillor Munro.

Councillor Hackett advised that whilst he imagined no-one would disagree with the sentiments of the Motion there were other safety concerns across the county and he would be interested to receive further information regarding these roads also. He proposed an amendment to the Motion and circulated copies of it, the amendment was seconded by Councillor Muirhead and in the following terms:-

- “1. As per the Motion*
- 2. remove “roundabout” and replace with “possible solutions”*
- 3. remove “to assist with a roundabout” and add an additional paragraph –*
- 4. for the paper referred to in paragraph 2 to include the professional opinion of officers as to the priority of this junction measured against other road safety issues in the county”.*

Thereafter, Councillor Johnstone commented that the information in the Motion referring to the area as an accident blackspot was incorrect and she wished to see the evidence. Councillor Johnstone began to propose a further amendment to the Motion but thereafter agreed to accept the terms of the amendment made by Councillor Hackett.

Decision

On a vote being taken by way of a show of hands, 4 votes were cast for the Motion and 12 for the amendment which therefore became the decision.

Motion No.	Motion Title	Proposed by:	Seconded by:
7.4	“The Workplace Car Park Tax”	Councillor Lay-Douglas	Councillor Smaill

Motion:

That Midlothian Council:

“recognises the importance of vehicle transport to local residents. Council agrees that for many local residents a car is a necessity and not a luxury item. As such Council resolves to ensure that residents will not face, directly or indirectly a charge known as ‘the workplace car park tax’, estimated at around £500, for attending work places in Midlothian.

Secondly, many Midlothian residents – those who commute to work in Edinburgh – would pay the tax to Edinburgh Council, such that Midlothian Council would receive no financial benefit.

Further, Council will write to Edinburgh Council to urge them not to introduce this damaging and regressive tax, which disproportionately affects families on lower incomes throughout the Lothians.

Council resolves to:

- 1. Agree not to implement a Work Place Parking Tax within the term of this Council as it is a negative and regressive action*
- 2. Acknowledge that responsible car use is essential for many Midlothian residents*
- 3. Instruct the Chief Executive to write to Edinburgh Council to advise them of the detrimental effect introducing a workplace parking tax would have on Midlothian residents*
- 4. Commends instead positive moves to encourage alternative transport modes where appropriate, such as the recently announced Sheriffhall Roundabout cycle lane proposals”.*

Summary of discussion

The Council heard from Councillor Lay-Douglas who formally moved the Motion which was seconded by Councillor Smaill.

Councillor Imrie, seconded by Councillor Hackett, advised that he wished to move an amendment to the Motion and circulated copies of this which was in the following terms:-

“3. First line after Chief Executive, insert and the Leader of the Council and add a new number 4 –

4. Instructs the Chief Executive and Leader of the Council to meet with the Chief Executives and Leaders of East Lothian, West Lothian, Scottish Borders and Fife to agree a common position and further to meet with the Chief Executive and Leader of Edinburgh Council to articulate that view and re-number 4 to 5 and add a new number 6 –

6. That working through the Regional Transport Partnership (SEStran) to identify what measures need to be put in place in order to deliver alternatives to car use”.

Councillor Imrie asked the mover of the Motion to accept the above amendments and Councillor Lay-Douglas, with the consent of her seconder, Councillor Smaill, confirmed she was happy to accept Councillor Imrie’s amendment.

Decision

On a vote being taken by way of a show of hands, 6 votes were cast against the amended Motion and 10 for which therefore became the decision of the meeting.

8. Reports

Agenda No.	Report Title	Presented by:
8.1	Publication of the local authority's spending of over £500 – Report by Director, Resources	Acting Director, Resources
Outline of report and summary of discussion		
<p>The Council heard from the Acting Director, Resources who presented a report which provided an update on the request for publication online of the local authority's spending of over £500.00.</p> <p>The Provost enquired whether the Council would be the first in Scotland to publish online spending and the Acting Director, Resources advised that to the best of his knowledge it would. Councillor Hardie expressed concern the report suggested some information would be excluded. He advised matters such as treasury activity and payments to contractors and sole traders should be included. He accepted the Council had to operate in accordance with GDPR. Alan Turpie, Legal Services Manager advised if information could be published it would be but that whereas in England and Wales, Councils had a statutory duty to publish local authority spending, the same duty did not extend to Scotland. Councillor Johnstone advised Members needed assurance going forward that this area of work would not hamper the work of the Council. Mr Anderson confirmed no additional costs would be incurred as a result of publishing spending information.</p>		
Decision		
<p>The Council agreed to note:-</p> <p>(a) the initial scoping work to-date and that an implementation plan is to be provided by the Director, Resources to the Council by 25 June 2019 and;</p> <p>(b) that additional opportunities for transparent and accountable measures are to be reported to the Council by 25 June 2019.</p>		
Action		
Director, Resources		

Report No.	Report Title	Presented by:
8.2	Strategic Development Plan for Edinburgh and South East Scotland (SESplan): Ratification of 2019-20 Operating Budget – Report by Director, Education, Communities and Economy	Director, Education, Communities and Economy
Outline of report and summary of discussion		
<p>The Council heard from the Director, Education, Communities and Economy who presented a report which advised of the Minutes of the SESplan Joint Committee meeting held on 26 November 2018 and sought ratification of the SESplan operating budget for 2019-2020.</p> <p>Thereafter, questions were put by Members to the Director and to Peter Arnsdorf, Planning Manager and subsequently answered.</p>		
Decision		
The Council:-		

- (a) noted the Minutes of the SESplan Joint Committee meeting of 26 November 2018;
- (b) noted the updated forecast expenditure of £103,562 against the approved SESplan operating budget for 2018-2019 and;
- (c) ratified the 2019-2010 SESplan operating budget of £108,100 (funded from SESplan reserves – with a nil contribution from member authorities including Midlothian).

Action

Director, Education, Communities and Economy

Report No.	Report Title	Presented by:
8.3	Free Personal Care for under 65's – Report by Head of Adult Services	Joint Director, Health and Social Care
Outline of report and summary of discussion		
<p>The Council heard from the Joint Director, Health and Social Care who spoke to the terms of report which advised that, with effect from 1 April 2019, the Scottish Government was committed to extending free personal care, which is currently available to everyone aged over 65 years, to people under 65 assessed as needing help with tasks such as bathing, going to the toilet, incontinence laundry, help with preparing food, assistance with medication, dressing and getting up and going to bed. He advised that the report identified the work undertaken to ensure implementation within Midlothian of what is known as “Frank’s Law”.</p> <p>The Leader of the Council, Councillor Milligan, in welcoming the report advised the Council was struggling to get people to work in the care sector and he imagined the introduction of “Frank’s Law” would be very challenging to the Council. Councillor Cassidy enquired whether the preparation work undertaken by the Council included contingency for a no deal Brexit. The Joint Director advised the Council did not have a high proportion of European workers currently working in the care sector but those who did were being encouraged to go through the settlement scheme. Councillor Hardie enquired whether the Joint Director was satisfied that the cost of providing the additional service would continue to be met by the Scottish Government. The Joint Director advised this was very much a watching brief and should this not be the case then the Council would need to go back to the Scottish Government and advise them accordingly.</p>		
Decision		
<p>The Council:</p> <ul style="list-style-type: none"> a) noted the work undertaken to ensure implementation of free personal care for persons under 65 years of age; b) noted the risks associated with the implementation and; c) noted the improved equity of application of free personal care, regardless of age, condition or means. 		
Action		
Head of Adult Services		

Report No.	Report Title	Presented by:
8.4	Amendment to the IJB Integration Scheme – Report by Director, Resources	Acting Director, Resources
Outline of report and summary of discussion		
<p>The Acting Director, Resources presented a report seeking agreement to proposed changes to the Midlothian IJB Integration Scheme to include new functions arising from the Carers (Scotland) Act 2016.</p> <p>The Depute Leader of the Council, Councillor Muirhead enquired as to whether Elected Members who were members of the IJB should declare an interest. The Legal Services Manager, Mr Turpie advised that the subject matter of the report would not affect the role of IJB Members but that it was a matter for individual Members to determine.</p> <p>The Provost thereafter decided to have a short adjournment at 12.04 pm in order to allow the Legal Services Manager to determine whether Members of the IJB were exempt from declaring an interest in such matters; the position regarding a quorum should individual Members and named substitute Members decide to declare an interest in the report and the Leader of the Council's position in terms of also being a member of NHS Lothian Board.</p> <p>The meeting re-convened at 12.13 pm and the Provost, for the benefit of the live webcast, summarised why he had adjourned the meeting. The Legal Services Manager advised there was a specific dispensation granted by the Standards Commission which allowed Elected Members to take part in consideration of a report of this nature. He further clarified the position in relation to the Leader of the Council, being a member of the NHS Board. Subsequent to this advice, no declarations of interest were made.</p>		
Decision		
The Council unanimously agreed to approve the amendments to the IJB Integration Scheme and noted in liaison with NHS Lothian, the revised Scheme would now be submitted to the Scottish Government for approval.		
Action		
Director, Resources		

Report No.	Report Title	Presented by:
8.5	Service Plans 2019-20 – Report by Chief Executive	Chief Executive
Outline of report and summary of discussion		
The Council heard from the Chief Executive who spoke to the terms of a report seeking approval for the Service Plans for 2019-2020.		
Decision		
The Council unanimously agreed to approve the 2019-2020 Service Plans.		
Action		
Chief Executive; Directors; Heads of Service		

Exclusion of Members of the Public

In view of the nature of the business to be transacted, the Council 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 Part I of Schedule 7A to the Local Government (Scotland) Act 1973:-

9.1 Midlothian Libraries – Post Office Co-Location – Report by Head of Customer and Housing Services (Acting)

9.2 Chief Officers – Update on Procedures – Report by Chief Executive

The meeting concluded at 12.35 pm

Minute of Meeting



Petitions Committee

Date	Time	Venue
Tuesday 18 September 2018	10.00 am	Council Chambers, Midlothian House, Dalkeith, EH22 1DN

Present:

Councillor Cassidy (Chair)	Councillor Baird
Councillor Curran	Councillor Russell
Councillor Munro	

Also Present:

Mrs Logan	Petitioner
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In attendance:

Garry Sheret	Head of Property and Facilities Management
Lyndsay Haddow	Policy Planning Manager
Gordon Aitken	Democratic Services Officer

1. Apology

An apology for absence was intimated on behalf of Councillor Winchester.

2. Order of Business

The order of business was as per the Agenda circulated.

3 Appointment of Chair

The Committee agreed to appoint Councillor Cassidy as Chair of the Petitions Committee

4 Declarations of interest

No declarations of interest were received.

5 Reports

Report No.	Report Title	Presented by:
5.1	Traffic Calming Measures at Old Edinburgh Road, Dalkeith	Garry Sheret
Outline of report and summary of discussion		
<p>There was submitted report dated 3 September 2018 by the Director, Resources incorporating a petition from Mrs J Logan calling upon the Council to install traffic calming measures and signage at Old Edinburgh Road, Dalkeith to slow down traffic and alert drivers to the fact there were elderly people crossing at all times of the day, some of whom are very infirm or use mobility vehicles.</p> <p>The Committee then heard from Mrs Logan who advised that the Petition was to highlight the fact that traffic on Old Edinburgh Road was dangerous to the residents in and around the area. In order to slow it down they wished traffic calming measures to be put in place as well as signage to alert drivers to the fact that there were elderly people crossing at all times of the day, some of whom are very infirm or used mobility vehicles.</p> <p>Garry Sheret then addressed the Committee. He provided further information advising that Roads Services had assessed a request for traffic calming and or increased signage on Old Edinburgh Road.</p> <p>A traffic survey carried out from 17-25 April 2018 found an average of 3100 vehicles per day, at an average speed of just under 26mph. 85%ile speeds (ie speed which 85% of traffic travelled at or below) were 31mph.</p> <p>The traffic survey also measured gaps between passing vehicles to find how long a pedestrian would have to wait to cross the road without relying on traffic slowing or stopping. If they could cross the road in a 10 second gap then they only 4 times in the week would they have to have waited for more than one minute for a suitable gap, and two-thirds of the time they wouldn't have to wait at all.</p>		

But if they needed a 15 second gap then there were 2 -3 times per hour they would have had to wait for more than a minute. This assumed crossing both lanes at once: if they used the nearby pedestrian refuge to cross each lane separately there would be less waiting time.

The council prioritised road safety improvements by injury accidents. Traffic calming was installed where there was both an injury accident issue and a speeding issue. This was not deemed to be the case. In addition to this, adding road safety infrastructure that was not deemed essential could actually increase accidents.

The installation of traffic calming measures and signage would have a resource implication for the Council. A designed traffic calming scheme could cost in the region of £20,000 to £50,000. There was also an additional cost to maintaining any features constructed.

There followed a general discussion on the detail of the Petition and the subsequent issues raised during which Members acknowledged the effect to the community as described by Mrs Logan.

In summing-up Mrs Logan expressed surprise at some of the results of the traffic Survey which had been carried out, particularly in relation to the average speed having been estimated at 26MPH as this appeared to conflict with what the residents had witnessed.

The Chair thanked Mrs Logan for attending.

Decision

The Committee agreed:-

- (a) That there was no evidence to suggest that a reduction in the speed limit at this location was either necessary or would be beneficial; and
- (b) That appropriate street signage advising drivers that there were elderly people crossing the road at all times of the day be erected on this stretch of road.

Action – Director, Resources/Head of Commercial Operations

The meeting terminated at 10.50 am.

Minute of Meeting



General Purposes Committee

Date	Time	Venue
22 January 2019	10.00 am	Council Chamber, Midlothian House, Buccleuch Street, Dalkeith

Present:

Councillor Hardie (Chair)	Councillor Baird
Councillor Cassidy	Councillor Curran
Councillor Hackett	Councillor Imrie
Councillor Lay-Douglas	Councillor Milligan
Councillor Muirhead	Councillor McCall
Councillor Munro	Councillor Parry
Councillor Russell	Councillor Wallace
Councillor Winchester	

In attendance:

Verona MacDonald	Democratic Services Team Leader
Alan Turpie	Legal Services Manager
Inspector Keith Mailer	Police, Scotland
Constable John Fortune	Police, Scotland
Steven Thomson	Trading Standards Manager

1. Apologies

Apologies for absence were intimated on behalf of Councillors Alexander, Johnstone and Smaill. Noting the absence of Councillor Smaill, the Chair of the Committee, the Clerk invited nominations. Councillor Hardie was nominated by Councillor Munro, seconded by Councillor Lay-Douglas. No other nominations were received and Councillor Hardie assumed the role of Chair for the meeting.

2. Order of Business

The Clerk advised that the order of business was as per the agenda circulated.

3. Declarations of interest

Councillor Curran indicated he would be declaring an interest in the applications on the agenda relating to private hire car driver applications on the basis of his business interests in the taxi trade.

4. Minute of Meeting

The Minute of Meeting of 20 November 2018 was considered and approved. The Chair was thereafter authorised to sign the Minute as an accurate record of the meeting.

5. Public Reports

Report No.	Title	
5.1 and 5.2	Application for a Metal Dealers Licence and Application for a Second Hand Dealer's Licence, 17 – 29 Engine Road, Loanhead (continued from the previous meeting) – Louise McVay	
Outline of report and summary of discussion		
<p>It was noted that the applicant, Mrs McVay was present. The Legal Services Manager provided the applicant with a short overview of the process which would be followed by the Committee in considering the application and suggested the application together with the application for a Second Hand Dealer's Licence listed separately on the agenda be considered together. The applicant indicated her agreement to this. With reference to the continuance of the applications from the previous meeting, Mr Turpie advised that clarification had been sought from the objectors whereby it had been established that 2 letters of objection were relevant to the applications before the Committee. He advised that the objections were from Mr S. Howard and Loanhead and District Community Council. It was noted that neither were present or represented.</p> <p>In the absence of personal representation from the objectors, the applicant addressed the Committee in support of the applications and addressed the points raised in the letters of objection. She noted Mr S. Howard no longer resided at the address listed in his objection. She advised that planning permission was granted for the use of the site with relevant conditions being attached and previous to the proposed use, the site was operated 24 hours a day and occupied by 14 separate businesses whereas the future proposed use would see only one business operating. She submitted that the majority of the points raised in the letters of objection were relevant to the planning process and had been considered prior to planning permission being granted. She explained that she</p>		

already operated a similar site in East Calder without incident and that oil extracted from vehicles being scrapped would be held in double layered containers to remove the risk of spillage. She advised air tools had been fitted in the yard to reduce the risk of fire and that children would not be expected to use Engine Road as a safe walking route to school due to the current volume of traffic.

Thereafter, Councillor Milligan, seconded by Councillor Hackett, moved grant of the applications. As an amendment, Councillor Parry, seconded by Councillor McCall, moved refusal on the basis that the site was not suitable for the proposed use. On a vote being taken by way of a show of hands, 2 were cast for the amendment and 11 for the Motion which became the decision of the Committee.

Decision
Applications granted
Action
Director, Resources

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 a Private Hire Car Driver's Licence (continued from the previous meeting) – R. MacLeod
- 6.2 Application for a Second Hand Car Dealer's Licence – A. Bradley and T. Asghar trading as Asga Motors Ltd, 9 – 11 Dalhousie Road, Newtongrange
- 6.3 Application for a Private Hire Car Driver's Licence – G. Todd
- 6.4 Application for a Private Hire Car Driver's Licence – D. Cleland

The Meeting terminated at 11.15 am

Minute of Meeting



Planning Committee

Date	Time	Venue
19 February 2019	1.00 pm	Council Chambers, Midlothian House, Buccleuch Street, Dalkeith

Present:

Councillor Imrie (Chair)	Councillor Alexander
Councillor Baird	Councillor Cassidy
Councillor Curran	Councillor Hackett
Councillor Hardie	Councillor Lay-Douglas
Councillor McCall	Councillor Milligan
Councillor Muirhead	Councillor Munro
Councillor Russell	Councillor Smail
Councillor Wallace	Councillor Winchester

In Attendance:

Mary Smith, Director, Education, Communities and Economy	Peter Arnsdorf, Planning Manager
Gordon Aitken, Democratic Services Officer	

1. Apologies

Apologies for absence were intimated on behalf of Councillors Johnstone and Parry.

2. Order of Business

The order of business was confirmed as outlined in the agenda.

3. Declarations of interest

Councillor Milligan intimated a declaration of interest with regard to Item No. 5.6 insofar as he is a Non-Executive Member of the NHS Lothian Board who retained an interest in the application site it being a former NHS property. He would therefore withdraw from the meeting during discussion of this item of business

Councillor Alexander intimated a declaration of interest in the same item on the basis that she felt the granting of planning permission would have an effect on where she resided and therefore she felt she may not be able to be objective in considering the application.

4. Minutes of Previous Meetings

The Minute of Meeting of the Committee which took place on 22 January 2019 was submitted for approval. The Committee unanimously approved the Minute and the Chair was authorised to sign it as a true record of the meeting.

5. Reports

Agenda No	Report Title	Presented by:
5.1	Planning Performance Framework Annual Report 2017/18	Peter Arnsdorf
Outline of report and summary of discussion		
<p>The Planning Manager spoke to the terms of a report which provided an update on the progress of work undertaken on the Planning Performance Framework (PPF) for Midlothian including feedback from the Scottish Government.</p> <p>He advised that of the 15 performance markers, 12 were rated as giving no cause for concern with the remaining 3 rated as areas for improvement. He noted that feedback on the ratings would help inform the content of the 2018/19 return due in July this year. He noted that the ratings demonstrated an improvement from the previous year's submission and the best PPF "score" Midlothian has achieved in the 6 years the framework has been the primary performance monitoring methodology.</p>		
Decision		
<p>The Committee noted the feedback from the Scottish Government on the Planning Performance Framework (PPF) for 2017/18.</p>		
Action		
<p>Director, Education, Communities and Economy; Planning Manager</p>		

Agenda No	Report Title	Presented by:
5.2	Midlothian Local Biodiversity Action Plan	Peter Arnsdorf
Outline of report and summary of discussion		
<p>The Committee heard from the Planning Manager who spoke to the terms of a report which sought agreement to adopt the Midlothian Local Biodiversity Plan 2019/2024 (LBAP). He noted that the previous LBAP had been adopted in 2006 and was in need of review and that the new LBAP would focus on the following priorities for the period 2019 – 2024:</p> <ul style="list-style-type: none"> • Supporting pollinators; • Encouraging homes for wildlife; • Enhancement of the water environment; • Tackling invasive non-native species; • Positive integration of people and nature and; • Protected sites and species 		
Decision		
<p>The Committee:</p> <ul style="list-style-type: none"> (a) Adopted the Midlothian Local Biodiversity Action Plan 2019 – 2024; (b) Agreed that the Midlothian Local Biodiversity Action Plan 2019 – 2024 will not have a significant environmental impact triggering the need for a formal Strategic Environmental Assessment and; (c) Instructed the Planning Manager to undertake the required notification/advertisement advising that the Midlothian Local Biodiversity Active Plan 2019 – 2024 will not have a significant environmental impact triggering the need for a formal Strategic Environmental Assessment. 		
Action		
Director, Education, Communities and Economy; Planning Manager		

Agenda No	Report Title	Presented by:
5.3	Major Applications: Applications Currently Being Assessed and Other Developments at Pre-Application Consultation Stage	Peter Arnsdorf
Outline of report and summary of discussion		
<p>The Planning Manager spoke to the terms of a report which provided an update with regard to major planning applications, formal pre-application consultations by prospective applicants and the expected programme of applications due for reporting to the Committee.</p>		
Decision		
<p>The Committee noted the major planning application proposals which are likely to be considered by the Committee in 2019 and the updates for each as noted in the report.</p>		
Action		
Director, Education, Communities and Economy; Planning Manager		

Agenda No	Report Title	Presented by:
5.5	Proposed residential development and erection of school, with associated engineering works, open space and landscaping at land east and west of Easthouses Road, Easthouses, Dalkeith (18/00962/PAC)	Peter Arnsdorf
Outline of report and summary of discussion		
The Planning Manager spoke to the terms of a report which advised a pre-application consultation had been submitted regarding a proposed residential development and erection of a school with associated engineering works, open space and landscaping at land east and west of Easthouses Road, Easthouses, Dalkeith.		
Decision		
<p>The Committee noted:</p> <ul style="list-style-type: none"> (a) the provisional planning position set out in this report; and (b) that the expression of a provisional view did not fetter the Committee in its consideration of any subsequent formal planning application. 		
Action		
Director, Education, Communities and Economy; Planning Manager		

Agenda No	Report Title	Presented by:
5.4	Proposed redevelopment of existing snow sports centre to include leisure facilities; tourist accommodation; hotel; function suite and ancillary retail and restaurants; formation of access and car parking at Midlothian Snow Sports centre, Biggar Road, Hillend (18/00970/PAC)	
Outline of report and summary of discussion		
The Planning Manager spoke to the terms of a report advising of a pre-application consultation submitted regarding the redevelopment of the existing snow sports centre to include leisure facilities, tourist accommodation, hotel, function suit and ancillary retail and restaurant at Midlothian Snow Sports Centre, Biggar Road, Edinburgh.		
Decision		
<p>The Committee noted:</p> <ul style="list-style-type: none"> (a) the provisional planning position set out in the report and; (b) the expression of a provisional view does not fetter the Committee in its consideration of any subsequent formal planning application. 		
Action		
Director, Education, Communities and Economy; Planning Manager		

Sederunt: Prior to consideration of the following item, Councillors Alexander and Milligan who had previously intimated declarations of interest, left the meeting room and took no part in the consideration of the application.

Agenda No	Report Title	Presented by:
5.9	Application for Planning Permission considered at a previous meeting – in principle Planning Permission and Listed Building Consent for the conversion of listed buildings to dwellings and residential and commercial development in the grounds of the former Rosslynlee Hospital, Roslin (17/0980/PPP; 17/01001/DPP and 18/00061/LBC)	Peter Arnsdorf
Outline of report and summary of discussion		
<p>The Chair noted that at the meeting of the Committee on 22 January 2019 consideration of the application was deferred to enable officers and the applicant to further negotiate on the level of developer contribution, the provision of affordable housing and highway infrastructure improvements.</p> <p>The Planning Manager spoke to the terms of the report where it was noted that, in January 2019, the Committee expressed a desire to see the restoration of the former Rosslynlee Hospital listed building but balanced the position with concern at the level of developer contribution proposed by the application, in particular with regard to meeting the educational requirements arising from the development. He advised that in response to the Committee's concern the applicant is proposing to increase the developer contribution offer to fully cover the cost of meeting the educational requirements arising from the proposed development – this includes primary and secondary denominational and non-denominational provision and meeting the Council's anticipated school transport costs over a defined time period. He further noted that in meeting the educational requirements, the applicant was not proposing to make a contribution towards community facilities, Borders Rail or rural public transport as required by Midlothian Local Development Plan 2017 (MLDP). Further the applicant is proposing to not provide any affordable housing units on site or make a commuted sum towards the Council's own housing programme.</p> <p>After discussion, Councillor Smaill seconded by Councillor Hardie moved that the application be granted. As an amendment, Councillor Hackett, seconded by Councillor Muirhead moved that the application be refused on the terms of the report. Councillor Hackett further requested that a roll call vote be taken which was agreed by 6 Members of the Committee thereby satisfying the requirements of Standing Order 11.5(ii) for one-third of the Members present (or the nearest whole number to this) for a roll call vote.</p>		

On a vote being taken by way of a Roll Call, Members voted as follows:-

Councillor	For Motion	For Amendment
Councillor Baird	√	
Councillor Cassidy	√	
Councillor Curran		√
Councillor Hackett		√
Councillor Hardie	√	
Councillor Imrie	√	
Councillor Lay-Douglas	√	
Councillor McCall	√	
Councillor Munro	√	
Councillor Muirhead		√
Councillor Russell		√
Councillor Small	√	
Councillor Winchester	√	
Councillor Wallace	√	
TOTAL	10	4

Decision

The Committee:

- (a) noted the update as set out in the report;
- (b) granted planning permission and listed building consent as per the applications lodged;
- (c) agreed that the Planning Manager draft the relevant conditions to be attached to the grants in discussion with the applicants and that the final decision in relation to the conditions be delegated to the Chair to approve and;
- (d) requested the Planning Manager to pursue with the applicant the developer contributions as detailed within the report.

Action

Planning Manager

Sederunt: Councillors Alexander and Milligan re-entered the meeting room

Agenda No	Report Title	Presented by:
5.7	Application for Planning Permission for the Erection of 28 dwellinghouses and 44 flatted dwellings; formation of access roads and car parking and associated works at land east of Conifer Road, Mayfield, Dalkeith (19/00042/DPP)	Peter Arnsdorf
Outline of report and summary of discussion		
The Planning Manager spoke to the terms of a report advising that an application had been submitted for the erection of 28 houses and 44 flats on land east of Conifer Road, Mayfield which is the site of the former Bryans Primary School.		
Decision		
The Committee agreed to grant the planning permission for the reasons as set out in the report.		
Action		
Planning Manager		

Agenda No	Report Title	Presented by:
5.8	Application For Planning Permission for the Erection of 5 dwellinghouses and 16 flatted dwellings, formation of access and associated works at Site HS22, land to the north of Kirkhill Road, Penicuik (18/00494/DPP)	Peter Arnsdorf
Outline of report and summary of discussion		
The Planning Manager spoke to the terms of a report advising that an application had been submitted for the erection of 5 houses and 16 flats on land to the north of Kirkhill Road, Penicuik.		
Decision		
The Committee agreed to grant the planning permission for the reasons as set out in the report.		
Action		
Planning Manager		

6. Exclusion of Members of the Public

In view of the nature of the business to be transacted, the Council 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 Part I of Schedule 7A to the Local Government (Scotland) Act 1973:-

6.1 Enforcement Report: Gorebridge – Report by Director, Education, Communities and Economy

The meeting terminated at 2.25 pm.

Minute of Meeting



Cabinet

Date	Time	Venue
26 February 2019	11.00 am	Council Chambers, Midlothian House, Buccleuch Street, Dalkeith

Present:

Councillor Milligan - Convener	
Councillor Muirhead – Depute Convener	
Councillor Imrie	
Councillor Curran	
Councillor Hackett	

Religious Representatives:

Mr Vic Bourne	
Mrs Elizabeth Morton	

1 Apologies

No apologies had been received.

2 Order of Business

The Order of Business was as detailed on the Agenda.

3 Declarations of interest

No declarations of interest were received.

4 Minutes of Previous Meetings

The Minutes of Meeting of the Cabinet held on 15 January 2019 were submitted and approved as a correct record.

5. Reports

Agenda No.	Report Title	Presented by:																
5.1	Inspection of Paradykes Primary School and Nursery Class	Director, Education, Communities and Economy																
Outline of report and summary of discussion																		
<p>This report outlined the outcome of the inspection carried out by Education Scotland which was communicated in their letter dated 22 January 2019.</p> <p>Following inspection, Education Scotland gathered evaluations of the core quality indicators to keep track of how well all Scottish Early, Learning and Childcare settings and schools were doing. The visit had a specific focus on raising attainment and achievement and how the school was addressing the need to close the equity gap; and the quality of teaching, learning and assessment. This inspection was a full version, meaning that QIs 1.3, 3.1 and 3.2 were a key focus. Education Scotland published a statement about the confidence they had in the school's capacity for improvement. Noted below are the evaluations for Paradykes Primary School and Nursery Class:</p> <p>School</p> <table><tr><td>QI 1.3 Self-evaluation for self-improvement</td><td>Good</td></tr><tr><td>QI 2.3 Learning, Teaching and Assessment</td><td>Good</td></tr><tr><td>QI 3.1 Ensuring Wellbeing, Equality and Inclusion</td><td>Good</td></tr><tr><td>QI 3.2 Raising attainment and achievement</td><td>Satisfactory</td></tr></table> <p>Nursery Class</p> <table><tr><td>QI 1.3 Self-evaluation for self-improvement</td><td>Good</td></tr><tr><td>QI 2.3 Learning, Teaching and Assessment</td><td>Good</td></tr><tr><td>QI 3.1 Ensuring Wellbeing, Equality and Inclusion</td><td>Very Good</td></tr><tr><td>QI 3.2 Securing Children's Progress</td><td>Good</td></tr></table>			QI 1.3 Self-evaluation for self-improvement	Good	QI 2.3 Learning, Teaching and Assessment	Good	QI 3.1 Ensuring Wellbeing, Equality and Inclusion	Good	QI 3.2 Raising attainment and achievement	Satisfactory	QI 1.3 Self-evaluation for self-improvement	Good	QI 2.3 Learning, Teaching and Assessment	Good	QI 3.1 Ensuring Wellbeing, Equality and Inclusion	Very Good	QI 3.2 Securing Children's Progress	Good
QI 1.3 Self-evaluation for self-improvement	Good																	
QI 2.3 Learning, Teaching and Assessment	Good																	
QI 3.1 Ensuring Wellbeing, Equality and Inclusion	Good																	
QI 3.2 Raising attainment and achievement	Satisfactory																	
QI 1.3 Self-evaluation for self-improvement	Good																	
QI 2.3 Learning, Teaching and Assessment	Good																	
QI 3.1 Ensuring Wellbeing, Equality and Inclusion	Very Good																	
QI 3.2 Securing Children's Progress	Good																	
<p>The inspection team found the following strengths in the school's work:</p> <ul style="list-style-type: none">The effective leadership of the Head Teacher together with the depute Head Teacher in creating a caring and inclusive ethos. The welcoming																		

environment where, staff, partners, parents and children feel valued.

- The energetic children who value play, were keen to be actively involved and take increasing responsibility for their learning.
- The school's capacity to continually improve through strong teamwork between teachers, practitioners, support staff and partners.
- The clear understanding of the needs of children and their families leading to children's readiness to learn and improved wellbeing.

The following areas for improvement were identified and discussed with the Head Teacher and a representative from Midlothian Council:

- Continue to develop robust approaches to assessment leading to consistency in high quality learning and teaching.
- Continue to evaluate the school's improvement initiatives and raise attainment and achievement for all.

The report advised that a Schools Group Manager would continue to directly support the school to improve attainment and achievement in particular. This action would also be in the school's improvement plan and would be monitored through the quality assurance process. The Director, Education, Communities and Economy was heard in amplification of the report.

Decision

- (a) To note the content of the inspection report;
- (b) To congratulate the staff, pupils and parents on the positive outcome of this inspection;
- (c) To note the key strengths outlined in the report.
- (d) To note the significant areas for improvement;
- (e) To note that Education Scotland would not return to the school with regard to this particular inspection.
- (f) To pass the report to the Performance, Review and Scrutiny Committee for its consideration.

Action

Director, Education, Communities and Economy

Agenda No	Report Title	Presented by:
5.2	Adult Social Care Quarter 2 Performance Report 2018/19	Joint Director, Health and Social Care
Outline of report and summary of discussion		
The Quarter 3 Performance Report 2018/19 for Adult Social Care was submitted. The Joint Director, Health and Social Care highlighted to the Cabinet 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		
To note the content of the report.		

Agenda No	Report Title	Presented by:
5.3	Children's Services Quarter 3 Performance Report 2018/19	Director, Education, Communities and Economy
Outline of report and summary of discussion		
<p>The Quarter 3 2018/19 Performance Report for Children's Services was submitted. The Director, Education, Communities and Economy highlighted to the Cabinet the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report. She also advised that certain information with regard to the Risk Evaluations had not been detailed within the report but assured Members that this would be resolved for the Q4 report. Thereafter she answered questions raised by elected Members.</p>		
Decision		
<p>(a) That the details with regard to the Risk Evaluations which had been omitted from the report be circulated to Cabinet Members; and</p> <p>(b) To otherwise note the content of the report.</p>		
Action		
Director, Education, Communities and Economy		

Agenda No	Report Title	Presented by:
5.4	Customer and Housing Services Quarter 3 Performance Report 2018/19	Joint Director, Health and Social Care
Outline of report and summary of discussion		
<p>The Quarter 3 Performance Report 2018/19 for Customer and Housing Services was submitted. The Joint Director, Health and Social Care highlighted to the Cabinet the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report and thereafter along with the Acting Director, Resources answered questions raised by elected Members.</p>		
Decision		
To note the content of the report.		

Agenda No	Report Title	Presented by:
5.5	Communities and Economy Quarter 3 Performance Report 2018/19	Director, Education, Communities and Economy
Outline of report and summary of discussion		
<p>The Quarter 3 Performance Report 2018/19 for Communities and Economy was submitted. The Director, Education, Communities and Economy 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		

- (a) To note the recent appointment of Ann Marie Macaskill as the Economic Development Manager; and
- (b) To otherwise note the content of the report.

Agenda No	Report Title	Presented by:
5.6	Education Q3 Performance Report 2018/19	Director, Education, Communities and Economy
Outline of report and summary of discussion		
<p>The Quarter 3 Performance Report 2018/19 for Education was submitted. The highlighted to the Cabinet the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed within the report.</p> <p>Thereafter the Director, Education, Communities and Economy responded to questions and comments raised by members during which she agreed to continue to appraise Members on the risks associated with the area of School Capacities/Catchment Areas/Demand for Pupil Places.</p>		
Decision		
To note the content of the report.		
Action		
Director, Education, Communities and Economy		

Agenda No	Report Title	Presented by:
5.7	Commercial Operations Q3 Performance Report 2018/19	Acting Director, Resources
Outline of report and summary of discussion		
<p>The Quarter 3 Performance Report 2018/19 for Commercial Operations was submitted. The Acting Director, Resources 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 during which he agreed to provide Cabinet Members with the current number of households that had taken up the option of having a Brown Bin.</p>		
Decision		
To note the content of the report.		
Action		
Acting Director, Resources		

Agenda No	Report Title	Presented by:
5.8	Finance and Integrated Service Support Quarter 3 Performance Report 2017/18	Acting Director, Resources
Outline of report and summary of discussion		
The Quarter 3 Performance Report 2018/19 for Finance and Integrated Service Support was submitted. The Acting Director, Resources highlighted to the Cabinet 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		
To note the content of the report.		

Agenda No	Report Title	Presented by:
5.9	Property and Facilities Management Quarter 3 Performance Report 2018/19	Acting Director, Resources
Outline of report and summary of discussion		
The Quarter 3 Performance Report 2018/19 for Properties and Facilities Management was submitted. The Acting Director, Resources highlighted to the Cabinet the progress in the delivery of strategic outcomes and summary of the emerging challenges as detailed in the Report.		
Thereafter the Acting Director Resources responded to questions and comments raised by members of the Cabinet.		
Decision		
To note the content of the report.		
Action		
Acting Director, Resources		

Agenda No	Report Title	Presented by:
5.10	Midlothian Council Quarter 3 Performance Report 2018/19	Chief Executive
Outline of report and summary of discussion		
The Quarter 3 Performance Report 2018/19 for Midlothian Council was submitted detailing the delivery of Midlothian Council's priorities through the Community Planning Partnership and the Single Midlothian Plan. The Council Transformation Strategy and Individual Service Plans outlined how Midlothian Council would deliver its contribution to the Single Midlothian Plan.		
The Chief Executive highlighted the progress made since the Q2 report and thereafter answered questions raised by elected Members.		
Decision		
To note the content of the report.		

Agenda No	Report Title	Presented by:
5.11	2017/18 Local Government Benchmarking Results	Chief Executive
Outline of report and summary of discussion		
The purpose of the report was to provide the Local Government Benchmarking Framework (LGBF) overview of the Council's performance against the indicators for 2017/18 as detailed within an Appendix to the report. The Chief Executive was heard in amplification of the report.		
Decision		
To note the report.		

Agenda No	Report Title	Presented by:
5.12	UK Exit from the European Union	Risk Manager
Outline of report and summary of discussion		
The purpose of the report was to highlight the current national position in preparation for a no deal exit from the European Union and to set out the urgent next steps Midlothian Council would need to progress. The Risk Manager was heard in amplification of the report.		
Decision		
To note the report.		

Exclusion of Members of the Public

In view of the nature of the business to be transacted, the Cabinet agreed that the public be excluded from the meeting during discussion of the undernoted items, as contained in the Addendum hereto, as there might be disclosed exempt information as defined in paragraphs 1, 6 and 11 of Part I of Schedule 7A to the Local Government (Scotland) Act 1973:-

Agenda No	Report Title
6.1	Minutes of Meeting of the Midlothian Joint Consultative Group of 13 December 2018
Decision	
Cabinet noted the Minutes of Meeting of the Midlothian Joint Consultative Group of 13 December 2018	

Agenda No	Report Title	Presented by:
6.2	Minute of Education Appointment Committee of 25 January 2019 – Head Teacher, Paradykes Primary School	Acting Director, Resources
Decision		
Cabinet noted the appointment of G Grangle as detailed in the report.		

Agenda No	Report Title	Presented by:
6.3	Minute of Education Appointment Committee of 25 January 2019 – Head Teacher, Moorfoot Primary School	Acting Director, Resources
Decision		
Cabinet noted the appointment of J Dagger as detailed in the report.		

Agenda No	Report Title	Presented by:
6.4	Irrecoverable Debt Write-Off	Acting Head of Customer & Housing Services
Decision		
To continue this item to the next meeting in order to receive further information.		

The meeting terminated at 1.00pm.

Minute of Meeting



Local Review Body

Date	Time	Venue
Tuesday 5 March 2019	1.00pm	Council Chambers, Midlothian House, Buccleuch Street, Dalkeith

Present:

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

1 Apologies

Apologies for absence were received from Councillors Baird, Milligan 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 received.

4 Minutes of Previous Meetings

The Minutes of Meeting of 14 January 2019 was submitted and approved as a correct record.

5 Reports

Eligibility to Participate in Debate

In considering the following items of business, only those LRB Members who had attended the site visits on Tuesday 5 March 2019 participated in the review process, namely Councillors Alexander, Cassidy, Curran, Imrie, Lay-Douglas, Muirhead and Smaill.

Order of Business

As the Applicants were not yet in attendance for the first item of business on the agenda, the LRB agreed to continue agenda item 5.1 until the end of the public business.

Agenda No	Report Title	Presented by:
5.2	Notice of Review Request Considered for the First Time – Land at Sainsburys, Loanhead [18/00747/S42].	Peter Arnsdorf

Executive Summary of Report

There was submitted report dated 26 February 2019 by the Director, Education, Communities and Economy, regarding an application from Hannah Munro, WYG Planning, 4th floor, Rotterdam House, 116 Quayside, Newcastle-Upon-Tyne seeking, on behalf of their clients Sainsbury's Supermarket Limited, a review of the decision of the Planning Authority to refuse planning permission (18/00747/S42, refused on 12 November 2018) to amend condition 2 of planning permission 18/00134/DPP, to not include landscaping along the south western area of the fence erected at Sainsbury's Supermarket, Straiton Mains, Loanhead.

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

The Local Review Body had made an unaccompanied visit to the site on Tuesday 5 March 2019.

Summary of Discussion

Having heard from the Planning Advisor, the LRB then gave careful consideration to the merits of the case based on all the written information provided. In discussing the reasons for including the condition in the original planning consent, the LRB considered the potential impact that the request to remove it would have on the appearance and visual amenity of the area. It being acknowledged that had the planting being undertaken as required then the issues highlighted by the applicants as justification for removal of the condition would not have arisen. The LRB considered that on balance that there was a need to softening the appearance of the fence, but given the particular circumstances of the review request felt that this could be achieved through the use of planters and also painting the fence.

Decision

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

1. *The proposed amendment of condition 2 of planning permission 18/00134/DPP would remove the requirement for planting to screen a 2.4 metre high fence at a prominent area of a supermarket car park which would have a detrimental impact on the appearance and visual amenity of the area and would therefore be contrary to the aims of policy DEV2 of the adopted Midlothian Local Development Plan 2017.*
2. *The fence approved in planning permission 18/00134/DPP was considered acceptable only on the basis that it would be screened by planting to limit the visual impact of the fence and yard that it surrounds.*

In reaching its decision the LRB considered that painting the fence and softening its appearance with planting (via the use of planters) in accordance with details to be agreed in writing with the local planning authority would be an acceptable means of mitigating the visual impact of the fence.

Action

Planning Manager

Agenda No	Report Title	Presented by:
5.3	Notice of Review Request Considered for the First Time – Land at 39 The Brae, Auchendinny, Penicuik [18/00581/DPP].	Peter Arnsdorf

Executive Summary of Report

There was submitted report dated 26 February 2019 by the Director, Education, Communities and Economy, regarding an application from Douglas Mack, FEM Building Design, 8 Plantain Grove, Lenzie, Glasgow seeking, on behalf of their client Mr P McVey, a review of the decision of the Planning Authority to refuse planning permission (18/00581/DPP, refused on 23 October 2018) for the erection of a dwellinghouse at land at 39 The Brae, Auchendinny, 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.

The Local Review Body had made an unaccompanied visit to the site on Tuesday 5 March 2019.

Summary of Discussion

Having heard from the Planning Advisor, the LRB then 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 the potential impact that the proposed development would have, there being concerns regarding both its scale and design. Whilst the general principle of a residential development on the application site was considered acceptable, the view was that it should be of a suitable size to allow for the provision of adequate amenity space and design, so as not to materially detract from the character and amenity of the surrounding area.

Decision

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

1. *The proposed development would result in a low standard of amenity for future occupants, particularly as an inadequate level of amenity space will be provided. Therefore, the proposed development is considered to be an overdevelopment of the site, contrary to policies STRAT2 and DEV2 of the adopted Midlothian Local Development Plan 2017.*
2. *The proposed dormer extension on the proposed rear elevation, on account of its size and design, would appear overly bulky and would be an unduly dominant feature at roof level, and would significantly detract from the form of the roof of the building with a detrimental impact on the character and appearance of the property.*
3. *The proposed dormer extension on the proposed rear elevation would be publicly visible and its unsatisfactory relationship to the building would have a significant detrimental impact on the visual amenity of the locality.*

4. *For the above reasons (2 and 3) the proposal is contrary to policies STRAT2, DEV2 and DEV6 of the adopted Midlothian Local Development Plan 2017. If the application were approved it would undermine the consistent implementation of these policies, the objectives of which are to protect the character and amenity of the built-up area and to ensure that extensions do not detract from the appearance of the property.*
5. *It has not been demonstrated to the satisfaction of the Planning Authority that the proposed development would not have a detrimental impact on protected species and is therefore contrary to policy ENV15 of the adopted Midlothian Local Development Plan.*

In reaching its decision the LRB considered that an alternatively proposal for a smaller dwellinghouse of higher quality design using traditional detailing and materials would, in principle, likely to be acceptable.

Action

Planning Manager

Agenda No	Report Title	Presented by:
5.1	Notice of Review Requests Considered for the First Time – 36 Cowden Crescent, Dalkeith [18/00750/DPP]	Peter Arnsdorf
Executive Summary of Report		
<p>There was submitted report, dated 26 February 2019, by the Director of Education, Communities and Economy regarding an application from Mrs C Moffat, 36 Cowden Crescent, Dalkeith, seeking a review of the decision of the Planning Authority to refuse planning permission (18/00750/DPP, refused on 6 November 2018) for the formation of driveway and erection of retaining walls 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> <p>The Local Review Body had made an accompanied visit to the site on Tuesday 5 March 2018.</p> <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. He also explained that although the applicant had been informed of the date, time and venue for the Hearing, she was not currently present and the LRB may wish to consider continuing and determining the Review in her absence, and this was agreed.</p> <p>Thereafter, oral representations were received from the local authority Planning Officer; following which she responded to questions from members of the LRB.</p>		

Summary of Discussion
<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, the LRB discussed the potential impact that the proposed development was likely to have on road safety, given that the proposed length of the driveway at 4.3m was considerably less than the standard 6m normally required. The LRB in acknowledging the particular circumstances of this review request debated the potential for a driveway which would be considered acceptable, concluding that it should be possible to achieve a more suitable length that would address the road safety concerns.</p>
Decision
<p>After discussion, the LRB agreed to dismiss the review request, and uphold the decision to refuse planning permission for the following reasons:</p> <p><i>The proposed length of the driveway at 4.3m may result in parked vehicles overhanging and obstructing the public footway, resulting in pedestrians being required to walk on the carriageway. It has not been demonstrated to the satisfaction of the Planning Authority that a driveway could be accommodated at the application site without a detrimental impact on road safety.</i></p> <p>In reaching its decision the LRB considered that an alternatively proposal for a longer driveway (4.9m – 5m) would be acceptable in principle and therefore the applicant (property owner/occupier) is invited to submit an amended application.</p>
Action
<p>Planning Manager</p>

The meeting terminated at 1.25 pm.

Minute of Meeting



Midlothian Integration Joint Board

Date	Time	Venue
Thursday 14 th February 2019	2.00pm	Conference Room, Melville Housing, The Corn Exchange, 200 High Street, Dalkeith, EH22 1AZ.

Present (voting members):

Angus McCann (Chair)	Cllr Derek Milligan (Vice Chair)
Tracey Gilles	Cllr Jim Muirhead
	Cllr Joe Wallace (substitute for Cllr Catherine Johnstone)

Present (non-voting members):

Allister Short (Chief Officer)	Claire Flanagan (Chief Finance Officer)
Alison White (Chief Social Work Officer)	Caroline Myles (Chief Nurse)
Wanda Fairgrieve (Staff side representative)	Keith Chapman (User/Carer)
Pam Russell (User/Carer)	

In attendance:

Morag Barrow (Head of Primary Care and Older Peoples Services)	Gary Fairley (Head of Finance and Integrated Service Support)
Jamie Megaw (Strategic Programme Manager)	Jacqueline Morrison (Home Care Team Supervisor)
Amanda Blair (Quality Assurance Officer)	Mike Broadway (Clerk)

Apologies:

Cllr Pauline Winchester	Cllr Catherine Johnstone
Alex Joyce	Carolyn Hirst
Nik Hirani (Medical Practitioner)	Hamish Reid (GP/Clinical Director)
Fiona Huffer (Head of Dietetics)	Ewan Aitken (Third Sector)

Midlothian Integration Joint Board

Thursday 27 October 2016

1. Welcome and introductions

The Chair, Angus McCann, welcomed everyone to this meeting of the Midlothian Integration Joint Board, following which there was a round of introductions.

2. Order of Business

The order of business was confirmed as outlined in the agenda that had been previously circulated. However, at the suggestion of the Chair, the Board agreed to adjust the running order, and to switch Item no. 5.3 and 5.4 round and to take the presentation on Care at Home (Item no. 5.1) as the final item of public business.

3. Declarations of interest

No declarations of interest were received.

4. Minutes of Previous Meetings

- 4.1 The Minutes of Meeting of the Midlothian Integration Joint Board held on 6 December 2018 were submitted and approved as correct record.
- 4.2 The Minutes of Meeting of the MIJB Audit and Risk Committee held on 6 September 2018 were submitted and noted.
- 4.3 A Rolling Action Log – February 2019 was submitted.

Thereafter, the Board, having received updates on the various action points detailed therein, agreed:-

- (a) to close all actions with the exception of the Royal Edinburgh Hospital and the Midlothian Rapid Rehousing Transition Plan on the basis of the updates given and recorded in the updated action log;
- (b) to note that more detailed updates on the Royal Edinburgh Hospital and the Midlothian Rapid Rehousing Transition Plan would be brought forward in due course; and
- (c) to note that the action log would be updated following the meeting.

(Action: Chief Officer/Chief Finance Officer/Clerk)

5. Public Reports

Report No.	Report Title	Presented by:
5.2	Financial Outlook 2019-20	Claire Flanagan

Midlothian Integration Joint Board

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Executive Summary of Report

The purpose of this report was to provide the Board with details of the financial outlook projections for the new financial year 2019/20. Consider the budget/indicative budget allocations from partners to the MIJB and the financial challenges facing the partners Midlothian Council and NHS Lothian and therefore the MIJB.

The report explained the changing position in relation to the budget offers from the partners for 2019-20. The Scottish Government's allocation included a significant increase in social care to fund a range of new responsibilities. However, the allocation to Midlothian Council, while not yet formally agreed, leaves a considerable gap requiring decisions to be taken about service reductions. This includes the likelihood of a reduced offer to the MIJB. The timing of decisions by Scottish Government and Midlothian Council means there is very little scope for negotiations between the MIJB and the Council and as a result it is considered necessary to bring the matter to the attention of the MIJB in advance of absolute clarity regarding the offer by the Council.

Summary of discussion

The Board acknowledged the challenging financial landscape and the importance of the ongoing dialogue with both NHS Lothian and Midlothian Council.

Additional clarification provided in the revised grant settlement was explained by Claire Flanagan (Chief Finance Officer). This allowed Councils the flexibility to offset their adult social care allocations to Integration Authorities in 2019-20 by 2.2% compared to 2018-19. In effect this set out how the minimum allocation which could be made to an Integration Joint Boards would be determined. For Midlothian the minimum, or floor, would equate to 97.8% of £39.750 million plus the share of the £160 million, estimated at £2.426 million. This equated to £41.302 million.

The Chief Officer, Allister Short, then highlighted that the MIJB budget allocation from Midlothian Council had been agreed by the Council at its meeting on 12 February 2019. The figure of £42.652 million, took cognisance of the revised grant settlement, reflecting some of the demographic and other cost pressures likely to be faced by the MIJB and represented, in Officers' opinion, a "fair and adequate" allocation of resources, it was therefore recommended that the MIJB now formally accepted the Council's offer.

Decision

After further discussion and questions to the Officers, the Board:

- **Agreed to accept the MIJB budget offer from Midlothian Council;**
- **Agreed in principle the indicative MIJB budget offer from NHS Lothian;**
- **Noted a formal offer from NHS Lothian was likely to follow in April 2019**
- **Noted the challenging financial outlook for 2019/20; and**

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- **Noted that a briefing paper on spending on the new social care responsibilities, particularly those relating to carers, would be brought forward to the April Board meeting; further consideration would also be given to this as a potential topic for a future Development Session.**

Action

Chief Finance Officer/Chief Officer

Report No.	Report Title	Presented by:
5.4	Measuring Performance Under Integration	Jamie Megaw

Executive Summary of Report

With reference to paragraph 5.5 of the Meeting of 20 April 2017, there was submitted a report updating the Board on performance and improvement towards achieving the Local Improvement Goals set by the MIJB based on the indicators that the Ministerial Strategic Group for Health and Community Care had agreed in December 2016 and to recommend revised Goals for 2019/20.

Summary of discussion

Having heard from Jamie Megaw (Strategic Programme Manager), who responded to Members' questions and comments, the Board in discussing the current progress against the local improvement goals acknowledged that results remained mixed and that there were a broad range of factors that had contributed to this. One significant reason was that the length of time required to establish specific developments had been underestimated. The Board welcomed that in reviewing the current local improvement goals for 2019/20 that the status of planned developments had been taken into account. Details of the proposed 2019/20 Local Improvement Goals and how they would be delivered were appended to the report.

Decision

After further discussion, the Board:-

- **Noted the performance across the improvement goals;**
- **Noted the improvement goals that had not been achieved and the reasons for this; and**
- **Agreed to the proposed local improvement goals for 2019/20.**

Action

Chief Officer/ Strategic Programme Manager

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Report No.	Report Title	Presented by:
5.3	Workforce Planning	Alison White

Executive Summary of Report

The purpose of this report was to inform the MIJB on progress in Workforce Planning across the Midlothian Health and Social Care Partnership.

The report set out the progress made in workforce planning over the past 6 months. The MIJB agreed a framework for Workforce Planning in October 2017. The framework provided a foundation for each service area to be clear on the shape of their current workforce and consider their needs for the future, taking account of transformational change and development requiring new models of care and the increasing need to maximise on the effective use of resources. Each service area was then required to develop a Workforce Action plan.

Summary of discussion

The Board, having heard from Alison White (Chief Social Work Officer) who highlighted some of the main features of the action planning process discussed the excellent work being undertaken across the Midlothian Health and Social Care Partnership to develop service Workforce Action Plans. The risks associated with staff recruitment and retention were also discussed; it being pointed out that Workforce Action planning would seek to mitigate these risks, by having clear plans to address recruitment and retention issues, for example, taking a talent management approach and actively seeking to develop workable succession planning. Workforce Action plans would additionally ensure that the workforce was supported and developed to meet the challenges of the changing roles.

Decision

The Board, after further discussion and questions to Officers:

- **Noted the progress to date**
- **Supported the plans for future work**
- **Agreed to receive a further report in 6 months to provide assurance that workforce planning continued to progress with positive effect.**

Action

Chief Officer

Report No.	Report Title	Presented by:
5.5	Chief Officer Report	Allister Short

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Executive Summary of Report

This report provided a summary of the key service pressures and service developments which had occurred during the previous two months in health and social care, highlighting in particular a number of key activities, as well as looking ahead at future developments.

Summary of discussion

The Board heard from Allister Short (Chief Officer), who highlighted in particular the following –

- Publication of the Ministerial Strategic Group (MSG) 'Review of Progress Under Integration Authorities' and a set of proposed actions for driving forward health and social care integration.
- Following on from a recent development sessions, a summary of some of the Early Intervention and Prevention work currently underway within Midlothian.
- A key focus of the Primary Care Improvement Plan had been to support the principle of patients seeing the right person, at the right time, to get the right care, this had seen the introduction of Advanced Physiotherapy Practitioners into Midlothian GP practices.
- Resilience and Service Updates.

With regards the Ministerial Strategic Group Review plans to bring an update report on progress within Midlothian against the recommendations from the Audit Scotland report, which were discussed at a previous Board meeting, and the MSG Review to the special IJB meeting in March were welcomed. The Board also acknowledged the need to carefully monitor and assess the impacts of changes to other services made by the partners as a result of the budgetary pressures they were facing. The possibility of a presentation on the Wellbeing Service was also raised.

Decision

After further discussion and questions to the Chief Officer, the Board:-

- **Noted the issues and updates raised in the report.**
- **Noted plans to bring an update report on progress within Midlothian against the recommendations from the Audit Scotland report and the MSG to the Special Board meeting in March.**
- **Noted that the possibility of a future presentation on the Wellbeing Service.**

Action

Chief Officer

Midlothian Integration Joint Board

Thursday 27 October 2016

Report No.	Report Title	Presented by:
5.1	Care at Home - Presentation	Jacqueline Morrison/ Amanda Blair

Executive Summary of Report

Allister Short (Chief Officer), in introducing a presentation from Jacqueline Morrison (Home Care Team Supervisor) and Amanda Blair (Quality Assurance Officer) on Care at Home Services, reflected on the growing pressures that had been experienced by the Care at Home Service and highlighted briefly a number of the developments that had taken place as the Service sought to address the challenges and modernise.

Jacqueline Morrison explained the role played by the Reablement Service in this process, highlighting that by encouraging greater self-sufficiency, people were able to remain at home longer, or return home quicker. By establishing a central referral point for all packages of care it was hoped to create a more coordinated approach to planning home carer visits and provide greater consistency of care to service users and their families, ensuring that care package were better tailored to meet the individual's needs. For those in hospital instead of assessments being undertaken by the hospital staff, Reablement Occupational Therapists would carry out the assessment using a Reablement person-centred model. There was also a shift to a more review focussed model, in order to ensure people were receiving the best care packages. Reablement training workshops were being delivered to train all carers across care at home (including the external providers) to encourage self-management, regain skills and promote mental wellbeing.

Amanda Blair advised that another area that was being targeted was medication. This had led to the development of a workshop for carers, which through the use of a specifically designed case study, enabled concerns in relation to medication to be addressed. The first round of workshops were well attended and further sessions were being planned. Practice guidelines were also being developed. Once introduced these would be reviewed to ensure they remained fit for purpose. Feedback from the carers who had participated had been very positive, as it had reinforced their practice and provided the opportunity for them to raise any queries they had.

Summary of discussion

The Chair thanked Jacqueline and Amanda for their presentation and invited questions/comments from Members of the Board.

Arising from Members questions and comments, the following issues were discussed by the Board:-

- Managing family members' expectations
- Opportunity to adopt a more holistic joined up approach
- Avoiding people becoming over reliant and reluctant to move onto the correct service(s) best suited to meet their needs

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Decision

The Board, after further discussion, thanked Jacqueline and Amanda and noted the presentation.

Action

Chief Officer

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 paragraph 6 of Part I of Schedule 7A to the Local Government (Scotland) Act 1973:-

Agenda No	Report Title	Presented by:
6.1	Reshaping Care At Home Services	Allister Short
Decision		
Noted the ongoing challenge to meet increased demand with shortage in capacity and the need to now explore alternative options to meet these increasing challenges over the longer term.		

7. Any other business

Report No.	Report Title	Presented by:
7.1	MIJB Membership	Allister Short

Executive Summary of Report

Allister Short (Chief Officer), advised of the following changes to the NHS Lothian voting membership of the Midlothian IJB:

Carolyne Hirst is to replace Alison McCallum; and
Tricia Donald is to replace Tracey Gilles (wef 31 March 2019).

Decision

The Board:

- **Noted and approved the appointments of Carolyne Hirst and Tricia Donald as voting members of the Midlothian IJB by NHS Lothian in place of Alison McCallum and Tracey Gilles respectively; and**

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- Record an expression of thanks and appreciation to both Alison and Tracey for their contributions to the work of the Midlothian Integration Joint Board.

Action

Chief Officer

8. Date of next meeting

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

- | | | |
|--|-----|---|
| • Thursday 14 th March 2019 | 2pm | Special Midlothian Integration Joint Board/Development Workshop |
| • Thursday 11 th April 2019 | 2pm | Midlothian Integration Joint Board |
| • Thursday 16 th May 2019 | 2pm | Development Workshop |

(Action: All Members to Note)

The meeting terminated at 4.22 pm.

Minute of Special Meeting



Midlothian Integration Joint Board

Date	Time	Venue
Thursday 14 th March 2019	2.00pm	Conference Room, Melville Housing, The Corn Exchange, 200 High Street, Dalkeith, EH22 1AZ.

Present (voting members):

Angus McCann (Chair)	Cllr Derek Milligan (Vice Chair)
Carolyn Hirst	Cllr Pauline Winchester
Alex Joyce	Cllr Margot Russell (substitute for Cllr Jim Muirhead)

Present (non-voting members):

Allister Short (Chief Officer)	Claire Flanagan (Chief Finance Officer)
Alison White (Chief Social Work Officer)	Caroline Myles (Chief Nurse)
Wanda Fairgrieve (Staff side representative)	Fiona Huffer (Head of Dietetics)
Keith Chapman (User/Carer)	Pam Russell (User/Carer)
Ewan Aitken (Third Sector)	

In attendance:

Morag Barrow (Head of Primary Care and Older Peoples Services)	Mairi Simpson (Public Health Practitioner)
Mike Broadway (Clerk)	

Apologies:

Cllr Jim Muirhead	Cllr Catherine Johnstone
Cllr Joe Wallace (substitute for Cllr Catherine Johnstone)	Tracey Gilles
Nik Hirani (Medical Practitioner)	Hamish Reid (GP/Clinical Director)

Midlothian Integration Joint Board

Thursday 14 March 2019

1. Welcome and introductions

The Chair, Angus McCann, welcomed everyone to this Special Meeting of the Midlothian Integration Joint Board, following which there was a round of introductions.

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 No.	Report Title	Presented by:
4.1	Strategic Plan 2019-20	Mairi Simpson

Executive Summary of Report

The purpose of this report was to seek the Board's approval of the Strategic Plan to cover the period 2019-2022.

The report explained that the Strategic Plan described the changes planned to the delivery of health and care services over the next three years. It summarised the process used in the development of the Plan and outlined the key issues raised during the period of formal consultation. The report also explained what measures were in place both to ensure that the Strategic Plan was put into action and also kept up to date in response to changing challenges and new opportunities.

Summary of discussion

Having heard from Mairi Simpson (Public Health Practitioner) who took Members through the Strategic Plan highlighting some of the key issues, and main themes running through it, the Board discussed the excellent work which had been undertaken to develop the Strategic Plan and how the feedback received during the consultation process had been used to help shape it.

With regards the Plan itself, the layout and contents were welcomed, although it was felt that the language used at times could do with being clearer and more specific. It was also felt that embedding weblinks where appropriate would be helpful. Issues relating to specific matters such as aids and adaptations and intermediate care for those in transition were acknowledged it being accepted that these were perhaps best addressed separately.

Midlothian Integration Joint Board

Thursday 14 March 2019

Decision

The Board, after further discussion and questions to Officers:

- Approved the MIJB Strategic Plan 2019-22; and
- Noted the forums and processes in place which would ensure the Plan was implemented.

Action

Chief Officer

Report No.	Report Title	Presented by:
4.2	Financial Update	Claire Flanagan

Executive Summary of Report

The purpose of this report was to provide the Board with an update on the current indicative proposed budget offer for 2019/20 from NHS Lothian and confirmation of the formal Midlothian Council budget offer to the MIJB. Further to this the report provided an update on the ongoing transformation work to support delivery of savings in the coming financial year 2019/20 as well as a review of the MIJB reserves for 2018/19.

Summary of discussion

The Board, having heard from Claire Flanagan (Chief Finance Officer), acknowledged the challenging financial landscape and the importance of the ongoing transformation work within the HSCP to drive out the saving required to balance the budget. The significant continued financial pressures posed by set aside budgets remained a matter of some concern, however matters did appear to be coming to a head nationally on this issue.

The Chief Officer, Allister Short, then highlighted some of the key actions already being undertaken, or that were planned, to address these concerns.

The likely end of year outturn position, based on the Q3 figures, was discussed along with the position on reserves.

Decision

After further discussion and questions to the Officers, the Board:

- Agreed the principles of the indicative budget from NHS Lothian based on the financial plan reported to their Finance & Resources Committee in January 2019 and recent correspondence;
- Noted the transformation work to deliver savings;

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- **Agree to request Officers to undertake a review of the set aside (Acute Hospital) position; and**
- **Noted the current IJB reserve position.**

Action

Chief Finance Officer/Chief Officer

Report No.	Report Title	Presented by:
4.3	Chief Officer Report	Allister Short

Executive Summary of Report

This report provided a summary of the key service pressures and service developments which had occurred during the previous two months in health and social care, highlighting in particular a number of key activities, as well as looking ahead at future developments.

Summary of discussion

The Board heard from Allister Short (Chief Officer), who highlighted in particular the following –

- The Integration Scheme had recently been updated to take account of the Carers (Scotland) Act 2016. Formal approval would now be sought from Midlothian Council and NHS Lothian, following which the Scheme would be submitted to Scottish Government
- Review of the role, remit, membership and function of the Strategic Planning Group, which would be the subject of a future report.
- Revised arrangements for the consultation on the annual performance report.
- The ongoing work to review the emerging issues relating to the planned exit from the European Union on 29 March 2019.

With regards the annual performance report plans to hold an event for communities and staff were welcomed and seen as a welcome opportunity to raise awareness of the work of the MIJB.

Decision

After further discussion and questions to the Chief Officer, the Board:-

- **Noted the issues and updates raised in the report.**
- **Noted plans to bring an update report on the review of the Strategic Planning Group.**
- **Welcomed the revised consultation arrangements for the annual performance report.**

Midlothian Integration Joint Board

Thursday 14 March 2019

Action

Chief Officer

Report No.	Report Title	Presented by:
4.4	Review of Progress with Integration	Allister Short

Executive Summary of Report

The purpose of this report was to highlight the recent report from the Ministerial Strategic Group for Health and Community Care on the review of progress with Integration of Health and Social Care and the connection to the Audit Scotland report on Integration which was published in November 2018. A recommendation from these reports was for IJBs and Partners to assess progress against the key actions and to develop an action plan; a draft response was therefore attached to this report for further discussion and consideration by the Board. Following engagement with Partners it was proposed to develop an action plan to deliver on the agreed improvement areas and that oversight of this plan would be remitted to the IJB Audit & Risk Committee. An annual report on progress will be presented to the IJB in March 2020.

Summary of discussion

The Board, having heard from Allister Short (Chief Officer), who responded to Members' questions and comments, discussed the key areas for improvement and the initial response from senior officers with the IJB and HSCP on an assessment against the key priorities. It was acknowledged that whilst this would continue to be an evolving piece of work, it would be important to ensure that the agreed actions were being progressed and implemented; the role of the IJB Audit & Risk Committee in monitoring this was felt to be critical and the frequency of updates to the Board was discussed.

Decision

After further discussion and questions to Officers, the Board:-

- **Noted the key points identified within the Ministerial Strategic Group for Health and Community Care report;**
- **Noted the assessment matrix and agreed that any further comments/issues be fed back to the Chief Officer as quickly as possible;**
- **Agreed that the Chief Officer write to NHS Lothian and Midlothian Council to seek their input and contribution to the assessment matrix and to seek their support in the delivery of the action plan;**
- **Agreed that the monitoring of the implementation of the subsequent action plan is remitted to the MIJB Audit & Risk Committee; and**

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- **Agree to receive an annual progress report on the overall plan at the IJB meeting in March 2020.**

Action

Chief Officer/Strategic Programme Manager

Report No.	Report Title	Presented by:
4.5	Frank's Law	Alison White

Executive Summary of Report

The purpose of this report was to identifying the work being undertaken within Midlothian to ensure implementation of Free Personal Care for under 65's.

The report explained that free personal care was currently available for everyone aged over 65 who had been assessed as needing it .From the 1st April the Scottish Government had committed to extending this to people under 65 as well. This meant that where people had been assessed as needing help with tasks such as the toilet, incontinence laundry, help with preparing food, assistance with medication, dressing and getting up and going to bed they would no longer have to pay for the service.

Summary of discussion

The Board, having heard from Alison White (Chief Social Work Officer), discussed the work undertaken to ensure implementation within Midlothian and also some of the issues that may arise in terms of managing expectations, levels of take-up, increased demand on already under pressure services, and the potential impact on the role of carers.

Decision

The Board, after further discussion,

- **Noted the work undertaken within Midlothian to ensure implementation of Free Personal Care for under 65's**
- **Noted the risks associated with the implementation.**
- **Noted the improved equity of application of free personal care, regardless of age, condition or means**

Action

Chief Officer

Midlothian Integration Joint Board

Thursday 14 March 2019

Report No.	Report Title	Presented by:
4.6	Draft MIJB Development Programme 2018-19	Allister Short

Executive Summary of Report

The purpose of this report was to invite the Board to consider the Development Programme for the remainder of 2019.

Summary of discussion

Having heard from Allister Short (Chief Officer), the Board discussed the suggested topics, of particular interest were the sessions involving working with the voluntary sector, homelessness and housing, and working with communities. Other suggested topics included visits to different parts of the service, particularly an acute hospital setting, and intermediate care.

Decision

After further discussion, the Board :

- welcomed the suggested topics;
- agreed that along with the additional topics identified during discussion, to include as much as possible into the forward development programme; and
- agreed that any further potential topics be fed these back to Tricia Hunter as soon as possible for consideration.

Action

Chief Officer/All Board Members

5. Private Reports

No private business to be discussed at this meeting.

6. Any other business

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

7. Date of next meeting

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

- | | | |
|--|-----|------------------------------------|
| • Thursday 11 th April 2019 | 2pm | Midlothian Integration Joint Board |
| • Thursday 16 th May 2019 | 2pm | Development Workshop |

(Action: All Members to Note)

The meeting terminated at 3.13 pm.

