

LEGAL AND DEMOCRATIC SERVICES

COMMITTEE DECISION SHEET

PETITIONS COMMITTEE - WEDNESDAY, 20 APRIL 2016

Please let the Committee Officer know as soon as possible if you do not agree with any action proposed in this decision sheet. These are decisions of the Committee and there is an expectation that action will be taken. If for any reason it is apparent that you will not be able to act on these instructions in full or in part or that there will be a delay, please let the Committee Officer know as it may be necessary to advise the Committee or seek further instructions from the Committee.

	Item Title	Committee Decision	Services Required to take action	Officer to Action
1	<p><u>Fishing Boats at Cove Harbour</u></p> <p>We the undersigned petition the council to note the situation faced by the Cove Bay Fisherman and the recent petition of over 11,000 signatures in respect of allowing the fishing boats to remain at Cove Bay harbour</p> <p>Fishing boats have been working out of Cove Harbour for hundreds of years. They have been told to move but have been given no explanation or information as to why. A number of physical barriers have since been put in place which prevent the fishermen from removing and having full access to their boats. These barriers also prevent the emergency services from launching rescues vessels from the harbour. The general public's access to the foreshore is also restricted.</p>	<p><u>The Committee resolved:</u></p> <p>(i) to note the situation faced by the Cove Bay Fisherman and the recent petition of over 11,000 signatures, notes the current work being undertaken by ACC legal officers and refers this petition to the landowner involved and recommends that both parties work together to find an amicable solution;</p> <p>(ii) request a report to the Communities, Housing and Infrastructure Committee August meeting to investigate the viability of the Community using the Community Empowerment Bill to pursue the purchase of the land at the Harbour; and</p> <p>(iii) that the viability of adverse possession is included in the report.</p>	<p>Democratic Services</p> <p>Legal Services</p>	<p>Emma Parr</p> <p>Richard Hempseed</p>
2	<p><u>Agent of Change Principle</u></p> <p>We the undersigned petition the council to make representation to the Scottish Government, asking that they strengthen Scottish Planning Policy, by adopting the</p>	<p><u>The Committee resolved:</u></p> <p>(i) to write to the Scottish Government and get clarity on the term 'Agent of Change' and how we could safeguard established music and cultural venues</p>	<p>Planning and Sustainable Development</p>	<p>Daniel Lewis</p>

	Item Title	Committee Decision	Services Required to take action	Officer to Action
	<p>Agent of Change Principle, whereby the person who causes a change should be responsible for ameliorating any consequences of that change.</p> <p>The U.K. as a whole has lost 40% of its grassroots music venues to a combination of gentrification and noise abatement notices throughout the past decade. Many of the city's small venues have already been affected by this issue to some extent. Where someone opens a new venue, or suddenly starts holding gigs, then any noise complaints are entirely foreseeable, and it should remain the operators' responsibility to soundproof their premises. Where any new residential accommodation is built within the vicinity of an existing music venue, then the developer should be required to install adequate soundproofing, and to later remedy this should it ever prove insufficient. Existing buildings, which have showcased music for many years, should be officially designated as music venues, and afforded special dispensation, provided reasonable efforts are made to soundproof them. There is a movement to adopt the Agent of Change Principle at a national level, and we ask that the council support these changes to the planning policies. Please be referred to the following link for additional information: http://musicvenueustrust.com/2014/09/what-is-agent-of-change-and-why-is-it-important/</p>	<p>(ii) in the future; request that a report goes to the Communities, Housing and Infrastructure Committee August meeting to investigate the impact of adopting the Agent of Change principle as a Council; and</p> <p>(iii) instruct that officers report back to Councillor Yuill if it would be competent for Council to withdraw delegated powers from officers in relation to the Environmental Protection Act 1990 with respect to noise control at music venues so that noise complaints would be looked at by Council rather than officers.</p>	<p>Planning and Sustainable Development</p> <p>Environmental Health / Democratic Services</p>	<p>Daniel Lewis</p> <p>Nick Glover / Emma Parr</p>
3	<u>Minute of the previous meeting of 21 January 2016</u>	<u>The Committee resolved:</u> To approve the minute as a correct record.	Democratic Services	Emma Parr

	Item Title	Committee Decision	Services Required to take action	Officer to Action
--	------------	--------------------	----------------------------------	-------------------

If you require any further information about this decision sheet, please contact Emma Parr emparr@aberdeencity.gov.uk or 01224 522607