

LEADERSHIP PANEL (SPECIAL).

Minutes of special meeting in County Buildings, Wellington Square, Ayr,
on 15th December 2015 at 11.45 a.m.

Present: Councillors Bill McIntosh (Chair), Bill Grant, John McDowall, Rita Miller, Robin Reid, Philip Saxton and Margaret Toner.

Attending: E. Howat, Chief Executive; V. Andrews, Executive Director – Resources, Governance and Organisation; L. Bloomer, Executive Director – Economy, Neighbourhood and Environment; and A. Gibson, Committee Services Officer.

1. Declarations of Interest.

There were no declarations of interest by Members of the Panel in terms of Council Standing Order No. 17 and the Councillors' Code of Conduct.

Sustainability and Environment.

2. Call-in for Introduction of Permits for Street Cafes.

Reference was made to the Minutes of the Public Processes Panel of 9th December 2015 (Page 2, paragraph 3) when that Panel had considered the terms of a call-in from the Leadership Panel of **1st December 2015** (Page 4, paragraph 9) in relation to the introduction of street permits for street cafes.

It was noted that the Public Processes Panel had agreed, following discussion and review, to remit the report back to this Panel for further consideration, on the basis that the Public Processes Panel supported the officer's recommendations in the report presented to the Leadership Panel on 1st December 2015.

Following discussion, the Executive Director - Economy, Neighbourhood and Environment provided further information and clarification in response to matters raised by Members namely:-

- the legality of imposing restrictions on smoking in outdoor areas and its enforcement;
- The consultation that had taken place; and
- other areas in the UK that had imposed such a ban.

The Executive Director also advised that officers proposed that smoking for these purposes would be defined as not including vaping.

Councillor McDowall, seconded by Councillor Reid, moved that the recommendations contained in the report presented to the Leadership Panel on 1st December 2015 be approved.

By way of an Amendment, Councillor Saxton, seconded by Councillor Grant, moved that the decision of the Leadership Panel on 1st December 2015 be upheld.

On a vote being taken by a show of hands, three members voted for the Amendment and four for the Motion, which was accordingly declared to be carried.

Decided: by a majority, to agree

- (1) to the introduction of Permits for Street Cafes and to make a charge for these, noting that the initial charge was proposed to be set at £66.60 per annum; and
- (2) that the conditions would impose a restriction on smoking (defined as not including vaping) in outdoor areas, as detailed in the report.

The meeting ended at 12.05 p.m.