



COMHAIRLE | CLARE
CONTAE AN CHLÁIR | COUNTY COUNCIL

6 Eanáir, 2021.

DON CATHAOIRLEACH AGUS GACH BALL DEN CHOMHAIRLE

A Chomhairleoir, a chara,

Leis seo, iarraim ort, le do thoil, a bheith i láthair ag Cruinniú Míosúil na Comhairle a thionólfar ar **Dé Luain, an 11 Eanáir, 2021, i Glór, INIS AR 3:45 i.n.** Thíos faoi seo, gheofar sonraí den ghnó a dhéanfar ag an gcruinniú.

Iarrtar ort a bheith i láthair.

Mise le meas,

Riarthóir Cruinnithe

In light of the current restrictions and the significant increase in Covid cases, members are encouraged to access the meeting remotely via MS Teams. Please confirm to the Meetings Administrator if you are accessing the meeting remotely.

An Roinn Seirbhísí Corparáideach
Stiúrthóireacht Airgeadais agus Seirbhísí Tacaíochta
Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2

Corporate Services Department
Finance and Support Services Directorate

Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2

CLÁR OIBRE - AGENDA

1) **Miontuairiscí na Cruinnithe seo leanas den Chomhairle.**

1) **Minutes of the following Council meeting.**

(a) Miontuairiscí Chruinniú mí Nollaig, a tionóladh ar an 14 Nollaig, 2020.

(a) Minutes of December monthly meeting held on 14 December, 2020.

2. Matters Arising.

2. Nithe ag éirí as.

3. Minutes of Strategic Policy Committee Meetings.

3. Miontuairiscí Cruinnithe Coiste Polasaí Straitéiseach.

(a) Social Development Strategic Policy Committee meeting held on 9 September, 2020.

(a) Cruinniú Coiste Polasaí Straitéiseach Forbairt Shóisialta a tionóladh ar an 9 Meán Fómhair, 2020.

4. Minutes of Corporate Policy Group meeting held on 7 December, 2020.

4. Cruinniú Grúpa Polasaí Corparáideach a tionóladh ar an 7 Nollaig, 2020.

5. Monthly Management Report.

6. NUIG appointment.

7. **Curtha faoi bhráid na Comhairle ag Cllrs. M. Howard, D. McGettigan, S. Crawford agus A. O’Callaghan:- (Deferred from December Council Meeting)**

“The recent Safe Ireland Report exposes the enormous prevalence and patterns of domestic violence in this country exacerbated by a pandemic that has locked women and families down with their abuser.

This report also underscores the enormous strains that domestic violence services throughout the country are under, and have been under since the start of this crisis, but in reality this has been so for many years.

The government consistently name checks domestic violence and sexual violence as a priority concern, but calling something a priority means that it also has to be resourced and funded as a priority.

Clare County Council calls on the government to resource and fund the HSE, Gardai, refuges along with supporting and counselling services and charities.”

8. **Curtha faoi bhráid na Comhairle ag Cllr. M. Howard:- (Deferred from December Council Meeting)**

“Last March as the Covid Pandemic began all BreastCheck appointments were cancelled immediately and consequently there is a huge backlog of women awaiting a mammogram or a follow up appointment.

In order to effectively deal with this backlog of over 153,000 women Clare County Council requests Minister Donnelly seeks to make breast screening in all private hospitals free to all women and utilise all available resources and facilities to ensure the best outcomes for all women.”

9. Curtha faoi bhráid na Comhairle ag Cllr. P.J. Ryan:- (Deferred from December Council Meeting)

“That this Council requests that the Minister for Tourism, in conjunction with Fáilte Ireland and other relevant bodies give serious consideration to a new tourism promotion strategy, for example "Trace your Irish Roots" - connect to your Irish Heritage, to replicate the success of "The Gathering Ireland" in 2013. It is now time under the current climate to come up with a new initiative which will aid the promotion of Shannon airport and tourism in Ireland.”

10. Curtha faoi bhráid na Comhairle ag Cllr. G. Flynn:- (Deferred from December Council Meeting)

“I am calling on Minister Darragh O’Brien and Minister of State Peter Burke to urgently review planning policy in relation to the Development of Residential property.

1/ What I am looking for is more clarity and transparency in relation to developers applying for private residential development and disposal of the total development when completed for social housing.

2/ Developers are required to deliver on Part V of their obligations in the delivery of a portion of the development for Social and Affordable Housing and this has to be agreed with the planners with input from Senior Officers within the housing section.

3/ Planning and housing have a duty to deliver balanced tenure and sustainable communities where a mix of housing would be available for both private and social needs.

4/ The development of large scale social housing requires considerable assistance and support at local level and in some instances local services are not sufficient to provide school placements and other essential supports for some vulnerable families and this has to be a consideration for planners.

5/ Currently members of the public wishing to purchase their own property are finding it very difficult to find private property for sale as the policy in planning is mostly focused on the delivery of social housing and in turn this policy puts more pressure on local authorities waiting lists and for the lower to middle income bracket they cannot get on the list due to income thresholds.

Public confidence needs to be strengthened in the whole planning process and I am hopeful the Ministers will find the balance required in the development of vibrant communities.”

11. Curtha faoi bhráid na Comhairle ag Cllr. P. Burke:- (Deferred from December Council Meeting)

“I am calling on the Minister for Agriculture, Charlie McConalogue to instruct his officials to avail of the provision of a derogation which would allow for qualified persons other than veterinary practitioners to issue a prescription for routine veterinary medicines “

12. Curtha faoi bhráid na Comhairle ag Cllr. J. Garrihy:- (Deferred from December Council Meeting)

“We call on the Minister for Health to recognise the incredible commitment and work during the pandemic of our lifesavers, healthcare professionals, caregivers and HSE frontline staff by providing a tax free bonus payment of €500 to all workers in the sector.”

13. Curtha faoi bhráid na Comhairle ag Cllr. P.J. Kelly:-

"That the following information on professional Consultancy Fees for 2019 and 2020 be made available

- (1) location of project
- (2) cost related to each project.”

14. Curtha faoi bhráid na Comhairle ag Cllr. P. McMahon:-

“That Clare County Council consider strategies to assist Clare tourist attractions and Shannon Airport to benefit from an early surge of tourists, if the covid vaccine proves effective.”

15. Curtha faoi bhráid na Comhairle ag Cllr. M. Nestor:-

“This motion is requesting Clare County Council to review the possibility of extending the operating hours of the Homeless Action Team beyond 5 pm. This extension is being requested with the view to assisting those sleeping rough on our streets to gain access to overnight accommodation in one of the Councils Homeless hubs.”

16. Curtha faoi bhráid na Comhairle ag Cllr. P. Murphy:-

"I am proposing that a multi agency response taskforce comprising of Clare County Council, the Chief Superintendent of the Clare Division of an Garda Síochána, the Public Health Office of the H.S.E., Tusla and the Department of Education is formed as a matter of urgency. This is required to deal with the ongoing problems that arise as a result of illegal encampments across County Clare but particularly in the environs of Ennis, the M18 Motorway, Western Relief Road and its service roads, as well as Ballyveskill, Tiermaclane. Also, that Bye-Laws are introduced prohibiting overnight parking at these locations in order to address the issue of trespass at these locations and that T.I.I. are requested to sign the title pertaining to these access roads over to local landowners who would provide a wayleave for required access".

17. Curtha faoi bhráid na Comhairle ag Cllr. J. Cooney:-

“In the interest of public health and safety, I propose that Clare County Council, in conjunction with Bus Éireann, establish the viability of installing bus shelters in towns and villages around the county lacking such facilities.”

18. Curtha faoi bhráid na Comhairle ag Cllr. C. Murphy:-

“Can I be provided with answers to the following questions relating to the new Clare County Development Plan?

- a) Will The ‘Methodology for a Tiered Approach to Land Zoning’ as detailed in Appendix 3 of the National Planning Framework (NPF) be implemented for the new County Development Plan.
- b) Will the implementation of Appendix 3, as written in the NPF, mean lands currently zoned in some of our towns and villages will fall outside the definition of both Tier 1 and Tier 2 and result in them being de-zoned?

- c) Has the planning directorate in CCC already assessed the county for those lands, currently zoned, that will not be included as Tier 1 and Tier 2 and are likely to be de-zoned?
- d) If not, when is it planned to undertake this assessment?
- e) When can we expect the results of this assessment to be furnished to us?"

19. Curtha faoi bhráid na Comhairle ag Cllrs. P. Murphy, A. Norton agus M. Nestor:-

“The Local Government Reform Act 2014 set up the Municipal Districts in Ireland of which there are four in County Clare. The Act, along with the Local Government Act 2001, details the legal and statutory use of the titles of Cathaoirleach, Leas Cathaoirleach and Mayor. In the case of County Clare the only allowable use of the title of Mayor is for the position of Mayor of Ennis. There is no position of Mayor of Clare. Therefore, I request that the executive use the correct titles of Cathaoirleach of County Clare and Mayor of Ennis in all correspondence and media releases.”

20. Curtha faoi bhráid na Comhairle ag Cllr. J. Flynn:-

“That Clare County Council request the Government to urgently request the relevant Ministers to ensure that there are no legislative loopholes that allow the use of spurious addresses that can be used for such as vehicle registration and insurance purposes, such as use of non-primary residence e.g. c/o post office X, that make it difficult for Garda and other state agencies to effectively carry out their functions, such as in connection with traffic safety and offences. “

21. Curtha faoi bhráid na Comhairle ag Cllr. J. Crowe:-

“With Brexit now official and the United Kingdom gone from Europe it is now the time to develop Shannon as a leading European International Cargo Hub.”

22. Curtha faoi bhráid na Comhairle ag Cllr. S. Crawford:-

“Motion: That Clare Co. Council call on the Government to commence the Assisted Decision Making (Capacity) Act which was signed into law in December 2015.

The Assisted Decision Making (Capacity) Act was signed into law on the 30th December 2015. This Act applies to everyone and is relevant to all health and social care services. The Act is about supporting decision-making and maximising a person’s capacity to make decisions. The Act will have significant implications for health and social care providers in the provision of safe person-centred care, based on respecting the individual rights of each person.

Key features of the Assisted Decision Making (Capacity) Act 2015:

It applies to everyone and to all health and social care settings.

It provides for the individual’s right of autonomy and self-determination to be respected through an Enduring Power of Attorney and an Advance Healthcare Directive – made when a person has capacity to come into effect when they may lack decision-making capacity.

It provides for legally recognised decision-makers to support a person maximise their decision making powers.

It places a legal requirement on service providers to comprehensively enable a person make a decision through the provision of a range of supports and information appropriate to their condition. It abolishes the Wards of Court system.

It provides for a review of all existing wards to either discharge them fully or to transition those who still need assistance to the new structure.

It repeals the Lunacy regulations governing the Ward of Court system.

It establishes a Decision Support Service with clearly defined functions which will include the promotion of public awareness relating to the exercise of capacity by persons who may require assistance in exercising their capacity.

The Director of the Decision Support Service will have the power to investigate complaints in relation to any action by a decision-maker in relation to their functions as such decision-maker.”

23. Curtha faoi bhráid na Comhairle ag Cllr. J. Killeen:-

“We call on the Minister for Agriculture and the Government Partners to outline the funds, initiatives and schemes (with timelines) that will be put in place to support, enhance and protect farm family incomes, post Brexit.”

24. Comhfhreagras/Correspondence.