



# COMHAIRLE NAN EILEAN SIAR

Minute of Statutory Meeting held in the Council Chamber, Council Offices, Stornoway, on Tuesday 16 May 2017 at 10.30am.

Welcome In accordance with Section 3(3) of the Local Government (Scotland) Act 1973, the Returning Officer chaired the meeting and welcomed all present to the eleventh statutory meeting of the Comhairle.

Prayer The Meeting was preceded by prayer, led by Mr John Mackay.

## CONSTITUTION

Return of Election of 1 The Returning Officer submitted the Return of Local Election held on Thursday 4 May 2017 as follows:

WARD	NAME	ADDRESS	POLITICAL PARTY
<b>Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas</b>	Calum Macmillan	7B Bornish, Isle of South Uist, HS8 5SA	Scottish National Party (SNP)
	Iain Archie MacNeil	Clover, Ardnamonie, Isle of South Uist, HS8 5RG	Independent
	Donald Manford	29A Eoligarry, Isle of Barra, HS9 5YD	Scottish National Party (SNP)
	Paul Francis Steele	5 Loch an Eilean, Askernish, Isle of South Uist, HS8 5SY	
<b>Beinn na Foghla agus Uibhist a Tuath</b>	Roddy Mackay	17 Tindill Road, Balivanich, Isle of Benbecula, HS7 5LF	Independent
	Iain Murdoch Macleod	15 Hacklett, Isle of Benbecula, HS7 5PR	Independent
	Uisdean Robertson	Ferguslea, 16 Carinish, Isle of North Uist, HS6 5HL	Independent
<b>Na Hearadh agus Ceann a Deas nan Loch</b>	Finlay Cunningham	6 Newvalley, Isle of Lewis, HS2 0DW	Independent
	Paul Anthony Finnegan	Seafield, Ardinashaig, Scalpay, Isle Of Harris, HS4 3XZ	Independent
	John Graham Mitchell	Ceol Na Mara, 7 Direcleit, Isle Of Harris, HS3 3DP	Scottish National Party (SNP)

<b>Sgìr' Uige agus Ceann a Tuath nan Loch</b>	Ranald Fraser	Heathvale, 21 Breasclete, Isle of Lewis, HS2 9EF	Scottish Conservative and Unionist
	Norman Alexander MacDonald	4 Ardcoil, Uig, Isle Of Lewis, HS2 9EU	Independent
	Angus Morrison	Mollinginish, 15 Balallan, Isle of Lewis, HS2 9PN	Independent
<b>Sgìre an Rubha</b>	Norrie Tomsh Macdonald	25 Upper Aird, Point, Isle of Lewis, HS2 0EX	Independent
	Alasdair Macleod	Lightcliffe, Swordale, Point, Isle of Lewis, HS2 0BP	Independent
	Finlay Mackenzie Stewart	90 Upper Bayble, Point, Isle of Lewis, HS2 0QH	Independent
<b>Steòrnabhagh a Deas</b>	Keith Dodson	34 Mackenzie Street, Stornoway, Isle of Lewis, HS1 2JY	Independent
	Rae Mackenzie	19 Goathill Road, Stornoway, Isle of Lewis, HS1 2NL	Scottish National Party (SNP)
	Angus McCormack	25 North Street, Sandwick, Isle of Lewis, HS2 0AD	Independent
	Charlie Nicolson	Leybourne House, 20 James Street, Stornoway, Isle of Lewis, HS1 2QN	Independent
<b>Steòrnabhagh a Tuath</b>	Iain Maclean Macaulay	Calvay, 29 Newmarket, Isle of Lewis, HS2 0DZ	Independent
	Neil Mackay	16 Guershader, Isle of Lewis, HS2 0DP	Independent
	Roddie Mackay	205 Bakers Road, Newmarket, Isle of Lewis, HS2 0EA	Independent
	Gordon Murray	1 Mackenzie Crescent, Sandwick, Isle of Lewis, HS2 0BA	Scottish National Party (SNP)
<b>Loch a Tuath</b>	Donald Finlayson Crichton	42A Upper Coll, Isle of Lewis, HS2 0LT	Independent
	John A Maciver	11 New Tolsta, Isle of Lewis, HS2 0NN	Scottish National Party (SNP)
	Calum Maclean	50 Upper Coll, Isle of Lewis, HS2 0LT	Independent
<b>An Taobh Siar agus Nis</b>	John Mackay	Glebe House, South Dell, Ness, Isle of Lewis, HS2 0SP	Independent
	John Norman Macleod	41B Lower Barvas, Isle of Lewis, HS2 0QY	Independent
	Kenneth Macleod	19 Eoropie, Ness, Isle of Lewis, HS2 0XH	Scottish National Party (SNP)
	Kenny John Macleod	Monard, Lower Barvas, Isle of Lewis, HS2 0QY	Independent

It was agreed to note the Report.

Sederunt

The Returning Officer proceeded to take the Sederunt. The following Members were present:

PRESENT

Calum Macmillan  
Iain Archie MacNeil  
Donald Manford  
Paul Francis Steele  
Roddy Mackay  
Iain Murdoch Macleod  
Uisdean Robertson  
Finlay Cunningham  
Paul Anthony Finnegan  
John Graham Mitchell  
Ranald Fraser  
Norman Alexander MacDonald  
Angus Morrison  
Norrie Tomsh Macdonald  
Alasdair Macleod  
Finlay Mackenzie Stewart

Keith Dodson  
Rae Mackenzie  
Angus McCormack  
Charlie Nicolson  
Iain Maclean Macaulay  
Neil Mackay  
Roddie Mackay  
Gordon Murray  
Donald Finlayson Crichton  
John A Maciver  
Calum Maclean  
John Mackay  
Mr John Norman Macleod  
Kenneth Macleod  
Kenny John Macleod

Election of  
Convener and  
Civic Head

- 2 The Chief Executive submitted a Report providing details of the role of Convener / Civic Head and Leader and requesting that Members make appointments to these positions.

**It was agreed to approve the statement of roles and responsibilities for the Convener and Leader of the Comhairle as detailed in Appendix 1 to the Report.**

The Returning Officer called for nominations for the office of Convener of the Comhairle.

Mr Angus McCormack, seconded by Mr Donald Crichton, moved the election of Mr Alasdair Macleod as Convener of the Comhairle.

Mr Uisdean Robertson, seconded by Mr Charlie Nicolson, moved the election of Mr Norman A MacDonald as Convener of the Comhairle.

In terms of the Comhairle's Conventions the proposers and seconders of each candidate as well as the candidates themselves were given the opportunity to address the Comhairle.

There being no further nominations, the Comhairle then proceeded to vote by ballot.

**Mr Alasdair Macleod having received 11 votes and Mr Norman A MacDonald 20 votes, the Returning Officer then declared that Mr Norman A MacDonald had been duly elected as Convener of the Comhairle for the period to May 2021 and invited Mr Norman A MacDonald to take the Chair for the remainder of the meeting.**

Mr Donald Manford, seconded by Mr Iain Archie MacNeil, moved the following motion:  
"On the basis that the election of 15 new elected members constitutes a mandate for change, I would move under Standing Order 64 that the meeting be adjourned until a time to be advised by the Chief Executive to allow members time to consider whether the Comhairle's current constitutional arrangements are sufficient to enable elected members to drive that change".

Mr Donald Manford, seconded by Mr Iain Archie MacNeil, moved that Standing Orders be suspended in order to allow the vote be taken by roll call. The Comhairle proceeded to vote on the matter. Twelve members voted in favour of Mr Manford's motion to suspend Standing Orders to allow the vote to be taken by roll call; as the motion did not receive the required two thirds majority the Comhairle voted by Members standing in their places.

On the matter being put to the vote, the members voted as follows:

For the Motion: 14

Against the Motion: 17

**The motion was therefore not passed and the meeting continued.**

Election of  
Leader

The Convener called for nominations for the office of Leader of the Comhairle.

Mr Gordon Murray, seconded by Mr Roddy Mackay, moved the election of Mr Donald Manford as Leader of the Comhairle.

Mr Norman A MacDonald, seconded by Mr Charlie Nicolson, moved the election of Mr Roddie Mackay as Leader of the Comhairle.

In terms of the Comhairle's Conventions the proposers and seconders of each candidate as well as the candidates themselves were given the opportunity to address the Comhairle

There being no further nominations, the Comhairle then proceeded to vote by ballot.

**Mr Donald Manford having received 13 votes and Mr Roddie Mackay 18 votes, the Convener then declared that Mr Roddie Mackay had been duly elected as Leader of the Comhairle for the period to May 2021.**

Scheme of Administration, Scheme of Delegation and Standing Orders

- 3 The Chief Executive submitted a Report to advise Members of the terms of the Comhairle's Schemes of Administration and Delegation, to note the Comhairle's Standing Orders and to address an outstanding issue in relation to the Scheme of Administration.

The Report provided details of the amendments agreed by the Comhairle at its meeting on 8 March 2017 to the Scheme of Administration.

**It was agreed:**

- (1) to note the Comhairle's Schemes of Administration, and Delegation and Standing Orders;
- (2) to approve the remit of the Planning Applications Board as detailed at Appendix 2 to the Report and agree to amend the Scheme of Administration accordingly;
- (3) to authorise the Chief Executive to make any further amendments to the Comhairle's Constitutional Documents including the Schemes of Administration and Delegation and Standing Orders to ensure internal consistency and to take account of any legislative changes and such good practice as he should consider appropriate subject to the Comhairle being notified of any such changes; and
- (4) that there was no longer a requirement for trade unions to attend Committee meetings as observers.

**Arising out of consideration of this item it was agreed that the Chief Executive would submit a Report to a future meeting in relation to models to achieve involvement of communities in decisions that affect them.**

Senior Councillors' Allowances

- 4 The Chief Executive submitted a Report concerning the allowances payable to senior members of the Comhairle. It was stated in the Report that the allowances for all Members and the Leader were set by legislation but there was discretion in relation to the allowances payable to other senior councillors provided no councillor was paid more than 75% of the Leader's salary.

**It was agreed that**

- (1) the salary (inclusive of basic salary) payable to the Convener be £21,160 and the salary payable to the Chairs of Education, Sport and Children's Services, Sustainable Development, Communities and Housing Committee, Transportation and Infrastructure and Audit and Scrutiny Committees be £19,044; and
- (2) the Comhairle defer consideration of whether to award senior councillor allowances to the Chair of the Planning Applications Board, the councillor appointed as Chair or Vice Chair of the Western Isles Integration Joint Board and the Chair of Human Resources Sub-Committee on the basis that the Chief Executive would submit a Report to the meeting of the Comhairle on 21 June 2017 outlining options for such allowances.

#### **APPOINTMENT OF MEMBERS**

Standing Service Committees: Appointment of Members

- 5 The Chief Executive submitted a Report which sought the appointment of Members to the Comhairle's Standing Service Committees. The Convener advised that proposed membership of service committees on the basis of preferences and ward representation and political balance, while retaining ward representation, had been circulated.

**It was agreed that Members be allocated to each of the Comhairle's four Service Committees, as detailed in the Appendix to the Minute to reflect the political balance of groups, geographical representation and Members' preferences.**

Planning  
Applications  
Board:  
Appointment  
of Members

- 6 The Chief Executive submitted a Report which sought the appointment of Members to the Planning Applications Board. The Convener advised that proposed membership on the basis of preferences and ward representation had been circulated. It was indicated at the meeting that Mr Charlie Nicolson be replaced with Mr Keith Dodson.

**It was agreed that the following Members be allocated to the Planning Applications Board:**

**Mr Calum Macmillan  
Mr Iain M Macleod  
Mr Finlay Cunningham  
Mr Ranald Fraser  
Mr Norman A MacDonald  
Mr Norman MacDonald  
Mr Keith Dodson  
Mr Iain M Macaulay  
Mr Neil Mackay  
Mr John A Maciver  
Mr John Mackay  
Mr John N Macleod**

Cùram is  
Slàinte nan  
Eilean Siar  
(Western Isles  
Integration  
Joint Board):  
Appointment  
of Members

- 7 The Chief Executive submitted a Report which sought nominations for the appointment of four substantive Members and four Depute or Proxy Members to Cùram is Slàinte nan Eilean Siar (the IJB). The remit of the IJB was appended to the Report for Members' information.

The Convener called for nominations and the following nominations were duly moved and seconded:

Mr Norman A MacDonald  
Mr Paul Francis Steele  
Mr Angus Morrison  
Mr Angus McCormack  
Mr Calum Macmillan  
Mr John Graham Mitchell  
Mr Kenny John Macleod  
Mr Iain Archie MacNeil

**There being no further nominations, the Comhairle proceeded to vote by ballot. Following the vote, the Convener declared that the following Members had been appointed to Cùram is Slàinte nan Eilean Siar:**

**Mr Norman A MacDonald  
Mr Paul Francis Steele  
Mr Angus Morrison  
Mr Kenny John Macleod**

**and that the following Members had been appointed as Depute or Proxy Members:**

**Mr Angus McCormack  
Mr Calum Macmillan  
Mr John Graham Mitchell  
Mr Iain Archie MacNeil**

- Highland and Western Isles Valuation Joint Board:  
Appointment of Members
- 8 The Chief Executive submitted a Report which sought nominations for the two positions on the Highlands and Western Isles Valuation Joint Board. The remit of the Board was outlined in the Report.
- The Convener called for nominations and the following nominations were duly moved and seconded:
- Mr Alasdair Macleod  
Mr John Mackay  
Mr Donald Finlayson Crichton  
Mr Finlay Cunningham
- There being no further nominations, the Comhairle proceeded to vote by ballot. Following the vote, the Convener declared that the following Members had been appointed to the Highlands and Western Isles Valuation Joint Board:**
- Mr Alasdair Macleod  
Mr John Mackay**
- and that the following Members had been appointed as Substitute Members:**
- Mr Donald Finlayson Crichton (substitute member)  
Mr Finlay Cunningham (substitute member)**
- Western Isles Licensing Board:  
Appointment of Members
- 9 The Chief Executive submitted a Report concerning the appointment of Members to the Western Isles Licensing Board. It was stated in the Report that the previous composition of the Board had covered the whole of the Western Isles. The Report indicated that the Board required to consist of not less than five and not more than ten Members and detailed the persons disqualified from standing and the mandatory training required in terms of the Licensing (Scotland) Act 2005.
- The following Members were duly moved and seconded as Members of the Western Isles Licensing Board:
- Mr Roddy Mackay  
Mr Ranald Fraser  
Mr John Mackay  
Mr Iain Murdoch Macleod  
Mr John Norman Macleod  
Mr Paul Anthony Finnegan  
Mr Finlay Mackenzie Stewart  
Mr Paul Francis Steele  
Mr Iain Archie MacNeil  
Mr Norman Macdonald
- There being no further nominations, the Convener declared that the above Members had been appointed to the Western Isles Licensing Board.**

**APPENDIX**

<b>COMMUNITIES AND HOUSING COMMITTEE</b>		
Calum Macmillan	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	SNP
Paul F Steele	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	Uist & Barra Independent Group
Iain M Macleod	Beinn na Foghla agus Uibhist a Tuath	Uist & Barra Independent Group
John Mitchell	Na Hearadh agus Ceann a Deas nan Loch	SNP
Paul Finnegan	Na Hearadh agus Ceann a Deas nan Loch	
Angus Morrison	Sgir'Uige agus Ceann a Tuath nan Loch	
Norman A MacDonald	Sgir' Uige agus Ceann a Tuath nan Loch	
Finlay Stewart	Sgire an Rubha	
Rae Mackenzie	Steòrnabhagh a Deas	SNP
Charles Nicolson	Steòrnabhagh a Deas	
Keith Dodson	Steòrnabhagh a Deas	
Neil Mackay	Steòrnabhagh a Tuath	
Gordon Murray	Steòrnabhagh a Tuath	SNP
Calum Maclean	Loch a Tuath	
John N Macleod	An Taobh Siar agus Nis	
Kenny J Macleod	An Taobh Siar agus Nis	



<b>EDUCATION, SPORT AND CHILDREN'S SERVICES COMMITTEE</b>		
Paul Steele	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	Uist & Barra Independent Group
Roddy Mackay	Beinn na Foghla agus Uibhist a Tuath	Uist & Barra Independent Group
Paul Finnegan	Na Hearadh agus Ceann a Deas nan Loch	
John Mitchell	Na Hearadh agus Ceann a Deas nan Loch	SNP
Ranald Fraser	Sgir' Uige agus Ceann a Tuath nan Loch	
Norman MacDonald	Sgìre an Rubha	
Finlay Stewart	Sgìre an Rubha	
Rae Mackenzie	Steòrnabhagh a Deas	SNP
Angus McCormack	Steòrnabhagh a Deas	
Charles Nicolson	Steòrnabhagh a Deas	
Roddie Mackay	Steòrnabhagh a Tuath	
Donald Crichton	Loch a Tuath	
Calum Maclean	Loch a Tuath	
Kenneth Macleod	An Taobh Siar agus Nis	SNP
John N Macleod	An Taobh Siar agus Nis	

<b>SUSTAINABLE DEVELOPMENT COMMITTEE</b>		
Calum Macmillan	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	SNP
Iain A Macneil	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	Uist & Barra Independent Group
Donald Manford	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	SNP
Roddy Mackay	Beinn na Foghla agus Uibhist a Tuath	Uist & Barra Independent Group
Uisdean Robertson	Beinn na Foghla agus Uibhist a Tuath	Uist & Barra Independent Group
Finlay Cunningham	Na Hearadh agus Ceann a Deas nan Loch	
Norman A MacDonald	Sgir' Uige agus Ceann a Tuath nan Loch	
Norman MacDonald	Sgire an Rubha	
Alasdair Macleod	Sgire an Rubha	
Angus McCormack	Steòrnabhagh a Deas	
Iain M Macaulay	Steòrnabhagh a Tuath	
Neil Mackay	Steòrnabhagh a Tuath	
Gordon Murray	Steòrnabhagh a Tuath	SNP
Donald Crichton	Loch a Tuath	
John A Maciver	Loch a Tuath	SNP
John Mackay	An Taobh Siar agus Nis	

<b>TRANSPORTATION AND INFRASTRUCTURE COMMITTEE</b>		
Donald Manford	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	SNP
Iain A MacNeil	Barraigh, Bhatarsaigh, Eirisgeigh agus Uibhist a Deas	Uist & Barra Independent Group
Iain M Macleod	Beinn na Foghla agus Uibhist a Tuath	Uist & Barra Independent Group
Uisdean Robertson	Beinn na Foghla agus Uibhist a Tuath	Uist & Barra Independent Group
Finlay Cunningham	Na Hearadh agus Ceann a Deas nan Loch	
Ranald Fraser	Sgir' Uige agus Ceann a Tuath nan Loch	
Angus Morrison	Sgir' Uige agus Ceann a Tuath nan Loch	
Alasdair Macleod	Sgire an Rubha	
Keith Dodson	Steòrnabhagh a Deas	
Iain M Macaulay	Steòrnabhagh a Tuath	
Roddie Mackay	Steòrnabhagh a Tuath	
John A Maciver	Loch a Tuath	SNP
John Mackay	An Taobh Siar agus Nis	
Kenneth Macleod	An Taobh Siar agus Nis	SNP
Kenneth J Macleod	An Taobh Siar agus Nis	