

MINUTE

B - Public

**Special Shetland Islands Council
Council Chamber, Town Hall, Lerwick
Wednesday 21 January 2015 at 10.00am**

Present:

M Burgess	P Campbell
S Coutts	A Duncan
B Fox	R Henderson
A Manson	F Robertson
G Robinson	D Sandison
C Smith	G Smith
T Smith	M Stout
A Westlake	J Wills
A Wishart	V Wishart

Apologies

M Bell	G Cleaver
A Cooper	D Ratter

In Attendance (Officers):

M Boden, Chief Executive
N Grant, Director of Development Services
J Riise, Executive Manager – Governance and Law
P Wishart, Solicitor
B Kerr, Communications Officer
A Cogle, Team Leader – Administration

Also

Solicitor, Brodies LLP

Chair:

Mr C Smith, Depute Convener of the Council, presided.

Circular:

The circular calling the meeting was held as read.

Declarations of Interest

None

In order to avoid the disclosure of exempt information, Mr C Smith moved, Mr B Fox seconded, and the Council RESOLVED to exclude the public in terms of the relevant legislation during consideration of the following item of business.

01/15 Sumburgh Airport - Update

The Council considered a report by the Director of Development Services which presented an update on court action raised by Highlands and Islands Airports Limited ("HIAL") in connection with Sumburgh Airport runway extension and sought delegated authority to allow the Chief Executive or his nominee to communicate with HIAL on the action.

The Director of Development introduced the report and provided a summary of the background and history to the matter and a current position statement.

Appendices to the report provided by Brodies LLP were tabled at the meeting.

Brodies' Solicitor addressed the contents of the appendices which included advising the Council of the findings in relation to a legal/technical report, updating on recent Court of Session hearing on prescription and other considerations, and finally advice on settlement proposals.

Members asked a number of questions in relation to all of the matters raised in Brodies' presentation and the legal/technical report, and these were explained and responded to in detail by the Chief Executive and the legal team present.

After further discussion, and the submission of an amendment and motion, voting took place by a show of hands, and the result was as follows:

Amendment (D Sandison)	7
Motion (G Robinson)	11

Decision:

The Council RESOLVED to:

- NOTE the content of the report and endorse the actions taken by the Chief Executive to date; and
- Delegated authority to the Chief Executive or his nominee to communicate with HIAL in the terms agreed by the successful motion.

The meeting adjourned at 11.55 a.m.

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Convener