

DUNROSSNESS COMMUNITY COUNCIL

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Minute of ZOOM Meeting of **Dunrossness Community Council** held on Monday 26th April 2021.

PRESENT

Mrs S Malcolmson	Mr H Harrop	Mr J Robertson	Ms H Moncrieff
Mrs A Brown	Mr G Waddell	Mrs S Waddell	Mrs F Mitchell
Cllr G Smith (ex officio)	Ana Arnett (SIC)		

APOLOGIES

Cllr R McGregor (ex officio)

ABSENT

Mrs C Irvine	Mr A Sinclair	Cllr A Duncan (ex officio)
Michael Duncan (SIC)		

IN ATTENDANCE:

Ms S Leslie (Clerk)

21/01 DECLARATIONS OF INTEREST

There were no declarations of interest.

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21/02 MINUTE

The Minute of the meeting held on 29th March 2021 was adopted on the motion of Mrs Mitchell, subject to the following amendment requested by Mr Robertson:

20/27 Matters Arising

2) Air Traffic Control: *Cllr Duncan reported that he had listened to a programme on BBC Radio Alba which had discussed HIAL's proposed centralisation of Air Traffic Control and it was quite clear, in his opinion, that HIAL intend to proceed with this project irrespective of what Community Council's or the communities affected want and that they have already spent in the region of £5 million on the building they plan to use. Mr Robertson enquired if the Sumburgh Airport Consultative Committee have discussed this matter. Cllr Duncan confirmed that they have not as there have been no SACC meetings since the start of the pandemic. – should be deleted*

21/03 POLICE REPORT

There was no Police Report available. The Clerk reported, however, that Cllr Duncan had made enquiries about the reinstatement of monthly reports and Police Scotland had been in contact with regard to the reports recommencing soon.

21/04 MATTERS ARISING

1) Road Matters:

a) Hardbrakes Housing Estate Road: Nothing new to report.

b) Road Signs to Airport: Nothing new to report.

c) Drainage at Ringesta, Quendale: The Clerk reported that works are in progress.

d) Toab Streetlights: Ms Moncrieff reported that it appeared as if only a little tidying up remained to be done to complete the works.

2) Air Traffic Control: Cllr Smith reported that the SIC have requested a meeting with HIAL and the Scottish Government to take forward discussions on HIAL's plans to centralise Air Traffic.

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21/04 MATTERS ARISING (Continued)

3) Proposed Kirk Yard Bench: Mr Harrop reported that Alan Adamson was suggesting the purchase of a bench manufactured from recycled material which would require no maintenance but would cost in the region of £450 - £500. The donation which the Community Council had received was £250 but the members were happy for the Community Council to meet the shortfall. Alan Adamson will install the bench for free. Ms Moncrieff enquired if the above estimate included carriage costs. Mr Harrop will check.

4) Defibrillators: There was nothing new to report. The Clerk will ask Ness Engineering for an update.

21/05 FINANCE AND GRANT APPLICATIONS

1) Shetland Community Benefit Fund (SCBF) Advance Grant Scheme: SCBF had responded to the Community Council's queries with regards to the below points from the MoU and Data Sharing Agreements as follows:

Point 4.1: Dunrossness Community Council agrees to act as a Data Processor on behalf of SCBF and will process and store the Service Data securely and in compliance with GDPR regulations.

Point 7.2 Dunrossness Community Council and SCBF agree to ensure that their staff, councillors and volunteers who administer the Service Data outlined by this agreement, are adequately trained in GDPR regulations and the secure storage of data.

- **DCC Query:** Does 'Dunrossness Community Council' in the above context refer to all of its members, and if so, are all members expected to undertake GDPR training? Clerks were invited to attend a GDPR training session provided by the SIC in 2018. Is this considered to be an acceptable level of training?
- **SCBF Answer:** No, only those who would be administering the Service Data. I would expect that GDPR training given by SIC would be adequate, however, it should be refreshed regularly.

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21/05 FINANCE AND GRANT APPLICATIONS

1) Shetland Community Benefit Fund (SCBF) Advance Grant Scheme (Continued):

Point 7.5 Dunrossness Community Council is legally responsible and liable for the safe processing and security of the Service Data under its possession and control.

DCC Query: If it is agreed that 'Dunrossness Community Council' are suitably trained in GDPR and are therefore storing Service Data securely and in compliance with GDPR regulations (see items 4.1 & 7.2) is item 7.5 necessary?

- **SCBF Answer:** Yes, it is required. It clarifies who is legally responsible for the data while in the Dunrossness Community Councils care, and who will have to answer to ICO for any breach that they cause.

Mr Harrop reported that he had contacted SCBF to discuss various aspects of the Advance Grant Scheme and reported as follows:

It is not possible to have bespoke Memorandum of Understanding and Data Sharing Agreements for individual Community Councils. It was also noted that, should Dunrossness Community Council decide not to sign the Memorandum of Understanding and Data Sharing Agreements, this does **not** affect the funding allocation of £10000 available for distribution to applicants in the Dunrossness area. However, Dunrossness Community Council would not be consulted on any applications received by SCBF for the area.

If the Community Council applied to SCBF for the full funding allocation of £10000 available to Dunrossness, the Community Council would not be permitted to administer the awarding of the funds to groups within the area.

If the Community Council applied to SCBF for the full funding allocation of £10000 available to Dunrossness with the intention of holding a Participatory Budget (PB) event, the Community Council would have to oversee all aspects of the event but SCBF would distribute the money. The Community Council could apply to the SCBF for a small grant to cover any expenses.

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21/05 FINANCE AND GRANT APPLICATIONS

1) Shetland Community Benefit Fund (SCBF) Advance Grant Scheme (continued):

Following lengthy discussions on the above queries and points, Mrs Malcolmson enquired if any member of Dunrossness Community Council was willing to take on the 'legal' responsibilities referred to in the SCBF documents. Neither the Clerk nor any of the members were willing. Mrs Brown felt she was unable to as being a SCBF Director, this would be a conflict of interest. Ms Moncrieff enquired if it would be an option for the Community Council to co-opt someone just to take on SCBF Advance Grant Schemes Dunrossness responsibilities. It was agreed that this was not currently an option due to the upcoming Community Council elections.

It was therefore unanimously agreed that Dunrossness Community Council would **not** sign the SCBF Memorandum of Understanding and Data Sharing Agreements.

2) Fair Isle Development Company - To part fund the purchase of equipment to enable the transportation of petrol purchased locally from Sumburgh and shipped to Fair Isle in a safe way to ensure compliance with Health & Safety and Fuel Transport Regulations: Mrs Mitchell reported that funding applications have also been made to SIC Community Development Fund and Shetland Community Benefit Fund. In reply to queries by Mr Harrop, Mrs Mitchell replied that she thought this new requirement had been raised by SIC Marine Ops and neither Mrs Mitchell nor Ms Arnett knew why Shetland Charitable Trust had not also been approached for financial assistance although they thought this type of application did not meet their grant scheme criteria. Mrs Brown enquired if it would be an option to offer a grant of £600 with the proviso that the balance of £300 be awarded later if funds permitted. Following further discussions, it was agreed to award the requested sum of £900, as proposed by Mrs Brown and seconded by Mrs Malcolmson. Mrs Mitchell also enquired if it would be possible for the Community Council to provide a letter of support for the project to be used as part of the Development Company's application to the SIC. This was agreed.

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21/05 FINANCE AND GRANT APPLICATIONS

3) Beach Cleans: The Clerk reported that she had received an enquiry regarding whether or not the Community Council would be offering slots for groups to carry out beach cleans in return for a financial donation this year. In previous years, this was the method used by the Community Council to meet the criteria of the Keep Scotland Beautiful Seaside Awards Scheme relating to Westvoe & St. Ninian's beaches. This year it had been agreed the Community Council would not be applying for these awards. However, the members agreed they would like to maintain this route of fundraising for groups and at the same time encouraging both outside group activities and environmental awareness. It was agreed that the £1000 of core funding set aside under the heading of 'environmental' would be used for this purpose with each beach clean carried out worth £100 to the participating group. It was also agreed that in addition to the usual beaches of St. Ninian's and Westvoe, Scousburgh Beach would also be added to the list this year. The Clerk will forward details to The Shetland Times South Mainland Notes & Ms Arnett inviting groups to apply for a 'slot' to carry out a beach clean.

21/06 FEEDBACK FROM EXTERNAL MEETINGS

1) Levenwick Medical Practice: Mr Robertson raised the subject of a 'post' he had seen on social media where the party involved had expressed dissatisfaction with the service received from the Levenwick Medical Practice. Not all members of the Community Council were previously aware of the 'post'. Mr Harrop stated that he felt the 'Surgery' staff had provided an exemplary service this last year. Mr Robertson replied that some of the comments on social media didn't relate to just this past year. Cllr Smith was asked if he was aware of these 'posts' to which he replied that yes he had seen them. He stated that in his opinion, the 'Surgery' could do themselves a lot of good by explaining how the surgery system works & why as a lot of people appear to feel there are barriers to making contact. It was noted and agreed that if the Community Council is approached direct regarding any issues within the community, they will address said issues as they feel appropriate.

2) HIAL Meeting – Cllr Smith reported that he, and others, had attended a meeting with the HIAL Board. The attendees had been pretty much the members of the Sumburgh Airport Consultative Committee and the HIAL Board. The SIC had requested a meeting with HIAL and the Scottish Government to take forward discussions on HIAL's proposal to centralise Air Traffic. Ms Moncrieff stated that she, as Community Council representative on the SACC Committee, had not received an invite to this meeting. The Clerk will check that HIAL has her contact details.

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Mr Robertson left the meeting at 9pm

21/07 FAIR ISLE

There was nothing new to report.

21/08 CORRESPONDENCE

1) Public Transport: The Community Council was asked to respond to a survey regarding public transport fare policy. A public consultation can be found on the ZetTrans website at <https://www.zettrans.org.uk/about/consultations>

2) Ferry Timetables: Ferry Timetables for summer 2021 (3rd May to 3rd October) had been provided. Mrs Mitchell reported Fair Isle had no comment to make.

3) Scrap Cars at Grutness: Cllr Duncan had reported by email that he had contacted Shetland Amenity Trust regarding the scrap cars from Fair Isle awaiting collection at Grutness. The Amenity Trust had confirmed that they were aware of the vehicles but unfortunately their team are dealing with a massive backlog due to Covid 19 restrictions which were in place most of last year. However, the Foreman has been emailed to see if they can be collected soon.

21/09 ANY OTHER BUSINESS

1) Ireland Beach Bridge: Mr Harrop reported that discussions between various parties relating to repairs to a bridge at Ireland Beach, which was discussed at the Community Council's March meeting, are ongoing.

2) Scousburgh Beach Road: Mrs Malcolmson reported that the condition of the road was deteriorating again. It was agreed to obtain a quotation for a more 'in-depth repair' with a view to seeking funding externally for the repairs.

3) A970 below Fleck, Dunrossness: Mrs Malcolmson raised the subject of rainwater flowing across the main road at Fleck and the hazard this was causing to motorists. It was agreed to contact SIC Roads regarding this matter.

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21/09 ANY OTHER BUSINESS (Continued)

4) Spiggie Loch Boat Shed: Ms Moncrieff reported that the replacement of the current 'Boat Shed' at Spiggie Loch is being investigated. The current shed is used mainly for storage, but the structure is now rotten and the RSPB would like to replace it with a facility which could be used to give presentations to visitors. The Community Council's views on the possibilities will be sought in due course.

21/10 PLANNING APPLICATIONS AND PLANNING MATTERS

1) Update from Planning Service Development Management Team: The temporary suspension of the free Planning Duty Officer and Pre-Application Enquiry services which began on 22nd February has now been extended until 24th May.

2) Change of use of land to a glamping site consisting of 3 no. glamping pods and a site maintenance building with associated road access, parking and wastewater drainage facilities, Rerwick, Bigton by John & Julie Rosie: It was noted that this was a change to a previous planning application which the Community Council had supported. There were no objections.

3) Proposed new Co-Op, Sandwick: The Community Council had been included in 5 representations on the above proposal, which were noted. It was also noted however that, as the proposed development is out with Dunrossness Community Council's Ward, they are not a planning consultee. Mrs Mitchell stated that she felt the proposal was a threat to small businesses in Shetland. Cllr Smith reported that he had received a lot of correspondence re the above, mainly from people who are very concerned regarding the effect a new Co-Op in Sandwick would have on their future, additional traffic to the area etc etc., however, he was also aware of various people who support the proposed development. The proposal is to be discussed at Sandwick Community Council's next meeting.

There being no other business the meeting closed at 9:40 pm.

Chair

**THE NEXT REGULAR MEETING OF DUNROSSNESS COMMUNITY COUNCIL
WILL BE HELD ON 31st MAY 2021.**