



**NOTIFICATION TO ATTEND MEETING OF THE PROTOCOL COMMITTEE
TO BE HELD BY REMOTE VIDEO CONFERENCING VIA - ZOOM
ON THURSDAY 1 APRIL 2021 AT 8.00 AM**

AGENDA

THURSDAY 1 APRIL 2021

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	<i>This Committee notes the dichotomy between the opening sentence of the reply to Question Number 33 at the March City Council and its reference to "Elected Members" and the subsequent references to "Dublin city participates in Eurocities with executive representatives" and the further reference to Officials participating in the various Fora, calls for a full outline of who attends these events/meetings/fora and a full discussion on which of these should instead be attended by the elected representatives.</i>	
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10	Proposed Date of next meeting: 29th April 2021	



MINUTES OF THE PROTOCOL COMMITTEE MEETING

HELD ON THURSDAY 18 FEBRUARY 2021

1 Presentation on Mansion House Accessibility Works

The Chair welcomed Lenzie O'Sullivan and Margret Glupker from City Architects to the meeting. Margret proceeded to give an overview of the proposed works to the Mansion House and environs which covered the following aspects:

- The existing accessibility provisions at the Mansion House are insufficient. The original ramp did not meet the required building standards and was dangerous and the lift is slow and cannot facilitate multiple users.
- The proposed works will provide Universal Access via new Landscaping and/or Structure, adding a ramped approach. This involves the redesign of the landscaping of the existing Lord Mayors Garden and of the shared access route to the Round Room, Oak Room and Mansion House.
- The design response is to be a contemporary solution that will highlight the social and civic inclusiveness that is part of the history of the Mansion House.
- Two proposals emerged as the preferred options from discussions with the Mansion House & the Steering Group members. Both concepts are based on the recreation of the historic embankment to the south side of the garden, which facilitates a gentle change of level between the Mansion House and the Lord Mayor's Garden while integrating universal access, planting and seating.
- The next stage is consultation with all the relevant stakeholders and then the design team will develop and merge the options with a view to improve the overall concept. These will form the basis of a Part 8 Planning application.

The Members thanked Margret and Lenzie for the presentation and the detailed work they had done on the proposals. They were generally favourable towards the plans and were eager to see work progressed as soon as possible considering the length of time that accessibility had been an issue at the Mansion House.

The Manager confirmed that a provision of €500,000 had been made in the capital budget to complete the works which should be concluded by the end of 2022.

Order: Report noted and it was agreed that finalised designs would be brought back to the Committee before the project went to Part 8.

Second Legal Opinion for Council

The Manager reported that following the February City Council meeting it was agreed that the Protocol Committee would agree the process for obtaining a second legal opinion on the terms of the emergency motion that had been agreed at the South Central Area Committee. The emergency motion is as follows:

“This Area Committee, noting that: –

- under section 54 of the Planning and Development Act 2002 the making of an addition to the record of protected structures is a reserved function of the elected council,
- under section 132 of the Local Government Act 2001 as amended, it is the duty of the chief executive to advise and assist the elected council, and to carry into effect its lawful directions, in relation to the exercise and performance of reserved functions,
- section 55 of the Planning and Development Act sets out procedures to be followed by a planning authority which proposes, at any time other than in the course of making its development plan, to make an addition to its record of protected structures,
- in November 2018 Dublin South Central Area Committee resolved that the Player Wills Factory Building be added to the City Council’s record of protected structures,
- in November 2020 this Council passed a motion seeking that councillors be urgently updated on the progress of adding the Player Wills Factory Building to the record of protected structures, and immediately mandating the Executive to begin the process of adding the building to the record,
- the Law Agent has subsequently furnished a legal opinion to the effect that initiating procedures in relation to a proposal to add a building to the record of protected structures is an executive and not a reserved function,”

Directs the Chief Executive, pursuant to section 132 (2) (a) of the 2001 Local Government Act, as amended by section 47 of the Local Government Reform Act 2014, to obtain the opinion of senior counsel as to –:

- 1) the duties if any of the Chief Executive arising from the passing of the resolutions by the Dublin South Central Area Committee in November 2018 and by this Council in November 2020.
- 2) whether the reserved function of the elected council under section 55 of the Act of 2000 in relation to adding buildings to the record of protected structures other than in the course of making the development plan is confined exclusively to considering only such proposals as may be formulated and progressed by the Chief Executive under section 54 of that Act in the performance of his executive functions, and
- 3) such other matters related to these questions as appear to senior counsel to be relevant.

Order: It was agreed that the Law Agent would provide the names of 3 senior counsel and the Chair of Protocol Committee would make the selection in conjunction with Lord Mayor. The Committee Members requested that additional issues be considered relevant as part of the process. The Manager committed to conveying the four issues raised to the Law Agent.

3 **Minutes of the meeting held on 7th January and matters arising.**

Order: Agreed

4 **Protocol Working Groups:**

a) **Information Technology Working Group**

The Manager confirmed that the working group met on 25th January where the terms of reference of the sub-committee were agreed. A presentation was given on the proposed new CRM system which would act as Councillor Hub for online submissions. Members were also briefed on the requirement to re-tender for a new meetings management system. It was agreed that the next meeting would be scheduled for March.

b) **Standing Orders Working Group:**

The Chair confirmed that a meeting of the Standing Order Working Group is scheduled for 2nd March. The first item on the agenda would be the issue of motions and how they are handled at area committee and Council level.

The Manager suggested that the working group should also consider the process for obtaining a second legal opinion with a view to establishing an agreed formal procedure

Cllr. Geoghegan requested that the language in standing orders in relation to printing, hard copies and emails be regularised to reflect the use of digital technology and paperless meetings.

c) **City Hall Working Group**

The Manager confirmed that provision for the redevelopment of the basement of City Hall had been made in the Capital Budget. Progress was on going in terms of developing the design plans and a meeting of the City Hall Working Group would be scheduled once the proposals had been advanced. Work on the servicing and upgrading of the lift in City Hall would commence once level 5 restrictions were relaxed.

The Councillors conveyed their disappointment at the closure of City Hall to Councillors during the current lockdown. City Hall is their workplace and provides essential facilities to Councillors that allow them to carry out their role. The Manager agreed to raise the matter with the Covid -19 Business Continuity Group. The Chair also agreed to raise the matter with the Chief Executive in order to establish a workable solution which respected the Councillor access and the need to comply with Covid-19 restrictions.

5 **Electronic Voting at Council Meetings**

The Manager informed Members that recent difficulties with the electronic voting at Council meetings were due primarily to user issues rather than with any technical problem. With the large number of users the system does take a little time to synch so members were encouraged to be patient. It was agreed that during a vote the microphones would be muted so as to reduce the possibility of confusion. Also those members who are experiencing difficulties should be proactively assisted in advance of the meeting.

6 Meeting Effectiveness and Time Management

The Chair expressed concerns that due to the increase in remote meetings Members were experiencing increased demands on their time. This was exacerbated by the prevalence of presentations on agenda, an increase in emergency motions and the inability of some chairs to manage meetings effectively. All of which has resulted in some meetings last much longer than was reasonable.

Members suggested in the introduction of time limits for committee meetings and the provision of training and development for Chairpersons.

It was agreed to refer the matter to the Standing Orders Working Group for consideration.

7 Richard O'Carroll Portrait

The Chair welcomed Ruairí Ó Cuív, the Public Arts Manager to the meeting. Ruairí gave a brief report on the proposals. Following consultation with the Deputy City Librarian and the Director of the Hugh Lane Gallery it was his recommendation that the most appropriate way to honour Richard O'Carroll is through photography. It is proposed to take a copy of the original photograph and that the facsimile would be framed to be presented in the O'Carroll Room. The rationale for this proposal is that while the painted portrait is not considered to be appropriate for the room, the photograph is a fine example of photography of that time. It is a direct image of the man and so brings with it an authenticity which a portrait painted from the photograph does not. The photograph, appropriately framed would also seem more suited to the architecture and setting of the Richard O'Carroll room in this 18th century City hall.

Order: The Members thanked Ruairí for his report and agreed with his recommendation to use a copy of the original photograph which would be framed and placed in prominent position in City Hall as means of honouring Richard O'Carroll.

8 **Motion in the name of Cllrs. Anne Feeney, Naoise Ó Muiri and James Geoghegan: "That the Protocol Committee directs that the Council shall list the 'Social Housing Supply and Delivery Monthly Update Report' as the first report listed under the section of the Monthly Council Meeting Agenda which deals with reports in compliance with Section 183 of the Local Government Act 2001."**

Order: Motion agreed.

9 **Motion in the Name of Cllr. Anne Feeney: "That the Protocol meeting directs that all SPC and Protocol meeting Minutes and Breviates are forwarded in advance for approval, to the respective Chairpersons before being circulated to Members."**

The Members confirmed that in most instances this was the procedure that was currently being implemented by the SPC's. However, they saw no reason not to reaffirm this process.

Order: Motion Agreed.

10 **Managers' Report**

The Manager confirmed that all items on her report had been dealt with during the course of the meeting.

11 **A.O.B.**

Councillor Joe Costello and Donna Cooney requested that the issue of Breviates and Minutes on the Council Agenda be listed for discussion as the next meeting.

Order: Agreed.

12 **Date of Next Meeting: 1st April 2021 at 8am**

Order: Agreed.

Councillor Anne Feeney
Chairperson
Thursday 18 February 2021

Attendance:

Members:

Anne Feeney (Chairperson)
Anthony Connaghan
Mannix Flynn
Dermot Lacey
Briega MacOscar
Michael Pidgeon

Members:

Donna Cooney
James Geoghegan
Darcy Lonergan
Naoise Ó Muirí
Noeleen Reilly

Members:

Joe Costello
Deirdre Heney
Micheál MacDonncha
Cat O'Driscoll

Officers

Ruairí Ó Cuív
Lenzie O'Sullivan

Michael Gallagher
Deirdre Ní Raghallaigh

Margret Glupker

Apologies:

Lord Mayor Hazel Chu

Non-Members:

Nial Ring

Recommendations from the Standing Orders Working Group:

Introduction:

The Standing Orders Working Group was asked by the elected Members to review the existing procedures relating to the management of business on the Council agenda and in particular how Motions are dealt with. The following recommendations are designed to improve the effectiveness of Council meetings as well as addressing concerns surrounding the length of time allocated to motions on notice and the multiplicity of emergency motions. The goal is to achieve a balance between fulfilling the statutory obligations of Councillors while at the same time allowing members to discuss issues relevant to them and their communities. Standing Orders is an adaptable document and the Working Group will continue to review its operation on an ongoing basis in light of these recommendations.

General:

1. All Area, SPC and JPC Committees will be invited to agree a standard length of time for their meetings which would be approved by a majority of Members. An option to extend the meeting by a maximum of 30 minutes would be available with the agreement of a majority of Members present. The decision to extend the meeting to be taken 30 minutes before the scheduled conclusion of the meeting.
2. Discontinue the use of "Topical Issue" mechanism
3. Amalgamation of all Area Committee and all Area JPC Breviates into a single report for each category. (To be reviewed in 6 months with the option to include SPC in this process if successful)
4. Lord Mayor's Business to be limited to 10 minutes and relevant to the role of the LM,
5. Reserved functions, management reports and breviates to be dealt with between 6.25 – 8.30pm. The Housing Supply and Delivery report to be the first item listed after the reserved functions.

Motions on Notice:

6. 1 hour will be set aside for motions from 8.30 – 9.30pm (To be reviewed in 6 months)
7. Motions on notice will be dealt with between 8.30 – 9.10pm
8. The time allocated to speakers will be 2 minutes for the proposer plus 1 minute at close of debate and 90 seconds for all other speakers taken by group first.
9. The debate will conclude following a maximum of 20 minutes after which the motion will then be put to a vote.

Emergency Motions:

10. Emergency motions will be considered from 9.10 – 9.30pm
11. A Councillor may propose or second one emergency only for each monthly meeting.
12. The time allocated to speakers will be 90 second each. Councillors will speak by group and then open to other interested speakers
13. The debate will conclude following a maximum of 20 minutes after which the motion will then be put to a vote. Emergency Motions will continue to require 2/3 of Members support for approval as under existing standing orders

Note:

Consideration was given to replacing Emergency motions with a Party/Group Topical motion. Groups would be allocated slots on the agenda either proportionally or through group rotation.

Proportionately by size the slots available to groups for the remainder of this Council would be as follows:

I.)	Fianna Fail	-	4 slots	V.)	Labour	-	3 slots
II.)	Independent	-	3 slots	VI.)	Sinn Fein	-	3 slots
III.)	Green Party	-	3 slots	VII.)	Social Democrats	-	2 slots
IV.)	Fine Gael	-	3 slots	VIII.)	People Before Profit	-	1 slot

If motion slots were allocated in order of size on a rotational basis the order would be as follows: Each group would potentially have 2-3 slots for the remainder of this Council.

1.)	Fianna Fail	5.)	Labour
2.)	Independent	6.)	Sinn Fein
3.)	Green Party	7.)	Social Democrats
4.)	Fine Gael	8.)	People Before Profit

The Working Group thought that the Party/Group motion had merit but that it represented too big a departure from the current system and therefore recommended the continued use of the Emergency Motions procedure as amended in this document.

Operation of Section 132 of the Local Government Act 2001 – Second Legal Opinion:

14. To facilitate the obtaining of second Legal opinions under Section 132 of the LGA 2001 it is proposed that a section 132 motion should be delivered to the Chief Executive's Department requesting a second legal opinion in specified terms at least 7 days before a Council Meeting but before the agenda is issued. . The members will have already received a legal opinion and the matter will be in relation to the exercise or performance of a reserved function as set out in Section 132 (2) (a). The wording of the section 132 motion with the signatories of those requesting the second legal advice would then be listed for decision in the governance section of the agenda. Where the terms of the resolution were not agreed by Council or not sufficiently specified in the Section 132 Motion the matter would be referred to the Protocol Committee to agree the terms. This process does not preclude the capacity of Members to request second legal opinion on a matter before Council for discussion.

City Hall: Special Lighting Policy (2021)

INTRODUCTION

- 1) City Hall was originally built as the Royal Exchange and was completed in 1779. It was used by the merchants of Dublin as a financial centre until Dublin Corporation bought the building in 1851. Following a programme of alterations, it was re-opened as City Hall in 1852. The building underwent a two-year refurbishment programme in 1998 – 2000 and has now been restored to its former eighteenth century glory. It is one of the most iconic buildings in Dublin City and indeed is recognised internationally.
- 2) The building has an external lighting system that, in addition to its use for essential operational lighting (eg security, health and safety etc), allows the building to be lit in a single colour wash (including blackout). Such lighting can not only help highlight the building's architectural features, but can in turn help Dublin City Council to participate in celebrations and commemorations in the wider community, strengthen public engagement and promote Dublin City, all of which can have a positive reputational impact. However, conversely, inappropriate and over-use of the special lighting facility could adversely affect the reputation of the Dublin City Council.
- 3) This special lighting policy sets out the parameters and criteria that must be met for special lighting to be allowed and the process through which applications can be made, considered and, if approved, put into effect. Certain definitions are also contained herein and apply in relation to this policy.

DEFINITIONS

- 4) In this policy:
 - a) **Special lighting** means any form of lighting of City Hall other than essential operational lighting.
 - b) **Essential operational lighting** means the normal white lighting of the building for operational reasons.
 - c) **Occasion** may mean one single day or a period of unbroken days. On any day, the special lighting will normally be from sunset to midnight.
 - d) **Year** means a calendar year (1 January to 31 December). Where an occasion overlaps two calendar years, it will be counted as having been held in only the earliest of the two years.
 - e) **Protocol Committee** means the Dublin City Council's Protocol Committee.

SCOPE

- 5) This policy does **not** cover essential operational lighting of the building, but rather covers all special lighting of the building.
- 6) Where there is any conflict between the use of essential operational lighting and special lighting, the essential operational lighting of the building will take precedence.
- 7) This policy excludes requests of special lighting in regards to the Mansion House. The approval of such requests will be at the discretion of the incumbent Lord Mayor. However, such requests should be viewed in light of this policy.
- 8) This policy will apply equally to the Civic Offices on Wood Quay and other Civic and administrative buildings of Dublin City Council. However, in such circumstances the decision to approve a request will lie with the Executive.

SPECIAL LIGHTING CRITERIA

- 9) In order to ensure that special lighting is appropriate, in keeping with the purpose and dignity of the building, and not over-used, certain parameters and criteria have been agreed by the Protocol Committee.
- 10) The Protocol Committee may agree to light City Hall for occasions that are significant in the wider community.
- 11) The occasions on which the Protocol Committee will light City Hall will include:
- International Women's Day – Purple
 - Saint Patrick's Day – Green
 - Holocaust Remembrance Day - Purple
 - Europe Day - Blue
 - International Day of Democracy - Yellow
 - Human Rights Day – Red
- 12) In addition, and upon referral by the Lord Mayor, the Protocol Committee may authorise special lighting of the building in exceptional circumstances.
- 13) The Protocol Committee may grant permission for special lighting in connection with other occasions, subject to receiving a request that fulfils the criteria in paragraphs 14 to 18 and the normal approval process in paragraphs 19 to 23.
- 14) Requests for special lighting of the building as referred to in paragraph 11 may be made only by:
- A registered charity, or a public-sector or a community or other non-profit making organisation.
 - Members of the Dublin City Council, subject to the request having unanimous cross-party support.
- 15) Individuals and commercial organisations may **not** apply for special lighting.
- 16) Approval for special lighting will be given only when such lighting is in connection with one or more of the following:
- An event of exceptional local, national or international significance and/or achievement.
 - An event of constitutional or democratic significance.
 - A significant anniversary of a significant local, national or international event.
 - An event that is considered as being of significant benefit to Dublin City from a promotional, reputational or engagement perspective.
 - An event being held in City Hall but only where this also meets one of the above criteria at a) to d) in this paragraph.
- 17) Requests for special lighting will **not** be approved where such lighting is:
- Linked to business that is currently before the City Council; and/or
 - Linked to a party political issue, or a campaigning issue that is novel, contentious or politically sensitive; and/or
 - Obviously contentious and risks reputational damage to the City Council; and/or
 - Generates a commercial advantage; and/or
 - Is not in keeping with the purpose and dignity of the building.
- 18) Other than those days scheduled under paragraphs 10 to 12, special lighting will not be approved to mark an event/occasion that occurs repeatedly, for example an annual

Day or Week, unless it is a significant anniversary of that event/occasion. In addition, no event/occasion scheduled under paragraph 13 can be marked by special lighting more than once in any three-year period.

PROCESS

- 19) Requests for special lighting should be made on a special lighting application form, which is available from the Chief Executive's Office. The completed application form must be received by the Chief Executive **no later than six weeks before the date(s) on which special lighting is being sought.**
- 20) Each request will be evaluated by the Chief Executive, who will consider whether it meets the requirements of this policy and whether it should be approved.
- 21) Protocol Committee members will then be informed about each request and the view of officials as to whether it should be approved. In addition, officials will advise whether they consider the request to be of a novel, contentious or politically sensitive nature.
- 22) The Protocol Committee members will have the opportunity to confirm or object to the view of officials at the next available Protocol Committee meeting. Protocol Committee approvals for special lighting requests must be based on two-thirds majority of those members in attendance.
- 23) Once a decision has been made, the requestor will be advised as soon as possible thereafter. Where approval for special lighting has been given, the necessary arrangements will be put in place.

COSTS

- 24) Any costs incurred in providing special lighting over and above those costs that would normally be incurred through essential operational lighting will be charged to the requestor.

CANCELLATION

- 25) The Protocol Committee may, at its absolute discretion and with or without notice, cancel any approved requests for special lighting



Introduction of Councillor Assistance Programme Support for Elected Members in Dublin City Council

Following a recommendation from AILG Dublin City Council has been in discussions with our HR Department and Occupational Health Provider to put in place arrangements for a confidential Counselling / Assistance Scheme available to the elected members of Dublin City Council.

The service will be contracted to CHI and the Elmwood Centre for counselling and psychotherapy and the contract managed by the HR Department who have experience in managing the staff support service.

Elmwood offer the following mental health supports:

- Individual short term psychotherapy
- Psychological First AID
- Couples therapy
- Stress Management Workshops and Programmes
- Well-being Programmes
- Art therapy
- Online Individual therapy
- Telepsychology
- Low Cost Psychotherapy

Councillors requiring assistance will initially contact a Doctor in CHI who will assess the requirements and recommend (if appropriate) a referral to Elmwood who will provide psychological support to Dublin City Councillors. Councillors will be provided with a contact number and email for the Practice Manager who will be Monday to Friday from 9.30am to 1.30pm. An appointment will be set up with a qualified and accredited counsellor/therapist within one working week. Councillors will have the option of engaging online or in person with their allocated therapist. A maximum of 6 appointments per year will be provided to Councillors through the scheme at a cost of €100 per session. Councillors will have the opportunity to avail of further sessions at their own expense. The service is available to Councillors only and not to family members with the exception of couples therapy.

Details are due to be finalised in the next month and all Councillors will be contacted with details of the support service.

Deirdre Ní Raghallaigh
Senior Executive Officer



Update on Sculpture Dublin: City Hall - O'Connell Plinth Commission

Chair and Committee Members,

Please find below a short report updating the City Hall Protocols Committee on progress relating to the O'Connell Plinth commission.

At the end of this report, I have included, as an Appendix, the report submitted to the Committee in December 2020. It provides information on Sculpture Dublin, the O'Connell Plinth commissioning process and Selection Panel, along with the awarded artist, Alan Phelan and the proposed work.

SCULPTURE COMMISSION

CONTRACT

Alan Phelan has been contracted by Dublin City Council to create and install a temporary sculpture on the O'Connell Plinth, and to de-install and remove the artwork after a period of one year.

PRODUCTION

The artist is working with two main contractors to fabricate the work: 3D Printing Ireland, based in Ashbourne, and Prism Engineering Ltd. in Walkinstown.

3D Printing Ireland is responsible for the production of the 3D printed sections that will make up the main sculptural form. Prism Engineering is responsible for the central support structure running through the middle of the sculpture, the cantilevered structure supporting the sculpture on the plinth, and the installation / de-installation of the commissioned work. Both contractors are in contact with each other about the project, as well as speaking to and through the artist.

The engineer is in the process of developing final design solutions for the support structure around the plinth. His initial plans, included in the artist's Stage Two Proposal, were approved in principal by DCC Conservation Officer, Mary McDonald in February. When he completes more fully resolved plans, the artist will be put in direct contact with DCC Conservation Architects to finalise the plans and details of materials to ensure that they are of an acceptable standard and quality to meet with conservation guidelines around the plinth.

TIMELINE

The commissioned sculpture was scheduled for completion in June 2021. However the production timeline is being affected by COVID 19 and Level 5 restrictions.

Challenges affecting the production timeline include:

1. Brexit and resulting additional costs of importing specialist conservation-standard glue from the artist's UK supplier. The artist is in the process of sourcing a more cost-effective alternative product from an Irish company in the required quantity. The finished 3D-printed components of the work will be covered by coloured papier-mâché, meaning that a highly durable, weather-proof and colour-fast glue is required.

2. Level 5 lockdown has caused a delay in accessing workspace at Fire Station Artists' Studios that is essential to the paper-covering phase of production and final assembly of the sculpture prior to its installation.

Access to Fire Station Studios, or an alternative studio/workshop space in May would allow the work to be completed by August 2021.

PUBLIC ENGAGEMENT

All of the new commissions will benefit from local engagement programmes designed to raise awareness, provoke conversations about sculpture and involve people in discussing how public art can enhance their neighbourhood. Local engagement will take the form of online surveys, public meetings, artists' cafes and culture clubs, as well as opportunities to participate in the creation of some of the new commissions and get involved in local art projects through schools and community organisations. <https://www.sculpturedublin.ie/sculpture-in-your-area/>

An online Visual Artists' Café facilitated by Sculpture Dublin's programme partner, Visual Artists' Ireland (VAI), took place at 3pm on 23 February. Speakers included: Alan Phelan, commissioned artist; Brian Crowley, a historian working in the Heritage Services, National Monuments, OPW, and as an archivist in Kilmainham Gaol; Helen Pheby, Head of Curatorial Programme at Yorkshire Sculpture Park, and Paula Murphy, Professor Emeritus at UCD School of Art History and Cultural Policy. The VAI are organising a café for each of the commissions to bring together artists, arts organisations and audiences and connect them with local projects.

Sculpture Dublin Public Engagement Curator is in contact with DCC Community Officers, Declan Hayden and Ronan O'Donnell to develop local community contacts. Sculpture Dublin will run a series of creative workshops in Presentation Secondary School Warrenmount in September 2021.

Sculpture Dublin is working with the city's cultural institutions to draw attention to sculpture in their collections and temporary exhibition programmes. Through a city-wide programme of talks and workshops, online presentations and publications, and a number of exciting new initiatives, including International Sculpture Day (24 April) and the Experiment! Sculpture Award (developed in partnership with The LAB Gallery and Fire Station Artists' Studios), Sculpture Dublin will encourage people to rediscover their city through sculpture – imagining new possibilities for art in the public realm and engaging in shared processes of learning and making. <https://www.sculpturedublin.ie/sculpture-in-the-city/>

For information on upcoming events: <https://www.sculpturedublin.ie/news-events/>

Grainne Kelly
Administrative Officer

25th March 2021

APPENDIX 1

UPDATE REPORT submitted to the City Hall Protocols Committee
in December 2020

SCULPTURE DUBLIN: CITY HALL - O'CONNELL PLINTH COMMISSION

ABOUT SCULPTURE DUBLIN

Sculpture Dublin aims to raise awareness of Dublin's sculptural heritage and to commission new works in parks and public spaces city-wide. It is a Dublin City Council initiative, developed by Parks and Landscape Services and the City Arts Office, and supported by the Hugh Lane Gallery and Visual Artists Ireland.

Sculpture Dublin will commission a public sculpture in each of the Dublin City Council administrative areas: North West, North Central, Central, South Central and South East. Additional to the five permanent commissions, a special temporary artwork will be developed for the O'Connell Plinth at City Hall.

ABOUT THE COMMISSIONING PROCESS FOR THE O'CONNELL PLINTH

This commission invited artists to respond to the historical plinth that has stood empty in the centre of Dublin city for over 150 years. The O'Connell Plinth at City Hall was originally constructed to support the monumental statue of Daniel O'Connell – 'The Liberator' – that is now located inside the building.

Through a two-stage, open competition Sculpture Dublin asked artists to propose a new temporary public artwork for the O'Connell Plinth.

Full details of the commissioning process are included in the Commission Brief. In line with the published process, all submissions were checked to ensure completeness before progressing for review by the Selection Panel.

The Selection Panel for the O'Connell Plinth included:

- Councillor Donna Cooney (City Councillor)
- Councillor Mannix Flynn (City Councillor)
- Charles Duggan (DCC Heritage Officer)
- Gráinne Kelly (representative of DCC Culture Recreation and Economic Services)
- Sheena Barrett (representative of the City Arts Office)
- Paula Murphy (representative of Sculpture Dublin Steering Group)
- Barbara Dawson (representative of the Hugh Lane Gallery)
- Grace Weir (external art expert)

The Selection Panel agreed a short-list of 5 proposals from Stage 1 submissions on 1 October 2020.

The panel was reconvened on 25 November to identify from Stage 2 submissions by Mark Clare, Nathan Coley, Doireann Ní Grioghair, Alan Phelan and Paul Regan. Alan Phelan's proposal, 'RGB Sconce' was agreed by the panel as the most suitable proposal for the O'Connell Plinth commission.

Selection Panel Guidelines for Stage 1 and Stage 2 can be found here and attached.

ABOUT THE ARTIST AND PROPOSED ARTWORK

Alan Phelan (b.1968, Dublin) based in Temple Bar Gallery + Studios, works in sculpture, film, museum interventions and public art. Recent public art projects include The Walker Plinth Commission, Void Gallery, Derry (2020); 'Living Words' sculpture commission for Kevin Street Library (2018) and a sculpture commission for St Michael's House Special National School Raheny, Dublin (2015). He studied at Dublin City University and Rochester Institute of Technology, New York, and has exhibited extensively across Ireland and abroad.

'RGB Sconce'

The proposal for the O'Connell Plinth commission, entitled 'RGB Sconce' is to create a large scale, brightly coloured sconce or candle holder, referencing stucco plasterwork and Georgian architecture, and symbolising hope in the form of a torch or eternal flame. The proposed artwork represents a different monumental sculpture to 'The Liberator' that stood there 150 years ago. The flamboyant sconce in bright colours draws its context from the building and nearby histories. These stretch over that same time period, celebrating different kinds of emancipation, moving through Irish independence, EU Presidencies, tribunals of inquiry, and important civic events related to marriage equality and reproductive choice.

Fabrication and installation

The design and fabrication of the sculpture will involve working with two main contractors, one to produce 3D printed thermoplastic sections and the other to provide structural engineering, fabrication, installation and de-installation services.

Materials

Paper covered 3D printed thermoplastic polyester forms (PLA), stainless steel, varnish, EVACON-R glue for paper lamination, Tec7 sealant for PLA joins, rubber matting (between metal and stone), electrical wiring, LED lights

Scale

The size of the sculpture above the plinth is 538cm high x 250cm wide x 100cm deep.

Weight

The thermoplastic and paper sections are relatively lightweight. The combined weight of the 12 sections that make up the structure is approximately 100kg.

Positioning and fixing

Using a cantilevered, polished steel support, surrounding the stone plinth, the artwork will be essentially self-supporting. The design gives the impression that the plinth is used as bracing for the structure but all the weight is re-directed to the steel support and the ground (see visual attached). The installation design ensures that no fixings have to be attached to the plinth, building or site.

Timeline and budget

The commissioned sculpture is scheduled for completion in June 2021. The artist will be responsible for the dismantling/removal of the artwork from the plinth after 1-year. The total commissioning value of the sculpture is €50,000 (incl. VAT).

Area Committees and Planning Observations

Consideration and decision making in relation to Planning Applications is an Executive Function. The DOECLG, in their response to the independent Planning Review of the Performance of Planning Functions advised Planning Authorities that 'in the presentation of any undecided planning applications to either the elected members or members of the public, where it may not currently be the case, officials should advise that any observations or recommendations cannot be taken into account in the determination of the planning application unless formally submitted in accordance with the provisions of the Planning and Development Regulations'.

In the case where Members wish their objections to be noted the minutes of the Area Committee meeting should read:

Order: Noted. Councillors requested to have their objections to this planning application recorded and were advised that any observations or recommendations cannot be taken into account in the determination of the planning application unless formally submitted in accordance with the provisions of the Planning and Development Regulations.

In the case where Members wish their support to be noted the minutes of the Area Committee should read:

Order: Noted. Councillors requested to have their support to this planning application recorded and were advised that any observations or recommendations cannot be taken into account in the determination of the planning application unless formally submitted in accordance with the provisions of the Planning and Development Regulations.

This is distinct from the procedure for presentations made on Strategic Housing Development applications. In this instance a summary of comments by Councillors is included in the Chief Executive's Report to An Bórd Pleanála. It should be noted that Councillors (when acting in their capacity as such) may make submissions on planning applications without the requirement to pay the standard fee. The e-mail observations@dublincity.ie is specifically dedicated for this purpose. An acknowledgement letter will issue to the Councillor which is the proof required by An Bord Pleanála should the Councillor wish to appeal the decision.



To: Directors of Planning Services, City and County Councils
CC: Chief Executives, City and County Councils
Senior Planners, City and County Councils
Directors of Regional Assemblies
An Bord Pleanála

Circular Letter: PL 11/2018

30th November 2018

Planning and Development (Amendment) (Fees) Regulations 2018 (S.I. No 501 of 2018) – waiving of fee for the making of observations or submissions on planning applications by elected members

I am directed by Mr Eoghan Murphy T.D., Minister for Housing, Planning and Local Government, to advise that he has signed the *Planning and Development (Amendment) (Fees) Regulations 2018*, a copy of which are attached. In summary, these new Regulations provide that elected members are exempt - when acting in their capacity as such a member - from paying the standard €20 fee for making an observation or submission on a planning application.

Waived fee arrangement for elected members

Further to recent circular letters PL04-2018 and PL09-2018, you will be aware that the recently enacted *Planning and Development (Amendment) Act 2018* gives legislative effect to various planning related recommendations of the *Tribunal of Inquiry Into Certain Planning Matters and Payments* (the Mahon Tribunal). Recommendation No 8 of the Tribunal was that interventions made by elected members in respect of individual planning applications be noted on file and that the file should be available for inspection via the relevant planning authority's website; in this regard, existing Departmental guidance requires that all observations / submissions on individual planning applications be maintained on file. During the progress of the 2018 Act through the Oireachtas, the political consensus arrived at was that Recommendation No. 8 should be supplemented by the introduction of waived fee arrangements for local authority elected members in respect of the making of observations or submissions on planning applications. In this regard, it was considered that the abolition of the €20 observation fee for elected members would enable them to participate in the planning process in a transparent way, but without undue expense, having regard to their role as democratically elected representatives for their areas.

Further to section 22 of the 2018 Act, the newly signed Regulations amend article 168 of the *Planning and Development Regulations 2001* (S.I. No. 600 of 2001) to provide that the fee for making a submission or observation to a planning authority in respect of a planning application shall not be payable by a member of a local authority acting in his or her capacity as such member. On foot of this provision, local authority members thereby join local authorities, bodies specified under article 28 of the 2001 Regulations, State authorities and trans-boundary States as persons / bodies that are not required to pay the standard €20 observation fee.

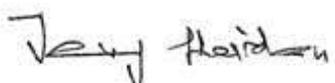
While the Department does not intend to introduce formal cyclical monitoring arrangements in relation to this measure, planning authorities should monitor its take-up so that it is being availed of in line with the intended spirit of the statutory provision. In light of the level of uptake and compliance with the intended spirit, it may be appropriate to review the concession in due course and accordingly authorities should maintain general indicative data on the volume and content of observations / submissions received from elected members. In this connection, the fee concession should be used judiciously by elected members and not for the purpose of facilitating the submission of personal observations on individual planning applications by constituents free of charge. When making submissions on behalf of constituents in relation to a planning application, elected members should advise their constituents to submit separate observations on the application concerned accompanied by the relevant observation fee.

Power of elected members to request chief executive to report on development plan variation proposals

As outlined in Circular PL09-2018, section 16 of the 2018 Act amends section 13 of the Principal Act (variation of development plan) by creating a new power allowing the elected members of a planning authority to submit a resolution to the Chief Executive requesting him / her to prepare a report on a proposal by them to initiate the consideration of a variation of a development plan for a specified reason, subject to the resolution being supported by three-quarters of the members of the local authority concerned. Where such a resolution is adopted by the elected members, the Chief Executive will be obliged to submit a report on the variation request to the elected members within four weeks of the resolution. This new power, in combination with the new waived fee arrangements outlined above, is further acknowledgement of the important role of elected members in the local planning process and in the local government system generally.

You are requested to bring this Circular to the attention of the elected members and planning staff of your local authority. Any queries in relation to this Circular letter should be emailed to planning@housing.gov.ie or phone 01 8882000.

Yours sincerely,



Terry Sheridan
Principal
Planning Policy

Teach an Chustaim, Baile Átha Cliath 1, D01 W6X0

Custom House, Dublin 1, D01 W6X0

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Q.33 COUNCILLOR DARRAGH MORIARTY

CRES To ask the Chief Executive to outline what further efforts are being made by Dublin City Council to develop links with other European capitals within the EUROCIITIES framework. Now that Brexit is a reality, every extra effort has to be made to connect Dublin with continental Europe, both in terms of keeping up to date with best practises and from an economic perspective. Dublin is currently ‘twinned’ with Liverpool and Barcelona; neither are capital cities, and one is no longer in the EU. Can the Chief Executive outline DCC’s plans to address these shortcomings?

CHIEF EXECUTIVE’S REPLY:

Multi-lateral relationships with organisations of common purpose help develop and enhance relationships with other international cities. Dublin is a member of EUROCIITIES which is a network of major European cities whose members are the elected local and municipal governments of major European cities. The network brings together 140 local governments of Europe’s largest cities and over 45 partner cities that between them govern 130 million citizens across 39 countries. EUROCIITIES works in all areas of interest for cities from culture to mobility, environment to social affairs, economic development to smart cities and the network offers a wealth of opportunities for shared learning and international best practice and provides a high profile international platform which enables cities to showcase their achievements to peers as well as to influential stakeholders. Dublin faces many of the same challenges to growth and prosperity that many other cities across the globe face. Membership of organisations such as EUROCIITIES provide city to city peer learning opportunities that can yield novel approaches.

EUROCIITIES business is conducted through six thematic forums: Culture, Environment, Economic Development, Knowledge Society, Mobility and Social Affairs. Dublin City Council participates in EUROCIITIES with executive representatives on these forums. Executives are also members of a number of working groups established under the forums and they participate in areas such as air quality, climate change and energy efficiency, noise and waste, entrepreneurship and SME’s, innovation, resources for culture and access, creative industries, knowledge, smart cities, housing and homelessness.

All members receive the newsletter EUROCIITIES Insider, updates on all funding and financing opportunities of interest to them, funding programmes and events being organised by EUROCIITIES. Projects are a key part of their activities in terms of policy work and exchanges between its members. Dublin is currently involved in a number of projects under the various funding programmes, but primarily under H2020 and officials in the Environment & Transport, Housing Architects and Chief Executives Departments are partners in these projects.

As a result of the pandemic, the business of the EUROCIITIES network continued virtually through webinars and online conferences. City officials continue to take an active part in many events organised through this network.

International Relations also manage requests from cities globally, embassies and government departments to host inward delegations to Dublin to meet with the city leaders, officials and city stakeholders to share knowledge and best practice.

As a result of the pandemic and the impact on international travel, virtual meetings are facilitated when requested.

Contact: Gráinne Kelly, Administrative Officer
Email: grainne.kelly@dublincity.ie



Report on Dublin City Council's Membership of EUROCITIES Network.

Multi-lateral relationships with organisations of common purpose help develop and enhance relationships with other international cities. Dublin is a member of EUROCITIES which is a network of major European cities whose members are the elected local and municipal governments of major European cities. The network brings together 140 local governments of Europe's largest cities and over 45 partner cities that between them govern 130 million citizens across 39 countries.

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City Council nominated representatives on the **Culture Forum** are:
Mr. Brendan Teeling, Deputy City Librarian, Public Libraries Services
Ms. Angela Cassidy, Divisional Librarian, Public Libraries Services

(Library staff have attended a number of EUROCITIES events where the focus was on library service and continuously informed by the Insider Newsletter and also participate in relevant surveys when requested).

Mr. Ray Yeates, Arts Officer, Arts Office
(Has attended events in the past and continuously informed by the Insider Newsletter).

Mr. Ruairi O Cuiv, Public Arts Officer, Arts Office
(Has attended events in the past and is currently participating in EUROCITIES Public Art sub-group which is exploring shared issues and approaches to public art under a number of themes)

As a result of the pandemic, the business of the EUROCITIES Network continued virtually through webinars and online conferences. Officials continue to take an active part in many events organised through this Network.

Anthony Flynn
Executive Manager
24 February 2021

contact title	first name	last name	department	job title	e-mail	phone	fax	funding briefs	flash	newsletter	forum	forum roles	working group	working group roles
Ms	Angela	Cassidy	Public Libraries Services	Divisional Librarian	angela.cassidy@dublincity.ie			0	1		Culture	---Culture		
Ms	Liz	Coman	Arts Office	Assistant Arts Officer	liz.coman@dublincity.ie	+353 1 222 7841		0	1		Culture			
Mr	Jamie	Cudden	Chief Executive's Office	Smart City Program Manager	jamie.cudden@dublincity.ie			0	1	0	Knowledge Society	City Representative---Knowledge Society		
Mr	Martin	Fitzpatrick	Environment & Transportation	Principal Environmental Health Officer	martin.fitzpatrick@dublincity.ie	+353 1 222 3742		0	1		Environment	City Representative---Environment	Noise and Air Pollution	City Representative---Noise, City Representative---
Mr	Brendan	Teeling	Public Libraries Services	A/City Librarian	brendan.teeling@dublincity.ie	+353 1 6744804	086 815 0367	0	1		Culture	---Culture	Cultural access and entitlement, Culture and young people, Mobility of artists, Resources for culture, Creative industries	Not defined---Cultural access and entitlement, Not defined---Culture and young people, Not defined---Mobility of artists, Not defined---Resources for culture, Not defined---Creative industries
Ms	Gráinne	Kelly	International Relations Unit	Head of International Relations	grainne.kelly@dublincity.ie	#REF!	00 353 1 707 1486	1	1					
Ms	Mary	Macsweney	Local Enterprise Office	Senior Executive Officer	mary.macsweney@dublincity.ie	+353 1 222 3312		1	1		Economy	Main City Representative---Economy	City attractiveness, Entrepreneurship & SMEs, Innovation, International Economic Relations	Main City Representative---City attractiveness, Main City Representative---Entrepreneurship & SMEs, Main City Representative---Innovation, Main City Representative---International Economic Relations
Dr	Daithi	Downey	Housing Observatory, Housing & Community Services	Head of Housing Policy & Research Development	daithi.downey@dublincity.ie	353 1 222 6803					Social Affairs	Housing, Homelessness, Migration & Integration	WG Housing; WG Homelessness; WG Migration and Integration	City Representative on 3 WGs; project partner on Vienna Housing Model for 21st Century; project partner on disruptive technology and housing
Mr	Norman	Thompson	Local Enterprise Office	Business Community Manager	norman.thompson@dublincity.ie	+353 1 222 5614		1	1					
Mr	Ray	Yeates	Arts Office	City Arts Officer	ray.yeates@dublincity.ie	+353 1 222 7849					Culture	Culture		
Mr.	Ruairi	O Cuiv	Arts Office	Public Arts Officer	ruairi.ocuiv@dublincity.ie	Dublin 1					Culture	Public Art		

