Held in Moray Council Chambers on Tuesday 9th August 2016 at 7.00pm

1.	<u>Sederunt and Apologies</u> . (* Associate, ** Youth)			ACTION	
a.	MEMBERS				
	Alastair KENNEDY(Chair), Gordo	on METHVEN(Sec'),	Iain CATTO,		
	David CHAPMAN*, Andre	w GRAY,	Catriona GRAY		
	Aileen MARSHALL Pat P.	ATERSON,	Mary WALL,		
	Eddie WALLACE, Gordin	e WELLS,	Jim WISEMAN (Minutes).		
	IN ATTENDANCE:				
	Clir John DIVERS, Clir Pa	atsy GOWANS,	Cllr Graham LEADBITTER,		
	Donna JAMIESON (Community Warden) PC Leanne JEWISON (Police Scotland),				
	Craig WOODALL (Stagecoach). Hazel LAWSON (Northern Scot) Ben HENDRY				
	Sarah Crowe (Moray Council)				
	APPOLOGIES	<u>APPOLOGIES</u>			
	Bryan WATSON(Vice Chair), Steve	n CHRISTIE,	Steven MILNE,		
	Cllr James ALLAN,				
b.	WELCOME				
	Alastair Kennedy welcomed everyone to the mo	eeting.			
2.	PREVIOUS MINUTES	EVIOUS MINUTES			
	The minutes were proposed by Iain CATTO and seconded by Mary WALL with no objections.				
3.	MATTERS ARISING.				
	Heritage Centre Minutes to be delivered to Heritage Centre.		GM		
	Leisure & Recreation Committee was reshuffled A special meeting was held on 19 th July 2016 The meeting with Network Rail is planned. Concern over charges for St Giles Centre toilets was resolved. Weekly Wards List mix up was resolved.				
	Pitgaveny Estate is to set up a stakeholder group	Pitgaveny Estate is to set up a stakeholder group.		IC	
	Recommendation group recording burial grounds for an award was not submitted.				
	PRS training request is ongoing.			AK	
4.	AGENCY UPDATES				
a.	POLICE SCOTLAND				
	See report.				
	There were discussions on drink driving, break-ins at the High School (new build) and Police cover.				
b.	STAGECOACH				
	Craig Woodall advised that the roadworks on the A96 Elgin caused some delays to services at first but the settled down. Those roadworks are now removed and the roadworks in Inverness town centre are expected to be removed soon too.				
	Recent delays were caused by badly parked ca	ars in Findhorn resulting in F	Police attendance being required.		
	The next Moray Transport Forum event is to be	held in Lhanbryde Hall on	10/9/2016.	All	
		about access for disabled people. Craig Woodall advised that all drivers had been tops where passengers are waiting and to ask if they require the bus and destination.			

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The training included reference to sensory deprived passengers who may not be aware the bus is coming. and the needs of visually impaired. Stagecoach reported that some disabled access was sometimes affected by people inadvertently damaging the lift mechanism through not understanding how it operates. Whilst Stagecoach are restricted to the bus types currently available, the Moray Transport Forum have lobbied Government for better buses to be made available. **COMMUNITY WARDEN** C. Donna Jamieson outlined the work carried out by the Community Wardens in July 2016 including 9 neighbour disputes, 2 dog fouling incidents, 4 noise issues, 2 graffiti incidents and 2 incidents of feeding seagulls. Signage and leaflets are being used to combat dog fouling and seagull feeding. Misuse of the area under the Landshut Bridge was discussed. The area is being cleaned up and late patrols are being undertaken. d. **CONSULTATIONS** i. COMMUNITY PLANNING PARTNERSHIP ENGAGEMENT CONSULTATION - A collective ECC response was submitted by Alastair Kennedy. ELGIN TRANSPORT STRATEGY STAKEHOLDER CONSULTATION - A number of members attended a meeting organised by Moray Council regarding this consultation. iii. CARRY ON CARING - Supporting a better life for unpaid carers. Alastair Kennedy discussed how to support this with Cllr Patsy Gowans. iv. STRATEGIC POLICE PRIORITIES CONSULTATION. - Gordon Methven replied to this consultation. PRS FOR MUSIC - Alastair Kennedy is looking into the possibility of getting training on this subject. SFRS STRATEGIC PLAN CONSULTATION/ LOCAL PLAN ENGAGEMENT - The above was discussed at a special meeting. Alastair Kennedy responded. vii. PROPOSAL FOR ELGIN MART SITE - A public engagement meeting is proposed by the site owners. 5. **COMMITTEE REPORTS** (See reports previously circulated) **PLANNING** .IW a. We made representations on two planning applications for restoration of derelict areas in the High Street. Alastair Kennedy noted the email discussion on Old Mills. It was agreed that no response would be submitted to the proposal. Cllr John Divers reminded members that there is an information event about the redevelopment of the Mart Site in New Elgin is to be held on 30th August 2016; open to the public from 3pm to 7pm with an hour set aside for the Community Council from 2pm to 3pm. b. **FAIRTRADE AND ENVIRONMENT** A draft leaflet was circulated. The leaflet is to promote Fairtrade in Elgin by showing what Fairtrade products MW are available and which shops in Elgin sell Fairtrade goods. Eddie Wallace, seconded by James Wiseman proposed funding the printing of the leaflet at £155. The leaflet clearly promoted Elgin Community Council PP EW which has long been associated with the project. James Wiseman particularly approved of the fact that the SMtraders names were in plain text and without logos thereby naming but not advertising the traders. It was agreed to fund the printing of the leaflets at a cost of around £155 excl VAT. Cllr Graham Leadbitter advised that information leaflets are zero VAT rated. It is hoped that other traders will seek to be included on the leaflet by stocking Fairtrade products. The Environment committee had highlighted to the Council a number of areas requiring weeding. **RECREATION AND LEISURE** c. This committee was reorganised and this item should be removed. d. **ROADS & TRANSPORTATION** The pedestrian bridge over the railway in Elgin has taken over 6 weeks to commission and is not yet ready for use. David Chapman had investigated and found that the bridge could not be opened because training was not complete and a test certificate had not yet been issued. Cllr Graham Leadbitter said that he understood that the bridge was to be up and running by the end of the week and operated from Dunblane. He believed

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the staff training required was for the CCTV and close down procedure to ensure no-one is trapped in the lift when it is shut down each night.

e. **HEALTH AND WELLBEING**

Aileen Marshall referred to the following report circulated in advance:

Elgin Community Meeting (Moray Health & Social Care Partnership) 1/8/16

AM

This was a joint meeting with Health and Social Care professionals and reps from (sadly only a few) community organisations. ECC was represented by Catriona Gray, Eddie Wallace and myself. The stated purpose of the meeting was to 'discuss current and future groups and community resources in Elgin. We are interested in hearing your views on what is strong in the Elgin and what we can do together to meet the needs of the whole community and enable people to remain independent and well at home for as long as they are able'. On reflection I do not think that the purpose of the meeting was clear, nor how it fits into the wider H&SC agenda. It did however provide a mix of getting ideas from the groups represented and of providing a networking opportunity. I discovered after the meeting that it covers one of the aspects of Locality Planning for the H&SCP. I have asked Jane Mackie (organiser of the meeting) if this was the only aspect of Locality Planning that Elgin CC were to be asked to take part in. No clear answer forthcoming.

Main Points from the Meeting

Anne Docherty from *Community Renewal* updated us on her work with local GP practices (6 in Grampian, two of which are in Elgin ie Maryhill and Elgin Community surgery). She is exploring new ways of working for GP practices in terms of linking patients where appropriate to community organisations or facilities to improve health and wellbeing. In some areas a Link Worker has been provided in GP surgeries to facilitate this process although this model is unlikely to be affordable across the board.

Gill Neill from Elgin BID informed us of an event on 21st September in St Giles Church which she is organising in conjunction with Anne Docherty bringing together businesses involved in health and wellbeing who are members of Elgin BID (eg opticians, dentists) extending out to other areas of health. I queried about whether businesses from out with the BID area would be invited – this is still uncertain.

The main body of the meeting was group discussion in three groups on

What are the community groups that make Elgin strong. A huge number were listed, most of which are listed in MorInfo (the Library's database) or can be easily added. There are of course problems with keeping any list up-to-date.

<u>How can we work together in Elgin to keep people well, active and connected to their community?</u> In a sense this is finding a way to match organisations with those who would benefit. This is a pretty complex process, including finding a suitable group, getting folk feeling confident to go along to a group, making sure that any group is welcoming and able and willing to absorb new members.

What priority do we take forward from today? A few strategies were discussed but no firm priority proposed. One priority area established however was a clear need for more groups for the frailer elderly as many existing groups have waiting lists. The community organisations emphasised problems including finding time, expertise, and office bearers/organisers, finding funding, the increasing cost of venues, and transport problems particularly for frail elderly folk.

This group is likely to continue meeting quarterly to carry this agenda forward. It is not clear to me what role ECC might play beyond that of any other community organisation. The role that ECC as a particularly strong community group (their words) might play was discussed at Catriona's group. It wasn't clear what this might mean in practice beyond our supporting this approach. This is something we may wish to discuss.

f. LICENSING

IC

Iain Catto referred to the following report circulated in advance:

Licensing report for Elgin Community Council - 9 August 2016

Licensing applications

Since the last meeting there have been three licensing applications intimated to the community Council:

1) Polish Deli, 28 Commerce Street – new liquor licence for off sales

This application involved trading hours from 10am to 7pm Monday to Saturday. No objection was offered although representations were made as to:

- (a) Whether the application should have been in the name of an associated company rather than an individual;
- (b) Whether there was any connection with the existing business Polish Deli at 11 Commerce Street, and if not a request that the proposed business be renamed so as to avoid confusion.
- 2) Snappy Tomato Pizza, 47 High Street new late hours catering licence

This is necessary due to a new licence holder taking over the business. The hours applied for are intended to be those which existed up to 30 June 2016 (the expiry of the previous licence). No objection has been made to the licence application, however the hours stated in the public notice situated at the premises are for much reduced hours, and on the basis that members of the public inspecting the notice have not been given proper

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information so as to the hours applied for, representations have been made that the application should not been considered until proper notices have been displayed.

3) The Royal Hotel, Station Road - variation to existing liquor licence

This application involved both the transfer of the liquor licence and a variation to the operating plan for the premises. It an involved an increase in operating hours from 11am to 12 noon on Sunday, from 11pm to 12 midnight on Sunday to Thursday, and from 11.45pm to 1am on Friday and Saturday. It also included extending the range of activities which the hotel will offer. No objection was offered to the application.

Licensing Framework

In order to guide me as to how to deal with licensing applications on which the Community Council is consulted, could I suggest a framework be adopted by the Community Council. This would apply both to liquor licences and to other licences such as late hours catering licences:

- The Community Council will not make objection to any application for the transfer of a licence, although representations may be made clarification is needed as to the identity of the applicant;
- 2) The Community Council will not make objection to any renewal of a licence unless it has been brought to our attention that there are problems with the existing operation of the premises in question;
- 3) The Community Council will not make objection to any renewal of existing extended hours, unless it is been brought to our attention that there are problems with the operation of the existing extended hours;
- 4) The Community Council will not make objection to any new application for extended hours in line with the existing policies of the Licensing Board or Licensing Committee as to extended hours, unless representations are made to the Community Council by members of the public in connection with such application;
- 5) The Community Council shall normally object or make representations in respect of an application where the public has not been correctly notified of the application, in order to ensure that the rights of members of the public to object or make representations are protected:
- 6) In the event that member(s) of the public bring matters of concern to the Community Council in respect of any application in respect of a licence, members of the Community Council shall consider the issues raised and shall thereafter make whatever objection or representations they see fit;
- 7) The consideration of issues relating to licensing applications may be carried out by members of the Community Council by email between meetings, due to the statutory timescales set for making objections or representations to such applications. Such decisions shall thereafter be formally reported to the next meeting of the Community Council.

Iain Catto added:

Any completely new applications will be considered on their merits.

g. <u>EDUCATION</u>

The education committee has not met yet.

Aileen Marshall gave an update on the progress of New Elgin High School. The most notable progress being that lift towers have been constructed. The next stakeholder meeting is to be held after the Project Manager's holidays. Cllr John Divers highlighted that the project was now progressing ahead of schedule.

h. <u>ELGIN SOUTH GROUP</u>

Aileen Marshall referred to the following report circulated in advance:

Elgin South Group Meeting 3/8/16

Main points from the meeting

In Attendance: Christine Clerk, Aileen Marshall, Alastair Kennedy.

- 1. Christine advised about works in Doocot Park. An area has been screened off. Purpose unknown.
- 2. Aileen updated on the break-in at the Elgin High site. No further update on Elgin High at the moment
- Lift at station is still not working. Information suggests this is awaiting Safety clearance. Alastair will bring this up with Abelio at his next meeting with them.
- Further discussion on the area's traffic problems, particularly in the light of the partial closure of East Road.
- Alastair confirmed that the St Giles Centre toilets has access for children accompanied by an adult so that any children don't have to pay as well as the adult.
- Christine gave a graphic description of the difficulties involved in boarding buses for those with mobility problems. She had witnesses a few of such incidences.

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	 7. Also re buses she had witnessed the No 10 Inverness service being unable to pick up all those waiting at the bus station. Problem exacerbated by the rail strikes. 		
i.	YOUTH		
	No Report		
j.	GRANT LODGE		
	Some erosion had been noted on a pillar but not thought to be significant degradation.		
k.	SOCIAL MEDIA		
	No Update		
l.	CHAIR'S REPORT		
	Alastair Kennedy referred to the following report circulated prior to the meeting:		
	July and August are historically fairly quiet months but this year seemed even quieter than usual with fewer meetings than usual.		
	<u>12/07/16</u> As a member of the Community Engagement Group I was invited to attend a second training session on social media following complaints that the first session had been a waste of time for most. It was basic but interesting this time.		
	13/07/16 Following our long-standing proposal to insert an item on "Resignations" in our constitution I met with Mark Palmer and Jane Martin (CCLO) look again at this. After some debate/discussion at the time and further debate/discussion by email later we agreed a form of words to cover how we formally deal with resignations.		
	<u>01/08/16</u> I was invited to attend a meeting with a Community Support Officer to help provide a better understanding of how groups in Elgin but mainly ECC work and what they are involved in.		
	<u>02/08/16</u> I had the sad duty of attending the funeral of a lady called Ruth Anderson who was a stalwart of the previous LEADER LAG and who gave me great support over some problems the LAG encountered at times. She was very involved in her local area of Keith and had lots of experience in economic development.		
	<u>02/08/16</u> As Innes CC members were aware that ECC members had previously agreed wording for an insertion into our constitution on the subject of "Resignations" I had been invited along to their August meeting as they hoped to share what we had written. As it turned out they felt we had missed, what was to them, a crucial point which had caused them great problems in the past.		
	03/08/16 Because I had some free time I popped along to meet with our New Elgin Quines. Due to holidays only two were able to make it. Nevertheless there were questions to be answered as normal and also information offered to ECC. I believe this group is extremely beneficial to ECC as it always picks up local items that could quite possibly be missed otherwise. I hope to attend more often in future.		
	<u>03/08/16</u> Along with 9 other members I attended a meeting on the Transport Strategy for Elgin. I felt it was an interesting meeting which we were assured was beneficial to the officers who had called the meeting.		
	During the last week I had complaints about a mess under the Landshut/Kingsmills Bridge. I visited myself and there was indeed a mess. I reported the situation to Willie Findlay who also took a look. We considered some form of fence to deter people from using the space but, due to the fact it would affect the flow of water if the river was high that was discounted. We will monitor the situation meantime. I have to say that Willie's response was very quick and his visit was next day.		
	If anyone wishes any further information on any of the above then please get in touch.		
m.	SECRETARY'S REPORT		
	No Report		
6.	ECC CONSTITUTION		
	Alastair Kennedy read out the following proposed change to the ECC constitution regarding resignations, and it was accepted.	AK	
	"17 Process for Resignations		
	Any member wishing to resign from The City & Royal Burgh of Elgin COMMUNITY COUNCIL should submit their notice of resignation in writing stating the proposed effective date of resignation (which may not be retrospective) to the Chair in the first instance. (notice by email is acceptable).		
	If the Chair is the member resigning then he or she should notify both the Vice-chair and Secretary by the same means.		
	Should the Treasurer be the member resigning, the bank statements, accounts, and all other financial records		

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pertaining to all the accounts which the COMMUNITY COUNCIL holds, shall be handed over by the Treasurer to whoever is appointed by the COMMUNITY COUNCIL for this purpose within five working days of the proposed effective date of resignation of the Treasurer, and in the interest of transparency the accounts shall be examined within 2 months of the resignation taking effect. The notice of resignation will be placed on the agenda and circulated to members of the COMMUNITY COUNCIL prior to the next scheduled COMMUNITY COUNCIL meeting, and will be considered by those members in attendance. Notice of resignation may be rescinded before the next scheduled COMMUNITY COUNCIL meeting in which case the matter would not be referred to the meeting. Notice of resignation may also be rescinded at any point during the meeting at which consideration is being given to the resignation until the COMMUNITY COUNCIL has concluded consideration of the resignation and it has been formally accepted. Once the resignation has been accepted by the COMMUNITY COUNCIL it will be deemed as final. For the avoidance of doubt no resignation will be deemed effective until it has been accepted by a formal meeting of the COMMUNITY COUNCIL. The acceptance of the resignation will be recorded in the minutes of the meeting. Any resignation which is accepted will then be notified by email or in writing by the Secretary to the COMMUNITY COUNCIL to the Community Council Liaison Officer (CCLO). In the event that one or more resignation(s) causes the COMMUNITY COUNCIL to become non-quorate, Item 18 within the Scheme for the Establishment of Community Councils will apply.' 7. **COMMUNITY PLANNING.** a. SPICE See Minutes circulated. SPICE had reported a comment about the state of the Tyock Burn to Moray Council. However, Cllr John Divers said that he had been asking for this to be done as routine maintenance rather than reactive work. b. JCC The next meeting of the JCC is to be Thursday 11th August 2016 at 7pm in the Council Chambers. ΑII **EMERGENCY AND RESILIENCE PLANNING** C. No update 8. **EDUCATION** Not used. See item 5g above. 9. **TREASURER'S REPORT** No Report 10. **ONGOING TOPICS** a. **FLEECES** No update GM **PAIN CLINIC** b. CG/AM Ongoing. No current issues. **COMMUNITY BENEFIT** C. Awaiting invitation from Innes Community Council. 11. **EVENTS COMMUNITY AWARDS** a. A recent meeting was postponed due to holidays. GM

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b.	TRAINING	
	PRS Training to be requested.	
12.	A.O.C.B.	
	Alastair Kennedy reported that he had met Crinan Dunbar at Innes Community Council meeting on the previous Tuesday and he had complained about Ragwort, a noxious weed, being prevalent in Hewden's site There was a discussion on who might be responsible and it was generally understood that in all cases where this might be an issue the land owner was responsible. Alastair Kennedy to contact the land owner and request action. Cllr Graham Leadbitter advised that Moray Council had no powers to enforce weed killing buif it became a nuisance the Scottish Government has powers. Alastair Kennedy asked to attend the "Scottish Politics and Brexit Explained" event in Edinburgh on 30 th August and 6 th September 2016. There were no objections.	
	Gordon Methven advised that the Alpha course is being run in Elgin from 15 th September 2016.	
	lain Catto reminded members that the Medieval festival is on this coming weekend.	
	Mary Wall again asked for a summary report of our meetings to be published in the Spotlight magazine.	
13.	RURAL PARLIAMENT	
	Gordon Methven to take the issue of land owner responsibility for noxious weeds to the Rural Parliament. He also highlighted the petition by James Mackie on the subject.	GM
	Gordon Methven advised that he had been co-opted onto the Scottish Rural Action Board.	Noted
	The next Rural Parliament is to be held in Brechin on 6 th to 8 th October 2016 and Iain Catto advised that participating community organisations are being asked for a £150 donation. This was not discussed further although James Wiseman asked if there was a discount for board members. Gordon Methven had not yet registered.	AK/GM
14.	NEXT MEETING	
	7:00pm Tuesday 13 th September 2016 Council Chambers, High Street, Elgin.	
15.	CLOSE	
	There being no further business the Chair thanked everyone and closed the meeting.	

CITATION: These Minutes were adopted as a True Record of Proceedings:			
Proposer:			
Chair:		Mr Alastair Kennedy	
Date:			

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COMMUNITY COUNCIL REPORT ELGIN

9 August 2016

7pm Council Chambers, High Street, Elgin.

The City & Royal Burgh of Elgin Community Council

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1. LOCAL INTEREST INFORMATION

Anyone with any information on the crimes mentioned above and any other crimes in the Elgin Policing Area should contact the Police Scotland on 101, Crimestoppers on 0800 555 111 or call in person at the Elgin Police Office.

2. FEEDBACK ON POLICE ACTIONS IN RESPONSE TO MATTERS RAISED AT THE PREVIOUS MEETING

3. DETAILS OF ACTIONS IN RESPONSE TO LOCAL PRIORITIES

Community Focus

Elgin based officers can be alerted to issues in your neighbourhoods by means of email. Messages should be sent to

ElginNorthCPT@Scotland.pnn.police.uk ElginSouthCPT@Scotland.pnn.police.uk

Drugs

This month has seen increased activity aimed at addressing drugs possession within the Elgin area. As a result of this 16 persons have been reported variously for possession or being concerned in the supply of controlled drugs, comprising mainly of cannabis with small amounts of cocaine and amphetamine.

Acquisitive Crime

Last month it was reported that Harry Gows Bakery, Moycroft Road, Elgin had been broken into and a quantity of money stolen. Enquiries have been carried out in relation to this and a 51 year old male has now been reported to the procurator fiscal. Further enquiries are being carried out in relation to this male in connection with other similar crimes.

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Violence/Domestic Abuse

There were 13 domestic incidents reported last month, 11 of these have been detected with enquiry for 2 still ongoing.

There were two serious assaults during the last month, both of which are detected and have been reported to the procurator fiscal.

There were 6 minor assaults and 4 of these have been detected to date with enquiry ongoing into the other two.

Roads Policing

There were 11 persons reported for various road traffic offences this month.

In addition there were 4 persons reported for drink driving, which included two males aged 54 and 21, and a female aged 45. A further female, aged 31, was retained in custody for court the following day having provided a breath sample found to be 5 times the current limit.

Anti-Social Behaviour

There have been no major incidents of anti-social behaviour this month

4. ONGOING LOCAL/FORCEWIDE ENGAGEMENT ACTIVITIES

Operation Avon has been initiated again, mainly in conjunction with several events this month, including the Aberlour Games, Keith Show and Lossie Raft Race.

This activity takes place and is applied throughout Moray to address problems around underage drinking and antisocial youth activity.

This is a joint venture between the Police and Community Safety Partnership which allows for funding and inclusion of other agencies such as Youth Justice, Social Work Department and NHS.

Elgin Inspectors:

The Inspectors at Elgin are Graeme Allan and Paul McCruden. Page **10** of **11**

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Your team is based at Elgin Police Office

Contact us: In a non-emergency - 101

Once an incident has been recorded a decision will then be made, dependent on the circumstances as to which officer is best placed to address the problem.

POLICE SCOTLAND

Police Scotland are keen to highlight their use of social media and advise the public that our latest news can be found at www.scotland.police.uk and using the Twitter feeds @policescotland and @ShireMorayPol or on Facebook at facebook.com/policescotland

CRIMESTOPPERS

If anyone has any information relating to controlled drugs or drug dealing, please call the Police Scotland on 101. Alternatively, contact can be made with Crimestoppers on 0800 555 111. Crimestoppers allow information to be passed in relation to any crime or criminal activity anonymously. They can be contacted via the website at www.crimestoppers-uk.org

PARENTLINE SCOTLAND

ParentLine Scotland is a free helpline (0800 28 22 33) and email service <u>parentlinescotland@children1st.org.uk</u> for anyone with concern about a child. www.parentlinescotland.org.uk