

# Notice of meeting and agenda

## **The City of Edinburgh Council**

**10.00 am, Thursday, 23 November 2017**

Council Chamber, City Chambers, High Street, Edinburgh

This is a public meeting and members of the public are welcome to attend

### **Contact**

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## **1. Order of business**

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- 1.1 Including any notices of motion and any other items of business submitted as urgent for consideration at the meeting.

## **2. Declaration of interests**

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- 2.1 Members should declare any financial and non-financial interests they have in the items of business for consideration, identifying the relevant agenda item and the nature of their interest.

## **3. Deputations**

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- 3.1 If any

## **4. Minutes**

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- 4.1 The City of Edinburgh Council of 26 October 2017 (circulated) – submitted for approval as a correct record

## **5. Questions**

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- 5.1 By Councillor Rae - Powderhall Rail Line – for answer by the Convener of the Transport and Environment Committee
- 5.2 By Councillor Lang – Parking Issues in Newbridge - for answer by the Convener of the Transport and Environment Committee
- 5.3 By Councillor Lang – Excess Vehicle Speeds on Rural Roads - for answer by the Convener of the Transport and Environment Committee
- 5.4 By Councillor Lang – Lighting on the Cycle Path Network - for answer by the Convener of the Transport and Environment Committee
- 5.5 By Councillor Lang – Janitorial Review - for answer by the Convener of the Finance and Resources Committee
- 5.6 By Councillor Booth – Parking Enforcement - for answer by the Convener of the Transport and Environment Committee
- 5.7 By Councillor Miller – Affordable Housing - for answer by the Convener of the Planning Committee
- 5.8 By Councillor Mary Campbell – Education Maintenance Allowance - for answer by the Convener of the Education, Children and Families Committee
- 5.9 By Councillor Brown – Road Surfacing Works - for answer by the Convener of the Transport and Environment Committee

- 5.10 By Councillor Bruce – Grafitti on Street Furniture - for answer by the Convener of the Transport and Environment Committee
- 5.11 By Councillor Bruce – Grit Bins - for answer by the Convener of the Transport and Environment Committee
- 5.12 By Councillor Jim Campbell – Developer Contributions - for answer by the Convener of the Planning Committee
- 5.13 By Councillor Jim Campbell – EDI Transfer - for answer by the Convener of the Housing and Economy Committee
- 5.14 By Councillor Cook – Winter Weather Arrangements - for answer by the Convener of the Transport and Environment Committee
- 5.15 By Councillor Doggart – Utilisation of Artificial Sports Pitches - for answer by the Convener of the Culture and Communities Committee
- 5.16 By Councillor Hutchison – Muirhouse Tower Blocks - for answer by the Convener of the Housing and Economy Committee
- 5.17 By Councillor Hutchison – Planning and Enforcement - for answer by the Convener of the Planning Committee
- 5.18 By Councillor Johnston – Weekend Monitoring of Roadworks - for answer by the Convener of the Transport and Environment Committee
- 5.19 By Councillor Laidlaw – Teacher Shortages - for answer by the Convener of the Education, Children and Families Committee
- 5.20 By Councillor Rose – Pension Costs - for answer by the Convener of the Finance and Resources Committee
- 5.21 By Councillor Rose – Pupil Equity Funding - for answer by the Convener of the Education, Children and Families Committee
- 5.22 By Councillor Rose – Information Governance - for answer by the Leader of the Council
- 5.23 By Councillor Rust – Street Lighting Repairs - for answer by the Convener of the Transport and Environment Committee
- 5.24 By Councillor Rose – Blackford Avenue and Immediate Area - for answer by the Convener of the Transport and Environment Committee
- 5.25 By Councillor Whyte – Improvements in Education – for answer by the Convener of the Education, Children and Families Committee
- 5.26 By Councillor Young – Environmental Warden Visits - for answer by the Convener of the Transport and Environment Committee

- 5.27 By Councillor Young – Footbridges - for answer by the Convener of the Transport and Environment Committee
- 5.28 By Councillor Young – TRO for School Drop Off/Commuting Teachers and the Delays - for answer by the Convener of the Transport and Environment Committee
- 5.29 By Councillor Neil Ross – Changes on Employment Matters - for answer by the Convener of the Finance and Resources Committee
- 5.30 By Councillor Neil Ross - Budget Consultation - for answer by the Convener of the Finance and Resources Committee

## **6. Leader's Report**

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- 6.1 Leader's report

## **7. Appointments**

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- 7.1 Appointment to Outside Organisations/Committees – report by the Chief Executive (circulated)
- 7.2 Senior Councillor Allowances – report by the Chief Executive (circulated)

## **8. Reports**

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- 8.1 Improving Accessibility – Amendment to Procedural Standing Orders – report by the Chief Executive (circulated)
- 8.2 Implementing the Programme for the Capital: Council Performance Framework 2017-22 – report by the Chief Executive (circulated)
- 8.3 Establishment of Locality Committees 2017 – report by the Executive Director of Place (circulated)
- 8.4 Licensing (Scotland) Act 2005 - Reappointment of the City of Edinburgh Licensing Forum and Revised Constitution – report by the Executive Director of Place (circulated)
- 8.5 Revenue Monitoring 2017/18 – Month Five Position – referral from the Finance and Resources Committee (circulated)
- 8.6 Treasury Management: Mid-term report 2017/18 – referral from the Finance and Resources Committee (circulated)

## 9. Motions

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### 9.1 By Councillor Day – Fireworks

“Council:

Notes with great concern the recent incident in north Edinburgh where police officers were targeted with fireworks, leading to serious injury to police officers, and the substantial damage caused to property in east Edinburgh as a result of fireworks.

Notes that across the city over 250 calls regarding dangerous fireworks and anti-social behaviour were received requiring emergency service attendance.

Calls for the Chief Executive to report to the February meeting of the Corporate Policy and Strategy Committee on:

- working with the Scottish and Westminster Governments to consider options for better control of the sale of fireworks to individuals; and
- encouraging organised and licensed community firework and bonfire events.”

### 9.2 By Councillor Lang – Fireworks

“Council;

1. recognises that the vast majority of Edinburgh residents enjoy fireworks responsibly as part of the annual Guy Fawkes night celebrations,
2. commends those working in Police Scotland, the Scottish Fire & Rescue Service and other agencies for their commitment, bravery and professionalism in seeking to protect our local communities from harm,
3. condemns the reported acts of violence which took place in some parts of Edinburgh around 5 November, including fireworks being thrown at emergency service staff, and expresses its sympathy and support to those who suffered injury,
4. acknowledges motion S5M-08695 which was recently tabled to the Scottish Parliament and which has received cross party support, calling on (i) the UK Government to review the rules governing the sale of fireworks, and (ii) the Scottish Government and its partner agencies to investigate and address the antisocial use of unlicensed fireworks,

5. agrees for the Leader of the Council to write to the Cabinet Secretary for Justice and the Secretary of State for Business, Innovation & Skills to express the Council's support for both reviews so new measures can be considered and, where possible, implemented [before 5 November 2018.](#)

#### 9.3 By Councillor Brown – Bonfire Night

“Council

- Commends the resilience and bravery of emergency service personnel in respect of the much-reported and unprecedented levels of unruly and shameful behaviour on ‘Bonfire Night’ at a number of locations City-wide.
- Extends its gratitude to the female Police Officer hit by a firework deliberately thrown at her and wishes her a full and speedy recovery. No-one should expect to leave their home to attend their place of work and be subject to such a premeditated and despicable attack.
- Condemns the outrageous behaviour that resulted in not only the injuries to said officer but the damage to police vehicles.
- Agrees to work in conjunction with our emergency services colleagues to assist where practical in helping to identify those responsible in respect of behaviour unbecoming of this fine capital city.
- Agrees to work in conjunction with emergency services ahead of next year to assist where practical to prevent a repeat of a plethora of incidents that caused damage to personal property of local residents and left a series of public parks with scorched areas together with debris from unsolicited bonfires.”

#### 9.4 By Councillor Graczyk – Prison Community Integration Working Group

“Council:

Recognises that services to prisoners at the front end after release are patchy and inconsistent and aims to create a collaborative working group to review and bring forward innovative ideas which provides advice, guidance and assistance to prisoners and their families before and after release.

1. Calls for a report in three cycles to improve help for prisoners’ reintegration into local communities and reduce the risk of further offending by giving them support, such as benefit, housing, employment, healthcare and befriender services which starts inside and seamlessly continues after their release. To improve communications between Council and relevant stakeholders including, prison specialist

agencies, NHS Lothian, Edinburgh Partnership and relevant Third Sector organisations.

2. Requests that said report includes, but is not limited to:

- (a) Exploring the establishment of a joint initiative of relevant groups between the Council, prison specialist agencies, NHS Lothian, relevant stakeholders including Third Sector organisations, and cross-party elected members;
- (b) themes of co-production and early prevention to address the root causes of reoffending and homelessness;
- (c) investigating the creation of an appropriate mechanism or body to assist any improvements in the effective implementation of service;
- (d) improving or implementing a City-wide information sharing network for advice and knowledge so all relevant stakeholders can be more informed;
- (e) investigating how housing and other relevant advice could be best delivered to all relevant stakeholders and prisoners to ensure the best support is provided for prisoners and their families;
- (f) considering best practice as operated by other local Councils and other external bodies representative of prison specialist agencies and relevant stakeholders;
- (g) the level of civic and budgetary support required by the Council;
- (h) contributing to the development of a common understanding on the implementation of framework and guidelines for all relevant stakeholders.”

#### 9.5 By Councillor Jim Campbell – Motion Security Barriers

“Council

Holds dear our liberal democracy and regrets the need to install National Barrier Assets on the High Street at George IV Bridge & Cockburn Street and on St Giles Street.

Understands the imperative for keeping residents and visitors safe on our High Street prior to the Edinburgh Festival this year, an area of dense pedestrian activity.

Thanks Officers, Police Scotland and others for reacting swiftly to Home Office advice on vehicle borne security threats, which the National Barrier Assets are designed to counter.

Accepting this, Council requests a report to the Transport and Environment Committee in three cycles to:

- 1) Consider the likely duration of the need to protect pedestrians in the High Street with the likes of the National Barrier Assets.
- 2) Assess the impact the barriers had on pedestrian flows on the High Street during the peak summer period.
- 3) Model whether the National Barrier Assets could be re-positioned to improve pedestrian flows round their immediate vicinity, without compromising their primary purpose.
- 4) Develop and cost design proposals that would achieve the same security goal, but be in greater harmony with the historic streetscape and public realm and additionally control the access of service vehicles to the High Street.”

9.6 By Councillor Hutchison – Statutory Duties of the Council

“Council

Instructs the Head of Finance within two cycles to report on the feasibility of Department Heads reporting their Department’s expenditure from financial year 2018/19 in such a way as to make clear what the Council is spending on non-statutory services that do not have any external or dedicated funding stream to offset the cost, that Council can better understand costs and statutory obligations.

Asks the Head of Finance to report back to the Finance and Resources Committee within one cycle all non-statutory expenditure in the last 12 months of single payments, or payments to the same recipient, of £50,000 or over.”

9.7 By Councillor Whyte – Budget Meeting

“Council

Notes that the proposed budget meeting originally in the Council diary for Thursday 8 February 2018 has been cancelled without any explanation being provided to elected members through Group Leaders.

Expresses concern that, with the meeting scheduled for 22 February 2018 now being designated the Budget Meeting, there will be no opportunity for other Council business or questions to the Administration to be raised for a three-month period between 14 December and 15 March.



Therefore, agrees that the Chief Executive undertake forward agenda planning to consider what business might be required to be conducted in this period prior to consulting Group Leaders on a way forward as to how this long gap in business and scrutiny can be resolved.”

#### 9.8 By Councillor Main – Councillors Complaints Procedures

“Council notes that there are formal procedures in place to allow staff and public to make complaints about inappropriate behaviour of councillors: the complaints procedures and the externally commissioned whistle-blowing service.

Council also notes that Councillors cannot complain about fellow councillors through the whistle blowing service and there is no formal Council procedure for councillors who might wish to make a complaint about inappropriate behaviour of other Councillors.

Therefore asks that each political group to nominate one member to meet with the Chief Executive to ensure that the appropriate Council provision is made as soon as possible, in addition to the Standard Commission’s provisions of the Councillors’ Code of Conduct, and a report will be brought to the Corporate Policy and Strategy Committee within two cycles.”

### **Laurence Rockey**

Head of Strategy and Insight

### **Information about the City of Edinburgh Council meeting**

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The City of Edinburgh Council consists of 63 Councillors and is elected under proportional representation. The City of Edinburgh Council usually meets once a month and the Lord Provost is the Convener when it meets.

The City of Edinburgh Council usually meets in the Council Chamber in the City Chambers on the High Street in Edinburgh. There is a seated public gallery and the Council meeting is open to all members of the public.

### **Further information**

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If you have any questions about the agenda or meeting arrangements, please contact Allan McCartney, Committee Services, City of Edinburgh Council, Business Centre 2.1, Waverley Court, 4 East Market Street, Edinburgh EH8 8BG, Tel 0131 529 4246, e-mail [allan.mccartney@edinburgh.gov.uk](mailto:allan.mccartney@edinburgh.gov.uk).

A copy of the agenda and papers for this meeting will be available for inspection prior to the meeting at the main reception office, City Chambers, High Street, Edinburgh.

The agenda, minutes and public reports for this meeting and all the main Council committees can be viewed online by going to [www.edinburgh.gov.uk/cpol](http://www.edinburgh.gov.uk/cpol).

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