

Notice of meeting and agenda

The City of Edinburgh Council

10.00 am, Thursday, 15 March 2018

Council Chamber, City Chambers, High Street, Edinburgh

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

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1. Order of business

- 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

- 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

- 3.1 If any

4. Minutes

- 4.1 The City of Edinburgh Council of 1 February 2018 (circulated) – submitted for approval as a correct record
- 4.2 The City of Edinburgh Council of 22 February 2018 (circulated) – submitted for approval as a correct record

5. Questions

- 5.1 By Councillor Lang - Motorbike Crime – for answer by the Leader of the Council
- 5.2 By Councillor Lang - Fireworks Regulations - for answer by the Leader of the Council
- 5.3 By Councillor Lang - Janitorial Review - for answer by the Convener of the Finance and Resources Committee
- 5.4 By Councillor Rust - Oxfangs Primary School - for answer by the Convener of the Education, Children and Families Committee
- 5.5 By Councillor Rust - Garden Waste Collection Charges - for answer by the Convener of the Transport and Environment Committee
- 5.6 By Councillor Brown - Street Lighting - Drum Brae Drive - for answer by the Convener of the Transport and Environment Committee
- 5.7 By Councillor Jim Campbell - Ross Bandstand - for answer by the Leader of the Council

- 5.8 By Councillor Jim Campbell - Trinity Academy - for answer by the Convener of the Education, Children and Families Committee
- 5.9 By Councillor Bruce - Edinburgh South West School Catchment Review - for answer by the Convener of the Education, Children and Families Committee
- 5.10 By Councillor Laidlaw - Schools - New Capacity Needs - for answer by the Convener of the Education, Children and Families Committee
- 5.11 By Councillor Jim Campbell - Edinburgh 2050 - for answer by the Lord Provost
- 5.12 By Councillor Bruce - Population Growth Over the Next 20 Years - for answer by the Leader of the Council
- 5.13 By Councillor Bruce - Road Surface Failure - for answer by the Convener of the Transport and Environment Committee
- 5.14 By Councillor Young - Road Adoption in New Developments - for answer by the Convener of the Transport and Environment Committee
- 5.15 By Councillor Young - Compensation Claims - for answer by the Convener of the Finance and Resources Committee
- 5.16 By Councillor Young - Public Transport in Kirkliston - for answer by the Convener of the Transport and Environment Committee
- 5.17 By Councillor Mary Campbell - Wave 4 Schools - for answer by the Convener of the Education, Children and Families Committee
- 5.18 By Councillor Booth - Cycling Infrastructure Programme - for answer by the Convener of the Transport and Environment Committee
- 5.19 By Councillor Staniforth - Participatory Budgeting - for answer by the Convener of the Finance and Resources Committee
- 5.20 By Councillor Whyte - Scottish Government's Homelessness and Rough Sleeping Action Group - for answer by the Convener of the Housing and Economy Committee
- 5.21 By Councillor Rae - Rent Pressure Zone for Edinburgh - for answer by the Convener of the Housing and Economy Committee
- 5.22 By Councillor Rae - Affordable Homes - for answer by the Convener of the Housing and Economy Committee
- 5.23 By Councillor Main - Adults with Mental Health and Substance Misuse Issues - for answer by the Convener of the Integration Joint Board

- 5.24 By Councillor Gloyer - Support for Edinburgh's Athletes - for answer by the Convener of the Culture and Communities Committee
- 5.25 By Councillor Booth - Gaelic Implementation Group - for answer by the Vice-Convener of the Education, Children and Families Committee
- 5.26 By Councillor Booth - Snow Clearing - for answer by the Convener of the Transport and Environment Committee

6. Leader's Report

- 6.1 Leader's report

7. Appointments

- 7.1 Appointment of Committee Members – report by the Chief Executive (circulated)
- 7.2 Appointment to Outside Organisations – report by the Chief Executive (circulated)
- 7.3 Appointment to Integrated Children's Services Board – report by the Chief Executive (circulated)

8. Reports

- 8.1 Senior Councillor Allowances and Appointments – report by the Chief Executive (circulated)
- 8.2 Council Diary 2018/19 – report by the Chief Executive (circulated)
- 8.3 Annual Treasury Strategy 2018/19 – report by the Executive Director of Resources (circulated)

9. Motions

- 9.1 By Councillor Fullerton – Edinburgh International Jazz and Blues Festival

“Council would like to note and acknowledge the Edinburgh International Jazz & Blues Festival's achievements over the last 40 years championing musical excellence with the on-going support of the City Council, Creative Scotland and the Scottish Government's Expo Fund.

The Edinburgh Jazz Festival was set up in 1978 by banjo-player and guitarist, Mike Hart. By the mid-80s a Princes Street parade was established, with free events in the Grassmarket and Princes Street Gardens. Sponsorship helped the Festival to present many major international names. Amongst the regular

visitors were Buddy Tate, Warren Vache, The Black Eagles Jazz Band and the Hot Antic Jazz Band.

The Mardi Gras in the Grassmarket, Jazz On A Summers Day in Princes Street Gardens and the Festival Carnival remain as free events and are enjoyed by thousands of people. The Festival continues to increase its international connectivity whilst continuing to strongly support Scottish musicians with the number of performances and the scale of audiences having risen considerably since 2012. All of which would not have been possible without the excellent work of Jazz Festival staff and hundreds of volunteers.

The Festival is now one of the top ten Jazz Festivals in Europe.

Council requests the Lord Provost mark this 40th Anniversary in an appropriate manner during this year's Festival."

9.2 By Councillor Lang – Policy on Fairtrade Accreditation Signs

Council:

1. congratulates the Queensferry Fairtrade Group on the 10 year anniversary of the town being awarded Fairtrade Royal Burgh status by the Fairtrade Foundation.
2. recognises the desire of the Fairtrade Group and the Queensferry & District Community Council to highlight and celebrate the fairtrade status of Queensferry by way of signs erected at the entrances to the town.
3. notes that such signs are not currently permitted by Transport Scotland, as confirmed by the Transport Minister, Humza Yousaf in a written parliamentary answer on 6 February 2018.
4. welcomes the decision of the Minister to instruct Transport Scotland to review its current traffic and general signage policy, including a review of the use of fairtrade accreditation on signs.
5. requests that the Convener of the Transport and Environment Committee write to the chief executive of Transport Scotland to support a change in policy to give this Council and other Scottish local authorities the freedom and flexibility to take decisions on the positioning of appropriate fairtrade accreditation signs. "

9.3 By Councillor Lang – Night Flights at Edinburgh Airport

"Council notes:

1. the critical importance of Edinburgh Airport to the city economy and the important international travel connections it provides for the people of Edinburgh.

2. the significant growth of the airport over the last 20 years to make it the fifth busiest in the UK; and the airport's traffic projections which anticipate further growth over the coming years.
3. the airport's stated commitment to balance growth with the needs of communities impacted by its operations.

Council recognises the particular impact of night time flights on those living under the airport's flight paths and notes that whilst there are statutory limits on night time flights at Heathrow, Gatwick and Stansted airports, there are currently no restrictions on the night time operation at Edinburgh Airport.

Council welcomes the publication of Edinburgh Airport's draft noise action plan currently out for consultation and recognises the efforts of senior management to minimise and mitigate the impact of aircraft noise. Nevertheless, Council notes that the draft action plan does not propose any limit on the growth of night time flying.

Council therefore agrees to respond to the consultation by the 2 April deadline and request that the airport introduce voluntary restrictions on night time flights in its final noise action plan so local residents can be afforded the same protection as those living near to other major UK airports.”

9.4 By Councillor Laidlaw – Addressing Litter

“Council

Council recognises the Scottish Government *Code of Practice on Litter and Refuse (Scotland) 2017 (COPLAR)*

Statutory guidance on keeping land free of litter and refuse and to keep roads clean requires organisations (including Local Authorities) to ensure that their land (or land which is under their control) is kept clear of litter and refuse. These duties apply seven days a week throughout the year.

These areas include:

- hard-standing surfaces – roads, walkways, concreted land or
- soft surfaces – grass, bushes, trees, bare-earth surfaces, verges embankments and open space or
- unsurfaced roads or
- land covered by water – canals, streams/rivers and ponds

In order to fulfil the duties, each body's areas should be clear of litter and refuse and/or clean (detritus free). This is 'the standard'.

Council notes that in many areas of the City of Edinburgh this standard and duty has not been met and the policy for clean-up has been reactive based on residents' complaints.

Council asks the Executive Director of Place Management to support a policy of transparency and accessibility by publishing within two cycles:

1. Results of city-wide zoning required by COPLAR. The duty is for bodies to categorise their land/roads as one of six zones - based on how busy each area is, and how many potential sources of litter it has.
2. Details of the monitoring regime required by COPLAR to:
 - identify the scale of deterioration (using the COPLAR grades)
 - support restoration to standard within the appropriate response time (see chapter 4.3 and/or 5.3)
 - take account of where litter is most likely to occur
3. Percentage of overall litter and flytipping spend on prevention tactics
4. Update on the extent to which City of Edinburgh Council is meeting its response time requirements for identified zones/grades and prevention spend based on Section 4.3
5. Schedules for the cleansing teams and live updates via the route smart system, enabling residents to know if and when their streets or local public spaces are to be cleaned; saving council teams such as @edinhelp and elected members business support staff valuable time in sourcing this information.

Officers to note that in line with Environmental Information (Scotland) Regulations¹⁰, details collected by Scottish public bodies should be publicly accessible. Bodies are therefore encouraged to regularly publish the findings of their approaches to inspect and quantify progress."

9.5 By Councillor Brown – Calcutta Cup

“Council

Congratulates Scotland Rugby Head Coach Gregor Townsend and his team on their recent emphatic 25-13 victory over England securing the Calcutta Cup, a fantastic sixth win on the bounce in the Six Nations at Fortress Murrayfield.

Notes the result saw Scotland climb up to fifth in the World Rugby Rankings, their second highest ranking since they were introduced in 2003.

Recognises the benefits from participatory sport and the impact physical activity has in improving healthy lives and minds for all.

Condemns the verbal abuse of England Head Coach Eddie Jones which he reportedly endured when travelling home.”

9.6 By Councillor Jim Campbell – Local Police

“Council

Notes that between the formation of Police Scotland in 2013 and the publication of the most recent Council area data* for 2016, the population of Edinburgh has risen by 4.04%, against an average growth for other Scottish Council areas of 1.18%. Over the same period, that Local Police Officers deployed in Edinburgh has declined by 1.74% **, a reduction more than twice as large as average for the rest of Scotland.

This has seen the average number of Local Police Officers per 10,000 of the population fall from 24.21 to 22.89 in Edinburgh (-5.43%), the second greatest reduction in numbers for any Division of Police Scotland. In absolute terms, Edinburgh has 55 fewer Local Police Officers in 2016 than would be the case if Local Police Officers were allocated at the average rate as the rest of Scotland, based on population.

Has made no reduction in support to Local Police Officers, committing £2.6M for 2018/19, at a time when many other Scottish Councils have cut or eliminated funding for Local Police since 2013.

Asks Officers to confirm and update this data as soon as the mid-year population estimates are available for 2017, and review changes in Local Police funding provided by other Scottish Councils.

Instructs that by the end of April 2018:

- 1 Leader of the Council shall write to the Chair of the Scottish Police Authority, setting out this data, and demanding in the strongest terms that the citizens of Edinburgh can see clear additionality in the number of Local Police per population to reflect the funding this Council and other Council across Scotland have made available to Local Policing.
- 2 Leader of the Council shall write to the Scottish Government Cabinet Secretary for Justice, to request this issue is added as an agenda item for a meeting between the Secretary for Justice and the Chair of the Scottish Police Authority this year, and that the minute of discussion of that item is published.
- 3 Chief Executive shall write to the Chief Constable of Scotland, setting out this data, and demanding in the strongest terms that the citizens of Edinburgh can see clear additionality in the number of Local Police per

population to reflect the funding this Council and other Council across Scotland have made available to Local Policing.

Furthermore, a key objective of a renewed partnership agreement between the Council and Police Scotland must include a recognition of the low numbers of Local Police Officers per head of the population in the Edinburgh Division, and a clear pathway to showing additionality in Local Police numbers reflecting the payments this Council continues to make in this regard.

* <https://www.nrscotland.gov.uk/statistics-and-data/statistics/statistics-by-theme/population/population-estimates>

** <http://www.scotland.police.uk/about-us/police-scotland/212598/> “

9.7 By Councillor Jim Campbell – Burnshot Bridge

“Council

Asks Officers to provide a report regarding the reconstruction of the Burnshot Bridge to the Transport and Environment Committee in two cycles that will include

1. An estimate of the volume of “Active Travel” across the bridge.
2. An estimate of the volume of cycle traffic alone across the bridge.
3. The design guide lines for all segregated surfaces being considered for inclusion on the replacement bridge.
4. A statement of principle regarding the allocation of costs to the ring-fenced budget for cycling when undertaking projects that benefit cyclists alongside users of other modes of transport, including an indication of what publicly available guidance this is based on.
5. The proportional allocation of reconstruction costs in light of 2, 3 and 4 above, that are recommended to be attributed to the 10% of the transport budget that is ring fenced for cycling.
6. An outline of the costs to provide the temporary segregated diversion route for cyclists and pedestrian constructed in part alongside the A90 slip road, and the proportion of this allocated to the ring-fenced cycling budget.”

9.8 By Councillor Day – Construction Charter

“Council:

Acknowledges the importance of a construction charter to ensure health and safety and best value for the city.

Instructs officers to work with the trades unions and report back within two cycles on the adoption of a construction charter.

The report should include robust monitoring/checking and reporting processes to ensure all contractors and sub contractors abide by the charter on sites delivering council projects”

9.9 By Councillor Cameron – Rector of the University of Edinburgh

“Council notes the election of Ms Ann Henderson as Rector of the University of Edinburgh on 27 February 2018; that she is the first female Rector of the University of Edinburgh to be elected in the 21st Century; and the second woman to be elected Rector of the University.

Council asks the Lord Provost to write and convey its congratulations to Ms Henderson on her election.”

9.10 Councillor Miller – Webcasting of Public Meetings

“Council:

Recognises the benefits of conducting council business in public, and the benefit that webcasting some council business has brought;

Notes that some public meetings are held in public but are not currently webcast;

Calls for a report within one cycle to the next meeting of City of Edinburgh Council into the feasibility, benefits and costs of introducing webcasting for public meetings, including but not limited to the Integration Joint Board, Licensing Board, and Pensions Committee.”

9.11 By Councillor Rust - Resilience

Council

- 1) Notes the unprecedented impact the “Beast from the East” had on the capital and across Scotland and the disruption caused to schools, community centres, travel and the daily lives of residents;
- 2) Recognises all those council staff who went above and beyond in the exercise of key roles of support, including the full gritting night shift;
- 3) Welcomes the excellent support of the British Army, in particular Three Rifles based at Dreghorn Barracks, Colinton and 1 Scots based at Penicuik in supporting shift changes for critical staff at the Royal Infirmary of Edinburgh and the Western General hospitals while the severe weather continued;

- 4) Congratulates Lothian Buses for its professional and expert service and communications during appalling adverse road conditions and particularly bus driver, Charmaine Laurie who deftly avoided an accident at Frogston, Fairmilehead;
- 5) Thanks the range of charities and third sector and volunteer organisations who assisted homeless people during the blizzards;
- 6) Commends the community spirit of those who have been collecting prescriptions and clearing paths for those who cannot and assisting in digging out neighbours and agrees that specific issues identified with roads and footways will be considered as part of the review of the continued suitability and responsiveness of the current priority system as agreed by Council on 1st February 2018.
- 7) Considers the capital city should be proud of her response and the spirit in which she faced the challenges the severe weather posed.”

9.12 By Councillor Macinnes – Winter Weather Response

“Council notes the dedication shown by staff involved in the response to the ‘Beast from the East’. Staff from across the Council dedicated long hours, enormous energy and great skills to keeping the city operating and keeping the residents of Edinburgh well informed during this exceptional weather event.

Council recognises the exceptional efforts made by many in the NHS, caring professions, and the emergency services, to continue to care for the city during this time.

Council notes and values the efforts made by individuals and groups volunteering in their communities, from checking on elderly and vulnerable neighbours, to helping crucial healthcare staff get to work, and clearing snow in residential areas and school communities.

Council commends the exemplary driving skills of Charmaine Laurie during the recent extreme weather conditions, a result of the excellent training she received at Lothian Buses. Council also requests the Lord Provost recognise her in an appropriate manner.”

9.13 By Councillor Booth – Winter Weather Response

“Council:

- 1) Wholeheartedly thanks staff in council teams and in partner organisations such as NHS, Police, bus companies and other service providers for all of the hard work during the period of heavy snowfall and the aftermath from 28 February onwards;

- 2) Equally thanks the many volunteers who helped clear paths, school playgrounds and other public places and who gave extra help to older or vulnerable neighbours during that period;
- 3) Notes that, following a motion on "Gritting of Roads and Pavements" agreed at the full council meeting of 1 February 2018, a report will be made to Transport and Environment Committee within 3 cycles reviewing the current system of gritting;
- 4) Notes a recent report from the Swedish Association of Local Authorities and Regions that, following a gender-balanced budgeting process, many Swedish cities, including Stockholm, now prioritise snow clearing from walkways and cycle paths first, especially those near bus stops and primary schools, followed by local roads, followed by highways.
- 5) Therefore agrees that Transport and Environment Committee will consider a report within three cycles looking at snow clearing and in particular will examine:
 - 5.1) how to ensure that footways and cycle paths get due priority in snow-clearing efforts, drawing on examples from elsewhere in the UK and internationally;
 - 5.2) how best to co-ordinate and support the efforts of communities and volunteers."

9.14 By Councillor Rae – Lothian Buses Driver

"Council

Commends Lothian Bus driver Charmain Laurie for her skilful driving and speed of thought in averting a potential serious road traffic accident on Frogston Road on 28th February and welcomes the increased attention that Charmaine's inspiring story has brought for Lothian Buses as the nation's best bus company."

9.15 By Councillor McLellan – Edinburgh Chamber of Commerce

"Council

- 1) Deeply regrets that the Edinburgh Chamber of Commerce has accepted the Russian Government propaganda agency Sputnik UK as a corporate member.
- 2) Notes that prominent amongst the Chamber of Commerce's member benefits is to "gain access to insights from key city stakeholders including local council".
- 3) Asks the Chamber to terminate its agreement with Sputnik forthwith.

- 4) Instructs the Chief Executive to review the council's association with the Edinburgh Chamber of Commerce should Sputnik's membership not be terminated within the next cycle and report to the following Corporate Policy and Strategy Committee."

9.16 By Councillor Kate Campbell – Living Rent Campaign

"Through the establishment of the Council Homelessness Task Force, partnership working with our third sector partners, and additional funding being allocated to tackling homelessness at the Council's recent Budget meeting, this Council is committed to prioritising the alleviation of homelessness.

In response to The Living Rent Campaign's Winterbreak Campaign, and in recognition of the fact that rough sleeping during severe winter weather is a greater risk to life, Council seeks to introduce a policy in line with the campaign which would create the suspension of housing evictions during the winter months each year.

Council recognises that housing is not a commodity, it is a human right, and calls for a report within one cycle on how Council can work with the Scottish Government to effect this change."

Laurence Rockey

Head of Strategy and Insight

Information about the City of Edinburgh Council meeting

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

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.

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.

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