

Notice of meeting and agenda

The City of Edinburgh Council

10.00am, Thursday, 30 May 2019

Council Chamber, City Chambers, High Street, Edinburgh

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

Contact

E-mail: allan.mccartney@edinburgh.gov.uk

Tel: 0131 529 4246

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 2 May 2019 – Special Meeting (circulated) - submitted for approval as a correct record
- 4.2 The City of Edinburgh Council of 2 May 2019 (circulated) - submitted for approval as a correct record

5. Questions

- 5.1 By Councillor Miller - City Region Deal - Project Funding for answer by the Leader of the Council
- 5.2 By Councillor Bruce - Recycling Centres – for answer by the Convener of the Transport and Environment Committee
- 5.3 By Councillor Rose - Periodic Predictable Increases in Recycling and Landfill Waste Bins in Student Areas - for answer by the Convener of the Transport and Environment Committee
- 5.4 By Councillor Jim Campbell - Development Management Sub-Committee - for answer by the Leader of the Council
- 5.5 By Councillor Jim Campbell - Private Number Plates Owned by Lothian Buses - for answer by the Convener of the Transport and Environment Committee
- 5.6 By Councillor Lang - Public Waste Bins - for answer by the Convener of the Transport and Environment Committee
- 5.7 By Councillor Lang - Fixed Penalty Notices Against Utility Companies - for answer by the Convener of the Transport and Environment Committee

- 5.8 By Councillor Brown - Show My Homework App - for answer by the Convener of the Education, Children and Families Committee
- 5.9 By Councillor Miller - Closure of Leith Street - for answer by the Convener of the Transport and Environment Committee
- 5.10 By Councillor Gloyer - Commercial Activities in Parks - for answer by the Convener of the Transport and Environment Committee
- 5.11 By Councillor Booth - Extension of Bus Lane Hours - for answer by the Convener of the Transport and Environment Committee
- 5.12 By Councillor Booth - Waiting Times at Pedestrian Crossings - for answer by the Convener of the Transport and Environment Committee

6. Leader's Report

- 6.1 Leader's report (circulated)

7. Appointments

- 7.1 Pensions Committee Appointments – report by the Chief Executive (circulated)

8. Reports

- 8.1 Review of Political Management Arrangements 2019 – report by the Chief Executive (circulated)
- 8.2 Added Members and Voting Rights on the Education, Children and Families Committee – Legal Opinion - report by the Chief Executive (circulated)
- 8.3 Report of Pre-Determination Hearing – 2 Eastfield Road, Edinburgh (At Land 160 Metres North Of) – referral from the Development Management Sub-Committee (circulated)
- 8.4 Revenue Budget Framework 2019/24 – Progress Update – referral from the Finance and Resources Committee (circulated)
- 8.5 2018 Edinburgh People Survey Headline Results - referral from the Corporate Policy and Strategy Committee (circulated)
- 8.6 Local Government Benchmarking Framework 2017/2018 – Edinburgh Overview – referral from the Corporate Policy and Strategy Committee (circulated)
- 8.7 Albion Equity Ltd - Disposition of Council's Preference Shares - referral from the Finance and Resources Committee (circulated)

9. Motions

9.1 By Councillor Doggart – Homeless Rugby International

“Council:

- 1) Recognises the great achievement in bringing Homeless Rugby International to Ainslie Park Edinburgh, the first venue outside England, on 15 June 2019;
- 2) Supports the value of Homeless Rugby International to “To transform the quality of life and opportunities of homeless people, using rugby as a catalyst to promote greater understanding, collaboration and support and by promoting lasting and life-enhancing relationships through clubs and charities”;
- 3) Wishes the officials, organisers and, most of all, players a successful tournament; and
- 4) Asks the Lord Provost to recognise the event in an appropriate manner.”

9.2 By Councillor Laidlaw - Subject Choice in Schools

“Council:

Acknowledges that serious concerns have emerged about whether the breadth of subject choice available as part of the Curriculum for Excellence (CfE) is sufficient to meet the needs of S4 pupils wishing to take a range of subjects to enable access to Higher or Further Education

Notes:

- 1) The report by Reform Scotland to the Scottish Parliament that found, through freedom of information requests, that the minority of Scottish schools allow pupils to sit more than six National 4 and 5s with a minority offering only five subjects as standard.
- 2) Survey finding by the Scottish Parliament’s Education Committee in which 56% of the pupils who responded said they had not been able to take all of the subjects they wanted to, while 76% of parents said this had been the case with their children.
- 3) That previously under the Standard Grade qualification pupils were routinely offered the opportunity to study and be qualified in seven or eight different subjects, with all City of Edinburgh High Schools offering eight subjects in 2016.

- 4) SCIS information that pupils attending independent schools (that use SQA qualifications) routinely offer pupils the opportunity to take eight or nine National 4 or 5 qualifications.
- 5) That Members of the Scottish Parliament have agreed an evaluation should be carried out over how Curriculum for Excellence (CfE) is being implemented in schools.

Requests a report within two cycles of the Education, Children and Families detailing:

- 1) The number of Nat 4/5 subjects available to be taken at S4 level at each City of Edinburgh high schools.
- 2) The number of subjects allowed to be taken by each pupil at each City of Edinburgh high schools.
- 3) The number offering the ability to take three sciences combined with Maths and English.
- 4) Information on which City of Edinburgh schools offer the ability to take Nat 5 qualifications in two or more languages
- 5) The Council's response to the report to the Scottish Parliament's Education Committee in June, and its recommendations."

9.3 By Councillor Webber - Waste Collection Service

"Council

- a) Notes our kerbside waste collection service requests that residents present their bins on the pavement for uplift for their scheduled collection. Bins are presented with consideration of the space they use on many of the very narrow pavements.
- b) Notes visually impaired people find great difficulty negotiating the streets and pavements on scheduled collections days. With the new routes, increased collections and uptake in recycling these occurrences are now more frequent with the potential to increase risk to those affected and in particular those who are Guide Dog Owners.
- c) Recognises the challenges the visually impaired face are further exacerbated by bins that are not returned to the place they were originally presented by waste operatives who erroneously scatter them across the pavements.

- d) Calls for a report to be presented to the Transport and Environment Committee in 2 cycles to investigate the feasibility of:
 - 1) Enforcing the existing policy that states they must be returned to the place they were presented.
 - 2) Providing training to the waste crews so that they can understand the issues their actions are posing
 - a) A simple blindfold walk down a bin littered street is all that it may need for them to appreciate the difficulties.

And to

- 3) Confirm the cost and number of replacement bins that have been damaged due to being discarded in this manner.”

9.4 By Councillor Staniforth - Full Council Does Not Welcome Trump

“Council:

- 1) Notes that Donald Trump is due to arrive in the UK on a state visit between 3rd and 5th of June.
- 2) Notes that it is not usual for an American President to be granted a state visit, only two previous presidents have been afforded the honour.
- 3) Notes that council has already agreed that Trump’s so-called ‘Muslim ban’ caused distress and chaos to US Muslim families, that his aim to build a wall between the US and Mexico is regressive and undesirable, that his tenure has been littered with misogynistic commentary and his ill-conceived ban on transgender people serving in the armed forces is deeply transphobic.
- 4) Notes that council has affirmed that Edinburgh is a welcoming and international city, which opens its arms to all ethnicities and religions; all sexualities and genders
- 5) Therefore, as representatives of Scotland’s capital, council does not welcome President Trump to Scotland and will not engage in any civic welcome extended to him.
- 6) Council notes that it cannot restrict the Lord Provost from fulfilling duties required of the Lord Lieutenant to the Queen and that no council staff or resources will be employed if he is required to attend a royal engagement with Donald Trump.
- 7) Council notes that in Scotland the monarch traditionally rules with the consent of the people and respectfully requests that the monarch

respect the decision of Council, as representatives of the city's people, and not include Edinburgh in arrangements for Donald Trump's state visit."

9.5 By Councillor McLellan - Stead's Place

"Council:

Following the decision by Edinburgh University to withdraw from the Stead's Place proposal, council agrees:

- 1) To ask the Director of Place to organise a summit before the start of the next academic year at which the four universities can be invited to discuss future student accommodation plans and needs.
- 2) Further requests the Director of Place to produce a city-wide student masterplan in conjunction with the universities and Edinburgh College, on a timescale to be agreed with the sector, which both addresses the accommodation needs of an expanding higher and further education sector and local concerns."

9.6 By Councillor McLellan - Dunard Concert Hall

"Council:

- 1) Recognises the valuable contribution a new concert hall will bring to Edinburgh's cultural and economy
- 2) Recognises the unique circumstances of this application
- 3) Further recognises the difficulties the project created for planning policy, in particular the use of exterior concrete in the World Heritage Site and traffic management in a pedestrianised environment at Multrees Walk and Elder Street
- 4) Agrees the Director of Place should provide a report to the Planning Committee in two cycles to update and clarify the council's policies in the World Heritage Management Plan and the council's supplementary guidance."

9.7 By Councillor Brown - Watsonian Ladies Rugby Football Club

"Council:

- Congratulates the Watsonians Ladies Rugby Football Club on their recent Sarah Beaney Cup Final victory over Hillhead Jordanhill at Murrayfield Stadium.

- Celebrates the success under the stewardship of Watsonians Ladies coach David Flynn to secure the top Women's domestic cup trophy for the first time.
- Invites the Lord Provost to suitably mark the occasion in the appropriate manner."

9.8 By Councillor Day - Legalisation of Same Sex Marriage in Taiwan

"Council acknowledges the historic decision of the Taiwanese government in being the first country in Asia to legalise same sex marriage.

Council joins the people of Taiwan in their celebrations and encourages other countries' leaders to follow to ensure fairness and equality.

Council requests the Lord Provost celebrates this historic event in an appropriate manner."

9.9 By Councillor Day – Screen Education Edinburgh Awards

"Council acknowledges the sterling work of the young people involved in the recent Screen Education Edinburgh awards.

Young people were involved in film making, theory exams, exploring creative and academic works and excellent quality films.

Council acknowledges the high standard of work from the young people which led to them achieving Moving Image Arts awards and British Film Institute awards with two being nominated for UK national awards.

Council requests that the Lord Provost celebrates the young people's success and achievements in an appropriate manner."

9.10 By Councillor McNeese-Mechan - International Fair Trade Charter

"Council:

- 1) Pledges to support the International Fair Trade Charter, produced to establish a common reference point for all the organisations and networks that share a common vision of a world in which everyone, through their work, can maintain a decent and dignified livelihood and develop their full human potential.
- 2) Requests a report to Corporate Policy and Strategy Committee in 2 cycles to recommend the undertakings that the Council can give in support of the Charter, and how it can best complement the Council's own Fair Trade Policy."

9.11 By Councillor Munro - Hibernian Ladies Football Club

“Council congratulates Hibernian Ladies Football Club on winning the Scottish Cup for a 4th year in a row.

Council requests that the Lord Provost marks this significant achievement in the women’s game in Scotland with a Civic Reception in the City Chambers.”

9.12 By Councillor McLellan - SESplan2

“Council:

- 1) Regrets the decision by the Scottish Government to reject a plan which has been years in the making
- 2) Recognises that the absence of a plan leaves the council vulnerable to “planning by appeal”
- 3) Further recognises the decision has serious implications for the ongoing Cityplan 2030 process.
- 4) Calls for an urgent report from the Director of Place to the next Planning Committee which explains how this position arose.
- 5) Agrees the report should outline the steps necessary to provide a clear development framework for Edinburgh, and a timetable for delivery.
- 6) Given the Scottish Government specifically blamed transport issues, that a further report be brought back to the next meeting of the Council to detail the implications for Edinburgh.”

9.13 By Councillor Mowat – Edinburgh Gateway

“Council:

- 1) Regrets the Edinburgh Gateway station only welcomed 58,386 passengers in 2016-17, according to the most up-to-date data available, despite costing over £40m.
- 2) Notes that this compares to the 2,780,004 who went through Haymarket and 869,978 who used Edinburgh Park.
- 3) Believes use of Gateway station could be increased by being directly linked to the main Glasgow-Edinburgh route.
- 4) Further regrets that the opportunity was lost when the Almond Chord project was cancelled by the Scottish Government in 2012.
- 5) Further notes that reinstating the Almond Chord could allow for a new station at Winchburgh where 5,000 homes are set to be built as part of

the City Deal and could create more pressure on Edinburgh's transport network.

- 6) Notes the potential for a new station serving Kirkliston and believes that the revival of the Almond Chord project would make a significant difference to transport choices in West Edinburgh and help address transport concerns raised by the Scottish Government in rejecting Sesplan 2.
- 7) Instructs the transport convener to open talks with the Scottish Government and Network Rail with a view to reviving the project and for a report to be provided to the Transport & Economy Committee within three cycles."

9.14 By Councillor Burgess - City of Edinburgh Climate Emergency Partnership

"This Council;

- 1) Notes the decision by the Corporate, Policy and Strategy committee on 14 May to agree a Climate Emergency target of net-zero carbon by 2030;
- 2) Notes that for Edinburgh to achieve this target it will be beneficial for the City's public bodies, businesses, institutions and organisations to work together and that this Council can play a key role in bringing these city-wide partners together;
- 3) Therefore agrees that the Council will approach potential partners a view to establishing a City of Edinburgh Climate Emergency Partnership and requests a report back to the Corporate, Policy and Strategy Committee on the responses received and on taking this partnership forward."

9.15 By Councillor Graczyk - Equal Right of Appeal

Council:

- 1) Notes, the planning bill is currently making its way to the Local Government and Communities committee at Holyrood and will soon be consulted upon;
- 2) Further notes, over the years a number of appeals by developers in the current planning system has been successful, while residents in local communities have had to live with the consequences of these decisions with no similar right of appeal;
- 3) Recognises, the planning system is unbalanced in the application of the right to appeal decisions;

- 4) Further recognises, Equal Right of Appeal balances out who can make appeals to include the people most affected by a decision to approve;
- 5) Acknowledges, Council believe that the interests of its residents would be best protected by supporting Equal Right of Appeal that brings communities to the heart of the decisions that they will have to live with;
- 6) Further Acknowledges, the righting of this injustice would substantially increase the communities' confidence in our political leadership;
- 7) Calls, Council to:
 - a) Notes commitment 14 in the Programme for the Capital includes support for Community Right of Appeal;
 - b) Request the Council Leader to write to the Committee Convenor, committee members, the Minister for Local Government and Housing and the Scottish Government's Chief Planner restating the Council's position."

9.16 By Councillor Rae – Funding for Action on Poverty

"Council

- 1) Notes:
 - 1.1 The European Aid to the Most Deprived fund makes £3.5m available to the UK for "lifting at least 20 million people out of the risk of poverty and social exclusion" by the end of 2020;
 - 1.2 The failure of the Home Secretary to meet the deadline to secure £600,000 of funding this year, and that all other EU members met the deadline to secure their share;
- 2) Welcomes the progress of the Edinburgh Poverty Commission towards addressing poverty, affecting an estimated 82,000 people in Edinburgh, including a fifth of children in the city;
- 3) Agrees the Council Leader will ask the Home Secretary what alternative sources of funding will be provided by the Home Office to fund recommendations made by the Edinburgh Poverty Commission."

9.17 By Councillor Watt – Threatening Behaviour Towards Councillors

"This Council

- Recognises that politicians are working in a febrile atmosphere which could lead to open hostility, verbal abuse and threats of physical violence;

- Deplores all such instances of verbal or physical intimidation;
- Advocates a zero tolerance approach to any such behaviour in our city; and
- Asks that a protocol be developed for Councillors to report incidents to the Council so that they can receive appropriate support.”

Laurence Rockey

Head of Strategy and Communications

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.

Webcasting of Council meetings

Please note: this meeting may be filmed for live and subsequent broadcast via the Council's internet site – at the start of the meeting the Convener will confirm if all or part of the meeting is being filmed.

The Council is a Data Controller under the Data Protection Legislation. We broadcast Council meetings to fulfil our public task obligation to enable members of the public to observe the democratic process.

Data collected during this webcast will be retained in accordance with the Council's published policy including, but not limited to, for the purpose of keeping historical records and making those records available via the Council's internet site.

Generally the public seating areas will not be filmed. However, by entering the Council Chamber and using the public seating area, individuals may be filmed and images and sound recordings captured of them will be used and stored for web casting and training purposes and for the purpose of keeping historical records and making those records available to the public.

Any information presented by individuals to the Council at a meeting, in a deputation or otherwise, in addition to forming part of a webcast that will be held as a historical record, will also be held and used by the Council in connection with the relevant matter until that matter is decided or otherwise resolved (including any potential appeals and other connected processes). Thereafter, that information will continue to be held as part of the historical record in accordance with the paragraphs above.

If you have any queries regarding this, and, in particular, if you believe that use and/or storage of any particular information would cause, or be likely to cause, substantial damage or distress to any individual, please contact Committee Services (committee.services@edinburgh.gov.uk)