The City of Edinburgh Council

10.00am Thursday, 30 May 2019

Review of Political Management Arrangements 2019

Executive/routine
Wards
Council Commitments

1. Recommendations

- 1.1 To agree either no change to the current structures, Option A or Option B as the new political management arrangements to take effect from 5 August 2019.
- 1.2 To note that governance documentation will be submitted for approval to the next Council meeting on 27 June 2019.
- 1.3 To agree the change to deputations included in paragraph 4.21 and delegate authority to the Chief Executive to make the required change in Procedural Standing Orders.
- 1.4 To agree that a report be submitted to the next Corporate Policy and Strategy Committee (or successor) in August 2019 reviewing the number and nature of working groups.
- 1.5 To appoint to the senior councillor allowances outlined in Appendix 4

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Chief Executive

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Report

Review of Political Management Arrangements 2019

2. Executive Summary

2.1 Options are provided on possible changes to the political management arrangements of the Council. The report addresses the decision by Council on 7 February 2019 to report on the re-alignment of the committee structure with a view to creating greater scope for scrutiny.

3. Background

- 3.1 The Council on 7 February 2019 agreed the following:
 - 3.1.1 To acknowledge that there were further areas of improvement that could be made to the wider political management arrangements of the Council.
 - 3.1.2 To recognise that scrutiny of Council services to drive service improvement was a key role for elected members and executive committees.
 - 3.1.3 To request that the Chief Executive report to Council on a re-alignment of the political management arrangements which:
 - 3.1.3.1 Addressed the imbalances of workload between executive committees;
 - 3.1.3.2 Considered the use of working groups by committees;
 - 3.1.3.3 Addressed the lack of policy business at Council meetings;
 - 3.1.3.4 Created greater scope for scrutiny of key Council services by executive committees; and
 - 3.1.3.5 Should be capable of implementation by 1 August 2019.

4. Main report

4.1 Executive committees have a key role within the Council of being the main decision-making bodies for those matters within their remit. This traditional committee model groups Council services into logical synergies to enable clear accountability when taking decisions and effective scrutiny. The scrutiny function is an important

- element of the committees' remit but one that can come under increased pressure to the number of decisions that committees can be required to make.
- 4.2 As outlined in previous reviews the number of reports across the Council is high in comparison to other Councils (appendix 1). This puts considerable pressure on resources, both in terms of officers and elected members. This high number of reports has now been combined with a significant increase in the length of meetings. It could be argued that this volume of executive business inhibits scrutiny by committees.
- 4.3 There are a number of committees with a significant number of reports, lengthy meetings and a considerable demand on the political leadership such as the Transport and Environment, the Housing and Economy, and the Education, Children and Families Committees.
- 4.4 All the executive committees have a sufficient level of business but there are also committees where it appears there is capacity to increase their remit; in particular the Culture and Communities Committee and the Corporate Policy and Strategy Committee.
- 4.5 The statistics show a considerable strain on the Council's political management arrangements. The length of meetings does show a level of healthy democratic debate and as a result there is already a level of scrutiny taking place at executive committees. However, the amount of business is high and leaves little room and flexibility to scrutinise all committee business on an agenda. There is a risk of scrutiny being rushed for less high-profile areas of work because of these pressures. This pressure is not across all committees but the current structure does not seem sustainable, unless measures are taken to re-align the business.
- 4.6 This report will set out two options exploring the re-alignment of the business considered by the executive committees. Significant re-alignment of the executive committee model is not suggested due to the Council currently being two years into the Council term and to avoid unnecessary disruption as a result of a change of remits and briefs.

Option A

4.7 The first option does not significantly change the current committee model but looks to fine tune remits to improve the balance between committees. This option aims to address the heavy workloads of both the Transport and Environment Committee and the Housing and Economy Committee whilst taking advantage of the additional capacity of the Corporate Policy and Strategy Committee and the Culture and Communities Committee. A change is also proposed to the Corporate Policy and Strategy Committee to reinforce its corporate, cross cutting role and to help ensure that, although executive committees retain accountability in their area of responsibility, the Council avoids silo working. To address this, it is suggested that all executive conveners are made members of the committee. To retain political balance, this will require the committee to be increased to 17 members, consisting

- 4.8 The following changes to remit are proposed:
 - 4.8.1 Transfer of major economic strategy from the Housing and Economy Committee to the Corporate Policy and Strategy Committee this will ensure a joined-up city wide approach to the economic and tourist strategy whilst retaining the key area of employability in Housing and Economy Committee.
 - 4.8.2 Transfer of Sustainability from the Transport and Environment Committee to the Corporate Policy and Strategy Committee this will reflect the current process, allowing a corporate approach to an area of work that require cross-cutting change to be successful.
 - 4.8.3 Consolidation of cross-cutting regeneration projects these projects are often considered across a number of executive committees meaning a consistent approach is difficult. This would provide a consistent, corporate approach to significant cross cutting regeneration projects within the City.
 - 4.8.4 Increase in Police and Fire reporting following discussions with the divisional commanders of the Police and Fire services in Edinburgh, it is proposed that city-wide policy matters would be reported to the Corporate Policy and Strategy Committee. This would not affect community policing which would continue within the remit of the Culture and Communities Committee.
 - 4.8.5 Regular Health and Social Care reporting to the Corporate Policy and Strategy Committee this would provide the Council with a regular update on health and social care activity within Edinburgh without replicating the scrutiny carried out by the Edinburgh Integration Joint Board.
 - 4.8.6 Transfer of HR policy from the Finance and Resources Committee to the Corporate Policy and Strategy Committee this transfers corporate Council wide HR policy but workforce controls will remain with Finance and Resources Committee.
 - 4.8.7 Transfer of parks and green space from the Transport and Environment Committee to the Culture and Communities Committee this will provide greater focus on the community use of parks and green space and provide a link to the usage of these spaces for events.
 - 4.8.8 Transfer of libraries and community centres from the Education, Children and Families Committee to the Culture and Communities Committee this will provide a community focussed approach and help drive forward community engagement.
 - 4.8.9 It is proposed that Corporate Policy and Strategy Committee considers performance reporting including reporting on commitments on a six-monthly basis rather than separate reporting to executive committees. With all

executive committee conveners being present as members the committee will be able to provide holistic, cross service scrutiny in an efficient and focussed manner. The approach to performance reporting is currently being reviewed and will provide committee with a more flexible, accessible report that will be able to provide greater focus on specific projects and strategies and draw on case studies to explore key Council services.

- 4.9 Due to the changes in the remits outlined above it is suggested that the title of the Corporate Policy and Strategy Committee is changed to the Policy and Sustainability Committee and the Housing and Economy Committee is changed to the Housing, Homelessness and Fair Work Committee.
- 4.10 This structure aims to address the imbalances in the remits of the executive committees, providing more room for scrutiny, modernising the remits of committees to reflect current demands and political environment, and strengthening the corporate committee to enable a more consistent, joined up approach to major Council business.

Option B

- 4.11 The second option is a cabinet model which is different from a committee system in that it combines all the executive committees into one single all-encompassing decision-making committee.
- 4.12 The City of Edinburgh Council operated a cabinet system between 2003 and 2007 and combined this with seven scrutiny panels. The cabinet in this period was a one-party cabinet with no opposition elected members represented.
- 4.13 A cabinet model provides clear accountability and transparency for the public on who makes decision in the Council and who is responsible. Executive member representatives provide clear leadership in that area of responsibility, retaining the advantages of ownership that a committee system provides but with a more crosscutting collective structure.
- 4.14 It provides a vehicle for improved strategic and corporate leadership across all service areas and can be the most efficient manner for which decisions can be taken forward. The cabinet allows effective cross-cutting decision making as opposed to the silo working that can be a feature of committee structures.
- 4.15 The scrutiny committees also provide greater focus and time for improved scrutiny and performance management. These committees have the time and focus to provide in-depth scrutiny that the cabinet would be unable to allocate time for. It also means that elected members can build skills and knowledge of the subject areas increasing the quality of the scrutiny.
- 4.16 It is recommended that any cabinet system established in 2019 should be an all-party cabinet and with an Administration majority. In terms of membership it is proposed that there are 19 members made up of 6 SNP, 5 Conservative, 4 Labour, 2 Green and 2 Liberal Democrat. This would be an additional SNP member than the

political balance would suggest. However, it is not recommended that a Cabinet is in place without a majority for the Administration.

- 4.17 This model would also include three scrutiny committees:
 - 4.17.1 Quality of Life education, children and young people, sport, culture and festivals, community safety and communities.
 - 4.17.2 Place transport, housing, environment and economy.
 - 4.17.3 Governance, Risk and Best Value governance, audit, risk and ALEOs.
- 4.18 The three scrutiny committees would be able to look at services and ensure they were being delivered in an efficient, joined up manner, taking advantage of the synergies of the different services included in their wider remit. They would be able to provide the mainly decision-making cabinet with in-depth scrutiny and challenge and be a place where policy could be developed and improved.
- 4.19 In this model there is no call-in process. This process allowed opposition groups to call in decisions by the executive to a scrutiny panel for further scrutiny. However, the scrutiny panel often just delayed the decision being taken rather than make any meaningful change. The reason for the call-in process was to ensure that opposition elected members could hold the Administration to account in a one-party cabinet. However, it did not prove to be an effective tool and due to the opposition being represented in the cabinet and scrutiny and performance committees in this model and with the Convener of the Governance, Risk and Best Value Committee remaining as an opposition councillor this feature is no longer required.

Council

4.20 There is a lack of major policy decisions considered at full Council meetings. However, this is partly a consequence of an effective committee structure. In a committee structure the aim is to have effective, accountable policy decision making in specific areas. If this system is working, then it is unlikely that the Council will consider a range of different policies and will mainly consider major issues. As a result, if the Council maintains a committee structure it is not recommended that there are any changes to the way Council operates.

Deputations

4.21 Standing Orders currently stipulate that an application for a deputation to Council will only be submitted if it relates to an item on the agenda or if the Lord Provost decides otherwise. It is proposed that this rule is widened out to include committees. Currently deputations at committee can be on any matter within its remit and there does not need to be a corresponding item on the agenda. However, in this situation the committee is unable to make any meaningful decision and as a result this can raise false expectations and give a poor perception to any attendees from the public.

Working Groups

4.22 Working groups remain a popular vehicle for policy development and wider discussion with partners and stakeholders. They tend to vary between short life working groups and long-standing groups such as the Joint Consultative Group. Working groups are reviewed each year by the relevant committee and approval for new working groups must be given by committee. However, the number of working groups has increased to 43, a significant number which exerts pressure on both officer and elected member time and resource. It is not recommended that working groups should cease as they still perform a flexible and important role within the Council. Committees though should give greater consideration to the need of working groups, setting objectives and a time period for short-life working groups and examining if a working group is the best way to achieve the stated objectives. It is proposed that a report is submitted to the Corporate Policy and Strategy Committee (or successor) in August 2019 reviewing working groups and determining if all should continue.

Senior Councillor Allowances

- 4.23 On 2 May 2019 Council agreed that the report reviewing committee structures should include justifications for any vice convener positions describing the special responsibilities for which they will receive their allowance and review parity among committee conveners.
- 4.24 The allocation of senior councillor allowances is a Council decision and one for elected members rather than officers. However, this report will seek to lay out an option for any current model or model A. A change to a cabinet model would require further changes.
- 4.25 The proposed Senior Councillor Allowances are attached as appendix 4 and they invite Council to create two new vice-convener positions. Neither the Licensing Board nor the Regulatory Committee/Licensing Sub-Committee are currently supported by a vice-convener. In view of the profile of licensing and regulatory issues within the capital city and the significant workload of these meetings it is proposed that these committees are supported by a vice-convener position.
- 4.26 In addition, the opposition group leaders and convener positions are increased to ensure parity across the different appointments.

5. Next Steps

5.1 The committee documentation alongside other governance documents will be presented to Council at its next meeting on 27 June 2019. Any changes agreed on this report will come into place on 5 August 2019.

6. Financial impact

6.1 There are no financial implications as a result of this report.

7. Stakeholder/Community Impact

7.1 An effective political management system as the main decision-making apparatus of the Council is a key component of its overall governance.

8. Background reading/external references

- 8.1 The City of Edinburgh Council 7 February 2019 Minute
- 8.2 The City of Edinburgh Council 2 May 2019 Minute

9. Appendices

Appendix 1 – Committee Statistics

Appendix 2 – Model A structural change

Appendix 3 – Terms of Reference and Delegated Functions

Appendix 4 – Senior Councillor Allowances

Appendix 1

Total Number of Reports

Total number of reports	2015	2016	2017	2018
Edinburgh	970	859	653	1069 (including locality committees)
Aberdeen	500- 650	607	442	n/a
Dundee	500 -650	417	447	n/a
Glasgow	682	596 (875 if area partnerships included)	465 (777 if area partnerships included)	n/a

Report Number by Committee

Name of Committee	2016 (first 6 months)	2016 (last 6 months)	2017 (first 6 months)	2017 (last 6 months)	2018 (first 6 months)	2018 (last 6 months
City of Edinburgh Council	37	21	51	24	38	54
Communities and Neighbourhoods Committee (pre May 2017)	7	10	10			
Corporate Policy and Strategy Committee	40	31	56	32	31	36
Culture and Communities Committee (post May 2017)				24	38	9
Culture and Sport (pre May 2017)	11	29	10			
Economy Committee (pre May 2017)	32	15	15			
Education, Children and Families Committee	38	30	13	42	42	22
Finance and Resources Committee	140	116	68	91	103	76
Governance, Risk and Best Value Committee	41	42	25	39	29	71
Housing and Economy Committee (post May 2017)	N/A	N/A	31	31	35	37
Health, Social Care and Housing Committee (pre May 2017)	36	22	17			
Integration Joint Board			31	41	35	33
Planning Committee	15	21	18	17	12	22
Regulatory Committee	13	16	8	11	18	16
Transport and Environment Committee	57	39	44	46	42	45
Total	467	392	397	398	423	421

Reports Referred from another Council Committee in 2018

Committee that report was referred to	Number of Referral Reports Received
City of Edinburgh Council	29
Corporate Policy and Strategy Committee	7
Culture and Communities Committee	0
Education, Children and Families Committee	2
Finance and Resources Committee	3
Governance, Risk and Best Value Committee	19
Housing and Economy Committee	8
Integration Joint Board	0
Locality Committees	12
Planning Committee	4
Regulatory Committee	0
Transport and Environment Committee	0
Total	90

Council Questions and Motions

Mandle	(Questions		Motions
Month	2016	2017	2018	2018
January	0	11	36	0
February (1)	3	0	3	8
February (2)	n/a	n/a	26	5
March	4	12	30	16
April	10	5	n/a	n/a
May (1)	5	0	30	22
May (2)	n/a	n/a	16	14
June (1)	9	0	12	10
June (2)	4	12	n/a	n/a
August	4	25	35	8
September	5	26	32	10
October	5	20	19	8
November	10	30	33	21
December	-	-	16	11
Totals	59	141	288	133

	City of Edinburgh Council Meetings in 2018			
Date	Questions	Reports	Motions	
01/02/2018	36	7	8	
22/02/2018	3	9	5	
15/03/2018	26	7	16	
03/05/2018	30	9	22	
31/05/2018	16	7	14	
28/06/2018	12	20	10	
23/08/2018	35	9	8	
20/09/2018	32	4	10	
25/10/2018	19	10	8	
22/11/2018	33	4	21	
13/12/2018	16	6	11	
Totals	258	92	133	

Corporate Policy and Strategy Committee

Reports

Develop and approve Council policies, including reform, community planning and partnership working;	13	19%
Planning, implementing, reporting and reviewing Council service delivery	30	45%
Best value	2	3%
Diversity and equalities	1	1%
Monitor implementation of the Council's business and service development plans, corporate strategies, change programmes, corporate initiatives and service reviews	7	10%
advise, agree, scrutinise and review Edinburgh Police and Fire and Rescue Service city-wide plans and performance	3	4%
Public participation and empowerment	4	6%
Governance & Revenue	7	10%
	67	100%

Culture and Communities Committee

Community Justice	3	6%
Community safety	4	9%
Health except those matters delegated to another committee or the Integration Joint Board	1	2%

Cultural development, festivals and events	18	38%
Sport and Recreation	4	8%
Arts and museums	9	19%
Community and locality planning	3	6%
Community empowerment	2	4%
Neighbourhood Partnerships and Community Councils	1	2%
Governance & Revenue	2	4%
	47	100%

Education, Children and Families Committee

Council's education, children and families services	49	77%
Lifelong Learning and Libraries	6	9%
Major capital programmes or projects implementation, asset planning and facilities management for the Council's education, children and families services	3	5%
Governance & Revenue	6	9%
	64	100%

Finance and Resources Committee

Council's revenue and capital budgets	32	18%
Council's expenditure and budget policy	13	7%
Monitoring the Council's Treasury Management policies and practices	4	2%
Council's long term financial plan	3	2%
Procurement and contracts	69	39%
Monitoring of Council debt and debt recovery	4	2%
Common Good Fund	1	1%
Human resources	18	10%
Disposal and development of Council owned property and land transactions	27	15%
All charitable and other trust funds vested in the Council except where the		
Council has expressly made other arrangements	3	2%
Governance & Revenue	5	3%
	179	100%

Housing and Economy Committee

Housing	23	32%
Homelessness and housing support	g	13%
Economic Development		7%
External relations and inward investment	21	. 29%
Inclusive growth	4	6%
Governance & Revenue	10	14%
	72	100%

Transport and Environment Committee

Strategic Transport Planning	11	13%
Traffic management, roads and parking	25	29%
Public transport	3	3%
Public Realm Projects	8	9%
Sustainability, carbon reduction and energy issues	7	8%
Flood Prevention	1	1%
Waste services	13	15%
Environmental health and trading standards	1	1%
Parks and green space	8	9%
Street cleaning and open space maintenance	5	6%
Governance & Revenue	5	6%
	87	100%

Totals Reports	516
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Political Management Arrangement Structures

Model A

CP+S		C+C		ECF		F+R		H+E		T+E	
Current business	67	Current business	47	Current business	64	Current business	179	Current business	72	Current business	87
Police and Fire	4	Libraries and Community Centres	6	Libraries & Community Centres	6	HR Policy	6	Economic Strategy	5	Sustainability, Carbon + Energy	7
Health +SC	4	Parks + Green Space	8							Parks + Green Space	8
Sustainability, Carbon + Energy	7										
Economic Strategy	5										
HR Policy	6										
Total	93		61		58		173		67		72

Green – Added to remit
Red – Transferred from remit

CITY OF EDINBURGH COUNCIL COMMITTEE TERMS OF REFERENCE AND DELEGATED FUNCTIONS

Contents

A.	General	3
1.	Delegation to committees	3
2.	Reserved Matters	3
3.	Committee Membership	4
4.	Urgent decisions	4
5.	Substitutes	5
6.	Convener of Sub-Committee	5
В.	Committee terms of reference and delegated powers	6
	Executive Committees	6
	Other Committees	17
	Sub-Committees	32

COMMITTEE TERMS OF REFERENCE AND DELEGATED FUNCTIONS

A. GENERAL

These terms of reference and delegated functions ("Committee Terms of Reference") apply from 23 November 2017 and set out the powers delegated by the City of Edinburgh Council ("Council") to its committees and sub-committees ("Committees") pursuant to the Local Government (Scotland) Act 1973 (the "Act").

1. Delegation to Committees

- 1.1. Subject to law, to the provisions of these Committee Terms of Reference, and to any restriction, direction or instruction of Council, there shall be delegated to the respective Committees all the functions and matters contained in:
 - 1.1.1. these Committee Terms of Reference;
 - 1.1.2. any scheme made under the Act or statute; and
 - 1.1.3. any minute of the Council making specific delegation to the Committee.

2. Reserved matters

- 2.1. The following matters are reserved to the Council:
 - 2.1.1. all functions reserved by law to the Council;
 - 2.1.2. determining the strategic objectives of the Council;
 - 2.1.3. election of the Leader, Deputy Leader, Lord Provost, Depute Convener and Bailies;
 - 2.1.4. appointment of committees of the Council, agreeing and/or amending their terms of reference and delegation of functions to them;
 - 2.1.5. deciding the composition of committees of the Council and appointment of members to serve on them, including external members;
 - 2.1.6. appointment of members to serve on joint committees, joint boards and any outside body;
 - 2.1.7. making, amending, revoking, re-enacting or adopting standing orders and Committee Terms of Reference and Delegated Functions;
 - 2.1.8. approving or amending any scheme of delegation to officers;
 - 2.1.9. the annual review of the revenue budget and the fixing of council tax;
 - 2.1.10. the annual review of the capital investment programme and approval of any capital project with a value exceeding £50,000, not included in the capital investment programme;

- any material expenditure which is not included in the annual revenue budget;
- 2.1.12. setting of special responsibility allowances;
- 2.1.13. making, amending, revoking, re-enacting or adopting, bye-laws, schemes, regulations or rules made under statute subject to confirmation by Scottish Ministers where applicable;
- 2.1.14. the formal adoption of Local Development Plans;
- the approval of a Proposed Strategic Development Plan and the delegation of authority to the strategic development planning authority (SESplan);
- 2.1.16. the determination of an application for planning permission for a development of a class mentioned in A38A (i) of the Town and Country Planning (Scotland) Act 1997;
- appointment and dismissal of the Chief Executive and appointment of a chief official;
- 2.1.18. any decision in relation to any proposal to delegate a power or duty to or accept a delegated power from any other local authority or to co-operate or combine with any other local authority in providing services;
- 2.1.19. promoting or opposing the making of local legislation;
- 2.1.20. creation of Council companies;
- 2.1.21. the preparation and review of the Scheme for Community Councils (Special Meeting);
- 2.1.22. amendments to the Treasury Policy Statement, and
- 2.1.23. approval of the annual Treasury Strategy and annual treasury management performance.

3. Committee Membership

3.1 Committee membership will be proportionate according to the elected representation of political parties unless expressly agreed otherwise at a meeting of the full Council.

4. Urgent decisions

4.1. If a decision which would normally be made by the Council or a Committee requires to be made urgently between meetings of the Council or Committee, the Chief Executive or appropriate Executive Director, in consultation with the Convener or Vice-Convener, may take action, subject to the matter being reported to the next meeting of the Council or Committee.

5. Substitutes

- 5.1. Where permitted by law and where specified in these Committee Terms of Reference, a member may, subject to paragraph 5.2 below appoint a substitute member from his or her political group to attend a meeting of the committee in his or her place, by email to the Clerk in advance of the meeting.
- 5.2. Any member proposed to be appointed as a substitute must, where specified in these Committee Terms of Reference, have completed the appropriate training for the committee concerned.
- 5.3. The substitute member will be a member of the committee for that meeting and will be entitled to take part in the meeting with the full powers, duties and responsibilities of a member.

6. Convener of Sub-Committee

6.1. The Convener of a sub-committee will be appointed by its parent committee.

B. COMMITTEE TERMS OF REFERENCE AND DELEGATED POWERS

Executive Committees

- 1. Corporate Policy and Strategy Policy and Sustainability Committee
- 1.1. **Constitution**: 41–17 Members of the Council including:
 - 1.1.1. 3-5 SNP
 - 1.1.2. 3–<u>5</u> Conservative
 - 1.1.3. $2\overline{3}$ Labour
 - 1.1.4. 2 Green
 - 1.1.5. 4<u>2</u>SLD

Convener and Vice-Convener

- 1.2. The Leader of the Council will be the Convener of the <u>Policy and SustainabilityCorporate Policy and Strategy</u> Committee.
- 1.3. The Deputy Leader of the Council will be the Vice-Convener of the Policy and Sustainability Corporate Policy and Strategy Committee.

Quorum

Four Six members of the Corporate Policy and Strategy Policy and Sustainability
Committee will constitute a quorum.

Substitution

1.5. Substitutes are permitted.

- 1.6. Power is delegated to the <u>Policy and Sustainability Corporate Policy and Strategy</u> Committee to:
 - 1.6.1. advise the Council on outcomes, strategic objectives and key priorities;
 - develop and approve Council policies, including reform, smart city, human resources, community planning and partnership working;
 - 1.6.3. adopt and implement the management framework for planning, implementing, reporting and reviewing Council service delivery;
 - 1.6.4. ensure the Council meets its statutory responsibilities in terms of best value;
 - 1.6.5. ensure the Council meets its statutory responsibilities in terms of diversity and equalities;

- 1.6.6. monitor implementation of the Council's business and service development plans, corporate strategies, change programmes, corporate initiatives and service reviews;
- 1.6.7. facilitate and encourage public participation and empowerment ensuring the involvement of citizens, the community, neighbourhood networks, partners and key stakeholders in the committee decision-making process;
- 1.6.8. instruct such performance information as the committee requires to fulfil its remit and monitor overall performance in the delivery of services and the Council's financial performance;
- 1.6.9. set and monitor all relevant grants programmes and award grants;
- 1.6.10. Provide scrutiny of those services delegated to the Integration Joint Board. This should include scrutiny of internal controls, performance, quality and compliance with the law;
- 1.6.11. determine any reviews of community asset transfer requests;

provide oversight and take decisions on matters relating to sustainability and climate change

1.6.11. Provide oversight and take decisions on major economic policy and strategy and significant cross-cutting regeneration projects;

- 1.6.12. provide strategic oversight of Edinburgh City Region Deal;
- 1.6.13. advise, agree, scrutinise and review Edinburgh Police and Fire and Rescue Service city-wide plans, policies and performance;
- 1.6.14. consider petitions addressed to the City of Edinburgh Council on matters within the remit of committee, in accordance with the Council's approved Petitions procedure and determine the appropriate action;
- 1.6.15. determine differences between committees except where the difference involves a decision on an individual planning or licensing application; and
- 1.6.16. take all decisions which are not reserved to the Council or delegated to another committee of the Council.

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2. Culture and Communities Committee

- 2.1. Constitution: 11 members of the Council as follows:
 - 2.1.1. 3 SNP
 - 2.1.2. 3 Conservative
 - 2.1.3. 2 Labour
 - 2.1.4. 2 Green
 - 2.1.5. 1 SLD

Convener and Vice Convener

 The Convener and Vice Convener will be members of the City of Edinburgh Council.

Quorum

2.3. Four members will constitute a quorum.

Substitution

2.4. Substitutes are permitted.

- 2.5. Power is delegated to the Culture and Communities Committee in relation to the matters listed in paragraph 2.6, to:
 - 2.5.1. develop and approve policies, strategies, programmes and projects and work with officers, communities and partners to implement them;
 - 2.5.2. take all decisions which are not reserved to the Council or delegated to another committee of the Council;
 - 2.5.3. set standards for service delivery and secure value for money;
 - 2.5.4. set and monitor corporate standards, consider the necessity of existing service provisions and agree new service proposals;
 - 2.5.5. monitor performance, including financial, instructing such performance information as the committee requires to fulfil its remit;
 - monitor arrangements to ensure best value and continuous improvement across all services;
 - 2.5.7. facilitate and encourage public, engagement, consultation, participation and feedback;
 - 2.5.8. set and monitor all relevant grants programmes and award grants;

- 2.5.9. consider petitions addressed to the City of Edinburgh Council on matters within the remit of committee, in accordance with the Council's approved Petitions procedure and determine the appropriate action to be taken;
- 2.5.10. review the impact of the committee's policies on the city
- To determine the Council's response to recommendations by the Social Work Complaints Review Committee concerning complaints about adult social work services.
- 2.6. The matters referred to in paragraph 2.5 are as follows:
 - 2.6.1. Community Justice;
 - 2.6.2. community safety
 - 2.6.3. health except those matters delegated to another committee or the Integration Joint Board;

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- 2.6.4. Cultural development, festivals and events;
- 2.6.5. Sport and Recreation;
- 2.6.6. Arts and museums;

Libraries and community centres;

2.6.6. Parks and green spaces;
2.6.7. community and locality planning

2.6.8. community empowerment; and

2.6.9. Neighbourhood Partnerships and Community Councils.

3. Education, Children and Families Committee

- 3.1. Constitution: 11 members of the Council as follows:
 - 3.1.1. 3 SNP
 - 3.1.2. 3 Conservative
 - 3.1.3. 2 Labour
 - 3.1.4. 2 Green
 - 3.1.5. 1 SLD

Additional members for education items:

- 3.1.6. 3 Religious Representatives
- 3.1.7. 1 Parent Representative (non-voting)

Convener and Vice Convener

3.2. The Convener and Vice Convener will be members of the City of Edinburgh Council.

Quorum

3.3. Four members will constitute a quorum except in the case of education business where five members will constitute a quorum.

Substitution

3.4. Substitutes are permitted for all members of the Council.

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- 3.5. Power is delegated to the Education, Children and Families Committee to:
 - 3.5.1. exercise all the functions of the Council as education authority (education business), within the terms of the relevant legislation; and
 - 3.5.2. exercise the functions as social work authority, within the terms of the relevant legislation, in relation to children.
- 3.6. In addition, in relation to the matters listed in paragraph 3.7, to:
 - 3.6.1. develop and approve policies, strategies, programmes and projects and work with officers, communities and partners to implement them;
 - 3.6.2. take all decisions which are not reserved to the Council or delegated to another committee of the Council;
 - 3.6.3. set standards for service delivery and secure value for money;
 - 3.6.4. set and monitor corporate standards, consider the necessity of existing service provisions and agree new service proposals.
 - 3.6.5. monitor performance, including financial, instructing such performance information as the committee requires to fulfil its remit;
 - 3.6.6. monitor arrangements to ensure best value and continuous improvement across all services;
 - 3.6.7. facilitate and encourage public, engagement, consultation, participation and feedback:
 - 3.6.8. set and monitor all relevant grants programmes and award grants;
 - 3.6.9. consider petitions addressed to the City of Edinburgh Council on matters within the remit of committee, in accordance with the Council's approved Petitions procedure and determine the appropriate action; and
 - 3.6.10. review the impact of the committee's policies on the city.
 - 3.6.11. To determine the Council's response to recommendations by the Social Work Complaints Review Committee concerning complaints about children and young people social work services.
- 3.7. The matters referred to in paragraph 3.6 are as follows:
 - 3.7.1. the Council's education, children and families services;
 - 3.7.2. Lifelong Learning and Libraries; and
 - 3.7.3. major capital programmes or projects implementation, asset planning and facilities management for the Council's education, children and families services.

4. Finance and Resources Committee

- 4.1. **Constitution**: 11 members of the Council as follows:
 - 4.1.1. 3 SNP
 - 4.1.2. 3 Conservative
 - 4.1.3. 2 Labour
 - 4.1.4. 2 Green
 - 4.1.5. 1 SLD

Convener and Vice Convener

 The Convener and Vice Convener will be members of the City of Edinburgh Council.

Quorum

4.3. Four members will constitute a quorum.

Substitution

4.4. Substitutes are permitted.

- 4.5. Power is delegated to the Finance and Resources Committee in relation to matters listed in paragraph 4.6 to:
 - 4.5.1. develop and approve policies, strategies, programmes and projects and work with officers, communities and partners to implement them;
 - 4.5.2. take all decisions which are not reserved to the Council or delegated to another committee of the Council;
 - 4.5.3. set standards for service delivery and secure value for money;
 - 4.5.4. set and monitor corporate standards, consider the necessity of existing service provisions and agree new service proposals;
 - 4.5.5. monitor performance, including financial, instructing such performance information as the committee requires to fulfil its remit;
 - 4.5.6. monitor arrangements to ensure best value and continuous improvement across all services;
 - 4.5.7. facilitate and encourage public engagement, consultation, participation and feedback;
 - 4.5.8. set and monitor all relevant grants programmes and award grants;
 - 4.5.9. consider petitions addressed to the City of Edinburgh Council on matters within the remit of committee, in accordance with the Council's approved

Petitions procedure and determine the appropriate action to be taken; and

- 4.5.10. review the impact of the committee's policies on the city.
- 4.6. The matters referred to in paragraph 4.5 are as follows:
 - 4.6.1. Council's revenue and capital budgets;
 - 4.6.2. Council's expenditure and budget policy;
 - 4.6.3. Monitoring the Council's Treasury Management policies and practices;
 - 4.6.4. Council's long term financial plan;
 - 4.6.5. Procurement and contracts;
 - 4.6.6. monitoring of Council debt and debt recovery;
 - 4.6.7. Common Good Fund;
 - 4.6.8. human resources (not including policy);
 - 4.6.9. ICT
 - 4.6.10. Disposal and development of Council owned property and land transactions;
 - 4.6.11. All charitable and other trust funds vested in the Council except where the Council has expressly made other arrangements.
- 5. Housing, Homelessness and Fair Work and Economy Committee
- 5.1. **Constitution:** 11 members of the Council as follows:
 - 5.1.1. 3 SNP
 - 5.1.2. 3 Conservative
 - 5.1.3. 2 Labour
 - 5.1.4. 2 Green
 - 5.1.5. 1 SLD

Convener and Vice Convener

 The Convener and Vice Convener will be members of the City of Edinburgh Council.

Quorum

5.3. Four members will constitute a quorum.

Substitution

5.4. Substitutes are permitted.

Delegated functions

- 5.5. Power is delegated to the Housing, Homelessness and Fair Work Housing and Formatted: Font: Not Bold Economy Committee in relation to matters listed in paragraph 5.6 to:
 - 5.5.1. develop and approve policies, strategies, programmes and projects and work with officers, communities and partners to implement them;
 - 5.5.2. take all decisions which are not reserved to the Council or delegated to another committee of the Council;
 - 5.5.3. set standards for service delivery and secure value for money;
 - 5.5.4. set and monitor corporate standards, consider the necessity of existing service provisions and agree new service proposals;
 - 5.5.5. monitor performance, including financial, instructing such performance information as the committee requires to fulfil its remit;
 - 5.5.6. monitor arrangements to ensure best value and continuous improvement across all services;
 - 5.5.7. facilitate and encourage public, engagement, consultation, participation and feedback;
 - 5.5.8. set and monitor all relevant grants programmes and award grants
 - 5.5.9. consider petitions addressed to the City of Edinburgh Council on matters within the remit of committee, in accordance with the Council's approved Petitions procedure and determine the appropriate action to be taken;
 - review the impact of the committee's policies on the city.
- 5.6. The matters referred to in paragraph 5.5 are as follows:
 - Housing; 5.6.1.
 - 5.6.2. Homelessness and housing support;
 - Economic DevelopmentEmployability and fair work, 5.6.3

563 Economic development projects and policies that are not reserved to the Policy and Sustainability Committee;

- External relations and inward investment; and 5.6.4.
- Inclusive growth. 565

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6. Transport and Environment Committee

- 6.1. Constitution: 11 members of the Council as follows:
 - 6.1.1. 3 SNP
 - 6.1.2. 3 Conservative
 - 6.1.3. 2 Labour
 - 6.1.4. 2 Green
 - 6.1.5. 1 SLD

Convener and Vice Convener

6.2. The Convener and Vice Convener will be members of the City of Edinburgh Council.

Quorum

6.3. Four members will constitute a quorum.

Substitution

6.4. Substitutes are permitted.

- 6.5. Power is delegated to the Transport and Environment Committee in relation to the matters listed in paragraph 6.6, to:
 - 6.5.1. develop and approve policies, strategies, programmes and projects and work with officers, communities and partners to implement them;
 - 6.5.2. take all decisions which are not reserved to the Council or delegated to another committee of the Council or officers;
 - 6.5.3. set standards for service delivery and secure value for money;
 - 6.5.4. set and monitor corporate standards, consider the necessity of existing service provisions and agree new service proposals;
 - 6.5.5. monitor performance, including financial, instructing such performance information as the committee requires to fulfil its remit;
 - 6.5.6. monitor arrangements to ensure best value and continuous improvement across all services;
 - 6.5.7. facilitate and encourage public, engagement, consultation, participation and feedback;
 - 6.5.8. set and monitor all relevant grants programmes and award grants;

- 6.5.9. consider petitions addressed to the City of Edinburgh Council on matters within the remit of committee, in accordance with the Council's approved Petitions procedure and determine the appropriate action to be taken;
- 6.5.10. review the impact of the committee's policies on the city.
- 6.6. The matters referred to in paragraph 6.5 are as follows:
 - 6.6.1. Strategic Transport Planning;
 - 6.6.2. Traffic management, roads and parking;
 - 6.6.3. Public transport;
 - 6.6.4. Public Realm Projects;
 - 6.6.5. Sustainability, carbon reduction and energy issues;
 - 6.6.6.6.5. Flood prevention;
 - 6.6.7.6.6.6. Waste services;
 - 6.6.8.6.6.7. Environmental health and trading standards;
 - 6.6.9.6.6.8. Parks and green space; and
 - 6.6.10.6.6.9. Street cleaning and open space maintenance.

7. Governance, Risk and Best Value Committee

- 7.1. **Constitution**: 11 members of the Council as follows:
 - 7.1.1. 3 SNP
 - 7.1.2. 3 Conservative
 - 7.1.3. 2 Labour
 - 7.1.4. 2 Green
 - 7.1.5. 1 SLD

Convener

7.2. The Convener and Vice-Convener of the committee will be members of the opposition.

Quorum

7.3. Four members of the Governance, Risk and Best Value Committee will constitute a quorum.

Substitution

7.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Chief Executive.

- 7.5. Power is delegated to the Governance, Risk and Best Value Committee to exercise the following functions:
 - 7.5.1. To monitor the financial performance of the Council and its subsidiary undertakings, the effectiveness of the Council's audit and inspection, risk management and governance arrangements and of the control

environment of the Council and associated anti-fraud and anti-corruption arrangements; including:

- 7.5.2. Scrutinising information on:
 - (a) Council Budgets;
 - (b) Management of Council assets;
 - (c) The Council's Treasury Management strategy and policies;
 - (d) Control, monitoring and review of income and expenditure, both revenue and capital;
 - (e) Council subsidiaries;
 - (f) Council Companies (excluding those associated with the pension fund);
 - (g) Children's Panel; and
 - (h) Common Good Fund.
- 7.5.3. Monitoring the annual audit plan and reviewing all Council audit and inspection work against the plan.
- 7.5.4. Receiving and considering summaries of internal and external audit reports which relate to any issue falling within the remit of this committee.
- 7.5.5. Monitoring internal controls, corporate risk management and key operational governance areas.
- 7.6. Scrutiny on a specific issue should follow a committee decision.
- 7.7. To instruct a report on any matter within the remit of an executive committee but where a decision is yet to be taken; the report as instructed will initially be considered by the executive committee.
- 7.8. Referring back to the appropriate Executive Committee for its consideration any financial performance issue, which might have implications for policy development within the remit of the Executive Committee
- 7.9. To scrutinise the operational performance of all council services and Council subsidiaries in relation to the Council's agreed pledges, outcomes, policy objectives and statutory performance targets, including:
 - considering information that relate to issues falling within the remit of Council services, including complaints handling, customer care and ombudsman reports;

- 7.9.2. monitoring employment, organisational development and equalities issues as they relate to the operation of the council corporately and to its individual services; and
- 7.9.3. scrutinising major projects and programmes, service reviews and transformational change.
- 7.10. To invite Conveners or Vice-Conveners to attend committee, and where appropriate, to question and hold them to account on the operational or financial performance of any service area falling within their remit.
- 7.11. To refer back to the appropriate Executive Committee for its consideration any service performance issues that might have implications for policy development coming within the remit of the Executive Committee
- 7.12. To initiate and undertake planned scrutiny reviews of any matter falling within the remit of this committee or specific scrutiny reviews requested by an Executive Committee.
- 7.13. To promote the observance by Councillors of high standards of conduct and assist them in observing the code of conduct, in accordance with any guidance issued by the Standards Commission for Scotland.
- 7.14. To report, as required, on any matter within the committee's remit to Council.

Other Committees

- 8. Committee on Discretionary Rating Relief Appeals
- 8.1. Constitution: 5 members of the Council as follows:
 - 8.1.1. 1 SNP
 - 8.1.2. 1 Conservative
 - 8.1.3. 1 Labour
 - 8.1.4. 1 Green
 - 8.1.5. 1 SLD

Convener

8.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

8.3. Two members of the Committee on Discretionary Rating Relief Appeals will constitute a quorum

Substitution

8.4. Substitutes are permitted.

Delegated functions

8.5. Power is delegated to the Committee on Discretionary Rating Relief Appeals:

- 8.5.1. To review decisions taken by the Executive Director of Resources to refuse discretionary rating relief;
- 8.5.2. To consider representations from organisations or individuals, justifying the granting of discretionary rating relief to them;
- 8.5.3. To decide whether or not to grant discretionary rating relief as a result of considering the organisation's or individual's representations; and
- 8.5.4. To decide what, if any, conditions should be fulfilled prior to discretionary rating relief being granted.

9. Leadership Advisory Panel

- 9.1. Constitution: 5 members of the Council as follows:
 - 9.1.1. Leader of the Council
 - 9.1.2. Deputy Leader of the Council
 - 9.1.3. Conservative Group Leader
 - 9.1.4. Green Group Leader
 - 9.1.5. Scottish Liberal Democrat Group Leader
 - 9.1.6. three statutory representatives, appointed by the Education, Children and Families Committee when considering education business

Convener

9.2. The Convener of the Committee will be the Leader of the Council.

Quorum

9.3. Two members of the Leadership Advisory Panel will constitute a quorum except on education business when the quorum will be three members.

Substitution

9.4. Substitutes are permitted for members of the Council only

- 9.5. Power is delegated to the Leadership Advisory Panel:
 - 9.5.1. To decide any matter of urgency arising during any recess period, subject to the provision of any relevant enactment, to exercise all functions of the Council or Committee, which would otherwise have dealt with the matter that:
 - (a) can not await the resumption of the normal meetings timetable; and
 - (b) can not appropriately be decided by the Chief Executive or Executive Director in accordance with urgency provisions within these Committee Terms of Reference.

10. Locality Committees

10.1. Constitution: all elected members situated in the locality area

Convener

40.2. The convener and vice-convener will be a member of the City of Edinburgh Council and will be appointed by the committee annually. It will be usual practice for a member to serve for a maximum of one year as convener in each Council term.

Quorum

- 10.3. North East 5 elected members
- 10.4. North West 6 elected members
- 10.5. South East 6 elected members
- 10.6. South West 5 elected members

Substitutes

10.7. Substitutes are not permitted.

- 10.8. Power is delegated to the locality committees in relation to the matter listed in paragraph 10.9 to:
 - 10.8.1. Develop and approve plans, programmes and projects;
 - 10.8.2. Set and monitor local standards;
 - 10.8.3. Monitor performance, providing local insight to advise how performance could be improved to meet local needs;
 - 10.8.4. Monitor arrangements to ensure best value and continuous improvement; and
 - 40.8.5. consider petitions addressed to the City of Edinburgh Council on matters within the remit of committee, in accordance with the Council's approved Petitions procedure and determine the appropriate action.
- 10.9. The matters referred to in Paragraph 10.8 are as follows:
 - 10.9.1. Community safety
 - 10.9.2. Lifelong Learning and Libraries
 - 10.9.3. Traffic management, roads and parking;
 - 10.9.4. Parks and green space;
 - 10.9.5. Street cleaning and open space maintenance;

10.9.6. Public realm projects;
10.10. All matters referred to in paragraphs 10.8 and 10.9 are subject to the following:
40.10.1. Decisions must be within policy and budget set by Council, executive committees and planning and regulatory committees.
10.10.2. The matter must not have a strategic or city wide impact.
10.11. To approve and agree the Neighbourhood Environment Programme and Community Grants Fund.
10.12. To refer back to the executive committees and planning and regulatory committees for their consideration any recommendations of proposed policy or service improvements that have a city-wide or strategic impact.
10.13. To scrutinise Council services but ensuring duplication of scrutiny with other Council committees is avoided;
10.14. In regard to police and fire services in the locality, to:
10.14.1. Consider and recommend improvements in local policing and fire— and rescue services.
10.14.2. recommend priorities and objectives for the policing of the area to— the local commander;
10.14.3. scrutinise and review the outcomes, priorities and objectives set ou in the local plan(s);
10.14.4. consider and monitor progress and performance on the implementation of the Edinburgh Police and Fire and Rescue Plans and services;
10.14.5. receive statistical reports on complaints about policing and fire and rescue in Edinburgh; and
10.14.6. invite external witnesses to aid in the scrutiny of police and fire and rescue services.
10.15. To scrutinise the performance of health and social care services in the local area and provide recommendations or feedback to the Integration Joint Board.
10.16. To scrutinise and oversee the delivery of Council services in the Locality Improvement Plans.

10.17. To facilitate and encourage public engagement, consultation, participation and

10.18. To lead participatory budgeting within the locality on funds allocated by Council or committee, and to actively shape the Council's participatory budgeting framework

feedback on the areas within the committee's remit.

10.19. To decide whether Neighbourhood Partnerships or their equivalent should continue within their locality as advisory groups on local issues and spending priorities.

44.10. Planning Committee

41.1.10.1. **Constitution**: 11 members of the Council as follows:

```
44.1.1.10.1.1. 3 SNP
44.1.2.10.1.2. 3 Conservative
41.1.3.10.1.3. 2 Labour
41.1.4.10.1.4. 2 Green
41.1.5.10.1.5. 1 SLD
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Convener

11.2. 10.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

11.3.10.3. Four members of the Planning Committee will constitute a quorum.

Substitution

41.4.10.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Chief Planning Officer.

Delegated functions

- 41.5.10.5. Power is delegated to the Planning Committee:
 - 10.5.1. To exercise the functions of the Council as planning, <u>building standards</u> and statutory addressing authority and to determine planning policies <u>;including:</u>
 - 10.5.1.1. Development frameworks including public realm for place making:
 - 10.5.1.2. Strategic Infrastructure;
 - 10.5.1.3. Non-statutory planning guidance;
 - 10.5.1.4. designate and review conservation areas;
 - 41.5.1.10.5.1.5. management plans for world heritage sites.
 - 41.5.2.10.5.2. To express and interpret these policies as specific tasks and projects and set service standards;
 - 41.5.3.10.5.3. To review performance in the delivery of services, the achievement of service standards and the impact of the Committee's activities on the City;

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- 41.5.4.10.5.4. To conduct relations with external bodies relevant to the Committee's service responsibilities, including approval of a response to proposals by other authorities or bodies on which the Council is being consulted;
- 11.5.5. To refer to the Corporate Policy and Strategy Committee, prior to consideration by the Planning Committee, an annual report on the performance and customer focus of the planning process and its contribution to broader council agendas;
- 41.5.6.10.5.5. To appoint representatives on outside bodies relevant to the committee's service responsibilities;
- 41.5.7.10.5.6. To consider the strategic development of the city and agree the Local Development Plandevelopment and use of land in the city and wider sity region and approve relevant stages of the local development plan and to refer it to Council for adoption.;
- 41.5.8.10.5.7. To take decisions in pursuit of the committee's policies, subject to compliance with corporate personnel and financial policies and regulations;
- 41.5.9.10.5.8. To determine any charges for services provided by the committee; and
- <u>11.5.10.10.5.9.</u> To provide financial assistance, in pursuit of the committee's policies.

12.11. Pensions Committee

42.1.11.1. **Constitution**: 5 members of the Council as follows:

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42.1.1.11.1.1 SNP
42.1.2.11.1.2. 1 Conservative
42.1.3.11.1.3. 1 Labour
42.1.4.11.1.4. 1 Green
42.1.5.11.1.5. 1 SLD
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<u>42.1.6.11.1.6.</u> 2 external members nominated by the Lothian Pension Funds Consultative Panel, 1 employer and 1 member representative.

Convener

12.2.11.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

12.3.11.3. Three members of the Pensions Committee will constitute a quorum.

Substitution

42.4.11.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Executive Director of Resources.

- 42.5.11.5. Power is delegated to the Pensions Committee to:
 - 42.5.1.11.5.1. exercise all functions of the pension funds, within the terms of the legislation;
 - 42.5.2.11.5.2. determine the overall policy objectives of the pension funds in accordance with the best interests of fund members and with relevant legislation;
 - 42.5.3.11.5.3. determine the strategy for the investment of pension funds monies including the variety and suitability of investments and to review and monitor investment arrangements;
 - <u>12.5.4.11.5.4.</u> ensure appropriate investment management arrangements are in place for pension funds monies and to review investment manager performance;
 - 42.5.5.11.5.5. establish and maintain arrangements for the effective management and administration of the pension funds including staffing and budgetary arrangements.
 - 42.5.6.11.5.6. approve the allocation of resources to the Investment and Pensions Division from the Revenue Budget and Capital Investment Programme of the pension funds;
 - <u>42.5.7.11.5.7.</u> approve responses to consultation papers issued by government and other authorities; and
- <u>42.6.11.6.</u> monitor overall performance of the pension funds in the delivery of services and financial performance, consider all matters in respect of the pension funds including:
 - 42.6.1.11.6.1. determining policies for the management and regulation of the Investment and Pensions Division within the strategic policy and planning framework approved by the Council;
 - 42.6.2.11.6.2. approving strategies, programmes and projects and work with officers and partners to implement them;
 - 12.6.3.11.6.3. setting standards for service delivery;
 - 12.6.4.11.6.4. securing best value in the provision of services;
 - 42.6.5.11.6.5. taking all executive decisions in respect of the pension funds which are not reserved to the Council or delegated to another committee of the Council;

- 42.6.6.11.6.6. ensuring systematic appraisal of the control environment and framework of internal controls in respect of the Investment and Pensions Division to provide reasonable assurance of effective and efficient operations and compliance with laws and regulations;
- <u>12.6.7.11.6.7.</u> promoting the development of an appropriate risk management strategy and risk management procedures;
- 12.6.8.11.6.8. ensuring highest standards of probity and public accountability;
- <u>42.6.9.11.6.9.</u> ensuring sound financial procedures are in place for authorising and monitoring expenditure;
- 42.6.10.11.6.10. agreeing internal audit plans and to ensure internal audit work is properly planned with due regard to risk, materiality and coverage;
- <u>42.6.11.11.6.11.</u> overseeing and review action taken on internal audit recommendations;
- <u>12.6.12.11.6.12.</u> reviewing all matters relating to external audit, including audit plan, action points and reports, and to monitor implementation of external audit recommendations; and
- <u>42.6.13.11.6.13.</u> promoting, monitoring and developing continuous improvement.

43.12. Personnel Appeals Committee

43.1.12.1. **Constitution**: 9 members of the Council as follows:

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13.1.1.12.1.1. 3 Conservative
13.1.2.12.1.2. 2 SNP
13.1.3.12.1.3. 2 Labour
13.1.4.12.1.4. 1 Green
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13.1.5.12.1.5. 1 Scottish Liberal Democrat

Convener

13.2.12.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

43.3.12.3. Three members of the Personnel Appeals Committee will constitute a quorum.

Substitution

13.4.12.4. Substitutes are permitted.

Delegated functions

- 13.5.12.5. Power is delegated to the Personnel Appeals Committee to:
 - 43.5.1.12.5.1. hear and decide appeals on a decision taken, or a failure to take a decision, by an Executive Director, or his/her nominee, under the Procedures for Hearing Employee Grievances.
 - 13.5.2.12.5.2. hear and decide appeals to a decision to:
 - 43.5.2.1. dismiss or take other forms of punitive disciplinary action; and
 - 43.5.2.2.12.5.2.2. issue a warning, oral or written under the Procedure for Consideration of Appeals by Executive Directors against Disciplinary Action and the Procedure for Consideration of Appeals against Disciplinary Action.
 - 43.5.3.12.5.3. hear and decide disputes under the Avoidance of Industrial Disputes Procedure.
 - 43.5.4.12.5.4. decide appeals from teaching staff in regard to the application and interpretation of the terms of the Scheme of Salaries and Conditions of Service for Teaching Staff in School Education.

44.13. Placing in Schools Appeals Committee

- 14.1.13.1. Constitution: One person from each of the following panels:
- 14.2.13.2. Panel 1: All members of Council and religious representatives on the Education, Children and Families Committee.
- 14.3.13.3. Panel 2: Parents of children of school ages.
- 44.4.13.4. Panel 3: Persons with experience in education and acquainted with educational conditions in the Council's area, nominated by the Executive Director of Communities and Families.

Chair

14.5.13.5. Each meeting appoints a Chair.

Quorum

14.6.13.6. Three members of the Placing in Schools Appeals Committee will constitute a quorum.

Substitution

44.7.13.7. Substitutes are only permitted from the same Panel.

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14.8.13.8. Power is delegated to the Placing in Schools Appeals Committee:
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- 44.8.1.13.8.1. To hear and decide appeals against decisions of the Council to refuse placing requests and exclude pupils all in terms of Section 28 C, D, E, G and H of the Education (Scotland) Act 1980 as amended; and
- <u>14.8.2.13.8.2.</u> To consider appeals against decisions by the Executive Director of Communities and Families to refuse early admission to school.

45.14. Committee on Pupil Student Support

15.1.14.1. Constitution: 5 members of the Council as follows:

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45.1.1.14.1.1. 1 SNP
45.1.2.14.1.2. 1 Conservative
45.1.3.14.1.3. 1 Labour
45.1.4.14.1.4. 1 Green
45.1.5.14.15. 1 SLD
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<u>15.1.6.14.1.6.</u> 1 religious representative from the Education, Children and Families Committee

Convener

15.2.14.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

45.3.14.3. Two members of the Committee on Pupil and Student Support will constitute a quorum.

Substitution

15.4.14.4. Substitutes are permitted.

Delegated functions:

45.5.14.5. To consider school placing requests, and decide the priority order of placing requests.

16.15. Recruitment Committee

16.1.15.1. Constitution: 7 members of the Council as follows:

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46.1.1.15.1.1. Leader of Council
46.1.2.15.1.2. Deputy Leader of the Council
46.1.3.15.1.3. Convener of the Finance and Resources Committee
46.1.4.15.1.4. Appropriate Convener or Vice-Convener for the role
46.1.5.15.1.5. A representative from each of the opposition groups
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Convener

16.2.15.2. The Convener of the committee will be the Leader of the Council.

Quorum

16.3.15.3. Three members of the Recruitment Committee will constitute a quorum.

Substitution

46.4.15.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Chief Executive and in line with the relevant Council policy.

Delegated functions

46.5.15.5. Power is delegated to the Recruitment Committee to short list and interview candidates and recommend an appointment to the Council for posts at Chief Executive, Executive Director and Heads of Service Division level (Chief Officials).

47.16. Regulatory Committee

47.1.16.1. **Constitution**: 9 members of the Council as follows:

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47.1.1.16.1.1. 3 Conservative

47.1.2.16.1.2. 2 SNP

47.1.3.16.1.3. 2 Labour

47.1.4.16.1.4. 1 Green

47.1.5.16.1.5. 1 Scottish Liberal Democrat
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Convener

17.2.16.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

17.3.16.3. Four members will constitute a quorum.

Substitution

47.4.16.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Chief Executive.

- 47.5. 16.5. Power is delegated to the Regulatory Committee to:
 - <u>47.5.1.16.5.1.</u> exercise the functions of the Council as Licensing authority under the Civic Government (Scotland) Act 1982 and other statutory provisions which are not within the remit of any other Committee.
 - 47.5.2.16.5.2. exercise the functions of the Council on all licensing functions which are not reserved to the Council, its officers or delegated to another Committee.

- <u>47.5.3.16.5.3.</u> determine individual applications for registration and licences under the Civic Government (Scotland) Act and other statutory provisions which are not delegated to officers, in accordance with approved policies.
- 47.5.4.16.5.4. express and interpret licensing policies as specific projects, to set service standards and monitor performance in the delivery of services including financial performance relating to Regulatory Committee matters.
- <u>47.5.5.16.5.5.</u> liaise with external bodies relevant to the Committee's service area, considering and approving responses to consultation proposals.
- <u>17.5.6.16.5.6.</u> appoint representatives to outside bodies within the Committee's remit.
- 17.5.7.16.5.7. approve charges as required by statute and determine licence fees.
- <u>47.5.8.16.5.8.</u> determine applications for road construction consent which are not delegated to the Executive Director of Place.
- 47.5.9.16.5.9. determine applications for permission to place tables and chairs on footways which are recommended for refusal by the Executive Director of Place
- <u>47.5.10.16.5.10.</u> exercise the Council's responsibilities in respect of safety at sports grounds.
- <u>47.5.11.16.5.11.</u> exercise the Council's functions regarding notification of parades and processions so far as not delegated to officers.

18. Social Work Complaints Review Committee

Constitution:

18.1. All trained members, other than members of the Education, Children and Families and the Culture and Communities; independent members appointed by Council.

Convener

18.2. Each meeting appoints a Convener, who should be an independent member.

Quorum

18.3. Any three members from the membership appointed by the Council, at least two of whom should be independent members.

Substitution

18.4. Substitutes are permitted.

Delegated functions

18.5. Power is delegated to the Social Work Complaints Review Committee to consider complaints with regard to the discharge of social work functions and make

recommendations to the Education, Children and Families Committee or Culture and Communities Committee as appropriate.

49.17. The City of Edinburgh Planning Local Review Body

19.1.17.1. **Constitution**: 5 members of the Council as follows:

49.1.1.1.1. Any five members who are also members of the Planning Committee but not the Convener of the Planning Committee.

Convener

19.2.17.2. Each meeting appoints a Convener.

Quorum

19.3.17.3. _Three members of the City of Edinburgh Planning Review Body will constitute a quorum.

Substitution

Substitutes are only permitted from the pool of trained members of the Planning Committee.

Delegated functions:

Power is delegated to the City of Edinburgh Planning Local Review Body to 19.5.17.5. fulfil the obligations of the Council, as planning authority, under section 43A of the Town and County Planning (Scotland) Act 1997 for the conduct of reviews.

20-18. Committee on the Jean F Watson Bequest

Constitution: 8 members of the council as follows:

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20.1.1.18.1.1. 2 SNP
20.1.2.18.1.2. 2 Conservative 20.1.3.18.1.3. 2 Labour
20.1.4.<u>18.1.4.</u>1 Green
20.1.5.18.1.5. 1 Scottish Liberal Democrat
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20.1.6.18.1.6. one nominee of Friends of City Art Centre
20.1.7.18.1.7. two external members appointed by the Executive Director of Resources, in consultation with the Convener.

Convener

The Convener of the Committee will be a member of the City of Edinburgh 20.2.18.2. Council.

Quorum

20.3.18.3. Four members of the Committee on the Jean F Watson Bequest will constitute a quorum.

Substitution

20.4.18.4. Substitutes are permitted.

- 20.5.18.5. Power is delegated to the Committee on the Jean F Watson Bequest to:
 - 20.5.1.18.5.1. Use monies from the Jean F Watson Bequest to purchase and commission for the City's collection works of artists and craftspeople born, practising in, or otherwise associated with Scotland, and in particular Edinburgh; all decisions to be guided by the Collection and Disposal Policy for the City Museums and Galleries.
 - 20.5.2.18.5.2. Use monies from the Catherine E Cowper Trust to purchase and commission items for the Museum of Childhood; all decisions to be guided by the Collection and Disposal Policy for the City Museums and Galleries.

21. Neighbourhood Partnerships

21.1. Constitution: Membership of each Neighbourhood Partnership should include:

21.1.1. Councillors from the ward or wards which make up the Neighbourhood Partnership area:

21.1.2. a representative from Police Scotland;

21.1.3. a representative from the Scottish Fire and Rescue Service;

21.1.4. a representative from NHS Lothian;

21.1.5. representatives from Community Councils (from the Neighbourhood Partnership area), or representatives from another properly constituted community organisation in the area should there be no Community Council;

21.1.6.—a voluntary agency representative (from the Neighbourhood Partnership area); 21.1.7.—representatives from other bodies able to make a specific contribution may be invited to participate by the Partnership; and

21.1.8. Neighbourhood Partnerships may invite other individuals and/or representatives of other public, private or voluntary organisations with expertise or interest in their area, either as regular participants or for a specific issue. These other individuals will not have voting rights.

21.2. There will be an equal number of Councillors and Community Council representatives

Convener and Vice-Conveners

21.3. The Convener will be a member of the City of Edinburgh Council

21.4. Subject to law the quorum of a Neighbourhood Partnership will be one third of the number of voting members of the Neighbourhood Partnership. In no case will any business be transacted unless at least two voting members are present.

Substitution

21.5. Substitutes are permitted.

Delegated functions

21.6. Power is delegated to the Neighbourhood Partnerships:

21.6.1.—to make recommendations to the relevant Locality manager on the services planned and/or delivered within that Neighbourhood Partnership area;

21.6.2. to refer to the Culture and Communities Committee for consideration any financial or performance issue which might have implications for the policy or programme development within the remit of that Committee;

21.6.3. To report, as required, on any matter within the Neighbourhood Partnership's remit to the Culture and Communities Committee;

21.6.4. To create sub-groups as necessary to advise the Neighbourhood Partnership;

21.6.5.—To refer back to Council, the appropriate Executive Committee, executive director, directorate, partner authority or organisation guidance or feedback on the exercise of functions delegated to them; and

21.6.6. Each Neighbourhood Partnership shall submit to the Culture and Communities Committee and the Edinburgh Partnership an annual report on progress that must include details of performance for the year past and a financial report covering the same period.

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22.19. Development Management Sub-Committee (Parent: Planning Committee)

22.1.19.1. Constitution: All 11 members of the Planning Committee, as follows: -

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22.1.1.19.1.1. 3 SNP
22.1.2.19.1.2. 3 Conservative
22.1.3.19.1.3. 2 Labour
22.1.4.19.1.4. 2 Green
22.1.5.19.1.5. 1 Scottish Liberal Democrat
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Convener

22.2.19.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

22.3.19.3. Four members of the Development Management Sub-Committee will constitute a quorum.

Substitution

22.4.19.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Chief Planning Officer.

Delegated Functions

- 22.5.19.5. To discharge all functions of Management of Development Control required under the Planning Acts including the determination of planning applications (except for applications for National Developments and major developments significantly contrary to the Development Plan which require to be determined by full Council, or applications under the Council's Scheme of Delegation for Local Developments).
- <u>22.6.19.6.</u> To determine applications for High Hedge Notices and withdraw or vary such notices as prescribed under the High Hedges (Scotland) Act 2013.
- 22.7.19.7. To determine cases for street naming and the numbering of properties.

23.20. Licensing Sub-Committee (Parent: Regulatory Committee)

23.1.20.1. Constitution: 9 members of the Council as follows:

```
23.1.1.20.1.1. 3 Conservative
23.1.2.20.1.2. 2 SNP
23.1.3.20.1.3. 2 Labour
23.1.4.20.1.4. 1 Green
23.1.5.20.1.5. 1 Scottish Liberal Democrat
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Convener

23.2.20.2. The Convener of the Licensing Sub-Committee is the Convener of the Regulatory Committee.

Quorum

23.3.20.3. Three members constitute a quorum.

Substitution

23.4.20.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Chief Executive.

Delegated functions:

- 23.5.20.5. Power is delegated to the Licensing Sub-Committee to:
 - 23.5.1.20.5.1. exercise the functions of the Council as Licensing authority under the Civic Government (Scotland) Act 1982 and other statutory provisions which are not within the remit of any other Committee;
 - 23.5.2.20.5.2. exercise the functions of the Council on all licensing functions which are not reserved to the Council, its officers or delegated to another Committee:
 - 23.5.3.20.5.3. determine individual applications for registration and licences under the Civic Government (Scotland) Act and other statutory provisions which are not delegated to officers, in accordance with approved policies;
 - 23.5.4.20.5.4. determine applications for road construction consent not delegated to the Executive Director of Place;
 - 23.5.5.20.5.5. determine applications for permission to place tables and chairs on footways recommended for refusal by the Executive Director of Place;
 - 23.5.6.20.5.6. exercise the Council's responsibilities in respect of safety at sports grounds; and
 - 23.5.7.20.5.7. exercise the Council's functions regarding notification of parades and processions so far as not delegated to officers.

24.21. Pensions Audit Sub-Committee (Parent: Pensions Committee)

Constitution

24.1.21.1. Three members from the Pensions Committee of which a minimum are two City of Edinburgh elected members.

Quorum

24.2.21.2. Two members of the Pensions Audit Sub Committee will constitute a quorum.

Convener

24.3.21.3. The Convener of the Pensions Audit Sub-Committee will be appointed from the membership of the Pensions Committee, excluding the Convener of that committee.

Substitution

24.4.21.4. Substitutes are permitted from members of the Council who have undertaken and completed appropriate training specified by the Executive Director of Resources.

- 24.5.21.5. Power is delegated to the Pensions Audit Sub-Committee to consider and make appropriate recommendation(s) to the Pensions Committee:
 - 24.5.1.21.5.1. To ensure systematic appraisal of the control environment and framework of internal control of pension funds to provide reasonable assurance of the effective and efficient operations and compliance with laws and regulations;
 - 24.5.2.21.5.2. To promote the development of an appropriate risk management strategy and risk management procedures;
 - 24.5.3.21.5.3. To ensure the highest standards of probity and public accountability;
 - 24.5.4.21.5.4. To ensure sound financial procedures are in place for authorising and monitoring expenditure;
 - 24.5.5.21.5.5. To consider and scrutinise an annual report on any companies owned by the Council that are connected to the activities of the Pension Fund;
 - 24.5.6.21.5.6. To review the annual financial statements of the pension funds [and the International Standard on Auditing 260 (ISA 260) communication of audit matters;
 - 24.5.7.21.5.7. To agree internal audit plans and to ensure that internal audit work is planned with due regard to risk, materiality and coverage;
 - 24.5.8.21.5.8. To oversee in light of the audit plan the performance of the audit service:
 - 24.5.9.21.5.9. To oversee and review action taken on internal audit recommendations; and

24.5.10.21.5.10. To review all matters relating to external audit, including audit planning, action points and reports, and to monitor the implementation of external audit recommendations.

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25.22. Property Sub-Committee (Parent: Finance and Resources Committee)
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25.1.22.1. Constitution: 10 members of the Council as follows:

25.1.1.22.1.1. 3 SNP 25.1.2.22.1.2. 3 Conservative 25.1.3.22.1.3. 2 Labour

25.1.4.22.1.4. 1 Green 25.1.5.22.1.5. 1 SLD

Convener

25.2.22.2. The Convener will be a member of the City of Edinburgh Council.

Quorum

25.3.22.3. Four members of the Property Sub-Committee will constitute a quorum.

Substitution

25.4.22.4. Substitutes are permitted.

Delegated functions:

25.5.22.5. Power is delegated to the Property Sub-Committee to:

25.5.1.22.5.1. oversee the work of the Edinburgh Shared Repairs Service;

25.5.2.22.5.2 to take decisions in relation to the Council's Shared Repair Service that fall within the remit of the Finance and Resources Committee in relation to financial and legal risks; and

25.5.3.22.5.3. consider any outstanding issues that require detailed scrutiny in relation to the closure of the Property Conservation Programme Momentum project.

26.23. Special Sub-Committee on Adult Social Care (Parent: Culture and Communities Committee)

26.1.23.1. Constitution: 5 members of the Council as follows:

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26.1.1.23.1.1. 1 Labour
26.1.2.23.1.2. 1 SNP
26.1.3.23.1.3. 1 Conservative
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<del>26.1.4.23.1.4.</del> 1 Green <del>26.1.5.23.1.5.</del> 1 SLD
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Convener

26.2.23.2. The parent committee appoints the Convener.

Quorum

26.3.23.3. Two members of the Special Sub-Committee on Adult Social Care will constitute a quorum.

Substitution

26.4.23.4. Substitutes are permitted.

Delegated functions

- 26.5.23.5. Power is delegated to the Special Sub-Committee on Adult Social Care to:
 - 26.5.1.23.5.1. maintain an overview of the quality of social work experience for Edinburgh's citizens by considering reports of HMI, SWIA, and Care Commission inspections and internal reviews of health and social care establishments and services, and action taken;
 - 26.5.2.23.5.2. monitor the implementation of new initiatives relating to quality;
 - 26.5.3.23.5.3. maintain an overview of the implementation of national and local policies.
 - 26.5.4.23.5.4. address issues relating to the work of services which arise during the course of the business of the sub-committee and make recommendations to the Culture and Communities Committee;
 - 26.5.5.23.5.5. celebrate the success of services, including identification of examples of good practice; and
 - 26.5.6.23.5.6. provide a high quality experience for officers and sub-committee members by adopting an agreed set of protocols for the conduct of Special Sub-Committees.
- 27.24. Sub-Committee on Standards for Children and Families (Parent: Education, Children and Families Committee)
- 27.1.24.1. **Constitution**: 9 Members in total comprising of 1 religious representative and 8 Members of the Council as follows:

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27.1.1.24.1.1. 3 Conservative
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27.1.2.24.1.2. 2 SNP

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27.1.3.24.1.3.2 Labour
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27.1.4.24.1.4. 1 Green

27.1.5.24.1.5. 1 Scottish Liberal Democrat

Convener

27.2.24.2. The parent committee will appoint the convener.

Quorum

27.3.24.3. Three members will constitute a quorum.

Substitution

27.4.24.4. Substitutes are permitted.

- 27.5.24.5. Power is delegated to the Sub-Committee on Standards for Children and Families to:
 - 27.5.1.24.5.1. Provide oversight of the quality of education and care experiences for young people in the City of Edinburgh by scrutinising the reports and follow up actions of Education Scotland inspections in schools;
 - 27.5.2.24.5.2. Consider an annual report on Care Inspectorate inspections in early years provision;
 - 27.5.3.24.5.3. Consider individual reports on Care Inspectorate inspections in residential schools, care services for children and local authority reviews of service areas, establishments and units;
 - 27.5.4.24.5.4. Monitor the implementation of initiatives relating to quality improvement and assurance, and attainment and achievement;
 - 27.5.5.24.5.5. Maintain an overview of the implementation of national and local policies specifically related to quality standards by officers, establishments and services;
 - 27.5.6.24.5.6. Contribute to the support and challenge agenda within the context of establishment plans; and
 - <u>27.5.7.24.5.7.</u> Celebrate the success of establishments, units, teams and the service including recognising items of good practice.

APPOINTMENTS MAY 2019

SENIOR COUNCILLOR REMUNERATION

No.	Role	Pay - Percentage	Salary (as at 1 April 2019)	Councillor
1	Leader of the Council	Set by statute	£52,414	Adam McVey
2	Lord Provost	Set by statute	£39,310	Councillor Frank Ross
3	Depute Leader of the Council	75% (of leader's pay)	£39,310	Cammy Day
4	Depute Convener	50%	£26,207	Joan Griffiths
5	Convener – Culture and Communities	62.5%	£32,758	Donald Wilson
6	Convener – Transport and Environment	62.5%	£32,758	Lesley Macinnes
7	Convener – Housing and Economy	62.5%	£32,758	Kate Campbell
8	Convener – Education, Children and Families	62.5%	£32,758	Ian Perry
9	Convener – Finance and Resources	62.5%	£32,758	Alasdair Rankin
10	Vice-Convener – Culture and Communities	50%	£26,207	Amy McNeese-Meechen
11	Vice-Convener – Transport and Environment	50%	£26,207	Karen Doran
12	Vice-Convener – Housing and Economy	50%	£26,207	Lezley Marion Cameron
13	Vice-Convener – Education, Children and Families	50%	£26,207	Alison Dickie

14	Vice-Convener – Finance and Resources	50%	£26,207	Vacant
15	Convener - GRBV	62.5%	£32,750	Joanna Mowat
16	Licensing Board Convener	62.5%	£32,758	Norrie Work
17	Opposition Group Leader	50%	£26,207	lain Whyte
18	Opposition Group Leader	50%	£26,207	Steve Burgess
19	Opposition Group Leader	50%	£26,207	Robert Aldridge
20	Planning Convener	62.5%	£32,758	Neil Gardner
21	Regulatory Convener	62.5%	£32,758	Cathy Fullerton
22	Convener or Vice-Convener of Integration Joint Board	62.5%	£32,758	Ricky Henderson
23	Vice-Convener - Planning	50%	£26,207	Maureen Child
24	Vice-Convener – Licensing Board	50%	£26,207	Vacant
25	Vice-Convener – Regulatory Committee	50%	£26,207	Vacant
26				
Total			£681,366	Does not include Leader of the Council or Lord Provost
Maximum			£681,366	
27	LVJB - Convener	Set by statute	£21,840	David Key