

Corporate Policy and Strategy Committee

10.00am, Tuesday, 7 August 2018

Sale and Use of Fireworks

Item number	7.3
Report number	
Executive/routine	
Wards	Citywide
Council Commitments	51

Executive Summary

After considerable disturbance and anti-social behaviour linked to Bonfire Night 2017, Motions were approved at the City of Edinburgh Council meeting on 23 November 2017.

This report discharges these Motions, gives information on current joint working and planned future initiatives.

Sale and Use of Fireworks

1. Recommendations

- 1.1 It is recommended that the Corporate Policy and Strategy Committee:
 - 1.1.1 Notes that a city-wide Community Improvement Partnership (CIP) has been formed to minimise future disturbance around Bonfire Night;
 - 1.1.2 Notes that the Leader of the Council wrote to the Minister for Business, Energy, and Industrial Strategy, calling on the UK Government to review the rules governing the sale of fireworks on 22 March 2018 and notes the response from Andrew Griffiths, Minister for Small Business, Consumers and Corporate Responsibility, dated 16 April 2018; and
 - 1.1.3 Notes that the Leader of the Council wrote to the Cabinet Secretary for Justice regarding the misuse of fireworks on 22 March 2018 and notes the response from Annabelle Ewing, Minister for Community Safety and Legal Affairs dated 19 April 2018.

2. Background

- 2.1 On 5 November 2017 over 250 calls required emergency service attendance regarding dangerous use of fireworks and anti-social behaviour. Fireworks were reportedly thrown, resulting in serious injury to at least one police officer. Property was damaged and residents left disturbed and feeling unsafe, both within and outside their homes.
- 2.2 While the total number of fireworks calls (160) was actually down on the previous year, the incidents were nonetheless serious. A detailed breakdown of the Police recorded incidents is attached at Appendix 1. Included in the Police report are instances of significant disorder.
- 2.3 Motions by Councillors Day, Lang and Brown at the City of Edinburgh Council Meeting on 23 November 2017 reflected widespread concerns about the events of 5 November 2017 at many locations city-wide.
- 2.4 The Council has two main regulatory roles in respect of fireworks:
 - 2.4.1 enforcing product safety rules controlling which fireworks may be sold to the public; and

- 2.4.2 ensuring that retailers satisfy their health and safety duties to ensure safe storage.
- 2.5 The Council also works with partners to ensure a joined-up approach to managing events on and around 5 November.

3. Main report

Legislation

- 3.1 Regulation of the sale of fireworks is regarded as a consumer safety issue and as such is reserved to the UK Parliament. The Council's regulatory roles are outlined in paragraph 2.4. There are currently substantial controls on fireworks, covering types, sales, storage and use.

Categorisation of Fireworks

- 3.2 As required by the Pyrotechnic Articles (Safety) Regulations 2015, all fireworks offered for sale must carry a CE mark to show that they are safe and conform to European safety standards. In addition, all fireworks must fall into one of four categories.
 - 3.2.1 Category F1 – Very low hazard, for use in confined areas including domestic buildings (i.e. indoor fireworks);
 - 3.2.2 Category F2 – Low hazard, for outdoor use in confined areas (i.e. garden fireworks);
 - 3.2.3 Category F3 – Medium hazard, for outdoor use in large open areas (i.e. display fireworks); and
 - 3.2.4 Category F4 – High hazard, for use only by persons with specialist knowledge (i.e. professional fireworks).

Sale of Fireworks

- 3.3 Category F1 fireworks may not be sold to anyone under 16. Category F2 and Category F3 fireworks may not be sold to anyone under 18. Category F4 fireworks are for professional use only and may not be sold to the general public.
- 3.4 Certain types of fireworks such as bangers, mortar shells, air bombs and firecrackers must not be sold to the public, as they are considered to be child-appealing or simply too dangerous. Such fireworks have been banned since 1998.
- 3.5 Anyone wishing to supply fireworks all year round and not just in the permitted periods requires to be licensed as detailed within the Fireworks Regulations 2004. No one in Edinburgh holds or has ever held a licence for year-round supply. The periods when selling without a licence is permitted are:
 - 3.5.1 15 October to 10 November inclusive;
 - 3.5.2 26 December to 31 December inclusive;

- 3.5.3 On the first day of the Chinese New Year and the three days immediately preceding it; and
- 3.5.4 On the day of Diwali and the three days immediately preceding it.
- 3.6 In 2017 there were 34 Edinburgh traders licensed by the City of Edinburgh Council for storage allowing the time limited sale of fireworks during the permitted periods. The licence covers storage up to 2,000kg.
- 3.7 The licensing authority may refuse an application for a storage licence where:
 - 3.7.1 The proposed site or place of proposed storage is unsuitable, or
 - 3.7.2 The applicant is not a fit person.
- 3.8 Online sales of fireworks are regulated by Trading Standards in the same way as conventional sales. While the level of internet sales is difficult to gauge, there is little evidence to suggest that it is widespread.

Controls on use of fireworks.

- 3.9 There are further criminal offences relating to fireworks that can only be enforced by the Police:
 - 3.9.1 Possessing fireworks in a public place if under the age of 18; and
 - 3.9.2 Setting off fireworks in the street or public place. However, this does not preclude setting off fireworks in a park where safe to do so.
- 3.10 The Fireworks (Scotland) Regulations 2004 prohibits letting off fireworks between 11pm and 7am, except for Hogmanay, Diwali, and Chinese New Year when fireworks may be used until 1am. On 5 November the curfew to use fireworks is midnight - although the Council can authorise displays outwith these times, e.g. during the Edinburgh Military Tattoo.

UK and Scottish Government Positions

- 3.11 It may be of interest to note that the Fireworks Act 2003 resulted from a Private Members Bill which originally included a proposal to ban the sale of fireworks to the public. In order to secure Government support for the Bill, this proposal to ban sales to the public was dropped.
- 3.12 As recently as 29 January 2018 Westminster debated e-petition 201947, requesting the UK Government to “Change the laws governing the use of fireworks to include a ban on public use”. In response the Government stated, “Government takes the issue of firework safety very seriously. There is legislation in place that controls the sale, use and misuse of fireworks; we have no plans to extend this further”.
- 3.13 In his letter of 16 April 2018, attached at Appendix 3, Andrew Griffiths MP, Minister for Small Business, Consumers and Corporate Responsibility, referred to the recent Westminster fireworks debate. He states “Following the debate, I still believe the current fireworks regulations strike the right balance between the enjoyment of fireworks by consumers and limiting their potential misuse. There are no plans at

the moment to review the regulations with regard to placing further restrictions on the sale of fireworks”.

- 3.14 In her letter of 19 April 2018, attached at Appendix 2, Annabelle Ewing MSP, the then Minister for Community Safety and Legal Affairs, states “The Scottish Government is presently looking at the impact of fireworks and bonfires on our ambition for safer communities. As part of this, I have invited Her Majesty’s Fire Service Inspectorate and Her Majesty’s Inspectorate of Constabulary to look at the impact on emergency personnel including any perceived gaps in the legislation. My officials would be happy to meet with officers from City of Edinburgh Council to discuss this matter”.
- 3.15 On 12 June 2018 a meeting took place with Scottish Government officials, who were very concerned and interested to learn more of the difficulties faced by emergency services and residents from the recent reckless abuse of fireworks. Whilst acknowledging the boundaries of responsibilities with elements reserved to Westminster, these officials undertook to review what lessons may be learned and whether any new options may be employed to tackle such unacceptable and antisocial behaviour. Recognising that a relatively small number of individuals are at the core of such behaviour, consideration will be given to encouraging the diversion of this group into other activities on key dates as well as a review of more punitive options.

Citywide Bonfires CIP

- 3.16 In order to ensure a coordinated approach in preparation for Bonfire Night 2018, a Citywide CIP has been formed to bring together relevant partners from the Council, NHS, and emergency services. Chaired by the Council’s Community Safety Manager, this thematic CIP will report progress to the Edinburgh Community Safety Partnership as well as reporting progress to Committee.
- 3.17 The CIP Terms of reference are attached at Appendix 4.
- 3.17.1 The remit includes:
- 3.17.1.1 Reviewing the events of Bonfire Night 2017 so that lessons learned can inform the work of the group;
 - 3.17.1.2 Developing a co-ordinated partnership approach to the planning and preparatory work for Bonfire Night 2018; and
 - 3.17.1.3 Working collaboratively to reduce the risk of injury/death to individuals participating in bonfire and fireworks activities, and to partners and the wider public.
- 3.17.2 Workstreams include:
- 3.17.2.1 Intelligence gathering and information sharing;
 - 3.17.2.2 Planning and practical preparation; and
 - 3.17.2.3 Communication with local communities.

- 3.18 All actions in support of the CIP Workstreams are detailed in a Thematic Action Log, attached as Appendix 5. Shirley McLaren, Community Safety Manager, is Chair of the CIP and lead officer for the Council on this project.
- 3.19 In 2018, Trading Standards Officers will visit and inspect all premises licensed for the storage of fireworks ahead of Bonfire Night. It is intended that they will be accompanied by the Police and Fire Services in order to emphasise the importance of compliance with all firework legislation around sales and storage. More recently the Fire Service, having adopted a more risk based approach, had not always accompanied the Trading Standards Officers. Given the events of last year the risks have been revisited and officers are reinstating the approach of previous years.

4. Measures of success

- 4.1 Reduced levels of vandalism, antisocial behaviour, and violence around Bonfire Night in 2018 and future years.

5. Financial impact

- 5.1 There is no direct financial impact on the Council. All costs are contained within existing budgets.

6. Risk, policy, compliance and governance impact

- 6.1 The Council has a duty to licence fireworks suppliers and intends to work with partner agencies to ensure appropriate storage and sale of fireworks and to promote community safety.

7. Equalities impact

- 7.1 There is no adverse impact on the public-sector equalities duty. The service will be developed in line with best practice and be designed to ensure that the interests of tenants, including vulnerable users, are safeguarded.

8. Sustainability impact

- 8.1 There is no environmental impact arising from the contents of this report.

9. Consultation and engagement

- 9.1 There has been no consultation or engagement relevant to this report.

10. Background reading/external references

10.1 [Minutes of City of Edinburgh Council meeting 23 November 2017](#)

10.2 [Petitions.parliament.uk/petitions/201947](https://petitions.parliament.uk/petitions/201947)

Paul Lawrence

Executive Director of Place

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11. Appendices

Appendix 1: Police analysis highlighting the location and nature of firework related calls for the past three years.

Appendix 2: Letter from Annabelle Ewing MSP, Minister for Community Safety and Legal Affairs

Appendix 3: Letter from Andrew Griffiths MP Minister for Small Business, Consumers and Corporate Responsibility

Appendix 4: Terms of reference – Bonfire CIP

Appendix 5: Citywide CIP – Thematic Action Log

Appendix 1

E Division Firework Calls			
Year	2017	2016	2015
Total Calls	160	324	233

E Division worst areas for Firework Calls by Beat / Ward Area								
2017			2016			2015		
Craightinny Restalrig and Lochend	ED30	19	West Pilton	NF07	53	Broomhouse Saughton and Stenhouse	PW52	27
Portobello and Joppa	EC33	15	Broomhouse Saughton and Stenhouse	PW52	33	Craightinny Restalrig and Lochend	ED30	22
Broomhouse Saughton and Stenhouse	PW52	14	Craightinny Restalrig and Lochend	ED30	22	Liberton/Gilmerton	SE41	13

Although the total amount of fireworks calls received in 2017 saw a reduction from the 2016 total, the nature, seriousness and dynamics of these calls increased. The following examples highlight the issues experienced by police while dealing with these some of these calls.

On 5 November 2017, the police attended in Loganlea Gardens, Edinburgh (ED30) regarding a report of youths throwing fireworks. On arrival 50+ youths attacked police and fireworks were thrown at police vehicles causing officers to withdraw due to safety concerns. These youths then embarked on a spree of disorder and property destruction, including throwing fireworks at passing vehicles and driving a stolen vehicle on to a bonfire and setting alight a further two vehicles very close to open gas works.

Subsequent enquiries confirmed the damage to the three vehicles and infrastructure in the area totalled approximately £40,000.

At around the same time police began to receive numerous calls to the West Pilton area regarding youths in possession of fireworks. On police arrival they immediately came under bombardment from bricks and fireworks and a Police Sergeant was seriously injured after being struck in the chest/neck by a firework. Due to the level of disorder being experienced officers and vehicles were withdrawn from the immediate area.

The police presence was maintained until the youths dispersed themselves with the only damage caused to police vehicles and personnel.

The level of violence displayed and the overall cost of the damage received a significant amount of national and local media coverage the following day.

Due to the seriousness of all these incidents two police enquiry teams were established to try and identify those person involved. These officers viewed over 60 hours of CCTV footage and carried out extensive enquiries in the community, schools and on social media. This resulted in 15 suspects being identified and reported to either the Procurator Fiscal or Children's Reporter.

After these events Community Officers worked closely with the City of Edinburgh Council and other partners to have the physical appearance of the area returned to normal as soon as possible. The three burnt out vehicles and damaged street furniture were all cleared within two days.

Local Elected Members were updated throughout these events, resulting in some of them lobbying the UK Government requesting that the current firework legislation be reviewed.

E Division ASB Calls			
Year	2017	2016	2015
Total Calls	1402	1244	1133

E Division worst areas for ASB Calls by Beat / Ward Area								
2017			2016			2015		
Southside Corridor and Dumbiedykes	SN37	68	Sighthill/Gorgie	PW51	58	Calders Area	PW53	45
Craigmillar	EC35	60	Marchmont	SM46	57	Craigmillar	EC35	44
Moredun	SE41	52	Leith	NL27	54	Leith	NL27	40

As can be seen from the data listed above there was an increase in ASB calls during this same period and although there was a reduction in Firework calls, these ASB calls can still be linked to the overall disorder experienced during this period, as not all calls listed would be classed as firework related unless it was directly mentioned by the caller (i.e a call re youths causing a disturbance in the street would not be classed as a firework call unless caller specifically stated they were using fireworks).

Appendix 2

Minister for Community Safety and Legal Affairs
Annabelle Ewing MSP



Scottish Government
Riaghaltas na h-Alba
gov.scot

T: 0300 244 4000
E: scottish.ministers@gov.scot

Councillor Adam McVey

Email: adam.mcvey@edinburgh.gov.uk

Our ref: 2018/0011349

19 April 2018

Dear Adam,

Thank you for your letter of 22 March, to the Cabinet Secretary for Justice, Mr Michael Matheson, regarding the misuse of fireworks. As this subject falls within my Ministerial portfolio, I have been asked to respond.

As you have noted, the UK Government at Westminster has responsibility for the sale and possession of fireworks. The Scottish Government has responsibility for legislation on the use of fireworks, and can make regulations on where and when fireworks can be used and on the operation of public fireworks displays.

The incidents in Edinburgh last year are very serious and I can assure you that Scottish Ministers recognise concerns about the antisocial and violent use of fireworks. It is for this reason the Fireworks (Scotland) Regulations 2004 restrict when fireworks can be set off: it is illegal to let off fireworks between 11.00 pm and 7.00 am except on the four nights of the year when fireworks are used in traditional or cultural events.

On 5 November the use of fireworks must stop at midnight, while on Hogmanay, Chinese New Year and Diwali, the deadline is 1.00 am.

The Scottish Government is presently looking at the impact of fireworks and bonfires on our ambition for safer communities. As part of this, I have invited Her Majesty's Fire Service Inspectorate and Her Majesty's Inspectorate of Constabulary to look at the impact on emergency service personnel including any perceived gaps in the legislation.

My officials would be happy to meet with officers from City of Edinburgh Council to discuss this matter. If this would be welcome please contact Gordon Paterson, Head of Building

Scottish Ministers, special advisers and the Permanent Secretary are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot

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Safer Communities and Cashback, gordon.paterson@gov.scot who would be happy to discuss further.

Yours sincerely



Annabelle Ewing

Scottish Ministers, special advisers and the Permanent Secretary are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot

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Appendix 3



Department for
Business, Energy
& Industrial Strategy

Andrew Griffiths MP

Department for Business, Energy &
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Our ref: MCSL2018/07973/gh

16 April 2018

Dear Cllr McVey

Thank you for your letter of 22 March 2018 addressed to the Rt.Hon. Greg Clark MP about the regulation of fireworks sales. I am replying as this issue falls within my Ministerial portfolio.

Clearly, this is an important issue and there is a need to ensure that appropriate measures are in place to prevent anti-social behaviour associated with the sales of fireworks. The use and discharge of fireworks is a devolved matter and comes under the Fireworks (Scotland) Regulations 2004 and there are, therefore, a number of powers that are already within the competence of the Scottish Government, which allow for the restrictions on the use of fireworks.

Under the Scotland Act 1998, the regulation of the sale and supply of goods and services to consumers and product safety and liability is reserved. The regulation of these matters is therefore covered by the Fireworks Regulations 2004 and the Pyrotechnic Articles (Safety) Regulations 2015, which are the responsibility of the Department for Business, Energy and Industrial Strategy.

Current legislation protects people from those who wilfully misuse fireworks. Section 80 of the Explosives Act 1875 prohibits throwing fireworks in, or into, public places and onto public roads. The police have powers to enforce this and anyone found guilty is currently liable to an unlimited fine. The police can also issue on-the-spot fines of £90 to persons aged over 18 committing this offence.

There are already strict guidelines in place for the private use of fireworks, and legal penalties for individuals who use them irresponsibly. The existing legislation limits the sale of fireworks, provides specific curfews for their use, sets maximum allowable noise levels and sets strict penalties, including possible imprisonment, in certain circumstances.

Regarding licensing, as you are aware, the sale of fireworks is limited to seasonal periods under the 2004 Fireworks Regulations unless a retailer is specifically licensed to sell outside these periods. Without a licence, retailers can only sell fireworks from 15th October to 10th November (27 days); the 3 days prior to and including Chinese New Year, Diwali; and the 6

days up to and including New Year. At other times you can only buy fireworks from licensed shops. To obtain a licence issued by the local authority it is subject to meeting strict criteria and there is already a penalty in place for not doing so which is an unlimited fine and/or up to 6 months prison.

Indeed, a number of agencies have powers to tackle unregistered sellers or protect the public from the misuse of fireworks including the police, local authority environmental noise teams and Trading Standards.

I believe the best way to continue to reduce the distress caused by fireworks is to work with industry, retailers and others to promote the safe and responsible use of fireworks through guidance and public education and to ensure that appropriate action is taken against those that break the rules.

I have recently attended a debate on fireworks which was an opportunity for the views of the House to be heard. The issues were explored fully with more than 20 Members contributing to a lively and knowledgeable debate. Following the debate, I still believe the current fireworks regulations strike the right balance between the enjoyment of fireworks by consumers and limiting their potential misuse. There are no plans at the moment to review the regulations with regard to placing further restrictions on the sale of fireworks.

While I understand the serious issues that can arise associated with the improper use of fireworks, I would suggest that you consider working with the Scottish Government and local agencies to identify what measures can be adopted within the current devolution settlement in order to tackle this issue.

I hope you find this response helpful.

Yours sincerely

A handwritten signature in black ink that reads "Andrew Griffiths". The signature is written in a cursive, slightly slanted style.

ANDREW GRIFFITHS MP

Minister for Small Business, Consumers & Corporate Responsibility

Terms of reference – Bonfire CIP

INTRODUCTION

During Bonfire Night 2017, fireworks caused substantial damage to property in the east of Edinburgh. In addition, the north of Edinburgh experienced high levels of violence and antisocial behaviour. Police officers and members of the public were targeted with fireworks and a police officer sustained a serious injury as a result.

Across the City, over 250 calls were made to the emergency services which required attendance.

Protecting communities from harm during Bonfire Night in 2018 and beyond, is a priority for partners and a collaborative approach is being adopted through this CIP to work to reduce the levels of vandalism, antisocial behaviour and violence which occurred on 2017's Bonfire Night.

The City of Edinburgh Council meeting on 23 November 2017 included Motions on fireworks and Bonfire Night from elected members. These Motions (item 12 from the [Minutes of the meeting](#)) will be addressed by this CIP.

REMIT

To review partners' activity in the lead up to and during Bonfire Night 2017.

To review the events of 2017's Bonfire Night for example, firework use, levels of violence and antisocial behaviour, extent of vandalism, and damage to the environment, so that lessons learned can inform this group going forward.

To develop a co-ordinated partnership approach to the planning and preparatory work for Bonfire Night 2018, to help minimise the incidents of antisocial behaviour and vandalism.

To work collaboratively to reduce the risk of injury/death to individuals participating in bonfire and fireworks activities, and to partners and the wider public.

To respond to the Council Motion raised at the City of Edinburgh Council meeting on 23 November 2017 (item 12, Motion 1 from the [Minutes of the meeting](#)) which requires that the Chief Executive report to the February meeting of the Corporate Policy and Strategy Committee on:

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

To support the Council Motions raised at the City of Edinburgh Council meeting on 23 November 2017 (item 12, Motions 2 and 3 and Amendment to Motion 3 from the [Minutes of the meeting](#)) in which the Council:

- agrees to work in conjunction with our emergency services colleagues to assist where practical in helping to identify those responsible in respect of behaviour unbecoming of this fine capital city;
- agrees to work in conjunction with emergency services ahead of next year to assist where practical to prevent a repeat of a plethora of incidents that caused damage to personal property of local residents and left a series of public parks with scorched areas together with debris from unsolicited bonfires;
- agrees to work with the emergency services ahead of next year's Bonfire Night to prevent incidents which cause injury to people and/or damage to property; and

- recognises that though restricting fireworks further may prevent these exact incidents happening in future, there is a wider need to address the antisocial behaviour that lies behind these incidents.

WORKSTREAMS

Intelligence gathering and information sharing – partners to share their intelligence, experiences and evidence from 2017 Bonfire Night and apply lessons learned in 2018.

Planning and practical preparation – partners to agree a co-ordinated approach to Bonfire Night and firework use for 2018 so that violence, antisocial behaviour, vandalism and the risk of death/injury is reduced, and damage to the environment minimised.

Council Motion responses – to respond to committee in May 2018 on the outcomes of discussions with Westminster Government

Communication with local communities – to promote community safety and the safe use of fireworks around Bonfire Night via a partner co-ordinated social media campaign, and through liaising with community groups and residents associations including Edinburgh Tenants Federation.

MEETING AND CHAIRING ARRANGEMENTS

This thematic CIP is chaired by the Council's Community Safety Manager, with progress reported to the Edinburgh Community Safety Partnership. Full responses to the Council Motions will be provided to the relevant committees.

CIP MEMBERSHIP

Shirley McLaren, Community Safety (Chair)

Becky Cropper/Susan Carson, FHSS, North West

George Norval, Housing, North West

Darren Ryan, Transport & Environment, North East

Scott Watson, FHSS, North East

Paul Hutton, Planning and Transport, South West

Paul Baxter, Environmental Wardens, South East

Gillian Geany, Police Scotland

Peter O'Brien/Bruce Nisbet, Scottish Fire & Rescue Service

Colin Baxter, Trading Standards

Linda Irvine, NHS

Suzan Ross, Community Justice (support)

Representatives from other areas may be invited to attend the CIP to address specific issues arising.

Appendix 5

Citywide CIP; Bonfires – Thematic Action Log – updated 24 May 2018

	Theme	Evidence	Description of Tasks	Owner	Timescale	Updates and Comments
1	Information sharing	Police Scotland data	<ol style="list-style-type: none"> 1. Call data and offences from 2015 to be shared with the group 1. 2. Action – prepare data summary/analytical report for group 2. 	Gillian Geany	Early June 2018	<p>Hotspot ASB & fireworks data shared with group</p> <p>Police Scotland preparing data summary and will make available to group. Analytical report will include SFRS data.</p>
		High level of evidence required to prosecute	<ol style="list-style-type: none"> 3. Partners to share intelligence to increase awareness of challenges 3. 4. See activity under planning and preparation 5. 	All partners	Ongoing	
			<ol style="list-style-type: none"> 4. PRS referrals for Bonfire Night/fireworks antisocial behaviour/violence/vandalism to be escalated upwards from PRS 6. 5. Where persons of interest identified are young people, to liaise with the Young People's Service re. appropriate measures/actions 7. 6. Action – Steve Harte (Young People's Service) to be invited to next meeting 8. 7. Action - Refer to Council/Police Scotland SLA to ascertain any indicators/performance reporting required for fireworks, PRS and young people 	<p>Suzan</p> <p>Shirley McLaren</p>	May 2018	Gill advised that Youth Sergeant has no influence over the outcome of a person referred to a service under the PRS

2	Planning and preparation	e.g. use of CCTV, concierge reports, special uplift amnesty	<ul style="list-style-type: none"> • Explore effective and efficient ways to identify, collect and dispose of accumulations in run up to and during Bonfire Night <p>9.</p> <p>8. Action - Email to go to FHSS managers to request that bonfire/fireworks safety planning be included as standing agenda item at local CIPs with following:</p> <p>10.</p> <ol style="list-style-type: none"> 1. Suggest briefings to concierge, task force, housing officers, Environmental Wardens, FHSS, any other relevant staff re. reporting intelligence to locality and police 2. Consider what resources are available for bonfire night/uplifts/local communication 3. Advise each local CIP to scope their requirements and feed back to this thematic CIP to assist with planning <p>11.</p> <p>9. Follow up action - further email to FHSS managers copying in locality managers re. issues listed above, ensuring bonfire/fireworks issues on local CIP agenda</p> <p>12.</p>	<p>Shirley McLaren</p> <p>Shirley McLaren</p>	<p>May 2018</p>	<p>Action complete - email sent to FHSS managers 6 April 2018 requesting feedback to May CIP</p> <p>Update - follow up email sent 24 May 2018</p>
			<ul style="list-style-type: none"> • Action – local CIPs to produce action plan detailing planned activity in preparation for bonfire night e.g. to tackle local hotspots, to explore provision for young people previously involved in firework/bonfire related ASB etc <p>13.</p>	<p>Rep from each local CIP</p>	<p>Local CIPs to respond to Shirley McLaren by 19 June 2018</p>	

		<ul style="list-style-type: none"> • Action - local CIPs to ascertain their available resources to carry out their action plan activities, identify where gaps exist and what resources are required to plug gaps 14. • Action - liaise with waste services on support they can provide eg staff resources, special uplift/commercial vehicle recycling amnesty • Police Scotland to feed back on their resource availability 	<p>Rep from each local CIP</p> <p>Andy Hunter</p> <p>Gill Geany</p>	<p>Respond to SM by 19 June 2018</p> <p>June 2018</p> <p>26 June 2018</p>	<p>Update – email sent by AH to Waste/cleansing services re amnesty, action plan, availability of staff resources, CIP involvement</p> <p>Update –Police Scotland meeting taking place in June re resources</p>
		<ul style="list-style-type: none"> • Consider whether other localities can recruit private sector contractors to assist with accumulations 15. • Explore whether RSLs may be willing to assist with clean ups 16. 	<p>Localities</p> <p>Localities</p>	<p>After scoping exercise</p> <p>By Sept 2018</p>	<p>Localities may consider as part of their scoping exercise but preference to resolve in house</p> <p>Based on local arrangements and RSL property locations</p>
		<ul style="list-style-type: none"> • Explore whether CCTV could be used to support patrols in lead up to and during Bonfire Night 2018 17. 	<p>Localities</p>	<p>By Sept 2018</p>	<p>CCTV camera(s) requests to be submitted through the local CIPs by September 2018</p>
		<ul style="list-style-type: none"> • Consider whether community assets e.g local businesses, recycling companies, other public services e.g Lothian Buses, can support the bonfire/fireworks safety campaign through contributing resources (machinery, skips, heavy transport for waste disposal) 18. • Action – liaise with Community Development re potential for this 	<p>Suzan/ Shirley</p>	<p>To be explored after resource availability/ localities requirements identified</p>	<p>Businesses contributing would benefit from positive local publicity, also opportunity to recycle items dumped/donated</p>

3	Council Motion 1 response		<ul style="list-style-type: none"> • “Chief Executive to report to Corporate Policy & Strategy Committee on: 19. - working with Scottish and Westminster governments to consider options for better control of the sale of fireworks to individuals; and - encouraging organised and licensed community firework and bonfire events” 20. • Action complete 21. 	Colin Baxter		<p>Action complete - committee report for April/May committee drafted and with Andrew Mitchell for authorisation</p> <p>Update – report in draft form – committee date tbc</p>
	Council Motion 2 response		<ul style="list-style-type: none"> • “Council agrees for the Leader of the Council to write to the Cabinet Secretary for Justice and the Secretary of State for Business, Innovation & Skills to express the Council’s support for both reviews so new measures can be considered and, where possible, implemented before 5 November 2018” – Action complete 22. 	Colin Baxter		<p>Action complete - letters sent to both Cabinet Secretary for Justice and to Sec of State for Business, Energy & Industrial Strategy</p> <p>Update – responses to letters received. Letter from Scottish Govt. includes invitation to meet to discuss matter further. Meeting date tbc</p>
	Support for Council Motion 3	Addressed by intelligence and information sharing between partners	<ul style="list-style-type: none"> • Work in conjunction with emergency services colleagues to assist where practical in helping to identify those responsible in respect of behaviour unbecoming of this fine capital city 23. 	All partners	Ongoing	Also addressed under section 1 (escalation upwards from PRS referrals, liaison with Young People’s Service)
	Addressed by partnership co-ordination under this CIP	<ul style="list-style-type: none"> • Work in conjunction with emergency services ahead of next year to assist where practical to prevent a repeat of a plethora of incidents that caused damage to personal property of local residents and left a series of public parks with scorched areas together with debris from unsolicited bonfires 24. 	All partners	Ongoing		

		This CIP	<ul style="list-style-type: none"> Work with the emergency services ahead of next year's Bonfire Night to prevent incidents which cause injury to people and/or damage to property 25. 	All partners	Ongoing	
		This CIP	<ul style="list-style-type: none"> Recognise that though restricting fireworks further may prevent these exact incidents happening in future, there is a wider need to address the antisocial behaviour that lies behind these incidents 26. 	All partners	Ongoing	
	Supporting activity		<ul style="list-style-type: none"> Co-ordinate joint Trading Standards visits to all licensed premises to ensure full compliance re. under age sales, firework storage and unlicensed sales 27. Action – plan and conduct visits 28. 	Colin Baxter	Prior to bonfire night 2018	Update – no justification for test purchasing at this stage; young people may obtain fireworks online and adults may also distribute
4	Communication	Social media & leaflet promotion	<ul style="list-style-type: none"> Need to ascertain where organised display will be and promote accordingly highlighting safety message 29. Action – Briefing note to be produced for ECSP requesting whether Council supporting the finding of another venue in the wider interests of city community safety 30. Need to promote Events Planning and Operation Group (EPOG) requirements for community bonfires/events 31. 32. Action – liaise with John McNeill (public safety & cultural strategy) re EPOG & CIP objectives 33. 	<p>Suzan</p> <p>Karen Lloyd/public safety</p> <p>Suzan</p>	<p>June 2018</p> <p>Once alternative venue agreed</p> <p>Ongoing</p>	<p>Update - pyrotechnics company previously running Meadowbank display currently looking for alternative venue.</p> <p>Considerations include emergency services impact/access, public liability. insurance.</p> <p>Update – John McNeill invited to next meeting</p>

	e.g. advice on material unsuitable for bonfires, hazards to be aware of, where to report dangers etc.	<ul style="list-style-type: none"> • Clear message to be conveyed to community re dangers of fireworks/bonfires and that safety is paramount for community bonfires 34. • Action – create communications plan around requirements of bonfire /fireworks safety campaign and timescales for comms activities 35. 	<p>Comms Team/ Karen Lloyd</p> <p>Karen Lloyd</p>	<p>Ongoing</p> <p>26 June 2018</p>	Comms will arrange for safety briefings on Orb, Newsbeat and other relevant plasma screens
		<ul style="list-style-type: none"> • Communities to be discouraged from fly tipping in run up to Bonfire Night and dangers of dumping such waste highlighted 36. • Action – initial discussion with Jacqueline Allan re production of leaflets/ promotional safety material required 37. • Action – localities to share current/recent promotional material re bonfires/fireworks with group 38. 	<p>Karen Lloyd</p> <p>Rep from each local CIP</p>	<p>By Sept 2018</p> <p>26 June 2018</p> <p>26 June 2018</p>	<p>e.g. promotion in RSL newsletters, tenants communications, residents groups, social media, press release</p> <p>Localities reps to bring to next CIP on 26 June</p>
		<ul style="list-style-type: none"> • Explore whether relevant third sector organisations e.g. those working with young people, could help promote the community safety message 39. 	EVOC	Ongoing	Update - Ella Simpson at EVOC will disseminate the promotional safety material across the third sector young people's networks
		<ul style="list-style-type: none"> • SFRS to continue to raise awareness of bonfire and fireworks issues/dangers in schools 40. 			

			<ul style="list-style-type: none"> • Action – consider widening scope of educational input to schools; liaise with police school link officers and partners 41. • Action – question posed whether Changeworks could assist – SFRS to advise 42. 	Bruce Nisbet/Peter O'Brien	June 2018 June 2018	
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Appendix 5

Citywide CIP; Bonfires – Thematic Action Log – updated 24 May 2018

	Theme	Evidence	Description of Tasks	Owner	Timescale	Updates and Comments
1	Information sharing	Police Scotland data	<ul style="list-style-type: none"> • Call data and offences from 2015 to be shared with the group • Action – prepare data summary/analytical report for group 	Gillian Geany	Early June 2018	<p>Hotspot ASB & fireworks data shared with group</p> <p>Police Scotland preparing data summary and will make available to group. Analytical report will include SFRS data.</p>
		High level of evidence required to prosecute	<ul style="list-style-type: none"> • Partners to share intelligence to increase awareness of challenges • See activity under planning and preparation 	All partners	Ongoing	
			<ul style="list-style-type: none"> • PRS referrals for Bonfire Night/fireworks antisocial behaviour/violence/vandalism to be escalated upwards from PRS • Where persons of interest identified are young people, to liaise with the Young People's Service re. appropriate measures/actions • Action – Steve Harte (Young People's Service) to be invited to next meeting • Action - Refer to Council/Police Scotland SLA to ascertain any indicators/performance reporting required for fireworks, PRS and young people 	<p>Suzan</p> <p>Shirley McLaren</p>	May 2018	Gill advised that Youth Sergeant has no influence over the outcome of a person referred to a service under the PRS

		<ul style="list-style-type: none"> • Action - local CIPs to ascertain their available resources to carry out their action plan activities, identify where gaps exist and what resources are required to plug gaps • Action - liaise with waste services on support they can provide eg staff resources, special uplift/commercial vehicle recycling amnesty • Police Scotland to feed back on their resource availability 	<p>Rep from each local CIP</p> <p>Andy Hunter</p> <p>Gill Geany</p>	<p>Respond to SM by 19 June 2018</p> <p>June 2018</p> <p>26 June 2018</p>	<p>Update – email sent by AH to Waste/cleansing services re amnesty, action plan, availability of staff resources, CIP involvement</p> <p>Update –Police Scotland meeting taking place in June re resources</p>
		<ul style="list-style-type: none"> • Consider whether other localities can recruit private sector contractors to assist with accumulations • Explore whether RSLs may be willing to assist with clean ups 	<p>Localities</p> <p>Localities</p>	<p>After scoping exercise</p> <p>By Sept 2018</p>	<p>Localities may consider as part of their scoping exercise but preference to resolve in house</p> <p>Based on local arrangements and RSL property locations</p>
		<ul style="list-style-type: none"> • Explore whether CCTV could be used to support patrols in lead up to and during Bonfire Night 2018 	<p>Localities</p>	<p>By Sept 2018</p>	<p>CCTV camera(s) requests to be submitted through the local CIPs by September 2018</p>
		<ul style="list-style-type: none"> • Consider whether community assets e.g local businesses, recycling companies, other public services e.g Lothian Buses, can support the bonfire/fireworks safety campaign through contributing resources (machinery, skips, heavy transport for waste disposal) • Action – liaise with Community Development re potential for this 	<p>Suzan/ Shirley</p>	<p>To be explored after resource availability/ localities requirements identified</p>	<p>Businesses contributing would benefit from positive local publicity, also opportunity to recycle items dumped/donated</p>

3	Council Motion 1 response		<ul style="list-style-type: none"> • “Chief Executive to report to Corporate Policy & Strategy Committee on: <ul style="list-style-type: none"> - working with Scottish and Westminster governments to consider options for better control of the sale of fireworks to individuals; and - encouraging organised and licensed community firework and bonfire events” • Action complete 	Colin Baxter		<p>Action complete - committee report for April/May committee drafted and with Andrew Mitchell for authorisation</p> <p>Update – report in draft form – committee date tbc</p>
	Council Motion 2 response		<ul style="list-style-type: none"> • “Council agrees for the Leader of the Council to write to the Cabinet Secretary for Justice and the Secretary of State for Business, Innovation & Skills to express the Council’s support for both reviews so new measures can be considered and, where possible, implemented before 5 November 2018” – Action complete 	Colin Baxter		<p>Action complete - letters sent to both Cabinet Secretary for Justice and to Sec of State for Business, Energy & Industrial Strategy</p> <p>Update – responses to letters received. Letter from Scottish Govt. includes invitation to meet to discuss matter further. Meeting date tbc</p>
	Support for Council Motion 3	Addressed by intelligence and information sharing between partners	<ul style="list-style-type: none"> • Work in conjunction with emergency services colleagues to assist where practical in helping to identify those responsible in respect of behaviour unbecoming of this fine capital city 	All partners	Ongoing	Also addressed under section 1 (escalation upwards from PRS referrals, liaison with Young People’s Service)
		Addressed by partnership co-ordination under this CIP	<ul style="list-style-type: none"> • Work in conjunction with emergency services ahead of next year to assist where practical to prevent a repeat of a plethora of incidents that caused damage to personal property of local residents and left a series of public parks with scorched areas together with debris from unsolicited bonfires 	All partners	Ongoing	

		This CIP	<ul style="list-style-type: none"> Work with the emergency services ahead of next year's Bonfire Night to prevent incidents which cause injury to people and/or damage to property 	All partners	Ongoing	
		This CIP	<ul style="list-style-type: none"> Recognise that though restricting fireworks further may prevent these exact incidents happening in future, there is a wider need to address the antisocial behaviour that lies behind these incidents 	All partners	Ongoing	
	Supporting activity		<ul style="list-style-type: none"> Co-ordinate joint Trading Standards visits to all licensed premises to ensure full compliance re. under age sales, firework storage and unlicensed sales Action – plan and conduct visits 	Colin Baxter	Prior to bonfire night 2018	Update – no justification for test purchasing at this stage; young people may obtain fireworks online and adults may also distribute
4	Communication	Social media & leaflet promotion	<ul style="list-style-type: none"> Need to ascertain where organised display will be and promote accordingly highlighting safety message Action – Briefing note to be produced for ECSP requesting whether Council supporting the finding of another venue in the wider interests of city community safety Need to promote Events Planning and Operation Group (EPOG) requirements for community bonfires/events Action – liaise with John McNeill (public safety & cultural strategy) re EPOG & CIP objectives 	<p>Suzan</p> <p>Karen Lloyd/public safety</p> <p>Suzan</p>	<p>June 2018</p> <p>Once alternative venue agreed</p> <p>Ongoing</p>	<p>Update - pyrotechnics company previously running Meadowbank display currently looking for alternative venue.</p> <p>Considerations include emergency services impact/access, public liability. insurance.</p> <p>Update – John McNeill invited to next meeting</p>

	e.g. advice on material unsuitable for bonfires, hazards to be aware of, where to report dangers etc.	<ul style="list-style-type: none"> • Clear message to be conveyed to community re dangers of fireworks/bonfires and that safety is paramount for community bonfires • Action – create communications plan around requirements of bonfire /fireworks safety campaign and timescales for comms activities 	Comms Team/ Karen Lloyd Karen Lloyd	Ongoing 26 June 2018	Comms will arrange for safety briefings on Orb, Newsbeat and other relevant plasma screens
		<ul style="list-style-type: none"> • Communities to be discouraged from fly tipping in run up to Bonfire Night and dangers of dumping such waste highlighted • Action – initial discussion with Jacqueline Allan re production of leaflets/ promotional safety material required • Action – localities to share current/recent promotional material re bonfires/fireworks with group 	Karen Lloyd Rep from each local CIP	By Sept 2018 26 June 2018 26 June 2018	e.g. promotion in RSL newsletters, tenants communications, residents groups, social media, press release Localities reps to bring to next CIP on 26 June
		<ul style="list-style-type: none"> • Explore whether relevant third sector organisations e.g. those working with young people, could help promote the community safety message 	EVOC	Ongoing	Update - Ella Simpson at EVOC will disseminate the promotional safety material across the third sector young people's networks
		<ul style="list-style-type: none"> • SFRS to continue to raise awareness of bonfire and fireworks issues/dangers in schools 			

			<ul style="list-style-type: none">• Action – consider widening scope of educational input to schools; liaise with police school link officers and partners• Action – question posed whether Changeworks could assist – SFRS to advise	Bruce Nisbet/Peter O'Brien	June 2018 June 2018	
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