

Mr Donald S MacKay  
Director, Education and Children's Services  
Midlothian Council  
Fairfield House  
8 Lothian Road  
Dalkeith  
EH22 3ZG

Date 12 September 2011

Your ref

Our ref 7928/GT/JH

Dear Donald

**Boyd Anderson Trust**

Thank you for your letter of 30 August 2011.

I have now checked the position regarding the Boyd Anderson Trust with Maclay, Murray and Spens Solicitors who are acting for the Council with regard to the various trust funds under the stewardship of the City of Edinburgh Council. I can confirm that the will of Mr. Boyd Anderson gives the Director of Education the discretion to allocate funding to the "development of skiing instruction at Hillend, Edinburgh and within the Cairngorm area". I also understand that the Boyd Anderson Trust Advisory Committee has, for many years, considered and approved funding for individuals to access skiing opportunities and attend competitions.

I believe that the proposal being taken to committee is not only consistent with Mr. Boyd Anderson's legacy and wishes but is also consistent with the custom and practice followed by the Boyd Anderson Advisory Committee over many years, of which Midlothian Council is an active member.

I have thought carefully about the issues raised in your letter and have amended the committee report to increase the allocation to Hillend to fund a 50 meter travelator, while maintaining the provision of funding to the Lothian Ski Racing Association.

I attach a copy of this report for your information.

I am sorry that this is not the response you were hoping for but hope you can see that we have gone some way to increase the proposed allocation to Hillend.

Yours sincerely

  
Gillian Tee  
Director, Children and Families

Gillian Tee, Director, Children and Families

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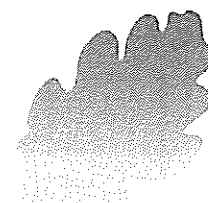
Director  
Donald S MacKay

Midlothian

30 August 2011

- 5 SEP 2011

Mrs Gillian Tee  
Director of Children & Families  
City of Edinburgh Council  
Business Centre 1/9  
Waverley Court  
4 East Market Street  
Edinburgh EH8 8BG



Dear Gillian

### **Boyd Anderson Trust**

I trust you have had a relatively calm start to the new school session.

It is my understanding that you will be taking a report to Committee sometime soon regarding the dispersal of funds for the Boyd Anderson Trust. As you may be aware Boyd Anderson was involved in the development of ski-ing both at the Hillend slope and at Cairngorm. At the time of writing his Will in 1972 the responsibility for the Hillend slope and for certain aspects of outdoor education at Lagganlia fell under the responsibility of Edinburgh Corporation. However, as you are aware, local government reorganisation in 1975 and subsequently in 1996 saw further changes in boundaries. As a consequence the Hillend Ski Slope now lies principally within the boundaries of Midlothian and is operated by Midlothian Council.

As it appears to be the intention to wind up the Boyd Anderson Trust, Midlothian Council is of the belief that the distribution of capital should be used solely for the benefit of ski-ing instruction development at both Hillend and the Cairngorm area. In practice, this would translate to the benefit of (the now) Midlothian Snowsport Centre and Cairngorm Outdoor Centre. Midlothian Council is of the view that it was Boyd Anderson's wishes that any distribution of funds should be done in an equitable manner between the two above facilities.

As a consequence of the above please find attached a proposal developed on behalf of Midlothian Council for the creation of a new Boyd Anderson Slope at the Midlothian Snowsport Centre. This has been copied to Robin Yellowlees for consideration in the dispersal of the capital funds..

Midlothian Council is currently working closely with SportsScotland to ensure the ongoing development of the Snowsport Centre and the attached proposal would closely fit in with this programme. This would also bring significant benefit to the residents of Edinburgh who form, by far, the largest part of the Midlothian Snowsport Centre's user group.

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Our Ref:

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I trust you will give the attached your consideration and should you wish to discuss any aspects of the proposals then please do not hesitate to contact me.

Yours sincerely



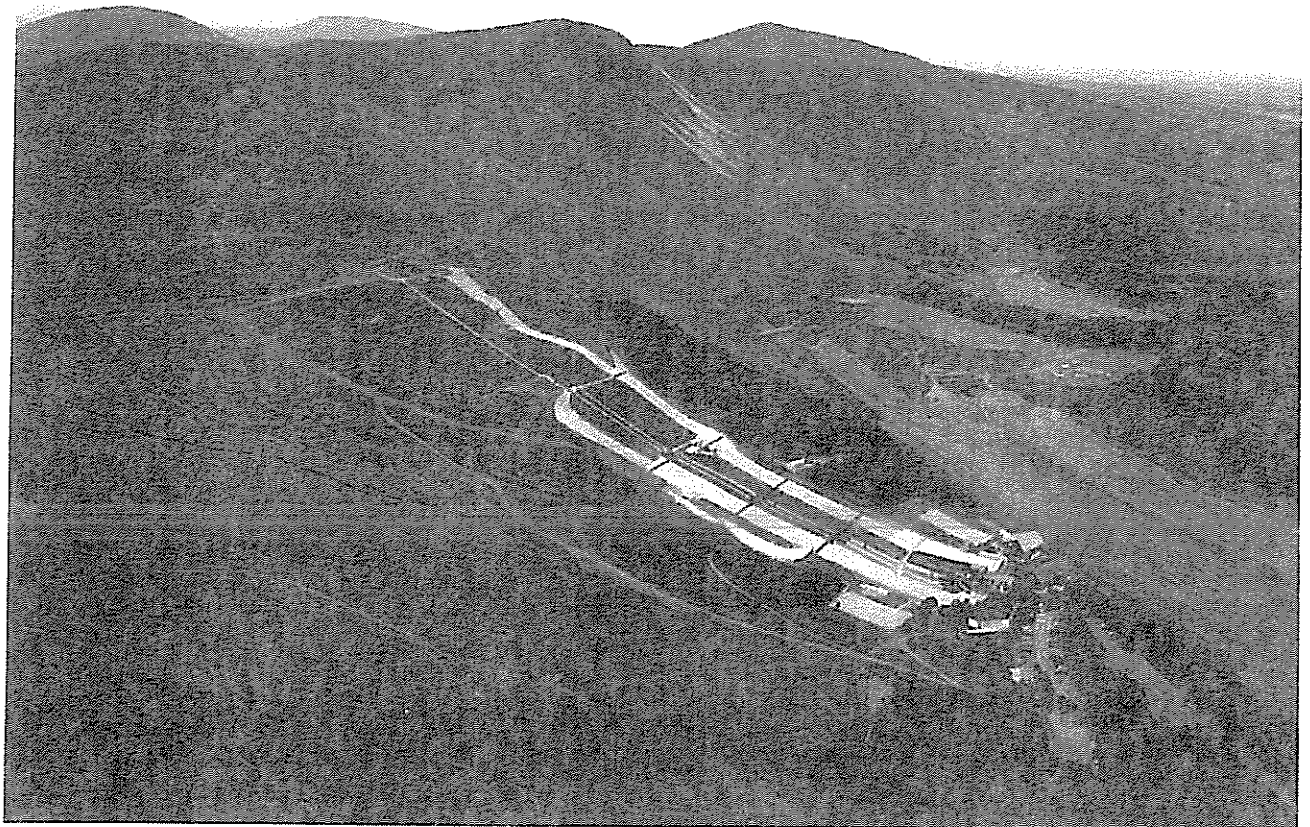
Donald S MacKay  
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# **Boyd Anderson Trust - Dispersal of Capital Funds**

**Developed proposal from Midlothian Council  
Representatives for the development of a new Boyd  
Anderson slope at the Midlothian Snowsports Centre**



**Prepared by Bruce Fraser – Directors Representative for Midlothian Council to the Boyd  
Anderson Trust Advisory Committee**

**August 2011**

# **Boyd Anderson Trust - Dispersal of Capital Funds**

## **Developed proposal from Midlothian Council Representatives for the development of a new Boyd Anderson slope at the Midlothian Snowsports Centre**

### **1. Background**

#### **a) Basis of Proposal**

This document is intended to refine and develop the proposals as submitted in the previous document dated June 2011, and to illustrate the grounds upon which the proposal is based.

It draws upon information submitted in the June proposal, and takes into account discussions around the original proposal and an interpretation of the intentions of George Boyd Anderson as stated in his Will presented for registration in the Books of the Lords of Council of Session on the 1<sup>st</sup> March 1972.

Midlothian Council is of the belief that the distribution of capital from The Boyd Anderson Trust should be distributed solely for the benefit of the development of skiing instruction at Hillend and in the Cairngorm area. In practice, this would translate to the benefit of, (the now), Midlothian Snowsports Centre and Lagganlia Outdoor Centre.

With hindsight, and recently gained knowledge of Boyd Anderson's Will, we question as to whether many Awards made by the Trust over recent years actually accorded with his intentions. However, this should not, and does not, alter the intention of his Will, intentions that Trustees are obliged to adhere to, if at all possible.

Midlothian Council is of the opinion that it was Boyd Anderson's wish that any distribution of funds should be reasonably equitable [Page Ninth, lines 7 to 12, Will of George Boyd Anderson].

#### **b) Proposed work and funding of work at Midlothian Snowsports Centre**

Work on the new nursery slope development is scheduled to start on 25<sup>th</sup> November 2011 and be ready for operational use by 7<sup>th</sup> March 2012. The business case for this work has been accepted by sportscotland who are providing the bulk of the funding

sportscotland have indicated their support for partnership funding to enhance facilities and the teaching environment on the nursery slope area.

Active Schools Funding, ringfenced for Ski Instruction and negotiated by Margo MacDonald MSP, is expected to substantially increase the numbers of young people skiing at Hillend. Edinburgh School pupils presently make up the largest proportion of school users of the Centre.

This number is expected to increase further as a result of the Margo MacDonald Active Schools money.

Midlothian Council has agreed that, with support, the new Nursery Slope Area be called the Boyd Anderson Slope.

## 2. Revised Proposal

Our Primary Proposal is to establish the principle that the residual Capital Funds of the Boyd Anderson Trust be divided with reasonable equality between Hillend (now Midlothian Snowsports Centre) and Lagganlia Centre at Kinncraig. This proposal is based entirely on the wording of George Boyd Anderson's Will.

Our Secondary Proposal, leading on from the first, is that a fair share of Capital Funds from The Boyd Anderson Trust be used for funding of discrete projects which are concerned with the development of Ski Instruction at Hillend and which will also attract new people into snow sports and maintain their interest and commitment to make regular and ongoing use of the slopes.

We accept that any development made with Boyd Anderson funding should "add value". It is our desire to name the new Nursery Slope Development "The Boyd Anderson Slope". Any Boyd Anderson money used towards the Nursery Slope, will create the opportunity for Sport Scotland money to be used elsewhere at the Centre thus adding further value.

- A 50 metre length Magic Carpet
- Two "History of Boyd Anderson" Information Boards
- Refurbishment of Jump Slope
- Reinstatement of upper slope loop

### a) Magic Carpet

The 50 metre proposed Magic Carpet is what we propose to become "partnership" funding for the new Nursery Slope.

(It should be noted that the length of Magic Carpets to be used on the new development has been revised to 43 and 50 metres in length. This revision has been agreed with sportscotland.)

The original Development Plan had provision for one Magic Carpet, thus inclusion of this item will genuinely provide "Added Value"

A conveyor belt type travelator (similar to, but much slower than, moving walkways found in airports) which allows those under instruction to move to the top of the slope simply by shuffling onto the belt. The magic carpet allows beginners to move quickly to the top of a nursery slope without the time consuming and tiring "side stepping" usually required to gain

height. The Magic Carpet permits better use of slope surface area (space is not required for groups side stepping) and speeds up the learning process, simply because more time is spent skiing rather than side stepping.

The new Nursery Slope plan is to have two Magic Carpets giving the capacity to cater for up to 60 beginners at any one time. Magic Carpets improve the quality and content of lessons and personal progression will be more rapid for all participants. Additionally, there will be the capability to integrate those with mobility difficulties, into beginner's lessons alongside their peers on the nursery slope. (At present, uplift for many with special needs necessitates the use of the chairlift from the earliest stage).

Whilst we see this element as being "partnership funding" for the overall slope, the funds would cover, and be related to, the expected cost of the 50m Magic Carpet.

#### **b) Information Boards**

One information display in a wooden glazed frame, detailing the history of George Boyd Anderson, his support for skiing and Hillend Ski Centre, his Trust Fund, charting development over the years with the support of Edinburgh City, Lothian Region and Midlothian Councils, the partnerships that are being forged through the new Active Schools Funding and the legacy of the new works funded through his Trust that will benefit generations to come.

We also propose to replicate this Information Board for use within a Centre building – possibly the Cafe area.

#### **c) Jump Slope**

The present slope is tired and badly worn in places. When built it provided the best facility available, but times have moved on and many users are reported as travelling to use what are now better facilities in Glasgow in preference to Hillend. We would like to see Edinburgh locals, such as Murray Buchan (who is in the British Squad), and Harris Booth and Anna Vincenti who are in the Scotland Freestyle Squad benefit from new updated facilities for their training and competition preparation. We would therefore like to see the jump slope become one of excellence providing aspirational, training, and competitive freestyle skiing opportunities.

Additionally, the jump slope will provide an important element of "Snowplough" training, that of body posture. Once beginners have a degree of confidence on the main slopes, the jump slope provides great appeal, yet it is probably the best teaching tool to help skiers gain a good skiing position. And the learning is very much experiential!

We propose to reconfigure the jump area to provide better "Run In", "Kickers" and landing areas. In effect, we are seeking to restore the Jump Slope to one which is truly State of the Art.

#### d) Upper East Loop Slope

This proposal is the re-instatement of a ski run from the top of the Chairlift. It will provide the opportunity for skiers to be able to experience a ski run from the top of the hill once they are confident and competent with a snow plough. At present the opportunity to ski from the top is only open to higher level skiers, this new run will open up the possibilities at a much earlier stage. This slope will be over 200 metres long of up to 7 metres width and open the upper slopes, and views over Edinburgh and the Lothians up to many more skiers.

#### e) Costs

	Item	Details	Cost
1	Magic Carpet 50m	To include installation, electrical supply and ground preparation	£53,670
2	Information Signs	Bespoke sign and information displays	£ 1,500
3	Jump Slope	Refurbishment, re-profiling and improving kickers	£85,000
4	Upper East Loop Slope	Mat costs Lighting Misting system	£80,000 £ 5,000 £ 5,000
		<b>Total</b>	<b>£150,170</b>

Additionally, as a pilot, we propose to open up Midlothian Schools After Schools Clubs on Tuesdays and Wednesdays to include pupils from Edinburgh Schools. This proposal would ensure that any pupil who presently does not have access to an After Schools Club would now have the opportunity, thus broadening the choices for pupils across Edinburgh. Should this pilot prove to be successful, we would continue such an arrangement.

### 3. Summary

- a) Midlothian Council believes there is an obligation to disperse capital funding from the Boyd Anderson Trust in line with the desires expressed within George Boyd Anderson's Will.
- b) Midlothian Council believes the Will intends that skiing instruction at "Hillend" and in the Cairngorm area (Lagganlia), should be the sole beneficiaries from the Boyd Anderson Trust.
- c) School pupil, and indeed public usage, of Hillend (Midlothian SnowSports Centre) is drawn from an overwhelmingly Edinburgh domiciled patronage.
- d) Midlothian Council have embarked upon a major re-development of the SnowSports Centre in partnership with sportscotland, and we hope, Edinburgh City Council through Boyd Anderson funding.



- e) The Scottish Government is encouraging greater schools use of Midlothian Snowsports Centre through Active Schools Funding. Edinburgh, by virtue of numbers, is expected to be the greatest beneficiary of this new funding stream.
- f) The developments proposed for Midlothian Snowsports Centre are designed to attract more school usage, through focusing on new facilities to improve the learner experience by offering development pathways, making the whole range of facilities more easily accessible to more skill levels and encouraging return visits.
- g) That Boyd Anderson funding will greatly assist in the future development of snow sports in Edinburgh and the Lothians for many years to come.
- h) Our proposal includes a display of information celebrating Boyd Anderson's legacy and commitment to snow sports in the Edinburgh area, and the immense contribution Hillend has made to both Scottish and British skiing at the highest levels.
- i) George Boyd Anderson was a trend setter when he helped establish Hillend. Additional funding will now help Midlothian Snowsports Centre set new standards for the future, again through the generosity of Boyd Anderson.

#### 4. Conclusion

We believe that the work proposed fully embeds the spirit of George Boyd Andersons' wishes, "...for projects concerned with the development of ski-ing instruction at Hillend, Edinburgh, and in the Cairngorm area, in which I have been associated", and indeed will place a greater emphasis on his wishes than may have been the case in the recent past, to the benefit of the people of Edinburgh and the locality for many years to come. Furthermore, we believe that such developments arising from the Boyd Anderson Trust should better prepare those who move on to take advantage of the opportunities for progression in snow sports that Boyd Anderson supported in the Cairngorm area.

Bruce Fraser

25 August 201

#### Contacts:

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