

Motions and Amendments

City of Edinburgh Council

10.00 am Thursday, 14th December, 2023

Main Council Chamber - City Chambers

Motions and Amendments

Contacts

Email: gavin.king@edinburgh.gov.uk

Tel: 0131 529 4239

Nick Smith

Service Director, Legal and Assurance

This page is intentionally left blank

Amendment by the Administration

City of Edinburgh Council

14 December 2023

Item 6.1 – Forth Green Freeport Governance Board Representative

Council appoints Councillor Cammy Day as the Forth Green Freeport Governance Board Representative from the City of Edinburgh Council.

Council calls for extensive engagement with the trade unions when selecting the Worker's Representative position.

Moved by: Councillor Cammy Day

Seconded by:

Addendum by the SNP Group

City of Edinburgh Council

14 December 2023

Item 7.1 – Response to the Edinburgh Tram Inquiry

- 1.7 Agrees that the council instructs a legal firm to conduct an external review of the decision making regarding the approach taken, advice sought and on the assurance provided to councillors on appendix three.
- 1.8 Agrees to receive an update report in six months on progress with implementation of the recommendations.
- 1.9 Agrees that group leaders will be consulted on the parameters, prior and during mediation.

Moved by: Councillor Adam Nols-McVey

Seconded by: Councillor Danny Aston

Addendum by the Green Group

City of Edinburgh Council

14 December 2023

Item 7.1 – Response to the Edinburgh Tram Inquiry

Add at the end of recommendations:

- 1.7 Notwithstanding the commitment to accept recommendation 16 that the council should produce detailed design guidance to assist design development, further agrees that this detailed design guidance should be rooted in the transport hierarchy, should be consistent with relevant council strategies such as the City Mobility Plan, should comply with best practice in respect of design for active travel, and should address concerns highlighted during and since the tram project by groups representing people walking, wheeling and cycling, and that draft detailed design guidance should be presented to Transport and Environment Committee within 12 months.

Moved by: Councillor Jule Bandel
Seconded by: Councillor Kayleigh O'Neill

Addendum by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 7.1 – Response to the Edinburgh Tram Inquiry

Agree the recommendations with the following additions:

At the end of 1.1 insert

Officers will produce a progress checklist of implementation and guidance for project managers and others to be presented to a future meeting of the GRBV Committee to demonstrate assurance that the Recommendations in Lord Hardie’s Report that are being accepted by the Council are being embedded in future Council processes.

At the end of 1.2 insert

The review to focus on strengthening and clarifying the aspects related to officer candour with the benchmarking to specifically include the Civil service Code [Civil Service Code - gov.scot](http://www.gov.scot) (www.gov.scot) with a particular focus on the section entitled “Honesty”. The review to consider how to make clear in the Code or in Disciplinary Policies that a serious breach of this duty of candour will be considered as Gross Misconduct and that this could equally apply within management structures should officers breach the code when providing information to senior colleagues. Finally, recognising the Council’s governance role, a draft should be presented to a suitable Committee or a member workshop for discussion prior to consultation with Trade Union and the wider colleague base.

Insert a new 1.3 and renumber the remainder accordingly

1.3 Recognising that the Council appoints the Monitoring Officer and has overall responsibility for resolving issues of malpractice within the Council a review will be undertaken within six months, reporting to the GRBV and Policy and Sustainability Committees as appropriate, covering the structures and processes for the various reporting mechanisms relating to misconduct, whistleblowing and maladministration, given the numerous recommendations from differing external inquiries in recent years, to ensure these are fit for purpose, provide adequate independence and to ensure public confidence.

Moved by: Councillor Iain Whyte

Seconded by: Councillor Jo Mowat

Addendum by the Administration

City of Edinburgh Council

14 December 2023

Item 7.2 – Critical Risk – update report

Adds: 1.1.3

Council agrees an annual report to GRBV detailing, as a minimum, the total number of reports, referred reports, motions, amendments, and written questions (if applicable) to each Council Committee including Full Council.

Moved by: Councillor Stephen Jenkinson
Seconded by: Councillor Katrina Faccenda

Amendment by the Administration

City of Edinburgh Council

14 December 2023

Item 7.3 – Procedural Standing Orders Update

Council:

Approves 4.9.3: Amending Standing Order 25 to introduce a 4pm start time for end of session decisions and allowing one minute for speeches to move and second motions and amendments, with no debate;

This change to apply to Council meetings only.

Adds at end:

“Requests a report in two cycles looking at further options to both make the best use of time at Council Meetings and for business to consider only the most relevant matters for decision, such as the establishment of a business Bureau.”

Moved by: Councillor Cammy Day

Seconded by:

Amendment by the SNP Group

City of Edinburgh Council

14 December 2023

Item 7.3 – Procedural Standing Orders Update

Replaces recommendation 1.1 and 1.2 with:

- 1.1 agrees option 4.9.4
- 1.2 agree the changes with initially apply only to Council meetings, with further consideration of application to committees in due course.

Moved by: Councillor Stuart Dobbin

Seconded by: Councillor Danny Aston

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 7.3 – Procedural Standing Orders Update

Council

Deletes 1.1 and 1.2 and inserts:

- 1.1 to agree to revise standing order 25 in line with paragraph 4.9.3 of the report, and for this change to apply only to Council and not committees.
- 1.2 to agree that the Lord Provost should have the power to disregard the new 4pm deadline if, in their view, it would be possible to complete the remaining business of the meeting by 5pm.

Moved by: Cllr Kevin Lang

Seconded by: Cllr Louise Young

Amendment by the Green Group

City of Edinburgh Council

14 December 2023

Item 7.3 – Procedural Standing Orders Update

Deletes 1.1 and 1.2 and replaces with:

- 1.1 Agrees to implement option 4.9.3 “Amending Standing Order 25 to introduce a 4pm start time for end of session decisions and allowing one minute for speeches to move and second motions and amendments, with no debate”
- 1.2 Agrees that this change should apply only to Council meetings

Adds:

- 1.4 Agrees that the efficacy of the revised Standing Order will be reviewed in 6-months at a future Group Leaders meeting to evaluate if it has had the desired effect of improving Council business, and to consider if the amended Standing Order should also be included for committee meetings at that point in time.

Moved by: Cllr Ben Parker

Seconded by:

Amendment by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 7.3 – Procedural Standing Orders Update

To agree the recommendations in the report with the option set out at 4.9.3, to apply to Council and all committees.

Moved by: Councillor Joanna Mowat

Seconded by: Councillor Iain Whyte

Addendum by the Administration

City of Edinburgh Council

14 December 2023

Item 7.5 – Affordable Housing Approvals 2022/23

Adds after 1.1.2:

- 1.1.3 Council acknowledges that the formula through which Edinburgh receives funding for affordable housing supply (Transfer of Management Development Fund: TMDF) was calculated in 2003
- 1.1.4 Council Recognises that Edinburgh and Glasgow are unique in this capacity, with the remaining thirty local authorities receiving funding through the Strategic Housing Investment Fund
- 1.1.5 Council recognises that the TMDF funding is weighted in favour of Glasgow (70%/30% split), which received more than double Edinburgh in the last five years.
- 1.1.6 Council notes, that in the wake of declaring a Housing Emergency (2nd November 2023), it is appropriate to request that the funding arrangement is reconsidered, noting the changing landscape in both cities, and recognising a parity of need.
- 1.1.7 Notes the pipeline of projects delivered in Edinburgh through utilising underspend from other Local Authorities; Requests that this arrangement becomes formalised and can therefore be factored into Officers Budget positions.
- 1.1.8 Requests that the Council leader write to COSLA and the Scottish Government in relation to these concerns and requesting that the funding arrangement be reconsidered.

Moved by: Councillor Jane Meagher

Seconded by:

Amendment by the SNP Group

City of Edinburgh Council

14 December 2023

Item 7.5 – Affordable Housing Approvals 2022/23

Replace 1.1.2 onwards with:

1.1.2 Regrets that the report does not capture the impact of failure of leadership of the Administration and slow acting response which contributed to the 41% drop in affordable home approvals, compared to an 18% drop across Scotland as a whole.

1.1.3 Notes the Scottish Government relies on Capital funding from the UK Government and therefore agrees the Council Leader will write to the UK Government asking them to increase the capital allowance relevant for housing by at least 56% to reflect the increased inflation-drive cost demand on the affordable home grant needed to build each home.

1.1.4 Further agree that the Council Leader should continue to work with Scottish Government to secure any additional funding in year which could help deliver more affordable homes.

1.1.5 Agrees the Council Leader will table at the COSLA Leader's meeting no later than 3 months' time, an amendment to the current funding formula to seek a consistent and increasing grant funding commitment to expand Edinburgh's Affordable Housing programme to meet the housing needs of the city to include the following criteria within the formula:

1.1.5.1 Number of households in temporary accommodation;

1.1.5.2 Average time each household spends in temporary accommodation before their homelessness is resolved;

1.1.5.3 The number of people on housing waiting lists with priority.

1.1.6. Agrees that officers will provide an update report at the next Housing Homelessness and Fair Work Committee on the deliverability of the target on page 14 of the Edinburgh Council Business Plan 2023-2027 to increase the supply of affordable housing to reach 25,000 affordable homes.

Moved by: Councillor David Key

Seconded by: Councillor Euan Hyslop

Addendum by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 7.5 – Affordable Housing Approvals 2022/23

Council

Adds;

1.1.3 Notes with concern that the 2022 average grant requirement per home (£89,000) is less than the latest (2023) SHIP (Strategic Housing Investment Plan) figure of £96,000 and does not factor in land value, against a backdrop of a £665m funding shortfall. Edinburgh's grant has remained at £45 million each year and any additional spend is dependent on underspends in other local authority areas.

Therefore, requests

The Housing Directorate take into consideration Edinburgh's average property price in FY2022/23 (RoS) as a material factor during any conversations with the Scottish Government relating to fairer grant distribution, reflecting the City's unique position and its recent Housing Emergency Declaration.

Moved by: Cllr Pauline Flannery

Seconded by: Cllr Jack Caldwell

Addendum by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 7.5 – Affordable Housing Approvals 2022/23

To agree the recommendations adding:

- 1.1.3 In light of the additional information provided in the report, and recognising the paucity of development grant funding for affordable housing available to the City from the Scottish Government, agrees to adopt the revised target of 800 affordable homes approvals going forward recognising that all targets must be realistic and that this number is already a stretch from the 734 expected to be achieved.

Moved by: Councillor Iain Whyte
Seconded by: Councillor Graeme Bruce

Addendum by the Green Group

City of Edinburgh Council

14 December 2023

Item 7.6 – Committee Best Practice Guidance

Adds:

- 1.1 Welcomes this best practice guidance, and thanks officers for preparing it;
- 1.2 Requests that this is made publicly available on the council website to aid public understanding of Council business and procedures;
- 1.3 Agrees that this best practice guidance be reviewed in August 2024 to take cognizance of the elected member equality and access workshops, and annually thereafter.

Moved by: Councillor Alys Mumford

Seconded by: Councillor

Addendum by the SNP Group

City of Edinburgh Council

14 December 2023

Item 8.1 – Motion by Councillor Lang – Protecting Edinburgh Police Numbers

- 6) Council recognises the source of constrained public sector budgets in Scotland is the 13-year austerity programme of the UK Government.
- 7) Council calls for an end to austerity and agrees the Council Leader writes to the Prime Minister, Chancellor and Home Secretary demanding improved funding for policing in England which will deliver Barnett consequentials and to increase budgets of the devolved administrations with an above-inflation to begin to reverse austerity.

Moved by: Councillor Vicky Nicolson

Seconded by: Councillor Euan Hyslop

Amendment by the Green Group

City of Edinburgh Council

14 December 2023

Item 8.1 – Motion by Councillor Lang - Protecting Edinburgh Police Numbers

Delete paragraph 1 and replace with

1) Recognises that though some communities are made to feel safer by local policing other residents, such as BAME people, LGBTQ+ people and women, have valid reasons to feel less safe when there is a police presence and that the former chief constable of Police Scotland, Iain Livingstone, has said that “institutional racism, sexism, misogyny and discrimination is a reality for Police Scotland.”

In paragraph 3 delete ‘with concern’

Delete paragraph 5

Add:

5) Notes that increasing or maintaining police numbers is not the most effective way to reduce crime; with the link between crime and social deprivation being much stronger than the link between crime and police numbers.

6) Notes that in an ongoing financial crisis the Scottish government is facing a number of budgetary pressures.

7) Notes that therefore limited funds could be better spent on preventative measures such as reducing deprivation, youth work, addiction services and anti-poverty funding targeted at groups who are disproportionately likely to be in poverty such as BAME people, LGBTQ+ people, disabled people and women.

8) Agrees that the Council Leader should write to the Cabinet Secretary for Justice & Home Affairs urging a holistic approach to crime prevention and that the requests of the police for further funding should be weighed against the urgent need to reduce poverty and inequality.

Moved by: Cllr Alex Staniforth

Seconded by:

Amendment by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 8.1 – Motion by Councillor Lang – Protecting Edinburgh Police Numbers

Replace paragraphs 4) and 5) with:

- 4) Notes that 'E' Edinburgh Division now has only 1104 local Police officer resources compared to the 1180 available to the Divisional Commander at the formation of Police Scotland in 2013, a drop of 6.4%. Further notes that this compares badly with 'G' Glasgow Division which has 2482 local Police officer resources for a similar population and overall level of recorded crimes.
- 5) Notes historic commitments from Police Scotland to rebalance resources over time through future turnover of officers with suggestions to Policy and resources Committee that recruitment would be focussed on Edinburgh and other under resourced parts of Scotland in recognition that our local Police officer numbers are approximately 23 per 10,000 population compared to 37 per 10,000 in Glasgow.
- 6) Agrees that the Council Leader should write to the Cabinet Secretary for Justice & Home Affairs to express the council's support for a proper funding settlement for Police Scotland which would prevent further reductions in police numbers and local service levels, emphasising the particular policing needs of Edinburgh as Scotland's capital city.
- 7) Further agrees that the Council Leader should write to the new Chief Constable seeking a policy commitment that local Police officer numbers should be maintained in Edinburgh, regardless of any reductions in the service as a whole, in recognition of the historic low numbers and the increasing population of the City which mean 'E' Division has been considerably under resourced compared to other parts of Scotland.

Moved by: **Councillor Christopher Cowdy**

Seconded by: **Councillor Max Mitchell**

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

**Item 8.2 – Motion by Councillor Nols-McVey –
Israel and Palestine Conflict – Humanitarian Crisis
in Gaza**

Council

Deletes paragraph 4, and inserts:

“Council adds its voice in support of an immediate bilateral ceasefire to a) allow for the delivery of aid into Gaza, b) facilitate the unconditional release of all hostages, and c) support diplomatic efforts towards delivering a lasting and peaceful two-state solution and which involves Hamas removed from being in charge of Gaza.”

Moved by: Cllr Neil Ross

Seconded by: Cllr Sanne Dijkstra-Downie

Amendment by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 8.2 – Motion by Councillor Nols-McVey – Israel and Palestine Conflict - Humanitarian Crisis in Gaza

Deletes all and replaces with:

Council notes that the Israel and Palestine Conflict was debated in the Scottish Parliament on 21st November; that a series of temporary truces have taken place and confirms:

“That the Council unequivocally condemns in the strongest possible terms Hamas’s barbaric and unjustifiable terrorist attacks against Israeli citizens on 7 October 2023, and demands the immediate and unconditional release of all hostages; agrees that all human life is equal, abhors the loss of innocent lives, and affirms the right of all Israelis and Palestinians to live in peace and security; “believes in Israel’s right to defend itself against terror; supports calls for humanitarian pauses to deliver aid to Gaza safely and in a sustained way; welcomes the UK Government’s increased aid contribution of £30 million to Gaza as well as the Scottish Government’s aid contribution of £750,000; reiterates its solidarity with Scotland’s Jewish, Muslim, Israeli and Palestinian communities and condemns antisemitism, Islamophobia or any other form of hatred, and reaffirms that a credible, lasting and sustainable peace can only be based on the two-state solution through reinvigorated diplomatic and political efforts in the Middle East Peace Process.”

Moved by: Councillor Jo Mowat

Seconded by: Councillor Marie-Clair Munro

Composite Amendment by the Administraton, Liberal Democrat and Green Groups

City of Edinburgh Council

14 December 2023

Item 8.4 – Motion by Councillor Dalglish – Short Term Let Judicial Review

(Amendment to Replace Motions at items 8.3, 8.4 & 8.16)

Council:

- 1) Notes the decision of the Planning Committee on 23 February 2022 to designate the whole of the City of Edinburgh as a short term let (STL) control area, and the decision of 19 April 2023 to amend non-statutory guidance on STLs.
- 2) Notes that both committee decisions were unanimous, reflecting the strong cross-party consensus on the need to control the numbers of STLs in Edinburgh.
- 3) Notes the STL (Planning) Judicial Review issued by Lord Braid on Friday 1 December 2023, further notes the briefing note circulated to members on 6 December, and that the Council's Planning service will consider the implications of the ruling in detail, including considering an appeal.
- 4) Notes Lord Braid's finding that the Scottish Parliament did not intend that Section 26B of the Town and Country Planning Act 1997 should have retrospective effect by requiring planning permission to be applied for where a secondary STL was in operation prior to the coming into force of the Short Term Lets Control Area; and that the judgement reduces the whole of the amendment to the 'Guidance for Businesses' agreed by Planning Committee on 19 April 2023, including several changes which were outside the specific scope of the judicial review.
- 5) Notes that the judgement could have significant implications for the council's approach to effective regulation of STLs.

Council therefore:

6) Agrees to reconvene the STL working group as soon as possible to consider the next steps for effective regulation of the STL sector in Edinburgh following the judgement, and on the practical implications of licensing powers in respect of potential breaches of planning control.

7) Requests that a report come to Planning Committee in one cycle (excluding any special Planning Committees) detailing the implications of the Judicial Review and what outcomes this will have on Short Term Let Planning Policy and the assessment of Short Term Let Planning applications, what implication this may have for the Council's Short Term Let Licensing Scheme, and potential amendments to the 'Guidance for Businesses' which comply with the judgement. This report should also be sent to the Regulatory Committee and the Short Term Lets Working Group for information.

8) Agrees that the Leader of the Council should urgently write to the Minister for Local Government Empowerment and Planning to:

- a) seek clarity of the position of the Scottish Government on the principle of retrospectively requiring planning permission for STLs within a control area and,
- b) call for an emergency Bill to be introduced to the Scottish Parliament to address the legislative deficiencies in Section 26B, and failing that to consider what changes to primary or secondary legislation or other options might be required so Edinburgh Council can continue with its originally intended approach, as agreed cross-party.

Moved by: Councillor James Dalgleish

Seconded by: Councillor Kevin Lang

Addendum by the Administration

City of Edinburgh Council

14 December 2023

Item 8.5 – Motion by Councillor Heap – Unclaimed Social Security Entitlements

Add at end:

Notes the End Poverty in Edinburgh Annual Progress Report that was agreed at the Policy and Sustainability Committee meeting on the 24th of October and that the actions above should form part of these annual reports.

Moved by: Councillor Cammy Day

Seconded by:

Amendment by the SNP Group

City of Edinburgh Council

14 December 2023

Item 8.6 – Motion by Councillor Mumford - Edinburgh Council's Links with Apartheid

In bullet point 6:

Replaces the words “companies operating in the Occupied Palestinian Territories” with “companies operating illegally in settlements in the Occupied Palestinian Territories”.

In bullet point 7:

Replaces the words “Government supported” with “Government sponsored” and deletes all words after “to do the same”.

Moved by: Councillor Kate Campbell

Seconded by: Councillor David Key

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 8.6 – Motion by Councillor Mumford - Edinburgh Council's Links with Apartheid

Council

Deletes paragraphs 2, 3 and 5.

In original paragraph 4, insert at end:

“and therefore acknowledges the important and practical role it can play by having robust policies and procedures in place which avoid the Council having financial links with organisations which promote discrimination or intolerance.”

Replace original paragraph 6 and 7 with:

6) Notes that the Council has a sustainable procurement strategy which was most recently revised by the Finance & Resources Committee in September 2023, that this policy runs until March 2025, and that a full review with external consultation will be required during 2024 before a new strategy is agreed.

7) Agrees that officers should, when undertaking this review, consider broadening the terms of the policy relating to ethical procurement to ensure, in as far as possible, that the Council has no financial links with those who are known to promote discrimination.

Renumber all paragraphs accordingly.

Moved by: Cllr Kevin Lang

Seconded by: Cllr Neil Ross

Amendment by the Administration

City of Edinburgh Council

14 December 2023

Item 8.7 - Motion by Councillor Parker – Transient Visitor Levy and the Housing Emergency

Council

In paragraph 5, delete after “Local Authorities” and replace with:

“to have as much flexibility as possible in spending any money raised from a Transient Visitor Levy, to areas including social housing, should Councils desire. This letter should be copied to members of the Joint Working Group on Sources of Local Government Funding and Council Tax Reform.”

In paragraph 6, delete from “explicitly” onwards and replace with:

“ensure spending discretion to Local Authorities.”

Moved by: Councillor Cammy Day

Seconded by: Councillor Mandy Watt

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 8.7 – Transient Visitor Levy and the Housing Emergency

Council

In paragraph 5, after “Local Authorities”, insert:

“to spend money raised from a visitor levy in any way it deems appropriate, including the ability...”

In paragraph 6), delete “explicitly for”, and insert;

“give complete spending discretion to local authorities and which would”

Moved by: Cllr Kevin Lang

Seconded by: Cllr Sanne Dijkstra-Downie

Amendment by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 8.9 – Motion by Councillor Miller - Melville Monument Reparative Plaque

Deletes all and replaces with:

1. Notes that Police Scotland made a public statement on the removal of the plaque from the Melville Monument giving an initial assessment that no criminality had occurred.
2. Notes that Group Leaders have been provided with a confidential and legally privileged briefing on the issue.
3. Notes that the wording of the plaque is controversial with both historical and political debate with concerns over its accuracy amongst prominent historians. Further note that this has been amplified by the work of Professor Angela McCarthy, Professor of Scottish and Irish History and Director of the Centre for Global Migrations at the University of Otago, Dunedin, New Zealand in her article HENRY DUNDAS AND ABOLITION OF THE BRITISH SLAVE TRADE: FURTHER EVIDENCE published in Scottish Affairs 32.3 (2023): 334–346 which was based on newly unearthed archival evidence.
<https://acrobat.adobe.com/id/urn:aaid:sc:US:e21e25ec-9a55-4d98-abd5-f53c65289f84>
4. Agrees to open a dialogue with the Dundas family and the Melville Monument Committee to progress an open and honest debate involving proper historical analysis in order to resolve any further dispute over how the monument should be depicted and described.

Moved by: Councillor Iain Whyte

Seconded by: Councillor Jo Mowat

Addendum by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 8.10 – Motion By Councillor Nicolson - Carer Grants

Council

Insert after paragraph 6:

“Recognises that Ending Poverty by 2030 is one of the three main pillars of the council’s business plan. The recent State of Caring Report by Carers UK showed that over a quarter of all carers are struggling to make ends meet and one in six are accessing foodbanks.”

Adds 7 f) furthermore explores potential avenues for the council to undertake measures tackling carer poverty in the long term

Renumbers accordingly

Moved by: Cllr Euan Davidson

Seconded by: Cllr Fiona Bennett

Amendment by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 8.10 – Motion by Councillor Nicolson - Carer Grants

Amends point seven to read:

“7) Notes that on Tuesday, 12th December 2023, the Chief Officer committed to bringing a report to the EIJB regarding carers, funding for carers, how funding has been spent, and what has been the activity in relation to carers and their reviews.”

Insert as new points:

“8) Acknowledges the difficult decisions already taken by the members of the EIJB through this financial year in relation to the budget and financial strategy.

9) Notes that the Chief Officer and a Service Director met with VOCAL last week, which included committing to looking at the role of the carer strategic group, its Terms of Reference, how to develop the ability to escalate arising matters, and that a summary of the meeting will be circulated to those in attendance.

10) Therefore, agrees that the Chief Officer will also produce a briefing for all councillors in tandem with the above EIJB report on carers, their funding, and reviews.

11) Further agrees that the discussion summary and list of actions at the VOCAL meeting will be circulated amongst councillors appointed to the EIJB for information.”

Moved by: Councillor Max Mitchell

Seconded by: Councillor Jason Rust

Amendment by the Administration

City of Edinburgh Council

14 December 2023

Item 8.11 - Motion by Councillor Macinnes – Budget Consideration

Add at end of 2:

“due to the uncertainty caused by the SNP Scottish Government launching (in July 2023) then abandoning its consultation on Council Tax bands (in October 2023) and announcing a ‘funded’ council tax freeze without consulting its partners in government or COSLA. Two months on, the SNP have failed to inform COSLA about the level at which the freeze will be funded.”

Add at end of 3:

“because the budget process has been thrown into disarray by the SNP group within the Scottish Government failing to provide the needed information about their ‘funded’ council tax freeze proposal.”

Delete 5 and replace with:

5) Council agrees to note COSLA’s request for 10% minimum compensation for the proposed council tax freeze, and further notes that this would cover Edinburgh’s forecast deficit of £11.9m reported to November’s Finance and Resources Committee

Moved by: Councillor Mandy Watt

Seconded by:

Addendum by the Green Group

City of Edinburgh Council

14 December 2023

**Item 8.11 – Motion by Councillor Macinnes -
Budget Consultation**

Adds:

Agrees that this consultation should include information about the council tax freeze and its impact on Edinburgh's finances, and fees & charges, as well as as asking the public what spending areas they think the council should prioritise;

Finally, agrees that the proposed consultation should be brought to the January Policy & Sustainability for agreement, along with a plan for budget engagement with Trade Unions other key stakeholder groups.

Moved by: Councillor Alys Mumford

Seconded by: Councillor

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 8.12 – By Councillor Jones - £6 Million cut to City of Edinburgh's Early Years Budget

Council

Replaces paragraph 5 with:

Special factors which affect Edinburgh have not been taken into consideration including the:

- a) Edinburgh has a high proportion of private, voluntary and independent operators in the city
- b) The number of providers in need of sustainable funding, particularly to ensure they can afford to pay the (real) living wage
- c) Increased cost of providing facilities by virtue of high property values.
- d) Additional £2Mil cost of funding the large number of deferral decisions made by parents.

Moved by: Cllr Euan Davidson
Seconded by: Cllr Louise Young

Amendment by the Green Group

City of Edinburgh Council

14 December 2023

Item 8.12 – Motion by Councillor Jones - £6 Million cut to City of Edinburgh's Early Years Budget

Delete final phrase of first bullet point - '*reduced overall funding available to Local Authorities for funded childcare*'

Insert additional bullet point after first:

- Notes that Early Years funding allocations are advised by the Early Learning & Childcare (ELC) Finance Working Group (including representatives of Scottish Government, COSLA, Local Authority Directors of Finance, Society of Local Authority Chief Executives (SOLACE), Association of Directors of Education in Scotland (ADES) Resources Network) and negotiated between COSLA and the Scottish Government.

Add additional wording to final point a) as follows;

- a) Highlight the lack of consultation and engagement from Scottish Government over the decisions to make cuts to the **Edinburgh's allocation** budget.

Add additional wording to final point d) as follows;

- d) Request reimbursement to Edinburgh of the £6mil of budgetary cuts applied over 2022/2023 and 2023/2024, **and indicating where this additional funding could be found.**

Moved by: Cllr Steve Burgess

Seconded by:

Amendment by the Administration

City of Edinburgh Council

14 December 2023

Item 8.13 – Motion by Councillor Mitchell - Telford and Hillhouse Junction

Removes 5 and replaces with:

“5. Notes that the prioritisation of junctions in the Major Junctions Review (April 2023) was supported by all political parties, and it was agreed not to include the junction on Queensferry Road at Hillhouse Road-Telford Road-Strachan Road in the 40 locations shortlisted for improvements.

“Agrees, therefore, that this junction should therefore be considered as part of the Local Traffic Improvement Programme, the framework for which comes to TEC in Spring 2024.

“6. Also agrees that officers will organise a briefing in the new year with the TEC Convener, Inverleith Ward councillors, Craigleith Blackhall Community Council, Edinburgh Living Streets, Edinburgh Access Panel and Sight Scotland.”

Moved by: Councillor Scott Arthur

Seconded by: Councillor Katrina Faccenda

Amendment by the SNP Group

City of Edinburgh Council

14 December 2023

Item 8.13 - Motion by Councillor Mitchell - Telford and Hillhouse Junction

At point 1) adds at end:

'Additionally notes that the Major Junctions review (MJR) is a strategic piece of work involving broad stakeholder engagement which considered many factors and which was ultimately approved by councillors of all groups on the Transport and Environment Committee.'

At point 2) adds at end:

'and requests that the Major Junctions Review Update report expected at the January 2024 meeting of the Transport and Environment Committee details the weighted assessment made of the Telford and Hillhouse junction according to the objective criteria used for prioritisation in the Major Junctions Review.'

Deletes point 5) and replaces with:

'5) Agrees that improvements are needed at this junction in the short-term and therefore requests that officers outline options for a local improvement scheme within the evolving Local Traffic Improvement Programme, with initial steps as to how this could be implemented as soon as is feasible.'

Moved by: Councillor Danny Aston

Seconded by: Councillor Vicky Nicolson

Amendment by the Green Group

City of Edinburgh Council

14 December 2023

Item 8.13 – Motion by Councillor Mitchell - Telford and Hillhouse Junction

Replaces 1) - 3):

“1) Notes with concern the considerable safety and accessibility issues at the junction at Queensferry Road, Strachan Road, Hillhouse Road and Telford Road as highlighted by Sight Scotland’s campaign.

2) Notes that the list of junctions to be prioritised for safety improvements as part of the Major Junctions Review was developed in consultation with key stakeholder groups Spokes, Living Streets, and the Edinburgh Access Panel.

3) Regrets that the number of junctions perceived as more dangerous was so high that the junction was not included in the short list. However, notes that other avenues for short-term safety improvements are available.”

Amends 5): “Asks officials that the next update being received by the Transport and Environment Committee in relation to **Local Traffic Improvement Plans** includes this junction with a view to urgently improve;

- a) Pedestrian safety and movements across and around the junction,
- b) Accessibility for those with reduced mobility and/or a visual impairment,
- c) Improvements for cyclists travelling through the junction.”

Moved by: Cllr Jule Bandel

Seconded by: Cllr Kayleigh O’Neill

Amendment by the Administration

City of Edinburgh Council

14 December 2023

Item 8.14 – Motion by Councillor Nols-McVey – UK Government Austerity

Deletes 5, 6 and 7 and replaces with:

- “5) While Council acknowledges that the Scottish Government has delivered a better funding settlement than that given to English Councils, the Scottish Government has given Edinburgh the lowest per capita funding of any Scottish Council. It has also added many additional responsibilities and constraints on Scottish Councils, which have added considerably to the cost burden borne by the City of Edinburgh Council.
- 6) Council therefore recognises the source of constrained public sector budgets in Scotland is the 13 year austerity programme of the UK Government and decisions made by the Scottish Government, and further recognises if this continues the risk to Councils in Scotland suffering the same financial fate as English Authorities will increase year-on-year.
- 7) Council calls for an end to austerity and requests the Council Leader writes to the Prime Minister and the First Minister asking for a firm pledge to improve funding for local government.”

Moved by: Councillor Mandy Watt

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 8.14 – By Councillor Nols-McVey – UK Government Austerity

Council

Deletes all and inserts:

- 1) Notes that 31.7% of the Scottish Government's total revenue was allocated to local government in 2023-24, compared to 35% in 2015-16.
- 2) Notes how the decision of the Scottish Government to deprioritise local government within its annual budget has come, irrespective of the money allocated to it by the UK Government.
- 3) Notes how the percentage of the Scottish Government's total revenue allocated to local government has reduced in each year since the Greens joined the SNP in the Scottish Government.
- 4) Notes the decision of the First Minister to announce a council tax freeze without any discussion or consultation with COSLA, going directly against the spirit of the Verity House Agreement.
- 5) Notes the conclusions of the Fraser of Allander Institute that the council tax freeze will create a shortfall of £229-£417m in local council revenue, and that the Scottish Government has yet to commit to fully fund its new freeze policy.
- 6) Believes all these events show a fundamental disrespect by the Scottish Government towards local councils and a lack of recognition for the important role of councils in delivering public services.
- 7) Endorses the "Councils are key" campaign by COSLA which recognises how councils are facing rising costs and increasing demand, and that the local government settlement from the Scottish Government must reflect the true cost of delivering and commissioning services.

Moved by: Cllr Kevin Lang

Seconded by: Cllr Lewis Younie

Addendum by the Conservative Group

City of Edinburgh Council

14 December 2023

Item 8.14 – Motion by Councillor Nols-McVey - UK Government Austerity

Council notes:

- During the seven-year administration of FM Nicola Sturgeon, annual public expenditure in Scotland grew at 8% per annum. This compares with 6% growth in annual UK public expenditure.
- Neither figure represents austerity, especially when inflation was 1%.
- For every £100 spent in England, the UK Gov spends £125 in Scotland. This represents £2,200 of additional spend per person in Scotland.
- GERS sets out the spending priorities of the Scot Gov with no interference from Westminster.
- The two highest spending priorities of the Scottish Government in the last seven years have been (i) social protection (welfare and benefits) which grew at 15% pa (i.e. doubled in seven years) and (ii) public sector wages which increased this year by c. £1bn.
- The three lowest spending priorities of the Scottish Government in the last seven years have been (i) Education, (ii) Police and (iii) Local Councils where spending increases at 4% pa is half of the average 8%.

Moved by: Councillor Tim Jones

Seconded by: Councillor Marie-Clair Munro

Addendum by the Administration

City of Edinburgh Council

14 December 2023

**Item 8.17 – Motion by Councillor Rae – Short Term
Lets Register - Publication of Applicants' Names**

Adds at end:

Council notes concerns from senior officials that this request has the potential to carry risk and may be open to legal challenge.

Calls for an update report to the Regulatory Committee as soon as possible to provide clarity.

Moved by: Councillor Margaret Graham

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 8.17 – Motion by Councillor Rae - Short Term Lets Register – Publication of Applicants’ Names

Council agrees to

Delete point 5 and replace with

5. Therefore agrees that, in the interests of openness and transparency and to allow informed debate and reduce potential legal risks, to receive a report to the Regulatory Committee within two cycles to consider the implications of publishing the names of all applicants for STL licences and the best way to proceed.

Moved by: Councillor Neil Ross

Seconded by: Councillor Jack Caldwell

Amendment by the Administration

City of Edinburgh Council

14 December 2023

Item 8.18 - Motion by Councillor Nols-McVey – UK Government Migration Rules

Delete 6) and replace with:

“Council agrees that the Council Leader will write to the Prime Minister before the end of the year, setting out the economic damage of their approach to immigration and asking for a firm pledge that they will reverse their approach.”

Add at end:

“Council notes the results of the September 2023 Attitudes to Immigration: A view from Scotland, Migration Policy Scotland survey, which showed that 12% of respondents thought that the number of immigrants coming to Scotland nowadays should be increased a lot, 16% thought that it should be reduced a lot and 72% thought it should remain the roughly the same as it is (same 34%), increase a little (26%), reduce a little (12%).”

Moved by: Councillor Mandy Watt

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

14 December 2023

Item 8.18 – Motion by Councillor Nols-McVey - UK Government Migration Rules

Council

Deletes paragraph 6 and inserts:

6) Council agrees to write to the UK Government before the end of the year setting out the economic damage of its approach to immigration and asking for a firm pledge that it will reverse its approach.

Add

7) Council seeks a members' briefing as soon as practically possible on the impact of the visa rule changes on the Council's own workforce and its ability to deliver key services.

Moved by: Cllr Kevin Lang

Seconded by: Cllr Euan Davidson

Addendum by the SNP Group

City of Edinburgh Council

14 December 2023

Item 12.1 - Monitoring Officer – B Agenda Report

- 1.4 Agree that upon conclusion of the ongoing Tram legal processes this report will be resubmitted to the Council following legal proceedings being formally settled on the A agenda.

Moved by: Councillor Adam Nols-McVey

Seconded by: Councillor Kate Campbell