

Motions and Amendments

City of Edinburgh Council

10.05am, Thursday, 8th February, 2024

Main Council Chamber - City Chambers

Motions and Amendments

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Amendment by the Green Group

City of Edinburgh Council

8 February 2024

Item 6.1 – Appointment to Outside Organisation – Edinburgh Festival Fringe Ambassador

Notes:

- That the purpose, nature and responsibilities of the Ambassador role have not been outlined by this report in detail and so Councillors are not easily able to judge the advantages, opportunities and/or risks of appointing a Councillor to this role.

Recommendations are therefore amended as follows:

- Delete Point 1.1
- Insert a new point, thus: “To ask officers to report to the Full Council to be held in March 2024 detailing the responsibilities of the role, and what advantages, opportunities and/or risks appointing a Councillor to this role would involve; and provide information on any other Ambassador roles Councillors are currently appointed to”

Moved by: Councillor Heap

Seconded by:

Motion by the Administration

City of Edinburgh Council

8 Febraury 2024

Item 6.1 – Appointments

Council:

- Appoints Councillor Tim Pogson to the Responsible Construction Working Group
- Appoints Councillor Lezley Marion Cameron to the Edinburgh as a Feminist City Working Group

Moved by: Councillor Jane Meagher

Seconded by:

Motion by the SNP Group

City of Edinburgh Council

8 February 2024

6.1 – Appointments

To replace Councillor Campbell with Councillor Key on Short Term Lets Working Group.

To appoint Councillor Mattos Coelho to the Responsible Construction Working Group.

To appoint Councillor Glasgow to the Feminist Working Group.

Moved by: Councillor Stuart Dobbin

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 6.1 - Appointments

Council

The Liberal Democrat Group makes these appointments to the following working groups:

- 1) Planning Controls over Construction – Councillor Pauline Flannery
- 2) Edinburgh as a Feminist City – Councillor Hal Osler
- 3) Joint Consultative Group – Councillor Lewis Younie replaces Councillor Neil Ross

Moved by: Cllr Kevin Lang

Seconded by: Cllr Louise Young

Motion by the Green Group

City of Edinburgh Council

8 February 2024

6.1 – Appointments

To appoint Councillor O'Neill to the Feminist City Working Group.

Moved by: Councillor Parker

Seconded by: Councillor Mumford

Addendum by the Administration

City of Edinburgh Council

8 February 2024

Item 7.2 – Council Diary 2024/25

Add to Recommendations:

“1.3 To remove the proposed Council meeting on 5th June 2025 given there is another meeting on 26th June.”

Moved by: Councillor Cammy Day

Seconded by: Councillor Mandy Watt

Amendment by the Green Group

City of Edinburgh Council

8 February 2024

Item 7.2 – Council Diary 2024/25

Adds:

- 1.3 Welcomes that “changes to the diary are proposed which aim to assist members with caring and other responsibilities by making better use of the space available and reducing meetings during school holidays” and that “discussions are ongoing regarding business processes which could improve this further”
- 1.4 Notes that work is ongoing with COSLA and the Improvement Service to looking at Barriers to Elected Office and requests that these processes are aligned;
- 1.5 Requests an update be circulated to members on the expected timeline going forward on the Barriers to Elected Office work;
- 1.6 Notes that Barriers to Elected Office affect both current councillors and potential future councillors and requests that this work is aligned with induction plans for new Councillors in 2027; and
- 1.7 Requests a report to Policy & Sustainability Committee in May or June 2026 on how access and inclusion will be embedded in induction processes and throughout the 2027-2032 term.

Moved by: Cllr Alys Mumford

Seconded by:

Amendment by the Green Group

City of Edinburgh Council

8 February 2024

Item 7.3 - Committee Report Processes

Moving amendment deadline in line with earlier publication of reports and motions

Committee:

1. welcomes the additional time built into this process with earlier publications of reports and motions helping both Councillors and members of the public to access and consider proposals;

2. Believes that this should be matched by an earlier (by one day) deadline for the submission of amendments to better enable political cooperation and negotiation and to allow external groups and organisations to access amendments and enable deputation requests on that basis;

3. Therefore Amends 1.1 to read:

“To agree the proposals outlined in 4.4.1, 4.4.2, 4.4.3, 4.5 and 4.6 of the Executive Director report. Additionally, agrees to amend Standing Order 22 to read:

i) At 22.3 deletes “no later than 12 noon on the working day before the meeting” and replaces with “no later than 12 noon two working days before the meeting

Allowing for changes to budget motions

4. Additionally, Committee notes that the proposed standing orders around the budget process requests that budget motions and amendments be submitted on the same day, 6 working days before the Council meeting.

5. Committee notes that this does not allow for changes to be made to budgets following submission and believes this goes against the spirit of cross-party agreement to bring the deadline forward by a week in order to build time into the budget process for collaboration and negotiation

6. Committee acknowledges the last-minute changes to funding settlements which often occur nationally, and the challenges facing officers to ensure that multiple complex budget motions from are competent;

7. Therefore further amends Standing Order 22 to read:

ii) At 22.5 deletes all and replaces with: "That any motion or amendment to the budget meeting shall be provided to the clerk by 12pm no later than 6 working days before the Council meeting. Prior to the meeting the motions and amendments can be amended provided a final version is submitted to the clerk no later than 12pm two working days before the meeting. The exceptions detailed in Standing Order 23.3 also apply."

Moved by: Councillor Ben Parker
Seconded by: Councillor Alys Mumford

Amendment by the SNP Group

City of Edinburgh Council

8 February 2024

Item 7.4 - Operational Governance: Review of Grant Standing Orders

Notes there is no mention of diversity and inclusion principles in the standing orders.

Agrees that all future changes to standing orders will include an appendix which clearly shows tracked changes.

Agrees the following additions [in yellow]:

Adds to 2.4

The Council is committed to the principles of collaboration and co-production. Co-production means the real and meaningful involvement of the citizens of Edinburgh and recipients of services in delivering better outcomes. Grant recipients shall be encouraged to communicate effectively and to work together with recipients of services and communities of interest to achieve improved outcomes ensuring diversity and inclusion principles are met in relation to representation of individuals involved in coproduction and codesign.

Amends 2.6 to read:

2.6 The Council will only ~~may~~ use arms-length bodies or other appropriate organisations or community networks to carry out grant disbursement activities on their behalf under exceptional circumstances and when there are compelling and reasons to do so and after the relevant executive committee has agreed, noting that decisions taken by committee are subject to public scrutiny while decisions taken by external organisations will not be. The Council should have an agreement in place with such bodies that sets out the nature of the relationship, the form of accountability, how the assessment panel will be constituted, how the organisation or network is funded or will be funded, and

details of the activities they will engage in. Such bodies will be subject to the standards set out in these Grant Standing Orders. ~~unless expressly agreed by the relevant Council Committee or the designated proper officer as the Council delegates in the Scheme of Delegation or otherwise.~~

Adds at 5.1.1

the application shall be assessed and evaluated by more than one Council officer or a peer group panel **and all assessment panels must reflect the communities that will benefit from the grants, including principles of diversity and inclusion in the selection of panel members.** In the case of arms-length bodies or other appropriate organisations or community networks who are disbursing funds on behalf of the Council or the EIJB such appropriate panel as is set out in the agreement with the Council.

Adds at 12.1 - Urgency

12.1 In the event that urgent requirements out-with the Council's control make it impractical for these GSOs to be followed then in order to disburse grant funding as a matter of urgency the urgency provisions set out in provision 4 of the Council's Committee Terms of Reference and Delegated Functions where appropriate should be followed. At their discretion, the relevant Executive Director should make relevant members (e.g. ward councillors) aware of the decision taken under the urgency provisions **and report to the next available executive committee, full council or EIJB meeting.**

Moved by: Councillor Kate Campbell

Seconded by: Councillor Adam Nols-McVey

Amendment by the Green Group

City of Edinburgh Council

8 February 2024

Item 7.4 – Operational Governance: Review of Grant Standing Orders

Adds:

1.3 Welcomes changes to the Grant Standing Orders to reflect changing council priorities, including in recognition of the climate and nature emergencies.

1.4 Notes that the focus of changes relating to climate and nature in Section 8 of the Grant Standing Orders is to simply include the words “and address the nature emergency” in the preamble at 8.1, and to “encourage” funded organisations to calculate and disclose their carbon footprint as well as to complete, but not necessarily deliver, carbon reduction plans.

1.5 Further notes that merely encouraging and not requiring organisations to commit to this work does not guarantee that any of these activities will take place, and also recognises that whilst carbon reduction plans will help to tackle the climate emergency, they will not (necessarily) address the nature emergency. Therefore, requests that further revisions are made to the Grant Standing Orders to explore how these conditions can be strengthened by making them a requirement of any grant, and by specifying actions which should help to address the nature emergency in particular.

1.6 Additionally notes that the Grant Standing Orders make no reference to equality, diversity or inclusion throughout – for example, by requiring pay gap disclosure (gender, disability, race) amongst recipients where appropriate. Therefore, agrees that further revisions are made to the Grant Standing Orders to address this concern.

1.7 Agrees that a revised version of the Grant Standing Orders is presented to Full Council after these issues have been addressed.

Moved by: Councillor Ben Parker

Seconded by: Councillor Alys Mumford

Amendment by the Administration

City of Edinburgh Council

8 February 2024

Item 7.6 – Outcome of the Statutory Consultation Proposing to Establish a New Non-Denominational Secondary School in Kirkliston and Associated Catchment Changes

Deletes recommendations and replaces with:

Agrees that a new non-denominational secondary school could be established on the site of the existing Kirkliston Leisure Centre;

However, Council requests that:

Other site options for a new non-denominational secondary school continue to be explored with further informal consultation carried out with the local communities as necessary.

A report to the Education, Children and Families Committee is prepared that further addresses the concerns which remain surrounding education provision and quality for a new non-denominational secondary school in Kirkliston.

Moved by: Councillor Margaret Graham

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 7.6 - Outcome of the Statutory Consultation Proposing to Establish a New Non-Denominational Secondary School in Kirkliston and associated Catchment Changes

Council deletes recommendations and inserts:

1. notes that 74% of people in Kirkliston who responded to the statutory consultation opposed the option of building a new secondary school on the site of the current leisure centre.
2. notes the response received from Education Scotland which also raised concerns over building a school on the proposed site.
3. notes that previous consultations have shown significant majorities in both Queensferry and Kirkliston against the alternative option of extending Queensferry High School.
4. notes the approach which was made to the Scottish Government and the letter received from the Minister for Planning of 16 November 2023 which has now been provided to all councillors.
5. therefore agrees not to proceed with officers' recommendations at this stage, and instead requests a report to Education, Children & Families Committee within two cycles which:
 - a) provides information on the indicative costs associated with building a school on any of the greenbelt sites shown in the November 2022 consultation paper given some landowners have expressed a willingness to sell land for the purpose of building a new secondary school, without any conditions associated with additional house building.

- b) sets out the implications of preparing and submitting a 'planning permission in principle' application on any of the greenbelt sites shown in the November 2022 consultation paper.
- 6. requests that ward councillors continue to be kept fully informed and engaged as work on the above report proceeds.

Moved by: Cllr Kevin Lang
Seconded by: Cllr Lewis Younie

Amendment by the Conservative Group

City of Edinburgh Council

8 February 2024

**Item 7.6 - Outcome of the Statutory Consultation
Proposing to Establish a New Non-Denominational
Secondary School in Kirkliston and associated
Catchment Changes**

1.1.1 Delete “that associated catchment changes would be implemented in the November” and replace with “note that associated catchment changes would be needed”

Moved by: Councillor Tim Jones
Seconded by: Councillor Christopher Cowdy

Amendment by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 7.8 – Outcome of the Statutory Consultation proposing to establish a new non-denominational Primary School and Nursery Classes at Builyeon Road and undertake primary school catchment changes in Queensferry

Council

Deletes 1.1.3 and inserts:

“1.1.3 That a sibling guarantee be applied according to the terms set out in this paper but with the removal of the six year time limit, to ensure younger children from families with multiple eligible children are not excluded.”

Moved by: Cllr Louise Young

Seconded by: Cllr Euan Davidson

Amendment by the Conservative Group

City of Edinburgh Council

8 February 2024

Item 8.1 – Motion by Cllr Parker – Support and Advice for the Student Community

Agrees Paragraphs:

- 1)
- 2)

Replaces paragraphs 3), 4) and 5)

Recognises that it is not always easy to navigate the Council website and where to find information, that there are a variety of needs amongst the student body but that it is the responsibility of the Universities and Student Associations/Unions to support students and therefore agrees to convene a meeting with the organisations so they can develop materials which can better signpost students to the information relevant to them, recognising that they will best understand the needs of the student body.

Moved by: Councillor Joanna Mowat

Seconded by: Cllr Jason Rust

Amendment by the Administration

City of Edinburgh Council

8 February 2024

Item 8.2 – Motion by Councillor Kumar – Connected Communities – Impact of Funding Allocations

Delete all and replace with:

Council:

- 1) Notes Education, Children and Families Committee approved the recommendations for the award of the Connected Communities Grant Programme on 18 December 2023 and agreed a lessons learnt report to be produced and yearly progress reports to the Education, Children and Families Committee.
- 2) Notes Elected Members agreed the eligibility criteria at Full Council on 28 September which included:
 - a. the separate managed fund under section 4.4, for intermediary organisations (LAYC and EVOC) to avoid them competing with direct delivery organisations;
 - b. Streamlining the funds into 3 existing Funding Strands from the previous 5 funding priorities;
- 3) Notes Education, Children and Families Committee members attended a briefing on 12 December 2023 where they were provided with:
 - a. graphs tables and pie charts showing geographical and locality impact in addition to comparisons to the current grant programme;
 - b. heat maps demonstrating where the new funding is going in comparison to the previous grant programme and shows a closer correlation to areas impacted by lower SIMD.
- 4) Acknowledges that the Children, Education and Justice Services directorate do not publish unsuccessful organisations applying to grant programmes, in line with other funding bodies and is also consistent with the process for contract awards.
- 5) Commends the partnership working between Council officers, LAYC and EVOC to develop the 2024-27 Connected Communities Grants Programme.

Moved by: Councillor Margaret Graham

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 8.2 – Motion by Cllr Kumar - Connected Communities- Impact of Funding Allocations

Council

Replaces points 2 and 3 with

"Welcomes the fact that a significant number of community-based organisations that were not funded in the previous iteration of the connected communities fund are now in receipt of council funding.

Notes that numerous organisations have contacted Education, Children and Families Committee members welcoming the approach that was taken this year.

Thanks, LAYC and EVOG for their work on the Connected Communities Fund and all they do to promote youth work and community development in the city."

Re-number accordingly.

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

Amendment by the Conservative Group

City of Edinburgh Council

8 February 2024

Item 8.2 – Motion by Councillor Kumar - Connected Communities - Impact of Funding Allocations

Deletes all and replaces with:

Council notes:

- 1) The decision taken at Education, Children, and Families Committee on 18th December 2023 to allocate funding for 'Connected Communities'.
- 2) The decision to treat some information regarding allocations of funding to individual organisations as confidential and on a "B Agenda".

Council further notes:

- 3) An explanation about what is / isn't confidential information was provided verbally at a previous Committee meeting.
- 4) An explanation of what advice was given to council officers and the Convener in relation to why this item was placed on a 'B Agenda', was provided verbally at the Committee meeting.

Council understands:

- 5) The impact of the above allocation including geographical and locality impact of the funding; impact on services due to the introduction of new strands; impact on new eligibility criteria - will only be fully understood after time has been given for all the services to bed in.

Council agrees:

- 6) To publish the full list of funded and unfunded organisations.
- 7) That many organisations provide services stretching outside their local area, and some across the entire city, so analysis of how much funding was received by Ward or SIMD decile is unlikely to provide an accurate picture or be helpful in assessing benefits to individual communities.
- 8) To publish the explanation as to why both EVOC and LAYC did not have the same criteria applied to their funding awards as all other organisations."

Moved by: Councillor Tim Jones
Seconded by: Councillor Christopher Cowdy

Amendment by the Administration

City of Edinburgh Council

8 February 2024

Item 8.3 – Motion by Councillor Euan Davidson - Edinburgh Eye Hospital

Delete 7) and replace with:

The decision by the Scottish Government to withhold capital funding from NHS Lothian for two years not only endangers the Eye Hospital project but also a new National Treatment Centre at St John's Hospital, a new Cancer Centre at the Western General Hospital, development of the Royal Edinburgh Hospital and investment in Edinburgh's primary care General Practice premises.

Delete 8) and replace with:

That the Council leader urgently writes to the Scottish Government requesting that funding is provided, not only for a new Eye Hospital for Edinburgh, but that NHS Lothian receives the necessary funding to deliver all planned capital projects.

Moved by: Councillor Stephen Jenkinson

Seconded by: Councillor Lezley Marion Cameron

Addendum by the Conservative Group

City of Edinburgh Council

8 February 2024

Item 8.3 – Motion by Councillor Davidson - Edinburgh Eye Hospital

Under 'Council Notes', adds after point 4.

5. with concern that were the Princess Alexandra Eye Pavilion in Edinburgh to close without being replaced with a new modern facility this would require patients to have to travel to Glasgow for eye assessments and operations, often in emergency circumstances and with conditions that would limit their ability to travel safely.

6. with further concern the additional expenditure costs and excessive travel time to Glasgow if this facility was not replaced within the Capital city.

7. that with more housing developments being planned throughout the city over the coming years, Edinburgh has the potential to overtake Glasgow in as Scotland's most populated city, therefore maintaining an eye hospital here is absolutely imperative.

Renumber the remaining paragraphs accordingly then add after the renumbered point 10:

11. That the Council Leader also asks the Scottish Government to indicate, should the Princess Alexandra Eye Pavilion not be replaced:

(a) what impact assessment has been undertaken regarding the need for patients in Edinburgh and East of Scotland to have to travel to Glasgow for eye appointments and surgery.

(b) what impacts there would be for specialist training for eye surgery.

(c) what assessments Ministers have made on other Ophthalmology services and treatments.

Moved by: Cllr Graeme Bruce

Seconded by: Cllr Marie-Clair Munro

Amendment by the Administration

City of Edinburgh Council

8 February 2024

Item 8.4 – Motion by Councillor McKenzie – Safe Consumption Room and Community Drug Checking Facilities

Deletes the 'Regrets' paragraphs and replaces with:

“Notes that it was agreed at the Policy and Sustainability Committee that on the completion of the feasibility study by the Edinburgh Alcohol and Drug Partnership, an action plan be submitted to Full Council for consideration.”

Deletes 1) and 2), and replaces with:

“1) A report containing the feasibility study and next steps, including the consideration of the Alcohol and Drug Partnership on associated funding and implementation challenges, will come to the next meeting of the Policy & Sustainability Committee on 12 March, allowing for public discussion and scrutiny.”

Moved by: Councillor Tim Pogson

Seconded by:

Addendum by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 8.4 – Motion by Cllr McKenzie - Safe Consumption Room and Community Drug Checking Facilities

Council

Adds in point 3) including the health spokespeople or a nominated councillor from each party.

Moved by: Cllr Euan Davidson

Seconded by: Cllr Fiona Bennett

Amendment by the SNP Group

City of Edinburgh Council

8 February 2024

Item 8.5 – Motion by Councillor Lang - Scottish Government Funding

In point 1) delete from "properly" and replace with "use funding assumptions specific to each council's circumstances with regard to Council Tax Reduction and collection rates, resulting in Edinburgh being offered freeze funding equivalent to around a 4.6% Council Tax increase rather than equivalent to a 5% increase as anticipated."

In point 2) after "£10 million" insert "in notional terms, taking into account existing or new commitments, even though in cash terms the Local Government Circular 8/23 proposes £988.629m in grant funding for 2024-25 compared to £956.335m in 2023-24, an increase of £32.3m".

Moved by: Councillor Marco Biagi

Seconded by: Councillor Lesley Macinnes

Addendum by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

**Item 8.6 - Motion by Cllr Lezley Marion Cameron -
Edinburgh as a Fair Trade City**

Council

Adds at end:

Agrees to add an update to the Policy and Sustainability business bulletin on progress in implementing the 'Fair Trade Policy Statement' of 2021 within three cycles.

Moved by: Cllr Alan Beal

Seconded by: Cllr Fiona Bennett

Addendum by the Conservative Group

City of Edinburgh Council

8 February 2024

**Item 8.6 – Motion by Councillor Lezley Marion
Cameron - Edinburgh as a Fair Trade City**

Inserts as a new paragraph 4:

“While Fair Trade plays a significant role in local communities, the greatest advances in improving incomes in lower income countries have been due to increasing global free trade, providing opportunities that previously did not exist.”

Adds to the end of the third last paragraph.

“Recognising the valuable work undertaken by Edinburgh International Conference Centre, by stepping in to run the Convention Bureau, which allows such events to take place in Edinburgh, whether at the EICC or elsewhere.”

Moved by: Councillor Phil Doggart

Seconded by: Councillor Iain Whyte

Addendum by the Administration

City of Edinburgh Council

8 February 2024

Item 8.7 – Motion by Councillor Younie – Data Literacy Rollout

Add at 4:

“(e) Asks that elected members be included in the rollout of Data Literacy Training.”

Moved by: Councillor Margaret Graham

Seconded by:

Amendment by the Conservative Group

City of Edinburgh Council

8 February 2024

Item 8.7 – Motion by Councillor Younie - Data Literacy Rollout

Inserts at end of 4(a) and others, this to include how the Council could make learning modules publicly available through e-learning and/or recordings of in person/online learning sessions on the Council website.

Amends after 4 (a)

(b) Identify which businesses provide support for data education for young people (and others);

(c) Identify how such businesses, particularly in the FinTech sector, could partner with schools to provide such education in a way that requires minimal teacher time being diverted from other learning;

Inserts in 4 (d)

“six-monthly” between “Requests” and “updates”

Moved by: Councillor Phil Doggart

Seconded by: Councillor Iain Whyte

Amendment by the Administration

City of Edinburgh Council

8 February 2024

Item 8.8 – Motion by Councillor Mitchell – Bin Hubs Noise Mitigation

Replace point 1 with

- 1a Our city-wide communal bin review project is grouping together recycling and waste bins with the aim of improving recycling provision and waste collection reliability for around 130,000 of our residents.
- 1b The first phase of the project has been a great success, and has led to a massive drop (85%) in the number of overflowing mixed recycling bin reports to the Council.
- 1c Notes, however, this success has involved many residents having to compromise and a few having to accept unwanted changes to the areas around their homes which have left them feeling some amenity has been lost.

Moved by: Councillor Scott Arthur

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 8.8 – Motion by Cllr Mitchell - Bin Hubs Noise Mitigation

Council

Deletes 1) and replaces with:

1) Regrets the detrimental impact on some residents' amenity caused by bin hubs, especially in instances where those residents maintain the bin hubs are sited inappropriately, and,

After 1) insert:

2) Understands that more frequent collections were introduced to reduce instances of overflowing communal bins, but that some residents are adversely affected by the noise of consistent early-morning collections.

Renumber original paras 2) and 3)

Thereafter insert:

5) Officers should investigate whether routing demands can allow for emptying of bin hubs to start later in the morning, and/or whether routes can be amended, rotated or reversed so that the same residents' bins are not always collected first and the early collections are distributed more equitably.

Renumber original para 4) accordingly

Moved by: Cllr Sanne Dijkstra-Downie

Seconded by: Cllr Hal Osler

Amendment by the Green Group

City of Edinburgh Council

8 February 2024

**Item 8.8 - Motion by Councillor Mitchell - Bin Hubs
Noise Mitigation**

Deletes 1) and replaces with:

“Recognises the need to provide accessible waste and recycling services.”

Moved by: Cllr Jule Bandel

Seconded by: Cllr Ben Parker

Addendum by the Administration

City of Edinburgh Council

8 February 2024

Item 8.9 – Motion by Councillor Burgess - Closure of Radical Road, Holyrood Park

Adds at end:

Council

5. Notes that the King's Stables Road entrance to West Princes Street Gardens has been closed since 2019 due to the known risk of rockfall from the Castle rockface.
6. Notes that St Cuthbert's Churchyard is now the interim and sole access route for delivery of event infrastructure for West Princes Street Gardens.
7. Notes that on 13 October 2022, in order to ensure health and safety and minimise the environmental risk to St. Cuthbert's Churchyard, the Culture and Communities Committee agreed to limit major events at West Princes Street Gardens and the Ross Bandstand to four events each year while officers continued to pursue solutions to the rockfall with Historic Environment Scotland.
8. Notes that no solutions have yet been identified.
9. Requests that the matter of access at King's Stable Road is also considered at the Transport and Local Access Forum at the earliest opportunity and these findings are also included in a report back to the Council's Transport Environment Committee.

Moved by: Cllr Val Walker

Seconded by:

Amendment by the Administration

City of Edinburgh Council

8 February 2024

Item 8.10 – Motion by Councillor Nols-McVey – Fort Green Freeport – Non-Domestic Rates Relief Funds

Deletes paragraph 6 and replaces with:

“Notes that at the most recent FGFP Sounding Board, consideration was made to eligible areas of spend for non-domestic rates, based on guidance from the Scottish Government. Given this, officers set out proposals on how funding might be utilised, including; housing for workers, coastal infrastructure works, investment in the development of new workspaces, programmes aimed at addressing skills gaps and a community benefit fund.

Further notes a Final Business Case will be presented to the Policy and Sustainability Committee in March when an officer assessment will be provided of indicated areas of future spend for any retained uplift in non-domestic rates realised by the Council.

Moved by: Councillor Cammy Day

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 8.10 – Motion by Cllr Nols-McVey - Forth Green Freeport - Non-Domestic Rates Relief Funds

Council

Inserts Paragraphs 2, 3, 4:

Notes that all five parties supported the declaration of a Housing Emergency in December 2023 and that Green Freeport legislation allows Housing expenditure under the heading “*Regeneration and/or the development of ‘live work play’ assets within the Green Freeport Travel to Work Area*”.

Notes that the Council has declared a Climate Emergency and that the Council Climate Action Plan (2021) calls for greater coastal protections, which may be pertinent to north Edinburgh including the Granton Waterfront Housing development and the Green Freeport worksites.

Notes that the consultation on Trams Phase 3 has not yet begun, and that are ongoing between the Council and Transport Scotland regarding the potential financing of the proposed Project.

Deletes Paragraph 6 (beginning “Therefore agrees[...]”) and replaces with

Therefore agrees that this presents an opportunity to finance social-rent and affordable housing across the entirety of Edinburgh and requests the FGFP report to Policy and Sustainability Committee outlines a suite of options for Councillors, including how the projected receipts could have the greatest social-justice impact.

Moved by: Cllr Jack Caldwell

Seconded by: Cllr Pauline Flannery

Amendment by the Green Group

City of Edinburgh Council

8 February 2024

Item 8.10 - Forth Green Freeport – Non-Domestic Rates Relief Funds

Deletes all instances of “Forth Green Freeport” and replaces with “Forth ‘Green’ Freeport”

Adds to 2) “and expresses scepticism that this level of income will be realised as part of the Forth ‘Green’ Freeport.”

Adds to 3) “and expresses scepticism that this number of jobs will be created as a result of the Forth ‘Green’ Freeport.”

Deletes the final paragraph and replaces with:

“Therefore, agrees that Full Business Case (FBC) for the FGFP should enable the Council to use the retained non-domestic rates to support spending which drives forward council priorities including affordable housing, sustainable transport and responding to the climate and nature emergencies. Believes this should include the creation of a business case for an extension of the Tram to Granton and accelerate the completion of the full northern loop (line 1C), linking between the Newhaven and Granton termini providing sustainable transport into the Freeport area. This should be aligned with investment in affordable housing to accelerate development of Granton Waterfront, as well as relevant climate mitigation, adaptation and nature strategies.”

Moved by: Cllr Alys Mumford

Seconded by: Cllr Ben Parker

Amendment by the Conservative Group

City of Edinburgh Council

8 February 2024

Item 8.10 - Motion by Councillor Nols-McVey - Forth Green Freeport - Non-Domestic Rates Relief Funds

Council notes the text of the motion by Cllr Nols-McVey but considers it premature.

Further notes that political Groups were consulted at the recent FGFP APOG and that a full report on the FGFP Final Business Case is to be presented to the Policy and Sustainability Committee in March when an officer assessment will be provided of indicated areas of future spend for any retained uplift in non-domestic rates realised by the Council. This is likely to give broad indicative headings, including public transport, in line with the feedback given by councillors of all Parties at the APOG.

Council agrees that the proper governance process is that Committee should consider this matter with full information available as part of consideration of the Final Business Case.

Moved by: Cllr Iain Whyte
Seconded by: Cllr Joanna Mowat

Amendment by the Administration

City of Edinburgh Council

8 February 2024

**Item 8.11 – Motion by Councillor Nols-McVey –
Transient Visitor Levy (Tourist Tax) Community
Work**

Deletes paragraph 5 and replaces with:

“Agrees that Council should have the maximum flexibility in allocating any revenue generated from the Transient Visitor Levy, as was agreed in the Council submission to the consultation process of the draft Bill on the transient Visitor Levy.”

Adds:

Council therefore agrees to take no further action.

Moved by: Councillor Cammy Day

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 8.11 - Motion by Cllr Nols-McVey - Transient Visitor Levy (Tourist Tax) Community Work

Council

At end of paragraph 2, insert “and believes it would be wrong to make decisions before the results of that consultation are made available to councillors.”

Deletes paragraph 5 and inserts:

5. believes the Council should have the freedom to spend the money raised from a visitor levy in any way in considers best, including if it chooses, money for community grants and parent council led projects.

6. therefore disagrees with the restriction which the Scottish Government intends to place on the Council’s discretion on spending levy money under Section 17 of the Visitor Levy (Scotland) Bill.

7. agrees the Leader of the Council should write to the Minister for Local Government, Planning and Community Empowerment, and other relevant opposition party spokespeople in the Scottish Parliament, to ask for the Bill to be amended at either Stage 2 or 3 in order to remove this restriction.

Moved by: Cllr Kevin Lang

Seconded by: Cllr Louise Young

Amendment by the Green Group

City of Edinburgh Council

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Item 8.11 – Motion by Councillor Nols-McVey - Transient Visitor Levy (Tourist Tax) Community Work

At 2) deletes “consultation” and replaces with “engagement survey”

Deletes 3) and 4) and replaces with:

“3) Notes there are a number of proposals in the survey which are about managing tourism in the city better, and that these are informed by the recommendations around broad categories for TVL spending which were approved at Policy & Sustainability committee in August 2023, though regrets that these include proposed spending on “Industry Growth and Resilience” and “Promotion and Marketing” despite there being a clear need to ensure that any additional revenue raised from TVL delivers tangible benefits for residents across the city in support of the wider visitor economy and not just to further inflate the tourism industry.”

Adds (new) 4)

“4) Notes that the engagement on TVL to date represents “informal engagement” as outlined in the report at Policy & Sustainability committee in August 2023, and Business Bulletin update at the meeting on 9th January 2024, and that a formal consultation on TVL spending will follow later this year, informed by the engagement work to date.”

Deletes 5) and replaces with:

5) Council therefore agrees that when feedback from the survey is reported to committee, that report should also include developed proposals around mechanisms for spending TVL revenue in such a way to ensure spending across the city with a weighting towards areas with the highest levels of SIMD 1-4, and that these options should include ideas for Community Grants processes, including via participatory budgeting models, and other mechanisms such as directing spending through Parent Councils and Community Councils.

Moved by: Councillor Ben Parker

Seconded by:

Amendment by the Conservative Group

City of Edinburgh Council

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Item 8.11 – Motion by Councillor Nols-McVey - Transient Visitor Levy (Tourist Tax) Community Work

Deletes all and replaces with:

“Council notes:

1. the text of the motion proposed by Cllr Nols-McVey;
2. that the proposed spending purpose suggested in the motion appears not to comply with the purposes allowed for allocating spending within the draft Bill on a Transient Visitor Levy being submitted to the Scottish Parliament by SNP Scottish Government Ministers;
3. that the Council has submitted a response to the consultation on the Bill, following debate and a division, within the last six months;
4. that proper governance processes would mean that any spending decisions, should funds be generated, would be a matter for the Budget process or Committee reports at the point the funds become available and would require to be within the allowable purposes determined should any Bill be enacted; and
5. that Council cannot bind the decisions of a future budget process.

Council therefore agrees to take no further action on the motion.”

Moved by: Cllr Iain Whyte
Seconded by: Cllr Phil Daggart

Addendum by the Administration

City of Edinburgh Council

8 February 2024

**Item 8.12 – Motion by Councillor Nols-McVey -
Water of Leith Basins Water Quality**

Adds at end of (1):

Council further notes with concern that Surfers Against Sewage have identified high levels of dangerous bacteria in the Figgate Burn, causing contamination to a popular beach and swimming destination. Surfers Against Sewage have also claimed that there is no reporting of contamination caused by overflow pipes at beaches such as Portobello.

Moved by: Councillor Jane Meagher

Seconded by:

Addendum by the Liberal Democrat Group

City of Edinburgh Council

8th February 2024

Item 8.12 - Motion by Cllr Nols-McVey - Water of Leith Basins Water Quality

Council

Adds new 2) Notes the Council's declaration of a Nature Emergency at its meeting of 9th February 2023, and the well-documented disbenefits for ecosystems and biodiversity of sewage in our waterways.

Adds new 3) Also notes the inextricable link between Scotland's sewage scandal and the climate emergency with extreme weather increasing the risk of sewage overflows, as seen in communities in Edinburgh.

Renumbers accordingly.

Adds under now 5;

e) An update on the installation of various screens, chambers, pipeworks and monitors on 28 of Edinburgh's CSOs earmarked in the 'Improving Urban Waters Routemap'.

f) Any other relevant parallel activity from the Edinburgh & Lothians Strategic Drainage Partnership.

Adds;

6) Requests the Convener of the Transport and Environment Committee writes to the relevant Environment minister outlining support for a Clean Water Act, including upgrades to our Victorian sewage network and a clamp down on discharges, and with an ambition to ensure every CSO is monitored and a blue flag system which incentivises cleaner fresh water for all.

Moved by: Cllr Jack Caldwell

Seconded by: Cllr Ed Thornley

Amendment by the Administration

City of Edinburgh Council

8 February 2024

Item 8.13 – Motion by Councillor Nols-McVey – Building Risk at Anchorfield

Deletes all from paragraph 2) and replaces with:

“Council notes the extensive engagement that was done with residents to ensure public safety, after a structural report was provided to officers by owners who were trying to progress works privately.

Further notes the immediate action taken by the Council once defects were found on site and communication was made with residents and continued with daily updates and next steps.

Understands a Residents Meeting was held on 1st February, at Leith Library to discuss the current position, the next steps and to answer questions from Residents.

Council would like to thank the residents for their cooperation at this difficult time and agrees that the Council Leader arrange a community meeting to speak through any concerns with residents and local members, and that an update is provided in the Business Bulletin.”

Moved by: Councillor Cammy Day

Seconded by:

Amendment by the Green Group

City of Edinburgh Council

8 February 2024

Item 8.13 – By Cllr Nols-McVey – Building Risk at Anchorfield

After 2) insert:

3) Understands that a structural engineer has been appointed by the insurers of the Trams to Newhaven project and they are awaiting confirmation of when they can access the building. Officers have been working closely with Edinburgh Shared Repairs Service, residents, ward councillors and local businesses to progress matters.

Deletes 3) and 4)

Renumber accordingly.

In new 4), delete c)

Reorder accordingly.

In new 5) [the final paragraph], deletes all and replaces with:

Further requests that this report respects the Owner Controlled Insurance Policy (OCIP) in place for the Trams to Newhaven Project and notes that there is a separate claims process established by the project through which all claims are determined.

Moved by: Cllr. O'Neill

Seconded by: