

Motions and Amendments

City of Edinburgh Council

10.00 am Thursday, 21st March, 2024

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

Emergency Motion by the Administration

City of Edinburgh Council 21 March 2024 Fire on Breadalbane Street

Council:

Is aware of the fire that took place in the flats of Breadalbane Street in the early hours last Thursday. All 100 affected residents were safely evacuated and after 12 tireless hours by 70 firefighters, the fire was successfully put out.

Places our sincere gratitude on record to our emergency services for keeping the community safe, to our own colleagues from housing, and health and social care teams who were quickly on-site providing help to those who needed a safe place to stay, and to recognise the reaction from the local community and businesses alike who rallied to donate food, blankets and warm clothes, the generosity to their neighbours during this difficult time.

Also wishes the safe and speedy recovery of the two firefighters were injured in the line of duty.

Notes that some residents remain displaced and agrees that those who were living in rented accommodation should also be receiving support through their respective landlords or agents. This support has unfortunately not been forthcoming from all organisations who have a duty of care responsibility for their tenants.

Council therefore agrees:

- 1) To hold an event for residents, landlords/agents and factors with council officers and local members to look at the response to this incident and all further outstanding actions.
- 2) To request an update is provided to Council or Committees, as appropriate, on the steps that have been taken by council officers, and partners, as a result of the fire, including information on building standards, fire regulations, cladding and any relevant detail from Fire Scotland.
- 3) To request a report to the next appropriate Regulatory Committee on the licensing of agents and factors who have not acted fairly in supporting their tenants in this situation.

Moved by: Councillor Cammy Day
Seconded by: Councillor James Dalgleish

Amendment by the SNP Group

City of Edinburgh Council

21st March 2024

Emergency Motion - Fire in Breadalbane Street

Insert after the third paragraph:

“Council expresses sympathy with those residents affected, many of whom have still not been able to access their properties.”

Replaces recommendation 1 with:

“Thanks Officers for their efforts in coordinating support for affected residents and requests Officers engage with affected residents and liaise with landlords and agents to offer help to coordinate the required communal repair works for buildings. Council agrees to allocate up to £50,000 from the Council’s unallocated reserves to resource this work. Requests an update report to Finance and Resources in 3 cycles outlining progress.”

Moved by: Councillor Amy McNeese-Mechan

Seconded by: Councillor Lesley Macinnes

Motion by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 6.1 – Appointments

The Conservative Group nominates:

- Councillor Graeme Bruce to replace Councillor Jason Rust to serve on the Short Term Lets Working Group.

Moved by: Councillor Jo Mowat
Seconded by: Councillor Iain Whyte

Amendment by the Administration

City of Edinburgh Council

21 March 2024

Item 7.1 – Scheme of Delegation to Officers 2024

Agrees to approve the changes to the Scheme of Delegation to Officers regarding short term let licences.

Agrees to defer the changes to the Scheme of Delegation to officers regarding Estate Services, till next Full Council.

Moved by: Councillor Cammy Day

Seconded by: Councillor Mandy Watt

Addendum by the SNP Group

City of Edinburgh Council

21 March 2024

Item 7.1 - Scheme of Delegation to Officers 2024

Adds:

1.3 To note concerns relating to decisions being taken under the scheme of delegation that constitute a policy change, or where the decision could be considered material or politically controversial.

1.4 Agrees that all policy changes are a matter for committees and Councillors and requests the Director of Corporate Services bring a report to Council in 3 cycles with further changes to the scheme of delegation to tighten up the scheme, particularly in relation to section 1.5, section 2 and any other relevant sections, to ensure all policy decisions are taken by Councillors through Committees, as set out in statute.

Moved by: Councillor Adam Nols-McVey

Seconded by: Councillor Kate Campbell

Amendment by the Green Group

City of Edinburgh Council

21 March 2024

Item 7.1 – Scheme of Delegation to Officers 2024

In recommendations, delete paragraph 1.1 and insert:

1.1 To repeal the existing Scheme of Delegation to Officers and to approve in their place appendix one, with the following adjustments:

1.1.1 In appendix 6 under 'Estates Services' (p.65) does not agree any changes in this section and defers decision on this until the next Full Council meeting to allow time for proper discussion and scrutiny

1.1.2 In appendix 6, under 'Licensing' (p.68), in new paragraph 210, sub-paragraph (iii), after the words 'regulatory committee' insert the words,

"and subject to no elected member requesting referral to Licensing Sub-Committee under sub-paragraph (iv), "

In new paragraph 210, after sub-paragraph (iii) b., add new sub-paragraph:

(iv) the powers outlined in paragraph (iii) above are only applicable where no elected member has requested referral to the Licensing Sub-Committee for material licensing reasons, as set out in the relevant guidance note for elected members

1.1.3 In appendix 7, Chief Planning Officer (p.92), add at the end of sub-paragraph 23, insert the words, "unless the prior approval application attracts more than 20 material objections from third parties, or an elected member has requested referral of the application to the Development Management Sub-Committee under paragraph 6 (i), as long as time allows."

1.1.4 Such repeal and approval to take effect from 22 March 2024.

Moved by: Chas Booth

Seconded by: Ben Parker

Amendment by the SNP Group

City of Edinburgh Council

21 March 2024

Item 7.4 - People Strategy 2024-27 - referral from the Policy and Sustainability Committee

Replace point 2 with:

To regret that the timeline for the replacement of the Chief Executive would leave a gap in the post, creating uncertainty for the organisation. To therefore agree that the workforce plan would set out in detail plans to develop all relevant management team members to enable options for act up arrangements into relevant positions in the senior leadership team which are essential to the running of the Council. These plans should set out training opportunities, personal development opportunities and approach to succession planning to provide assurance for Elected Members of the robustness of arrangements to cover essential roles.

Moved by: Councillor Adam Nols-McVey

Seconded by: Councillor Lesley Macinnes

Amendment by the Liberal Democrat Group

City of Edinburgh Council

21 March 2024

Item 7.4 - People Strategy 2024-2027 – referral from the Policy and Sustainability Committee

Council

- 1) Approves the People Strategy 2024-2027 subject to the following amendment: under “Protecting our colleagues from bullying, harassment and sexual misconduct”, the words “*harassment relating to sex*” should be replaced with “*sexual harassment.*”
- 2) Asks the Equalities Working Group to consider what kitemarks or specific policy recommendations are required for the elements of the strategy relating to making the Council an anti-discriminatory and anti-racist workplace, and that the outcomes of this work should be reported to the Policy & Sustainability Committee as part of the refreshed Equalities Strategy and Action Plan in Autumn 2024.
- 3) Notes that a refreshed Workforce Plan will be presented to Policy and Sustainability Committee in August 2024/25 and agrees that this should reflect the position whereby in-sourcing and a reduction in agency spend is progressed where a) there is genuine value for money and b) service levels are maintained or improved, and that such work should fully engage Trade Union representatives.
- 4) Additionally requests that the equalities action plan considers how the gender split across all sectors can be improved with a specific focus on increasing women’s representation across sectors such as social care and primary schools.

Moved by: Cllr Kevin Lang

Seconded by: Cllr Sanne Dijkstra-Downie

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 7.4 - People Strategy 2024-2027 – referral from the Policy and Sustainability Committee

Council agrees to approve the People Strategy for 2024-2027 as submitted to the Policy and Sustainability Committee by the Executive Director of Corporate Services.

Moved by: Councillor Phil Doggart

Seconded by: Councillor Iain Whyte

Addendum by the SNP Group

City of Edinburgh Council

21 March 2024

Item 8.1 – Motion by Councillor Caldwell - Reporting Broken Communal Bin Lids

Adds: new point 4 to read:

- That a common and frequent complaint from residents is the noise that the bin lids make when bags are deposited.

and renumbers accordingly,

And adds at a new point 6:

Investigates a 'dampening' system that can be deployed to reduce the lid noise for both the current stock and potential new stock.

Moved by: Councillor Stuart Dobbin

Seconded by: Councillor

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.1 – Motion by Councillor Caldwell - Reporting Broken Communal Bin Lids

Amends point 4 to read:

“Provides an update to the Transport & Environment Committee at the next appropriate opportunity via the Business Bulletin, Update Report, or verbally on the work already underway with the supplier following apparent quality and resilience issues with new bin lids during recent storms.”

Amends in point 5 “Report a broken bin lid” to read “Report a broken or damaged bin”.

Removes point 6.

Moved by: Councillor Max Mitchell
Seconded by: Councillor Christopher Cowdy

Addendum by the Administration

City of Edinburgh Council

21 March 2024

Item 8.2 – Motion by Councillor Caldwell – Proactively Maximising Income

Adds at end:

Notes the work already being done by the Administration as the Annual Poverty Progress outlines:

- £20m of financial gains for Edinburgh households through money, welfare and debt advice services – including the Council advice shop, and outreach advice services embedded in schools, early years centres, GPs and health settings across the city.
- £193m for Edinburgh citizens through locally administered benefits such as housing benefit, DHP, and Council Tax Reduction
- £2.1m of Scottish Welfare Fund crisis payments for people in crisis in Edinburgh, alongside £300k of Council support for local foodbanks
- £206k in savings for Council tenants through Energy Advice Support
- A 61% increase in the number of people supported through Free School Meal and Uniform Grant programmes over the past three years through automation of application processes.

Further notes the reconvening of the Edinburgh Poverty Commission later this year to help assess the progress the Council is making against the calls to action from 2020. Understands a report on the proposed process for that review is planned for scrutiny by the Policy and Sustainability Committee in May this year.

Recognises the work of officers involved in rolling out these programmes of work and looks forward to continued work in this area.

Moved by: Councillor Cammy Day

Seconded by:

Addendum by the Green Group

City of Edinburgh Council

21 March 2024

Item 8.2 – Motion by Councillor Caldwell - Proactively Maximising Income

After “funding” in point 3, add

“including recommendations for actions targeted at groups at higher risk of poverty who would benefit from additional support to maximise their income,”

Insert new point at end:

4. Requests this report also includes

(a) any recommendations for making Council-administered entitlements easier to access that would require funding

(b) an update on the establishment of the new Annual Social Security Uptake Report process, including when the 2024/25 report will be provided to Policy and Sustainability Committee

Moved by: Cllr. Dan Heap

Seconded by:

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.2 – Motion by Councillor Caldwell – Proactively Maximising Income

Council notes the terms of the Motion by Councillor Caldwell and that the actions requested are all being progressed and will be reported in the normal course of events to the relevant Committee as part of their business plan. Council further considers that, given concerns repeatedly raised about officer workload and the pressures on officers, that an additional report is unnecessarily burdensome and therefore agrees that no further report is necessary.

Moved by: Councillor Phil Doggart

Seconded by: Councillor Iain Whyte

Addendum by the SNP Group

City of Edinburgh Council

21 March 2024

Item 8.3 – Motion by Councillor Osler - Right to Grow - Support

Adds: new point 7 to read:

- Recognises the pioneering work of many organisations across the city, such as Granton Community Gardeners, in developing community growing activities and that their learning, experience and advice should inform the report requested at [new] Point 8 in respect of motivating and activating communities and the support required.

and renumbers accordingly

Moved by: Councillor Stuart Dobbin

Seconded by: Councillor Danny Aston

Addendum by the Green Group

City of Edinburgh Council

21 March 2024

Item 8.3 – Motion by Councillor Osler - Right to Grow - Support

Adds after 5:

6. Knows that community growing initiatives, for example, present alternative opportunities for many people to come together to grow food, build community, improve wellbeing, reduce social isolation, and learn about nature and sustainability.

Adds at the end of 7:

"including but not limited to community growing."

Moved by: Jule Bandel

Seconded by: Ben Parker

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.3 - Motion by Councillor Osler – Right to Grow – Support

Council notes the terms of the Motion by Osler and that the actions requested are all being progressed and will be reported in the normal course of events to the relevant Committee as part of their business plan. Council further considers that, given concerns repeatedly raised about officer workload and the pressures on officers, an additional report is unnecessarily burdensome and therefore agrees that no further report is necessary.

Moved by: Councillor Jason Rust
Seconded by: Councillor Marie-Clair Munro

Addendum by the SNP Group

City of Edinburgh Council

21 March 2024

Item 8.4 - Motion by Councillor Lang - Safety of Council Operated Heavy Vehicles

Add at end:

5. Furthermore, Council:

- i. Notes the HGV Safety Permit Scheme in Greater London, part of the Mayor of London's Vision Zero plan, which requires operators of all HGVs weighing more than 12 tonnes to apply for a free permit to operate in London.
- ii. Notes that the aim of the HGV Safety Permit Scheme is to ensure higher safety standards for HGVs to reduce the risks posed to vulnerable road users such as people walking and cycling, and that HGVs which do not meet the safety levels it requires are accordingly not permitted to operate in Greater London.
- iii. Notes that the Direct Vision Standard (DVS) forms part of the requirements of the HGV Safety Permit Scheme and that this requires HGVs to be graded out of five on how much the driver can see directly through the cab window; further notes that the minimum grading required to receive a permit to operate is increasing from one star to three stars from October 2024.

6. Understands that the powers to implement such a scheme sit with the Scottish Government and Transport Scotland and therefore requests that the Convener of the Transport and Environment Committee writes to the Cabinet Secretary for Transport asking that introduction of a permit scheme based on safety requirements as outlined above is considered for HGVs operating in Edinburgh and Scotland.

Moved by: Councillor Danny Aston

Seconded by: Councillor Stuart Dobbin

Addendum by the Green Group

City of Edinburgh Council

21 March 2024

Item 8.4 – Motion by Councillor Lang – Safety of Council Operated Heavy Vehicles

After 4) d) insert:

5) To also address the issues of road safety and wellbeing of children, also requests a report in two cycles to Transport & Environment Committee with the relevant information from the report to Policy & Sustainability Committee and information on additional safety measures including but not limited to:

- a) Full implementation of safe routes to schools
- b) Segregated cycle infrastructure
- c) Restriction of other vehicles (e.g private car) during school travel times
- d) Improved markings on problematic roads
- e) Possibility of new traffic calming measures on problematic roads
- f) Parking restrictions and improvement of pavements

6) Finally, notes that the Council has limited scope to restrict the operations of private refuse companies and therefore requests that the report to P&S includes information about waste collection in Edinburgh since the Council ended its trade waste service in 2016, including but not limited to:

- a) demand for and provision of waste collection across the city including trade waste and waste collection services for commercial events
- b) any private waste collection services that are purchased by the council

c) cost and resource implications for the Council to conduct a feasibility study or create a business case into bringing waste services in-house and expanding services offered.

Moved by: Cllr. Kayleigh O'Neill
Seconded by: Cllr. Jule Bandel

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.4 – Motion by Councillor Lang - Safety of Council Operated Heavy Vehicles

Deletes paragraph 4 and replaces with:

4. Council notes the recently agreed Telematics Policy that provides information about the usage of Council operated vehicles and driving behaviours.

5. Council agrees that output from the new Policy should be analysed to consider what driving issues may arise from the operation of Council vehicles.

6. Refers this motion to Governance, Risk and Best Value Committee for consideration of how best to assess vehicle usage and assessment of whether an additional audit for 2024/25 should include a review of Council operated heavy vehicles and whether Council HGV drivers meet all the qualifications for driving such vehicles.

Moved by: Councillor Phil Doggart

Seconded by: Councillor Jo Mowat

Addendum by the Green Group

City of Edinburgh Council

21 March 2024

Item 8.5 – Motion by Councillor Ross - Control of Amplified Busking

Insert new point 5,

Noting the importance of working positively with the busking communities and local residents impacted, requests the report to include:

- (a) Plans for the management rules to accommodate co-curated (between the Council, residents and busking community) busking spaces

and renumber accordingly

Moved by: Cllr. Dan Heap

Seconded by:

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.5 - Motion by Councillor Ross – Control of Amplified Busking

Council notes the terms of the Motion by Cllr Ross and that the actions requested are all being progressed and will be reported in the normal course of events to the relevant Committee as part of their business plan. Council further considers that, given concerns repeatedly raised about officer workload and the pressures on officers, an additional report is unnecessarily burdensome and therefore agrees that no further report is necessary.

Moved by: Councillor Max Mitchell

Seconded by: Councillor Jo Mowat

Amendment by the Administration

City of Edinburgh Council

21 March 2024

Item 8.6 – Motion by Councillor Mumford – Reaffirming the Council’s Call for Immediate Ceasefire

Deletes all and replaces with:

Notes the statement issued by the Lord Provost at the Full Council meeting of Thursday 2nd of November 2024.

Reaffirms this position and repeats the call that Edinburgh remains a city with a zero tolerance of antisemitism of Islamophobia, or any other hate crime.

Moved by: Councillor Cammy Day

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

21 March 2024

Item 8.6 – Motion by Councillor Mumford - Reaffirming the Council’s Call for Immediate Ceasefire

Council

- In paragraph 1), after “day”, insert “the terrorist attack by Hamas on Israel and”
- In paragraph 2) after “time”, insert “and in addition to the over 1,000 Israelis killed by Hamas”
- In paragraph 6), add at end;

“and recent research by Hope Not Hate suggesting that one in five teachers are seeing a negative impact on pupil wellbeing arising from issues related to the conflict, including a significant increase in antisemitic and Islamophobic incidents.”

- In paragraph 7), after “immediate”, insert “bilateral”
- Delete 10) and insert

“10) agrees that the Council’s communications channels should be used to promote donations to the dedicated funds established by the United Nations Office for the Coordination of Humanitarian Affairs and the United Nations Relief and Works Agency to help those affected by the humanitarian crisis in Gaza.”

- In paragraph 11) after “Palestinians”, insert “and Israelis”.
- Add at end

“14) requests that education officers contact headteachers to ask how Edinburgh’s schools are managing discussions around the conflict and asking if any additional support or resources are required, and that an update be provided to the June meeting of the Education, Children & Families Committee.”

Moved by: Cllr Kevin Lang

Seconded by: Cllr Euan Davidson

Amendment by the SNP Group

City of Edinburgh Council

21 March 2024

Item 8.7 – Motion by Councillor Davidson - EIJB Budget

Adds to the end of point 1: “The estimated 24/25 EIJB delegated budget is £830m with an additional (assumed) £5m in consequential from the Spring Budget compared with compared with £809.4m in 23/34 and £749.5m in 2022/23. Notes further that Health and Social Care across the rest of the UK is experiencing crisis and that UK government settlements is the common denominator”.

Adds to end of point 3: “Notes further that the much higher use of outsourcing in Edinburgh than in other Scottish councils has, in part, resulted in this disparity.”

Replaces point 5 with: “Notes further that the UNITE the Union deputation at the EIJB Budget Meeting called for the creation of a National Care Service. Further notes that on 6th March 2024, MSPs voted for the general principles of the National Care Service (Scotland) Bill which will ensure greater transparency in the delivery of community health and social care, improve standards, strengthen the role of the workforce and provide better support for unpaid carers. The proposals, which also include establishing a National Care Service Charter, rights to breaks for carers and provisions to enact Anne’s Law so people in care homes have the right to be visited by their families, were backed by a Scotland wide consultation led by the Scottish Government”.

Adds to end of point 6: “Council notes multiple concerns within the EIJB budget proposals affecting third sector partners, who deliver lean, high quality, cost-effective, preventative services which could increase demand for critical care even further and negatively impact the MTFs. Council requests cost benefits analysis of the voluntary sector contribution to Health and Social Care are carried out.”

Replaces point 8 with: “Council notes the total cost for agency staff has increased hugely since May 2022 and further notes the failure of the EIJB to upstream services, failing to adapt services to anticipate and plan for demographic changes, failing to invest in more cost-effective preventative services which push more residents into needing more costly, poorer outcome emergency care.”

Replaces point 9 with: “Requests that the council leader write to the Scottish Government and UK governments urgently asking for immediate financial support to protect services and a longer-term plan to fund Edinburgh’s demographic challenges.”

Moved by: Councillor Vicky Nicolson
Seconded by: Councillor Adam Nols-McVey

Addendum by Councillor McKenzie

City of Edinburgh Council

21 March 2024

Item 8.7 – Motion by Councillor Davidson - EIJB Budget

Adds at end:

Notes the decision of the EIJB to close two care homes by March 2025, thus reducing the Council's market share of care homes from 15% to 11%.

Notes that this conflicts with Council policy, as stated on 21 March 2023, when Policy and Sustainability Committee agreed:

- a) 'the council's role as a care provider is best met through council owned and operated care homes'
- b) 'CECs presumption going forward should be in favour of an in-house model'

Notes that on 23 May 2023, Policy and Sustainability Committee agreed:

"To request a report from the IJB to this committee within 4 cycles outlining options for expanding council provision of long-term care, including upgrading existing care homes, building new care homes and acquiring care homes from private providers."

Notes that this request has not been actioned.

Therefore agrees that the report requested at Paragraph 10 of the motion should include options for implementing Council policy in relation to care homes.

Moved by: Councillor Ross McKenzie

Seconded by:

Amendment by the Liberal Democrat Group

City of Edinburgh Council

21 March 2024

Item 8.8 – Motion by Councillor Nols-McVey- Westminster's Squandering of Public Funds

Council

- In paragraph 1), delete “Westminster” and insert “the UK Government’s”
 - Adds at end:
- 7) Council further agrees that the Council leader writes to the First Minister within 5 working days, calling for the Scottish Government to improve its own use of public funds, given its outrageous mismanagement of ferry contracts, its wasted money on documents to promote Scottish independence, and its squandered resource on pursuing a centralised National Care Service, all at a time when Edinburgh Council is the worst funded Scottish local authority per head of population.

Moved by: Cllr Kevin Lang

Seconded by: Cllr Hal Osler

Addendum by the Green Group

City of Edinburgh Council

21 March 2024

Item 8.9 – Motion by Councillor Mattos Coelho – Co-working Spaces in Council New Developments

After the 4th paragraph insert:

Council further notes the approval of our 20-Minute Neighbourhood Strategy which aims to support people to live well locally, reduce barriers to work, and help advance equality for those more vulnerable in our communities. Also notes the activity ongoing regarding accessibility audits, development of a suitability matrix, and collaboration of HR and The Spatial Design Team to improve Council spaces.

After paragraph ending "...those and possible profits" insert a new bullet point:

- A report that includes and considers how co-working spaces aligns with our existing strategies and goals under the new Corporate Property Strategy

Moved by: Cllr. Kayleigh O'Neill

Seconded by: Cllr. Alex Staniforth

Amendment by the Administration

City of Edinburgh Council

21 March 2024

Item 8.10 – Motion by Councillor Hyslop – Queensferry Town Centre Designation

Delete part 4) b and insert:

b) Understands that local residents did not get the opportunity to fully partake in Edinburgh's Winter Festival. Council should note that town centre status is not a strict qualifying criteria for winter festival events taking place in a specific area.

Deletes 6) b and insert:

b) That allocating Queensferry as a Town Centre may result in unintended consequences such as requirements for small businesses to undertake further documentation which would be onerous to business owners. City Plan 2030 will (subject to approval by Scottish Government Reporters) provide further protections under planning policy to safeguard the character of the area and function of businesses in Queensferry that would not be afforded under a town centre designation.

Deletes 8) and insert:

Notes that there is a strong case for continued preservation and investment in the community of Queensferry which should be pursued by any option, planning policy or otherwise, and that the clear focus should be for Elected Members to work with Council Officers to implement long term projects in Queensferry such as the High Street upgrade project as quickly as possible.

Deleted 9) and insert:

That a briefing is sent to Elected Members of Almond Ward as well as the mover of the motion that considers any advantages and disadvantages of Queensferry being made a

town centre in comparison to a local centre in planning terms, and what implications this would have on the High street upgrade project.

That a briefing note is sent to all Elected Members setting out the process of how areas are designated as town centres as well as including information on other alternative planning policies to promote local high streets and other areas such as Local Place Plans.

Moved by: Councillor James Dagleish

Seconded by: Councillor Lezley Marion Cameron

Amendment by the Liberal Democrat Group

City of Edinburgh Council

21 March 2024

Item 8.10 – Motion by Councillor Hyslop - Queensferry Town Centre Designation

Council

- In 4a) add at end:

“but equally recognises that policies associated with town centres can also bring additional requirements for planning applications in terms of studies and other supporting documentation, which could risk deterring small businesses in smaller areas such as Queensferry.”

- Add the following under 4)

4c) that present planning policy Ret 5 relating to ‘local centres’ also brings specific protections in terms of positive contributions to the shopping environment and appearance of the centre, which is particularly relevant to Queensferry as a conservation area and World Heritage Site.

4d) that the local centre designation also brings protections which, under the emerging City Plan 2030 Policy RE 5 in particular, are tailored towards the retail function of a centre of the size and character of Queensferry, protections which do not exist under policies associated with Town Centres.

4e) that, separate from any issue around town centre designation, there is considerable frustration over the delay to the delivery of the long-awaited upgrade and renewal of the Queensferry High Street which was agreed with community groups as a priority project but where, despite six years of discussion and consultancy spend, very limited changes have been delivered.”

- Delete 6b) and insert;

“6b) that despite Queensferry having a range of highly successful independent retailers, the overall centre of the town should not be disadvantaged by being formally designated a local centre in strict planning terms.”

Contd/...

Delete 8) and insert:

“8) that the most important and pressing issue for the centre of Queensferry is the delivery of the promised High Street upgrade project, where the necessary traffic orders have still not been published or consulted on and where the full funding for delivery is still not fully identified, and agrees to get an update to the next meeting of the Transport & Environment Committee on a) the current status of the project and b) the timetable to delivery given there has been no substantive committee update since February 2023.

In 9), delete from “the correct process...” and insert:

“...the advantages and disadvantages in planning terms of Queensferry being designated as a town centre as opposed to a local centre and the process by which any change could be expedited if that was considered appropriate.”

Moved by: Cllr Lewis Younie

Seconded by: Cllr Alan Beal

Amendment by the Administration

City of Edinburgh Council

21 March 2024

Item 8.11 – Motion by Councillor Kumar – After School Clubs Provision

Deletes all and replaces with:

Council notes that:

- 1) Out of School Care is a service regulated by the Care Inspectorate and in Edinburgh is delivered by a mix of commercial providers and organisations with charitable status.
- 2) Approximately 43 Out of School Care (OoSC) providers deliver 113 after school clubs across Edinburgh.
- 3) Only 4 schools, plus one joint campus school which have no term time after school care due to low demand. However, to ensure these school have provision they do have their own breakfast club and can access holiday care with OoSC providers which have opened their service to all families in Edinburgh.
- 4) There is no discontinuation of the provision of after school clubs for children and young people with additional support needs. This service was recently brought in-house and OoSC providers can apply for support (including 1-1 support) for children attending their setting with Additional Support Needs using the online application form on the City of Edinburgh website.

Council requests:

- 5) That a briefing note is circulated to Education, Children and Families Committee members on after school provision across the city.

Moved by: Councillor Joan Griffiths

Seconded by: Councillor Margaret Graham

Amendment by the Administration

City of Edinburgh Council

21 March 2024

Item 8.12 – Motion by Councillor Campbell – Save the George Cinema

Removes the last paragraph and inserts:

Council:

Notes that owners of listed buildings have an important obligation to preserve and invest in buildings that contribute to Edinburgh's unique heritage.

Therefore, asks that Planning and Building standards officers investigate the potential of carrying out an assessment of the building as soon as possible; and that after this visit has happened Council officers meet with Portobello and Craigmillar Councillors to update members on the condition of the building and any action it is proposed to take.

Notes that Planning Enforcement Officers will be a part of the process set out above and that they can be contacted at Planning@edinburgh.gov.uk should Members be concerned by a listed building in their ward.

Asks that an update is provided to members via the Planning Committee business bulletin on any actions taken in respect of the George Cinema.

Moved by: Councillor James Dalglish

Seconded by: Councillor Jane Meagher

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.12 - Motion by Councillor Campbell – Save the George Cinema

Council notes the terms of the Motion by Councillor Campbell and that the actions requested are all being progressed and will be reported in the normal course of events to the relevant Committee as part of their business plan. Council also notes that any subsequent enforcement options offered by officers will need to be brought to the appropriate Committee for proper scrutiny and decision making.

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

Addendum by the SNP Group

City of Edinburgh Council

21 March 2024

Item 8.14 - Motion by Councillor Meagher - Flood Defences

At end of penultimate paragraph, ADDS:

‘and the sea defences along the length of the Seafield waterfront masterplan site, which has been identified as a strategic development and regeneration area in the emerging City Plan 2030.’

In the final paragraph, after ‘Portobello’, ADD ‘and Seafield’.

Moved by: Councillor Danny Aston

Seconded by: Councillor Stuart Dobbin

Addendum by the Green Group

City of Edinburgh Council

21 March 2024

Item 8.14 – Motion by Councillor Meagher - Flood Defences

Adds at the end of the penultimate paragraph:

“as well as consideration of alternative, nature-based solutions to flood risk given that, in some cases, hard-engineering solutions can have other, negative impacts on the wider environment.”

Adds at the end of the final paragraph:

“with a particular focus on nature-based solutions, in line with the Council’s existing climate and nature strategies.”

Moved by: Ben Parker

Seconded by:

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.14 – Motion by Councillor Meagher – Flood Defences

Council notes the terms of the Motion by Cllr Meagher and further notes that officers are already progressing actions on the issues involved in consultation with Portobello/Craigmillar ward councillors. Council therefore considers that, given concerns repeatedly raised about additional pressures on officer workload created by calls for additional reporting, no additional report is necessary other than that already planned by officers on as part of the local work noted or in future Committee Workplans.

Moved by: Councillor Tim Jones
Seconded by: Councillor Iain Whyte

Amendment by the Liberal Democrat Group

City of Edinburgh Council

21 March 2024

Item 8.15 - Motion by Councillor Day - Princes Street Gardens Development Fund

Council;

Inserts “major” between “on all” and “Princes Street Gardens” in the first paragraph.

Then inserts the following after the third paragraph;

1. Notes that terms and conditions for operating events in West Princes Street Gardens and the Ross Bandstand were agreed by Culture & Communities Committee in October 2022 limiting the number of major events per annum.
2. Notes that Finance & Resources has already considered a report in January this year on cost recovery from commercial events and referred that to the Culture & Communities Committee for consideration at their meeting in May.
3. Notes that the above report showed only 6% of events are classed as major, while 70% are small.
4. Notes that a report on the future of West Princes Street Gardens/Ross Bandstand for Events is scheduled to come before Culture & Communities Committee in May this year and

In final paragraph, delete “Finance and Resources” and insert “Culture and Communities”, and adds at end “ensuring the report is fully aligned with the other reports mentioned above”.

Moved by: Cllr Ed Thornley

Seconded by: Cllr Lewis Younie

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.15 – Motion by Councillor Day - Princes Street Gardens Development Fund

Council notes the terms of the Motion by Cllr Day and that the actions proposed raise significant issues that it would be burdensome to officers to investigate. Given the pressures of workload currently on officers Council agrees not to progress with this matter at this time.

Moved by: Councillor Jo Mowat
Seconded by: Councillor Iain Whyte

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.18 – Motion by Councillor O’Neill - Jo Cox Civility Commission Recommendations

Council notes the content of the motion by Councillor O’Neill, and in particular the highlighting of potential best practice work by English local government organisations. Council agrees to refer consideration of the motion to the Barriers to Elected Office Working group to be considered as part of its final report to Committee/ Council.

Moved by: Councillor Joanna Mowat

Seconded by: Councillor Iain Whyte

Amendment by the SNP Group

City of Edinburgh Council

21 March 2024

Item 8.19 – Motion by Councillor Davidson - Early Years Provision and Out of Catchment

Amends point 2:

Notes that funding allocations to local authorities for Early Years were partly based on historic formulas and partly upon cost estimates provided by Council. Notes that a new formula was agreed with COSLA through ELC Finance Working Group to more accurately reflect national costs of delivering funded ELC. This is based primarily on population (75%) and also takes account of deprivation (20%) and rurality (5%).

Adds to point 5:

Council agrees these changes constitute a policy change and therefore are out with of the powers of officer delegation and changes should have been presented to Councillors at committee to make this decision. Regrets the failure of the Convenor of Education, Children and Families in failing to meet their obligation to ensure this happened.

Amends point 10:

Notes that PVI providers and social enterprises have been informed that no new providers will be recruited by the Council but it is unclear how this decision was made. To speak with any PVI provider impacted by this and those who are significantly impacted by cross-boundary placements and identify if any exceptions are required until the Scottish Government comes to a determination.”

Moved by: Councillor Simita Kumar

Seconded by: Councillor Euan Hyslop

Amendment by the Conservative Group

City of Edinburgh Council

21 March 2024

Item 8.19 - Motion by Councillor Davidson – Early Years Provision and Out of Catchment

Deletes all after bullet point 8 and replaces with:

Council further notes:

- 9) An Officer briefing note dated 20th Feb on the “Early Learning and Childcare Revised Delivery Programme” stated that the SPB plan had been shared with EC&J Committee in January.
- 10) The SPB “Revised Delivery Plan” shared with EC&J Committee in January did not include mention of phasing out Cross Boundary Places in private providers from August 2024.
- 11) EARLY LEARNING AND CHILDCARE STATUTORY GUIDANCE 2021 provides recommendations for funding of Cross Boundary Places - Point 185: “It is recommended that education authorities meet on a regional or neighbouring basis to identify movement and places across boundaries and reach sustainable and mutually beneficial arrangements.”
- 12) The West Partnership of Local Authorities (Glasgow, East Renfrewshire, Renfrewshire, Inverclyde, South Lanarkshire, North Lanarkshire, East Dunbartonshire and West Dunbartonshire) has designed a Cross Boundary Funding protocol to support the implementation of Funding Follows the Child.
- 13) Council notes that the 2021 Statutory Guidance states that:

“It is expected that for many education authorities their admissions policies will include cross-boundary arrangements. Under Funding Follows the Child the choice of setting available to families is not restricted to their own local authority boundary. Therefore, families should be able to access their child’s early learning and childcare entitlement at any setting that meets the National Standard, has a space available and is willing to enter into contract with the education authority.”

and that any suggestion as stated in

“5.2.1 Maximise the use of local authority places by reducing the need to commission external provision and providing places for children from other local authorities whose parents/carers work in Edinburgh.”

Is likely to be in breach of this Statutory Guidance and the policy principle that the Funding Follows the Child.

14) Council notes that there should be no funding shortfall to the Council of this policy as the funding should be paid from the home local authority of each child either through a cross border funding arrangement or through a direct contract between the home authority and the EYP. Council also recognises that some councillors from neighbouring Councils have suggested that funding already flows in this way so no places should be removed in partner providers for out of authority children.

Council therefore agrees:

15) That the Chief Internal Auditor should commission an urgent audit of early years funding and cross boundary places to ensure that the arrangements meet the Statutory Guidance and that the Council is ensuring that all funding due is being received or is otherwise offsetting the costs to the childrens' home authorities.

16) That the Director bring a Report to the April Education Committee reviewing the SPB's "Revised Delivery Plan" with particular focus on Cross Boundary Places and the overall requirements of the Statutory Guidance to provide parents with flexibility of provider by ensuring the principle in the legislation of "The Funding follows the Child" is complied with. The Report should consider the feasibility of a mechanism to claim funds from other Local Authorities for any Cross Boundary Places in future, what steps CEC has taken to date to agree a Cross Border Funding arrangement with neighbouring Authorities, and the cost to date for CEC of not having such a mechanism in place.

17) To speak with any PVI provider who is significantly impacted by cross-boundary placements and identify if any exceptions are required until the Scottish Government comes to a determination."

Moved by: Councillor Tim Jones

Seconded by: Councillor Christopher Cowdy

This page is intentionally left blank

by virtue of paragraph(s) 12 of Part 1 of Schedule 7A
of the Local Government(Scotland) Act 1973.

Document is Restricted

This page is intentionally left blank