

Motions and Amendments

Governance, Risk and Best Value Committee

10.00am, Thursday, 23rd January, 2025

Dean of Guild Court Room - City Chambers

Motions and Amendments

Contacts

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Addendum by the SNP Group

Governance, Risk and Best Value Committee 23 January 2025

Item 8.1 – Internal Audit: Audit Outcomes - 3 October to 31 December 2024

Adds to the recommendations:

Agrees that the following actions will be taken in relation to these audits, noted below:

1) Education Support Provision

- a) Refers this audit to the Education, Children and Families Committee
- b) Recommends that ECF Committee request a closure report to their committee, once the actions have been completed, which includes:
 - i) The completed IIA and the assessment of risks
 - ii) The outcomes of the lessons learned exercise

2) Reinforced Autoclaved Aerated Concrete (RAAC)

- a) Refers this audit to the Housing, Homelessness and Fair work Committee and requests:
 - i) The executive committee ask officers for further information about the number of homes affected, the number of tenants in homes affected by RAAC, the risk assessments carried out and the mitigations in place.
 - ii) The executive committee considers carrying out regular monitoring, via its business bulletin or other appropriate method, to ensure that the pilot project for remediation works is carried out in line with milestones and that progress indicators are being met.
- b) Refers this audit to the Finance and Resources Committee and requests:
 - i) The executive committee seek reassurance from officers that all tenants have been contacted by the Commercial Estates team, that the Tenant Handbook has been updated and issued to all commercial tenants, and that they are all fully aware of their responsibilities

- ii) The executive committee request confirmation from officers that all vacant buildings with RAAC have been identified and that there are appropriate remediation action plans in place where required.

Moved by **Councillor Kate Campbell**
Seconded by:

Addendum by the Liberal Democrat Group

Governance, Risk and Best Value Committee

23 January 2025

Item 8.1 – Internal Audit: Audit Outcomes - 3 October to 31 December 2024

Committee Adds

1.1.4 (CEJ2401, Education Support Provision)

- 1.1.4.1 Requests IA further engage and work with the Education, Children and Families directorate to assess and assure officer capacity in the creation of EIAs and IIAs.
- 1.1.4.2 Requests that the outcomes of the Lessons Learned and future officer capacity, are both reported in the Business Bulletins of both the Education, Children and Families and GRBV committees-within three cycles.
- 1.1.4.3 Requests the Governance team review the IIA and EIA public directory to de-prioritise IIAs that are over 5 years old, and are categorised under current committee portfolios.

Moved by: Cllr Jack Caldwell

Seconded by: Cllr Louise Young

Addendum by the Conservative Group

Governance, Risk & Best Value Committee

23 January 2025

Item 8.1 – Internal Audit: Audit Outcomes – 3 October to 31 December 2024

Adds

1.1.4 Refers the Audit for Education Support Services to the Education Children and Families Committee for scrutiny of:

- i. The decision not to formally consult with members regarding the change from Enhanced Support Base Model to Education Provision model and
- ii. The advice from The Head of Democracy, Governance and Resilience that there was no specific requirement for the change to be approved by members.

Moved by: Councillor Cowdy

Seconded by: Councillor Mowat

Amendment by the SNP Group

Governance, Risk and Best Value Committee

23 January 2025

Item 8.9 – Arm’s Length External Organisation (ALEO) Governance Framework

Deletes 1.3 and replaces with

1.3 To consider the options outlined in Paragraph 4.10 of the report regarding elected member appointments to ALEO Boards and agrees to defer this decision to full council; and

Moved by **Councillor Kate Campbell**

Seconded by:

Amendment by the Green Group

Governance, Risk and Best Value Committee

23 January 2025

Item 8.9 – Arm’s Length External Organisations (ALEO) Governance Framework

Replaces 1.3 with:

1.3 Understands the complexity of elected members holding a position on an ALEO board, chair or otherwise, and therefore decides to follow Option 2 as set out in the report which suggests we: ‘Remove elected members from the Boards of Council owned ALEOs’

1.4 Thanks officers for engagement with senior ALEO staff regarding this framework, however notes with concern a need for more engagement with ALEO boards and whilst agreeing the need for a framework, requests a further report before confirming the final framework, including:

- The routes open to Elected Members to effect change within ALEOs
- The core Council policies that ALEOs would be required to comply with as a minimum
- A sample Service Legal Agreement (SLA)

1.5 Further agrees that the report will outline the current ALEOs, and a detailed timeline and process for the review of these.

Renumber accordingly.

Moved by: Cllr. Kayleigh O’Neill

Seconded by:

Amendment by the SNP Group

Governance, Risk and Best Value Committee

23 January 2025

Item 8.11 – Westfield Court

Notes that the condition survey that was carried out in 2021 has not been provided, therefore does not discharge the actions agreed by committee on 31st October

Agrees the condition survey will be provided in an update report, alongside the newly commissioned survey, in the first cycle following completion of the survey work.

Refers this report to the Housing, Homelessness and Fair Work Committee.

Moved by Councillor Kate Campbell
Seconded by:

Amendment by the SNP Group

Governance, Risk and Best Value Committee

23 January 2025

Item 9.8 – Monitoring Officer Report - Conflict of Legal Obligations and Response – referral from the City of Edinburgh Council

Notes that subsequent to this report the council was forced to call an emergency meeting on the 13th November 2024 following legal advice that to continue to make payments for unlicensed HMOs would be unlawful. At this meeting the council sought agreement to immediately:

- Suspend the council's house letting policy other than for exceptional cases
- Suspend the council house repairs policy other than for exceptional cases

Notes that although both these policies have now been lifted this required the council to put in place emergency Licensing committee meetings where many HMO licenses were granted to operators under exceptional circumstances.

Therefore, agrees that committee will receive an internal audit report into the conflict of legal obligations including:

- When it became clear that the council was acting illegally
- What advice was sought by the responsible officers
- The timeline for when the chief executive, CLT, the Council Leader and relevant convener were alerted
- How long after it was known at a senior level that it was reported publicly
- The actions that were taken to mitigate the impact of the loss of HMO spaces
- The emergency licensing committee meetings and the perception that decisions were taken to license HMOs that didn't fully meet the criteria

Moved by **Councillor Kate Campbell**

Seconded by: