

Minutes

The City of Edinburgh Council

Edinburgh, Thursday 22 August 2019

Present:-

LORD PROVOST

The Right Honourable Frank Ross

COUNCILLORS

Robert C Aldridge
Scott Arthur
Gavin Barrie
Eleanor Bird
Chas Booth
Mark A Brown
Claire Bridgman
Graeme Bruce
Steve Burgess
Lezley Marion Cameron
Ian Campbell
Jim Campbell
Kate Campbell
Mary Campbell
Maureen M Child
Nick Cook
Gavin Corbett
Cammy Day
Alison Dickie
Denis C Dixon
Phil Duggart
Karen Doran
Scott Douglas
Catherine Fullerton
Neil Gardiner
Gillian Gloyer
George Gordon
Ashley Graczyk
Joan Griffiths
Ricky Henderson
Derek Howie

Graham J Hutchison
Andrew Johnston
David Key
Callum Laidlaw
Kevin Lang
Lesley Macinnes
Melanie Main
John McLellan
Amy McNeese-Mechan
Adam McVey
Claire Miller
Max Mitchell
Joanna Mowat
Rob Munn
Gordon J Munro
Hal Osler
Ian Perry
Susan Rae
Alasdair Rankin
Lewis Ritchie
Cameron Rose
Neil Ross
Jason Rust
Stephanie Smith
Alex Staniforth
Mandy Watt
Iain Whyte
Donald Wilson
Norman J Work
Louise Young

1 Added Members and Voting Rights on the Education, Children and Families Committee

a) Deputation- Archdiocese of St Andrews and Edinburgh

The deputation questioned the rationale behind the proposed changes to the added members voting rights on the Education, Children and Families Committee. They felt that this had been done on an ad hoc basis and that there had been no evidence of significant change to public attitude. They felt that the proposals represented a significant change to a partnership that had existed over 100 years and saw the removal of added members voting rights as a first step to removing Catholic representatives on the Committee followed by the removal of Catholic Schools from state providers.

The deputation indicated that in 2016 the Scottish Government had re-stated its support for the involvement of religious representatives in the decision making of Education Committees. They stressed that the case for removing the voting rights was weak, not supported by the result of any consultation process and was not based on any detailed research evidence.

b) Deputation- Humanist Society Scotland

The deputation stressed that it was important that people were not treated differently because of their religion or faith group. They felt that added members on the Education, Children and Families Committee did not need to have a voting right to have their voice heard. They indicated that open public consultation with a wider population was much more reflective of the views of the community .

The deputation believed that elected members should hold voting rights as they were appointed through a democratic process and were held accountable to all decisions that they took. They felt that continuing with voting rights for added members put the Council at significant risk of legal challenge from other groups as current practice showed a clear example of discrimination on the basis of a group's religious identity.

The deputation felt that the only way to ensure that the diverse group of faiths and beliefs that existed in the City were treated equally was not to give any specific religious group or groups the right to vote.

c) Report by the Chief Executive

The Council had asked for an update on the decision taken by Perth and Kinross Council to proposed changes to the added members voting rights on the Education, Children and Families Committee.

Legal opinion had been sought from external Counsel which confirmed that it was competent for the Council to confer or remove voting rights from the added members on the Education, Children and Families Committee.

Motion

To agree to continue the report and to organise a series of meetings with the Faith Community to examine their present relationship with the Council and explore how the engagement on the voting rights of the Religious Representatives could be developed.

- moved by Councillor Perry, seconded by Councillor Dickie

Amendment 1

- 1) To note the legal position that it was within the Council's powers to confer or remove voting rights of added members on the Education, Children and Families Committee.
- 2) To note that no formal legal challenge had been received by Perth and Kinross Council following their decision to remove such voting rights in April 2019.
- 3) In order to balance the representation of the Added Members for Education Matters on the Education, Children and Families Committee, to agree the changes below:
 - (a) To add an additional parent representative.
 - (b) To offer senior pupils a representative.
 - (c) To make all Added Members for Education Matters non-voting members.
 - (d) To add an additional Conservative or SNP councillor to ensure two-thirds of the membership was made up by elected members, in order to comply with the Local Government (Scotland) Act 1973.

- moved by Councillor Mary Campbell, seconded by Councillor Corbett

Amendment 2

- 1) To note the report by the Chief Executive and the updated position following previous consideration of this matter at the Full Council meeting in May this year.
- 2) To note the legal position that it was within the Council's powers to confer or remove voting rights of added members on the Education, Children and Families Committee.
- 3) To note that no formal legal challenge had been received by Perth and Kinross Council following their decision to remove such voting rights in April 2019.
- 4) To agree to remove voting rights of added members, consistent with the current arrangement for the parent representative.
- 5) To agree to add an additional parent representative and liaise with the Consultative Committee with Parents to fill that space.
- 6) To agree to increase the elected member positions by one in order to comply with the Local Government (Scotland) Act 1973.
- 7) To instruct officers to consult with appropriate young people's forum(s) on their preferred way to have better involvement of senior pupils with the Committee, including but not limited to the option of an added member place for a senior pupil representative, and to report back to the next Education Committee.
- 8) To instruct officers to consult with the current religious representatives on the Committee for ways in which they could have a more active role in advance of committee meetings to discuss matters affecting education, including but not limited to the option for something similar to the Consultative Committee with Parents, and report back to the next Education Committee.

- moved by Councillor Young, seconded by Councillor Aldridge

In accordance with Standing Order 21(11), Paragraph (7) of Amendment 2 was accepted as an addendum to the motion insofar as consultation would take place with young people and the parent community and that a report be submitted to the meeting of the Council in November 2019.

In accordance with Standing Order 21(11), the motion was accepted as an addendum to Amendment 1.

In terms of Standing Order 22(3), the Lord Provost ruled that a first vote be taken for or against the motion for continuation.

Voting

The voting was as follows:

For the motion for continuation - 61 votes

Against the motion for continuation - 0 votes

(For the motion for continuation: The Lord Provost, Councillors Aldridge, Arthur, Barrie, Bird, Booth, Bridgman, Brown, Bruce, Burgess, Cameron, Ian Campbell, Jim Campbell, Kate Campbell, Mary Campbell, Child, Corbett, Day, Dickie, Dixon, Doggart, Doran, Douglas, Fullerton, Gardiner, Gloyer, Gordon, Graczyk, Griffiths, Henderson, Howie, Hutchison, Johnston, Key, Laidlaw, Lang, Macinnes, McLellan, McNeese-Mechan, McVey, Main, Miller, Mitchell, Mowat, Munn, Munro, Osler, Perry, Rae, Rankin, Ritchie, Rose, Neil Ross, Rust, Smith, Staniforth, Watt, Wilson, Whyte, Work and Young.)

Decision

To approve the following as adjusted motion by Councillor McVey:

- 1) To agree to continue the report and to organise a series of meetings with the Faith Community to examine their present relationship with the Council and explore how the engagement on the voting rights of the Religious Representatives could be modernised.
- 2) To include consultation with young people and the parent community.
- 3) To agree that the report be submitted to the meeting of the Council in November 2019.

(Reference – report by the Chief Executive, submitted)

2 Motion by Councillor Dickie – Black History Month

a) Deputation- Intercultural Youth Scotland

The deputation indicated that the issue of racism was not discussed within schools and that there was no-one to talk to about it or to report incidents to. They felt there was a lack of cultural understanding amongst teaching staff and that many girls from ethnic minority backgrounds were unable to access training opportunities which may be available.

The deputation outlined that Intercultural Youth Scotland provided a support network for young people from diverse communities. They felt that schools were not culturally proficient to meet the needs or understand how to deal with racism and felt that this needed to be addressed.

b) Motion by Councillor Dickie

The following motion by Councillor Dickie was submitted in terms of Standing Order 16:

“Council:

Welcomes, Black History Month in October and its 30th year of celebrating the history, culture and achievement of African, Asian and Caribbean individuals and communities across the UK.

Welcomes, the opportunity to celebrate the cultural diversity that makes the city of Edinburgh, and the rich contributions from people of a black heritage to our collective past, present and future.

Recognises, the equalities related work underway to promote diversity and inclusion from a young age, including the culturally inclusive curriculum that seeks to embed representation of the lived experience and histories of BME communities within the everyday curriculum; earning rights respecting accreditation; training for leaders on cultural proficiency; and targeted support for family learning with Syrian refugee families and youth groups for migrants.

Recognises, the work of third sector organisations to support schools, families and communities, including Multi-Cultural Family Base, Amina, Shakti, Sikh Sanjog, and Edinburgh and Lothians Regional Equality Council.

Welcomes, the new charity, Intercultural Youth Scotland and its work to support BAME young people, particularly the weekly sessions in performing arts, gender equality, race equality and employability to address the intersectional challenges to social inclusion.

Acknowledges, the ongoing challenges that exist, and the Equalities report coming to the Education, Children and Families Committee in October which will update on progress made, including action to address the under-reporting of hate crime; closing the attainment gap for black and ethnic minority young people; a strengths based approach to the teaching of black history; enhanced language and communications support for young people and their families; measures to address the underrepresentation of BME across staff, such as youthworkers and teachers; increased participation of BME young people in school and city wide decision making; and the involvement of BME young people in training.

Agrees the Lord Provost's Reception to celebrate Black History Month (on 2 October), which will be followed by a panel and audience discussion, with panel members including Professor Sir Geoff Palmer OBE, Professor Emeritus in the School of Life Sciences at Heriot-Watt University and Lisa Williams from the Edinburgh Caribbean events across Edinburgh."

Decision

To approve the motion by Councillor Dickie.

Declaration of Interests

Councillor Dickie declared a non-financial interest in the above item as a Board Member of Intercultural Scotland.

3 Motion by Councillor Burgess – Global Climate Strike, September 2019

a) Deputation- Scottish Youth Climate

The deputation stressed that climate change was a major issue which they felt was having a major impact on the planet with fire outbreaks in the amazon, plastics in the sea, rising sea levels, flooding, the disappearance of glaciers, the extinction of certain animals and global temperature increase.

The deputation urged the Council to support the march on 20 September 2019.

b) Motion by Councillor Burgess

The following motion by Councillor Burgess was submitted in terms of Standing Order 16:

“This Council;

Notes the forthcoming ‘Global Climate Strike’ on 20-27 September 2019 being organised by young people under the ‘Fridays for Future’ banner - expected to be the largest ever global action on the Climate Emergency;

Notes the event is focused on school strikes by young people who are on this occasion calling on adults to join them. This call is backed by non-governmental organisations, unions and other groups in about 150 countries around the world;

Notes that this Global Climate Strike is taking place during the United Nations Emergency Climate Change Summit being held in New York on 23 September;

Notes that school climate strikes have been influential in driving action on climate change, including with the First Minister Nicola Sturgeon who cited the school strikers when announcing Scotland’s 2045 carbon neutrality target;

Notes that ‘Scottish Youth Climate Strikers’ have notified the Council of their intention to march and hold a rally on Friday 20 September as part of this Global Climate Strike;

Therefore supports Council staff and employees taking part in the Global Climate Strike march and rally on 20 September;

Recognises that while many Council staff and employees engaged in critical roles may be supportive of the climate march and rally, understands that they should not take the day off;

Requests that arrangements are made to support staff and employees taking part in the day and that these arrangements are communicated to staff and employees as soon as possible.”

Motion

To approve the motion by Councillor Burgess.

- moved by Councillor Burgess, seconded by Councillor Rae

Amendment

To remove the final paragraph of the motion by Councillor Burgess and replace with:

“Therefore supports Council staff and employees taking part in the Global Climate Strike march and rally on 20 September who may take annual leave for this day when approved by their manager, within Council policy”.

- moved by Councillor McVey, seconded by Councillor Day

In accordance with Standing Order 21(11), the amendment was accepted as an amendment to the motion.

Decision

To approve the following adjusted motion by Councillor Burgess:

This Council;

Notes the forthcoming ‘Global Climate Strike’ on 20-27 September 2019 being organised by young people under the ‘Fridays for Future’ banner - expected to be the largest ever global action on the Climate Emergency;

Notes the event is focused on school strikes by young people who are on this occasion calling on adults to join them. This call is backed by non-governmental organisations, unions and other groups in about 150 countries around the world;

Notes that this Global Climate Strike is taking place during the United Nations Emergency Climate Change Summit being held in New York on 23 September;

Notes that school climate strikes have been influential in driving action on climate change, including with the First Minister Nicola Sturgeon who cited the school strikers when announcing Scotland’s 2045 carbon neutrality target;

Notes that ‘Scottish Youth Climate Strikers’ have notified the Council of their intention to march and hold a rally on Friday 20 September as part of this Global Climate Strike;

Therefore supports Council staff and employees taking part in the Global Climate Strike march and rally on 20 September;

Recognises that while many Council staff and employees engaged in critical roles may be supportive of the climate march and rally, understands that they should not take the day off;

Therefore supports Council staff and employees taking part in the Global Climate Strike march and rally on 20 September who may take annual leave for this day when approved by their manager, within Council policy.

4 Minutes

Decision

- 1) To approve the minute of the Special Meeting of Council of 27 June 2019 as a correct record.
- 2) To approve the minute of the Council of 27 June 2019 as a correct record.

5 Questions

The questions put by members to this meeting, written answers and supplementary questions and answers are contained in Appendix 1 to this minute.

6 Leader's Report

The Leader presented his report to the Council. He commented on:

- National Funding Award – Transformation of George Street and cycling infrastructure
- Extreme weather – thanks to staff
- Success of City's school exam results
- Edinburgh Festival – Events and culture within the City

The following questions/comments were made:

- | | |
|-----------------------|---|
| Councillor Whyte | - Congratulations to Councillor McVey |
| | - Councillor McVey's leave |
| Councillor Staniforth | - Congratulations to Councillor McVey |
| | - Edinburgh Festivals – Short-term lets |
| Councillor Aldridge | - Congratulations to Councillor McVey |
| | - Thanks to Philip Henderson, City Officer and best wishes for the future |
| | - Police Scotland – reduction in officer numbers |
| Councillor Day | - Congratulations to Councillor McVey |
| | - Best wishes to Philip Henderson, City Officer |
| | - Exam results for Trinity Academy and schools across the city |

Councillor Kate Campbell	-	Short term Lets Working group – response to consultation
Councillor Doggart	-	Internal Audit opinion audit findings of homelessness service
Councillor Main	-	Coalition commitments – Intergovernmental report on climate change
Councillor Lang	-	Congratulations to Councillor McVey
	-	Current coalition
Councillor Arthur	-	Congratulations to Councillor McVey
	-	Councillor Day’s leadership
Councillor Rankin	-	Delivery of the programme for the capital
Councillor Johnston	-	Insurance contracts for the Tram extension - risks
Councillor Bridgman	-	Corstorphine Youth and Community temporary home – delay of release of funds
Councillor Burgess	-	Global Climate Strike - support
Councillor Munro	-	Letters issued to first minister regarding funding
Councillor Bruce	-	State of greenspace – additional resources
Councillor Laidlaw	-	Congratulations to Councillor McVey
	-	Anti-social behaviour- commitment to write to the minister for community safety for additional resources
Councillor Osler		Summer Sessions at the Ross Bandstand
Councillor Wilson		Congratulations to Councillor McVey Thanks to Philip Henderson Tom Culzean – best wishes for a speedy recovery Congratulations to Edinburgh International Festival for choice of venue for opening concert

7 Valedictory – Philip Henderson

The Lord Provost paid tribute to Phillip Henderson, City Officer, who was retiring after 24 years with the Lord Provost’s Office. He commended Phillip’s hard work as an integral part of the City Officers team providing support to the Lord Provost when carrying out his civic duties. He thanked him for his outstanding contribution to the Council and on behalf of the Council, he wished him well for a lengthy and enjoyable retirement.

8 Appointments to Committee and Committee Terms of Reference

The Council had agreed a number of recommendations in regard to the membership of the Governance, Risk and Best Value Committee, the Committee Terms of Reference and Delegated Functions and the Council's revised Scheme for Community Councils.

Details were provided on the appointment of two replacement members to the Governance, Risk and Best Value Committee, amended Committee Terms of Reference and Delegated Functions, and the proposal to establish an independent complaints panel to consider complaints against community councillors.

Decision

- 1) To appoint Councillor Watt in place of Councillor Child on the Finance and Resources Committee.
- 2) To appoint Councillor Child in place of Councillor Watt on the Governance, Risk and Best Value Committee.
- 3) To appoint Councillor Munn in place of Councillor Kate Campbell on the Governance, Risk and Best Value Committee.
- 4) To repeal the existing Committee Terms of Reference and Delegated Functions and approve in its place Appendix 1 to the report by the Chief Executive, such repeal and approval to take effect from 23 August 2019.
- 5) To agree that the Community Council Investigation Officer be the Head of Strategy and Communications.

(References – Act of Council No 1 of the Special Meeting of 27 June 2019; Act of Council No 6 of 27 June 2019; report by the Chief Executive, submitted)

9 Royal Burgh - 900th Anniversary Working Group - Proposal

Details were provided on the proposed creation of a short-life working group to explore the possibilities of celebrations to mark the city's 900th anniversary as one of the first burghs of Scotland and what form/duration these may take.

Motion

To approve the formation of a short-life working group, to be chaired by the Lord Provost, with the protocol, membership and remit detailed in the report by the Chief Executive.

- moved by the Lord Provost, seconded by Councillor Griffiths

Amendment

To approve the formation of a short-life working group, to be chaired by the Lord Provost, with the protocol, membership and remit described in the report, other than Councillor membership of said group consisting instead of:

- a) the Lord Provost;
- b) each group leader or their nominee in their place from their respective group; and
- c) an Independent councillor to be decided from their number, which failing nominated by the Lord Provost.

- moved by Councillor Rust, seconded by Councillor Mowat

In accordance with Standing Order 21(11), the amendment was accepted in place of the motion.

Decision

To approve the amendment by Councillor Rust.

(Reference – report by the Chief Executive, submitted.)

10 Senior Councillor Remuneration

Approval was sought to appoint a senior councillor whilst Councillor McVey was absent on adoption leave for the period 23 August 2019 to 7 October 2019.

Motion

- 1) To note that the Council Leader was taking adoption leave from 23 August 2019 to 7 October 2019.
- 2) To note that the Depute Council Leader would cover the duties and responsibilities of the Council Leader during the period of his adoption leave along with another temporarily appointed SNP member to ensure a joined-up approach to the leadership of the Council.
- 3) To appoint Councillor Bird as a senior councillor with an allowance of £39,310 pro rata from 23 August 2019 to 7 October 2019

- moved by Councillor McVey, seconded by Councillor Day

Amendment

- 1) To note the report by the Chief Executive and express concern that, despite a request in December 2017 and further contact from Council officers, CoSLA had failed to publish or promote guidance to enable parental leave for elected members to be supported.
- 2) To further recognise that, without supporting guidance or legislation, Councillors did not qualify for the same legal provisions afforded to employees.

3) To therefore agree to note:

a) that the Council Leader was taking adoption leave from 23 August 2019 to 7 October 2019; and

b) given the relatively short period concerned that the Depute Council Leader would cover the duties and responsibilities of the Council Leader during the period of his adoption leave.

- moved by Councillor Whyte, seconded by Councillor Cook

Voting

The requisite number of members having so required in terms of Standing Order 23(1), the vote was taken by calling the roll.

The voting was as follows:

For the motion - 43 votes

For the amendment - 18 votes

For the motion: The Lord Provost, Councillors Aldridge, Arthur, Barrie, Bird, Booth, Bridgman, Burgess, Cameron, Ian Campbell, Kate Campbell, Mary Campbell, Child, Corbett, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gloyer, Gordon, Graczyk, Griffiths, Henderson, Howie, Key, Lang, Macinnes, McNeese-Mechan, McVey, Main, Miller, Munn, Munro, Osler, Perry, Rae, Rankin, Neil Ross, Staniforth, Watt, Wilson, Work and Young.

For the amendment: Councillors Brown, Bruce, Jim Campbell, Cook, Doggart, Douglas, Hutchison, Johnston, Laidlaw, McLellan, Mitchell, Mowat, Rose, Rust, Smith and Whyte.

Abstentions: Councillor Ritchie.

Decision

To approve the motion by Councillor McVey.

(Reference – report by the Chief Executive, submitted.)

11 Chief Officer Roles

The Council had previously approved its Chief Officer/Chief Official executive management structure. Details were provided on a proposal to delete the vacant Chief Officer of Head of Communications and to permanently adjust responsibilities accordingly.

Decision

- 1) To approve the appointment on a permanent basis, of the Head of Strategy and Communications with immediate effect.
- 2) To note that the Council had reduced the number of Chief Officials it employed by three since 2018.

(Reference – report by the Chief Executive, submitted.)

12 Coalition Commitments Update - August 2019

The Council had approved its business plan (A Programme for the Capital: The City of Edinburgh Council's Business Plan 2017-22) in August 2017. The plan had been built around 52 commitments the Council Administration had pledged to deliver over five years.

The Council had considered its second annual update on the 52 coalition commitments and agreed that a further report be presented which provided a more accurate evaluation of the coalition's record.

Further details were provided on the six-monthly updates which had been presented to the Executive Committees in December 2018 and January 2019

Motion

- 1) To note that the Coalition Commitments were part of a five year delivery programme and the rate of progress would be different for each commitment.
- 2) To note that the Coalition Commitments formed part of the wider Council Performance Framework. Council wide performance and service delivery was reported in the Annual Performance Report to Council on 27 June 2019.
- 3) To agree this update from the Coalition Commitments progress report to Council on 27 June 2019. This outlined a new approach to determining the status of each commitment and discharged the motion to review the achievements, next steps and measures.
- 4) To note the continuing positive and progressive work of the Coalition in delivering the Programme for the Capital, and its emphasis on a single shared vision for the city.
- 5) To note in particular the Coalition's success –
 - a) In supporting 81% of our care-experienced young people to enter a sustained positive destination, 5% above the national average, as well as 93.6% of all school leavers, the highest in 4 years.
 - b) As the first local authority to receive a very good evaluation in a child care and protection inspection, with sector leading work praised.

- c) Tackling period poverty through the roll out of free sanitary products in all our schools.
- d) In leading on the solution for managing Short Term Lets and making the case to the Scottish Government for a licensing regime which has resulted in a Scotland-wide consultation.
- e) Introducing Housing First and Rapid Access Accommodation specifically aimed at helping people who are rough sleeping.
- f) Pulling in £22million funding from the Scottish Government for George Street New Town improvements and other active travel projects.
- g) Planting 12,000 trees since the start of this Administration.
- h) In the investment of more than £120m in our road and path network over the life of this Administration and our Road Condition Index reaching its highest level since 2012.
- i) In receiving 34 Green Flags for our parks and green spaces, more than any other local authority.
- j) In exemplar community engagement at Granton, Meadowbank and Powderhall, Fountainbridge and Pennywell Council owned sites producing high quality, active travel focussed developments delivering above policy levels of affordable housing.
- k) In increasing the number of allotments and expanding the network of community gardens and food growing initiatives to 1,833 and reducing the waiting list by 50%.
- l) In providing PLACE funding in partnership with the Scottish Government and Festivals Edinburgh to deliver on Council priorities around inclusion and widening and deepening access to the arts.
- m) In supporting the City's major festivals and increasing the funding for local cultural events as well as the creation of further work spaces for artists and craftspeople.

- moved by Councillor Bird, seconded by Councillor Day

Amendment 1

- 1) To note that Coalition Commitments were part of a five year delivery programme and the rate of progress would be different for each commitment.
- 2) To note that the Coalition Commitments formed part of the wider Council Performance Framework. Council wide performance and service delivery was reported in the Annual Performance Report to Council on 27 June

2019.

- 3) To note this update from the Coalition Commitments progress report to Council on 27 June 2019. This outlined a new approach to determining the status of each commitment and discharged the motion to review the achievements, next steps and measures.
- 4) To recognise the limitations of attaching suitable objective commentary on progress against political commitments.
- 5) To instruct the Chief Executive, or the appropriate director, to provide one annual report to the executive committees on progress against all objectives which fell within the remit of the relevant committee. These reports to set out where possible milestones or KPIs against which progress could be judged or to otherwise indicate where this was not possible.
- 6) To instruct the Chief Executive to provide a report to the June council meeting of each year containing the progress against all objectives. Such a report should contain all the commentary relating to each objective as agreed by the executive committees.

- moved by Councillor Whyte, seconded by Councillor Johnston

Amendment 2

- 1) To note this revision and update to the report on Coalition commitments progress report presented to the Council in June.
- 2) To note the new approach to determining the status of each commitment and that this had resulted in the progress on a number of commitments being re-evaluated.
- 3) However, to note that there remained a number of areas in which claimed progress was challengeable:
 - a) That despite commitment 3 the number of Living Wage employers in the city has fallen in the last year.
 - b) That despite commitment 8 the council is no closer to declaring a rent pressure zone in the city.
 - c) That despite commitment 9 to end the use of B&B facilities the council continues to house homeless families in B&B and has by far the highest number of breaches of the unsuitable accommodation order in Scotland.
 - d) That despite commitment 11 residents' groups have so far had no input into the Edinburgh Tourism Action Group's strategic planning.
 - e) That the introduction of bike racks can be an effective deterrent to pavement parking but that the administration has not made consistent use of them despite commitment 27 to tackle pavement parking.

- f) That despite commitment 47 the extension of participatory budgeting has stalled and the 1% commitment is unlikely to be achieved.
- g) That despite commitment 52 the administration abandoned Locality Committees within one year of establishing them.

- moved by Councillor Staniforth, seconded by Councillor Main

Voting

The voting was as follows;

For the Motion	-	28 votes
For Amendment 1	-	23 votes
For Amendment 2	-	7 votes

(For the Motion: The Lord Provost, Councillors Arthur, Barrie, Bird, Cameron, Ian Campbell, Kate Campbell, Child, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gordon, Graczyk, Griffiths, Henderson, Key, Macinnes, McNeese-Mechan, Munn, Munro, Perry, Rankin, Watt, Wilson and Work.

For Amendment 1: Councillors Aldridge, Brown, Bruce, Jim Campbell, Cook, Doggart, Douglas, Gloyer, Hutchison, Johnston, Laidlaw, Lang, McLellan, Mitchell, Mowat, Osler, Rose, Neil Ross, Rust, Smith, Whyte and Young.)

For Amendment 2: Councillors Booth, Burgess, Corbett, Main, Miller, Rae and Staniforth.

Abstentions: Councillor Bridgman.)

There being no overall majority, Amendment 2 fell and a second vote was taken between the Motion and Amendment 1.

Voting

The voting was as follows;

For the Motion	-	28 votes
For Amendment 1	-	23 votes

(For the Motion: The Lord Provost, Councillors Arthur, Barrie, Bird, Cameron, Ian Campbell, Kate Campbell, Child, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gordon, Graczyk, Griffiths, Henderson, Key, Macinnes, McNeese-Mechan, Munn, Munro, Perry, Rankin, Watt, Wilson and Work.

For Amendment 1: Councillors Aldridge, Brown, Bruce, Jim Campbell, Cook, Doggart, Douglas, Gloyer, Hutchison, Johnston, Laidlaw, Lang, McLellan, Mitchell, Mowat, Osler, Rose, Neil Ross, Rust, Smith, Whyte and Young.)

Abstentions: Councillors Booth, Bridgman, Burgess, Corbett, Main, Miller, Rae and Staniforth.

Decision

To approve the motion by Councillor Bird.

(Reference – report by the Chief Executive, submitted.)

13 Health and Social Care Integration Scheme - Carers (Scotland) Act 2016 - Outcome of Consultation

The Council had agreed that following a six-week consultation period on the delegation of Sections 6, 21, 24, 25, 31, 34 and 35 of the Carers (Scotland) Act 2016 as they related to adult social care, a report would be submitted to Council to agree the change to the Integration Scheme.

An update was provided on the outcome of the consultations.

Decision

- 1) To note that no responses to the consultation had been received.
- 2) To agree to delegate Sections 6, 21, 24, 25, 31, 34 and 35 of the Carers (Scotland) Act 2016 to the Edinburgh Integration Joint Board.
- 3) To approve the revised Integration Scheme for submission to the Scottish Government.

(Reference – Act of Council No 9 of 27 June 2019; report by the Chief Executive, submitted.)

14 Report of Pre-Determination Hearing - South East Wedge, Old Dalkeith Road, Edinburgh – referral from the Development Management Sub-Committee

The Development Management Sub-Committee had referred a report on an application for planning permission in principle, which was the subject of a pre-determination hearing under the procedures set out in the Town and Country Planning (Development Management Procedures) (Scotland) Regulations 2008, for decision.

Decision

To refuse planning permission for the reasons set out in Section 3 of the report by the Chief Planning Officer and to refer the decision to Scottish Ministers.

(References – Development Management Sub- Committee 31 July 2019 (item 3); referral from the Development Management Sub-Committee, submitted.)

15 Treasury Management - Annual Report 2018/19 - referral from the Finance and Resources Committee

The Finance and Resources Committee had referred a report on Treasury Management Activity in 2018/19.

Decision

- 1) To approve the Treasury Management Annual Report 2018/19.
- 2) To refer the report by the Executive Director of Resources to the Governance, Risk and Best Value Committee for scrutiny.

(References – Finance and Resources Committee 15 August 2019 (item 9); referral from the Finance and Resources Committee, submitted.)

16 Revenue Monitoring 2019/20 - Period Three Report – referral from the Finance and Resources Committee

The Finance and Resources Committee had referred a report which provided an update on the period three revenue monitoring position for the Council and progress with the identification and implementation of required savings measures sufficient to achieve a balanced year-end position in 2019/20 and, in due course, to re-establish the stability of the budget framework, to the Council for approval.

Decision

To earmark a further £1m from the Council's Priorities Fund as an additional contribution to the 2019/20 budget, pending the development of sustainable measures to address the associated savings requirement on a recurrent basis.

(References – Finance and Resources Committee 15 August 2019 (item 10); referral from the Finance and Resources Committee, submitted)

Declaration of Interests

Councillors Kate Campbell and Mary Campbell declared a non-financial interest in the above item as having made comment on the item in public.

17 Emissions Profile of Scotrail's Refurbished Inter7City Fleet – Motion by Councillor Jim Campbell

The following motion by Councillor Jim Campbell was submitted in terms of Standing Order 16:

“Council:

- 1) Expect to be informed of the emissions profile of Scotrail's refurbished Inter7City fleet, and therefore asks:
 - a) The emissions standards these engines conform to.
 - b) The projected engine emissions in the Waverley Valley of the fully deployed Inter7City fleet of trains, in terms of CO₂, NO_x and Particulate matter.
- 2) Instructs the Executive Director of Place to write to the engineering director of Scotrail seeking this information.
- 3) Should this not be forthcoming to Council by the end of the year, instructs the Convener of the Transport and Environment Committee to pursue this matter with Scotrail and, if necessary, the Cabinet Secretary for Transport, Infrastructure and Connectivity.”

Motion

To approve the motion by Councillor Jim Campbell

- moved by Councillor Jim Campbell, seconded by Councillor Mowat

Amendment 1

- 1) To recognise that rail was outwith the scope of Council;
- 2) To note that this Council's Air Quality team and LEZ delivery group were already in communication with rail staff and taking measurements of current air quality levels, in advance of any changes in air quality achieved by an LEZ;
- 3) To ask the Convenor of Transport and Environment to communicate this Council's desire to drastically improve air quality to the Cabinet Secretary for Transport, Infrastructure and Connectivity in order that he may liaise with all rail operators on this subject and achieve a coordinated approach between local and national government.

- moved by Councillor Miller, seconded by Councillor Burgess

Voting

The voting was as follows:

For the motion	-	23 votes
For amendment	-	35 votes

(For the Motion: Councillors Aldridge, Brown, Bruce, Jim Campbell, Cook, Doggart, Douglas, Gloyer, Hutchison, Johnston, Laidlaw, Lang, McLellan, Mitchell, Mowat, Ritchie, Osler, Rose, Neil Ross, Rust, Smith, Whyte and Young.

For the amendment: The Lord Provost, Councillors Arthur, Bird, Booth, Cameron, Ian Campbell, Kate Campbell, Child, Corbett, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gordon, Graczyk, Griffiths, Henderson, Howie, Key, Macinnes, McNeese-Mechan, Main, Miller, Munn, Munro, Perry, Rae, Rankin, Staniforth, Watt, Wilson and Work.

Abstentions: Councillors Barrie and Bridgman.)

Decision

To approve the amendment by Councillor Miller.

18 Low Grade Waste - Motion by Councillor Jim Campbell

The following motion by Councillor Jim Campbell was submitted in terms of Standing Order 16:

“Council:

- a) Notes that China banned the import of low grade waste in late 2017, halting an annual trade in recycling that had been worth \$24bn.
- b) Further notes that many of these international flows were diverted to South East Asian countries. These economies had less developed recycling infrastructure and shallower end user markets than China, resulting in much waste being dumped or burnt.
- c) Recognises that South East Asia could well follow China’s lead and cease to process waste from other parts of the world.
- d) Firmly commits to the principle that all waste should only be traded with end users who have the infrastructure and markets to safely recycle low grade waste.
- e) Asks Officers to report to the Policy and Sustainability Committee within three cycles:
 - 1) On the arrangements in place to track low grade plastic waste originating from Edinburgh;
 - 2) Assurances that waste from Edinburgh is always responsibly recycled, irrespective of any intermediation;
 - 3) The implications of changes in the international market for waste recycling up to and including kerbside collections.”

Motion

To approve the motion by Councillor Jim Campbell.

- moved by Councillor Jim Campbell, seconded by Councillor Smith

Amendment

- 1) To add a new point:

“e) Welcomes agreement secured by Green MSPs as part of a larger package in the 2019-20 Budget, to introduce a levy of around 25p on disposable drinks cups.”
- 2) In existing point e) new point f) change “Policy and Sustainability Committee” to “Single Use Plastics Working Group”.

- 3) To add a final point 4) at the end of the motion

“Updating on progress with much more far-reaching measures to reduce plastic upstream, including proposals to ban all non-essential single use plastics and taking much firmer action on manufacturers’ and retailers’ use of excess packaging and plastic.”

- moved by Councillor Corbett seconded by Councillor Burgess

In accordance with Standing Order 21(11), the amendment was accepted as an addendum to the motion.

Decision

To approve the following adjusted motion by Councillor Jim Campbell:

Council:

- a) Notes that China banned the import of low grade waste in late 2017, halting an annual trade in recycling that had been worth \$24bn.
- b) Further notes that many of these international flows were diverted to South East Asian countries. These economies had less developed recycling infrastructure and shallower end user markets than China, resulting in much waste being dumped or burnt.
- c) Recognises that South East Asia could well follow China’s lead and cease to process waste from other parts of the world.
- d) Firmly commits to the principle that all waste should only be traded with end users who have the infrastructure and markets to safely recycle low grade waste.
- e) Welcomes agreement secured by Green MSPs as part of a larger package in the 2019-20 Budget, to introduce a levy of around 25p on disposable drinks cups
- f) Asks Officers to report to the Single Use Plastics Working Group within three cycles:
 - 1) On the arrangements in place to track low grade plastic waste originating from Edinburgh;
 - 2) Assurances that waste from Edinburgh is always responsibly recycled, irrespective of any intermediation;
 - 3) The implications of changes in the international market for waste recycling up to and including kerbside collections

- 4) Updating on progress with much more far-reaching measures to reduce plastic upstream, including proposals to ban all non-essential single use plastics and taking much firmer action on manufacturers' and retailers' use of excess packaging and plastic.

19 Amplification of Sound in Public Spaces - Motion by Councillor Neil Ross

The following motion by Councillor Neil Ross was submitted in terms of Standing Order 16:

“Council:

- a) Recognises the concerns of residents, businesses and visitors, in particular in the city centre, about the negative auditory impact of amplified sound from buskers, street entertainers and others in public spaces.
- b) Notes that there is a limitation on the amplification of sound in the standard conditions of the Council's Public Entertainment Licence.
- c) Accepts the legitimate amplification of sound at licensed venues and events, when appropriate.
- d) Requests a report to the Policy and Sustainability Committee within two cycles on the powers available to the Council, and effective measures that could be adopted, to control the amplification of sound in public spaces when appropriate.”

Motion

To approve the motion by Councillor Neil Ross

- moved by Councillor Neil Ross, seconded by Councillor Osler

Amendment

To replace “Policy and Sustainability Committee” with “Transport and Environment Committee” in paragraph d) of the motion.

- moved by Councillor Doran, seconded by Councillor McInnes

Voting

The voting was as follows:

For the motion	-	22 votes
For the amendment	-	38 votes

(For the Motion: Councillors Aldridge, Brown, Bruce, Jim Campbell, Cook, Doggart, Douglas, Gloyer, Hutchison, Johnston, Laidlaw, Lang, McLellan, Mitchell, Mowat, Osler, Rose, Neil Ross, Rust, Smith, Whyte and Young.

For Amendment 1: The Lord Provost, Councillors Arthur, Barrie, Bird, Booth, Bridgman, Burgess, Cameron, Ian Campbell, Kate Campbell, Child, Corbett, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gordon, Graczyk, Griffiths, Henderson, Howie, Key, Macinnes, McNeese-Mechan, Main, Miller, Munn, Munro, Perry, Rae, Rankin, Ritchie, Staniforth, Watt, Wilson and Work)

Decision

To approve the following amendment by Councillor Doran:

- a) To recognise the concerns of residents, businesses and visitors, in particular in the city centre, about the negative City of Edinburgh Council - 22 August 2019 Page 7 of 19 auditory impact of amplified sound from buskers, street entertainers and others in public spaces.
- b) To note that there was a limitation on the amplification of sound in the standard conditions of the Council's Public Entertainment Licence.
- c) To accept the legitimate amplification of sound at licensed venues and events, when appropriate.
- d) To request a report to the Transport and Environment Committee within two cycles on the powers available to the Council, and effective measures that could be adopted, to control the amplification of sound in public spaces when appropriate.

20 Garden Waste Collection for Bowling and Tennis Clubs – Motion by Councillor Neil Ross

The following motion by Councillor Neil Ross was submitted in terms of Standing Order 16:

“Council:

- a) Notes that many of the city’s bowling and tennis clubs have registered, paid for and received the Garden Waste collection service for 2018/19 and have had their brown bins emptied regularly throughout the first year of the service.
- b) Notes that the Council has refused to renew the Garden Waste permits of bowling and tennis clubs for the second year of the service.
- c) Notes that most bowling and tennis clubs are located in residential areas of the city covered by the existing garden waste collection routes.
- d) Agrees to amend the Council’s Chargeable Garden Waste Service policy to make bowling and tennis clubs, and all similar community-based sport and leisure clubs run by volunteers, eligible to receive the Chargeable Garden Waste collection service and able to register and pay for it in the normal way.
- e) As the deadline for registering for the second year of the service has passed, agrees to allow late registration by all bowling and tennis clubs.”

Councillor Neil Ross adjusted his motion as submitted in Paragraph d) to remove the following wording:

“and all similar community-based sport and leisure clubs run by volunteers”

- moved by Councillor Neil Ross, seconded by Councillor Osler

Decision

To approve the following adjusted motion by Councillor Neil Ross:

- a) To note that many of the city’s bowling and tennis clubs had registered, paid for and received the Garden Waste collection service for 2018/19 and had had their brown bins emptied regularly throughout the first year of the service.
- b) To note that the Council had refused to renew the Garden Waste permits of bowling and tennis clubs for the second year of the service.
- c) To note that most bowling and tennis clubs were located in residential areas of the city covered by the existing garden waste collection routes.

- d) To agree to amend the Council's Chargeable Garden Waste Service policy to make bowling and tennis clubs, eligible to receive the Chargeable Garden Waste collection service and able to register and pay for it in the normal way.
- e) As the deadline for registering for the second year of the service had passed, to agree to allow late registration by all bowling and tennis clubs.

Declaration of Interests

The Lord Provost declared a non-financial interest in the above item as a member of a bowling club.

Councillor Douglas declared a non-financial interest in the above item as a member of a tennis club.

21 Stoppage of the No 100 Bus on West Coates (A*) - Motion by Councillor Mowat

The following motion by Councillor Mowat was submitted in terms of Standing Order 16:

“Council: Notes that Lothian Buses has ceased using the stops on West Coates (A8) for the 100 bus; that there was no public consultation regarding this and this disadvantages residents, guest houses and small businesses who wish to use public transport to get to and from the airport and instructs officers to write to Lothian for an explanation of:

- 1) Why has the use of these bus stops been discontinued?
- 2) Who was consulted about the stopping of this service?
- 3) Can the use of these stops be reinstated?”

- moved by Councillor Mowat, seconded by Councillor Douglas

Decision

To approve the motion by Councillor Mowat.

Declaration of Interests

Councillor Miller declared a non-financial interest in the above item as a member of Transport for Edinburgh.

22 Summertime Streets Programme - Motion by Councillor Mowat

The following motion by Councillor Mowat was submitted in terms of Standing Order 16:

“Council:

Recognises that the Summertime Streets programme put in place to address concerns about pedestrian and vehicle interactions from 2018 was met with mixed responses and whilst it addressed road safety concerns at the Lawnmarket, Cockburn Street and Victoria Street the closure of the High Street from St Mary’s Street to North Bridge has meant that residents have lost their bus service, businesses have reported sharp drops in sales and there were concerns raised about the safety of Blackfriars and Niddrie Street along with concerns about the increase in traffic on the Cowgate and the volume of traffic using Waverley Bridge, Market Street and St Mary’s Street.

Notes that the decision to remove on-street advertising and A Boards, contained a dispensation for Festival advertising and that concerns have been raised that the rationale for removing A Boards to create safer and less cluttered streets, does not seem to have been considered when permission is given to site large enclosures of advertising on the pavement (as opposed to utilising railings) and that this directly contradicts Council’s stated aims of making the city easier to move about in.

Notes continuing concerns about the use of the public spaces in Princes Street Gardens for private ticketed events and that approvals were given and concert runs extended with no discussion at Committee or in public.

Notes that decisions over the use of hot food traders in the City Centre were taken very late during recess which reduced the ability of local councils to scrutinise these applications and make representations on behalf of their constituents.

Requests:

- 1) Reviews of the policies or guidelines covering each area above;
- 2) That where the reviews are considering the impact of actions on particular streets, the views of the residents and traders living or trading on said streets are actively sought;
- 3) That such reviews are considered in conjunction with each other in order to develop a coherent suite of policies covering the management of public spaces both outwith and during the Festivals;
- 4) That the reviews work with partners to explore alternative ways of enforcing street closures including whether it would be possible to use ANPR technology to enforce street closures and report on whether current legislation permits this and timescales and costs associated with this.

- 5) That a report setting out the work programme and reporting lines for each activity is brought to the Council Policy and Sustainability Committee within one cycle and that this Committee reviews progress of the workstreams on a quarterly basis.”

Motion

To approve the motion by Councillor Mowat

- moved by Councillor Mowat, seconded by Councillor Cook

Amendment

To delete all of the motion and replace with:

“Council:

- 1) Recognises that Summertime Streets was in response to concerns about pedestrian and vehicle interactions, and thanks officers for ensuring immediate safety concerns were addressed;
- 2) Notes both positive and negative feedback has been received from residents, businesses, and other stakeholders, which indicates that the approach and designs used this year should be refined and developed if they are to be repeated in future years;
- 3) Notes that the Transport and Environment Committee approved a report on Summertime Streets in June 2019, which described the approach towards monitoring and feedback, and noted that data and information gathered during Summertime Streets would be provided to support CCT and Open Streets, and therefore welcomes an update to Transport and Environment Committee within one cycle on this flow of information and the next steps;
- 4) Notes, in addition to the Summertime Streets programme:
 - a) That festival-related advertising can detract from this council’s aims of safety and reduction of street clutter, and therefore asks for a review of policy which allows structures to be introduced and placed during the festival for the purposes of advertising, to be brought to Transport and Environment Committee.
 - b) Concerns continue to be expressed about the use of Princes Street Gardens for large private events, including safety concerns and loss of access to common good park space, and welcomes the forthcoming review of the use of the Edinburgh Parks Events Manifesto and the Public Spaces Protocol, anticipated at Culture and Communities Committee in January 2020.

- moved by Councillor Miller, seconded by Councillor Corbett

Voting

The voting was as follows:

For the motion	-	24 votes
For the amendment	-	32 votes

(For the motion: Councillors Aldridge, Bridgman, Brown, Bruce, Jim Campbell, Cook, Doggart, Douglas, Gloyer, Graczyk, Hutchison, Johnston, Laidlaw, Lang, McLellan, Mitchell, Mowat, Osler, Rose, Neil Ross, Rust, Smith, Whyte and Young

For the amendment: Councillor Griffiths (Depute Convener), Arthur, Bird, Booth, Burgess, Cameron, Ian Campbell, Kate Campbell, Child, Corbett, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gordon, Henderson, Howie, Macinnes, McNeese-Mechan, Main, Miller, Munn, Munro, Perry, Rae, Rankin, Staniforth, Watt, Wilson and Work.

Abstentions: Councillor Barrie.)

Decision

To approve the amendment by Councillor Miller.

23 Venchie Project Emergency Funding - Motion by Councillor Laidlaw

The following motion by Councillor Laidlaw was submitted in terms of Standing Order 16:

“Council:

- 1) Notes that the Venchie Project in Craigmillar offers a unique referred breakfast club that collects children from home and ensures they are not only fed but are ready for school, and ensures they get there on time and safely.
- 2) Notes it is delivering services in an area of significant socioeconomic deprivation and that the children served are amongst the most vulnerable, with the majority coming from highly challenging family situations, with parents often leading chaotic lifestyles that have the potential to significantly affect the prospects for attainment of these young people.
- 3) Recognises the value of early intervention as part of the policy of Getting It Right For Every Child and seeking to avoid the long-term effects of Adverse Childhood Experiences, as well as the long-term cost benefits; noting it costs £30.77 per child, per week to attend the Venchie breakfast club including pickup (based on 30 attending), while if a Social Worker was required to be employed to address the challenge of getting these children to school costs would rise to £112 per child per week.

- 4) Accepts that the Council has decided to 'in-source' some of these services through universal breakfast club provision and the Discover holiday programme but expresses concern that without the targeted, highly personal care offered that many of the children that are currently assisted will fall through the gaps.
- 5) Recognises that the Venchie Project, like community based third sector organisations across the city, should have the opportunity to play a part in delivering Council programmes.
- 6) Ask officers to investigate how the Venchie can work in partnership to provide the Discover! Holiday programme and the after-school provision, that allows for a safe-space that otherwise would not be available for the majority of attendees.
- 7) Notes that previously the Council provided between £128K and £160K in funding and accepts that support of this magnitude will not be forthcoming in the future but notes the work that has been done by the Venchie Project in cutting staff and costs and raising funds independently to meet at least 50% of running costs.
- 8) Notes that a £60K shortfall remains for FY 2019 and asks Council to release emergency funding to meet this gap and to provide officer support to help the Venchie Project secure additional funding for FY 2020 and examine the ability to work in partnership with CEC to deliver services within the Craigmillar community.”

Motion

To approve the motion by Councillor Laidlaw.

- moved by Councillor Laidlaw, seconded by Councillor Rust

Amendment

- 1) To note that the Venchie Project in Craigmillar offers a unique referred breakfast club that collects children from home and ensures that they are not only fed but are ready for school and ensures they get there on time and safely.
- 2) To recognise the value of early intervention as part of the policy of getting it right for every child and seeking to avoid the long-term effects of Adverse Childhood Experiences as well as the long-term cost benefits.
- 3) To note that the Council agreed to provide universal breakfast clubs in 2015, these have proved effective in increasing attendance and raising attainment. To reassure the Council that children have not been adversely affected by the move to universal breakfast clubs in both North Edinburgh and Craigmillar, we request a report to the Education, Children and Families Committee in October 2019 which measures both the attendance and achievements at Ferryhill, St

Francis and Niddrie Mill following the replacement of their referred breakfast club with a universal offer based in schools.

- 4) To recognise that the Venchie Project, like all third sector organisations across the city, should have the opportunity to work in partnership with the Council to support young people and families. To therefore request officers investigate how the Venchie, and any other Third Sector Organisation, can work in partnership to provide holiday programmes, after school provision and wider support for young people and families, as we are doing across the city.
- 5) To note that previously the council provided between £128k and £160k in funding and accept that support of this magnitude will not be forthcoming in the future. To also acknowledge the Venchie Project has raised funds independently to meet some of its running costs.

- moved by Councillor Perry, seconded by Councillor Dickie

Voting

The voting was as follows:

For the motion	-	25 votes
For amendment	-	31 votes

(For the motion: Councillors Booth, Bridgman, Brown, Bruce, Burgess, Jim Campbell, Corbett, Daggart, Douglas, Graczyk, Hutchison, Johnston, Laidlaw, McLellan, Main, Miller, Mitchell, Mowat, Rae, Rose, Rust, Smith, Staniforth, and Whyte.

For the amendment: Councillors Griffiths (Depute Convener), Aldridge, Arthur, Bird, Cameron, Ian Campbell, Kate Campbell, Child, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gloyer, Gordon, Henderson, Howie, Lang, Macinnes, McNeese-Mechan, Munn, Munro, Osler, Perry, Rankin, Neil Ross, Watt, Wilson, Work and Young.

Abstentions: Councillor Barrie.)

Decision

To approve the amendment by Councillor Perry.

Declaration of Interests

Councillor Bridgman declared a non-financial interest in the above item as a member of her family was an unpaid Director of the Venchie Project.

24 Mothers Rise Up Banner - Motion by Councillor Main

The following motion by Councillor Main was submitted in terms of Standing Order 16:

“Council notes:

- 1) In November 2018, a small group of mums met under a 'Worried Mum' banner at an Extinction Rebellion climate protest. The movement has been growing fast ever since with groups forming across the UK and Europe: a global coalition of parents and grandparents' groups from diverse backgrounds, faiths and ethnicities who are demanding climate action.
- 2) Mothers Rise Up is calling on the UK government to come clean about the existential threat of climate breakdown by declaring a climate emergency, committing to reducing carbon emissions to net zero by 2030 or sooner, and making a just transition to a sustainable way of life.
- 3) The Mothers Rise Up banner is being brought to Edinburgh on Saturday 31 August as part of its tour of the UK to raise the profile of the climate emergency.

Therefore, Council welcomes Mothers Rise Up Banner to the city and requests the Lord Provost invite the Mothers Rise Up on 31st August to the City Chambers."

- moved by Councillor Main, seconded by Councillor Rae

Decision

To approve the motion by Councillor Main.

25 Celebrate Bisexuality Day - Motion by Councillor Mary Campbell

The following motion by Councillor Mary Campbell was submitted in terms of Standing Order 16:

"Council notes:

That September 23rd is observed as Celebrate Bisexuality Day by members of the bisexual community and their allies. First recognised in 1999, the purpose of the day is to celebrate bisexual history and to recognise bisexual culture.

Council agrees to support this day by flying the bisexual pride flag at the City Chambers on 23 September 2019 as a symbol of our commitment to supporting the bisexual people living, working, studying in or visiting Edinburgh.

Council also agrees to recognise its ongoing support for Celebrate Bisexuality Day in future years by flying the bisexual pride flag on 23 September hereafter."

Motion

To approve the motion by Councillor Mary Campbell

- moved by Councillor Miller, seconded by Councillor Rae

Amendment

Council:

Agrees to insert additional wording into paragraphs 2 and 3:

- 2) Council agrees to support this day by flying the bisexual pride flag **and the rainbow pride flag** at the City Chambers on 23 September 2019 as a symbol of our commitment to supporting the bisexual people living, working, studying in or visiting Edinburgh.
- 3) Council also agrees to recognise its ongoing support for Celebrate Bisexuality Day in future years by flying the bisexual pride flag **and the rainbow pride flag** on 23 September hereafter.

- moved by Councillor Mitchell, seconded by Councillor Rust

In accordance with Standing Order 21(11), the amendment was accepted as an addendum to the motion.

Decision

To approve the following adjusted motion by Councillor Mary Campbell:

Council notes:

- 1) To note that September 23rd is observed as Celebrate Bisexuality Day by members of the bisexual community and their allies. First recognised in 1999, the purpose of the day is to celebrate bisexual history and to recognise bisexual culture.
- 2) To agree to support this day by flying the bisexual pride flag and the rainbow pride flag at the City Chambers on 23 September 2019 as a symbol of our commitment to supporting the bisexual people living, working, studying in or visiting Edinburgh.
- 3) To also agree to recognise its ongoing support for Celebrate Bisexuality Day in future years by flying the bisexual pride flag and the rainbow pride flag on 23 September hereafter.

26 Climate Change Impact and Management - Motion by Councillor Macinnes

The following motion by Councillor Macinnes was submitted in terms of Standing Order 16:

“Council:

Acknowledges the severe weather conditions experienced by the city and elsewhere in recent weeks and recognises that these events may be a taste of what climate change could bring.

Recognises that these put significant strain on drainage systems and other infrastructure, causing some surface water flooding and damage to property.

Acknowledges that there is a need for the Council to be prepared and far-sighted in its approach to building in resilience in the city, alongside its work to make Edinburgh a net zero carbon city by 2030.

Acknowledges the comments of flood insurance specialist Professor David Crichton in which he indicated that many local authorities in Scotland have already been 'good at managing risk'.

Requests a report to Council which indicates clearly the work already being undertaken and needed across the Council to meet heightened demands caused by extreme weather and future considerations, within 3 cycles."

Motion

To approve the motion by Councillor Macinnes

- moved by Councillor Macinnes, seconded by Councillor Doranl

Amendment

To add at the end of the motion:

"As part of this work and in light of the significant flooding caused by blocked gullies, Council agrees to an interim report to the Transport and Environment Committee within two cycles on the current arrangements for routine road gully cleaning, identification and any additional resource requirements."

- moved by Councillor Lang, seconded by Councillor Osler

In accordance with Standing Order 21(11), the amendment was accepted as an addendum to the motion.

Decision

To approve the following adjusted motion by Councillor Macinnes

- 1) Acknowledges the severe weather conditions experienced by the city and elsewhere in recent weeks and recognises that these events may be a taste of what climate change could bring.
- 2) Recognises that these put significant strain on drainage systems and other infrastructure, causing some surface water flooding and damage to property.
- 3) Acknowledges that there is a need for the Council to be prepared and far-sighted in its approach to building in resilience in the city, alongside its work to make Edinburgh a net zero carbon city by 2030.
- 4) Acknowledges the comments of flood insurance specialist Professor David Crichton in which he indicated that many local authorities in Scotland have already been 'good at managing risk'.

- 5) Requests a report to Council which indicates clearly the work already being undertaken and needed across the Council to meet heightened demands caused by extreme weather and future considerations, within 3 cycles.
- 6) As part of this work and in light of the significant flooding caused by blocked gullies, to agree to an interim report to the Transport and Environment Committee within two cycles on the current arrangements for routine road gully cleaning, identification and any additional resource requirements.

27 Recognising Edinburgh College Achievements 2018-19 - Motion by the Lord Provost

The following motion by the Lord Provost was submitted in terms of Standing Order 16:

“Council:

- 1) Recognises the continued contribution of Edinburgh College to the city region economy, partnership working in the City, and the communities of Edinburgh.
- 2) Notes the 2018/19 academic year has seen significant achievements of staff and students, in particular:
 - a) Edinburgh College men's football team made history in April as they became the first ever college side to lift the Queen's Park Shield.
 - b) College students and staff were recognised with nominations at the Herald Higher Education Awards 2019 as a result of innovative and inspiring projects run over the past year.
<http://www.edinburghcollege.ac.uk/newsandevents/college-students-and-staff-recognised-in-herald-awards-shortlist/>
 - c) With further awards such as the Lecturer of the Year award at the Business Women Scotland Women in Hospitality Awards 2019, Hospitality Educator of the Year at the Catering in Scotland (CIS) Excellence Awards 2019 and the access and Continuing Education (ACE) team gaining Joined Up for Integration Charter Award status at the Scottish Parliament
- 3) Agrees the Lord Provost writes to the College Principal and President of the students' Union to congratulate them on their success and positive impact upon the Capital.”

- moved by Councillor Griffiths, seconded by Councillor Bird

Decision

To approve the motion by the Lord Provost.

28 Scottish Indian Arts Forum (SIAF) - Motion by Councillor McNeese-Mechan

The following motion by Councillor McNeese-Mechan was submitted in terms of Standing Order 16:

“Council notes:

That August 2019 marks the 25th Anniversary of the Scottish Indian Arts Forum (SIAF), a registered Scottish Charity promoting Indian art, culture and heritage in and around Edinburgh.

Acknowledges the hard work and dedication of the SIAF volunteers in promoting Indian music, dance, drama, literature, film and exhibitions.

Celebrates the Forum’s successful production of annual popular festivals such as Dusherra and Holi Festival of Colours.”

- moved by Councillor McNeese-Mechan, seconded by Councillor Wilson

Decision

- 1) To approve the motion by Councillor McNeese-Mechan.
- 2) To ask the Lord Provost to write to the Scottish Indian Art Forum and celebrate the anniversary in an appropriate manner.

Declaration of Interests

Councillor Wilson declared a non-financial interest in the above item as Patron of the Scottish Indian Arts Forum.

29 Wester Hailes 50th Anniversary - Motion by Councillor Gardiner

The following motion by Councillor Gardiner was submitted in terms of Standing Order 16:

“Council recognises that 2019 is the 50th Anniversary of Wester Hailes housing estate and wishes to celebrate this, with a local event open to residents and elected members and a reception at the City Chambers, to acknowledge this important historical event.”

- moved by Councillor Gardiner, seconded by Councillor Henderson

Decision

To approve the motion by Councillor Gardiner.

30 Capital Credit Union – 30th Anniversary - Motion by Councillor Rankin

The following motion by Councillor Rankin was submitted in terms of Standing Order 16:

“Council:

Notes the Capital Credit Union has now served the people of Edinburgh, the Lothians and the East of Scotland for 30 years, having been set up by the then Lothian Regional Council and, from its establishment in 1996, the City of Edinburgh Council has continued to support the credit union as an employee benefit. Some 3,000 Council employees and 10,000 people across the city are members. The credit union aims to support the financial resilience of its members through regular savings, access to affordable credit and, more recently, low-cost mortgages.

Recognises that Capital Credit Union wants to celebrate its 30th year by giving back through “30 Acts of Kindness”, starting in September, giving back to members, the union’s over 65 employer partners and local communities.

Therefore, agrees that the Lord Provost agree to mark this anniversary with an appropriate Civic Reception.”

- moved by Councillor Rankin, seconded by Councillor Cameron

Decision

To approve the motion by Councillor Rankin.

31 Edinburgh Street Names and Squares - Motion by Councillor Cameron

The following motion by Councillor Cameron was submitted in terms of Standing Order 16:

“Council calls for a report to Planning Committee on how new street names are chosen and how local citizens can make suggestions for additions to the ‘bank’ of potential names. The report should cover any change in policy required to ensure that, when a street is named after a person, a woman’s name is given priority”

Motion

To approve the motion by Councillor Cameron.

- moved by Councillor Cameron, seconded by Councillor Gardiner

Amendment 1

Council calls for a report to Planning Committee on how new street names are chosen and how local citizens can make suggestions for additions to the 'bank' of potential names. The report should cover any change in policy required to ensure that, when a street is named after a person, a woman's name is given equal consideration.

- moved by Councillor Whyte, seconded by Councillor Bruce

Amendment 2

Council calls for a report to Planning Committee on how new street names are chosen and how local citizens can make suggestions for additions to the 'bank' of potential names. The report should cover any change in policy required to ensure that, over the course of a Council term, at least 50% of streets named after a person are named after women.

- moved by Councillor Young, seconded by Councillor Osler

Voting

The voting was as follows:

For the Motion	-	34 votes
For Amendment 1	-	12 votes
For Amendment 2	-	6 votes

(For the Motion: Councillors Griffiths (Depute Convener), Arthur, Barrie, Bird, Booth, Bridgman, Cameron, Ian Campbell, Kate Campbell, Child, Day, Dickie, Dixon, Doran, Fullerton, Gardiner, Gordon, Graczyk, Henderson, Howie, Macinnes, McNeese-Mechan, Main, Miller, Munn, Munro, Perry, Rae, Rankin, Staniforth, Watt, Wilson and Work.

For Amendment 1: Councillors Brown, Bruce, Jim Campbell, Daggart, Douglas, Hutchison, Johnston, Laidlaw, Mowat, Rose, Rust and Whyte

For Amendment 2: Councillors Aldridge, Gloyer, Lang, Osler, Neil Ross and Young.)

32 Ramadan Massacre Violent Crackdown in Sudan - Motion by Councillor McVey

The following motion by Councillor McVey was submitted in terms of Standing Order 16:

- “1) Council notes that the uprising of the people of Sudan has been stalled by violent armed crackdown since June 3rd 2019 when the Ramadan massacre of over 100 peaceful demonstrators took place in Khartoum with doctors reporting over 40 bodies recovered floating down the Nile. Council further notes reports hundreds more dead, arrested and raped during the crackdown.
- 2) Council commends the efforts of the Sudanese community in Scotland – many of them refugees from the previous wars waged by the Al-Bashir regime in Darfur, South Sudan and Kordofan and against waves of student protests in Sudan itself. We further note and commend the efforts of Sudanese Community in Edinburgh, in particular the young people who have raised funds and demonstrated, in organising solidarity protests in the Capital and of SudanCom in Edinburgh to bring public attention to the plight of the Sudanese people.
- 3) Council pledges its solidarity with the Sudanese people’s demands for justice; and for the Sudanese military to step down from office and hand over power to a civilian administration which can call early general elections and further requests that the Council Leader writes to the UK Government and the Foreign and Commonwealth Office asking them to do all they can to aid the ongoing talks to bring peace and democracy.”

- moved by Councillor Day, seconded by Councillor Bird

Decision

To approve the motion by Councillor McVey.

33 Edinburgh Tram Inquiry – Funding Update

The Council, in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973, excluded the public from the meeting during consideration of the following item of business for the reason that it involved the likely disclosure of exempt information as defined in Paragraph 12 of Part 1 of Schedule 7(A) of the Act.

An update was provided on funding in relation to the Council’s participation in the Tram Inquiry.

Decision

- 1) That a further £100,000 of funding be allocated from Council reserves in relation to the ongoing Tram Inquiry and the tram litigation work.
- 2) To delegate authority to the Chief Executive to take all decisions or actions in relation to the Council's involvement in the Edinburgh Tram Inquiry and the tram litigations provided that the financial consequences of such decisions or actions do not exceed £2.1 million in aggregate and subject to reporting of updates to Group Leaders' meetings and independent Councillors.

(Reference – report by the Chief Executive, submitted.).

Declaration of Interests

Councillor Miller declared a non-financial interest in the above item as a member of Transport for Edinburgh.

Appendix 1

(As referred to in Act of Council No 5 of 22 August 2019)

QUESTION NO 1

**By Councillor Jim Campbell for
answer by the Convener of the
Transport and Environment
Committee at a meeting of the
Council on 22 August 2019**

Question

On what date were either, or both, Transport for Edinburgh and Lothian Buses first informed in writing of the Councils intention to adopt a EURO VI standard for diesel power vehicles to enter the proposed LEZ for Edinburgh?

Answer

The emission standard applicable for Low Emission Zones will be set by the Scottish Government as part of the Transport Bill (which is currently being considered by the Scottish Parliament).

The Scottish Government Consultation on Low Emission Zones (published on 6 September 2017) included the proposal for the EURO VI standard and Lothian Buses responded to this.

Council officers are continuing to discuss Low Emission Zones, City Centre Transformation and the City Mobility Plan with Transport for Edinburgh and Lothian Buses.

QUESTION NO 2

**By Councillor Neil Ross for answer
by the Convener of the Housing,
Homelessness and Fair Work
Committee at a meeting of the
Council on 22 August 2019**

Question (1) Is the Convener aware of instances reported in the national press of Council tenants abusing their tenancy agreements by sub-letting on a short-term basis?

Answer (1) Yes.

There has been a recent article about Lochalsh and Skye Housing Association writing to tenants to remind them of the obligations of their tenancy agreement, and that by operating a business from their home they are at risk of violating that agreement by renting out their entire home or a single room to visitors.

It has also been reported that a Council tenant in England has been ordered to pay £100,000 after being taken to Court by Westminster Council for illegally subletting a social housing flat through Airbnb with over 300 reviews dating back to 2013.

Question (2) What action has the Council taken to identify any short-term letting of Council tenancies?

Answer (2) Housing Officers have a patch of around 200 tenancies. When a tenant signs up for a tenancy they sign a Scottish Secure Tenancy Agreement which sets out the respective rights and responsibilities of the Council and tenants.

Secure tenants in Scotland have the right to sub-let all or part of their homes if they seek their landlords' permission first. Landlords cannot unreasonably withhold their permission. These and other responsibilities and rights of landlord and tenant are explained when a tenant initially signs the tenancy. Tenants are reminded again of the obligations contained in the agreement during a follow up visit.

Patch officers are in regular contact with their tenants and if they find out about an unauthorised sublet they will investigate it fully, gather evidence, contact the tenant and explain the correct procedure for requesting permission to sublet. Staff would also notify the Fraud Investigation Team if the tenant is claiming benefits and any arrangement they have may impact on their entitlement.

If required the case would be taken to court, however in most cases the sublet will be resolved before formal action is required.

Processes are in place to ensure that the multi-disciplinary team looking at short term lets follow up and identify if a property is Council owned.

Question (3) How many instances of short-term letting of Council tenancies have been found in the past twelve months on a per ward basis?

Answer (3) Officers have identified two cases of holiday lets (short term lets) and these cases have been resolved. One of these cases was in City Centre and the other in Portobello/Craigmillar.

A review of the planning enforcement cases investigated by the multi-disciplinary team in last 12 months involved no council tenancies.

The Council lets 20,000 homes and there are over 12,000 short term lets in the city.

Question (4) What action has the Council taken to deal with instances of sub-letting and does this include the issuing of fines and evictions?

Answer (4) See question 3.

Question (5) What is the Council's policy to allow Council tenants to sub-let a spare room?

Answer

- (5) Tenants are entitled to request permission to sub-let part of their home (take in a lodger). Permission would normally be given for requests for a period of up to six months provided there are no reasonable grounds for refusal such as legal action is being taken to repossess the tenancy or the proposed arrangement would lead to overcrowding. This approach recognises that for some tenants taking in a lodger may help with the costs of running a home.

QUESTION NO 3

By Councillor Lang for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 22 August 2019

Question (1) How many bookings were made for the uplift of bulky waste items in each of the last five years?

Answer

(1)

Year	Uplifts
2015	12,348
2016	9,259
2017	18,147
2018	20,275
2019 (to 14 Aug)	10,382

When comparing year-to-date (1 Jan to 14 Aug), the figures are:

Year	Uplifts (to 14 Aug)
2015	7,981
2016	6,107
2017	11,551
2018	12,722
2019	10,382

Question (2) How many bookings have been made for the uplift of bulky waste items in each month since the start of 2019?

Answer

(2)

Month	Uplifts
January	1,645
February	1,492
March	1,345
April	1,467
May	1,434
June	1,158
July	1,299
August (up to 14 th)	542

Question (3) What performance target exists in terms of the time period between bookings and assigned collection dates?

Answer (3) There are no performance targets in place in terms of the time period between booking an uplift and the collection dates. I have asked Officers to develop performance targets and to implement a plan to improve performance.

Question (4) For bookings made so far this year, what percentage have had bulky items collected a) within two weeks b) within four weeks c) within six weeks d) within eight weeks and e) after more than eight weeks?

Answer (4)

Waiting Period	Uplifts	% of total
Within two weeks	1,093	10.6%
Two to four weeks	3,576	34.5%
Four to six weeks	4,150	40.1%
Six to eight weeks	1,479	14.3%
Over eight weeks	54	0.5%

Whilst customers are offered the first available slot they can also request a specific day later in the month/year (for example, to align with the delivery date of new furniture); this would increase the wait time for these specific jobs however it is not possible to report these separately.

Supplementary Question

I thank the Convener for the very helpful answers that have been provided. It has confirmed my concern that we do have significant numbers of residents who are waiting a long time to have their bulky waste taken away. My follow up's a really simple one, she has agreed I think very helpfully to encourage specific performance targets, can I ask her just to ensure that through the appropriate mechanism, whether that's a Members briefing, the Business Bulletin for Transport and Environment Committee or wherever, that that outcome is reported in some way and is at least open to some sort of scrutiny, thank you.

**Supplementary
Answer**

Thank you Councillor Lang for the supplementary. Lord Provost, it's important to note not only, those performance targets will be reported in some form or another, I can happily commit to that, but I think what's important though is that the problem had already been recognised and indeed some quite swift action has been taking place in recent weeks and in fact we have already seen the figures dropped dramatically in terms of waiting times. There are two reasons for this, systems issues and a capacity to meet demand, and there have been movements made around both of those sets of issues which I'd be happy to share in detail with Councillor Lang or anybody else who wishes to understand them, thank you.

QUESTION NO 4

**By Councillor Lang for answer by the
Convener of the Transport and
Environment Committee at a meeting
of the Council on 22 August 2019**

At the February 2019 meeting of the Council and in response to question 5.12, the Convener provided a timetable for actions to address parking issues in Newbridge. This included the preparation of an outline design of possible restrictions and the commencement of a TRO process in March 2019 and to advertise a draft TRO in May 2019.

Question (1) Has an outline design been prepared yet?

Answer (1) Yes, an outline design has been prepared.

Question (2) When does she now expect a draft TRO to be advertised?

Answer (2) The required consultation with statutory bodies has already taken place for the proposed changes in Newbridge and the TRO is planned to be advertised in September 2019.

QUESTION NO 5

**By Councillor Johnston for answer
by the Convener of the Transport and
Environment Committee at a meeting
of the Council on 22 August 2019**

Question (1) What progress has been made with Graffiti tagging database?

Answer (1) Officers have been investigating the potential use of the existing Confirm system as a tagging database. Using this system will allow officers from multiple teams to report graffiti and tags in a single system. Discussions will take place with ICT colleagues to determine feasibility. Alongside this, officers are arranging to meet Police Scotland to ensure that there are opportunities for information sharing and/or access.

Question (2) How many 'tags' are in the database and how many have been linked to the individuals' response?

Answer (2) There is not yet a database in place.

Question (3) How many enforcement notices has the council issued to the owners of private properties who have failed to tackle graffiti?

Answer (3) None to date.

A new role of Network and Enforcement Manager is being recruited to at this moment to take the lead on a number of services, including the new Street Enforcement service (a final structure for which is being finalised). As part of this service, it is anticipated that Graffiti Removal Notices (under the Anti Social Behaviour etc (Scotland) Act 2004) will be within the remit of the new Street Enforcement service, and that the number of notices served will increase.

Prior to this, letters are being sent to the relevant statutory undertakers (utility companies) to notify them of our intention to commence the serving of these notices and ask them to commence more proactive and voluntary removal of graffiti from their property in the first instance.

**Supplementary
Question**

Lord Provost I thank the Convener for her answer. I appreciate with any new project or initiative it takes some time to get going and see results but a number of my constituents are concerned about the pace or the lack of pace at the moment. I wonder if she could reaffirm her commitment to tackle this issue and what action can she take to speed up this process and see some positive results?

**Supplementary
Answer**

Thank you Councillor for the supplementary. Yes I do agree with you, there is always a need for speed attached this but this also needs to make sure that we put in place, we implement the systems correctly for the greatest possibility of success in that implementation. As you know there's been quite a lot in terms of internal meetings attached to that. In addition, meetings with local community police officers have already taken place and will no doubt continue around some of the issues emerging from this and discussions are planned with CGI to help us move forward on the confirmed database issue. One thing which is worth highlighting, I notice in the written answer, but if you indulge me while I highlight it is that we do have a new network enforcement manager being put in place and that will allow us to be much more proactive particularly in the issue of issuing notices to statutory undertakers, utility companies in other words, to help to concentrate their minds on the need to take action around this particular issue, thank you.

QUESTION NO 6

By Councillor Douglas for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 22 August 2019

Question (1) When are the Council expecting to develop and publish a surface water management plan?

Answer (1) The Council are expecting to deliver surface water management plans in line with the Local Flood Risk Management Plan by 2021.

Question (2) What assistance are they planning to provide in the meantime to residents who now find their properties are at an increased risk of flooding?

Answer (2) The Council will continue to provide an emergency response and provide advice in relation to flood risk and measures that they may be able to implement themselves.

Information on protective measures is available on the Scottish Flood Forum website
<https://scottishfloodforum.org/resources/preparing-for-flooding/>

Supplementary Question Thank you and I thank the Convener for the answer. I was wondering if the Convener would consider diverting more resources towards the flood team and those developing the Local Flood Risk Management Plan to see it brought forward in terms when it was delivered and to also ensure that there were proper resources available if we continue to see an increase in flooding incidents in the city.

**Supplementary
Answer**

Thank you for the supplementary Councillor Douglas. The question of resources is something I'd want to look at through the budgeting process, it's clearly a big decision to make and I would not want to make it on the hoof.

However, we have clearly heard this morning that we are likely to face yet more of this extreme weather. Let me put it in context for you, the systems that we have in this city to deal with extreme rain events are built to deal with events that come once every 30 years or so in terms of magnitude, the experience that we've had over this summer include one or two events that were of a magnitude of one in 250 years' worth of rain falling in very short periods of time. I would challenge any city with that disparity between the way in which our systems are built and the experience that we're having in terms of whether to cope with that. That said, of course we have to work out how we respond to that, how we build resilience into that system. We actually had some very positive response to the recent events, we were able to move quite quickly and again I have a lot of detail attached to that which I won't bore the Chamber with at this point but needless to see I am very proud of the team's work that they undertook under some of these issues, I recognise clearly the issues that many local communities had around flooding and indeed many individuals had in terms of the houses or the premises being flooded. We need to look forward and it's something I'm doing certainly within my remit as to how we can help to prevent some of those occurrences, again when we continue to face climate change implications, thank you.

QUESTION NO 7

By Councillor Laidlaw for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 22 August 2019

Question

Can the Convener:

1. Update Council on the progress that has been made on the sponsorship of roundabouts which seems to have made little progress in the past year?
2. Inform Council if any special considerations are preventing the City of Edinburgh from mirroring successful sponsorship schemes active in the other Lothian local authorities and Fife?

Answer

1. A procurement exercise was undertaken late in 2018, with a preferred partner being selected to work with the Council on the delivery of a number of roundabout and verge advertising sites.

There have been ongoing negotiations with the preferred bidder for several months with the aim of signing the contract and progressing with site improvements and sponsorship opportunities.

Unfortunately it has not been possible to agree the contract and officers are now working on alternative options. The options being considered are:

- a. Engaging the second highest bidder from the procurement exercise to discuss the potential to work with them
- b. Re-opening the procurement process and advertising the contract again

Delivering the roundabout and verge sponsorship through the use of in-house maintenance and design resources, alongside the recruitment of a dedicated employee that would manage the commercial aspects of the initiative.

2. There are no special considerations that have been identified that would prevent this from being the case. The preferred partner has experience of working with several other Scottish local authorities and best practice from these other areas has been reflected in our own contract specification.

**Supplementary
Question**

Thank you Lord Provost, I thank the Convener for her answer but I am a little bit confused, so can I ask for some clarity. In section 1 it says that the Council could not come to an agreement with the preferred partner, but in Section 2 it said there was no reason why this process had taken so long because the preferred bidder had experienced working with Scottish local authorities across the board and our contract had been benchmarked against best practice. So can the Convener perhaps clarify to elected Members in the Chamber why it has taken so long to negotiate this contract and accepting that sometimes negotiations fail, why with three alternative options on the table and a very experienced senior Officer Team who have implemented at the same practice in other local authorities why it's taken over a year since this was first moved?

**Supplementary
Answer**

Thank you for the supplementary Councillor Laidlaw. As you can imagine some of that is of course subject to negotiation and I think it was possibly not entirely appropriate to discuss the exact details in here but if I can give you a flavour of what has occurred, clearly there are several elements to this contract that had to be negotiated and indeed up until last Friday I believe, or possibly the Friday before, but certainly one very recent Friday, the contract was all set to be signed then the preferred bidder then came forward with a change in what they wanted and that was one that we did not find acceptable. That perhaps gives you a hint as to why it's taken this long to reach this stage. As you can see there are ongoing considerations being made about alternative methods to move forward on this, it does not indicate a lack of concern or care about it, we just have to find the right route through. You're correct to say that we have capacity within the team to do just that and I'm asking officers to concentrate on it.

QUESTION NO 8

By Councillor Miller for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 22 August 2019

Question

Edinburgh is a signatory of the Charter of Brussels, which sets out practical and realistic targets to have a positive impact on cycling by 2020. Could the Convener please identify:

- a) which targets have been met, including Edinburgh's most recent measurements
- b) which targets have not yet been met, what actions/plans will ensure Edinburgh is successful by 2020, including our current scores

https://ecf.com/sites/ecf.com/files/Charter_of_Brussels.pdf

Answer

The Council signed the Charter of Brussels in 2009. It set very ambitious targets for local authorities to achieve by 2020:

- increase mode share to 15% by 2020;
- reducing the risk of a fatal accident by 50%;
- working on bicycle parking and bicycle theft policy;
- participating in projects to increase cycling to school and work;
- investing in measures to increase bicycle tourism; and
- co-operating with stakeholders including cycle user groups and others.

The Council's Active Travel Action Plan

(http://www.edinburgh.gov.uk/download/downloads/id/7316/active_travel_action_plan_2016_refresh.pdf) was developed partly to address the commitments of the Charter and

includes all of the actions that are being progressed to encourage walking and cycling in the city. It is intended that a new ATAP will be put in place during 2020.

Numbers of people cycling

	2010/11	Latest estimate
Cycling to work (Edinburgh residents)	4.8%	7.5% (2017)
All trips by bike (Edinburgh residents)	Approx. 2%	3% to 4% (2015)

The best available information suggests that between 2009-2011 and 2016-2018, the risk of a cyclist having a fatal or serious crash per km travelled in Edinburgh fell by over nearly 30%.

In respect of the other actions:

- 2,300 on-street bicycle parking racks have been installed, providing over 4,700 spaces;
- initiatives such as 'school streets' and works with schools to prepare, implement and monitor School Travel Plans have been progressed. Annual surveys suggest that the proportion of children cycling to school increased by around 25% from 2010 to 2019; and
- With support from the Smarter Choices Smarter Places programme, the Council has worked with 65 large employers over the past four years to encourage walking, cycling and public transport travel to work.

Transport and Environment Committee on 20 June approved a new active travel investment programme for the next five years which includes major investments in cycling infrastructure to support continuing improvements in these areas.

**Supplementary
Question**

Thank you Lord Provost and thank you very much to the Convener for her written answer. However I would like to ask a question to clarify her answer to Part B in my question if I may. The Brussels Charter was written 10 years ago and it was written in order to be realistic not ambitious as the Convener has stated in her answer and I'm glad obviously to hear that the active travel action plan will be updated next year and I'm looking forward to contributing to that process, but as her answer shows us, there are a number of the Brussels Charter targets which it does seem pretty unlikely that we're going to meet by 2020 unless we take additional actions this year unfortunately. So I wondered if she could clarify for me clearly which actions should we prioritise for the remainder of this year so that we do meet our targets has promised in 2020, and in particular to address the targets which I think probably have got the most importance or the most impact where we're perhaps not on track to meet, which I would say are modal shift, bike thefts and fatalities, although obviously I recognise the work that has been done, these are targets which are incredibly important for our city and it would be great to hear more information about how we should prioritise our actions to the remainder of this year to influence those targets.

**Supplementary
Answer**

Thank you very much Councillor Miller. I'd like to address first this question about whether or not we should consider the targets contained within the Charter of Brussels as ambitious or not. I can appreciate there are lots of different views attached to this but one of the practical aspects I had to take into consideration when preparing this answer is the fact that of course this Charter has something of a European flavour and I would suggest that some cities in Europe started from a better position than we were in. We had much lower levels of participation in biking for example, although we have seen substantial increases not enough, clearly not enough, but we have seen substantial increases in the time since signature. When you ask about priorities, is a very difficult one because as you know in order to create modal shift that are many leavers that we can press to encourage people to move away primarily from car use onto either public transport or in this case active travel options. I would hesitate at this point to provide you with a set of priorities because we have a number of teams working on a number of different areas all of which should coalesce

Effect. It's a multifaceted approach, I make no apologies for that because I think every one of those levers is required to try and encourage people to meet that the vital shift, I appreciate the encouragement to be more ambitious and to push harder because I think that is something that we all need to do and I think it's something it is incumbent on every single Councillor in this Chamber to consider both personal habits in terms of how they move around the city and also to encourage wherever possible, that those people who are able to shift to an active travel option, thank you.

QUESTION NO 9

**By Councillor Miller for answer by
the Convener of the Transport
Committee at a meeting of the
Council on 22 August 2019**

Question

Could the Convener of Transport & Environment please give the number of incidences of vehicles contravening the “Summertime streets” vehicle-free or restricted vehicle access streets in the Old Town.

Answer

This information was not specifically collected as part of this initial summertime streets implementation.

Camera survey equipment has been used at specific locations for short periods to monitor pedestrian numbers and behaviours both before and during the implementation of summertime streets.

Whilst the cameras can capture vehicle movements in certain locations, they are not able to detect whether the vehicle is committing an infringement.

**Supplementary
Question**

Thank you Lord Provost and thank you again to the Convener for her written answer. However I do have a supplementary again I'm afraid, so I'd like to ask the Convener whether in the city where she is undoubtedly as frustrated as I am about the way that some drivers disregard the Highway Code and display some pretty ingenious driving and parking, whether she anticipated in advance of summertime streets that drivers might drive the wrong way up one-way streets, that they might drive through no entry signs, that they might get out of their vehicles and remove barriers to drive onto streets that are actually close to traffic and that they might get into altercations even with officials who are trying to direct them correctly and whether she anticipated therefore the need to use additional personnel and additional technology to enforce all of the summertime streets that we have in place?

**Supplementary
Answer**

Thank you very much Councillor Miller for the supplementary. I do share frustration, I think car driver behaviour in this city and in other places causes us immense numbers of problems, whether it's congestion, whether or not it's personal safety for people who are either cycling or walking, all those aspects are a major hassle in the city. My inbox reflects that every day practically I get complaints coming in about certain parts of the city where people are displaying behaviour which is quite frankly unacceptable, it breaks the law, it certainly breaks social mores, it certainly puts people's individual behaviour and benefit above that of the public good and the wider benefit to society that we have here in Edinburgh. Did I anticipate it? Unfortunately I think anybody putting in place any scheme of this nature would have anticipated it, we've seen some pretty poor examples of it, however I also accept the fact that this was the first time that we put summertime streets in operation, we of course have to learn from it, we've tweaked one or two of the aspects of implementation as we've gone through the operation, hopefully to help to discourage some of that behaviour, we will be having a review on it to try and understand better what other, to use that phrase again, levers we can press when we implement this again. It's been a major learning exercise for us and I think that's something that as a Council we recognised going into it. Let's not forget the prime purpose of the summertime streets operation which is to protect pedestrian safety. We were all aware of the issues that emerged through the managing our Festival City report that looked at the conflict between, particularly vehicular traffic and pedestrians, but also the other areas of conflict around a busy city centre during this month.

**Comments by
the Lord
Provost**

Can I just remind elected members that supplementary questions are for clarification of the answer which has been given in the written form and not to expand on the topic matter, however interesting that may be.

QUESTION NO 10

**By Councillor Young for answer by
the Convener of the Transport
Committee at a meeting of the
Council on 22 August 2019**

Question

Can the Convener guarantee that bookings will no longer be taken for cruise liner visits at Hawes Pier in Queensferry for future periods covering the Ferry Fair?

Answer

The Council no longer accepts cruise liner bookings for the Ferry Fair weekend. It is considered that during the Monday to Thursday of the Ferry Fair week, bookings can be accepted as the additional traffic can be managed by the one-way traffic system.

**Supplementary
Question**

Thank you very much Convener for the answer and I really appreciate the reassurance that we are protecting a Ferry Fair weekend. Could I just ask that we leave open the option to revisit the Monday to Thursday days should new operational issues come into effect?

**Supplementary
Answer**

Happy to confirm that, thank you.

QUESTION NO 11

By Councillor Young for answer by the Convener of the Transport Committee at a meeting of the Council on 22 August 2019

Kirkliston Traffic Study Report

The above traffic study was committed to in May 2017 and carried out in June 2018. Unfortunately a final public report on the findings and proposed action plan has still to be published.

- Question** (1) When will the report on the results of the traffic study at the Kirkliston cross-roads and other parts of West Edinburgh be made public?
- Answer** (1) The draft Traffic Study report was circulated to the Stakeholder Group and Councillors on 4 April 2019. A follow up meeting is planned for early September and the final report will be published four weeks after this meeting.
- Question** (2) What progress has been made in developing options to alleviate the congestion issues at the Kirkliston cross-roads since ward councillors and the representatives of the community council were briefed in December 2018?
- Answer** (2) This has been incorporated in the traffic study undertaken. There are two specific options for Kirkliston which have been included in the study report and will be discussed at the upcoming Stakeholder and Councillor meeting.
- Question** (3) What timetable exists to progress actions in light of the traffic study results?
- Answer** (3) Following agreement of the interventions and actions arising from the traffic study an implementation plan will be developed. This will take account of any infrastructure improvements and investment required.

**Supplementary
Question**

Again thank you very much to the Convener for helping to ensure that this is now starting to move forward. It does mention in your response that a meeting is planned for early September, I'm kind of mindful that that starts in about a week and as of yet local members have not been engaged in looking at possible dates for that to take place, could I ask you just to help ensure that that moves itself along so there's no further delays?

**Supplementary
Answer**

Thank you for the supplementary Councillor Young, I will make a phone call this afternoon.

QUESTION NO 12

By Councillor Young for answer by the Convener of the Finance and Resources Committee at a meeting of the Council on 22 August 2019

Reminder Demand and Final Notice Letters for Council Tax

As these are some of the most frequent 'standard letters' issued by the Council, please provide information on the review process - specifically:

- Question** (1) How often is the wording (factual info, tone of voice and terminology) reviewed and at what seniority level?
- Answer** (1) The recovery templates are reviewed annually as part of the Council Tax annual billing project. The documents are reviewed at an operational level and approved by the senior manager responsible for the Council Tax service. As part of the most recent review the bill template was simplified and assessed for 'Plain English' content. The correspondence is, however, required to include reference to specific legislation.
- Question** (2) When was the last time the letters were reviewed?
- Answer** (2) The documents were last reviewed in December 2018.
- Question** (3) When was the last time any 'customer research' was carried out to get feedback on the letter wording? What was that feedback?
- Answer** (3) While there has been no direct customer research activity, a root cause analysis is undertaken quarterly of all our customer complaints. This analysis supports any further changes to the bill template. This process will be further enhanced by the deployment of new software by the end of 2019, that will simplify the process for amending letter templates.
- Question** (4) Have the letters been reviewed by any debt advice agencies or equalities organisations to advise on issues such as plain English, accessibility for those with support needs, and tone of voice impact on vulnerable adults?

Answer (4) There has been no direct engagement with agencies in relation to the wording on the recovery documents. This will be built into our 2020 Annual Billing programme and complements our ongoing project to support vulnerable customers.

Question (5) How many complaints have been received about the wording used in the council tax letters in the last year (either 2018 calendar year or the most recent 12 months)?

Answer (5) The total complaints received for Council Tax and Non Domestic Rates for 2018/19 was 1190. The complaints received regarding the council tax recovery letter wording equate to 0.33% of the total complaints received (4 complaints).

Supplementary Question Thank you very much and thank you to the Convener for the answer. You do mention there that the software that will make the amending of templates easier is shortly to come. Could I just ask that when that does happen they becomes easier to make those adjustments, that we do seek the views from debt agencies and from Councillors on any formal or informal anecdotal feedback on perhaps what sometimes is described as quite aggressive wording that we have had historically in our letters so that we can try and avoid perhaps anxiety that can be created among some of our vulnerable groups just in the way that we've chosen with some of the wording, thank you.

Supplementary Answer I thank Councillor Young for the supplementary. As you can see from the answer to the final question there are very few complaints that relate to the wording on council tax demands or indeed for non-domestic rates, nevertheless the Council's obviously cognisant of potential problems that vulnerable people may have and I am quite happy to raise that point with the relevant officers in terms of wider consultation on the issues that you've raised.

QUESTION NO 13

**By Councillor Osler for answer by
the Convener of the Transport and
Environment Committee at a meeting
of the Council on 22 August 2019**

Flood Guidance

The Council website provides flood guidance on getting sandbags ready and lists premises where these can be collected.

Question (1) How often is this list reviewed and updated?

Answer (1) The list is reviewed and updated when properties are changing or request to be removed. The premises where sandbags are stored are routinely inspected every three months, and during periods of heavy rain. Stocks are replenished where required, most recently replenished on 9 August.

Question (2) When was the last time it was reviewed and updated?

Answer

(2) The list has been reviewed following the recent severe weather and was updated to remove Powderhall Depot and to add Sighthill Fire Station. There are now 7 fire stations across the city that have a limited amount of sandbags available.

c. Tollcross Fire Station - 6 West Tollcross EH3 9QN

d. Crewe Toll Fire Station - 223 Telford Road EH4 2PW

e. Liberton Fire Station - 19 Kirk Brae EH16 6TS

f. Newcraighall Fire Station - 90 Newcraighall Road EH21 8QS

g. Marionville Fire Station - 51 Marionville Drive EH7 6BH

h. South Queensferry Fire Station - Ferryburn, Rosebery Avenue EH30 9QS

Sighthill Fire Station – 376 Calder Road EH11 4AT.

Supplementary Question

Thank you very much for Lord Provost and thank you again Convener for your answers. I apologise for making you have to answer yet another question but I do have a tiny small point of clarification I would like to ask. If the premises listed as storing sandbags on the Council website are routinely inspected every three months, I just wondered how it is possible that Powderhall Depot has only just been removed when my understanding is it's been closed for considerably longer than a few months?

Supplementary Answer

Thank you very much for the supplementary. I suspect the answer lies in a mismatch between action and what appears on the website. Clearly if that is still an issue, I haven't checked the website myself, has it come off? Thank you very much for the confirmation but I think that's the reason.

QUESTION NO 14

By Councillor Osler for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 22 August 2019

1 Road Works in Restalrig Area

At the beginning of the month residents in the Restalrig area reported works happening with in one case no notice being given to residents and in another case less than 24 hours notice with the result that residents with disabilities were unable to make arrangements to maintain access to their home and all residents were faced with the threat of having their cars towed to make way for those works.

Question (1) What is considered an acceptable notice period for residents with regard to road works in their area?

Answer (1) Any applicant for a Temporary Traffic Regulation Order (TTRO) should print the notice and display on site at least three days prior to the works commencing. No waiting cones and corex signs highlighting the restrictions are expected to be placed on site a minimum of 24 hours prior to the works starting.

However, for planned works, the Council would like the contractor to give residents as much notice as possible.

Question (2) Was this notice period adhered to at Restalrig this month?

Answer (2) The Contractor has advised that they followed this procedure.

Question (3) If not, why was the notice period so poor or even non-existent?

Answer (3) The Contractor has advised that this was not the case.

Supplementary Question I do have a supplementary question here. It concerns me that we seem to have two contradictory accounts - residents are saying they weren't notified of roadworks in Restalrig within 24 hours and the contractors say they were. Now it's likely my personal bias, I'm more inclined to believe residents but is the Convener investigating which of these conflicting accounts is actually true?.

**Supplementary
Answer**

Thank you very much Councillor Staniforth. I also was concerned about that mismatch of accounts and supposed reasons as to what had actually happened. I do understand that with one or two of the issues that were made more public around the removal of cars for example during the road resurfacing works and so on that that was actually down to the contractors and it was not an action on the part of the Council. I am still continuing to talk to officers to find out exactly when letters to residents went out, I have been informed that they went out sometime in July, but I am not exactly sure when. If that was the case, that would have given sufficient notice, and it may be that one or two residents have simply missed those letters, but I am still trying to get to the bottom of it.