

The City of Edinburgh Council

10.05am, Thursday, 27 June 2024

Traffic Regulation Orders (TROs) Sub-Committee – Terms of Reference and Delegated Functions

Executive
All Wards

1. Recommendations

- 1.1 Approve the Terms of Reference for the Traffic Regulation Orders (TROs) Sub-Committee, as detailed at Appendix 1 to this report, to be implemented 28 June 2024.
- 1.2 Agree that the responsibility for considering Traffic Regulation Orders (TROs) be removed from the Terms of Reference and Delegated Functions for the Licensing Sub-Committee, effective from 28 June 2024.
- 1.3 Note that the Traffic Regulation Orders (TROs) Sub-Committee will be categorised as quasi-judicial.
- 1.4 Invite nominations by political groups for membership of this sub-committee in line with the available positions as detailed in the proposed Terms of Reference.
- 1.5 Agree that delegated authority be provided to the Executive Director of Corporate Services to make necessary consequential adjustments to the Terms of Reference and Delegated Functions in order to create the Traffic Regulation Orders (TROs) Sub-Committee.

Dr Deborah Smart

Executive Director of Corporate Services

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2. Executive Summary

- 2.1 The purpose of this report is to seek approval for the formal establishment of the Traffic Regulation Orders (TROs) Sub-Committee which had been agreed in principle by the Council at its meeting held on 9 May 2024.

3. Background

- 3.1 At its meeting held on 9 May 2024, the Council considered a report entitled “Decision Making Framework 2024” and agreed that a new quasi-judicial sub-committee of the Transport and Environment Committee be created with the purpose to consider applications for Traffic Regulation Orders (TROs). This function had previously been undertaken by the Licensing Sub-Committee.
- 3.2 Although the Council has agreed that a Traffic Regulation Orders (TROs) Sub-Committee be established, it further agreed that “a revised Committee Terms of Reference and Delegated Functions would be reported to the June Council meeting.”

4. Main report

- 4.1 Attached as an appendix to this report are the proposed Terms of Reference and Delegated Functions for the Traffic Regulation Orders (TROs) Sub-Committee, including the proposed membership.
- 4.2 Council is invited to nominate elected members to fill the positions on this Sub-Committee.
- 4.3 Due to the legal aspect of the responsibilities of the sub-committee, it will be categorised as quasi-judicial.

5. Next Steps

- 5.1 Consideration of, and decisions pertaining to, Traffic Regulation Orders will, if this report is approved, be taken by the Traffic Regulation Orders (TROs) Sub-Committee rather than the Licensing Sub-Committee.

6. Financial impact

- 6.1 There is no financial impact arising from the contents of this report.

7. Equality and Poverty Impact

- 7.1 There are no equality and poverty impacts arising from the contents of this report.

8. Climate and Nature Emergency Implications

- 8.1 There are no climate and nature emergency implications arising from the contents of this report.

9. Risk, policy, compliance, governance and community impact

- 9.1 The Council requires to have formal Terms of Reference and Delegated Functions in place for each of its committees and sub-committees. This report, if approved, fulfils that requirement.

10. Background reading/external references

- 10.1 Report to Council – 9 May 2024 – Decision Making Framework 2024 [Item 7.2 - Decision Making Framework 2024.pdf \(edinburgh.gov.uk\)](#)

11. Appendices

- 11.1 Appendix 1 – Proposed Terms of Reference and Delegated Functions for the Traffic Regulation Orders (TROs) Sub-Committee

Traffic Regulation Orders (TROs) Sub-Committee (Parent: Transport and Environment Committee)

Constitution: 9 members of the Council as follows:

3 SNP
2 Labour
2 Scottish Liberal Democrat
1 Green
1 Conservative

Convener

The Convener of the Traffic Regulation Orders (TROs) Sub-Committee will be a member of the City of Edinburgh Council.

Quorum

Three members of the Traffic Regulation Orders (TROs) Sub-Committee will constitute a quorum.

Substitutes

Substitutes are permitted from members of the Council.

Delegated Functions:

Power is delegated to the Traffic Regulation Orders (TROs) Sub-Committee to:

Exercise the statutory element of Traffic Regulation Orders.