

# Minutes

## The City of Edinburgh Council

Edinburgh, Thursday, 31 January 2013

**Present:-**

### **LORD PROVOST**

**The Right Honourable Donald Wilson**

### **COUNCILLORS**

Elaine Aitken  
Robert C Aldridge  
Norma Austin Hart  
Nigel Bagshaw  
Jeremy R Balfour  
Gavin Barrie  
Angela Blacklock  
Chas Booth  
Mike Bridgman  
Deidre Brock  
Tom Buchanan  
Steve Burgess  
Andrew Burns  
Ronald Cairns  
Steve Cardownie  
Maggie Chapman  
Maureen M Child  
Bill Cook  
Nick Cook  
Gavin Corbett  
Cammy Day  
Denis C Dixon  
Karen Doran  
Paul G Edie  
Catherine Fullerton  
Nick Gardner  
Paul Godzik  
Bill Henderson

Ricky Henderson  
Dominic R C Heslop  
Lesley Hinds  
Sandy Howat  
Allan G Jackson  
Karen Keil  
David Key  
Richard Lewis  
Alex Lunn  
Melanie Main  
Mark McInnes  
Adam McVey  
Eric Milligan  
Joanna Mowat  
Gordon J Munro  
Jim Orr  
Lindsay Paterson  
Ian Perry  
Alasdair Rankin  
Vicki Redpath  
Cameron Rose  
Frank Ross  
Jason G Rust  
Alastair Shields  
Stefan Tymkewycz  
David Walker  
Iain Whyte  
Norman Work

## 1. Deputations

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### (a) Splashback (Item 6)

The deputation indicated that over the past 4 months they had worked with officials from the Council to develop a shared plan and terms of reference setting out their objectives for their revised bid for the proposed re-opening of Leith Waterworld. They believed that the bid they had now submitted had achieved the objectives and scope set out at the start of the process.

The deputation asked the Council to consider their bid in terms of commercial viability as well as the opportunities and social benefits for the local community. They asked the Council for agreement in principle to move forward with the plan to re-open the pool, in particular to seek to enter into a development phase; establish a governing body; appoint a development manager; validate the assumptions in the plan and appoint operating and maintenance contracts.

They invited the Council to move towards working together in full co-operation, in partnership with them towards a shared objective of re-opening the pool.

### (b) Friends of the Meadows and Bruntsfield Links (Item 2)

The deputation indicated that many people were unaware of the issues raised by allowing barbeques on the Meadows and surrounding area. Although barbeques were permitted and promoted by the provision of stone slabbed areas within the Meadows, in many instances these were ignored. This had resulted in burn clusters, litter problems, damage and destruction and smoke pollution. The deputation raised concerns that this was an historic area to be used for recreation and enjoyment and should be preserved for future use.

The deputation stressed that Edinburgh was the only Council in Scotland to allow barbeques and alcohol consumption in such a public area and indicated that there needed to be better signage; more toilet facilities and better policing of the area. They felt that the problem of anti-social behaviour in the area had increased and asked the Council to provide appropriate staffing allocations to ensure adequate enforcement.

## 2. Management Rules for Public Parks and Greenspace 2013-2023

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Details were provided about the public notification process of the draft management rules for public parks and greenspaces which had now been carried out and approval sought for the new rules to take effect from February 2013, when the existing rules expired.

## **Decision**

- 1) To agree the new Management Rules, to be stamped with the Council Seal and signed by the Director of Services for Communities.
- 2) To agree to a further report being submitted to the Transport and Environment Committee on the issues raised by the deputation.
- 3) To ask that progress on the initiative as described in para 2.6 of the report by the Director of Services for Communities be referred to the relevant Neighbourhood Partnership.

(References – Act of Council No 7 of 25 October 2012; report by the Director of Services for Communities, submitted.)

## **3. Minutes**

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### **Decision**

- 1) To approve the minute of the Special Meeting of the Council of 13 December 2012 as a correct record.
- 2) To approve the minute of the Council of 13 December 2012 as a correct record.

## **4. Questions**

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

## **5. Leader's Report**

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

- The increase in people's confidence in the way the Council was managing its business as shown in the People's Survey and to offer his thanks to members of staff, contractors and partners in the voluntary and private sector.
- The issuing of the draft Capital Coalition budget.

The following questions/comments were made:

- |                      |                                                                                                                                                                                              |
|----------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Councillor Rose      | <ul style="list-style-type: none"><li>- Trams Progress</li><li>- Budget Process – Implementation of the Living Wage</li><li>- Increase in the number of Council Committee meetings</li></ul> |
| Councillor Blacklock | <ul style="list-style-type: none"><li>- Pay Day Loan Companies</li></ul>                                                                                                                     |
| Councillor Redpath   | <ul style="list-style-type: none"><li>- The work of Youth Groups in the theatres in raising awareness of issues such as the environment and endangered wild species</li></ul>                |
| Councillor Edie      | <ul style="list-style-type: none"><li>- Increase in the number of Committee meetings</li><li>- Drumbrae Library Hub First Anniversary of Opening</li></ul>                                   |
| Councillor Tymkewycz | <ul style="list-style-type: none"><li>- New Portobello High School</li></ul>                                                                                                                 |
| Councillor Cardownie | <ul style="list-style-type: none"><li>- Staff Petition in regard to ‘whistle blowing’ and alleged culture of fear within the Council</li></ul>                                               |
| Councillor Aldridge  | <ul style="list-style-type: none"><li>- Budget Consultation Process – Level of responses</li></ul>                                                                                           |
| Councillor Mowat     | <ul style="list-style-type: none"><li>- Whistleblowing and disciplinary action</li><li>- Mortonhall - Hotline for staff involved</li></ul>                                                   |
| Councillor Burgess   | <ul style="list-style-type: none"><li>- Public engagement within the democratic process</li><li>- Budget Consultation Process – Information on Council spending</li></ul>                    |
| Councillor Brock     | <ul style="list-style-type: none"><li>- Recruitment of additional 12 Environmental Wardens</li></ul>                                                                                         |
| Councillor Bridgman  | Venchie Children’s Project, Craigmillar area                                                                                                                                                 |

## **6. Disposal of Leith Waterworld**

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Following the outcome of the marketing of the long leasehold interest in Leith Waterworld, the Council had rejected the bid received from Splashback and agreed

that further marketing of the property should take place from February 2013. The Council had directed that during the intervening 4 month period, further support be given to the Splashback Community Bid, in an effort to submit an offer that was commercially acceptable and demonstrated best value.

Details were provided of the final bid by Splashback, which had been submitted on 22 January 2013. The report recommended that the Council should reject the final revised bid from Splashback and approve the remarketing of the property.

### **Motion**

To reject the final revised bid from Splashback and approve the re-marketing of the property.

- moved by Councillor Paterson, seconded by Councillor Balfour

### **Amendment**

- 1) To note the report on the disposal of Leith Waterworld and the revised business case submitted by Splashback.
- 2) To reject the recommendations outlined in the report and instead:
  - a) To agree to support the feasibility phase for the re-opening of Leith Waterworld.
  - b) To agree that, should the Leith Waterworld Community Bid feasibility phase establish that Leith Waterworld can be operated within the parameters of a finalised and agreed business plan, then the transfer and granting of an operating subsidy be allowed to proceed.
  - c) To agree to provide £350,000 over a three year period, to re-open Leith Waterworld as outlined in Option 2 of the Leith Waterworld Community Bid.
  - d) To agree to release up to a maximum of £125,000 in year one from Corporate funds, to help facilitate this process. This would comprise £100,000 for the feasibility stage with the balance of year one funding and the funding for future years dependent on the community bid securing the necessary capital to invest in the facility.
  - e) To require that, as part of the feasibility phase, the Leith Waterworld Community Bid produce a business plan to be assessed by an independent third party, agreed by the Director of Corporate Governance in consultation with the Convener of Culture and Sport.

- f) To agree that a Councillor/Officer Working-Group be set up to support the community in developing the finalised business plan, which included the City of Edinburgh Council safeguards, to be agreed with the Director of Corporate Governance in consultation with the Convener of Culture and Sport, reporting to the Culture and Sport Policy Development and Review Sub-Committee.
- g) To note that the working group would consider the management options for the facility including the possibility of setting up a Co-operative venture.
- h) To call for a final report at the end of the feasibility phase by no later than the end of 2013.
- i) To agree to re-market the property, to run concurrently with the feasibility phase.

- moved by Councillor Lewis, seconded by Councillor Austin-Hart

### **Voting**

The voting was as follows:

For the Motion - 11 votes  
For the Amendment - 46 votes

### **Decision**

To approve the amendment by Councillor Lewis.

(References – Act of Council No 1 of 20 September 2013; report by the Director of Corporate Governance, submitted.)

### **Declaration of Interests**

Councillors Austin Hart, Balfour, Booth and Lewis declared a non-financial interest in the above item as Directors of Edinburgh Leisure.

## **7. Convention of Scottish Local Authorities (COSLA) – Nomination to Executive Group**

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The Council was invited to appoint a member to COSLA's Regeneration and Sustainable Development Executive Group following Councillor Ross's resignation from that Group.

## **Decision**

To nominate Councillor McVey to COSLA's Regeneration and Sustainable Development Executive Group.

(Reference – report by the Director of Corporate Governance, submitted.)

## **8. Appointment of Teacher and Parent Representatives to the Education, Children and Families Committee**

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The Council was invited to consider the appointment of a teacher and parent representative on the Education, Children and Families Committee.

### **Decision**

- 1) To confirm the appointment of the following persons to the Education, Children and Families Committee:

John Swinburne (Teacher Representative)

Lindsay Law (Parent Representative)

- 2) To note that the appointments were conditional upon confirmation that the appointees would comply with the Councillors' Code of Conduct and on membership of the Protection of Vulnerable Groups (PVG) Scheme.

(Reference – report by the Director of Corporate Governance, submitted.)

## **9. Appointment of Parent Representatives to the Placing in Schools Appeal Committee**

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Details were provided on the appointment of parent representatives to the Placing in Schools Committee.

### **Decision**

- 1) To confirm the existing Panel 2 membership as detailed in Appendix 1 to the report by the Director of Corporate Governance.
- 2) To nominate Christine MacGillivray, Sarah Ross and Olivia Ramage to serve on Panel 2 of the Placing in Schools Appeal Committee.
- 3) To re-appoint Dr Karen Traill to serve on Panel 2 of the Placing in Schools Appeal Committee.

(Reference – report by the Director of Corporate Governance, submitted.)

## 10. Edinburgh Tram – Operating Agreement

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An update was provided on negotiations which had been taking place in relation to future passenger running operations for the Edinburgh Trams. Details of the draft heads of terms and the commercial principles for the development of the long term agreement between the Council and the operator were provided together with the key risks of the proposed arrangements.

### Decision

- 1) To instruct the Chief Executive to continue to negotiate the detailed terms of the documentation with Lothian Buses and Edinburgh Airport Ltd.
- 2) To approve the proposed name of Topco as “Lothian Transport Limited”.
- 3) To agree to the proposals in the report by the Chief Executive regarding Topco as an interim measure pending a report in June 2013 setting out a permanent future structure. This report should take legal and governance issues into account in considering Councillors’ membership of Busco and Tramco.

(References – Act of Council No 6 of 25 October 2012; report by the Chief Executive, submitted.)

## 11. Corporate and Transactional Services Improvement Programme Update

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The Corporate and Transactional Services Division had been established following the Alternative Business Models External Programme and the organisational review of the Corporate Governance Directorate.

An update was provided on the progress in developing the vision set out within the public sector comparator together with details of a programme of improvements in the services to be implemented.

### Motion

To note the report by the Director of Corporate Governance and subject to confirmation that the required funding was available following the budget meeting on 7 February; that the quarterly reporting arrangements were strictly adhered to and that an additional report was submitted to the next meeting of the Finance and Budget Committee to allow early and detailed scrutiny of the proposals by elected members:

- a) To note what has changed since the Council decision in January 2012.

- b) To approve descope the Procurement Transformation Programme from the C&TS Programme and to run the two projects separately, albeit both within the Operational Excellence part of the Edinburgh Transformation change plan.
- c) To note what was presently comprised within C&TS.
- d) To note the key reasons for the Programme.
- e) To approve the Vision.
- f) To approve the proposed plan of improvements in the Programme.
- g) To approve the business case for the Programme, including general timescales and budget.
- h) To note the assurance review carried out by the Corporate Programme Office.
- i) To note the financial comparison between ABM, the PSC and the Programme.
- j) To approve the reporting regime to Committee.
- k) To note the main risks to the Programme.

- moved by Councillor Rankin, seconded by Councillor Bill Cook

### **Amendment**

- 1) To note with concern that, despite over two years work on the ABM process, it has taken a year to report partial business case information for C&TS to the Council and that reporting in the interim has been sporadic.
- 2) To consider that the lack of detail on the following matters requires further scrutiny and clarification:
  - The full implications for headcount from the processing of transactions through cheaper, automated channels is a major omission from the information available.
  - The lack of clarity as to how the marketing of new contact methods will be taken forward and whether any campaign can use existing Council resources.
  - The lack of examples of work streams that could be taken forward in the GROW stage of the programme.

- While it is asserted that the programme compares favourably with the external ABM bid and the PSC no financial or performance information is given to confirm this.
  - The lack of clarity on whether external consultants or public sector partners can be used to source LEAN methodology and what the respective costs might be.
- 3) To therefore agree subject to confirmation that the required funding was available following the budget meeting on 7 February; that the quarterly reporting arrangements were strictly adhered to and that an additional report was submitted to the next meeting of the Finance and Budget Committee to allow early and detailed scrutiny of the proposals by elected members:
- a) To note what has changed since the Council decision in January 2012.
  - b) To approve descopeing the Procurement Transformation Programme from the C&TS Programme and to run the two projects separately, albeit both within the Operational Excellence part of the Edinburgh Transformation change plan.
  - c) To note what was presently comprised within C&TS.
  - d) To note the key reasons for the Programme.
  - e) To approve the Vision.
  - f) To approve the proposed plan of improvements in the Programme.
  - g) To approve the business case for the Programme, including general timescales and budget.
  - h) To note the assurance review carried out by the Corporate Programme Office.
  - i) To note the financial comparison between ABM, the PSC and the Programme.
  - j) To approve the reporting regime to Committee.

- moved by Councillor Whyte, seconded by Councillor Mowat

### **Voting**

The voting was as follows:

For the Motion - 43 votes  
 For the Amendment - 11 votes

## Decision

To approve the motion by Councillor Rankin.

(Reference – report by the Director of Corporate Governance, submitted.)

## 12. Proposed Private Bill in Relation to (1) Proposed Statue of John Rattray on Leith Links and (2) Proposed Changes to the Surplus Fire Fund

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The Council had agreed to pursue the legalities of the erection of a statue of John Rattray, founder of the rules of golf, on Leith Links. The method of enabling this was for the Council to introduce private legislation to the Scottish Parliament.

The Pensions and Trusts Committee had also agreed to transfer the Surplus Fire Fund to the Edinburgh Voluntary Organisation Trust subject to certain conditions and to modification of the purposes of the Fund. The method of implementing these changes was for the Council to introduce a Private Bill to the Scottish Parliament to amend the 1991 Act and the Edinburgh Corporation Order Confirmation Act 1927.

Details were provided of a proposal to amend the 1991 Act in relation to the Surplus Fire Fund and the erection of the Statue on Leith Links at the same time in one private Bill, rather than seeking to introduce two separate pieces of legislation.

## Decision

- 1) To note the report by the Directors of Corporate Governance and Services for Communities.
- 2) To note in particular with regard to the proposed Statue (a) the timing issues set out in paragraphs 2.13 and 2.14 of the report and (b) that there was no legal obligation on the Leith Rules Golf Society to erect the Statue, even if the Private Bill was passed.
- 3) To agree to promote legislation by way of a Private Bill to create a narrow exception to the 1991 Act in order to remove the prohibition against statues being built on Leith Links, such exception to be solely for a statue of John Rattray.
- 4) To agree to promote legislation to amend the purposes of the Surplus Fire Fund as detailed in the report, to restrict the condition that beneficiaries must reside with the city area to purposes (a) and (b) only as set out in paragraph 2.25(a) of the report, to transfer the assets, rights and liabilities of the Surplus Fire Fund to Edinburgh Voluntary Organisation Trust to be applied subject to the same purposes and conditions, and then to dissolve the Surplus Fire Fund.

- 5) To agree to promote the legislation as one Private Bill dealing with both proposals.
- 6) To note that the item was agreed by decision of the majority of all elected members, with 54 elected members present when this item was unanimously agreed.

(References – Act of Council No 19 of 27 October 2011; Pensions and Trusts Committee of 28 March 2012 (item no 2); joint report by the Directors of Corporate Governance and Services for Communities, submitted.)

### **Declaration of Interests**

Councillor Barrie declared a non-financial interest in the above item as a former Secretary of the Fire Brigade Union.

## **13. Governance Review: Operational Governance – Information Compliance**

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The Council had agreed to undertake an assessment and review of the Council's maturity in relation to information compliance, including data protection and Freedom of Information.

Details were provided on the Council's position in relation to information compliance and records management together with an update on development work to strengthen and improve current arrangements.

### **Decision**

- 1) To note the ongoing review and improvement actions in relation to information compliance.
- 2) To agree to a further update on progress on completion of the review to be submitted to the Corporate Policy and Strategy Committee on 26 February 2013.

(References – Act of Council No 8 of 23 August 2012; report by the Director of Corporate Governance, submitted.)

## **14. 21<sup>st</sup> Century Homes – Proposed Compulsory Purchase Order, Pennywell**

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Authorisation was sought for the making of a Compulsory Purchase Order in respect of the flatted property at 14/2 Muirhouse Avenue.

## **Decision**

To make the Edinburgh 14/2 Muirhouse Avenue Compulsory Purchase Order 2013 in terms of the draft annexed to the report by the Director of Services for Communities.

(References – Planning Committee 6 December 2012 (item no 8); report by the Director of Services for Communities, submitted.)

## **15. Financial Impact – Reporting Requirements – Referral from Committee**

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The Governance, Risk and Best Value Committee had considered the requirements report authors should take into account when compiling the financial impact section of a Council or Committee report.

Approval was sought for the implementation of the guidelines.

## **Decision**

To approve and implement the financial impact guidelines contained in paragraphs 2.1 to 2.5 of the report by the Director of Corporate Governance.

(References – Governance, Risk and Best Value Committee of 6 December 2012 (item no 8); report by the Head of Legal, Risk and Compliance, submitted.)

## **Appendix 1**

**(As referred to in Act of Council No 4 of 31 January 2013)**

### **QUESTION NO 1**

**By Councillor Heslop for  
answer by the Leader of the  
Council at a meeting of the  
Council on 31 January 2013**

#### **Question**

What recent discussions have taken place with the Leader of Glasgow City Council regarding involvement of Edinburgh in the 2014 Commonwealth Games?

#### **Answer**

I meet with the Leader of Glasgow City Council on a quarterly basis. Since the second of these meetings, the 2014 Commonwealth Games has been a standing agenda item and was discussed at the meetings on Friday 12 October 2012 and Tuesday 22 January 2013

#### **Supplementary Question**

Can I thank the Council Leader for his reply. But can I ask Councillor Burns what he is doing to encourage the people in Edinburgh to put themselves forward as Games volunteers in Glasgow to show our brothers and sisters from the Commonwealth the very warm welcome they can expect from the people of Edinburgh?

**Supplementary  
Answer**

Can I thank Councillor Heslop for that supplementary. As Councillor Heslop possibly knows and I think that everybody in the Chamber knows I did attend the Olympic Games in London last summer for two weeks and the one thing that really stuck with me among many good memories was the positivity that the volunteers and the Games makers brought to the whole process. So I think he is right to suggest that we should probably do as much as we can over the coming months to make sure that people from Edinburgh do volunteer to be Games makers in Glasgow next summer in 2014. I will certainly reflect on the point he has just made in his supplementary to consider whether I can possibly include something on that in next month's Leader's Report or any other avenues where I can promote the options of Edinburgh folk and the Lothian's people volunteering for the Commonwealth Games.

**Question No 2**

**By Councillor Rust for answer  
by the Leader of the Council  
at a meeting of the Council on  
31 January 2013**

Labour stated that if it won control of the Council in the council elections last year, no employee at the local authority will earn more than 12 times the salary of the lowest paid Council worker.

**Question** (1) Is this a Capital Coalition pledge?

**Answer** (1) No

**Question** (2) How many senior management figures at the council earn above the 1:12 ratio following implementation of the living wage?

**Answer** (2) None

**Question** (3) What steps are being taken to implement this pledge?

**Answer** (3) See answer to (1)

**Supplementary  
Question**

I thank the Council Leader for his response. Two aspects which emerged following the submitting the question from officials was that the information which is contained in the Orb is in terms of salary scales and some other information inaccurate and out of date and given that it seemed to be the staff bible would he undertake to arrange for the information which is on the Orb to be reviewed and brought up to date, and secondly just in terms of the general principal whilst recognising the worth of our senior officials in contrast with the lesser paid First Minister does he feel that there is scope in the longer term to review salary levels for new appointments in the future at senior level?

**Supplementary  
Answer**

Can I thank Councillor Rust for that supplementary. I certainly will look into the first point that Councillor Rust raised I was not aware of that until he mentioned it just now about some of the information on the Orb being inaccurate. That is not acceptable and I will certainly look into that and try and get that rectified as quickly as possible. On your second point I mean yes you raise a valid query Councillor Rust but as it happens we will no longer have anybody breaking the 1:12 barrier because we have implemented now the living wage at £7.50. I certainly feel and I am sure the coalition feels that we are now at an adequate ratio. It compares very well with many other public and private sector organisations and it is not my intention as Council Leader to take this forward in any further form at this present moment as we are within the 1:12 ratio.

**Question No 3**

**By Councillor Mowat for  
answer by the Convener of  
the Transport and  
Environment Committee at a  
meeting of the Council on 31  
January 2013**

**Question**

Can the Leader provide a map showing where traffic will flow once the tram is running and if not can he advise when such a map will be available for the general public and what advice has been given to external mapping bodies such as Google and the AA about the future layout of Edinburgh's streets?

**Answer**

Please find a draft overview plan indicating the wider street network and how the tram post operation TRO will currently affect certain areas. Unless otherwise noted, access to routes and streets will then revert to the pre-tram works situation.

We have not consulted Google. However, we have been in discussion with the AA regarding the position concerning the City Centre post tram.

As Councillor Mowat is aware, discussions about the city centre are ongoing and transport features strongly on this agenda. Following discussion with elected members there will be a wide ranging consultation with all stakeholders and any resultant plans could affect the overview plan referred to above.

A meeting concerning the TRO has been arranged for stakeholders and objectors, and a report will be considered by the Transport and Environment Committee in March

**NOTE:**  
 Unless otherwise noted, access to all roads & streets within the City Centre revert back to the pre-tramworks TRO. Refer to Council Approval of the Tram TRO & variations for detail.



YORK PLACE

North St Andrew St - Trams only  
 North of Clyde Street

South St Andrew St - Trams only  
 south of Meuse Lane

North Charlotte St - No Left Turn

Hope Street - Access available Eastbound  
 to all vehicles from Queensferry Street

Shandwick Place - Access to trams,  
 buses, cycles and taxis only. Loading  
 permitted 20:00-07:00

Princes St - Access limited to tram, buses,  
 cycles and taxis. Loading permitted  
 20:00-07:00

Lothian Road Junction - No Left Turn from Lothian Road  
 No Right Turn into Lothian Road

Canning St - Left turn only  
 to Shandwick Place

West Maitland St - All vehicles Eastbound  
 Buses & Trams Westbound only

HAYMARKET

Torphichen Place - Two-Way  
 7.5T weight Limit Northbound

**Edinburgh Trams - Tram TRO Changes Post Operations as they affect traffic routeing**

0 215 430 860 Meters

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**Question No 4**

**By Councillor Mowat for  
answer by the Convener of  
the Transport and  
Environment Committee at a  
meeting of the Council on 31  
January 2013**

**Question**

Could the Leader provide the actual tonnage of waste collected for each stream i.e. landfill, blue and red box collections, food waste collection and on street containers for general and recycled waste for each month from April 2012 to date?

**Answer**

Please find the figures in the attached tables which cover the period from April 2011 to December 2012.

The amount of waste produced, landfilled and recycled varies seasonally. In particular garden waste tonnages are higher in the spring/summer which increases recycling tonnages and the monthly recycling rate during this period. Because of the seasonal variation it is not appropriate to compare performance against the previous month's data. The only valid comparison is with the same period for a previous year.

Recycling tonnages in 2012/13 have been higher than 2011/12 for every month except April as demonstrated in the attached Recycling Tonnages graph.

Landfill tonnages have been below the amount landfilled for the same month in 2011/12 in every month except July (619 tonnes more) and October (221 tonnes more) as shown in the attached Landfill Tonnages graph. In October this is likely to be because of delays to some collections during the initial implementation of changes in refuse collection.

**Answer**

Simply put, we were collecting tonnage in October which should have been collected in September. September's landfill tonnage was significantly lower than the same month in 2011/12.

The overall trend in recycling has been good with recycling rates increasing year on year as indicated in the attached bar chart headed % Recycled by Year. Performance has risen from 24% in 2006/07 to 39% in the year to date in 2012/13. Based on the year to date figure for this year 2012/13 has seen the biggest single increase in performance since 2006/07.

**Supplementary Question**

I thank Councillor Hinds and the Leader for the answer to both my questions. Regarding the one about recycling tonnages would it be possible to have those reported on a regular basis to the Transport and Environment Committee so that we can track the collection rates of the various waste streams whilst having introduced the changes.

**Supplementary Answer**

I would be happy to do that on a regular basis and one of the difficulties with the figures at the last Committee was it's often projected and not actual and I think it is getting that clear picture also comparing one month with the previous month because when you compare August with December obviously December you don't have the garden waste etc so it does make it difficult so I have asked actually already the officers to look at how we can make it so it is a comparison and update on a regular basis.

## Total CEC Tonnages

Recycling 2011/12	Apr-11	May-11	Jun-11	Jul-11	Aug-11	Sep-11	Oct-11	Nov-11	Dec-11	Jan-12	Feb-12	Mar-12	Total
Kerbside Blue/Red Boxes	1084	1175	1111	1038	1271	1145	1087	1161	1090	1337	1032	1080	13611
Garden Waste	2598	2612	2689	2436	2619	2158	1767	1289	322	424	414	1423	20751
Food Waste	21	35	34	29	44	61	94	143	135	153	143	253	1145
Recycling Banks	709	700	672	653	803	677	687	630	674	711	612	654	8182
Packaging Banks	198	211	186	212	250	212	204	209	246	249	202	224	2603
Trade	386	331	390	355	427	475	424	470	266	601	508	416	5049
CRC	1518	1560	1440	1550	1513	1277	1203	1168	775	1650	1597	1567	16818
Special Uplifts	295	197	255	265	280	265	224	191	173	200	222	278	2845
Other	297	299	285	290	306	317	264	287	233	257	273	251	3359
<b>Total Recycling</b>	<b>7106</b>	<b>7120</b>	<b>7062</b>	<b>6828</b>	<b>7513</b>	<b>6587</b>	<b>5954</b>	<b>5548</b>	<b>3914</b>	<b>5582</b>	<b>5003</b>	<b>6146</b>	<b>74363</b>

Landfill													
Kerbside & Communal Collections	11196	10977	10766	9770	11216	10328	9783	9498	10463	10858	9194	10008	124057
CRC	969	755	799	844	838	757	644	696	644	653	646	782	9027
Other	822	769	1035	1279	1387	1428	1096	1397	1168	1444	1420	1339	14584
<b>Total Landfill</b>	<b>12987</b>	<b>12501</b>	<b>12600</b>	<b>11893</b>	<b>13441</b>	<b>12513</b>	<b>11523</b>	<b>11591</b>	<b>12275</b>	<b>12955</b>	<b>11260</b>	<b>12129</b>	<b>147668</b>
Street Sweepings	744	898	798	634	476	510	446	486	456	390	452	560	6850
<b>Total Waste Arisings</b>	<b>20837</b>	<b>20519</b>	<b>20460</b>	<b>19355</b>	<b>21430</b>	<b>19610</b>	<b>17923</b>	<b>17625</b>	<b>16645</b>	<b>18927</b>	<b>16715</b>	<b>18835</b>	<b>228881</b>

**Percentage Recycled  
(Including Street  
Sweepings) 35.48%**  
**Landfill Percentage 64.52%**  
**Total 100.00%**

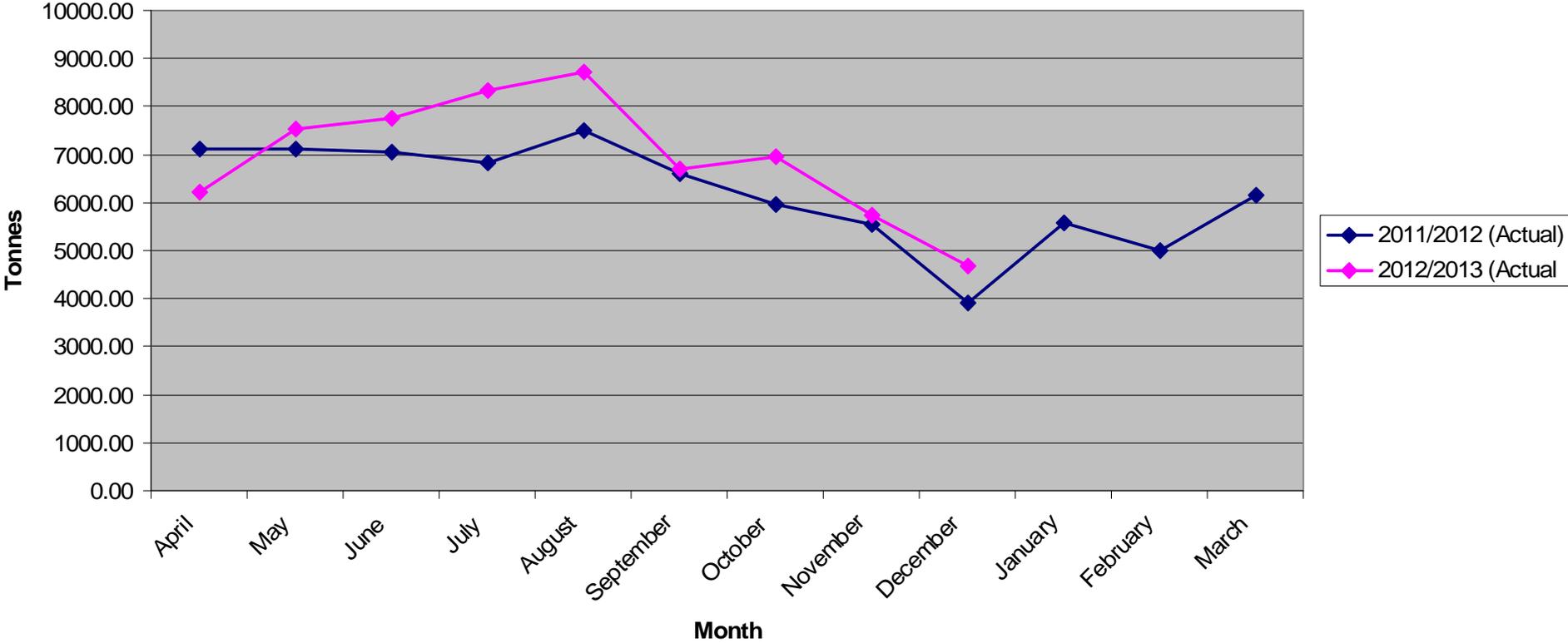
## Total CEC Tonnages

Recycling 2012/13	Apr-12	May-12	Jun-12	Jul-12	Aug-12	Sep-12	Oct-12	Nov-12	Dec-12	Jan-13	Feb-13	Mar-13	Total
Kerbside Blue/Red Boxes	1080	1163	1093	1060	1231	1035	1266	1246	1103	0	0	0	<b>10277</b>
Garden Waste	1696	2426	2817	3005	3145	2000	1858	924	357	0	0	0	<b>18228</b>
Food Waste	321	364	318	295	336	345	441	391	382	0	0	0	<b>3193</b>
Recycling Banks	638	667	617	870	629	593	677	611	640	0	0	0	<b>5942</b>
Packaging Banks	219	234	214	235	235	221	269	232	299	0	0	0	<b>2158</b>
Trade	366	459	398	419	461	462	366	471	247	0	0	0	<b>3649</b>
CRC	1431	1704	1664	1907	2176	1591	1568	1397	1256	0	0	0	<b>14694</b>
Special Uplifts	259	281	405	312	268	241	277	259	195	0	0	0	<b>2497</b>
Other	216	240	222	245	232	203	249	217	190	0	0	0	<b>2014</b>
<b>Total Recycling</b>	<b>6226</b>	<b>7538</b>	<b>7748</b>	<b>8348</b>	<b>8713</b>	<b>6691</b>	<b>6971</b>	<b>5748</b>	<b>4669</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>62652</b>

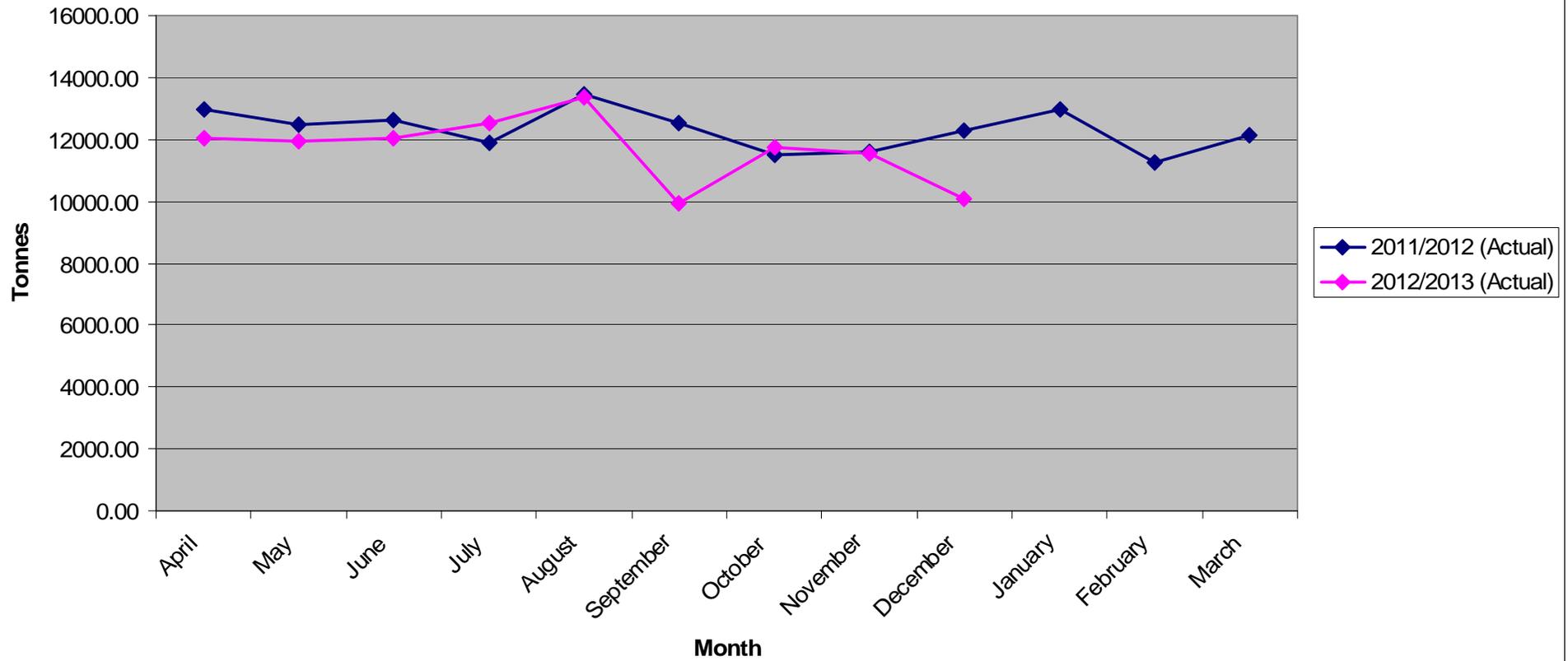
<b>Landfill</b>													
Kerbside & Communal Collections	9731	10037	9779	10244	11109	7861	9822	9554	8447	0	0	0	<b>86584</b>
CRC	913	812	763	926	903	826	780	805	704	0	0	0	<b>7432</b>
Other	1370	1106	1490	1342	1331	1230	1141	1209	915	0	0	0	<b>11134</b>
<b>Total Landfill</b>	<b>12014</b>	<b>11955</b>	<b>12032</b>	<b>12512</b>	<b>13343</b>	<b>9917</b>	<b>11743</b>	<b>11568</b>	<b>10066</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>105150</b>
<b>Street Sweepings</b>	<b>522</b>	<b>522</b>	<b>571</b>	<b>504</b>	<b>426</b>	<b>540</b>	<b>634</b>	<b>635</b>	<b>390</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>4744</b>
<b>Total Waste Arisings</b>	<b>18762</b>	<b>20015</b>	<b>20351</b>	<b>21364</b>	<b>22482</b>	<b>17148</b>	<b>19348</b>	<b>17951</b>	<b>15125</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>172546</b>

<b>Percentage Recycled (Including Street Sweepings)</b>	<b>39.06%</b>
<b>Landfill Percentage</b>	<b>60.94%</b>
<b>Total</b>	<b>100.00%</b>

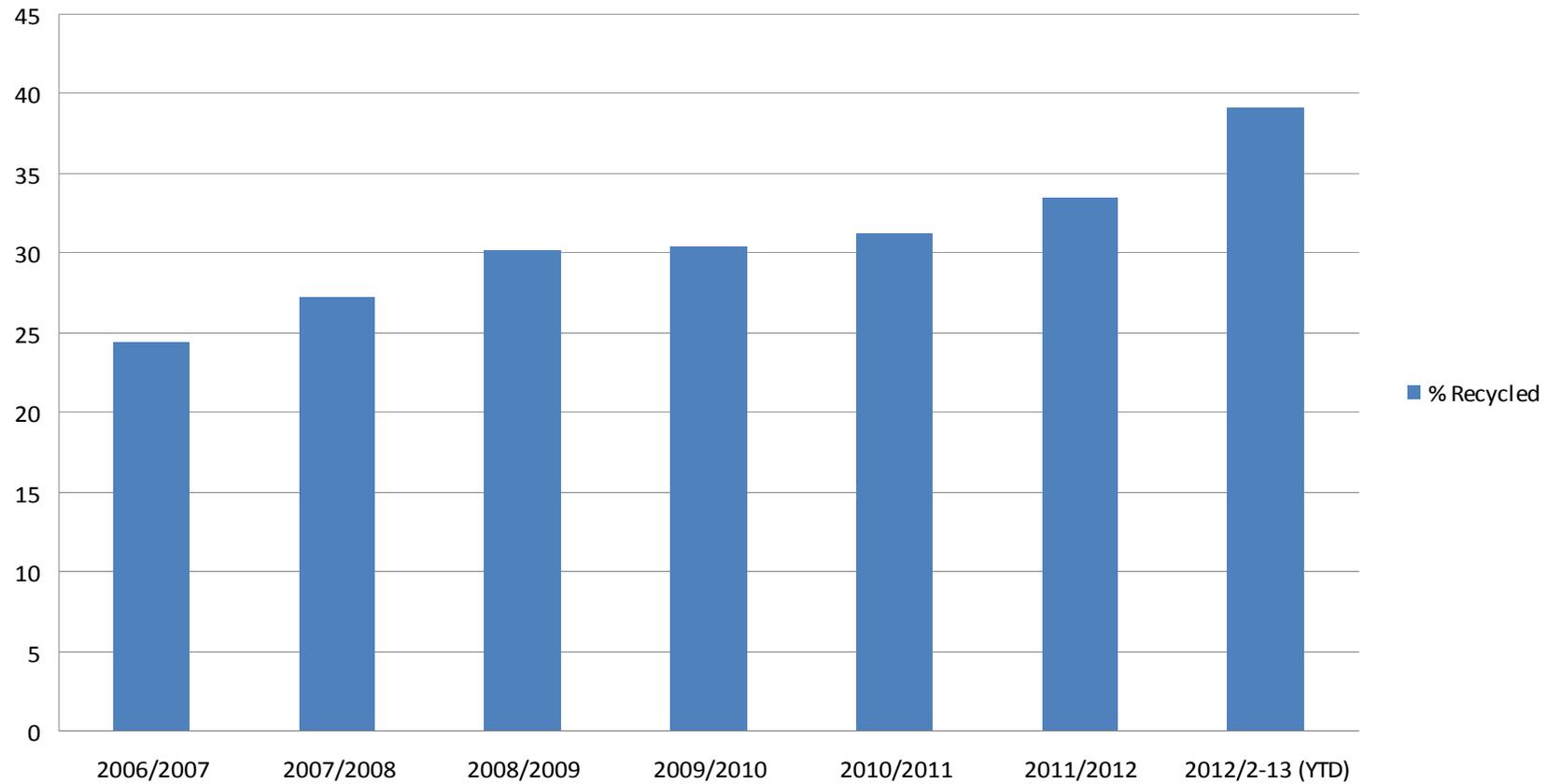
### CEC Recycling MSW Tonnages Forecast



### CEC Landfill Tonnages Forecast



### % Recycled by Year



**Question No 5**

**By Councillor Rust for answer  
by the Convener of the  
Finance and Budget  
Committee at a meeting of the  
Council on 31 January 2013**

**Question**

Please provide a detailed breakdown of the £191,000 projected overspend on Policy and Public Affairs as referred to in the Revenue Budget Monitoring 2012/13 Month 8 Position report to 30<sup>th</sup> November 2012?

**Answer**

- Period 8 figures have been superseded. Period 9 figures show a projected overspend of £134,000;
- £101, 000 is attributed to staffing costs within community planning;
- £33,000 is attributed to staffing costs relating to the Sustainability Team

**Supplementary  
Question**

To thank the Convener for his response although I think we have got a different view of what the word detailed means. In particular in relation to staffing costs which are referred to I think giving the direction of the answer to question 7 to my colleague Councillor Whyte's question. I think I would actually like some further detail in relation to this and whether separately I could speak with the relevant officers or the Convener.

**Supplementary  
Answer**

I would like to thank Councillor Rust for the supplementary. I would be happy to provide more details to officials at a later point. It is worth saying about the budget for the Policy and Public Affairs department, that has been a relatively new department has been pulled together with a very disparate budget. We have had some officers returning to that unit from elsewhere in the Council and that has had an effect on the budget. I think the important point at the moment is that although there has been an overspend it has been managed down as you can see from the latest figures and it will be managed down further again. I would be happy to provide you with the information if that would be helpful in written form or we could meet to sort that out.

**Question No 6**

**By Councillor Whyte for  
answer by the Convener of  
the Finance and Budget  
Committee at a meeting of the  
Council on 31 January 2013**

**Question**

How many vacancies existed in each department of the council at the end of each quarter over the last 5 years and what proportion of these were held to resolve budget overspends.

**Answer**

The Council does not hold information on recommended staffing levels (as opposed to actual staffing levels) within its electronic staffing information systems.

Directors and Heads of Service determine which posts should be filled taking account of the available budget and the requirement to maintain staffing levels in frontline services.

**Supplementary  
Question**

I am somewhat surprised by the answer that the Convener of the Finance and Budget Committee has given to question number 6. What I am trying to ascertain Lord Provost is how many posts were vacant and what that contributed to cover for underspends. I can understand that there is not a recommended staffing level but we know what the total establishment is and we know how many people we have in post and I would imagine that is a fairly simple calculation. Given that the proposals for the budget contain a number of areas where it is suggested underspends can be contained within departments is there any way that the Convener could provide any better information around this as to how those underspends have been contained in previous years, is it about staffing levels and can he provide anything for the future?

**Supplementary  
Answer**

I thank Councillor Whyte for his supplementary. I think that that further information that you are looking for can indeed be provided but in terms of what is available at the moment I think we have given as full an answer as we can. It would take a little longer to come up with more detailed information that you are looking for and I would be happy to help with that by way of a written response.

**Question No 7**

**By Councillor Whyte for  
answer by the Convener of  
the Finance and Budget  
Committee at a meeting of the  
Council on 31 January 2013**

**Question**

Please provide employee figures from each year from 2002/3 to 2012/13 showing

- a) the average number of employees of the Council
- b) this number in “whole time equivalents”

**Answer**

**The City of Edinburgh Council  
Staffing figures 2003 - 2012**

<b>DATE</b>	<b>HEADCOUNT</b>	<b>FTE</b>
March 2003	19,019	15,649
March 2004	19,742	16,329
March 2005	20,219	16,682
March 2006	20,458	16,965
March 2007	20,538	17,072
March 2008	20,015	16,693
March 2009	19,129	16,371
March 2010	19,089	16,341
March 2011	18,564	15,885
March 2012	17,866	15,337

These figures are taken from the Council's returns to the COSLA Joint Staffing Watch and reflect the position in March of each year. Average annual employee numbers are not available for the period extending back to 2002/3.

**QUESTION NO 8**

**By Councillor Booth for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 31 January 2013**

**Question**

What is the timetable and process for responding to the public consultation on the Leith Improvement Programme?

**Answer**

The consultation process that has been carried out for The Leith Programme, involving online surveys, focus groups, on-street surveys drop-in events, individual feedback from emails and comprehensive feedback from stakeholder groups within the community has just been concluded, with the online survey closing on 13 January 2013.

As in the past the Convener has arranged a briefing meeting with all local members (Leith and Leith Walk wards) to update on recent progress.

A report on the consultation findings is being developed and key findings will be included on our web pages in mid March. It is being prepared as an appendix to a report 'The Leith Programme: Consultation and Design' which will be considered by the Council's Transport and Environment Committee on 19 March 2013.

**Supplementary Question**

I thank the Convener for her answer. Given that a total of 11 organisations came together to put a joint response in to this consultation on the Leith Walk Improvements, including all three Community Councils covered by Leith, and given that all of them said that we need to see a dedicated cycle lane on Leith Walk, will she now start to listen to local people. Will she withdraw her inadequate proposals which were described by one academic as a cyclist's blender and will she come back with some proposals which actually support cycling in Edinburgh?

**Supplementary  
Answer**

First of all Councillor Booth they are not my proposals, they are officers proposals along with consultation with elected members from both Leith Walk and Leith so just to make that quite clear they are not my proposals. The proposals to go out with the consultation and maybe when you get a little bit more experience Councillor Booth you will recognise that often when you put proposals out you do not agree with everything that is in them. As a Councillor you might agree with some you might not agree with others and unlike you Councillor Booth I am not willing to make a judgement about what we will do at the end until I have seen all of the comments that have come in from all of the people in Leith and including outwith Leith and interest groups. That is what I shall do. I shall listen and I hope that you will too.

## QUESTION NO 9

**By Councillor Booth for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 31 January 2013**

### Question

Further to the answer given on 23 August 2012 by the Convener of the Transport, Infrastructure and Environment Committee, what further enforcement action has been taken since 23 August by the City of Edinburgh Council working with Lothian and Borders Police and other partners, to enforce Advance Stop Lines (ASLs).

### Answer

The Council, Lothian and Borders Police and other partners, under the "Streets Ahead - Drive Safe, Cycle Safe"

banner have run a number of campaigns in 2012 to educate cyclists and motorists including:-

- appropriate behaviours required by law at traffic lights and Advanced Stop Lines in May 2012;
- danger to cyclists of passing on left of Heavy Goods Vehicles and buses and to motorists of turning left across cyclists' path in June 2012; and
- 'Be Bright, Be Seen' focusing on the offence to not have cycle lights and for motorists turning right at junctions across cyclists in October 2012.

Each campaign undertook a series of roadshow across the city, provided information through bus back and radio advertising and carried out enforcement.

Enforcement action can only be carried out by the Police and the Council has no power to compel the police to carry out any enforcement activities. Lothian and Borders Police have stated that through recent activities in Road Policing, namely Operation Orbital, these offences continue to be targeted, however no data has been provided on the level of activity and number of fines.

**QUESTION NO 10**

**By Councillor Booth for answer by the Convener of the Transport and Environment Committee at a meeting of the Council on 31 January 2013**

**Question**

Further to the answer given on 23 August 2012 by the Convener of the Transport, Infrastructure and Environment Committee, how many drivers have received fines or other penalties for encroaching on ASLs since 23 August 2012?

**Answer**

The following response was provided by Lothian & Borders Road Policing - Unfortunately, the 'Advanced Stop Line' offence is that of going through a red light, so there is no way of finding out how many motorists have been charged specifically for encroaching on ASLs, as all will be included within the wider offence of going through a red light.

**QUESTION NO 11**

**By Councillor Burgess for answer by  
the Convener of the Health,  
Wellbeing and Housing Committee at  
a meeting of the Council on 31  
January 2013**

**Question**           (1) What Council-funded support services are currently available for homeless, a) families and b) single people in temporary accommodation.

**Answer**             (1) **In house Council services**

All people 'including families and single people' who access Council provided temporary accommodation receive the offer of a housing support assessment and a support plan is provided.

**The Neighbourhood Support Service (NSS)** is a registered housing support service, provided by Services for Communities, for people over 16 years of age who are at risk of losing or have lost their home. Support is provided after an assessment of need and is tailored to individual circumstances.

**Hostels and Temporary Accommodation –**

The Council directly provide 356 dispersed flats, 2 hostels and 8 supported units (with management and support commissioned from voluntary sector for 6 units). All registered with the Care Inspectorate and all provide housing support either from staff based within the accommodation, or for dispersed flat through visiting support (a more limited service than that provided by NSS).

Additional support is also provided by NSS to those who require it within CEC temporary accommodation and Bed and Breakfast accommodation provided by the Council and this can continue to support the transition and resettlement into settled accommodation.

### **Commissioned Services**

The Council also commissions seven accommodation services from voluntary sector organisations which admit people on an emergency direct access basis and provide on-site support.

Visiting support can also be provided to people in any form of temporary accommodation.

**Question**           (2) Does the Council envisage any changes to these services.

**Answer**           (2) Services will remain the same during 2013/14, however, the Homelessness Prevention Commissioning Plan was agreed by the Policy and Strategy Committee on 6 September 2011 and the priorities from this are currently being implemented. Consultation on commissioning advice and support services will be taking place and changes will come into effect from 2014.

From Summer 2013, under the Housing (Scotland) Act 2010, there is a duty to provide a housing support assessment where there is reason to believe that the applicant may be in need of prescribed housing support services.

Welfare Reform is likely to impact on the delivery of services as it is anticipated that as the reform measures come into force, more people may require support.