

## Transport and Environment Committee

10.00 am, Tuesday 7 June 2016

**Present:**

Councillors Hinds (Convener), McVey (Vice-Convener), Aldridge, Bagshaw, Barrie, Booth, Cardownie, Day, Nick Cook, Donaldson, Doran, Gardner, Bill Henderson and Jackson

### 1. Deputation: Mid-Liberton Residents Association

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The Committee agreed to hear a deputation from Iain Stuart on behalf of Mid-Liberton Residents Association in relation to a report by the Executive Director of Place on Forth Estuary Local Flood Risk Management Plan.

The Association outlined their concerns regarding surface water runoff from Liberton Road into Mid-Liberton particularly after heavy rain fall. Mr Stuart explained that the existing gullies are unable to cope with the volume of water at Liberton Road and Kirkbrae from the Junction at Kirkgate, the resulting excess water then flows to Mid-Liberton which cannot deal with the volume of water. The flood prevention at the Braidburn, which had protected Mid-Liberton, was welcomed as was the remedial work undertaken by the Council including additional gullies, particularly at Liberton Road, but this had not solved the problem.

The deputation requested and urged the Committee to approve work to remove the problem of excessive surface water entering Mid-Liberton via Council owned roads.

The Convener thanked the deputation for their presentation and invited them to remain for the Committee's consideration of the report by the Executive Director of Place at item 4 below.

### 2. Deputation: City Centre Churches and Edinburgh City Centre Faith Group

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The Committee agreed to hear a deputation from Minister Richard Fraser on behalf City Centre Churches and Edinburgh City Centre Faith Group in relation to a report by the Executive Director of Place Delivering the Local Transport Strategy 2014-2019: Parking Action Plan Forward.

The deputation was concerned that if access to the City Centre was made more difficult congregations would dwindle and as a consequence the work undertaken in supporting vulnerable people would also be impacted upon. Minister Fraser added that the Churches in the City Centre are not merely places of worship but also offer facilities for a wide range of activities such as food kitchens and fare trading.

The Convener thanked the deputation for their presentation and invited them to remain for the Committee's consideration of the reports by the Executive Director of Place at item 5 below.

### **3. Deputation: Edinburgh Playing Out**

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The Committee agreed to hear a deputation from Edinburgh Playing Out in relation to a report by the Executive Director of Place on Edinburgh Playing Out.

Louise Drumm was concerned that Edinburgh Playing Out was not consulted on the report by the Executive Director of Place but recognised the reports good intentions. Miss Drumm had reservations around the content of the report in that it didn't take in consideration comments made at the Corporate Policy and Strategy Committee and that little progress had been made to overcome barriers that had been previously identified.

The deputation asked that further consideration be given to the making the process simpler, including the needs for a Temporary Traffic Regulation Order and the attendant costs, particularly advertising, and that communities should not be asked to pay for the unknown costs for participating in the pilot.

The Convener thanked Miss Drumm for her presentation and invited her to remain for the Committee's consideration of the report by the Executive Director of Place at item 6 below.

(Minute of Corporate Policy & Strategy Committee 12 April 2016 (item 1))

### **4. Forth Estuary Local Flood Risk Management Plan**

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The Flood Risk Management (Scotland) Act 2009 (FRM Act) seeks to promote a proactive approach to Flood Risk Management. Approval was sought to adopt and publish the Local Flood Risk Management Plan on 22 June 2016.

#### **Decision**

- 1) To approve the final draft Forth Estuary Flood Risk Management Plan.
- 2) In consultation with the Convener and Vice Convener to agree that authority be given to the Head of Planning and Transport to make any minor amendments.

- 3) To agree that an update report be submitted to the Transport and Environment Committee in six months time that considers the surface water management plan.

(References – Minute of Transport and Environment Committee 25 August 2015 (item 11); report by the Executive Director of Place, submitted)

## **5. Delivering the Local Transport Strategy 2014-2019: Parking Action Plan Forward**

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Details were provided of the financial implications of extending parking controls to weekends and of the proposed roll-out of shared use parking. The Committee was asked to approve the amended Parking Action Plan.

### **Vote 1**

#### **Motion**

To consider the report Delivering the Local Transport Strategy 2014-2019: Parking Action Plan Forward at the meeting of the Transport and Environment Committee.

- moved by Councillor Hinds, seconded by Councillor McVey

#### **Amendment**

To move no action on the report Delivering the Local Transport Strategy 2014-2019: Parking Action Plan Forward

- moved by Councillor Nick Cook, seconded by Councillor Jackson

#### **Voting**

For the motion	-	12 votes
For the amendment	-	2 votes

#### **Decision**

To consider the report Delivering the Local Transport Strategy 2014-2019: Parking Action Plan Forward at the meeting of the Transport and Environment Committee.

### **Vote 2**

#### **Motion**

- 1) To note the financial implications of introducing shared use parking and the different options for Sunday parking restrictions.
- 2) To note the Council's agreement in principle for Sunday restrictions.

- 3) To note that Appendix 4 of the report by the Executive Director of Place, confirms that the formal Traffic Regulation Order process would not begin until Q1 of 2017; and would not be finalised until Q1 of 2018.
  - 4) To agree to begin the formal consultation on a Traffic Regulation Order based upon; Partial Control, with all restrictions in zones 1 to 4 and main routes throughout the CPZ operating between 1230 and 1830 on Sunday.
  - 5) To acknowledge that a further report on that Traffic Regulation Order process, as per Appendix 4 of the report by the Executive Director of Place, would come back to the Transport and Environment Committee for final decision in Q2 of 2018.
  - 6) To approve the Parking Action Plan.
  - 7) To note the outline proposals for a policy driven pricing strategy.
- moved by Councillor Hinds, seconded by Councillor McVey

### **Amendment**

- 1) To note the financial implications of introducing shared use parking and the different options for Sunday parking restrictions.
  - 2) To agree to proceed on the basis of option 3 as outlined in paragraph 3.10 of the report by the Executive Director of Place.
  - 3) To approve the Parking Action Plan.
  - 4) To note the outline proposals for a policy driven pricing strategy.
- moved by Councillor Bagshaw, seconded by Councillor Booth

### **Voting**

For the motion	-	10 votes
For the amendment	-	2 votes

### **Decision**

- 1) To note the financial implications of introducing shared use parking and the different options for Sunday parking restrictions.
- 2) To note the Council's agreement in principle for Sunday restrictions.
- 3) To note that Appendix 4 of the report by the Executive Director of Place, confirms that the formal Traffic Regulation Order process would not begin until Q1 of 2017; and would not be finalised until Q1 of 2018.

- 4) To agree to begin the formal consultation on a Traffic Regulation Order based upon; Partial Control, with all restrictions in zones 1 to 4 and main routes throughout the CPZ operating between 1230 and 1830 on Sunday.
- 5) To acknowledge that a further report on that Traffic Regulation Order process, as per Appendix 4 the report by the Executive Director of Place, would come back to the Transport and Environment Committee for final decision in Q2 of 2018.
- 6) To approve the Parking Action Plan.
- 7) To note the outline proposals for a policy driven pricing strategy.

(References – Minute of Transport and Environment Committee 15 March 2016 (item 7); report by the Executive Director of Place, submitted)

## 6. Edinburgh Playing Out

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Approval was sought for the implementation of a one year Edinburgh Playing Out pilot project and for a public consultation on the application and cost recovery procedure.

### **Motion**

- 1) To note the decision made by the Corporate Policy and Strategy Committee.
  - 2) To agree that a pilot would take place from July to October 2016 and a report to be brought back to the Transport and Environment Committee in early 2017 on the outcome of the pilot.
  - 3) To agree that there would be no cost for residents for up to 20 streets.
  - 4) To refer the guidelines and implementation to the Director and the Play Champion in consultation with the Convener and Vice-Convener.
- moved by Councillor Hinds, seconded by Councillor McVey

### **Amendment**

- 1) To note the recommendations of the Corporate Policy and Strategy Committee report of Tuesday 12 April 2016.
- 2) To approve the implementation of a one year pilot project.
- 3) To the following sections from the report to Corporate Policy Committee on 12 April 2016:
  - 3.14 Legal advice is that the Council has a power to make an order permitting Playing Out streets, with multiple closures, under the Road Traffic Regulation Act 1984, section 29(1).

3.14.1 For the purpose of enabling a road for which they are the traffic authority to be used as a playground for children, a local traffic authority may make an order prohibiting or restricting the use of the road by vehicles, or by vehicles of any specified class, either generally or on particular days or during particular hours. The prohibition or restriction may be subject to such exceptions and conditions as to occasional use or otherwise as may be specified in the order.

3.14.2 An order under this section shall make provision for permitting reasonable access to premises situated on or adjacent to the road.

3.14.3 A person who uses a vehicle or causes or permits a vehicle to be used, in contravention of an order in force under this section shall be guilty of an offence.

3.14.4 The “order”, referred to under this legislation, is not a Traffic Regulation Order or Temporary Traffic Regulation Order.

- 4) To agree that applications for multiple Playing Out closures for individual streets would be granted under the Road Traffic Regulation Act 1984, section 29(1) for the period of the pilot.
- 5) To further note from the report to Corporate Policy Committee on 12 April 2016;
- 6) The Council has established a tariff of charges for different types of road closure for events, some of which can incur no charges. Playing Out streets are not currently on this tariff.
- 7) To agree that the cost of an application for a Playing Out closure would incur no charges for the period of the pilot.

- moved by Councillor Bagshaw, seconded by Councillor Booth

### **Voting**

For the motion	-	11 votes
For the amendment	-	3 votes

### **Decision**

- 1) To note the decision made by the Corporate Policy and Strategy Committee on 12 April 2016.
- 2) To agree that a pilot would take place from July to October 2016 and that a report would be brought back to Transport and Environment Committee in early 2017 regarding the outcome of the pilot.
- 3) To agree that there would be no cost for residents for up to 20 streets.

- 4) To refer the guidelines and implementation to the Director and the Play Champion in consultation with the Convener and Vice-Convener.

(Reference – Minute of Corporate Policy & Strategy Committee 12 April 2016 (item 1) report by the Executive Director of Place, submitted)

## **7. Minutes**

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### **Decision**

To approve the minute of the Transport and Environment Committee of 15 March 2016, as a correct record.

## **8. Key Decisions Forward Plan**

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The Transport and Environment Committee Key Decisions Forward Plan for June 2016 was submitted.

### **Decision**

- 1) To note the Key Decisions Forward Plan for June 2016.
- 2) To agree that an update report regarding the Bike Hire Scheme would be submitted to the Transport and Environment Committee in August 2016.

(Reference – Key Decisions Forward Plan, submitted)

## **9. Rolling Actions Log**

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The Transport and Environment Committee Rolling Actions Log updated to 7 June 2016 was presented.

### **Decision**

- 1) To note the rolling actions log and to approve the closure of actions 1, 2, 11, 23, 26, 27, 31, 33, and 34.
- 2) To note the expected completion date for rolling actions 16, 18, 19, 21, 24, 28, 29 and 30 had been revised.

(References – Act of Council No 12 of 24 October 2013; Rolling Actions Log 7 June 2016, submitted)

## **10. Transport and Environment Committee Business Bulletin**

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The Transport and Environment Committee Business Bulletin for 7 June 2016 was presented.

## **Decision**

To note the Transport and Environment Committee Business Bulletin.

(Reference - Business Bulletin – 7 June 2016, submitted)

## **11. Sustainable Transport Accreditation and Recognition for Schools (STARS) - Update and Future Proposals**

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An update on the Sustainable Transport Accreditation and Recognition for Schools (STARS) project 2013-16 was provided and approval sought for the continuation of the project after the pilot.

### **Decision**

- 1) To note the progress made by schools participating in STARS in reducing car use, encouraging active travel and tackling road safety.
- 2) To approve the continuation of the STARS model for primary schools after the EU project ends in March 2016.
- 3) To approve an allocation of the road safety revenue and capital budget to support schools working towards accreditation.
- 4) To request an annual progress report, the first being in June 2017.

(References – report by the Executive Director of Place, submitted)

## **12. Pedestrian Crossing Prioritisation 2016-17**

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Approval was sought for an updated pedestrian crossing priority and construction list.

### **Decision**

- 1) To approve the updated pedestrian crossing priority list for 2016/17 detailed in Appendix 1 of the report by the Executive Director of Place.
- 2) To note the locations that did not meet the priority list criteria in Appendix 2 of the report by the Executive Director of Place
- 3) To approve the updated construction list and note the results of the public consultations setting aside any representations, to allow construction to progress, outlined in Appendix 3 of the report by the Executive Director of Place.

(Reference – Minute of Transport, Infrastructure and Environment Committee 28 July 2009 (item 3), report by the Executive Director of Place, submitted)

## **13. Expansion of Recycling Services in Tenements and Flats**

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Details were provided of two pilots that had been undertaken to test new recycling arrangements for areas of high density housing (tenements and flats) and the lessons learnt for enhancing communal recycling provision.

### **Decision**

- 1) To note that the tenement recycling pilots had been successful.
- 2) To note that a further report would be brought forward within three months with a detailed proposal on enhancing recycling provision, including the mix of materials, for tenements and other flats, once the Council has fully considered the implications of the Scottish Government's Household Recycling Charter.

(References – report by the Executive Director of Place, submitted)

## **14. Public Spaces Protocol – update on progress**

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An update regarding work undertaken to deliver a Protocol for Public Spaces in the City Centre, and the timetable for completion was provided.

### **Decision**

- 1) To note progress to date in developing a Public Space Protocol.
- 2) To agree to the consultation approach and overall timetable for the development of the Public Space Protocol.
- 3) To discharge the motion from Councillor Mowat at the meeting of the City of Edinburgh Council on 4 February 2016.
- 4) To refer the report to Regulatory Committee for information.

(Reference – Minute of Transport and Environment Committee 2 June 2015 (item 22); report by the Executive Director of Place, submitted)

## 15. Review of Scientific Services & Mortuary Services

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An update on work to investigate the feasibility of creating a shared Scientific and Public Analyst with other Scottish local authorities and of establishing a shared laboratory and mortuary facility with NHS Lothian was provided. Approval was sought to take both areas of work to the next stage.

- 1) To agree in principle to the necessary actions being undertaken to investigate further the creation of a Scottish Shared Scientific Service, namely:
  - Determining the full financial impact on each local authority partner; and
  - Developing a detailed Business Plan for the new service.
- 2) To note that the Council was participating in the Scottish Shared Service review programme, recognising that this does not commit the Council to joining a shared scientific service.
- 3) To agree in principle to entering into an initial agreement with NHS Lothian to develop an outline business case for a shared Mortuary, Microbiology and other science laboratories at a new build site at the Edinburgh Royal Infirmary Bio Quarter site.
- 4) To agree to accept further reports on the outcome of the financial impact assessment of a Scottish Shared Scientific Service and the outline business case for the shared laboratory and mortuary facility in the Edinburgh Bio Quarter.

(Reference – Minute of Transport and Environment Committee 19 March 2013 (item 21); report by the Executive Director of Place, submitted)

## 16. Appointments to Working Groups, etc 2016/2017

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The Committee was invited to appoint the membership of its Sub-Committees and Working Groups for 2016/2017.

### Decision

- 1) To note that on the 15 March 2016 the Transport and Environment Committee agreed to the formation of the Transport Projects Working Group and the reconstitution of the Future Transport Working Group and the Leith Programme Oversight Group.
- 2) To appoint the Transport and Environment Committee membership of its working groups for 2016/17 as detailed in the appendix to the report by the Chief Executive.
- 3) To dissolve the Duddingston Village Work Group.

- 4) To note the Active Travel Forum would be consulted on the amalgamation of the Active Travel Forum for Cycling and Walking with the Active Travel Forum.

(Reference – Minute of Transport & Environment Committee 15 March 2016 (item 14), report by the Chief Executive, submitted)

## **17. Public Utilities Company Performance 2015/16 Quarter 3 (October, November, December 2015)**

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Details were provided of the performance of Public Utility Companies (PUs) during the period October 2015 to December 2015 (Quarter 3).

### **Decision**

- 1) To note the report and the arrangements for securing an improved level of performance from all Public Utilities
- 2) To note the response to the question raised at the Transport and Environment Committee on 27 October 2015 to approach Scottish Government asking that consideration be given to increasing the fees for fixed penalty notices.
- 3) To note that at recent meetings involving All Party Council Members and officers, senior management representatives of the major Public Utility Companies had given assurances that their performance in Edinburgh would improve.
- 4) To note that disappointingly the latest performance figures do not demonstrate improved performance.
- 5) To instruct that a meeting of the Edinburgh Roadworks Ahead Agreement Working Group would be arranged at an early date to consider further action required in relation to these performance levels, and also how best to progress the outstanding request that all Public Utilities signed up to the Edinburgh Roadworks Ahead Agreement.

(Reference – Minute of Transport & Environment Committee 27 October 2015 (item 9), report by the Chief Executive, submitted)

## **18. Landfill and Recycling**

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An update was provided on performance regarding the amount of non recyclable waste sent to landfill, and the amount of waste recycled for the period April to March 2016.

### **Decision**

To note the contents of the report by the Executive Director of Place

(References – report by the Executive Director of Place, submitted)

## **19. Cleanliness of the City**

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The outcome of the Cleanliness Index Monitoring System (CIMS) assessment of Edinburgh's streets, which had been undertaken by Keep Scotland Beautiful in March 2016, was detailed. The City of Edinburgh Council had achieved a score of 71 with 93% of the streets surveyed achieving the nationally recognised standard of cleanliness.

### **Decision**

To note the content of the report by the Executive Director of Place.

(Reference – report by the Executive Director of Place, submitted)

## **20. Leith Programme - Objections to Redetermination Order - Leith Walk (Brunswick Street to Iona Street)**

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Details were provided Scottish Ministers' decision to confirm the Redetermination Order (RSO) concerning the next phase of the Leith Programme.

### **Decision**

To note the Scottish Ministers' decision to confirm the Redetermination Order (RSO).

(Reference – Minute of Transport & Environment Committee 12 January 2016 (item 18), report by the Executive Director of Place, submitted)

## **21. Objections to Traffic Regulation order TRO/14/64 Braid Hills Drive – Proposed Speed Limit Reduction 50mph to 40mph**

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Details of an objection to a traffic regulation order was provided and agreement sought to set aside the objection to reduce the speed limit on Braid Hills Drive from 50mph to 40mph.

### **Decision**

- 1) To note the responses received to the advertised Traffic Regulation Order.
- 2) To set aside the one objection received and give approval to make the Traffic Regulation Order as advertised.

(References – report by the Executive Director of Place, submitted)

## 22. Residential Parking – Motion by Councillor Orr

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The following motion by Councillor Orr was submitted in terms of Standing Order 29.1.

“This committee:

- 1) Notes that in May 2015 the private contractor pulled out of what were ad hoc arrangements for controlling residential parking in a number of areas in the city including the area in ward 15 between the Pleasance and Dumbiedykes Road and also areas within the Inverleith Ward.
  - 2) Further notes that the now uncontrolled parking arrangements had resulted in severe difficulties for those living in these areas in terms of their ability to park their vehicles near own homes, and that a number of safety risks to residents had also emerged.
  - 3) Instructs parking officials to immediately commence investigation into the implementation of a controlled parking systems, in consultation with local residents, and report back to the committee as soon as possible recommending action to be taken in relation to the above and any other areas similarly affected.
- moved by Councillor Hinds, seconded by Councillor McVey

### Decision

To approve the motion by Councillor Orr.

## 23. Chair

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At this point in the proceedings, the Convener (Councillor Hinds) vacated the Chair and the Vice-Convener (Councillor McVey) assumed the Chair.

## 24. George Street Experimental Traffic Regulation Order, Concluding Report and Design Principles

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An Experimental Traffic Regulation Order (ETRO) had been implemented on George Street from July 2014 to August 2015. The ETRO had partially pedestrianised the street, introduced a cycle lane, and tested the transport implications and wider impacts on all users of the street and the surrounding area. Consultation had taken place with stakeholders concerning the trial layout, the feedback gathered helped to inform the design principles for the long term layout of the street. Approval was sought for the Design Principles contained within Appendix 1 of the report by the Executive Director of Place.

## **Decision**

- 1) To approve the Design Principles contained in Appendix 1 of the report by the Executive Director of Place.
- 2) To authorise officers to explore the most appropriate procurement options in order to expedite the delivery of the next design steps, securing best value for the Council and ensuring the appropriate design and technical expertise required, to develop the Design Principles into a Stage D design, that would be brought back to the Committee for approval as a proposed Traffic Regulation Order.
- 3) To note the positive contribution that the trial approach had brought to design discussions for the public realm project, specifically as a means of encouraging engagement from a wide range of stakeholders.
- 4) To note the letter received from St Andrew and George West Church.

## **Declaration of Interests**

Councillor Gavin Barrie declared a non-financial interest in the above item as a Board member of Essential Edinburgh.

(Reference – Minute of Transport & Environment Committee 29 April 2014 (item 1), report by the Executive Director of Place, submitted)